



Enforcement Division

Advisory

To: ALL RETAILERS OF SMALL OFF-ROAD ENGINE PRODUCTS ALL DISTRIBUTORS OF SMALL OFF-ROAD ENGINE PRODUCTS ALL IMPORTERS OF SMALL OFF-ROAD ENGINE PRODUCTS

Number 353

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SMALL OFF-ROAD ENGINES COMPLIANCE and ENFORCEMENT

The purpose of this advisory is to inform you that the California Air Resources Board (ARB) has promulgated regulations for most equipment powered by internal combustion engines, including, but not limited to, gasoline and diesel powered small off-road engines. The following information will enable you to verify compliance of your existing equipment, and ensure that you only provide compliant equipment for commerce in California.

Since January 1995, all non-preempted small off-road engines offered for sale, sold, or introduced into commerce in California must be certified by the ARB to meet California exhaust emissions standards and related requirements. Beginning with the **2007** model year, the new Tier III standards begin to phase in requiring evaporative emissions control measures in addition to the exhaust controls. The emissions control label(s) for some 2007 and newer products will now state that the engine/equipment meets California exhaust and evaporative standards, either on one label together or on two separate labels. The evaporative requirements do not apply to snow throwers or ice augers, compression ignition (diesel) engines, engines fueled by CNG, propane, LPG, LNG, or farm and construction equipment.

It is recommended that all dealers or retailers of equipment powered by small off-road engines physically verify the compliance status of each floor sample. This can be done by reading the emissions label(s) on the product and verifying that it is certified for sale in California. After the floor models are verified for compliance, ensure that the SKU and/or model numbers of the floor samples match those of the corresponding product you have in stock in boxes or pallets.

Persons offering for sale, selling, or introducing into commerce in California any new small off-road engine that does not comply with ARB's regulations are subject to substantial penalties under the Health and Safety Code. These regulations are strictly enforced and there is no warning or grace period.

For questions about this matter, or for a copy of the regulations, please contact ARB's Public Information Office at 1-800-END-SMOG. You may also view this advisory and all other Enforcement Advisories at <http://www.arb.ca.gov/enf/advs.htm>.