

**State of California
Office of Administrative Law**

In re:
Air Resources Board

Regulatory Action:

Title 17, California Code of Regulations

Adopt sections: 94017

Amend sections: 94010, 94011, 94016

Repeal sections:

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Government Code Section 11349.3


OAL Matter Number: 2015-1124-01

OAL Matter Type: Regular (S)

This rulemaking action by the Air Resources Board (ARB) amends existing certification and test procedures for vapor recovery systems at gasoline dispensing facilities, including the following documents that are incorporated by reference; Definitions for Vapor Recovery Procedures (D-200), Certification Procedure (CP-201) - Certification Procedure for Vapor Recovery Systems at Gasoline Dispensing Facilities, and Certification Procedure (CP-206) - Certification Procedure for Vapor Recovery Systems at Gasoline Dispensing Facilities Using Aboveground Storage Tanks. This action also adopts a new certification procedure for enhanced conventional nozzles, including the adoption of Certification Procedure (CP-207) - Certification Procedure for Enhanced Conventional (ECO) Nozzles and Low Permeation Conventional Hoses for Use at Gasoline Dispensing Facilities.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 4/1/2016.

Date: January 11, 2016



Kevin D. Hull
Senior Attorney

For: DEBRA M. CORNEZ
Director

Original: Richard W. Corey
Copy: Trini Balcazar

REGULAR

STATE OF CALIFORNIA--OFFICE OF ADMINISTRATIVE LAW

NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2015-0217-08	REGULATORY ACTION NUMBER 2015-1124-015	EMERGENCY NUMBER
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<p>RECEIVED FOR FILING PUBLICATION DATE</p> <p>FEB 17 '15 MAR 06 '15</p> <p>Office of Administrative Law</p> <p>NOTICE</p>	<p>2015 NOV 24 P 2:29</p> <p>OFFICE OF ADMINISTRATIVE LAW</p> <p>REGULATIONS</p>
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ENDORSED - FILED
In the office of the Secretary of State
of the State of California

JAN 11 2016

2:06 PM

AGENCY WITH RULEMAKING AUTHORITY AIR RESOURCES BOARD	AGENCY FILE NUMBER (If any)
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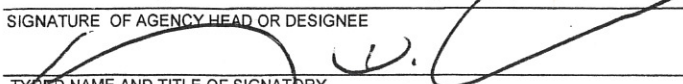
A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE Cert. Procedures for Vapor Recovery Systems	TITLE(S) 17	FIRST SECTION AFFECTED 94010	2. REQUESTED PUBLICATION DATE March 6, 2015
3. NOTICE TYPE <input checked="" type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON Trini Balcazar	TELEPHONE NUMBER 916 445-9564	FAX NUMBER (Optional) 916 322-3928
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	NOTICE REGISTER NUMBER 2015, 10-2	PUBLICATION DATE 3/6/2015	

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Cert. Procedures for Vapor Recovery Systems	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT 94017
	AMEND 94010, 94011, 94016
TITLE(S) 17	REPEAL
3. TYPE OF FILING	
<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)
	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))
	<input type="checkbox"/> File & Print
	<input type="checkbox"/> Other (Specify) _____
	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
	<input type="checkbox"/> Print Only
4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)	
5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)	
<input checked="" type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State
	<input type="checkbox"/> \$100 Changes Without Regulatory Effect
	<input type="checkbox"/> Effective other (Specify) _____
6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY	
<input checked="" type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission
<input type="checkbox"/> Other (Specify) _____	<input type="checkbox"/> State Fire Marshal
7. CONTACT PERSON Trini Balcazar, Regulations Coordinator	TELEPHONE NUMBER 916 445-9564
	FAX NUMBER (Optional) 916 322-3928
	E-MAIL ADDRESS (Optional) Trinidad.Balcazar@arb.ca.gov

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE 	DATE 11/9/2015
TYPED NAME AND TITLE OF SIGNATORY Richard W. Corey, Executive Officer	

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ENDORSED APPROVED

JAN 11 2016

Office of Administrative Law