

**SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
CLEAN FLEET VEHICLE RULES**

**ADVISORY NOTICE TO FLEETS
SUBJECT TO SCAQMD FLEET VEHICLE RULES
1186.1, 1191, 1192, 1193, 1194, 1195, and 1196**

**IMPLEMENTATION OF THE FLEET RULES FOLLOWING
MAY 6, 2005 ORDER OF THE U.S. DISTRICT COURT IN
*ENGINE MANUFACTURERS ASSOCIATION ET AL. V. SOUTH COAST
AIR QUALITY MANAGEMENT DISTRICT***

(Date: July 20, 2005)

The South Coast Air Quality Management District, following the May 6, 2005 Order of the United States District Court, Central District of California, in *Engine Manufacturers Association et al. v. South Coast Air Quality Management District*, is taking the steps described below:

- The Fleet Rules shall be in full force and effect as they apply to state and local public entities, including the State of California, counties, cities, and special districts.
- The SCAQMD will not affirmatively enforce the requirements of the Fleet Rules as they apply to federal public entities.
- The Fleet Rules shall be in full force and effect as they apply to private entities under contract to state or local public entities, including the State of California, counties, cities, and special districts.
- The SCAQMD will not affirmatively enforce the requirements of the Fleet Rules as they apply to private entities that are not under contract to state or local public entities.
- The SCAQMD encourages all fleet operators to purchase clean-fuel vehicles to benefit the environment.

Please review detailed information below regarding the Fleet Rules affecting your vehicle fleets.

Rules 1191 and 1196 -- Clean On-Road Light-, Medium-, and Heavy-Duty Public Fleet Vehicles

Rules 1191 and 1196 shall be in full force and effect, except as they apply to federal public entities.

Rule 1192 – Clean On-Road Transit Buses

Rule 1192 shall be in full force and effect as it applies to public entities, except federal public entities. Rule 1192 shall be in full force and effect as it applies to private transit operators under contract to a transit agency or government agency, so long as such agency is not a federal agency.

Rule 1193 – Clean On-Road Residential and Commercial Refuse Collection Vehicles

Rule 1193 shall be in full force and effect as it applies to public entities, except federal public entities. Rule 1193 shall be in full force and effect as it applies to private solid waste collection fleet operators under contract to or operating under an exclusive license to a government agency, so long as such agency is not a federal agency. The SCAQMD will not take affirmative steps to enforce the requirements of Rule 1193 as it applies to private entities that are not under contract to or operating under an exclusive license to any state or local public entity.

Rule 1194 – Airport Ground Access

Rule 1194 shall be in full force and effect as it applies to public entities, except federal public entities. To the extent that an airport authority provides services with vehicles it owns, the airport authority is considered a public entity. Rule 1194 shall be in full force and effect as it applies to private airport fleet operators under contract to or operating under an exclusive license to a government agency, so long as such agency is not a federal agency. The SCAQMD will not take affirmative steps to enforce Rule 1194 as it applies to private entities that are not under contract to or operating under an exclusive license to any state or local public entity.

Affected airport fleet operators who have purchased vehicles with SCAQMD funding have contractual obligations that the SCAQMD will continue to enforce, including the obligation to operate their vehicles in the South Coast Air Basin.

Rule 1195 – Clean On-Road School Buses

Rule 1195 shall be in full force and effect as it applies to public entities, except federal public entities. Rule 1195 shall be in full force and effect as it applies to private school bus fleet operators under contract to a public entity, so long as such entity is not a federal agency. The SCAQMD will not take affirmative steps to enforce Rule 1195 as it applies to private school bus fleet operators that are not under contract to any state or local public entity, such as a school district.

Rule 1186.1 – Less-Polluting Sweepers

Rule 1186.1 shall be in full force and effect as it applies to public entities, except federal public entities. Rule 1186.1 shall be in full force and effect to the extent that it requires public entities to solicit bids for street-sweeping services from vehicle operators providing clean-fuel street sweepers. Rule 1186.1 shall be in full force and effect as it applies to private fleet operators under contract to a government agency, so long as such agency is not a federal agency.

Rule Exemption Requests

The SCAQMD staff will continue to evaluate exemption requests as provided in each Rule and associated guidance documents.

Fleet Rule Compliance and Enforcement

SCAQMD staff will continue monitoring fleet purchase activities as required under the Fleet Rules. Non-compliant vehicle purchases made by private fleets between May 26, 2004 and the effective date of this Advisory will not be subject to enforcement of the applicable fleet rules. Such private fleets are asked to provide the vehicle identification number for those non-rule compliant vehicles purchased during this period of time for recordkeeping purposes only. As of the effective date of this Advisory, the SCAQMD will resume enforcement actions affecting private fleets consistent with this Advisory.

Effective Date and Subsequent Changes to this Advisory

This Advisory shall be in effect as of August 1, 2005. This Advisory is subject to change and may be superseded by subsequent Advisories or Notices. Specifically, this Advisory may be changed in the future so as to cover additional private fleet operators subject to existing Fleet Rules. Affected fleet operators are advised to check periodically with SCAQMD staff or access the SCAQMD's website at the address shown below for further Advisories or Notices.

There is an overall need to continue to reduce emissions from mobile sources as early as possible. Many alternative-fuel engines are inherently cleaner than conventional-fueled vehicles (in particular, diesel-fueled vehicles) relative to nitrogen oxides and particulate matter (if the diesel vehicle is not equipped with after-treatment controls). Accelerated reductions are needed to meet particulate-matter and ozone air-quality standards as early as practicable.

For More Information

The Fleet Rules are available on the SCAQMD website at: www.aqmd.gov/tao/Fleetrules. This Advisory and any additional status updates will be provided to affected parties and on the website. If you have questions regarding this Advisory's application to your vehicle fleets, please contact:

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