

DRAFT IDLING POLICY

Background

The California Air Resources Board (CARB) has adopted a regulation to reduce oxides of Nitrogen (NO_x) and particulate matter (PM) emissions from In-Use, Off-Road Diesel vehicles 25 horsepower and greater. This regulation became effective under California law on June 15, 2008. The regulation requires all off-road equipment fleets to limit idling to no more than five (5) minutes and for fleets with greater than 2,500 horsepower to adopt a written idling policy. The five-minute idling limit became effective on June 15, 2008 while the written idling policy must be in place no later than March 1, 2009.

This document is intended to satisfy the requirement to have a written idling policy. This policy will be made available to operators of equipment subject to the regulation. The five-minute idling limit will also be reiterated periodically during safety meetings or at other times when regulatory compliance is discussed.

Accessing Information Regarding the In-Use, Off-Road Diesel Regulation

CARB's Off-Road Diesel home page may be accessed at <http://www.arb.ca.gov/msprog/ordiesel/ordiesel.htm>. This home page contains link to the regulation language, fact sheets and reporting forms. The idling restrictions are listing in the final regulation order on page 15, section 2449(d)(3).

Policy Statement

As of June 15, 2008 it is the policy of (insert Company Name) that no vehicle or engine subject to the In-Use, Off-Road Regulation may idle for more than five (5) consecutive minutes unless specifically exempted by the regulation or where a waiver has been obtained from CARB.

Exemptions from Idling Restrictions

It is acceptable to exceed the idling limit in the following cases:

1. Idling when queuing
2. Idling to verify that the vehicle is in safe operation condition
3. Idling for testing, servicing, repairing or diagnostic purposes
4. Idling necessary to accomplish work for which the vehicle was designed (such as operating a crane)
5. Idling required to bring the machine system to operating temperature
6. Idling necessary to ensure safe operation of the vehicle

Waivers Obtained from CARB

In addition to the exemptions specifically listed in the regulation (see preceding section), the following waivers from the five-minute idling limit have been obtained from CARB:

(List Company-Specific Waivers Obtained)

Operators requesting that additional waivers be obtained should contact (insert Company Contact information).

A list of waivers, including a list of vehicle types and applications that are exempt from idling restrictions, will be made available by CARB on the Off-Road Diesel homepage at <http://www.arb.ca.gov.msprog/ordiesel/ordiesel.htm>.

Penalties for Non-Compliance

Health and Safety Code, Sections 39674 (a) and (b) authorize civil penalties for the violation of programs for the regulation of toxic air contaminants. As a matter of policy, CARB will assess a minimum civil penalty of \$300 for a first-time violation of the idling requirements of the In-Use, Off-Road regulation. Subsequent penalties can be up to \$1,000 to \$10,000. The standard for assessing penalties is one of strict liability. The equipment owner, renter or lessee will be responsible for any penalties.

The CARB Enforcement Advisory for idling is available online from CARB's web site at <http://www.arb.ca.gov.msprog/ordiesel/guidance/idling.pdf>.

Questions Regarding this Policy

Questions regarding company policy related to the idling restrictions of the In-Use, Off-Road Diesel regulation can be directed to (insert Company Contact).