



COMPLIANCE ASSISTANCE BULLETIN
June 2010

District Registered Portable Diesel Engines

Effective January 1, 2010, The State of California's Airborne Toxic Control Measure (ATCM) for Diesel-Fueled Portable Engines prohibits the use within the state of non-certified (e.g. Tier 0) engines having a maximum rated horsepower of 50 brake horsepower and greater. However, a limited number of exceptions to this requirement apply for portable engines operating under a valid registration as of December 31, 2009.

Exceptions:

- Any owner or operator of portable diesel-fueled engines may select specific non-certified engines to continue to operate beyond the January 1, 2010, deadline, and until December 31, 2010, subject to the following requirements:
 - The engine(s) selected must have had current, valid District registration(s) as of December 31, 2009; and
 - The selection(s) must be submitted to the District in writing by no later than June 30, 2010; and
 - The owner or operator may select one (1) engine with no restriction for maximum rated brake horsepower; or
 - No more than five (5) engines not to exceed 500 cumulative maximum rated brake horsepower.

- Any owner or operator of portable diesel-fueled engines used exclusively in emergency applications or that qualify as low-use engines (< 80 hours/year) may continue to operate these specific non-certified engines beyond January 1, 2010, subject to the following requirements:
 - The owner or operator must commit to replacing these engines with Tier 4 certified engines; and
 - The owner or operator must submit a written notification to the District by June 30, 2010, identifying the specific engines which are to be designated as emergency or low-use and which are intended to be replaced with Tier 4 certified engines; and
 - The owner or operator must replace each engine so identified within two (2) years of the first engine being offered for sale that satisfies the Tier 4 emission standards in the applicable brake horsepower range.
 - Should such an engine, for business or economic reasons, not continue to operate until replaced by a Tier 4 unit, the District shall be notified within 30 days of cessation of use, and that engine will be retired without replacement.
 - Should such an engine irreparably break down, the replacement engine shall be certified to the most stringent of federal or state emission standards for non-road engines at the time of replacement.

**For assistance please call the appropriate District Small Business Assistance number:
Modesto Office 209-557-6446 Fresno Office 559-230-5888 Bakersfield Office 661-392-5665**

Northern Region Office
4800 Enterprise Way
Modesto, CA 95356-8718
(209) 557-6400 ♦ FAX (209) 557-6475

Central Region Office
1990 East Gettysburg Avenue
Fresno, CA 93726-0244
(559) 230-6000 ♦ FAX (559) 230-6062

Southern Region Office
34946 Flyover Court
Bakersfield, CA 93308-9725
(661) 392-5500 ♦ FAX (661) 392-5585