NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

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| **1.** | **Notifying Member:** United States of America **If applicable, name of local government involved (Article 3.2 and 7.2):** State of California |
| **2.** | **Agency responsible:** Environmental Protection Agency, Air Resources Board, State of California [1658]**Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:** Please submit comments to: USA WTO TBT Enquiry Point, Email: usatbtep@nist.gov |
| **3.** | **Notified under Article 2.9.2 [****],** **2.10.1 [****],** **5.6.2 [****],** **5.7.1 [****],** **other** **[X]:** |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** Vehicle add-on or modified parts; Road vehicles in general (ICS 43.020), Road vehicle systems (ICS 43.040) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Proposed Procedures for the Exemption of Add-on and Modified Part(s) for On-Road Vehicles/Engines (4 page(s), in English) |
| **6.** | **Description of content:** Proposed Rule - Amends rules to incorporate by reference various federal regulations and test methods. The United States Environmental Protection Agency (U.S. EPA) has adopted regulations applicable to aftermarket parts in the Code of Federal Regulations, title 40, part 85. Federally, an aftermarket emission control device is covered under U.S. EPA's 1974 "Interim Tampering Enforcement Policy." However, these regulations establish only a voluntary self-certification program. In contrast, the California Air Resources Board's (CARB) aftermarket parts procedures require aftermarket part manufacturers to receive and obtain an exemption before they can offer parts for sale in California. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Protection of the environment |
| **8.** | **Relevant documents:** * No. 23-Z, California Regulatory Notice Register 5 June 2020 (pages 800-804):

<https://oal.ca.gov/wp-content/uploads/sites/166/2020/06/2020-Notice-Register-Number-23-Z-June-5-2020.pdf>* Procedures for the Exemption of Add-On and Modified Part(s) for On Road Vehicles/Engines:

<https://ww2.arb.ca.gov/rulemaking/2020/ampts2020>* California Code of Regulations (CCR) Title 13. Motor Vehicles; Division 3. Air Resources Board; Chapter 4. Criteria for the Evaluation of Motor Vehicle Pollution Control Devices and Fuel Additives; Article 2. Aftermarket Parts; Section 2222, 2224:

<https://govt.westlaw.com/calregs/Browse/Home/California/CaliforniaCodeofRegulations?guid=IC48552E1D46911DE8879F88E8B0DAAAE&transitionType=Default&contextData=%28sc.Default%29> |
| **9.** | **Proposed date of adoption:** To be determined**Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 20 July 2020 |
| **11.** | **Texts available from: National enquiry point [** **]** **or address, telephone and fax numbers and email and website addresses, if available, of other body:** <https://members.wto.org/crnattachments/2020/TBT/USA/20_4263_00_e.pdf> |