

31 January 2025

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Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

Addendum

The following communication, dated 31 January 2025, is being circulated at the request of the delegation of the <u>United States of America</u>.

Title: Small Off-Road Engine Regulations: Transition to Zero Emissions

Reason for Addendum:	
[]	Comment period changed - date:
[]	Notified measure adopted - date:
[]	Notified measure published - date:
[]	Notified measure enters into force - date:
[]	Text of final measure available from¹:
[]	Notified measure withdrawn or revoked - date: Relevant symbol if measure re-notified:
[]	Content or scope of notified measure changed and text available from ¹ : New deadline for comments (if applicable):
[X]	Interpretive guidance issued and text available from¹: The California Air Resources Board (CARB) has issued a Manufacturers Advisory Correspondence (MAC) clarifying the implementation of the Small Off-Road Engine (SORE) regulations for model year 2024 and 2025 small off-road engines entitled "Guidance for Model Year 2024 and 2025 Small Off-Road Engines", at https://ww2.arb.ca.gov/sites/default/files/classic/msprog/nvepb/macs/ MACs/mac202501/MAC% 20ECCD-2025-01 signed.pdf
[]	Other: <pre>https://members.wto.org/crnattachments/2025/TBT/USA/25 01106 00 e.pdf https://members.wto.org/crnattachments/2025/TBT/USA/25 01106 01 e.pdf</pre>

Description: The U.S. Environmental Protection Agency (EPA) has granted the California Air Resources Board's (CARB) authorization request for the 2016 and 2021 amendments to the small off-road engine (SORE) regulations. The purpose of this broadcast is to inform affected parties that a Manufacturers Advisory Correspondence (MAC), clarifying the implementation of the Small Off-Road Engine (SORE) regulations for model year 2024 and 2025 small off-road engines, has been issued. The regulations apply to manufacturers, sellers, retailers, and distributors producing,

¹ This information can be provided by including a website address, a pdf attachment, or other information on where the text of the final/modified measure and/or interpretive guidance can be obtained.

distributing, and selling new spark-ignition engines less than or equal to 25 horsepower. CARB's SORE regulations require that they certify and label those engines.

Background: On 9 December 2021, CARB approved for adoption more stringent exhaust and evaporative emission standards and requirements for model year 2024 and subsequent SORE. CARB submitted a request on 20 December 2022, that U.S. EPA grant California authorization to enforce CARB's 2016 amendments to the evaporative emission regulations as well as the 2021 amendments to the SORE regulations under Section 209(e) of the Clean Air Act. U.S. EPA held a public hearing on 27 June 2023 and provided a public comment period from 23 May 2023 to 28 July 2023, to consider CARB's request. On 6 January 2025, U.S. EPA published its Notice of Decision to grant CARB's authorization request in the Federal Register. Because model year 2025 was already underway, CARB issued a MAC that describes how it intends to transition the implementation of the regulations throughout model year 2025 into model year 2026.

Amendments to the Small Off-Road Engine Regulations: Transition to Zero Emissions: https://ww2.arb.ca.gov/rulemaking/2021/sore2021

Petitions for review must be filed by 7 March 2025.

U.S. EPA Decision Document

WTO Members and their stakeholders are asked to submit petitions for review to the <u>USA TBT Enquiry Point</u>. Petitions for review received by the USA TBT Enquiry Point from WTO Members and their stakeholders by <u>4pm Eastern Time</u> on 7 March 2025 will be shared with EPA if received within the comment period.