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*This Advisory is provided to inform you about activities of the District which may affect your operation. It will assist you in your efforts to achieve and maintain compliance with applicable air pollution rules and regulations.*

**ATTENTION: OWNERS AND OPERATORS OF NON-CERTIFIED PORTABLE DIESEL ENGINES (TIER 0 ENGINES)**

**SUBJECT: MODIFICATION OF TIER 0 PORTABLE DIESEL ENGINES TO EMERGENCY OR LOW USE**

Please be advised that effective December 31, 2009 most non-certified portable diesel engines (also known as Tier 0 engines) must be phased out and will not be legal to operate<sup>1</sup>. If you have a Tier 0 engine that is currently permitted with the Bay Area Air Quality Management District (District) or registered under the California Air Resources Board (CARB) Portable Equipment Registration Program (PERP), you may be eligible to continue operating these engines but you must change your permit/registration to an emergency use or low-use (<80 hours per calendar year) engine. Please refer to Section 93116.2 (11) in the Air Toxic Control Measure (ATCM) for *Diesel Particulate Matter from Portable Engines Rated at 50 Horsepower and Greater* for the definition of "Emergency" and Section 93116.2 (21) for the definition of "low usage."

To be eligible to modify your District-permitted or CARB registered Tier 0 engine(s) you must meet one of the following criteria:

1. Have a valid District Permit to Operate and submit a permit modification application to the District by December 31, 2009; or
2. Have a valid District Permit to Operate and register with CARB under the Portable Equipment Registration Program (PERP) prior to December 31, 2009 as an emergency or low usage engine, but only if your engine was permitted with the District prior to January 1, 2006; or
3. Have a current CARB portable equipment registration and submit a registration modification to CARB by December 31, 2009.

Please note that this is a one-time designation to low use/emergency status that cannot be later modified under the District permitting or CARB registration requirements.

<sup>1</sup>Non-certified, Tier 0 Agricultural Diesel Engines are not subject to the phase-out at this time

**If you have any further needs, please call the District at the following numbers:**

 For questions regarding this Advisory, contact Janet Simon, Air Quality Specialist, at [jsimon@baaqmd.gov](mailto:jsimon@baaqmd.gov) or (415) 749-4780.

 For permit assistance, contact Douglas Hall, Supervising Air Quality Engineer at [dhall@baaqmd.gov](mailto:dhall@baaqmd.gov) or (415) 749-4706.

Kelly J. Wee  
Director of Compliance and Enforcement