

TRANSMITTAL 1

REVISED 10-29-07

PORT OF LOS ANGELES – TARIFF NO. 4

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SECTION TWENTY CLEAN AIR ACTION PLAN – GENERAL RULES AND REGULATIONS		Item No.
<p>DEFINITIONS HEAVY DUTY DRAYAGE TRUCKS</p> <p>For purposes of Items 2000 through 2025, the following definitions shall apply:</p> <p>“ARB” means the California Air Resources Board.</p> <p>“Authorized Emergency Vehicle” is as defined in Vehicle Code section 165.</p> <p>“CARB Diesel Fuel” is Diesel Fuel certified by ARB as meeting the fuel specification standards set forth at title 13, California Code of Regulations (CCR) section 2280 et seq.</p> <p>“Compliance Label” is a tag issued by ARB under the Drayage Truck Registry for Drayage Trucks operated at the ports and intermodal rail yards that meet ARB requirements and compliance schedules.</p> <p>“Dedicated Use Vehicles” are On-Road Vehicles that do not have separate tractors and trailers, including auto transports, fuel delivery vehicles, concrete mixers; mobile cranes and construction equipment.</p> <p>“Diesel Fuel” means any fuel that is commonly or commercially known, sold, or represented by the supplier as diesel fuel, including any mixture of primarily liquid hydrocarbons – organic compounds consisting exclusively of the elements carbon and hydrogen – that is sold or represented by the supplier as suitable for use in an internal combustion, compression – ignition engine.</p> <p>“Diesel-Fueled” means a compression - ignition engine fueled by Diesel Fuel, CARB Diesel Fuel, or jet fuel, in whole or part, including liquid natural gas engines using diesel-fuel for pilot ignition.</p> <p>“Diesel Particulate Matter” or “PM” means the particles emitted in the exhaust of Diesel-Fueled compression ignition engines.</p> <p>“Drayage Truck” means any in-use On-Road Vehicle with a Gross Vehicle Weight Rating of 33,000 pounds or greater operating on property owned by the Port of Los Angeles for the purpose of loading, unloading or transporting cargo, including containerized, bulk, break-bulk and neo-bulk goods. Drayage Truck does not include Dedicated Use Vehicles, Authorized Emergency Vehicles, Military Tactical Support Vehicles or Yard Trucks.</p> <p>“Drayage Truck Owner” means: (a) the person registered as the owner of a Drayage Truck with the Department of Motor Vehicles, or its equivalent in another state, province, or country; or the International Registration Plan; or (b) the Lessee of a Drayage Truck, as indicated on the Drayage Truck’s registration pursuant to Vehicle Code section 4453.5.</p>		<p>+ 2000</p>
See Item 10 for explanation of abbreviations and symbols.		
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<p style="text-align: center;">DEFINITIONS HEAVY DUTY DRAYAGE TRUCKS --Continued</p> <p>“Drayage Truck Registry” or “DTR” is a database that contains information on trucks that conduct business on Port Property at the Ports of Los Angeles and Long Beach.</p> <p>“Gross Vehicle Weight Rating” is defined in Vehicle Code Section 350.</p> <p>“International Registration Plan” is a registration reciprocity agreement among states of the United States and provinces of Canada providing for payment of license fees on the basis of total distance operated in all jurisdictions.</p> <p>“Lessee” has the same meaning as in Vehicle Code section 371.</p> <p>“Military Tactical Support Vehicles” is as defined in title 13, CCR, section 1905.</p> <p>“On-road” means a vehicle that is designed to be driven on public highways and roadways and that is registered or is capable of being registered by the California Department of Motor Vehicles (DMV) under Vehicle Code sections 4000 et seq., or DMV’s equivalent in another state, province, or country; or the International Registration Plan.</p> <p>“Oxides of nitrogen (NOx)” means compounds of nitrogen and oxygen, including nitric oxide and nitrogen dioxide.</p> <p>“Port Property” means property owned by the Port of Los Angeles within the Harbor District of Los Angeles.</p> <p>“Terminal” is any facility on Port Property used for the transfer of cargo from one mode to another, including container terminals, break-bulk terminals, dry bulk terminals and off-dock railyards.</p> <p>“Terminal Operator” is the entity with contractual authority from the Port of Los Angeles to operate a Terminal.</p> <p>“Radio Frequency Identification Device” or “RFID” is an electronic device issued by or on behalf of the Port of Los Angeles, installed on a Drayage Truck and which will enable the Terminal Operator to determine:</p> <p>Drayage Truck Owner’s name, address, phone numbers, email address, and fax number; Drayage Truck engine make, model, and model year; Drayage Truck vehicle identification number (VIN); Drayage Truck vehicle license number and state of issuance; On and after October 1, 2008, that the Drayage Truck complies with Item 2010. On and after January 1, 2010, that the Drayage Truck complies with Item 2015. On and after January 1, 2012, that the Drayage Truck complies with Item 2020.</p>	+ 2000
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<p style="text-align: center;">DEFINITIONS HEAVY DUTY DRAYAGE TRUCKS –Continued</p> <p>“Vehicle” is as defined in Vehicle Code Section 670.</p> <p>“Verified Diesel Emission Control Strategy (VDECS)” is an emission control strategy that has been verified pursuant to the “Verification Procedure, Warranty and In-Use Compliance Requirements for In-Use Strategies to Control Emissions from Diesel Engines” in Title 13, California Code of Regulations, commencing with section 2700, and incorporated by this reference.</p> <p>“Yard Truck” means an off-road mobile utility vehicle used to carry cargo containers with or without chassis; also know as utility tractor rig (UTR), yard tractor, yard goat, yard hostler, or prime mover.</p>		<p>+ 2000</p>
<p style="text-align: center;">AUGUST 1, 2008 RFID READER DEADLINE</p> <p>By August 1, 2008, at 8:00 a.m., all Terminal Operators shall have installed RFID readers at all truck processing gates or have obtained written consent from the Port of Los Angeles to use an alternative means of controlling truck access to the Terminal. A Compliance Label issued by ARB is an acceptable alternative means of controlling truck access to any Terminal.</p>		<p>+ 2005</p>
<p style="text-align: center;">OCTOBER 1, 2008 DRAYAGE TRUCK DEADLINE</p> <p>Beginning October 1, 2008, at 8:00 a.m., no Terminal Operator shall permit access into any Terminal in the Port of Los Angeles to:</p> <p>(1) any Drayage Truck of model year 1988 or older, or</p> <p>(2) any Drayage Truck that is not equipped with an RFID or approved alternative as set forth in Item 2005.</p>		<p>+ 2010</p>
<p>See Item 10 for explanation of abbreviations and symbols.</p>		
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<p>JANUARY 1, 2010 DRAYAGE TRUCK DEADLINE</p> <p>Beginning January 1, 2010, at 8:00 a.m., no Terminal Operator shall permit access into any Terminal in the Port of Los Angeles to any Drayage Truck that is not equipped with:</p> <p>(a) a 1994 – 2003 model year engine certified to California or federal emission standards, and a level 3 VDECS which achieves a minimum 85% reduction in PM emissions and a minimum 25% reduction in NO_x emissions; or</p> <p>(b) a 2004 or newer model year engine certified to California or federal emission standards. Compliance with these requirements must be evidenced by RFID or approved alternative evidence as set forth in Item 2005.</p>		<p>+ 2015</p>
<p>JANUARY 1, 2012 DRAYAGE TRUCK DEADLINE</p> <p>Beginning January 1, 2012, at 8:00 a.m., no Terminal Operator shall permit access into any Terminal in the Port of Los Angeles to any Drayage Truck that is not equipped with an engine that meets or exceeds 2007 model year California or federal heavy-duty Diesel-Fueled On-Road emission standards. Compliance with this requirement must be evidenced by RFID or approved alternative evidence as set forth in Item 2005.</p>		<p>+ 2020</p>
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<p style="text-align: center;">DRAYAGE TRUCK REGISTRY AND RFID REQUIREMENTS</p> <p>1. Drayage Truck Owners doing business on Port Property must register Drayage Trucks with the DTR database by June 30, 2008.</p> <p>2. Drayage Truck Owners shall provide documentary evidence of following information to be entered in the DTR database, including but not limited to:</p> <ul style="list-style-type: none"> (a) Truck Owner name, address, phone numbers, email address, and fax number; (b) Drayage Truck engine make, model, and model year; (c) Drayage Truck vehicle identification number (VIN); (d) Drayage Truck vehicle license number and state of issuance; (e) Drayage Truck model year; (f) Drayage Truck engine model year; (g) Drayage Truck VDECS equipment <p>3. After the initial registration, the Drayage Truck Owner shall update the DTR with any changes to the information in the DTR database within thirty days of the change.</p> <p>4. Upon receipt of an RFID or approved alternative evidence as set forth in Item 2005, the Drayage Truck Owner shall affix the RFID or alternative compliance label to the Drayage Truck.</p>	+ 2025
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