1	ALBUQUERQUE/BERNALILLO COUNTY AIR QUALITY CONTROL BOARD
2	RESOLUTION #2009-2
3 4 5 6 7 8	ADOPTING AMENDMENTS TO ALBUQUERQUE-BERNALILLO COUNTY AIR QUALITY CONTROL BOARD REGULATION 20.11.104 NMAC, <i>EMISSION STANDARDS FOR NEW MOTOR VEHICLES</i> BY MAKING MINOR LANGUAGE MODIFICATIONS TO CLARIFY THAT CERTAIN PROGRAM REQUIREMENTS ARE TO BE ACCOMPLISHED ON A STATEWIDE BASIS
9	Whereas, the New Mexico Air Quality Control Act ("Air Act"), NMSA 74-2-5, requires the
10	Albuquerque/Bernalillo County Air Quality Control Board ("Air Board"), to "adopt, promulgate,
11	publish, amend and repeal regulations consistent with the Air Quality Control Act to attain and
12	maintain national ambient air quality standards and prevent or abate air pollution, including regulations
13	prescribing air standards" within Bernalillo County, and to meet requirements of the United States
14	Clean Air Act, the City of Albuquerque and Bernalillo County Joint Air Quality Control Board
15	Ordinances, and the Albuquerque/Bernalillo County Air Quality Control Board ("Air Board")
16	Regulations; and
17	Whereas, on February 11, 2009, the Air Board held a public hearing in the Vincent E. Griego
18	Chambers in the basement of the Albuquerque/Bernalillo County Government Center, One Civic Plaza
19	NW, in Albuquerque, New Mexico, and the hearing was held consistent with the notice requirements
20	of the New Mexico Air Quality Control Act; and
21	Whereas, on February 11, 2009, the Air Board met and determined that amending the local Air
22	Quality Control Board regulation 20.11.104 NMAC, Emission Standards for New Motor Vehicles to
23	adopt minor modifications to the language to clarify that certain program requirements are to be
24	accomplished on a statewide basis, with NMED being the point of contact for the manufacturers; and
25	Whereas, at the February 11, 2009 public hearing, testimony was presented to establish a

present need, or a reasonably anticipated future need, which exists to warrant taking the following

1	actions.
2	NOW, THEREFORE BE IT RESOLVED BY THE BOARD THAT:
3	1. Regarding 20.11.104 NMAC, Emission Standards for New Motor Vehicles, the Board hereby
4	adopts the amendments to 20.11.104 NMAC as proposed in AQD Exhibit 1, which was admitted at the
5	February 11, 2009 hearing.
6	2. The effective date of the amendments to 20.11.104 NMAC shall be March 15, 2009.
7	3. Staff is directed to submit the amendments to 20.11.104 NMAC to the State Records Center
8	in the format currently required by the State Records Center, without changing the substance of the
9	amendments as adopted by the Air Board on February 11, 2009.
10	[WITH THE FOLLOWING CHANGES:]
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7	DARGED AND ADOPTED THIS 11th DAY OF FEDDILADY 2000
8 9	PASSED AND ADOPTED THIS 11th DAY OF FEBRUARY, 2009 BY A VOTE OF FOR AND AGAINST.
20	Absent:
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22 23	
23 24	Mike Minturn Chair
25	Albuquerque-Bernalillo County
6 7	Air Quality Control Board
27 28	Attest:
29 30	Isreal Tavarez, Secretary