

June 15, 2026

Steven Cliff, Ph.D.
Executive Officer
California Air Resources Board
1001 "I" Street
Sacramento, CA 95814

**REGARDING: SCCA COMMENTS ON SECOND NOTICE OF PUBLIC AVAILABILITY OF MODIFIED TEXT –
PROPOSED AMENDMENTS TO THE ADVANCED CLEAN FLEETS REGULATION**

Dear Executive Director Cliff:

The Southern California Contractors Association (SCCA) is submitting the following comments regarding the California Air Resources Board's (CARB) Second Notice of Public Availability of Modified Text regarding Proposed Amendments to the Advanced Clean Fleets Regulation (ACF). SCCA is concerned that the modified text does not clearly express that contracted private construction vehicles/fleets performing public work projects for public agencies are not intended to be subject to the requirements for regulatory compliance.

By way of background, SCCA is a trade association of union engineering contractors that was established in 1974. SCCA members annually complete about 12 million personnel hours of public works construction. Its members include a wide range of businesses from large general contractors to small subcontractors. All SCCA contractors are signatory to the operating engineers, laborers, carpenters and/or the teamsters unions. SCCA members build public and private infrastructure throughout the region and the state.

SCCA is a member of the Construction Industry Air Quality Coalition (CIAQC) that has also submitted comments on the Second 15-day draft as well as during previous public comment periods through the regulatory development process. SCCA supports those comments expressed by CIAQC.

The inclusion of private fleet construction vehicles toward regulatory compliance represents a substantive modification from the amended language released July 29, 2025. The Advanced Clean Fleets Guidance dated June 1, 2026, contains, "Key Updates in the Second 15-Day Modifications." In the guidance, it is stated that CARB is addressing confusion regarding vehicles under contract to State and local government agencies, and that the guidance clarifies requirements as intended in the initial ACF amendment language released on July 29, 2025, including, "Private fleets are not subject to the ACF State and local government regulations." However, in the second 15-Day notice dated June 1, 2026, CARB has



determined that additional modifications are appropriate for the proposed amendments and states, "These changes make explicit the existing requirement that vehicles being operated by State and local governments, include those through a contractual arrangement, are part of the government entity's fleet for purposes of the regulation."

This modification does not provide clarity that private construction fleets with vehicles performing contracted public works projects will not be impacted by the regulation and are exempted from it.

Private contractor firms are selected by agencies for public works projects in an open competitive bidding environment based on price and experience, not the vehicles to be utilized on a project. Vehicles used on construction projects are transitory and can be used on various public works projects being performed concurrently by a firm. To include contractor private fleet vehicles in an agency's covered fleet would create confusion and possible double counting of vehicles in reporting and regulatory compliance and is simply not appropriate and beyond the scope the ACF regulation. The second 15-Day change does not provide enough clarification to ensure that private fleets are not subject to the ACF State and local government regulations.

The association appreciates your consideration of our comments. Should you have any questions, you are encouraged to contact either Clayton Miller at 657 223-0800 or Todd Bloomstine at 916 444-9453.

Sincerely,



Charlie Nobles,
Executive Director

