

MAINE STATE LEGISLATURE

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NATURAL RESOURCES

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STATE OF MAINE
SENATE
119TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 868, L.D. 2278, Bill, "An Act to Amend the Low-emission Vehicle Program"

Amend the bill by striking out all of section 1 and inserting in its place the following:

Sec. 1. 38 MRSA §585-D, as amended by PL 1997, c. 364, §§37 and 38, is further amended to read:

§585-D. New motor vehicle emission standards

Subject to the provisions of this section, the Board may adopt and enforce standards that meet the requirements of the federal Clean Air Act, Section 177, 42 United States Code, Section 7507 relating to control of emissions from new motor vehicles or new motor vehicle engines. These standards, known as a "low-emission vehicle program," must be designed to prevent air pollution and achieve and maintain ambient air quality standards within the State. The board may implement a low-emission vehicle program only when:

1. New England states adoption. Massachusetts, Connecticut and at least one other New England state, excluding this State, have adopted a low-emission vehicle program that meets the requirements of the federal Clean Air Act, Section 177, 42 United States Code, Section 7507 and the first motor vehicle model year that is required to meet standards under the low-emission vehicle program in Maine is not an earlier model year than the first model year required to meet standards under a low-emission vehicle program in any of these 3 New England states, and

2. Ozone transport region adoption. Jurisdictions comprising more than 60% of the total registrations of new

COMMITTEE AMENDMENT

passenger-cars-in-the-ozone-transport-region-have-adopted-a
2 low-emission-vehicle-program-that-meets-the-requirements-of-the
federal-Clean-Air-Act,-Section-177,-42-United-States-Code,
4 Section-7507-and-the-first-model-year-required-to-meet-standards
under-the-low-emission-vehicle-program-in-any-of-those-states-is
6 not-later-than-motor-vehicle-model-year-2000.--For-purposes-of
this-paragraph,-"ozone-transport-region"-means-the-states-of
8 Connecticut,-Delaware,-Maine,-Maryland,-Massachusetts,-New
Hampshire,-New-Jersey,-New-York,-Pennsylvania,-Rhode-Island-and
10 Vermont,-and-the-consolidated-metropolitan-statistical-area-that
includes-the-District-of-Columbia.

12
14 The department may not implement the low-emission vehicle
program if the implementation of that program includes the
16 adoption, sale, or use of any-type-of the reformulated gasoline
other-than-the-federal-reformulated-gasoline-that-is-certified-by
18 the-United-States-Environmental-Protection-Agency-under-42-United
States-Code,-Section-7545(k) approved for sale and use in states
other-than California.

20
22 The-commissioner-shall-complete-a-study-of-zero-emission
vehicles-and-submit-a-report-to-the-joint-standing-committee-of
the-Legislature-having-jurisdiction-over-natural-resources
24 matters-no-later-than-January-1,-2000.--This-study-must-include
an-examination-of-zero-emission-vehicle-technology,-price,
26 performance-and-consumer-acceptability-and-implementation-issues
relating-to-use-of-these-vehicles-in-the-State.--The-study-must
28 recommend-any-rulemaking-necessary-for-the-board-to-establish-a
zero-emission-vehicle-program-that-is-appropriate-for-the-State
30 and-a-schedule-that-provides-the-automobile-manufacturers-with-a
minimum-2-year-lead-time-prior-to-implementation-of-such-a
32 program. Any rules establishing a zero-emission vehicle program
are major substantive rules pursuant to Title 5, chapter 375,
34 subchapter II-A.

36 38 SUMMARY

40 This amendment, which is the majority report of the Joint
Standing Committee on Natural Resources, preserves that portion
42 of the bill that removes the state triggers for the low-emission
vehicle program. The amendment also provides that the
44 low-emission vehicle program may not include the adoption, sale
or use of California reformulated gasoline. The amendment also
46 removes obsolete language concerning a study that was due January
1, 2000.