

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



119th MAINE LEGISLATURE

SECOND REGULAR SESSION-1999

Legislative Document

No. 2278

S.P. 868

Received by the Secretary, December 8, 1999

An Act to Amend the Low-emission Vehicle Program.

Received by the Secretary of the Senate on December 8, 1999. Referred to the Committee on Natural Resources and ordered printed pursuant to Joint Rule 308.2.

Submitted by the Department of Environmental Protection pursuant to Joint Rule 204.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator LIBBY of York.
Cosponsored by Representative MARTIN of Eagle Lake and
Representative: TOBIN of Windham.

Be it enacted by the People of the State of Maine as follows:

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

6 **§585-D. New motor vehicle emission standards**

8 Subject to the provisions of this section, the Board may
10 adopt and enforce standards that meet the requirements of the
12 federal Clean Air Act, Section 177, 42 United States Code,
14 Section 7507 relating to control of emissions from new motor
16 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:~~

18 ~~1. New England states adoption. Massachusetts, Connecticut
20 and at least one other New England state, excluding this State,
22 have adopted a low emission vehicle program that meets the
24 requirements of the federal Clean Air Act, Section 177, 42 United
26 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~~

28 ~~2. Ozone transport region adoption. Jurisdictions
30 comprising more than 60% of the total registrations of new
32 passenger cars in the ozone transport region have adopted a
34 low emission vehicle program that meets the requirements of the
36 federal Clean Air Act, Section 177, 42 United States Code,
38 Section 7507 and the first model year required to meet standards
40 under the low emission vehicle program in any of those states is
not later than motor vehicle model year 2000. For purposes of
this paragraph, "ozone transport region" means the states of
Connecticut, Delaware, Maine, Maryland, Massachusetts, New
Hampshire, New Jersey, New York, Pennsylvania, Rhode Island and
Vermont, and the consolidated metropolitan statistical area that
includes the District of Columbia.~~

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

50 The commissioner shall complete a study of zero-emission

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

14

16

SUMMARY

18

This bill repeals the state triggers for the low-emission
vehicle program and the language concerning the reformulated
20 gasoline program.

20