

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
116TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 561, L.D. 758, Bill, "An Act Regarding Automobile Air Emission Standards"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

Sec. 1. 38 MRSA 585-D is enacted 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 those 3 New England States; and

2. Ozone transport region adoption. Jurisdictions comprising more than 60% of the total registrations of new passenger cars and light-duty trucks in the ozone transport region 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 model year required to meet standards under the low-emission vehicle program in any of those states is not later than motor vehicle model year 1998. 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.

The department may not implement the low-emission vehicle program if the implementation of that program includes the adoption, sale, or use of any type of reformulated gasoline other 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.

FISCAL NOTE

The Board of Environmental Protection may incur some minor additional costs to revise certain rules relating to the low-emission vehicle program. These costs can be absorbed within the board's existing budgeted resources.

STATEMENT OF FACT

The amendment replaces the bill. It permits the Board of Environmental Protection to adopt a low-emission vehicle program known as the "California LEV program," but prohibits the board from subjecting motor vehicles to those low-emission standards unless a critical mass of states also require motor vehicles to be subject to those standards by a certain date. Before the board can apply these standards to a motor vehicle model year, Massachusetts, Connecticut and at least one other New England state must have adopted the California LEV program, and Maine may not subject a model year to the California LEV standards before those states do. In addition, the California LEV program must have been adopted and must begin with model years no later than 1998 in states that have at least 60% of the new car and light-duty truck registrations in the ozone transport region consisting of the jurisdictions listed in the amendment.

COMMITTEE AMENDMENT "H" to H.P. 561, L.D. 758

The amendment also prohibits the board from implementing the California LEV program if the program includes use of reformulated gasoline other than the federal reformulated gasoline.

Reported by the Committee on Energy and Natural Resources
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