

116TH CONGRESS  
2D SESSION

# H. R. 8933

To modernize the Advanced Technology Vehicle Manufacturing Incentive program.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 10, 2020

Mr. CÁRDENAS (for himself, Ms. ESHOO, Mr. KINZINGER, and Mr. BURGESS) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To modernize the Advanced Technology Vehicle Manufacturing Incentive program.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “ATVM Modernization  
5 Act”.

6 **SEC. 2. ATVM MODERNIZATION.**

7 (a) IN GENERAL.—Section 136(a)(1) of the Energy  
8 Independence and Security Act of 2007 (42 U.S.C.  
9 17013(a)) is amended by striking paragraph (1) and in-  
10 serting the following:

1           “(1) ADVANCED TECHNOLOGY VEHICLE.—The  
2 term ‘advanced technology vehicle’ means—

3           “(A) an ultra efficient vehicle or a light  
4 duty vehicle that meets—

5           “(i) the Bin 5 Tier II emission stand-  
6 ard established in regulations issued by the  
7 Administrator of the Environmental Pro-  
8 tection Agency under section 202(i) of the  
9 Clean Air Act (42 U.S.C. 7521(i)), or a  
10 lower-numbered Bin emission standard;

11           “(ii) any new emission standard in ef-  
12 fect for fine particulate matter prescribed  
13 by the Administrator under that Act (42  
14 U.S.C. 7401 et seq.); and

15           “(iii) at least 125 percent of the aver-  
16 age base year combined fuel economy for  
17 vehicles with substantially similar at-  
18 tributes; or

19           “(B) an aircraft (as defined under section  
20 40102 of title 49, United States Code) that  
21 meets—

22           “(i) the appropriate and most recent  
23 emission and fuel economy standards es-  
24 tablished in regulations issued by the Ad-  
25 ministrator of the Environmental Protec-

1                   tion Agency, in consultation with the Ad-  
2                   ministrator of the Federal Aviation Admin-  
3                   istration, under section 231(a) of the  
4                   Clean Air Act (42 U.S.C. 7571(a)); and

5                   “ (ii) at least 125 percent of the aver-  
6                   age base year fuel economy for aircraft  
7                   with substantially similar attributes.”.

8           (b) RULEMAKING.—The Secretary of Energy shall  
9           issue an interim final rulemaking updating the “Advanced  
10           Technology Vehicles Manufacturing Incentive Program”  
11           interim final rule (73 Fed. Reg. 66721), as amended and  
12           corrected, to reflect the changes made under this Act with-  
13           in 120 days of enactment of this Act.

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