

1 S.232

2 Introduced by Senator Wrenner (By Request)

3 Referred to Committee on

4 Date:

5 Subject: Conservation and development; air pollution; motor vehicles;

6 emissions

7 Statement of purpose of bill as introduced: This bill proposes to prohibit

8 Vermont from using California's Clean Air Act waiver to set motor vehicle

9 emission standards.

10 An act relating to revoking Vermont's use of California's Clean Air Act  
11 waiver

12 It is hereby enacted by the General Assembly of the State of Vermont:

13 Sec. 1. 10 V.S.A. § 567 is amended to read:

14 § 567. MOTOR VEHICLE POLLUTION

15 (a) The Secretary, in conjunction with the Department of Motor Vehicles,  
16 may provide rules for the control of emissions from motor vehicles. However,  
17 the Secretary shall not adopt the California rules for new motor vehicles  
18 authorized in the Clean Air Act, 42 U.S.C. § 7507. ~~Such~~ The rules may  
19 prescribe requirements for the installation and use of equipment designed to  
20 reduce or eliminate emissions and for the proper maintenance of the equipment

1 and the vehicles. Rules pursuant to this section shall be consistent with  
2 provisions of federal law, if any, relating to control of emissions from the  
3 vehicles concerned and shall not require, as a condition precedent to the initial  
4 sale of a vehicle or vehicular equipment, the inspection, certification, or other  
5 approval of any feature or equipment designed for the control of emissions  
6 from motor vehicles; if the feature or equipment has been certified, approved,  
7 or otherwise authorized pursuant to federal law.

8 \* \* \*

9 Sec. 2. 10 V.S.A. § 558 is amended to read:

10 § 558. EMISSION CONTROL REQUIREMENTS

11 The Secretary may establish such emission control requirements, by rule, as  
12 in ~~his or her~~ the Secretary's judgment may be necessary to prevent, abate, or  
13 control air pollution. The requirements may be for the State as a whole or may  
14 vary from area to area, as may be appropriate to facilitate accomplishment of  
15 the purposes of this chapter; and in order to take necessary or desirable account  
16 of varying local conditions. However, the Secretary shall not adopt the  
17 California rules for new motor vehicles authorized in the Clean Air Act,  
18 42 U.S.C. § 7507.

19 Sec. 3. 10 V.S.A. § 592 is amended to read:

20 § 592. THE VERMONT CLIMATE ACTION PLAN

21 \* \* \*

1           (e) The Plan shall form the basis for the rules adopted by the Secretary of  
2           Natural Resources pursuant to section 593 of this chapter. If the Council fails  
3           to adopt the Plan or update the Plan as required by this chapter, the Secretary  
4           shall proceed with adopting and implementing rules pursuant to subsection  
5           593(j) of this chapter to achieve the greenhouse gas emissions reductions  
6           requirements pursuant to section 578 of this title. However, in neither instance  
7           shall the Secretary adopt the California rules for new motor vehicles authorized  
8           in the Clean Air Act, 42 U.S.C. § 7507.

9           Sec. 4. RULE REPEAL

10           The Vermont Low Emission Vehicle and Zero Emission Vehicle Rules,  
11           Department of Environmental Conservation, Chapter 40: Vermont Low  
12           Emission Vehicle and Zero Emission Vehicle Rules (CVR 12-30-40) are  
13           repealed.

14           Sec. 5. EFFECTIVE DATE

15           This act shall take effect on July 1, 2024.