



2007 ASSEMBLY BILL 970

March 13, 2008 – Introduced by Representative BLACK. Referred to Committee on Natural Resources.

- 1 **AN ACT** *to amend* 285.30 (2) (intro.); and *to create* 285.305 of the statutes;
2 **relating to:** motor vehicle emissions limitations for greenhouse gases and
3 granting rule-making authority.

Analysis by the Legislative Reference Bureau

Under the federal Clean Air Act (the act), the federal Environmental Protection Agency (EPA) sets limits on pollutants that may be emitted by motor vehicles. The act generally prohibits states from enacting motor vehicle emissions limitations that differ from the federal limitations, but the act allows California to enact limitations that differ from the federal limitations under certain circumstances. To implement differing limitations, California must obtain a waiver from the EPA administrator. The act allows other states to enact motor vehicle emissions limitations that are identical to limitations for which California has obtained a federal waiver.

California has enacted greenhouse gas emission limitations for passenger cars, light-duty trucks, and medium-duty passenger vehicles. Greenhouse gases are gases that trap heat in the atmosphere. The California limitations basically specify requirements for the average amount of greenhouse gas emissions from vehicles produced by a manufacturer that are delivered for sale in the state (called a fleet average). As of March 10, 2008, California had not received a federal waiver for its greenhouse gas emission limitations.

This bill requires the Department of Natural Resources to promulgate rules specifying emissions limitations for motor vehicles that are identical to the California greenhouse gas exhaust emissions limitations. The bill specifies that the rules do not apply before California receives a federal waiver for its limitations.

