

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2075 Session of 2021

INTRODUCED BY KNOWLES, STAMBAUGH, R. MACKENZIE, JAMES, SILVIS, PICKETT, MILLARD, HAMM, COX, BERNSTINE, LEWIS DELROSSO, JOZWIAK, METCALFE, KEEFER, MARSHALL, ROWE, SMITH, GLEIM, MOUL AND ZIMMERMAN, NOVEMBER 10, 2021

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, DECEMBER 14, 2021

AN ACT

1 Providing for the ~~abrogation of regulations~~ PROCEDURE relating <--  
2 to the SUSPENSION OF THE Pennsylvania Heavy-Duty Diesel <--  
3 Emissions Control Program and for the applicability of  
4 Federal standards.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 ~~Section 1. Short title.~~ <--

8 ~~This act shall be known and may be cited as the Abrogation of~~  
9 ~~Heavy Duty Diesel Emissions Control Program Regulations Act.~~

10 ~~Section 2. Abrogation of regulations.~~

11 ~~The provisions of 25 Pa. Code Ch. 126 Subch. E (relating to~~  
12 ~~Pennsylvania Heavy Duty Diesel Emissions Control Program) are~~  
13 ~~abrogated.~~

14 ~~Section 3. Federal standards.~~

15 ~~As a result of the abrogation under section 2, the Federal~~  
16 ~~standards for heavy duty diesel vehicles and engines shall apply~~  
17 ~~in this Commonwealth.~~

1 ~~Section 4. Effective date.~~

2 ~~This act shall take effect immediately.~~

3 SECTION 1. SHORT TITLE.

<--

4 THIS ACT SHALL BE KNOWN AND MAY BE CITED AS THE HEAVY-DUTY  
5 DIESEL EMISSIONS CONTROL PROGRAM SUSPENSION PROCEDURES ACT.

6 SECTION 2. SUSPENSION OF PROGRAM.

7 THE SUSPENSION OF ENFORCEMENT OF THE PROVISIONS OF 25 PA.  
8 CODE CH. 126 SUBCH. E (RELATING TO PENNSYLVANIA HEAVY-DUTY  
9 DIESEL EMISSIONS CONTROL PROGRAM) BY THE DEPARTMENT OF  
10 ENVIRONMENTAL PROTECTION PUBLISHED IN THE PENNSYLVANIA BULLETIN  
11 ON NOVEMBER 6, 2021, IS EFFECTIVE THROUGH AND INCLUDING MODEL  
12 YEAR 2024 VEHICLES.

13 SECTION 3. SUSPENSION EXPIRATION.

14 THE SUSPENSION OF ENFORCEMENT BY THE DEPARTMENT OF  
15 ENVIRONMENTAL PROTECTION OF ANY PROVISION OF 25 PA. CODE CH. 126  
16 SUBCH. E (RELATING TO PENNSYLVANIA HEAVY-DUTY DIESEL EMISSIONS  
17 CONTROL PROGRAM) SHALL EXPIRE AS IT RELATES TO HEAVY-DUTY DIESEL  
18 VEHICLES AND ENGINES BEGINNING WITH MODEL YEAR 2025.

19 SECTION 4. APPLICABILITY OF FEDERAL STANDARDS.

20 DURING THE EFFECTIVE PERIOD OF A SUSPENSION OF ENFORCEMENT OF  
21 THE PROVISIONS OF 25 PA. CODE CH. 126 SUBCH. E (RELATING TO  
22 PENNSYLVANIA HEAVY-DUTY DIESEL EMISSIONS CONTROL PROGRAM), THE  
23 FEDERAL STANDARDS FOR HEAVY-DUTY DIESEL VEHICLES AND ENGINES  
24 SHALL APPLY IN THIS COMMONWEALTH. WHILE FEDERAL STANDARDS ARE IN  
25 EFFECT IN THE COMMONWEALTH, A PERSON IN COMPLIANCE WITH FEDERAL  
26 STANDARDS SHALL NOT BE LIABLE TO SUITS BASED ON 25 PA. CODE CH.  
27 126 SUBCH. E.

28 SECTION 5. EFFECTIVE DATE.

29 THIS ACT SHALL TAKE EFFECT IMMEDIATELY.