From: HNIDEY Emil
To: SAKATA Rachel; GOLDSTEIN Meyer
Cc: ORMAN Michael; MIRZAKHALILI Ali; levzev2017
Subject: RE: LEV rulemaking
Date: Monday, June 18, 2018 2:41:16 PM
Attachments: image001.png

Hello Rachel,

The SharePoint page for this rulemaking can be found HERE.

The planning form that Dave filled out can be found HERE. I did update the names a schedule in it based on your email.

Let me know if you need anything else related to this.

Thank you!

Emil Hnidey
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State of Oregon Department of Environmental Quality

From: SAKATA Rachel
Sent: Monday, June 18, 2018 2:18 PM
To: GOLDSTEIN Meyer <Goldstein.Meyer@deq.state.or.us>; HNIDEY Emil <HNIDEY.Emil@deq.state.or.us>
Cc: ORMAN Michael <ORMAN.Michael@deq.state.or.us>; MIRZAKHALILI Ali <Mirzakhalili.Ali@deq.state.or.us>
Subject: LEV rulemaking

Hi Meyer and Emil,

I was looking through the rulemaking agenda and realized I probably needed to update you regarding the LEV rule. It's currently listed on the agenda as TBD for the EQC adoption date, but we do need to have it on the November 2018 EQC agenda.

For background, Oregon's has opted-in to California's emission standards for vehicles, and our rules

must be aligned with California's rules to implement the low emission vehicle program. Currently, automakers are deemed to comply with California standards if they comply with federal standards. However, EPA has recently indicated it plans to roll back its requirements for model years 2022 through 2025. As a result of EPA's proposed action, California is proposing to update its rules to state that compliance with a weakened federal standard will not be deemed compliant with California standards. Oregon needs to update its rules to align with California's soon-to-be updated rules as well as update other components of our rules since the last update we did was back in 2013. We've talked with DOJ about this, and they informed us we need to have rules in place by January 2, 2019, in order to preserve the model year 2022 standards. We are required to give auto manufacturers a two year lead time, as MY 2022 vehicles will start being sold in 2021. In order to do this, we need to take this to the November EQC meeting.

So, my proposed rule timeline would look like this:

DEQ Advisory Committee – end of July
DEQ Rules out for public comment – end of August – September
California's rules adopted - September
DEQ Public Hearing on our rules – September
EQC rule adoption - November

I know I probably need to fill out some rulemaking planning documents, etc. Do you mind sending that to me, so I can update whatever Dave Nordberg had put together many months ago? I'm happy to chat about this with you if you'd like, but wanted to make sure we could get on the November EQC agenda. Thanks.

Rachel Sakata
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