

**SB 5811** - H COMM AMD

By Committee on Environment & Energy

**ADOPTED 03/05/2020**

1 Strike everything after the enacting clause and insert the  
2 following:

3 "**Sec. 1.** RCW 70.120A.010 and 2010 c 76 s 1 are each amended to  
4 read as follows:

5 (1) Pursuant to the federal clean air act, the legislature adopts  
6 the California motor vehicle emission standards in Title 13 of the  
7 California Code of Regulations (~~(, effective January 1, 2005, except~~  
8 ~~as provided in this chapter)~~). The department of ecology shall adopt  
9 rules to implement the motor vehicle emission standards of the state  
10 of California (~~(for passenger cars, light duty trucks, and medium~~  
11 ~~duty passenger vehicles)~~), including the zero emission vehicle  
12 program, and shall amend the rules from time to time, to maintain  
13 consistency with the California motor vehicle emission standards and  
14 42 U.S.C. Sec. 7507 (section 177 of the federal clean air act).  
15 (~~(Notwithstanding other provisions of this chapter, the department of~~  
16 ~~ecology shall not adopt the zero emission vehicle program regulations~~  
17 ~~contained in Title 13 section 1962 of the California Code of~~  
18 ~~Regulations effective January 1, 2005. During rule development, the~~  
19 ~~department of ecology shall convene an advisory group composed of~~  
20 ~~industry and consumer group representatives. Any proposed rules or~~  
21 ~~changes to rules shall be subject to review and comment by the~~  
22 ~~advisory group, prior to rule adoption. The order of adoption for the~~  
23 ~~rules required in this section shall include the signature of the~~  
24 ~~governor. The rules shall be effective only for those model years for~~  
25 ~~which the state of Oregon has adopted the California motor vehicle~~  
26 ~~emission standards. This section does not limit the department of~~  
27 ~~ecology's authority to regulate motor vehicle emissions for any other~~  
28 ~~class of vehicle.~~

29 ~~(2) Motor vehicles with a model year equal to or later than the~~  
30 ~~first model year for which new vehicles sold to Washington state~~  
31 ~~residents are required to comply with California motor vehicle~~

1 ~~emission standards are exempt from emission inspections under chapter~~  
2 ~~70.120 RCW.~~

3 ~~(3))~~ (2) The provisions of this chapter do not apply with  
4 respect to the use by a resident of this state of a motor vehicle  
5 acquired and used while the resident is a member of the armed  
6 services and is stationed outside this state pursuant to military  
7 orders.

8 **Sec. 2.** RCW 70.120A.050 and 2014 c 76 s 8 are each amended to  
9 read as follows:

10 (1) No model year 2010 or subsequent model year new passenger  
11 car, light duty truck, or medium duty (~~passenger~~) vehicle may be  
12 sold in Washington unless there is securely and conspicuously affixed  
13 in a clearly visible location a label on which the manufacturer  
14 clearly discloses comparative greenhouse gas emissions for that new  
15 vehicle.

16 (2) The label required by this section should include a  
17 greenhouse gas index or rating system that contains quantitative and  
18 graphical information presented in a continuous, easy-to-read scale  
19 that compares the greenhouse gas emissions from the vehicle with the  
20 average projected greenhouse gas emissions from all passenger cars,  
21 light duty trucks, and medium duty (~~passenger~~) vehicles of the same  
22 model year. For reference purposes, the index or rating system should  
23 also identify the greenhouse gas emissions from the vehicle model of  
24 that same model year that has the lowest greenhouse gas emissions.

25 (3) The index or rating system included in the label under  
26 subsection (2) of this section shall be updated as necessary to  
27 ensure that the differences in greenhouse gas emissions among  
28 vehicles are readily apparent to the consumer.

29 (4) An automobile manufacturer may apply to the department of  
30 ecology for approval of an alternative to the disclosure labeling  
31 requirement that is at least as effective in providing notification  
32 and disclosure of the vehicle's greenhouse gas emissions as is the  
33 labeling required by this section.

34 (5) A label that complies with the requirements of the California  
35 greenhouse gas vehicle labeling program shall be deemed to meet the  
36 requirements of this section and any rules adopted under this  
37 section.

38 (6) The department of ecology may adopt such rules as are  
39 necessary to implement this section.

1        NEW SECTION.    **Sec. 3.**    RCW 70.120A.020 (Early credits and banking  
2 —Alternative means of compliance) and 2005 c 295 s 3 are each  
3 repealed."

4        Correct the title.

EFFECT: Directs the department of ecology to adopt California's vehicle emission standards, without specifying the types of vehicles to which those standards apply, but explicitly including the zero emission vehicle program. Repeals a section of existing law that requires the department of ecology to provide two systems of early credits and banking for manufacturers of zero emission vehicles produced and sold prior to the implementation of the zero emission vehicle program in Washington. Adopts California vehicle emission standards and programs in Washington regardless of whether Oregon has also adopted California's standards for the same vehicle model years. Eliminates the exemption from vehicle emission inspection requirements for model years of vehicles that are required to meet California vehicle emission standards in Washington.

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