

TITLE 9 - ENVIRONMENT

AGENCY 5 - STATE AIR POLLUTION CONTROL BOARD

CHAPTER 200 - NATIONAL LOW EMISSION VEHICLE PROGRAM

9VAC5-200-10. Definitions.

A. For the purposes of this chapter or any orders issued by the board, the words or terms shall have the meanings given them in subsection C of this section.

B. As used in this chapter, all terms not defined herein shall have the meanings given them in 9VAC5 Chapter 170 (9VAC5-170-10 et seq.), unless otherwise required by context.

C. Terms defined.

"EPA" means Environmental Protection Agency.

"GVWR" means gross vehicle weight rating.

"LEV" means low emissions vehicle.

"ZEV" means zero emissions vehicle.

"ZEV mandate" means any state regulation or other law that imposes (or purports to impose) obligations on auto manufacturers to produce, deliver for sale, or sell a certain number or percentage of ZEVs.

Statutory Authority

§10.1-1308 of the Code of Virginia.

Historical Notes

Derived from Virginia Register Volume 15, Issue 13, eff. April 14, 1999.

9VAC5-200-20. Participation in national LEV.

A. For the duration of Virginia's participation in national LEV, manufacturers may

comply with national LEV or equally stringent mandatory federal standards in lieu of compliance with any program, including any mandates for sales of ZEVs, adopted by the board pursuant to the authority provided in §177 of the federal Clean Air Act applicable to passenger cars, light-duty trucks up through 6,000 pounds GVWR, and medium duty vehicles from 6,001 to 14,000 pounds GVWR if designed to operate on gasoline, as these categories of motor vehicles are defined in the California Code of Regulations, Title 13, Division 3, Chapter 1, Article 1, §1900.

B. Virginia's participation in national LEV extends until model year 2006, except as provided in 40 CFR 86.1707. If, no later than December 15, 2000, the U.S. EPA does not adopt standards at least as stringent as the national LEV standards provided in 40 CFR Part 86, Subpart R, that apply to new motor vehicles in model year 2004, 2005, or 2006, Virginia's participation in national LEV extends only until model year 2004, except as provided in 40 CFR 86.1707.

9VAC5-200-30. Transition from national LEV requirements to a Virginia §177 program.

If a covered manufacturer, as defined at 40 CFR 86.1702, opts out of the national LEV program pursuant to the EPA national LEV regulations at 40 CFR 86.1707, the transition from national LEV requirements to any Virginia §177 program applicable to passenger cars, light duty trucks up through 6,000 pounds GVWR, and/or medium duty vehicles from 6,001 to 14,000 pounds GVWR if designed to operate on gasoline, as these categories of motor vehicles are defined in the California Code of Regulations, Title 13, Division 3, Chapter 1, Article 1, §1900, will proceed in accordance with the EPA national LEV regulations at 40 CFR 86.1707.