



APPROVED BY Ali Mirzakhali

DATE 7/3/17

START ACTION NOTICE # 2017-09

1. TYPE OF ACTION: Amend 7 DE Admin. Code 1140, Delaware Low Emission Vehicle
2. PURPOSE OF ACTION: The purpose of this action is to amend 7 DE Admin. Code 1140, to update the adoption by reference of California’s Low Emission Vehicle (LEV) III standard and the Greenhouse Gas (GHG) standard. These standards were originally adopted by Delaware in 2013, and since the original adoption California has made changes necessary for automobile manufactures to comply. Section 177 of the Clean Air Act requires that Delaware standards must be “identical to the California standards.”
3. STATUTORY BASIS: 7 Del.C. Chapter 60 Environmental Control
4. IS THIS PROPOSED REGULATORY ACTION REQUIRED AS A RESULT OF FEDERAL STATUTE OR REGULATION? IF SO, PROVIDE LINK TO FEDERAL MANDATE. YES, see EPA approval into Delaware’s SIP (<https://www.gpo.gov/fdsys/pkg/FR-2015-10-14/pdf/2015-25954.pdf>), and Clean Air Act Section 209 – <https://www.gpo.gov/fdsys/pkg/USCODE-2013-title42/html/USCODE-2013-title42-chap85-subchapII-partA-sec7543.htm>.
5. DATE OF MOST RECENT REVIEW/AMENDMENT: Most recently amended effective December 11, 2013, and this amendment was not pursuant to EO-36 or HB 147.
6. LIKELY AFFECTED PUBLIC: Anyone who sells or purchases a new auto or light-duty truck in Delaware.
7. PROPOSED SCHEDULE OF ACTIVITIES: Public Hearing – Summer/Fall 2017
Effective Date – Fall 2017
8. REVIEW COMMITTEE: No review committee is necessary. The Department believes that holding of a public hearing will provide adequate opportunity for public education, review, and comment.
9. RESPONSIBLE STAFF MEMBER: Valerie Gray Phone: (302)-739-9402
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Dover DE 19904
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10. APPROVALS:

Valerie Gray 5-3-17

Valerie Gray
Responsible Staff Member

Ali Mirzakhali 5/22/17

Ali Mirzakhali
Director, Division of Air Quality