

**STATE OF NEW MEXICO
BEFORE THE ENVIRONMENTAL IMPROVEMENT BOARD**

**IN THE MATTER OF PROPOSED 20.2.91 NMAC –
NEW MOTOR VEHICLE EMISSION STANDARDS No. EIB 21 - ___(R)**

**PETITION FOR REGULATORY CHANGE TO ADOPT NEW MOTOR
VEHICLE EMISSION STANDARDS**

The New Mexico Environment Department (“Department”), pursuant to 20.1.1 NMAC, *Rulemaking Procedures*, hereby petitions the Environmental Improvement Board (“Board”) to adopt the proposed 20.2.91 NMAC, *New Motor Vehicle Emission Standards*. A Statement of Reasons is included as **Attachment 1** to this Petition and the text of the proposed regulation is included as **Attachment 2**.

The proposed regulation is similar to one that the Board adopted during a joint hearing with the Albuquerque Bernalillo County Air Quality Control Board (“AQCB”) in 2007 and later repealed. These proposed standards are also related to a rulemaking petition filed with the Board by Climate Advocates in June 2021. To assure that the rule would apply to the jurisdictions of both the Board and of the AQCB, and also meet the identity requirements of Section 177 of the Clean Air Act, the Department requests that, once again, the Board and the AQCB hold a joint hearing to adopt this regulation.

The Department requests that the Board consider this petition during its December 17, 2021 meeting and schedule a joint hearing with the AQCB beginning on May 2, 2022. The Department anticipates that a hearing in this matter would take approximately two days with an additional day for joint deliberation by both boards.

Respectfully submitted,

NEW MEXICO ENVIRONMENT DEPARTMENT
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