



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Region 1
5 Post Office Square, Suite 100
Boston, MA 02109-3912

SENT VIA ELECTRONIC MAIL

August 28, 2023

Lynne Cayting, Chief
Mobile Sources Section, Bureau of Air Quality
Department of Environmental Protection
17 State House Station
Augusta, Maine 04333
Lynne.a.cayting@maine.gov

Dear Ms. Cayting:

Thank you for the opportunity to review Maine DEP's proposed regulation Chapter 127-A, "Advanced Clean Cars II Program."

EPA Region 1 has reviewed Maine's proposed regulation and has found that it is consistent with the California low emission vehicle (LEV) program standards. In the enclosure, you will find a few comments that EPA Region 1 feels will strengthen the proposed regulation.

If you have any questions on these comments, please contact Eric Rackauskas at (617) 918-1628.

Sincerely,

Eric Wortman, Acting Manager
Air Quality Branch

Enclosure

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**EPA Comments on the Proposed
C.M.R. Chapter 127-A,
Advanced Clean Cars II Program**

1. Maine has voluntarily adopted the California LEV standards. EPA requests that Maine DEP consult with EPA Region 1 prior to any potential future submittal of this regulation as part of Maine's State Implementation Plan (SIP).
2. EPA Region 1 is aware that Maine makes the "LEV IV" exhaust emission standards, ZEV sale requirements, and GHG standards effective in Maine one vehicle model year later than California's standards (that is, effective in Maine starting with the 2027 model year, whereas those standards are effective in California starting with the 2026 model year).

Maine should ensure to include an explanation of this variance, within a Fact Sheet or other supporting documentation, to be included as part of any potential formal adoption of this regulation and potential submittal for SIP revision.

3. EPA also notes that the Incorporation by Reference (IBR) table on pages 7-8 contains inconsistent punctuation endings in the title in the Article and Chapter columns. For example, most of the titles end with a period "." after the title, but some do not.