The New Mexico Environmental Improvement Board (“Board”) will hold a public hearing on November 7, 2013 at 10:00 a.m. in Room 311 at the State Capitol, located at 490 Old Santa Fe Trail in Santa Fe, New Mexico. The purpose of the hearing is to consider the matter of EIB 13-06(R), proposed repeal of Air Quality Control Regulation 20.2.88 New Mexico Administrative Code (Emission Standards for New Motor Vehicles) (“20.2.88 NMAC”).

The proponent of these regulatory amendments is the New Mexico Environment Department (“NMED”).

The purpose of the public hearing is to consider and take possible action on a petition from NMED to repeal 20.2.88 NMAC. This regulation, sometimes called “Clean Cars,” was first adopted in 2007 to apply the California motor vehicle emissions standards, or “California standards,” within New Mexico beginning with model year 2011. The start date was later revised to 2016. At the time that the Board adopted the Clean Cars regulation, the California standards were more stringent than the federal motor vehicle emissions standards. However, since that time the federal programs have been revised to achieve the same emissions reduction as the California standards. As a result, the administrative burdens of implementing the Clean Cars regulation now outweigh the potential benefits of having a State program.

The text of the regulation proposed for repeal may be reviewed during regular business hours at the NMED Air Quality Bureau office, 525 Camino de los Marquez, Suite 1, Santa Fe, New Mexico, on NMED’s web site at www.nmenv.state.nm.us, or by contacting Lany Weaver at (505) 476-4322 or lany.weaver@state.nm.us.

Notices of intent for the hearing must be received in the Office of the Board not later than 5:00 pm on October 18, 2013 and should reference the docket number, EIB 13-06(R), and the date of the hearing. Notices of intent to present technical testimony should be submitted to:
Any member of the general public may testify at the hearing. No prior notification is required to present non-technical testimony at the hearing. Any such member may also offer exhibits in connection with his testimony, so long as the exhibit is not unduly repetitious of the testimony.

A member of the general public who wishes to submit a written statement for the record, in lieu of providing oral testimony at the hearing, shall file the written statement prior to the hearing, or submit it at the hearing.

Persons having a disability and needing help in being a part of this hearing process should contact the J.C. Borrego of the NMED Human Resources Bureau by October 18, 2013 at P.O. Box 5469, 1190 St. Francis Drive, Santa Fe, New Mexico, 87502-5469, telephone 505-827-0424. TDY users please access his number via the New Mexico Relay Network at 1-800-659-8331.

The Board may make a decision on the proposed revised regulations at the conclusion of the hearing, or the Board may convene a meeting at a later date to consider action on the proposal.