

**The New Mexico Program
For The Control of Emissions of Non Methane Organic Gases (NMOG)
And Greenhouse Gases (GHG) From New Motor Vehicles.**

(The Clean Cars Program)

Background.

- The Clean Air Act provides for two sets of standards for emissions from new motor vehicles – the federal standards and the stricter California standards.
- Prior to implementation of the stricter standard, California has to get approval from EPA. Stricter NMOG standards (affecting ozone formation) had been approved but the GHG standards were not approved. There are no federal GHG standards.
- The Clean Air Act allows States other than California to adopt the stricter California Standards.
- On November 27, 2007, the Albuquerque Air Board and the state Environmental Improvement Board held a joint hearing and adopted the California standards in each of their respective jurisdictions.
- This created a statewide “clean cars” program. New Mexico’s program was the 13th state program to use California standards. This number continued to grow.
- Car dealers, manufacturers and national car associations brought suit against the state and the City in federal district court challenging the clean car program.

Current Situation.

- Nationally - EPA is drafting national vehicle greenhouse gas and fuel economy standards that will be equivalent to California's Clean Cars Law once fully implemented in 2016.
- New Mexico - The program is administered by New Mexico Environmental Department through a MOA with the City and it will implement the LEV and ZEV programs starting with Model Year 2011. This will include a statewide fleet average for each manufacturer.
- Albuquerque - the Vehicle Pollution Management Division, which administers the air care vehicle inspection program and tracks vehicle inspection statistics, has found that for 2005 (the most recent year inspections are required on vehicles), 80% of vehicles inspected were certified to comply with California standards.
- The lawsuit against the Board and the New Mexico Environmental Improvement Board is stayed pending the outcome of the federal rulemaking efforts on GHG.