

Transcript of Day 1

Tuesday, May 2, 2023

EPA Hearing

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Reference Number: 127744

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4	UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
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7	GREENHOUSE GAS EMISSIONS STANDARDS FOR HEAVY-DUTY
8	VEHICLES - PHASE 3
9	NOTICE OF PROPOSED RULEMAKING
10	DAY 1 OF 2
11	
12	
13	
14	DOCKET NO.:
15	EPA-HQ-OAR-2022-0985
16	
17	
18	10:00 a.m.
19	Tuesday, May 2, 2023
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1	PARTICIPANTS
2	ENVIRONMENTAL PROTECTION AGENCY:
3	WILLIAM CHARMLEY, Director, Assessment and
4	Standards Division, Office of Transportation and Air
5	Quality
6	BRIAN NELSON, Director, Heavy-Duty, Onroad and
7	Nonroad Center, Office of Transportation and Air
8	Quality
9	ALEJANDRA NUNEZ, Deputy Assistant Administrator
10	for Mobile Sources, Office of Air and Radiation
11	
12	ABT ASSOCIATES:
13	KAYLA THOMPSON, Virtual Event Production
14	Specialist
15	
16	
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19	
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1	PARTICIPANTS
2	BLOCK 1 TESTIFIERS (in order of appearance):
3	PAUL BILLINGS, American Lung Association
4	TIFFANY NICHOLS, American Lung Association
5	LAURA KATE BENDER, American Lung Association
6	WILLIAM BARRETT, American Lung Association
7	KATE SHENK, Clean Fuels Alliance America
8	MICHAEL LIVINGSTON, Riverside Church NYC, Retired
9	JED MANDEL, Truck and Engine Manufacturers
10	Association
11	BROOKE PETRY, Moms Clean Air Force Pennsylvania
12	MICHAEL GELLER, MECA
13	ERIK WHITE, National Association of Clean Air
14	Agencies (NACAA)
15	KATHERINE GARCIA, Sierra Club
16	EMILY PICKETT, Moms Clean Air Force
17	TRISHA DELLOIACONO, CALSTART
18	TRACY SABETTA, Moms Clean Air Force
19	MARIBETH DIGGLE, Moms Clean Air Force Washington
20	D.C.
21	WILLIAM S. BECKETT, M.D., M.P.H., Mount Auburn
22	Hospital (Emeritus)

1	PARTICIPANTS
2	BLOCK 1 TESTIFIERS (in order of appearance)
3	[continued]:
4	ANASTASIA GORDON, WE ACT for Environmental Justice
5	SARAH BUCIC, Alliance of Nurses for Healthy
6	Environments
7	
8	
9	BLOCK 2 TESTIFIERS (in order of appearance):
10	MONTE WIEDERHOLD, Owner Operator Independent
11	Drivers Association; B.L. Reever Transport
12	DANNY SCHANUTZ, Owner Operator Independent
13	Drivers Association
14	LEWIE PUGH, Owner Operator Independent Drivers
15	Association
16	MELODY REIS, Moms Clean Air Force
17	ELIZABETH BRANDT, Moms Clean Air Force
18	PATRICE TOMCIK, Moms Clean Air Force
19	LUCIA VALENTINE, Moms Clean Air Force West
20	Virginia
21	SHAINA OLIVER, Moms Clean Air Force Colorado
22	LAURIE ANDERSON, Moms Clean Air Force

1	PARTICIPANTS
2	BLOCK 2 TESTIFIERS (in order of appearance)
3	[continued]:
4	ALMETA E. COOPER, Moms Clean Air Force
5	KEVIN F. BROWN, MECA
6	BRITT CARMON, Natural Resources Defense Council
7	ELIZABETH BECHARD, Moms Clean Air Force
8	AZJARGAL TSOGTSAIKHAN, Moms Clean Air Force,
9	EcoMadres, Breathe Mongolia - Clean Air coalition
10	PATRICK KELLY, American Fuel & Petrochemical
11	Manufacturers
12	ALEXANDER PAINE BOESENBERG, MEMA
13	SHYAMALA RAJAN, American Lung Institute
14	CARA COOK, Alliance of Nurses for healthy
15	Environments
16	KATHERINE STAINKEN, Electrification Coalition
17	
18	BLOCK 3 TESTIFIERS (in order of appearance):
19	CAROLINA CHACON MENDOZA, Alliance for Electric
20	School Buses
21	HAZEL CHANDLER, Moms Clean Air Force
22	BRYAN BURTON, American Lung Association



1	PARTICIPANTS
2	BLOCK 3 TESTIFIERS (in order of appearance)
3	[continued]:
4	JENNA RIEMENSCHNEIDER, Asthma and Allergy
5	Foundation of America
6	DAVID G. HILL, Waterbury Pulmonary Associates
7	URVASHI NAGRANI, Unflappy
8	EAST PETERSON-TRUJILLO, Public Citizen
9	MARGUERITE PENNOYER, Private individual
10	ILEAGH MACIVERS, Interfaith Power & Light
11	JACOB JONES, Private Individual
12	LEIGH KAUFFMAN, NRDC Action Fund
13	BOB YUHNKE, Elders Climate Action
14	WILLIAM MORRIS, GreenFaith
15	SAM WILSON, Union of Concerned Scientists
16	LINDSEY MENDELSON, Sierra Club Maryland
17	COLETON WHITAKER, EVHybridNoire
18	ROB WHEELER, Sustainably Wise
19	HENRY GLYNN, Catholic Climate Covenant
20	ELIZABETH CHUN HYE LEE, United Women in Faith
21	
22	

1	PARTICIPANTS
2	BLOCK 4 TESTIFIERS (in order of appearance):
3	ANA RIOS, Moms Clean Air Force - EcoMadres
4	ALI SIMPSON, Moms Clean Air Force
5	JULIE KIMMEL, Moms Clean Air Force
6	BRANDON BUCHANAN, American Bus Association
7	SHRUTI VAIDYANATHAN, American Council for an
8	Energy-Efficient Economy (ACEEE)
9	LIZ HURTADO, Moms Clean Air Force
10	IDA SAMI, Moms Clean Air Force
11	JACQUELINE GELB, American Trucking Associations
12	MARK ROSE, National Parks Conservation Association
13	ANDREA MARPILLERO-COLOMINA, GreenLatinos
14	TAYLOR THOMAS, East Yard Communities for
15	Environmental Justice
16	CHELSEA JOANNE LYONS, Moms Clean Air Force
17	KELLY BOBEK, Volvo Group North America
18	JONATHAN MOODY, Holiday Tours, Inc , Motorcoach
19	Transportation Provider
20	MICHELLE UBERUAGA, Moms Clean Air Force, Montana
21	ATHENA MOTAVVEF, Earthjustice
22	

1	PARTICIPANTS
2	BLOCK 4 TESTIFIERS (in order of appearance)
3	[continued]:
4	KEVIN MAGGAY, Navistar
5	KELLY BOBEK, Volvo Group North America
6	ANNA MUDD, Sierra Club PA
7	
8	BLOCK 5 TESTIFIERS (in order of appearance):
9	STEVEN S. CLIFF, Ph.D., California Air Resources
10	Board
11	SCOTT SLAWSON, UE Local 506
12	JIM MULLEN, Clean Freight coalition
13	JAYLA ATKINSON, CleanAirNow
14	LARRY HOPKINS, UE Local 1177
15	CEDRIC WHELCHEL, UE Local 1177
16	TIM GOULD, Private individual
17	MAX KIEFER, Private Individual
18	LINDSAY GARCIA, The Evangelical Environmental
19	Network
20	JULIANNA GARREFFA, NRDC Action Fund
21	
22	

1	BLOCK 5 TESTIFIERS (in order of appearance)
2	[continued]:
3	CONNOR MIGHELL, Texas Public Policy Foundation
4	CECILIA GARIBAY, Moving Forward Network
5	CASSANDRA CARMICHAEL, National Religious
6	Partnership for the Environment
7	ANDREW BOYLE, Boyle Transportation
8	GARY EWART, American Thoracic Society
9	ANTONIA HERZOG, Health Care Without Harm
10	
11	PARTICIPANTS
12	BLOCK 6 TESTIFIERS (in order of appearance):
13	STEPHANIE SEARS, Lynden, Inc.
13	STEPHANIE SEARS, Lynden, Inc. REVEREND RICH KILLMER, PCUSA Pastor (Retired)
14	REVEREND RICH KILLMER, PCUSA Pastor (Retired)
14 15	REVEREND RICH KILLMER, PCUSA Pastor (Retired) SUSAN ENTIN, Sierra Club
14 15 16	REVEREND RICH KILLMER, PCUSA Pastor (Retired) SUSAN ENTIN, Sierra Club RUTH HUND, Sierra Club
14 15 16 17	REVEREND RICH KILLMER, PCUSA Pastor (Retired) SUSAN ENTIN, Sierra Club RUTH HUND, Sierra Club KAREN CAMPBELL, Sierra Club
14 15 16 17	REVEREND RICH KILLMER, PCUSA Pastor (Retired) SUSAN ENTIN, Sierra Club RUTH HUND, Sierra Club KAREN CAMPBELL, Sierra Club RAY MINJARES, International Council on Clean
14 15 16 17 18	REVEREND RICH KILLMER, PCUSA Pastor (Retired) SUSAN ENTIN, Sierra Club RUTH HUND, Sierra Club KAREN CAMPBELL, Sierra Club RAY MINJARES, International Council on Clean Transportation



1	PARTICIPANTS
2	BLOCK 6 TESTIFIERS (in order of appearance)
3	[continued]:
4	LAUREL MOORHEAD, Transfer Flow, Inc.
5	ELAINE WEIR, Sierra Club New York
6	GLORIA E. BARRERA, Alliance of Nurses for Healthy
7	Environments
8	CHRISTINE FEELY, Sierra Club
9	ELIZABETH, OSCAR, AND ANDREW HAUPTMAN, Moms Clean
10	Air Force, Michigan
11	
12	BLOCK 7 TESTIFIERS (in order of appearance):
13	ALONDRA MORALES SANCHEZ, Moms Clean Air Force and
14	Poder Latinx
15	CARISSA SIPP, Moms Clean Air Force
16	CAROLINA PENA-ALARCON, Moms Clean Air Force
17	JOEL CHARLES, Healthy Climate Wisconsin
18	BRIAN RUSSO, Sierra Club New Jersey
19	ERANDI M. TREVINO, Moms Clean Air Force
20	KATHY TAYLOR, Washington state Dept of Ecology
21	MOLLY GREENBERG, Moving Forward Network



1	PARTICIPANTS
2	BLOCK 7 TESTIFIERS (in order of appearance)
3	[continued]:
4	BILL BRADLEE, Interfaith Power & Light
5	TAKI DARAKOS, Pitt Ohio Express
6	ATENAS MENA, CleanAirNow
7	STANISLAV JARACZ, Electric Vehicle Association
8	DOUG O'MALLEY, Environment New Jersey
9	
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1 PROCEEDINGS

- MS. THOMPSON: Good morning, everyone, and welcome
- 3 to the United States Environmental Protection Agency's
- 4 Virtual Public Hearing for the Greenhouse Gas Emission
- 5 Standards for Heavy-Duty Vehicles, Phase 3 Proposed
- 6 Rule. My name is Kayla Thompson from Abt Associates,
- 7 contractor to the U.S. EPA.
- In order to accommodate testimony in both Spanish
- 9 and English throughout this hearing, all attendees must
- 10 select their preferred language via the interpretation
- icon at the bottom of your screen. If you are
- 12 providing testimony today, please make sure that you
- 13 are speaking the language of the channel you are
- 14 listening to. For example, listening to English while
- 15 speaking in Spanish could prevent other participants
- 16 from hearing your statement in their preferred language
- of choice.
- The public hearing will be recorded for the -- for
- the court reporter, and while the recording will not be
- 20 made publicly available, a transcript of the public
- 21 hearing will be posted to the docket several weeks
- 22 after the hearing.



- We are now ready to begin. I'll turn it over to
- 2 EPA to get us started.
- MS. NUNEZ: Good morning. On behalf of the U.S.
- 4 Environmental Protection Agency and the Office of Air
- 5 and Radiation, I would like to welcome you to today's
- 6 virtual public hearing. I'm grateful for everyone
- 7 who's taking the time out of their day to testify and
- 8 participate here today. I am Alejandra Nunez, the
- 9 deputy assistant administrator for mobile sources with
- 10 EPA's Office of Air and Radiation. With me today is
- 11 Bill Charmley, director of the Assessment and Standards
- 12 Division within EPA's Office of Transportation and Air
- 13 Quality. Bill will be the presiding officer for
- today's hearing. In addition, with me today and
- listening to the testimony on this proposed rule are
- 16 several of my EPA colleagues who work on our Heavy-Duty
- 17 Engines and Vehicles Program. EPA is also being
- 18 assisted by our contractor, Abt Associates, in the
- 19 running of today's virtual public hearing.
- On April 12th, EPA announced an important proposed
- 21 rule to set new emission standards for heavy-duty
- vehicles for Model Year 2027 and later. The proposed



- 1 rule titled, "Greenhouse Gas Emission Standards for
- 2 Heavy-Duty Vehicles, Phase 3," is the most ambitious
- 3 federal heavy-duty vehicle emissions standards for
- 4 greenhouse gases ever established. It is a key piece
- of the Agency's Clean Trucks Plan, which will reduce
- 6 greenhouse gases and harmful air pollution from across
- ⁷ the on-roads sector.
- 8 The Clean Trucks Plan, response to the goals set
- 9 forth in President Biden's executive order,
- 10 Strengthening American Leadership in Clean Cars and
- 11 Trucks. Specifically, EPA is proposing new Phase 3
- 12 standards to the Heavy-Duty Greenhouse Gas Program with
- more stringent but feasible standards to further reduce
- 14 greenhouse gas emissions from heavy-duty vehicles
- starting with Model Year 2027.
- The Phase 3 Program applies to heavy-duty
- vocational vehicles, such as delivery trucks, refuse
- 18 holders, dump trucks, public utility trucks, transit,
- 19 shuttle, school buses, and semi-trucks. The proposed
- 20 Phase 3 Greenhouse Gas Program maintains the flexible
- 21 structure created in EPA's Phase 2 Program, which is
- 22 effectively designed to reflect the diverse nature of



- 1 the heavy-duty industry. In developing this proposed
- 2 action, EPA is applying its Clean Air Act authority to
- 3 establish emission standards to reduce harmful
- 4 greenhouse gas emissions.
- 5 The proposed standards described in this
- 6 rulemaking are expected to provide significant net
- 7 benefits for the climate, public health, and consumers.
- 8 It captures advances in clean vehicle technologies and
- 9 increasing growth in the market for zero-emission
- vehicles, as well as investments made by Congress in
- the Bipartisan Infrastructure Law and the Inflation
- 12 Reduction Act to unlock meaningful benefits for public
- 13 health from cleaner air, while providing drivers and
- 14 vehicle operators with lower operating costs, resulting
- 15 from significant fuel savings.
- The proposed standards would have significant
- benefits to public health, welfare, and environment if
- 18 finalized. The net benefits from the heavy-duty
- 19 proposal range from \$180 billion to \$320 billion. The
- 20 proposed standards would reduce heavy-duty vehicle
- emissions of CO2 by approximately 1.8 billion metric
- tons, from 2027 through 2055, equivalent to eliminating



- 1 all greenhouse gas emissions from the entire current
- 2 U.S. transportation sector for an entire year.
- 3 EPA estimates the climate benefits alone at \$87
- 4 billion for the heavy-duty proposal. Society would
- 5 realize up to \$29 billion in health benefits from the
- 6 proposal from fewer premature deaths and serious health
- ⁷ effects, such as hospital admissions due to respiratory
- 8 and cardiovascular illnesses, as well as reduce
- 9 America's reliance on approximately 4.3 billion barrels
- of oil imports. The standards would result in cleaner
- 11 air nationwide, including for those who are
- disproportionately impacted by vehicle pollution and
- 13 the impacts of climate change.
- The proposed standards align with and support the
- 15 commitments and billions of dollars' worth of
- 16 investments from trucking fleets, vehicle
- manufacturers, and U.S. states, as they plan to
- increase the use of zero-emission technologies in
- 19 heavy-duty fleets. As these technologies have been
- advancing, battery costs have continued to decline.
- 21 Early step models are in use today for some heavy-duty
- 22 applications and are expected to expand to many more.



- 1 These ongoing technological innovations allow for
- 2 appropriate and feasible reductions in greenhouse gas
- 3 emission standards considering cost, lead time, and
- 4 other factors.
- Finally, as part of this action, we also are
- 6 proposing to revise our regulations addressing
- 7 preemption of state regulation of locomotives, in part
- 8 because the Agency is concerned these preemption
- 9 regulations adopted in 1998 may no longer be
- 10 appropriate. The revisions would enable EPA's
- 11 preemption regulations to more closely track the
- 12 language in the Clean Air Act.
- This proposal reflects input from stakeholders,
- 14 including community groups, the trucking industry,
- environmental and public health organizations, and
- 16 State, local, and tribal governments. Today we look
- forward to hearing additional input through your
- 18 comments on this proposal. EPA will consider all the
- 19 comments we hear today from the many people
- 20 participating in this hearing as we develop the final
- 21 rule. We also look forward to considering additional
- 22 written comments that we receive during the public



- 1 comment period, which is open until June 16, 2023. We
- 2 intend to finalize this proposal before the end of
- 3 2023.
- 4 Thank you all for attending this important public
- 5 hearing, and thank you to everyone who will provide
- 6 testimony today and tomorrow. I now will turn it over
- 7 to Bill Charmley, the presiding officer, for today's
- 8 hearing. Thank you.
- 9 MR. CHARMLEY: Thank you, Ale, and good morning,
- 10 everyone. As Ale said, the purpose of our hearing
- 11 today is to receive comments from interested parties on
- the proposed rulemaking titled, "Greenhouse Gas
- 13 Emission Standards for Heavy-Duty Vehicles, Phase 3,"
- which was published in the Federal Register on April
- ¹⁵ 27th, 2023. This hearing provides interested parties
- the opportunity for the oral presentation of views and
- 17 arguments. Witnesses will be allowed to make oral
- 18 statements which they may later expand in writing for
- 19 the official record of this hearing.
- When you are finished with your comments, members
- of this panel may ask clarifying questions. This
- 22 hearing is not intended to be a discussion of the



- 1 proposed rulemaking. While we might ask questions or
- 2 request additional data or supporting materials, we
- 3 will not respond to comments in this forum. Instead,
- 4 we'll be providing a written response to comments as
- 5 part of the process of finalizing this proposed
- 6 rulemaking.
- Finally, I would like to remind everyone that in
- 8 addition to today's hearing, there's also an
- 9 opportunity to send EPA written comments. The written
- comment period closes on June 16th, 2023 at 11:59 p.m.
- 11 Eastern Time. Details on where to submit written
- 12 comments can be found in the Federal Register notice
- announcing the proposal as well as on our website. Now
- 14 I'd like to go over how we'll be conducting today's
- 15 hearing.
- We are conducting this hearing under Section
- 17 307(d) of the Clean Air Act: "Provide interested
- parties an opportunity for oral presentation in
- 19 addition to written submissions on the proposed
- 20 rulemaking." Your written submission of this hearing
- will be available electronically on EPA's website and
- 22 at the Regulations.gov website under the docket for



- 1 this rulemaking, which is Docket Number EPA-HQ-OAR-
- 2 2022-0985. The official record of this hearing will be
- 3 kept open for 30 days after the date of the hearing to
- 4 provide opportunities -- excuse me -- to submit
- 5 rebuttal and supplementary testimony. You may submit
- 6 this additional testimony to the same docket for this
- 7 action by using one of the methods described in the
- 8 Federal Register notice announcing the proposal.
- 9 Today's hearing will be conducted informally, and
- 10 formal rules of evidence will not apply. I will be
- 11 serving as the presiding officer for today's hearing,
- 12 and, as such, I'm authorized to apply reasonable limits
- on the duration of the statements of any witness. We
- 14 ask that each person limit their verbal testimony to 3
- minutes given the large number of testifiers for today,
- and we'll need to hold speakers to that time limit.
- Our contractor, Abt Associates, will be facilitating
- the lineup of the speakers and helping to keep -- us to
- 19 keep testimony to 3 minutes. We appreciate all of your
- 20 cooperation allowing us to give everyone an opportunity
- 21 to speak today.
- Please note that EPA has distributed a list and a



- 1 tentative order of those registered to speak today and
- tomorrow, and we'll be making slight adjustments
- 3 through the hearing for accommodations. We plan to
- 4 take a 30-minute lunch break around 12:45 p.m. today
- 5 and a 15-minute break this afternoon around 3:45. All
- of those are Eastern Time. Because of the large number
- of testifiers, we will continue today's session into
- 8 the evening, and we plan to break briefly around 6:30
- 9 and then resume at 7:00 p.m. to finish today's hearing.
- We will then continue the hearing tomorrow starting at
- 11 10:00 a.m., Eastern.
- 12 Finally, all EPA representatives speaking today
- 13 may attempt to ensure the accuracy of -- will attempt
- 14 to ensure the accuracy of any descriptions that we
- provide for the proposed rulemaking. The official
- 16 version of the proposal is that which was published in
- the Federal Register on April 27th of 2023, and it
- 18 controls in any case of conflict between it and what
- 19 you make hear today. Please refer to the official
- version in developing your written comments on this
- 21 proposal.
- 22 Should there be members of the press that have



- 1 further questions about today's hearing, we ask that
- 2 you please contact Julia Burch at EPA. Julia's email
- 3 is Burch.Julia -- that's B-U-R-C-H-dot-J-U-L-I-A --
- 4 Burch.Julia@EPA.gov. Thank you very much, and with
- 5 that I am going to turn it back to Kayla Thompson with
- 6 Abt Associates, and Kayla is going to go over some
- 7 logistics for today's virtual public hearing. Thank
- 8 you.
- 9 MS. THOMPSON: Thank you. Before we begin, we'd
- 10 like to go over some logistics for today's public
- 11 hearing.
- 12 As a reminder, all attendees are muted
- 13 automatically. If you are speaking today, you will
- 14 receive a notification on your screen that you are
- being promoted to the role of panelist shortly prior to
- 16 your speaking time. You must accept that invitation to
- be able to unmute when you are called to testify. This
- will also allow you to turn on your camera, which we
- 19 encourage you to do. Speakers connected by telephone
- should unmute their phones when called to testify.
- 21 If you are having technical difficulties, please
- send an email to public_hearing@abtassoc.com or call



- 1 (919) 294-7849. If you are not registered to speak but
- 2 you would like to, please send an email to
- 3 public_hearing@abtassoc.com or call (919) 294-7849.
- 4 We will now begin our public testimony. The
- 5 expected speaking order is currently displayed on
- 6 screen. We ask that each person limit their verbal
- 7 testimony to 3 minutes. We encourage you to provide
- 8 any portion of your prepared statement that you are
- ⁹ unable to deliver along with any additional comments to
- 10 Docket Number EPA-HQ-OAR-2022-0985 on Regulations.gov.
- I will be introducing each speaker in turn. A
- 12 transcript of the testimony from these public hearings
- will be made available to the public and included in
- 14 the docket. Please speak slowly and clearly so our
- 15 court reporter can record these proceedings accurately.
- The first speaker will be Paul Billings. Please
- 17 state your name and affiliation for the record.
- MR. BILLINGS: Good morning. I'm Paul Billings,
- 19 P-A-U-L, B-I-L-I-N-G-S. I'm the national senior vice
- 20 president of public policy at the American Lung
- 21 Association. The American Lung Association strongly
- 22 supports the cleanup of pollution from heavy-duty



- 1 vehicles. We urge EPA to finalize the rule this year
- 2 in 2023. Thank you, EPA, for conducting this hearing
- on World Asthma Day. Millions of people with asthma
- 4 will benefit from this rule.
- 5 Climate change poses a disproportionate burden on
- 6 people of color and low-income communities (AUDIO
- 7 MALFUNCTION) pollution. Our most recent State of the
- 8 Air report continues to document this burden showing
- 9 that people of color are 3.7 times more likely than
- white people to live in a county with three failing
- 11 grades for ozone, annual, and daily particle pollution.
- 12 Climate change is making air quality worse in many
- communities, and transportation is the largest source
- of greenhouse gas pollution. The need to address
- greenhouse gas pollution from trucks is urgent. EPA's
- 16 analysis shows 72 million people live near truck
- 17 routes, and this puts their health at risk. They are
- more likely to be people of color and those with lower
- 19 incomes. Cleaning up trucks is an urgent environmental
- ²⁰ justice issue.
- Last spring, the American Lung Association
- released "Zeroing in on Healthy Air Report" that shows



- 1 the enormous public health and climate benefits of a
- 2 transition to zero-emission vehicles powered by a
- 3 clean, non-combustion, renewable electricity grid. We
- 4 found over the next 30 years, 110,000 premature deaths
- 5 could be avoided. The following report, "Delivering
- 6 Clean Air", " found that the transition is zero-emission
- 7 heavy trucks is going to clean non-combustion energy by
- 8 2050, and counties with major truck routes would result
- 9 in \$735 billion in cumulative health benefits and
- 10 66,800 avoided deaths. Cleaning up trucks is a
- 11 lifesaver.
- Because the enormous toll truck pollution places
- on the health of the public and the planet, the
- 14 American Lung Association supports the most stringent
- 15 heavy-duty vehicle greenhouse gas emission standards.
- 16 We encourage EPA to at least match California's
- 17 Advanced Clean Truck Program, which will ensure the
- greater share of heavy-duty vehicles that are zero
- 19 emission.
- Finally, I'd like to briefly note the American
- Lung Association's support for the proposal to revise
- 22 EPA's regulations addressing preemption of state



- 1 regulations of locomotives. State authority to address
- 2 locomotive pollution is critical to protect public
- 3 health. Locomotives are a major source of pollution
- 4 that adversely impacts the health of people living in
- 5 communities near railroads and railyards. We urge EPA
- 6 to finalize this provision this year as well.
- 7 In conclusion, this proposal is a positive step
- 8 forward. We urge EPA to finalize the strongest
- 9 possible final rule in 2023. Thank you for conducting
- 10 this hearing, and thank you for considering our
- 11 comments.
- MS. THOMPSON: Thank you for your comment. The
- 13 next speaker will be Tiffany Nichols. Tiffany, you may
- 14 now unmute. Please state your name and affiliation for
- 15 the record.
- 16 (No response.)
- MS. THOMPSON: Tiffany, you are muted.
- MS. NICHOLS: Good morning. I am Tiffany Nichols.
- 19 I'm with the American Lung Association, and thank you
- 20 for the opportunity to speak to you all today. I live
- in Indianapolis, Indiana. It is often referred to as
- the crossroads of America because it is the hub of



- 1 several major interstate highways. As such, many
- 2 heavy-duty vehicles travel through our beautiful city
- daily as they move interstate commerce and people.
- 4 The American Lung Association recently released
- our annual "State of the Air" report where Indianapolis
- 6 ranked 10th in the nation for annual particle pollution
- 7 and experiences high ozone days.
- Frequent heavy-duty vehicle that travels -- excuse
- 9 me -- can contribute significantly to areas -- to an
- 10 area's poor air quality. Combustion can lead to
- 11 particle pollution and ozone pollution and is
- 12 particularly harmful for communities alongside
- 13 freeways. The EPA's proposal is designed to reduce
- 14 greenhouse gases from vehicles, addressing the climate
- crisis, which is important to protect health, but it
- will also reduce other pollutants at the same time,
- 17 like particle pollution.
- Exposure to particle pollution, even at low
- 19 levels, can be deadly and put certain populations at
- 20 risk, such as asthmatics, seniors, and those with lung
- 21 cancer. Additionally, since many highways and freeways
- 22 run directly through communities where people of color



- 1 reside, such as in Indianapolis, those communities are
- vulnerable to the ill effects of particle pollution
- 3 from heavy-duty trucks and other vehicles traveling
- 4 through the city. I grew up within blocks of the I-70
- 5 corridor and remember numerous family members that
- 6 suffered from asthma flareups all year long.
- I want to encourage the EPA to adopt more
- 8 stringent standards to reduce greenhouse gas emissions
- 9 from heavy-duty vehicles. Thank you for this
- opportunity to speak this morning.
- 11 MS. THOMPSON: Thank you for your comment. The
- 12 next speaker will be Laura Kate Bender. Laura, you may
- 13 now unmute, and please state your name and affiliation
- 14 for the record.
- MS. BENDER: Good morning. My name is Laura Kate
- 16 Bender -- L-A-U-R-A, K-A-T-E, B-E-N-D-ER -- and I'm
- 17 national assistant vice president for healthy air at
- the American Lung Association. My colleagues and I are
- each highlighting different points on the health need
- to reduce emissions from heavy-duty vehicles here
- 21 today, so I'll use my time to highlight the support of
- the health community for a nationwide transition to



- 1 zero-emission trucks and buses. But I'll start by
- thanking you for your work on today's rule and for the
- 3 excellent signup process for this hearing. The quick
- 4 availability of the signup form, the fact that it had
- 5 all the information needed in one place, and the fact
- 6 that speakers didn't have to register well in advance
- 7 all made it easier for people to sign up to speak
- 8 today. And the medical and health professionals we
- 9 work with have challenging schedules, so this process
- 10 really made things easier.
- The Lung Association works in coalition with
- 12 national health organizations representing many of the
- 13 populations at greater risk from pollution from heavy-
- 14 duty vehicles, including babies and kids, people with
- 15 heart disease, people in environmental justice areas,
- and people with lung disease. For years, including in
- the most recent EPA rulemakings on trucks, our
- coalition has highlighted the urgent need to clean up
- 19 diesel trucks and buses to protect health.
- The Lung Association applauded EPA's final rules
- 21 to reduce nitrogen oxides from heavy-duty vehicles last
- year, and throughout that rulemaking, health voices



- 1 called for you to not only finalize the strongest
- 2 possible NOx rules but also to set the next round of
- 3 standards to truly drive a nationwide transition to
- 4 clean trucks and buses. Hundreds of health
- 5 professionals from 35 states signed comments to that
- 6 effect. Also, national health and medical
- organizations said in our comments, "The shift to zero-
- 8 emission trucks will have major clean air and climate
- 9 benefits and provide much-needed relief to communities
- 10 most directly affected by trucking pollution today."
- 11 EPA must move quickly to establish a clear and direct
- 12 pathway to the full transition for zero-emission trucks
- in the near term.
- We deeply appreciate EPA proposing this rule to
- strengthen greenhouse gas limits on heavy-duty
- 16 vehicles. We strongly urge EPA -- or excuse me -- we
- 17 strongly support EPA setting Phase 3 greenhouse gas
- 18 standards and urge you to make the rule even stronger.
- We appreciate your consideration of more stringent
- 20 alternative proposals and urge the Agency to finalize
- one of these more protective options until -- in 2023.
- We're calling for these standards to hew as closely as



- 1 possible to the Advanced Clean Trucks Rule in place in
- 2 many states and, if possible, go even further.
- In comments in support of EPA granting
- 4 California's clean trucks waiver to run its ACT
- 5 Program, one of my colleagues noted, "We recognize that
- 6 without strong state and national standards for cutting
- 7 pollution from the trucking sector, California simply
- 8 cannot meet health protective clean air standards. We
- 9 also know that without EPA taking strong actions on
- 10 trucking emissions in conjunction with the California
- 11 rules, California will also fail to attain clean air
- 12 standards."
- The transition to zero-emission vehicles is
- 14 happening, and we need EPA to match the work of the
- 15 states leading the charge. That transition offers a
- 16 real opportunity for improvements for public health and
- environmental justice, and people will celebrate it
- because they get that trucks and buses powered by
- 19 diesel are making their families sick. Ensuring that
- 20 no neighborhood has to bear a pollution burden of a
- 21 nearby highway, port, or distribution center will save
- lives and help address the public health crisis of



- 1 climate change. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 3 next speaker will be William Barrett. William, you may
- 4 now unmute, and please state your name and affiliation
- 5 for the record.
- 6 MR. BARRETT: Good morning. My name is Will
- 7 Barrett. I'm the national senior director for Clean
- 8 Air Advocacy with the American Lung Association. We
- 9 appreciate EPA's attention to heavy-duty sources of
- 10 harmful air pollution, and I'm glad to speak with you
- 11 today from Sacramento, which, unfortunately, is the
- 12 nation's seventh smoggiest city, according to our
- 13 "State of the Air" report.
- 14 I'm going to focus my attention today on the off-
- 15 road locomotive preemption proposal, which we greatly
- 16 appreciate that EPA continues to review past decisions
- and correct course when necessary to protect public
- 18 health.
- We agree that the proposed amendment would track
- 20 more closely with the Clean Air Act and avoid
- unintended barriers to state policy development. Just
- last week, the California Air Resources Board concluded



- 1 a rulemaking meant to modernize and clean up locomotive
- emissions through a variety of operational standards.
- 3 This rule represents the single largest clean air
- 4 action identified in the state implementation plan to
- 5 achieve ozone standards by 2037. It's roughly 30
- 6 percent -- or more than 30 percent of the total SIP
- 7 commitments identified in the plan.
- 8 California's rules focus on rail operations in the
- 9 state due to the significant harms caused by aging
- 10 fleets of line, haul, passenger and other locomotives.
- 11 The policies are designed to ensure that polluting
- 12 locomotives over 23 years old will no longer operate in
- 13 California, bringing cleaner engines into the fleet.
- 14 This is crucial given that Tier 4 engines represent
- less than 5 percent of the locomotives operating in
- 16 California, while Tier Zero, or earlier engines, make
- up nearly quarter of in-state locomotives. Clearly, we
- 18 need more -- cleaner technologies on the rails today in
- 19 California, CARB-approved enforceable idling limits, a
- 20 pollution-based system for investment in cleaner
- 21 technologies, and a phase-in to zero-emission
- 22 technologies across California rail operations over the



- 1 coming decades.
- 2 CARB heard impassioned testimony last week from
- 3 residents of rail-impacted communities throughout the
- 4 state demanding action to reduce the suffering caused
- 5 by locomotives. CARB estimates that the operational
- 6 emissions from just one train in California is
- 7 equivalent to the emissions output of 400 heavy-duty
- 8 trucks.
- When implemented, the in-use locomotive standards
- in California will bring major public health and health
- 11 equity improvements. The rules are projected to result
- in over 3,000 lives saved, tens of billions of dollars
- in public health benefits, and, critically, a 90-
- 14 percent cancer risk reduction in communities nearest
- 15 railroads -- railyard in California by 2045. These are
- major public health benefits on the table.
- So we appreciate EPA's review of the locomotive
- 18 preemption language to avoid any and unintended
- impediment to these or other efforts to reduce harm
- 20 caused by locomotives. We believe this is really a
- 21 prevent pragmatic approach that will continue to
- require EPA to consider more health-protective



- 1 standards through the waiver process but will not
- 2 prohibit more health-protective standards and concept
- development by default. So in closing, the American
- 4 Lung Association really urges EPA to move forward with
- 5 this change this year but also to work towards more
- 6 stringent Tier 5 and zero-emission standards for
- 7 locomotive engines to improve health throughout the
- 8 nation, and especially in our most rail-impacted
- 9 communities. This is a major opportunity to clean the
- 10 air and a major environmental justice need. Thank you
- 11 very much.
- MS. THOMPSON: Thank you for your comments. The
- 13 next speaker will be Kate Shenk. You may now unmute,
- 14 and please state your name and affiliation for the
- 15 record.
- MS. SHENK: Good morning. My name is Kate Shenk,
- 17 and I'm the director of regulatory affairs for Clean
- 18 Fuels Alliance America. On behalf of Clean Fuels
- members, thank you for the opportunity to testify on
- the immediate benefits of biodiesel and renewable
- 21 diesel have and will continue to bring as we de-
- 22 carbonize the heavy-duty sector. Biodiesel and



- 1 renewable diesel are among the cleanest and lowest
- 2 carbon fuels available today to help reduce greenhouse
- 3 gas emissions and are available now to meet President
- 4 Biden's near- and long-term climate goals, particularly
- in the hard-to-decarbonize heavy-duty sector.
- 6 We appreciate EPA's acknowledgement that the
- 7 internal combustion engine will continue to play an
- 8 important role in the markets that Clean Fuels member
- 9 serve. Low-carbon liquid fuels are the lowest cost
- option towards decarbonization that can be used in
- 11 every diesel-fueled application and every engine
- 12 technology. The heavy-duty sector will continue to
- 13 rely on liquid fuels for decades to come.
- 14 Clean Fuels has a long history of working with
- users, fleets, and the OEM community to conduct
- 16 technically-credible research that validates the
- 17 performance and positive impacts of biodiesel when used
- in existing and future diesel engines. To date, the
- utilization of increasing volumes of ultra-low carbon
- 20 liquid fuels, like biodiesel and renewable diesel,
- reduces greenhouse gas emissions by more than 70
- 22 percent on average, directly and immediately reducing



- 1 GHG emissions from the vehicles that use our fuels.
- Our fuels reduce more than just greenhouse gas
- 3 emissions. Biodiesel and renewable diesel also reduce
- 4 criteria pollutants from existing diesel engines,
- 5 reduce health and environmental impacts in major
- 6 trucking corridors, warehouse distribution centers, and
- other diesel hotspots close to major population
- 8 sectors. This means that using these fuels today can
- 9 lower healthcare costs and costs for all populations
- 10 living in and near these areas including, minority,
- 11 low-income, and indigenous populations.
- 12 Through our continued partnership with Trinity
- 13 Consultants, Clean Fuels quantified the health benefits
- 14 and corresponding economic savings from converting
- petroleum-based diesel to 100-percent biodiesel at 23
- 16 sites across the country. This research finds that
- switching to 100-percent biodiesel can provide
- immediate community health improvements, including more
- than 436,000 fewer reduced asthma cases per year, more
- than 137,000 few sick days per year, nearly 9,400 less
- 21 cancer cases, the prevention of more than 885 premature
- deaths, over \$7.4 four billion in avoided healthcare



- 1 costs annually, and a 45-percent reduction in cancer
- 2 risk.
- 3 And legacy heavy-duty trucks, such as older semis,
- 4 use B100. The immediate benefits of B100 usage can
- 5 bring -- cannot be underscored enough, especially for
- 6 disadvantaged communities when you consider the longer,
- 7 full, useful life requirements of existing diesel
- 8 engines and the decades-old take to pursue across-the-
- 9 board electrification and other decarbonization
- 10 strategies. Clean Fuels looks forward to working with
- 11 EPA to continue to optimize the immediate benefits of
- 12 biodiesel and renewable diesel to decarbonize the
- 13 heavy-duty sector today and in the years to come.
- 14 Thank you.
- MS. THOMPSON: Thank you for your comments. As a
- 16 reminder, if you are speaking today, you will receive a
- 17 notification on your screen that you are being promoted
- to the role of panelist shortly prior to your speaking
- 19 time. You must accept that invitation to be able to
- unmute when you are called to testify. This will also
- 21 allow you to turn on your camera, which we encourage
- you to do. Speakers connected by telephone should



- 1 unmute their phones when called to testify. We ask
- 2 that each person limit their verbal testimony to 3
- 3 minutes. Please speak slowly and clearly so our court
- 4 reporter and interpreters can capture these proceedings
- 5 accurately. We encourage you to provide any portion of
- 6 your prepared statement that you are unable to deliver
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- 9 If you are having technical difficulties, please
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- 11 (919) 294-7849. If you are not registered to speak but
- 12 you would like to, please send an email with your name
- and phone number to public_hearing@abtassoc.com or call
- 14 (919) 294-7849.
- The next speaker will be Michael Livingston. You
- 16 may now unmute, and please state your name and
- 17 affiliation for the record.
- MR. LIVINGSTON: Good morning. My name is Michael
- 19 Livingston. I'm the recently retired interim senior
- 20 minister at the Riverside Church in New York City. I'm
- 21 also the former -- a former president of the National
- 22 Council of Churches, and I'm a supporter of the



- 1 National Religious Partnerships for the Environment.
- 2 Thanks very much for this opportunity. This begins for
- 3 me with the Constitution where we, the people, are
- 4 fundamentally committed to the general welfare,
- 5 promoting the general welfare, and that's what this
- 6 rule is all about.
- I grew up in Los Angeles, and as an elementary
- 8 school student, I remember my path to school being
- 9 altered by Interstate 10, which destroyed historic
- 10 African-American communities in that part of South
- 11 Central Los Angeles. I pastored a church in Queens,
- 12 New York in the early 80s and was active with the Queen
- 13 Citizens Organization, organizing with the Port
- 14 Authority of New York and New Jersey to alter the route
- of trucks heading to JFK, again, tearing up the streets
- in African-American and Hispanic communities and
- 17 contributing to pollution in the environment. I live
- 18 now and for the last 22 years in Trenton, New Jersey,
- 19 so I'm very familiar with the I-95 corridor, the New
- 20 Jersey Turnpike, the heavy truck traffic that travels
- that corridor every day, not to mention the Amtrak as
- 22 well.



- What do these things have in common? They
- demonstrate our commitment historically to commerce
- over community, to profits over the health of the men,
- 4 women, and children who make up this great nation and
- 5 the many communities that are a part of it. It is
- 6 fundamental at this moment in our history that we take
- 7 more seriously both protecting the environment, our
- 8 earth, and the matter of justice with regard to
- 9 protecting all of us, and especially those communities,
- 10 communities of color, that are harmed the greatest by
- the kind of disregard for our environment that we've
- 12 shown for decades.
- So I applaud what the EPA is doing now and
- 14 enthusiastically support finalizing this rule this
- 15 year. Thank you very much.
- MS. THOMPSON: Thank you for your comment. The
- 17 next speaker will be Jed Mandel. Jed, you may now
- unmute, and please state your name and affiliation for
- 19 the record.
- MR. MANDEL: Good morning. I'm Jed Mandel. I'm
- 21 president of the Truck and Engine Manufacturers
- 22 Association. EMA's members manufacture the heavy-duty



- 1 vehicles and powertrains that are the subject of
- 2 today's proposal. Our members have a long history of
- 3 successfully implementing EPA's technology-forcing
- 4 rules.
- 5 Today's proposal would establish regulations
- 6 designed to transition the market for new commercial
- 7 vehicles to zero emissions. We fully support that goal
- 8 demonstrated by the billions of dollars already
- 9 invested by EMA members to develop and bring to market
- 10 zero-emission powertrains and vehicles. In that regard
- 11 EPA's historic goal forcing new technology to lower
- 12 emissions already is being met.
- Unlike previous technology-forcing rules, the
- 14 challenge is not forcing the development of zero-
- emission vehicles and powertrains. The challenge is
- 16 forcing the development of the infrastructures needed
- to recharge and refuel them. Without electricity
- 18 recharging and hydrogen refueling infrastructures in
- 19 place, our customers are not likely to make the needed
- 20 investment to purchase the zero-emission vehicles that
- 21 EMA members will have for sale.
- To successfully achieve a zero-emission future,



- 1 the infrastructure needed to allow commercial ZEVs to
- 2 complete the important work of hauling the nation's
- 3 freight must be in place, and trucking fleets must see
- 4 a positive business case to invest capital in their
- 5 purchase. EPA has the authority to force ZEV
- 6 technology, but EPA has no authority to ensure the
- 7 necessary infrastructures are in place. That presents
- 8 unique regulatory challenges and unique implementation
- 9 problems.
- We need a whole-of-government approach to solve
- 11 the problem and meet the challenge, but EPA still has a
- 12 role to play. EPA must adopt a final rule that
- includes a requirement to assess progress on the
- 14 development of the needed infrastructure and a
- 15 commitment to adjust proposed ZEV penetration rates or
- 16 timelines is required. Transitioning to heavy-duty
- 17 ZEVs require a regulatory program with a much more
- 18 expansive approach than just mandating the manufacture
- of new technologies. To be successful, the
- 20 government's approach to transitioning the commercial
- vehicle industry to zero-emissions must address the
- 22 market conditions essential to enable their employment



- 1 deployment. We cannot afford a scenario where
- 2 manufacturers must sell zero-emission vehicles, but
- 3 fleets won't purchase them because there's no
- 4 infrastructure in place to operate them. That is a
- ⁵ recipe for disaster.
- 6 We also note that the rule proposes to reopen the
- 7 current 2027 Phase 2 standards. EM and its members
- 8 defended against reopening and rolling back those
- 9 standards in the previous administration. This
- 10 administration to not set the precedent that
- 11 established standards can be changed from
- 12 administration to administration, thus completely
- undermining regulatory certainty and stability, and
- 14 undermining manufacturers necessary multiyear
- 15 investment plans.
- We are fully committed to working with EPA and
- other stakeholders to support a GHG phase rule that
- will accomplish our shared objective of a zero-emission
- 19 commercial vehicle future. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 21 next speaker will be Brooke Petry. You may now unmute,
- 22 and please state your name and affiliation for the



- 1 record.
- MS. PETRY: Hi. Thank you. Brooke Petrie from
- 3 Moms Clean Air Force Pennsylvania. Thank you for the
- 4 opportunity to testify. My name is Brooke Petrie. I'm
- 5 a state coordinator for Moms Clean Air Force. I live
- 6 in Pennsylvania with my family, and I'm testifying
- 7 today in support of the proposed standards.
- 8 I join others from Moms Clean Air Force to call on
- 9 EPA to finalize strong truck standards this year.
- 10 Stronger transportation standards are crucial in
- 11 protecting the health of our children and communities,
- 12 and it is urgent that we act now. According to a
- 13 recently-released IPCC synthesis report, limiting
- warming to 1.5 degrees Celsius and 2 degrees Celsius
- involves rapid, deep, and, in most cases, immediate
- 16 greenhouse gas emission reduction. The chair of the
- 17 IPCC said this synthesis report underscores the urgency
- of taking more ambitious action and shows that if we
- 19 act now, we can still secure a livable and sustainable
- ²⁰ future for all.
- In Philadelphia where I live, the impacts of
- 22 climate change have already arrived. In addition to



- 1 ever-strengthening storms, Philadelphia is plagued each
- 2 summer by the urban heat island effect, especially in
- 3 neighborhoods that have faced generational harms and
- 4 disinvestment from racist policies, like redlining, and
- 5 already endure disproportionate exposure to pollution.
- 6 Setting the strongest possible pollution standards for
- 7 trucks and rapidly transitioning to zero emissions
- 8 trucks is key for addressing climate justice.
- 9 Certain populations, including the very young, the
- pregnant, the elderly, disabled, low-wealth people, and
- 11 people of color may be particularly vulnerable to the
- 12 health impacts and other harms associated with climate
- 13 change. As a person with asthma and the parent of a
- 14 child with asthma, my family experiences heightened
- 15 impacts of climate change on a daily basis. Reducing
- 16 greenhouse gas emissions from the transportation sector
- will help us address the crisis of climate change.
- In addition to important climate benefits, these
- 19 standards will help reduce other tailpipe pollution
- that harms our health by helping to speed our
- transition to zero-emission vehicles. My family does
- 22 not own a car and, therefore, while we contribute less



- 1 than most to climate-warming pollution, we are up close
- 2 and personal with air pollution every day, particularly
- 3 from the transportation sector as we walk through our
- 4 city going about our daily lives. The vehicles covered
- 5 by this rule will be on the road for decades to come.
- 6 Families in Pennsylvania, those who own cars, those who
- ⁷ travel by bike, by public transit, or on foot like
- 8 mine, want to see a rapid transition to zero-emissions
- 9 vehicles because it benefits all of us.
- Moms Clean Air Force is calling on the EPA to
- 11 finalize the strongest possible clean truck standards
- 12 this year. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 14 next speaker will be Michael Geller. You may now
- unmute, and please state your name and affiliation for
- 16 the record.
- MR. GELLER: Good morning. I'm Mike Geller,
- deputy director of MECA Clean Mobility. I'm going to
- 19 provide some general comments to highlight the breadth
- of GHG-reducing technologies that suppliers are
- 21 commercializing. Just after noon today, my colleague,
- 22 Kevin Brown, will provide additional comments on the



- 1 Phase 3 proposal.
- For nearly 50 years, MECA has been the trade
- 3 association representing leading suppliers of clean
- 4 mobility technologies. Our members have a proven track
- 5 record in developing and commercializing emission
- 6 control efficiency and electric technology for a wide
- 7 variety of on- and off-road vehicles and equipment in
- 8 all world markets. In particular, our members provide
- 9 the technologies that enable heavy-duty on-road
- vehicles to meet the most stringent criteria in
- 11 greenhouse gas emission standards, including
- 12 technologies that improve the engine efficiency as well
- 13 as battery, electric, and hydrogen technologies that
- will help several types of heavy-duty vehicles
- transition to zero tailpipe emissions.
- The portfolio of technology options available to
- 17 reduce GHG emissions from heavy-duty trucks continues
- 18 to grow in response to federal standards. For ICE-
- 19 equipped trucks that will continue to be sold for many
- vehicle applications in the years to come, technologies
- 21 like cylinder deactivation, turbochargers, and
- 22 hybridization will yield higher efficiency and reduced



- 1 greenhouse gases in the heavy-duty fleet.
- 2 Cylinder deactivation, now well established on
- 3 light-duty vehicles, has been demonstrated to enable
- 4 both improved SCR efficiency as well as reduced
- 5 greenhouse gas emissions in diesel applications.
- 6 Driven turbochargers are able to perform all the
- ⁷ functions of a supercharger, turbocharger, and turbo
- 8 compounder, and enable simultaneous control of criteria
- 9 and greenhouse gas emissions. Based on extensive
- 10 experience with passenger cars, hybrid electric
- vehicles from 48 volt mild hybrid to plug-in hybrids
- can yield significant fuel savings and CO2 reductions
- 13 from commercial vehicles.
- MECA members are also supplying technologies for
- vehicles that are powered by electricity and hydrogen,
- 16 including battery electric fuel cells in hydrogen
- 17 combustion vehicles. This includes the materials for
- 18 batteries and fuel cells which are critical as demand
- of ZEVs is projected to increase rapidly. Suppliers
- 20 are innovating high-efficiency power electronics that
- will benefit the next generation of electric vehicles
- 22 as well as fast-charging technology. Fuel cell



- 1 materials, and technologies to improve fuel cell
- 2 efficiency will help to increase affordability of these
- yehicles. Finally, for the most challenging to
- 4 electrify heavy-duty segments, our members are
- 5 commercializing technologies to enable clean hydrogen
- 6 combustion, including fuel tanks, injectors, engine,
- 7 and after-treatment components.
- 8 MECA commends EPA for releasing this Phase 3
- 9 proposal and supports technology-neutral GHG standards.
- Our members are focused on delivering a wide range of
- 11 mobility solutions to improve the overall emissions
- 12 footprint of vehicles. Our industry has played an
- important role in the environmental success story of
- 14 heavy-duty vehicles in the U.S. and has continually
- 15 supported efforts to develop innovative technology-
- 16 advancing regulatory programs to deal with air quality
- 17 and climate challenges. Thank you very much for the
- 18 opportunity to comment today.
- MS. THOMPSON: Thank you for your comment. The
- 20 next speaker will be Erik White. Eric, you may now
- 21 unmute. Please state your name and affiliation for the
- 22 record.



- 1 MR. WHITE: Thank you. Good morning. My name is
- 2 Eric White, and I'm the director of the Placer County
- 3 Air Pollution Control District in California. I am
- 4 testifying on behalf of the National Association of
- 5 Clean Air Agencies, for which I serve as co-chair of
- 6 the Mobile Sources and Fuels Committee. NACAA is the
- 7 national, nonpartisan, nonprofit association of air
- 8 pollution control agencies in states, including 115
- 9 local agencies, the District of Columbia, and five
- 10 territories. The air quality professionals and our
- 11 member agencies have vast experience dedicated to
- 12 advancing the equitable protection of clean air and
- 13 public health in the U.S. This testimony is based on
- 14 that experience.
- NACAA has supported both EPA's adoption in 2011 of
- the first phase of greenhouse gas emission standards
- 17 for heavy-duty vehicles and engines, which took effect
- with Model Year 2014, and the Agency's 2016 adoption of
- 19 the Phase 2 greenhouse gas standards, which took effect
- with Model Year 2021. We now welcome the Phase 3
- 21 proposal and the opportunity to further advance this
- 22 important program in a way that optimally reflects the



- 1 potential of technological innovation and the
- 2 unprecedented financial incentives provided under the
- 3 Bipartisan Infrastructure Law and Inflation Reduction
- 4 Act, to best protect human health and our planet.
- In NACAA's January 15, 2021 transition paper to
- 6 the Biden-Harris administration, the association wrote
- 7 that, "Despite the technological and regulatory
- 8 progress made over the past nearly 60 years, mobile
- 9 sources continue to dominate emission inventories
- 10 across the U.S. and are the largest contributing sector
- 11 to greenhouse gas emissions. Our nation needs a
- 12 strong, sustainable transportation strategy. The top
- 13 priority must be placed on new federal programs to
- 14 continue to reduce emissions from the mobile source
- 15 sector."
- The proposed Phase 3 rule offers an opportunity
- 17 for the Federal Government to take a robust step
- towards this goal, and NACAA is optimistic that working
- with states, cities, counties and other stakeholders,
- 20 EPA can finalize another phase of heavy-duty greenhouse
- 21 gas emission standards that will protect and save
- lives, foster innovation, create prosperity, and reduce



- 1 the risks facing our climate. We appreciate the
- 2 opportunity to participate today as we continue to
- 3 study the proposal, including provisions to revise
- 4 regulations addressing preemption of state regulation
- of new locomotives and new engines used in locomotives,
- 6 and we'll provide written comments by the close of the
- 7 comment period. Thank you very much for your
- 8 consideration today.
- 9 MS. THOMPSON: Thank you for your comment. As a
- 10 reminder, if you are speaking today, you will receive a
- 11 notification on your screen that you are being promoted
- to the role of panelist shortly prior to your speaking
- 13 time. You must accept that invitation to be able to
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- 20 reporter and interpreters can capture these proceedings
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- your prepared statement that you are unable to deliver



- 1 along with any additional comments to Docket Number
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- 6 you would like to, please send an email with your name
- 7 and phone number to public_hearing@abtassoc.com or call
- 8 (919) 294-7849.
- 9 The next speaker will be Katherine Garcia. You
- 10 may now unmute, and please state your name and
- affiliation for the record.
- MS. GARCIA: Good morning. My name is Katherine
- 13 Garcia, and I'm the director of Sierra Club's Clean
- 14 Transportation For All Campaign. Thank you for the
- opportunity to testify today.
- Sierra Club is focused on advocating for strong
- vehicle standards that ensure we are slashing
- transportation pollution as urgently as possible to
- 19 save lives and address the climate crisis. While our
- 20 campaign highlights the benefits of zero-emission
- vehicles, we also emphasize the importance of walking,
- biking, and taking public transportation, and



- 1 personally, this is how I live my life. My testimony
- 2 today is grounded in my family's lived experience in
- 3 D.C.
- 4 Just last week, the American Lung Association
- 5 released the "State of the Air" report for 2023, and
- 6 the District scored an F in high ozone days. This is
- distressing because I commute by biking, walking, and
- 8 taking public transportation in D.C. I bike over 100
- 9 miles a month. Every day I'm walking or biking with my
- 10 3-year-old. We breathe in the flagrant pollution from
- 11 trucks and buses, and I worry about his growing lungs
- and the effects of breathing in toxic diesel fumes, and
- 13 I worry about my health, too.
- 14 EPA can and must curb this health-threatening
- pollution as soon as possible. It will be summer soon,
- and it's important to note that summers in the U.S. are
- becoming harder and longer. Heat exacerbates the
- 18 effects of pollution because the high temperatures
- 19 convert tail pipe pollution into smog, breeding
- unhealthy levels of ground-level ozone. On behalf of
- everyone who commutes by walking, cycling, or taking
- transit, I urge you to strengthen this heavy-duty



- 1 vehicles standard.
- 2 Across the country, 72 million people live closest
- 3 to trucking routes, and we know that air pollution
- 4 disproportionately impacts low-income black and Latino
- 5 communities. We see that clearly in D.C. where the
- 6 asthma rate in Ward 2, an affluent community, is 5
- percent, but in Ward 8, a low-income area, the asthma
- 8 rate is 23 percent. Given the recent advancements in
- ⁹ zero-emission technology, industry commitments, and the
- tremendous clean transportation investments, we need
- 11 the EPA standards to build on that momentum.
- 12 As the standard is slated to begin for Model Year
- 13 2027, we will have the infrastructure needed to support
- 14 zero-emission trucks and buses. Through federal and
- state investments, billions of dollars are going
- towards building out charging infrastructure, and
- investments are increasing. Just in the past 6 months,
- utilities have received approval to invest more than
- 19 \$700 million in transportation electrification in
- 20 states across the country.
- Zero-emission trucks and buses are a public health
- 22 and climate necessity. The EPA needs to set the



- 1 strongest possible pollution-reduction targets to
- 2 adequately address the climate crisis and
- 3 transportation solution. Now is not the time for half-
- 4 measures. Thank you for this opportunity to testify.
- 5 MS. THOMPSON: Thank you for your comment. The
- 6 next speaker will be Emily Pickett. You may now
- 7 unmute, and please state your name and affiliation for
- 8 the record.
- 9 MS. PICKETT: Hi. My name is Emily Pickett, and
- 10 I'm the Florida state coordinator for Moms Clean Air
- 11 Force in Tampa, Florida. I'm grateful for the chance
- 12 to testify before you today. As a lifelong Floridian,
- 13 I have a deep appreciation for our state and want to
- ensure it's a healthy place for future generations.
- 15 That's why I'm here today speaking in support of strong
- transportation standards, including cleaner trucks, and
- urging you to finalize these important protections this
- 18 year.
- 19 As a mother of two, I cannot emphasize enough how
- important it is to prioritize the health of our
- 21 children and the environment they will inherit. Our
- 22 suburban community borders the Hillsborough River



- 1 surrounded by sprawling oaks, cypress marshes, ponds,
- and wildlife. It feels like a healthy place to live
- 3 thanks to the presence of nature, but the alarming
- 4 truth is that our air quality is at risk. Our county
- 5 recently received a D grade from the American Lung
- 6 Association's "State of the Air" report for high ozone
- 7 days, which is something we cannot ignore.
- 8 Ozone pollution, or smog, is one of the most
- 9 widespread pollutants in the U.S. and is a powerful
- 10 lung irritant. Despite living in a seemingly healthy
- 11 environment, our community is nestled between two
- interstates with an eight-lane highway cutting through
- 13 it. My house sits just 3 miles from I-75, which is one
- of the country's busiest interstates for truck traffic.
- Many homes here are less than 200 feet from the
- 16 interstate. Most residents can hear the traffic
- despite the sound-blocking walls.
- 18 It's a stark reality that my family and I, along
- with countless others, are at risk of dangerous air
- 20 pollution. Each of my family members, along with many
- who live in our community, experience persistent
- 22 symptoms, like sore throats, eye irritation, and



- 1 congestion. Doctors routinely diagnose these symptoms
- 2 as seasonal allergies, but allergy tests are rarely
- 3 performed so we can't be sure that allergens like
- 4 pollen are to blame. Because we live in an area with
- 5 high levels of air pollution, we could very well be
- 6 experiencing the ill effects of smog. While we've been
- ⁷ lucky that our symptoms are mild, many people are not
- 8 as fortunate. Nearly 300,000 people in Hillsborough
- 9 County suffer from asthma, COPD, lung cancer, or
- 10 cardiovascular disease.
- 11 The transportation sector is the largest source of
- 12 climate pollution in the U.S., and this is something
- 13 that needs to change. We need to transition to zero-
- emission vehicles to make a significant impact in
- 15 cleaning our air. Zero-emission trucks are among the
- 16 best available technologies to reduce greenhouse gases
- and dangerous air pollution. With cleaner trucks on
- our roadways, we can decrease the prevalence of
- 19 pollution-driven negative health impacts.
- 20 As a concerned mom and Floridian, I wholeheartedly
- 21 support strong standards for cleaner trucks and implore
- you to take action this year. Thank you for the



- 1 opportunity to testify.
- MS. THOMPSON: Thank you for your comment. The
- 3 next speaker will be Trisha DelloIacono. You may now
- 4 unmute. Please state your name and affiliation for the
- 5 record.
- 6 MS. DELLOIACONO: Thank you for the opportunity to
- 7 provide brief comments on the Draft Phase 3 Notice of
- 8 Proposed Rulemaking. My name is Tricia DelloIacono.
- 9 I'm the federal policy director for CALSTART, a
- 10 national nonprofit organization now operating programs
- 11 globally. We are a non-profit consortium with more
- than 300 companies, agencies, and organizations working
- together to support the transition to clean
- transportation, including the associated public health
- and economic benefits delivers. While CALSTART is a
- 16 member-based organization, we are not a trade
- 17 association, and not all our members are fully aligned
- with our views on this proposed rule but do share the
- 19 perspective that clean transportation solutions are
- 20 part of the strategy to protect communities, clean the
- 21 air, and address climate change.
- 22 CALSTART is noted for our knowledge in spurring



- 1 faster technology commercialization, supporting markets
- with smart incentives, and helping shape effective
- 3 policies, especially in the medium- and heavy-duty
- 4 vehicle sector. We urge the EPA to adopt heavy-duty
- 5 vehicle Phase 3 greenhouse gas standards that are --
- 6 that are stronger than those proposed. The final rule
- ⁷ should be based on a deeper penetration of zero-
- 8 emission medium, heavy -- medium- and heavy-duty
- 9 vehicles than is currently assumed, considering
- 10 unprecedented federal incentives are now available, as
- 11 well as actions by numerous States requiring sales of
- 12 an increasing percentages of zero-emission trucks.
- 13 Matching the advanced clean truck penetration
- 14 rates must be the minimum level of stringency
- 15 considered. In other words, the final rule should
- include heavy-duty penetration projections that are
- 17 aligned with the momentum put forward from ACT and the
- 18 nine states that have already adopted the rule, or the
- 19 proposal will send a signal to the market it has a lack
- of commitment, thereby stifling investments. In short,
- we recommend that EPA adjust the 2027 to 2032 Model
- Year CO2 emission standards accordingly, consistent



- 1 with the current market trend.
- Zero-emission vehicles have now reached technology
- 3 readiness in all key applications, with hundreds of
- 4 models already in early production, including the first
- 5 long-haul Class 8 trucks. The final rule should extend
- 6 beyond Model Year 2032 to Model Year 2034 and include
- 7 -- I'm sorry -- 2040 and including increasing
- 8 stringency to reflect the market readiness.
- We realize that infrastructure is a real near-term
- 10 challenge but that -- not a long-term barrier.
- 11 Infrastructure is a solvable challenge, not a barrier,
- 12 affecting ZEV timing. Major federal, state, and
- 13 private investments outline a realistic path to scale
- 14 at a pace faster than set in the proposed stringency
- 15 levels. Strong federal standards will provide a
- 16 critical market signal to electric vehicle service,
- 17 equipment manufacturers utilities, and PUCs to increase
- 18 production of chargers and streamline interconnection
- 19 processes.
- Thank you again for the opportunity to speak
- today. We believe that the Phase 3 rulemaking will be
- the most impactful rule the EPA has considered in



- 1 years, and a stringent rule will protect countless
- 2 communities and address climate change for decades to
- 3 come. We look forward to working with the EPA as it
- 4 shapes this critical regulation. Thank you.
- 5 MS. THOMPSON: Thank you for your comment. The
- 6 next speaker will be Tracy Sabetta. You may now
- 7 unmute, and please state your name and affiliation for
- 8 the record.
- 9 MS. SABETTA: Good morning. I'm Tracy Sabetta
- with Moms Clean Air Force in Ohio. Thank you for the
- opportunity to testify today. My name is Tracy
- 12 Sabetta, and I'm the state coordinator for Moms Clean
- 13 Air Force in Ohio. I live in Pickerington just outside
- of Columbus. I'm a mother and someone who's worked in
- 15 public health and advocacy for nearly 3 decades. On
- behalf of Moms Clean Air Force, I'm testifying in
- 17 support of the proposed clean truck standards and call
- on EPA to finalize strong standards this year.
- 19 Stronger transportation standards are crucial in
- 20 protecting the health of our children and communities,
- 21 and it is urgent that we act now.
- While I certainly don't need to tell you this,



- 1 many people may be surprised to know that
- 2 transportation is the largest source of greenhouse gas
- 3 emissions in the United States, making up 27 percent of
- 4 all emissions. Heavy-duty vehicles rank second within
- 5 that sector right behind light-duty vehicles -- excuse
- 6 me -- like cars. The Biden administration's Clean
- 7 Trucks Plan and the inclusion of this proposed rule
- 8 will move us forward in reducing these harmful
- 9 emissions by outlining stronger greenhouse gas
- 10 standards for these vehicles, like school buses,
- 11 transit buses, delivery trucks, and semi-trucks. These
- 12 standards will also help reduce other tailpipe
- 13 pollution that harms our health by accelerating our
- 14 transition to zero-emissions electric vehicles.
- This cannot come too soon for a state like Ohio.
- 16 While the air quality in our state has improved over
- 17 the last 30 years, it has not improved at the same rate
- as other states. We consistently rank in the bottom 10
- 19 for state-level pollution. According to the 2023
- 20 American Lung Association's "State of the Air" report
- 21 released just last month, there are still more than
- 22 152,000 Ohio children who struggle with asthma every



- 1 day. We know tailpipe pollution from trucks can
- 2 exacerbate asthma attacks, respiratory illness, and
- 3 increase hospital admissions and emergency department
- 4 visits. Tailpipe exhaust is also a significant source
- of nitrogen oxides, which react in the atmosphere to
- 6 form ground-level ozone.
- 7 In the 2023 "State of the Air" report, 8 of Ohio's
- 8 10 most populated counties received grades of either D
- 9 or F for ozone pollution. These emissions are
- impacting Buckeyes every day but not equally. Research
- 11 shows that people of color experience higher-than-
- 12 average levels of climate change pollution exposure
- 13 from a variety of sources, including heavy-duty trucks.
- 14 Black Americans specifically are exposed to higher-
- than-average amounts of pollution from all sources,
- 16 according to the EPA's National Emissions Inventory.
- Greenhouse gas emissions are driving climate
- change, and Ohioans are driving trucks. That's why the
- 19 EPA's proposed greenhouse gas regulations for new
- heavy-duty vehicles are such an important step forward
- 21 in protecting our families from climate change
- 22 pollution. Moms Clean Air Force is calling on EPA to



- 1 finalize the strongest possible clean truck standards
- 2 this year. Thank you so much.
- MS. THOMPSON: Thank you for your comment. The
- 4 next speaker will be Maribeth Diggle. You may now
- 5 unmute, and please state your name and affiliation for
- 6 the record.
- 7 MS. DIGGLE: Hi. My name is Maribeth Diggle. I'm
- 8 a proud volunteer at Moms Clean Air Force in
- 9 Washington, D.C., and I'm also a Ph.D. student at the
- 10 Ritz School of Art in Brussels, specializing in breath
- 11 art. I research the diversity of breath qualities as a
- 12 -- as a tool in all performing bodies in relation to
- the growing topic of breath politics. I am testifying
- in support of the proposed standards and call on the
- 15 EPA to finalize strong clean truck standards this year.
- 16 Stronger transportation standards are crucial in
- 17 protecting the health of our children and communities,
- and it is urgent that we act now.
- 19 The COVID-19 pandemic was tragic in all ways, but
- it did give air quality its moment. Air quality and
- 21 breathing issues came home with us regardless of
- income, nationality, and background. It gave us a



- 1 redefined sense of shared breath space on a global
- 2 scale, collective and individual health efforts finally
- 3 holding hands. Through the extraordinary opportunity
- 4 of being selected to conduct research as a Ph.D.
- 5 student, I realize that it is impossible to speak about
- 6 breath function and breath expression without speaking
- about the realities of transportation pollution, which
- 8 leads to preventable breath injustices like asthma
- 9 attacks, respiratory issues, lung cancer, and more.
- In fact, transportation is the largest source of
- 11 greenhouse gas emissions in the United States, creating
- 12 27 percent of all emissions, and heavy-duty vehicles
- 13 make up a quarter of that. In the words of my academic
- 14 mentor, Magdalena Gorska, breathing is a political act
- in and of itself. Breath function can be a direct
- window into the vulnerabilities of our communities and
- the state of our planet. Breath is an unavoidable
- event of bringing the outside world in through the
- medium of air, and it is also a way to embody the
- 20 science of air quality.
- 21 Air quality touches us all, whether you are
- 22 fortunate enough to live in a zip code that is



- 1 unburdened by heavy-duty transport or not. Air quality
- 2 means the qualities of lives are changed.
- 3 Air quality matters because bodies matter. It
- 4 matters whose breath matters. Therefore, as we listen
- 5 to experts as well as the members of our communities
- 6 speak about the importance of air quality, I would like
- 7 to finish by reminding us that breathing is not only
- 8 unavoidable for survival, but it is an autonomous
- 9 function that we own. It is a space we inhabit. It is
- 10 a form of engagement and community. It is a reflection
- of power relations and vulnerabilities, and it has been
- 12 a practice of health and spirituality for centuries.
- 13 Please embody the ethics of air quality when setting
- 14 the strongest standards to reduce greenhouse gas
- emissions for heavy-duty vehicles. Thank you for your
- 16 time.
- MS. THOMPSON: Thank you for your comment. As a
- 18 reminder, if you are speaking today, you will receive a
- 19 notification on your screen that you are being promoted
- to the role of panelist shortly prior to your speaking
- 21 time. You must accept that invitation to be able to
- 22 unmute when you are called to testify. This will also



- 1 allow you to turn on your camera, which we encourage
- 2 you to do. Speakers connected by telephone should
- 3 unmute their phones when called to testify. We ask
- 4 that each person limit their verbal testimony to 3
- 5 minutes. Please speak slowly and clearly so our court
- 6 reporter and interpreters can capture these proceedings
- ⁷ accurately. We encourage you to provide any portion of
- 8 your prepared statement that you are unable to deliver
- 9 along with any additional comments to Docket Number
- 10 EPA-HQ-OAR-2022-0985 on Regulations.gov.
- 11 If you are having technical difficulties, please
- send an email to public_hearing@abtassoc.com or call
- 13 (919) 294-7849. If you are not registered to speak but
- 14 you would like to, please send an email with your name
- and phone number to public_hearing@abtassoc.com or call
- 16 (919) 294-7849.
- 17 The next speaker will be Alondra Morales Sanchez.
- Unfortunately, we do not currently see you in the list
- 19 of attendees. If you have joined this hearing under a
- different name, please indicate your presence by
- 21 pressing the raise hand button at the bottom of your
- 22 screen. If you have called in, please indicate your



- 1 presence by dialing 9 -- star-9.
- 2 (No response.)
- MS. THOMPSON: The next speaker will be William S.
- 4 Beckett. William, we do not currently see you in the
- 5 list of attendees. However, if you have joined this
- 6 hearing under a different name, please indicate your
- 7 presence by pressing the raise hand button at the
- 8 bottom of your screen, or if you have called in, dial
- 9 star-9. I can see that you have raised your hand. I
- 10 am now promoting you to the role of panelist.
- 11 (Brief pause.)
- MS. THOMPSON: When you are ready, you may unmute.
- 13 Please state your name and affiliation for the record.
- DR. BECKETT: My name is Dr. William Beckett. I'm
- 15 a member of the Science Network of the Union of
- 16 Concerned Scientists and emeritus staff at Mount Auburn
- 17 Hospital, and I'm here to speak in favor of further
- 18 strengthening Phase 3. As a Board-certified lung
- doctor, I've spent many years treating patients with
- lung diseases, including many with asthma, and also
- doing research on the health effects of air pollution.
- Busy highways with heavy truck traffic are



- disproportionally close to the homes of communities of
- color. Local air pollution most harms the health of
- 3 the people who live closest to those highways. The
- 4 health effects of this tailpipe air pollution start
- 5 with exposure in the womb affecting birth outcomes,
- 6 causing and worsening asthma in children, and
- 7 contributing to heart disease, lung disease, and cancer
- 8 in adults. This is urgent. EPA needs to strengthen
- 9 his proposal to eliminate tailpipe emissions from
- 10 heavy-duty trucks. Thank you very much.
- 11 MS. THOMPSON: Thank you for your comment. The
- 12 next speaker will be Anastasia Gordon. You may now
- unmute, and please state your name and affiliation for
- 14 the record.
- MS. GORDON: Hello. My name is Anastasia Gordon,
- 16 energy and transportation policy manager with WE ACT
- 17 for Environmental Justice. We convened the Clean Air
- 18 for the Long Haul, a national group of environmental
- 19 justice organizations working together to put forward
- 20 campaigns and embed environmental justice in EPA
- 21 rulemakings in the power and transportation sectors.
- 22 Thank you for the opportunity to provide comments on



- 1 the proposed greenhouse gas standards for heavy-duty
- ² vehicles.
- 3 Transportation is the largest contributor to
- 4 greenhouse gases in this country. The heavy-duty
- 5 sector, in particular, is an egregious form of
- 6 environmental injustice, being a major source of
- 7 harmful and deadly air pollutants, such as soot and
- 8 smog-forming particulate matter and nitrogen oxides.
- 9 Due to a legacy of discriminatory transportation
- 10 planning and zoning, communities of color and low-
- wealth are not only on the front lines of the climate
- 12 crisis, but they are disproportionately overburdened by
- the health-damaging effects of pollution from trucks
- 14 and buses, such as asthma, lung damage, heart attacks,
- 15 cancer, and premature death.
- 16 High rates of exposure and health risks from
- diesel exhaust is a stark reality for many
- 18 environmental justice communities across the country
- who live, work, and go to school near high-traffic
- 20 roadways, bus depots, distribution centers, and ports,
- 21 areas scientists are literally calling diesel death
- 22 zones. And EPA's own analysis found that 72 million,



- 1 many of which are low income and people of color, live
- within 200 meters of major trucking routes, while the
- 3 American Lung Association found that 45 percent of
- 4 residents in counties with high traffic -- high traffic
- 5 -- truck traffic, that is -- are people of color
- 6 compared to 38.4 percent of the total U.S. population.
- 7 In New York City where my organization is
- 8 headquartered, exposure to soot pollution contributes
- 9 to premature deaths every year, and most of that comes
- 10 from trucks. Our communities have contended with
- 11 emissions from diesel trucks for far too long. This
- 12 rule is critical to reduce air pollution and climate
- 13 pollution from heavy-duty trucks and their supporting
- infrastructure, but also the EPA and the entire
- administration to protect public health and honor its
- 16 commitments to equity and environmental justice.
- By the end of this year, EPA must swiftly finalize
- strong clean truck standards that reduce greenhouse gas
- 19 emissions and toxic air pollution from the heavy-duty
- sector, and it must send a clear signal to
- 21 manufacturers to move toward zero-emission electric
- 22 models and, ultimately, bring clean air to overburdened



- 1 environmental justice communities. Thank you for the
- ² opportunity to testify.
- MS. THOMPSON: Thank you for your comment. The
- 4 next speaker will be Sarah Bucic. Sarah, you may now
- 5 unmute, and please state your name and affiliation for
- 6 the record.
- 7 MS. BUCIC: Thank you for the opportunity to
- 8 provide comments. My name is Sarah Bucic, and I've
- 9 been a registered nurse for over 20 years, and I'm here
- 10 today with the Alliance of Nurses for Healthy
- 11 Environments. ANHE is a national coalition of nursing
- organizations and individual nurses working to promote
- 13 health through addressing environmental health
- 14 concerns. As nurses, we're led by professional
- obligations, which make addressing health, environment,
- and safety a professional focus of ours, and it's for
- this reason that we're here today supporting EPA
- setting Phase 3 greenhouse gas standards for heavy-duty
- 19 vehicles.
- 20 As a long-time Delawarean, most of the population
- of my state resides within close proximity to dense
- 22 traffic of I-95 and Route 1. The American Lung



- 1 Association in their most recent "State of the Air"
- 2 report ranked my county, New Castle County, with a D
- 3 for ozone. Vehicle emissions contribute to this ozone
- 4 formation, and ground-level ozone makes air quality
- 5 worse. With transportation being the single biggest
- 6 source of greenhouse gas emissions in the U.S., 72
- 7 million people are estimated to live near truck freight
- 8 routes, putting their health at risk. In Delaware, it
- 9 is well documented that areas near our Port of
- Wilmington are mostly communities of color, and they've
- 11 long suffered from the intersection and cumulative
- 12 health impacts of car, truck, and industrial traffic.
- 13 As the parent of a small child who has experienced
- 14 asthma, I cannot express the level of fear that I have
- experienced when my child could not breathe. It's also
- 16 frustrating to know that, as a nurse, the pollution
- that contributes to asthma of my child and those
- 18 throughout the country are beyond individual patients'
- 19 control. This is why we need EPA to set strong
- 20 standards for health protections.
- 21 As a community member, parent, and a nurse, I've
- 22 been supporting environmental health advocates in my



- 1 community around electric school buses. We know that
- 2 buses are heavy-duty trucks and carry precious cargo,
- 3 and as a psych nurse, I would be remiss if I didn't
- 4 underscore the harmful health impacts of fossil fuel
- 5 emissions and traffic-related pollution on childhood
- 6 cognitive development.
- While EPA's proposal is a good start, the Agency
- 8 should strengthen the standards even further. The
- 9 benefits of reducing air pollutants, like particle
- 10 pollution, go far beyond even what EPA models, and many
- of the health benefits aren't quantified in EPA's
- 12 analysis, like avoided case of lung cancer due to
- 13 particle pollution exposure, and the benefits likely
- outweigh the costs by an even greater margin than noted
- 15 by the EPA.
- We urge EPA to waste no time in finalizing this
- the rulemaking no later than the end of the year. We
- cannot miss out on this opportunity to protect health,
- 19 particularly for our most vulnerable populations.
- 20 Thank you.
- MS. THOMPSON: Thank you for comment. The next
- 22 speaker will be Mona Sarfaty. Mona, we do not



- 1 currently see you listed in -- among the attendees. If
- 2 you have joined this hearing under a different name,
- 3 please indicate your presence by pressing the raise
- 4 hand button at the bottom of your screen. If you have
- 5 called in, please dial star-9 to raise your hand.
- 6 (No response.)
- 7 MS. THOMPSON: This concludes our first speaker
- 8 block. We will now call on the names of those who
- ⁹ were not present when initially called to testify. If
- 10 you have joined, when you hear your name, please
- indicate your presence by pressing the raise hand
- 12 button at the bottom of your screen. If you have
- dialed in, please dial star-9 to raise your hand.
- 14 The first name is Alondra Morales Sanchez. Again,
- if you have joined, please indicate your presence by
- 16 pressing the raise hand button at the bottom of your
- 17 screen. I can see that you have raised your hand. I
- will now promote you to the role of panelist.
- 19 (Brief pause.)
- MS. THOMPSON: Just a reminder that you will need
- 21 to accept the invitation to become a panelist in order
- 22 to provide your testimony. When you are ready, you may



- 1 unmute. Please state your name and affiliation for the
- ² record.
- 3 (No response.)
- 4 MS. THOMPSON: Alondra, you have been promoted but
- 5 are still on mute. To provide your testimony, please
- 6 hit the unmute button at the bottom of your screen.
- 7 (No response.)
- MS. THOMPSON: Alondra, we are sending you a
- 9 notification to unmute. Just one more warning that you
- 10 are still muted.
- 11 (No response.)
- MS. THOMPSON: I'll now call on the next speaker
- who was unable to provide testimony when called on.
- 14 The next speaker will be Mona Sarfaty. Mona, if you
- have joined, please indicate your presence by pressing
- the raise hand button at the bottom of your screen, or
- 17 if you have called in, please dial star-9 to raise your
- 18 hand.
- 19 (No response.)
- MS. THOMPSON: We will now move to the next
- 21 speaker block. As a reminder, if you are speaking
- today, you will receive a notification on your screen



- 1 that you're being promoted to the role of panelist
- 2 shortly prior to your speaking time. You must accept
- 3 that invitation to be able to unmute when you are
- 4 called to testify. This will also allow you to turn on
- 5 your camera, which we encourage you to do. Speakers
- 6 connected by telephone should unmute their phones when
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- send an email to public_hearing@abtassoc.com or call
- 17 (919) 294-7849. If you are not registered to speak but
- you would like to, please send an email with your name
- and phone number to public_hearing@abtassoc.com or call
- 20 (919) 294-7849.
- The next speaker will be Monte Weiderhold. You
- 22 may now unmute, and please state your name and



- 1 affiliation for the record.
- MR. WIEDERHOLD: My name is Monte Wiederhold. I
- 3 am a small fleet owner of B.L. Reever Transport and a
- 4 member of the Owner-Operator Independent Drivers
- 5 Association. I'd like to take this opportunity to
- 6 thank you for the ability to comment on the Proposed
- 7 EPA Greenhouse Gas Phase 3 Rule.
- 8 Ever since 1998, the EPA ruling against
- 9 practically every truck manufacturer in the United
- 10 States has made truck engines more costly to purchase,
- 11 maintain, and less drivable. As each model year
- 12 progressed, new standards that were enacted have forced
- truck engine manufacturers to build engines with more
- 14 and more moving parts for exhaust treatment systems.
- During these times, the EPA has refused to listen when
- 16 systems not yet perfected were rushed into production.
- Downtime became so costly, many truckers lost their
- 18 businesses and their livelihoods. Trucks became less
- 19 reliable.
- Now we're told that EVs are the way to go. Many
- 21 drivers, nearly 80 percent, say they are skeptical or
- 22 have reservations about driving or purchasing an



- 1 electric truck. I'm one of those. We are nowhere near
- ready for electric vehicle trucks, and I doubt we will
- 3 ever be. Recently a trucking exec testified on Capitol
- 4 Hill and said an over-the-road truck will require two
- 5 4-ton batteries. My current rig weighs 31,000 empty,
- 6 and that means if I were to have those batteries, I
- 7 could legally haul 33,000 pounds. Hello, supply chain.
- 8 While there's nothing wrong with looking for
- 9 alternative fuels, it seems this administration seeks
- 10 punitive measures to force truckers comply with these
- 11 standards. These vehicles aren't readily available nor
- is the infrastructure in place. Long-haul EVs will
- 13 never work, in my opinion. They may be able to work in
- 14 a local environment where a truck returns to a terminal
- each day and has dedicated parking or charging spots,
- and that's if the grid doesn't fail.
- 17 If you really think EVs and trucking are feasible
- 18 anytime soon, I encourage you to visit a truck stop
- near you. Go between the hours of 8:00 p.m. and 6:00
- 20 a.m., see the trucks parked along the driveways
- 21 anywhere and everywhere they can find a place to park,
- then please explain how all these trucks will get their



- 1 batteries charged. Better yet, visit an interstate
- off-ramp and explain where the charging stations will
- 3 be.
- 4 The upfront cost for a EV local truck are about
- 5 \$600 higher than internal combustion truck but
- 6 skyrockets almost \$15,000 more for a long-haul electric
- 7 vehicle truck. EVs may not have a tailpipe via
- 8 electricity being supplied -- as being supplied by
- 9 fossil fuel plants, power plants, mostly coal and
- 10 natural gas. I fail to see what we're gaining here.
- 11 To continue with proposed regulations would be
- 12 foolhardy and seems to be at odds with the Trucking
- 13 Workforce Action Plan that aims to improve trucking
- 14 jobs and retain drivers. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 16 next speaker will be Danny Schnautz. You may now
- unmute, and please state your name and affiliation for
- 18 the record.
- MR. SCHNAUTZ: Hello. My name is Danny Schnautz.
- I'm the president of Clark Freight Lines in Pasadena,
- 21 Texas, and I'm a member of the Owner-Operator
- 22 Independent Drivers Association. Good day, and thank



- 1 you for hearing me. We operate over 50 company-owned
- 2 trucks as well as more owner-operators in local,
- 3 regional, and long-haul intermodal and general freight
- 4 trucking, and we have for over 35 years. I was a full-
- 5 time driver for many years before I came into the
- office 32 years ago, and I still have my CDL. I grew
- ⁷ up in trucking.
- 8 The over-ambitious emission standards have already
- 9 created unreliable equipment in heavy trucks for many
- 10 years now and has even driven one of the primary engine
- 11 manufacturers out of the on-road industry. These
- ongoing advanced technology EPA systems failures are
- devastating, especially with part shortages and with
- the on-the-road trials. There are at least five
- 15 separate areas of problems that may not be considered
- 16 by industry outsiders. These five areas are the money,
- the family personal impact, the supply chain impact,
- 18 the danger of these breakdowns, and environmental
- 19 concerns, which I cannot cover completely today in the
- 3 minutes, but here I go.
- Some of our new truck payments are over \$4,000 per
- 22 month, and these trucks need to be productive in order



- 1 to pay for themselves and to move the consumers' goods.
- 2 Very often these technologies fail us because they're
- not proven, and they're too far reaching. The new rule
- 4 estimates at least \$15,000 increase for long-haul
- 5 trucks on top of what we're already paying. These
- 6 trucks should be more reliable and better able to reach
- 7 their goals, but they're not.
- What are the financial needs that a trucking
- 9 company suffers so that trucks can be green? Well, two
- things are safety and driver pay, and both of those
- 11 need as much funding as possible. There's a family and
- 12 personal aspect of drivers being stuck away from home
- due to breakdowns. When a truck isn't reliable or
- 14 isn't running, our industry and our company is upset.
- 15 This may not be a big deal to people who are listening
- 16 who have not lived their life on the highways, but
- that's what our drivers do. We already have trouble
- 18 keeping drivers in our industry, and this further
- 19 brings us more problems. Drivers' pay are affected by
- breakdowns, the family budget is affected and the
- 21 family schedule.
- 22 Another issue is the supply chain where broken



- 1 heavy trucks delay loads. We're all worried about
- 2 supply chain reliability, and here we are with advanced
- 3 technologies that fail often. These breakdowns, the
- 4 tow trucks that are sent, the drives to and from the
- 5 shop, all of these are not green, and technology has to
- 6 move more quickly to get caught up.
- 7 In conclusion, the prior diesel emission system
- 8 pushes have had a high cost to society, and we all
- 9 realistically see the same with EVs. These are not
- 10 successful on a cost-benefit measure and not even
- 11 reaching their green goals. We need for the government
- to listen to the industry on what is technologically
- possible and work from that basis instead of putting a
- 14 goal out there and letting the chips fall where they
- 15 may. Thank you very much.
- MS. THOMPSON: Thank you for your comment. The
- 17 next speaker will be Lewie Pugh. You may now unmute.
- 18 Please state your name and affiliation for the record.
- MR. PUGH: Yes. I'm Lewie Pugh, and I'm the
- 20 executive vice president of the Owner-Operator
- 21 Independent Drivers Association. I've been in the
- trucking industry pretty much my entire career with



- 1 most of them being spent as a driver and an owner-
- ² operator.
- We at OOIDA represent over 150,000 small business
- 4 truckers and professional drivers. Small trucking
- 5 businesses account for 96 percent of the motor carriers
- 6 in the U.S. We are undoubtedly the safest and most
- 7 diverse operators on the nation's roads, and our
- 8 activities impact all sectors of the American economy
- 9 on a daily basis. We move everything and anything.
- In November 2018, I met with EPA leadership during
- 11 the early stages of the Clean Trucks Initiative. At
- 12 that time, I was promised by the Secretary that
- 13 trucking would be part of this. I was optimistic that
- 14 the Agency's willingness to engage with the trucking
- 15 industry would result in more practical and more
- 16 achievable environmental regulations. Well, here we
- are 5 years later, and, unfortunately, we're still
- 18 seeing costly and burdensome proposals being forced
- 19 upon small businesses.
- About a year ago, we told EPA that the proposed
- implementation periods of heavy-duty NOx emissions rule
- 22 would force drivers to use older trucks rather than buy



- 1 new ones. We encouraged the Agency to give
- 2 manufacturers more time to comprehensively test the
- 3 engines and better ensure performance and reliability.
- 4 However, EPA has maintained the Model 2027 timeline,
- 5 ignoring concerns from truckers and others. It's deja
- 6 vu all over again with the latest Phase 3 GHG proposal.
- We are here once again seeing high projected costs
- 8 for newer vehicles along with inefficient lead-up time
- 9 to properly implement the manufacturing standards. The
- 10 Phase 3 rule is also a blatant attempt to force
- 11 consumers to purchase electric vehicles while the
- 12 national charging infrastructure network remains absent
- 13 for heavy-duty trucks and commercial trucks.
- 14 Professional drivers are skeptical of EVs' mileage
- 15 range, battery weight, safety, charging time, and
- 16 availability. It's baffling that the EPA is pushing
- 17 forward the more impractical emissions timelines
- without addressing the overwhelming concerns with
- 19 electric commercial motor vehicles.
- 20 OOIDA has supported the U.S. Senate's recent
- 21 actions to overturn the flawed 2022 NOx emissions rule.
- We urge the United States House of Representatives to



- 1 follow suit. We also urge EPA to consider the input of
- 2 the men and women who make their living behind the
- 3 wheel and buy these trucks this time around. Thank
- 4 you.
- 5 MS. THOMPSON: Thank you for your comment. The
- 6 next speaker will be Melody Reis. Melody, you may now
- 7 unmute, and please state your name and affiliation for
- 8 the record.
- 9 MS. REIS: I'm Melody Reis with Moms Clean Air
- 10 Force. Thank you for the opportunity to testify today.
- 11 My name is Melody Reis, and I'm the senior legislative
- 12 and regulatory policy manager for Moms Clean Air Force.
- I am here to testify in support of the proposed clean
- 14 truck standards and to call on EPA to finalize strong
- 15 standards this year. Strong safeguards are crucial in
- 16 protecting the health of our children and communities,
- 17 and we must act urgently.
- 18 As I'm sure you're aware, the transportation
- 19 sector is the largest source of greenhouse gas
- emissions in the U.S., responsible for nearly one-third
- of all emissions. And despite making up less than 10
- 22 percent of the vehicles on the road, heavy-duty



- 1 vehicles are responsible for an outsized share of this
- 2 climate pollution. Cleaner trucks cannot come soon
- ³ enough.
- I live in the D.C. Metro Area, and there's no
- 5 question that climate change is here. We have regional
- 6 weather data going back 150 years, and 4 of the 5
- 7 hottest years on record have been in the last 11 years,
- 8 and 2023 is on track to top them all with 77 percent of
- 9 days warmer than average so far, often by 5 to 6
- 10 degrees. Increasing temperatures can lead to dangerous
- levels of ozone pollution or smog, so it's unsurprising
- that in the American Lung Association's 2023 "State of
- the Air" report released last month, the D.C. Metro
- 14 Region received a failing grade, an F, based on the
- 15 number of high ozone days in recent years.
- Ozone is a dangerous pollutant linked to lung
- damage and respiratory problems, and children whose
- 18 little lungs are still growing are among the
- 19 populations most vulnerable to its harms. When
- 20 parents, teachers, and other caregivers look at the
- 21 forecast in the morning and see an air quality alert,
- 22 and we just had one recently, or smell smoke from



- 1 wildfires, which are often made worse by climate
- 2 change, it's hard not to feel anxiety about sending
- 3 kids out to play in polluted air or anxiety about
- 4 having to keep them indoors, which has its own health
- 5 drawbacks.
- The good news is that the technology for zero-
- ⁷ emission vehicles exists. Zero emissions means zero
- 8 greenhouse gases and zero air pollutants coming out of
- 9 tailpipes. That's good for our climate and for our
- 10 lungs, and it's especially good for those who live near
- 11 highways and truck routes, often communities of color
- 12 and low-income communities, who have been burdened for
- 13 far too long with unhealthy air.
- 14 Heavy duty trucks are driving climate change, but
- 15 it doesn't have to be this way. I urge you to finalize
- 16 strong standards, consistent with the Advanced Clean
- 17 Trucks Rule, this year and help put us on a path to a
- 18 cleaner future. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 20 next speaker will be Elizabeth Brandt. You may now
- unmute, and please state your name and affiliation for
- 22 the record.



- 1 (No response.)
- MS. THOMPSON: Elizabeth you are still on mute.
- MS. BRANDT: Thank you. I'm Elizabeth Brandt with
- 4 Moms Clean Air Force. Thank you for hearing my
- 5 testimony today. I'm a social worker, and I'm a
- 6 national field manager with Moms. Moms Clean Air Force
- 7 is an organization of more than 1 million parents
- 8 across America who are taking action against air
- 9 pollution and climate change. The EPA's proposed
- 10 greenhouse gas regulations for heavy-duty vehicles are
- 11 an important step forward in protecting our families
- 12 from climate pollution.
- 13 Climate change threatens our health in many ways
- 14 and is also making it more difficult to clean up air
- 15 pollution. Parents around the country want to see a
- 16 rapid transition to zero-emission vehicles. Moms Clean
- 17 Air Force is calling on EPA to finalize the strongest
- 18 possible clean truck standards this year.
- 19 These days I live in Maryland, but I've lived most
- of my life in Tacoma and Seattle in Washington. Both
- 21 cities are major ports with tremendous numbers of
- 22 trucks traveling through the center of the cities. Our



- 1 West Seattle home was just over the hill from the Port
- of Seattle, and I worked at the Office of Indian Child
- Welfare, less than half a mile from one of the main
- 4 gates for the Port of Seattle. It is not a coincidence
- 5 that the state child welfare office primarily dedicated
- 6 to serving indigenous families is so close to a major
- 7 source of truck pollution. Many social services are
- 8 located around truck routes in Seattle and in other
- 9 cities. Allowing economics and race to push people
- into pollution hotspots shows how little we regard the
- 11 health and overall value of some of our fellow
- 12 Americans.
- I lived over the hill where the pollution was much
- 14 less pervasive. Not everyone gets to leave these
- sources of pollution at the end of the day, though.
- 16 Many lower-income communities in Seattle and Tacoma are
- directly on the truck routes and I-5, a major trucking
- 18 corridor. Schools like Maple Elementary are right next
- 19 to the interstate. The Puyallup tribal lands are
- 20 deeply impacted by the pollution around the Port of
- 21 Tacoma, and the Port of Seattle is on unrecognized
- 22 Duwamish land.



- According to EPA, more than 45 million people in
- the U.S. live within 300 feet of a major roadway or
- 3 transportation facility, and 72 million people live
- 4 within 200 meters of a truck freight rail. People of
- 5 color are more likely to be exposed to traffic
- 6 pollution. Truck pollution can be very visible, but
- 7 the invisible climate pollution that trucks generate is
- 8 even more deeply concerning to me.
- I became a parent 10 years ago, and within days of
- 10 the birth of my child, I came to the very distressing
- 11 realization that climate change threatens our future.
- 12 Today's children will live through at least 3 times as
- many climate disasters as their grandparents. I am
- 14 calling on the EPA to show courage and love for
- generations to come by creating the strongest possible
- 16 greenhouse gas truck rules. I urge you to finalize
- 17 strong standards consistent with the Advanced Clean
- 18 Trucks Rule this year and put us on a path to a cleaner
- 19 future. Thank you very much.
- MS. THOMPSON: Thank you for your comment. As a
- 21 reminder, if you are speaking today, you will receive a
- 22 notification on your screen that you are being promoted



- 1 to the role of panelist shortly prior to your speaking
- 2 time. You must accept that invitation to be able to
- 3 unmute when you are called to testify. This will also
- 4 allow you to turn on your camera, which we encourage
- 5 you to do. Speakers connected by telephone should
- 6 unmute their phones when called to testify. We ask
- 7 that each person limit their verbal testimony to 3
- 8 minutes. Please speak slowly and clearly so our court
- ⁹ reporter and interpreters can capture these proceedings
- 10 accurately. We encourage you to provide any portion of
- 11 your prepared statement that you are unable to deliver
- 12 along with any additional comments to Docket Number
- EPA-HQ-OAR-2022-0985 on Regulations.gov.
- 14 If you are having technical difficulties, please
- send an email to public_hearing@abtassoc.com or call
- 16 (919) 294-7849. If you are not registered to speak but
- 17 you would like to, please send an email with your name
- and phone number to public_hearing@abtassoc.com or call
- 19 (919) 294-7849.
- The next speaker will be Patrice Tomcik. Patrice,
- you may now unmute, and please state your name and
- 22 affiliation for the record.



- 1 MS. TOMCIK: Thank you for the opportunity to
- 2 testify today. My name is Patrice Tomcik -- P-A-T-R-I-
- 3 C-E, T-O-M-C-I-K -- and I'm the national field director
- 4 for Moms Clean Air Force, an organization over 1.5
- 5 million moms and dads united to protect our children's
- 6 health from air pollution and climate change.
- 7 I live in the town of Gibsonia located in
- 8 Southwestern Pennsylvania with my husband and two
- 9 children where vehicle pollution degrades our air
- 10 quality and contributes to climate change. The EPA's
- 11 proposed greenhouse gas emission standards for heavy-
- duty vehicles are an important step forward to better
- 13 protect children from the health harms of air pollution
- 14 and climate change. Moms across the country are
- 15 calling on EPA to finalize the strongest possible clean
- 16 truck standards for this year.
- 17 Transportation is the largest source of greenhouse
- gas emissions in the United States, with heavy-duty
- 19 trucks contributing 25 percent of the climate-warming
- 20 pollution within this sector. Climate change has
- 21 contributed to shorter, warmer winters, providing ideal
- 22 conditions for Lyme disease-carrying tics to thrive and



- 1 multiply faster, especially in the Northeast. I've
- 2 seen evidence of this as over 10 people I know have
- 3 been treated for Lyme disease in the past 5 years,
- 4 including my husband. Tick checks have become a
- 5 standard routine in our house as I have repeatedly had
- 6 to remove them from my family and dogs. In addition to
- 7 reducing greenhouse gas emissions that contribute to
- 8 shorter, warmer winters in the Northeast, strong clean
- 9 truck standards will help reduce tailpipe pollution
- that harms our health by accelerating our transition to
- 11 zero-emission vehicles.
- 12 My children's school is located approximately 175
- 13 feet from the heavy traffic State Route 228. Studies
- 14 have shown that the highest daytime exposure of traffic
- pollution are within 500 feet of a busy road. On an
- 16 average day, at least 10,000 vehicles and 500 trucks
- 17 travel this really heavily congested roadway. Tailpipe
- 18 pollution can readily penetrate the indoors where it
- 19 can be breathed in by young lungs. In the evening, my
- 20 kids attend outdoor sports at the sports complex
- located near the end of the roadway. This is the
- 22 environment my children have been exposed to since



- 1 kindergarten and now for their high school years.
- 2 Unfortunately, my story is not unique since many
- 3 schools across the nation are built near busy roadways
- 4 because the land is cheap.
- I know that children are especially impacted by
- 6 pollution since their lungs and brains are still
- 7 developing until early adulthood. I'm very worried
- 8 about what my children are breathing into their lungs
- 9 every day. My younger son had cancer and he's a
- 10 survivor, and I know his immune system is compromised.
- 11 I'm urging the EPA to finalize this year the strongest
- 12 possible greenhouse gas rules for heavy-duty trucks to
- 13 protect our children's health and futures. Thank you
- 14 very much.
- MS. THOMPSON: Thank you for your comment. The
- 16 next speaker will be Lucia Valentine. You may now
- unmute, and please state your name and affiliation for
- 18 the record.
- MS. VALENTINE: Hello. My name is Luciana
- Valentine and with Moms Clean Air Force, and thank you
- 21 for the opportunity to testify today. I work as the
- 22 West Virginia organizer for Moms Clean Air Force, and I



- 1 live in Shepherdstown, and I have lived in the Mountain
- 2 State my whole life. On behalf of Moms Clean Air
- Force, I'm testifying in support of the proposed
- 4 standards and calling on EPA to finalize strong clean
- 5 truck standards this year. Stronger transportation
- 6 standards are crucial in protecting the health of our
- 7 children and communities, and it's urgent that we act
- 8 now.
- 9 Growing up along the banks of the Potomac River,
- 10 I've experienced exacerbated climate disasters, such as
- 11 flooding, due to the negative impacts that greenhouse
- 12 gases have on our environment, and this is in major
- 13 part due to the lack of vehicle pollution standards.
- 14 The transportation sector is the largest source of
- 15 carbon pollution in the United States, making up 27
- 16 percent of all emissions, and within the transportation
- sector, heavy-duty vehicles are the second largest
- greenhouse gas contributor at 25 percent. The largest
- 19 contributor is light-duty vehicles like cars.
- 20 EPA's proposed greenhouse gas regulations for
- 21 heavy-duty vehicles are an important step forward in
- 22 protecting our families from climate change. Parents



- 1 across West Virginia want to see a rapid transition to
- 2 zero-emission vehicles in order to cut climate
- 3 pollution. Climate change is an issue of generational
- 4 justice because today's children will live through at
- 5 least 3 times as many climate disasters as their
- 6 grandparents. West Virginia is currently one of the
- 7 wettest states in the country, and unless we mitigate
- 8 the impacts of the climate crisis, our state expects to
- 9 see flood disasters increase in severity and frequency.
- And in addition to important climate benefits,
- 11 strong clean truck standards will help reduce other
- 12 tailpipe pollution that harms our health because they
- will help speed our transition to zero-emission
- vehicles. Air pollution from trucks is a major public
- health problem, and although air quality in the United
- 16 States has improved in the last several decades, 36
- percent of Americans, which is nearly 120 million
- 18 people, live in places with unhealthy levels of air
- 19 pollution according to the 2023 American Lung
- 20 Association's "State of the Air" report.
- Tailpipe exhaust from heavy-duty vehicles is also
- 22 a significant source of nitrogen oxides, which react in



- 1 the atmosphere to form ground-level ozone which is
- 2 harmful to breathe. This pollution from trucks is also
- 3 a source of dangerous particle pollution, which can
- 4 also be known as soot. These trucks are covered by
- 5 this rule, which will be on the -- which will be on the
- 6 road for decades, impacting air quality for
- 7 generations. These vehicles must be cleaned up as soon
- 8 as possible.
- 9 So once again I am urging EPA to adopt the
- 10 strongest possible greenhouse gas rules for heavy-duty
- 11 trucks. Please protect our health and our future by
- 12 finalizing this standard as soon as possible, and thank
- 13 you for your time today.
- MS. THOMPSON: Thank you for your comment. The
- 15 next speaker will be Shaina Oliver. You may now
- unmute, and please state your name and affiliation for
- 17 the record.
- MS. OLIVER: Hi. Thank you for taking my comment.
- 19 My is Shaina Oliver. I'm a field coordinator for Moms
- 20 Clean Air Force and EcoMadres Colorado and Moms Clean
- 21 Air Force, where over 1 million parents, quardians, and
- 22 caregivers fighting -- united in fighting for our



- 1 children's right to breathe clean air and to live in a
- 2 safe environment. Here in Colorado, we are 41,000
- 3 parents strong. On behalf of Moms Clean Air Force,
- 4 EcoMadres Colorado, I am testifying in support of the
- 5 proposed standards and call on EPA to finalize strong
- 6 clean truck standards this year.
- 7 Stronger transportation standards are crucial in
- 8 protecting the health of our children and communities,
- 9 and it's urgent that we act now. Importantly, I'm an
- indigenous mother, four kids, together with my husband,
- 11 and we are a family of six. My children and I are
- descendants of the survivors of the genocide known as
- 13 the Indian Removal Act, known to the Dene as the Long
- 14 Walk of the Navajo. As indigenous people, we know
- environmental harms are embedded in our laws, policies,
- 16 and governance. As a Dene, my people, we've seen our
- wealth, our lands, and our health become degraded due
- 18 to these environmental harms.
- Our family lives in a disproportionately impacted
- 20 community in the Northeast Denver Metro Area. As an
- 21 indigenous parent, my family continues to be pushed to
- live near busy intersections and highways that are



- dangerous to our children and our community's members
- 2 in many ways. On top of this, the Colorado Front Range
- 3 continues to fail ozone pollution standards set by the
- 4 EPA. Colorado now ranks as the 6th worst state for
- 5 ozone pollution, and this year we made (AUDIO
- 6 MALFUNCTION) to the American Lung Association "State of
- ⁷ the Air" report.
- As a community member living with asthma, I am,
- 9 too, at risk of asthma attacks, stroke, and premature
- death. My youngest son, who is 11 now, was diagnosed
- 11 with asthma last year. Indigenous black and brown
- 12 communities are at higher risk due to asthma, diabetes,
- 13 cancer, heart disease, leukemia, respiratory disease,
- 14 adverse birth outcomes, and premature deaths than our
- white counterparts. When indigenous people leave the
- reservation, we are redlined, segregated, or gentrified
- out of -- out of less polluted neighborhoods. Because
- people of color are pushed to live near highways,
- industrial areas that receive a hefty amount of truck
- traffic and particulate matter pollution, we experience
- 21 a heavy health burden from pollution. Our kids are
- 22 especially impacted.



- So bottom line, parents in Colorado, we want to
- see a rapid transition to net-zero emissions, and Moms
- 3 Clean Air Force is calling on the EPA to finalize the
- 4 strongest possible clean, strict standards this year,
- 5 and thank you for taking my comment.
- 6 MS. THOMPSON: Thank you for your comment. The
- 7 next speaker will be Laurie Anderson. You may now
- 8 unmute, and please state your name and affiliation for
- 9 the record.
- MS. ANDERSON: Thank you for this opportunity to
- 11 testify. My name is Laurie Anderson, and I'm a
- 12 Colorado field organizer with Moms Clean Air Force. I
- am from Broomfield, Colorado. On behalf of Moms Clean
- 14 Air Force, I am testifying in support of the proposed
- 15 standards and call on EPA to finalize strong clean
- truck standards this year. Strong transportation
- 17 standards are crucial in protecting the health of our
- children and communities, and it is urgent that we act
- 19 now.
- 20 As a mom of five, I am concerned that our future
- 21 generations, including our own children, will be
- significantly more impacted by climate-change-fueled



- 1 extreme weather events in their lifetimes than we are
- 2 today. I live in the Denver Metro/North Front Range
- 3 Ozone Non-Attainment Area, which has been downgraded to
- 4 severe non-attainment. Here we contend with NOx
- 5 emissions from heavy vehicle traffic along with EOC
- 6 emissions from the oil and gas development, which
- 7 results in many high ozone days all summer long, days
- 8 in which our air is unhealthy to breathe. Therefore,
- 9 we must reduce both of these pollution sources to bring
- 10 our area into ozone non-attainment -- into ozone
- 11 attainment.
- We know that transportation is the largest source
- of greenhouse gas pollution and that within the sector,
- 14 heavy-duty trucks are the second largest contributor.
- 15 Greenhouse gas emissions are driving climate change,
- and we need to reduce this climate pollution from
- vehicles in order to have a stable climate and protect
- our families' health. Red flag warning alerts are now
- 19 all too common in my area. These warnings indicate
- 20 that critical fire weather conditions exist in which a
- 21 combination of strong winds, low relative humidity, and
- warm temperatures exist, which can contribute to



- 1 extreme fire behavior.
- We take these warnings very seriously based on
- 3 extreme fire events here. I live near the devastating
- 4 December Marshall wildfire, which destroyed more than
- 5 1,000 homes and has become a sobering example of how
- 6 climate change is impacting our communities and fueling
- 7 more frequent and more intense wildfires, including
- 8 destructive, fast-moving outbreaks even in the dead of
- 9 winter. 2020 was the second hottest year on record,
- and the future will likely be even hotter. Across the
- 11 nation, we are also seeing increasingly powerful
- 12 hurricanes, more destructive droughts, and severe
- 13 flooding.
- We know far too well that addressing the climate
- 15 crisis can't wait. Therefore, we need the EPA to adopt
- the strongest possible greenhouse gas rules for heavy-
- duty trucks to help meet this critical climate moment
- and protect communities that are already living with
- 19 extreme and dangerous weather conditions. The
- transportation sector is currently the leading domestic
- source of the carbon pollution that is driving climate
- 22 change, and the trucks manufactured under this rule



- 1 would be on the road for decades. These trucks and
- 2 buses must be cleaned up as soon as possible. Moms and
- dads across the country want to see a rapid transition
- 4 to zero-emitting trucks, and we need cleaner air for
- 5 children -- for our children and our communities.
- 6 Everyone has the right to breathe clean air.
- 7 Please protect our health and our future by finalizing
- 8 these standards as soon as possible. Thank you for
- ⁹ this opportunity to testify.
- MS. THOMPSON: Thank you for your comments. The
- 11 next speaker will be Almeta Cooper. You may now
- unmute, and please state your name and affiliation for
- 13 the record.
- MS. COOPER: Good morning. My name is Almeta
- 15 Cooper -- A-L-M-E-T-A, Almeta -- Cooper, C-O-O-P-E-R.
- 16 I'm the national manager for Moms Clean Air Force --
- 17 national manager for health equity for Moms Clean Air
- 18 Force, which consists of about 1-and-a-half million
- 19 moms, dads, and caregivers nationally, and you have
- heard from many of my colleagues this morning already.
- 21 As an African-American woman, a mother, and a
- 22 member of Moms Clean Air Force living in Washington,



- 1 D.C., I applaud the Environmental Protection Agency for
- 2 proposing stronger greenhouse gases -- greenhouse gas
- 3 emissions standards for heavy-duty vehicles, effective
- 4 with Model Year 2027, as an important step forward in
- 5 protecting families, especially black and brown
- 6 families who are living, playing, and working near
- 7 locations that are the most affected by harmful health
- 8 effects of climate pollution.
- 9 As parents and caregivers, we are asking for a
- 10 rapid transition to zero-emitting heavy-duty vehicles
- 11 because the U.S. transportation sector is the largest
- 12 source of climate pollution in the United States,
- making up about 27 percent of all greenhouse gas
- 14 emissions. It is also a significant source of air
- pollution. Even worse, heavy-duty vehicles, which
- include trucks, buses, transit buses, school buses,
- semi-trailer trucks, or big rigs, or tractor trailers,
- 18 18-wheelers, garbage and recycling trucks, and delivery
- 19 trucks, are the second-largest contributor in the
- transportation sector, second only to passenger
- 21 vehicles.
- The specific reason that I'm here today is that I



- 1 care deeply about environmental justice, especially the
- 2 connection between climate change and health equity for
- our most vulnerable populations. Climate change is a
- 4 major contributor to the health crisis in African-
- 5 American communities, not in some distant future, but
- 6 right now because of extreme weather events. African-
- 7 Americans bear 21 percent more of the climate change
- 8 harms when compared to other racial groups. Across the
- 9 country, communities of color experience higher-than-
- 10 average levels of pollution exposure from a variety of
- 11 sources, including heavy-duty trucks. African
- 12 Americans specifically are exposed to higher-than-
- 13 average amounts of pollution from all sources,
- 14 according to the EPA's National Emissions Inventory.
- 15 And not only do heavy-duty trucks contribute to
- 16 climate pollution, but they also pollute our air. In
- Washington, D.C. where I live, about 126,000 children,
- 9,000 pregnant women, and 86,000 people 65 years of age
- or older are being exposed to poor air quality daily
- because of air pollution, according to the American
- 21 Lung Association. Strong standards could be a catalyst
- to accelerate the transition to zero-emission vehicles,



- 1 which would have health benefits both for our climate
- 2 and for -- and for our communities.
- In closing, I strongly urge the EPA to finalize
- 4 the strongest possible greenhouse gas emission
- 5 standards for heavy-duty truck vehicles this year and
- 6 to strengthen the final greenhouse gas emissions
- ⁷ standards for heavy-duty vehicles to protect children,
- 8 people with asthma, older adults, and other vulnerable
- 9 groups from the health harms of air pollution.
- 10 Everyone should be able to breathe clean air. I thank
- the EPA and its staff for inviting public comment and
- 12 permitting remote testimony to allow for more
- 13 participation in these public hearings.
- MS. THOMPSON: Thank you for your comment. As a
- 15 reminder, if you are speaking today, you will receive a
- 16 notification on your screen that you are being promoted
- to the role of panelist shortly prior to your speaking
- 18 time. You must accept that invitation to be able to
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- 1 that each person limit their verbal testimony to 3
- 2 minutes. Please speak slowly and clearly so our court
- 3 reporter and interpreters can capture these proceedings
- 4 accurately. We encourage you to provide any portion of
- 5 your prepared statement that you are unable to deliver
- 6 along with any additional comments to Docket Number
- 7 EPA-HQ-OAR-2022-0985 on Regulations.gov.
- If you are having technical difficulties, please
- 9 send an email to public_hearing@abtassoc.com or call
- 10 (919) 294-7849. If you are not registered to speak but
- 11 you would like to, please send an email with your name
- and phone number to public_hearing@abtassoc.com or call
- 13 (919) 294-7849.
- The next speaker will be Kevin Brown. You may now
- unmute, and please state your name and affiliation for
- 16 the record.
- MR. BROWN: Good morning. I'm Kevin Brown with
- 18 MECA Clean Mobility, which is a nonprofit trade
- 19 Association representing the leading suppliers of clean
- 20 mobility technologies for electric and conventional
- vehicles. We will be submitting detailed written
- 22 comments summarized by my brief statement today.



- 1 MECA support this proposal to reduce CO2 emissions
- 2 from heavy-duty trucks by setting performance standards
- 3 that continue to improve the efficiency of today's
- 4 engines, while accelerating the introduction of
- ⁵ electric and hydrogen powertrains across applications
- 6 where they best meet the needs of end users. MECA
- 7 believes that a wide range of engine and powertrain
- 8 technologies not included in Phase 2 can be further
- 9 deployed to reduce CO2 emissions of combustion engines,
- 10 and EPA should set another round of engine standards
- 11 for vehicle uses that may take longer to electrify.
- 12 In particular, MECA believes that hybrid
- 13 powertrains and hydrogen internal combustion engines
- 14 will see increased development in the next few years,
- and EPA should add these carbon-reduction technologies
- 16 to their analyses in the final rule. MECA supports the
- 17 removal of multipliers for PHEV and BEVs as these
- technologies are sufficiently incentivized under
- 19 government funding programs, and the continued use of
- these multipliers may ultimately result in fewer trucks
- with electric and other advanced powertrains.
- 22 EPA correctly points out that the multiplier



- 1 incentives are still needed for hydrogen fuel cell
- vehicles due to the early development stage of the
- 3 technology. MECA believes it would be consistent to
- 4 assign a multiplier to hydrogen-engine-powered trucks
- 5 to reflect the infrastructure accelerating potential of
- 6 this hydrogen technology that would support faster
- 7 deployment of fuel-cell-powered trucks in vocations
- 8 less suited to battery electric technology. Finally,
- 9 MECA supports that all heavy-duty vehicles should meet
- 10 similar durability and warranty requirements to reflect
- 11 confidence in the reliability of all technologies to
- 12 fleet and truck owners.
- In closing, MECA appreciates the hard work and
- 14 dedication that EPA staff put into this important
- 15 rulemaking proposal on the heels of the truck criteria
- 16 pollutant standards finalized late last year. The
- 17 supplier industry remains committed to delivering the
- 18 cost-effective clean mobility technologies to meet the
- 19 goals of this proposed rule. Thank you for your time,
- and I'm happy to answer any questions you might have.
- MS. THOMPSON: Thank you for your comment. The
- 22 next speaker is Britt Carmon. You may now unmute, and



- 1 please state your name and affiliation for the record.
- MS. CARMON: Thank you. Good afternoon. My name
- 3 is Britt Carmon, and I'm a senior advocate at the
- 4 Natural Resources Defense Council, or NRDC. I'm here
- 5 today on behalf of NRDC's more than 3 million members
- 6 and activists who support our efforts to safeguard the
- 7 rights of all people to clean air, clean water, and a
- 8 healthy planet.
- 9 The transportation sector is the largest source of
- 10 greenhouse gas emissions in the United States and is
- 11 responsible for 27 percent of all emissions. Within
- 12 the sector, medium- and heavy-duty vehicles have an
- outsized impact, contributing to 26 percent of mobile
- source greenhouse gas emissions when only making up 10
- percent of the vehicles on the road. Given the impact
- 16 that emissions from these vehicles have on our climate
- and public health, it is important that EPA use every
- tool at its disposal to finalize a strong Phase 3
- 19 greenhouse gas rule for heavy-duty vehicles by the end
- of the year.
- Unfortunately, EPA's current proposal for the
- 22 Phase 3 Rule falls short, and, as it stands, the



- 1 projected zero-emission vehicle levels within the
- 2 Agency's proposal will fail to deliver the full
- 3 emissions reductions needed from the sector to meet our
- 4 Paris Agreement commitments.
- It is imperative that the Agency significantly
- 6 strengthen its proposal and finalize a rule that does
- 7 the following: significantly exceed the strongest
- 8 alternative offer for comment in the Agency's proposal;
- 9 require internal combustion engine vehicles get cleaner
- and provide increased certainty that their projected
- 11 zero-emission vehicle targets will be met; incorporate
- the recommendations from the Agency's Science Advisory
- 13 Board to address the cumulative impacts of free transit
- 14 system on environmental justice communities; and put
- the nation on a path to zero emissions from all new
- 16 heavy-duty vehicles by 2035.
- 17 EPA's proposal is plaqued by a number of
- 18 shortcomings. To start, it's structured in a manner
- 19 that fails to provide sufficient certainty that the
- 20 projected zero-emission vehicle levels and their
- 21 associated environmental and public health benefits
- 22 will actually occur. The proposal also fails to



- 1 appropriately account for the fact that over 20 percent
- of U.S. medium -- U.S. medium- and heavy-duty vehicle
- 3 sales are in a state that has already adopted the
- 4 Advanced Clean Trucks Rule and with a number of other
- 5 states potentially moving forward or considering
- 6 adoption.
- Additionally, the electrification projections in
- 8 the Agency's proposal fail to appropriately incorporate
- 9 the impacts of the Inflation Reduction Act and the
- 10 Bipartisan Infrastructure Law, two critical laws that
- 11 provided a multitude of investments to help transition
- 12 heavy-duty vehicles to zero emissions, and to ensure
- that the infrastructure needs of these vehicles are
- 14 met. Instead, EPA relies on overly-conservative
- 15 assumptions that even undercut industry's publicly-
- 16 announced plans to transition their fleets to zero
- emissions.
- 18 A stronger rule is technologically, legally, and
- economically feasible, and NRDC will work together with
- the Agency and the Moving Forward Network and others to
- 21 address these concerns, and we look forward to a final
- 22 EPA rule that puts us on a path to zero out pollution



- 1 from heavy-duty vehicles by 2035. We also thank the
- 2 EPA for working to ensure that states are not impeded
- 3 from addressing air pollution from locomotives. Thank
- 4 you.
- 5 MS. THOMPSON: Thank you for your comment. The
- 6 next speaker will be Elizabeth Bechard.
- 7 MR. MEASE: One second.
- 8 MS. THOMPSON: You may now --
- 9 MR. MEASE: One second, please. This is
- 10 conferencing support. I have received requests from
- our translators if we could please ask the attendees to
- 12 slow down their speech -- speaking as this has to be
- 13 recorded by our court reporter and translated
- 14 simultaneously into Spanish. Thank you.
- MS. THOMPSON: Thank you. Elizabeth, you may now
- 16 begin.
- MS. BECHARD: Thank you for the opportunity to
- 18 testify. My name is Elizabeth Bechard, and I am a
- 19 senior policy analyst with Moms Clean Air Force. I
- live in Essex, Vermont with my partner and 7-year-old
- 21 twins. I ask EPA to set the strongest possible
- 22 standards for greenhouse gas pollution from trucks and



- 1 ask that you finalize these important protections this
- ² year.
- Pollution from heavy-duty vehicles is a
- 4 significant contributor to climate change, and one of
- 5 the areas I focus on in my work is the intersection
- 6 between climate change and mental health. A growing
- body of research, including the most recent IPCC
- 8 report, underscores that the mental health impacts of
- 9 climate change are significant and only expected to
- 10 increase.
- Recent polling from the Yale Program on Climate
- 12 Change Communication finds that approximately 1 in 3
- 13 people in the U.S. report feeling angry, afraid,
- outraged, anxious, and even hopeless about climate
- 15 change. In 2021, more than 4 in 10 people in the U.S.
- 16 lived in a county that experienced climate-related
- extreme weather, including fires, floods, hurricanes,
- 18 and other strong storms. Although the costs of climate
- disasters is often measured in injuries, premature
- deaths, or building damage, research suggests that the
- 21 number of people psychologically affected by disasters
- 22 can surpass those physically injured by 40 to 1, and



- 1 numerous publications, including EPA's own report on
- 2 Climate Change and Children's Health just last week
- 3 suggests that children may be especially vulnerable to
- 4 the mental health impacts of climate change.
- As a mother, the mental health impacts of climate
- 6 change are personal for me. I have struggled with
- 7 climate anxiety and grief myself for several years,
- 8 sometimes to the point where I've needed professional
- 9 help to cope. I worry about how climate stressors,
- 10 like extreme, heat, hurricanes, and worsened air
- 11 quality, may affect my children in the future, and
- every day, I talk to parents around the country with
- 13 similar worries. These worries can affect our quality
- of life and the quality of our family's lives, but I'm
- 15 not hopeless because I know that we have the tools to
- 16 act on climate, and we need to use them.
- Stronger greenhouse gas standards for heavy-duty
- vehicles are one of the most important tools we can
- 19 leverage today to fight the climate crisis. Finalizing
- the strongest possible standards as soon as possible is
- 21 an opportunity we simply cannot miss to safeguard both
- our physical and mental health and, more importantly,



- 1 to protect the well-being of our children and future
- 2 generations. Once again, I ask for the strongest
- 3 possible standards for cleaner heavy-duty vehicles
- 4 consistent with the Advanced Clean Trucks Rule and ask
- 5 that you finalize these important protections this
- 6 year. Thank you for the opportunity to testify.
- 7 MS. THOMPSON: Thank you for your comment. The
- 8 next speaker will be Azjargal Tsogtsaikhan. You may
- 9 now unmute, and please state your name and affiliation
- 10 for the record.
- MS. TSOGTSAIKHAN: Thank you for the opportunity
- 12 to testify. My name is Azjargal Tsogtsaikhan. I'm the
- 13 founder of Breathe Mongolia Clean Air Coalition, a
- 14 nonprofit organization that fights air pollution in
- Mongolia. We work on raising awareness on negative
- 16 health impact and monetary policy implementation.
- 17 My people from Mongolia are basically climate
- change and air pollution refugees as we moved to the
- 19 U.S. and other countries to escape the deadly air
- 20 pollution that kills their unborn and born children
- 21 every year. And 3 to 4 percent of our population lives
- only beyond 65 years old. Our country ranked number 4



- 1 and 5 on air pollution level globally, right next to
- the countries with billions and millions of people,
- 3 like India and Pakistan.
- 4 Pneumonia is the number two killer of children
- 5 under 2 -- under 5, so I'm very much familiar with the
- 6 health impacts of air pollution and climate change.
- 7 And I've lived it and I'm still living it as my
- 8 relatives are suffering the consequences right now.
- 9 I recently moved to San Jose, California in the
- 10 U.S. and started supporting the activities of Moms
- 11 Clean Air Force, and I live next to very busy roads and
- 12 freeways. I have to cross at least two or three busy
- streets within a 5- to 6-minute walk to get to the park
- or playground, and they're all located right next to
- busy roads with busy vehicles and trucks emitting all
- 16 kinds of emissions. It's almost impossible to (AUDIO
- 17 MALFUNCTION) and to home that's safe, or we basically
- 18 cannot afford it.
- 19 In the 2023 State of Air Report, they rated my
- 20 neighborhood's air quality F for ozone and particle
- 21 pollution. It is a human right to breathe clean air,
- 22 and it's not a privilege. Now the only choice left is



- 1 for EPA and other relevant agencies and industries,
- 2 including the trucking industry, to enforce strong
- 3 standards and provide all the necessary financial
- 4 technical support to the trucking and other relevant
- 5 industries to make sure that we reach the goal of zero-
- 6 emissions.
- 7 I understand the complexity of bringing systemic
- 8 change and getting buy-in from various stakeholders.
- 9 How would you like to spend your resources and energy
- 10 cleaning up the air now and enjoy good health and well-
- being for years to come, or not do enough and pay for
- 12 it later anyways with your lives and lifelong savings?
- Remember, the North Star is clean air and zero
- 14 emissions. No level of emission or pollution is safe
- 15 for any living being. I'm thankful that I live in a
- 16 country that works hard to protect its people and have
- 17 healthy dialogues with relevant industries. And our
- 18 families want to see rapid transition to zero-emitting
- 19 heavy-duty vehicles, and we urgently need cleaner air
- 20 for our children and our communities.
- MS. THOMPSON: Thank you for your comment. The
- 22 next speaker will be Patrick Kelly. You may now



- 1 unmute, and please state your name and affiliation for
- 2 the record.
- MR. KELLY: Good afternoon, and thank you for the
- 4 opportunity to testify. I am Patrick Kelly, senior
- 5 director, fuel and vehicle policy, at the American Fuel
- 6 and Petrochemical Manufacturers. AFPM represents the
- 7 U.S. refining and petrochemical industries, and we're
- 8 committed to developing sound climate policies that
- ⁹ take a balanced approach to our energy and economic
- 10 security and environmental needs.
- 11 Vehicles should be evaluated using a full life
- 12 cycle assessment. A significant amount of carbon is
- emitted in the manufacturing of batteries for electric
- vehicles, and EVs utilize carbon emitted from the power
- 15 sector. Internal combustion engines have a smaller
- upfront carbon impact but then emit CO2 at the
- 17 tailpipe. Because a ton of carbon has the same climate
- impact regardless of where it is emitted in a vehicle's
- 19 life cycle, it is only through a full life cycle
- 20 assessment that EPA can properly evaluate these
- tradeoffs and ensure it achieves the objective of cost-
- 22 effective carbon emission reductions.



- 1 A proper life cycle assessment should be based on
- 2 sound science and account for all emissions, regardless
- of the powertrain. This includes emissions associated
- 4 with vehicle production, recharging or refueling,
- 5 drivetrain or battery replacements, infrastructure
- 6 modifications, and end-of-life disposal and recycling.
- 7 And for heavy-duty, this includes the additional
- 8 vehicles needed to move the same tons of freight.
- 9 Focusing only on tailpipe emissions results in a
- distorted view of the actual environmental impacts of
- different vehicle technologies.
- Requirements that force increased reliance on
- 13 battery electric vehicles place unnecessary risks on
- our energy and economic security. In the past few
- 15 years, the U.S. became a net exporter of crude oil and
- 16 petroleum products. This measure of energy
- independence is something the U.S. has not seen since
- the 1950s. China has a dominant position in the global
- supply chain for battery production, including 90
- 20 percent of anode production. The U.S. should be very
- 21 careful not to trade away our hard-earned energy
- security and leave our economy more dependent and



- 1 financially beholden to countries that control the
- 2 minerals required to manufacture EV batteries.
- 3 Consumers and fleets should be able to choose the
- 4 transportation technologies that meet their needs and
- 5 the refueling capability of the electric grid, which is
- 6 not ready for the magnitude of these technology-forcing
- ⁷ standards.
- EPA should not finalize these proposed heavy-duty
- 9 vehicle standards. The Agency should re-propose
- 10 standards for 2027 and beyond that preserve consumer
- 11 choice by taking a technology-neutral approach to
- 12 emissions and not pick specific market winners by
- 13 arbitrarily ignoring a significant source of GHG
- 14 emissions associated with EV production and use. AFPM
- will provide additional written comments, and I'm happy
- 16 to answer any questions.
- MS. THOMPSON: Thank you for your comments. The
- 18 next speaker will be Alexander Paine Boesenberg. You
- may now unmute, and please state your name and
- ²⁰ affiliation for the record.
- MR. BOESENBERG: Good afternoon. I'm Alex
- 22 Boesenberg, and I'm the vice president of regulatory



- 1 affairs for MEMA: The Vehicle Suppliers Association.
- 2 MEMA and its members support the objectives of the
- 3 Agency to improve national air quality through
- 4 improvements to heavy-duty trucks. We directly support
- 5 and enable the transformation and electrification of
- 6 the transportation sector.
- We are concerned that the EPA's models for cost
- 8 and technological feasibility are either not fully
- 9 informed or rely too heavily on assumptions, and that
- the proposed rule does not address existing barriers
- 11 for consumer uptake of new technology, adoption of EVs,
- 12 necessary infrastructure improvements, and vocational
- 13 performance demands placed on working trucks. We urge
- 14 the Agency to give greater consideration to other
- 15 technologies -- pardon me -- including internal
- 16 combustion engines fueled by hydrogen.
- We're also concerned that the EPA is placing too
- much reliance on emerging technology and the necessary
- 19 growth in manufacturing capacity. We will comment on
- our concerns in writing to the best extent possible and
- 21 supply data and references wherever able. It is our
- 22 goal to assist EPA in its efforts to finalize the rule



- 1 from a more fully-informed viewpoint. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 3 next speaker will be -- excuse me. The next speaker
- 4 will be Shyamalan Raja. You may now unmute, and please
- 5 state your name and affiliation for the record.
- DR. RAJA: Good afternoon. I am Dr. Shyamalan
- 7 Raja -- S-H-Y-A-M-A-L-A, R-A-J-A-N -- national director
- 8 of policy for healthy air at the American Lung
- 9 Association. The Lung Association strongly supports
- this proposed rule to reduce greenhouse gas emissions
- 11 from heavy-duty vehicles. We urge EPA to adopt the
- most stringent provisions included in this rule and
- 13 finalize the rule in the current calendar year.
- 14 Accelerated climate change caused by anthropogenic
- emissions of greenhouse gases impacts public health in
- 16 multiple direct and indirect ways. Setting the most
- 17 stringent carbon dioxide emission standards, and their
- 18 aggressive phase in, and increasing adoptions of zero-
- 19 emission vehicles are all important and originated
- 20 actions to reduce greenhouse gas emissions from the
- 21 heavy-duty mobile sector.
- 22 Combustion-driven mobile sources, including heavy-



- duty vehicles, are the largest sources of conventional
- 2 air pollutants, like high particulate matter, PM 2.5,
- and nitrogen oxides, NOx, which is a precursor of
- 4 another air pollutant, ozone, which is also a
- 5 greenhouse gas. Additionally, climate change poses a
- 6 climate penalty on conventional air pollution by
- 7 increasing ambient levels of PM 2.5 and ozone and
- 8 contributing to additional mortalities and morbidities.
- ⁹ The proposed rule to reduce carbon emissions does
- offer co-benefits of reducing co-emitted pollutants,
- which contribute to numerous adverse health impacts.
- I go often to Maplewood, a city in the western
- 13 suburbs of Chicago, to visit my elderly mother.
- 14 Irrespective of the time I land at either of the two
- area airports or the highways I take to cross the 30
- 16 miles to get home, the roadways seem to be in perpetual
- 17 rush hour traffic with heavy-duty trucks clogging the
- 18 routes, squelching thick black smoke. With no
- 19 accessible public transportation connecting the suburbs
- to the airports and the other areas in the city,
- visitors to the area, along with daily commuters,
- including my family and friends, are obliged to breathe



- 1 in the highly-polluted air on interstate highways. The
- 2 American Lung Association's recently-released "State of
- 3 the Air" report for 2023 shows the Chicago Metro Area
- 4 to be among the top 25 most-polluted regions in the
- 5 country for both long-term PM 2.5 and also in
- 6 exposures.
- 7 The extremely variable vehicle emissions
- 8 inspection programs between states and even within a
- 9 state attribute to interstate traffic-related air
- 10 pollution. The American Lung Association's "Zeroing in
- on Healthy Air Reform" and the follow-on report,
- 12 "Delivering Clean Air" released last year, show
- enormous public health and climate benefits of
- 14 transitioning to zero-emission vehicles, powered by
- 15 clean, non-combustion renewable electricity, gaining
- 16 nearly \$735 billion in cumulative health benefits and
- 17 66,800 avoided deaths from such a transition by 2050 in
- 18 just heavy-duty transportation in counties with major
- 19 truck routes. This proposal is a positive step in
- 20 saving lives by reducing greenhouse gases and committed
- 21 air pollutants from heavy-duty vehicles. Thank you.
- MS. THOMPSON: Thank you for your comment. The



- 1 next speaker will be Cara Cook. You may now unmute,
- and please state your name and affiliation for the
- 3 record.
- 4 MS. COOK: Hi. This is Cara Cook -- C-A-R-A --
- 5 last name, C-O-O-K. I'm with the Alliance of Nurses
- 6 for Healthy Environments. Thank you for the
- 7 opportunity to provide comments today. I'm a
- 8 registered nurse and part of the Alliance of Nurses for
- 9 Healthy Environments, a national nursing organization
- 10 focused solely on how the environment impacts human
- 11 health.
- Our organization thanks the EPA for taking an
- important step forward to address heavy-duty vehicle
- 14 pollution driving climate change. We support EPA's
- 15 setting three greenhouse gas standards for heavy-duty
- vehicles and encourage the Agency to make the rule even
- 17 stronger to maximize the benefits for public health.
- 18 Transportation is the single biggest source of
- 19 greenhouse gas emissions in the U.S., and cleaning up
- 20 trucks and buses is a critical part of addressing
- 21 climate change. Medium- and heavy-duty vehicles make
- up less than 10 percent of the vehicles on the road,



- 1 yet they generate the majority of harmful on-road
- emissions. Climate change amplifies a wide range of
- 3 health risks, including death and illness relating to
- 4 -- relating to extreme heat and weather events, and
- 5 increased cases of vector-borne disease. We need the
- 6 strongest tools available to protect public health in
- 7 the face of climate change.
- 8 Setting greenhouse gas emission standards is not
- 9 only necessary to address climate change but has the
- 10 added benefit of reducing other toxic pollutants.
- 11 Pollution from heavy-duty vehicles disproportionately
- impacts the health of the 72 million people who live
- 13 near truck freight routes. Heavy-duty vehicles emit a
- 14 mixture of dangerous pollutants, including nitrogen
- oxides, ozone, and PM, which contribute to lung
- 16 irritation or aggravation of asthma and other lung
- diseases.
- Our organization is encouraging EPA to move
- 19 quickly and finalize the strongest possible clean air
- truck standards by the end of the year. The finalized
- rule also needs to be at least the strongest
- 22 alternatives proposed by EPA. As EPA notes, these



- 1 options are still low lower than what several major
- 2 truck manufacturers have put out publicly as their
- goals for transitioning their fleets to zero-emission
- 4 vehicles. These even more protective levels would
- 5 maximize the benefits to public health, which our
- 6 organization supports.
- 7 The benefits of reducing pollution from heavy-duty
- 8 vehicles dramatically outweighs the cost, with benefits
- 9 likely outweighing the costs by an even greater margin
- than EPA estimates (AUDIO MALFUNCTION) since many of
- the health benefits, such as the health benefits of
- reducing particle pollution exposure, aren't quantified
- in EPA's analysis. A report by the American Lung
- 14 Association found that a nationwide transition to zero-
- emission light-, medium-, and heavy-duty vehicles,
- 16 coupled with the transition to zero-emission
- electricity, would result in 110,000 premature deaths
- prevented and 1.2 trillion in health benefits.
- So in closing, we just encourage EPA to finalize
- this strongest rule as quickly as possible and no later
- 21 by the end of 2023. Thank you.
- MS. THOMPSON: Thank you for your comment. The



- 1 next speaker will be Katherine Stainken. You may now
- 2 unmute, and please state your name and affiliation for
- 3 the record.
- 4 MS. STAINKEN: Hi. My name is Katherine Stainken.
- 5 That's K-A-T-H-E-R-I-N-E, last name, Stainken -- S as
- 6 in "Sam," T-A-I-N-K-E-N, and I am the vice president of
- 7 policy at the Electrification Coalition. Thank you for
- 8 the opportunity to provide public comment today in
- 9 support of the EPA's Proposed Rule on the Greenhouse
- 10 Gas Emission Standards for Heavy-Duty Vehicles, Phase
- 11 3. We are a non-profit bipartisan organization that is
- working to accelerate adoption of EVs in order to
- 13 reduce the economic and national security threats
- 14 caused by dependence on oil in the transportation
- 15 sector. Today we are here to offer our support for the
- 16 EPA's proposed rule as we support the strongest
- 17 policies that will accelerate our path to
- 18 transportation electrification across all vehicle
- 19 classes.
- The stranglehold that oil has on our
- 21 transportation sector continues to put us at great
- economic, national security, and climate risk. As the



- 1 global community rapidly commits to transportation
- 2 electrification, we must recognize the scale of what is
- 3 at stake in terms of American leadership and our global
- 4 competitiveness as well. In short, we need to
- 5 recognize that our electric transportation future is a
- 6 matter of national strategic importance.
- While recent key policies passed by Congress lay
- 8 the foundation for a transition to an electric
- ⁹ transportation future, the U.S. is still well behind
- 10 Europe and China in EV adoption, and particularly in
- 11 the heavy-duty sector. The EPA's Greenhouse Gas
- 12 Emission Standards for Heavy-Duty Vehicles, Phase 3, is
- 13 a critical action and policy that clearly signals that
- 14 it is time to transition away from a dependency on oil
- in the transportation sector. The proposed rule will
- indeed lead to the accelerated adoption of EVs in the
- 17 heavy-duty sector.
- We know that this electric technology is ready
- 19 now. National pilot programs have shown that
- 20 electrified freight is market ready and that the total
- 21 cost of ownership is lower over the lifetime for an EV.
- The EC is working directly with a group of businesses



- 1 looking to electrify their fleet in the heavy-duty
- 2 sector through our Electric Freight Consortium with
- members such as Nike, AB, and many more, supporting
- 4 pilot projects around the country by major companies,
- 5 including Nestle.
- In addition to the impacts of the oil sector to
- our national security, our public health is also at
- 8 risk. Strong policies that encourage EV adoption is
- 9 the best way for ensuring the reduction of carbon
- 10 emissions and other harmful pollutants from the
- 11 tailpipes of diesel heavy-duty vehicles. We know that
- the carbon emissions and harmful pollutants
- 13 particularly overburden low-income communities and
- 14 communities of color.
- In closing, we urge this administration to support
- 16 the strongest policies that will accelerate the
- 17 transition to transportation electrification as our
- national security, public health, economic prosperity,
- 19 leadership, and global competitiveness is at stake.
- 20 Along with EC's sister organization, SAFE, we look
- 21 forward to providing additional comment via written
- testimony on the steps the U.S. is taking to ensure



- 1 that we have access to a robust, reliable supply chain
- ² of critical minerals that will go into the batteries
- 3 for heavy-duty EVs. Thank you for the opportunity to
- 4 comment.
- 5 MS. THOMPSON: Thank you for your comments. At
- 6 this time, we will begin a scheduled recess. EPA, when
- 7 would you like to reconvene?
- MR. CHARMLEY: Kayla, we are going to start again
- 9 at -- I want to make sure I get this right -- 1:15 p.m.
- this afternoon. Make sure everyone agrees? Yep, 1:15.
- 11 (Break.)
- MS. THOMPSON: Hello, everyone. This is Kayla
- 13 Thompson from Abt Associates, EPA's contractor. It is
- 14 now 1:15 p.m., Eastern Time, and we are now rejoining
- 15 EPA's public hearing about the Greenhouse Gas Emission
- 16 Standards for Heavy-Duty Vehicles, Phase 3, Proposed
- 17 Rule.
- In order to accommodate testimony in both Spanish
- 19 and English throughout this hearing, we -- all
- 20 attendees must select their preferred language via the
- interpretation icon at the bottom of your screen. If
- you are providing testimony today, please make sure



- 1 that you are speaking the language of the channel you
- ² are listening to. For example, listening to English
- 3 while speaking in Spanish could prevent other
- 4 participants from hearing your statement in their
- 5 language of choice. The public hearing will be
- 6 recorded by the court reporter, and while the recording
- yill not be made publicly available, a transcript of
- 8 the public hearing will be posted to the docket several
- 9 weeks after the hearing.
- Before we resume the hearing, we'd like to go over
- 11 some logistics. As a reminder, all attendees are muted
- 12 automatically. If you are speaking today, you will
- 13 receive a notification on your screen that you are
- 14 being promoted to the role of panelist shortly prior to
- 15 your speaking time. You must accept that invitation to
- 16 be able to unmute when you are called to testify. This
- will also allow you to turn on your camera, which we
- 18 encourage you to do. Speakers connected by telephone
- 19 should unmute their phones when called to testify.
- If you are having technical difficulties, please
- 21 send an email to public_hearing@abtassoc.com or call
- 22 (919) 294-7849. If you are not registered to speak but



- 1 you would like to, please send an email to
- public_hearing@abtassoc.com or call (919) 294-7849.
- We will now continue our public testimony. The
- 4 expected speaking order is currently displayed on
- 5 screen. We ask that each person limit their verbal
- 6 testimony to 3 minutes. We encourage you to provide
- 7 any portion of your prepared statement that you are
- 8 unable to deliver along with any additional comments to
- 9 Docket Number EPA-HQ-OAR-2022-0985 on Regulations.gov.
- I will be introducing each speaker in turn. A
- 11 transcript of the testimony from these public hearings
- 12 -- from this public hearing will be made available to
- the public and included in the docket. Please speak
- 14 slowly and clearly so our court reporter and
- interpreters can record these proceedings accurately.
- The first speaker will be Carolina Chacon Mendoza.
- 17 Please state your name and affiliation for the record.
- MS. MENDOZA: Hello, and thank you for this
- opportunity to testify. My name is Carolina Chacon
- Mendoza, and I am the coalition manager for the
- 21 Alliance for Electric School Buses. We are a national
- 22 coalition of not-for-profit organizations united by our



- 1 commitment to an equitable electrification of the
- 2 nation's school bus fleet, starting in the communities
- most affected by diesel pollution. I am here today to
- 4 present our over -- to represent our over 2 dozen
- 5 members, all who want to see EPA enact the strongest
- 6 possible air pollution standards for medium- and heavy-
- ⁷ duty trucks and buses, which includes school buses.
- I myself am a resident of Las Vegas, Nevada. I
- 9 live just 1 mile from Interstate 15, which crosses the
- 10 entire country from the very bottom of California all
- the way to the northernmost edge of Montana. I'm also
- just 1.7 miles from U.S. Highway 95, a major artery of
- our state. Every day, thousands of polluting medium-
- 14 and heavy-duty trucks pass by my home as well as dozens
- of diesel school buses. It's no surprise that my zip
- 16 code is in the 97th percentile for diesel particulate
- 17 matter -- particulate matter exposure.
- 18 Las Vegas has been ranked the 15th most-polluted
- 19 city for ozone pollution in the United States by the
- 20 American Lung Association's "State of the Air" report
- in 2023. We also experience the highest-ever number of
- unhealthy spikes in particle pollution in these last



- 1 few years. I see this pollution daily in the smog that
- ² forms over the Las Vegas Valley, the air quality
- 3 advisories that we're constantly placed under, and the
- 4 soot that spews out of so many trucks and buses as we
- 5 drive or walk behind them. These vehicles are
- 6 everywhere in my community, which is predominantly low
- or medium income and black and brown, but worst of all,
- 8 these vehicles are carrying precious cargo. Children
- 9 as young as toddlers and as old as high schoolers are
- 10 riding in fossil fuel buses that emit toxins up to 10
- 11 times higher than they would have been exposed to
- 12 riding in a normal car.
- Diesel pollution has been linked not only to
- 14 respiratory ailments like asthma but also to deadly
- diseases like lung cancer. It also has been shown to
- 16 impact students' academic performance and their ability
- to actually attend school. These buses are putting
- 18 children's health at disk -- at risk and their ability
- 19 to do well in school and further in life. Moreover a
- 20 fossil fuel pollution like that from diesel, CNG,
- 21 propane, and others, heavily contribute to climate
- 22 change, which is also disproportionately harming



- 1 already impacted communities, their health and their
- futures. It's time for the EPA to provide a clean ride
- 3 for our kids and clean air for our communities.
- 4 We ask you to enact the strongest possible
- 5 standards that will limit heavy-duty vehicle pollution
- 6 and put the American truck and bus fleet on a clear
- 7 pathway to a hundred percent zero-emissions, and to act
- 8 with urgency by the end of this year. A strong clean
- 9 truck standard would ensure that the administration is
- delivering on their promise to electrify the nation's
- 11 school bus fleet and prioritizing the health and safety
- of low-income black, indigenous, Latino communities,
- 13 and immigrants, and people of color. The technology is
- 14 here, our communities are waiting to breathe free, and
- 15 you have the power to act. Thank you so much for your
- 16 time.
- MS. THOMPSON: Thank you for your comment. The
- 18 next speaker will be Hazel Chandler. You may now
- unmute, and please state your name and affiliation for
- 20 the record.
- MS. CHANDLER: Thank you for the opportunity to
- 22 testify. My name's Hazel Chandler -- H-A-Z-E-L, C-H-A-



- 1 N-D-L-E-R -- and I'm a field organizer for Moms Clean
- 2 Air Force in Arizona, representing over 1.5 million
- moms and dads and grandmas and grandpas nationwide. On
- 4 behalf of Moms Clean Air Force, I'm testifying in
- 5 support of the proposed standards and call on the EPA
- 6 to finalize strong clean truck standards this year.
- Our country is at a tipping point regarding the
- 8 climate emergency, and if we do not act immediately to
- 9 reduce greenhouse gas emissions by at least 50 percent
- 10 by 2030, the future looks very bleak. The clock is
- 11 ticking. We must act now if my children and
- 12 grandchildren and great-grandchildren and yours have
- any hope of a livable future. With recent investments
- in clean energy infrastructure and recent actions the
- 15 EPA has taken to meet these greenhouse gas goals, I
- 16 have lots of hope that our children will have a very
- bright future in a post-fossil-fuel world.
- 18 Strong clean truck standards are critical in
- 19 meeting these greenhouse gas reduction targets and
- 20 essential to stimulate the transition to zero-emission
- 21 trucks. The vehicles covered by this rule will be on
- the road for decades to come, so we must transition



- 1 without delay. Heavy-duty trucks account for more than
- 2 60 percent of the deadly particle pollution that comes
- 3 from vehicles. Particle pollution cuts short tens of
- 4 thousands of lives per year and contributes to a heavy
- 5 burden on -- of asthma. As a person living with asthma
- 6 and an asthma educator, I've seen firsthand how low-
- 7 income communities and communities of color are more
- 8 likely to live in diesel death zones where pollution
- 9 from trucks and buses put them at greater risk for lung
- disease, asthma, and cancer.
- 11 Asthma rates of our most impacted areas of Phoenix
- 12 are 4 times that of the national average, and I watch
- 13 repeatedly children struggling to breathe in these
- 14 diesel death zones. Think about the children and the
- 15 impacts of inaction. Be courageous. Make the
- 16 strongest decision possible to cut tailpipe emission
- 17 consistent to the Clean Truck Rule. I plead with you,
- 18 have the courage to enact strong clean truck
- 19 regulations without delay. This would be a dream come
- true, a world where our children can breathe clean air
- 21 while we address climate change while we still have
- 22 time. Thank you.



- 1 MS. THOMPSON: Thank you for your comment. The
- 2 next speaker will be Bryan Burton. You may now unmute,
- 3 and please state your name and affiliation for the
- 4 record.
- MR. BURTON: My name is Bryan Burton, advocacy
- 6 manager for healthy air at the American Lung
- 7 Association. ALA strongly supports the cleanup of
- 8 pollution from heavy-duty vehicles. My predominant
- 9 goal in addressing you today is to make clear the
- 10 crucial role that heavy trucks play in polluting
- 11 America's air.
- Diesel engine emissions are one of the largest
- components of not just transportation sector emissions
- 14 but overall emissions across the nation. Medium- and
- 15 heavy-duty vehicles represent approximately 6 percent
- of the on-road fleet as of 2020 but generate 59 percent
- of ozone and particulate-forming NOx emissions and 55
- 18 percent of particulate pollution. Reducing greenhouse
- 19 gases from heavy-duty vehicles will drive reductions in
- these other pollutants at the same time, improving the
- lung health of all Americans. We urge EPA to adopt the
- 22 most stringent provisions included in this rule and



- 1 finalize the rule in the current calendar year.
- In my home State of Pennsylvania, there's a high
- 3 proportion of these trucks and buses and a greater than
- 4 average number of annual miles driven. In addition to
- 5 greenhouse gases which worsen and accelerate the
- 6 negative effects of climate change, heavy-duty vehicles
- 7 also admit other pollutants, like fine particulate
- 8 matter and nitrogen oxides, which is a precursor of
- 9 ozone, also a greenhouse gas. A warmer climate has
- increased the effect of creating -- has the increased
- 11 effect of creating conditions for the formation of
- 12 ozone. These pollutants can wreak havoc on the
- 13 respiratory systems of all Pennsylvanians but
- 14 especially our millions of vulnerable persons and
- people living in poverty or people of color.
- In the Philadelphia region alone, more than 2.2
- million residents live in communities with failing
- grades for ozone, according to the 2023 "State of the
- 19 Air" report from ALA. As one of the busiest
- transportation corridors in America, the intense
- 21 impacts of trucks' pollution are perhaps nowhere more
- 22 evident than in South Central Pennsylvania. The



- 1 proliferation of warehouse distribution centers and the
- 2 concentration of major highways and railyard have
- 3 brought some of the nation's worst air pollution along
- 4 the previously rural Harrisburg-Lancaster-Reading
- 5 routes.
- 6 Despite making tremendous slides -- strides in
- 7 cleaning up their industrial sector, Pittsburgh still
- 8 ranks in the top 15 nationally for soot pollution.
- 9 Allegheny county is a powerful and tragic example of
- 10 how over 300,000 people of color and those living in
- 11 poverty must daily face a life -- life-threatening air
- 12 pollution from trucks originating from and bound for
- other states other than Pennsylvania. Vehicle
- 14 emissions do not respect state borders.
- 15 ALA's "Delivering Clean Air" report has identified
- 16 \$50 billion in health benefits for Pennsylvania through
- 2050 with the transition to zero-emission trucks and
- 18 power generation. These financial savings have real
- effects on real people with the avoidance of 4,581
- premature deaths, 88,000 fewer asthma attacks, and
- 432,000 fewer missed days of work.
- The EPA and the Biden administration have taken



- 1 many steps in 2001 to curb curve air pollution, but
- only by adopting the most stringent greenhouse gas
- 3 regulations proposed can the transportation sector
- 4 continue to drive -- its drive to deliver the economic
- 5 and health benefits outlined by multiple American Lung
- 6 Association reports. We urge you -- I urge the EPA to
- ⁷ finalize this rule this year. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 9 next speaker will be Jenna Riemenschneider. You may
- 10 now unmute, and please state your name and affiliation
- 11 for the record.
- MS. RIEMENSCHNEIDER: Hello, and Happy World
- 13 Asthma Day. Thank you for the opportunity to testify
- 14 today. I'm Jenna Riemenschneider, senior director of
- 15 advocacy and policy at the Asthma and Allergy
- 16 Foundation of America, also known as AAFA. Founded in
- 17 1953, AAFA is the oldest and largest patient advocacy
- organization for the hundred million Americans with
- 19 asthma and allergies. AAFA thanks EPA for proposing
- these Phase 3 greenhouse gas standards for heavy-duty
- vehicles, and we urge you to make the rule even
- 22 stronger.



- 1 Stronger standards will further health equity and
- 2 improve health outcomes for many but especially for the
- 3 patient population AAFA represents, and they will do so
- 4 on two fronts. Firstly, these standards have direct
- 5 health benefits in the immediate term by reducing
- 6 emissions of harmful pollutants from trucks, like
- 7 nitrogen oxides and other particle pollution. And
- 8 secondly, by reducing greenhouse gas emissions from
- 9 heavy-duty vehicles, the standards can help address the
- 10 health impacts of climate change.
- On the first front, heavy-duty vehicles are a
- 12 leading source of harmful air pollution threatening the
- health of the public, including the nearly 26 million
- 14 Americans with asthma. Exposure to particle pollution
- and ozone pollution from trucks diminishes lung
- 16 function, triggers asthma episodes, and causes greater
- use of asthma medication. It also causes increased
- 18 rates of emergency room visits, hospital admissions,
- 19 and school absenteeism related to asthma.
- 20 Additionally, those who live near roads, ports, and
- 21 freight hubs are especially vulnerable to the health
- 22 harms of truck emissions, and people of color and those



- 1 with low incomes bear a disproportionate burden of
- 2 those -- of transportation pollution.
- It is no coincidence that the burden of asthma in
- 4 the United States falls disproportionately on these
- 5 same populations. These groups have disproportionately
- 6 high rates of poor asthma outcomes, including
- 7 hospitalizations and deaths. In fact, black
- 8 individuals are 5 times more likely to be treated in an
- 9 emergency room for asthma and 3 times more likely to
- 10 die from asthma than white individuals.
- On the second front, climate change is a major
- threat to public health, and communities across the
- 13 nation are already experiencing the impacts of climate
- 14 change on their daily lives and to their health.
- 15 Climate change is directly linked to increased levels
- of ozone and particle pollution that contribute to
- 17 asthma attacks, cardiovascular disease, and premature
- 18 death.
- Every year, we're experiencing longer and more
- intense allergy seasons, and allergies are a common
- 21 asthma trigger. We're also seeing extreme weather
- 22 patterns, such as heat and severe storms, that cause



- 1 illness, injury, and death, not to mention destabilize
- 2 communities and reduce access to healthcare. Wildfires
- 3 and dangerous smoke that spreads for thousands of miles
- 4 are all too common and aggravate both heart and lung
- 5 conditions.
- It is an environmental justice and health equity
- 7 imperative that we transition to zero emissions in
- 8 trucks, and I want to reiterate AAFA's call for EPA to
- 9 move quickly and finalize the strongest possible
- 10 cleaner truck standards to maximize health benefits by
- 11 the end of the year. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 13 next speaker will be David Hill. You may now unmute,
- 14 and please state your name and affiliation for the
- 15 record.
- DR. HILL: Good afternoon. My name is Dr. David
- 17 Hill. I reside in Middlebury, Connecticut. I've been
- 18 a practicing pulmonary and critical care physician in
- 19 Waterbury, Connecticut for over 25 years. I'm in
- support of the EPA setting Phase 3 greenhouse gas
- 21 standards for heavy-duty vehicles, and I urge you to
- 22 make these standards even stronger.



- 1 Waterbury is a city in Central Connecticut which
- 2 is divided by Interstate 84 and Connecticut State Route
- 8. My patients who live along the highway corridors
- 4 and nearer to individual facilities are lower-income
- 5 residents and more likely to be people of color. The
- 6 majority of the patients I see regularly suffer from
- asthma, chronic obstructive pulmonary disease, and are
- 8 at higher risk to become ill as a result of exposure to
- 9 air pollution, which is being driven by climate change.
- 10 In addition, both I and my two children have exercise-
- 11 induced asthma and experience increased symptoms on bad
- 12 air quality days.
- 13 Transportation is the largest source of greenhouse
- 14 gas emissions in the United States, and medium- and
- 15 heavy-duty vehicles produce the largest amount of these
- emissions. Nitrogen oxide, volatile organic compounds,
- 17 combined with the presence of heat to produce ozone,
- which is harmful when inhaled. This reaction is being
- driven by climate change as increased heat leads to
- more high-ozone days. This is particularly impactful
- 21 in patients with chronic lung disease. Ozone exposure
- is associated with exacerbations of asthma and chronic



- 1 obstructive pulmonary disease and is associated with
- 2 new onset asthma in children.
- New Haven County, which is the home of both
- 4 Middlebury and Waterbury, received an F in the American
- 5 Lung Association's 2023 "State of the Air" report
- 6 regarding ozone pollution. Some of my patients and my
- oldest child reside in Fairfield County, which has the
- 8 worst ozone pollution east of the Mississippi. This
- 9 pollution is mainly being produced by heavy vehicles on
- our highways, many of which are simply traveling
- through our state, along with power plant and
- 12 industrial emissions from upwind sources out of our
- 13 state.
- 14 My patients are more likely to become ill, go
- urgent care, or be hospitalized on bad ozone days, and
- those are more than 10 percent of the days of the year.
- 17 In my practice, our electronic health record had to be
- 18 edited to include discussions on the effects of hot,
- 19 humid days because so many patients were suffering
- during these days, including being unable to leave
- 21 their homes.
- For patients with asthma, climate change is not



- only during the allergy season. Increasing exposure to
- 2 mold due to extreme storms and floodings is a public
- 3 health issue which is the biggest issue of our
- 4 lifetimes, and its effects on health are most
- 5 pronounced with the -- for those of lung disease due to
- 6 the effects on temperature, air pollution, and
- 7 allergens. Addressing climate change is cost
- 8 effective. Reducing greenhouse gas emissions from
- 9 heavy vehicles will lead to reductions in other air
- 10 pollutants and some present substantial health
- 11 benefits.
- 12 I urge EPA to finalize this rulemaking as soon as
- 13 possible and prior to the end of this year for the
- 14 benefit of my family, the patients I care for, and
- 15 everyone who breathes. Thank you.
- MS. THOMPSON: Thank you for your comment. As a
- 17 reminder, if you are speaking today, you will receive a
- notification on your screen that you're being promoted
- 19 to the role of panelist shortly prior to your speaking
- 20 time. You must accept that invitation to be able to
- unmute when you are called to testify. This will allow
- you to turn on your camera, which we encourage you to



- 1 do. Speakers connected by telephone should unmute
- 2 their phones when called to testify.
- If you are having technical difficulties, please
- 4 send an email to public_hearing@abtassoc.com or call
- 5 (919) 294-7849. If you are not registered to speak but
- 6 you would like to, please send an email with your name
- 7 and phone number to public_hearing@abtassoc.com or call
- 8 (919) 294-7849.
- 9 The next speaker will be Urvashi Nagrani. You may
- 10 now unmute, and please state your name and affiliation
- 11 for the record.
- MS. NAGRANI: Hi. My name is Urvashi Nagrani, and
- 13 I am the CEO of a small start-up, Unflappy, but I've
- 14 spent the last decade working on transportation
- 15 electrification on the vehicle technology side with
- 16 Motive Power Systems, then on the data and planning
- side as a board advisor for EIQ Mobility, and later on
- the infrastructure side with PowerFlex, an EDF company,
- 19 and with Volta Charging.
- In my experience, I have seen many naysayers
- 21 saying that the things that are necessary for zero-
- 22 emission solutions simply cannot be done, and often



- 1 these people tell us that it cannot be done as we are
- doing them. Unfortunately, the incentive pools are
- yariable in when they are released, and the business as
- 4 usual means that if a vehicle is to be replaced on a
- 5 rolling basis, sometimes it will happen when an
- 6 incentive pool is available and sometimes it will not.
- Without regulations bringing up that baseline floor,
- 8 that business-as-usual scenario will continue to be a
- 9 polluting scenario using fossil fuels driving the
- 10 climate crisis, polluting our air and our communities.
- Right now, I believe that the EPA has an
- opportunity to increase the stringency in a way that
- will be meaningful to helping the country achieve its
- 14 climate goals while at the same time protecting the
- 15 health and economic well-being of the nation.
- 16 Specifically, I would also encourage the EPA to
- 17 consider the implications of this rule in a way that is
- 18 friendly to new market entrants.
- 19 Startups in the electric vehicle space, taking
- 20 market share from incumbents, has been key to the
- introduction of new medium- and heavy-duty vehicles in
- the school bus, transit, work truck, and last-mile



- 1 sector. That will continue to be true for new and
- emerging vehicles. And so by making sure that the EPA
- 3 has staff available to explain rules to new technology
- 4 entrants so that engineers who understand products very
- 5 well but do not understand the regulatory process of
- 6 compliance can get assistance, will be key to enable
- 7 future startups into this market with more sustainable
- 8 solutions.
- 9 Challenging OEMs is important for increasing the
- share of sustainable solutions because, as we've seen
- through the VW scandal, the Cummins scandal, the Fiat
- 12 Chrysler scandal, all of these emission rules are only
- 13 as valuable as their enforcement, and the market
- 14 challenge is on the other side of somebody in good
- 15 faith complying with the rules, willing to take market
- share away from bad-faith actors.
- When thinking about this, the EPA should increase
- 18 stringency of the regulations as well as improve the
- 19 pathways for compliance with new companies so that it
- is easy and cost effective to do the right thing,
- 21 making it so that good-faith startups who are being
- funded by SBIR grants today will be the OEMs of the



- 1 future, giving us solutions without all of the
- 2 ancillary harms that come with our current technology
- 3 portfolio.
- 4 Once again, thank you for your time. I urge you
- 5 to increase the stringency as you are able and to pass
- 6 the rule this calendar year.
- 7 MS. THOMPSON: Thank you for your comment. The
- 8 next speaker will be East Peterson-Trujillo. You may
- 9 now unmute, and please state your name and affiliation
- 10 for the record.
- MS. PETERSON-TRUJILLO: My name is East Peterson-
- 12 Trujillo, and I'm here today on behalf of Public
- 13 Citizen and our more than half a million members and
- 14 supporters to urge EPA to create the strongest possible
- limits on heavy-duty vehicle pollution.
- I grew up in California, and I remember looking
- out over the San Francisco Bay and seeing smog
- 18 blanketing the water. When I visit my family, I'm
- 19 saddened to still see its presence. My family home in
- 20 Richmond, California is a mere 3,500 feet away from
- Highway 80, a route that thousands of polluting trucks
- traverse every day. Our neighborhoods are full of



- 1 heavy-duty vehicles that spew dangerous emissions and
- 2 are major contributors to diesel death zones, areas
- 3 where asthma rates and cancer risks are elevated due to
- 4 automobile pollution.
- 5 Tailpipe pollution causes tens of thousands of
- 6 premature deaths nationwide each year, especially in
- 7 communities of color. Disproportionate exposure of
- 8 black and brown communities to diesel pollution is a
- 9 clear example of environmental racism. The 72 million
- 10 people living closest to trucking routes and,
- 11 therefore, more -- most affected by freight pollution
- 12 are more likely to be lower-income people of color, so
- 13 strong standards would deliver massive emission
- 14 reductions and lifesaving relief to frontline
- 15 communities.
- Vehicle manufacturers have the technology to meet
- strong standards, and many recent analyses have shown
- that fully zero-emission trucks will be cheaper to
- 19 purchase and operate than diesel trucks within the time
- 20 frame of these standards. So we need the EPA standards
- to match the momentum of industry commitments, state
- 22 ACT adoption, and federal investments, so these



- 1 standards need to be at least the strongest of the
- 2 alternatives proposed by the EPA. EPA should also
- 3 require that manufacturers make diesel trucks
- 4 increasingly cleaner as they transition to produce
- 5 zero-emission vehicles. Increasing the stringency of
- 6 the proposed standards in line with the remaining
- 7 potential for cost-effective combustion engine
- 8 efficiency improvements deliver greater benefits sooner
- 9 to communities.
- 10 Air pollution from trucks is a major threat to our
- 11 climate. To meet U.S. climate commitments and the
- 12 Biden administration's goals, transportation climate
- pollution will need to be cut by at least 29 percent by
- 14 2030. The proposed Phase 3 standards, while an
- important step, are not sufficiently stringent to keep
- 16 pace with the greenhouse gas reductions needed. The
- 17 proposal reflects a conservative assessment of zero-
- emission vehicles deployment, and it's critical that
- 19 EPA strengthen the final rule by requiring those
- 20 progressively cleaner diesel trucks and choosing the
- 21 strongest alternative. This will provide relief from
- the burden of -- burden of diesel fumes, climate



- 1 impacts, and air pollution. Thank you so much for the
- 2 hard work.
- MS. THOMPSON: Thank you for your comment. The
- 4 next speaker will be Marguerite Pennoyer. You may now
- 5 unmute, and please state your name and affiliation for
- 6 the record.
- 7 DR. PENNOYER: Good afternoon. My name is Dr.
- 8 Marguerite Pennoyer. I'm a physician specializing in
- 9 asthma care in Maine Medical Center in Portland, Maine.
- 10 I support the EPA setting Phase 3 greenhouse gas
- 11 standards for heavy-duty vehicles, and I urge you to
- 12 make the rules even stronger.
- During my New York City medical internship in the
- early 80s, I vividly remember treating long rows of
- asthma patients who were seated bolt upright in school
- desks in the emergency room, puffing away on nebulizers
- while we watched them struggle to breathe. The city,
- 18 next to the heavily-traveled I-95 section over the
- 19 George Washington Bridge, was tough to tolerate for
- 20 this underserved area of New York City. Significant
- improvements have been made in air quality, but so much
- more needs to be done for communities living with



- 1 unhealthy air. We know 1 in 3 Americans still live
- ² with unhealthy air.
- I went on to specialize in allergy, asthma, and
- 4 immunology, and saw the impact that air pollution
- 5 continued to have on my asthma patients and my patients
- 6 with lung disease. Not only do higher carbon dioxide
- 7 levels make pollen season stronger and longer, but
- 8 particle pollution can also directly potentiate the
- 9 allergic effects of pollens, so my asthmatic patients
- 10 become even sicker when pollution and pollen combine.
- 11 High heat, high ozone days, longer and more intense
- 12 pollen seasons, and forest fires are all dangerous for
- my asthma patients.
- We face a health emergency due to climate change
- that I could never have imagined when I first started
- 16 medicine and began caring for my patients over 35 years
- 17 ago. We had so many promising medications and
- 18 treatments available, effective cures right around the
- 19 corner. Now it feels like, despite the many advances
- I've seen, that medicine can't keep up. Lung cancer is
- on the rise. Lung diseases are worsening. My role
- feels trivial in comparison to what you at the EPA can



- 1 accomplish for my patients.
- The EPA offers the best treatment for my patients
- 3 by setting standards that will result in both immediate
- 4 and long-term health improvement. It's critical,
- 5 therefore, to address transportation as the biggest
- 6 source of greenhouse gases. Medium- and heavy-duty
- 7 vehicles produce the majority of harmful on-road
- 8 emissions. Cleaning up these large trucks and buses
- 9 will greatly reduce the majority of harmful on-road
- 10 emissions.
- I urge the EPA to consider even more stringent
- 12 standards, and, if possible, I support matching either
- 13 California's Advanced Clean Trucks Program standards or
- even the more stringent goals proposed recently by
- 15 several major truck manufacturers if EPA determines
- that it can finalize these even more protective levels.
- 17 Thank you for all of your work to help my patients.
- MS. THOMPSON: Thank you for your comment. The
- 19 next speaker will be Ileagh MacIvers. You may now
- unmute, and please state your name and affiliation for
- 21 the record.
- MS. MACIVERS: My name is Ileagh MacIvers, and I'm



- 1 the clean cars organizer at the nonprofit Interfaith
- Power & Light. IPL's nonprofit mission is to inspire
- 3 and mobilize people of faith and conscience to take
- 4 bold and just action on climate change. I'm here today
- 5 to speak on behalf of my organization as well as
- 6 Interfaith Power & Light affiliates in 40 states that
- 7 reach out to more than 22,000 congregations and
- 8 millions of people of faith throughout our nation. I'm
- 9 asking the EPA to move quickly and finalize the
- 10 strongest possible cleaner truck standards to address
- 11 the climate crisis.
- 12 As a Quaker myself, I know that people of faith
- 13 and conscience are ready for bold new transportation
- 14 solutions, and clean trucks and buses are an integral
- 15 step towards addressing climate change for our
- 16 communities, future generations, and our sacred earth.
- Federal and manufacture investments and state-advanced
- 18 clean trucks adoption all support more stringent
- 19 standards than what has been initially proposed.
- Therefore, these standards need to be at least the
- 21 strongest of the alternatives proposed by EPA.
- While trucks and buses account for a very small



- 1 portion of vehicles on the road, they create a
- disproportionate amount of climate pollution. Not
- 3 implementing the strongest possible heavy-duty vehicle
- 4 standards would create major negative implications for
- our country's climate goals. We must also keep in mind
- 6 that these rules target air pollution that
- 7 disproportionally harms marginalized communities of
- 8 color and low-wealth communities that reside in
- 9 counties closest to major freeways and trucking
- 10 corridors. Implementing the strongest HDB standards is
- 11 a matter of environmental justice, and these standards
- 12 would deliver massive emission reductions and
- 13 lifesaving relief to frontline communities.
- In addition, electrifying medium- and heavy-duty
- trucks will be key to improving air quality and saving
- 16 lives across the nation. More than 119 million
- 17 American residents currently live in areas with
- unhealthy levels of air pollution. In particular,
- 19 diesel exhaust contains more than 40 known cancer-
- 20 causing organic substances. It is also critical that
- 21 standards require tighter limits on diesel vehicles in
- order to continually make diesel trucks cleaner as



- 1 manufacturers transition to zero-emission vehicles.
- 2 So again, on behalf of millions of people of faith
- 3 and conscience around the country, I urge the EPA to
- 4 move quickly and finalize the strongest possible heavy-
- 5 duty vehicle standards in order to reap the benefits of
- 6 heavy-duty vehicle electrification and accelerate the
- 7 transition to zero-emission vehicles. Thank you for
- 8 the opportunity to testify.
- 9 MS. THOMPSON: Thank you for your comment. The
- 10 next speaker will be Jacob Jones. You may now unmute,
- and please state your name and affiliation for the
- 12 record.
- MR. JONES: Hi. My name is Jacob Jones, and give
- 14 me one second while I pull up my -- okay. Jacob Jones,
- 15 yes. Thank you for the opportunity to testify. My
- 16 name's Jacob Jones, and I'm here today as a private
- 17 citizen and volunteer within Inter-D.C. Action Fund.
- 18 First, I want to thank this administration for their
- 19 swift action on cleaning up truck pollution, and I want
- 20 to urge the EPA to create the strongest possible limits
- on heavy-duty vehicle pollution.
- I'm here today speaking because I worry about the



- 1 impact of the pollutants from transportation sector.
- Not only do heavy-duty vehicles, like trucks and buses,
- 3 emit PM -- or 2.5 pollution, but they also release
- 4 greenhouse gas pollution. I worry about the impact of
- 5 pollutants in communities I used to live in, like
- 6 Indianapolis, and for the future of where I live
- 7 currently in Pennsylvania.
- For some background, my old apartment in
- 9 Indianapolis had 18 days where PM 2.5 pollution was
- 10 above the World Health Organization's guideline just in
- this last month of April. And I worry about the effect
- of greenhouse gases where I currently live now here in
- 13 Pennsylvania as our weather becomes even more extreme.
- 14 Events caused by extreme weather create more air and
- water pollution, destabilize food sources, and put our
- 16 homes and lives at risk.
- We need these regulations to address the reality
- 18 ahead us. That's why we need the EPA standards to
- match the match the momentum already picking up steam
- 20 from truck manufacturers as they commit to cleaner
- trucks and provide the market signal to support those
- 22 commitments. And we really need these standards to



- 1 accomplish two things: finalized -- we need you guys
- 2 to finalize a significantly stronger standard than the
- 3 most stringent alternative in the proposal, and put our
- 4 national bus and truck fleet on a clear path to a
- 5 hundred percent zero-emissions and all-electric vehicle
- 6 -- all-electric vehicles by 2035.
- 7 I really appreciate the opportunity to testify
- 8 today, and I hope you consider folks like myself when
- 9 you weigh the health and environmental impacts of your
- 10 decision. Thank you.
- MS. THOMPSON: Thank you for your comment. As a
- 12 reminder, if you are speaking today, you will receive a
- 13 notification on your screen that you are being promoted
- 14 to the role of panelist shortly prior to your speaking
- 15 time. You must accept that invitation to be able to
- unmute when you are called to testify. This will also
- 17 allow you to turn on your camera, which we encourage
- 18 you to do. We ask that each person limit their verbal
- 19 testimony to 3 minutes. Please speak slowly and
- 20 clearly so our court reporter and interpreters can
- 21 capture these proceedings accurately. Speakers
- 22 connected by telephone should unmute their phones when



- 1 called to testify.
- If you are having technical difficulties, please
- 3 send an email to public_hearing@abtassoc.com or call
- 4 (919) 294-7849. If you are not registered to speak but
- 5 would like to, please send an email with your name and
- 6 phone number to public_hearing@abtassoc.com or call
- 7 (919) 294-7849.
- 8 The next speaker will be Leigh Kauffman. Leigh,
- 9 may now unmute, and please state your name and
- 10 affiliation for the record.
- MS. KAUFFMAN: Thank you for the opportunity to
- 12 testify. I am Leigh Kauffman, and I am here today as a
- volunteer with the NRDC Action Fund. I thank this
- 14 Administration for acting swiftly on cleaning up truck
- pollutions but urge the EPA to create the strongest
- 16 possible limits on heavy-duty vehicle pollution. I am
- 17 here speaking today because of the impact these
- 18 regulations will have on the future for my daughter.
- 19 Trucks and buses account for one-third of
- transportation climate pollutions, and we need a -- and
- we need regulations to address the reality that we live
- in, which is a rapidly-approaching climate crisis.



- 1 Extreme weather events caused by climate change create
- 2 more air and water pollution, destabilize food sources,
- 3 and put our homes and lives at risk. Here in Indiana,
- 4 these standards will provide much-needed relief from
- 5 the burden of diesel fumes and air pollution.
- The market is moving quickly towards more zero-
- 7 pollution trucks, and truck manufacturers have
- 8 committed to make their trucks cleaner over the next
- 9 decade and eventually zero pollution. We need the EPA
- 10 standards to match that momentum and provide the market
- 11 signal to support these commitments. Once again, I
- urge the EPA to set the strongest standards possible
- 13 because many lives depend on it. These standards must
- 14 accomplish two things: finalize a standard
- 15 significantly stronger than the most stringent
- 16 alternatives and the proposals, and put our national
- bus and truck fleets on a clear path to 100 percent
- zero-emission, all electric vehicle by 2035.
- 19 Thank you for the opportunity to testify. I do
- 20 hope that you consider the health and environmental
- 21 impacts of your decision on young families just like
- 22 mine.



- 1 MS. THOMPSON: Thank you for your comment. The
- 2 next speaker is Jorge Vasquez, Junior. Unfortunately,
- 3 we do not currently see you in the list of attendees.
- 4 However, if you have joined this hearing under a
- 5 different name, please indicate your presence by
- 6 pressing the raise hand button at the bottom of your
- 7 screen. If you have called in, please dial star-9 to
- 8 raise your hand.
- 9 (No response.)
- MS. THOMPSON: The next speaker will be Bob
- 11 Yuhnke. You may now unmute, and please state your name
- 12 and affiliation for the record.
- 13 (No response.)
- MS. THOMPSON: Bob, you are on mute.
- MR. YUHNKE: Sorry about that. Thank you. My
- 16 name is Robert Yuhnke. I am on the policy team at
- 17 Elders Climate Action. We've been involved in climate
- 18 policy work for a number of years in an effort to
- 19 preserve a sustainable planet for our grandchildren.
- 20 My focus here today is to bring to your attention
- the fact that the United States has made a commitment
- 22 internationally as part of our involvement in the Paris



- 1 Agreement and United Nations Convention on Climate to
- 2 reduce our greenhouse gas emissions by 50 -- 52
- 3 percent. That was our nationally-determined
- 4 contribution that was submitted at COP 26. And what
- 5 we're trying to determine and haven't yet been able to
- find a clear analysis in this rulemaking is what
- 7 reductions EPA is planning to achieve with regard to
- 8 our ability to meet the commitment that we've made
- ⁹ internationally.
- The rule here is an important step forward in
- 11 reducing greenhouse gas emissions, but as best we can
- determine from the analysis that's included, we do not
- see that these reductions, taken by themselves or
- 14 collectively, with the light-duty vehicle standards
- that have been proposed by EPA, would achieve enough
- 16 reductions from the transport sector to meet our
- international commitments under the framework
- 18 convention. And this is particularly disturbing not
- only because the United States is the second largest
- emitter of greenhouse gas emissions in the world and
- that we need to provide leadership to actually achieve
- the global reductions needed to stabilize the climate,



- 1 but that if the United States fails to meet its
- 2 commitments internationally, it will provide proof to
- 3 other leaders around the world that the task cannot be
- 4 met.
- We must provide the leadership to demonstrate that
- 6 the reductions needed to protect the planet are
- ⁷ actually achievable, and that this proposal, as best we
- 8 can determine at this point, does not accomplish that.
- 9 And if the United States does not measure up to the
- 10 commitments it has already made, it's going to provide
- an excuse for other countries around the world not to
- meet their commitments. They will point to the United
- 13 States and say this is the richest country in the
- 14 world, they can't get it done, how can you expect us to
- 15 do it.
- We must honor those commitments. We must achieve
- the reductions by 2030 that are needed, according to
- 18 the IPCC, to allow us to stay under 1.5 degrees
- 19 centigrade as the cap on global warming. If we fail to
- 20 meet that test, we will suffer severe environmental
- 21 consequences, and we urge you to please adopt standards
- that are adequate to meet the U.S. commitments. Thank



- 1 you.
- MS. THOMPSON: Thank you for your comment. The
- 3 next speaker will be William Morris. You may now
- 4 unmute, and please state your name and affiliation for
- 5 the record.
- 6 MR. MORRIS: Thank you for the opportunity to
- 7 testify. My name is William Morris with GreenFaith, a
- 8 multi-faith grassroots climate justice organization.
- 9 I'm here today as a person of faith, as someone who has
- 10 a degree in environmental science, and someone who is
- 11 part of a frontline community in Southern California.
- 12 I thank this administration for acting swiftly on clean
- 13 trucks now but urge the EPA to create the strongest
- 14 possible limits on heavy-duty vehicle pollution.
- 15 As a person of faith, I know we as humans are
- 16 called to be active participants in the flourishing of
- 17 all creation and to protect human health and dignity.
- 18 Here in California, these standards will provide much-
- 19 needed relief from the burden of diesel fumes and air
- 20 pollution and help address the ever-worsening climate
- 21 crisis.
- I'm here to testify today because, according to



- 1 the EPA's Environmental Justice Mapping Tool, I live in
- 2 an area that is in the 90th percentile for diesel
- 3 particulate matter. Due to historical systemic racism
- 4 that placed highways through communities of color along
- 5 with discriminatory housing practices, means
- 6 communities like mine bear the greatest burden from
- 7 vehicle pollution. In fact, I live near three major
- 8 highways, and I'm here because diesel pollution affects
- ⁹ every breath that I take.
- When I was in high school, over summers I would
- 11 help clean pools with my uncle, and some of these were
- located near the Port of Los Angeles where all the
- 13 heavy-duty diesel burning trucks would pick up
- 14 containers from the port and transport them to the rest
- of the country. Every week, we'd clean the pools, and
- 16 you could see this black coating that would float on
- the water, which was the result of buildup from diesel
- pollution just in the past week, the same pollution
- 19 that is entering people's bodies. The Port of L.A. and
- 20 Long Beach handle around 40 percent of all inbound
- 21 containers in the United States, and so imagine how
- 22 many heavy-duty diesel trucks it takes to move that



- 1 many containers which then spew that diesel pollution
- on to communities that are already dealing with health
- 3 effects from neighborhood oil drilling and refineries,
- 4 communities including my own.
- 5 While trucks and buses only account for 4 percent
- of vehicles on the road, they're responsible for a
- quarter of total transportation sector greenhouse gas
- 8 emissions and a major contributor to climate change.
- 9 Because diesel pollution is a disproportionate burden
- of harm on communities of color, clean transportation,
- including zero-emission trucks, isn't just a matter of
- 12 caring for God's creation. It's a matter of justice.
- EPA has an opportunity to help address the
- 14 injustice of pollution and climate change by enacting
- 15 the strongest possible heavy-duty truck standards. The
- 16 standards EPA sets should achieve a hundred percent
- zero-emission truck sales by 2035, which would be at a
- 18 pace that would deliver much-needed health benefits to
- 19 communities of color, and I urge this administration to
- set the strongest possible standards because many
- lives, including the lives of my community, depend on
- 22 it.



- 1 The EPA must put our national bus and truck fleet
- 2 on a clear path to a hundred-percent zero-emission,
- 3 all-electric vehicles by 2035. Thank you for the
- 4 opportunity to testify.
- 5 MS. THOMPSON: Thank you for your comment. The
- 6 next speaker is Elizabeth Chun Hye Lee. Unfortunately,
- ye do not currently see you in the list of attendees.
- 8 However, if you have joined this hearing under a
- 9 different name, please indicate your presence by
- 10 pressing the raise hand button at the bottom of your
- 11 screen. If you have called in, please dial star-9 to
- 12 raise your hand.
- 13 (No response.)
- MS. THOMPSON: The next speaker will be Sam
- 15 Wilson. Sam, you may now unmute, and please state your
- 16 name and affiliation for the record.
- MR. WILSON: Hi. Good morning and good afternoon.
- 18 My name is Sam Wilson, and I'm a senior vehicles
- 19 analyst with the Union of Concerned Scientists. Our
- 20 mission is to center rigorous science and public
- 21 policymaking. On behalf of our nearly 500,000
- 22 supporters nationwide, thank you so much for the



- 1 opportunity to comment today in support of a Phase 3
- 2 greenhouse gas standard that accelerates the market for
- 3 clean -- for clean trucks rather than this proposed
- 4 alternative, which significantly trails current market
- 5 projections, state actions, and manufacturer
- 6 commitments.
- 7 I'm speaking to you today from California, which
- 8 is home to 6 out of the 10 cities with the worst air
- 9 quality in the nation, due in large part to our
- 10 country's reliance on California agriculture ports and
- 11 goods movement. However, it's not just Californians
- who are suffering from unhealthy air. Commercial
- 13 trucks are a primary source of air pollution across our
- 14 country and particularly in communities of color.
- Nationwide, Class 4 and above heavy-duty vehicles are
- 16 responsible for around one-fifth of greenhouse gas
- emissions and over half of fine particulate and
- 18 nitrogen oxide emissions from on-road vehicles, despite
- making up less than 4 percent of the vehicles on our
- 20 roads and highways.
- 21 Market projections and movements toward zero-
- 22 emission heavy-duty vehicles are changing rapidly. Two



- 1 weeks ago, Colorado became the eighth state to adopt
- ² California's Advanced Clean Trucks Rule. And this past
- Friday, the California Air Resources Board adopted the
- 4 Advanced Clean Fleets Rule, which will phase out the
- 5 sale of fossil fuel trucks by 2036 and requires large
- 6 fleets in the state to transition zero-emissions trucks
- over the next 2 decades. Both ACT and ACF will serve
- 8 to accelerate the market for zero-emissions trucks and
- 9 buses, leading to massive reductions in air quality and
- 10 climate-warming pollution.
- However, the huge air quality benefits -- air
- 12 quality and climate benefits of these regulations are
- 13 not necessarily the most unique results. Analyses from
- 14 both CARB and independent sources, including USCIS,
- 15 estimate that these regulations will deliver meaningful
- 16 savings to regulated truck fleets by accelerating cost
- parity between zero emissions and combustion models,
- and drastically lowering fuel and maintenance cost of
- 19 fleets. Even when considering cost to install charging
- infrastructure, potential grid upgrades, and re-
- 21 training staff, CARB estimates that the ACF will save
- 22 California fleets around \$32 billion through 2050.



- 1 When counting potential clean fuel standard revenue for
- electrified fleets, this estimate jumps to nearly \$50
- 3 billion.
- 4 States have shown that meaningful regulations that
- 5 are tuned to accelerate the market for zero-emissions
- 6 trucks are feasible for fleets, cost-effective economy-
- 7 wide, and meaningful for air quality and climate
- 8 mitigation. Unfortunately, EPA's proposal does not
- 9 meet the moment of recent state actions and the
- 10 critical need for swift action on climate change and
- environmental injustices. We have the strategies,
- 12 technologies, and know-how today to advance the market
- 13 for zero-emissions trucks and buses.
- Rather than adopting a standard that serves only
- as a worst-case failsafe floor, we urge EPA to re-value
- 16 its proposal and include stronger emission standards
- that accelerate the market for zero-emissions trucks.
- 18 We plan to provide detailed comments in writing and
- 19 look forward to working with EPA to adopt a Phase 3
- ²⁰ rule that both accounts for current market projections
- 21 and accelerates our work towards clean air and climate
- 22 change mitigation. Thank you.



- 1 MS. THOMPSON: Thank you for your comment. As a
- 2 reminder, if you are speaking today, you will receive a
- 3 notification on your screen that you are being promoted
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- 16 (919) 294-7849. If you are not registered to speak but
- 17 you would like to, please send an email with your name
- and phone number to public_hearing@abtassoc.com or call
- 19 (919) 294-7849.
- The next speaker will be Lindsey Mendelson.
- Lindsey, we do not currently see you in the list of
- 22 attendees. However, I do see a hand up, so I will go



- 1 ahead and promote you to the panelist role now.
- 2 (Brief pause.)
- MS. THOMPSON: Lindsey, when you are ready, you
- 4 may unmute, and please state your name and affiliation
- 5 for the record.
- 6 MS. MENDELSON: Thank you very much. Can you hear
- 7 me?
- MS. THOMPSON: We can.
- 9 MS. MENDELSON: Thank you for the opportunity to
- 10 testify. My name is Lindsey Mendelson, and I'm the
- 11 transportation representative with the Maryland chapter
- of the Sierra Club. And I urge EPA to finalize a
- 13 strong greenhouse gas rule for heavy-duty vehicles that
- will put us on a pathway for 100 percent of truck sales
- to be zero-emission by 2035. The current standards
- 16 fall short and is projected to results in half of
- vocational trucks sold in the country to be zero
- emission by 2032.
- Right now, exhaust from diesel trucks and buses is
- 20 a leading source of harmful air pollution that sends
- 21 countless Maryland residents to the hospital each year.
- Medium- and heavy-duty trucks and buses contribute to



- 40 percent of NOx pollution and 20 percent of
- 2 greenhouse gas emissions from Maryland's entire on-road
- 3 transportation sector. And this rule would help to cut
- 4 co-pollutants, like NOx, which is necessary because
- 5 right now, the Baltimore Region and Cecil County are in
- 6 non-attainment for the 2015 ozone standard. Also, in
- 7 some areas in Baltimore City, as many as 1 in 4 new
- 8 childhood asthma cases are attributable to this
- 9 pollution.
- I live a few blocks from Route 1 Highway in Prince
- 11 George's County, Maryland, and I often smell and hear
- 12 noisy trucks and buses when I go outside. And I'm
- worried that breathing in this pollution from heavy
- 14 traffic is going to damage my lungs and cause health
- problems for me and my family. I also know that many
- 16 people in Maryland are at high risk for breathing this
- unhealthy pollution, especially communities located
- 18 near highways that have experienced decades of
- 19 residential segregation.
- Maryland is currently in the process of adopting a
- 21 zero-emission medium- and heavy-duty sales mandate, and
- 22 it would result in a higher percentage of zero-emission



- 1 heavy-duty trucks than the projected EPA rule. And
- 2 that's why I encourage EPA to revisit this rule to make
- 3 sure that the standards are more aggressive and similar
- 4 to the very feasible standards that Maryland and other
- 5 states have adopted through the Advanced Clean Trucks
- 6 Rule. There's over 100 models of zero-emission
- 7 commercial heavy-duty vehicles and buses, and about
- 8 half of Class 7/8 tractors travel less than 200 miles a
- 9 day, which is well within the range of technology.
- 10 There's also billions of dollars from the IRA and IIJA
- 11 for heavy-duty vehicle electrification.
- 12 If we don't take bold climate action now, we're
- 13 going to see more impacts like deadly heatwaves, more
- 14 bad air days, and destructive floods. In the region
- where I live, tick-borne illness, like Lyme disease,
- 16 are on the rise. I know a lot of people who have Lyme
- disease, and the risk is only going to get worse with
- 18 climate change.
- 19 In summary, please finalize the strongest possible
- greenhouse gas rule for heavy-duty vehicles to protect
- 21 public health and mitigate the impacts of the climate
- 22 crisis. Thank you.



- 1 MS. THOMPSON: Thank you for your comment. The
- ² next speaker will be Coleton Whitaker. You may now
- 3 unmute, and please state your name and affiliation for
- 4 the record.
- MR. WHITAKER: My name is Coleton Whitaker, and I
- 6 am the senior lead of special projects and initiatives
- ⁷ at EVHybridNoire. Thank you for the opportunity to
- 8 testify today. EVHbridNoire is the nation's largest
- 9 network of diverse EV drivers and enthusiasts. We have
- over 3,500 members across the United States and
- internationally. I'm here to amplify the voices of
- diverse EV drivers and members of communities who
- 13 struggle against poor air quality and its harmful
- 14 health effects.
- The enactment of the heavy-duty greenhouse gas
- 16 emission standards is the difference between life and
- death for many residents nationwide, especially those
- in overburdened and underrepresented communities, such
- 19 as black, Latinx, indigenous communities, rural
- 20 communities, elderly populations, and the LGBTO+
- 21 community. Greenhouse gas emissions contribute to
- 22 climate change, which poses threats to America's



- 1 health, well-being, affecting everything from the air
- we breathe to the places we live.
- 3 Extreme weather events caused by climate change,
- 4 creating more air and water pollution, destabilize food
- 5 sources and put our homes and lives at risk. As a
- 6 current resident of New York State and previously the
- 7 State of Texas, we know far too well from recent
- 8 incidents that we are vulnerable to the impacts of
- 9 climate change. These extreme weather events can
- 10 present unforeseen impacts that must be included in
- 11 future resiliency planning.
- The new "State of the Air" report released by the
- 13 American Lung Association this month shows that more
- than 1 in 3 Americans live in places with unhealthy
- levels of air pollution. People of color are 3.7 times
- 16 more likely than white people to live in a country --
- 17 live in a county with three failing air quality grades.
- Not only are the existing inequalities shocking, but
- 19 polluting cars and trucks are making these disparities
- 20 even worse.
- Light-duty gasoline vehicles and heavy-duty
- 22 gasoline vehicles were found to be two of the sectors



- 1 that produce the greatest disparity and levels of
- 2 pollutants impacting communities of color compared to
- other communities. These results hold regardless of
- 4 income level, urban/rural settings, states, and
- 5 exposure levels. These standards will provide much-
- 6 needed relief from the burden of diesel fumes, climate
- 7 impacts, and air pollution.
- 8 The community members that my organization
- 9 represents know that zero-emissions transportation is
- 10 crucial for the health, livelihoods, and well-being.
- 11 It is critical that the EPA keeps the pressure on
- 12 manufacturers to stop polluting our air. The status
- 13 quo for the majority of our transportation methods that
- 14 continue to make us and our planet very sick does not
- and should not need to remain our reality.
- 16 For these reasons and many more, emission
- 17 standards must be enacted to further catalyze zero-
- emission transportation and begin the long road of
- 19 correcting historical inequalities. Thank you for your
- 20 time.
- MS. THOMPSON: Thank you for your comment. The
- 22 next speaker will be Rob Wheeler. Rob, you may now



- 1 unmute, and please state your name and affiliation for
- 2 the record.
- MR. WHEELER: Thank you. I am Rob Wheeler. I am
- 4 the Maine representative for the Global Eco Village
- 5 Network at the United Nations and have participated
- 6 actively in the U.N. Commission on Sustainable
- 7 Development, High-Level Political Forum, and the
- 8 climate summit conferences around the world multiple
- 9 times. I wanted to state that I believe humanity is
- 10 ratchet -- rapidly approaching quite a number of
- 11 climate tipping points, and disasters -- climate
- 12 disasters. Disastrous climate disasters are increasing
- in both frequency and intensity both across the U.S.
- and around the world. We have a responsibility to do
- everything possible to fully address this, both for our
- own and for future generations. Indeed, we have
- 17 already done far too much damage, and we all need to
- 18 correct this.
- 19 It is projected that trucking demand in China,
- 20 Europe, India, and the U.S. is expected to more than
- 21 double by 2050. A swift, decisive move to zero-
- 22 emissions trucks and a rapid rollout of infrastructure



- 1 are needed now to achieve net zero by 2050. The EU has
- 2 already introduced targets for heavy-duty vehicles to
- 3 reduce emissions by 15 percent as of 2025. We in the
- 4 United States need to match that level of ambition and
- 5 develop the most stringent and far-reaching options
- 6 available to the EPA and to our administration now.
- 7 This public hearing cannot be just or only about
- 8 these set of regulations, but it must be an indication
- 9 of a whole-of-administration approach and whole-of-
- 10 government approach toward striving towards a zero --
- 11 circular economy. The United Nations Environment
- 12 Assembly in the past year signed onto and adopted a
- 13 resolution on a circular economy. It is essential that
- 14 we move in that direction.
- Plastic waste and pollution is having tremendous
- impacts not only on the natural environment but also on
- 17 climate change, on people's health and well-being. It
- is essential that the U.S. support the strongest treaty
- 19 possible to eliminate plastic pollution and that our
- 20 efforts to put in place strong resolutions and
- 21 regulations on heavy-duty vehicles and all other
- vehicles are fully in place. We're seeing in just the



- 1 last couple of years a transition to new batteries for
- 2 electric bikes and for other electric vehicles. This
- 3 must be also adopted in terms of all heavy vehicles and
- 4 heavy-duty equipment.
- We are in a situation where we're facing multiple
- 6 tipping points around the planet. If you look at the
- 7 IPCC assessments, and I hope that will drive the EPA
- 8 decisions on the options that are approached and
- 9 adopted, the more we do now is the less we will have to
- do much more quickly later. We are going to have a
- 11 complete shift to a fully-sustainable world and to
- 12 fully achieve a zero economy -- zero-carbon economy.
- 13 And the quicker we can do it, the better. We've known
- 14 for 50 years we're going to have to make this change,
- and the time for us to begin to do it now. I call
- 16 again for the government to adopt the most stringent
- 17 and far-reaching policies in terms of these regulations
- 18 possible. Thank you very much.
- MS. THOMPSON: Thank you for your comment. The
- 20 next speaker will be Henry Glynn. You may now unmute.
- 21 Please state your name and affiliation for the record.
- MR. GLYNN: Thank you for the opportunity to



- 1 testify. My name is Henry Glynn, and I'm a student at
- ² Creighton University and a policy advisor for Catholic
- 3 Climate Covenant. The Covenant was founded in 2006 to
- 4 address growing ecological awareness and the need to
- 5 implement Catholic social teaching on ecology within
- 6 the U.S. church. Formed with the help of the U.S.
- 7 Conference of Catholic Bishops and supported by 20
- 8 national partners, we help guide the U.S. church's
- 9 response to the moral call for action on climate change
- 10 by sharing authentic Catholic teaching on creation and
- the poor, by informing and inspiring community leaders
- 12 to take action, by sharing stories of those most
- 13 affected by climate impacts, and by providing concrete
- 14 tools, techniques, and technical assistance to help
- 15 Catholic peoples and institutions reduce their carbon
- 16 footprint and work for justice.
- 17 It is from this institutional basis that Catholic
- 18 Climate Covenant supports and encourages strengthening
- of EPA's new proposed Phase 3 greenhouse gas standards
- 20 for heavy-duty vehicles. These proposed standards'
- 21 performance-based nature allows manufacturers to
- efficiently (AUDIO MALFUNCTION) compliance through



- 1 flexibility and robust stakeholder engagement. They
- 2 reflect the reality of a changing American trucking
- 3 landscape and align with recent investments in the
- 4 Bipartisan Infrastructure Law, complementing
- 5 commitments made by (AUDIO MALFUNCTION) U.S. states to
- 6 accelerate clean vehicle technologies and other
- 7 automobile fleets in the near future.
- 8 Heavy-duty vocational vehicles and freight trucks
- 9 are an integral part of the American transportation
- 10 system. These proposed standards will improve the
- 11 efficiency of this job-sustaining industry and ensure
- 12 effective transportation of people and goods across the
- 13 nation by saving over \$180 billion. The proposal is
- 14 also projected to avoid 1.8 billion tons of carbon
- dioxide emissions through 2055. In doing so, these
- 16 standards address climate change in a concrete and
- deliverable fashion, providing tangible hope to many.
- These emissions reductions will contribute to
- 19 significant health benefits by increasing air quality
- 20 nationwide, benefiting especially those who live near
- 21 major roadways and are exposed to vehicle pollution.
- These communities often include low-income populations



- 1 and people of color. Taking steps to protect them
- 2 aligns with Jesus' call in the Gospel of Matthew to
- 3 care for the most vulnerable among us.
- 4 As promulgated by the U.S. Catholic Bishops,
- 5 Catholic social doctrine includes principles of
- 6 intrinsic human dignity, solidarity, and care for God's
- 7 creation. As a leader in the Catholic climate advocacy
- 8 space, Catholic Climate Covenant supports EPA's new
- 9 proposed standards for heavy-duty vehicles because they
- 10 protect and promote human dignity by reducing harmful
- 11 greenhouse gas emissions, which cause climate change.
- 12 These standards also reflect the solidarity exercised
- 13 by millions of professional truck drivers and their
- 14 incorporations with other communities, especially those
- 15 living near large roadways, by lowering their
- 16 environmental impact and preserving God's creation for
- 17 future generations, thus contributing to a safe and
- 18 thriving future for all people, especially those most
- 19 vulnerable. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 21 next speaker will be Elizabeth Chun Hye Lee. You may
- now unmute, and please state your name and affiliation



- 1 for the record.
- MS. CHUN HYE LEE: My name is Elizabeth Chun Hye
- 3 Lee. I serve as the director of mobilization and
- 4 advocacy at United Women in Faith, formerly known as
- 5 United Methodist Women. We are a faith-based woman's
- 6 organization with members located in every state in the
- 7 U.S. Our scripture calls us to be stewards of God's
- 8 creation and to love our neighbors as ourselves, and
- 9 that is why I joined to testify today.
- 10 I thank this administration for acting on clean
- 11 trucks and urge EPA to create the strongest possible
- 12 limits on heavy-duty vehicle pollution. These
- 13 standards have the potential to provide much-needed
- 14 relief from the burden of diesel fumes and air
- pollution for our members and our communities.
- I live in Queens, New York, where the air
- 17 pollution from trucks and three city bus lines that
- idle in front of my apartment forces us to keep our
- 19 windows closed and have air purifiers running at all
- 20 times. I live two blocks from Northern Boulevard, also
- 21 known as State Highway 25A, where heavy-duty trucks and
- 22 buses introduce massive amounts of air pollution,



- 1 warming the planet, dirtying our air, and leading to
- ² elevated asthma rates. This highway is our
- 3 neighborhood road, lined with local stores,
- 4 restaurants, bodegas, libraries, and with over 20
- 5 schools on or near the road. Thousands of students and
- 6 community members cross the street every day.
- According to the ALA "State of the Air" report,
- 8 Queens, with over 2.3 million people, the majority of
- 9 whom are people of color, has an ozone grade of F,
- 10 putting our community's health at risk. Our county has
- over 210,000 children and adults with asthma, including
- 12 my deceased father who also suffered with COPD. Trucks
- and buses are responsible for a third of transportation
- 14 climate pollution that intensifies storms.
- Our neighborhood was devastated by Hurricane Ida,
- where women and children were drowned to death, unable
- 17 to get out of their basement apartments because of the
- sheer force of the torrential rain. Our communities
- 19 are already suffering because of weak regulations on
- 20 trucks and buses, and unless EPA creates the strongest
- 21 possible limits on heavy-duty vehicle pollution, more
- 22 lives will be lost.



- 1 The good news is that technology already exists
- for zero-emission heavy-duty vehicles, and the cost for
- yehicles is dropping. The U.S. is 4 percent of the
- 4 world's population but producer of over 25 percent of
- 5 cumulative emissions, and the U.S. Government must do
- 6 its global climate fair share. Thus, I urge the EPA to
- 7 create the strongest possible limits on heavy-duty
- 8 vehicle pollution. It'll protect our health, earth,
- 9 our communities, and lead to net savings. Trucking oil
- 10 and gas interests must not have the last say. Our
- 11 communities depend on it. Thank you for the
- opportunity to testify.
- MS. THOMPSON: Thank you for your comment. This
- 14 concludes our third speaker block. We will now call on
- the names of those who were not present when initially
- 16 called to testify. If you have joined, please indicate
- your presence by pressing the raise hand button at the
- bottom of your screen. If you have called in, please
- 19 dial star-9 to raise your hand.
- The first name is Jorge Vazquez, Junior. Jorge,
- 21 if you have joined, please indicate that you have by
- 22 clicking the raise hand button at the bottom of your



- 1 screen.
- 2 (No response.)
- MS. THOMPSON: We do not currently see any hands
- 4 raised in the attendee list, so we will now move on to
- 5 the next speaker block. The next speaker will be Ana
- 6 Rios. Ana, you may now unmute, and please state your
- 7 name and affiliation for the record.
- 8 MS. RIOS: Thank you for the opportunity to
- 9 testify today. My name Ana Rios -- A-N-A, R-I-O-S. I
- 10 am the New Mexico field organizer for Moms Clean Air
- 11 Force and its Latino engagement program, EcoMadres. I
- 12 am here representing the nearly 20,000 members in my
- 13 state to testify in support of the EPA's proposed
- 14 greenhouse gas regulation for heavy-duty vehicles,
- 15 calling on EPA to finalize strong clean truck standards
- 16 by this year. Stronger transportation standards are
- 17 crucial for protecting the health of our children and
- 18 communities, and it is urgent that we act now.
- 19 I live in Albuquerque, New Mexico with my three
- 20 children. We live in the San Jose neighborhood, very
- well known in the city as a low-income area where
- 22 people of color and Latino communities live and, most



- 1 notably, because it is surrounded by pollution. My
- 2 house is next to a heavy-duty vehicle company, less
- 3 than a mile from an interstate highway and a couple of
- 4 miles away from the two interstate highways junction
- 5 that cross through the city. As a Latino family, we
- 6 are overburdened by exposure to pollution from the
- 7 transportation sector. In addition, my home is located
- 8 a few steps from the railroad tracks and approximately
- 9 3 miles away from the airport. Also, it is important
- 10 to point out that New Mexico is experiencing impacts of
- 11 climate change, including more severe heatwaves,
- drought, extreme climate weather events, floods, and
- wildfires.
- 14 The transportation sector is the largest source of
- 15 greenhouse gas emissions in the United States, making
- up 27 percent of all emissions. Tailpipe pollution --
- 17 tailpipe exhaust from heavy-duty vehicles is a
- 18 significant source of nitrogen oxides, which react in
- 19 the atmosphere to form ground-level ozone. On this
- 20 matter, Albuquerque has been getting an F for several
- years in a row, continuously exposing my family to this
- 22 harmful pollution. I'm very concerned about how this



- 1 pollution is affecting my kids' health and development.
- 2 Setting the strongest possible greenhouse gas
- 3 pollution standards for trucks and rapidly transition
- 4 to zero emission trucks that will help reduce other
- 5 forms of tailpipe pollution is a key for addressing
- 6 climate justice for communities and families like mine.
- Once again, I support the EPA's proposed greenhouse
- 8 gas regulations for heavy-duty vehicles consistent with
- 9 the Advanced Clean Trucks Rule. Thank you.
- MS. THOMPSON: Thank you for your comment. Thank
- 11 you for your comment. As a reminder, if you are
- 12 speaking today, you will receive a notification on your
- 13 screen that you are being promoted to the role of
- 14 panelist shortly prior to your speaking time. You must
- accept that invitation to be able to unmute when you
- 16 are called to testify. This will also allow you to
- turn on your camera, which we encourage you to do. We
- 18 ask that each person limit their verbal testimony to 3
- 19 minutes. Please speak slowly and clearly so our court
- 20 reporter and interpreters can capture these proceedings
- 21 accurately. Speakers connected by telephone should
- 22 unmute their phones when called to testify.



- 1 If you are having technical difficulties, please
- send an email to public_hearing@abtassoc.com or call
- 3 (919) 294-7849. If you are not registered to speak but
- 4 you would like to, please send an email with your name
- 5 and phone number to public_hearing@abtassoc.com or call
- 6 (919) 294-7849.
- 7 The next speaker will be a Ali Simpson. You may
- 8 now unmute, and please state your name and affiliation
- ⁹ for the record.
- MS. SIMPSON: Hi there. Thank you for the
- opportunity to give testimony today. My name is Ali
- 12 Simpson -- A-L-I, S-I-M-P-S-O-N -- and I'm a national
- 13 field manager for Moms Clean Air Force, an organization
- of over 1.5 million parents and caregivers advocating
- 15 for clean air and a healthy climate on behalf of
- 16 children nationwide. I'm here today to speak in
- 17 support of the strongest possible trucks rule finalized
- 18 this year.
- 19 I live in Westchester County, New York with my
- wife and 2-year-old son, Leo. When our neighbors
- welcomed us to this neighborhood, they said to brace
- for the winter and the amount of snow our town gets.



- 1 They've lived here for over 30 years and explain that
- our town that sits north of a major highway is the snow
- 3 zone. It snowed just twice this entire winter. Our
- 4 neighbors simply could not believe it. We were excited
- 5 to take our son Leo skiing for the first time this
- 6 year, but the mountain nearest us barely had any snow
- 7 days. The live shots of the mountain snowed -- showed
- 8 huge patches of dirt where snow usually is.
- 9 We live in a rural area with a creek in our
- 10 backyard. We love nature and wanted to raise our son
- in a place where it surrounded him every day. Last
- month, our dog came into the house with two ticks
- 13 climbing on her. I checked her. I checked my son
- 14 thoroughly for more ticks. Thankfully there weren't
- any, and when I got on the phone with our tick control
- 16 company, they were completely shocked. This was a full
- two months before they begin tick control and pointed
- 18 to climate change and the unexpected heat so early in
- 19 the year that brought about the ticks early. I asked
- them if that's why many of the plants had died, and
- they said the heat and drought just scorched plants
- 22 across the county.



- 1 The impacts of climate change, they're here.
- 2 They're all around us. We deal with them on a daily
- 3 basis in ways obvious and not so obvious. We have to
- 4 do everything in our power to cut greenhouse gas
- 5 emissions to stave off the worst impacts of climate
- 6 change to a number -- and a major catastrophe. And
- 7 transportation is the largest source of greenhouse gas
- 8 emissions in the United States, making up 27 percent of
- 9 all emissions.
- This proposed EPA rule on nd heavy-duty trucks
- will go a long way towards curbing greenhouse gas
- emissions and stopping climate change to secure a face
- 13 -- a safe future for my child, Leo, and children around
- 14 the country. I dream of the day when the trucks that
- my son excitedly points out on the road are fully
- 16 electric with no black exhaust, and no toxic smells,
- and no harmful air pollution that has such terrible
- 18 impacts on the health of our communities and the most
- 19 vulnerable among us. By the time he gets old enough to
- testify to EPA himself, I hope that's the reality. I'm
- doing everything in my power to make this happen.
- Moms Clean Air Force is calling on EPA to finalize



- 1 the strongest possible clean truck standards consistent
- 2 with the Advanced Clean Trucks Rule this year. Thank
- you for your time.
- 4 MS. THOMPSON: Thank you for your comment. The
- 5 next speaker will be Julie Kimmel. You may now unmute,
- 6 and please state your name and affiliation for the
- 7 record.
- 8 MS. KIMMEL: Hello. My name is Julie Kimmel. I
- 9 live in Reston, Virginia with my husband and daughter,
- and I'm with Moms Clean Air Force. Thank you for the
- opportunity to testify. I'm here today to support the
- 12 strongest possible standards for greenhouse gas
- emissions from heavy-duty trucks, and I'm calling on
- 14 EPA to finalize these standards this year. Stronger
- transportation standards are crucial in protecting the
- 16 health and future of our children, and it is urgent
- 17 that we act now.
- Last week, EPA released a report about how climate
- 19 change will impact children's health. I'm going to be
- 20 honest. I haven't read the report in full. I made the
- 21 mistake of first reading my colleague, Elizabeth
- Bechard's analysis. She wrote on Twitter, "The report



- 1 anticipates potential climate impacts for children in
- 2 the U.S. at 2 and 4 degrees of warming. We don't know
- 3 exactly when these levels of warming will happen. Some
- 4 estimates suggest we'll reach 2 degrees of warming by
- 5 2040." And in parentheses she writes, "My own kids
- 6 will be 24 in 2040."
- 7 This paralyzed me. My own daughter will be 25 in
- 8 2040. Today she is 8 years old and already planning to
- 9 have kids. She talks about the children she wants to
- 10 have all the time, like, almost every day. As a -- as
- any mother concerned about climate change would, I try
- 12 to gently temper her enthusiasm, but how do you tell
- 13 your baby don't plan for your future just yet because
- even if you have one, it will probably be vastly less
- comfortable than your life is today?
- 16 Climate change is an issue of generational
- iustice. Today's children will live through at least 3
- times as many climate disasters as their grandparents
- 19 did. These children are already suffering learning
- loss from both the pandemic and the uptick in extreme
- weather we're already experiencing. How many more
- 22 missed school days does 3 times as many climate



- disasters equal, and what does 3 times as many climate
- disasters mean for their health? I already worry about
- 3 heat exhaustion and heat stroke during our hot and
- 4 humid Virginia summers.
- 5 Climate change also worsens air quality and makes
- 6 allergy seasons longer and more intense, meaning we'll
- ⁷ see more respiratory illness like asthma, not to
- 8 mention injuries and premature deaths from extreme
- 9 weather events like wildfires and floods. This is a
- 10 lot to carry as a parent. I'm sure you feel it, too,
- whether you're a parent or not.
- To protect the health and future of our children,
- we have to reduce greenhouse gas emissions, and we have
- to do it now, and strong heavy-duty truck pollution
- standards that put us on a path to zero-emissions
- vehicles are one important way we can get there. So
- once again, I'm urging EPA to adopt the strongest
- 18 possible greenhouse gas rules consistent with the
- 19 Advanced Clean Trucks Rule for heavy-duty trucks.
- 20 Please protect our children's health and future by
- 21 finalizing these standards by the end of the year.
- 22 Thank you.



- 1 MS. THOMPSON: Thank you for your comment. The
- 2 next speaker will be Brandon Buchanan. You may now
- unmute, and please state your name and affiliation for
- 4 the record.
- MR. BUCHANAN: Yes. Good afternoon. My name is
- 6 Brandon Buchanan. I'm with the American Bus
- 7 Association. I am the director of regulatory affairs
- 8 based here in Washington, D.C. Thank you for the
- 9 opportunity to speak to you all today and appreciate
- 10 you having an open forum to collect comments. We do
- 11 hope that you will be able to extend the comment period
- beyond the June 16th date to ensure kind of meaningful
- participation and a wholesale ability to comment from
- 14 the public.
- We do also want to thank you for the flexible
- approach and exchange that we had with your Agency on
- the engine -- recent heavy-duty engine emissions rule,
- and we do thank you very much for listening to us and
- adopting a de-rate schedule that we think is very
- workable. We hope to see similar exchange and
- 21 discussion on Greenhouse Gas Phase 3.
- We do have some concerns over the expansion and



- 1 development of new standards kind of without taking
- 2 into account and evaluating the newly-developed
- 3 standards and their impact. We also share the concerns
- 4 of some of our friends at the Engine Manufacturers
- 5 Association in reopening the 2022 -- excuse me -- 2027
- 6 Model Year to look at those standards as well that were
- 7 already a part of the most recent rulemaking.
- 8 We also have some concerns about assumptions over
- 9 fleet composition and the adoption of specifical
- technologies when the technology hasn't yet been proven
- in all operational capacities, and the infrastructure
- 12 has not yet demonstrated to be capable of supporting
- our operational realities, and also the capacities
- 14 planned by this proposal. In addition to concerns
- 15 about technology and the infrastructure, we also have
- 16 very specific concerns about the added weight that some
- of those technologies will bring to our vehicles and
- over-the-road buses, and the potential safety concerns
- 19 if operating ranges and reliability are impacted by
- these new technologies.
- We hope that efficiencies can be recognized in
- this plan, particularly before modes of transportation



- 1 that remove other passenger vehicles from the road,
- 2 such as motor coaches, transit buses, and school buses.
- 3 It is of our -- in our interest and it is of interest
- 4 to us that locomotives, planes, and ships are kind of
- 5 more of a limited focus of this proposal. Lastly, we
- 6 hope that incentives will be -- continue to be added to
- 7 encourage future adoption of proven technologies.
- 8 Currently there's very limited federal or state
- 9 incentives for private over-the-road or motorcoach
- 10 companies, whereas new zero-emission and alternate
- 11 fuel-powered equipment are generally 3 to 4 times the
- current cost and, again, bring added weight concerns as
- well.
- We hope that the EPA will continue to be lead on
- the development of environmental standards, and we look
- 16 forward to leading the charge in harmonizing all the
- 17 different environmental standards so we have one set of
- standards across the nation. Thank you very much for
- 19 your time.
- MS. THOMPSON: Thank you for your comment. The
- 21 next speaker will be Michelle Uberuaga. Unfortunately,
- we do not currently see you in the list of attendees.



- 1 However, if you have joined this hearing under a
- different name, please indicate your presence by
- 3 pressing the raise hand button at the bottom of your
- 4 screen. If you have called in, please dial star-9 to
- ⁵ raise your hand.
- 6 (No response.)
- 7 MS. THOMPSON: The next speaker will be Shruti
- 8 Vaidyanathan. You now unmute, and please state your
- 9 name and affiliation for the record.
- MS. VAIDYANATHAN: Hi there. Can everyone hear
- 11 me?
- MS. THOMPSON: We can.
- MS. VAIDYANATHAN: Thank you so much for the
- opportunity to testify on the Environmental Protection
- 15 Agency's proposed Phase 3 heavy-duty greenhouse gas
- emission standards today. My name is Shruti
- Vaidyanathan, and I am the director of transportation
- 18 for the American Council for an Energy Efficient
- 19 Economy. ACEEE believes this proposal is an important
- 20 step forward in several ways.
- Medium- and heavy-duty trucks are responsible for
- 22 26 percent of all transportation greenhouse gas



- 1 emissions, and updated standards are needed to put the
- 2 country on a path to achieving economy-wife climate
- goals. EPA standards could also go a long way towards
- 4 reducing health impacts for communities overburdened by
- 5 localized transportation pollution by ramping up
- 6 deployment of zero-emission trucks and buses. However,
- 7 the proposal fails to take advantage of the opportunity
- 8 to set standards that meet current needs. ACEEE
- 9 believes that the final rule can and should be stronger
- in a few key respects.
- 11 An ICCT report released last week found that the
- 12 existing landscape of electrification policies,
- including the Phase 2 standards, state adoption of the
- 14 Advanced Clean Truck Standards, and incentives in the
- 15 Inflation Reduction Act will not be sufficient to align
- with our nationwide climate goals. Therefore, the
- 17 Phase 3 standards must push for the highest feasible
- 18 level of EV adoption for heavy-duty vehicles. To do
- this, we urge EPA in finalizing the rule to update its
- 20 analysis of Model Year 2032 EV sale shares to reflect
- 21 additional states' adoption of California Advanced
- 22 Clean Truck Rule and the more ambitious trajectory set



- out in their Advanced Clean Fleet Rule. EPA should
- 2 also consider incorporating upstream emissions from
- 3 ZEVs in setting the standards. This would help drive
- 4 the efficiency of these vehicles, reduce their real-
- 5 world emissions impact, and increase their range, which
- 6 would accelerate adoption.
- Additionally, EPA's Phase 3 standards must push
- 8 for continued improvements for internal combustion
- 9 technology vehicles. EPA has projected that the ZEVs
- will account for between 25 to 57 percent of total
- vehicles in 2032 for each of the regulatory subcategory
- 12 groupings, which indicates that the majority of
- vehicles sold over the life of the rule will be diesel
- 14 vehicles. Yet hidden deep in the current proposal is
- the fact that EPA assumes absolutely no improvement in
- 16 ICEVs for both tractors and vocational vehicles post-
- 17 2027.
- This completely fails to take advantage of cost-
- 19 effective technologies that could substantially improve
- the efficiency of internal combustion engine vehicles
- beyond what compliance with Model Year 2027 standards
- require, such as further improvements to engine and



- 1 transmission efficiency and adoption of mild hybrids.
- 2 Neither does the proposal call for more widespread
- 3 adoption of ICEV technologies already on the market
- 4 today and included in the Phase 2 standards compliance
- 5 packages. If the standards were to push improvements
- 6 in ICEV efficiency of just, say, 4 percent a year
- between 2027 and 2032, this would lead to approximately
- 8 10-percent lower emissions in Model Year 2032 vehicles
- 9 on average, equivalent to an increase in EV penetration
- 10 from 46 percent to 56 percent.
- 11 ACEEE would once again like to thank the EPA for
- the opportunity to speak today. More detailed input
- will be available in our submitted written comments.
- 14 Thank you so much.
- MS. THOMPSON: Thank you for your comment. Thank
- 16 you for your comment. As a reminder, if you are
- speaking today, you will receive a notification on your
- 18 screen that you are being promoted to the role of
- 19 panelist shortly prior to your speaking time. You must
- 20 accept that invitation to be able to unmute when you
- 21 are called to testify. This will also allow you to
- turn on your camera, which we encourage you to do. We



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- ² minutes. Please speak slowly and clearly so our court
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- 9 you would like to, please send an email with your name
- and phone number to public_hearing@abtassoc.com or call
- 11 (919) 294-7849.
- 12 The next speaker will be Gloria Barrera.
- 13 Unfortunately, we do not currently see you in the list
- 14 of attendees. However, if you have joined this hearing
- under a different name, please indicate your presence
- 16 by pressing the raise hand button on your screen. If
- 17 you have called in, please dial star-9 to raise your
- 18 hand.
- 19 (No response.)
- MS. THOMPSON: The next speaker will be Liz
- Hurtado. You may now unmute, and please state your
- 22 name and affiliation for the record.



- 1 MS. HURTADO: Hi. Good afternoon. My name is Liz
- 2 Hurtado, and I'm a national field manager for Moms
- 3 Clean Air Force and its Latino engagement program,
- 4 EcoMadres. I'm a mother of four living in Virginia
- 5 Beach, Virginia, and I'm here today to voice my support
- of the proposed greenhouse gas regulations for heavy-
- 7 duty vehicles, and to urge the EPA to finalize these
- 8 rules as quickly as possible.
- 9 The transportation sector is the largest source of
- 10 greenhouse gas emissions in the U.S., and this
- 11 pollution is a major driver of both climate change and
- 12 health inequities. Climate change caused by greenhouse
- 13 gas emissions poses many risk to Americans' health,
- safety, and well-being. Here in Virginia Beach, we're
- 15 already dealing with the profound effects of climate
- 16 change in our rising sea level, intensifying
- 17 hurricanes, and increased flooding.
- 18 Reducing greenhouse emissions is crucial in our
- 19 effort to lessen the impacts from climate change and
- 20 protect our most vulnerable. We must slash emissions
- 21 from the transportation sector and move toward zero-
- 22 emission trucks to protect our air and public health.



- 1 Stronger standards and cleaner trucks would have
- 2 critical benefits, including a reduced number of
- 3 premature deaths, fewer asthma attacks, and fewer lost
- 4 work days.
- 5 Heavy-duty vehicle pollution harms everyone but
- 6 especially those who live near highways, ports, freight
- 7 hubs, and other high-traffic areas. As a result of
- 8 housing discrimination and other unjust policies,
- 9 communities of color and low-income communities make up
- 10 a higher percentage of the population near our roads
- and highways and, therefore, suffer disproportionately
- 12 from harm -- from harmful tailpipe pollution. Strong
- emission standards would put cleaner trucks on the road
- 14 and deliver lifesaving relief to frontline communities
- In my community, we are already seeing the effects
- of climate change. We should not have to face the
- 17 added layer of worrying about the dirty air our
- children breathe. Soccer games, walks to the park, or
- 19 bike rides around town should be bringing us joy, not a
- sense of worried about the potential health harms my
- 21 children are breathing. We cannot continue to
- 22 sacrifice public health. Protecting public health



- 1 needs a stable climate and clean air that is safe to
- ² breathe.
- I am hopeful for a future in which my kids breathe
- 4 clean air, so I once again urge the EPA to finalize the
- 5 strongest possible clean truck standards, consistent
- 6 with the Advanced Clean Trucks Rule by the end of 2023.
- 7 Thank you for the opportunity to testify.
- MS. THOMPSON: Thank you for your comment. The
- 9 next speaker will be Ida Sami. You may now unmute, and
- 10 please state your name and affiliation for the record.
- DR. SAMI: Hi. My name is Ida Sami. I'm a Moms
- 12 Clean Air Force program coordinator at Tucson, Arizona.
- 13 Should I start my testimony right now?
- MS. THOMPSON: Yes.
- DR. SAMI: Okay. Hi. My name is Ida Sami, and I
- 16 am here to express my support for EPA's proposed clean
- 17 truck is -- the truck standards. I'm the Moms Clean
- 18 Air Force field coordinator in Arizona, and I hold a
- 19 Ph.D. in environmental science. I support the strong
- 20 greenhouse gas standards for heavy-duty vehicles.
- Heavy-duty vehicles are the second-largest source
- of greenhouse gas emission in the transportation



- 1 sector, which is largest source of greenhouse gas
- 2 emission in the United States. Greenhouse gas traps
- 3 heat in the atmosphere and cause global warming, which
- 4 threaten our health, our economy, and our environment.
- 5 The proposed rule will also speed the transition to
- 6 zero-emission vehicles for heavy-duty vehicles, such as
- ⁷ trucks and buses.
- 8 Zero-emission vehicles are fully electric vehicles
- 9 that don't burn fossil fuels and don't have a
- 10 (inaudible) emissions of greenhouse gases or other
- 11 pollutants. By switching to zero-emission vehicles, we
- can reduce our dependence to oil, save money on fuel
- 13 and maintenance, and, most importantly, protect our
- 14 children from the harmful effects of air pollution and
- 15 climate change.
- 16 Here is why the proposed rule matters for
- 17 children's health. Heavy-duty trucks are a major
- 18 contributor to smog and soot pollution, which can cause
- 19 asthma attacks, respiratory illnesses, heart diseases,
- 20 cancers, and other health issues, even can cause
- 21 deaths. Children are especially vulnerable to air
- 22 pollution because their lungs are still developing, and



- 1 they breathe more air per pound of body weight than
- ² adults. These pollutants are -- disproportionately
- 3 affect low-income communities and communities of color
- 4 who are located near highways and (inaudible) and other
- 5 (inaudible). According to the EPA, 72 million people
- 6 live near truck freight routes in America.
- 7 The proposed rulemaking, alongside the other
- 8 rulemaking that are part of the Clean Trucks Plan, will
- 9 take advantage of the growing availability of zero-
- 10 emission vehicle technologies and the historic evidence
- 11 from President's Biden implementing Inflation Reduction
- 12 Act and Bipartisan Infrastructure Law. I urge the EPA
- 13 to adopt the most stringent and ambitious standards
- 14 consistent with the Advanced Clean Truck Rules possible
- 15 as quickly as possible.
- 16 Strong safeguards will save lives, improve health,
- 17 fight climate change, and advance environmental
- 18 justice. It's time to act. We need clean trucks now,
- 19 and I appreciate your consideration.
- MS. THOMPSON: Thank you for your comment. The
- 21 next speaker will be Jacqueline Gelb. You may now
- unmute, and please state your name and affiliation for



- 1 the record.
- MS. GELB: Thank you. Good afternoon. Thank you
- 3 for allowing me the opportunity to speak at today's
- 4 hearing. I am Jacqueline Gelb, vice president of
- 5 energy and environment for the American Trucking
- 6 Associations. ATA is a 90-year old federation and the
- 7 largest national trade association representing the
- 8 7.65 million men and women working in trucking-related
- 9 jobs. Our members range from the nation's largest
- 10 motor carriers to small mom-and-pop one-truck
- operations and everyone in between.
- The heavy-duty trucking industry has a long
- 13 history of working with EPA to deliver regulations that
- 14 provide real-world emission benefits and regulatory
- 15 certainty to our industry. Through this collaboration,
- 16 60 trucks today emit what one truck emitted in 1988.
- 17 These cleaner trucks are meeting the demand to move
- 18 freight than ever before. Trucking currently moves
- more than 70 percent of the nation's annual freight
- tonnage, and over the next decade, trucks will be
- 21 tasked with moving 2.4 billion more tons of freight
- 22 than they do today.



- Our nation's efficient and productive supply chain
- depends on getting this regulation right. Fleets share
- 3 the vision of a zero-emission future that many are here
- 4 to support today, but how we get there will determine
- 5 the durability of those long-term goals. Reliability,
- 6 durability, cost parity, and performance are the
- 7 important drivers of any new technology in our
- 8 industry. And as an industry, we enhance reliability
- 9 by proving new technologies meet the operational
- demands of commercial vehicles through millions of
- 11 miles of real-world test -- real-world testing.
- 12 ATA is concerned that EPA's proposed heavy-duty
- greenhouse gas Phase 3 regulation will push
- 14 electrification in an industry that, unfortunately,
- 15 isn't right to adopt the technology yet. Among our
- 16 concerns is that despite recent federal and state
- incentives, the infrastructure is just not there to
- support the transition timeline that this regulation is
- 19 proposing.
- Our members are early adopters of the technology
- 21 today but are grappling with serious technical
- 22 challenges incorporating zero-emission technology into



- 1 many operations because of a host of factors, including
- 2 the lack of sufficient power generation and charging
- 3 infrastructure, long lead times for installation, the
- 4 significant capital investment of purchasing electric
- 5 trucks, site readiness and design challenges, and the
- 6 reliability of charging equipment.
- 7 As the Agency reviews the GHG 3 regulation, you
- 8 must take these factors into account and provide
- 9 flexibility for influence that inhibit adoption. This
- includes the fact that as the technology exists today,
- 11 many fleets will be asked to do with less,
- 12 reconfiguring freight and logistics operations with
- less payload capacity, longer downtimes, and, in some
- 14 instances, less range than comparable clean diesel
- 15 vehicles.
- 16 ATA will continue to advocate for regulations that
- are achievable and provide regulatory certainty.
- 18 Reopening the 2027 greenhouse gas Phase 2 standard will
- 19 erode the trust and disrupt industry investment and
- 20 planning for compliance. The Association and our
- 21 members remain committed to engaging with the Agency
- through the process of sharing data and use cases from



- 1 early adopters. Thank you for the time today.
- MS. THOMPSON: Thank you for your comment. The
- 3 next speaker will be Athena Motavvef. Unfortunately,
- 4 we do not currently see you in the list of attendees.
- 5 If you have joined this hearing under a different name,
- 6 please indicate your presence by pressing the raise
- 7 hand button at the bottom of your screen. If you have
- 8 called in, please dial star-9 to raise your hand.
- 9 (No response.)
- MS. THOMPSON: The next speaker will be Mark Rose.
- 11 Mark, you may now unmute, and please state your name
- 12 and affiliation for the record.
- MR. ROSE: Thank you for this opportunity to
- 14 comment. My name is Mark Rose, and I'm the Sierra
- 15 Nevada program manager for National Parks Conservation
- 16 Association. On behalf of NPCA and our more than 1.6
- million members and supporters, I want to thank the
- 18 administration for acting quickly on this important
- 19 rule to reduce climate pollution from heavy-duty
- 20 trucks.
- I'm currently a resident of Sacramento,
- 22 California, but until recently I lived and worked for



- 1 years in Fresno, California, which lies within one of
- the most polluted air basins in the nation, the San
- 3 Joaquin Valley. Because of this, I have extensive
- 4 first-hand experience with the impacts of truck
- 5 pollution. Both where I live now and where I lived in
- 6 Fresno are located in close proximity to highways that
- ⁷ see thousands of semi-trucks pass by every day.
- 8 Having worked on air pollution issues in the San
- 9 Joaquin Valley and in the nearby national park, I know
- 10 the impacts trucks have on air quality in communities
- 11 across the state and the role trucks play in causing
- 12 regions, like the San Joaquin Valley and South Coast
- 13 air districts, to remain an extreme or serious non-
- 14 attainment for ozone and fine particulate NOx
- 15 standards.
- 16 Trucks are also one of California's largest
- sources of visibility impairing pollution, or haze as
- 18 defined the Clean Air Act's Regional Haze Program. For
- instance, in two of the parks I work on, Sequoia and
- 20 Kings Canyon National Parks, on-road mobile sources,
- including trucks, are projected to account for the
- largest portion of haze that reduces an average of 90



- 1 miles of visibility in those parts annually. The same
- pollution also harms the health and well-being of park
- yisitors and employees as well as park ecosystems where
- 4 it affects wildlife, plant life, and degrades important
- 5 habitats. Reducing any amount of pollution from large
- 6 trucks will have significant co-benefits for the
- 7 state's Regional Haze Program and will help protect our
- 8 national parks' treasured landscapes.
- I'm also aware, through my work, of the oversized
- 10 role truck pollution plays in driving the global
- 11 climate crisis. Living in California, I've personally
- been affected by climate-change-driven drought, high
- 13 temperatures, wildfires, flooding, and other harms that
- 14 are only expected to worsen. Despite accounting for
- only about 4 percent of vehicles on the road, trucks
- and buses make up roughly one-third of transportation
- 17 climate pollution.
- With the transportation sector now the largest
- 19 contributor of greenhouse gases in the U.S., it is
- 20 critical that EPA get this rule right to meet our
- 21 nation's climate goals. Thus, NPCA strongly urges you
- 22 to take steps to make this rule even more stringent



- than the proposed alternative to require all heavy-duty
- 2 truck sales to be zero-emission by no later than 2045.
- 3 Numerous states, including California, have already
- 4 committed to similar standards that, alongside
- 5 significant public investment through the Inflation
- 6 Reduction Act, is already driving the industry to
- 7 rapidly transition to zero-emission vehicles.
- 8 To ensure a livable climate and cleaner air for
- 9 parks and community, NPCA asks that you strengthen this
- 10 rule and finalize it as quickly as possible. Thank
- 11 you.
- MS. THOMPSON: Thank you for your comment. Thank
- 13 you for your comment. As a reminder, if you are
- 14 speaking today, you will receive a notification on your
- 15 screen that you are being promoted to the role of
- 16 panelist shortly prior to your speaking time. You must
- accept that invitation to be able to unmute when you
- are called to testify. This will also allow you to
- 19 turn on your camera, which we encourage you to do. We
- 20 ask that each person limit their verbal testimony to 3
- 21 minutes. Please speak slowly and clearly so our court
- 22 reporter and interpreters can capture these proceedings



- 1 accurately. Speakers connected by telephone should
- 2 unmute their phones when called to testify.
- If you are having technical difficulties, please
- 4 send an email to public_hearing@abtassoc.com or call
- 5 (919) 294-7849. If you are not registered to speak but
- 6 you would like to, please send an email with your name
- 7 and phone number to public_hearing@abtassoc.com or call
- 8 (919) 294-7849.
- 9 The next speaker will be Andrea Marpillero-
- 10 Colomina. You may now unmute, and please state your
- 11 name and affiliation for the record.
- MS. MARPILLERO-COLOMINA: Hello. My name is
- 13 Andrea Marpillero-Colomina, and I am the sustainable
- 14 communities program director at GreenLatinos. Thank
- 15 you for this opportunity to testify. We're heartened
- 16 to see the Biden administration taking strong action to
- 17 reduce vehicle emissions. This is a crucial tool to
- 18 address climate crisis and protect public health.
- 19 Vehicle emissions literally make us sick and kill
- us. Nationwide, Latinos experience disproportionate
- 21 exposure to fine particulate matter, PM 2.5 emissions,
- leading to higher rates of asthma, lung disease, heart



- disease, and other pollution-triggered conditions,
- which can be fatal. Nearly one-third of Latino
- 3 children nationwide live in counties or hazardous air
- 4 pollutant concentrations exceed a 1 in 10,000 cancer
- 5 risk level. Heavy-duty vehicles spew harmful diesel
- 6 pollution, degrading air quality and contributing to
- 7 the climate crisis. Trucks make up less than 10
- 8 percent of the vehicles on the road but are responsible
- 9 for nearly 30 percent of transportation-related
- 10 greenhouse gas emissions
- 11 For Latino communities, the implementation of
- 12 stringent heavy-duty vehicle standards is particularly
- 13 urgent. Latino communities are disproportionately
- 14 pollutant -- pollution burdened and are more likely to
- live in diesel death zones where truck emissions create
- 16 greater risk of lung disease, asthma, and cancer.
- 17 Strong tailpipe and standards for heavy-duty vehicles
- 18 are necessary to mitigate impacts of environmental
- 19 racism and provide relief to frontline communities
- 20 living in freight corridors and adjacent to major
- 21 roadways.
- 22 By finalizing the strongest possible heavy-duty



- 1 vehicle standards, the EPA can effectively address the
- 2 inequitable pollution impacts borne by Latino
- 3 communities and mitigate lived impacts of environmental
- 4 racism. Enacting the strongest possible long-term
- 5 standards holds huge potential to significantly improve
- 6 health and well-being for all people and our planet,
- and we urge the EPA to finalize this rulemaking by the
- 8 end of the year. Thank you so much for your time.
- 9 MS. THOMPSON: Thank you for your comment. The
- 10 next speaker is Anna Mudd. You may now unmute, and
- 11 please state your name and affiliation for the record.
- 12 (No response.)
- MS. THOMPSON: Anna, you are still on mute.
- 14 (No response.)
- MS. THOMPSON: Just one more note. Anna, if you
- can hear me, you are still muted, but you can unmute
- 17 yourself by clicking the microphone icon in the lower
- 18 left-hand side of your Zoom window.
- 19 (No response.)
- MS. THOMPSON: Anna, we will reach out to you
- 21 directly. For now, we will move on to the next
- 22 speaker, who is Taylor Thomas. Unfortunately, Taylor,



- 1 we do not currently see you in the list of attendees.
- ² However, if you have joined this hearing under a
- different name, please indicate your presence by
- 4 pressing the raise hand button on the bottom of your
- 5 screen. If you have called in, please dial star-9 to
- 6 raise your hand.
- 7 (No response.)
- 8 MS. THOMPSON: The next speaker will be Chelsea
- 9 JoAnne Lyons. Chelsea, you may now unmute. Please
- 10 state your name and affiliation for the record.
- MS. LYONS: Thank you. Thank you for the
- opportunity to testify. My name is Chelsea Lyons, and
- 13 I am the North Carolina field organizer for Moms Clean
- 14 Air Force. On behalf of Moms Clean Air Force, I'm
- 15 testifying in support of the proposed standards and
- 16 call on EPA to finalize strong clean truck standards by
- 17 the end of 2023.
- 18 Transportation is one of the largest contributors
- 19 to greenhouse gas emissions. I'm concerned about the
- 20 increase in GHGs because they result in extreme weather
- 21 events and serious health effects that concern my son.
- 22 As a mom of a 16-month-old boy, I am scared to see the



- 1 impact climate change has on my son and any future
- 2 children my husband and I -- my husband and I may have.
- With the increase of climatic anxiety, heat strokes,
- 4 heart attacks, premature death, and adverse birth
- outcomes, I'm scared to think of what the future won't
- 6 be like. Will we be fighting the same fight that we
- 7 are now, or we will we finally have a clean future?
- 8 Climate change has affected all of our lives every
- 9 single day. This includes tailpipe pollution, and that
- would be a great example of something that my son has
- 11 had severe asthma attacks, considering that we have
- 12 severe -- excuse me -- we have a lot of highways in
- North Carolina that promotes a lot of transportation
- 14 for giant trucks, especially in our area. With his
- developing lungs, he should not be exposed to this type
- of pollution on a daily basis. Unfortunately, there is
- 17 little for me to do that I -- that I can do as a mom.
- Due to the amount of polluted trucks on the road, this
- 19 creates fear and climatic anxiety for my family, and it
- 20 is time to change.
- 21 The vehicles covered by this rule be -- it will be
- on the road for decades to come. A strong rule will



- 1 help address climate pollution from heavy-duty
- vehicles, and it will also help speed up our transition
- 3 to zero-emission vehicles, reducing other health-
- 4 harming forms of tailpipe pollution that affect the
- 5 health of children, like my own. Parents in North
- 6 Carolina want to see a rapid transition to zero-
- 7 emission vehicles, and Moms Clean Air Force is calling
- 8 on EPA to finalize the strongest possible clean truck
- 9 standards, consistent with the Advanced Clean Trucks
- 10 Rule this year. Thank you.
- 11 MS. THOMPSON: Thank you for your comment. The
- 12 next speaker will be Kelly Bobek. Unfortunately,
- 13 Kelly, we do not currently see you in the list of
- 14 attendees. If you have joined this hearing under a
- different name, please indicate your presence by
- 16 pressing the raise hand button at the bottom of your
- 17 screen. If you have called in, please dial star-9 on
- 18 your phone.
- 19 (No response.)
- MS. THOMPSON: The next speaker will be Kevin
- 21 Maggay. Unfortunately, Kevin, we also do not see you
- in the list of attendees. However, if you have joined



- 1 under a different name, please indicate your presence
- 2 by pressing the raise hand button at the bottom of your
- 3 screen. If you have called in, please dial star-9 to
- 4 raise your hand.
- 5 (No response.)
- 6 MS. THOMPSON: The next speaker will be Jonathan
- 7 Moody. Jonathan, you may now unmute, and please state
- 8 your name and affiliation for the record.
- 9 MR. MOODY: Thank you for the ability to testify
- 10 today. My name is Jonathan Moody, and I represent
- 11 Holiday Tours in Randleman, North Carolina. We are a
- 12 family-owned motor coach company that has been in
- business for the last 45 years. Today we have over 250
- employees and have traveled over 28 million miles in
- 15 the last 10 years. Those trips were all taking
- 16 elementary, middle, and high school students on field
- trips, moving our nation's military from base to base,
- 18 transporting college athletic teams to games and
- 19 tournaments, as well as bringing groups to weddings,
- 20 corporate events, and so many other things.
- We are a forgotten industry. Need a little proof
- of that? In the opening statements today citing all



- 1 types of vehicles that this affects, we were not
- 2 mentioned. As I've listened to dozens of advocates
- 3 asking the EPA to move forward, I've heard statements
- 4 like "cleaning up trucks" or fixing this for trucks.
- 5 Some people have said buses but most times are alluding
- 6 to transit or school buses, which operate on very small
- 7 loops and are vastly different from the over-the-road
- 8 motor coaches that my organization and hundreds of
- 9 thousands of groups rely on to move them locally,
- 10 regionally, and nationally.
- Because we are such a small fraction of the heavy-
- duty vehicles on the road, oftentimes the legislation
- that's put against heavy-duty trucks affects us in ways
- 14 that no one understands or considers. As an industry,
- the thing that people don't understand about us is that
- 16 motor coaches are green. Anytime we're transporting 40
- to 50 people as a group, we're removing dozens of
- vehicles that would have been on the road or people
- using less green methods of transportation.
- 20 As an industry, we support green initiatives and
- the purpose behind these rules, but we need to look at
- the effects these rules are creating. Need an example?



- 1 Washington, D.C. recently passed legislation to remove
- the majority of bus parking spots on Ohio Drive because
- 3 bicyclers were complaining about the fumes that were
- 4 created by these buses. Now that they're removed,
- 5 instead of being able to park and sit, these buses are
- 6 driving around constantly looking for available spaces
- 7 that are remaining based on the limited number that are
- 8 still there.
- 9 In addition, electric and other capabilities in
- 10 our industry are simply not functional or feasible at
- 11 this time. The vehicles, which have only become
- 12 available in the last year or two, can only travel a
- 13 fraction of the miles that we travel in a day and
- 14 remove significant storage space that our groups
- 15 require for overnight bags, sports equipment, band
- 16 equipment, and so much more.
- So what's the solution? The EPA should do as it
- 18 has done before and recognize that motor coaches are
- 19 different from other heavy-duty transportation mediums.
- On December 20th, 2022, the EPA adopted a final rule
- 21 called Control for Air Pollution From New Motor
- 22 Vehicles: Heavy-Duty Engine and Vehicle Standards.



- 1 That final rule set aside a special set of rules for
- 2 motor coach operators because they recognize that the
- 3 rapid de-rate schedule harshly and dangerously affected
- 4 the passengers that we transport every day.
- In conclusion, we know that changes are needed and
- 6 we know that they are coming, and I implore you to
- 7 consider our industry and think of the effects that
- 8 these rules will have on our groups. Thank you.
- 9 MS. THOMPSON: Thank you for your comment. The
- 10 next speaker will be John Bailey. John, we do not
- 11 currently see you among the list of attendees.
- 12 However, if you have joined under a different name,
- 13 please indicate your presence by pressing the raise
- 14 hand button on your screen. I can see that you have
- 15 raised your hand, or perhaps not. John, if you are
- 16 present, again, please indicate your presence by
- 17 clicking the raise hand button at the bottom of your
- screen, or if you have dialed in, please dial star-9 on
- 19 your phone.
- 20 (No response.)
- MS. THOMPSON: Okay. The next speaker will be
- 22 Michelle Uberuaga. Michelle, you may now unmute, and



- 1 please state your name and affiliation for the record.
- MS. UBERUAGA: Hi. My name is Michelle Uberuaga,
- 3 and I'm a member of Moms Clean Air Force. Thank you so
- 4 much for the opportunity to testify today. I'm
- 5 grateful for your work. You have a very important job
- 6 and a laudable our mission to protect human health and
- 7 the environment. I'm a mother of three, member of Moms
- 8 Clean Air Force, and I live on indigenous land in
- 9 Southwest Montana. I work full time running a
- 10 community-based organization here in Yellowstone's
- 11 Northern Gateway. I'm testifying today to encourage
- 12 EPA to adopt the strongest possible rules for heavy-
- duty trucks, consistent with the Advanced Clean Trucks
- 14 Rule.
- We need to rapidly transition to zero pollution
- 16 vehicles. As many speakers have already stated, we are
- 17 at a tipping point. Every decision you make to reduce
- 18 pollution today matters. I really want you to
- 19 understand the urgency of this work to my family and so
- 20 many other Montana families.
- We have already experienced our first wildland
- 22 fires in Montana. Our rivers are rising. We're still



- 1 recovering from the floods from last year, and we're
- gearing up for more floods and another hot and smoky
- 3 summer. My kids are still pretty young, but they know
- 4 that something is not right. Montana's drought is
- 5 killing farmers. Meanwhile, the floods are changing
- 6 the landscape. Climate change is impacting every part
- of our lives, our economy, and our way of life in
- 8 Montana, and our kids are counting on you to take
- 9 action to protect their future. For these reasons, I
- urge the EPA to set the strongest possible federal
- 11 truck standards.
- 12 I'm also testifying because my family, like many
- 13 Montana families, is impacted from air pollution from
- 14 trucks. Strong standards would encourage a rapid
- transition to zero-emission vehicles, which would not
- only cut climate pollution but reduce the toxic air
- 17 pollution that comes from vehicle exhaust.
- 18 Livingston is a small town. We're in a rural
- 19 county on the northern edge of Yellowstone national
- 20 Park. You might imagine that we have very good air
- 21 quality, but like every other place, we experience
- local pollution from vehicles, and it's inescapable.



- 1 My son has three kids on his soccer team that have
- 2 asthma. My husband is the coach, and he has to make
- 3 judgment calls about whether it's safe to practice or
- 4 play games. Parents should not be making these
- ⁵ decisions.
- Thinking back on my childhood, I can remember one
- 7 time that a kid had an asthma attack at school. It was
- 8 very scary. Now as a parent, inhalers are part of play
- 9 dates, even here in Montana, and the number of kids
- 10 that I know that experience asthma is astonishing. And
- those numbers are much higher in historically-
- marginalized communities in urban areas, and the data
- the data is very clear that communities of color are
- 14 among the hardest hit. Livingston lives -- or our
- community sits just minutes from I-90, and that's a
- 16 very common situation for Montana communities.
- We need your help. Local families and communities
- 18 can work together to protect themselves from pollution,
- but we shouldn't have to, and many, especially
- vulnerable communities, just don't have the resources
- or time. We need your leadership to protect vulnerable
- 22 children across our country from air pollution and



- 1 climate change. Strengthening truck standards is a
- 2 simple step, and I want my kids to know that we did
- 3 everything we could to protect their future. Moms
- 4 Clean Air Force is calling on EPA to finalize the
- 5 strongest possible clean truck standards this year,
- 6 consistent with the Advanced Clean Trucks Rules. Thank
- you again for your time and consideration.
- MS. THOMPSON: Thank you for your comment. As a
- 9 reminder, if you are speaking today you will receive a
- 10 notification on your screen that you are being promoted
- 11 to the role of panelist shortly prior to your speaking
- 12 time. You must accept that invitation to be able to
- unmute when you are called to testify. This will also
- 14 allow you to turn on your camera, which we encourage
- 15 you to do. We ask that each person limit their verbal
- 16 testimony to 3 minutes. Please speak slowly and
- 17 clearly so our court reporter and interpreters can
- 18 capture these proceedings accurately. Speakers
- 19 connected by telephone should unmute their phones when
- 20 called to testify.
- 21 If you are having technical difficulties, please
- send an email to public_hearing@abtassoc.com or call



- 1 (919) 294-7849. If you are not registered to speak but
- 2 you would like to, please send an email with your name
- and phone number to public_hearing@abtassoc.com or call
- 4 (919) 294-7849.
- 5 The next speaker will be Athena Motavvef. You may
- 6 now unmute, and please state your name and affiliation
- ⁷ for the record.
- MS. MOTAVVEF: Hi. This is Athena Motavvef. I'm
- 9 with Earthjustice. Thank you so much for the
- opportunity to testify. I am a federal policy advocate
- 11 at Earthjustice, and I work to electrify our
- 12 transportation system, to eliminate health-harming air
- 13 pollution, and tackle the climate crisis. I'm here
- 14 today to urge EPA to create the strongest possible
- 15 standards on heavy-duty vehicle pollution. At a
- 16 minimum, EPA should ensure a clear pathway to zero-
- emissions by 2035.
- 18 At Earthjustice, we work closely with our partners
- 19 and clients, many of whom are living in communities
- often referred to as diesel death zones. Communities
- 21 around freight corridors have dramatically increased
- 22 asthma rates and risk of pulmonary disease and cancer.



- We need a bold and equitable transition to a
- 2 pollution-free, 100-percent clean energy economy that
- 3 works for everyone, especially communities most
- 4 impacted by climate change and toxic pollution.
- 5 While there are fewer of the heavy-duty vehicles
- 6 than light-duty vehicles on the road, heavy-duty
- 7 vehicles, like trucks, buses, and even motorcoaches,
- 8 disproportionately impact air quality. Heavy-duty
- 9 vehicles make up only 10 percent of vehicles on the
- 10 road but contribute 45 percent of NOx emissions and 57
- 11 percent of primary particulate matter from the
- 12 transportation sector. Heavy-duty vehicles also
- 13 accelerate climate change, emitting many 28 percent of
- 14 greenhouse gases. A disproportionate number of the 72
- million Americans that live closest to trucking routes
- 16 are low-income people of color, making them more
- susceptible to the health effects of air pollution.
- 18 EPA's inclusion of the rail and locomotive section
- in this rulemaking is also critical. Railyards and
- 20 freight rail routes are also disproportionately located
- 21 near communities of color. Switcher and line haul
- locomotives spew diesel particulate matter where people



- 1 work and live. This is unacceptable when we have the
- 2 zero-emission technology to address these issues today.
- 3 The Biden administration has made it -- has made
- 4 clear its commitment to environmental justice, and this
- 5 is a clear step they can take to demonstrate that
- 6 commitment. To address environmental racism and
- ⁷ injustice, this Heavy-Duty Vehicle Greenhouse Gas Phase
- 8 3 Rule must guarantee emission reductions from heavy-
- 9 duty vehicles in environmental justice communities.
- 10 Zero-emission vehicles are available, cost effective,
- 11 and ready to deploy.
- 12 Communities dying from air pollution can't wait.
- We urge EPA to adopt and finalize the strongest rule
- 14 possible without delay to make good on the Biden
- 15 administration's environmental justice commitments.
- 16 Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 18 next speaker will be Anna Mudd. Anna, you may now
- unmute, and please state your name and affiliation for
- 20 the record.
- 21 (No response.)
- MS. THOMPSON: Anna, it appears that you are off



- 1 mute, but we cannot hear you just yet.
- 2 (No response.)
- MS. THOMPSON: Unfortunately, Anna, we still are
- 4 unable to hear you. Maybe we'll give it a few more
- 5 seconds.
- 6 (No response.)
- 7 MS. THOMPSON: Apologies, Anna. We're still
- 8 unable to hear your testimony. We will continue to
- 9 work with you directly to see if we can get you on
- online. The next speaker will be Kevin Maggay. Kevin,
- 11 you may now unmute, and please state your name and
- 12 affiliation for the record.
- MR. MAGGAY: Hello. My name is Kevin Maggay. I'm
- 14 representing Navistar. Navistar is a leading
- 15 commercial vehicle manufacturer. We have Class 4
- through 8 commercial trucks under the International
- 17 Truck brand and school buses under the IC bus brand.
- 18 The company is based in Lisle, Illinois, and has more
- than 14,000 employees throughout North America. In
- 20 addition to our traditional product line, Navistar is
- 21 already manufacturing and delivering zero-emission,
- 22 battery-electric school buses, and medium-duty



- 1 commercial trucks to customers. Additionally, we're
- 2 currently developing better electric trackers.
- We're still in the process of our detailed review
- 4 of the regulation, but Navistar wholehearted --
- 5 wholeheartedly supports the transition to a zero-
- 6 emission future. It must be understood, though, that
- 7 this regulation is very different than the previous GHG
- 8 rulemakings. The reality is that this regulation, as
- ⁹ proposed, is going to significantly change the trucking
- 10 sector. The regulation would essentially mandate the
- 11 move away from liquid fuels, which would fundamentally
- 12 change the fueling, operational, and business models of
- 13 the trucking industry.
- 14 Truck drivers have never had to think much about
- where they're getting -- going to get their fuel from
- when they're purchasing a truck. OEMs, like Navistar,
- 17 have never had to work with electric utilities and
- think about lead times for things like electrical
- 19 substations before selling a truck. The fuel has
- 20 always been ready and available. We and other OEMs
- have invested into the technology, and we have product
- 22 available.



- 1 The success of the transition to zero-emission
- 2 trucks really now hinges almost exclusively on
- 3 infrastructure. If there's a federal regulation that
- 4 drives the deployment of zero-emission trucks, it must
- 5 be complementary mechanisms, whether it be regulations
- or policies, to ensure that the rate of infrastructure
- 7 deployment keeps pace with the rate of vehicle
- 8 deployment. And because trucking is so integral to
- 9 daily life, the electricity infrastructure to support
- 10 trucking needs to be affordable, reliable, resilient,
- 11 and everywhere.
- We understand the other agencies will need to be
- involved in infrastructure policy, but, again,
- 14 infrastructure is critical to the success of zero-
- emission trucks. Thank you, and we look forward to
- 16 working with EPA on rule development.
- MS. THOMPSON: Thank you for your comment. This
- 18 concludes our fourth speaker block. We will now call
- on the names of those who were not present when
- initially called on to testify. If you have joined,
- 21 please indicate your presence by pressing the raise
- 22 hand button at the bottom of your screen, and if you've



- 1 called in, please dial star-9 to raise your hand.
- The first speaker is Gloria Barrera. Again,
- 3 Gloria, you have joined. Please indicate that your
- 4 presence by pressing the raise hand button on your
- 5 screen. And I can see a call-in user has raised their
- 6 hand, so I will allow you to unmute, and if you're
- 7 having trouble unmuting, you should be able to dial
- 8 star-6 on your phone.
- 9 MS. BOBEK: Hello? Can you hear me?
- MS. THOMPSON: We can.
- MS. BOBEK: My name is Kelly Bobek, government
- 12 relations director for Volvo Group North America. The
- 13 Volvo Group is committed to its global product
- 14 portfolio being 100 percent fossil free by 2040 with an
- 15 interim goal of achieving 35 percent global zero-
- emission product sales by 2030. These commitments are
- in line with the Paris Climate Agreement and the
- 18 Science-Based Target Initiative, which Volvo Group
- 19 supports.
- The Volvo Groups of Volvo and Mack brand have been
- 21 actively working with stakeholders to accelerate market
- 22 penetration of battery electric truck sales since 2019.



- 1 The Volvo LIGHTS Project in Southern California
- 2 brought together 14 partners between 2019 and 2022,
- 3 resulting in the commercial operation of 30 Class 8
- 4 battery electric trucks across 10 different fleets.
- 5 Today Volvo Group is a North American heavy-duty zero-
- 6 emission truck market leader, with 251 trucks delivered
- 7 to date.
- 8 The MPRM cited Volvo truck's goal of having 50
- 9 percent of trucks sold being electric by 2030. While
- this is a global goal for only one Volvo group brand,
- we agree we must set stretch goals and do everything we
- can to limit global warming to 1.5 degrees Celsius.
- 13 However, OEMs cannot do their part without assurances
- 14 that charging station providers and utilities, as well
- 15 as Federal, state, and local governments, can deploy
- 16 electric- and hydrogen-fueling infrastructure at scale
- 17 in a timeline that matches the regulations requirement.
- 18 The state of California has dedicated vast
- 19 financial resources to foster ZEV adoption, and the IRA
- 20 and IIJA will help expand financial assistance across
- the country, but other states are just beginning to
- take similar action. These developments are crucial



- 1 yet insufficient to ensure ZEV penetration rates
- 2 outlined in the proposed regulation.
- 3 EPA's previous greenhouse gas regulations
- 4 drastically reduced emissions from heavy-duty vehicles,
- 5 and we support the Agency's decision to further expand
- 6 those reductions and this regulation through ZEV
- 7 penetration rather than through conventional engine and
- 8 vehicle emission reductions. But unlike past EPA
- 9 regulations where compliance was based on our own
- investment and effort, this regulation as drafted
- 11 prevents us from being able to ensure our own
- 12 compliance. Our customers will not purchase zero-
- emission trucks unless both the vehicles and the fuels
- 14 are cost effective and readily available so as not to
- 15 negatively impact their business operations.
- The lead time for an electric truck delivery is
- 17 generally shorter than the installation of charging
- infrastructure due to hurdles, such as energization
- delays, permitting impediments, and supply chain
- 20 challenges. Unfortunately, we are starting to see
- 21 customers delay and even cancel ZEV truck purchases in
- 22 California because of delayed infrastructure.



- 1 The administration's transportation
- 2 decarbonization blueprint calls for a holistic strategy
- 3 with coordinated action and collaboration amongst
- 4 stakeholders. We look forward to working with EPA to
- 5 develop a final rule we can support which addresses the
- 6 interdependence of vehicle and infrastructure
- 7 availability and alleviates the sole risk of
- 8 noncompliance being borne by vehicle manufacturers.
- ⁹ Thank you.
- 10 MS. THOMPSON: Thank you for your comment. The
- 11 next speaker will be Anna Mudd. I have just allowed
- 12 you the ability to unmute on your phone, and you should
- be able to unmute by dialing star-6.
- MS. MUDD: Can you hear me?
- MS. THOMPSON: We can.
- MS. MUDD: My name is Anna Mudd. Thank you for
- 17 allowing me to speak today. So many people who are
- 18 much more knowledgeable than I am have spoken with so
- 19 many more statistics than I have or have, who have
- tangible health problems because of air pollution, and
- 21 I feel like a pretty small fish in this distinguished
- 22 pond because I do not have any of those. I have a B.A.



- in art history, I'm not a parent, and I don't have
- 2 respiratory problems, at least not yet.
- 3 However, I have lived in Philadelphia for about 10
- 4 years, first on a third-floor in Center City on a main
- 5 artery where there's constant traffic, public buses,
- 6 trucks, and, of course, cars. I lived there for
- 7 several years, and except for a few times when I first
- 8 moved in, I never opened my windows because a layer of
- 9 soot would cover everything, even up on the third floor
- 10 so far from the street. It was gross, and I didn't
- 11 want to breathe that, but like Elizabeth from Queens
- who spoke in the last block, I learned my lesson, and
- 13 if it was warm enough to open them I kept them closed
- 14 and turned on my air conditioner.
- Three years ago, my husband and I were able to buy
- 16 a small home in South Philadelphia. In one sense, I
- 17 feel kind of immune because now we live on a dead-end
- 18 street without a bus route, and when we open our
- windows we hear birds singing and children playing.
- Our street is so narrow, a special little truck comes
- 21 for our garbage. It looks like a Lego, but in another
- 22 sense, I know I am also living with pollution because



- 1 you can still see the black smoke that the Lego truck
- ² releases. And, again, just a few blocks away is
- 3 Washington Avenue, another huge artery with many
- 4 commercial vehicles.
- I hope that this rule for heavy-duty trucks is
- 6 passed. I'm not nearly as knowledgeable as others who
- 7 have spoken today and will speak, but I know who Greta
- 8 Thunberg is, and she told us we have 10 years to turn
- 9 this around. That was in 2019, 4 years ago. This is
- 10 not an approaching crisis or something that could
- 11 happen. It's happening now, and no one can say that
- this is sudden or the rule too drastic. Climate
- 13 scientists have been saying that this was an impending
- 14 disaster since the 1970s, so please pass the strongest
- possible emission standards. Thank you. Bye.
- MS. THOMPSON: Thank you for your comments. That
- 17 concludes Speaker Block 4. Again, we will now call on
- the names of those who were not present when initially
- 19 called to testify who we haven't heard from already.
- 20 If you have joined, please indicate your presence by
- 21 pressing the raise hand button at the bottom of your
- screen, and if you've called in, please dial star-9 to



- 1 raise your hand.
- The first name is Gloria Barrera. Again, Gloria,
- 3 if you have joined, please indicate your presence by
- 4 raising your hand or dialing star-9 on your phone.
- 5 (No response.)
- 6 MS. THOMPSON: The next name is Taylor Thomas.
- 7 Taylor, if you have joined, please indicate your
- 8 presence by pressing the raise hand button or by
- 9 dialing star-9 on your phone.
- 10 (No response.)
- MS. THOMPSON: Our final name in this speaker
- 12 block is John Bailey. John, if you have joined, please
- indicate your presence by raising your hand -- either
- 14 by clicking the raise hand button at the bottom of your
- screen or by dialing star-9 on your phone.
- 16 (No response.)
- MS. THOMPSON: At this time, we will begin a
- scheduled recess. EPA, when would you like to
- 19 reconvene?
- MR. NELSON: We can reconvene at 4:00 p.m.
- 21 (Break.)
- MS. THOMPSON: Hello, everyone. This is Kayla



- 1 Thompson from Abt Associates, CPA's contractor. It is
- 2 now 4:00 p.m., Eastern Time, and we are now rejoining
- 3 EPA's public hearing about the Greenhouse Gas Emission
- 4 Standards for Heavy-Duty Vehicles, Phase 3 Proposed
- 5 Rule.
- In order to accommodate testimony in both Spanish
- 7 and English, throughout this hearing, all attendees
- 8 must select their preferred language via the
- 9 interpretation icon at the bottom of your screen. If
- 10 you are providing testimony today, please make sure
- that you are speaking the language of the channel you
- 12 are listening to. For example, listening to English
- while speaking in Spanish could prevent other
- 14 participants from hearing your statement in their
- 15 language of choice. The public hearing will be
- 16 recorded by the court reporter, and while the recording
- will not be made publicly available, a transcript of
- the public hearing will be posted to the docket several
- weeks after the hearing.
- Before we resume the hearing, we'd like to go over
- 21 some logistics. As a reminder, all attendees are muted
- 22 automatically. If you are speaking today, you will



- 1 receive a notification on your screen that you are
- 2 being promoted to the role of panelist shortly prior to
- your speaking time. You must accept that invitation to
- 4 be able to unmute when you are called to testify. This
- 5 will also allow you to turn on your camera, which we
- 6 encourage you to do. Speakers connected by telephone
- ⁷ should unmute their phones when called to testify.
- If you are having technical difficulties, please
- 9 send an email to public_hearing@abtassoc.com or call
- 10 (919) 294-7849. If you are not registered to speak but
- 11 you would like to, please send an email to
- public_hearing@abtassoc.com or call (919) 294-7849.
- We will now continue our public testimony. The
- 14 expected speaking order is currently displayed on
- 15 screen. Excuse me. We ask that each person limit
- their verbal testimony to 3 minutes. We encourage you
- 17 to provide any portion of your prepared statement that
- 18 you are unable to deliver along with any additional
- comments to Docket Number EPA-HQ-OAR-2022-0985 on
- 20 Regulations.gov. I will be introducing each speaker in
- 21 turn. A transcript of the testimony from this public
- hearing will be made available to the public and



- 1 included in the docket. Please speak slowly and
- 2 clearly so our court reporter can record these
- 3 proceedings accurately.
- 4 The first speaker will be Steven Cliff. Steven,
- 5 you may now unmute, and please state your name and
- 6 affiliation for the record.
- 7 DR. CLIFF: Good afternoon. I'm Steve Cliff,
- 8 executive officer of the California Air Resources
- 9 Board. Thank you for this opportunity to bring you
- 10 California's perspective based on our experience
- driving deep reductions in greenhouse gases, the
- 12 aggressive deployment of heavy-duty zero-emission
- 13 vehicles. I commend U.S. EPA for proposing stricter
- 14 heavy-duty GHG standards aimed at accelerating the
- 15 nation's transition to heavy-duty ZEVs.
- We are pleased to see U.S. EPA's analysis matches
- 17 CARB's staff's findings that heavy-duty ZEVs are
- 18 feasible for a wide range of applications and provides
- 19 significant cost savings, which the Inflation Reduction
- 20 Act, and declining capital, and operational costs are
- 21 making more attractive by the day.
- 22 California is pursuing economy-wide



- decarbonization by 2045. Governor Newsom has directed
- 2 us to target a zero-emission heavy-duty fleet by 2035
- 3 for drayage trucks and by 2045 for all heavy-duty
- 4 trucks. CARB's advanced clean trucks zero-emission
- 5 sales requirements were approved in June 2020, and last
- 6 week, the Board approved the Advanced Clean Fleets
- 7 Regulation, further driving turnover to heavy-duty ZEVs
- 8 and requiring 100 percent of new heavy-duty purchases
- 9 be zero-emission vehicle starting in 2036. Eight
- 10 states have exercised their Clean Air Act rights,
- joining California's heavy-duty programs, with every
- 12 fourth U.S. truck today registered in an advanced clean
- 13 truck state.
- 14 CARB's technical team is reviewing the Phase 3 GHG
- 15 proposal and assembling comprehensive written comments.
- 16 Today I highlight two main areas where we would like
- to see U.S. EPA strengthen the proposal. First, the
- 18 Phase 3 GHG rulemaking provides an historic chance for
- U.S. EPA to promote the transition to heavy-duty ZEVs
- in line with other Biden administration commitments,
- 21 such as the Blueprint for Transportation
- Decarbonization. U.S. EPA should finalize a Phase 3



- 1 GHG rulemaking with bold targets for heavy-duty ZEVs
- 2 extending to 2040. U.S. EPA Should finalize Phase 3
- 3 standards to push significantly more heavy-duty ZEVs
- 4 than proposed. Heavy-duty ZEV penetration in the final
- 5 rule should be on par with the vehicle manufactured
- 6 targets many major heavy-duty truck manufacturers have
- 7 themselves been publicly stating.
- 8 Second, U.S. EPA should ensure that the Phase 3
- 9 rule accelerates heavy-duty ZEV deployment and does not
- 10 promote competing technologies, like hydrogen internal
- 11 combustion engines. CARB is concerned that, instead of
- deploying heavy duty ZEVs, manufacturers may respond to
- 13 Phase 3 by making H2ICE. Although H2ICE engines have
- 14 near zero CO2 tailpipe emissions, their NOx emissions
- 15 are of concern. I ask that U.S. EPA fully analyzed the
- 16 criteria pollutant and well-to-wheel GHG impacts of
- vehicles using hydrogen internal combustion engines as
- 18 part of the final rulemaking.
- 19 Thank you very much. My staff will continue to
- work with U.S. EPA on the development of the final
- 21 Phase 3 rule.
- MS. THOMPSON: Thank you for your comment. The



- 1 next speaker will be Scott Slawson. You may now
- 2 unmute, and please state your name and affiliation for
- 3 the record.
- 4 MR. SLAWSON: Hello. My name is Scott Slawson.
- 5 I'm president of UE Local 506 in Erie, Pennsylvania. I
- 6 want to say that we were in full support of the EPA's
- 7 proposed rulemaking allowing states to set stricter
- 8 emission standards for diesel-powered locomotives, and
- 9 I want to speak in particular to the economic impact of
- 10 that proposed rule.
- The 1,400 members of UE Local 506 are currently
- building the cleanest, most fuel-efficient locomotives
- in the country, the Tier 4 locomotive. The Tier 4
- 14 locomotive reduces emissions by 50 to 90 percent when
- 15 compared to the old Tier Zero locomotives, and we are
- 16 also in the process of building and testing zero-
- 17 emission type locomotives, such as the X -- or FLX
- 18 battery-operated locomotives, which could easily be
- used to entirely remove diesel exhaust from railyards
- 20 and significantly reduce carbon emissions.
- Unfortunately, the railroads continue to run
- thousands upon thousands of old dirty locomotives on



- our country's rails with fewer than 10 percent meeting
- Tier 4 standards. In fact, when the Tier 4 standard
- 3 was set for launch in 2015, it was projected around 30
- 4 percent of Class f Freight locomotives would meet the
- ⁵ Tier 4 standard by 2023. Because Class 1's are so slow
- 6 to change, this is not only pumping additional carbon
- ⁷ into the atmosphere, it also fills railyards with
- 8 diesel exhaust, affecting the health of rail workers
- 9 and nearby communities.
- Our local union recently worked with economists at
- the University of Massachusetts-Amherst to do a study
- on the economic impact of increased purchases of green
- locomotives, both Tier 4 locomotives and zero-emission
- 14 FLX drives. The study found that building the green
- 15 locomotives that our country clearly needs would create
- between 6,000 and 10,000 in and around Erie and an
- additional 3,000 to 5,000 jobs elsewhere in the
- country, and these jobs in our plant are good jobs with
- 19 family-supporting wages.
- We agree with Pennsylvania Senator Bob Casey that
- we do not have to choose between good jobs and
- 22 meaningful action to address the climate crisis or



- 1 between good jobs and health conditions for those
- working and living around railyards. When you consider
- 3 the economic impact of this rule, I ask you to consider
- 4 which is more important to the American economy, the
- 5 profits that railroads funnel to waters -- Wall Street
- 6 or the livelihoods of American workers?
- 7 This proposed rule is not only the right thing to
- 8 do for the climate and for the health of railyard
- 9 workers and their communities. It's the right thing to
- do for American manufacturing, and we urge you to adopt
- 11 it. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 13 next speaker will be Jim Mullen. Jim, you may now
- unmute, and please state your name and affiliation for
- 15 the record.
- MR. MULLEN: Thank you. My name is Jim Mullen. I
- 17 am the executive director of the Clean Freight
- 18 Coalition, the CFC. Members of the CFC are the
- 19 following trade associations: the American Trucking
- 20 Associations, the American Truck Dealers, which is a
- 21 division of ATA, the Truck and Engine Manufacturers
- 22 Association, the National Tank Truck Carriers, the



- 1 Truckload Carriers Association, the National
- 2 Association of the Truck Stop Operators, and the
- 3 National Motor Freight Traffic Association.
- 4 Collectively, CFC members manufacture, sell, service,
- 5 and operate the trucks that haul over 70 percent of the
- 6 freight in the United States. CFC members have the
- 7 unique real-life experience, provide valuable
- 8 perspectives to the EPA as the nation transitions to a
- 9 zero-emission future, ZEV.
- 10 Critical to the CFC mission statement is the
- 11 commitment of its members to a transition to zero-
- 12 emission heavy trucks that will deliver reliable and
- 13 affordable transportation of the nation's freight. CFC
- members are currently spending billions of dollars to
- fulfill that commitment, and fleets are currently
- testing zero-emission trucks in their fleet networks.
- 17 As such CFC, has identified several issues which must
- be addressed to feasibly transition to ZEV, and I'll
- 19 limit my comments the two of those issues, and the
- ²⁰ first is infrastructure.
- For the transition to ZEV to be successful, there
- 22 here must be sufficient infrastructure in place,



- 1 including the power grid, charging and refueling
- 2 stations, and the necessary raw materials. The
- 3 American Transportation Research Institute conducted a
- 4 study which concluded that the transition to battery
- ⁵ electric heavy trucks in the U.S. would consume 40
- 6 percent of the nation's existing grid capacity.
- 7 Fleets today who are seeking to add charging
- 8 stations for their networks are being told by utility
- 9 companies that they cannot provide even a fraction of
- 10 the power necessary for their fleets. The funding for
- these stations has become robust, but building them out
- is another issue. The U.S. cannot domestically source
- 13 all of the required raw materials, including the
- 14 required minerals. We must resolve this power grid and
- 15 sourcing of the required materials as we discuss
- 16 getting to ZEV.
- The second issue is near-term greener trucks and
- 18 affordability. The CFC supports of sound policies that
- increase fuel efficiency, reduce GHGs, and incentivize
- 20 fleets to retire older trucks and operate trucks with
- 21 greener technologies. New trucks that reduce GHGs must
- 22 be affordable and reliable for customers to buy them.



- 1 We urge the EPA to avoid moving forward with overly
- 2 stringent regulations that create affordability and
- 3 reliability issues which, in the long run, slow fleet
- 4 turn over to the detriment of the environment.
- 5 CFC members are committed to the transition to
- 6 zero-emission trucks which are reliable and affordable,
- 7 and will provide their collective data and experience
- 8 to the EPA and other stakeholders to achieve that end.
- ⁹ Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 11 next speaker will be Jayla Atkinson. You may now
- unmute, and please state your name and affiliation for
- 13 the record.
- MS. ATKINSON: Hi. My name is Jayla Atkinson, and
- 15 I'm here today to share my experience as a community
- 16 member. Growing up in a very industrial city, my
- health has suffered my entire life. I've missed out on
- 18 birthdays, holidays, and many fun experiences I
- should've had as a kid because I was sick, and even
- still today, my health impacts my job, my
- 21 relationships, everything I do.
- When I was young, we didn't know the full impact



- 1 pollution was having on our health, but today we are
- 2 aware of the health impacts that diesel pollution has
- on our youth, and we are still not protecting them. To
- 4 have the privilege to know means you have the
- 5 responsibility to do, and we are letting them be
- 6 exposed to pollutants that could not only impact their
- 7 physical health, but it's been concluded that these
- 8 pollutants can cause behavioral problems and mental
- 9 illnesses that can cause them problems for the rest of
- 10 their lives. These kids didn't ask for this, and it's
- up to us to start making some serious changes to
- 12 protect our most vulnerable population.
- 13 The rule -- this rule should require a 100 percent
- 14 zero-emission target by 2035, and that means no natural
- 15 gas either. All sources of pollution should be
- 16 measured and considered when the goal is zero
- 17 emissions. Grassroots organizations are out here doing
- 18 all that they can, and we need the EPA to help create a
- 19 clear path to justice for our most vulnerable
- 20 communities by ensuring that their well-being is
- 21 considered in every aspect of this rule, right down to
- things like including a scrap program so they are not



- 1 further burdened by an increased number of trucks. We
- 2 need the EPA to make sure solutions are being
- 3 implemented in ways that guarantee lower emissions for
- 4 environmental justice communities. Thank you for the
- 5 opportunity to speak today.
- 6 MS. THOMPSON: Thank you for your comment. The
- 7 next speaker will be Larry Hopkins. Larry, you may now
- 8 unmute, and please state your name and affiliation for
- ⁹ the record.
- MR. HOPKINS: Good afternoon. My name is Larry
- 11 Hopkins. I am the president of UE Local 1177,
- 12 representing more than 600 rail crew drivers across
- 13 Illinois, Wisconsin, and Minnesota. I am also the
- 14 vice-president of UE's Western Region, and I represent
- thousands of drivers in California, Colorado, New
- 16 Mexico, down to Texas and Louisiana and over to Ohio.
- 17 Our work is basically to be a taxi for the railroads.
- We drive the rail crews around inside the railyards or
- 19 from the yards to a hotel or out in the middle of
- 20 nowhere. I have been doing this work for 13 years. I
- 21 am testifying today in support of the EPA allowing
- 22 states to set stricter limits on emissions from diesel-



- 1 powered locomotive engines.
- I myself live and work in Chicago. I live in the
- 3 community of Chicago-Loren, just east of Midway
- 4 Airport, and we're surrounded by six different
- 5 railyards. These diesel emissions negatively impact
- 6 the health of my co-workers and me who are sitting so
- 7 close to where these engines idle, blowing toxic
- 8 pollutants into the air. But it is also a safety
- 9 hazard to all the communities that are surrounded by
- 10 these railyards. There are really a lot of people
- 11 packed in this area, and most of us are people of
- 12 color.
- 13 It makes me angry to know that the technology
- 14 exists to make the air in and around these railyards
- 15 cleaner, but it's not being used. We know why that is.
- 16 It's because the railroads don't want to pay for new
- engines. All they care about is their profits, not the
- health of the people near their trains. They don't
- 19 care about people in East Palestine, Ohio, and they
- don't care about us in Chicago, or Joliet, Illinois, or
- up in Milwaukee or Stevens Point, Wisconsin. We know
- they are not going to pay for the newer, less-polluting



- 1 locomotives unless the government makes them do it, and
- 2 that is why I'm testifying.
- Please, if the EPA won't do it, allow the states
- 4 to regulate locomotive emissions. We have got to make
- 5 these railroads clean up. We have got to make -- we
- 6 have to make the railroads clean up their act.
- 7 Railroads are going to continue to be a part of
- 8 transporting goods and people across the country as big
- 9 as ours, but we don't have to let the railroads get
- away with polluting the air that affects us all. Thank
- 11 you.
- MS. THOMPSON: Thank you for your comment. As a
- 13 reminder, if you are speaking today, you will receive a
- 14 notification on your screen that you are being promoted
- to the role of panelist shortly prior to your speaking
- 16 time. You must accept that invitation to be able to
- unmute when you are called to testify. This will also
- 18 allow you to turn on your camera, which we encourage
- 19 you to do. We ask that each person limit their verbal
- 20 testimony to 3 minutes. Please speak slowly and
- 21 clearly so our court reporter and interpreters can
- 22 capture these proceedings accurately. Speakers



- 1 connected by telephone should unmute their phones when
- ² called to testify.
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- 4 send an email to public_hearing@abtassoc.com or call
- 5 (919) 294-7849. If you are not registered to speak but
- 6 you would like to, please send an email with your name
- 7 and phone number to public_hearing@abtassoc.com or call
- 8 (919) 294-7849.
- 9 The next speaker will be Cedric Whelchel. You may
- 10 now unmute, and please state your name and affiliation
- 11 for the record.
- MR. WHELCHEL: Good afternoon. My name is Cedric
- 13 Whelchel, and I'm the recording secretary for UE Local
- 14 1177. We represent the rail crews in Illinois and
- 15 Wisconsin. I am here today to fully support the EPA
- 16 allowing states to set strict -- stricter limits on
- emissions from diesel-powered locomotive engines.
- 18 I'm a shadow driver in Chicago, so my job is to
- 19 take rail crews back and forth from the railyard to the
- 20 hotel at the end of their shift or from the hotel to
- the yard at the start of their shift. I spend a lot of
- time waiting near these idle diesel locomotive engines.



- 1 For me this is about safety and health. I know when
- 2 I'm at work this pollution is affecting my breathing.
- 3 I can feel it, and I'm not the only one. We have a lot
- 4 of drivers who have health problems.
- 5 But it's not just about us near the trains. While
- 6 we're at work, it impacts everybody, especially the
- 7 communities and they're -- that are around the
- 8 railyards. This pollution is not new. It's been --
- 9 it's here for some decades. That's because though
- there are cleaner-burning engines available, the old
- one still work, so the railyards don't bother to
- 12 upgrade them.
- So basically, you know, it's impacting the
- 14 communities that exist around the railyards, you know,
- have to breathe in this pollution. And it's really not
- 16 healthy because if I can -- if I can feel it in my
- breathing, I know, you know, the people that live
- there, you know, can feel it in theirs, but no study
- 19 has been done to see the impact, you know, the cause
- and effects of it. And it's sad to say that we as a
- 21 state have the power to set the standards, you know,
- for cleaner air, but yet we don't -- we let the



- 1 railyards get away, you know, scot-free, polluting the
- air, leaving a carbon footprint that is slowly but
- 3 surely destroy -- destroying the air that we breathe.
- I'm just here today to testify that I support, you
- 5 know, cleaner locomotive engines and what like -- would
- 6 like for it to be -- it to be something that is
- 7 enacted. That's all I have. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 9 next speaker will be Tim Gould. Tim, you may now
- unmute, and please state your name and affiliation for
- 11 the record.
- MR. GOULD: Thank you for the opportunity to
- 13 testify today. My name is Tim Gould. I do a lot of
- 14 advocacy work on behalf of the number of different
- environmental organizations, but my comments today are
- 16 my own.
- The EPA rules about heavy-duty trucks certainly
- 18 are a good -- a good start, but they really don't go
- 19 far enough. And one of the main problems is that in
- 20 limiting the attention of the Phase 3 proposal to just
- 21 greenhouse gases and leaving out nitrogen oxides and
- 22 particulate pollution, this is not going to accelerate



- 1 the transition to zero emissions that's needed for
- 2 public health. It also would leave open the
- 3 possibility of technologies, like hydrogen combustion
- 4 engines, that would not result in an improvement in air
- 5 quality. Even the most stringent scenario in the
- 6 proposal really fails to create a workable transition
- 7 to zero-emissions by 2035.
- Instead, EPA needs to set a more ambitious
- 9 standard that will help ensure that the level of
- 10 investment needed in infrastructure and in the
- 11 manufacturing will meet that goal of zero emissions by
- 12 2035. More health benefit and lower emissions could be
- 13 realized with -- and to realize those much sooner as
- well, with a focus on oxides of nitrogen and on
- particulate matter reductions. Those reductions,
- 16 especially stricter PM 2.5 tailpipe emission standards,
- would also effectively drive the CO2 emission
- reductions to be significant as well. So an approach
- that looks at criteria pollutants as well as CO2 is
- very much needed.
- Unfortunately, the Phase 3 proposal as it exists
- 22 right now sacrifices certainty in its efforts to try to



- 1 achieve these emission reductions. As I said, it
- 2 leaves out -- open the possibility of some kind of
- 3 hydrogen combustion, which would not help with local
- 4 air pollution improvements. And what we need to focus
- on are those solutions that will reduce tailpipe
- 6 pollution that is harming local communities right now.
- 7 The transition to electrified new vehicles by 2035
- 8 would both address our climate crisis and recognize and
- 9 address the unjust burden felt by frontline communities
- 10 today as a result of the emissions from heavy-duty
- 11 trucks.
- So I encourage you to strengthen the emission
- 13 standards, and also I would like to affirm my support
- 14 for the stricter standards for locomotives, and also to
- 15 set these standards in a way that encourages mode shift
- of freight from truck to rail because the energy
- efficiency advantages of rail just can't be beat.
- 18 Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 20 next speaker is Max Kiefer. You may now unmute, and
- 21 please state your name and affiliation for the record.
- MR. KIEFER: Good afternoon. My name is Max



- 1 Kiefer, and I appreciate the opportunity to testify
- 2 today as a private citizen regarding the EPA Proposed
- 3 Rule, Greenhouse Gas Emission Standards for Heavy-Duty
- 4 Engines and Vehicles, Phase 3. It is heartening to see
- 5 the administration acting on clean truck standards, and
- 6 I would very much like to see the EPA establish
- ⁷ stronger limits on heavy-duty vehicle pollution.
- I have an undergraduate degree in environmental
- 9 health and a graduate degree in industrial hygiene and
- 10 toxicology, and recently retired after a career in
- 11 public health. As such, I have a strong interest in
- 12 regulatory efforts to reduce or eliminate exposure to
- 13 pollution from vehicles and other sources. I spent
- 14 most of my working lifetime investigating worker health
- 15 concerns and evaluating exposure to a wide variety of
- 16 contaminants, including diesel and gas engine
- 17 combustion products in trucking depots, bus maintenance
- 18 facilities, and fire stations. I'm acutely aware of
- 19 the exposures that occur in these workplaces and the
- 20 adverse health effects that can result from exposure to
- 21 heavy-duty vehicle exhaust.
- While the EPA's passenger vehicle proposal



- directly addresses pollution, such as oxides of
- 2 nitrogen and particulate matter as well as greenhouse
- gases, the proposed rule for heavy-duty vehicles only
- 4 targets greenhouse gas emissions. This is one of
- 5 several reasons why the current Phase 3 proposal is
- 6 inadequate and may not drive the transition to zero
- 7 emissions needed to address a public health crisis that
- 8 disproportionately impacts black, Asian-American, and
- 9 Latin-American communities.
- Vehicle emissions pose a significant threat to
- workers and to the public. Both diesel and gasoline
- 12 engines are major contributors to elevated
- 13 concentrations of carbon monoxide and oxides of
- 14 nitrogen. NOx is particularly dangerous as it is both
- a hazardous pollutants and a precursor chemical leading
- to the creation of ground-level ozone. Exposure to NOx
- can result in a number of respiratory health issues,
- including reduced lung function and inflammation.
- 19 Diesel exhaust exposure has been linked to health
- effects, such as lung irritation and asthma, and diesel
- 21 particulate matter has been classified as a possible
- 22 carcinogen by both the National Toxicology Program and



- 1 Environmental Protection Agency.
- These health consequences expand directly to the
- 3 public at large. Pollution caused by trucks and buses
- 4 are among the greatest threats to public health for the
- 5 more than 45 million people in the U.S. living within
- 6 300 feet of a major roadway or transportation facility.
- 7 Transportation is the largest source of greenhouse gas
- 8 emissions in the United States, and despite making up
- only 10 percent of vehicles on the road, buses, trucks,
- 10 and tractor trailers are the largest contributor to
- 11 smog-forming NOx emissions from all highway vehicles.
- 12 Electric trucks are already available, and across
- 13 nearly every vehicle class, zero-emission electric
- 14 trucks and buses are projected to be cheaper to own and
- operate than their combustion engine counterparts
- within 5 years. I urge this administration to go even
- 17 further with the proposed Phase 3 regulation and set
- the strongest standards possible and address all
- 19 tailpipe pollution, not just greenhouse gases. Thank
- you for your work and the opportunity to testify.
- MS. THOMPSON: Thank you for your comment. The
- 22 next speaker is Lindsay Garcia. You may now unmute,



- 1 and please state your name and affiliation for the
- 2 record.
- MS. GARCIA: Hello. My name is Lindsay Garcia. I
- 4 am the director of communications for the Evangelical
- 5 Environmental Network and Young Evangelicals for
- 6 Climate Action, and I live in Denver, Colorado. Thank
- you for the opportunity to speak today.
- In the Gospel of John, Jesus declares that He has
- 9 come so that people may have life and have it to the
- 10 full. At EEN and YACA, we believe that this full
- 11 abundant life includes air that is healthy and safe to
- 12 breathe as well as the promise of a hopeful future.
- 13 That's why we support the EPA's proposed rule to limit
- 14 emissions from heavy-duty vehicles in order to provide
- much-needed relief from the burden of diesel fumes,
- 16 climate impacts, and air pollution.
- In 2020, the transportation sector contributed 27
- 18 percent of the U.S.' total fossil fuel emissions, more
- than any other single sector, and we are seeing the
- impacts of these emissions around the country,
- including in my home State of Colorado. Just a few
- weeks ago, the American Lung Association released their



- 1 annual "State of the Air" report, and in this report,
- 2 Denver was ranked the 6th worst city in the entire
- 3 country for ozone pollution. As someone who has dealt
- 4 with asthma since moving to Colorado as a child, I know
- 5 that poor air quality is no small thing. However, the
- 6 American Lung Association Also estimates that if fleets
- 7 move toward zero-emission trucks by 2050, we could see
- 8 the cumulative benefits that include \$735 billion in
- 9 public health benefits, over 66,000 fewer premature
- deaths, and 1.75 million fewer asthma attacks.
- The pollution of heavy-duty vehicles also greatly
- contributes to climate warming emissions. In order to
- meet U.S. commitments and the Biden administration's
- 14 crucially important climate goals, it's estimated that
- transportation climate pollution will need to be cut by
- 16 29 to 40 percent by 2030. That's why I'm calling on
- the EPA to make sure this rule is as strong as
- 18 possible, similar to California's Advanced Clean Trucks
- 19 Program and work to finalize the standard this year.
- Thank you for your time and work on this important rule
- 21 and for taking advantage of this opportunity for the
- 22 EPA to help address the injustice of pollution and



- 1 climate change.
- MS. THOMPSON: Thank you for your comment. The
- 3 next speaker will be Julianna Garreffa. You may now
- 4 unmute, and please state your name and affiliation for
- 5 the record.
- 6 MS. GARREFFA: Hi. My name is Julianna Garreffa,
- 7 and I'm here as a private citizen from Northern New
- 8 Jersey and a member of the NRDC Action Fund. I'm here
- ⁹ today to advocate for the strictest possible standards
- 10 for heavy-duty vehicle emissions. On one hand, I
- 11 believe that incentivizing only the cleanest vehicles
- 12 and avoiding the use of offsets is critical in
- combating climate change, but today I'd like to focus
- on a more personal reason.
- Three people in my household asthma, and I have a
- degenerative heart condition. Meanwhile, the historic
- 17 air quality data and ozone levels in my town are far
- above the safe levels set by the World Health
- Organization. In fact, according to New Jersey's
- 20 environmental justice law, my family lives in one of
- the state's overburdened communities with regard to
- 22 pollution.



- 1 Emissions from heavy-duty vehicles play a
- 2 significant role in these dangerous air quality levels,
- and, thus, are largely responsible for the negative
- 4 consequences to public health. An article reported by
- 5 the organization Environment NJ reported earlier this
- 6 year that medium- and heavy-duty vehicles are
- 7 responsible for 44 percent of the nitrogen oxide and 39
- 8 percent of the particulate matter emitted by on-road
- ⁹ vehicles in New Jersey.
- 10 On the flip side, I do understand the concerns
- 11 about the speed at which the required infrastructure
- 12 updates for charging stations can be made. However, a
- 13 study by the independent consulting firm, ERM, found
- 14 that past truck pollution standards did not
- 15 significantly impact production, employment, prices, or
- 16 vehicle sales. Combined with the financial incentives
- in the Inflation Reduction Act, I have confidence that
- adopting the proposed standards will not harm the
- 19 overall economy.
- So again, I implore you to protect the health of
- 21 countless vulnerable citizens, like my family members,
- 22 by putting our national bus and truck fleet on a clear



- 1 and swift path to 100 percent zero-emission, all-
- electric vehicles by 2035. Thank you for the
- opportunity to testify today.
- 4 MS. THOMPSON: Thank you for your comment. As a
- 5 reminder, if you are speaking today, you will receive a
- 6 notification on your screen that you are being promoted
- 7 to the role of panelist shortly prior to your speaking
- 8 time. You must accept that invitation to be able to
- 9 unmute when you are called to testify. This will also
- 10 allow you to turn on your camera, which we encourage
- 11 you to do. We ask that each person limit their verbal
- 12 testimony to 3 minutes. Please speak slowly and
- 13 clearly so our court reporter and interpreters can
- 14 capture these proceedings accurately. Speakers
- 15 connected by telephone should unmute their phones when
- 16 called to testify.
- 17 If you are having technical difficulties, please
- send an email to public_hearing@abtassoc.com or call
- 19 (919) 294-7849. If you are not registered to speak but
- you would like to, please send an email with your name
- 21 and phone number to public_hearing@abtassoc.com or call
- 22 (919) 294-7849.



- 1 The next speaker will be Connor Mighell. You may
- 2 now unmute, and please state your name and affiliation
- 3 for the record.
- 4 MR. MIGHELL: Hi there. My name is Connor
- 5 Mighell. That's C-O-N-N-O-R, M-I-G-H-E-L-L. I'm an
- 6 attorney at the Center for the American Future of the
- 7 Texas Public Policy Foundation, a not-for-profit
- 8 organization dedicated to ensuring personal liberty,
- 9 preserving private property rights, and advocating for
- 10 a balanced, commonsense approach to environmental
- 11 regulations.
- The EPA's proposal to revise the tailpipe
- 13 greenhouse gas emissions rule for heavy-duty vehicles
- is ill-advised, statutorily impermissible, and likely
- unconstitutional. It's based on faulty science and an
- incorrect reading of the Clean Air Act, and it will
- devastate the American trucking industry.
- Former Supreme Court Justice Breyer stated in
- 19 Whitman v. American Trucking that the Clean Air Act
- does not require the EPA to eliminate every health
- 21 risk, however slight, at any economic cost, however
- great, to the point of hurtling industry over the brink



- of ruin. In the Whitman case, the Supreme Court
- vacated the 1997 NOx because of the poor science and
- 3 lack of discernible criteria underlying them.
- 4 Likewise here, no scientific data requires the EPA
- 5 to limit tailpipe emissions to the degree that heavy-
- 6 duty vehicles with internal combustion engines will be
- ⁷ barred from sale. The approach EPA seeks to adopt is
- 8 like using a ballistic missile to kill a mouse. Worse
- 9 still, this proposed rule is based on the scientific
- 10 mistake that has haunted environmental policymaking for
- over a decade, the incorrect belief that carbon
- dioxide, the most prevalent, naturally-occurring
- 13 greenhouse gas in the world, can be classified as a
- 14 pollutant under the Clean Air Act and regulated as
- 15 such.
- The Supreme Court reached this incorrect
- conclusion by misconstruing the CAA in 2007's
- 18 Massachusetts v. EPA, and subsequently, in 2009, the
- 19 EPA violated 42 U.S.C. Section 4365 by making an
- 20 endangerment finding regarding CO2 without first
- 21 seeking peer review from the Science Advisory Board, an
- 22 expert panel established by Congress to ensure EPA



- 1 regulations are based on sound data. Every EPA CO2
- 2 regulation since has been ultra vires.
- If the EPA puts this proposed tailpipe rule in
- 4 place, it will force truckers and trucking companies to
- 5 unnecessarily spend substantial financial and human
- 6 resources to deal with a barely-understood global issue
- 7 that the United States cannot conceivably tackle alone.
- 8 Such expenditures and manhours will sink smaller
- ⁹ trucking companies and further cripple the supply
- 10 chain.
- The EPA should've learned from the Supreme Court's
- decision in West Virginia v. EPA that Congress did not
- delegate to EPA the ability to force market change by
- 14 regulation under the Clean Air Act. The Clean Power
- 15 Plan was unconstitutional under the major questions
- doctrine, and this proposed rule is, too, for the same
- 17 reasons the Court articulated in West Virginia.
- The United States cannot possibly affect worldwide
- 19 climate change by acting unilaterally. This proposed
- ²⁰ rule will not meaningfully alter the climate either
- 21 globally or locally, but it will disrupt the American
- 22 trucking industry in substantial ways that will



- 1 reverberate to the detriment of the entire American
- 2 economy. Accordingly, the EPA must refrain from
- 3 adopting this rule. Thank you.
- 4 MS. THOMPSON: Thank you for your comment. The
- 5 next speaker will be Cecilia Garibay. You may now
- 6 unmute, and please state your name and affiliation for
- ⁷ the record.
- 8 MS. GARIBAY: Good afternoon. My name is Cecilia
- 9 Garibay, and I am the project coordinator with the
- 10 Moving Forward Network. MFN is a national network of
- over 50 member organizations that centers grassroots
- 12 frontline community expertise, knowledge, and
- engagement from communities across the U.S. that bear
- the negative impacts of the freight transportation
- 15 system. MFN is led by our frontline and fence-line
- 16 members from across the country. These communities are
- impacted by asthma, cancer, and other emission-related
- 18 illnesses at an alarmingly disproportionate rate.
- There continues to be overwhelming evidence
- displaying the correlation between those health
- 21 disparities and the multitude of pollution sources from
- 22 freight. For these reasons and all those that you will



- 1 continue to hear throughout this hearing from community
- 2 experts, MFN urges the EPA to require a hundred percent
- 3 zero-emission target by 2035 in the final rule. This
- 4 is feasible legally, economically, and practically as
- 5 states are surpassing the basic assumptions and goals
- 6 that the EPA is proposing.
- 7 EPA should be the leader in the transition to zero
- 8 emissions, not trailing behind. The assumptions that
- 9 were taken are conservative, given that it did not
- 10 consider the full impacts of the Inflation Reduction
- 11 Act, nor did the Agency consider how state standards
- would already provide a strong platform for growth --
- 13 for environment -- for zero-emission vehicles. We are
- 14 seeing this now as California just passed two key
- 15 regulations on trucks and locomotives.
- 16 For our members, race and zip code continue to be
- the best predictors of their health and life
- 18 expectancy. To say this is unjust does not go far
- 19 enough, especially considering we are at a time where
- 20 solutions are readily available via zero emissions.
- The Greenhouse Gas Phase 3 must be stronger, must be
- 22 more protective, and must reach the EJ commitments the



- 1 administration continues to make.
- 2 EPA identifies the inequity and environmental
- 3 injustice of truck pollution in its rule but does
- 4 nothing to ensure the elimination of the harmful
- 5 particulate and smog-forming pollution that's
- 6 identified. Also, there's nothing that clearly targets
- 7 freight trucks nor guarantees emission reductions for
- 8 environmental justice communities. We have an
- 9 obligation, a responsibility to do more than merely
- 10 listen, but act in support of the true experts:
- 11 frontline and fence-line communities, who have been
- 12 battling the public health and environmental impacts
- 13 from the deadly emissions caused by freight for
- decades.
- Lastly, EPA limited us to a shortened public
- 16 comment process. For a critical rule, we only have a
- 17 50-day public comment period, while the light duty rule
- is getting 60. We risk impactful policy when certain
- voices are left out of the table in the name of getting
- 20 policy done. We risk meaningful discussion and
- opportunity to strengthen policy that takes decades to
- 22 reconsider. Let me remind you, the last emission



- 1 regulation for trucks was over 20 years ago prior to
- last December, and locomotives had not been touched for
- 3 decades prior to Last Friday.
- We cannot have another missed opportunity. We
- 5 need the strongest, most protective policy now. Thank
- 6 you for your time.
- 7 MS. THOMPSON: Thank you for your comment. The
- 8 next speaker will be Cassandra Carmichael. You may now
- 9 unmute, and please state your name and affiliation for
- 10 the record.
- MS. CARMICHAEL: Good afternoon. My name is
- 12 Cassandra Carmichael. I'm with the National Religious
- 13 Partnership for the Environment. My name is spelled C-
- 14 A-S-S-A-N-D-R-A. Last name is C-A-R-M-I-C-H-A-E-L.
- The National Religious Partnership for the
- 16 Environment is an alliance of five major faith
- institutions: the U.S. Conference of Catholic Bishops,
- the Evangelical Environmental Network, the Jewish
- 19 Council for Public Affairs, the Jewish Social Justice
- 20 Roundtable, and the National Council of Churches.
- 21 Together, we have recognized our call to protect God's
- 22 creation and also God's people. We strive for



- 1 environmental justice, and we know that religious
- 2 communities across the country center environmental
- 3 justice in their ministry and in their mission.
- 4 Communities of color bear the brunt of our
- 5 collective transportation choices, which many of the
- 6 hearing participants have already documented. Highways
- 7 and major roads bisect communities of color, leaving
- 8 behind a legacy of pollution. This pollution has
- 9 negative impacts on human health and contributes to
- 10 climate change. While trucks and buses account for
- only about 4 percent of vehicles on the road, they are
- responsible for an outsized impact on both pollution
- 13 and climate change. They have 25 percent of total
- 14 transportation emissions.
- Because pollution from trucks has a
- disproportionate burden on communities of color, we
- 17 need clean trucks to be zero-emission trucks. And it's
- 18 not just a matter of protecting God's earth, but it's a
- 19 matter of justice the EPA must quickly finalize the
- 20 strongest clean truck standard possible so that we are
- on the road to a hundred percent zero-emission vehicles
- 22 and trucks by 2035. Thank you very much for your time.



- 1 MS. THOMPSON: Thank you for your comment. The
- 2 next speaker will be Andrew Boyle. You may now unmute,
- 3 and please state your name and affiliation for the
- 4 record.
- MR. BOYLE: Good afternoon. My name is Andrew
- 6 Boyle from Boyle Transportation. We're a nationwide
- 7 trucking firm. Thank you for the opportunity to be
- 8 here today.
- 9 Our company has been -- is a big fan of the EPA
- 10 Smart Way Program. We've been participants for about
- 11 15 years, including the last 5 years as top-tier
- 12 performers. We have also achieved a rare -- the only
- 13 trucking company in North America to achieve the ISO
- 14 14001 Standard for Environmental Management System, and
- our solar --our headquarters is solar powered. In
- other words, we're part of the solution and we can help
- others do so.
- Our fleet is only -- the oldest trucks in our
- 19 fleet are about 4 years old, and I'd like to kind of
- 20 dispel some misconceptions, and that today's trucks --
- 21 as a guy who grew up around the fumes and exhaust that
- 22 many other participants here have referenced, we



- 1 totally share that the notion that we should reduce
- emissions as much as possible and, ultimately, get to
- 3 zero emissions. There are many ways to get there, and
- 4 I think it's a huge mistake to try to dictate the
- 5 winners in terms of which specific technologies because
- 6 that reduces the likelihood that we're going to get
- 7 there.
- For example, about 47 percent of the nation's
- 9 heavy-duty trucks are pre-2010 emission standards, so
- 10 the Diesel Emission Reductions Act and other sorts of
- vehicles exist, pun intended, to help reduce emissions
- 12 already by, say, eight -- you know, half the fleet we
- can reduce them by 80 percent. We could achieve a 40-
- 14 percent reduction in a very near term using the
- 15 existing infrastructure.
- 16 And we are -- as a -- as fleet owner and runner,
- we're agnostic as far as what the power source is,
- 18 provided its environmentally friendly and it's
- 19 economical for the American people. If battery
- 20 electric trucks, which cost \$300,000 more, were created
- in an environmentally-friendly fashion and there was
- the infrastructure to use them, by all means, we'd be



- 1 fine with that, and the American public would just pay
- significantly more for their -- the items that they
- 3 consume. So we're agnostic on that front.
- 4 However, we just need to make something clear.
- 5 There is zero -- close to zero infrastructure currently
- 6 to charge heavy-duty electric trucks, so it's not even
- 7 a consideration. For California and even EPA to
- 8 dictate that you have to use electric trucks in the
- 9 near term, well, congratulations. Everybody can high-
- 10 five each other because the paper that it's printed on
- 11 is worthless. So that -- you know, those types of
- 12 rules are not going to be as effective as working
- together with industry and the brilliant engineers to
- 14 get us close to zero as possible using existing
- 15 infrastructure.
- So we welcome the opportunity to get to achievable
- 17 national standards with you. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 19 next speaker will be Thomas Walker. You may now
- unmute, and please state your name and affiliation for
- 21 the record.
- MR. WALKER: Hello. I'm Thomas Walker, the



- 1 transportation technology manager at the Clean Air Task
- ² Force. Thank you for the opportunity to testify today.
- 3 CATF supports EPA's proposal to strengthen the
- 4 greenhouse gas emission standards for heavy-duty
- 5 vehicles. Given the widespread availability of zero-
- 6 emission vehicles, including both battery electric
- 7 vehicles -- BEV -- and hydrogen fuel cell electric
- 8 vehicles -- FCEV -- EPA should consider further
- 9 strengthening the final rule. The marriage of both BEV
- and FCEV drivetrain provide manufacturers with options
- 11 for meeting stringent emission standards and
- eliminating dangerous pollutants from heavy-duty
- 13 vehicles.
- Pursuant to the Clean Air Act, EPA must adopt
- emission standards strong enough to redress the
- 16 magnitude of the endangerment to the public from motor
- vehicle emissions. In addition to being a significant
- source of greenhouse gas emissions, diesel trucks are
- 19 leading contributor to particulate matter pollution.
- This pollution often occurs in industrial or urban hubs
- 21 and causes health disparities that further inequitable
- 22 harms for historically-marginalized communities.



- 1 Diesel-related deaths and illnesses will be
- 2 dramatically reduced by a shift to trucks that have
- 3 electric drivetrains, either powered by batteries or by
- 4 hydrogen.
- 5 EPA must also set standards that are based on
- 6 anticipated developments in zero-emission vehicle
- 7 technologies. As EPA recognizes in its proposed rule,
- 8 manufacturers have many options for curbing these
- 9 harmful emissions. I would like to emphasize FCEV
- technology as critical to decarbonization efforts in
- 11 the heavy trucking market segment. The FCV drivetrain
- 12 has no tailpipe GHG or criteria emissions. It's fully
- electric where the electricity is karmically converted
- 14 from hydrogen via the fuel cell. It's operationally
- similar to diesel in terms of fueling and has little to
- 16 no life cycle emissions, as long as the hydrogen
- 17 production method is -- has a low carbon intensity.
- 18 As FCEVs begin to penetrate the market, so
- operational advantages will become clear in trucking
- 20 segments of long haul. Relative to diesel, these
- vehicles can complete long routes without a substantial
- 22 number of additional refueling stops. They can be



- 1 refueled in approximately the same amount of time, and
- their power trains are only slightly heavier, such that
- 3 FCEVs can carry up to 94 percent of the cargo that
- 4 diesel trucks can carry when fully loaded. As such,
- 5 these advantages make FCEVs an excellent diesel
- 6 replacement on long-haul routes.
- 7 The use of FCEVs increases the percentage of a
- 8 given truck fleet that can be reasonably decarbonized,
- 9 improves operational flexibility, potentially optimizes
- 10 timelines as hours do not need to be budgeted for
- 11 charging, and alleviates some electrical grid
- 12 infrastructure concerns by offering an alternative of
- tool for significantly reducing GHG emissions from
- 14 heavy-duty highway vehicles. Importantly, the
- 15 technological development and commercialization of
- 16 FCEVs will be accelerated because do several provisions
- in the Infrastructure Investment and Jobs Act as well
- 18 as the Inflation Reduction Act, including the Regional
- 19 Clean Hydrogen Hubs Program and the clean hydrogen
- 20 production tax credit, respectively.
- Overall, the option of hydrogen FCEVs alongside
- 22 BEVs act to increase the efficiency of transportation



- decarbonization, allowing for the EPA to set reasonable
- yet strict regulations. Thank you.
- MS. THOMPSON: Thank you for your comment. As a
- 4 reminder, if you are speaking today, you will receive a
- 5 notification on your screen that you are being promoted
- 6 to the role of panelist shortly prior to your speaking
- 7 time. You must accept that invitation to be able to
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- 16 If you are having technical difficulties, please
- send an email to public_hearing@abtassoc.com or call
- 18 (919) 294-7849. If you are not registered to speak but
- 19 you would like to, please send an email with your name
- and phone number to public_hearing@abtassoc.com or call
- 21 (919) 294-7849.
- The next speaker will be Antonia Herzog. Antonia,



- 1 we do not currently see you in the list of attendees.
- 2 However, if you have joined this hearing under a
- different name, please indicate your presence by
- 4 pressing the raise hand button at the bottom of your
- 5 screen. If you have called in, please dial star-9 on
- 6 your phone.
- 7 (No response.)
- MS. THOMPSON: The next speaker will be Gary
- 9 Ewart. Gary, you may now unmute, and please state your
- 10 name and affiliation for the record.
- MR. EWART: Thank you very much. My name is Gary
- 12 Ewart -- E-W-A-R-T. I am staff for the American
- 13 Thoracic Society. The American Thoracic Society is a
- medical professional organization of over 15,000
- 15 pulmonary, critical care, and sleep physicians
- dedicated to the detection, prevention, and cure of
- 17 respiratory diseases, critical care illness, and sleep-
- 18 disordered breathing. In nd short, we're lung experts.
- 19 For starters, let me say the American Thoracic
- 20 strong -- Society strongly supports EPA's Proposed
- 21 Greenhouse Gas Standards for Heavy-Duty Vehicles, Phase
- 22 3. Climate change is a real health threat. Climate



- 1 change, driven by emissions of carbon dioxide and other
- 2 GHG emissions, is rapidly changing earth's climate in
- ways that threaten human health. Our average
- 4 temperatures, more frequent and more intense heat
- 5 spells, more frequent intense severe weather, longer
- 6 wildland fire seasons and accompanying smoke exposures,
- 7 longer and more intense pollen seasons. We've seen
- 8 recently the dual threat in California of both
- 9 persistent droughts and damaging flooding easily
- 10 coexist in a climate-changed world.
- 11 Air pollution is also a major health concern. Air
- 12 pollution triggers exacerbations of respiratory
- diseases, like asthma and COPD, leading to avoidable
- 14 missed school days, work days, days of restricted
- 15 activity exacerbations, increase medical -- medication
- use, emergency room visits, hospitalizations, and
- 17 premature death. Exposure to air pollution can even
- 18 lead to the development of decrements in lung function
- in children who have persistent exposure to air
- 20 pollution.
- 21 EPA's proposed rule to address greenhouse gas
- emissions for Model Year 2027 beyond heavy-duty trucks



- 1 is one of a series of important regulatory actions EPA
- 2 is taking to address climate change head on. Reducing
- 3 GHG emissions from trucks will both reduce future
- 4 greenhouse gas emissions and simultaneously reduce
- ⁵ criteria air pollutants, like ozone, particulate
- 6 matter, and NOx. The transportation sector is the
- ⁷ single largest source of greenhouse gas emissions in
- 8 the U.S., and medium- and heavy-duty trucks play a
- 9 disproportionate role in the share of vehicle GHG
- 10 emissions.
- EPA's proposal is both necessary, achievable, and
- will have immediate and long-term public health
- 13 benefits for the American public. The ATS will provide
- 14 more detailed written comments, but we urge EPA to move
- 15 forward swiftly to finalize and begin implementing
- 16 strong GHG emission standards for trucks, Phase 3.
- 17 Thank you.
- MS. THOMPSON: Thank you for your comment. This
- 19 concludes our fifth speaker block. We will now call on
- the names of those who were not present when initially
- 21 called to testify. If you have joined, please indicate
- your presence by pressing the raise hand button at the



- 1 bottom of your screen. If you have called in, please
- ² dial star-9 to raise your hand.
- The only individual from Speaker Block 5 who we
- 4 will call on is Antonia Herzog. Again, Antonia, if you
- 5 have joined, please indicate your presence by pressing
- 6 the raise hand button at the bottom of your screen or
- ⁷ by dialing star-9, and I can see your hand is raised,
- 8 so I will promote you to panelist now.
- 9 (Brief pause.)
- MS. THOMPSON: Okay. Antonia, when you are ready,
- 11 please unmute and state your name and affiliation for
- 12 the record.
- MS. HERZOG: Antonia Herzog, Health Care Without
- 14 Harm.
- MS. THOMPSON: You can begin.
- MS. HERZOG: Thank you. Good afternoon. My name
- is Antonia Herzog, and I'm the associate director of
- 18 climate policy and advocacy in the Health Care Without
- 19 Harm's U.S. Climate and Health Program. Thank you very
- 20 much for the opportunity to testify in front of you
- 21 today.
- Health Care Without Harm works with hospitals



- 1 across the U.S. and around the world to reduce their
- 2 carbon footprint and prepare their facilities and
- 3 communities for climate impacts. We aggregate the
- 4 power of the healthcare sector to advocate for clean
- 5 energy and climate-smart policies to accelerate the
- 6 transition to a low-carbon economy that protects health
- 7 and promotes equity. To successfully reduce
- 8 healthcare's transportation greenhouse gas emissions
- 9 and protect patient health, it is essential that EPA
- 10 implement strong heavy-duty vehicle standards.
- We have a membership organization called Practice
- 12 Green Health in the U.S. with a network of more than
- 13 1,500 hospitals, 20 percent of U.S. hospitals, that we
- 14 support in implementing sustainability practices.
- 15 Practice Green Health helps hospitals and health
- 16 systems reduce their transportation-related greenhouse
- gas emissions. We also convene a National Healthcare
- 18 Climate Council made up of 21 health systems, climate
- 19 leaders, representing over 600 hospitals and 10,000
- health centers in 43 states with more than 1.3 million
- employees, serving over 81 million patients annually.
- Health Care Without Harm supports the EPA setting



- 1 strong Phase 3 greenhouse gas standards for heavy-duty
- vehicles. The EPA needs to move quickly to finalize
- 3 these critical standards by the end of this year, and
- 4 they need to be one of the strongest of the
- 5 alternatives being considered by EPA, such as those
- 6 that match California's Advanced Clean Trucks Program.
- 7 The market is evolving quickly with options for zero-
- 8 emission trucks expanding rapidly. We absolutely need
- 9 the EPA standards to match that momentum and provide
- the strong market signal to support heavy-duty vehicle
- 11 manufacturing commitments.
- 12 Transportation intersects with healthcare in the
- ways that employees, patients, and supplies travel to
- 14 and from healthcare facilities, all of which contribute
- to poor air quality, health system greenhouse gas
- 16 emissions, and adverse environmental and community
- health outcomes, especially for low-income and
- 18 communities of color. To reduce these emissions,
- 19 healthcare needs to move to zero-emission vehicles.
- Moving to an all-electric vehicle fleet, for example,
- 21 can reduce maintenance and fuel costs as well as local
- 22 air pollution.



- 1 Idling delivery trucks, vehicles, and ambulances
- 2 are a common sight around hospitals, some of which need
- 3 to run while parked, like ambulances and refrigerated
- 4 delivery. Many of these vehicles use diesel engines
- 5 that pump out particularly hazardous tailpipe
- 6 pollution. Zero-emission electric vehicles solves
- 7 these problems, and that is why we need to move towards
- 8 them. When we eliminate greenhouse gases and the other
- 9 air pollution from fossil fuels associated with vehicle
- 10 tailpipe emissions, we greatly reduce some of our most
- 11 expensive and tragic healthcare challenges: premature
- death, neurological disorders, chronic bronchitis,
- 13 asthma, cardiovascular disease --
- MS. THOMPSON: Thank you for your comment. You
- 15 have reached the 3-minute limit. Please complete your
- 16 testimony within the next 30 seconds, and you can
- 17 submit additional testimony to our docket as shown on
- 18 screen.
- MS. HERZOG: Okay, and their associated with
- 20 emergency room visits and much more. To avoid the
- worst impacts of climate change, to ensure that
- 22 healthcare transportation emissions decrease in line



- with the need to reach 50-percent emissions reductions
- 2 by 2030 and net zero by 2050, EPA must finalize the
- 3 strongest rule possible to protect our health and
- 4 address the climate crisis by driving the necessary
- 5 transition to zero-emission heavy-duty vehicles. Thank
- 6 you very much for this opportunity to testify on behalf
- ⁷ of Health Care Without Harm.
- MS. THOMPSON: Thank you for your comments. That
- 9 concludes Speaker Block 5. We will now move to the
- 10 next speaker block. The next speaker will be Stephanie
- 11 Sears. Stephanie, you may now unmute, and please state
- 12 your name and affiliation for the record. Just as a
- 13 reminder, you'll need to accept the -- great.
- 14 Stephanie, when you're ready, you may begin.
- MS. SEARS: Hello. My name is Stephanie Sears.
- 16 I'm the environmental impact manager for Lynden
- 17 Incorporated. Lynden Family of Companies provides
- 18 logistics solutions via air, land, and sea. As an EPA
- 19 Smart Way participant and Excellence Award winner,
- 20 Lynden is a pioneer in fuel efficiency and emission
- 21 reduction efforts.
- We understand that the proposed rule is considered



- 1 technology neutral. However, it fails to consider
- 2 renewable fuels and other current technologies that can
- 3 reduce emissions now. For example, renewable diesel
- 4 emits 56 percent less CO2 than traditional diesel and
- 5 38 percent less CO2 than a battery electric truck when
- 6 considering the full life-cycle emissions of vehicle
- 7 production, use, and disposal. Renewable natural gas
- 8 provides negative carbon emissions by capturing methane
- 9 from biogas and landfills.
- 10 Engines manufactured after 2010 are 25 percent
- more fuel efficient and cut emissions up to 90 percent,
- 12 yet it's estimated that 47 percent of trucks still
- operate these pre-2010 engines. According to ATRI, any
- 14 significant reduction in CO2 is not realized until
- after 2050 when it is predicted that the mix of power
- is transformed to more renewable sources.
- 17 Lynden operates in some of the harshest conditions
- in Alaska where reliability is a safety issue for our
- 19 drivers and customers who depend on delivery of
- 20 critical goods. A regular route is Fairbanks to
- 21 Prudhoe Bay, traversing the Dalton Highway, a 400-mile
- long treacherous road, mostly gravel, with grades of



- 1 more than 12 percent. There's limited resources and
- only about three fuel stops. A truck running out of
- 3 battery in minus-50 degrees Fahrenheit is not an
- 4 option. The extreme temperatures would reduce the
- 5 battery's range by at least 30 percent. Charging time
- 6 would increase and the battery life itself diminished.
- 7 To provide electric charging facilities in these
- 8 remote off-grid conditions would prove completely
- 9 unrealistic and probably require diesel-powered
- 10 generators. The additional cost associated with these
- 11 capital investments, loss of payload, reduced range,
- 12 and increased labor would be passed down to the
- 13 American consumer.
- 14 In conclusion, Lynden values the goal of cleaner
- 15 air and cleaner trucks. However, the proposed emission
- 16 standards for heavy trucks limits innovation and puts
- other viable options to reduce emissions out of reach.
- 18 Thank you for this opportunity to provide comments,
- and we'll be submitting written testimony. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 21 next speaker will be Rich Killmer. You may now unmute,
- 22 and please state your name and affiliation for the



- 1 record.
- 2 REVEREND KILLMER: Good afternoon. My name is
- 3 Reverend Richard Killmer. I'm a retired Presbyterian
- 4 minister living in both Yarmouth, Maine and in Grand
- 5 Rapids, Michigan. I spend most of my time combating
- 6 the climate crisis. As people of faith, we care about
- 7 protecting God's creation and human health, so those
- 8 facts leave -- lead us to care significantly about
- ⁹ transportation issues, including heavy trucks.
- The trucking industry is the leading source of
- deadly air pollution and has an outsized climate
- 12 impact. Medium- and heavy-duty trucks are a major
- source of harmful pollution, which is more intensely
- 14 felt in low-wealth communities and communities of color
- because they are often located near major
- 16 transportation corridors. Because diesel pollution is
- 17 a disproportionate burden on communities of color,
- 18 clean transportation, including zero-emission trucks,
- 19 is a requirement of justice.
- But while trucks and buses only account for 4
- 21 percent of vehicles on the road, they are responsible
- 22 for 25 percent of total transportation sector



- 1 greenhouse gas emissions. The Intergovernmental Panel
- on Climate Change reports that now is the time for the
- 3 nations of the world to respond to the climate crisis
- 4 if we have any hope of protecting the 1.5-degree
- ⁵ Celsius increase.
- 6 Ensuring that trucks emit as close to net zero as
- quickly as possible will have a significant effect on
- 8 that goal. So I support the maximum possibility for
- 9 the EPA for decreasing the emissions of both greenhouse
- 10 gases and pollution as quickly as possible. As
- 11 responsible stewards of God's creation, we have an
- opportunity to put in place strong standards to
- 13 accelerate the transportation industry's transition
- toward zero-emission vehicles as a significant part of
- the work for justice and for equity. Thank you very
- 16 much.
- MS. THOMPSON: Thank you for your comment. As a
- 18 reminder, if you are speaking today, you will receive a
- 19 notification on your screen that you are being promoted
- to the role of panelist shortly prior to your speaking
- 21 time. You must accept that invitation to be able to
- 22 unmute when you are called to testify. This will also



- 1 allow you to turn on your camera, which we encourage
- 2 you to do. We ask that each person limit their verbal
- 3 testimony to 3 minutes. Please speak slowly and
- 4 clearly so our court reporter and interpreters can
- 5 capture these proceedings accurately. Speakers
- 6 connected by telephone should unmute their phones when
- ⁷ called to testify.
- If you are having technical difficulties, please
- 9 send an email to public_hearing@abtassoc.com or call
- 10 (919) 294-7849. If you are not registered to speak but
- 11 you would like to, please send an email with your name
- and phone number to public_hearing@abtassoc.com or call
- 13 (919) 294-7849.
- The next speaker will be Susan Entin. You may now
- unmute, and please state your name and affiliation for
- 16 the record.
- MS. ENTIN: My name is Susan Entin. I'm a member
- of the Sierra Club of Massachusetts. I live in Quincy,
- 19 Massachusetts on land stolen from Native Americans. On
- 20 March 2nd, 2018, Quincy, Massachusetts experienced a
- 21 super storm that was actually regional. It put the
- 22 neighborhood of Houghs Neck, a poor white community,



- 1 under water up to the rooftops.
- Quincy is a short drive along all of Wollaston
- 3 Beach that stretched from Houghs Neck to near where I
- 4 live, was closed for three days because of the
- 5 flooding. The richer section of Quincy, just beyond
- 6 where I live, was an island. This water receded in
- 7 2018, but it may not do that the next time there is a
- 8 big enough superstorm.
- 9 For decades, I'm -- I have been listening to
- 10 people argue about emissions. Climate change is here.
- 11 I know for decades that -- from the Sierra Club and
- other legal councils that people of color and poor
- 13 people are suffering the most from air pollution. The
- 14 EPA kept rolling back its emission standards, and I
- 15 still was concerned about public health, although not a
- 16 public health official.
- 17 Al Gore ran for president with green goals and
- green dreams in 2000 A.D. and lost. Climate change was
- 19 predicted and lobbied against in the early 1970s. The
- higher rates of asthma and lung cancer, even for non-
- 21 smokers in the black community, were reported in other
- 22 poor neighborhoods not long after. In 2002, Arianna



- 1 Huffington wrote that if automakers, including truck
- 2 manufacturers, took all the money they used to bribe
- 3 congressman and regulatory agencies, they could have a
- 4 1000-percent emission-free vehicle in the showroom in 2
- 5 weeks.
- 6 Recently, major polluting countries, including
- ours, has agreed to pay reparations to countries
- 8 destroyed by climate change, but they did not change
- 9 the behavior of what causes the climate change and the
- 10 pollution. After admitting responsibility, the United
- 11 States is abdicating in favor of destroying itself than
- 12 the whole world.
- Heavy-duty trucks cause 50 percent of all vehicle-
- 14 cause pollution, although they are not the most of the
- vehicles used. We don't need any more of this. We
- 16 need to save ourselves and humanity together, but other
- animals are dying off.
- MS. THOMPSON: Thank you for your comment. You
- 19 have reached the 3-minute limit. Please complete your
- testimony within the next 30 seconds, and you can
- 21 submit additional testimony to our docket as shown on
- 22 screen. Thank you.



- MS. ENTIN: This is a moment when we need to get
- 2 rid of all greenhouse gases, all carbon-fueled
- yehicles, not with nuclear ones or hydrogen ones, but
- 4 actually non-polluting, non-carbon everywhere in all
- 5 levels of the technology of our country so that climate
- 6 change doesn't destroy the entire planet. Thank you
- 7 very much for letting me speak.
- 8 MS. THOMPSON: Thank you for your comment. The
- 9 next speaker will be Ruth Hund. Ruth, you may now
- unmute, and please state your name and affiliation for
- 11 the record.
- MS. HUND: Thank you for allowing me to testify.
- 13 My name is Ruth, and I'm a resident of Golden,
- 14 Colorado. I have a master's degree in environmental
- science and engineering from the Colorado School of
- 16 Mines. I'm a volunteer for the Sierra Club.
- Golden is in the Denver Metro Area and is part of
- 18 Colorado's severe non-attainment area for ozone. A
- 19 strong heavy trucks rule will not only decrease
- 20 greenhouse gas emissions, it will lower ozone levels.
- I have asthma. It is mild and manageable with an
- inhaler. A few weeks ago, I was canvassing with my



- 1 friend, Lucy, in a disproportionately impacted
- 2 community that is bordered by I-70, petroleum refinery,
- 3 and a Purina pet food plant. The wind changed, and it
- 4 smelled awful. We joked about the aromas and overtones
- of I-70 in the air as if it were a fine wine, but then
- 6 it didn't get so funny. Lucy started getting a
- 7 headache and feeling nauseous. She said she was going
- 8 to go home to Commerce City, a nearby and also
- 9 disproportionately impacted community bordered by the
- same refinery on I-70.
- I had to use my inhaler. I got home and had one
- of the worst asthma incidences in my life. If I lived
- were Lucy lives, my asthma would be much worse,
- 14 probably incapacitating at times. But I'm white and
- 15 have the privilege of living in Golden. Lucy is Latina
- and lives right by I-70 where soot, NOx, and resulting
- ozone from dirty heavy trucks affect her health. She
- 18 has to live with it.
- Science tells us that the transportation sector is
- the greatest contributor to greenhouse gas emissions.
- 21 Heavy trucks represent 20 percent of vehicles and cause
- 22 50 percent of the sector's pollution. One does not



- 1 need to rely on science to know that heavy trucks spew
- out soot. You can see it, and it's disqusting.
- 3 Combustion engines also spew out VOCs and NOx, which
- 4 cause ground-level ozone formation. Particulates and
- 5 ozone are my asthma triggers. Wildfires in Colorado,
- 6 Utah, and California caused by climate change are
- 7 brutal for me.
- 8 Colorado is trying to shore up the regulations on
- 9 trucks with the passage of a new advanced clean truck
- 10 rule. Unfortunately, most trucks going through
- 11 Colorado on I-70 come from and/or are on their way to
- 12 someplace else. This must be a national effort.
- 13 Electrifying our national fleet will really help. A
- 14 strong heavy trucks rule is a first step.
- 15 I'm partly here to fight for myself. I would like
- 16 to not have to worry about an asthma attack during high
- ozone and wildfire season. Mostly I'm here to fight
- 18 for Lucy and everyone who lives in the I-70 corridor.
- 19 I care about her and her community. Do you? Please
- 20 pass a heavy trucks rule with as strong provisions as
- 21 possible for our communities and the environment.
- 22 Thank you very much.



- 1 MS. THOMPSON: Thank you. Thank you for your
- 2 comment. The speaker will be Karen Campbell. Karen,
- you may now unmute. Please state your name and
- 4 affiliation for the record.
- 5 MS. CAMPBELL: Hi. My name is Karen Campbell.
- 6 I'm a member of the Sierra Club. Thank you for the
- 7 opportunity to speak about green gas -- greenhouse gas
- 8 emissions standards for heavy-duty vehicles.
- 9 I live in a rural area of New Hampshire. However,
- in 1991, I moved from Iowa to Los Angeles to begin my
- working career. I loved the weather of Southern
- 12 California, and I spent much of my free time outside
- training for and performing in triathlons. However,
- within a year of moving to the city, I had experienced
- enough bouts of bronchitis that I was diagnosed with
- 16 asthmatic bronchitis, and I was put on an inhaler and
- an oral medication eventually to try to prevent further
- bouts of the illness. I had never suffered from
- bronchitis before, but even with the medications, I
- still had several bouts of illness every year.
- While I loved L.A., I did look at the skies full
- of hazy pollution and my windowsills covered with a



- 1 light layering of soot every day, and I had some
- ² feelings of trepidation. I knew the polluted air
- 3 wasn't good for my health. However, what I didn't know
- 4 was just how much air quality was contributing to my
- 5 illness.
- I moved from LA to rural New Hampshire in 2005,
- 7 and I've never had a bout of bronchitis since. I was
- 8 weaned off all medication 15 months after moving, and I
- 9 still train outdoors regularly. This is a very real-
- world example of what the doctors and scientists have
- 11 been telling us for years. Breathing air that's
- 12 contaminated by the byproducts of burning fossil fuels
- is very unhealthy. I'm lucky because I was able to
- move to a cleaner, safer environment, but many people
- can't do that, especially people in low-income
- 16 communities. And, frankly, people should not have to
- move away from their jobs, their family, their friends,
- 18 et cetera, in order to be able to breathe clean air.
- 19 Approximately 30 percent of air pollution comes
- from the transportation sector, and even though trucks
- 21 and buses only make up 10 percent of the vehicles on
- our roads, they're responsible for about 50 percent of



- 1 the air pollution created. And because of redlining,
- 2 much of the transportation corridors for these vehicles
- 3 run through low-income communities of color.
- 4 The EPA's proposed heavy-duty truck standards are
- 5 a step in the right direction, but they're insufficient
- 6 to address the persistence of deadly pollution in the
- 7 air. They don't adequately protect public health or
- 8 prevent premature deaths. So I really want EPA to set
- 9 the strongest, science-based standards possible to
- 10 protect our health. In order to reduce greenhouse gas
- 11 pollution causing dangerous and costly climate change,
- the EPA must ensure that the heavy-duty vehicle rules
- 13 are strong as possible and reflect major advancements
- in zero-emission technologies. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 16 next speaker will be Ray Minjares. You may now unmute.
- 17 Please state your name and affiliation for the record.
- MR. MINJARES: My name is Raymond Minjares, and
- 19 I'm the director of the International Council on Clean
- 20 Transportation's Heavy-Duty Vehicles Program. ICCT has
- 21 published research this year that shows the feasibility
- of GHG reductions is greater than what EPA reflects in



- 1 its proposal. Let me highlight two areas where I think
- our research can help.
- First, the proposal does not assume the
- 4 availability of public-charging infrastructure,
- 5 including megawatt charging, to support electrification
- of most tractor trailers before 2013. Under a
- 7 business-as-usual scenario, tractor trailers will
- 8 contribute 67 percent of cumulative GHG emissions
- 9 through 2050. Investments from Daimler Trucks,
- 10 Terawatt Infrastructure, Foreign Mobility, WattEV, and
- 11 many others reflect millions of dollars entering the
- 12 public charging as a service market for this category
- 13 of vehicles.
- 14 This infrastructure will allow tractors to use
- smaller batteries, minimize their dwell time, and
- achieve diesel-equivalent range and payload at lower
- 17 costs per mile than diesel. Assuming the availability
- of high-powered charging, like megawatt charging, ICCT
- 19 research finds that long-haul tractors will achieve TCO
- 20 parity with diesel beginning in Model Year 2028. In
- 21 states with lower-cost electricity, like Texas and
- 22 Florida, this TCO parity will arrive even sooner. The



- 1 final rule can deliver greater GHG reductions at lower
- 2 cost by setting standards for tractor trailers that
- 3 assume the availability of this publicly-accessible
- 4 high-powered charging starting in 2027.
- 5 Second, the proposal does not assume that the
- 6 deployment of any new efficiency technologies for
- 7 internal combustion engine vehicles beyond those
- 8 identified in existing Phase 2 standards. ICCT
- 9 research has identified cost-effective vehicle-
- 10 efficiency technologies with a 2-year payback period,
- 11 such as reduced accessory load, tire rolling
- 12 resistance, improved aerodynamics, and light waiting,
- 13 just to name a few. Our research has identified a
- 14 range of ice-efficiency technologies that could deliver
- between a 22- to 23-percent improvement beyond 2027
- 16 requirements that exist today for Class A day cab
- 17 tractors, for example. The final rule can deliver
- 18 greater GHG reductions by assuming the adoption of
- these technologies will be necessary to meet the
- 20 standards.
- This proposal is a key opportunity to realign U.S.
- transport policy with its climate commitments, but more



- 1 policy action is needed to deliver the necessary GHG
- 2 reductions. The ICCT has found that IRA incentives
- 3 have the potential to stimulate around a 44-percent ZEV
- 4 sales share for heavy-duty vehicles in 2030. The
- 5 proposal in its current form does not ensure this
- 6 number of ZEVs will be delivered. A smaller but still
- 7 important share of GHG reductions will come from
- 8 deployment of new ice-efficiency technologies.
- 9 ICCT looks forward to supporting EPA with the data
- and underlying assumptions that will be necessary to
- 11 ensure the final rule reflects the full potential to
- 12 reduce greenhouse gas emissions from the sector. Thank
- 13 you very much.
- MS. THOMPSON: Thank you for your comment. The
- 15 next speaker will be Dave Cooke. You may now unmute,
- 16 and please state your name and affiliation for the
- 17 record.
- DR. COOKE: Hi. I'm Dr. David Cooke with the
- 19 Union of Concerned Scientists, a nonprofit focused on
- 20 ensuring public policy is based on the best-available
- 21 science. On behalf of our half a million members, I
- 22 appreciate the opportunity to talk to you today, and I



- 1 want to acknowledge the effort that staff is putting in
- over these hearings and soliciting feedback from the
- 3 public on this important rule.
- We are here now at a pivotal moment where state
- 5 and federal policymakers are aiding a transition to a
- 6 zero-emission future in order to address the climate
- 7 and public health impacts of the freight sector. Under
- 8 the Advanced Clean Trucks Rule, states are already
- 9 ensuring the availability of zero-emission trucks
- 10 across a range of vehicle types and occupations, and as
- 11 Ray ICCT just mentioned, there are a wide range of
- incentives and grants in the Inflation Reduction Act
- and Bipartisan Infrastructure Law by Congress to
- 14 support the broad deployment of electric trucks. And
- 15 yet rather than pushing beyond these developments,
- 16 EPA's proposal simply locks in the status quo momentum.
- 17 It is, therefore, more appropriate to see EPA's
- 18 proposal not as a regulatory alternative but as a no-
- 19 action alternative or baseline upon which EPA should
- then build a regulatory alternative to accelerate the
- 21 deployment of zero-emission trucks.
- 22 EPA's analysis shows levels of electric truck



- 1 adoption more conservative than not just what truck
- 2 makers have promised but what industry's own analysis
- 3 has projected as likely to occur. This is particularly
- 4 problematic since EPA's rule is structured in a way
- 5 that ensures industry will comply with far fewer zero-
- 6 emission trucks than the analysis supposes would be
- 7 necessary. While it has wisely proposed multi-
- 8 pollutant regulatory action in other sectors, EPA has
- 9 decided not to directly regulate the harmful NOx and PM
- 10 pollution from the new heavy-duty vehicle fleet. This
- 11 means that combustion solutions remain a likely
- 12 compliance mechanism with its proposed greenhouse gas
- 13 rule, negating many of the air quality benefits assumed
- 14 by the Agency in its analysis.
- 15 EPA has neglected to consider the use of
- 16 combustion technologies in this proposal beyond Phase 2
- 17 requirements, virtually assuring that manufacturers
- will use such readily-available off-the-shelf options
- 19 as a compliance strategy. EPA is already well aware of
- the additional reductions it is currently leaving on
- the table. As part of the 2027 engine regulation,
- 22 suppliers submitted reams of data showing solutions



- which could simultaneously achieve EPA's targets and
- 2 reduce greenhouse gases beyond Phase 2, and EPA did not
- 3 exhaust a non-powertrain strategy identified when
- 4 setting the Phase 2 requirements. Moreover, companies
- 5 like Cummins have taken to touting the fuel agnosticism
- of their latest engine platforms because they would
- 7 prefer to extend the lifetime of their current
- 8 investments via dirty technology like hydrogen
- 9 combustion than invest in a truly zero-emission future.
- Unfortunately, EPA's current proposal does nothing to
- 11 dissuade them from such a harmful calculus.
- 12 EPA must re-evaluate its proposal and finalize
- 13 something significantly stronger that takes into
- 14 consideration the combustion technology improvements
- that manufacturers are likely to deploy, and it should
- 16 further strengthen the rule to target zero-emission
- truck sales that go beyond what the market is already
- 18 projected to do by itself. Otherwise, it risks
- 19 prolonging, rather than accelerating, the transition to
- 20 zero-emissions already underway. Thanks.
- MS. THOMPSON: Thank you for your comment. As a
- reminder, if you are speaking today, you will receive a



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- you would like to, please send an email with your name
- and phone number to public_hearing@abtassoc.com or call
- 17 (919) 294-7849.
- The next speaker will be Christine Feely.
- 19 Unfortunately, we do not see you in the list of
- 20 attendees. However, if you have joined this hearing
- under a different name, please indicate your presence
- 22 by pressing the raise hand button at the bottom of your



- 1 screen. If you have called in, please dial star-9 on
- 2 your phone.
- 3 (No response.)
- 4 MS. THOMPSON: The next speaker will be Michael
- 5 McClain. You may now unmute, and please state your
- 6 name and affiliation for the record
- 7 REVEREND MCCLAIN: I am Michael McClain. I come
- 8 -- Michael McClain. I am a retired Baptist pastor.
- 9 I'm the liaison to the National Baptist Convention,
- 10 Incorporated, USA. I serve as the national outreach
- 11 coordinator for the National Religious Partnership for
- the Environment where I've been working in the
- environmental justice field since 2008. I am the
- 14 immediate past national director for African-American
- 15 faith engagement for our President, Joseph R. Biden's,
- 16 2020 presidential campaign.
- 17 As a person of faith, I view the EPA through the
- lens of the Christian church. One of the tenets of
- 19 Christianity is to care for God's creation and the
- 20 protection of human health, which I believe is also
- 21 your mission. I, along with the National Baptist
- 22 Convention USA, are here to let you know that we see



- 1 the harm and dangers that come from underregulated
- 2 truck emissions in our country.
- While trucks and buses only account for 4 percent
- 4 of vehicles on the road, they are responsible for 25
- 5 percent of the total transportation sector greenhouse
- 6 gas emissions and a major contributor to climate
- 7 change. Because diesel pollution is a disproportionate
- 8 burdens on colors of community, clean transportation,
- 9 including zero-emission trucks, isn't just a matter of
- 10 caring for God's creation, it is a matter of justice.
- 11 Communities of color face an undue,
- disproportionate, and unjust burden of air pollution
- and climate impacts from the production of fossil
- 14 fuels. Reducing emissions from the transportation
- 15 sector offers an opportunity to reduce the pollution
- 16 and climate impact burdens on our communities. Because
- of historical systemic racism that has placed highways
- 18 through communities of color, these communities are
- often closest to the highways and bear the greatest
- burden from vehicle pollution. Exhaust from heavy-duty
- vehicles is one of the main pollution sources in our
- 22 African-American neighborhoods.



- 1 The Environmental Protection Agency has an
- 2 opportunity to help address the injustice of pollution
- 3 and climate change by enacting the strongest possible
- 4 heavy-duty truck standards. The standards EPA set
- 5 should achieve 100 percent zero-emission truck sales by
- 6 2035, which would be at the pace that would deliver
- 7 much-needed health benefits to communities of color.
- 8 Thank you for your time, and thank you for the work
- 9 that you're doing to protect God's creation as well as
- we as human beings. Thank you.
- 11 MS. THOMPSON: Thank you for your comment. The
- 12 next speaker will be Laurel Moorhead. You may now
- unmute, and please state your name and affiliation for
- 14 the record.
- MS. MOORHEAD: Good afternoon. My name is Laurel
- 16 Moorhead, and I represent Transfer Flow, Incorporated.
- 17 Transfer Flow has been in business in beautiful
- 18 Northern California for 40 years, manufacturing high-
- 19 quality liquid fuel systems and creating good-paying
- local jobs. I would like to start by taking this
- opportunity to thank EPA staff for your hard work on
- this regulation and your important work combating



- 1 atmospheric pollution.
- 2 As a business located in California, I have been
- 3 keeping my finger on the pulse of the California Air
- 4 Resource Board, or CARB's, regulatory activities and
- 5 can speak to the shortcomings of CARB's recently-passed
- 6 regulations. A regulation is only as effective as it
- ⁷ is practical. Just because CARB has passed the
- 8 Advanced Clean Fleets Regulation doesn't mean it's
- 9 possible to implement that regulation.
- 10 If you aren't part of California's rulemaking
- 11 process, you may not realize that almost every public
- 12 utility district in California submitted written public
- comments to CARB stating that if the Advanced Clean
- 14 Fleets Rule is implemented, they will be unable to
- bring water to California citizens, plow snow, conduct
- 16 mosquito abatement, and a number of other essential
- 17 societal functions. These are public utility districts
- whose only skin in the game is that they are trying to
- 19 provide essential services to citizens. Electric
- 20 equipment simply doesn't have the energy density
- 21 required to perform these essential functions.
- 22 Pretending that electric technologies or continued



- 1 usage of fossil fuels are the only technology choices
- 2 we have is a false dichotomy. There are a number of
- 3 alternative technologies that do meet the needs of
- 4 public utility districts, long-haul truckers, and
- 5 heavy-duty off-road equipment, while simultaneously
- 6 offering significant climate benefits. The zero
- 7 tailpipe emissions, including NOx, hydrogen-powered
- 8 internal combustion engine has been invented and does
- 9 exist. Both Cummins and Toyota have expressed interest
- in developing this technology. When I asked CARB Board
- 11 member, Sandra Berg, why they were trying to make zero
- 12 tailpipe emission internal combustion engines illegal,
- 13 Mrs. Berg's response was that all internal combustion
- 14 engines must be made illegal, regardless of how clean
- they are, in order to send a market signal.
- 16 It should not be CARB's responsibility to send the
- market signal. They are not economists. It should be
- 18 CARB's authority to set emission standards, and however
- 19 industry chooses to meet those emission levels should
- 20 be allowed. That freedom is an essential American
- 21 value.
- The term "zero-emission" is a misnomer that leads



- 1 to the greenwashing of non-technology savvy people.
- What is actually meant is zero tailpipe emissions, but
- 3 that doesn't account for important life cycle emissions
- 4 analysis or the horrific human rights abuses associated
- 5 with mining the lithium and cobalt required for
- 6 electric vehicle batteries. CARB is overlooking viable
- 7 climate-friendly solutions industry is offering, and
- 8 their oversight will come back to prove their
- 9 rulemaking impractical. If the EPA follows CARB's
- 10 lead, the rulemaking activity will surely be
- overturned, but if EPA passes a practical and robust
- 12 regulation, that regulation will stand regardless of
- 13 administration changes.
- In closing, I would like to thank the EPA for the
- opportunity to comment, and I will submit more detailed
- 16 written comments. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 18 next speaker will be Harrison Humphreys.
- 19 Unfortunately, we do not currently see you in the list
- of attendees. However, if you have joined this hearing
- under a different name, please indicate your presence
- 22 by pressing the raise hand button at the bottom of your



- 1 screen. If you have called in, please dial star-9 to
- ² raise your hand.
- 3 (No response.)
- 4 MS. THOMPSON: The next speaker will be Elaine
- 5 Weir. Elaine, you may now unmute, and please state
- 6 your name and affiliation for the record.
- 7 MS. WEIR: My name is Elaine Weir, and I live in
- 8 Westchester County, New York, and I'm very concerned
- 9 about air pollution because my daughter has suffered
- 10 from asthma since childhood. The air pollution is so
- 11 bad in our county that my daughter moved to the
- 12 Adirondacks to escape asthma attacks. She cannot visit
- us in the summer because of the poor quality of air
- 14 here. When my mother died in June, her memorial
- 15 service was delayed until the fall so my daughter could
- 16 attend. We are lucky because our daughter, now an
- adult, is able to live where the air is cleaner.
- People with asthma are not the only ones affected
- 19 by heavy truck pollution. Other health risks are heart
- 20 attacks, strokes, heart disease, and higher rates of
- infant mortality. Medicines are expensive as are the
- 22 emergency room and doctor visits. Pollution costs



- 1 families both their health and their money. From my
- own family's experience, I know families can save many
- 3 dollars on healthcare costs and will be healthier and
- 4 more productive with clean air.
- 5 Transportation is one of our country's greatest
- 6 polluters. Within the transportation sector are heavy
- 7 trucks that contribute a great percentage of this
- 8 pollution. Heavy-truck pollution harms everyone,
- 9 especially those who live near highways and other high-
- 10 traffic areas. Limits on truck pollution can save many
- 11 lives and reduce the rate of climate change. I urge
- the EPA to strengthen the heavy-duty truck regulations
- 13 for the welfare of all our citizens and protect our
- 14 environment. The faster we transition to clean trucks,
- the more people and our planet will benefit, and thank
- 16 you for allowing me to express my opinion, and I'm
- done.
- MS. THOMPSON: Thank you for your comment. The
- 19 next speaker will be Alondra Morales Sanchez.
- Unfortunately, we do not currently see you in the list
- of attendees. However, if you have joined this hearing
- using a different name, please indicate your presence



- 1 by pressing the raise hand button at the bottom of your
- 2 screen. If you've called in, please dial star-9 to
- ³ raise your hand.
- 4 (No response.)
- 5 MS. THOMPSON: The next speaker will be Gloria
- 6 Barrera Gloria. You may now unmute, and please state
- your name and affiliation for the record.
- 8 MS. BARRERA: Good afternoon. My name is Gloria
- ⁹ E. Barrera. I currently work as a certified school
- 10 nurse at a public high school outside of Chicago, and
- 11 I'm also currently in an Alliance of Nurses for Healthy
- 12 Environment fellow and am tackling environmental health
- issues with an emphasis on climate and health equity at
- 14 the community grassroots level.
- 15 My community-based organization that I partnered
- with is Pilsen Neighborhood Community Council, and with
- them, I've educated the public on the direct impact
- 18 that heavy-duty vehicles have on our most vulnerable
- 19 populations. We know that the transportation sector is
- the largest source of greenhouse gases in the U.S.
- Numerous studies show that poor health outcomes and
- 22 higher incidences of chronic conditions, like asthma,



- 1 can be linked to the volume of the concentrated
- 2 pollution in those high-traffic areas. Clean car
- 3 standards are the most effective policy to reduce
- 4 dangerous air pollutions and protect public health
- 5 nationwide, especially in our most vulnerable black and
- 6 brown communities, who are often more exposed to air
- 7 pollution and the hardest hit by effects of climate
- 8 change.
- 9 I'd like to just quickly talk about what I'm
- 10 seeing here on the front lines as a school nurse. In a
- 11 classroom of 30 students, at least four have chronic
- 12 asthma, and symptoms are exacerbated by hazardous air
- 13 pollutants caused by the vehicles that drive them to
- 14 and from school: school buses. The American Lung
- 15 Association's report, "Zeroing in on Healthy Air,"
- 16 found that a nationwide transition to zero-emission,
- 17 light-, medium- and heavy-duty vehicles, coupled with
- the transition to zero-emissions electricity, would
- 19 result in \$1.2 trillion in health benefits. We
- 20 appreciate EPA's consideration of more stringent
- 21 alternative proposals and urge the Agency to finalize
- one of these more protective options into law. Thank



- 1 you.
- MS. THOMPSON: Thank you for your comment. The
- 3 next speaker will be Christine Feely. Christine, you
- 4 may now unmute, and please state your name and
- 5 affiliation for the record.
- 6 MS. FEELY: Good afternoon. I am Christine Feely,
- 7 and I am -- I live in Connecticut. I'm a volunteer
- 8 with the Sierra Club, and I work on actions to reduce
- ⁹ air pollution and mitigate climate change, including
- 10 actions to take carbon out of the air. I appreciate
- this opportunity to comment on strengthening the heavy-
- 12 duty vehicle rule.
- 13 Clean air in reducing greenhouse gases are very
- important to me, but they are mostly not under my
- 15 control. Are you able to control the amount of
- particulate matter in the air when you go out the door
- for a walk or go to work? Are you able to noticeably
- 18 affect the amount of greenhouse gases? Like me, you
- may drive an electric car and you may have an electric
- lawnmower, you may, walk, bike, or use public
- transportation, but it takes regulations to really make
- 22 a difference in the case of the heavy-duty vehicles.



- 1 This spring, increased levels of CO2 are
- 2 associated with the reported 20-percent increase in
- pollen, which doesn't surprise me or others who are
- 4 having one their worst allergy seasons. The proposed
- 5 rules will improve air quality, but they don't go
- 6 nearly far enough.
- 7 So let's think about the history of efforts to
- 8 make the air cleaner. I imagine you know that
- 9 scientists and activists have been working on this for
- 10 a long time. The Air Pollution Control Act of 1955,
- 11 followed by legislation in 1963 and 1967, and then, of
- course, the Clean Air Act of 1970, expanded efforts to
- 13 monitor and control air pollution. In fact,
- 14 legislative efforts have been happening for my entire
- life, and yet we find ourselves in 2023 with unhealthy
- 16 air that causes lung cancer, aggravates other
- 17 respiratory problems, and contribute significantly to
- 18 climate change.
- The facts are stark and clear even if the air is
- 20 not. Heavy-duty vehicles contribute 50 percent of the
- total air pollution in the U.S. but account for only 10
- percent of on-road vehicles. So what's holding us back



- 1 from solving this problem? EPA reports have documented
- 2 that benefits of cleaning up the air far outweigh cost.
- 3 It seems more likely the change is hard and that
- 4 people in industries would rather just keep doing the
- 5 same old thing and hope that the negative consequences
- 6 won't be so bad, but we know that the negative
- 7 consequences of heavy-duty vehicles are very bad.
- 8 So are stronger regulations being held back by
- 9 current capabilities and technologies? From my
- 10 standpoint, the pace of innovation is breathtaking. I
- 11 can't keep track of it. So we shouldn't think only of
- what's possible today. The new rules must be more
- 13 ambitious and meet the goal of 100-percent clean truck
- 14 sales by 2035. And so I urge you in the strongest
- possible terms to strengthen the heavy-duty vehicle
- 16 rules. Thank you.
- MS. THOMPSON: Thank you for your comment. This
- 18 concludes our sixth speaker block. We will now call
- 19 and (AUDIO MALFUNCTION) button at the bottom of your
- screen. If you have called in, please dial star-9 to
- your hand. The first -- please indicate your presence
- 22 by either pressing the raise hand button or by dialing



- 1 star-9 on your phone.
- The next name on our list is Alondra Morales
- 3 Sanchez. Again, Alondra, if you have joined, please
- 4 indicate your presence by pressing the raise hand
- 5 button on your phone, or -- excuse me -- at the bottom
- 6 of your screen or by dialing star-9 on your phone. I
- 7 can see a raised hand, so I will go ahead and promote
- 8 to panelist.
- 9 (Brief pause.)
- MS. THOMPSON: When you're ready, you may unmute
- 11 and state your name and affiliation for the record.
- MS. HAUPTMAN: Hi. My name is Elizabeth Hauptman,
- 13 spelled E-L-I-Z-A-B-E-T-H, Hauptman -- H-A-U, P as in
- 14 "Peter," T as in "Tom," M-A-N. Thank you for the
- opportunity to testify.
- I'm Elizabeth Hauptman, and I live in Livingston
- 17 County, Michigan, and I'm the field manager with Moms
- 18 Clean Air Force Michigan. We have over 34,000 members
- 19 here in Michigan and over half a million nationally,
- fighting for clean air and climate action for the sake
- of our children's health and future. Thank you for
- taking my family's testimonies today. We will all be



- 1 consecutively talking.
- I support the strong standards for cleaner trucks
- 3 and ask that you finalize these protections this year.
- 4 Stronger greenhouse gas standards are crucial in
- 5 fighting both climate and air pollution. Because this
- for rule will help slow down climate crisis, it will also
- 7 help combat the ways climate change makes air quality
- 8 worse, such as wildfires, droughts, and extreme heat,
- 9 which all contribute to unhealthy levels of air
- 10 pollution that are especially harmful to children. A
- 11 strong rule will help speed the transition to zero-
- emission trucks, which means less tailpipe pollution,
- which means cleaner air for our kids.
- 14 As a mother of a son who has asthma, this cannot
- come soon enough. Tailpipe pollution is related to
- 16 illnesses like asthma and serious concerns where I
- 17 live. Detroit has asthma hospitalization rates
- 18 significantly higher than the rest of the state.
- 19 Sixty-nine thousand Detroit residents live within 150
- 20 meters of a major freeway. Fifty-eight Detroit public
- 21 schools with an estimated 24,490 students are within
- 22 200 meters of a major roadway. Because of housing



- discrimination and other unjust policies, these are
- 2 more likely to be people from historically-marginalized
- 3 communities. This is a social and environmental
- 4 justice issue.
- 5 Childhood asthma rates are significantly higher
- 6 for children of color. Latino children are twice as
- 7 likely to die from asthma and black children are 10
- 8 times more likely to die from asthma than white non-
- 9 Hispanic kids. I think about my extended family. They
- 10 live near a busy highway where big rigs drive past
- 11 nearly non-stop. My niece, like many children in the
- 12 Detroit area, suffers from asthma, which can be
- 13 triggered by tailpipe pollution. This means more
- 14 doctor's visits, more absences from school, and the
- 15 risk of lifelong respiratory problems.
- Pollution harms all of us, but it
- disproportionately impacts children. Kids are smaller,
- they breathe more rapidly, and their bodies and brains
- 19 are still growing. Zero-emission trucks are among the
- best-value available technologies to reduce greenhouse
- 21 gases and dangerous air pollution. Once again, I
- 22 support the strongest standards for cleaner trucks with



- 1 advanced clean truck rules that you finalize these
- 2 important protections this year. Thank you for taking
- 3 my testimony today.
- 4 MS. THOMPSON: Thank you for your comments.
- 5 Elizabeth --
- 6 MS. HAUPTMAN: Yeah. I may have my son go next?
- 7 MS. THOMPSON: Yes.
- MS. HAUPTMAN: Okay. Oscar?
- 9 MR. OSCAR HAUPTMAN: My name is Oscar Hauptman O-
- 10 S-C-A-R, H-A-U-P-T-M-A-N. Hello. My name is Oscar,
- and I'm 12 years old. I live in Michigan with my
- 12 family. Dirty diesel trucks spew cancer-causing
- 13 pollution into the air. When that pollution heats up
- on hot days, it's hard for me to breathe. I have
- 15 asthma. I love to play sports, but poor air quality
- 16 makes it hard. I just started soccer season again, and
- 17 most of the soccer fields are next to highways. That's
- 18 bad because tailpipe pollution can trigger my asthma.
- 19 My team and I are exposed to dirty diesel zones. It
- 20 makes me mad that we are near these freeways breathing
- 21 dirty air while we are trying to be healthy and strong.
- The dirty air is especially bad for kids. Kids



- 1 breathing more rapidly and our hearts and brains are
- 2 still developing. We are breathing in the poisons from
- 3 these trucks and buses that harm our bodies. It also
- 4 heats up on our planet. I can't ice fish or ski as
- often because we see less snow in the spring. We get
- 6 too much rain and flooding, and my summers can be
- 7 dangerously hot. That's why you need to protect our
- 8 developing lungs and planet. The trucks rule could
- 9 help kids across Michigan and the United States for
- 10 many years to come.
- Once again, I support the strongest standards for
- 12 cleaner trucks with the Advanced Clean Trucks Rules and
- 13 ask that you finalize these important protections this
- 14 year. Thank you for the opportunity to testify today.
- 15 There is no time to waste. Please protect my lungs
- 16 and heart and brain.
- MS. THOMPSON: Thank you for your comment.
- MS. HAUPTMAN: Next will be my husband, Andrew.
- MR. ANDREW HAUPTMAN: Hi. My name is Andrew
- Hauptman, spelled H-A-U, P as in "Peter," T as in
- "Tom," M-A-N. Thank you for the opportunity to
- testify. My name's Andrew Hauptman, as I said. I live



- in Livingston County, Michigan, and I volunteer with my
- wife at Moms Clean Air Force Michigan. Thank you again
- 3 for taking my -- or thank you for taking my testimony
- 4 today.
- I want to say that I support stronger standards,
- 6 EVs in cleaner trucks. I ask that you finalize these
- 7 important protections this year. A strong rule -- a
- 8 strong rule will also help speed the transition to
- 9 zero-emission trucks, which means less tailpipe
- 10 pollution, which means cleaner air for our kids.
- 11 As the father of a son with asthma, this can't
- 12 come soon enough. I think about my son and the
- 13 proximity of highways near his soccer field and school
- 14 and worry about the air that he breathes. I also think
- about my niece, like many children in the Detroit area,
- 16 suffers from asthma which can be triggered by tailpipe
- pollution. That means more doctor's visits, more
- 18 absences from school, and the risk of a lifelong
- 19 respiratory problems.
- Pollution harms all of us. Disproportionally, it
- 21 impacts children. Zero-emission vehicles are the best-
- 22 available way to reduce greenhouse gases and dangerous



- 1 air pollution. Once again, I support the strongest
- 2 standards for cleaner trucks with the Advanced Clean
- 3 Trucks Rules and ask that you finalize this -- these
- 4 important protections this year. Thank you for the
- 5 opportunity to testify today.
- 6 MS. THOMPSON: Thank you for your comment. This
- 7 concludes our sixth speaker block. We will now call
- 8 them the names of those who were not present when
- 9 initially called on to testify. If you have joined,
- 10 please indicate your presence by pressing the raise
- 11 hand button at the bottom of your screen. If you have
- 12 called in, please dial star-9 to raise your hand. The
- 13 first name on our list is Harrison Humphreys. Again,
- 14 Harrison, if you have joined please either press the
- 15 raise hand button or dial star-9 on your phone.
- 16 (No response.)
- MS. THOMPSON: The next speaker is Alondra Morales
- 18 Sanchez. Again, if you have joined, please indicate
- 19 your presence by pressing the raise hand button at the
- bottom of your screen, or if you have called in, please
- 21 dial star-9 to raise your hand.
- (No response.)



- MS. THOMPSON: At this time, we will begin a brief
- 2 recess. EPA, when would you like to reconvene?
- MR. CHARMLEY: We'd like to begin again at 7:00
- 4 p.m., Eastern Time. That's 7:00 p.m., Eastern Time.
- 5 Thank you.
- 6 (Break.)
- 7 MS. THOMPSON: Hello, everyone. This is Kayla
- 8 Thompson from Abt Associates, EPA's contractor. It is
- 9 currently 7:00 p.m., Eastern Time, and we are now
- 10 rejoining EPA's public hearing about the Greenhouse Gas
- 11 Emission Standards for Heavy-Duty Vehicles, Phase 3,
- 12 Proposed Rule.
- DEAN: Sorry for the interruption. This is the
- interpreter, Dean. I was kicked out and then I'm back
- on, but I'm not an interpreter anymore. If you could
- 16 reassign me, please.
- MS. THOMPSON: Thank you, Dean. Will do.
- DEAN: Thank you.
- MS. THOMPSON: One moment.
- 20 DEAN: Sure.
- 21 (Brief pause.)
- MS. THOMPSON: Thank you. In order to accommodate



- 1 testimony in both Spanish and English throughout this
- 2 hearing, all attendees must select their preferred
- 3 language via the interpretation icon at the bottom of
- 4 your screen. If you are providing testimony today,
- 5 please make sure that you are speaking the language of
- 6 the channel you are listening to. For example,
- 7 listening to English while speaking in Spanish could
- 8 prevent other participants from hearing your statement
- ⁹ in their language of choice. The public hearing will
- 10 be recorded by the court reporter, and while the
- 11 recording will not be made publicly available, a
- transcript of the public hearing will be posted to the
- docket several weeks after the hearing.
- Before we resume the hearing, we'd like to go over
- some logistics. As a reminder, all attendees are muted
- 16 automatically. If you are speaking today, you will
- 17 receive a notification on your screen that you are
- being promoted to the role of panelist shortly prior to
- 19 your speaking time. You must accept that invitation to
- 20 be able to unmute when you are called to testify. This
- will also allow you to turn on your camera, which we
- 22 encourage you to do. Speakers connected by telephone



- 1 should unmute their phones when called to testify.
- If you are having technical difficulties, please
- 3 send an public_hearing@abtassoc.com or call (919) 294-
- 4 7849. If you are not registered to speak but would
- 5 like to, please send an email to
- 6 public_hearing@abtassoc.com or call (919) 294-7849.
- We will now continue our public testimony. The
- 8 expected speaking order is currently displayed on
- 9 screen. We ask that each person limit their verbal
- 10 testimony to 3 minutes. We encourage you to provide
- any portion of your prepared statement that you are
- unable to deliver along with any additional comments to
- 13 Docket Number EPA-HQ-OAR-2022-0985 on Regulations.gov.
- I will be introducing each speaker in turn. A
- transcript of the testimony from these public hearings
- 16 -- from this public hearing will be made available to
- the public and included in the docket. Please speak
- 18 slowly and clearly so our court reporter and
- interpreters can record these proceedings accurately.
- The first speaker will be Alondra Morales Sanchez.
- You may now unmute, and please state your name and
- 22 affiliation for the record.



- 1 MS. SANCHEZ: Hi there. My name is Alondra
- 2 Morales Sanchez, and I am here on behalf of Moms Clean
- 3 Air Force, Poder Latinx, myself, my family, and my
- 4 community. So thank you so much for hosting these
- 5 hearings as it allows us to be able to talk about our
- 6 concerns and our support or just our thoughts on the
- ⁷ standard that was just released.
- 8 So I am here wanting to say, first of all, that my
- 9 community is greatly impacted by the pollution and
- 10 greatly impacted by car pollution as it makes up for a
- 11 lot of the pollution here in Phoenix, Arizona and the
- metropolitan area. And I want to say that I support
- 13 the standard that the EPA has set. I am sorry -- I am
- 14 struggling with all these screens that are tapped and
- 15 are open on my computer. I'm sure many of you can
- 16 relate.
- But I am -- what I'm most concerned about when it
- 18 comes to pollution is the health risk that come with
- 19 it: the increased risk for cancer, the increased risk
- 20 for asthma and respiratory diseases. I have heard a
- lot of community members be impacted in this way by the
- 22 pollution. I myself can sense a difference in the air



- 1 after it rains, before it rains, of what it smells
- like, what it looks like, and what it feels like on my
- eyes, specifically because that's very easy to feel.
- 4 And so on behalf of myself, my family, and my
- 5 community, I would like to say that I support the
- 6 standard to go into BEV by 2027. If anything, I urge
- ⁷ it to happen sooner, and, again, thank you for hosting
- 8 these meetings.
- 9 MS. THOMPSON: Thank you for your comment. The
- 10 next speaker will be Carissa Sipp. You may now unmute,
- and please state your name and affiliation for the
- 12 record.
- MS. SIPP: Hi. Can you hear me?
- MS. THOMPSON: Yes.
- MS. SANCHEZ: Okay. Great. I can't see myself,
- 16 so I'm going to assume you can see me. Okay. There I
- 17 go. Reaction is late.
- 18 My name is Carissa Sipp. I'm with Moms Clean Air
- 19 Force. I live also in Arizona. I live in Tucson,
- 20 Arizona, and I'm also -- I guess I'm testifying here
- 21 today to really promote Phase 3, what you guys have
- 22 proposed. We've been taking too much inaction. We've



- 1 kind of had the handbrake on on a lot of requirements
- for many, many years now. We've known that this is an
- 3 issue.
- 4 Ozone is heavily impacting and it burns. Like,
- 5 that is irreparable damage that will happen from the
- 6 emissions of these greenhouse gases. So these rules
- 7 not only will allow the particulate and the burning
- 8 that we previously heard that Phoenix has the highest
- 9 ozone levels in the country year round just because of
- the transportation, the cars, so people struggle with
- 11 that. The closer you are to the highway, the closer
- that damage becomes. And we know are in certain
- 13 pockets are affected and impacted extremely hard.
- I am a mom of two girls. We have asthma in my
- 15 family. One of them has a heart condition and the
- other one has a multitude of issues that we're trying
- to address right now going through multiple doctors,
- 18 and a lot of I think has to -- or we contribute a lot
- of it to. Every time she's exposed, she has reactions,
- especially when it's a high-pollution day.
- We just had a F rating in pollution for the year
- from the Lung Association. We had a F rating yesterday



- 1 from the Lung Association on particulate matter. We
- ² just keep getting hit hard, and people are struggling
- daily. We have over, I think it's 25,000 cases of
- 4 pediatric asthmatics in just Pima County alone in
- 5 Tucson, and we have over 85,000 adults with asthma, and
- 6 those people are the most susceptible and at risk, and
- 7 that's such a strain on our healthcare environment, our
- 8 healthcare structure, and even the people.
- 9 So when we talk about these regulations and these
- 10 restrictions, I guess people would call them
- 11 restrictions, the economic advantage to this is
- trillions of dollars because we will be able to offset.
- 13 And there's been actual analysis that by offsetting
- 14 all this, we will incorporate \$26 trillion by 2030.
- Now, ow those are estimates. I get it. Nothing's hard
- and nothing's true, but to think inaction is not making
- this possible, we will have an impact of higher
- infrastructure costs because of damage because of
- 19 climate change, higher health, I guess, impact because
- higher medical bills for many people who are already
- 21 struggling and struggling to make it happen daily.
- 22 So I know I only have 3 minutes, but I really --



- 1 I'm encouraged by these Phase 3 steps that you've
- 2 taken. I am greatly appreciative. I really appreciate
- 3 the effort that is being made. Obviously I would like
- 4 to say that we are waving a wand and can make
- ⁵ everything happen, but I do admire the courage to make
- 6 this happen at least and accelerate the process. So
- 7 thank you very much for my time.
- MS. THOMPSON: Thank you for your comment. The
- 9 next speaker will be Carolina Pena-Alarcon. You may
- 10 now unmute, and please state your name and affiliation
- 11 for the record.
- MS. PENA-ALARCON: Thank you for the opportunity
- 13 to testify. My name is Carolina Pena, manager of
- 14 EcoMadres, the Latino engagement programs of Moms Clean
- 15 Air Force. I'm Bolivian, and I live in Arlington,
- 16 Virginia.
- 17 The transportation sector is the largest source of
- 18 greenhouse gas emissions in the United States. These
- 19 emissions are driving climate change, and while tracks
- are an essential part of our economy, they also
- 21 contribute to both noise and harmful air pollutions. A
- 22 strong limit of tailpipe pollution and a rapid switch



- 1 to zero-emissions vehicles will reduce harm to our
- 2 climate and, mostly, our health.
- According to the American Lung Association's 2023
- 4 "State of the Air" report, nearly 36 percent of the
- 5 Americans, or 119.6 million people, still live in with
- 6 failing grades or healthy levels of ozone or
- 7 particulate pollutions. While this is 17.6 million
- 8 fewer people breathing unhealthy air compared to the
- 9 last year's report, there's a still a great work that
- 10 needed to be done.
- Millions of Americans live, play, and go to school
- 12 nearby highway and trucks routes where they are exposed
- 13 to high level of toxic exhales from the constant stream
- of traffic. Often these communities are communities of
- 15 colors and low-income communities that face these
- 16 pollution burden. The origin transition to zero-
- emissions trucks is a significant opportunity to reduce
- the negative health outcomes and the disparities in the
- 19 communities adjacent to major trucks traffic areas.
- I recognize that in 2020, 15 state, including
- Washington, D.C. and Puerto Rico, sign a memorandum of
- understanding committing to a 30-percent medium- and



- 1 heavy-duty zero-emissions vehicle sales by 2030. And
- ² also, in 2021, the Bipartisan Infrastructure Law
- 3 provides \$5 billion to help transform the school fleets
- 4 across America and put the student and drivers on the
- 5 road to a cleaner commute.
- 6 We are moving in the right direction, and we
- 7 applaud for this strong leadership that has been shown
- 8 in this administration to ensure that the public health
- 9 benefits are adopting zero-emissions. And as a rider
- of a D.C. Circulator bus, I have experience with
- 11 electric vehicles, a transportation most that offer
- equity, growth, sustainability. I wish all cities and
- 13 states could have a similar options for their citizens,
- 14 especially since Latinos are frequent bus drivers.
- We have the technology to transition to cleaner
- 16 vehicles, goals including heavy-duty vehicles like
- 17 trucks and buses, so it is time for this Environmental
- 18 Protection Agency to set the stronger possible vehicles
- emissions standards consistent with the Advanced Clean
- 20 Trucks Rule that protects our air but also the public
- 21 health that everybody is suffering right now because of
- the air pollution. So thank you.



- 1 MS. THOMPSON: Thank you for your comment. The
- 2 next speaker is Jennifer Cantley. Unfortunately, we do
- 3 not currently see you in the list of attendees.
- 4 However, if you have joined with a different name, we
- 5 ask that you indicate your presence by pressing the
- 6 raise hand button at the bottom of your screen or by
- 7 dialing star-9 if you have called in.
- 8 (No response.)
- 9 MS. THOMPSON: The next speaker will be Joel
- 10 Charles. Joel, you may now unmute. Please state your
- 11 name and affiliation for the record.
- DR. CHARLES: Thanks, everyone and, you, the EPA
- 13 for all your work for Americans. (AUDIO MALFUNCTION).
- 14 My name is Dr. Joel Charles. I speak today to protect
- my patients as a rural family doctor from Wisconsin. I
- speak as a father on behalf of my children, I speak as
- 17 a leader on behalf of Healthy Climate Wisconsin and our
- over 600 health professionals committed to building a
- 19 healthier Wisconsin for all. I urge the EPA to adopt
- 20 at least the strongest of the alternatives proposed. I
- 21 grew up in a neighborhood sandwiched between a busy
- freight railyard and two of the busiest roads in Green



- 1 Bay, and I and my siblings have asthma. Now, as a
- 2 rural family doc, every day I see my patients suffer
- 3 from fossil fuel air pollutions.
- 4 As you know, heavy-duty vehicles are deeply
- 5 harmful to health, and as you know, that harm is
- 6 unjustly borne by the poor and people of color. As a
- 7 doctor, what I know is what harm that does to people's
- 8 lives. What hat I know is that we need to do better.
- 9 It's worth looking at precedent. Students of the
- 10 Clean Air Act know it's among the most successful
- 11 public health policies in U.S. history. The history
- 12 has repeatedly shown us that when better technology is
- 13 available, mandating its use nearly always is more
- 14 beneficial than anticipated. Precedent has also shown
- us that industry routinely overestimates the logistical
- 16 challenges, negative impact, and cost of transitioning.
- 17 It's almost always easier, quicker, cheaper, and more
- 18 beneficial than expected. Frankly, given that well-
- 19 established precedent, the EPA should discount what is
- 20 said by those who urge delay.
- Today you've repeatedly heard the number of lives
- those rules would save, the number of asthma attacks



- 1 and heart attacks they would prevent. But when you do
- the work I do, you know those numbers really mean
- 3 something because you see the individual people in
- 4 front of you every day. The recurring question with
- 5 the Clean Air Act is this: is the air clean enough?
- 6 If you are a parent or a health professional who has
- 7 ever watched a child have an asthma attack, and if you
- 8 know that the vehicle industry now has the technology
- ⁹ to clean itself up while saving consumers money, the
- answer is, no, the air is not clean enough. The answer
- is that we have to do more, and the faster the better.
- I don't fault people in industry for looking out
- 13 for their bottom line, but from where I sit as s a
- 14 former kid with asthma in a poor neighborhood polluted
- by heavy vehicles, as a father concerned about the
- world I leave my children, including the child you just
- heard, as a doctor who takes care of kids suffering
- 18 from asthma, I find the argument for delay not only
- 19 lacking in evidence, but, frankly, morally
- 20 insufficient.
- I urge the EPA to come with a new proposal that
- 22 requires the fastest feasible transition. Failing



- 1 that, I urge the EPA to adopt the strongest of the
- 2 alternatives proposed. Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 4 next speaker will be Brittany Keyes. Unfortunately, we
- 5 do not currently see you in the list of attendees.
- 6 However, if you have joined using a different name,
- 7 please indicate your presence by pressing the raise
- 8 hand button at the bottom of your screen, or if you
- 9 have called in, please dial star-9 to raise your hand
- on your phone.
- 11 (No response.)
- MS. THOMPSON: The next speaker will be Brian
- 13 Russo. Brian, you may now unmute, and please state
- 14 your name and affiliation for the record.
- MR. RUSSO: Hi. My name is Brian Russo. I'm a
- 16 member of Sierra Club. I'm also a member of Climate
- 17 Reality Project and Food and Water Watch in New Jersey.
- 18 So I'd like to thank the EPA and I'd like to express
- 19 my support for the strongest rules regarding cutting
- 20 emissions in clean air. I'd also like to add some
- 21 context.
- The first vehicle was manufactured to run off of



- 1 peanut oil. Soon later, Ford developed a vehicle made
- out of hemp that ran off of a carbon-neutral biofuel
- 3 made from hemp. This was then soon later criminalized
- 4 due to influence of petrochemical companies, and we are
- 5 in the situation which we are burning fossil fuels to
- 6 power these vehicles.
- Now, let me tell you something about the auto
- 8 industry. The vehicle manufacturers, when they make
- 9 vehicles, they design them such that parts are required
- to be thrown away when they are repaired. They do not
- 11 care about the overall impact of these vehicles and the
- 12 materials that are sourced. So while I support the EPA
- as far as cutting emissions, it doesn't do enough.
- 14 Vehicle manufacturers can make vehicles to be
- biodegradable, use much more earth-friendly materials,
- 16 but they do not care. When they were required to cut
- emissions during the Obama administration, they
- introduced composite materials into the environment
- 19 that are not biodegradable and not recyclable for the
- sake of accommodating the law. But they prevent you
- 21 from knowing that they can use hemp to make the panels,
- 22 to make the interior, the exterior, replace steel,



- 1 replace the carpet, replace the headliner. There's
- 2 also biodegradable plastics that we could be using for
- 3 the windows that are absorbing solar power energy.
- 4 The point is that there are plenty of
- 5 alternatives, but they do not care. When the vehicle
- 6 is involved in a collision, they require that you
- 7 replace a lot of panels, and they're not -- there's no
- 8 concern as far as where the materials go. So I
- 9 basically want to express my support in requiring
- vehicle manufacturers to cut emissions for these
- 11 trucks, but I also want there to be some consideration
- or bring to -- bring knowledge in fact that these
- 13 vehicles could be used -- could be made to be much more
- 14 earth friendlier, and they are not.
- So we absolutely must require vehicle
- 16 manufacturers to do everything they can to cut
- 17 emissions. They cannot be trusted on their own accord.
- 18 That's all I have to say. Thank you.
- MS. THOMPSON: Thank you for your comment. As a
- reminder, if you are speaking today, you will receive a
- 21 notification on your screen that you are being promoted
- 22 to the role of panelist shortly prior to your speaking



- 1 time. You must accept that invitation to be able to
- ² unmute when you are called to testify. This will also
- 3 allow you to turn on your camera, which we encourage
- 4 you to do. We ask that each person limit their verbal
- 5 testimony to 3 minutes. Please speak slowly and
- 6 clearly so our court reporter and interpreters can
- 7 capture these proceedings accurately. Speakers
- 8 connected by telephone should unmute their phones when
- ⁹ called to testify.
- 10 If you are having technical difficulties, please
- send an email to public_hearing@abtassoc.com or call
- 12 (919) 294-7849. If you are not registered to speak but
- would like to, please send an email with your name and
- 14 phone number to public_hearing@abtassoc.com or call
- 15 (919) 294-7849.
- The next speaker will be a Erandi Trevino. You
- 17 may now unmute, and please state your name and
- 18 affiliation for the record.
- MS. TREVINO: Good evening. My name Erandi
- 20 Trevino. I am the Texas State organizer for Moms Clean
- 21 Air Force and EcoMadres, I live in Southeast Houston.
- 22 I'm here to ask EPA to set the strongest possible



- 1 greenhouse gas standards for heavy-duty vehicles
- 2 consistent with the Advanced Clean Trucks Rule. We
- 3 need strong greenhouse gas standards to do better -- to
- 4 better protect children, people with asthma, older
- 5 adults, and other vulnerable groups from the harmful
- 6 effects of climate change.
- 7 Parents across the country want to see a rapid
- 8 transition to zero-emission trucks to provide a stable
- 9 climate and cleaner air for our children and for our
- 10 communities. My multi-generational home in Southeast
- Houston sits immediately next to an 18-wheeler parking
- 12 lot on one side. I can easily see them over the fence,
- 13 and many days I can even smell them. To the other
- side, there is a demolition company and on the other a
- 15 crate company. The fourth side is a small road that
- sees a lot of movement from heavy-duty trucks all day
- 17 long. My home is surrounded on all four sides. As I
- worked on preparing my notes, I could hear crates
- beeping and trucks moving in and out of my
- 20 neighborhood. Some days a big wave of dust from their
- 21 activities washes over our home, and every day we hear
- the heavy-duty trucks operating and n 18-wheelers



- 1 idling next door.
- 2 My youngest niece is 3, and she has severe
- 3 allergies and breathing problems that sometimes disrupt
- 4 her sleep. My 7-year-old niece has eczema and in her
- 5 young life has already had anxiety about extreme
- 6 weather events. My mother and I both have
- ⁷ fibromyalgia. We often experience shortness of breath
- 8 and a heavy pressure on our chest. Southeast is known
- ⁹ to have poor air quality. The location of the Houston
- 10 Ship Channel and refineries and other industrial
- 11 facilities make the region vulnerable to excessive
- 12 pollution. Air pollution from trucks is a major public
- 13 health problem, one that zero-emitting trucks can help
- 14 address. According to the EPA, more than 45 million
- people in the U.S. live within 300 feet of major
- 16 roadway or transportation facilities.
- 17 Reducing greenhouse gas emissions is also critical
- to addressing the climate change impacts on Houston and
- 19 Harris County as a whole. My county sees some of the
- highest occurrences of extreme weather events in the
- 21 entire country. We grew up with hurricanes, but we now
- 22 have to deal with freezes and even tornadoes. During



- 1 Hurricane Harvey, so much water poured into our
- 2 communities that my mom's home flooded, and many
- 3 people, including my oldest niece, had PTSD for years.
- 4 More than 40 percent of Americans, over 135
- 5 million people, live in places with unhealthy levels of
- 6 air pollution, so moving is not the solution. The
- 7 solution is to address the root of the problem. So
- 8 once again, I just urge the EPA to finalize the
- 9 strongest possible standards this year consistent with
- 10 the Advanced Clean Trucks Rules. Thank you.
- 11 MS. THOMPSON: Thank you for your comment. The
- 12 next speaker will be Kathy Taylor. You may now unmute,
- 13 and please state your name and affiliation for the
- 14 record.
- MS. TAYLOR: Good afternoon. My name is Kathy
- 16 Taylor, and I am the air quality program manager at
- 17 Washington State Department of Ecology. I am
- 18 testifying today to encourage EPA to strengthen your
- 19 Proposed Heavy-Duty Phase 2 Greenhouse Gas Rule to make
- it at least as stringent as California's Advanced Clean
- 21 Trucks Rule, passed in 2020.
- 22 As you know, the transportation sector is the



- 1 largest contributor to the nation's planet-warming
- 2 Greenhouse gas emissions. In Washington, these
- 3 emissions account for about 40 percent of our total.
- 4 Like many of our peers, we have set necessarily
- 5 ambitious requirements for decarbonization, and we
- 6 cannot achieve them without aggressive, innovative
- ⁷ transportation policies.
- 8 Heavy-duty trucks are the largest contributors of
- 9 nitrogen oxides and diesel particulate matter emissions
- which affect the quality of the air that people
- breathe, especially in communities surrounding
- 12 highways, ports, warehouse districts, and freight
- 13 corridors. In fact, nearly 5 million Washingtonians
- 14 are exposed to diesel exhaust because they live or work
- 15 close to transportation corridors. Although Washington
- 16 has adopted California's advanced clean trucks
- 17 regulations along with seven other states, we're still
- impacted by out-of-state long-haul trucks that do not
- 19 need to meet these strongly protective laws.
- Washington is home to major ports in Seattle and
- 21 Tacoma, with additional port facilities located
- throughout the state. Both in-state and out-of-state



- 1 trucks access these ports and nearby warehouses to haul
- ² freight around the country.
- In addition to our Advanced clean trucks
- 4 regulations, we need robust federal standards to reduce
- 5 emissions from out-of-state heavy-duty trucks to
- 6 improve our air quality, meet our decarbonization
- 7 requirements, and prevent the worst impacts of climate
- 8 change. Zero-emission heavy-duty trucks are widely
- 9 available. Thirty-five manufacturers, including some
- in Washington, are already producing at least 135
- 11 models, delivering them to customers nationwide. While
- the charging and refueling infrastructure to keep these
- 13 trucks moving is still under development, the billions
- of dollars allocated in the Infrastructure Investment
- and Jobs Act and the Inflation Reduction Act will
- 16 stimulate rapid development of the support of
- 17 technology across the country in the next few years,
- even before the Phase 3 rule is implemented in 2027.
- In summary, we encourage EPA to modify the
- 20 proposed Phase 3 standards to be at least as stringent
- 21 as the Advanced clean trucks regulations, achieving at
- least 60 percent zero-emission vehicle sales for



- 1 vocational vehicles and 40 percent for tractors by
- 2 2032. These rigorous standards will help put the
- 3 nation on the right path to meet the essential
- 4 greenhouse gas reduction targets that the United States
- 5 committed to in the Paris Agreement, create jobs in the
- 6 clean transportation sector, and ensure that all
- 7 Americans benefit from reduced air pollution in their
- 8 neighborhoods. Thank you for the opportunity to
- 9 testify on this important proposal.
- 10 MS. THOMPSON: Thank you for your comment. The
- 11 next speaker will be Molly Greenberg. Molly, you may
- 12 now unmute, and please state your name and affiliation
- 13 for the record.
- MS. GREENBERG: Good evening. My name is Molly
- 15 Greenberg. I'm the campaign manager with the Moving
- 16 Forward Network. MFN is a national network of over 50
- member organizations committed to achieving
- 18 environmental and climate justice in communities
- 19 impacted by freight-related pollution. I appreciate
- the opportunity to testify today.
- The urgency and critical need for EPA to take on a
- 22 more stringent and protective Phase 3 greenhouse gas



- 1 rule cannot be overstated. As we listen today to
- testimony, we must be grounded in the reality that
- 3 millions of people and friends in frontline communities
- 4 are being poisoned with lethal toxic emissions from
- 5 heavy-duty trucks today. It is not only feasible with
- 6 the technology readily available to ensure 100 percent
- 7 zero-emission trucks by 2035, which is over a decade
- 8 away, it is economically viable. For EPA to finalize a
- ⁹ rule that is anything less than the strongest possible
- 10 standard risks furthering an already deadly and
- dangerous status quo for these communities.
- Besides a clear mandate for a hundred percent
- zero-emission trucks by 2035, this rule must prioritize
- 14 freight trucks. These trucks have never been clearly
- prioritized in heavy-duty truck regulations and are
- some of the oldest and most polluting vehicles in
- 17 frontline and fence-line communities. Since there is
- 18 no multi-pollutant standard within this rule, the
- 19 ambiguous language leaves the opportunity for false
- 20 solutions, like natural gas and new -- "new fuel source
- 21 technologies" to be considered zero-emission, which is
- only a gift to industry, while adding additional risk



- 1 to harm -- and harm to environmental justice
- 2 communities. EPA must reflect in the final rule a
- definition of "zero emissions" that is based on
- 4 renewable energy and does not allow for additional
- 5 pollution to impact already overburdened communities.
- 6 For residents living in diesel death zones, it's
- 7 plain to see that the systems put in place to protect
- 8 health and safety do not serve everyone equally. Many
- grapple with processes that lock them out of policy and
- decision making and favor for the logistics industry.
- 11 This administration has committed time and time again
- 12 to work to change this reality, to alter the dynamic by
- 13 prioritizing environmental justice. However, the
- 14 current draft of the Phase 3 has fallen short of all of
- 15 the demands from EJ communities, and without EPA
- strengthening the rule and incorporating EJ into the
- final rule, this will be another example of rhetoric
- 18 over action.
- We support EPA taking the critical action of
- 20 reinforcing states' rights to regulate emissions from
- locomotives and rail that's recognizing that prior way
- 22 it looked at the law was incorrect and prevented states



- 1 from developing lifesaving locomotive regulations.
- While we have the right to protect ourselves from
- deadly emissions from rail and locomotive, we know that
- 4 EPA not only has the same right but also the
- 5 responsibility to regulate this largely unregulated
- 6 rail and locomotive industry. Our communities deserve
- 7 to see the environmental justice commitments of the
- 8 administration being represented in this and all of the
- 9 regulation coming from EPA. MFN remains committed to
- working with EPA to strengthen this and future rules
- which address the deadly pollution from the freight
- 12 transportation system.
- 13 And to end with a quote from our members, "Aero
- 14 must mean zero, not near zero." Thank you.
- MS. THOMPSON: Thank you for your comment. The
- 16 next speaker will be Margarita Parra. You may now
- unmute, and please state your name and affiliation for
- 18 the record.
- MS. PARRA: Thank you. Thank you, Nyma, Bill,
- George, and Brian. I can only see you, but I also
- thank all the EPA staff that is making time even in the
- evening to listen to all our voices. I'm grateful. My



- 1 name is Margarita Parra. I'm the transportation
- director at Clean Energy Works, an NGO that promotes
- 3 zero-emission technologies, but I want you to remember
- 4 as a mother and as a cyclist, this is me and my kids.
- 5 I've been cycling all my life since I was young
- 6 for recreation, to get to places, and something that I
- 7 learned very young was to smell that diesel pollution,
- 8 not because I wanted it, because it was difficult to
- 9 avoid. Every time you get into the road, you pass a
- bus, a truck, and you can get that distinct smell. And
- 11 it really pains me that my kid, which has been going by
- bike to school since he was in TK, still has to get
- that smell, still has to get that harmful pollution
- 14 that I will repeat has all those impacts that many of
- my colleagues have said to our brains, to our lungs, to
- 16 our bodies.
- So I'm here to support the work of the EPA to have
- the strongest mandate possible because we need zero-
- emission trucks and buses now in all neighborhoods and
- in all cities. Without that mandate, the industry will
- 21 not act. We need to have something as strong as the
- 22 Advanced Clean Air Rule in California and other states



- 1 that have also follow because those mandates really
- 2 made the industry to ramp up production and to get
- 3 those products out in the market and to lower prices.
- We're using the federal funds from programs from
- 5 the IIJA, the Bipartisan Law, the Inflation Reduction
- 6 Act, programs like the Clean School Bus Program, the
- 7 low NOx programs, and I'm really grateful we have that
- 8 federal resources. But as generous as those federal
- 9 resources are, they're just a downpayment for the
- 10 transformation of all those fleet, and without
- 11 prosperity, without more production and the strongest
- mandate, the market will not act. So I urge you to
- 13 have the strongest mandate possible to provide that
- 14 signal and to get zero-emission buses and trucks on the
- 15 road soon. We need them now. I thank you for your
- 16 time.
- MS. THOMPSON: Thank you for your comment. The
- 18 next speaker will be Bill Bradlee. You may now unmute,
- 19 please state your name and affiliation for the record.
- MR. BRADLEE: Sure. Thank you for letting me
- 21 speak today. My name is Bill Bradley. I'm the
- 22 national organizing director for the nonprofit



- 1 Interfaith Power and Light. Interfaith Power and
- 2 Light's mission is to inspire and mobilize people of
- 3 faith and conscience to take bold and just action on
- 4 climate change. We recognize that people of all faiths
- 5 and spiritual traditions share a common bond to care
- 6 for their neighbor as well as this planet that we all
- ⁷ share. I'm here today to talk with you on behalf of my
- 8 organization as well as our state affiliates and more
- 9 than 6.5 million people of faith who are a part of our
- 10 national network. We ask the EPA to move quickly and
- 11 finalize the strongest possible cleaner truck standards
- 12 by the end of this year.
- I have two main points to make, and I see someone
- 14 wants me to go a little slower. The first point is
- that this is achievable. Obviously we need to have
- something that is achievable, that can be done. As you
- 17 know, trucks and buses account for one-third of the
- 18 transportation climate pollution. To meet the Biden
- 19 administration's climate goals, transportation and
- climate pollution will need to be cut by 29 to 40
- 21 percent by 2030, and we see that this is achievable,
- 22 particularly with the flexible structure the EPA has



- 1 built into this proposed rule.
- The market is already transitioning to zero-
- 3 emission vehicles. Medium- and heavy-duty vehicle
- 4 manufacturers, including Daimler Ford and Volvo, have
- 5 committed to increasing their share of zero-emission
- 6 vehicle sales, eventually achieving a hundred percent,
- and major companies, like Amazon and FedEx, each with
- 8 over 30,000 delivery vehicles, have committed to
- ⁹ electrifying their fleets.
- The second big point I want to make is that this
- 11 is critically important. You might ask why a faith-
- based organization is testifying about this proposed
- 13 rule. Simply put, it's a matter of justice. According
- to the American Lung Association, the 72 million people
- living closest to trucking routes and, therefore, most
- 16 affected by this pollution are more likely to be lower-
- income people of color. With a strong rule, we would
- 18 see increased benefit through financial savings from
- improved health and reduced healthcare spending, fuel
- 20 savings, and reduce the impacts from climate change.
- 21 Again, we ask the EPA to move quickly and finalize
- the strongest possible cleaner heavy-duty vehicle



- 1 standard by the end of this year. I urge the EPA to
- 2 take on this moral opportunity and help our country
- 3 lead on climate solutions. Thanks again for allowing
- 4 me to speak today.
- MS. THOMPSON: Thank you for your comment. As a
- 6 reminder, if you are speaking today, you will receive a
- 7 notification on your screen that you are being promoted
- 8 to the role of panelist shortly prior to your speaking
- 9 time. You must accept that invitation to be able to
- unmute when you are called to testify. This will also
- 11 allow you to turn on your camera, which we encourage
- 12 you to do. We ask that each person limit their verbal
- 13 testimony to 3 minutes. Please speak slowly and
- 14 clearly so our court reporter and interpreters can
- 15 capture these proceedings accurately. Speakers
- 16 connected by telephone should unmute their phones when
- 17 called to testify.
- 18 If you are having technical difficulties, please
- send an email to public_hearing@abtassoc.com or call
- 20 (919) 294-7849. If you are not registered to speak but
- you would like to, please send an email with your name
- 22 and phone number to public_hearing@abtassoc.com or call



- 1 (919) 294-7849.
- The next speaker will be Taki Darakos. You may
- 3 now unmute, and please state your name and affiliation
- 4 for the record.
- 5 MR. DARAKOS: Taki Darakos, Pitt Ohio Express.
- 6 Good evening. Thank you for allowing me to testify
- 7 today. Pitt Ohio Express is a freight transportation
- 8 provider that operates in 14 states out of 25 depots.
- 9 Our fleet consists of approximately 850 tractors as
- well as 600 box trucks. A portion of our fleet runs on
- 11 compressed natural gas. We're committed to doing our
- 12 best to achieve environmental and social responsibility
- 13 to our employees, our customers, and the communities
- 14 that we operate in.
- Our industry in Pitt, Ohio have worked with EPA
- 16 and other stakeholders during the drafting of the
- 17 federal Phase 1 and 2 GHG emissions regulations to
- 18 achieve substantial emissions improvements, regulations
- 19 that we supported due to its ability to achieve real-
- world fuel savings with proven technologies. EPA's
- 21 currently-proposed greenhouse gas Phase 3 regulation is
- 22 not that.



- 1 Currently, there are very limited quantities for
- 2 battery electric trucks on the road today, and hydrogen
- 3 fuel-cell trucks are an even smaller number. The
- 4 industry continues to study other technology options
- 5 that can reduce GHG emissions, like biofuels, renewable
- 6 diesel, and hydrogen combustion. All these
- 7 technologies could potentially deliver cost-effective
- 8 emissions reductions.
- In May of 2022, we put into service or First Class
- 10 7 battery electric vehicles in Cleveland, Ohio. This
- 11 technology only became available to us last year and
- 12 came at 3 to 4 times the cost of a traditional diesel-
- 13 powered unit before infrastructure costs were taken for
- 14 -- taken into consideration. Duty cycle, terrain, and
- weather factor into their performance.
- In the heavy-duty space, our tractors average
- 17 close to 650 miles a day, and the technology that will
- be needed to support these extended ranges are not
- 19 available in large quantities. Infrastructure projects
- to support electrification come with extremely long
- lead times and require a significant amount of energy
- onsite. Hydrogen as a fuel is on the horizon in our



- 1 region, but the realities are that this will not happen
- 2 before the end of the decade.
- As you begin your work on the new GHG standards,
- 4 charging an alternative fueling infrastructure must be
- 5 at the center of successful adoption. Long lead times
- 6 and significant investment are barriers that currently
- 7 exist and are unaddressed. We encourage you to account
- 8 for what stage this technology is at given your
- 9 aggressive market penetration assumptions, guarantee a
- 10 robust infrastructure charging or alternative fueling
- 11 systems built is out to support deployment of zero-
- emission trucks, and ensure cost parity with clean
- diesel technology is maintained.
- 14 Thank you for allowing me to speak today. Have a
- 15 good evening.
- MS. THOMPSON: Thank you for your comment. The
- 17 next speaker is Atenas Mena. You are -- you may now
- unmute, and please state your name and affiliation for
- 19 the record.
- 20 (No response.)
- MS. THOMPSON: Unfortunately, we are still unable
- 22 to hear you. You may want to double check that you are



- 1 unmuted.
- MS. MENA: Hello? Can you hear me now?
- MS. THOMPSON: Yes, we can hear you now.
- 4 MS. MENA: Okay. Thank you. Technology has not
- 5 gotten better. So good evening. My name is Atenas
- 6 Mena, and the co-executive director of Clean Air Now.
- 7 I'm also a first-generation Mexican-American, a Kansas
- 8 Cityean born and raised, and a nurse. Thank you for
- 9 the opportunity to speak this late in the day and
- 10 making this public comment accessible to Spanish-
- 11 speaking community members. I'm here to encourage EPA
- to responsibly, effectively, and quickly implement the
- 13 strongest standards possible for the Phase 3 greenhouse
- 14 gas rule.
- Over 12 million Americans with asthma live in
- 16 counties that fail to meet minimal standards for air
- quality, according to the American Lung Association.
- 18 Our failure to effectively address air pollution
- 19 contributes to heart disease, lung diseases, cancer,
- 20 neurodegenerative diseases, like Parkinson's, and many
- other chronic and acute illnesses affecting the young
- 22 and old alike. This failure to control pollution makes



- 1 breathing a health risk. Add to these health
- 2 consequences the profound impact of climate change and
- 3 humanity is at an inflection point where all of us,
- 4 especially our government and industry, must take
- 5 action.
- 6 My hometown, Kansas City, is home to the largest
- 7 rail transportation center -- is home to the second
- 8 largest rail transportation center in the -- in the
- 9 country. In fact, the rail industry remains one of the
- 10 most significant sources of this environmental
- injustice for many of our communities. Diesel-powered
- 12 locomotives emit large quantities of nitrogen oxide,
- diesel particulate matter, and volatile organic
- 14 compounds. Residents of Armourdale, which is a
- 15 neighborhood in Kansas City, Kansas, predominantly
- 16 Latino, Hispanic, working class, is enclosed between
- large railyards, dirty industry, and heavily-trafficked
- 18 highways. They experience a life expectancy 22 years
- 19 shorter, according to the CDC. This is the same
- 20 neighborhood where you will not find any electric
- 21 charging stations, where access to transportation,
- healthcare, and other resources are limited, and



- 1 climate change weather patterns are felt regularly with
- 2 record-breaking heat waves, flood droughts -- floods,
- 3 droughts, and, concerning, poor air quality days.
- 4 KCK is not siloed in this large and impactful
- 5 discrepancy. Our nation has been overburdening
- 6 environmental justice communities by having them bear
- 7 the brunt of systemic racism with the legacy of
- 8 redlining, zoning, and dumping practices, leaving
- 9 families without access to clean air, water, and land.
- 10 As a member of MFN, I want to elevate what has been
- 11 and continues to be demanded: ensure a clear pathway
- 12 zero emissions with a sales mandate with 100 percent
- zero-emission trucks by 2035, not 50 percent;
- 14 prioritization of zero-emissions for the freight trucks
- 15 Classes 7 and 8 short haul; environmental justice and
- 16 public health analysis to ensure sufficient stringent
- 17 rules.
- We all have the right to take a deep breath,
- inhale clean air, and supply us with oxygen, not
- 20 toxins. Our communities do not need false promises of
- 21 alternative fuels. We need zero missions now. Thank
- 22 you.



- 1 MS. THOMPSON: Thank you for your comment. The
- 2 next speaker will be Carol Devine. Unfortunately, we
- 3 do not currently see you in the list of attendees.
- 4 However, if you have joined under a different name,
- 5 please indicate your presence by pressing the raise
- 6 hand button at the bottom of your screen. If you have
- 7 called in, please dial star-9 to raise your hand.
- 8 (No response.)
- 9 MS. THOMPSON: The next speaker will be Stanislav
- 10 Jaracz. You may now unmute, and please state your name
- 11 and affiliation for the record.
- MR. JARACZ: Good evening. My name is Stanislav
- 13 Jaracz. I'm here to support the strong emission
- 14 standards. I'm testifying as a member of Electric
- 15 Vehicle Association as well as president of the New
- 16 Jersey chapter of Electric Vehicle Association. I
- would like to thank this Administration for acting
- 18 swiftly on a clean truck -- on clean trucks and urge
- 19 EPA to create strong limits on a heavy-duty vehicles'
- 20 pollution.
- 21 Electric Vehicle Association has a hundred
- 22 chapters nationwide, and we have thousands of members.



- We are the grassroots organization founded in 1967,
- 2 and our goal is to advocate for electric vehicles
- 3 through education and demonstration. Electric Vehicle
- 4 Association is committed to organize at least a hundred
- 5 show-and-tell events in the -- in the nation to
- 6 communicate the benefits of electric drive.
- From technology viewpoint, all vehicles with
- 8 classes up to 8 -- except of 8 -- are ready for
- 9 deployment. ACT research noted that Classes 6 and 7
- 10 are most likely to go electric in the near term at
- 11 very, very high levels. I'm also a member of Franklin
- 12 Township Environmental Commission, and in our town, we
- have been impacted by where-have sprawl, and this
- where-haves is impacting more and more people.
- 15 Traditionally, low-income communities are particularly
- affected, but due to the where-haves sprawl, even other
- 17 residential communities has been recently impacted,
- 18 such as seniors and children.
- 19 It has been shown that particulate matter impacts
- learning ability and effect -- and, in effect, prevents
- low-income communities to actually ever escape from the
- 22 curse of the unfortunate situation. Diesel trucks,



- 1 they produce lots of harmful emissions, such as
- 2 particulate matter, nitrogen oxides, and hydrocarbons,
- 3 and that comes on top of carbon dioxide emission, which
- 4 is greenhouse gas.
- 5 It has been shown over and over again that strong
- 6 regulation is the only way to make significant change
- 7 in our society. We don't have the time to wait. The
- 8 electrification is already happening around the world.
- 9 Europe has very strong standards, and China -- China
- 10 has the highest production of electric vehicles,
- including heavy-duty vehicles and buses. So even from
- the competitive viewpoint, we must act to stay
- competitive to ensure high-quality jobs here in the
- 14 United States and in the automotive and transportation
- 15 industry.
- I also wanted to mention that as a child, I grew
- up in a community that was heavily polluted. I
- 18 remember the diesel buses that -- back then were even
- 19 more polluting than they are today. I was very
- fortunate that I do not have asthma, but many, many
- other people got asthma, and even with the diesel
- 22 engines technology available today, it is very, very



- 1 bad. So, therefore, I urge EPA to adopt the strongest
- 2 possible emission standards, and thank you for the
- opportunity to speak today.
- 4 MS. THOMPSON: Thank you for your comment. The
- 5 next speaker will be Doug O'Malley. You may now
- 6 unmute, and please state your name and affiliation for
- ⁷ the record.
- MR. O'MALLEY: Thank you so much. Hopefully you
- 9 can hear me clearly. My name is Doug O'Malley,
- director of Environment New Jersey. We represent more
- than 80,000 citizen members and activists across the --
- 12 across the Garden State. I believe I'm closing out the
- evening here for EPA. Hopefully you've heard this
- 14 before, but Happy World Asthma, which obviously that is
- 15 a -- you know, that does not go together. There's
- 16 nothing happy about asthma. I did actually just come
- 17 from webinar talking about the impacts of our recently-
- 18 passed Environmental Justice Law and environmental
- 19 justice rules for New Jersey, and when we mark asthma,
- we really are talking about impacts across our urban
- 21 communities especially.
- Just, you know, 2 weeks ago, the American Lung



- 1 Association, as you well know, released their "State of
- the Air" report. It did show that ozone pollution in
- 3 the Garden state had gotten a little bit better. It
- 4 also showed particulate pollution had gotten worse.
- 5 And one of the key aspects of the Environmental Justice
- 6 Law is looking at cumulative impacts of pollution,
- 7 especially in environmental justice communities.
- 8 One of the largest cumulative impacts of pollution
- 9 across all of our communities, but especially in our
- 10 cities, is highways. The EJ law is not going to force
- 11 highways to come down, so if we are serious about
- 12 reducing pollution, we need to look at electrification.
- 13 And that's a big reason why New Jersey, along with a
- 14 multitude of states, adopt advance -- the Advanced
- 15 Clean Truck Rule at the end of 2021. Obviously the
- 16 Advanced Clean truck Rule only works if we're having
- 17 federal action, and that's why it's obviously critical
- 18 that EPA is moving forward on this current rule.
- 19 That being said, the proposal reflects a
- 20 conservative assessment of the deployment of electric
- 21 trucks, and it is critical that EPA strengthen the
- 22 final rule. I also want to say here that it's critical



- 1 that EPA move quickly and finalize the strongest
- 2 possible clean truck standard to address the climate
- 3 crisis by the end of this calendar year. We would
- 4 strongly encourage the standards need to be at least as
- 5 strong as the alternatives proposed by the EPA. This
- 6 is in line with the federal and manufacture investments
- 7 and obviously states like New Jersey that have adopted
- 8 the Advanced Clean Truck Rule. The standards also
- 9 should require tighter limits on nd diesel vehicles
- 10 generally so that we're making diesel vehicles will be
- 11 a close cleaner across the board as manufacturers
- transition to zero-pollution vehicles.
- I wanted to say, too, it's not just about our
- 14 highways, as important as that is. It's also about our
- ports, and New Jersey has the largest port, not just
- this side of the Mississippi, but even west of the
- 17 Mississippi with the amount of traffic that's coming
- in. That's obviously a lot of pollution on the ships.
- 19 It's even more pollution on the trucks that are going
- out, and my good ally, Stan, referenced the impacts on
- 21 Central Jersey. Those trucks start in the Ironbound
- 22 community of Newark, and that -- those have real



- 1 impacts.
- 2 And this, I don't know if you can see, my son,
- 3 Malcolm, has decided to zoom on here at the very end,
- 4 and, of course, my daughter. That's right. So you can
- only imagine how the rest of the evening will go here,
- 6 and I'll have to go shortly because my time is up. But
- 7 I just wanted to emphasize in New Jersey, there's more
- 8 than 600,000 adults that suffer from asthma. There's
- 9 more than 150,000 children that suffer from asthma.
- 10 Those are not statistics. Those are real people. This
- 11 rule is critical. You should not be listening to
- 12 disinformation from EMA. You should be listening to
- 13 the public and public health professionals, and work to
- ensure this rule gets stronger and gets adopted by the
- end of this calendar year.
- So thank you for all of your work. You've heard
- from a lot of folks tonight. You'll hear from more
- 18 folks tomorrow. And I just wanted to thank you for
- 19 your work to get the strongest possible protection for
- 20 all of our lungs. And then Malcolm wants to say
- 21 something. What do you want to say, Malcolm?
- MALCOLM: [--- Redacted for personal privacy ---]



- 1 MR. O'MALLEY: Oh boy.
- 2 MALCOLM: [--- Redacted for personal privacy

3

- 4 ---]
- MR. O'MALLEY: So this is obviously the fun part,
- 6 so I'm going to go mediate between my 7-year-old and my
- 7 10-year-old. Hopefully it's not as bad as the comments
- 8 that you all get in the written document. Thank you
- 9 again.
- MS. THOMPSON: Thank you for your comment. This
- 11 concludes our final Day 1 speaker block. We will now
- call on the names of those who were not present when
- initially called to testify. If you have joined,
- 14 please indicate your presence by pressing the raise
- 15 hand button at the bottom of your screen. If you have
- 16 called in, please dial star-9 to raise your hand.
- The first speaker is Jennifer Cantley. Jennifer,
- 18 again if you have joined, we would ask that you raise
- 19 your hand at this time by pressing the raise hand
- button, by dialing star-9 on your phone.
- 21 (No response.)
- MS. THOMPSON: The next speaker is Brittany Keyes.



- 1 Brittany, if you have joined, please indicate your
- 2 presence by pressing the raise hand button at the
- 3 bottom of your screen or by dialing star-9 on your
- 4 phone.
- 5 (No response.)
- 6 MS. THOMPSON: The final speaker is Carol Devine.
- 7 Carol, again, if you have joined, please indicate your
- 8 presence by pressing star-9 on your phone if you have
- 9 called in or by pressing the raised hand button at the
- 10 bottom of your screen.
- 11 (No response.)
- MS. THOMPSON: We are now at the end of our
- evening session. EPA, are you ready to adjourn this
- session of the virtual hearing?
- MR. CHARMLEY: Yes, we're ready to finish for this
- evening. So thanks, everyone, for their participation
- today, and we're going to resume for our second day
- tomorrow, May 3rd, Wednesday, at 10:00 a.m. So thank
- 19 you, everyone.
- Whereupon, at 7:56 p.m., the meeting was
- recessed, to reconvene at 10:00 a.m., Wednesday, May 3,
- 22 2023.)



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