



# Oregon

Tina Kotek, Governor

## Department of Environmental Quality

Headquarters Office

700 NE Multnomah Street, Suite 600

Portland, OR 97232

503-229-5263

TTY 711

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Sent via email to: [staff@oal.ca.gov](mailto:staff@oal.ca.gov) and cc: [cotb@arb.ca.gov](mailto:cotb@arb.ca.gov)

Dear Office of Administrative Law,

We support the California Air Resources Board's Emergency Vehicle Emissions Regulations submitted September 22, 2025. The action confirms that until a court resolves the uncertainty created by recent federal actions, certain antecedent regulations remain operative. It also clarifies that CARB may enforce Advanced Clean Cars II (LEV IV) and the Heavy-Duty Omnibus to the extent permitted by law if a court holds invalid the resolution purporting to disapprove those waivers.

This emergency action keeps emission standards in effect, giving manufacturers a clear compliance path and preventing market disruption in California, while also supporting Oregon's implementation of the regulations. Keeping both sets of standards present in regulation and continuing to process certifications will allow manufacturers to choose to certify to either the newer standards (LEV IV/Omnibus) or the antecedent LEV III/pre-Omnibus provisions. This approach allows Oregon to understand manufacturers' choices and regulate accordingly.

This action is warranted to prevent uncertainty over which regulations apply and to avoid disruption to vehicle certification while litigation proceeds. The proposal confirms the operability of earlier-adopted standards and preserves CARB's ability to enforce the newer standards as permitted by law, ensuring continuity in California's longstanding vehicle emissions program. For these reasons, we urge OAL to approve CARB's proposal.

Sincerely,

Michael ORMAN (Sep 26, 2025 13:27:52 PDT)

Michael Orman

p.p. Ali Mirzakhali

Air Quality Division Administrator

Oregon Department of Environmental Quality