

January 31, 2020

Administrator Andrew Wheeler  
Office of the Administrator, Code 1101A  
Environmental Protection Agency  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460

**ATTN: Docket EPA-HQ-OAR-2019-0055; RIN 2060-AU41**

**Re: Request for Extension of Comment Period on the Environmental Protection Agency's Advanced Notice of Proposed Rulemaking, Control of Air Pollution from New Motor Vehicles: Heavy-Duty Engine Standards, 85 Fed. Reg. 3306 (January 21, 2020)**

Dear Administrator Wheeler:

On behalf of our millions of members and supporters, the undersigned organizations request that you extend the period for public comment on the Environmental Protection Agency ("EPA")'s Advanced Notice of Proposed Rulemaking, Control of Air Pollution from New Motor Vehicles: Heavy-Duty Engine Standards, 85 Fed. Reg. 3306 (January 21, 2020) ("ANPR") to at least 60 days.

An extension of the comment period on this ANPR is warranted given the broad scope of issues raised by the notice, the technical questions they implicate, and the enormous public interest in ensuring a future rulemaking will deliver significant pollution reductions from heavy duty vehicles. The purpose of this advanced notice is to broadly solicit information from stakeholders, including questions of policy design,<sup>1</sup> technology,<sup>2</sup> open-ended requests for information,<sup>3</sup> and requests for feedback related to the hundreds of supplemental documents posted to the docket, many of which are lengthy and technical. EPA, in turn, plans to "consider what we learn from the comments as we develop a Notice of Proposed Rulemaking (NPRM)."<sup>4</sup> However, thirty days does not afford interested stakeholders adequate time to consider and respond to these requests for comment, let alone develop independent technical or policy work relevant to the proposal. As such, an extension of the public comment period is warranted to provide for full and meaningful public participation and to ensure that EPA has the benefits of these analyses as it develops a proposed rule to reduce pollution from heavy duty vehicles.

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<sup>1</sup> EPA, Control of Air Pollution from New Motor Vehicles: Heavy-duty Engine Standards, Advanced Notice of Proposed Rulemaking, 85 Fed. Reg. 3306 (January 21, 2020) at 3311.

<sup>2</sup> 85 Fed. Reg. 3306 (January 21, 2020) at 3312.

<sup>3</sup> 85 Fed. Reg. 3306 (January 21, 2020) at 3307.

<sup>4</sup> 85 Fed. Reg. 3306 (January 21, 2020) at 3307.

In addition, EPA has not yet publicly released any results from its many technical assessments taking place at the National Vehicle and Fuel Emissions Laboratory.<sup>5</sup> These assessments help to inform the current state of emissions reduction technology—an issue that is central to many of the questions raised in the ANPR. Accordingly, we urge the agency to publicly release this data and extend the comment period to ensure that stakeholders can consider and respond to it.

We appreciate your consideration of our request, and we urge you to act quickly to extend the deadline to ensure the public has a full and fair opportunity to comment on these important issues.

Please contact Jim Dennison, [jdennison@edf.org](mailto:jdennison@edf.org), (303) 447-7219, if you have any questions regarding this request to extend the public comment period.

Respectfully submitted,

Environmental Defense Fund  
Natural Resources Defense Council  
Union of Concerned Scientists

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<sup>5</sup> Brian Nelson, USEPA, Presentation at 12<sup>th</sup> Integer Emissions Summit – USA 2019, “Journey to Lower NOx Limits through EPA’s Cleaner Trucks Initiative,” November 19, 2019.