

119TH CONGRESS
1ST SESSION

S. 1072

To amend the Clean Air Act to eliminate a waiver under that Act, to eliminate an authorization for States to use new motor vehicle emission and new motor vehicle engine emissions standards identical to standards adopted in California, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 14, 2025

Mr. LEE (for himself, Mr. CASSIDY, Mr. RICKETTS, Mr. MARSHALL, Mr. DAINES, Mr. RISCH, Mr. SCOTT of Florida, Mr. CRAMER, Mr. SULLIVAN, Mr. MULLIN, Mr. CRAPO, Mr. JUSTICE, Mrs. CAPITO, Mr. CRUZ, and Ms. LUMMIS) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend the Clean Air Act to eliminate a waiver under that Act, to eliminate an authorization for States to use new motor vehicle emission and new motor vehicle engine emissions standards identical to standards adopted in California, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Stop California from
5 Advancing Regulatory Burden Act of 2025” or the “Stop
6 CARB Act of 2025”.

1 **SEC. 2. REPEAL OF WAIVERS OF STATE STANDARDS.**

2 (a) IN GENERAL.—Section 209 of the Clean Air Act
3 (42 U.S.C. 7543) is amended—

4 (1) by striking subsection (b);

5 (2) in subsection (c), by striking the last sen-
6 tence;

7 (3) by redesignating subsections (c) and (d) as
8 subsections (b) and (c), respectively; and

9 (4) by striking subsection (e) and inserting the
10 following:

11 “(d) PROHIBITION ON STATE STANDARDS FOR
12 NONROAD ENGINES OR VEHICLES.—No State or any po-
13 litical subdivision thereof shall adopt or attempt to enforce
14 any standard or other requirement that directly or indi-
15 rectly relates to the control of emissions from nonroad en-
16 gines or nonroad vehicles, including the following new
17 nonroad engines or nonroad vehicles subject to regulation
18 under this Act:

19 “(1) New engines that are used in construction
20 equipment, construction vehicles, farm equipment, or
21 farm vehicles.

22 “(2) New locomotives or new engines used in lo-
23 comotives.”.

24 (b) EFFECT.—Notwithstanding any other provision
25 of law, as of the date of enactment of this Act—

1 (1) no waiver issued under subsection (b) of
 2 section 209 of the Clean Air Act (42 U.S.C. 7543)
 3 (as in effect on the day before the date of enactment
 4 of this Act) before the date of enactment of this Act
 5 shall have any force or effect; and

6 (2) any application for a waiver under that sub-
 7 section (as in effect on the day before the date of
 8 enactment of this Act) pending before the Adminis-
 9 trator of the Environmental Protection Agency on
 10 the date of enactment of this Act shall be considered
 11 denied.

12 (c) CONFORMING AMENDMENTS.—

13 (1) Section 202(i)(2)(A) of the Clean Air Act
 14 (42 U.S.C. 7521(i)(2)(A)) is amended, in the matter
 15 preceding clause (i), in the first sentence, by striking
 16 “, taking into consideration the waiver provisions of
 17 section 209(b)”.

18 (2) Section 211 of the Clean Air Act (42 U.S.C.
 19 7545) is amended—

20 (A) in subsection (c)(4)—

21 (i) in subparagraph (A), in the matter
 22 preceding clause (i), by striking “or (C)”;

23 (ii) by striking subparagraph (B); and

24 (iii) by redesignating subparagraph
 25 (C) as subparagraph (B);

1 (B) in subsection (k)(1)(B)(ii), by striking
 2 “(other than a refiner or importer in a State
 3 that has received a waiver under section 209(b)
 4 with respect to gasoline produced for use in
 5 that State)”; and

6 (C) in subsection (o)(6)—

7 (i) by striking subparagraph (E);

8 (ii) in subparagraph (F), by striking
 9 “any State that has received a waiver
 10 under section 209(b) or”; and

11 (iii) by redesignating subparagraph
 12 (F) as subparagraph (E).

13 (3) Section 241(2) of the Clean Air Act (42
 14 U.S.C. 7581(2)) is amended, in the second sentence,
 15 by striking “(or any CARB” and all that follows
 16 through “section 243(e))”.

17 (4) Section 242(b) of the Clean Air Act (42
 18 U.S.C. 7582(b)) is amended by striking “except as
 19 provided in section 244 with respect to administra-
 20 tion and enforcement, and” each place it appears.

21 (5) Section 243 of the Clean Air Act (42 U.S.C.
 22 7583) is amended by striking subsections (e), (f),
 23 and (g).

24 (6) Section 244 of the Clean Air Act (42 U.S.C.
 25 7584) is repealed.

1 (7) Section 247(b) of the Clean Air Act (42
2 U.S.C. 7587(b)) is amended, in the second sentence,
3 by striking “section 242, 243, 244,” and inserting
4 “sections 242, 243,”.

5 **SEC. 3. REPEAL OF AUTHORIZATION TO USE CALIFORNIA**
6 **NEW MOTOR VEHICLE EMISSION STANDARDS.**

7 (a) IN GENERAL.—Section 177 of the Clean Air Act
8 (42 U.S.C. 7507) is repealed.

9 (b) CONFORMING AMENDMENT.—Section 249(e)(3)
10 of the Clean Air Act (42 U.S.C. 7589(e)(3)) is amended
11 by striking the second sentence.

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