



E. SCOTT PRUITT  
ADMINISTRATOR

August 17, 2017

Mr. Jonathan S. Martel  
Arnold & Porter Kaye Scholer LLP  
601 Massachusetts Avenue, NW  
Washington, D.C. 20001-3743

Mr. Jeffrey M. Sims, President  
Truck Trailer Manufacturers Association  
7001 Heritage Village Plaza, Suite 220  
Gainesville, Virginia 20155

Dear Mr. Martel and Mr. Sims:

On April 3, 2017, Mr. Jeffrey Sims sent a letter on behalf of the Truck Trailer Manufacturers Association to the U.S. Environmental Protection Agency asking the EPA to reconsider and issue an administrative stay of the greenhouse gas emission standards for heavy-duty truck trailers in the final rule entitled “Greenhouse Gas Emissions and Fuel Efficiency Standards for Medium- and Heavy-Duty Engines and Vehicles—Phase 2” (81 FR 73478, October 25, 2016) (“Phase 2 Rule”). On June 26, 2017, Mr. Jonathan Martel submitted a supplemental petition for reconsideration and stay on behalf of TTMA. In these letters, TTMA questioned the EPA’s authority under the Clean Air Act to regulate truck trailers as well as the EPA’s analysis of the costs and benefits of the standards. More specifically:

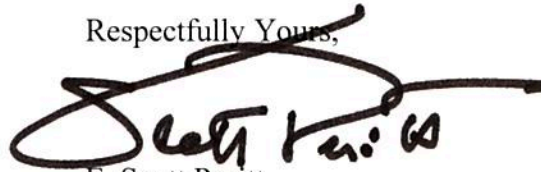
- TTMA noted that the Clean Air Act definition of “motor vehicle” refers to “self-propelled” vehicles, and TTMA challenges the EPA’s authority to regulate truck trailers because they are not self-propelled.
- TTMA challenges the EPA’s authority to regulate truck trailers as incomplete motor vehicles.
- TTMA disputes the EPA’s projection of greenhouse gas and fuel economy benefits because of concerns about the vehicle speed profile assumed by the EPA.
- TTMA projects that weight of the new emission components will decrease available payload which would cause an increase in the number of trucks on the road. TTMA estimates that this would increase both greenhouse gas emissions and fatal crashes.

In light of these issues, the EPA has decided to revisit the Phase 2 trailer provisions in general, and the issue of the EPA's authority to regulate trailers in particular. We intend to develop and issue a Federal Register notice of proposed rulemaking on this matter, consistent with the requirements of the Clean Air Act.

The EPA has made no decision at this time regarding your request for an administrative stay.

If you have any questions regarding our response, you may contact Bill Charmley in the Office of Transportation and Air Quality at (734) 214-4466.

Respectfully Yours,



E. Scott Pruitt