

**Agenda Item:**      **Repeal of 15A NCAC 02D .1010, Heavy-Duty Vehicle Idling Restrictions.**

**Explanation:**      Section 4.24 of the Session Law 2015-286 requires the Secretary of the Department of Environmental Quality to repeal the Rule 15A NCAC 02D .1010, Heavy-Duty Vehicle Idling Restrictions, on or before March 1, 2016. Until the effective date of the repeal of the rule required pursuant to this section, the Secretary of the Department of Environmental Quality, the Environmental Management Commission, or any other political subdivision of the State shall not implement or enforce 15A NCAC 02D .1010, Heavy-Duty Vehicle Idling Restrictions.

The Rule 15A NCAC 02D .1010, Heavy-Duty Vehicle Idling Restrictions, was adopted in July 10, 2010 to reduce nitrogen oxide (NOx) and particulate emissions from heavy-duty trucks (both gasoline and diesel fueled) through the reduction of unnecessary idling. The heavy-duty vehicle idling restrictions rule is a complaint-driven rule that is focused on addressing nitrogen oxide (NOx) and particulate emissions from heavy-duty trucks through the reduction of unnecessary idling.

North Carolina does not have any ozone and particulate emissions nonattainment areas. Currently, the ozone and particulate matter monitors are measuring ambient concentrations lower than the NAAQS. Additionally, idling can be costly for trucking companies which provides companies an incentive to enforce their own restrictions on idling.

**Recommendation:**      The Director recommends that the Commission approve the proposed repeal of 15A NCAC 02D .1010, Heavy-Duty Vehicle Idling Restrictions to proceed to public comment.