



RULE-MAKING ORDER

PERMANENT RULE ONLY

CR-103P (December 2017)
(Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: October 16, 2025
TIME: 7:27 AM

WSR 25-21-084

Agency: Department of Ecology AO #24-07

Effective date of rule:

Permanent Rules

- ☒ 31 days after filing.
☐ Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- ☐ Yes ☒ No If Yes, explain:

Purpose: Ecology is adopting amendments to our Clean Vehicles Program Rules (Chapter 173-423 WAC) to incorporate changes to the Advanced Clean Trucks and Heavy-Duty Low NOx Omnibus regulations adopted by the California Air Resources Board (CARB). These regulations are an essential policy tool for addressing climate change and improving air quality in Washington.

These amendments respond to industry concerns by easing compliance requirements for the heaviest vehicles. They also streamline implementation and maintain consistency with state and federal laws. The Advanced Clean Trucks program applies to medium- and heavy-duty engine and vehicle manufacturers. It requires manufacturers to gradually sell more new zero-emission models in Washington through model year 2035 and provides flexibility to manufacturers by allowing the purchase of credits from other manufacturers to meet this requirement, thereby offering manufacturers choice in which models to transition to zero-emissions technology. The Heavy-Duty Low NOx Omnibus regulation applies to heavy-duty internal combustion engine manufacturers and requires heavy-duty vehicles sold in Washington meet more protective air quality standards, particularly on oxides of nitrogen and particulate matter, starting in model year 2026.

Citation of rules affected by this order:

New:
Repealed:
Amended: Chapter 173-423 WAC, Clean Vehicles Program
Suspended:

Statutory authority for adoption: Chapter 70A.30 RCW

Other authority: Ecology has completed an Environmental Justice Assessment in accordance with RCW 70A.02.060 as a part of this rulemaking.

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 25-11-045 on May 15, 2025 (date).

Describe any changes other than editing from proposed to adopted version: No changes have been made between the proposed rule and adopted rule.

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: N/A
Address: N/A
Phone: N/A
Fax: N/A
TTY: For Washington Relay Service or TTY call 711 or 877-833-6341.
Email: N/A
Web site: N/A
Other: N/A

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Federal rules or standards:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Recently enacted state statutes:	New	<u>0</u>	Amended	3	Repealed	<u>0</u>

The number of sections adopted at the request of a nongovernmental entity:

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
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The number of sections adopted on the agency's own initiative:

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
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The number of sections adopted using:

Negotiated rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Pilot rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Other alternative rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>

Date Adopted: October 16, 2025

Name: Casey D. Sixkiller

Title: Director

Signature:

