

Submission to Docket No. NHTSA-2018-0067

From: NHTSA, Office of Chief Counsel

To: The Docket

Thru: Jonathan Morrison, Chief Counsel

Re: E.O. 12866 Meetings for the “The Safer Affordable Fuel–Efficient (SAFE) Vehicles Rule for Model Years 2021-2026 Passenger Cars and Light Trucks” (2127-AL76)

Summary

As explained in the Department of Transportation’s internal administrative procedures, “E.O. 12866 and E.O. 13563 lay out the procedures for review of significant regulations by OIRA, which include a process for members of the public to request meetings with OIRA regarding rules under OIRA review. Per E.O. 12866, OIRA invites the Department to attend these meetings.” 49 CFR part 5.19(b)(1). The issuing agency, in this case NHTSA, shall place in the docket for the rulemaking a report of all of these meetings attended by the issuing agency and representatives of the Department. *See* 49 CFR part 5.19(b)(4).

On August 2, 2019, NHTSA and the Environmental Protection Agency (EPA) submitted to OIRA the “The Safer Affordable Fuel–Efficient (SAFE) Vehicles Rule for Model Years 2021-2026 Passenger Cars and Light Trucks” (2127-AL76). OIRA review of the first part of this rulemaking, titled, “The Safer Affordable Fuel-Efficient (SAFE) Vehicles Rule Part One: One National Program,” concluded on September 18, 2019. During this time, NHTSA and/or DOT staff attended by phone 5 meetings with stakeholders and interested members of the public. The agencies then submitted the remaining part of this rulemaking, to OIRA on January 14, 2020 and review concluded on March 30, 2020. During the course of this review, NHTSA and/or DOT staff attended by phone 27 meetings. Thus, combined, during the course the review of both parts of the SAFE Vehicles final rule, NHTSA and/or DOT staff attended by phone 32 meetings.¹

Meetings held during E.O. 12866 review

1. Union of Concerned Scientists (UCS). This meeting was held on 9/12/2019 at 10:30 a.m. Attendees were: Jonna Hamilton (UCS); David Cooke (UCS); Travis Annatoyn (Democracy Forward); Tim Mullins (DOT); Amy Lamson (EPA); Julia Burch (EPA); Robin Moran (EPA); Matthew Oreska (OMB).
2. American Lung Association. This meeting was held on 9/20/2019 at 3:00 p.m. Attendees were: Don Hoppert (American Public Health Association); Katie

¹ The below list only includes meetings that NHTSA and/or DOT staff attended; thus, any meeting held under E.O. 12866 review that NHTSA/DOT was invited to but was unable to attend are not included below.

- Kendrick (American Heart Association); Paul Billings (American Lung Association); Sharon Hageman (OIRA); Tim Mullins (DOT); Kirsten Brown (Alliance of Nurses for Healthy Environments); Cara Sue Cook (Alliance of Nurses for Healthy Environments); Katie Huffing (Alliance of Nurses for Healthy Environments); Janice Nolan (American Lung Association).
3. Stratacomm. This meeting was held on 9/24/2019 at 1:00 p.m. Attendees were: Paula Van Lare (EPA); Matt Meenan (The Aluminum Association); Jeff Cherry (OIRA); Fiona Bell (Novelis); Andy Ptashnik (Aleris); Matthew Oreska (OIRA); Mary Fitzpatrick (OIRA); Julia Burch (EPA); John Fitzpatrick (Stratacomm); Curt Wells (The Aluminum Association); Tim Mullins (DOT); Mario Greco (Arconic).
 4. Transportation California. This meeting was held on 9/25/2019 at 4:00 p.m. Attendees were: Matthew Oreska (OIRA); Sharon Hageman (OIRA); Tim Mullins (DOT); Kiana Valentine (Transportation California).
 5. Southern California Association of Governments. This meeting was held on 9/25/2019 at 4:30 p.m. Attendees were: Paula Van Lare (EPA); Sharon Hageman (OIRA); Darin Chidsey (Southern California Association of Governments); Tanisha Taylor (Southern California Association of Governments); Kome Ajise (Southern California Association of Governments); Kevin Ghilhooley (Southern California Association of Governments); Tim Mullins (DOT); Tad Weiser (EPA).
 6. Sierra Club. This meeting was held on 1/24/2020 at 11:30 a.m. Attendees were: Joanne Spalding (Sierra Club); Vera Pardee (Sierra Club); Matthew Oreska (OIRA); Sharon Hageman (OIRA); Will Anderson (Sierra Club); Tim Mullins (DOT); Julia Burch (EPA).
 7. American Road & Transportation Builders Association. This meeting was held on 1/28/2020 at 3:30 p.m. Attendees were: Nick Goldstein (American Road & Transportation Builders Association); Lauren P. Schapker (American Road & Transportation Builders Association); Melinda Tomaino (Associated General Contractors of America); Michele Stahley (National Stone, Sand and Gravel Association); Kiona V.(Transportation California); Jennifer Haas (SELF); Deb Meinhard (CEQ); Paula Van Lare (EPA); Tim Mullins (DOT).
 8. NGVAmerica. This meeting was held on 1/30/2020 at 1:00 p.m. Attendees were: Dimitrios Karakitsos (Holland & Knight); Michael Tschantz (Ingevity); Jeffrey Clarke (NGVAmerica); Glenn Passavant (Ingevity); Susan Lent (Akin Gump); Debbie Minehart (CEA); Julia Burch (EPA); Matthew Oreska (OIRA); Tim Mullins (DOT); Charmaine Jones (NHTSA).
 9. Consumer Reports. This meeting was held on 1/30/2020 at 2:00 p.m. Attendees were: Shannon Baker-Branstetter (Consumer Reports); Adam Winer (Consumer Reports); Chris Harto (Consumer Reports); Charmaine Jones (NHTSA); Julia Burch (EPA); Matthew Oreska (OIRA).

10. Consumer Federation of America. This meeting was held on 2/3/2020 at 11:00 a.m. Attendees were: Chandana Achanta (OIRA); Kimberly Nelson (OMB); Tim Mullins (DOT); Charmaine Jones (NHTSA); Paula Van Lare (EPA); Courtney Ackoshimer (EPA); Jack Gillis (Consumer Federation of America); Mark Cooper (Consumer Federation of America); Mel Hall-Crawford (Consumer Federation of America); Richard Eckman (Consumer Federation of America).
11. South Coast Air Quality Management District. This meeting was held on 2/3/2020 at 1:00 p.m. Attendees were: Kim Nelson (OMB); Sarah Rees (South Coast Air Quality Management District); Matt Miyasato (South Coast Air Quality Management District); Tim Mullins (DOT); David Serody (DOT); Charmaine Jones (NHTSA); Jessica Mroz (EPA); Mary Fitzpatrick (OIRA); Christine Kymn (OIRA); Debbie Minehart (CEA).
12. Environmental Law and Policy Center. This meeting was held on 2/4/2020 at 10:00 a.m. Attendees were: Matthew Oreska (OIRA); Howard Lennard (Environmental Law and Policy Center); Ann Mesnikoff (Environmental Law & Policy Center); Ann Gerworski (Environmental Law & Policy Center); Emily Green (Conservation Law Foundation); Tim Mullins (DOT); David Serody (DOT); Charmaine Jones (NHTSA); Julia Burch (EPA); Christine Kymn (OIRA).
13. American Lung Association. This meeting was held on 2/4/2020 at 11:00 a.m. Attendees were: Matthew Oreska (OIRA); Don Harper (American Public Health Association); Paul Billings (American Lung Association); Karen (unknown last name) (Alliance of Nurses for Health Environment); Paula Van Lare (EPA); Charmaine Jones (NHTSA); Tim Mullins (DOT); Julia Burch (EPA); David Serody (DOT).
14. Moms Clean Air Force. This meeting was held on 2/4/2020 at 1:00 p.m. Attendees were: Molly Rauch (Moms Clean Air Force); Elizabeth Helpman (Moms Clean Air Force); David Serody (DOT); Timothy Mullins (DOT); Emily Kim (NHTSA); Jessica Mroz (EPA); Paula Van Lare; Matthew Oreska (OIRA).
15. Union of Concerned Scientists. This meeting was held on 2/5/2020 at 10:00 a.m. Attendees were: Chandana Achanta (OIRA); Tim Mullins (DOT); Charmaine Jones (NHTSA); Julia Burch (EPA); Jonna Hamilton (Union of Concerned Scientists); David Cooke (Union of Concerned Scientists); Travis Annatoyn (Democracy Forward).
16. Environment America. This meeting was held on 2/5/2020 at 11:00 a.m. Attendees were: Chandana Achanta (OIRA); Simone Hardwick (Environment America); Allie Reynolds (Environment America); Andrea Mitchel (Environment America); (Environment America); Tim Mullins (DOT); David Serody (DOT); Charmaine Jones (NHTSA); Julia Burch (EPA)
17. Natural Resources Defense Council. This meeting was held on 2/6/2020 at 1:00 p.m. Attendees were: Luke Tonachel (Natural Resources Defense Council);

Benjamin Longstreth (Natural Resources Defense Council); Brenden Cline (Natural Resources Defense Council); Amanda Thomas (OMB); David Serody (DOT); Charmaine Jones (DOT); Julie Burch (EPA).

18. Interfaith Power & Light. This meeting was held on 2/7/2020 at 2:00 p.m. Attendees were: Matthew Oreska (OIRA); David Serody (DOT); Leah Wiste (Interfaith Power and Light); Tim Mullins (DOT); J. Brown (Interfaith Power and Light); Jonathan Lacock-Nisly (Interfaith Power & Light); Bill Bradlee (Interfaith Power & Light).
19. Environmental Defense Fund. This meeting was held on 2/10/2020 at 2:00 p.m. Attendees were: Chandana Achanta (OIRA); Tim Mullins (DOT); Charmaine Jones (NHTSA); Julia Burch (EPA); David Serody (DOT); Martha Roberts (Environmental Defense Fund); Matthew Littleton (Donahue, Goldberg, Weaver & Littleton); Alice Henderson (Environmental Defense Fund); Chet France (SELF).
20. Physicians for Social Responsibility. This meeting was held on 2/10/2020 at 4:00 p.m. Attendees were: Chandana Achanta (OIRA); Antonia (unknown last name), (Physicians for Social Responsibility); Kyle Bonner (Wayne State University); Ashton Loudeski (Wayne State University); Julia Burch (EPA); David Serody (DOT).
21. BlueGreen Alliance. This meeting was held on 2/11/2020 at 1:00 p.m. Attendees were: Matthew Oreska (OIRA); David Serody (DOT); Julia Burch (EPA); John Paul Smith (United Steelworkers); Zoe Lipman (BlueGreen Alliance); Peter La Fountain (BlueGreen Alliance).
22. Holland & Knight LLP. This meeting was held on 2/12/2020 at 1:00 p.m. Attendees were: Amanda Thomas (OIRA); Julia Burch (EPA); Marissa Serafino (Holland & Knight LLP); Laura Chambers (Federal Government Relations); Rogo Lean (Solvay); Govern Martinez; Lee Seconie; Matthew Marson (Solvay); Jose Toreno (Lansing Corporation); Tom Holowell, American Chemistry Council; Sandra McCullough (Solvay); Patrick Rogers (Solvay); Jean Oliver (American Chemistry Council); Patrick Chambers (American Chemistry Council); Joe Rivers (American Chemistry Council); Barb Robinson (American Chemistry Council); David Serody (DOT).
23. Motor and Equipment Manufacturers Association. This meeting was held on 2/13/2020 at 11:30 a.m. Attendees were: Matthew Oreska (OIRA); Tim Mullins (DOT); Charmaine Jones (NHTSA); Julia Burch (EPA); Laurie Holmes (MEMA); Katherine Bowen (MEMA); Dave Rostker (SBA); Courtney Herbershies (EPA).
24. Alliance for Automotive Innovation. This meeting was held on 2/19/2020 at 3:30 p.m. Attendees were: Amanda Thomas (OIRA); Victoria Williams (NHTSA); Joanna Foust (North America Subaru Inc.); Yasumi Natamura Newbragh

- (Nissan); Barbara Kiss (General Motors); Rick Gazelle (Toyota); Amandine Muskus (Kia Motors Corporation); Julia Rege (Alliance for Automotive Innovation); John Bozzella (Alliance for Automotive Innovation); David Schwietert (Auto Innovators); William Craven (Mercedes Benz); Deborah Bakker (Hyundai- Kia America Technical Center); Catherine Wilmarth (Alliance for Automotive Innovation); Michael Hartrick (Auto Innovators); Will Otero (Fiat Chrysler); Stephane Thiriez (Mitsubishi Motors); Tim Mullins (DOT); Debbie Minehart (CEA); Julia Burch (EPA); Mike Olechiw (EPA).
25. National Automobile Dealers Association. This meeting was held on 2/21/2020 at 2:00 p.m. Attendees were: Mary Fitzpatrick (OIRA); Doug Greenhaus (NADA); Andy Koblenz (NADA); Debbie Minehart (CEA); Charmaine Jones (NHTSA); Tim Mullins (DOT); David Serody (DOT).
 26. California Air Resources Board. This meeting was held on 2/25/2020 at 11:00 a.m. Attendees were: Matthew Oreska (OIRA); Francis Brooke (EOP/OMB); Julie (unknown last name) (OMB); Craig Seagal (CARB); Steve Cliff (CARB); Mike (unknown last name) (CARB); Phippen Brayler (CARB); Silvia Vander (CARB); Paula Van Lare (EPA); David Serody (DOT); Tim Mullins (DOT); Charmaine Jones (NHTSA); Julia Burch (EPA); Seth (unknown last name) (EPA).
 27. Honeywell. This meeting was held on 2/26/2020 at 4:00 p.m. Attendees were: George Koutsaftes (Honeywell); Jessica Olson (Honeywell); Amy Chiang (Honeywell); David Serody (DOT); Timothy Mullins (DOT); Emily Kim (NHTSA); Jessica Mroz (EPA); Chandana Achanta (OIRA).
 28. Green For All. This meeting was held on 2/27/2020 at 2:00 p.m. Attendees were: Paula Van Lare (EPA); Tim Mullins (DOT); David Serody (DOT); Eleanor Fort (Green For All); Charmaine Jones (DOT); Matthew Oreska (OIRA).
 29. Colorado Department of Transportation. This meeting was held on 3/3/2020 at 11:00 a.m. Attendees were: Shoshana Lew (Colorado Department of Transportation); Charmaine Jones (NHTSA); David Serody (DOT); Matthew Oreska (OIRA); John P. (Colorado Department of Health and Human Services); Tim Mullins (DOT).
 30. Automotive Technology Leadership Group. This meeting was held on 3/5/2020 at 10:00 a.m. Attendees were: Patrick H. Quinn (The Accord Group); Rastislav Brezny (Manufacturer of Emissions Controls Association); Laurie Holmes (Motor & Equipment Manufacturers Association); Mathew Meenan (The Aluminum Association); Tim Mullins (DOT); Charmaine Jones (NHTSA); David Serody (DOT); Paula Van Lare (EPA); Matthew Oreska (OIRA); Jessie Mroz (EPA).
 31. K&L Gates. This meeting was held on 3/10/2020 at 10:00 a.m. Attendees were: Julia Burch (EPA); Matthew Oreska (OIRA); Tim Mullins (DOT); David Serody

(DOT); Ken Locklin (Impax Asset Management); Stuart Dalheim (Calvert Investments); Laurie B. Purpuro.

32. League of Conservation Voters. This meeting was held on 3/16/2020 at 2:00 p.m. Attendees were: Chandana Achanta (OIRA); Kim Nelson (OMB); Julia Burch (EPA); Paula Van Lare (EPA); Darren Davis (League of Conservation Voters); Tim Mullins (DOT).