

119TH CONGRESS
1ST SESSION

S. 990

To prohibit the enforcement of a rule with respect to emissions, to amend the Clean Air Act to ensure that tailpipe regulations do not limit the availability of new motor vehicles, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 12, 2025

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

A BILL

To prohibit the enforcement of a rule with respect to emissions, to amend the Clean Air Act to ensure that tailpipe regulations do not limit the availability of new motor vehicles, 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 “Freedom to Haul Act
5 of 2025”.

1 **SEC. 2. PROHIBITION AGAINST IMPLEMENTING OR EN-**
 2 **FORCING PHASE 3 EMISSION RULES.**

3 The Administrator of the Environmental Protection
 4 Agency may not implement or enforce the final rule of the
 5 Environmental Protection Agency entitled “Greenhouse
 6 Gas Emissions Standards for Heavy-Duty Vehicles—
 7 Phase 3” (89 Fed. Reg. 29440 (April 22, 2024)).

8 **SEC. 3. ENSURING TAILPIPE REGULATIONS DO NOT LIMIT**
 9 **THE AVAILABILITY OF NEW MOTOR VEHI-**
 10 **CLES.**

11 (a) IN GENERAL.—Section 202(a)(2) of the Clean
 12 Air Act (42 U.S.C. 7521(a)(2)) is amended—

13 (1) by striking “(2) Any regulation” and insert-
 14 ing the following:

15 “(2)(A) Any regulation”; and

16 (2) by adding at the end the following:

17 “(B) Any regulation, including a revision to a
 18 regulation, prescribed under paragraph (1), includ-
 19 ing any regulation prescribed after January 1, 2021,
 20 and any regulation proposed after the date of enact-
 21 ment of this subparagraph, shall not—

22 “(i) mandate the use of any specific tech-
 23 nology; or

24 “(ii) result in limited availability of new
 25 motor vehicles based on the type of new motor
 26 vehicle engine in that new motor vehicle.”.

1 (b) NECESSARY REVISIONS TO REGULATIONS.—Not
2 later than 2 years after the date of enactment of this Act,
3 the Administrator of the Environmental Protection Agen-
4 cy shall promulgate such revisions to regulations as may
5 be necessary to conform those regulations to subparagraph
6 (B) of section 202(a)(2) of the Clean Air Act (42 U.S.C.
7 7521(a)(2)) (as added by subsection (a)(2)).

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