

118TH CONGRESS
1ST SESSION

H. R. 5156

To direct the Administrator of the Environmental Protection Agency to amend regulations relating to exemptions for engines and equipment for purposes of national security, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 4, 2023

Mr. POSEY (for himself and Mr. KELLY of Pennsylvania) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To direct the Administrator of the Environmental Protection Agency to amend regulations relating to exemptions for engines and equipment for purposes of national security, 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 “First Responders’
5 Equipment Access Act”.

1 **SEC. 2. AMENDMENT TO REGULATIONS EXEMPTING EN-**
2 **GINES/EQUIPMENT FOR NATIONAL SECU-**
3 **RITY.**

4 Not later than 90 days after the date of enactment
5 of this Act, the Administrator of the Environmental Pro-
6 tection Agency shall revise the regulations under section
7 1068.225(d) of title 40, Code of Federal Regulations (as
8 in effect on the date of enactment of this Act)—

9 (1) to authorize—

10 (A) manufacturers and secondary engine
11 manufacturers to request a national security ex-
12 emption under such section 1068.225(d) for en-
13 gines or equipment intended to be used by Fed-
14 eral, State, or local agencies for providing law
15 enforcement, disaster relief, search and rescue,
16 fire response, or emergency medical services;
17 and

18 (B) an agency of the Federal Government
19 responsible for national defense and the De-
20 partment of Homeland Security (including the
21 Federal Emergency Management Agency) to
22 endorse a request described in subparagraph
23 (A); and

24 (2) to specify that a request for a national secu-
25 rity exemption described in paragraph (1)(A), and
26 an endorsement of such a request described in para-

1 graph (1)(B), is not required to specify a quantity
2 of engines or equipment to be exempted in order to
3 receive such an exemption.

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