AMENDMENT NO._____ Calendar No._____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—119th Cong., 2d Sess.

S. 3135

To require the Administrator of the Environmental Protection Agency to authorize manufacturers of certain vehicles to suspend engine derate or shutdown functions in prolonged cold weather conditions, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by _____

Viz:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Cold Weather Diesel Reliability Act of 2026''.

SEC. 2. DEFINITIONS.

In this Act:

(1) ADMINISTRATOR.—The term ''Administrator'' means the Administrator of the Environmental Protection Agency.

(2) AGRICULTURAL EQUIPMENT.—

(A) IN GENERAL.—The term ''agricultural equipment'' means—

(i) nonroad diesel equipment and machinery, including tractors, combines, tillage implements, balers, planters, seeding equipment, and any other self-propelled equipment that is primarily designed for use in spraying, fertilizing, or harvesting covered commodities (as defined in section 1111 of the Agricultural Act of 2014 (7 U.S.C. 9011)); and

(ii) a nonroad diesel engine that powers equipment and machinery described in clause (i).

(B) EXCLUSION.—The term ''agricultural equipment'' does not include a self-propelled machine designed primarily for the transportation of persons or property on a street or highway.

(3) COVERED MANUFACTURER.—The term ''covered manufacturer'' means the manufacturer (as defined in section 216 of the Clean Air Act (42 U.S.C. 7550)) of a covered vehicle or an engine of a covered vehicle.

(4) COVERED VEHICLE.—The term ''covered vehicle'' means an on-highway diesel vehicle or nonroad diesel equipment.

SEC. 3. DIESEL ENGINE DERATE RELIEF.

(a) COLD WEATHER SENSOR MITIGATION MEASURES.—Not later than 180 days after the date of enactment of this Act, the Administrator shall revise any applicable regulation under the Clean Air Act (42 U.S.C. 7401 et seq.) that applies to covered vehicles or engines used in covered vehicles to authorize covered manufacturers of those covered vehicles or engines to suspend inducement-related engine derate or shutdown functions that are triggered by the emissions control system when ambient temperatures are at or below 20 degrees Fahrenheit and to specify that no party other than a covered manufacturer shall suspend those inducement-related derate or shutdown functions, subject to the condition that the engine shall return to normal operation once ambient temperatures rise above 20 degrees Fahrenheit.

(b) RELIEF TO FARMERS AND ARCTIC REGIONS.—Notwithstanding any other provision of law, not later than 180 days after the date of enactment of this Act, the Administrator shall revise any applicable regulation under the Clean Air Act (42 U.S.C. 7401 et seq.) to authorize covered manufacturers to permanently suspend induce-

ment-related engine derate or shutdown functions that are triggered by the emissions control system on—

(1) agricultural equipment; or

(2) a covered vehicle that is primarily operated north of 59 degrees north latitude, as demonstrated by documentation of commercial operation and maintenance and dispatch records.

SEC. 4. RULE OF CONSTRUCTION.

Nothing in this Act waives compliance with any emissions standard under the Clean Air Act (42 U.S.C. 7401 et seq.).