



## 2016 Volkswagen Settlement

Consent Decrees have been finalized between the U.S. Justice Department, the Volkswagen (VW) Corporation and its subsidiaries regarding the installation and use of emission testing defeat devices in approximately 580,000 vehicles sold and operated in the U.S. between 2009 and 2016. The settlement requires VW to pay approximately \$2.7 billion in to an Environmental Mitigation Trust Fund to offset the excess air pollution emitted by the subject vehicles. Pennsylvania expects to receive approximately \$118 million from the Trust between 2017 and 2027, to fund certain eligible projects, mainly projects designed to reduce NOx emissions from diesel vehicles and equipment. The Pennsylvania Department of Environmental Protection (PADEP) and Philadelphia Air Management Services (AMS) must develop a Beneficiary Mitigation Plan, which will describe how the funds will be distributed to eligible projects. PADEP and AMS will consider information and ideas received from the general public, public and private fleet owners, government officials and transportation organizations pertaining to how the funding should be spent within the allowable uses. For detailed information on the consent decrees, please visit the following sites:

<https://www.epa.gov/sites/production/files/2016-10/documents/amended20lpartial-cd.pdf>

<https://www.epa.gov/sites/production/files/2016-12/documents/30literpartialconsentdecree.pdf>

### General Description of Eligible Mitigation Actions:

- Class 8 Freight Trucks and Port Drayage Trucks (Eligible Large Trucks)
- Class 4 – 8 School Bus, Shuttle Bus, or Transit Bus (Eligible Buses)
- Freight Switchers
- Ferries/ Tugs
- Ocean Going Vessels (OGV) Shorepower
- Class 4 – 7 Local Freight Trucks (Medium Trucks)
- Airport Ground Support Equipment
- Forklifts and Port Cargo Handling Equipment
- Light Duty Zero Emission Vehicle Supply Equipment
- Diesel Emissions Reduction Act (DERA) Option

For further details concerning eligible mitigation actions, please refer to Appendix D-2 of the consent decree found at the following link:

<https://www.epa.gov/sites/production/files/2016-10/documents/amended20lpartial-cd.pdf>

For important information, please view this informational webinar:

<https://attendee.gotowebinar.com/recording/viewRecording/3205444012283384067/1515442963808871947/kassahun.sellassie@phila.gov>

### **ZEV (Zero Emission Vehicles) Investment Plan**

As a result of the VW Settlement, VW is required to invest \$2 billion in ZEV charging infrastructure and in the promotion of ZEVs. VW will control this fund and invest \$800 million in California and \$1.2 billion throughout the rest of the nation, over the next decade.

Examples of ZEV investment include, for example, level 2 charging at multi-unit dwellings, workplaces, and public sites, direct current fast charging facilities accessible to all vehicles utilizing non-proprietary connectors, and brand-neutral education or public outreach that increases public awareness of ZEVs.

#### **Contact:**

In Philadelphia, please direct questions VW settlement and submit any comments or suggestions concerning the Beneficiary Mitigation Plan to AMS at [rachel.andes@phila.gov](mailto:rachel.andes@phila.gov).

We will update once we have more information.

NASEO's Volkswagen Settlement Beneficiary Mitigation Plan Toolkit is a resource that can be used to develop a plan:

[www.naseo.org/volkswagen-settlement](http://www.naseo.org/volkswagen-settlement)