

import and other light trucks) specified in paragraph (a) of this section.

(e) For model year 1992, each manufacturer shall comply with the average fuel economy standard specified in paragraph (a) of this section (segregating captive import and other light trucks).

(f) For model year 1996 and thereafter, each manufacturer shall combine its captive imports with its other light trucks and comply with the average fuel economy standard in paragraph (a) of this section.

[43 FR 12014, Mar. 23, 1978, as amended at 45 FR 20878, Mar. 31, 1980; 47 FR 7250, Feb. 18, 1982; 47 FR 32721, July 29, 1982; 53 FR 11090, Apr. 5, 1988; 55 FR 12497, Apr. 4, 1990; 56 FR 13784, Apr. 4, 1991; 58 FR 18029, Apr. 7, 1993; 59 FR 16323, Apr. 6, 1994; 61 FR 14682, Apr. 3, 1996; 62 FR 15860, Apr. 3, 1997; 63 FR 16701, Apr. 6, 1998; 64 FR 16862, Apr. 7, 1999; 65 FR 17778, Apr. 5, 2000; 66 FR 17516, Apr. 2, 2001]

**§ 533.6 Measurement and calculation procedures.**

(a) Any reference to a class of light trucks manufactured by a manufacturer shall be deemed—

(1) To include all light trucks in that class manufactured by persons who control, are controlled by, or are under common control with, such manufacturer; and

(2) To exclude all light trucks in that class manufactured (within the meaning of paragraph (a)(1) of this section) during a model year by such manufacturer which are exported prior to the expiration of 30 days following the end of such model year.

(b) The average fuel economy of all nonpassenger automobiles that are manufactured by a manufacturer and are subject to § 533.5(b) or to § 533.5(c) shall be determined in accordance with procedures established by the Administrator of the Environmental Protection Agency under section 503(a)(2) of the Act.

[42 FR 13807, Mar. 14, 1977, as amended at 43 FR 12013, Mar. 23, 1978]

**PART 535—3-YEAR CARRYFORWARD AND CARRYBACK OF CREDITS FOR LIGHT TRUCKS**

Sec.

535.1 Scope.

535.2 Applicability.

535.3 Definitions.

535.4 3-year carryforward and carryback of credits.

AUTHORITY: Sec. 9, Pub. L. 89-670, 80 Stat. 931 (49 U.S.C. 1657); sec. 301, Pub. L. 94-163, 89 Stat. 901 (15 U.S.C. 2001); sec. 6, Pub. L. 96-425, 94 Stat. 1821 (15 U.S.C. 2002); delegation of authority at 49 CFR 1.50.

SOURCE: 45 FR 83235, Dec. 19, 1980, unless otherwise noted.

**§ 535.1 Scope.**

This part establishes regulations governing 3-year carryforward and carryback of credits for manufacturers of light trucks.

**§ 535.2 Applicability.**

This part applies to manufacturers of light trucks.

**§ 535.3 Definitions.**

(a) *Statutory terms.* The terms *average fuel economy*, *average fuel economy standard*, *fuel economy*, *manufacture*, *manufacturer*, and *model year* are used as defined in section 501 of the Act.

(b) *Other terms.* (1) *Act* means the Motor Vehicle Information and Cost Savings Act, as amended by Pub. L. 94-163 and 96-425.

(2) *Administrator* means the Administrator of the National Highway Traffic Safety Administration.

(3) The term *light truck* is used in accordance with the determinations in parts 523 and 533 of this chapter.

(4) The term *class of light trucks* is used in accordance with the determinations in part 533 of this chapter.

**§ 535.4 3-year carryforward and carryback of credits**

(a) For purposes of this part, credits under this section shall be considered to be available to any manufacturer upon the completion of the model year