

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015

A Bill

HOUSE BILL 1962

4
5 By: Representative Ballinger

For An Act To Be Entitled

8 AN ACT TO CREATE A SOLE AUTHORITY TO ENFORCE FOR A
9 STATE IMPLEMENTATION PLAN UNDER THE CLEAN AIR ACT;
10 AND FOR OTHER PURPOSES.

Subtitle

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14 TO CREATE A SOLE AUTHORITY TO ENFORCE FOR
15 A STATE IMPLEMENTATION PLAN UNDER THE
16 CLEAN AIR ACT.

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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. Arkansas Code Title 8, Chapter 3, Subchapter 1, is amended
22 to add an additional section to read as follows:

23 8-3-104. State implementation plan – Department authority.

24 (a) The sole authority to enforce a state implementation plan
25 promulgated under Section 111(d) of the Clean Air Actt, 42 U.S.C. § 7401 et
26 seq., shall vest in the Arkansas Department of Quality.

27 (b) No private right of action exists with respect to enforcement of a
28 state implementation plan promulgated under Section 111(d) of the Clean Air
29 Act, 42 28 U.S.C. § 7401 et seq.

