### 112TH CONGRESS 2D SESSION

# S. 2300

To allow for a reasonable compliance deadline for certain States subject to the Cross State Air Pollution Rule.

## IN THE SENATE OF THE UNITED STATES

APRIL 18, 2012

Mr. Moran (for himself and Mr. Roberts) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

# A BILL

To allow for a reasonable compliance deadline for certain States subject to the Cross State Air Pollution Rule.

- 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. FINDING.**
- 4 Congress finds that an approximate 180-day period
- 5 before which States and utilities are required to comply
- 6 with certain new rules regarding maximum permissible
- 7 emissions of ozone, sulfur dioxide, or nitrogen oxides
- 8 under the Cross State Air Pollution Rule is insufficient
- 9 for those States and utilities to achieve that compliance.

#### 1 SEC. 2. DEFINITIONS.

- 2 In this Act:
- 3 (1) Administrator.—The term "Adminis-
- 4 trator" means the Administrator of the Environ-
- 5 mental Protection Agency.
- 6 (2) CLEAN AIR INTERSTATE RULE.—The term
- 7 "Clean Air Interstate Rule" means the final rule
- 8 promulgated by the Administrator entitled "Rule To
- 9 Reduce Interstate Transport of Fine Particulate
- Matter and Ozone (Clean Air Interstate Rule); Revi-
- sions to Acid Rain Program; Revisions to the NOX
- 12 SIP Call" (70 Fed. Reg. 25162 (May 12, 2005)).
- 13 (3) Cross state air pollution rule.—The
- term "Cross State Air Pollution Rule" means the
- final rule promulgated by the Administrator entitled
- 16 "Federal Implementation Plans: Interstate Trans-
- port of Fine Particulate Matter and Ozone and Cor-
- rection of SIP Approvals" (76 Fed. Reg. 48208 (Au-
- 19 gust 8, 2011)) and revisions to that final rule enti-
- tled "Revisions to Federal Implementation Plans To
- 21 Reduce Interstate Transport of Fine Particulate
- Matter and Ozone" (77 Fed. Reg. 10324 (February
- 23 21, 2012)).
- 24 SEC. 3. EXTENSION OF COMPLIANCE DEADLINE.
- Notwithstanding any other provision of law, a State
- 26 that was not required to reduce emissions or levels of

- 1 ozone, sulfur dioxide, or nitrogen oxides under the Clean
- 2 Air Interstate Rule shall not be required to comply with
- 3 any requirement under the Cross State Air Pollution Rule

4 before January 1, 2017.

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