

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Energy & Environment.

HB20-1265 be amended as follows:

- 1 Amend corrected printed bill, page 5, line 5, after "(b)" insert "(I)".
- 2 Page 5, line 8, strike "11023:" and substitute "11023 FOR THE YEAR 2017
- 3 OR LATER:".
- 4 Page 5, line 9, strike "(I)" and substitute "(A)".
- 5 Page 5, line 10, strike "(II)" and substitute "(B)".
- 6 Page 5, line 11, strike "(III)" and substitute "(C)" and after the semicolon
- 7 add "AND".
- 8 Page 5, line 12, strike "(IV)" and substitute "(D)".
- 9 Page 5, strike lines 13 and 14 and substitute:
10 "(II) "COVERED FACILITY" INCLUDES A STATIONARY SOURCE THAT
11 EMITS AN AIR TOXIC LISTED BY RULE PURSUANT TO SUBSECTION (2)(a) OF
12 THIS SECTION IF THE FACILITY HAS REPORTED AN AMOUNT THAT IS AT
13 LEAST THE AMOUNT SPECIFIED BY THE RULE BASED ON ITS FEDERAL
14 TOXICS RELEASE INVENTORY FILINGS PURSUANT TO 42 U.S.C. SEC. 11023
15 FOR THE TEN CALENDAR YEARS BEFORE THE EFFECTIVE DATE OF THE RULE.
16 (III) A STATIONARY SOURCE REMAINS A COVERED FACILITY UNTIL
17 BOTH THE FOLLOWING EVENTS OCCUR:
18 (A) THE FACILITY HAS NOT EXCEEDED ANY HEALTH-BASED
19 EMISSION LIMIT STANDARD PURSUANT TO SUBSECTION (3) OF THIS SECTION
20 DURING THE PREVIOUS TEN YEARS; AND
21 (B) THE EMISSION DATA DISSEMINATED PURSUANT TO SUBSECTION
22 (4)(a)(IV) OF THIS SECTION DEMONSTRATE THAT THE FACILITY NO LONGER
23 POSES A RISK TO PUBLIC HEALTH, AS DETERMINED BY THE DIVISION AFTER
24 OPPORTUNITY FOR NOTICE AND COMMENT AND A PUBLIC HEARING IN THE
25 AFFECTED COMMUNITY."
- 26 Page 12, after line 3 insert:
27 "(i) A FACILITY THAT HAS INSTALLED MONITORING EQUIPMENT
28 PURSUANT TO A MONITORING PLAN SHALL CONTINUE TO DISSEMINATE
29 EMISSION DATA PURSUANT TO SUBSECTION (4)(a)(IV) OF THIS SECTION
30 IRRESPECTIVE OF WHETHER IT REMAINS A COVERED FACILITY."

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