Second Regular Session Seventy-fourth General Assembly STATE OF COLORADO

PREAMENDED

This Unofficial Version Includes Committee Amendments Not Yet Adopted on Second Reading

LLS NO. 24-0798.02 Sarah Lozano x3858

SENATE BILL 24-165

SENATE SPONSORSHIP

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A BILL FOR AN ACT

101 CONCERNING MEASURES TO REDUCE EMISSIONS OF AIR POLLUTANTS
102 THAT NEGATIVELY IMPACT AIR QUALITY.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at http://leg.colorado.gov.)

On or before December 31, 2028, the bill requires the air quality control commission (AQCC) in the department of public health and environment (department) to adopt by rule certain emission standards and requirements for in-use, off-road, diesel-fueled fleets.

On or before December 31, 2025, the AQCC must adopt rules for controlling emissions from facilities, buildings, structures, installations,

or real property that generates mobile source activity that results in emissions of air pollutants (indirect source) within the 8-hour ozone Denver metro/north front range nonattainment area (covered nonattainment area). The rules must include emission reduction targets for indirect sources to achieve and a process for the division of administration (division) in the department to review alternative approaches proposed by an owner or operator of an indirect source. The commission may establish a fee for indirect sources within the covered nonattainment area to cover the division's costs in implementing the rules.

The bill also defines "ozone season" as the period beginning May 1 and ending September 30 of each year (ozone season). Beginning in the 2025 ozone season, and in each ozone season thereafter, any oil and gas preproduction activity within the covered nonattainment area must pause for the duration of the ozone season.

On or before June 30, 2024, and on or before each June 30 thereafter, an oil and gas operator in the state is required to submit an oil and natural gas annual emission inventory report (inventory report) to the division that includes, for the previous calendar year, the emissions of certain air pollutants from oil and gas operations under the control of the oil and gas operator.

On or before October 1, 2024, and on or before each October 1 thereafter, the division, in coordination with the energy and carbon management commission (ECMC), must prepare a report regarding the inventory reports received by the division for the previous calendar year and certain other information.

On or before November 30, 2024, and on or before each November 30 thereafter, for the ozone season of the subsequent year, an oil and gas operator that controls oil and gas operations in the covered nonattainment area must submit a report to the division estimating emissions of nitrogen oxides from the oil and gas operator's operations in the covered nonattainment area (estimates).

For the 2025 ozone season, and for each ozone season thereafter, the ECMC, in consultation with the division, must develop an ozone season nitrogen oxides emission budget (budget) for the emissions of nitrogen oxides by oil and gas operations in the covered nonattainment area, which budget must set certain maximum average emission levels of nitrogen oxides by oil and gas operations.

On or before February 1, 2025, and on or before each February 1 thereafter, the division must prepare a nitrogen oxides report regarding the estimates received by the division for use by the ECMC in determining if the total estimates received exceed the budget for the ozone season of the current year.

Beginning in February 2025, and in each February thereafter, the ECMC, in consultation with the division, must act to limit emissions of nitrogen oxides from oil and gas operations in the covered nonattainment

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area in a manner that prevents an exceedance of the current year's budget.

The bill also requires the department of transportation to establish vehicle miles traveled reduction targets for the covered nonattainment area and to develop policies and programs to assist applicable metropolitan planning organizations in meeting the targets.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. Legislative declaration. (1) The general assembly finds that:

- (a) All people have the right to breathe clean air, yet poor air quality frequently puts public health at risk in communities across Colorado, particularly in disproportionately impacted communities that are subjected to adverse cumulative impacts from multiple pollution sources;
- (b) In particular, Coloradans have long suffered from high levels of ground-level ozone pollution, which is connected to severe health impacts, including respiratory problems, cardiovascular disease, adverse birth outcomes, and premature death, and this ground-level ozone pollution poses a significant threat to vulnerable populations, including children, the elderly, people with respiratory ailments, the outdoor workforce, and otherwise healthy individuals who recreate outdoors;
- (c) The threats posed by ozone pollution are even more devastating for communities of color and low-income communities who bear outsized environmental burdens due to past and present discriminatory environmental policies, endure higher health risks from exposure, experience systemic injustice, and have faced exclusion from government decision-making and enforcement efforts;
- (d) Although Colorado has an ongoing ozone crisis that will worsen with climate change, the state has repeatedly failed to meet

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federal ozone standards established to protect public health and welfare in the Denver metro/North Front Range nonattainment area where a majority of Coloradans live, which nonattainment area was downgraded to a severe nonattainment area in 2022 and has been consistently ranked among the worst areas in the nation for ozone pollution by the American Lung Association; and

(e) State action to reduce pollution is necessary to achieve

- (e) State action to reduce pollution is necessary to achieve environmental justice, and the state can and should act to lower ozone levels and ozone precursor pollution to address the serious health impacts experienced by communities across Colorado, especially as the impacts of the climate crisis intensify.
 - (2) The general assembly therefore determines and declares that:
- (a) State agencies have a responsibility to collaborate to protect Coloradans from harmful pollution and to comply with federal health-based standards, which are essential steps in achieving environmental justice and health equity for all communities;
- (b) Extraordinary air quality measures should be included in state rules and statutes to reduce emissions from key emission sources of ozone-causing pollution, which emission sources include the transportation and oil and gas sectors;
- (c) Ozone season nitrogen oxides emission budgets for oil and gas operations are necessary to meet the governor's emission reduction targets;
- (d) An annual emission inventory report for oil and gas operations should be required to strengthen enforcement and other air quality policies; and
 - (e) This act is necessary to ensure that Colorado addresses the

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1	disproportionate cumulative impacts of pollution, including
2	environmental and health impacts, that communities across the state
3	experience.
4	SECTION 2. In Colorado Revised Statutes, add 25-7-146,
5	25-7-147, <u>and 25-7-148</u> as follows:
6	
7	<u>25-7-146.</u> Regulation of indirect sources - fees - definitions -
8	rules. (1) As used in this section, unless the context otherwise
9	REQUIRES:
10	(a) "COVERED NONATTAINMENT AREA" MEANS THE EIGHT-HOUR
11	OZONE DENVER METRO/NORTH FRONT RANGE NONATTAINMENT AREA.
12	(b) (I) "Indirect source" means a new or an existing
13	FACILITY, BUILDING, STRUCTURE, INSTALLATION, OR REAL PROPERTY THAT
14	GENERATES, ATTRACTS, OR MAY ATTRACT MOBILE SOURCE ACTIVITY THAT
15	RESULTS IN EMISSIONS OF AIR POLLUTANTS.
16	(II) "INDIRECT SOURCE" INCLUDES:
17	(A) HIGHWAYS AND ROADS;
18	(B) PARKING FACILITIES;
19	(C) RESIDENTIAL, RETAIL, COMMERCIAL, AND INDUSTRIAL
20	DEVELOPMENTS AND FACILITIES;
21	(D) CONSTRUCTION SITES;
22	(E) Warehouses;
23	(F) AIRPORTS; AND
24	(G) MEDICAL AND EDUCATION FACILITIES.
25	(III) "INDIRECT SOURCE" DOES NOT INCLUDE NEW OR EXISTING
26	ON-ROAD PARKING.
27	(2) On or before December 31, 2025, the commission shall

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1	ADOPT RULES FOR CONTROLLING EMISSIONS FROM ONE OR MORE INDIRECT
2	SOURCE CATEGORIES WITHIN THE COVERED NONATTAINMENT AREA,
3	WHICH RULES MUST INCLUDE:
4	(a) Emission reduction targets for indirect sources to
5	ACHIEVE THROUGH REGULATORY STANDARDS OR SOURCE-SPECIFIC PLANS
6	APPROVED BY THE DIVISION; AND
7	(b) A PROCESS FOR THE DIVISION TO REVIEW ALTERNATIVE
8	COMPLIANCE APPROACHES PROPOSED BY AN OWNER OR OPERATOR OF AN
9	INDIRECT SOURCE THAT ACHIEVE THE REQUIRED EMISSION REDUCTIONS,
10	WHICH APPROACHES MAY INCLUDE FUNDING OF:
11	(I) VOLUNTARY INCENTIVE-BASED PROGRAMS; AND
12	(II) EMISSION REDUCTION EFFORTS IMPLEMENTED IN
13	DISPROPORTIONATELY IMPACTED COMMUNITIES.
14	(3) THE COMMISSION MAY ADOPT ADDITIONAL RULES REGULATING
15	INDIRECT SOURCES WITHIN THE COVERED NONATTAINMENT AREA AT THE
16	COMMISSION'S DISCRETION.
17	(4) (a) The commission may establish a fee for indirect
18	SOURCES IN AN AMOUNT NECESSARY TO COVER THE DIVISION'S DIRECT
19	AND INDIRECT COSTS IN IMPLEMENTING THIS SECTION.
20	(b) THE DIVISION SHALL TRANSFER ANY FEES ASSESSED AND
21	COLLECTED PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION TO THE
22	STATE TREASURER, WHO SHALL CREDIT THE MONEY TO THE STATIONARY
23	SOURCES CONTROL FUND CREATED IN SECTION 25-7-114.7 (2)(b)(I).
24	<u>25-7-147.</u> <u>High ozone</u> season oil and gas preproduction activity
25	pause - definitions. (1) As used in this section, unless the context
26	OTHERWISE REQUIRES:
2.7	(a) "COVERED NONATTAINMENT AREA" MEANS THE EIGHT-HOUR

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1	OZONE DENVER METRO/NORTH FRONT RANGE NONATTAINMENT $\underline{AREA, AS}$
2	DESIGNATED BY THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY.
3	(b) "IMPLEMENTATION SEASON" MEANS THE PERIOD BEGINNING
4	JUNE 1 AND ENDING AUGUST 31 OF EACH YEAR.
5	(c) "OIL AND GAS PREPRODUCTION ACTIVITY" INCLUDES DRILLING,
6	HYDRAULIC FRACTURING, AND FLOWBACK OPERATIONS.
7	_
8	(2) (a) Beginning in the 2025 $\underline{\text{implementation}}$ season, and in
9	EACH <u>IMPLEMENTATION</u> SEASON THEREAFTER, ANY OIL AND GAS
10	PREPRODUCTION ACTIVITY WITHIN THE COVERED NONATTAINMENT AREA
11	MUST PAUSE FOR THE DURATION OF THE <u>IMPLEMENTATION</u> SEASON.
12	(b) The requirement pursuant to subsection (2)(a) of this
13	SECTION:
14	(I) CONTINUES IN EFFECT UNTIL THE COVERED NONATTAINMENT
15	AREA IS REDESIGNATED AS A MAINTENANCE AREA BY THE UNITED STATES
16	ENVIRONMENTAL PROTECTION AGENCY PURSUANT TO THE NATIONAL
17	AMBIENT AIR QUALITY STANDARDS FOR OZONE UNDER THE FEDERAL ACT;
18	AND
19	(II) DOES NOT APPLY TO AN OIL AND GAS PREPRODUCTION
20	ACTIVITY THAT USES GRID-POWERED ELECTRIC DRILL RIGS AND
21	GRID-POWERED HYDRAULIC FRACTURING ENGINES.
22	<u>25-7-148.</u> Oil and gas emissions reporting - reports - database
23	- definitions. (1) As used in this section, unless the context
24	OTHERWISE REQUIRES:
25	(a) "COMMISSION" MEANS THE ENERGY AND CARBON
26	MANAGEMENT COMMISSION.
2.7	(b) "COVERED NONATTAINMENT AREA" MEANS THE EIGHT-HOUR

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1	OZONE DENVER METRO/NORTH FRONT RANGE NONATTAINMENT AREA.
2	(c) "OIL AND GAS OPERATIONS" HAS THE MEANING SET FORTH IN
3	SECTION 34-60-103.
4	(d) "OPERATOR" HAS THE MEANING SET FORTH IN SECTION
5	34-60-103.
6	(e) "OZONE SEASON NITROGEN OXIDES EMISSION BUDGET" MEANS
7	THE OZONE SEASON NITROGEN OXIDES EMISSION BUDGET DEVELOPED BY
8	THE COMMISSION PURSUANT TO SECTION 34-60-140 (2).
9	(f) "STATEWIDE GREENHOUSE GAS REDUCTION GOALS" MEANS THE
10	STATEWIDE GREENHOUSE GAS REDUCTION GOALS DESCRIBED IN SECTION
11	25-7-102 (2)(g).
12	(2) (a) On or before June 30, 2024, and on or before each
13	June 30 thereafter, an operator in the state shall submit an oil
14	AND NATURAL GAS ANNUAL EMISSION INVENTORY REPORT TO THE
15	DIVISION, WHICH REPORT MUST INCLUDE, FOR THE PREVIOUS CALENDAR
16	YEAR, THE EMISSIONS OF GREENHOUSE GASES, HAZARDOUS AIR
17	POLLUTANTS, AND OZONE PRECURSORS OF VOLATILE ORGANIC
18	COMPOUNDS AND NITROGEN OXIDES FROM OIL AND GAS OPERATIONS
19	UNDER THE CONTROL OF THE OPERATOR.
20	(b) On or before October 1, 2024, and on or before each
21	OCTOBER 1 THEREAFTER, THE DIVISION, IN COORDINATION WITH THE
22	COMMISSION, SHALL PREPARE A REPORT THAT INCLUDES THE OIL AND
23	NATURAL GAS ANNUAL EMISSION INVENTORY REPORTS RECEIVED BY THE
24	DIVISION FOR THE PREVIOUS CALENDAR YEAR AND:
25	(I) AN EVALUATION OF THE STATE'S PROGRESS TOWARD THE
26	GOALS SET FORTH IN THE "GREENHOUSE GAS POLLUTION REDUCTION
27	ROADMAP", PUBLISHED BY THE COLORADO ENERGY OFFICE AND DATED

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1	January 14, 2021, including an evaluation of the role of oil and
2	GAS OPERATIONS IN ACHIEVING THE STATEWIDE GREENHOUSE GAS
3	REDUCTION GOALS;
4	(II) A DESCRIPTION OF ANY INITIATIVES DEVELOPED BY THE
5	DIVISION TO ACHIEVE THE STATEWIDE GREENHOUSE GAS REDUCTION
6	GOALS;
7	(III) INFORMATION, TRENDS, AND THE IMPACTS OF OIL AND GAS
8	OPERATIONS ON ATTAINMENT OF THE NATIONAL AMBIENT AIR QUALITY
9	STANDARDS FOR OZONE UNDER THE FEDERAL ACT, INCLUDING
10	GROUND-LEVEL OZONE STANDARDS;
11	(IV) A SUMMARY OF INFORMATION COLLECTED NEAR OIL AND GAS
12	OPERATIONS PURSUANT TO THE COMMUNITY-BASED AIR TOXICS
13	MONITORING PROGRAM PERFORMED BY THE DIVISION PURSUANT TO
14	SECTION 25-7-141 (6)(a);
15	(V) A DESCRIPTION OF OPPORTUNITIES FOR INTERAGENCY
16	COORDINATION, INCLUDING WORKGROUPS OR BASIN-WIDE, STATEWIDE, OR
17	OTHER REGIONAL STUDIES, TO EVALUATE AND ADDRESS AIR QUALITY
18	ISSUES RELATED TO OIL AND GAS OPERATIONS; AND
19	(VI) ANY ADDITIONAL INFORMATION THAT THE DIVISION DEEMS
20	RELEVANT TO ENSURE THAT THE OIL AND GAS SECTOR IS CONTRIBUTING
21	TO ACHIEVING THE STATEWIDE GREENHOUSE GAS REDUCTION GOALS AND
22	ATTAINMENT OF THE NATIONAL AMBIENT AIR QUALITY STANDARDS FOR
23	OZONE UNDER THE FEDERAL ACT.
24	(3) (a) On or before November 30, 2024, and on or before
25	EACH NOVEMBER 30 THEREAFTER, FOR THE OZONE SEASON OF THE
26	SUBSEQUENT YEAR, AN OPERATOR THAT CONTROLS OIL AND GAS
27	OPERATIONS IN THE COVERED NONATTAINMENT AREA SHALL SUBMIT A

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1	REPORT TO THE DIVISION ESTIMATING EMISSIONS OF NITROGEN OXIDES
2	FROM THE OIL AND GAS OPERATIONS CONTROLLED BY THE OPERATOR IN
3	THE COVERED NONATTAINMENT AREA.
4	(b) On or before February 1, 2025, and on or before each
5	FEBRUARY 1 THEREAFTER, THE DIVISION SHALL PREPARE A NITROGEN
6	OXIDES REPORT THAT INCLUDES THE ESTIMATES REPORTED PURSUANT TO
7	SUBSECTION (3)(a) OF THIS SECTION FOR USE BY THE COMMISSION TO
8	DETERMINE IF THE TOTAL ESTIMATED EMISSIONS REPORTED EXCEEDS THE
9	OZONE SEASON NITROGEN OXIDES EMISSION BUDGET FOR THE OZONE
10	SEASON OF THE CURRENT YEAR.
11	(4) (a) The division shall make the reports prepared
12	PURSUANT TO THIS SECTION PUBLICLY AVAILABLE ON A SEARCHABLE
13	DATABASE.
14	(b)(I) Notwithstanding the "Procurement Code", articles
15	101 to 112 of title 24, to prepare the searchable database
16	DESCRIBED IN SUBSECTION (4)(a) OF THIS SECTION, THE DIVISION MAY
17	ENGAGE THE SERVICES OF CONTRACTORS; LEGAL COUNSEL; CONSULTANTS,
18	INCLUDING CONSULTANTS WITH EXPERTISE IN AIR QUALITY; INSTITUTIONS
19	OF HIGHER EDUCATION; PUBLIC RESEARCH LABORATORIES; PRIVATE
20	RESEARCH INSTITUTIONS; AND THE ATTORNEY GENERAL'S OFFICE FOR
21	PROFESSIONAL AND TECHNICAL ASSISTANCE, ADVICE, AND OTHER GOODS
22	AND SERVICES, INCLUDING INFORMATION TECHNOLOGY SERVICES.
23	(II) THE DIVISION SHALL ENCOURAGE DIVERSITY IN APPLICANTS
24	FOR CONTRACTS PURSUANT TO SUBSECTION $(4)(b)(I)$ OF THIS SECTION AND
25	AVOID USING SINGLE-SOURCE BIDS.
26	SECTION 3. In Colorado Revised Statutes, add 34-60-140 as
27	follows:

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1	54-00-140. Ozone season introgen oxides emission budget -
2	rules - definitions. (1) As used in this section, unless the context
3	OTHERWISE REQUIRES:
4	(a) "COVERED NONATTAINMENT AREA" MEANS THE EIGHT-HOUR
5	OZONE DENVER METRO/NORTH FRONT RANGE NONATTAINMENT AREA.
6	(b) "DIVISION" MEANS THE DIVISION OF ADMINISTRATION IN THE
7	DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.
8	(c) "OZONE SEASON" MEANS THE PERIOD BEGINNING MAY 1 AND
9	ENDING SEPTEMBER 30 OF EACH YEAR.
10	(2) FOR THE 2025 OZONE SEASON, AND FOR EACH OZONE SEASON
11	THEREAFTER, THE COMMISSION, IN CONSULTATION WITH THE DIVISION,
12	SHALL DEVELOP AN OZONE SEASON NITROGEN OXIDES EMISSION BUDGET
13	FOR EMISSIONS OF NITROGEN OXIDES BY OIL AND GAS OPERATIONS IN THE
14	COVERED NONATTAINMENT AREA, WHICH OZONE SEASON NITROGEN
15	OXIDES EMISSION BUDGET MUST:
16	(a) For the 2025 through 2029 ozone seasons, set a
17	MAXIMUM EMISSIONS LEVEL OF NITROGEN OXIDES BY OIL AND GAS
18	OPERATIONS IN THE COVERED NONATTAINMENT AREA TO AN AVERAGE OF
19	NO MORE THAN THIRTY-ONE AND SEVENTY-ONE HUNDREDTHS TONS OF
20	NITROGEN OXIDES PER DAY; AND
21	(b) EXCEPT AS SET FORTH IN SUBSECTION (3)(b) OF THIS SECTION,
22	for the 2030Ozone season, and each ozone season thereafter, set
23	A MAXIMUM EMISSIONS LEVEL OF NITROGEN OXIDES BY OIL AND GAS
24	OPERATIONS IN THE COVERED NONATTAINMENT AREA TO AN AVERAGE OF
25	NO MORE THAN TWENTY-TWO AND SIXTY-FIVE HUNDREDTHS TONS OF
26	NITROGEN OXIDES PER DAY.
27	(3) (a) Beginning in February 2025, and in each February

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1	THEREAFTER, THE COMMISSION, IN CONSULTATION WITH THE DIVISION,
2	SHALL ACT TO LIMIT EMISSIONS FROM OIL AND GAS OPERATIONS IN THE
3	COVERED NONATTAINMENT AREA IN A MANNER THAT PREVENTS AN
4	EXCEEDANCE OF THE CURRENT YEAR'S OZONE SEASON NITROGEN OXIDES
5	EMISSION BUDGET.
6	(b) Notwithstanding subsections (2)(b) and (3)(a) of this
7	Section, beginning in 2030, and every three years thereafter, the
8	COMMISSION, IN CONSULTATION WITH THE DIVISION:
9	(I) EXCEPT AS SET FORTH IN SUBSECTION (3)(b)(II)(B) OF THIS
10	SECTION, SHALL CONSIDER REVISING THE MAXIMUM EMISSIONS LEVEL
11	DESCRIBED IN SUBSECTION (2)(b) OF THIS SECTION BY RULE; AND
12	(II) MAY, FOR AN OZONE SEASON IN WHICH THE COVERED
13	NONATTAINMENT AREA IS REDESIGNATED AS A MAINTENANCE AREA BY
14	THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY PURSUANT TO
15	THE NATIONAL AMBIENT AIR QUALITY STANDARDS FOR OZONE UNDER THE
16	FEDERAL ACT, AS DEFINED IN SECTION 25-7-103:
17	(A) REVISE THE OZONE SEASON NITROGEN OXIDES EMISSION
18	BUDGET IN A MANNER DEEMED NECESSARY BY THE COMMISSION, IN
19	CONSULTATION WITH THE DIVISION; OR
20	(B) Eliminate an ozone season nitrogen oxides emission
21	BUDGET FOR THE OZONE SEASON SO LONG AS THE COVERED
22	NONATTAINMENT AREA REMAINS IN ATTAINMENT WITH THE NATIONAL
23	AMBIENT AIR QUALITY STANDARDS FOR OZONE DESCRIBED IN THE FEDERAL
24	ACT.
25	
26	SECTION 4. In Colorado Revised Statutes, add 25-7-306 as
27	<u>follows:</u>

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1	25-7-306. On-road and nonroad vehicle emission budgets -
2	reporting - definitions. (1) As used in this section, unless the
3	CONTEXT OTHERWISE REQUIRES:
4	(a) "COVERED NONATTAINMENT AREA" MEANS THE EIGHT-HOUR
5	OZONE DENVER METRO/NORTH FRONT RANGE NONATTAINMENT AREA.
6	(b) "DEPARTMENT" MEANS THE DEPARTMENT OF PUBLIC HEALTH
7	AND ENVIRONMENT.
8	(c) "Emission budget" means an average annual motor
9	VEHICLE EMISSION BUDGET FOR NITROGEN OXIDES AND VOLATILE
10	ORGANIC COMPOUNDS DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION.
11	(2) (a) As part of the 2025 rule-making for the
12	CONSIDERATION OF ANY OZONE STATE IMPLEMENTATION PLAN FOR THE
13	2008 and 2015 eight-hour ozone national ambient air quality
14	STANDARDS DEVELOPED PURSUANT TO THE FEDERAL ACT, THE
15	DEPARTMENT SHALL PROPOSE, AND THE COMMISSION SHALL ADOPT.
16	MODIFY, OR REJECT, AVERAGE ANNUAL MOTOR VEHICLE EMISSION
17	BUDGETS FOR NITROGEN OXIDES AND VOLATILE ORGANIC COMPOUNDS FOR
18	2026 THROUGH 2050 THAT APPLY TO THE COVERED NONATTAINMENT
19	AREA. EACH YEAR'S EMISSION BUDGET MUST INCLUDE MAXIMUM EMISSION
20	LEVELS OF NITROGEN OXIDES AND VOLATILE ORGANIC COMPOUNDS FROM
21	ALL INDIVIDUAL ON-ROAD AND NONROAD MOTOR VEHICLE CLASSES IN THE
22	COVERED NONATTAINMENT AREA.
23	(b) The emission budget for 2030 must be at least ten
24	PERCENT BELOW THE EMISSION BUDGET FOR 2026. THE EMISSION BUDGETS
25	FOR 2030 THROUGH 2050 MUST PROGRESSIVELY DECLINE EVERY FIVE
26	<u>YEARS.</u>
2.7	(3) BEGINNING IN JANUARY 2026, AND IN JANUARY EVERY YEAR

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1	THEREAFTER, THE DEPARTMENT SHALL INCLUDE, AS PART OF ITS
2	PRESENTATION DURING ITS "SMART ACT" HEARING REQUIRED BY
3	SECTION 2-7-203, INFORMATION CONCERNING THE EMISSION BUDGETS.
4	SECTION 5. Safety clause. The general assembly finds,
5	determines, and declares that this act is necessary for the immediate
6	preservation of the public peace, health, or safety or for appropriations for
7	the support and maintenance of the departments of the state and state
8	institutions.

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