

CHAPTER 84

HEALTH AND ENVIRONMENT

HOUSE BILL 01-1346

BY REPRESENTATIVE(S) Rippey, Hoppe, Jameson, Miller, Smith, Spradley, Stengel, Tochtrop, and White;
also SENATOR(S) Taylor.

AN ACT

CONCERNING AN EXEMPTION FROM THE REQUIREMENT OF LEGISLATIVE REVIEW FOR SPECIFIC REVISIONS
TO THE STATE IMPLEMENTATION PLAN RELATING TO AIR QUALITY.

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

SECTION 1. 25-7-133.5, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

25-7-133.5. Extension or rescission of specific revisions to the state implementation plan (SIP) after 1996. (5) REVISIONS TO THE VISIBILITY COMPONENT OF THE SIP THAT IMPLEMENT AND ENFORCE A CONTROL STRATEGY THAT MEETS THE FOLLOWING REQUIREMENTS MAY BE SUBMITTED TO THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FOR INCORPORATION INTO THE SIP AS EXPEDITIOUSLY AS POSSIBLE WITHOUT FURTHER REVIEW AND APPROVAL PURSUANT TO SECTION 25-7-133:

(a) ON OR BEFORE NOVEMBER 1, 2001, ONE OR MORE SOURCES HAVE ENTERED INTO A CONSENT DECREE IN WHICH SUCH SOURCES MAKE A JUDICIALLY ENFORCEABLE COMMITMENT TO ADOPT SUCH CONTROL STRATEGY; AND

(b) THE DIVISION DETERMINES THAT SUCH CONTROL STRATEGY PROVIDES FOR REASONABLE PROGRESS:

(I) TOWARD THE NATIONAL VISIBILITY GOAL STATED IN FEDERAL RULES SET FORTH AT 40 C.F.R. PART 51, SUBPART P, AND IN RULES OF THE DIVISION SET FORTH AT 5 C.C.R. 1001-5, AS SAID RULES PROVIDED ON JANUARY 1, 2001; AND

(II) IN REDUCING ANY PRESENT OR FUTURE IMPAIRMENT OF AN AIR-QUALITY-RELATED VALUE.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 28, 2001