

HB 735 INTRODUCED BY GLASER
PHASES IN NEW SOURCE PERFORMANCE STANDARDS FOR AIR
QUALITY; REDUCES SULFUR DIOXIDE STANDARD

2/13 INTRODUCED
2/13 REFERRED TO NATURAL RESOURCES
2/13 FISCAL NOTE REQUESTED
2/16 FISCAL NOTE RECEIVED
FAILED TO MEET TRANSMITTAL DEADLINE

1 HOUSE BILL NO. 735
2 INTRODUCED BY M. Olson

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT DIRECTING AN AMENDMENT
5 TO RULE 16.8.820, ADMINISTRATIVE RULES OF MONTANA, TO ADOPT
6 THE FEDERAL 24-HOUR AVERAGE AND ANNUAL AVERAGE STANDARDS FOR
7 AMBIENT AIR QUALITY FOR SULFUR DIOXIDE; REQUIRING THAT ALL
8 SOURCES OF EMISSIONS FOR VARIOUS AIR POLLUTANTS MEET FEDERAL
9 NEW SOURCE PERFORMANCE STANDARDS ADOPTED FOR THOSE SOURCES
10 WITHIN 10 YEARS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

13 Section 1. The Board of Health and Environmental
14 Sciences shall amend Rule 16.8.820, Administrative Rules of
15 Montana, to read:

16 "16.8.820 AMBIENT AIR QUALITY STANDARDS FOR SULFUR
17 DIOXIDE

18 (1) No person shall cause or contribute to
19 concentrations of sulfur dioxide in the ambient air which
20 exceed any of the following standards:

21 (a) Hourly average: 0.50 parts per million, 1-hour
22 average, not to be exceeded more than 18 times in any twelve
23 consecutive months;

24 (b) Twenty-four hour average: ~~0.10~~ 0.14 parts per
25 million, 24-hour average, not to be exceeded more than once

1 per year;

2 (c) Annual average: ~~0.02~~ 0.03 parts per million,
3 annual average, not to be exceeded.

4 (2) Measurement method: For determining compliance
5 with this rule, sulfur dioxide shall be measured by the
6 pararosaniline method as more fully described in Title 40,
7 Part 50 (Appendix A) Code of Federal Regulations (1979), or
8 by an approved equivalent method."

9 NEW SECTION. Section 2. Phase-in of new source
10 performance standards. (1) Pursuant to its authority under
11 75-2-203, the board shall require that all sources of
12 emissions of various air pollutants meet federal new source
13 performance standards for those sources as adopted by the
14 U.S. environmental protection agency within 10 years from
15 [the effective date of this act].

16 (2) Each source for which a federal new source
17 performance standard has been established shall submit a
18 schedule of compliance to the department for review and
19 approval. The schedule must include progress toward emission
20 reductions proportional to the number of years elapsed in
21 the schedule.

22 (3) In determining a schedule under subsection (2),
23 the department shall credit emission reductions made by a
24 source since January 1, 1986.

25 NEW SECTION. Section 3. Extension of authority. Any



1 existing authority of the department of health and
2 environmental sciences and the board of health and
3 environmental sciences to make rules on the subject of the
4 provisions of this act is extended to the provisions of this
5 act.

6 NEW SECTION. Section 4. Effective date. This act is
7 effective on passage and approval.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB735, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:


An act directing an amendment to rule 16.8.820, Administrative Rules of Montana, to adopt the federal 24-hour average and annual average standards for ambient air quality for sulfur dioxide; requiring that all sources of emissions for various air pollutants meet federal new source performance standards adopted for those sources within 10 years; and providing an immediate effective date.


ASSUMPTIONS:

It is assumed that all costs to implement the bill will be absorbed into the basic air quality program. There will be costs for filing fees (Secretary of State), public hearings, photo copies, and staff time. These costs would be considered a standard cost of operating an air pollution control program.

FISCAL IMPACT:

None.

 DATE 2/14/87
DAVID L. HUNTER, BUDGET DIRECTOR
Office of Budget and Program Planning

 DATE Feb 16, 87
BILL GLASER, PRIMARY SPONSOR
Fiscal Note for HB735, as introduced.

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