

State of Misconsin 2017 - 2018 LEGISLATURE

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SENATE AMENDMENT 1, TO SENATE BILL 15

March 28, 2017 – Offered by Senator LEMAHIEU.

1	At the locations indicated, amend the bill as follows:
2	1. Page 5, line 20: after " <u>as to</u> " insert " <u>whether</u> ".
3	2. Page 5, line 21: delete " <u>agency's</u> " and substitute " <u>agency has the explicit</u> ".
4	3. Page 12, line 22: after that line insert:
5	"(4) (a) This section does not apply to a proposed rule of the department of
6	natural resources relating to air quality if all of the following apply:
7	1. The rule is necessary to comply with an explicit call for a state
8	implementation plan by the federal environmental protection agency under $42~\mathrm{USC}$
9	7410 (a) (1), 42 USC 7411 (c) (1) or (d) (1), or 42 USC 7412 (l) (1).
10	2. Any standard, requirement, or limitation proposed in the rule is consistent
11	with and no more stringent in substance or form than what is required under the
12	federal clean air act, 42 USC 7401 to 7671q, and regulations issued by the federal
13	environmental protection agency under that act.

3. The rule proposes to regulate only those emissions or substances explicitly
required to be regulated under a state implementation plan described in subd. 1.

- 3 (b) If the department of natural resources believes that par. (a) applies to a 4 proposed rule, the department shall include a statement to that effect in any 5 economic impact analysis prepared under s. 227.137 for the proposed rule.".
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(END)