

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Energy & Environment.

HB22-1244 be amended as follows:

1 Amend printed bill, page 23, line 19, after "THAT" insert "AIMS TO
2 INCREASE EMISSIONS OF ANY PRIORITY TOXIC AIR CONTAMINANT AND".

3 Page 23, line 23, strike "ANALYZE" and substitute "CONDUCT AN AMBIENT
4 IMPACTS ANALYSIS THAT INCLUDES AN ANALYSIS OF".

5 Page 24, line 12, strike "(9)(a)" and substitute "(8)(a)".

6 Page 24, line 15, strike "HIGH-RISK" and substitute "PRIORITY".

7 Page 24, lines 18 and 19, strike "AIRBORNE TOXIC CONTROL MEASURES"
8 and substitute "EMISSION CONTROL REGULATIONS".

9 Page 24, line 24, strike "(9)(c)(I)" and substitute "(8)(c)(I)".

10 Page 24, strike lines 26 and 27.

11 Strike page 25.

12 Page 26, strike lines 1 through 20 and substitute:

13 **"(9) Air pollution regulation for existing sources of toxic air
14 contaminants - needs assessment.** (a) NO LATER THAN JULY 1, 2025, THE
15 DIVISION SHALL CONDUCT A NEEDS ASSESSMENT TO DETERMINE THE NEEDS
16 OF THE DIVISION TO ADMINISTER AN AIR PERMITTING PROGRAM TO
17 REGULATE EXISTING STATIONARY SOURCES THAT EMIT LEVELS OF TOXIC
18 AIR CONTAMINANTS THAT POSE A RISK TO PUBLIC HEALTH, REFERRED TO
19 IN THIS SUBSECTION (9) AS THE "AIR PERMITTING PROGRAM".

20 (b) THE NEEDS ASSESSMENT MUST:

21 (I) EVALUATE AIR PERMITTING PROGRAMS FOR EXISTING
22 STATIONARY SOURCES OF TOXIC AIR CONTAMINANTS IN OTHER STATES OR
23 JURISDICTIONS;

24 (II) DETERMINE THE SCOPE OF THE AIR PERMITTING PROGRAM,
25 INCLUDING THE TYPES OF PERMITS, STATIONARY SOURCES, INDUSTRIES,
26 AND GEOGRAPHIC AREAS OF THE STATE THAT WILL BE IMPACTED BY THE
27 PROGRAM;

28 (III) IDENTIFY THE TYPES OF STATIONARY SOURCES OR CONDITIONS
29 THAT WOULD PROMPT THE REOPENING OF AN AIR PERMIT BY THE DIVISION
30 UNDER THE AIR PERMITTING PROGRAM; AND

31 (IV) IDENTIFY PROCESSES AND REASONABLE TIMELINES FOR THE
32 IMPLEMENTATION OF THE AIR PERMITTING PROGRAM, INCLUDING

1 PROCESSES TO:

2 (A) NOTIFY ANY STATIONARY SOURCES THAT WOULD BE SUBJECT
3 TO THE AIR PERMITTING PROGRAM;

4 (B) ASSESS PUBLIC HEALTH RISKS ASSOCIATED WITH A STATIONARY
5 SOURCE'S EMISSIONS OF TOXIC AIR CONTAMINANTS; AND

6 (C) IMPLEMENT EMISSION CONTROL REGULATIONS OR ANY OTHER
7 STRATEGIES DESIGNED TO REDUCE EMISSIONS OF TOXIC AIR
8 CONTAMINANTS FROM A STATIONARY SOURCE.

9 (c) THE DIVISION SHALL PROVIDE PUBLIC NOTICE AND HOLD AT
10 LEAST TWO PUBLIC MEETINGS AT WHICH MEMBERS OF THE PUBLIC HAVE AN
11 OPPORTUNITY TO COMMENT ON THE NEEDS ASSESSMENT. THE DIVISION
12 SHALL ALSO CONDUCT OUTREACH TO AND SOLICIT FEEDBACK FROM
13 DISPROPORTIONATELY IMPACTED COMMUNITIES AND WORKERS AT
14 STATIONARY SOURCES ON THE NEEDS ASSESSMENT.

15 (d) IN FINALIZING THE NEEDS ASSESSMENT, THE DIVISION SHALL
16 INCLUDE IN THE NEEDS ASSESSMENT A SUMMARY OF ANY COMMENTS
17 RECEIVED FROM THE PUBLIC, WORKERS AT STATIONARY SOURCES, AND
18 DISPROPORTIONATELY IMPACTED COMMUNITIES AND IDENTIFY ANY
19 SIGNIFICANT CHANGES MADE TO THE NEEDS ASSESSMENT BASED ON SUCH
20 COMMENTS.

21 (e) THE DIVISION SHALL REPORT ON THE NEEDS ASSESSMENT TO
22 THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE
23 ENERGY AND ENVIRONMENT COMMITTEE OF THE HOUSE OF
24 REPRESENTATIVES, OR THEIR SUCCESSOR COMMITTEES, DURING THE
25 COMMITTEES' HEARINGS HELD PRIOR TO THE 2026 REGULAR SESSION OF
26 THE GENERAL ASSEMBLY UNDER THE "STATE MEASUREMENT FOR
27 ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT
28 ACT", PART 2 OF ARTICLE 7 OF TITLE 2."

29 Renumber succeeding subsection accordingly.

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