

FIRST REGULAR SESSION

HOUSE BILL NO. 835

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ROSS.

1916H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 640, RSMo, by adding thereto one new section relating to state implementation plans.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 640, RSMo, is amended by adding thereto one new section, to be known as section 640.095, to read as follows:

640.095. 1. In developing any state implementation plan for submission to the United States Environmental Protection Agency, the department and its respective commissions shall prepare a regulatory impact report and submit the report in addition to the proposed state implementation plan to the governor, the president pro tempore of the senate, and the speaker of the house of representatives one calendar month prior to state implementation plan submission to the Environmental Protection Agency. The department shall also post the regulatory impact report and the proposed state implementation plan on its departmental website one calendar month prior to state implementation plan submission to the Environmental Protection Agency.

2. The regulatory impact report shall include the following criteria:

(1) The economic impact the plan will have on businesses and citizens in the state, including any disproportionate impact it will have on lower income populations; any job losses that are anticipated as a result of the plan; other state implementation plans for which an industry has already been financially affected; the existence and cost efficiency of any technology that may be needed to achieve the reduction goal; whether the reduction goals are achievable within the allotted time frame; whether the plan achieves reduction goals at a sustainable cost; the remaining useful life of any emitting structure; any policy

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 options for the adoption of less stringent standards or longer compliance schedules; the
19 unique policies, energy needs, resource mix, and economic priorities of Missouri; the
20 potential impact on taxpayers; whether the reduction will solve an actual health problem
21 as based upon peer-reviewed scientific evidence; and whether the reduced pollutant is a
22 significant variable in solving the actual health problem;

23 (2) Options, to the maximum extent allowable, that provide flexibility in achieving
24 reduction goals, including the averaging of emissions or any other alternative
25 implementation measure that may further the interests of Missouri's citizens; and

26 (3) A cost-benefit analysis of how the plan affects the economic well-being of the
27 state, as well as the projected cost to any industry affected by the plan, and projected costs
28 to consumers and citizens.

29 3. Notwithstanding any other provision of law to the contrary, no state
30 implementation plan shall be submitted to the Environmental Protection Agency without
31 approval of the general assembly by concurrent resolution.

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