

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 354

H.P. 252

House of Representatives, January 31, 1995

**Resolve, to Remove the Emissions Credit Problem in the State and
Ensure Future Job Growth and Creation.**

Reference to the Committee on Natural Resources suggested and ordered printed.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative ROBICHAUD of Caribou.

Cosponsored by Representatives: AHEARNE of Madawaska, BIRNEY of Paris, CAMPBELL of Holden, CHICK of Lebanon, CLARK of Millinocket, CLUKEY of Houlton, GOULD of Greenville, GUERRETTE of Pittston, JOY of Crystal, LANE of Enfield, LAYTON of Cherryfield, LUMBRA of Bangor, MADORE of Augusta, MARSHALL of Eliot, Senators: CARPENTER of York, CIANCHETTE of Somerset, HATHAWAY of York, KIEFFER of Aroostook, LORD of York, STEVENS of Androscoggin.

Sec. 1. Petition for removal from Ozone Transport Region.

2 **Resolved:** That the Department of Environmental Protection shall
provide to the Governor a petition that requests the removal of
4 the State from the Ozone Transport Region established pursuant to
the federal Clean Air Act, 42 United States Code, Section 7511c.
6 The petition must utilize all available data and the department
shall develop other data as necessary to demonstrate that
8 emissions from sources in the State do not significantly
contribute to nonattainment of the federal ambient air quality
10 standard for ozone anywhere in the Ozone Transport Region. The
Governor shall submit the petition to the United States
12 Environmental Protection Agency within 2 weeks of receipt from
the department.

14

16 **STATEMENT OF FACT**

18 The federal Clean Air Act, 42 United States Code, Section
7511c created the Ozone Transport Region, which includes the
20 12-state region from Virginia to Maine and the District of
Columbia. The federal Clean Air Act imposes stringent control
22 requirements on certain sources of ozone precursors throughout
the Ozone Transport Region. The federal Clean Air Act also
24 provides that the governor of any state in the Ozone Transport
Region may petition the United States Environmental Protection
26 Agency to remove some or all of the state from the Ozone
Transport Region if the agency finds that Ozone Transport Region
28 controls in these areas will not significantly contribute to
attainment of the ozone standard.

30

This resolve requires the Department of Environmental
32 Protection to prepare a petition for the Governor's signature
sufficient to satisfy the United States Environmental Protection
34 Agency's requirements to remove the State from the Ozone
Transport Region.

36

The Governor is required to submit this petition to the
38 United States Environmental Protection Agency within 2 weeks of
receipt from the department.