## First Regular Session Sixty-eighth General Assembly STATE OF COLORADO

## REENGROSSED

This Version Includes All Amendments Adopted in the House of Introduction HOUSE BILL 11-1291

LLS NO. 11-0932.01 Thomas Morris

#### HOUSE SPONSORSHIP

McNulty,

Morse,

SENATE SPONSORSHIP

House Committees Health and Environment

**Senate Committees** 

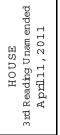
# A BILL FOR AN ACT

101	CONCERNING LEGISLATIVE APPROVAL OF THE REGIONAL HAZE
102	ELEMENT OF THE STATE IMPLEMENTATION PLAN, AND, IN
103	CONNECTION THEREWITH, POSTPONING THE AUTOMATIC
104	EXPIRATION OF THE PORTION OF THE PLAN THAT CONSISTS OF
105	RULES.

#### **Bill Summary**

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at http://www.leg.state.co.us/billsummaries.)

Legislative Council. The air quality control commission adopted





a regional haze state implementation plan (SIP) on January 7, 2011. The bill approves the regional haze SIP and postpones the automatic expiration under the "State Administrative Procedure Act" of the portion of the rules on regional haze that are contained in the SIP.

1 Be it enacted by the General Assembly of the State of Colorado: 2 **SECTION 1. Legislative declaration.** (1) The general 3 assembly hereby finds and declares that: 4 (a) A hearing regarding the changes to the state implementation 5 plan contained in the January 14, 2011, report from the air quality control 6 commission to the general assembly was requested pursuant to section 7 25-7-133 (2) (b), Colorado Revised Statutes; and 8 (b) For any additions or changes to the state implementation plan 9 to be federally enforceable, the automatic expiration under the "State 10 Administrative Procedure Act" of rules that are contained in the state 11 implementation plan must be postponed by the general assembly. 12 (2) It is the intent of the general assembly to approve the additions 13 and changes to the state implementation plan described in the January 14, 14 2011, report from the air quality control commission to allow for 15 submission of the plan to the federal environmental protection agency for 16 federal enforceability by approving the additions and changes to the plan 17 and postponing the automatic expiration of the rules contained in the plan. 18 SECTION 2. 25-7-133.5 (2), Colorado Revised Statutes, is 19 amended BY THE ADDITION OF A NEW PARAGRAPH to read: 20 25-7-133.5. Approval or rescission of specific revisions to state 21 implementation plan (SIP) after 1996. (2) Pursuant to section 22 25-7-133, the following revisions to the state implementation plan (SIP), which were adopted by the air quality control commission on the dates 23

indicated and received by the legislative council for review, are approved
 for incorporation into the state implementation plan:

3 (bb) (I) THE "COLORADO VISIBILITY AND REGIONAL HAZE STATE
4 IMPLEMENTATION PLAN FOR THE TWELVE MANDATORY CLASS I FEDERAL
5 AREAS IN COLORADO", ADOPTED BY THE AIR QUALITY CONTROL
6 COMMISSION ON JANUARY 7, 2011.

(II) THE AUTOMATIC EXPIRATION OF THE RULES CONTAINED IN THE
PLAN SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (bb) THAT
WERE ADOPTED ON JANUARY 7, 2011, AND THAT ARE THEREFORE
SCHEDULED FOR EXPIRATION ON MAY 15, 2012, IS POSTPONED, EFFECTIVE
MAY 15, 2011.

SECTION 3. Safety clause. The general assembly hereby finds,
determines, and declares that this act is necessary for the immediate
preservation of the public peace, health, and safety.