GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H **D**

HOUSE DRH50487-LD-125 (03/12)

Short Title:	No Duplicative Regulation of Air Toxics.	(Public)
Sponsors:	Representative Gibson.	
Referred to:		

A BILL TO BE ENTITLED

AN ACT TO ELIMINATE STATE REGULATION OF EMISSIONS OF AIR TOXICS WHEN THESE EMISSIONS ARE REGULATED UNDER THE FEDERAL CLEAN AIR ACT.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 143-215.107(a) reads as rewritten:

"(a) Duty to Adopt Plans, Standards, etc. – The Commission is hereby directed and empowered, as rapidly as possible within the limits of funds and facilities available to it, and subject to the procedural requirements of this Article and Article 21:

…

(5) To develop and adopt emission control standards as in the judgment of the Commission may be necessary to prohibit, abate, or control air pollution commensurate with established air quality standards. This subdivision does not apply to ~~that portion of the National Emission Standards for Hazardous Air Pollutants for asbestos that governs demolition and renovation as set out in 40 C.F.R. § 61.141, 61.145, 61.150, and 61.154 (1 July 1993 edition).~~<u>any air emission source subject to hazardous air pollutant emission standards under 40 C.F.R. Pts. 61 and 63.</u>

…."

SECTION 2. This act becomes effective July 1, 2009.