

SENATE BILL NO. 245
INTRODUCED BY J. BOHLINGER

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE BOARD OF ENVIRONMENTAL REVIEW TO DEVELOP SULFUR DIOXIDE EMISSION CONTROL PLANS; REDUCING THE NUMBER OF ALLOWABLE CONCENTRATIONS IN EXCESS OF THE AMBIENT SULFUR DIOXIDE STANDARD; ESTABLISHING A 5-MINUTE STANDARD FOR SULFUR DIOXIDE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Sulfur dioxide emission control plans -- enforcement methods for emission control plans. (1) The board shall develop sulfur dioxide emission control plans for each source in areas where:

- (a) multiple industries producing sulfur dioxide are located in close proximity; and
 - (b) the U.S. environmental protection agency has required the state to develop a state implementation plan for sulfur dioxide for the area.
- (2) Emission control plans developed under subsection (1) must use emission control strategies consistent with the federal emission control plan and the state implementation plan developed for the area in order to meet statewide sulfur dioxide standards.

NEW SECTION. Section 2. Limitation on excess concentrations of sulfur dioxide standard. A person may not cause or contribute to concentrations of sulfur dioxide in the ambient air that exceed the 1-hour average standard adopted by the board more than three times in any 12 consecutive months.

NEW SECTION. Section 3. Establishment of five-minute standards. The board shall adopt a 5-minute air quality standard for sulfur dioxide.

NEW SECTION. Section 4. Codification instruction. [Sections 1 through 3] are intended to be codified as an integral part of Title 75, chapter 2, part 2, and the provisions of Title 75, chapter 2, part 2, apply to [sections 1 through 3].

NEW SECTION. **Section 5. Effective date.** [This act] is effective on passage and approval.

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