

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003

SCR 26

4
5 By: Senator Womack
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8 **SENATE CONCURRENT RESOLUTION**

9 REQUESTING THAT THE SENATE AND HOUSE OF
10 REPRESENTATIVES ENDORSE THE PRINCIPLES OF A
11 MULTI-POLLUTANT CONTROL PROGRAM CONSISTING OF
12 STRATEGIES THAT WILL ACHIEVE MANDATED GOALS IN A
13 COORDINATED AND EFFICIENT APPROACH THAT PROVIDES
14 REGULATORY CERTAINTY.

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16 **Subtitle**

17 REQUESTING THAT THE SENATE AND HOUSE OF
18 REPRESENTATIVES ENDORSE THE PRINCIPLES
19 OF A MULTI-POLLUTANT CONTROL PROGRAM
20 CONSISTING OF STRATEGIES THAT WILL
21 ACHIEVE MANDATED GOALS IN A COORDINATED
22 AND EFFICIENT APPROACH.
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25 WHEREAS, the federal Environmental Protection Agency is on the verge of
26 requiring states to submit implementation plans for the control of multiple
27 air pollutants, the diminishment of regional haze, and the protection of
28 visibility in national parks and wilderness areas, and has also been charged
29 with the development of new control technology standards that are implemented
30 through the federal Operating Air Permit program; and
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32 WHEREAS, these new implementation plans and permitting standards will
33 require modification of state air pollution regulations and require the
34 Arkansas Department of Environmental Quality to implement new federal
35 mandates for various regulated entities and to establish procedures for
36 addressing the transportation related aspects of regional air pollution; and



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WHEREAS, regulated entities will be required to fund and implement new control systems achieving substantial reductions in emissions of regulated air pollutants, and transportation planners will be required to develop new approaches to developing and managing transportation networks; and

WHEREAS, the Environmental Protection Agency has requested that each Governor provide recommendations for classifying areas with respect to the National Ambient Air Quality Standards for the criteria pollutants ozone and particulate matter and is preparing to designate certain areas as in nonattainment of such standards, and is also scheduled to promulgate requirements by 2007 that will regulate emissions of mercury from power plants; and

WHEREAS, state implementation plans may rely on approved national, regional, and, where necessary, local emission reduction strategies to comply with the requirements; and

WHEREAS, in certain areas in Arkansas, reductions of emissions at sources located outside the legal jurisdiction of the state will be necessary to achieve compliance; in other areas, such reductions may be more effective than reductions achievable locally; and

WHEREAS, as a condition for continued federal funding of state highway programs, states may be required to develop new programs that will impose new burdens on citizens and commerce; and

WHEREAS, currently mandated implementation schedules for these new environmental initiatives are uncoordinated, change over relatively short periods of time and impose burdensome, diverse, and divergent emission reduction requirements that create considerable uncertainty with respect to investment planning and decision making for regulated entities; and

WHEREAS, a holistic approach to the process of implementing future environmental requirements will provide states and the regulated community the opportunity to make informed and optimal compliance decisions that create

1 both economic and environmental well being for the citizens of Arkansas; and

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3 WHEREAS, the coordination of these schedules and requirements can only
4 be accomplished by appropriate actions being taken by the Congress of the
5 United States and the federal Environmental Protection Agency,

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7 NOW THEREFORE,

8 BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FOURTH GENERAL ASSEMBLY OF THE
9 STATE OF ARKANSAS, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

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11 That the Senate and House of Representatives of the Arkansas General
12 Assembly endorse the principles of a multi-pollutant control program
13 consisting of strategies that will achieve mandated goals in a coordinated
14 and efficient approach that provides regulatory certainty.

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16 BE IT FURTHER RESOLVED that the United States Congress is encouraged to
17 enact legislation during its current session furthering the principle of
18 coordinating multi-pollutant control strategies and requiring the
19 Environmental Protection Agency to prepare and formally propose through a
20 public rulemaking process any necessary and appropriate revisions to the
21 implementation schedules that are currently, or will soon be, mandated by
22 federal air pollution control programs.