

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997  
4

As Engrossed: H3/12/97

## A Bill

ACT 856 OF 1997  
SENATE BILL 346

5 By: Senator Dowd  
6 By: Representative Young and Beatty  
7

### For An Act To Be Entitled

9 "AN ACT TO REQUIRE THE ARKANSAS POLLUTION CONTROL AND  
10 ECOLOGY COMMISSION TO PROMULGATE AMBIENT AIR QUALITY  
11 STANDARDS FOR HYDROGEN SULFIDE; AND FOR OTHER PURPOSES."

### Subtitle

13 "AN ACT CONCERNING AIR QUALITY STANDARDS  
14 FOR HYDROGEN SULFIDE."  
15  
16

17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
18

19 SECTION 1. After review of scientific literature and similar standards  
20 in other states, the Arkansas Pollution Control and Ecology shall promulgate,  
21 through procedures set out in A.C.A. § 8-4-202, ambient air quality standards  
22 or other appropriate regulatory controls which will protect the public health  
23 and the environment from the emission of hydrogen sulfide. Before the  
24 commission proposes an ambient standard or regulatory mechanism concerning  
25 hydrogen sulfide that will result in more stringent or restrictive control  
26 provisions than are currently provided by department permitting practices, the  
27 commission shall direct the department to prepare, with the assistance and  
28 cooperation of state agencies with appropriate expertise, a cost/benefit  
29 analysis justifying more stringent or restrictive operating conditions. The  
30 analysis will include, but not be limited to, the benefit to the public health  
31 and the preservation of environmental quality, and the cost to the regulated  
32 community and the department. The conclusions of this analysis shall be  
33 included in any public notice of the proposed rule making, and shall be  
34 subject to public comment.

35  
36 SECTION 2. All provisions of this act of a general and permanent nature

1 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
2 Revision Commission shall incorporate the same in the Code.

3

4 SECTION 3. If any provision of this act or the application thereof to  
5 any person or circumstance is held invalid, such invalidity shall not affect  
6 other provisions or applications of the act which can be given effect without  
7 the invalid provision or application, and to this end the provisions of this  
8 act are declared to be severable.

9

10 SECTION 4. All laws and parts of laws in conflict with this act are  
11 hereby repealed.

12

13

*/s/Sen. Dowd*

14

15

APPROVED: 3-27-97

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35