

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

As Engrossed: H3/12/97

A Bill

SENATE BILL 346

4
5 By: Senator Dowd
6 By: Representative Young and Beatty

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

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

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

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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.

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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.

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

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11 hereby repealed.

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13 /s/Sen. Dowd

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