

**Department of Environmental Quality
2004 Fiscal Impact Statement**

1. Bill Number HB113

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|------------------------|--|-------------------------------------|------------------------------------|
| House of Origin | <input checked="" type="checkbox"/> Introduced | <input type="checkbox"/> Substitute | <input type="checkbox"/> Engrossed |
| Second House | <input type="checkbox"/> In Committee | <input type="checkbox"/> Substitute | <input type="checkbox"/> Enrolled |

2. Patron Van Landingham

3. Committee H. Agriculture, Chesapeake, and Natural Resources

4. Title Electric generating facilities; emission reduction requirements.

5. Summary/Purpose:

Severe nonattainment areas. Directs any electric generating facility in a severe nonattainment area to meet the following emission reduction requirements no later than January 1, 2009: (i) reduce aggregate sulfur dioxide emissions by at least 75 percent from levels allowed under full implementation of the federal Clean Air Act Phase II sulfur dioxide requirements, and (ii) reduce aggregate nitrogen oxide emissions by at least 75 percent from the facility's 1997 levels. Also, this bill prohibits any electric generating facility from operating after January 1, 2009, unless it has complied with such emission reduction requirements or entered into a consent decree with the State Air Pollution Control Board, agreeing to cease operations by 2014.

6. No Fiscal Impact

7. Budget amendment necessary: No.

8. Fiscal implications: The requirements of this legislation are placed upon the power generating facilities. No expenditure impact is anticipated for the government. No reliable speculation can be made about the impact of this legislation upon future emissions fee revenues.

9. Specific agency or political subdivisions affected: Department of Environmental Quality

10. Technical amendment necessary: No.

11. Other comments: None.

Date: 01/13/04 / fbc

Document: DEQ I:\Budget\Legislation\2004Session\Fiscal Impact Statements\HB113fis.doc

cc: Secretary of Natural Resources