

Department of Planning and Budget 2010 Fiscal Impact Statement

1. **Bill Number:** SB128
House of Origin Introduced ___ Substitute ___ Engrossed
Second House ___ In Committee ___ Substitute ___ Enrolled

2. **Patron:** McDougle

3. **Committee:** Agriculture, Conservation and Natural Resources

4. **Title:** **Air Pollution Control Board; regulations under the Clean Air Interstate Rule.**

5. **Summary:** This bill retains the authority of the Air Pollution Control Board to provide for participation in the EPA-administered cap and trade system for NO_x and SO₂ to the fullest extent permitted by federal law. This bill removes the authority that the Board may prohibit electric generating facilities located in a nonattainment area meet NO_x and SO₂ compliance obligations without the purchase of allowances from in-state or out-of-state facilities.

6. **Fiscal Impact Estimates:** No fiscal impact.

7. **Budget Amendment Necessary:** No.

8. **Fiscal Implications:** None.

9. **Specific Agency or Political Subdivisions Affected:** Department of Environmental Quality.

10. **Technical Amendment Necessary:** No.

11. **Other Comments:** None.

Date: 1/20/2010 dpbbrb

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