

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4953

To amend the Clean Air Act to prohibit the Environmental Protection Agency from promulgating a Federal Implementation Plan prior to the disapproval of State implementation plan revisions required pursuant to the Clean Air Act Amendments of 1990, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 12, 1994

Mr. KIM introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend the Clean Air Act to prohibit the Environmental Protection Agency from promulgating a Federal Implementation Plan prior to the disapproval of State implementation plan revisions required pursuant to the Clean Air Act Amendments of 1990, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. FEDERAL IMPLEMENTATION PLANS.**

4 Section 110(n) of the Clean Air Act is amended by  
5 adding the following new paragraph at the end thereof:

6 “(4) PROHIBITION OF FIPS PRIOR TO DIS-  
7 APPROVAL OF STATE PLANS.—Until the Adminis-

1       trator has disapproved state implementation plan re-  
2       visions submitted in accordance with the amend-  
3       ments made to this Act by the Clean Air Act  
4       Amendments of 1990 (Public Law 101–549) nothing  
5       in this section or in any other provision of this Act  
6       shall be construed to authorize or require the Ad-  
7       ministrator to promulgate or enforce an applicable  
8       implementation plan (or portion thereof) pursuant to  
9       any court order or settlement to the extent that such  
10      court order or settlement is based upon require-  
11      ments in effect under this Act prior to the enact-  
12      ment of the Clean Air Act Amendments of 1990  
13      (Public Law 101–549).”.

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