

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 304

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

JANUARY 4, 1995

Mr. KIM (for himself, Mr. HUNTER, Mr. COX, Mr. DORNAN, Mr. DOOLITTLE, Mr. PACKARD, Mr. CALVERT, Mr. ROYCE, Mr. CUNNINGHAM, and Mr. DREIER) introduced the following bill; which was referred to the Committee on 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:

1           “(4) PROHIBITION OF FIPS PRIOR TO DIS-  
2           APPROVAL OF STATE PLANS.—Until the Adminis-  
3           trator has disapproved State implementation plan  
4           revisions submitted in accordance with the amend-  
5           ments made to this Act by the Clean Air Act  
6           Amendments of 1990 (Public Law 101–549), noth-  
7           ing in this section or in any other provision of this  
8           Act shall be construed to authorize or require the  
9           Administrator to promulgate or enforce an applica-  
10          ble implementation plan (or portion thereof) pursu-  
11          ant to any court order or settlement to the extent  
12          that such court order or settlement is based upon re-  
13          quirements in effect under this Act prior to the en-  
14          actment of the Clean Air Act Amendments of 1990  
15          (Public Law 101–549).”.

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