

HB 835 with HCA 1 to HCA 1, HCA 1 as amended -- STATE
IMPLEMENTATION PLANS

SPONSOR: Ross

COMMITTEE ACTION: Voted "Do Pass with Amendments" by the Standing Committee on Conservation and Natural Resources by a vote of 11 to 1.

This bill requires the Department of Natural Resources and its respective commissions, when developing any state implementation plan for submission to the United States Environmental Protection Agency (EPA), to prepare a regulatory impact report and submit it, in addition to the proposed state implementation plan, to the Governor, the President Pro Tem of the Senate, and the Speaker of the House of Representatives one month before submitting it to the EPA. The department must also post the report and the proposed plan on its website one month prior to submission to the EPA. The bill specifies the criteria that must be included in the report.

A state implementation plan cannot be submitted to the EPA without approval by the General Assembly by a concurrent resolution.

HCA 1 as amended: Deletes the requirement that the General Assembly approve a state implementation plan before submittal to the EPA and requires the department to submit the proposed state implementation plan to the General Assembly and the General Assembly to disapprove or modify, either in whole or in part, the state implementation plan by passage of a concurrent resolution within 45 days of submittal or the beginning of the next legislative session

PROPOSERS: Supporters say that it is important the General Assembly knows the economic impact of a proposed state implementation plan. The bill requires the department to provide that information to the General Assembly and gives them the ability to approve the plan based on that information.

Testifying for the bill were Representative Ross and Associated Industries of Missouri.

OPPOSERS: Those who oppose the bill say that the bill puts the state at risk of the EPA proposing a federal implementation plan because it would delay the submittal of the state implementation plan.

Testifying against the bill were Association of Missouri Electric Cooperatives; Missouri Association of Municipal Utilities; Union Electric Company, DBA Ameren MO, Ameren Services, Ameren

Corporation; Kansas City Power & Light; and Empire District
Electric Company.