

**2013 DRAFTING REQUEST**

**Bill**

Received: 10/17/2013 Received By: rkite  
Wanted: As time permits Same as LRB:  
For: Paul Farrow (608) 266-9174 By/Representing: Scott Rausch  
May Contact: Drafter: rkite  
Subject: Environment - air quality Addl. Drafters:  
Extra Copies:

Submit via email: YES  
Requester's email: Sen.Farrow@legis.wisconsin.gov  
Carbon copy (CC) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Nitrogen oxide emissions for combustion turbines

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**Instructions:**

Same as LRB-2483/2

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	rkite 10/17/2013	jdye 10/18/2013	jfrantze 10/18/2013	_____			
/1				_____	sbasford 10/18/2013	sbasford 10/18/2013	State

FE Sent For:

at  
intro

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FE Sent For:

<END>

## Kite, Robin

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**From:** Rausch, Scott  
**Sent:** Thursday, October 17, 2013 2:30 PM  
**To:** Rongstad, Tami; Kite, Robin  
**Subject:** RE: Paris Draft: LRB 2483/2

Tami and Robin,

Yes, please draft the Senate companion and address to Senator Farrow.

Thank you.

## Scott Rausch

Chief of Staff  
Office of Senator Paul Farrow  
(608) 266-9174  
[Scott.Rausch@legis.wi.gov](mailto:Scott.Rausch@legis.wi.gov)

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**From:** Rongstad, Tami  
**Sent:** Thursday, October 17, 2013 2:24 PM  
**To:** Kite, Robin  
**Cc:** Rausch, Scott  
**Subject:** Paris Draft: LRB 2483/2

Hi, Robin –

Wanted to let you know it was a-ok to share LRB 2483/2 with Senator Farrow's office and draft a Senate companion.

Thanks,

Tami Rongstad  
Office of Rep. Samantha Kerkman  
(608) 266-2531 ▪ [Tami.Rongstad@legis.wi.gov](mailto:Tami.Rongstad@legis.wi.gov)  
[Follow Rep. Kerkman on Facebook!](#)



State of Wisconsin  
2013 - 2014 LEGISLATURE

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not run  
-3457/1  
LRB-2483/2  
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2013 BILL

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1 AN ACT *to create* 285.27 (3m) of the statutes; **relating to:** nitrogen oxide  
2 emission standards for certain simple cycle combustion turbines.

***Analysis by the Legislative Reference Bureau***

Under the federal Clean Air Act, the Environmental Protection Agency (EPA) establishes performance standards for new stationary sources that emit air pollutants. A stationary source is a facility that emits an air pollutant only from a fixed location. Under current state law, when EPA establishes an air pollution emission performance standard (emission standard), the Department of Natural Resources (DNR) must promulgate by rule a similar emission standard that may not be more restrictive than the federal standard. DNR's rule must include administrative requirements that are consistent with the federal administrative requirements.

Among the emission standards promulgated by DNR rule are standards for emission of nitrogen oxides from certain combustion turbines. This bill provides that certain of those standards do not apply to a simple cycle combustion turbine that undergoes a modification on or after February 1, 2001 and that meets certain conditions. The first condition requires DNR and EPA to find that the owner or operator of the combustion turbine has satisfactorily demonstrated that equipping the turbine with a dry low nitrogen oxide combustion system is not technologically or economically feasible or such a system is not commercially available from the manufacturer of the combustion turbine. The EPA must concur with DNR's finding in writing. In addition, the owner or operator of the combustion turbine must control nitrogen oxide emissions during operation of the combustion turbine by injecting

**BILL**

water into the combustion turbine according to the manufacturer's specifications. Finally, the concentration of nitrogen oxide emitted from the combustion turbine may not exceed certain levels specified in the bill.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1           **SECTION 1.** 285.27 (3m) of the statutes is created to read:

2           **285.27 (3m) EXEMPTION FROM STANDARDS FOR CERTAIN COMBUSTION TURBINES.** (a)

3           In this subsection, "combustion turbine" means a simple cycle combustion turbine.

4           (b) The performance standards promulgated by the department under NR  
5           428.04 (2) (g) 1. a. and 2. a., Wis. Adm. Code, do not apply to a combustion turbine  
6           that undergoes a modification on or after February 1, 2001 if all of the following  
7           apply:

8           1. The department and the federal environmental protection agency find that  
9           the owner or operator of the combustion turbine has satisfactorily demonstrated that  
10           equipping the turbine with a dry low nitrogen oxide combustion system is not  
11           technologically or economically feasible or a dry low nitrogen oxide combustion  
12           system is not commercially available from the manufacturer of the combustion  
13           turbine.

14           2. The federal environmental protection agency concurs, in writing, with the  
15           department's finding under subd. 1.

16           3. The owner or operator of the combustion turbine controls nitrogen oxide  
17           emissions during operation of the combustion turbine by injecting water into the  
18           combustion turbine according to the manufacturer's specifications.



**Parisi, Lori**

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**From:** Rausch, Scott  
**Sent:** Friday, October 18, 2013 9:51 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB -3457/1 Topic: Nitrogen oxide emissions for combustion turbines

Please Jacket LRB -3457/1 for the SENATE. Thank you.

Regards,

Scott Rausch

Office of Senator Paul Farrow