



**ASSEMBLY AMENDMENT 2,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2011 ASSEMBLY BILL 421**

December 13, 2011 - Offered by Representative TIFFANY.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 2, line 21: after “applications;” insert “issuance of air pollution control
3 permits;”.

4 **2.** Page 31, line 17: after that line insert:

5 “**SECTION 110d.** 285.63 (1) (intro.) of the statutes is amended to read:

6 285.63 (1) REQUIREMENTS FOR ALL SOURCES. (intro.) The department may
7 approve the application for a permit required or allowed under s. 285.60 if it finds
8 all of the following apply:

9 **SECTION 110h.** 285.63 (1) (a) and (b) of the statutes are consolidated,
10 renumbered 285.63 (1) (a) and amended to read:

11 285.63 (1) (a) *Source will meet Permit ensures compliance with requirements.*
12 *The stationary source will meet permit includes terms and conditions necessary to*

1 ensure compliance with all applicable emission limitations and other requirements
2 promulgated under this chapter, standards of performance for new stationary
3 sources under s. 285.27 (1) ~~and~~, emission standards for hazardous air contaminants
4 under s. 285.27 (2); ~~(b) Source will not violate or exacerbate violation of air quality~~
5 ~~standard or ambient air increment. The, and the federal clean air act, including~~
6 those terms and conditions necessary to ensure that the source will not cause or
7 exacerbate a violation of any ambient air quality standard or ambient air increment
8 under s. 285.21 (1) or (2);

9 **SECTION 110p.** 285.63 (1) (d) of the statutes is amended to read:

10 285.63 (1) (d) *Source will not preclude construction or operation of other source.*

11 The permit includes terms and conditions necessary to ensure that the stationary
12 source will not degrade the air quality in an area sufficiently to prevent the
13 construction, reconstruction, replacement, modification or operation of another
14 stationary source if the department received plans, specifications and other
15 information under s. 285.61 (2) (a) for the other stationary source prior to
16 commencing its analysis under s. 285.61 (3) for the former stationary source. This
17 paragraph does not apply to an existing source required to have an operation permit.

18 **SECTION 110t.** 285.63 (7) (a) of the statutes is amended to read:

19 285.63 (7) (a) Subject to the conditions and restrictions specified in this
20 subsection, the department shall grant use of the growth accommodation as a means
21 for a stationary source to comply with either sub. (1) ~~(b)~~ (a) or (2) (a), or both subs.
22 (1) ~~(b)~~ (a) and (2) (a).”.

23 **3.** Page 31, line 20: delete lines 20 and 21 and substitute “modeling when
24 issuing a permit under this chapter. The department may not require air dispersion

1 modeling before issuing a permit under this chapter for a minor source. The
2 department may not require air dispersion modeling as a condition of coverage under
3 a registration permit or general permit under this chapter.”.

4 (END)