



2015 ASSEMBLY BILL 204

May 7, 2015 - Introduced by Representatives KREMER, JARCHOW, ALLEN, BALLWEG, BORN, E. BROOKS, CZAJA, EDMING, HORLACHER, JACQUE, KLEEFISCH, KNODL, MURPHY, RIPP, ROHRKASTE, SANFELIPPO, TAUCHEN and TITTL, cosponsored by Senators MOULTON, LASSA, MARKLEIN, FARROW and STROEBEL. Referred to Committee on Environment and Forestry.

1 **AN ACT relating to:** repealing an air pollution rule promulgated by the
2 Department of Natural Resources.

Analysis by the Legislative Reference Bureau

This bill eliminates a rule promulgated by the Department of Natural Resources, relating to construction permit requirements for stationary sources that emit greenhouse gases, which is no longer valid under the Supreme Court's decision in *Utility Air Regulatory Group v. EPA*, 573 U.S. ___ (2014).

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

3 **SECTION 1.** NR 405.07 (9) (a) (intro.) and NR 405.07 (9) (a) 1. (intro.) of the
4 administrative code are consolidated, renumbered NR 405.07 (9) (a) (intro.) and
5 amended to read:

6 NR 405.07 (9) (a) (intro.) Emissions Beginning January 2, 2011, emissions of
7 greenhouse gases at a stationary source shall only be subject to regulation under the
8 Act as follows: 1. ~~Beginning January 2, 2011~~, if the stationary source is any of the
9 following:

