

AMENDMENT TO H.R. 4775

OFFERED BY MR. MCNERNEY OF CALIFORNIA

Page 9, line 18, strike “319(b)(1)(B)” and insert “319(b)”.

Page 9, line 19, strike “7619(b)(1)(B)” and insert “7619(b)”.

Strike page 9, line 21, through page 10, line 2, and insert the following:

1 (1) in paragraph (1)(B)(ii), by inserting “, un-
2 less the lack of precipitation constitutes a 100-year
3 drought as determined by the Administrator in ac-
4 cordance with subparagraph (C)” before the semi-
5 colon;

6 (2) in paragraph (1), by adding at the end the
7 following:

8 “(C) HUNDRED-YEAR DROUGHT.—

9 “(i) CONSIDERATIONS.—In consid-
10 ering whether a lack of precipitation con-
11 stitutes a 100-year drought under subpara-
12 graph (B)(ii), the Administrator shall take
13 into consideration—

1 “(I) information provided by the
2 United States Drought Monitor;

3 “(II) information provided by the
4 National Integrated Drought Informa-
5 tion System;

6 “(III) historical trends and pre-
7 dictive models, including trends and
8 predictive models related to the im-
9 pacts of climate change on drought
10 conditions; and

11 “(IV) recommendations of the
12 State air quality regulator.

13 “(ii) RETROACTIVE APPLICABILITY.—
14 The amendment to subparagraph (B)(ii)
15 made by the Ozone Standards Implementa-
16 tion Act of 2016 applies beginning on Jan-
17 uary 1, 2012.”; and

18 (3) by adding at the end the following new
19 paragraph:

20 “(5) TECHNICAL ASSISTANCE, ENHANCED MOD-
21 ELING TOOLS, AND COST-EFFECTIVE TECH-
22 NOLOGIES.—The Administrator—

23 “(A) may provide technical assistance, en-
24 hanced modeling tools, and information about
25 cost-effective technologies to States and air

1 quality control districts to assist in dem-
2 onstrating, including through the collection of
3 additional information, whether an event con-
4 stitutes an exceptional event; and

5 “(B) shall, to the extent practicable, de-
6 velop a list of best practices for the purpose of
7 communication and collaboration among the
8 Environmental Protection Agency, States, and
9 air quality control districts regarding such dem-
10 onstrations.”.

