**AMENDMENT TO H.R. 1155**

**OFFERED BY M__. _____**

Page 2, line 6, strike ''The owner'' and insert ''Except as provided in subsection (c), the owner''.

Add at the end the following:

(c) EXCEPTION.—Subsection (a) shall not apply with respect to a stationary source described in subsection (b) if, during the 10-year period that ends on the date of enactment of this Act, there has been an actual or threatened accidental release (as such term is defined in section 112(r) of the Clean Air Act (42 U.S.C. 7412(r)) from such stationary source, or such stationary source has been found to be in violation of any requirement under section 112(r) of the Clean Air Act (42 U.S.C. 7412(r)).