

AMENDMENT TO H.R. 161
OFFERED BY MR. GRIFFITH OF VIRGINIA

Page 3, line 11, insert “**AND APPLICABILITY OF PRECONSTRUCTION REQUIREMENTS**” after “**CONSTRUCTION**”.

Page 3, line 14, strike “Subparagraph (C)” and insert the following:

1 (a) APPLICABILITY TO CONSTRUCTION ACTIVI-
2 TIES.—Section 165 of the Clean Air Act (42 U.S.C. 7475)
3 is amended by adding at the end the following:

4 “(f) APPLICABILITY TO CONSTRUCTION.—

5 “(1) IN GENERAL.—The requirements of sub-
6 section (a) that apply with respect to authorizing
7 construction of a major emitting facility shall apply
8 only with respect to construction that involves phys-
9 ical construction of the discrete parts of an emis-
10 sions unit at a major emitting facility, regardless of
11 whether the construction involves other physical on-
12 site activities at the major emitting facility, includ-
13 ing any such other physical on-site activity that—

14 “(A) may be costly;

15 “(B) may significantly alter the site;

1 “(C) is permanent in nature; or

2 “(D) is to accommodate an installation to
3 an emissions unit.

4 “(2) DEFINITION OF EMISSIONS UNIT.—In this
5 subsection, the term ‘emissions unit’ means any part
6 of a stationary source that emits, or has the poten-
7 tial to emit, any air pollutant that is regulated under
8 this title.”.

9 (b) DEFINITION.—Subparagraph (C)

Page 4, line 2, insert “**AND APPLICABILITY TO
CONSTRUCTION**” after “**MODIFIED**”.

Page 4, line 4, strike “Paragraph (4)” and insert
the following:

10 (a) DEFINITION.—Paragraph (4)

Page 4, after line 12, insert the following:

11 (b) APPLICABILITY TO CONSTRUCTION.—Section
12 172(c)(5) of the Clean Air Act (42 U.S.C. 7502(c)(5)) is
13 amended by adding at the end “ The construction for
14 which a permit is required under this paragraph is con-
15 struction that involves physical construction of the discrete
16 parts of an emissions unit (as defined in section 165(f)(2))
17 at a major stationary source, regardless of whether the
18 construction involves other physical on-site activities at the

1 major stationary source, including any such other physical
2 on-site activity that—

3 “(A) may be costly;

4 “(B) may significantly alter the site;

5 “(C) is permanent in nature; or

6 “(D) is to accommodate an installation to
7 an emissions unit.”.

