

**AMENDMENT TO H.R. _____, THE PROMOTING NEW
MANUFACTURING ACT**

OFFERED BY MR. RUSH OF ILLINOIS McNerney of California

In section 3(b), strike “If the Administrator fails”
and insert

1 (1) STANDARD NOT APPLICABLE.—Except as
2 provided in paragraph (2), if the Administrator fails

At the end of section 3(b), add the following:

3 (2) STANDARD APPLICABLE.—Paragraph (1)
4 shall not apply with respect to review and disposition
5 of a preconstruction permit application by a Federal,
6 State, local, or tribal permitting authority if such
7 authority determines that application of such para-
8 graph is likely to—

9 (A) increase air pollution that harms
10 human health and the environment;

11 (B) slow issuance of final preconstruction
12 permits;

13 (C) increase regulatory uncertainty;

14 (D) foster additional litigation;

1 (E) shift the burden of pollution control
2 from new sources to existing sources of pollu-
3 tion, including small businesses; or

4 (F) increase the overall cost of achieving
5 the new or revised national ambient air quality
6 standard in the applicable area.

