

106TH CONGRESS
2D SESSION

H. R. 4120

To amend section 211 of the Clean Air Act to permit any State to waive the oxygenate content requirement for reformulated gasoline if the State implementation plan for the State is adequate to attain and maintain the national ambient air quality standards in the absence of that requirement, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 29, 2000

Mr. SHADEGG introduced the following bill; which was referred to the
Committee on Commerce

A BILL

To amend section 211 of the Clean Air Act to permit any State to waive the oxygenate content requirement for reformulated gasoline if the State implementation plan for the State is adequate to attain and maintain the national ambient air quality standards in the absence of that requirement, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Safe Water and Clean
5 Air Attainment Act”.

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) MTBE (Methyl Tertiary Butyl Ether) has
4 been increasingly discovered in groundwater
5 throughout the United States.

6 (2) MTBE has been found in alarming con-
7 centrations in lakes throughout the country.

8 (3) MTBE has now been detected in drinking
9 water supplies in locales throughout the nation.

10 (4) MTBE presents a potentially grave health
11 threat to the citizens of the United States.

12 (5) The Clean Air Act of 1990's oxygenate re-
13 quirement for Federal reformulated gasoline (RFG)
14 constrains States in their efforts to attain cleaner
15 air while trying to protect the quality and safety of
16 their water supplies.

17 (6) MTBE's threat to health and safety
18 through contaminated water supplies is greater than
19 the purported benefit which it provides to air qual-
20 ity.

21 **SEC. 3. STATE WAIVER OF OXYGENATE REQUIREMENT.**

22 Section 211(k)(2)(B) of the Clean Air Act is amend-
23 ed by adding the following at the end thereof: "Any State
24 may waive, in whole or in part, the application of this sub-
25 paragraph and clause (v) of paragraph (3)(A) to any
26 ozone nonattainment area if the applicable implementation

1 plan for the State is revised, at the time of such waiver,
2 to include such other measures as may be necessary to
3 assure that the plan is adequate to attain and maintain
4 the national ambient air quality standard for ozone.”.

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