

106TH CONGRESS  
1ST SESSION

# H. R. 657

To reduce acid deposition under the Clean Air Act, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 9, 1999

Mr. SWEENEY (for himself, Mr. McHUGH, Mr. WALSH, Mr. TOWNS, Mr. McNULTY, Mr. LAZIO, Mr. NADLER, Mr. HINCHEY, Mr. LaFALCE, Mr. HOUGHTON, Mr. ACKERMAN, Mrs. LOWEY, and Mrs. MALONEY of New York) introduced the following bill; which was referred to the Committee on Commerce

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## A BILL

To reduce acid deposition under the Clean Air Act, 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 “Acid Deposition Con-  
5 trol Act”.

6 **SEC. 2. FINDINGS AND PURPOSES.**

7 (a) FINDINGS.—Congress finds that—

8 (1) reductions of atmospheric nitrogen oxide  
9 and sulfur dioxide from utility plants, in addition to

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1 the reductions required under the Clean Air Act (42  
2 U.S.C. 7401 et seq.), are needed to reduce acid dep-  
3 osition and its serious adverse effects on public  
4 health, natural resources, building structures, sen-  
5 sitive ecosystems, and visibility;

6 (2) nitrogen oxide and sulfur dioxide contribute  
7 to the development of fine particulates, suspected of  
8 causing human mortality and morbidity to a signifi-  
9 cant extent;

10 (3) regional nitrogen oxide reductions of 50  
11 percent in the Eastern United States, in addition to  
12 the reductions required under the Clean Air Act,  
13 may be necessary to protect sensitive watersheds  
14 from the effects of nitrogen deposition;

15 (4) without reductions in nitrogen oxide and  
16 sulfur dioxide, the number of acidic lakes in the Adi-  
17 rondacks in the State of New York is expected to in-  
18 crease by up to 40 percent by 2040; and

19 (5) nitrogen oxide is highly mobile and can lead  
20 to ozone formation hundreds of miles from the emit-  
21 ting source.

22 (b) PURPOSES.—The purposes of this Act are—

23 (1) to recognize the current scientific under-  
24 standing that emissions of nitrogen oxide and sulfur  
25 dioxide, and the acid deposition resulting from emis-

1       sions of nitrogen oxide and sulfur dioxide, present a  
2       substantial human health and environmental risk;

3           (2) to require reductions in nitrogen oxide and  
4       sulfur dioxide emissions;

5           (3) to support the efforts of the Ozone Trans-  
6       port Assessment Group to reduce ozone pollution;

7           (4) to reduce utility emissions of nitrogen oxide  
8       by 70 percent from 1990 levels; and

9           (5) to reduce utility emissions of sulfur dioxide  
10      by 50 percent after the implementation of phase II  
11      sulfur dioxide requirements under section 405 of the  
12      Clean Air Act (42 U.S.C. 7651d).

13 **SEC. 3. DEFINITIONS.**

14      In this Act:

15           (1) ADMINISTRATOR.—The term “Adminis-  
16       trator” means the Administrator of the Environ-  
17       mental Protection Agency.

18           (2) AFFECTED FACILITY.—The term “affected  
19       facility” means a facility with 1 or more combustion  
20       units that serve at least 1 electricity generator with  
21       a capacity equal to or greater than 25 megawatts.

22           (3) NO<sub>x</sub> ALLOWANCE.—The term “NO<sub>x</sub> allow-  
23       ance” means a limited authorization to emit, in ac-  
24       cordance with this Act—

1 (A) 1 ton of nitrogen oxide during each of  
2 the months of October, November, December,  
3 January, February, March, and April of any  
4 year; and

5 (B) ½ ton of nitrogen oxide during each of  
6 the months of May, June, July, August, and  
7 September of any year.

8 (4) MMBTU.—The term “mmBtu” means 1  
9 million British thermal units.

10 (5) PROGRAM.—The term “Program” means  
11 the Nitrogen Oxide Allowance Program established  
12 under section 4.

13 (6) STATE.—The term “State” means the 48  
14 contiguous States and the District of Columbia.

15 **SEC. 4. NITROGEN OXIDE ALLOWANCE PROGRAM.**

16 (a) IN GENERAL.—

17 (1) ESTABLISHMENT.—Not later than 18  
18 months after the date of enactment of this Act, the  
19 Administrator shall establish a program to be known  
20 as the “Nitrogen Oxide Allowance Program”.

21 (2) SCOPE.—The Program shall be conducted  
22 in the 48 contiguous States and the District of Co-  
23 lumbia.

24 (3) NO<sub>x</sub> ALLOWANCES.—The Administrator  
25 shall allocate under paragraph (4)—

1 (A) for each of calendar years 2002  
2 through 2004, 5,400,000 NO<sub>x</sub> allowances; and

3 (B) for calendar year 2005 and each cal-  
4 endar year thereafter, 3,000,000 NO<sub>x</sub> allow-  
5 ances.

6 (4) ALLOCATION.—

7 (A) DEFINITION OF TOTAL ELECTRIC  
8 POWER.—For purposes of this paragraph, the  
9 term “total electric power” means all electric  
10 power generated by utility and nonutility gen-  
11 erators for distribution, including electricity  
12 generated from solar wind, hydro power, nu-  
13 clear power, and the combustion of fossil fuel.

14 (B) ALLOCATION OF ALLOWANCES.—The  
15 Administrator shall allocate annual NO<sub>x</sub> allow-  
16 ances to each of the States in proportion to the  
17 State’s share of the total electric power gen-  
18 erated in the 48 contiguous States and the Dis-  
19 trict of Columbia.

20 (C) PUBLICATION.—The Administrator  
21 shall publish in the Federal Register a list of  
22 each State’s NO<sub>x</sub> allowance allocation—

23 (i) by December 1, 2000, for calendar  
24 years 2002 and 2004;

- 1 (ii) by December 1, 2002, for calendar  
2 years 2005 through 2012; and  
3 (iii) by December 1 of each calendar  
4 year after 2002, for the calendar year 5  
5 years previous.

6 (5) INTRASTATE DISTRIBUTION.—

7 (A) IN GENERAL.—A State may submit a  
8 report to the Administrator detailing the dis-  
9 tribution of NO<sub>x</sub> allowances of the State to af-  
10 fected facilities in the State—

11 (i) not later than September 30,  
12 2001, for calendar years 2002 through  
13 2004;

14 (ii) not later than September 30,  
15 2003, for calendar years 2005 through  
16 2012; and

17 (iii) not later than September 30 of  
18 each calendar year after 2003, for the cal-  
19 endar year 5 years previous.

20 (B) ACTION BY THE ADMINISTRATOR.—If  
21 a State submits a report under subparagraph  
22 (A) not later than September 30 of the calendar  
23 year specified in subparagraph (A), the Admin-  
24 istrator shall distribute the NO<sub>x</sub> allowances to

1 affected facilities in the State as detailed in the  
2 report.

3 (C) LATE SUBMISSION OF REPORT.—A re-  
4 port submitted by a State after September 30  
5 of the specified year shall have no force or ef-  
6 fect.

7 (D) DISTRIBUTION IN ABSENCE OF A RE-  
8 PORT.—

9 (i) IN GENERAL.—Subject to sub-  
10 section (e), if a State does not submit a re-  
11 port under subparagraph (A) not later  
12 than September 30 of the calendar year  
13 specified in subparagraph (A), the Admin-  
14 istrator shall, not later than November 30  
15 of that calendar year, distribute the NO<sub>x</sub>  
16 allowances for the calendar years specified  
17 in subparagraph (A) to each affected facil-  
18 ity in the State in proportion to the af-  
19 fected facility's share of the total net elec-  
20 tric power generated in the State.

21 (ii) DETERMINATION OF FACILITY'S  
22 SHARE.—In determining an affected facili-  
23 ty's share of total net electric power gen-  
24 erated in a State, the Administrator shall

1 consider the net electric power generated  
2 by the facility and the State to be—

3 (I) for calendar years 2002  
4 through 2004, the average annual  
5 amount of net electric power gen-  
6 erated, by the facility and the State,  
7 respectively, in calendar years 1997  
8 through 1999;

9 (II) for calendar years 2005  
10 through 2012, the average annual  
11 amount of net electric power gen-  
12 erated, by the facility and the State,  
13 respectively, in calendar years 1999  
14 through 2001; and

15 (III) for calendar year 2013 and  
16 each calendar year thereafter, the  
17 amount of net electric power gen-  
18 erated, by the facility and the State,  
19 respectively, in the calendar year 5  
20 years previous to the year for which  
21 the determination is made.

22 (E) JUDICIAL REVIEW.—A distribution of  
23 NO<sub>x</sub> allowances by the Administrator under  
24 subparagraph (D) shall not be subject to judi-  
25 cial review.



1 (b) NO<sub>x</sub> ALLOWANCE TRANSFER SYSTEM.—

2 (1) IN GENERAL.—Not later than 18 months  
3 after the date of enactment of this Act, the Adminis-  
4 trator shall promulgate NO<sub>x</sub> allowance system regu-  
5 lations under which a NO<sub>x</sub> allowance allocated under  
6 this Act may be transferred among affected facilities  
7 and any other person.

8 (2) ESTABLISHMENT.—The regulations shall  
9 establish the NO<sub>x</sub> allowance system under this sec-  
10 tion, including requirements for the allocation,  
11 transfer, and use of NO<sub>x</sub> allowances under this Act.

12 (3) USE OF NO<sub>x</sub> ALLOWANCES.—The regula-  
13 tions shall—

14 (A) prohibit the use (but not the transfer  
15 in accordance with paragraph (5)) of any NO<sub>x</sub>  
16 allowance before the calendar year for which  
17 the NO<sub>x</sub> allowance is allocated; and

18 (B) provide that the unused NO<sub>x</sub> allow-  
19 ances shall be carried forward and added to  
20 NO<sub>x</sub> allowances allocated for subsequent years.

21 (4) CERTIFICATION OF TRANSFER.—A transfer  
22 of a NO<sub>x</sub> allowance shall not be effective until a  
23 written certification of the transfer, signed by a re-  
24 sponsible official of the person making the transfer,  
25 is received and recorded by the Administrator.

1       (c) NO<sub>x</sub> ALLOWANCE TRACKING SYSTEM.—Not later  
2 than 18 months after the date of enactment of this Act,  
3 the Administrator shall promulgate regulations for  
4 issuing, recording, and tracking the use and transfer of  
5 NO<sub>x</sub> allowances that shall specify all necessary procedures  
6 and requirements for an orderly and competitive function-  
7 ing of the NO<sub>x</sub> allowance system.

8       (d) PERMIT REQUIREMENTS.—A NO<sub>x</sub> allowance allo-  
9 cation or transfer shall, on recordation by the Adminis-  
10 trator, be considered to be a part of each affected facility's  
11 operating permit requirements, without the requirement  
12 for any further permit review and revision.

13       (e) NEW SOURCE RESERVE.—

14           (1) IN GENERAL.—For a State for which the  
15 Administrator distributes NO<sub>x</sub> allowances under  
16 subsection (a)(5)(D), the Administrator shall place  
17 10 percent of the total annual NO<sub>x</sub> allowances of the  
18 State in a new source reserve to be distributed by  
19 the Administrator—

20                   (A) for calendar years 2002 through 2005,  
21           to sources that commence operation after 1997;

22                   (B) for calendar years 2006 through 2011,  
23           to sources that commence operation after 1999;  
24           and

1 (C) for calendar year 2012 and each cal-  
2 endar year thereafter, to sources that com-  
3 mence operation after the calendar year that is  
4 5 years previous to the year for which the dis-  
5 tribution is made.

6 (2) SHARE.—For a State for which the Admin-  
7 istrator distributes NO<sub>x</sub> allowances under subsection  
8 (a)(5)(D), the Administrator shall distribute to each  
9 new source a number of NO<sub>x</sub> allowances sufficient to  
10 allow emissions by the source at a rate equal to the  
11 lesser of the new source performance standard or  
12 the permitted level for the full nameplate capacity of  
13 the source, adjusted pro rata for the number of  
14 months of the year during which the source oper-  
15 ates.

16 (3) UNUSED NO<sub>x</sub> ALLOWANCES.—

17 (A) IN GENERAL.—During the period of  
18 calendar years 2002 through 2007, the Admin-  
19 istrator shall conduct auctions at which a NO<sub>x</sub>  
20 allowance remaining in the new source reserve  
21 that has not been distributed under paragraph  
22 (2) shall be offered for sale.

23 (B) OPEN AUCTIONS.—An auction under  
24 subparagraph (A) shall be open to any person.

25 (C) CONDUCT OF AUCTION.—

1 (i) METHOD OF BIDDING.—A person  
2 wishing to bid for a NO<sub>x</sub> allowance at an  
3 auction under subparagraph (A) shall sub-  
4 mit (by a date set by the Administrator) to  
5 the Administrator (on a sealed bid sched-  
6 ule provided by the Administrator) an offer  
7 to purchase a specified number of NO<sub>x</sub> al-  
8 lowances at a specified price.

9 (ii) SALE BASED ON BID PRICE.—A  
10 NO<sub>x</sub> allowance auctioned under subpara-  
11 graph (A) shall be sold on the basis of bid  
12 price, starting with the highest priced bid  
13 and continuing until all NO<sub>x</sub> allowances  
14 for sale at the auction have been sold.

15 (iii) NO MINIMUM PRICE.—A mini-  
16 mum price shall not be set for the pur-  
17 chase of a NO<sub>x</sub> allowance auctioned under  
18 subparagraph (A).

19 (iv) REGULATIONS.—The Adminis-  
20 trator, in consultation with the Secretary  
21 of the Treasury, shall promulgate regula-  
22 tions to carry out this paragraph.

23 (D) USE OF NO<sub>x</sub> ALLOWANCES.—A NO<sub>x</sub>  
24 allowance purchased at an auction under sub-  
25 paragraph (A) may be used for any purpose

1 and at and at any time after the auction that  
2 is permitted for use of a NO<sub>x</sub> allowance under  
3 this Act.

4 (E) PROCEEDS OF AUCTION.—The pro-  
5 ceeds from an auction under this paragraph  
6 shall be distributed to the owner of an affected  
7 source in proportion to the number of allow-  
8 ances that the owner would have received but  
9 for this subsection.

10 (f) NATURE OF NO<sub>x</sub> ALLOWANCES.—

11 (1) NOT A PROPERTY RIGHT.—A NO<sub>x</sub> allow-  
12 ance shall not be considered to be a property right.

13 (2) LIMITATION OF NO<sub>x</sub> ALLOWANCES.—Not-  
14 withstanding any other provision of law, the Admin-  
15 istrator may terminate or limit a NO<sub>x</sub> allowance.

16 (g) PROHIBITIONS.—

17 (1) IN GENERAL.—After January 1, 2002, it  
18 shall be unlawful—

19 (A) for the owner or operator of an af-  
20 fected facility to operate the affected facility in  
21 such a manner that the affected facility emits  
22 nitrogen oxides in excess of the amount per-  
23 mitted by the quantity of NO<sub>x</sub> allowances held  
24 by the designated representative of the affected  
25 facility; or

1 (B) for any person to hold, use, or transfer  
2 a NO<sub>x</sub> allowance allocated under this Act, ex-  
3 cept as provided under this Act.

4 (2) OTHER EMISSION LIMITATIONS.—Section  
5 407 of the Clean Air Act (42 U.S.C. 7651f) is re-  
6 pealed.

7 (3) TIME OF USE.—A NO<sub>x</sub> allowance may not  
8 be used before the calendar year for which the NO<sub>x</sub>  
9 allowance is allocated.

10 (4) PERMITTING, MONITORING, AND ENFORCE-  
11 MENT.—Nothing in this section affects—

12 (A) the permitting, monitoring, and en-  
13 forcement obligations of the Administrator  
14 under the Clean Air Act (42 U.S.C. 7401 et  
15 seq.); or

16 (B) the requirements and liabilities of an  
17 affected facility under the Clean Air Act (42  
18 U.S.C. 7401 et seq.).

19 (h) SAVINGS PROVISIONS.—Nothing in this section—

20 (1) affects the application of, or compliance  
21 with, the Clean Air Act (42 U.S.C. 7401 et seq.) for  
22 an affected facility, including the provisions related  
23 to applicable national ambient air quality standards  
24 and State implementation plans;

1           (2) requires a change in, affects, or limits any  
2       State law regulating electric utility rates or charges,  
3       including prudency review under State law;

4           (3) affects the application of the Federal Power  
5       Act (16 U.S.C. 791a et seq.) or the authority of the  
6       Federal Energy Regulatory Commission under that  
7       Act; or

8           (4) interferes with or impairs any program for  
9       competitive bidding for power supply in a State in  
10      which the Program is established.

11 **SEC. 5. INDUSTRIAL SOURCE MONITORING.**

12       Section 412(a) of the Clean Air Act (42 U.S.C.  
13 7651k(a)) is amended in the first sentence by inserting  
14 “, or of any industrial facility with a capacity of 100 or  
15 more mmBtu’s per hour,” after “The owner and operator  
16 of any source subject to this title”.

17 **SEC. 6. EXCESS EMISSIONS PENALTY.**

18       (a) IN GENERAL.—

19           (1) LIABILITY.—The owner or operator of an  
20      affected facility that emits nitrogen oxides in any  
21      calendar year in excess of the NO<sub>x</sub> allowances the  
22      owner or operator holds for use for the facility for  
23      that year shall be liable for the payment of an excess  
24      emissions penalty.

1           (2) CALCULATION.—The excess emissions pen-  
2       alty shall be calculated by multiplying \$12,000 by  
3       the quantity that is equal to—

4           (A) the quantity of NO<sub>x</sub> allowances that  
5       would authorize the nitrogen oxides emitted by  
6       the facility for the calendar year; minus

7           (B) the quantity of NO<sub>x</sub> allowances that  
8       the owner or operator holds for use for the fa-  
9       cility for that year.

10       (3) OVERLAPPING PENALTIES.—A penalty  
11      under this section shall not diminish the liability of  
12      the owner or operator of an affected facility for any  
13      fine, penalty, or assessment against the owner or op-  
14      erator for the same violation under any other provi-  
15      sion of law.

16      (b) EXCESS EMISSIONS OFFSET.—

17           (1) IN GENERAL.—The owner or operator of an  
18      affected facility that emits nitrogen oxide during a  
19      calendar year in excess of the NO<sub>x</sub> allowances held  
20      for the facility for the calendar year shall offset in  
21      the following calendar year a quantity of NO<sub>x</sub> allow-  
22      ances equal to twice the number of NO<sub>x</sub> allowances  
23      that would authorize the excess nitrogen oxides emit-  
24      ted.



1           (2) PROPOSED PLAN.—Not later than 60 days  
2       after the end of the year in which excess emissions  
3       occur, the owner or operator of an affected facility  
4       shall submit to the Administrator and the State in  
5       which the affected facility is located a proposed plan  
6       to achieve the offset required under paragraph (1).

7           (3) CONDITION OF PERMIT.—On approval of  
8       the proposed plan by the Administrator, as submit-  
9       ted, modified, or conditioned by the Administrator,  
10      the plan shall be considered a condition of the oper-  
11      ating permit for the affected facility without further  
12      review or revision of the permit.

13      (c) PENALTY ADJUSTMENT.—The Administrator  
14      shall annually adjust the penalty specified in subsection  
15      (a) to reflect changes in the Consumer Price Index for  
16      all urban consumers published by the Bureau of Labor  
17      Statistics.

18      **SEC. 7. SULFUR DIOXIDE ALLOWANCE PROGRAM REVI-**  
19                                      **SIONS.**

20      Section 402(3) of the Clean Air Act (as added by sec-  
21      tion 401 of Public Law 101–549 (104 Stat. 2584)) (42  
22      U.S.C. 7651a(3)) is amended by inserting before the pe-  
23      riod at the end the following: “for allowances allocated for  
24      calendar years through 2004, and ½ ton of sulfur dioxide

1 for allowances allocated for calendar year 2005 and each  
2 calendar year thereafter.”.

3 **SEC. 8. REGIONAL ECOSYSTEMS.**

4 (a) REPORT.—

5 (1) IN GENERAL.—Not later than December 31,  
6 2004, the Administrator shall submit to Congress a  
7 report identifying objectives for scientifically credible  
8 environmental indicators, as determined by the Ad-  
9 ministrator, that are sufficient to protect sensitive  
10 ecosystems of the Adirondack Mountains, Mid-Appa-  
11 lachian Mountains, and Southern Blue Ridge Moun-  
12 tains and water bodies of the Great Lakes, Lake  
13 Champlain, Long Island Sound, and the Chesapeake  
14 Bay.

15 (2) ACID NEUTRALIZING CAPACITY.—The re-  
16 port under paragraph (1) shall—

17 (A) include acid neutralizing capacity as  
18 an indicator; and

19 (B) identify as an objective under para-  
20 graph (1) the objective to increase the propor-  
21 tion of water bodies in sensitive receptor areas  
22 with an acid neutralizing capacity greater than  
23 zero from the proportion identified in surveys  
24 begun in 1984.

1           (3) UPDATED REPORT.—Not later than Decem-  
2       ber 31, 2008, the Administrator shall submit to  
3       Congress a report updating the report under para-  
4       graph (1) and assessing the status and trends of  
5       various environmental indicators for the regional  
6       ecosystems referred to in paragraph (1).

7           (4) REPORTS UNDER THE NATIONAL ACID PRE-  
8       CIPITATION ASSESSMENT PROGRAM.—The reports  
9       under this subsection shall satisfy the report require-  
10      ments set forth in section 103(j)(3)(E) of the Clean  
11      Air Act (42 U.S.C. 7403(j)(3)(E)) for the years  
12      2004 and 2008.

13      (b) REGULATIONS.—

14           (1) DETERMINATION.—Not later than Decem-  
15      ber 31, 2008, the Administrator shall determine  
16      whether emissions reductions under section 4 are  
17      sufficient to ensure achievement of the objectives  
18      identified in subsection (a)(1).

19           (2) PROMULGATION.—If the Administrator de-  
20      termines under paragraph (1) that emissions reduc-  
21      tions under section 4 are not sufficient to ensure  
22      achievement of the objectives identified in subsection  
23      (a)(1), the Administrator shall promulgate, not later  
24      than 2 years after making the finding, such regula-  
25      tions, including modification of nitrogen oxide and

1 sulfur dioxide allowance allocations or any such  
2 measure, as the Administrator determines are nec-  
3 essary to protect the sensitive ecosystems described  
4 in subsection (a)(1).

5 **SEC. 9. GENERAL COMPLIANCE WITH OTHER PROVISIONS.**

6 Except as expressly provided in this Act, compliance  
7 with this Act shall not exempt or exclude the owner or  
8 operator of an affected facility from compliance with any  
9 other law.

10 **SEC. 10. MERCURY EMISSION STUDY AND CONTROL.**

11 (a) STUDY AND REPORT.—The Administrator  
12 shall—

13 (1) study the practicality of monitoring mercury  
14 emissions from all combustion units that have a ca-  
15 pacity equal to or greater than 250 mmBtu's per  
16 hour; and

17 (2) not later than 2 years after the date of en-  
18 actment of this Act, submit to Congress a report on  
19 the results of the study.

20 (b) REGULATIONS CONCERNING MONITORING.—Not  
21 later than 1 year after the date of submission of the report  
22 under subsection (a), the Administrator shall promulgate  
23 regulations requiring the reporting of mercury emissions  
24 from units that have a capacity equal to or greater than  
25 250 mmBtu's per hour.

1 (c) EMISSION CONTROLS.—

2 (1) IN GENERAL.—Not later than 1 year after  
3 the commencement of monitoring activities under  
4 subsection (b), the Administrator shall promulgate  
5 regulations controlling electric utility and industrial  
6 source emissions of mercury.

7 (2) FACTORS.—The regulations shall take into  
8 account technological feasibility, cost, and the pro-  
9 jected levels of mercury emissions that will result  
10 from implementation of this Act.

11 **SEC. 11. DEPOSITION RESEARCH BY THE ENVIRONMENTAL**  
12 **PROTECTION AGENCY.**

13 (a) IN GENERAL.—The Administrator shall establish  
14 a competitive grant program to fund research related to  
15 the effects of nitrogen deposition on sensitive watersheds  
16 and coastal estuaries in the Eastern United States.

17 (b) CHEMISTRY OF LAKES AND STREAMS.—Not later  
18 than September 30, 2001, and September 30, 2008, the  
19 Administrator shall submit to the Committee on Environ-  
20 ment and Public Works of the Senate and the Committee  
21 on Resources of the House of Representatives a report on  
22 the health and chemistry of lakes and streams of the Adi-  
23 rondacks that were subjects of the report transmitted  
24 under section 404 of Public Law 101–549 (commonly

1 known as the “Clean Air Act Amendments of 1990”) (104  
2 Stat. 2632).

3 (c) AUTHORIZATION OF APPROPRIATIONS.—There  
4 are authorized to be appropriated—

5 (1) to carry out subsection (a), \$1,000,000 for  
6 each of fiscal years 2000 through 2005; and

7 (2) to carry out subsection (b), \$1,000,000 for  
8 each of fiscal years 2000, 2001, 2007, and 2008.

○