

114TH CONGRESS
1ST SESSION

S. 640

To amend the Clean Air Act to delay the review and revision of the national ambient air quality standards for ozone.

IN THE SENATE OF THE UNITED STATES

MARCH 3, 2015

Mr. FLAKE (for himself, Mr. MCCAIN, Mr. INHOFE, Mr. WICKER, Mr. CRAPO, Mr. ENZI, Mr. COATS, Mr. LEE, Mr. CORNYN, and Mr. VITTER) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend the Clean Air Act to delay the review and revision of the national ambient air quality standards for ozone.

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 “Ozone Regulatory
5 Delay and Extension of Assessment Length Act of 2015”
6 or the “ORDEAL Act of 2015”.

7 **SEC. 2. NATIONAL AMBIENT AIR QUALITY STANDARDS.**

8 Section 109(d) of the Clean Air Act (42 U.S.C.
9 7409(d)) is amended—

1 (1) in paragraph (1)—

2 (A) in the first sentence, by striking
3 “(d)(1) Not later than December 31, 1980, and
4 at five-year intervals” and inserting the fol-
5 lowing:

6 “(d) REVIEW AND REVISION OF CRITERIA AND
7 STANDARDS; INDEPENDENT SCIENTIFIC REVIEW COM-
8 MITTEE; APPOINTMENT; ADVISORY FUNCTIONS.—

9 “(1) REVIEW AND REVISION OF CRITERIA AND
10 STANDARDS.—

11 “(A) IN GENERAL.—Except as provided in
12 subparagraph (C), not later than December 31,
13 1980, and at 10-year intervals”;

14 (B) in the second sentence, by striking
15 “The Administrator” and inserting the fol-
16 lowing:

17 “(B) EARLY AND FREQUENT REVIEW AND
18 REVISION.—Except with respect to any national
19 ambient air quality standard promulgated
20 under this section for ozone concentrations, the
21 Administrator”; and

22 (C) by adding at the end the following:

23 “(C) NATIONAL AMBIENT AIR QUALITY
24 STANDARDS FOR OZONE CONCENTRATIONS.—

25 Not earlier than February 1, 2018, but not

1 later than December 31, 2018, and at 10-year
 2 intervals thereafter, the Administrator shall,
 3 with respect to national ambient air quality
 4 standards for ozone concentrations—

5 “(i) complete a thorough review of
 6 any standard promulgated under this sec-
 7 tion; and

8 “(ii) make revisions to the standards
 9 described in clause (i) and promulgate new
 10 standards as may be appropriate in accord-
 11 ance with section 108 and subsection (b).”;
 12 and

13 (2) in paragraph (2)(B)—

14 (A) by striking “(B) Not later than Janu-
 15 ary 1, 1980, and at five-year intervals” and in-
 16 serting the following:

17 “(B) REVIEW.—

18 “(i) IN GENERAL.—Except as pro-
 19 vided in clause (ii), not later than January
 20 1, 1980, and at 10-year intervals”; and

21 (B) by adding at the end the following:

22 “(ii) NATIONAL AMBIENT AIR QUAL-
 23 ITY STANDARDS FOR OZONE CONCENTRA-
 24 TIONS.—Not earlier than February 1,
 25 2018, and at 10-year intervals thereafter,

1 the committee referred to in subparagraph
2 (A) shall, with respect to national ambient
3 air quality standards for ozone concentra-
4 tions—

5 “(I) complete a review of any
6 standard promulgated under this sec-
7 tion; and

8 “(II) recommend to the Adminis-
9 trator any new standard and any revi-
10 sion to the standards described in
11 subclause (I) as may be appropriate
12 under section 108 and subsection
13 (b).”.

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