

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas  
90th General Assembly  
Regular Session, 2015

# A Bill

HOUSE BILL 1962

By: Representative Ballinger

## For An Act To Be Entitled

AN ACT TO CREATE A SOLE AUTHORITY TO ENFORCE FOR A  
STATE IMPLEMENTATION PLAN UNDER THE CLEAN AIR ACT;  
AND FOR OTHER PURPOSES.

## Subtitle

TO CREATE A SOLE AUTHORITY TO ENFORCE FOR  
A STATE IMPLEMENTATION PLAN UNDER THE  
CLEAN AIR ACT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 8, Chapter 3, Subchapter 1, is amended to add an additional section to read as follows:

8-3-104. State implementation plan – Department authority.

(a) The sole authority to enforce a state implementation plan promulgated under Section 111(d) of the Clean Air Act, 42 U.S.C. § 7401 et seq., shall vest in the Arkansas Department of Quality.

(b) No private right of action exists with respect to enforcement of a state implementation plan promulgated under Section 111(d) of the Clean Air Act, 42 U.S.C. § 7401 et seq.

