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(Original Signature of Member)

112TH CONGRESS
1ST SESSION

H. R. 2021

To amend the Clean Air Act regarding air pollution from Outer Continental Shelf activities.

IN THE HOUSE OF REPRESENTATIVES

M__. _____ introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the Clean Air Act regarding air pollution from Outer Continental Shelf activities.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Jobs and Energy Permitting Act of 2011".

SEC. 2. AIR QUALITY MEASUREMENT.

Section 328(a)(1) of the Clean Air Act (42 U.S.C. 7627(a)(1)) is amended by inserting before the period at the end of the second sentence the following: ", except that

1 any air quality impact of any OCS source shall be meas-
2 ured or modeled, as appropriate, and determined solely
3 with respect to the impacts in the corresponding onshore
4 area".

5 **SEC. 3. OCS SOURCE.**

6 Section 328(a)(4)(C) of the Clean Air Act (42 U.S.C.
7 7627(a)(4)(C)) is amended in the matter following clause
8 (iii) by striking "shall be considered direct emissions from
9 the OCS source" and inserting "shall be considered direct
10 emissions from the OCS source but shall not be subject
11 to any emission control requirement applicable to the
12 source under subpart 1 of part C of title I of this Act.
13 For platform or drill ship exploration, an OCS source is
14 established at the point in time when drilling commences
15 at a location and ceases to exist when drilling activity ends
16 at such location or is temporarily interrupted because the
17 platform or drill ship relocates for weather or other rea-
18 sons.".

19 **SEC. 4. PERMITS.**

20 (a) PERMITS.—Section 328 of the Clean Air Act (42
21 U.S.C. 7627) is amended by adding at the end thereof
22 the following:

23 "(d) PERMIT APPLICATION.—In the case of a com-
24 pleted application for a permit under this Act for platform
25 or drill ship exploration for an OCS source—

"(1) final agency action (including any reconsideration of the issuance or denial of such permit) shall be taken not later than 6 months after the date of filing such completed application;

"(2) the Environmental Appeals Board of the Environmental Protection Agency shall have no authority to consider any matter regarding the consideration, issuance, or denial of such permit;

"(3) no administrative stay of the effectiveness of such permit may extend beyond the date that is 6 months after the date of filing such completed application;

"(4) such final agency action shall be considered to be nationally applicable under section 307(b); and

"(5) judicial review of such final agency action shall be available only in accordance with such section 307(b) without additional administrative review or adjudication.".

(b) CONFORMING AMENDMENT.—Section 328(a)(4) of the Clean Air Act (42 U.S.C. 7627(a)(4)) is amended by striking "For purposes of subsections (a) and (b)" and inserting "For purposes of subsections (a), (b), and (d)".