

State of Arizona  
Senate  
Fifty-second Legislature  
Second Regular Session  
2016

## **SENATE CONCURRENT MEMORIAL 1007**

A CONCURRENT MEMORIAL

URGING THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY TO REINSTATE THE  
PREVIOUS OZONE CONCENTRATION STANDARD OF 75 PARTS PER BILLION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 To the Administrator of the United States Environmental Protection Agency:

2 Your memorialist respectfully represents:

3 Whereas, on October 1, 2015, the United States Environmental Protection  
4 Agency (EPA) reduced the national ambient air quality standards for  
5 ground-level ozone from 75 parts per billion (ppb) to 70 ppb; and

6 Whereas, the State of Arizona will have great difficulty in  
7 implementing this new ozone concentration standard due to factors that are  
8 outside of this state's control, including its proximity to California,  
9 extreme heat and intense summer sunshine; and

10 Whereas, before the implementation of the new ozone concentration  
11 standard, the EPA reported that 358 counties in the nation would violate a  
12 standard of 70 ppb based on monitoring data from 2011 through 2013; and

13 Whereas, nonattainment area designations will limit economic and job  
14 growth by restricting new and expanded industrial and manufacturing  
15 facilities, imposing emission "offset" requirements on new and modified major  
16 sources of nitrogen oxides and volatile organic compounds emissions,  
17 constraining oil and gas extraction and raising electricity prices for  
18 industries and consumers; and

19 Whereas, low-income and fixed-income citizens will bear the brunt of  
20 higher energy costs and utility bills; and

21 Whereas, air quality continues to improve, and nitrogen oxide emissions  
22 are already down to 60% nationwide since 1980, which, after adjusting for  
23 economic growth, implies a 90% reduction in emission rates from the  
24 relatively uncontrolled 1990 rates for nitrogen oxide-emitting sources; and

25 Whereas, average ozone concentrations have decreased significantly in  
26 both urban and rural areas over the past two decades in response to state and  
27 federal emission control programs; and

28 Whereas, instead of giving states enough time to meet the previous  
29 ozone concentration standard of 75 ppb through ongoing emission reduction  
30 programs, the EPA moved the goalpost by imposing a lower standard; and

31 Whereas, reinstating the previous ozone concentration standard of 75  
32 ppb would provide for continued air quality improvement throughout the nation  
33 as emission reduction programs under EPA regulations are implemented.

34 Wherefore your memorialist, the Senate of the State of Arizona, the House of  
35 Representatives concurring, prays:

36 1. That the United States Environmental Protection Agency reinstate  
37 the previous ozone concentration standard of 75 ppb.

38 2. That the Secretary of State of the State of Arizona transmit copies  
39 of this Memorial to the Administrator of the United States Environmental  
40 Protection Agency, the President of the United States, the President of the  
41 United States Senate, the Speaker of the United States House of  
42 Representatives and each Member of Congress from the State of Arizona.

PASSED BY THE HOUSE APRIL 4, 2016.

S.C.M. 1007

PASSED BY THE SENATE FEBRUARY 11, 2016.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 5, 2016.