

The BREATHE Act (H.R. 1154)

Representatives Polis, Cartwright, & Holt

SECTION 1. SHORT TITLE.

Names the legislation the “Bringing Reductions to Energy’s Airborne Toxic Health Effects Act” or the “BREATHE Act.”

SEC. 2. REPEAL OF EXEMPTION FOR AGGREGATION OF EMISSIONS FROM OIL AND GAS SOURCES.

Strikes paragraph (4) of section 112(n) of the Clean Air Act. The relevant part of paragraph (4) to be repealed states that:

Emissions from any oil or gas exploration or production well (with its associated equipment) and emissions from any pipeline compressor or pump station shall not be aggregated with emissions from other similar units The Administrator shall not list oil and gas production wells (with its associated equipment) as an area source category . . . except that the Administrator may establish an area source category for oil and gas production wells located in any metropolitan statistical area or consolidated metropolitan statistical area with a population in excess of 1 million.

SEC 3. HYDROGEN SULFIDE AS A HAZARDOUS AIR POLLUTANT.

Adds hydrogen sulfide to the list of hazardous air pollutants under section 112(b) of the Clean Air Act within 180 days of enactment of the BREATHE Act. Requires that a final rule be issued within 365 days of enactment of the BREATHE Act. The final rule would include categories and subcategories of major sources of hydrogen sulfide, including oil and gas wells.