

7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
SCHOCK OF ILLINOIS OR HIS DESIGNEE, DEBATABLE FOR 10
MINUTES

1 (B) ANNUAL GAO REPORT.—Not later
2 than December 31 of each year, the Comp-
3 troller General of the United States shall sub-
4 mit to Congress a report on the economic mod-
5 els used by the Administrator to carry out this
6 subsection.

7 (3) AVAILABILITY OF INFORMATION.—With re-
8 spect to any covered action, the Administrator
9 shall—

10 (A) post the analysis under paragraph (1)
11 as a link on the main page of the public Inter-
12 net Web site of the Environmental Protection
13 Agency;

14 (B) request the Secretary of Agriculture to
15 post the analysis under paragraph (1) as a link
16 on the main page of the public Internet Web
17 site of the Department of Agriculture; and

18 (C) request that the Governor of any State
19 experiencing more than a de minimis negative
20 impact post such analysis in the Capitol of such
21 State.

22 (b) PUBLIC HEARINGS.—

23 (1) IN GENERAL.—If the Administrator con-
24 cludes under subsection (a)(1) that a covered action
25 will have more than a de minimis negative impact on

1 agricultural employment levels or agricultural eco-
2 nomic activity in a State, the Administrator shall
3 hold a public hearing in each such State at least 30
4 days prior to the effective date of the covered action.

5 (2) TIME, LOCATION, AND SELECTION.—A pub-
6 lic hearing required under paragraph (1) shall be
7 held at a convenient time and location for impacted
8 residents. In selecting a location for such a public
9 hearing, the Administrator shall give priority to loca-
10 tions in the State that will experience the greatest
11 number of job losses.

12 (c) NOTIFICATION.—If the Administrator concludes
13 under subsection (a)(1) that a covered action will have
14 more than a de minimis negative impact on agricultural
15 employment levels or agricultural economic activity in any
16 State, the Administrator shall give notice of such impact
17 to the State's Congressional delegation, Governor, and
18 Legislature at least 45 days before the effective date of
19 the covered action.

20 (d) DEFINITIONS.—In this section, the following defi-
21 nitions apply:

22 (1) ADMINISTRATOR.—The term “Adminis-
23 trator” means the Administrator of the Environ-
24 mental Protection Agency.

1 (2) COVERED ACTION.—The term “covered ac-
2 tion” means any of the following actions taken by
3 the Administrator under the Clean Air Act (42
4 U.S.C. 7401 et seq.) relating to agriculture and the
5 national primary ambient air quality standard or the
6 national secondary ambient air quality standard for
7 particulate matter:

8 (A) Issuing a regulation, policy statement,
9 guidance, response to a petition, or other re-
10 quirement.

11 (B) Implementing a new or substantially
12 altered program.

13 (3) MORE THAN A DE MINIMIS NEGATIVE IM-
14 PACT.—The term “more than a de minimis negative
15 impact” means the following:

16 (A) With respect to employment levels, a
17 loss of more than 100 jobs related to the agri-
18 culture industry. Any offsetting job gains that
19 result from the hypothetical creation of new
20 jobs through new technologies or government
21 employment may not be used in the job loss cal-
22 culation.

23 (B) With respect to economic activity, a
24 decrease in agricultural economic activity of
25 more than \$1,000,000 over any calendar year.

1 Any offsetting economic activity that results
2 from the hypothetical creation of new economic
3 activity through new technologies or govern-
4 ment employment may not be used in the eco-
5 nomic activity calculation.

