A BILL TO BE ENTITLED
AN ACT TO PROTECT THE SAFETY AND WELL-BEING OF CITIZENS FROM
REGULATORY OVERREACH BY PROHIBITING THE ENVIRONMENTAL
MANAGEMENT COMMISSION AND THE DEPARTMENT OF ENVIRONMENT
AND NATURAL RESOURCES FROM ISSUING RULES IMPLEMENTING FEDERAL
STANDARDS FOR WOOD HEATERS OR ENFORCING SUCH RULES, AND BY
FORBIDDING THE COMMISSION AND THE DEPARTMENT FROM ENFORCING
AIR EMISSIONS STANDARDS LIMITING FUEL SOURCES PROVIDING HEAT OR
HOT WATER TO A RESIDENCE OR BUSINESS.

The General Assembly of North Carolina enacts:

SECTION 1.(a)  G.S. 143-215.107 reads as rewritten:
(a)  Duty to Adopt Plans, Standards, etc. – The Commission is hereby directed and
empowered, as rapidly as possible within the limits of funds and facilities available to it, and
subject to the procedural requirements of this Article and Article 21:

(10)  To—Except as provided in subsections (h) and (i) of this section, to develop
and adopt standards and plans necessary to implement requirements of the
federal Clean Air Act and implementing regulations adopted by the United
States Environmental Protection Agency.

(h)  With respect to any regulation adopted by the United States Environmental
Protection Agency limiting emissions from wood heaters and adopted after May 1, 2014,
neither the Commission nor the Department shall do any of the following:

(1)  Issue rules limiting emissions from wood heaters to implement the federal
regulations described in this subsection.

(2)  Enforce against a manufacturer, distributor, or consumer the federal
regulations described in this subsection.

(i)  Neither the Commission nor the Department shall enforce any federal air emissions
standard adopted after May 1, 2014, that would jeopardize the health, safety, or economic
well-being of a citizen of this State through the regulation of fuel combustion that is used
directly or indirectly to provide (i) hot water or comfort heating to a residence or (ii) comfort
heating to a business."

SECTION 1.(b)  G.S. 143-213 is amended by adding a new subdivision to read:
"(31) "Wood heater" means a fireplace, wood stove, pellet stove, wood-fired
hydronic heater, wood-burning forced-air furnace, or masonry wood heater
SECTION 2. This act is effective when it becomes law.