

119TH CONGRESS
1ST SESSION

S. 3049

To amend the Clean Air Act to repeal a provision concerning citizen suits,
and for other purposes.

IN THE SENATE OF THE UNITED STATES

OCTOBER 23, 2025

Mr. LEE introduced the following bill; which was read twice and referred to
the Committee on Environment and Public Works

A BILL

To amend the Clean Air Act to repeal a provision concerning
citizen suits, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Fair Air Enforcement
5 Act of 2025”.

6 **SEC. 2. REPEAL.**

7 (a) IN GENERAL.—Section 304 of the Clean Air Act
8 (42 U.S.C. 7604) is repealed.

9 (b) CONFORMING AMENDMENTS.—

1 (1) Section 112 of the Clean Air Act (42 U.S.C.
2 7412) is amended—

3 (A) in subsection (e)(3), in the second sen-
4 tence, by striking “, except that” and all that
5 follows through “of this Act”; and

6 (B) in subsection (r)—

7 (i) in paragraph (1), by striking the
8 third sentence;

9 (ii) in paragraph (6)(O), in the third
10 sentence, by striking “304”; and

11 (iii) in paragraph (7)(E), in the sec-
12 ond sentence, by striking “304,”.

13 (2) Section 113(e) of the Clean Air Act (42
14 U.S.C. 7413(e)) is amended—

15 (A) in paragraph (1), in the first sentence,
16 by striking “or section 304(a)”; and

17 (B) in paragraph (2), in the second sen-
18 tence, by striking “or section 304(a),”.

19 (3) Section 119(a)(3) of the Clean Air Act (42
20 U.S.C. 7419(a)(3)) is amended by striking “section
21 110, 304,” and inserting “sections 110”.

22 (4) Section 129(f)(4) of the Clean Air Act (42
23 U.S.C. 7429(f)(4)) is amended by striking “304,”.

24 (5) Section 169A of the Clean Air Act (42
25 U.S.C. 7491) is amended—

1 (A) by striking subsection (f); and

2 (B) by redesignating subsection (g) as sub-
3 section (f).

4 (6) Section 176(c)(4) of the Clean Air Act (42
5 U.S.C. 7506(c)(4)) is amended—

6 (A) by striking subparagraph (C);

7 (B) by redesignating subparagraphs (D),
8 (E), and (F) as subparagraphs (C), (D), and
9 (E) respectively; and

10 (C) in subparagraph (D) (as so redesign-
11 ated), by striking “subparagraph (D)(i)” and
12 inserting “subparagraph (C)(i)”.

13 (7) Section 202(i)(3)(D) of the Clean Air Act
14 (42 U.S.C. 7521(i)(3)(D)) is amended by striking
15 the second sentence.

16 (8) The second section 317 of the Clean Air Act
17 (42 U.S.C. 7617) (relating to economic impact as-
18 sessments) is amended—

19 (A) by striking subsection (f); and

20 (B) by redesignating subsection (f) as sub-
21 section (g).

22 (9) Title III of the Clean Air Act is amended
23 by redesignating the second section 317 (42 U.S.C.
24 7617) (relating to economic impact assessments) as
25 section 318.

1 (10) Section 328(a)(1) of the Clean Air Act (42
2 U.S.C. 7627(a)(1)) is amended, in the sixth sen-
3 tence, by striking “120, and 304” and inserting
4 “and 120”.

5 (11) Section 411(e) of the Clean Air Act (42
6 U.S.C. 7651j(e)) is amended by striking “120, or
7 304” and inserting “or 120”.

8 (12) Subsection (k)(1)(C) of the American In-
9 novation and Manufacturing Act of 2020 (42 U.S.C.
10 7675) is amended—

11 (A) by striking “304,”; and

12 (B) by striking “7604,”.

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