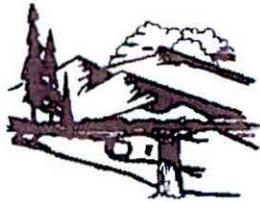


6/17/13



# Department of Environmental Quality

*To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.*



Matthew H. Mead, Governor

Todd Parfitt, Director

**To:** Honorable Matthew H. Mead, Governor  
**From:** Todd Parfitt, Director, Department of Environmental Quality  
**Subject:** Proposed Rules for Chapters 3, 5 and 8 (R-22(b))  
 Department of Environmental Quality, Air Quality Division  
**Date:** June 17, 2013  
**Priority:** **HIGH** – Deadline for response is **June 28, 2013**  
**Summary:** Notice of Agency Rulemaking

**FILED**

JUL 15 2013

Jim Ruby, Executive Secretary  
Environmental Quality Council

The Air Quality Division (Division) is proposing revisions to the Wyoming Air Quality Standards and Regulations listed above. The following is a brief summary of the proposed rule changes:

- A revision to update the definition of “commenced” in the New source performance standards (NSPS) section to make the definition consistent with the federal definition.
- A revision in the National emission standards for hazardous air pollutants (NESHAP) section to update technical footnotes at the bottom of the hazardous air pollutants table.
- Addition of new sections to Chapter 8 to address Clean Air Act (CAA) requirements on ozone nonattainment which include:
  - Ozone nonattainment emission inventory rule, which is a new rule to establish requirements for the submittal of emission inventories from facilities or sources located in an ozone nonattainment area.
  - The addition of placeholder section numbers for future rulemaking purposes.
  - The introduction section of Chapter 8 has also been revised to reflect the reorganization (moving the IBR section from Section 5 to Section 10) and addition of placeholder section numbers to the chapter.
- Revisions to address a proposed action by the Environmental Protection Agency (EPA) on the treatment of excess emissions from stationary or portable diesel engines.
- Updates to IBR (incorporation by reference) sections to adopt by reference from the Code of Federal Regulations (CFR) for July 1, 2012.

The proposed revisions can be seen in the attached draft rules. Specific information on the changes can be found in the Statement of Principal Reasons (SOPR). Chapter 3, Sections 2 and 9, and Chapter 8, Sections 5 and 10, involve changes to the State Implementation Plan (SIP). The Wyoming Air Quality Advisory Board met in Riverton, Wyoming on June 5, 2013, and recommended that these revisions be taken forward through the rulemaking process.

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**Governor's Response Options (to be completed by Governor's Office):**

Agency may proceed.

Delay public comment and set up meeting with

Carol Stephens 6-27-13  
Signature: Governor's Counsel

*If no response has been received by the 10<sup>th</sup> working day, the agency will proceed with these rules.*