

ADEQ REGULATIONS TRACKING SHEET

Regulation No. 19 **Common Name:** AR Plan of Implementation for Air Pollution Control

1. **Strawman review** of draft regulations by key groups.

	<u>initiated</u>	<u>completed</u>	<u>incorporated</u>
EPA	<u>8/22/06</u>	<u>12/18/06</u>	<u>3/23/07</u>
ADEQ Legal/Admin.	<u>9/1/06</u>	<u>10/27/06</u>	<u>3/23/07</u>
Industrial/ Environmental Groups	<u>9/28/06</u>	<u>12/19/06</u>	<u>3/23/07</u>

Comments: The Arkansas Department of Environmental Quality (ADEQ) proposes revisions to Regulation 19 by adding a new chapter to address the State's obligations as part of the Clean Air Interstate Rule (CAIR). CAIR will control the interstate transport of NO_x and SO₂ emitted by fossil-fuel fired Electric Generating Units (EGUs) by creating an interstate cap and trade program.

Another proposed revision to Regulation 19 addresses the Emission Inventory Certifying Statement Requirement under the Clean Air Act Section 182(a)(3)(B) for all areas designated nonattainment for the 8-hour ozone national ambient air quality standard (NAAQS) and classified marginal or higher under subpart 2, part D, title I of the Act. The emission inventory certifying statement will be added to Reg.19.705 to comply with the above Act.

2. Proposed regulations presentation to Commission's **Regulations Committee** for approval to proceed to public comment period.

Date: 10/27/06 *By:* Deborah Pitts

Comments/Approval: Committee recommended adoption of Petition to initiate rulemaking

3. **Legal notice** of proposed regulations and public hearing.

<u>publication</u>	<u>dates of publication</u>
<u>Arkansas Democrat-Gazette</u>	<u>11/1/06 & 11/2/06</u>

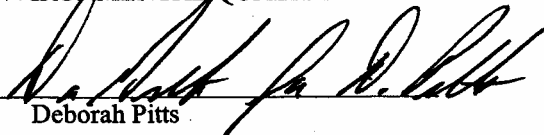
4. Provide **Legislative Council** with three copies of proposed regulations and the legislative questionnaire at least ten days prior to the first public hearing.

5. Hold **public hearing(s)** on the proposed regulations.

<u>location</u>	<u>date</u>	<u>hearing chairman</u>
<u>Bldg. D Training Room, ADEQ Headquarters</u>	<u>December 5, 2006</u>	<u>Commissioner Bekki White</u>

6. Date of final day of public comment period: December 19, 2006, 4:30 p.m.
7. **Final proposed regulation and response to comments prepared by Department.**
Date initiated: 12/20/06 *Date completed:* 4/20/07
8. Formal presentation to the **Public Health & Welfare Committee** of the Legislative Council.
Date: 4/24/07 *By:* Mary Leath
Comments/Approval: Approval Received by Committee
9. Formal presentation of proposed final regulation to the **Administrative Rules & Regulations Subcommittee** of the Legislative Council (All Regs).
Date: 5/30/07 *By:* Mary Leath
Comments/Approval: Approval Received by Committee
10. Presentation of proposed final regulation to Commission's **Regulations Committee**.
Date: 6/22/07 *By:* Deborah Pitts
Comments/Approval: _____
11. Provide Commission members with copy of proposed final regulation prior to Commission meeting.
Date Delivered: 6/8/07
12. Present proposed final regulation to the **Commission** for adoption.
Date: 6/22/07 *By:* Deborah Pitts
Comments/Approval: _____
13. Send two copies of adopted regulation to **Secretary of State** (regulation becomes effective twenty days after filing).
Date mailed: _____
14. Formally submit adopted regulation to **EPA**.
Date mailed: Upon final promulgation of Regulation

PREPARED BY:
ARKANSAS DEPARTMENT
OF ENVIRONMENTAL QUALITY

By: 
Deborah Pitts