

TAKINGS CHECKLIST

Air Quality Division Rulemaking: Chapter 14, Sections 3 and 5 (R-28)

Date Checklist Completed: July 18, 2017

	CRITERIA	YES	NO
1.	Does the action affect private property? (If no, no further inquiry is necessary.)	X	
2.	Is the action mandated by State or federal law? (If yes, go to question 3. If no, go to question 4.)	X	
3.	Does the proposed action advance a statutory purpose?	X	
4.	Does the proposed action result in permanent occupation of private property?		X
5.	Does the action require the property owner to dedicate property or grant an easement?		X
6.	Does the regulatory action interfere with the owner's investment-backed expectations?		X
7.	Does the character of the government action balance the public interest and private burdens?	X	
8.	Does the action deprive the owner of all economically viable uses of the property?		X
9.	Does the action have a significant impact on the landowner's economic interest?		X
10.	Does the action deny the owner of a fundamental attribute of ownership?		X
11.	Does the action serve the same purpose that would be served by directly prohibiting use of the land?		X
12.	Could the problem which has necessitated the action be addressed in a less restrictive manner?		X

Federal Regulation Citations for Regulation Changes
to Wyoming Air Quality Standards and Regulations

Chapter 14, Emission Trading Program Requirements, Section 3, Sulfur dioxide milestone inventory, is amended in part, to comply with portions of 40 CFR part 51 and 75, and appendices to 40 CFR part 60, July 1, 2017.

Chapter 14, Emission Trading Program Requirements, Section 5, Incorporation by reference, adopts by reference portions of 40 CFR parts 50, 72 and 75, and appendices to parts 60 and 75, July 1, 2017.