



**Notice of Intent to Adopt Rules**

A copy of the proposed rules may be obtained at <http://rules.wyo.gov>

Revised May 2018

**1. General Information**

|  |  |                      |
|--|--|----------------------|
| a. Agency/Board Name*<br>Department of Environmental Quality   |  |                      |
| b. Agency/Board Address<br>200 West 17th Street  | c. City<br>Cheyenne                                | d. Zip Code<br>82002 |
| e. Name of Agency Liaison<br>Amber Potts   | f. Agency Liaison Telephone Number<br>307-777-2489 |                      |
| g. Agency Liaison Email Address<br>amber.potts@wyo.gov   |  |                      |
| h. Date of Public Notice<br>June 30, 2019  | i. Comment Period End Date<br>August 14, 2019      |                      |
| j. Public Comment URL or Email Address:<br><a href="http://aq.wyomingdeq.commentinput.com/?id=RAt8F">http://aq.wyomingdeq.commentinput.com/?id=RAt8F</a> |  |                      |
| k. Program<br>Air Quality  |  |                      |

\*  By checking this box, the agency is indicating it is exempt from certain sections of the Administrative Procedure Act including public comment period requirements. Please contact the agency for details regarding these rules.

**2. Legislative Enactment** For purposes of this Section 2, "new" only applies to regular rules promulgated in response to a Wyoming legislative enactment not previously addressed in whole or in part by prior rulemaking and does not include rules adopted in response to a federal mandate.

a. Are these rules new as per the above description and the definition of "new" in Chapter 1 of the Rules on Rules?

No.  Yes. Please provide the Chapter Numbers and Years Enacted (eg: 2015 Session Laws Chapter 154):

**3. Rule Type and Information**

a. Provide the Chapter Number, Title, and Proposed Action for Each Chapter.  
Please use the Additional Rule Information form for more than 10 chapters, and attach it to this certification.

| Chapter Number: | Chapter Name:   | <input type="checkbox"/> New | <input checked="" type="checkbox"/> Amended | <input type="checkbox"/> Repealed |
|-----------------|---|------------------------------|---|-----------------------------------|
| 2               | Ambient Standards   | <input type="checkbox"/>     | <input checked="" type="checkbox"/>         | <input type="checkbox"/>          |
| 3               | General Emission Standards                                | <input type="checkbox"/>     | <input checked="" type="checkbox"/>         | <input type="checkbox"/>          |
| 4               | State Performance Standards for Specific Existing Sources | <input type="checkbox"/>     | <input checked="" type="checkbox"/>         | <input type="checkbox"/>          |
| 5               | National Emission Standards                               | <input type="checkbox"/>     | <input checked="" type="checkbox"/>         | <input type="checkbox"/>          |
| 6               | Permitting Requirements                                   | <input type="checkbox"/>     | <input checked="" type="checkbox"/>         | <input type="checkbox"/>          |
| 8               | Nonattainment Area Regulations                            | <input type="checkbox"/>     | <input checked="" type="checkbox"/>         | <input type="checkbox"/>          |
| 11              | National Acid Rain Program                                | <input type="checkbox"/>     | <input checked="" type="checkbox"/>         | <input type="checkbox"/>          |
|                 |   | <input type="checkbox"/>     | <input type="checkbox"/>                    | <input type="checkbox"/>          |
|                 |   | <input type="checkbox"/>     | <input type="checkbox"/>                    | <input type="checkbox"/>          |

**7. Additional APA Provisions**

a. Complete all that apply in regards to uniform rules:

These rules are not impacted by the uniform rules identified in the Administrative Procedure Act, W.S. 16-3-103(j).

The following chapters do not differ from the uniform rules identified in the Administrative Procedure Act, W.S. 16-3-103(j):

\_\_\_\_\_ (Provide chapter numbers)

These chapters differ from the uniform rules identified in the Administrative Procedure Act, W.S. 16-3-103(j) (see Statement of Principal Reasons).

\_\_\_\_\_ (Provide chapter numbers)

b. Checklist

The Statement of Principal Reasons is attached to this Notice and, in compliance with *Tri-State Generation and Transmission Association, Inc. v. Environmental Quality Council*, 590 P.2d 1324 (Wyo. 1979), includes a brief statement of the substance or terms of the rule and the basis and purpose of the rule.

If applicable: In consultation with the Attorney General's Office, the Agency's Attorney General representative concurs that strike and underscore is not required as the proposed amendments are pervasive (*Chapter 3, Types of Rules Filings, Section 1, Proposed Rules, of the Rules on Rules*).

**8. Authorization**

a. I certify that the foregoing information is correct.

|  |                                     |
|--|-------------------------------------|
| <i>Printed Name of Authorized Individual</i> | Amber Potts                         |
| <i>Title of Authorized Individual</i>        | SIP and Rule Development Supervisor |
| <i>Date of Authorization</i>                 | 7/16/19                             |