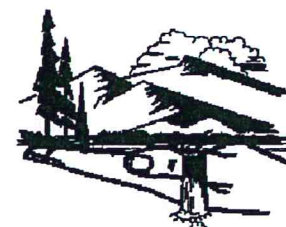


Department of Environmental Quality

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



Todd Parfitt, Director



Mark Gordon, Governor

Memorandum

To: Dr. David Bagley, Chair, Environmental Quality Council

From: Todd Parfitt, Director, Department of Environmental Quality

Date: July 17, 2019

Subject: Proposed Rulemaking Package (R-31)

The Air Quality Division (Division) of the Department of Environmental Quality is proposing revisions to Chapter 2, Ambient Standards; Chapter 3, General Emission Standards; Chapter 4, State Performance Standards for Specific Existing Sources; Chapter 5, National Emission Standards; Chapter 6, Permitting Requirements; Chapter 8, Nonattainment Area Regulations; and Chapter 11, National Acid Rain Program of the Wyoming Air Quality Standard and Regulations (WAQSR). The Division is requesting the Environmental Quality Council to review the proposal and to consider adoption of these rules when you meet in Cheyenne, Wyoming on August 14, 2019.

In this proposed rulemaking, WAQSR chapters and sections being updated to adopt by reference from the Code of Federal Regulations (CFR) for July 1, 2018 include: Chapter 2, Section 12; Chapter 3, Section 9; Chapter 4, Section 6; Chapter 5, Section 4; Chapter 6, Section 14; Chapter 8, Section 10; and Chapter 11, Section 2. Chapter 2, Section 12, Chapter 3, Section 9, Chapter 6, Section 14, and Chapter 8, Section 10 involve revisions to the State Implementation Plan (SIP). The Division will submit these changes to the Environmental Protection Agency (EPA) once they are state effective.

The Division issued a notice for public comment on this set of revisions prior to the December 11, 2018 Air Quality Advisory Board meeting, with the public comment period running from November 10, 2018 to December 11, 2018. At the December 11, 2018 meeting, the AQAB recommended that the rules proceed to a formal rulemaking before the Environmental Quality Council, under the condition that the incorporation by reference date be changed from July 1, 2017 to July 1, 2018 for all affected sections.

We have prepared rule packages for the council, including the public notice and the transcript from the December 11, 2018 AQAB Meeting, which summarize the nature of the changes.

This rule package contains the following attachments:

- 1) Public Notice for the December 11, 2018 AQAB Meeting (2 copies)
- 2) Statement of Principal Reasons (2 copies)
- 3) December 11, 2018 AQAB Meeting Minutes (2 copies)
- 4) Chapter 2, Ambient Standards, Strike and Underline Version (draft July 31, 2018) (2 copies)
- 5) Chapter 2, Ambient Standards, Clean Format (2 copies)
- 6) Chapter 3, General Emission Standards, Strike and Underline Version (draft July 31, 2018) (2 copies)
- 7) Chapter 3, General Emission Standards, Clean Format (2 copies)
- 8) Chapter 4, State Performance Standards for Specific Existing Sources, Strike and Underline Version, (draft July 31, 2018) (2 copies)
- 9) Chapter 4, State Performance Standards for Specific Existing Sources, Clean Format (2 copies)

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- 10) Chapter 5, National Emission Standards, Strike and Underline Version, (draft July 31, 2018) (2 copies)
- 11) Chapter 5, National Emission Standards, Clean Format (2 copies)
- 12) Chapter 6, Permitting Requirements, Strike and Underline Version, (draft July 31, 2018) (2 copies)
- 13) Chapter 6, Permitting Requirements, Clean Format, (2 copies)
- 14) Chapter 8, Nonattainment Area Regulations, Strike and Underline Version, (draft July 31, 2018) (2 copies)
- 15) Chapter 8, Nonattainment Area Regulations, Clean Format, (2 copies)
- 16) Chapter 11, National Acid Rain Program, Strike and Underline Version, (draft July 31, 2018) (2 copies)
- 17) Chapter 11, National Acid Rain Program, Clean Format, (2 copies)
- 18) Permission to Proceed Memo Signed July 7, 2019 (2 copies)
- 19) Notice of intent to Adopt Rules (2 copies)