



**Rulemaking Index
Wyoming Air Quality Standards and Regulations (WAQSR)
Incorporation by Reference Updates
And Miscellaneous Other Revisions
Chapters 2, 3, 4, 5, 8, 11, and 14 (R-35)**

EQC Docket 23-2101

Index of Materials

The following is an index of materials that the Wyoming Department of Environmental Quality, Air Quality Division, relied upon to develop the proposed rule, in accordance with Department of Environmental Quality, Rules of Practice and Procedure, Chapter 3, Section 5(b):

- 1.) Code of Federal Regulations (CFR), July 1, 2023 edition.
- 2.) eCFR (electronic Code of Federal Regulations) website and timeline feature (for tracking changes to CFR subparts introduced between July 1, 2017 and July 1, 2023)
- 3.) May 16, 2000 letter, “Re: Delegation Procedures for Section 112 Requirements,” from Richard R. Long, Director, Air and Radiation Program, EPA Region 8, to Dan Olson, Administrator, Air Quality Division, Wyoming Department of Environmental Quality; letter approves Wyoming’s section 112(l) mechanism and allows for auto-delegation of section 112 requirements.
- 4.) February 27, 2014 letter, “RE: Automatic Delegation of Clean Air Act (CAA) Section 111 Requirements,” from Carl Daly, Director, Air Program, EPA Region 8, to Steven A. Dietrich, Administrator, Air Quality Division, Wyoming Department of Environmental Quality; letter automatically delegates the CAA section 111 Standards of Performance for New Stationary Sources, 40 CFR part 60 standards (New Source Performance Standards) to Wyoming.
- 5.) Preliminary AG Review of draft WAQSR Chapters 4 and 5 undertaken by Matt Nadel, Assistant Attorney General, Wyoming Attorney General’s Office, on October 4, 2022.
- 6.) Preliminary AG Review of draft WAQSR Chapters 2, 5, and 11 undertaken by David DeWald, Deputy Attorney General, Wyoming Attorney General’s Office, on April 6, 2023.
- 7.) Preliminary AG Review of draft WAQSR Chapters 3, 8, and 14 undertaken by David DeWald, Deputy Attorney General, Wyoming Attorney General’s Office, on April 26, 2023.
- 8.) Preliminary AG Review of draft WAQSR Chapter 4 undertaken by David DeWald, Deputy Attorney General, Wyoming Attorney General’s Office, on May 4, 2023.

- 9.) Wyoming Secretary of State's Office, Rules on Rules for State Agencies; Chapter 2: Formatting (August 9, 2021 effective date)
- 10.) List of Affected CFR Subparts and Appendices by Updating IBR date to July 1, 2023, compiled by Air Quality Division State Implementation Program & Rule Development section staff, October 2023, 36 pages.
- 11.) Wyoming Governor Mark Gordon's Permission to Proceed memo, Kit Wendtland, October 11, 2023, 2 pages.
- 12.) WAQSR Chapter 2, Ambient Standards, strike and underline copy, September 5, 2023 draft, 11 pages.
- 13.) WAQSR Chapter 3, General Emission Standards, strike and underline copy, September 5, 2023 draft, 47 pages.
- 14.) WAQSR Chapter 4, State Performance Standards for Specific Existing Sources, strike and underline copy, September 5, 2023 draft, 18 pages.
- 15.) WAQSR Chapter 5, National Emission Standards, strike and underline copy, September 5, 2023 draft, 44 pages.
- 16.) WAQSR Chapter 8, Nonattainment Area Regulations, strike and underline copy, September 5, 2023 draft, 95 pages.
- 17.) WAQSR Chapter 11, National Acid Rain Program, strike and underline copy, September 5, 2023 draft, 1 page.
- 18.) WAQSR Chapter 14, Emission Trading Program Regulations, strike and underline copy, September 5, 2023 draft, 46 pages.
- 19.) Statement of Principal Reasons for Adoption, September 5, 2023 draft, 2 pages.
- 20.) Public Notice for Wyoming Air Quality Advisory Board meeting, July 11, 2023, 2 pages.
- 21.) Transcript for July 11, 2023 Wyoming Air Quality Advisory Board meeting, July 11, 2023, 33 pages.
- 22.) Takings Analysis, completed by David DeWald, Deputy Attorney General, Wyoming Attorney General's Office, on September 18, 2023, 1 page.
- 23.) Attorney General Statutory Authority Review Memo; signed by David DeWald, Deputy Attorney General, Wyoming Attorney General's Office, on September 18, 2023, 2 pages.
- 24.) Director's Memo to EQC, Hearing for Proposed Revisions to WAQSR Chapters 2, 3, 4, 5, 8, 11, and 14, signed by WDEQ Director Todd Parfitt on October 12, 2023, 2 pages.
- 25.) Notice of Intent to Adopt Rules form, October 19, 2023, 4 pages.
- 26.) Public Notice for EQC Hearing, October 19, 2023, 2 pages.
- 27.) Affidavit of Publication, PN for EQC Hearing, December 5, 2023, 1 page.
- 28.) Response to NO Public Comments, December 4, 2023, 1 page.
- 29.) Clean Air Act Section 112 List of Hazardous Air Pollutant: Amendments to the List of Hazardous Air Pollutants (HAP); *87 Federal Register 393*, January 5, 2022.
- 30.) Director's Memo to EQC, Hearing for Proposed Revisions to WAQSR Chapters 2, 3, 4, 5, 8, 11, and 14, signed by WDEQ Director Todd Parfitt on January 16, 2024.
- 31.) Public Notice for EQC Hearing, January 25, 2024, 2 pages.
- 32.) Notice of Intent to Adopt Rules form, January 25, 2024. 4 pages.
- 33.) Statement of Principal Reasons for Adoption, January 23, 2024 draft, 2 pages.
- 34.) Affidavit of Publication, PN for EQC Hearing, January 25, 2024, 1 page.
- 35.) Comment Received – Derek Silbaugh, Black Hills Energy, March 4, 2024, 1 page.
- 36.) WDEQ – AQD Response to Comments Received, March 18, 2024, 3 pages.