

NOTICE OF
PROPOSED RULE AMENDMENT

- The agency identified below in box 1 provides notice of proposed rule change pursuant to Utah Code Section 63G-3-301 and Subsection 53C-1-201(3)(c).
- Please address questions regarding information on this notice to the agency.
- The full text of all rule filings is published in the Utah State Bulletin unless excluded because of space constraints.
- The full text of all rule filings may also be inspected at the Division of Administrative Rules.

Agency Information

1. Agency: Environmental Quality - Air Quality
 Room no.: Fourth Floor
 Building:
 Street address 1: 195 N 1950 W
 Street address 2:
 City, state, zip: SALT LAKE CITY UT 84116-3085
 Mailing address 1: PO BOX 144820
 Mailing address 2:
 City, state, zip: SALT LAKE CITY UT 84114-4820

Contact person(s):

| Name: | Phone: | Fax: | E-mail: |
|-------------|--------------|--------------|------------------|
| Mark Berger | 801-536-4000 | 801-536-0085 | mberger@utah.gov |

(Interested persons may inspect this filing at the above address or at DAR during business hours)

Rule Information

DAR file no: 39169 Date filed: 03/04/2015 04:23 PM
 State Admin Rule Filing Key: 156039
 Utah Admin. Code ref. (R no.): R 307 - 214 -
 Changed to Admin. Code ref. (R no.): - -

Title

2. Title of rule or section (catchline):
 National Emission Standards for Hazardous Air Pollutants

Notice Type

3. Type of notice: Amendment

Rule Purpose

4. Purpose of the rule or reason for the change:

Rule R307-214 must be updated periodically to reflect changes to the NESHAPs as published in Title 40 of the Code of Federal Regulations (40 CFR), Parts 61 and 63. This action incorporates by reference into R307-214 the July 1, 2014 version of 40 CFR, Parts 61 and 63.

Response Information

5. This change is a response to comments by the Administrative Rules Review Committee.

No

Rule Summary

6. Summary of the rule or change:

R307-214-1 is amended by changing the version of 40 CFR Part 61 that is incorporated by reference into the rule to the July 1, 2014 version. R307-214-2 is amended by changing the version of 40 CFR Part 63 that is incorporated by reference into the rule to the July 1, 2014 version. From July 1, 2013 to July 1, 2014, EPA finalized relatively few actions that made changes in 40 CFR Parts 61 and 63 that affect R307-214. Those actions include revising test methods and testing regulations; amending national emission standards for hazardous air pollutants from secondary lead smelting; and amending national emission standards for hazardous air pollutant emissions from group IV polymers and resins, pesticide active ingredient production, and polyether polyols production.

Aggregate Cost Information

7. Aggregate anticipated cost or savings to:

A) State budget:

Affected: No

No cost or savings are anticipated for the state budget as this amendment does not create any new requirements for the state.

B) Local government:

Affected: No

No costs or savings are anticipated for local governments as this amendment does not create any new requirements.

C) Small businesses:

Affected: No

("small business" means a business employing fewer than 50 persons)

No cost or savings is anticipated for small businesses as this amendment does not create any new requirements.

D) Persons other than small businesses, businesses, or local government entities:

Affected: No

("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency)

No costs or savings are anticipated for persons other than small businesses, businesses, or local government entities as this amendment does not create any new requirements.

Compliance Cost Information

8. Compliance costs for affected persons:

No cost or savings are anticipated for affected persons as this amendment does not create any new requirements.

Department Head Comments

9. A) Comments by the department head on the fiscal impact the rule may have on businesses:

No cost or savings are anticipated for affected persons as this amendment does not create any new requirements.

B) Name and title of department head commenting on the fiscal impacts:

Amanda Smith, Executive Director

Citation Information

10. This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws.

State code or constitution citations (required) (e.g., Section 63G-3-402; Subsection 63G-3-601(3); Article IV) :
19-2-104(1)(a)

Incorporated Materials

11. This rule adds, updates, or removes the following title of materials incorporated by references (a copy of materials incorporated by reference must be submitted to DAR; if none, leave blank) :

| | |
|---|---|
| Official Title of Materials Incorporated (from title page): | 40 Code of Federal Regulations, Parts 61 and 63 |
| Publisher: | National Archives and Records Administration's Office of the Federal Register |
| Date Issued: | 07/01/2014 |
| Issue, or version: | |
| ISBN Number: | |
| ISSN Number: | |
| Cost of Incorporated Reference: | |
| Adds, updates, removes: | Updates |

Comments

12. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until 5:00 p.m. on (mm/dd/yyyy) :

05/01/2015

B) A public hearing (optional) will be held:

On (mm/dd/yyyy): At (hh:mm AM/PM): At (place):

Proposed Effective Date

13. This rule change may become effective on (mm/dd/yyyy):

06/04/2015

NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After a minimum of seven days following the date designated in Box 12(A) above, the agency must submit a Notice of Effective Date to the Division of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over.

Indexing Information

14. Indexing information - keywords (maximum of four, in lower case, except for acronyms (e.g., "GRAMA") or proper nouns (e.g., "Medicaid")):
- air pollution
 - MACT
 - hazaradous air pollutant

File Information

15. Attach an RTF document containing the text of this rule change (filename):
- There is a document associated with this rule filing.

To the Agency

Information requested on this form is required by Sections 63G-3-301, 302, 303, and 402. Incomplete forms will be returned to the agency for completion, possibly delaying publication in the Utah State Bulletin, and delaying the first possible effective date.

Agency Authorization

Agency head or designee, and title: Bryce Bird Director Date (mm/dd/yyyy): 02/25/2015