

<p><b>Docket Number:</b> <u>58-0101-1201</u>  <b>Effective Date:</b> <u>2013 Sine die</u>  <b>Rules Title:</b> <u>Rules for the Control of Air Pollution in Idaho</u>  <b>Agency Contact and Phone:</b> <u>Michael Simon, 373-0212</u></p>	<p style="text-align: right;"><b>Public Notice</b></p> <p><b>Hearings:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No  <b>Locations and Dates:</b> Boise, ID – 7/10/12  <b>Written Comment Deadline:</b> 7/10/12</p>
<p><b>Descriptive Summary of Rule as Initially Proposed:</b>  The purpose of this rulemaking is to make various “housekeeping” revisions such as updates for consistency with federal regulations, clarification, and typographical corrections to certain air quality permitting rule sections, related definitions, and the toxic air pollutant sections.</p> <p>DEQ recommends that the Board adopt the rule, as presented in the final proposal, as a pending rule with the final effective date coinciding with the adjournment <i>sine die</i> of the First Regular Session of the Sixty-second Idaho Legislature. The rule is subject to review by the Legislature before becoming final and effective.</p>	<p><b>Negotiated Rule Making:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Sign-in sheet attached.</p>
	<p><b>Costs To the Agency:</b> No additional costs to the agency.</p> <p><b>Costs To the Regulated Community:</b> No additional costs to the regulated community.</p>
	<p><b>Relevant Statutes:</b> Sections 39-105 and 39-107, Idaho Code</p>
	<p><b>Idaho Code § 39-107D Statement:</b> Section 585, Toxic Air Pollutants Non-Carcinogenic Increments, and Section 586, Toxic Air Pollutants Carcinogenic Increments, do regulate an activity not regulated by the federal government. The federal government does not regulate toxic air pollutants for the state of Idaho; therefore, the rule revisions in Sections 585 and 586 are not broader in scope or more stringent than federal regulations. Notably, if a toxic air pollutant becomes subject to a federal regulation, that federal regulation applies in lieu of the state rules in accordance with Subsection 210.20. The remainder of the rule does not regulate an activity not regulated by the federal government, nor is it broader in scope or more stringent than federal regulations.</p> <p><b>Fiscal Impact Statement:</b> The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year: Not applicable.</p>

Temporary Rule       Necessary to protect public health, safety or welfare  
 Compliance with deadlines in amendments to governing law or federal programs  
 Conferring a benefit

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Section	Section Title	Summary of Rule Changes Based on Public Comment
<b>006.68</b>	<b>Definition of Modification.</b>	This section has not been changed. No comment received.
<b>006.106</b>	<b>Definition of Significant.</b>	This section has not been changed. No comment received.
<b>006.107</b>	<b>Definition of Significant Contribution.</b>	This section has not been changed. No comment received.
<b>220.</b>	<b>General Exemption Criteria for Permit to Construct Exemptions.</b>	This section has not been changed. No comment received.
<b>222.</b>	<b>Category II Exemption.</b>	This section has not been changed. No comment received.
<b>223.</b>	<b>Exemption Criteria and Reporting Requirements for Toxic Air Pollutant Emissions.</b>	This section has not been changed. No comment received.
<b>585.</b>	<b>Toxic Air Pollutants Non-Carcinogenic Increments.</b>	This section has not been changed. No comment received.
<b>586.</b>	<b>Toxic Air Pollutants Carcinogenic Increments.</b>	This section has not been changed. No comment received.
<b>792.</b>	<b>Emissions Standards for Nonmetallic Mineral Processing Plants Subject to 40 CFR 60, Subpart OOO.</b>	This section has not been changed. No comment received.
<b>794.</b>	<b>Permit Requirements.</b>	This section has not been changed. No comment received.

# MEETING SIGN-IN SHEET

Meeting Title: NEGOTIATED RULEMAKING

Rules for the Control of Air Pollution in Idaho, Docket No. 58-0101-1201

Meeting Date and Location: 4/4/12 – Boise, Idaho

Phone participation: 373-0101/bridge 1

Name	Affiliation	E-Mail Address
Phone participation: <del>Susan Somers</del> <i>none</i>	<del>Clearwater Paper</del>	
<i>Paula Wilson</i>	<i>AG/DEQ</i>	
<i>Bill Rogers</i>	<i>AQ/DEQ</i>	
<i>Darrin Pampaian</i>	<i>AQ/DEQ</i>	

Name	Affiliation	E-Mail Address
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M Bauer	DEQ	du f. le
Lign Carlson	AG's - DEQ	