Overview
This rulemaking concerns a request to allow industry sources in Clark, Floyd, Lake and Porter counties to voluntarily use an alternative inspection method to demonstrate compliance with 326 IAC 8-9 concerning volatile organic liquids (VOL) storage tanks to be able to empty and inspect a tank while it is still in service.

Suggested Changes since Preliminary Adoption
This rulemaking was preliminarily adopted on January 10, 2018 by the Environmental Rules Board (ERB). Since that time, Indiana Department of Environmental Management (IDEM) has clarified the language in the applicability section of the rule at 326 IAC 8-9-1 concerning the applicability to VOL tanks, based on the maximum true vapor pressure. IDEM has also modified the language in 326 IAC 8-9-3 to remove the Reid Vapor Pressure definition that is no longer needed in the rule due to rule changes made prior to preliminary adoption. Language at 326 IAC 8-9-6 has also been changed to update reference methods and to clarify the approval language for reasonably equivalent testing methods. In the development of these suggested changes, IDEM has consulted with the United States Environmental Protection Agency (U.S. EPA) and the office of the Indiana Attorney General.

Affected Persons
This rulemaking affects owners and operators of large storage vessels containing VOL in Clark, Floyd, Lake or Porter counties. The rule provides for an option for each affected source to use the alternative inspection method.

Reasons for the Rule
The rulemaking is applicable to those sources in Clark, Floyd, Lake or Porter counties because these areas have previously been designated as nonattainment areas for ozone by the U.S. EPA. As such, federal law mandates that these requirements must remain in the state rules. Although the requirements remain, affected sources have requested the option of an alternate inspection method to save material costs and downtime costs, and to lower emissions. The rulemaking does not mandate the use of the alternative method because a tank could already be empty or out of service at the time that an inspection is required and, therefore, a traditional inspection is least costly.

Economic Impact of the Rule
The economic impact of this rulemaking is very low because, although there could be additional rigging on the tank to safely inspect while the tank is still being used, there is an offset savings because the downtime and material costs of emptying and degassing the tank, the waste of product, and the additional cost of filling the tank again after inspection will be saved. Additionally, U.S.
EPA has recognized that this alternate inspection method will create fewer emissions to the environment.

**Scheduled Board Action and Hearings**
First Public Hearing: January 10, 2018, Indiana Government Center South, 10 N. Senate Avenue, Indianapolis, Indiana 46204.
Second Public Hearing: April 11, 2018, Indiana Government Center South, 10 N. Senate Avenue, Indianapolis, Indiana 46204.

**IDEM Contact**
Additional information regarding this rulemaking action can be obtained from Jack Harmon, Rules Development Branch, Office of Legal Counsel, (317) 234-9535, (800) 451-6027 (in Indiana), or jaharmon@idem.in.gov.