Overview
This rulemaking temporarily revises 326 IAC 1-4-16 to redesignate Lawrenceburg Township in Dearborn County to attainment for the 2008 8-hour ozone standard until the regular rulemaking is completed. On April 7, 2017, the United States Environmental Protection Agency published a final rule to redesignate Lawrenceburg Township in Dearborn County to attainment for the 2008 8-hour ozone standard (82 FR 16940). This emergency rule will allow affected sources to be permitted under the appropriate program until the regular rulemaking becomes effective next month.

Affected Persons
All stakeholders will benefit from this emergency rulemaking because it will ensure that state rules are consistent with federal rules. This rulemaking will allow affected sources to be permitted under the prevention of significant deterioration (PSD) program under 326 IAC 2-2, instead of the emission offset program under 326 IAC 2-3.

Reasons for the Rule
This rulemaking temporarily replaces 326 IAC 1-4-16 to redesignate Lawrenceburg Township in Dearborn County to attainment for the 2008 8-hour ozone standard to ensure that the state rule is consistent with the federal rule, and so that permits for affected sources in the area can be issued under the less restrictive PSD program requirements.

Economic Impact of the Rule
This rulemaking will have a positive impact on Dearborn County’s economy by allowing sources to be permitted under the PSD program under 326 IAC 2-2, instead of the more restrictive emission offset program under 326 IAC 2-3. This will contribute greater economic benefits to the redesignated area. Redesignating Lawrenceburg Township to attainment for the 2008 8-hour ozone standard will not establish any requirements to which the regulated sources are not already subject.

Scheduled Board Action and Hearings*
Board Action: April 11, 2018, at 1:30 p.m., at the Indiana Government Center South, 10 North Senate Avenue, Conference Center A, Indianapolis, IN 46204

*In accordance with IC 4-22-2-37.1, no public hearing is required prior to the adoption of an emergency rule. However, it is the practice of the Environmental Rules Board to allow someone to comment on a proposed emergency rule if the person submits an appearance card prior to the
board adopting the emergency rule.

**IDEM Contact**
Additional information regarding this rulemaking action can be obtained from Keelyn Walsh, Rules Development Branch, Office of Legal Counsel, (317) 232-8229, (800) 451-6027 (in Indiana), or kwalsh@idem.in.gov.