

TITLE 326 AIR POLLUTION CONTROL DIVISION

Rule Information Sheet

Sulfur Dioxide Redesignation for Daviess and Pike Counties in Indiana
LSA Document #21-258

Overview

This rule amends 326 IAC 1-4-15 and 326 IAC 1-4-64 to update the attainment designation status for Veale Township in Daviess County and Washington Township in Pike County under the 2010 1-hour primary NAAQS for SO₂. This rule also amends 326 IAC 1-4-15 and 326 IAC 1-4-64 to update the designation status for the remaining portions of Daviess and Pike counties to unclassifiable or attainment under the 2010 1-hour primary SO₂ NAAQS as published by U.S. EPA on January 19, 2018 (83 FR 1098), and to clarify that these counties are designated as better than the national secondary standard for the 1971 3-hour SO₂ standard as published on March 3, 1978 (43 FR 8962).

This rule was recalled on March 30, 2022, due to an administrative error identified in the promulgation package by the Attorney General's office. The Section 8 Notice as published in the Indiana Register was unintentionally omitted from the November 10, 2021, board packet. The Section 8 Notice contains the Findings of the Commissioner, which are required to be presented to the board before final adoption. Therefore, this rule is being presented again for final adoption with the Section 8 Notice included in this board packet.

Affected Persons

All stakeholders in Daviess and Pike counties will benefit from this rulemaking because it ensures that state rules are consistent with federal requirements.

Reasons for the Rule

This rule updates the specific language in the Daviess County and Pike County attainment designation status tables for the primary and secondary NAAQS for SO₂ to ensure that state rules are consistent with federal regulations.

Economic Impact of the Rule

This update is a state requirement to ensure that state rules are consistent with federal regulations. Therefore, no impact beyond that already imposed by the federal law is imposed by this rulemaking.

Scheduled Board Action and Hearings

Public Hearing: June 8, 2022, at 1:30 p.m., at the Indiana Government Center South, 10 North Senate Avenue, Conference Room A, Indianapolis, Indiana.

The public may attend the ERB meeting in person or join by using the following Zoom link,

meeting ID, and passcode, or telephone numbers that can be found prior to the meeting at:
<https://events.in.gov/idem>.

IDEM Contact

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