

Air Quality Technical Advisory Committee

to the Pennsylvania Department of Environmental Protection

PO Box 8468

Harrisburg, PA 17105-8468

September 20, 2007

Kathleen A McGinty
Secretary
Department of Environmental Protection
Rachel Carson State Office Building
P.O. Box 2063
Harrisburg, PA 17105-2063

Dear Secretary McGinty:

On September 20, 2007, the Air Quality Technical Advisory Committee discussed draft final-form rulemaking amendments to 25 *Pa. Code* Chapters 121, 129 and 145 (relating to general provisions; standards for sources; and interstate pollution transport reduction). The proposed regulation was published in the Pennsylvania Bulletin on April 28, 2007 (32 Pa.B. 5178). The amendments incorporate by reference, with some exceptions, the Clean Air Interstate Rule (CAIR) (nitrogen oxides) NOx Annual Trading Program and CAIR NOx Ozone Season Trading Program model rules, as a means of mitigating the interstate transport of fine particulates and NOx. The amendments also incorporate by reference the CAIR Sulfur Dioxide (SO₂) Trading Program model rules as a means of mitigating the interstate transport of fine particulates and SO₂. The amendments establish general provisions and the applicability, allowance and supplemental monitoring, recordkeeping and reporting provisions and makes other related amendments. The CAIR NOx trading programs in the amendments will replace the Commonwealth's existing NOx Budget Trading Program.

The Committee concurred with the Department's recommendation to present the amendments to the Environmental Quality Board for approval as a final-form rulemaking providing changes are made to 1) the definitions and use of the terms "Tier 1", and "Tier 2"; 2) public notice provisions for contacts for additional information; 3) clarifications to the text and the equations for allocations; and 4) miscellaneous typographical errors.

Sincerely



Roger C. Westman, Ph. D.
Chair