

Potpourri

POTPOURRI

Department of Environmental Quality
Office of the Secretary
Legal Affairs Division

Grant Parish Ozone Maintenance Plan

Under the authority of the Louisiana Environmental Quality Act, R. S. 30:2001 et seq., the secretary gives notice that the Office of Environmental Assessment, Plan Development Section, will submit a proposed revision to the ozone maintenance plan for Grant Parish. This revision to the State Implementation Plan (SIP) is mandated under Section 110(a)(1) requirements of the 1990 Clean Air Act Amendments (CAAA).

A final maintenance plan was published in March 2006. Since that time, plan revisions have made it necessary to repropose the plan and have a public comment period. Plan revisions include changes to the contingency plan and updates to the nonpoint stationary and nonroad mobile emission inventories.

A public hearing will be held at 1:30 pm on July 25, 2006, in the Galvez Building, Oliver Pollock Conference Room, 602 N. Fifth Street, Baton Rouge, LA. Should individuals with a disability need an accommodation in order to participate, please contact Vivian H. Aucoin at (225) 219-3575 or at the address listed below. Interested persons are invited to attend and submit oral comments on the proposal.

All interested persons are invited to submit written comments concerning the SIP revision no later than 4:30 p.m., August 1, 2006, to Vivian H. Aucoin, Office of Environmental Assessment, Box 4314, Baton Rouge, LA 70821-4314 or to fax (225) 219-3582 or by e-mail to vivian.aucoin@la.gov.

A copy of the SIP revision for Grant Parish may be viewed from 8 a.m. to 4:30 p.m. in the DEQ Public Records Center, Room 127, 602 N. Fifth Street, Baton Rouge, LA or at the Northeast Regional Office located at 1823 Hwy. 546, West Monroe, LA.

Herman Robinson, CPM
Executive Counsel

0606#033

POTPOURRI

Department of Environmental Quality
Office of the Secretary
Legal Affairs Division

Proposed Rulemaking and Solicitation of Comments on Toxic Air Pollutant Program Revisions (LAC 33:III.211, 223, 551, 5101, 5105, 5107, 5109, 5111, 5112)

The Louisiana Department of Environmental Quality is developing revisions to the Air Toxic Rule and to the corresponding portions of the fee rule in LAC 33:III.211, 223, 551, and Chapter 51, Subchapter A (AQ256). This is a preliminary step in the rulemaking process. Official rulemaking will be initiated after review and consideration of the comments received on this advanced notice. The concurrent review of the ambient air standards that was announced in the previous potpourri notice published in the *Louisiana Register* on September 20, 2005, will be proposed as a separate rulemaking at a later date. The major draft revisions include (in no particular order):

- elimination of obsolete rule language and most rule language concerning compliance plans and certifications of compliance;
- removal of obsolete LDEQ requirements;
- clarification of area and major source requirements;
- utilization of applicable federal MACT rules (40 CFR Part 63) for state MACT (however LAC 33:III.905 will apply);
- elimination of the exemption for electric steam generating units;
- application of ambient air standards to all sources of toxic air pollutants (TAPs);
- addition made to exempt virgin fossil fuels gas streams not containing TAPs at chemical plants;
- advancing the submittal of the Toxic Emissions Data Inventory (TEDI) to not later than March 31 of each year;
- exemption of area sources from submitting TEDI; and
- revision of public notice requirements.

All interested persons are encouraged to submit written comments on the draft proposal. Comments are due no later than 4:30 p.m., August 4, 2006, and should be submitted to James Orgeron, Office of Environmental Assessment, Plan

Development Section, Box 4314, Baton Rouge, LA 70821-4314 or faxed to (225) 219-3582 or by e-mail to james.orgeron@la.gov. If you have any questions regarding this document please contact James Orgeron at (225) 219-3578. Copies of this draft proposed regulation can be purchased by contacting the DEQ Public Records Center at (225) 219-3168. Check or money order is required in advance for each copy of AQ256. This draft regulation is available on the Internet at www.deq.louisiana.gov under Rules and Regulations.

The draft regulations are available for inspection at the following DEQ office locations from 8 a.m. until 4:30 p.m.: 602 N. Fifth Street, Baton Rouge, LA 70802; 1823 Highway 546, West Monroe, LA 71292; State Office Building, 1525 Fairfield Avenue, Shreveport, LA 71101; 1301 Gadwall Street, Lake Charles, LA 70615; 645 N. Lotus Drive, Suite C, Mandeville, LA 70471; 111 New Center Drive, Lafayette, LA 70508; 110 Barataria Street, Lockport, LA 70374.

**Title 33
ENVIRONMENTAL QUALITY**

Part III. Air

Chapter 2. Rules and Regulations for the Fee System of the Air Quality Control Programs

§211. Methodology

A. Formula to Apportion Fees

Air Toxics Permits Application Fee for major sources of toxic pollutants (based on type of facility and on rated production capacity/throughput)	Surcharge of 10% of the permit application fee to be charged when there is an increase in toxic air pollutant emissions above the Minimum Emission Rates (MER) listed in LAC 33:III.5112, Table 51.1
Air Toxics Annual Emission Fee for major sources of toxic air pollutants (based on air toxic pollutants emitted) ¹	Variable
Annual Maintenance Fee (based on type of facility and on rated production capacity/throughput)	Variable
New Application Fee (based on type of facility and on rated production capacity/throughput)	Variable
Major and Minor Modification Modified Permit Fee (based on type of facility and on rated production capacity/throughput)	Variable
PSD Application Fee (based on type of facility and on rated production capacity/throughput)	Surcharge of 50% of the application fee when a PSD permit application is being processed
"NESHAP" Maintenance Fee (based on type of facility and on rated production capacity/throughput)	Surcharge of 25% of the Annual Maintenance Fee for that particular process/plant to be added to the Annual Maintenance Fee
"NSPS" Maintenance Fee (based on type of facility and on rated production capacity/throughput)	Surcharge of 25% of the permit application fee to be charged for any permit application that includes the addition of new equipment subject to NSPS regulation

¹Fees shall be assessed on major sources. Sources that have reduced emissions below major source thresholds are not required to submit.

B. - B.13.e. ...

14. Air Toxics Annual Emissions Fees based on actual annual emissions that occurred during the previous calendar year shall be assessed on major sources.

15. - 15.b. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2054.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Nuclear Energy, Air Quality Division, LR 13:741 (December 1987), amended LR 14:611 (September 1988), amended by the Office of Air Quality and Radiation Protection, Air Quality Division, LR 17:1205 (December 1991), LR 18:706 (July 1992), LR 19:1419 (November 1993), amended by the Office of Management and Finance, Fiscal Services Division, LR 22:17 (January 1996), amended by the Office of Environmental Assessment, Environmental Planning Division, LR 26:264 (February 2000), LR 26:2444 (November 2000), LR 29:2776 (December 2003), amended by the Office of the Secretary, Legal Affairs Division, LR 31:2435 (October 2005), LR 32:

§223. Fee Schedule Listing

Table 1. - Table 2, Note 12. ...

Note 13. Fees will be determined by aggregating actual annual emissions of each class of toxic air pollutants (as delineated in the tables in LAC 33:III.5112) for a facility and applying the appropriate fee schedule for that class. Fees shall not be assessed for emissions of a single toxic air pollutant over and above 4,000 tons per year from a facility. The minimum fee for this category shall be \$132.

Table 2, Note 14. -Note 20. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2054, 2341, and 2351 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Nuclear Energy, Air Quality Division, LR 13:741 (December 1987), amended LR 14:613 (September 1988), LR 15:735 (September 1989), amended by the Office of Air Quality and Radiation Protection, Air Quality Division, LR 17:1205 (December 1991), repromulgated LR 18:31 (January 1992), amended LR 18:706 (July 1992), LR 18:1256 (November 1992), LR 19:1373 (October 1993), LR 19:1420 (November 1993), LR 19:1564 (December 1993), LR 20:421 (April 1994), LR 20:1263 (November 1994), LR 21:22 (January 1995), LR 21:782 (August 1995), LR 21:942 (September 1995), repromulgated LR 21:1080 (October 1995), amended LR 21:1236 (November 1995), LR 23:1496, 1499 (November 1997), LR 23:1662 (December 1997), amended by the Office of Environmental Assessment, Environmental Planning Division, LR 26:267 (February 2000), LR 26:485 (March 2000), LR 26:1606 (August 2000), repromulgated LR 27:192 (February 2001), amended LR 29:672 (May 2003), LR 29:2042 (October 2003), LR 30:1475 (July 2004), amended by the Office of the Secretary, Legal Affairs Division, LR 32:

Chapter 5. Permit Procedures

§551. Hazardous Air Pollutant (HAP) Control Technology Requirements for New Sources

A. - B. Similar Source. ...

C. Exemptions and Prohibitions. The requirements of this Section do not apply to:

1. stationary sources that are within a source category that has been deleted from the source category list in accordance with Section 112(c)(9) of the Clean Air Act; and
2. *research and development activities*, as defined in Subsection B of this Section.

D. - J. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2001 and 2060.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 24:913 (May 1998), amended by the Office of the Secretary, Legal Affairs Division, LR 32:

**Chapter 51. Comprehensive Toxic Air Pollutant
Emission Control Program**
**Subchapter A. Applicability, Definitions, and General
Provisions**

§5101. Applicability

A. The provisions of LAC 33:III.5105.A.2 and 5109.B shall apply to all stationary sources.

B. The remaining provisions of this Subchapter apply to the owner or operator of any *major source*, as defined in LAC 33:III.5103.

C. The provisions of LAC 33:III.905, 5105.A.1, 3, and 4, and 5113 apply to the owner or operator of any stationary source that was a major source upon promulgation of this Subchapter (December 20, 1991), but that has achieved minor source status through reduction of emissions and reduction of potential to emit.

D. The provisions of this Subchapter do not apply to the consumer use, in a duration and frequency intended by the manufacturer, of products obtained through retail commerce, or to activities conducted on residential property. The provisions of this Subchapter do not apply to the distribution or application of pesticides.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2001 and 2060 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 17:1204 (December 1991), amended LR 18:1362 (December 1992), LR 23:56 (January 1997), LR 24:1276 (July 1998), amended by the Office of the Secretary, Legal Affairs Division, LR 32:

§5105. Prohibited Activities and Special Provisions

A. - A.1. ...

2. After December 20, 1991, no owner or operator of any stationary source shall cause a violation of any ambient air standard listed in LAC 33:III.5112, Table 51.2, unless operating in accordance with LAC 33:III.5109.

A.3. - B.1. ...

2. The following emissions are exempt from the requirements of this Subchapter:

a. emissions from the combustion of Group 1 virgin fossil fuels;

b. emissions from the combustion of Group 2 virgin fossil fuels vented from a stack that has downwash minimization stack height or a height approved by the department; and

c. emissions from the combustion of gas streams not containing toxic air pollutants listed in LAC 33:III.5112, Table 51.1 or 51.3 that are generated alone or blended with other sources of virgin fossil fuels, and used as fuel.

3. Any source, as defined in accordance with rules promulgated by the United States Environmental Protection Agency under provisions in Section 112(i)(5) of the federal Clean Air Act, that is in compliance with an enforceable commitment approved by the administrative authority* to achieve early reductions of 90 percent or more (95 percent for particulates), or that has demonstrated early reductions of 90 percent or more (95 percent for particulates), in accordance with such rules, shall be exempt from MACT requirements under LAC 33:III.5109.A. The term of exemption shall extend until such time as the compliance extension granted by the administrative authority or the U.S. Environmental Protection Agency has expired, or until nine years from the anticipated date of promulgation of

applicable federal MACT standards according to the schedule published by the U.S. Environmental Protection Agency in accordance with Section 112(e)(3) of the federal Clean Air Act, whichever date is earlier. Under no circumstances shall this provision be used to grant an exemption to a source under conditions that do not result in a net air quality benefit for the state of Louisiana, as determined by the administrative authority. Under no circumstances shall the granting of such an exemption to a source relieve any source of other obligations under state or federal law.

4. In accordance with R.S. 30:2060, except under circumstances that may reasonably be expected to pose a threat to human health, whether or not such units are in a contiguous area or under common control, in determining the applicability of emission standards or technical control standards the administrative authority shall not aggregate:

a. emissions from any oil or gas exploration or production well and its associated equipment;

b. emissions from any pipeline compressor or pump station; or

c. emissions from other similar units.

5. The emissions from the remediation of a RCRA, CERCLA, or any nonregulated inactive or abandoned waste site cleanup shall be exempt from the ambient air standards of LAC 33:III.5112, Table 51.2 upon approval of the cleanup plan by the administrative authority.

6. Emissions from the combustion of wood residue fuel from pulp and paper mills are exempt from the provisions of LAC 33:III.5109.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2001 and 2060 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 17:2104 (December 1991), amended LR 18:1362 (December 1992), LR 21:370 (April 1995), LR 23:58 (January 1997), amended by the Office of the Secretary, Legal Affairs Division, LR 32:

**§5107. Reporting Requirements, Availability of
Information, and Public Notice Provisions**

A. Annual Emissions Reporting. The owner or operator of any major source that meets the applicability requirements in LAC 33:III.5101.B and emits any toxic air pollutant listed in LAC 33:III.5112, Table 51.1 or 51.3, shall submit a completed annual emissions report to the Office of Environmental Assessment, Air Quality Assessment Division, in a format specified by the department. The owner or operator shall identify on the emissions report the quantity of emissions in the previous calendar year for any such toxic air pollutant emitted.

1. Beginning with the report due in 2007:

a. the owner or operator of any major source subject to the requirements in this Subsection shall submit a completed annual emissions report to the Office of Environmental Assessment, Air Quality Assessment Division, on or before March 31 of each year, that shall identify the quantity of emissions of all toxic air pollutants listed in LAC 33:III.5112, Table 51.1 or 51.3 for the previous calendar year; and

b. annual emissions reports and revisions to any emissions report shall include two duplicate originals of a certification statement to attest that the information contained in the emissions report is true, accurate, and

complete, and that is signed by a *responsible official*, as defined in LAC 33:III.502. The certification statement shall include the full name of the responsible official, his or her title and signature, the date of the signature, and the phone number of the responsible official. The certification statement shall read:

"I certify, under penalty of perjury, that the emissions data provided is accurate to the best of my knowledge, information, and belief, and I understand that submitting false or misleading information will expose me to prosecution under state regulations."

2. Any facility required to submit a report pursuant to this Subsection shall also report in accordance with LAC 33:III.919.

B. - B.2. ...

3. Nonemergency Conditions. Except as provided in Paragraph B.6 of this Section, for any unauthorized discharge of a toxic air pollutant into the atmosphere that does not cause an emergency condition and the rate or quantity of which is in excess of that allowed by permit, compliance schedule, or variance, or for upset events that exceed the lower of the reportable quantity in LAC 33:I.3931 or the Minimum Emission Rate (MER) in LAC 33:III.5112, Table 51.1, or if the quantity of the discharge is greater than 1 pound when there is no MER or RQ for the substance in question, the owner or operator of the source shall immediately, but in no case later than 24 hours, provide prompt notification to the Office of Environmental Compliance, Emergency and Radiological Services Division, SPOC, in the manner provided in LAC 33:I.3923.

4. - 4.a.viii. ...

b. If written notification of the discharge or bypass is required to be submitted in accordance with LAC 33:I.3925, such notification shall fulfill the obligation to submit a written report under this Paragraph.

B.5. - C. ...

D. Public Notice Provisions. The administrative authority shall provide at least 30 days for public comment and shall give notice of any public hearing at least 30 days in advance of the hearing before granting approval for construction or issuing any permit that would:

1. allow an increase in any Class 1 or Class 2 Louisiana toxic air pollutant by an amount greater than the minimum emission rate; or

2. allow the addition of any new point source or emission unit that would emit a Class 1 or Class 2 Louisiana toxic air pollutant by an amount greater than the minimum emission rate.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2060 and 2001 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 17:1204 (December 1991), amended LR 18:1363 (December 1992), LR 19:890 (July 1993), amended by the Office of the Secretary, LR 19:1022 (August 1993), repromulgated LR 19:1142 (September 1993), amended by the Office of Air Quality and Radiation Protection, Air Quality Division, LR 23:58 (January 1997), LR 24:1276 (July 1998), amended by the Office of Environmental Assessment, Environmental Planning Division, LR 26:2004 (September 2000), LR 26:2460 (November 2000), LR 29:2778 (December 2003), LR 30:1673 (August 2004), amended by the Office of the Secretary, Legal Affairs Division, LR 31:2447 (October 2005), LR 32:

§5109. Emission Control and Reduction Requirements and Standards

A. Maximum Achievable Control Technology (MACT) Requirements

1. The owner or operator of any major source that emits or is permitted to emit a Class I or Class II toxic air pollutant shall control emissions of such toxic air pollutants to a degree that constitutes Maximum Achievable Control Technology (MACT) as approved by the administrative authority.

2. Compliance with an applicable federal standard promulgated by the US EPA in 40 CFR Part 63 or in accordance with Sections 111(d) and 129 of the Clean Air Act Amendments shall constitute compliance with this Subsection for emissions of toxic air pollutants.

B. Ambient Air Standard Requirements. The owner or operator of any major source that emits, or is permitted to emit, any toxic air pollutant at a rate equal to or greater than the minimum emission rate listed for that toxic air pollutant shall determine the status of compliance, beyond the source's property line, with applicable ambient air standards listed in LAC 33:III.5112, Table 51.2. Upon a written request by the administrative authority, the owner or operator of any area source that emits, or is permitted to emit, any toxic air pollutant at a rate equal to or greater than the minimum emission rate listed for that toxic air pollutant shall determine the status of compliance, beyond the source's property line, with applicable ambient air standards listed in LAC 33:III.5112, Table 51.2. Area sources shall have three years from [enter date of promulgated rule] to comply with ambient air standards.

1. New major sources shall demonstrate compliance with an ambient air standard in an application for a permit in accordance with LAC 33:III.5111.

2. The owner or operator shall achieve compliance with the ambient air standard unless the owner or operator demonstrates to the satisfaction of the administrative authority:

a. that compliance with an ambient air standard would be economically infeasible;

b. that the source's emissions could not reasonably be expected to pose a threat to public health or the environment; and

c. that the source's emissions would be controlled to a level that is Maximum Achievable Control Technology.

3. The administrative authority shall publish a public notice of and hold a public hearing on any preliminary determination to allow a source to exceed the ambient air standard for any toxic air pollutant listed in LAC 33:III.5112, Table 51.2. Within 90 days after the close of the public hearing on the preliminary determination, the administrative authority shall make a final determination, which is subject to review on a five-year basis or at any other time deemed appropriate by the administrative authority.

4. The administrative authority shall periodically, but no later than 12 months after December 20, 1991 and every 36 months thereafter, review and update the ambient air standards listed for each toxic air pollutant in LAC 33:III.5112, Table 51.2.

C. ...

D. Compliance Timing

1. The obligation for an existing major source to submit a Compliance Plan or Certification of Compliance (see LAC 33:III.5109.A as promulgated in the *Louisiana Register* on December 20, 1991, at LR 17:1204) shall remain effective. Any source that did not timely comply with these requirements shall remain in violation until MACT compliance is determined and established in accordance with this regulation.

2. The obligation for an existing major source to submit a Compliance Plan or Certification of Compliance (see LAC 33:III.5109.B.1 and B.2 as promulgated in the *Louisiana Register* on December 20, 1991, at LR 17:1204) shall remain effective. Any source that did not comply in a timely fashion with these requirements shall remain in violation until compliance with the ambient air standard is determined and established in accordance with this regulation.

3. New sources shall have MACT installed prior to their initial start-up.

4. Under no circumstance will the owner or operator of any major source under this Subchapter be granted more time to comply with Maximum Achievable Control Technology requirements than is allowed under an applicable federal standard established pursuant to Section 112, or in accordance with Sections 111(d) and 129, of the Federal Clean Air Act.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2001 and 2060 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 17:1204 (December 1991), amended LR 18:1363 (December 1992), LR 19:891 (July 1993), LR 23:59 (January 1997), amended by the Office of the Secretary, Legal Affairs Division, LR 32:

§5111. Permit Requirements, Application, and Review

A. Major Source Permit Requirements. No owner or operator shall commence construction or modification of any major source without first obtaining written authorization from the administrative authority. Before commencement of the construction of any new source or any modification that will result in an increase in emissions of any toxic air pollutant or will create a new point source that emits a toxic air pollutant, the owner or operator of such source shall obtain a Louisiana Air Permit in accordance with LAC 33:III.501 and Subsection B of this Section and in accordance with LAC 33:I.1701.

B. Contents of Application for a Louisiana Air Permit

1. - 2.b....

c. technical information describing the proposed nature, size, design, operating design capacity, and method of operation of the source, including a description of intended controls and monitoring procedures. Such technical information shall include estimation of emissions prior to and after installation of emission control equipment or adoption of control measures, calculations of emission estimates in sufficient detail to allow assessment of the validity of the calculations, and documentation of methods or sources of information used in these determinations.

Emissions of toxic air pollutants shall be speciated to identify each toxic air pollutant emitted from each emission point at the source and to identify fugitive emissions of toxic air pollutants.

3. Each application for a permit to modify an existing major source facility shall include, in addition to the information required in Paragraph B.2 of this Section, the following information:

a. - b.

c. calculations of estimates of emissions before and after the changes are completed, in sufficient detail to allow assessment of the validity of the calculations;

d. for sources that have been operating in Louisiana for a period of at least five years, a listing of all outstanding violations of Louisiana air quality laws or regulations for which the owner or operator is responsible, including all violations for which a compliance schedule has been established. Applicants under a compliance schedule shall also demonstrate that they have made satisfactory progress in meeting the conditions of the compliance schedule. Applicants shall also provide a listing of all administrative or judicial actions taken against the owner or operator within the last five years under Louisiana environmental laws or regulations, including emergency cease and desist orders, notices of violation, compliance orders, penalty notices, or other administrative orders and any administrative or judicial proceedings that could result in such actions, and any other compliance history information requested by the administrative authority;

e. for sources that have not been operating in Louisiana for at least five years, a listing of all enforcement actions taken against the owner or operator for violations of United States federal or state environmental laws or regulations, and any other compliance history information requested by the administrative authority.

4. Any application corresponding to a major source that emits or is permitted to emit any Class I or Class II toxic air pollutant shall include all federal standards (i.e., any standards promulgated by the US EPA in 40 CFR Part 63 or in accordance with Sections 111(d) and 129 of the Clean Air Act) applicable to units being permitted.

5. The department may request a dispersion modeling report developed by the owner or operator in accordance with the department's air toxics modeling procedures.

6. The owner or operator shall provide such other pertinent information as may be necessary for a complete understanding of the application which is being reviewed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2001 and 2060 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 17:1204 (December 1991), amended LR 18:1363 (December 1992), LR 19:891 (July 1993), repromulgated LR 19:1314 (October 1993), amended LR 23:59 (January 1997), amended by the Office of the Secretary, LR 25:661 (April 1999), amended by the Office of Environmental Assessment, Environmental Planning Division, LR 26:2461 (November 2000), amended by the Office of the Secretary, Legal Affairs Division, LR 31:2447 (October 2005), LR 32:

§5112. Tables—51.1, 51.2, 51.3

Table 51.1 – Explanatory Note [12]. ...

Table 51.2 Louisiana Toxic Air Pollutant Ambient Air Standards				
Compounds	CAS Number	Class	Ambient Air Standard	
			(µg/m ³ *) (8 Hour Avg.)	(µg/m ³ **) (Annual Avg.)
Acetaldehyde	75-07-0	II		45.50
Acetonitrile	75-05-8	II	810.00	
Acrolein	107-02-8	II	5.40	
Acrylamide	79-06-1	II		0.08
Acrylic acid	79-10-7	III	140.00	
Acrylonitrile	107-13-1	I		1.47
Allyl chloride	107-05-1	II	71.40	
Ammonia [11]	7664-41-7	III	640.00	
Aniline	62-53-3	II	181.00	
Antimony (and compounds) [1]	7440-36-0	II	11.90	
Arsenic (and compounds) [1] [13]	7440-38-2	I		0.02
Asbestos (friable)	1332-21-4	I		+
Barium (and compounds) [1]	7440-39-3	II	11.90	
Benzene	71-43-2	I		12.00
Beryllium (and compounds)[1]	7440-41-7	I		0.04
Biphenyl	92-52-4	II	23.80	
Bis (2-chloroethyl) ether	111-44-4	I		0.30
1,3-Butadiene	106-99-0	II		0.92
n-Butyl alcohol	71-36-3	III	3,620.00	
Cadmium (and compounds) [1]	7440-43-9	I		0.06
Carbon disulfide	75-15-0	II	71.40	
Carbon tetrachloride	56-23-5	II		6.67
Carbonyl sulfide	463-58-1	III	582.00	
Chlorinated dibenzo-p-dioxins [2]	3268-87-9	II		.003
Chlorinated dibenzo furans [3]	51207-31-9	II		.003
Chlorine	7782-50-5	III	35.7	
Chlorine dioxide	10049-04-4	II	6.67	
Chlorobenzene	108-90-7	II	1,100.00	
Chloroethane	75-00-3	II	6,290.00	
Chloroform	67-66-3	II		4.30
Chloromethane	74-87-3	II		55.56
Chloroprene	126-99-8	II	857.00	
Chromium VI (and compounds) [1][13]	7440-47-3	I		0.01
Copper (and compounds) [1]	7440-50-8	II	23.80	
Cresol [4]	1319-77-3	III	238.00	
Cumene	98-82-8	III	5,860.00	
Diaminotoluene	25376-45-8	II	181.00	
1,2-Dibromoethane	106-93-4	I		0.45
Dibutyl phthalate	84-74-2	II	119.00	
1,4-Dichlorobenzene	106-46-7	II	1,430.00	
1,2-Dichloroethane	107-06-2	II		3.85
Dichloromethane	75-09-2	II		212.77
1,2-Dichloropropane	78-87-5	II	8,260.00	
1,3-Dichloropropylene	542-75-6	II	107.00	
2,4-Dinitrotoluene [5]	121-14-2	II	4.76	
2,6-Dinitrotoluene [5]	606-20-2	II	4.76	
1,4-Dioxane	123-91-1	II	2,140.00	
Epichlorohydrin	106-89-8	I		83.00
Ethyl acrylate	140-88-5	II	476.00	
Ethyl benzene	100-41-4	II	10,300.00	
Ethylene glycol	107-21-1	III	2,380.00	
Ethylene oxide	75-21-8	I		1.00
Formaldehyde	50-00-0	I		7.69
Glycol ethers [6]	109-86-4	II	571.00	
Hexachloro-1,3-butadiene	87-68-3	II		4.55
Hexachlorobenzene	118-74-1	II		0.20
Hexachloroethane	67-72-1	II		25.00
n-Hexane	110-54-3	III	4,190.00	
Hydrazine	302-01-2	II		0.02
Hydrochloric acid	7647-01-0	III	180.00	
Hydrogen cyanide	74-90-8	III	260.00	
Hydrogen fluoride	7664-39-3	III	61.90	
Hydrogen sulfide	7783-06-4	III	330.00	

Compounds	CAS Number	Class	Ambient Air Standard	
			($\mu\text{g}/\text{m}^3$ *) (8 Hour Avg.)	($\mu\text{g}/\text{m}^3$ **) (Annual Avg.)
Maleic anhydride	108-31-6	III	23.80	
Manganese (and compounds) [1]	7439-96-5	II	4.76	
Mercury (and compounds) [1]	7439-97-6	II	1.19	
Methanol	67-56-1	III	6,240.00	
Methyl ethyl ketone	78-93-3	III	14,000.00	
Methyl isobutyl ketone	108-10-1	III	4,880.00	
Methyl methacrylate	80-62-6	III	9,760.00	
Naphthalene (and Methylnaphthalenes) [12]	91-20-3	II	1,190.00	
Nickel (and compounds) [1]	7440-02-0	I		0.21
Nickel (refinery dust) [1]	7440-02-0	I		0.42
Nitric acid	7697-37-2	III	120.00	
Nitrobenzene	98-95-3	II	119.00	
2-Nitropropane	79-46-9	II		20.00
Phenol	108-95-2	II	452.00	
Phosgene	75-44-5	III	9.50	
Phthalic anhydride	85-44-9	III	145.00	
Polynuclear aromatic hydrocarbons [7]	206-44-0	II		0.06
Propionaldehyde	123-38-6	III	4,290.00	
Propylene oxide	75-56-9	I		27.00
Pyridine	110-86-1	III	381.00	
Selenium (and compounds) [1]	7782-49-2	II	4.76	
Styrene	100-42-5	II	5,070.00	
Sulfuric acid	7664-93-9	III	23.80	
1,1,2,2-Tetrachloroethane	79-34-5	II		1.70
Tetrachloro ethylene	127-18-4	II		105.26
Toluene	108-88-3	III	8,900.00	
Toluene-2,4-diisocyanate [8]	584-84-9	II	0.86	
Toluene-2,6-diisocyanate [8]	91-08-7	II	0.86	
1,1,1-Trichloroethane	71-55-6	III	45,200.00	
1,1,2-Trichloroethane	79-00-5	II		6.25
Trichloroethylene	79-01-6	II		58.80
Vinyl acetate	108-05-4	III	830.00	
Vinyl chloride	75-01-4	I		1.19
Vinylidene chloride	75-35-4	II		2.00
Xylene (mixed isomers) [9]	1330-20-7	II	10,300.00	
Zinc (and compounds) [1][10][13]	7440-66-6	III	119.00	

Explanatory Notes:

* - [11]. ...

[12] Includes the following compounds: Naphthalene (CAS Number 91-20-3), Methylnaphthalene (CAS Number 1321-94-4), 1-Methylnaphthalene (CAS Number 90-12-0), 2-Methylnaphthalene (CAS Number 91-57-6).

[13] Zinc chromates and zinc arsenates are Class I TAPs regulated as carcinogens under Chromium VI (and compounds) and arsenic (and compounds) TAP categories.

Table 51.3 – Explanatory Note [4]. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2001 and 2060 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 21:1331 (December 1995), amended LR 22:278 (April 1996), LR 24:1277 (July 1998), amended by the Office of Environmental Assessment, Environmental Planning Division, LR 25:1237 (July 1999), LR 26:2004 (September 2000), amended by the Office of the Secretary, Legal Affairs Division, LR 32:

Herman Robinson, CPM
Executive Counsel

0606#033

POTPOURRI

Department of Environmental Quality Office of the Secretary Legal Affairs Division

St. Mary Parish Ozone Maintenance Plan

Under the authority of the Louisiana Environmental Quality Act, R. S. 30:2001 et seq., the secretary gives notice that the Office of Environmental Assessment, Plan Development Section, is proposing a revision to the Air Quality State Implementation Plan (SIP) for St. Mary Parish. This SIP revision is mandated under Section 110(a)(1) of the 1990 Clean Air Act Amendments (CAAA).

According to the Phase 1 8-Hour Implementation Rule published April 30, 2004 (69 FR 23951), a revision to the SIP is required for areas that are designated attainment for the 8-hour ozone National Ambient Air Quality Standards (NAAQS) and were designated attainment for the 1-hour ozone NAAQS with an approved maintenance plan. The

Section 110(a)(1) maintenance plan for St. Mary Parish must be submitted to the Environmental Protection Agency not later than June 15, 2007.

A public hearing will be held at 1:30 pm on July 25, 2006, in the Galvez Building, Oliver Pollock Conference Room, 602 N. Fifth Street, Baton Rouge, LA. Should individuals with a disability need an accommodation in order to participate, please contact Vivian H. Aucoin at (225) 219-3575 or at the address listed below. Interested persons are invited to attend and submit oral comments on the proposal.

All interested persons are invited to submit written comments concerning the SIP no later than 4:30 p.m., August 1, 2006, to Vivian H. Aucoin, Office of Environmental Assessment, Box 4314, Baton Rouge, LA 70821-4314 or to fax (225) 219-3582 or by e-mail to vivian.aucoin@la.gov.

A copy of the SIP revision for St. Mary Parish may be viewed from 8 a.m. to 4:30 p.m. in the DEQ Public Records Center, Room 127, 602 N. Fifth Street, Baton Rouge, LA or at the Acadiana Regional Office, located at 111 New Center Drive, Lafayette, LA 70508. The document is available on the Internet at www.deq.louisiana.gov/portal/Default.aspx?tabid=2381.

Herman Robinson, CPM
Executive Counsel

0606#034

POTPOURRI

Department of Health and Hospitals Office of Public Health

2005 Louisiana Annual Beach Report

The Louisiana Office of Public Health (OPH) is requesting written comments from the public on the agency's *2005 Louisiana Annual Beach Report*, to continue developing a monitoring program for marine beach environments in Louisiana through the U.S. Environmental Protection Agency's Beach Environmental Assessment and Coastal Health Act of 2000.

The OPH will continue the monitoring and public notification program for Louisiana's coastal recreation waters with a grant provided through the Beaches Environmental Assessment and Coastal Health Act 2000 (BEACH Act) for the purpose of protecting public health at Louisiana's beaches. The BEACH Act requires that coastal states adopt water quality standards that EPA has chosen for coastal recreation waters, and to notify the public if water quality standards for pathogen indicators are exceeded.

Under the Beach Act, Louisiana is required to identify coastal recreation waters in the state; identify bathing beaches adjacent to coastal recreation waters; evaluate and rank beaches; develop a sampling, monitoring and notification program; develop a method for issuing beach advisories and develop a method of public notification.

The *2005 Louisiana Annual Beach Report* provides monitoring and notification results for 2005 and describes how beaches considered for monitoring under the program during 2006 were assigned to a monitoring tier, which determines where, when and how monitoring and public notification will take place. The *2005 Louisiana Annual Beach Report* can be viewed at the following locations:

Office of Public Health, Center for Environmental
Health Services, Room 243
6867 Bluebonnet Blvd., Baton Rouge, LA., 70810

The Louisiana Beach Monitoring Program website at:
<http://www.dhh.louisiana.gov/offices/?ID=207> or
www.ophbeachmonitoring.com

All interested persons are encouraged to submit written comments by July 30, 2006 to:

Jonathan Burbank
Office of Public Health
6867 Bluebonnet Blvd., Box 16
Baton Rouge, LA 70810
FAX (225) 763-3553
E-mail: jburbank@dhh.state.gov

If you have any questions please contact Jonathan Burbank at (225) 763-3547.

Frederick P. Cerise, M.D., M.P.H.
Secretary

0606#063

POTPOURRI

Department of Health and Hospitals Office of Public Health

Maternal and Child Health Section

The Department of Health and Hospitals (DHH) intends to apply for Maternal and Child (MCH) Block Grant Federal Funding for FY 2006-2007 in accordance with Public Law 97-35 and the Omnibus Budget Reconciliation Act of 1981. The Office of Public Health, Maternal and Child Health Section, is responsible for program administration of the grant.

The Block Grant Application describes in detail the goals and planned activities of the State Maternal and Child Health Program for the next year. Program priorities are based on the results of a statewide needs assessment conducted in 2005, which is updated annually based on relevant data collection.

Interested persons may request copies of the application from:

State of Louisiana
DHH—Office of Public Health
Maternal and Child Health Section
P.O. Box 60630
New Orleans, LA 70160

Or view a summary of the application at:

<http://www.dhh.louisiana.gov/offices/publications.asp?ID=267&Detail=1065>

Additional information may be gathered by contacting Elizabeth Black at (504) 219-4573.

Frederick Cerise, M.D., M.P.H.
Secretary

0606#001

POTPOURRI

**Department of Natural Resources
Office of Conservation**

Orphaned Oilfield Sites

Office of Conservation records indicate that the Oilfield Sites listed in the table below have met the requirements as set forth by Section 91 of Act 404, R.S. 30:80 et seq., and as such are being declared Orphaned Oilfield Sites.

Operator	Field	District	Well Name	Well Number	Serial Number
S.W. Gas & Elec. Co.	Wildcat-No LA Shreveport District	S	McCormick	135	008578
Joseph M. Rault, Jr., Inc.	Kenilworth	L	R Robinson Leon	001	087092
Eddie Mayo	Eola	M	Haas Inv Co	003	22144
Eddie Mayo	Eola	M	Haas Inv Co	008	23404
Eddie Mayo	Eola	M	Haas Inv Co SWD	011	23834
Eddie Mayo	Eola	M	Haas Inv Co	013	24313
Eddie Mayo	Eola	M	Haas Inv Co	014	26324
Eddie Mayo	Summerville	M	Louisiana Central SWD	001	150235
Eddie Mayo	Summerville	M	WX G RA Suf:LA Central	A-1	176288
Eddie Mayo	Summerville	M	LA Cent O&G	002	215008
Energy Exploration Company	Tew Lake	M	Finley-Trichell	1	198579
Roland S Bond et al	Ebarb School	S	International Paper Co	1	122601
Lynal, Inc. LGS Expl.	Kenilworth	L	Anthony Leon	001	151817
Chris Boudreaux	Rousseau	L	Chris Boudreaux	1	990452
Robert Boudreaux	Wildcat	L	Robert Boudreaux	1	990453

James H. Welsh
Commissioner

0606#038