TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control	335	Department	or Agency	Environmental Management		
Rule No.	335-3-511	_				
Rule Title:	CAIR SO2 Allowance Tracking System					
	New A	mend X	Repeal	Adopt by Reference		
Would the	. la	1 1				
	absence of the pro 7 harm or endange		.141			
welfare, or s		i the public nea	uui,	NO		
wentere, or s	sarety.			NO		
Is there a re	easonable relation	ship between th	e			
	e power and the p					
public healt	th, safety, or welfa	re?		YES		
	ther, less restricti					
	wailable that coul	d adequately pro	otect			
the public?						
Does the pr	oposed rule have	the effect of dire	otly or			
indirectly increasing the costs of any goods or services involved and, if so, to what degree?						
	, ,	3				
Is the increa	ase in cost, if any,	more harmful t	o the			
	the harm that mi		the			
absence of t	the proposed rule?)		NO		
Are all food	o of the amelian alain					
Are all lacel	s of the rulemaking purpose of, and	ig process desig	ned			
orimary effe	ect, the protection	of the public?	s their	VEC		
printing one	et, the protection	of the public:		YES		
	******		******	*****		
Does the pr	oposed rule have a	an economic imp	pact?	NO		
If the propo	sed rule has an ac		41	1 1		
accompanie	d by a fiscal note	prepared in acco	tne propose	d rule is required to be a subsection (f) of section 41-		
22-23, Code	of Alabama 1975		nuarice with	subsection (i) of section 41-		
			*********	*****		
Certification	of Authorized Off	ficial				
certify that	t the attached pro-	posed rule has b	een propose	ed in full compliance with the		
requirement	ts of Chapter 22, 7	Title 41. Code of	Alabama 19	75, and that it conforms to		
all applicabl	le filing requireme	nts of the Admir	nistrative Pro	ocedure Division of the		
Legislative F	Reference Service.	00 1	. /~			
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oignature of	certifying officer	- 1 cury	augu)	<u> </u>		
Date Sente	mber 20, 2011	¥				
- acc <u>septe</u>						
			Date File	ed /		
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ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT AIR DIVISION

NOTICE OF INTENDED ACTION

AGENCY NAME:	Department of Environmental Management		
RULE NO. & TITLE:	335-3-506 335-3-507	State Clean Air Interstate Rule (CAIR) SO2 Trading Program General Provisions (Repeal) CAIR Designated Representative for CAIR SO2	
	335-3-508 335-3-511 335-3-512 335-3-513 335-3-514	Sources (Repeal) Permits (Repeal) CAIR SO2 Allowance Tracking System (Repeal) CAIR SO2 Allowance Transfers (Repeal) Monitoring and Reporting (Repeal) CAIR SO2 Opt-In Units (Repeal)	

INTENDED ACTION:

Revise Division 3 of the ADEM Administrative Code by deleting Rules 335-3-5-.06 (State Clean Air Interstate Rule (CAIR) SO2 Trading Program General Provisions), 335-3-5-.07 (CAIR Designated Representative for CAIR SO2 Sources), 335-3-5-.08 (Permits), 335-3-5-.11 (CAIR SO2 Allowance Tracking System), 335-3-5-.12 (CAIR SO2 Allowance Transfers), 335-3-5-.13 (Monitoring and Reporting), and 335-3-5-.14 (CAIR SO2 Opt-In Units).

SUBSTANCE OF PROPOSED ACTION:

Revisions to the Division 3 Code are being proposed to delete Rules 335-3-5-.06, 335-3-5-.07, 335-3-5-.08, 335-3-5-.11, 335-3-5-.12, 335-3-5-.13, and 335-3-5-.14 to be consistent with Federal Rules.

TIME, PLACE, MANNER OF PRESENTING VIEWS:

Comments may be submitted in writing or orally at a public hearing to be held 10:00 a.m., November 9, 2011, in the ADEM Hearing Room, 1400 Coliseum Blvd., Montgomery, Alabama 36110.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: November 10, 2011.

CONTACT PERSON AT AGENCY:

Chris Howard (334) 271-7878

Lance R. Le Fleur

Director

335-3-5-.11 CAIR SO₂ Allowance Tracking System. Reserved.

(1) General. The Environmental Protection Agency Regulations and the Appendices applicable thereto, governing CAIR SO₂ Allowance Tracking System, are incorporated by reference as they exist in 40 CFR 96 Subpart FFF. (The materials incorporated by reference are available for purchase and inspection at the Department's offices.)

Author: Ronald W. Gore.

Statutory Authority: <u>Code of Alabama</u> 1975, §§22-28-10, 22-28-11, 22-28-14, 22-28-18, 22-28-20, 22-28-22, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: July 11, 2006.

Amended: April 3, 2007: March 31, 2009.