

APA-2
11/96

ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
AIR DIVISION

NOTICE OF INTENDED ACTION

AGENCY NAME: Environmental Management

RULE NO. & TITLE: 335-3-21 (REPEAL) Control of Mercury Emissions

INTENDED ACTION: Revise Division 3 of the ADEM Administrative Code with the repeal of 335-3-21; rules 335-3-21-.01 (Hg Budget Trading Program General Provisions), 335-3-21-.02 (Hg Designated Representative for Hg Budget Sources), 335-3-21-.03 (Permits), 335-3-21-.04 (Hg Allowance Allocations), 335-3-21-.05 (Hg Allowance Tracking System), 335-3-21-.06 (Hg Allowance Transfers), and 335-3-21-.07 (Monitoring and Reporting).

SUBSTANCE OF PROPOSED ACTION:

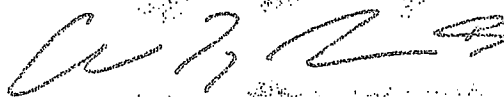
Revisions to the Division 3 Code are being proposed to repeal Rules 335-3-21-.01, 335-3-21-.02, 335-3-21-.03, 335-3-21-.04, 335-3-21-.05, 335-3-21-.06, and 335-3-21-.07. The US Court of Appeals for the DC Circuit vacated the Clean Air Mercury Rule (CAMR) on February 8, 2008. The Court's decision vacating the CAMR was effective March 14, 2008. The State's mercury rules are being deleted in response to vacatur of the CAMR by the courts.

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., December 10, 2008, in the ADEM Hearing Room, 1400 Coliseum Blvd., Montgomery, Alabama 36110.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: December 12, 2008

CONTACT PERSON AT AGENCY: Chris Howard (334) 271-7878



Onis Trey Glenn, III
Director