

**NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF
THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION AND
THE STATE AIR QUALITY CONTROL PLAN**

The Department of Environmental Conservation proposes to adopt regulation changes in Title 18 of the Alaska Administrative Code, dealing with Chapter 50, Air Quality Control, and Chapter 52, Emissions Inspection and Maintenance Requirements for Motor Vehicles, including the following:

DEC is proposing to amend 18 AAC 52, Emissions Inspection and Maintenance Requirements for Motor Vehicles and the State Air Quality Control Plan (SIP), which is adopted by reference in 18 AAC 50.030. The proposed amendments will:

- add flexibility to 18 AAC 52 to allow for suspension and reestablishment of local vehicle inspection programs;
- update 18 AAC 52.060(d)(1)(A) to reflect the latest federal poverty guidelines;
- update 18 AAC 52.005 to further clarify the term "Municipality of Anchorage" as the I/M area for the commuter I/M program;
- update 18 AAC 50.030 to adopt by reference the revisions to the State Air Quality Control Plan for the Fairbanks Carbon Monoxide (CO) control plan and state transportation control program;
- update Section II of the State Air Quality Control Plan by incorporating the revisions to 18 AAC 52;
- update Section III.A of the State Air Quality Control Plan by incorporating the revisions to 18 AAC 52 into the state transportation control program;
- update Section III.C of the State Air Quality Control Plan by incorporating revisions to the Fairbanks Carbon Monoxide control plan that would allow for the suspension of the local vehicle inspection program while demonstrating continued maintenance of the health standard including a revised emissions inventory, emission control strategies, contingency control measures, and mobile source emissions budget; and
- update the State Air Quality Control Plan appendices for Section III.A and III.C.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Clint Farr, Air Quality Division, 410 Willoughby Avenue, Suite 303, P.O. Box 111800, Juneau, Alaska 99811-1800, by e-mail to Clint.Farr@alaska.gov or by fax at (907) 465-5129. The comments must be received no later than 5:00 p.m. on January 7, 2008.

Oral or written comments may also be submitted at a hearing to be held:

January 3, 2008, in the DEC first floor B/C Conference Room at 610 University Avenue, Fairbanks, Alaska. The hearing will be held from 12:00 p.m. to 1:30 p.m. and may be extended to accommodate those present and signed in before 1:30 p.m. who do not have an opportunity to comment.

January 3, 2008, in the DEC first floor main conference room at 555 Cordova St. Anchorage, Alaska. The hearing will be held from 12:00 p.m. to 1:30 p.m. and may be extended to accommodate those present and signed in before 1:30 p.m. who do not have an opportunity to comment.

If you are a person with a disability who needs special accommodations in order to participate in this process, please contact Clint Farr at (907) 465-5127, no later than December 21, 2007 to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation changes, contact Clint Farr at (907) 465-5127 or you may go to DEC's Notices of Proposed Regulations section on the state's Online Public Notice Website at <http://notes3.state.ak.us/pn> open the air quality control public notice and download the attached PDF files.

After the public comment period ends on January 7, 2008, the Department of Environmental Conservation will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations and State Air Quality Control Plan may be different from that of the proposed language. **YOU SHOULD COMMENT DURING THE TIME ALLOWED IF YOUR INTERESTS COULD BE AFFECTED.** Written comments received are public records and are subject to public inspection.

Statutory Authority: AS 28.10.461; AS 46.03.020; AS 46.03.760; AS 46.03.790;
AS 46.14.010; AS 46.14.020; AS 46.14.030; AS 46.14.400; AS 46.14.510

Statutes Being Implemented, Interpreted, or Made Specific: AS 46.14.020; AS 46.14.030;
AS 46.14.140; Sec. 30, ch. 74, SLA 1993

Fiscal Information: The proposed regulation changes are not expected to require an increased appropriation.

DATE: November 21, 2007



Larry Hartig, Commissioner

ADDITIONAL REGULATIONS NOTICE INFORMATION
(AS 44.62.190(d))

1. Adopting agency: Alaska Department of Environmental Conservation
2. General subject of regulation: Air Quality
3. Citation of regulation (may be grouped): 18 AAC 50 and 18 AAC 52
4. Reason for the proposed action: To add flexibility to Chapter 52 to allow for starting and stopping local vehicle inspection programs, to update State Air Quality Control Plan related to the state transportation control program and Fairbanks carbon monoxide (CO) maintenance plan, and to adopt the Plan revisions by reference into 18 AAC 50.
5. BRU/component affected: Air Quality
6. Cost of implementation to the state agency and available funding (in thousands of dollars): none

	Initial Year FY 2008	Subsequent Years
Cost	\$ 0___	\$ 0___
General fund	\$ 0___	\$ 0___
Federal funds	\$ 0___	\$ 0___
Other funds (specify)	\$ 0___	\$ 0___

7. The name of the contact person for the regulations:

Name Clint Farr
Title Environmental Program Manager I
Address ADEC, 410 Willoughby Avenue, Suite 303
 P.O. Box 111800
 Juneau, Alaska 99811-1800
Telephone (907) 465-5127
E-mail address clint.farr@alaska.gov

8. The origin of the proposed action: staff of state agency and the Fairbanks North Star Borough.

9. Date: November 21, 2007

Prepared by:



Name (typed) Clint Farr
Title (typed) Environmental Program Manager I
Telephone: (907) 465-5127