

STATE OF ALASKA

DEPT. OF ENVIRONMENTAL CONSERVATION OFFICE OF THE COMMISSIONER

SEAN PARNELL, GOVERNOR

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October 25, 2010

Mr. Dennis McLerran
U.S. EPA, Region 10
Regional Administrator's Office, RA-140
1200 Sixth Avenue, Suite 900
Seattle, WA 98101

Dear Mr. McLerran:

The Alaska Department of Environmental Conservation (ADEC) requests that EPA Region 10, under the provisions of 40 C.F.R. 51, Appendix V, Section 2.3, conduct parallel processing of our state regulations addressing the Greenhouse Gas Tailoring Rule. Our desire is to expedite the approval of this regulation by initiating the EPA process in advance of the state's final signing and filing of the regulations revision package. The specific regulations being submitted for parallel processing are 18 AAC 50.040(h) and 18 AAC 50.306(b) as adopted by ADEC on September 27, 2010.

The revision of 18 AAC 50.040(h), wherein 40 C.F.R. 51.166 and 40 C.F.R. 52.21 - 40 C.F.R. 52.22 as revised through the federal register notice of June 3, 2010, are being adopted by reference, will allow the state to comply with the federal rules regarding the permitting of greenhouse gas emissions. The revision to 18 AAC 50.306(b) incorporates new definitions and requirements for prevention of significant deterioration (PSD) permits while retaining the existing definitions for "administrator".

At the present time, ADEC's regulation revision, which includes the above referenced subsections, adopted by the Commissioner on September 27, 2010, are undergoing final review by the Department of Law. ADEC anticipates that the revised regulations will be signed and filed by the Lieutenant Governor in November 2010. ADEC, therefore, anticipates submitting the complete SIP revision package to EPA Region 10 before December 1, 2010, and requests that if the submittal occurs before that date that Alaska be dropped from the SIP call list.

Your staff may contact Alice Edwards at (907) 465-5109 or John Kuterbach at (907) 465-5103 for additional information if necessary.

Sincerely,



Larry Hartig
Commissioner

Enclosure: 18 AAC 50 Adoption Draft; September 27, 2010

cc: Rick Albright, Director, Office of Air Waste and Toxics, EPA, Region 10
David Bray, Office of Air Quality, EPA, Region 10 (via e-mail)
Alice Edwards, Acting Director, Division of Air Quality, DEC
John Kuterbach, Air Permits Program Manager, Division of Air Quality, DEC