

Michigan Office of Administrative Hearings and Rules
MOAHR-Rules@michigan.gov

**AGENCY REPORT TO THE
JOINT COMMITTEE ON ADMINISTRATIVE RULES (JCAR)**

1. Agency Information

Agency name:

Environment, Great Lakes and Energy

Division/Bureau/Office:

Air Quality Division

Name of person completing this form:

Cari DeBruler

Phone number of person completing this form:

517-899-5275

E-mail of person completing this form:

DEBRULER@michigan.gov

Name of Department Regulatory Affairs Officer reviewing this form:

Dale Shaw

2. Rule Set Information

MOAHR assigned rule set number:

2023-14 EQ

Title of proposed rule set:

Part 9. Emission Limitation and Prohibitions--Miscellaneous

3. Purpose for the proposed rules and background:

The purpose of R 336.1902, "Adoptions of standards by reference," provides information for the reference material appearing throughout the Michigan Air Pollution Control Rules.

The proposed rules provide revisions and additional adopted standards to support revisions pending or completed in other rule parts developed to fulfill the ozone requirements under the federal Clean Air Act, 42 U.S.C. 7401 et seq (CAA). The proposed revisions also consist of updates to reference prices to align with what is currently offered by the respective sources, including the Air Quality Division (AQD); and revisions to the publication dates referenced, the physical and web addresses listed in the rule to reflect the current information, and availability of these reference materials from their respective agencies.

4. Summary of proposed rules:

The Part 9 proposed rule set provides revisions and additional adopted standards to support revisions pending or completed in other rule parts developed to fulfill the ozone requirements under the federal Clean Air Act, 42 USC 7401 et seq. The proposed revisions also consist of updates to reference prices to align with what is currently offered by the respective sources, including the Air Quality Division; and revisions to the publication dates referenced, the physical and web addresses listed in the rule to reflect the current information, and availability of these reference materials from their respective agencies.

5. List names of newspapers in which the notice of public hearing was published and publication dates:

Lansing State Journal published April 22, 2024.

Oakland Press published April 22, 2024.

The Mining Journal published April 22, 2024.

6. Date of publication of rules and notice of public hearing in Michigan Register:

5/1/2024

7. Date, time, and location of public hearing:

5/22/2024 01:00 PM at In Person: Ford Conference Room, 2nd Floor, South Tower, Constitution Hall, 525 West Allegan Street, Lansing, MI 48933 , Virtual: <https://bit.ly/3wZt1VQ> To join by phone: 636-651-3142, conference code 374288

8. Provide the link the agency used to post the regulatory impact statement and cost-benefit analysis on its website:

<https://ARS.apps.lara.state.mi.us/Transaction/RFRTransaction?TransactionID=1441>

9. List of the name and title of agency representative(s) who attended the public hearing:

Tracey McDonald – Air Quality Division (AQD)

Marissa Vaerten – AQD

Cari DeBruler – AQD

Thomas Shanley – AQD

Annette Switzer – AQD

John Olson – AQD

Kaitlyn DeVries – Environmental Support Division (ESD)

Jim Ostrowski – ESD (Virtual)

Dale Shaw – Information Management Division (IMD)

Aimee Crouch - IMD

10. Persons submitting comments of support:

None.

11. Persons submitting comments of opposition:

None.

12. Persons submitting other comments:

None.

13. Identify any changes made to the proposed rules based on comments received during the public comment period:

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| | Name & Organization | Comments made at public hearing | Written Comments | Agency Rationale for Rule Change and Description of Change(s) Made | Rule number & citation changed |
|---|------------------------------------|--|-----------------------------|---|---|
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14.Date report completed:

8/6/2024