

**Public Hearing**  
**Ohio Environmental Protection Agency**  
**Revisions to Ohio Administrative Code (OAC) Chapter 3745-14 “NOx Budget Trading Program”**  
**and Rescission of OAC Chapter 3745-109 “Clean Air Interstate Rule” (Phase 1)**

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) has prepared amendments to the NOx Budget Trading (NBT) Program rules in Ohio Administrative Code (OAC) Chapter 3745-14 and the Clean Air Interstate Rule (CAIR) in OAC Chapter 3745-109. Revisions to OAC Chapter 3745-14 are necessary to demonstrate continued compliance by large non-Electric Generating Units (non-EGUs) with the NOx State Implementation Plan (SIP) Call following U.S. EPA’s discontinuation of compliance trading options under the NBT Program. Rescission of OAC Chapter 3741-109 is proposed due to the promulgation of the federal Cross State Air Pollution Rule (CSAPR) Program which superseded the CAIR program. Note: Ohio EPA intends to follow this rulemaking with a second phase of rulemaking to incorporate alternatives to the existing Part 75 monitoring and reporting requirements.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC was required to consult with interested parties affected by the rules before the Division formally adopts them. On August 2, 2017, these rules went out for a 30-day review by interested parties. Ohio EPA’s responses to comments received is available electronically on Ohio EPA’s website at the URL listed below.

Pursuant to Part D of Title I of the Clean Air Act (CAA), Ohio EPA is required to establish a SIP for the attainment and maintenance of the National Ambient Air Quality Standards (NAAQS). The above-mentioned rules are a part of Ohio’s SIP and the proposed amendments will be submitted to USEPA as a modification of the SIP. This SIP action requires a demonstration pursuant to CAA section 110(l) that the action will not interfere with attainment of the NAAQS, reasonable further progress toward attainment, or any other applicable requirement of the Clean Air Act. Ohio EPA’s draft 110(l) demonstration is also being made available for comment.

Pursuant to Section 106.03 and 106.031 of the Ohio Revised Code, a public hearing on these rule changes and SIP revision will be conducted on **Wednesday, December 20, 2017 at 10:30 AM** at Ohio EPA, Lazarus Government Center, 50 W. Town Street, Suite 700, Columbus, Ohio. All visitors to Ohio EPA must register at the Security desk in the lobby upon arrival. Please bring photo identification (such as a valid driver’s license). For security reasons, visitors are required to wear their badge at all times while in the building. Please arrive early to complete these procedures.

All interested persons are entitled to attend or be represented at the hearing and give written or oral comments on these rule changes and SIP revision. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on December 20, 2017 will be considered by Ohio EPA prior to final action on this rule. Written statements submitted after December 20, 2017 may be considered as time and circumstances permit, but will not be part of the official record of the hearing.

These rules and associated documents are available on DAPC’s Web page for electronic downloading. The URL is: <http://epa.ohio.gov/dapc/DAPCrules.aspx>. Please see the information under the “proposed rules” tab. Questions regarding accessing the web site should be directed to Paul Braun at 614-644-3734; other questions or comments about these rules should be directed to Holly Kaloz at Ohio EPA, (614) 644-3632, [holly.kaloz@epa.ohio.gov](mailto:holly.kaloz@epa.ohio.gov), or mailed to Holly Kaloz, Ohio EPA, Division Air Pollution Control, Lazarus

Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.