

## Public Notice – Request for Comment

Draft Rule Language for New Ohio Administrative Code (OAC) Chapter 3745-107  
“Power Plant Efficiency Rule”

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) proposes the following new rules to the Ohio Administrative Code (OAC) related to implementing the federal Affordable Clean Energy Rule (ACE) rule:

Incorporation of new rules 3745-107-01 to 3745-107-04 of the Administrative Code.

DAPC is proposing these new rules to implement the federal ACE rule. The federal rule requires heat rate efficiency studies and development of carbon dioxide standards of performance for large coal-fired electric generating units. OAC Chapter 3745-107 establishes a framework for the owners and operators of Ohio’s subject coal-fired electric generating units to follow when conducting their efficiency studies and proposing standards of performance.

As part of the rule-making process, DAPC is required by Section 121.39 of the Ohio Revised Code to consult with organizations that represent political subdivisions, environmental interests, business interests, and others affected by the rules. The DAPC is offering your organization the opportunity to comment on OAC Chapter 3745-107 before the division formally proposes them.

Pursuant to Section 111 of the Clean Air Act, Ohio EPA is required to establish a state plan for the control of a “designated pollutant” to which an “emission guideline” applies. The above-mentioned rules are being developed to require electric generating units to submit elements to Ohio EPA that will aid in the development of such a plan under the emission guideline for reducing emissions of carbon dioxide. The above-mentioned rules are a part of Ohio’s plan and the proposed new rules will be submitted to USEPA to fulfill the requirements of the CAA.

These rules and supporting documentation are available electronically for review at: <http://epa.ohio.gov/dapc/regs/regs.aspx>. See the information under the drafts and notices for OAC Chapter 3745-107, “Power Plant Efficiency Rule” We request that you provide us with any comments you may have to the changes that have been recommended by **Monday, April 27, 2020**.

Please submit your comments or suggestions to the following addresses. Persons submitting comments electronically are encouraged to follow-up with a hard copy via regular mail:

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Thank you,  
Robert Hodanbosi, Chief  
Division of Air Pollution Control  
Ohio Environmental Protection Agency