



## Early Stakeholder Outreach — OAC Chapter 3745-113 — Architectural and Industrial Maintenance (AIM) Coatings (Rules)

*Ohio EPA prepares early stakeholder outreach fact sheets to ensure stakeholders are brought into the review process as early as possible and to obtain additional input and discussion before development of interested party draft rules.*

### What does OAC Chapter 3745-113 cover?

Chapter 3745-113 of the Ohio Administrative Code (OAC) establishes requirements on the quantity of volatile organic compounds (VOCs) contained in architectural and industrial maintenance (AIM) coatings that are sold, supplied, offered for sale, or manufactured for sale in the state of Ohio. VOC's are a precursor compound which, along with oxides of nitrogen can form ozone. Ozone is one of the six criteria pollutants for which a National Ambient Air Quality Standard (NAAQS) has been established under the Clean Air Act. These rules are based on and similar to, rules promulgated by states involved with the Ozone Transport Commission (OTC), primarily New York, Pennsylvania and Virginia.

### Why are these rules being sent out for Early Stakeholder Outreach?

The first step in the rule-making process is for Ohio EPA to identify that a rule needs to be amended, rescinded, or created. In response to EO 2011-01K, Ohio EPA has added an additional step to ensure stakeholders are brought into the rule process as early as possible. This additional interested party notification and request for information will allow for early feedback before the rule language has been developed by the Agency.

### What changes are being considered?

Ohio EPA will be performing a general review of the rules in this chapter to fulfill the requirements of ORC 106.03 and 106.31 (5-year review). Along with various minor changes for clarification and to fix typographical errors. At this time, Ohio EPA is not aware of major modifications needed to this rule.

### Who will be regulated by these rules?

The rules in this chapter are applicable statewide and apply to persons who sell, supply, offer for sale, or manufacture for sale in the state of Ohio any AIM coating on or after January 1, 2009 that contains VOC's in excess of the VOC content limits specified in the Table in OAC Rule 3745-113-03.

### What is the rulemaking schedule?

Upon completion of the Early Stakeholder Outreach portion of this rulemaking, Ohio EPA will make any changes necessary to the rule language and make a draft of the rule language available to the public for a 30-day review.

### How can I provide input?

The Agency is seeking stakeholder input on the Architectural and Industrial Maintenance Coatings rules. When preparing your comments, be sure to:

- explain your views as clearly as possible;
- describe any assumptions used;
- provide any technical information and/or data used to support your views;
- explain how you arrived at your estimate for potential burdens, benefits or costs;
- provide specific examples to illustrate your views; and
- offer alternatives.

Written comments will be accepted through close of business Friday, December 8, 2017. Please submit input to:

Erica Fetty Davis  
Ohio EPA Division of Air Pollution Control  
P.O. Box 1049  
Columbus, Ohio 43216-1049  
(614)644-2310  
erica.fettydavis@epa.ohio.gov

### What if I have questions?

These rules can be found on Ohio EPA's website for electronic downloading at:  
[http://epa.ohio.gov/dapc/regs/3745\\_113.aspx](http://epa.ohio.gov/dapc/regs/3745_113.aspx)  
or contact Ms. Fetty Davis (information provided above).

# Early Stakeholder Outreach — OAC Chapter 3745-113- AIM Coatings

## What input is the Agency seeking?

The following questions may help guide you as you develop your comments.

- Is the general regulatory framework proposed the most appropriate? Should the Agency consider any alternative framework?
- What options are available for improving an identified concept? What options are available for improving the existing rules?
- Are there considerations the Agency should take into account when updating the existing rules? Are there considerations the Agency should take into account when developing a specific concept?
- Is there any information or data the Agency should be aware of when developing program concepts or rule language?

## Contact

For more information, contact Erica Fetty Davis at [erica.fettydavis@epa.ohio.gov](mailto:erica.fettydavis@epa.ohio.gov) or (614) 644-2310.