

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

CONCISE EXPLANATORY STATEMENT

AGENCY: Department of Environmental Management

DIVISION: Office of Air Resources

RULE IDENTIFIER: 250-RICR-120-05-13

RULE TITLE: Part 13 "Particulate Emissions from Fossil Fuel Fired Steam or Hot Water Generating Units"

REASON FOR RULEMAKING: The purpose of this regulation is to limit particulate emissions from fossil fuel fired steam or hot water generating units. The rule is being updated to reflect current RI Code of Regulations formatting requirements. The Department is proposing to eliminate sections 13.8 B(2) and 13.8 B(3) of this regulation since these sections no longer apply. There are no new requirements being proposed.

ANY FINDING REQUIRED BY LAW AS A PREREQUISITE TO THE

EFFECTIVENESS OF THE RULE: not applicable

TESTIMONY AND COMMENTS: The only comment made was by the US Environmental Protection Agency. The comments did not require changing any text in the proposed rule. The Decision addressing USEPA comments is attached.

CHANGE TO TEXT OF THE RULE: There were no changes to the rule as a result of comments received.

REGULATORY ANALYSIS: The revisions are required by federal regulations. No alternative approaches were considered. The Office of Air Resources has identified no state regulations that overlap or duplicate the proposed amendments. The proposed revisions do not impose any new requirements on regulated entities including any small businesses or any city or town, therefore there is no significant adverse economic impact.

DATE THE FINAL RULE WAS SIGNED BY THE AGENCY HEAD: