



FACT SHEET

In re: Proposed revisions to Air Pollution Control Regulation No. 22 “Air Toxics”

Introduction

The Department of Environmental Management (DEM), Office of Air Resources, is proposing to amend air pollution control regulation, 250-RICR-120-05-22 “Air Toxics” (Part 22). Part 22 limits emissions of toxic air contaminants from stationary sources.

Description of Proposed Amendments

The Department is proposing to remove acetone from the list of toxic air contaminants in Part 22 as it is not considered a carcinogen or a hazardous air pollutant. Portions of the regulation that no longer apply have been eliminated. The regulation has been updated to current RI Code of Regulations (RICR) format.

Demonstration of Need

Under the proposed amendment, RI companies that are currently subject to Part 22 because they have the potential to emit more than the minimum quantity of acetone, and no other listed air toxic chemicals in Part 22, would no longer be subject to Part 22. If the company has the potential to emit any other listed air toxic chemical, in addition to acetone, above the minimum quantity in Part 22, they would still be subject to Part 22. Acetone is not considered a carcinogen or a hazardous air pollutant; therefore, the Department is proposing to remove it from the list of Air Toxic chemicals. Additionally, operating permit sources who pay a fee for emissions of acetone will no longer be required to pay a fee for emissions of acetone used at their facility.

In 2016, the state revised the Administrative Procedures Act to require that every state regulation be rewritten into the new RICR format by December 31, 2018, or it will no longer be enforceable. In order to meet this requirement, Part 22 is being revised to the required RICR format.

Alternative Approaches Considered

No alternative approaches were considered.

Identification of Overlapped or Duplicated State Regulations

The Office of Air Resources has identified no state regulations that overlap or duplicate the proposed amendments.

Determination of Significant Adverse Economic Impact on Small Business or Any City or Town

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.

For more information or copies of the proposed amendments contact:

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Or, visit the Proposed Regulations section of the DEM website at:

<http://www.dem.ri.gov/documents/regulations/>