

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-120-05-36

RULE TITLE: Part 36 “Control of Emissions from Organic Solvent Cleaning”

REASON FOR RULEMAKING: The purpose of this regulation is to limit volatile organic compound emissions from solvent cleaning operations. The regulation is being amended to make the rule fully consistent with the National Emissions Standards for Hazardous Air Pollutants (NESHAP) for Halogenated Solvent Cleaning (40 CFR Part 63, Subpart T) eliminating any inconsistencies between the federal regulation and the state rule. Amendments included the addition or amendment of definitions consistent with the federal rule and clarification of the applicability of the rule.

ANY FINDING REQUIRED BY LAW AS A PREREQUISITE TO THE

EFFECTIVENESS OF THE RULE: not applicable

TESTIMONY AND COMMENTS: Comments were received from the US Environmental Protection Agency. The Decision addressing the comments is attached.

CHANGE TO TEXT OF THE RULE: The Decision addressing the comments is attached.

REGULATORY ANALYSIS: On June 18, 2010, EPA published approval in the Federal Register for Part 36 and Part 0 as a partial rule substitution for the NESHAP for Halogenated Solvent Cleaning. Since that approval RI has amended Part 36 and some elements are no longer consistent with the federal NESHAP for Halogenated Solvent Cleaning. The proposed amendments will ensure that Part 36 is fully consistent with the Federal NESHAP so that affected sources are subject to a consistent federal and state rule. The Office of Air Resources has determined that implementation of the amendments to Part 36 would not have a significant adverse economic impact on small businesses or cities and towns in the State.

DATE THE FINAL RULE WAS SIGNED BY THE AGENCY HEAD: