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# Clean Air Interstate Rule



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- ◆ Output based allocations
  - ◆ No Fuel Weighting
  - ◆ Higher New Unit Set-aside than the FIP



## *CAIR Timeline*

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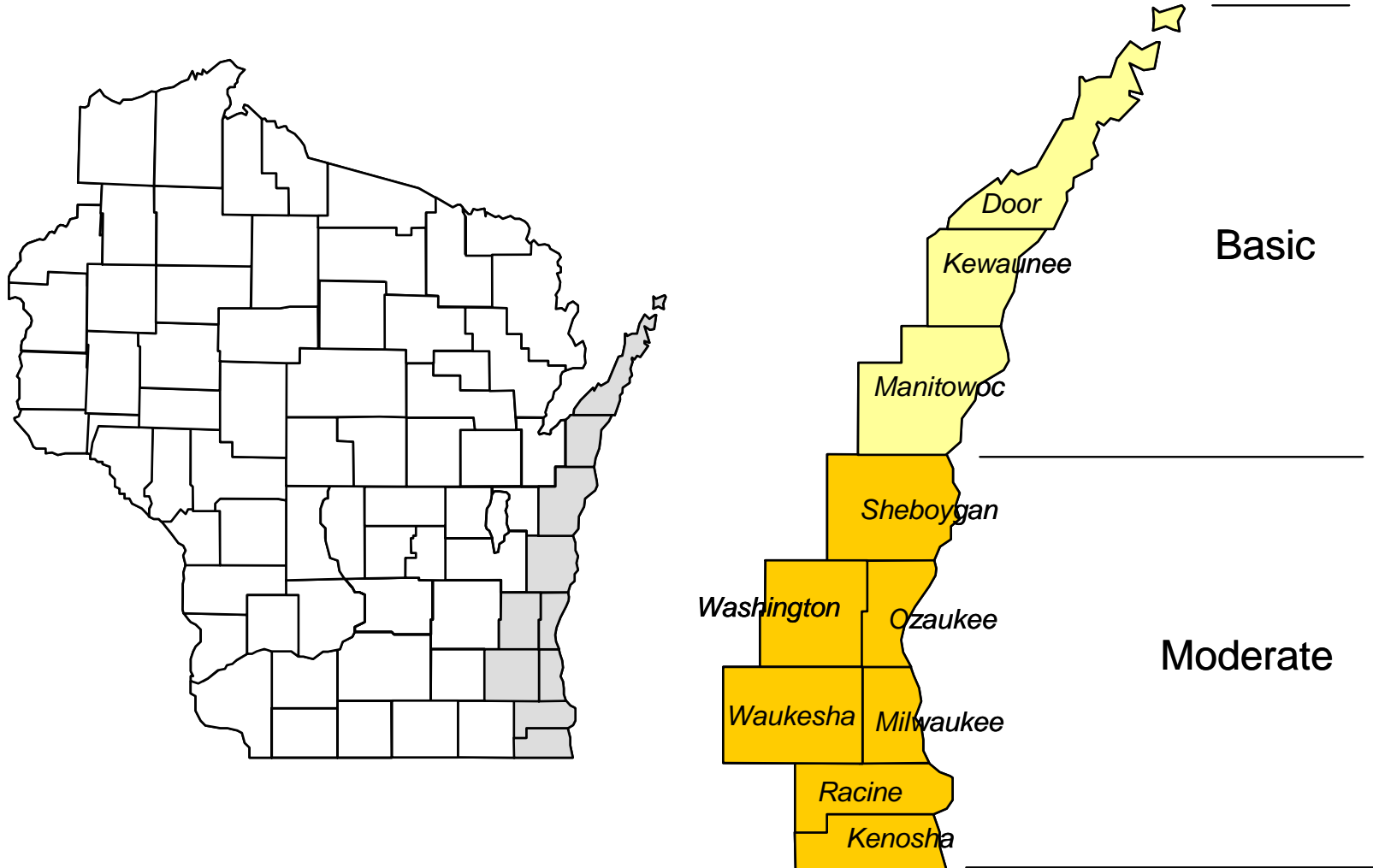
Public hearings	10/10/06 10/12/06
Public comment period ended	10/23/06
Rule to Natural Resource Board for adoption	1/24/07
Expedited legislative review	2/07
Abbreviated SIP due to EPA	3/31/07
State NO <sub>x</sub> allocations due to EPA	4/30/07
CAIR SIP approved by EPA	Prior to 9/30/07



# **NO<sub>x</sub> RACT Rule Proposal**



# Current 8 Hour Ozone Designations





# Rule Development Schedule

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- ◆ September 06 – RACT rule due to EPA
- ◆ January 07 – Request to Board for hearing authorization.
- ◆ March 07 – Hearings
- ◆ June 07 – Board adoption
- ◆ July 07 - Legislative review
- ◆ September 07 – submit to EPA



# RACT Rule

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- ◆ Applies to EGUs
- ◆ Facility-wide averaging and Multi-facility averaging for EGUs



## *BART Rule*

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# BART Rule

- ◆ Public Hearings Last Week
- ◆ Applies to EGUs, but case-by-case determination that CAIR satisfies BART



## *BART Rule*

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- ◆ DNR identifies BART eligible sources.
  
- ◆ (11 EGUs, 16 non-EGUs)
- ◆ •DNR identifies sources subject to BART.
  
- ◆ (preliminary results: 10 EGUs, less than 5 non-EGUs)
- ◆ •Facilities conduct the engineering analyses required for the BART determination and submit it to the DNR.



## *Hg Rule*

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# ◆ Revisions to the State Mercury Rule



## *Hg Rule*

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- ◆ Consistency Provisions in NR 446
- ◆ Governor's Directive
- ◆ Citizens Petition for Rules



## *Hg Rule*

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Commitment to be Consistent – NR 446.029

- .... the department shall adopt a similar standard that may not be more restrictive in terms of emission limitations.
- .... including administrative requirements that are consistent with the federal administrative requirements (e.g. monitoring, recordkeeping and reporting).



## *Hg Rule*

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August 2006 Directive to WDNR from  
Governor Doyle

“ .... achieve a 90% reduction in mercury emissions from coal-fired power plants through rules and incentives.”



## *Hg Rule*

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### Proposed Components

CAMR provisions plus ...

Rulemaking in 2010 to require a 90%  
reduction by 2020

No federal trading program