

Laura Almond

From: Laura Almond
Sent: Thursday, July 6, 2023 10:16 AM
To: 'apa.h-natr@legis.la.gov'; 'apa.housespeaker@legis.la.gov';
'apa.senatepresident@legis.la.gov'; 'apa.s-envq@legis.la.gov'; Reg Submission
Cc: Roger Gingles; Jonathan McFarland; Courtney Burdette; Jill Clark; Deidra Johnson;
William Little; Nathan Mills; Arlys Dalton
Subject: Summary Report for AQ394ft
Attachments: AQ394ft Notice of Intent.docx

Tracking:	Recipient	Delivery	Read
	'apa.h-natr@legis.la.gov'		
	'apa.housespeaker@legis.la.gov'		
	'apa.senatepresident@legis.la.gov'		
	'apa.s-envq@legis.la.gov'		
	Reg Submission	Delivered: 7/6/2023 10:16 AM	
	Roger Gingles	Delivered: 7/6/2023 10:16 AM	
	Jonathan McFarland	Delivered: 7/6/2023 10:16 AM	
	Courtney Burdette	Delivered: 7/6/2023 10:16 AM	
	Jill Clark	Delivered: 7/6/2023 10:16 AM	
	Deidra Johnson	Delivered: 7/6/2023 10:16 AM	Read: 7/6/2023 10:17 AM
	William Little	Delivered: 7/6/2023 10:16 AM	
	Nathan Mills	Delivered: 7/6/2023 10:16 AM	
	Arlys Dalton	Delivered: 7/6/2023 10:16 AM	

July 6, 2023

The Honorable Eddie Lambert, Chairman
c/o Tyler McCloud, Attorney
Senate Committee on Environmental Quality

The Honorable Jean-Paul Coussan, Chairman
House Committee on Natural Resources and Environment
c/o Committee Staff

**RE: Summary Report for Proposed Rule AQ394ft
Incorporation by Reference of Certain Federal Air Quality Regulations
(LAC 33:III.3101)
Proposed on May 20, 2023**

Pursuant to the Louisiana Administrative Procedure Act, the Louisiana Department of Environmental Quality is submitting a report regarding the above-referenced proposed rule, which was published in the *Louisiana Register*. Neither oral nor written comments were received. No changes have been made to the proposed rule since the report provided for in R.S. 49:966(B) was submitted. Attached is

the Notice of Intent for informational purposes. The original proposed rule was previously provided to you and is not being resubmitted with this report.

We would appreciate it if you would acknowledge receipt of this message by return email. Please contact Laura Almond at (225) 219-3981 if you have any questions regarding this material.

Sincerely yours,

Courtney J. Burdette
Executive Counsel

Laura Almond
Environmental Project Specialist
Louisiana Department of Environmental Quality
Legal Affairs Division
(225) 219-3985

NOTICE OF INTENT

Department of Environmental Quality
Office of the Secretary
Legal Affairs and Criminal Investigations Division

Incorporation by Reference of Certain Federal Air Quality Regulations (LAC 33:III.3101) (AQ394ft)

Under the authority of the Environmental Quality Act, R.S. 30:2001 et seq., and in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the secretary gives notice that rulemaking procedures have been initiated to amend the Air regulations, LAC 33:III.3101 (Log #AQ394ft).

This Rule is identical to federal regulations found in 40 CFR Part 62, Subpart OOO, which are applicable in Louisiana. For more information regarding the federal requirement, contact William Little at (225) 219-3985. No fiscal or economic impact will result from the Rule. This Rule will be promulgated in accordance with the procedures in R.S. 49:963.A(2) and (3).

The proposed Rule incorporates by reference (IBR) the corresponding federal regulations included in 40 CFR Part 62, Subpart OOO, May 21, 2021, into the Louisiana Administrative Code (LAC), Title 33, Part III, Air. Exceptions to the IBR are explicitly listed in the proposed Rule.

On May 21, 2021, the Environmental Protection Agency (EPA) issued 40 CFR Part 62, Subpart OOO - Federal Plan Requirements for Municipal Solid Waste Landfills that Commenced Construction On or Before July 17, 2014 and Have Not Been Modified or Reconstructed Since July 17, 2014.

In order for Louisiana to maintain equivalency with federal regulations, the most current Code of Federal Regulations must be adopted into the Louisiana Administrative Code. This rulemaking is necessary to maintain delegation, authorization, etc. granted to Louisiana by the EPA. The basis and rationale for this proposed Rule are to mirror the federal regulations as they apply to Louisiana's affected sources. This Rule meets an exception listed in R.S. 30:2019(D)(2) and R.S. 49:963(B)(3); therefore, no report regarding environmental/health benefits and social/economic costs is required.

Family Impact Statement

This Rule has no known impact on family formation, stability, and autonomy as described in R.S. 49:972.

Poverty Impact Statement

This Rule has no known impact on poverty as described in R.S. 49:973.

Small Business Analysis

This Rule has no known impact on small business as described in R.S. 49:974.1 - 974.8.

Provider Impact Statement

This Rule has no known impact on providers as described in HCR 170 of 2014.

Public Hearing

A public hearing will be held via Zoom on June 27, 2023, at 1:30 p.m. Interested persons are invited to attend and submit oral comments via PC, Mac, Linux, iOS, or Android at <https://deqlouisiana.zoom.us/j/87319253187?pwd=aUN6Vm9aQW5ndkRndWorM1pKdWxvQT09>, or telephone by dialing (636) 651-3182 using the conference code 725573. Should individuals with a disability need an accommodation in order to participate, contact William Little at the address given below, or (225) 219-3985.

Public Comments

All interested persons are invited to submit written comments on the proposed regulation. Persons commenting should reference this proposed regulation by AQ394ft. Such comments must be received no later than June 27, 2023, at 4:30 p.m., and should be sent to William Little, Attorney Supervisor, Office of the Secretary, Legal Affairs Division, P.O. Box 4302, Baton Rouge, LA 70821-4302, FAX (225) 219-4068, or by E-mail to DEQ.Reg.Dev.Comments@la.gov. Copies of these proposed regulations can be purchased by contacting the LDEQ Public Records Center at (225) 219-3168. Check or money order is required in advance for each copy of AQ394ft. These proposed regulations are available on the Internet at www.deq.louisiana.gov/portal/tabid/1669/default.aspx.

This proposed regulation is available for inspection at the following DEQ office locations from 8 a.m. until 4:30 p.m.: 602 N. Fifth Street, Baton Rouge, LA 70802; 1823 Highway 546, West Monroe, LA 71292; State Office Building, 1525 Fairfield Avenue, Shreveport, LA 71101; 1301 Gadwall Street, Lake Charles, LA 70615; 111 New Center Drive, Lafayette, LA 70508; 110 Barataria Street, Lockport, LA 70374; 201 Evans Road, Bldg. 4, Suite 420, New Orleans, LA 70123.

Courtney J. Burdette
Executive Counsel

Laura Almond

From: APA - House Speaker <apa.housespeaker@legis.la.gov>
Sent: Thursday, July 6, 2023 10:16 AM
To: Laura Almond
Cc: APA - HOUSE SPEAKER
Subject: Request received

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

ELECTRONIC RECEIPT FROM THE OFFICE OF THE SPEAKER

Your Administrative Procedure Act (APA) submission has been received by the Office of the Speaker, Louisiana House of Representatives.

(Please do not respond to this automatically generated response.)

If your communication is unrelated to an APA required submission, it has been deleted.

If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDoI2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.

If you would like to contact members of a particular committee, click here for House Committees <https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees <https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.

Laura Almond

From: APA - House Natural Res <apa.h-natr@legis.la.gov>
Sent: Thursday, July 6, 2023 10:16 AM
To: Laura Almond
Subject: Request received

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

ELECTRONIC RECEIPT BY COMMITTEE

Your Administrative Procedure Act (APA) submission has been received by the Committee on Natural Resources, Louisiana House.

(Please do not respond to this automatically generated response.)

If your communication is unrelated to an APA required submission, it has been deleted.

If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDoI2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.

If you would like to contact members of a particular committee, click here for House Committees <https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees <https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.

Laura Almond

From: APA - Senate President <APA.senatepresident@legis.la.gov>
Sent: Thursday, July 6, 2023 10:16 AM
To: Laura Almond
Cc: APA - Request Senate
Subject: Request received

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

ELECTRONIC RECEIPT FROM THE OFFICE OF THE PRESIDENT

Your Administrative Procedure Act (APA) submission has been received by the Office of the President, Louisiana Senate.

(Please do not respond to this automatically generated response.)

If your communication is unrelated to an APA required submission, it has been deleted.

If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDoI2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.

If you would like to contact members of a particular committee, click here for House Committees <https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees <https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.

Laura Almond

From: APA - Senate Environment <apa.s-envq@legis.la.gov>
Sent: Thursday, July 6, 2023 10:16 AM
To: Laura Almond
Cc: APA - Senate Environment
Subject: Request received

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

ELECTRONIC RECEIPT BY COMMITTEE

Your Administrative Procedure Act (APA) submission has been received by the Committee on Environment, Louisiana Senate.

(Please do not respond to this automatically generated response.)

If your communication is unrelated to an APA required submission, it has been deleted.

If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDoI2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.

If you would like to contact members of a particular committee, click here for House Committees <https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees <https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.

Laura Almond

From: Microsoft Outlook
To: apa.h-natr@legis.la.gov; apa.housespeaker@legis.la.gov;
'apa.senatepresident@legis.la.gov'; apa.s-envq@legis.la.gov
Sent: Thursday, July 6, 2023 10:16 AM
Subject: Relayed: Summary Report for AQ394ft

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

apa.h-natr@legis.la.gov (apa.h-natr@legis.la.gov)

apa.housespeaker@legis.la.gov (apa.housespeaker@legis.la.gov)

'apa.senatepresident@legis.la.gov' (apa.senatepresident@legis.la.gov)

apa.s-envq@legis.la.gov (apa.s-envq@legis.la.gov)

Subject: Summary Report for AQ394ft



Summary Report
for AQ394ft

Laura Almond

From: Arlys Dalton
To: Laura Almond
Sent: Thursday, July 6, 2023 10:18 AM
Subject: Read: Summary Report for AQ394ft

Your message

To: Arlys Dalton
Subject: Summary Report for AQ394ft
Sent: Thursday, July 6, 2023 10:16:13 AM (UTC-06:00) Central Time (US & Canada)

was read on Thursday, July 6, 2023 10:16:46 AM (UTC-06:00) Central Time (US & Canada).

Laura Almond

From: Deidra Johnson
To: Laura Almond
Sent: Thursday, July 6, 2023 10:17 AM
Subject: Read: Summary Report for AQ394ft

Your message

To: Deidra Johnson
Subject: Summary Report for AQ394ft
Sent: Thursday, July 6, 2023 10:16:13 AM (UTC-06:00) Central Time (US & Canada)

was read on Thursday, July 6, 2023 10:16:36 AM (UTC-06:00) Central Time (US & Canada).

Laura Almond

From: Microsoft Outlook <postmaster@StateofLA.onmicrosoft.com>
To: Reg Submission
Sent: Thursday, July 6, 2023 10:16 AM
Subject: Delivered: Summary Report for AQ394ft

Your message has been delivered to the following recipients:

Reg Submission (Reg.Submission@la.gov)

Subject: Summary Report for AQ394ft



Summary Report
for AQ394ft

Laura Almond

From: Microsoft Outlook
To: Jill Clark
Sent: Thursday, July 6, 2023 10:16 AM
Subject: Delivered: Summary Report for AQ394ft

Your message has been delivered to the following recipients:

Jill Clark (Jill.Clark@la.gov)

Subject: Summary Report for AQ394ft



Summary Report
for AQ394ft

Laura Almond

From: Microsoft Outlook
To: William Little
Sent: Thursday, July 6, 2023 10:16 AM
Subject: Delivered: Summary Report for AQ394ft

Your message has been delivered to the following recipients:

William Little (William.Little@la.gov)

Subject: Summary Report for AQ394ft



Summary Report
for AQ394ft

Laura Almond

From: Microsoft Outlook
To: Deidra Johnson
Sent: Thursday, July 6, 2023 10:16 AM
Subject: Delivered: Summary Report for AQ394ft

Your message has been delivered to the following recipients:

Deidra Johnson (Deidra.Johnson@LA.GOV)

Subject: Summary Report for AQ394ft



Summary Report
for AQ394ft

Laura Almond

From: Microsoft Outlook
To: Courtney Burdette
Sent: Thursday, July 6, 2023 10:16 AM
Subject: Delivered: Summary Report for AQ394ft

Your message has been delivered to the following recipients:

Courtney Burdette (Courtney.Burdette@LA.GOV)

Subject: Summary Report for AQ394ft



Summary Report
for AQ394ft

Laura Almond

From: Microsoft Outlook
To: Roger Gingles
Sent: Thursday, July 6, 2023 10:16 AM
Subject: Delivered: Summary Report for AQ394ft

Your message has been delivered to the following recipients:

Roger Gingles (Roger.Gingles@la.gov)

Subject: Summary Report for AQ394ft



Summary Report
for AQ394ft

Laura Almond

From: Microsoft Outlook
To: Arlys Dalton
Sent: Thursday, July 6, 2023 10:16 AM
Subject: Delivered: Summary Report for AQ394ft

Your message has been delivered to the following recipients:

Arlys Dalton (Arlys.Dalton@la.gov)

Subject: Summary Report for AQ394ft



Summary Report
for AQ394ft

Laura Almond

From: Microsoft Outlook
To: Jonathan McFarland
Sent: Thursday, July 6, 2023 10:16 AM
Subject: Delivered: Summary Report for AQ394ft

Your message has been delivered to the following recipients:

Jonathan McFarland (Jonathan.McFarland@LA.GOV)

Subject: Summary Report for AQ394ft



Summary Report
for AQ394ft

Laura Almond

From: Jill Clark
Sent: Thursday, July 6, 2023 10:16 AM
To: Laura Almond
Subject: Automatic reply: Summary Report for AQ394ft

I will be out of the office July 6 - 16. If you need immediate assistance, please contact the LDEQ Legal Division at 225-219-3985 and your call will be directed to the appropriate person.

Laura Almond

From: Microsoft Outlook
To: Nathan Mills
Sent: Thursday, July 6, 2023 10:16 AM
Subject: Delivered: Summary Report for AQ394ft

Your message has been delivered to the following recipients:

[Nathan Mills \(Nathan.Mills@LA.GOV\)](mailto:Nathan.Mills@LA.GOV)

Subject: Summary Report for AQ394ft



Summary Report
for AQ394ft