

**Mississippi Secretary of State**  
700 North Street P. O. Box 136, Jackson, MS 39205-0136

**ADMINISTRATIVE PROCEDURES NOTICE FILING**

AGENCY NAME Mississippi Commission on Environmental Quality Mississippi Department of Environmental Quality		CONTACT PERSON Ted Lampton	TELEPHONE NUMBER 601-961-5573	
ADDRESS P.O. Box 2261		CITY Jackson	STATE MS	ZIP 39225
EMAIL Ted_Lampton@deq.state.ms.us	SUBMIT DATE: 6-2-15	Name or number of rule(s): Mississippi Administrative Code, Title 11, Part 2, Chapter 11, "REGULATIONS FOR AMBIENT AIR QUALITY NONATTAINMENT AREAS"		

Short explanation of rule/amendment/pepeal and reason(s) for proposing rule/amendment/pepeal: The Department is proposing to amend air pollution control regulations entitled 11 Mississippi Administrative Code, Part 2, Chapter 11, "Regulations for Ambient Air Quality Nonattainment Areas", in order to correct an applicability error and to add clarifying language concerning the required "Emissions Statement" for certain sources of air emissions. The regulation amendments will be applicable to sources in DeSoto County, Mississippi as well as any other areas in Mississippi that may be designated nonattainment for air quality in the future.

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann. §§49-2-9(1)(b) and 49-17-17 (Rev.2012)  
List all rules repealed, amended, or suspended by the proposed rule: 11 Miss. Admin. Code Pt. 2, Ch. 11

**ORAL PROCEEDING:**

An oral proceeding is scheduled for this rule on: Date: July 2, 2015, Time: 10:30 a.m., Place: Mississippi Department of Environmental Quality, 515 E. Amite St., Jackson, Mississippi 39201

Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/pepeal may be submitted to the filing agency.

**ECONOMIC IMPACT STATEMENT:**

Economic impact statement not required for this rule.  Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
<input type="checkbox"/> Original filing <input type="checkbox"/> Renewal of effectiveness To be in effect in _____ days Effective date: <input type="checkbox"/> Immediately upon filing <input type="checkbox"/> Other (specify): _____	Action proposed: <input type="checkbox"/> New rule(s) <input checked="" type="checkbox"/> Amendment to existing rule(s) <input type="checkbox"/> Repeal of existing rule(s) <input type="checkbox"/> Adoption by reference Proposed final effective date: <input checked="" type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____	Date Proposed Rule Filed: Action taken: <input type="checkbox"/> Adopted with no changes in text <input type="checkbox"/> Adopted with changes <input type="checkbox"/> Adopted by reference <input type="checkbox"/> Withdrawn <input type="checkbox"/> Repeal adopted as proposed Effective date: <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____

Printed name and Title of person authorized to file rules: Theodore D. Lampton, III, Senior Attorney

Signature of person authorized to file rules: Theodore D Lampton

OFFICIAL FILING STAMP <div style="border: 1px solid black; height: 100px; width: 100%;"></div> Accepted for filing by	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP <div style="border: 1px solid black; padding: 10px;">  </div> Accepted for filing by <u>#21325</u>	OFFICIAL FILING STAMP <div style="border: 1px solid black; height: 100px; width: 100%;"></div> Accepted for filing by
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The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY  
NOTICE OF PUBLIC HEARING

PUBLIC NOTICE START DATE: JUNE 2, 2015  
DEADLINE FOR COMMENTS: JULY 2, 2015

PLEASE TAKE NOTE that the Mississippi Commission on Environmental Quality (“Commission”) is considering adopting a State Implementation Plan Revision for the purpose of amending air pollution control regulations for areas in Mississippi designated as Nonattainment for Federal National Ambient Air Quality Standards (NAAQS). The affected regulations are entitled 11 Mississippi Administrative Code, Part 2, Chapter 11, “Regulations for Ambient Air Quality Non-Attainment Areas”. The SIP Revision and regulation amendments will be applicable statewide.

I. Substance of the proposed action:

The proposed SIP Revision and proposed regulation amendments concern the correction of a source applicability error in Rule 11.3.A of 11 Mississippi Administrative Code, Part 2, Chapter 11, “Regulations for Ambient Air Quality Non-Attainment Areas”. The sources affected by the requirements of Rule 11.3. are all stationary sources of nitrogen oxides or volatile organic compounds which have the potential to emit more than 25 tons per calendar year (instead of the incorrect 100 tons) of either pollutant and are located in area(s) designated by the U.S. Environmental Protection Agency as nonattainment for the 2008 ozone NAAQS. The regulations are applicable to sources in DeSoto County, Mississippi as well as any other areas in Mississippi that may be designated non-attainment for air quality in the future.

II. Manner By Which the Public May Comment.

Copies of the proposed SIP Revision and proposed regulations may be obtained by calling Mr. Keith Head at 601-961-5577 or writing to Mississippi Department of Environmental Quality, Air Division, P.O. Box 2261, Jackson, Mississippi 39201. For persons with internet access, the proposed SIP Revision and proposed regulation amendments may be found on the Mississippi Department of Environmental Quality’s website at <http://www.deq.state.ms.us> under Programs/Air Quality/New Information. Also, the proposed SIP Revision and proposed regulations will be available for public review through July 2, 2015, in the main branch of the public library in Gulfport, Hernando, and Tupelo, Mississippi. The proposed SIP Revision and proposed regulations may also be reviewed in the offices of the Mississippi Department of Environmental Quality, 515 E. Amite Street, Jackson, Mississippi. Please contact Mr. Lorenzo Boddie at (601) 961-5171 to schedule an appointment.

Members of the public may present verbal or written comments at the public hearing described below. Also, written statements regarding the proposed SIP Revision and/or proposed regulations will be made part of the public hearing record if delivered by 5:00 p.m., July 2, 2015, to the attention of Mr. Dallas Baker at the address shown above.

III. Notice of Public Hearing.

A public hearing to receive comments regarding the proposed SIP Revision and proposed regulations will be held on Thursday, July 2, 2015, at 10:30 a.m., in Room 104A at the offices of the Mississippi Department of Environmental Quality, 515 E. Amite St., Jackson, Mississippi 39201.

IV. Additional Information.

For additional information, please contact Mr. Keith Head at 601-961-5577.