



STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Jim Gibbons, Governor

Allen Biaggi, Director

Leo M. Drozdoff, P.E., Administrator

Notice of Workshop to Solicit Comments on Proposed Revisions to Nevada Administrative Code (NAC) 445B.001-.3791 AIR CONTROLS: AIR POLLUTION

The Nevada Division of Environmental Protection (NDEP) is proposing to adopt regulations amending NAC 445B.001 to 445B.3791. The following workshop has been scheduled to solicit comments from persons interested in the regulatory amendments (petitions) described below.

CARSON CITY
October 21, 2008 9:00 AM to 1:00 PM
State Legislative Building
401 S. Carson Street (at 5th St.)
Room 3143

I. P2008-06 (R191-08, Permanent). The NDEP is proposing to update the reporting requirements for excess emissions and clarify the procedures for renewal of permits. The amendments will:

- Require notification at least 30 days in advance of any scheduled maintenance or testing and, for scheduled repairs, must include the proposed time and expected duration.
- For renewals of Class I, II and III operating permits, clarify that the source must apply for a new permit with the appropriate application fee if a renewal application is not submitted within the time line required by the NAC.

II. P2008-21, “MBR” (Temporary). The NDEP is proposing to amend the “Nevada Mercury Air Emissions Control Program,” NAC 445B.3611 to 445B.3689. This program regulates air emissions of mercury from precious metal mining companies. The amendments will:

- Streamline the permitting process for mercury retorts, melting furnaces and electrowinning circuits by pre-determining NvMACT (maximum achievable control technology) in regulation. MACT by rule (MBR) expedites the installation and implementation of air emission controls for the reduction of mercury to the atmosphere.
- Contain specific requirements in the regulation, including, but not limited to: mercury control technologies which are NvMACT, control performance, work practice standards, maintenance, monitoring requirements, record keeping and reporting requirements.

III. P2008-15, “BART” (R190-08, Permanent). This proposed regulation is necessary to comply with the federal *Regional Haze Rule* (RHR) promulgated in July 1999 (64FR35714). The RHR requires states to establish emission

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reduction strategies for improving visibility in certain national parks and wilderness areas throughout the United States. This regulation will add a requirement for certain electric generating units in Nevada to install best available retrofit technology (BART) to control emissions of NO_x, SO₂ and PM₁₀ and comply with specified emission limits. These requirements apply to Nevada Energy's Fort Churchill Generating Station in the Mason Valley, Tracy Generating Station in the Truckee River Basin, and Reid Gardner Generating Station in the California Wash northeast of Las Vegas; and to Southern California Edison's Mohave Generating Station near Laughlin.

A copy of materials relating to the proposed regulations may be obtained on line at <http://sec.nv.gov> (click on November 12, 2008 SEC Hearing; scroll to action items numbers 4, 5 and 7; or from Adele Malone at NDEP, 901 S. Stewart Street, Suite 4001, Carson City, NV 89701; by e-mail to amalone@ndep.nv.gov; or at the workshop. Please contact Adele Malone at 775-687-9356 (or Cathy Douglas at 775-687-9349) with any questions. Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify Adele or Cathy no later than 3 working days before the workshop.

This notice has been posted at the Nevada Division of Environmental Protection offices in Carson City and Las Vegas, at the State Library in Carson City and at County libraries throughout Nevada. 10/6/08

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