

review and consideration of all comments received, the Department has determined that another substantive change to this rule is needed. Therefore, the Department is withdrawing this proposed rule and intends to initiate rulemaking for a similar rule further revising certain provisions of LAC 33:I.Chapter 39. If you have any questions, please call Judith A. Schuerman, Ph.D., at (225) 219-3550.

Herman Robinson, CPM  
Executive Counsel

0704#035

## POTPOURRI

### Department of Environmental Quality Office of the Secretary

#### Declaratory Ruling—Submittals of Annual Criteria Pollutant Emissions

**Subject:** Submittals of Annual Criteria Pollutant Emissions Inventory Data for Calendar Year 2006

Under the authority of the Environmental Quality Act, R.S. 30:2001 et seq., and in accordance with LAC 33:I.1125.A, the secretary hereby issues a declaratory ruling regarding submittals of Annual Criteria Pollutant Emissions Inventory Data for calendar year 2006.

#### Background

The Louisiana Department of Environmental Quality (Department) has initiated a project to update and enhance the existing emissions inventory reporting system. Due to unavoidable delays, however, the system will not be ready to receive data, nor will user training be completed, in time for users to meet all of the requirements associated with the March 31, 2007, criteria pollutant emissions inventory reporting deadline set forth in LAC 33:III.918 and 919. Some Department issued permits contained language that was more restrictive than that contained in LAC 33:III.918 and 919 with regard to reporting of emissions inventory data. The Department never intended this to be the case, and issues this ruling to ensure that facilities which report calendar year 2006 emissions by July 1, 2007 will be found compliant with LAC 33:III.918 and 919. To address this inconsistency, the Department issued Potpourri Notice 0612Pot4 on December 20, 2006, containing the alternative notification procedures for facilities to follow if their permit language was more restrictive than LAC 33:III.918 and 919.

#### Ruling

Facilities are required to submit the Criteria Pollutant Emissions Certification Statement certifying facility totals for calendar year 2006 emissions by March 31, 2007, or other date directed by the Secretary in accordance with LAC 33:III.919.D. For all facilities, including but not limited to the affected sources identified below, the Department has extended to July 1, 2007, the deadline for submitting calendar year 2006 emission point level data. Owners and operators who submit the aforementioned data in the format prescribed by the Department by the deadlines specified will be found compliant with LAC 33:III.918 and 919, regardless of any permit specific condition language to the contrary.

This change in the submittal schedule for emission inventory data is for reporting of calendar year 2006 data only.

#### Reasons for Ruling

This extension of the deadline for submittal of the emission point level data will enable facilities to submit data through the new emissions inventory reporting system and alleviate difficulties associated with reporting and processing data in the current, outdated system. Allowing the 90-day extension for facilities to submit emission point level data will not have a negative impact on data availability. The new system has been designed such that emission inventory data will be readily available for assessment and dissemination, while data submitted via the existing system was typically not available for six months or more following the March 31 submission date.

#### Affected Sources

Affected sources [listed under Declaratory Ruling 2007-001 at: [www.deq.louisiana.gov/portal/Default.aspx?tabid=109](http://www.deq.louisiana.gov/portal/Default.aspx?tabid=109)] were identified in accordance with the procedures described in Potpourri Notice 0612Pot4, published in the *Louisiana Register* on December 20, 2006.

In accordance with LAC 33:I.1149.B.3, this declaratory ruling shall be published in the *Louisiana Register*.

Date: March 13, 2007

Signed: Mike D. McDaniel, Ph.D.  
Secretary

For more information contact Jennifer Mouton, Office of Environmental Assessment, Air Quality Assessment Division, at (225) 219-3427.

Herman Robinson, CPM  
Executive Counsel

0704#032

## POTPOURRI

### Department of Environmental Quality Office of the Secretary Legal Affairs Division

#### 2006 State Implementation Plan (SIP) General Revisions

Under the authority of the Environmental Quality Act, R.S. 30:2051 et seq., the secretary gives notice of proposed general revisions to the air quality State Implementation Plan (SIP). The revisions include amendments to various air quality regulations in LAC 33:III.Chapters 1, 5, 6, 7, 9, and 23, which were previously promulgated in 2006, and which were not previously included in other revisions to the SIP.

A public hearing will be held on May 30, 2007, at 1:30 p.m. in the Galvez Building, Oliver Pollock Conference Room, 602 N. Fifth Street, Baton Rouge, Louisiana. Interested persons are invited to attend and submit oral comments on the proposed revisions. Should individuals with a disability need an accommodation in order to participate, contact Judith Schuerman, Office of the Secretary, Legal Affairs Division, Box 4302, Baton Rouge, LA 70821-4302 or at (225) 219-3550. Parking in the Galvez Garage is free with a validated parking ticket.

All interested persons are invited to submit written comments on the proposed 2006 SIP general revisions. Comments must be submitted no later than 4:30 p.m. on June 6, 2007. Comments should be mailed to Sandra Hilton, Office of Environmental Assessment, Plan Development Section, Box 4314, Baton Rouge, LA 70821-4314 or faxed to (225) 219-3582. Copies of this document can be purchased by contacting the DEQ Public Records Center at (225) 219-3168. A check or money order is required in advance for each copy of the document.

A copy of the general revisions to the SIP may be viewed Monday through Friday, from 8 a.m. to 4:30 p.m., at the following DEQ locations: 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; 645 N. Lotus Drive, Suite C, Mandeville, LA 70471; 111 New Center Drive, Lafayette, LA 70508; 110 Barataria Street, Lockport, LA 70374 or on the Internet at [www.deq.louisiana.gov/portal/tabid/2644/Default.aspx](http://www.deq.louisiana.gov/portal/tabid/2644/Default.aspx).

Summary of Rules Promulgated in 2006			
LAC 33:III	Louisiana Register Citation	Description	Comments
§919	February 2006 LR 32:241 AQ 255	Emissions Inventory	Replaces the term 1-hour with the term 8-hour.
§111	September 2006 LR 32:1598 AQ 253	8-Hour Ambient Ozone Standard and Nonattainment New Source Review	Replaces 1-hour ozone standard with 8-hour standard and revises NNSR provisions.
§504	September 2006 LR 32:1598 AQ 253	8-Hour Ambient Ozone Standard and Nonattainment New Source Review	Revises NNSR provisions for parishes classified as severe under the 1-hour ozone standard to marginal under the 8-hour ozone standard.
§509	September 2006 LR 32:1598 AQ 253	8-Hour Ambient Ozone Standard and Nonattainment New Source Review	NO <sub>x</sub> is added as a regulated pollutant for PSD.
§607	September 2006 LR 32:1598 AQ 253	8-Hour Ambient Ozone Standard and Nonattainment New Source Review	Replaces the 1-hour ozone standard with 8-hour standard.
§709	September 2006 LR 32:1598 AQ 253	8-Hour Ambient Ozone Standard and Nonattainment New Source Review	Adds PM <sub>2.5</sub> as a primary ambient air quality standard.
§711	September 2006 LR 32:1598 AQ 253	8-Hour Ambient Ozone Standard and Nonattainment New Source Review	Adds PM <sub>2.5</sub> as a primary ambient air quality standard.
§501	October 2006 LR 32:1847 AQ 240	New or Revised Emissions Estimation Methodologies	The department can review apparent discrepancies between permitted emissions and reported actual emissions.
§2301	October 2006 LR 32:1840 AQ 264	Control of Emissions from the Chemical Woodpulping Industry	Provides total reduced sulfur and opacity exemptions from LAC 33:III.2301 for sources subject to NSPS BB.
§513.A	October 2006 LR 32:1854 AQ267	General Permits, Temporary Sources, and Relocation of Portable Facilities	Clarifies that general permit requirements for minor sources do not require EPA review and publication of notice.
§505	October 2006 LR 32:1841 AQ 268	Public Notice and Affected State Notice	The term "draft permit" is replaced with the term "proposed permit."
§509	October 2006 LR 32:1842 OS 070	Cleanup Package (LAC 33:I.705 and 909; III.509; V.2299; IX.107 and 7107; XI.301; and XV.102 and 399)	Corrected an error in a citation.

Herman Robinson, CPM  
Executive Counsel

0704#034

**POTPOURRI**

**Department of Environmental Quality  
Office of the Secretary  
Legal Affairs Division**

New Orleans Area Ozone Maintenance Plan

Under the authority of the Louisiana Environmental Quality Act, R. S. 30:2001 et seq., the secretary gives notice that the Office of Environmental Assessment, Plan Development Section, will submit a proposed revision to the ozone maintenance plan for the New Orleans Area, which

includes the parishes of Jefferson, Orleans, St. Bernard, and St. Charles. This revision to the State Implementation Plan (SIP) is mandated under Section 110(a)(1) requirements of the 1990 Clean Air Act Amendments (CAAA).

According to EPA guidance issued May 20, 2005, areas that are designated attainment for the 8-hour ozone National Ambient Air Quality Standards (NAAQS) and are designated attainment for the 1-hour ozone NAAQS with an approved maintenance plan must submit a revision to the SIP.

A public hearing will be held at 1:30 p.m. on May 30, 2007, in the Galvez Building, Oliver Pollock Conference Room, 602 N. Fifth Street, Baton Rouge, LA. Should individuals with a disability need an accommodation in order to participate, please contact Vivian H. Aucoin at (225) 219-3575 or at the address listed below. Interested persons are invited to attend and submit oral comments on the proposal.

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# The Times

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LDEQ/OSEC/LAD  
REGULATION DEVELOPMENT SECTION

## PROOF OF PUBLICATION

POTPOURRI

Department of Environmental Quality  
Office of the Secretary  
Legal Affairs Division

2006 State Implementation Plan (SIP) General Revisions (0704Pot4)

Under the authority of the Environmental Quality Act, R.S. 30:2051 et seq., the secretary gives notice of proposed general revisions to the air quality State Implementation Plan (SIP). The revisions include amendments to various air quality regulations in LAC 33:III.Chapters 1, 5, 6, 7, 9, and 23, which were previously promulgated in 2006, and which were not previously included in other revisions to the SIP.

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All interested persons are invited to submit written comments on the proposed 2006 SIP general revisions. Comments must be submitted no later

STATE OF LOUISIANA

PARISH OF CADDO

Before me, the undersigned authority, personally came and appeared

Altheas Critton personally known to me,

Who being duly sworn, deposes and says that she is the Assistant to the Classified Advertising Manager of The Times, and that the attached Advertisement entitled:

POTPOURRI (0704Pot4)

As per copy of advertisement hereto annexed, was published in The Times on the following dates to wit:

April 16, 2007

(Signed) Altheas Critton

Sworn to and subscribed before me this 16<sup>th</sup> day of April, 2007

Diana W. Barber

DIANA W. BARBER, NOTARY PUBLIC # 60491  
CADDO PARISH, LOUISIANA  
MY COMMISSION IS FOR LIFE

(Notary)



758353

POTPOURRI

Department of  
Environmental Quality  
Office of the Secretary  
Legal Affairs Division

2006 State  
Implementation Plan  
(SIP) General  
Revisions  
(0704Pot4)

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All interested persons are invited to submit written comments on the proposed 2006

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A copy of the general revisions to the SIP may be viewed Monday through Friday, from 8 a.m. to 4:30 p.m., at the following DEQ locations: 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; 645 N. Lotus Drive, Suite C, Mandeville, LA 70471; 111 New Center Drive, Lafayette, LA 70508; 110 Barataria Street, Lockport, LA 70374 or on the Internet at [www.deq.louisiana.gov/portal/tabid/2644/Default.aspx](http://www.deq.louisiana.gov/portal/tabid/2644/Default.aspx).

Herman Robinson,  
CPM  
Executive Counsel

# CAPITAL CITY PRESS

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*ds*  
3/10/07

Publisher of  
**THE ADVOCATE**

## PROOF OF PUBLICATION

The hereto attached notice was published in THE ADVOCATE, a daily newspaper of general circulation published in Baton Rouge, Louisiana, and the official Journal of the State of Louisiana, the City of Baton Rouge, and the Parish of East Baton Rouge, in the following issues:

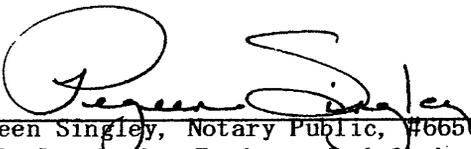
**04/14/07**



Susan A. Bush, Public Notices Clerk

Sworn and subscribed before me by the person whose signature appears above:

**April 14, 2007**



Pegeen Singley, Notary Public, #66565  
My Commission Expires: Indefinite  
Baton Rouge, Louisiana

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MAY 09 2007

LDEQ/OSEC/LAD  
REGULATION DEVELOPMENT SECTION

**POTPOURRI**  
Department of  
Environmental Quality  
Office of the Secretary  
Legal Affairs Division  
**2006 State Implementation  
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(0704Pot4)**

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Herman Robinson, CPM  
Executive Counsel

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LA 70821-4314

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LDEQ/GSECLAD  
REGULATION DEVELOPMENT SECTION

( A Correct Copy of Publication )

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POTPOURRI  
Department of  
Environmental Quality  
Office of the Secretary  
Legal Affairs Division

2006 State Implementa-  
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HERMAN ROBINSON,  
CFM  
Executive Counsel

(4) 13

I, Bill Buschmann, Advertising Sales Manager  
of THE TOWN TALK, published at Alexandria,  
Louisiana do solemnly swear that the  
Potpourri (0704Pot4)  
advertisement, as per clipping attached, was  
published in the regular and entire issue of said  
newspaper, and not in any supplement thereof  
for one insertion(s) commencing with the issue  
dated April 13, 2007 and ending with the  
issue dated April 13, 2007.

*Bill Buschmann*

Subscribed and sworn to before me

this 13th day of April, 2007

*[Signature]*  
Notary Number 01988

2/23/07

APR 20 2007

LDL/GSEC/LAD  
REGULATION DEVELOPMENT SECTION

# The Times-Picayune

3800 HOWARD AVENUE, NEW ORLEANS, LOUISIANA 70140-1097

TELEPHONE (504) 826-3206

State of Louisiana

Parish of Orleans

City of New Orleans

Personally appeared before me, a Notary in and for the parish of Orleans, Robert J. Chiasson who deposes and says that he is the Accounts Receivable Manager, of The Times-Picayune Publishing Corporation, a Louisiana Corporation, Publishers of The Times-Picayune, Daily and Sunday, of general circulation; doing business in the City of New Orleans and the State of Louisiana, and that the attached **LEGAL NOTICE**

Re:Potpourro DEQ 2006 State Implementation Plan SIP General Revisions 0704Pot4

Advertisement of Office Of Environemental Quality

P.O. BOX 4302  
Baton Rouge, La. 70821

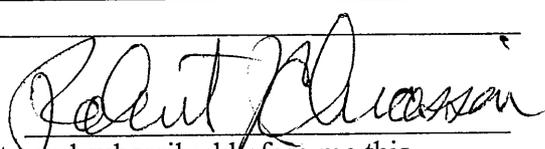
Was published in The Times Picayune

3800 Howard Ave.  
New Orleans, La. 70125

On the following dates April 14, 2007

Sworn to and subscribed before me this

16th Day of April, 2007



Notary Public

My commission expires at my death.

Charles A. Ferguson, Jr.

Notary identification number 23492

POTPOURRI

Department of Environmental Quality  
Office of the Secretary  
Legal Affairs Division

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Herman Robinson, CPM  
Executive Counsel

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*4/13/07*

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**APR 23 2007**

LDEQ/OSEC/LAD  
REGULATION DEVELOPMENT SECTION

# Affidavit of Publication

POTPOURRI  
Department of Environmental Quality  
Office of the Secretary Legal Affairs Division  
2006 State Implementation Plan (SIP) General Revisions  
(0704Pot4)

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Herman Robinson,  
CPM  
Executive Counsel

April 18  
00344627

**STATE OF LOUISIANA  
Parish of Calcasieu**

Before me the undersigned authority, personally came and appeared

*Karen Hollier*

who being duly sworn, deposes and says:

He/She is a duly authorized agent of  
**LAKE CHARLES AMERICAN PRESS**  
a newspaper published daily at 4900 Highway 90 East,  
Lake Charles, Louisiana, 70615. (Mail address: P.O. Box 2893  
Lake Charles, LA 70602)

The attached Notice was published in said newspaper in its issue(s)  
dated:

00344627 - \$26.00

April 18, 2007

*Karen Hollier*

Duly Authorized Agent

Subscribed and sworn to before me on this 18th day of April, 2007 at  
Lake Charles, LA

*Gwendolyn R. Dugas*

Notary Public

00053262

LDEQ-OSEC-LAD

00053262  
LDEQ-OSEC-LAD  
REGULATION DEVELOPMENT  
REMEMBER WEATHERSPOON  
P.O. BOX 4302  
BATON ROUGE, LA 70821-4302

Gwendolyn R. Dugas  
#056523

Department of Environmental Quality  
Office of the Secretary  
Legal Affairs Division

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Herman Robinson,  
CPM  
Executive Counsel  
Monroe, LA  
April 20, 2007

**CERTIFIED COPY**

*Handwritten:* 5/13/07

**Publisher of**

**THE NEWS-STAR  
MONROE, LOUISIANA  
PROOF OF PUBLICATION**

**The hereto attached advertisement  
Was published in the NEWS-STAR.  
A daily newspaper of general circulation.  
Published in Monroe, Louisiana.  
Parish of Ouachita in the issues of:**

*Handwritten:* April 20, 2007  
*Signature:* Penneyatto M. Hill

**LEGAL AD DEPT.**

**Sworn and subscribed before me by**

**person whose signature appears above in Monroe, LA on this**

*Handwritten:* 23rd day of April 20 07 AD

**RECEIVED**

APR 30 2007

LDEQ/OSEC/LAD  
REGULATION DEVELOPMENT SECTION

*Signature:* Steven L. Turner

Steven L. Turner # 43154  
**NOTARY PUBLIC**