

POTPOURRI

Department of Environmental Quality Office of the Secretary

Declaratory Ruling No. DR-07-001 (0704Pot2)

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: <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

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