



RULE-MAKING ORDER PERMANENT RULE ONLY

CR-103P (October 2017) (Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: February 19, 2020
TIME: 2:20 PM

WSR 20-06-003

Agency: Southwest Clean Air Agency

Effective date of rule:

Permanent Rules

- 31 days after filing.
- Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes No If Yes, explain:

Purpose:

SWCAA 400-025 - Adoption of Federal Rules

The proposed rule changes establish a new section identifying a generally applicable adoption by reference date for federal regulations cited in other sections of SWCA 400.

SWCAA 400-046 - Application Review Process for Nonroad Engines.

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025.

SWCAA 400-050 - Emission Standards for Combustion and Incineration Units

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025 and add a new federal regulation citation for Hospital/Medical/Infectious Waste Incinerators.

SWCAA 400-060 - Emission Standards for General Process Units

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025.

SWCAA 400-070 - General Requirements for Certain Source Categories

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025.

SWCAA 400-072 - Emission Standards for Selected Small Source Categories.

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025.

SWCAA 400-075 - Emission Standards for Stationary Sources Emitting Hazardous Air Pollutants.

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025.

SWCAA 400-105 - Records, Monitoring and Reporting.

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025.

SWCAA 400-106 - Emission Testing and Monitoring at Air Contaminant Sources

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025.

SWCAA 400-110 - Application Review Process for Stationary Sources (New Source Review).

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025.

SWCAA 400-111 - Requirements for New Sources in a Maintenance Plan Area.

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025.

SWCAA 400-115 - Standards of Performance for New Sources.

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025.

SWCAA 400-171 - Public Involvement.

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025.

SWCAA 400-850 - Actual Emissions - Plantwide Applicability Limitation (PAL).

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025.

SWCAA 400, Appendix A - SWCAA Method 9 – Visual Opacity Determination Method

The proposed rule changes revise adoption by reference citations to cite the date in SWCAA 400-025.

Citation of rules affected by this order:

New: SWCAA 400-025

Repealed: None

Amended: SWCAA 400-046, SWCAA 400-050, SWCAA 400-060, SWCAA 400-070, SWCAA 400-072, SWCAA 400-075, SWCAA 400-105, SWCAA 400-106, SWCAA 400-110, SWCAA 400-111, SWCAA 400-115, SWCAA 400-171, SWCAA 400-850, SWCAA 400 Appendix A

Suspended: None

Statutory authority for adoption: RCW 70.94.141

Other authority: N/A

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 19-21-110 on October 17, 2019 (date).

Describe any changes other than editing from proposed to adopted version: None

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name:

Address:

Phone:

Fax:

TTY:

Email:

Web site:

Other:

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

| | | | | | | |
|----------------------------------|-----|-----|---------|-----|----------|-----|
| Federal statute: | New | ___ | Amended | ___ | Repealed | ___ |
| Federal rules or standards: | New | ___ | Amended | ___ | Repealed | ___ |
| Recently enacted state statutes: | New | ___ | Amended | ___ | Repealed | ___ |

The number of sections adopted at the request of a nongovernmental entity:

| | | | | | |
|-----|-----|---------|-----|----------|-----|
| New | ___ | Amended | ___ | Repealed | ___ |
|-----|-----|---------|-----|----------|-----|

The number of sections adopted on the agency's own initiative:

| | | | | | |
|-----|----------|---------|-----------|----------|-----|
| New | <u>1</u> | Amended | <u>14</u> | Repealed | ___ |
|-----|----------|---------|-----------|----------|-----|

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

| | | | | | |
|-----|----------|---------|-----------|----------|-----|
| New | <u>1</u> | Amended | <u>14</u> | Repealed | ___ |
|-----|----------|---------|-----------|----------|-----|

The number of sections adopted using:

| | | | | | | |
|--------------------------------|-----|----------|---------|-----------|----------|-----|
| Negotiated rule making: | New | ___ | Amended | ___ | Repealed | ___ |
| Pilot rule making: | New | ___ | Amended | ___ | Repealed | ___ |
| Other alternative rule making: | New | <u>1</u> | Amended | <u>14</u> | Repealed | ___ |

Date Adopted: February 6, 2020

Name: Uri Papish

Title: Executive Director

Signature:

