



Notice of Workshop to Solicit Comments on Proposed Amendments to Nevada Administrative Code Chapters 445B, 459 & 486A – Air Pollution

The Nevada Division of Environmental Protection (NDEP) is proposing regulations that will (1) revise the public notice rule provisions for the air quality program, and (2) will provide an exemption, under certain circumstances, from the requirement that motor vehicles registered in Nevada that were originally equipped with devices to control pollution must have those devices correctly installed and in good operating condition. The following workshop has been scheduled to solicit comments from persons interested in the amendments, which are described below. The workshop agenda is on the reverse side of this announcement.

**July 25, 2017
9:00 AM to 12:00 PM**

**Great Basin Conference Room
4th Floor
901 S. Stewart Street
CARSON CITY**

**Video Conference to
NDEP Red Rock Conference Room
2030 E. Flamingo Road, Ste. 230
LAS VEGAS**

Permanent Regulation P2017-01: The NDEP is proposing regulations that will revise the public notice rule provisions for the air quality program. These amendments will significantly improve communication with the public on permit and other actions by allowing for information to be made available for an extended time period on a dedicated website in comparison to a one-day newspaper notice, which will result in broader and better informed public participation. Public access will be improved by making actions immediately available through convenient and reliable electronic media outlets. E-notice will also provide flexibility for the NDEP by avoiding time delays associated with newspaper publication and allowing for faster correction of errors and rescheduling of events. Additionally, resources currently being spent by the NDEP will be more efficiently used by removing the public notice newspaper requirements and by removing the requirement to provide notice of the Director's proposed action and a copy of the Class II operating permit to a public library.

Permanent Regulation P2017-02: The NDEP is proposing to provide an exemption, under certain circumstances, from the requirement that motor vehicles registered in Nevada that were originally equipped with devices to control pollution must have those devices correctly installed and in good operating condition. The amendment will update the NAC to provide an exemption that applies to those motor vehicles subject to a settlement agreement entered into by the State of Nevada, an Agency of the State of Nevada, or to which the State of Nevada is a beneficiary, that is intended to mitigate the effects of any device for the control of pollution which is not correctly installed or in operating condition in accordance with the specifications of the vehicle manufacturer and any applicable state or federal statute or regulation. The amendment does not relieve the owner of the requirement to obtain evidence of compliance with the Nevada emission inspection program prior to registration of the vehicle in those counties where the program is being implemented, i.e., the vehicle must pass the annual emission inspection and will not be exempted for other mechanical defects or disrepair that results in a test failure.

The proposed amendments and related materials are available on the NDEP website at: <https://ndep.nv.gov/posts/category/air>. A copy of materials relating to the proposed regulations may also be obtained at the workshop or from Sig Jaunarajs at NDEP, 901 S. Stewart Street, Suite 4001, Carson City, NV 89701; (775) 687-9392; or e-mail sjaunara@ndep.nv.gov. Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify Sig Jaunarajs no later than 3 working days before the workshop.

This notice has been posted on the official State website, the Nevada Legislature website and the NDEP website, at the NDEP offices in Carson City and Las Vegas, at the State Library in Carson City and at County libraries throughout Nevada.



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AGENDA (No action items)

1. Welcome, introductions.
2. Review of agenda; regulation adoption timeline.
3. Presentation of proposed regulation P2017-01: Revisions to the public notice provisions for the air quality program.
4. Public comments and questions on proposed regulation P2017-01.*
5. Presentation of proposed regulation P2017-02: Proposed amendment of NAC 445B.575, provisions regarding the registration of vehicles in the state of Nevada equipped with an incorrectly installed device for the control of air pollution.
6. Public comments and questions on proposed regulation P2017-02.*
7. Adjourn

* Public comment may be limited to five minutes per person at the discretion of the chairperson. The chair reserves the right to dispense with repetitive comments on a given topic.

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The proposed agenda is also posted on the NDEP website at <https://ndep.nv.gov/posts/category/air>, the official State website, and the Nevada Legislature website, as well as at the NDEP offices in Carson City and Las Vegas, at the State Library in Carson City and at County libraries throughout Nevada.