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September 11, 2006

Ms. Brenda Erdoes, Legislative Counsel

C/o **Debra. Corp**
Legislative Counsel Bureau (LCB), Legal Division
401 South Carson Street
Carson City, Nevada 89701-4747

Re Regulation R162-06: Clean Air Mercury Rule (CAMR)

Dear Ms. Corp:

Attached is a permanent regulation referenced above that was adopted by the State Environmental Commission (SEC) on September 06, 2006. Also attached is the filing statement required by NRS 233B.066 and the SEC form for filing administrative regulations with the Secretary of State.

Special Note: At the SEC meeting staff from the Division of Environmental requested and the SEC approved several changes to R062-06. Those changes are as follows.

Sec. 40

- o Subsection 2 (page 21): At the end of the lead-in add, "during the applicable control period". It should read, "*The Director must accept a request for mercury allowances from the LEU/IGCC allocation account made pursuant to subsection 1 if the mercury budget unit meets the following level I or level II criteria requirements **during the applicable control period.***"
- o Subsection 2 (page 21): In the table, add "**Mercury**" in front of "Emission rate not to exceed." This occurs in two places.
- o Subsection 3 (page 22): Delete "**March**" and insert "15 business days prior to June." The first sentence should read, "*On or before **15 business days prior to June 1** of the year following . . .*"
- o Subsection 4 (page 22): 4th line down, delete "**Except as otherwise provided in this subsection.**" The third sentence in subsection 4 will then read, "*If sufficient mercury allowances are not available . . .*"
- o Subsection 5 (page 23): 5th line down, delete "**Except as otherwise provided in this subsection.**" The third sentence in subsection 5 will then read, "*If sufficient mercury allowances are not available . . .*"

Sec. 41, subsection 1 (page 24): Correct section number reference to read "*. . . sections **37 to 40** . . .*"

Sec 42, subsection 1 (page 24): Correct section number reference to read “. . . sections **28** . . .”

Sec. 46, subsection 4(d) (top of page 28): In the first line, we need to add **60.4106, 60.4120 to 60.4142, inclusive**, to the exceptions to subpart HHHH. The first sentence should read, “*Subpart HHHH, except §§ 60.4105(b)(2), **60.4106, 60.4120 to 60.4142, inclusive**, 60.4153(a) and (b) and 60.4176, as set forth in Volume 70 . . .*”

Sec. 48, lead-in (page 34): Correct section number reference to read “. . . section **31** . . .”

Additional information about this regulation is posted on the SEC website at:
http://www.sec.nv.gov/main/hearing_0906.htm

If you have any questions about these documents please contact me at 687-9308.

Sincerely,

John B Walker

John B. Walker
Executive Secretary

JBW

Enclosure

cc: David Newton, Deputy Attorney General
Colleen Cripps - NDEP
Mike Elges, NDEP – BAPC
Robert Pearson, SEC