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Classification [] Proposed [] Adopted By Agency [] Temporary [] Emergency [] Permanent [XX]

Petition R042-13: This regulation revises NAC 445B.22097, “Standards of quality for ambient air;” 445B.308, “Prerequisites and conditions for issuance of certain operating permits; compliance with applicable state implementation plan;” and 445B.311, “Environmental evaluation: Contents; consideration of good engineering practice stack height.” The regulation amends the ambient air quality standards table in NAC 445B.22097 to update the federal ozone standard and align the Nevada ozone and lead standards with the current federal standards.

The regulation removes an obsolete subsection from NAC 445B.308. Subsection 5 of NAC 445B.308 contained requirements for obtaining an operating permit in a basic ozone nonattainment area for the 1997 ozone national ambient air quality standards (NAAQS). The U.S. Environmental Protection Agency (USEPA) has withdrawn the “basic” category of ozone nonattainment area classifications; thus, subsection 5 of NAC 445B.308 is unnecessary. The revision to NAC 445B.311 reflects the renumbering caused by removing subsection 5 from NAC 445B.308.

Authority citation other than 233B: §1, NRS 445B.210; §2, NRS 445B.210 and 445B.300.

Notice date: September 9, 2013

Hearing date: October 9, 2013