PETITION TO AMEND 20.11.46 NMAC

SULFUR DIOXIDE EMISSIONS INVENTORY REQUIREMENTS; WESTERN BACKSTOP SULFUR DIOXIDE TRADING PROGRAM

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PETITION TO AMEND 20.11.46 NMAC

- **Western Backstop ("WEB") SO_2 Trading Program**
- **Regional Haze Rule, 40 CFR § 51.309**
- **Regional Haze SIP**
- **Regional SO_2 milestones, emissions tracking requirements and backstop regional cap-and-trade program**

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- **20.11.46 NMAC incorporates Regional Haze Rule requirements**
  - **Emissions inventory requirements for tracking compliance with the SO_2 milestones**
  - **Requirements that apply to major sources of SO_2 emissions as a "backstop" regulatory program if specified milestones exceeded**
  - **Trigger for the procedures and compliance requirements for sources in the trading program**

Reasons for Proposed Amendments to 20.11.46 NMAC

- Compliance with 40 CFR § 51.309
- National goal for visibility protection
- 2003 & 2008 amendments have not been approved by EPA
- Backstop trading rules must be consistent across all remaining "309 states"

Proposed Amendments to 20.11.46 NMAC

- **Remove definitions**
    - **"Allowance Tracking System"**
    - **"Allowance Tracking System Account"**
    - **"Emissions Tracking Database"**
- **Add definitions**
    - **"WEB Emissions and Allowance Tracking System" / "WEB EATS"**
    - **"WEB EATS Account";**
- **Clarifying that "retirement" of a source must be "permanent"**

Proposed Amendments to 20.11.46 NMAC

- **Align with Utah's trading rule**
  - *Allowance Allocations*
  - *Establishment of Accounts*
  - *Monitoring, Record Keeping and Reporting*
  - *Use Of Allowances From A Previous Year*
 - *Special Penalty Provisions For Year 2018 Milestone*
- **Align with Wyoming's trading rule**
 - *SO_2 Monitoring of Fuel Gas Combustion Devices*
  - *Predictive Flow Monitoring Systems For Kilns With Positive Pressure Fabric Filter*

PETITION TO AMEND 20.11.46 NMAC

- **Amend 20.11.46 NMAC, *Sulfur Dioxide Emissions Inventory Requirements; Western Backstop Sulfur Dioxide Trading Program,* and incorporate amendments into the SIP**
  - Legally noticed
  - Responded to comments
  - Amend 20.11.46 NMAC, and incorporate an amended 20.11.46 NMAC into the SIP

Questions?