

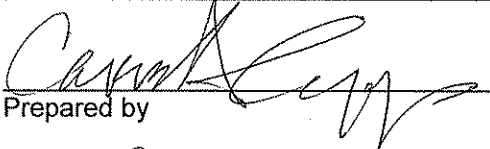
DEPARTMENT OF ENVIRONMENTAL QUALITY
Chapter 340
Proposed Rulemaking
STATEMENT OF NEED AND FISCAL AND ECONOMIC IMPACT

Revisions to Oregon Infrastructure State Implementation Plan (SIP)

This form accompanies a Notice of Proposed Rulemaking


Title of Proposed Rulemaking	Revisions to Oregon Infrastructure State Implementation Plan (SIP)	
Statutory Authority or other Legal Authority	ORS 468.020	
Statutes Implemented	ORS 468A.025, 468A.035	
Need for the Rule(s)	In 2009, DEQ and EPA reviewed the elements of Oregon's infrastructure SIP. The infrastructure SIP ensures that the DEQ has the ability to implement requirements of the Clean Air Act. EPA has requested that the DEQ make the proposed rule updates to the infrastructure SIP in relation to the new PM2.5 and ozone standards. The infrastructure SIP demonstrates the agency's ability to implement the Clean Air Act as necessary, but does not impose any requirements, therefore none of these revisions will fiscally impact the general public, the business sector or other agencies. The delisting of dimethyl carbonate as a regulated volatile organic compound (VOC) will align Oregon rule with the federal definition of VOC.	
Documents Relied Upon for Rulemaking	Federal Clean Air Act sections 110(a)(1)-(2) Guidance on SIP elements Required Under Sections 110(a)(1) and (2) for the 2006 24-Hour Fine Particulate (PM _{2.5}) National Ambient Air Quality Standards (NAAQS)	
Requests for Other Options	Pursuant to ORS 183.335(2)(b)(G), DEQ requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.	
Fiscal and Economic Impact, Statement of Cost Compliance	N/A	
Overview	No direct negative fiscal or economic impacts are anticipated as a result of this rulemaking. Future rulemakings to incorporate new federal air quality requirements for PM2.5 or ozone into state rule may have fiscal impacts that will be addressed at that time. Users of Dimethyl Carbonate may potentially see a positive fiscal impact from the compound's delisting as a VOC, although this potential benefit cannot be quantified by DEQ.	
Impacts on the General Public	No direct negative fiscal or economic impacts are anticipated as a result of this rulemaking (see Overview).	
Impacts to Small Business (50 or fewer employees – ORS183.310(10))	No direct fiscal or economic impacts are anticipated as a result of this rulemaking (see Overview).	
Cost of Compliance on Small Business (50 or fewer employees – ORS183.310(10))	a) Estimated number of small businesses subject to the proposed rule	N/A
	b) Types of businesses and industries with small businesses subject to the proposed rule	N/A

	c) Projected reporting, recordkeeping and other administrative activities required by small businesses for compliance with the proposed rule, including costs of professional services	N/A
	d) The equipment, supplies, labor, and increased administration required by small businesses for compliance with the proposed rule	N/A
	e) A description of the manner in which DEQ involved small businesses in the development of this rulemaking	N/A
Impacts on Large Business (all businesses that are not "small businesses" under ORS183.310(10))	No direct fiscal or economic impact on large business is anticipated as a result of this rulemaking.	
Impacts on Local Government	No direct fiscal or economic impact on local government is anticipated as a result of this rulemaking.	
Impacts on State Agencies other than DEQ	No direct fiscal or economic impact on other state agencies is anticipated as a result of this rulemaking.	
Impacts on DEQ	No direct fiscal or economic impact on DEQ is anticipated as a result of this rulemaking. Rulemaking will be conducted by existing DEQ staff.	
Assumptions	DEQ will have to do subsequent rulemakings to fully integrate the future federal PM2.5 rules into the Oregon air quality program.	
Housing Costs	DEQ has determined that this proposed rulemaking will have no effect on the cost of development of a 6,000 square foot parcel and the construction of a 1,200 square foot detached single family dwelling on that parcel.	
Administrative Rule Advisory Committee	This rulemaking does not involve a policy decision and no advisory committee was convened.	


Prepared by

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11/13/09
Date


Approved by DEQ Budget Office

JAMES ROYS
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11/13/09
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