



San Joaquin Valley
AIR POLLUTION CONTROL DISTRICT

Proposed Amendments to Rule 3110 (*Air Toxics Fees*)

*Webcast participants: submit comments to
webcast@valleyair.org*

May 31, 2017



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AB 2588 Background

- The Air Toxics "Hot Spots" Information and Assessment Act (AB 2588, 1987, Connelly) was enacted in 1987
 - Facilities must quantify and report air toxic emissions
 - Public notified of high health risks
 - Facilities must reduce the highest health risks
- The Act requires air districts to administer the Hot Spots program and collect sufficient fees
 - Verify facility air toxics information and health risk
 - Oversee notification and health risk reduction

Rule 3110 (Air Toxics Fees)

- The purpose of District Rule 3110 is to recover the cost of operating an air toxics program that integrates federal, state and local rules and regulations:
 - Air Toxics “Hot Spots” District processing fee (proposed amendments)
 - District costs for implementing federal National Emission Standards for Hazardous Air Pollutants (no change proposed)
 - Pass through state Air Toxics “Hot Spots” fee (state determines amount collected)



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AB 2588 Reassessments

- In 2015, the State Office of Environmental Health Hazard Assessment (OEHHA) revised its Risk Assessment Guidelines to provide enhanced protection of children and the public overall
- The District then updated its health risk assessment processes and policies to incorporate the health-protective changes
- District facility health risk reassessment plan based on the original legislation's multi-year prescription

District Streamlining Measures

- Streamlining goal: reduce implementation burden on industry and reduce program costs for the District
- To prepare for this reassessment, the District:
 - Examined required resources
 - Spent significant time in streamlining processes
 - Created facility-specific tools and resources
- Allowed the District to propose to reduce Hot Spots fees

Streamlined TEIPs

- Toxic Emission Inventory Plan (TEIP) streamlining:
 - District created TEIP Templates
 - Industry and facility specific
 - Pre-populated (District permitting/inventory data)
 - Electronic submittal process

Streamlined TEIRs

- Toxic Emission Inventory Report (TEIR) streamlining:
 - Communicate with facilities to ensure most efficient method for facility
 - District can provide database or spreadsheet for initial data verification and information submittal
 - District auto-generates state-compliant TEIRs
 - All forms and databases/spreadsheets pre-populated (District permitting/inventory data)
 - Electronic submittal process



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New Small Single Source Facility Category

- Streamlined process (like Industrywide)
- Under the current fee rule, each of these facilities would receive a status of *Unprioritized Simple*
- Has one process only and low emissions
- Will start with diesel engine facilities
- Proposed new “Small Single Source Facility” with lower assessment fee

Additional Streamlining and Customer Service

- Applicability survey for lower emitting facilities (Phase 3) will be available online
- In-house assessments using information on file
- District on-site presentations and support
- Website Resources
- Small Business Assistance (SBA)

Small Entities

- Small Single Source facilities currently evaluated in other categories
- Small Business (No more than 10 employees, <\$1 m gross for facility, and <\$5 m gross receipts statewide)
- 10% to 79% District fee reduction for these categories

Facility Status	Current Fee	Proposed Fee
Industrywide Survey	\$110	\$99
Small Single Source - <i>New Category</i>	\$478	\$99
Small Business	\$384	\$300

Unprioritized Facilities

- Significant workload increase (complex health risk assessment process)
- No change proposed - streamlining measures avoided significant fee increases

Facility Status	Current Fee
Unprioritized	
Simple	\$478
Medium	\$1,264
Complex	\$3,924

Prioritized Facilities

- Low Priority: Out of air toxics program, no further fees
- Intermediate Priority: no change proposed
- High Priority: 10% District fee reduction

Facility Status	Current Fee	Proposed Fee
Intermediate Priority	\$160	\$160
High Priority		
Simple	\$1,348	\$1,213
Medium	\$3,729	\$3,356
Complex	\$6,837	\$6,153

Health Risk Assessment

- Intermediate Risk:
 - Currently categorized as High Priority
 - New category with significantly lower fee
- 10% to 95% District fee reduction

Facility Status	Current Fee	Proposed Fee
Intermediate Risk - <i>New Category</i>		
Simple	\$1,348	\$100
Medium	\$3,729	\$200
Complex	\$6,837	\$400
High Risk		
Simple	\$3,729	\$3,356
Medium	\$5,521	\$4,969
Complex	\$8,912	\$8,021

Other Rule Enhancements

- Correct certain definitions to:
 - Make consistent with definitions in state law and approved guidelines
 - Add reference to “in a million” for cancer risk
- Formatting changes

Next Steps...

**2 Weeks:
May 31 – June 14, 2017**

Public comment period

August 17, 2017

Governing Board
Public Hearing

July 14, 2017

Publication of
proposed rule
package to District
web page for 30-day
comment period



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Comment Period Deadline

June 14, 2017 at 5:00 PM

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Questions/Comments

Please come to podium,
state name and affiliation

Webcast participants can send
questions/comments by e-mail while the
webcast is operational:
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