

## **Notice of Hearing**

The Department of Natural Resources announces that it will hold an online public hearing on a permanent rule to revise chs. NR 400, 419, 421, 422, 423, 425, 439, and 484, relating to implementing reasonably available control technology (RACT) to limit volatile organic compound (VOC) emissions from miscellaneous metal and plastic parts coatings and miscellaneous industrial adhesives. In accordance with s. 227.17, Wis. Stats., the DNR is seeking public comment and feedback on the rule at the time and virtual location shown below.

The public hearing concerns the proposed revision of Wisconsin's State Implementation Plan (SIP) developed under s. 285.11(6), Stats. Final rules affecting chs. NR 400, 419, 421, 422, 423, 425, 439, and 484, Wis. Adm. Code, promulgated under this rulemaking will be submitted to the United States Environmental Protection Agency (EPA) for approval and incorporation into Wisconsin's SIP.

This public hearing notice and request for comments satisfies requirements in ch. 227, Wis. Stats., for rulemaking and 40 CFR Part 51.102 for submittal of the final rules to EPA as a revision to Wisconsin's SIP.

### **Hearing Information**

Date: January 25, 2021

Time: 2:00 p.m.

Join online Zoom meeting: <https://zoom.us/j/96090390697>

Join by phone: 1 312 626 6799

Find your local number: <https://zoom.us/u/ag9XcobRu>

Meeting ID: 960 9039 0697

### **Rule Information**

The department is proposing to update its existing VOC RACT regulations to reflect the latest EPA CTGs Miscellaneous Metal and Plastic Parts Coatings (MMPPC) CTG and the Miscellaneous Industrial Adhesives (Adhesives) CTG issued in 2008. This will ensure the state remains in compliance with Clean Air Act (CAA) Section 182(b)(2) requirements as they apply to moderate and higher ozone nonattainment areas. Wisconsin's compliance with all CAA requirements, including ensuring compliance with up-to-date RACT rules, will ensure the state has a legally sufficient state implementation plan (SIP) and allow the state to redesignate eligible ozone nonattainment areas more quickly.

### **Accessibility**

For the hearing or visually impaired, non-English speakers, or those with other personal circumstances which might make communication at the meeting/hearing difficult, DNR will, to the maximum extent possible and with reasonable advance notice, provide aids including an

interpreter, or a non-English, large-print, or recorded version of hearing documents. To access these resources, please contact the email address or phone number listed below as soon as possible.

### **Appearances at the Hearing and Submittal of Written Comments**

The public has the opportunity to testify at the hearing. Registration will take place by completing a Hearing Appearance form, which is available here:

<https://dnr.wisconsin.gov/news/input/ProposedPermanent.html>. Pre-registration is strongly encouraged if you plan to provide spoken comments during the hearing. To pre-register, please download and complete the fillable [Hearing Appearance form](#) and send it to [OliviaE.Salmon@wisconsin.gov](mailto:OliviaE.Salmon@wisconsin.gov).

Comments on the proposed rule must be received on or before February 1, 2021. Written comments may be submitted by U.S. mail, e-mail, or through the internet and will have the same weight and effect as oral statements presented at the public hearing. **Written comments and any questions on the proposed rules should be submitted to:**

Attn: Olivia Salmon – AM/7  
Department of Natural Resources  
P.O. Box 7921  
101 S. Webster Street,  
Madison, WI 53707-7921  
[OliviaE.Salmon@wisconsin.gov](mailto:OliviaE.Salmon@wisconsin.gov)

The rule may be viewed at: <https://dnr.wi.gov/news/input/ProposedPermanent.html>

Comments can also be made at: [DNRAdministrativeRulesComments@wisconsin.gov](mailto:DNRAdministrativeRulesComments@wisconsin.gov)

### **Initial Regulatory Flexibility Analysis**

The RACT control requirements in the proposed rule could have an economic cost to some individual small businesses. The DNR anticipates that the total cost to small businesses as a result of this rule will be approximately \$13,440.

### **Agency Small Business Regulatory Coordinator**

Emma Esch (608) 266-1959  
[emma.esch@wisconsin.gov](mailto:emma.esch@wisconsin.gov)