



NOTICE OF RULE ADOPTION—FINAL RULE
STATE OF MISSISSIPPI
Mississippi Commission on Environmental Quality
Mississippi Department of Environmental Quality

Mississippi Department of Environmental Quality
Attn: Theodore D. Lampton III, Senior Attorney
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Specific Legal Authority Authorizing the promulgation of Rule: Miss. Code Ann. §§49-2-9(1)(b) and 49-17-17 (Rev. 2003)

Reference to Rules repealed, amended or suspended by the Proposed Rule. “Air Emission Regulations for the Prevention, Abatement, and Control of Air Contaminants”, APC-S-1

Date Rule Proposed: October 3, 2008

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule: The amendments to “Air Emission Regulations for the Prevention, Abatement, and Control of Air Contaminants” (APC-S-1) involve amendments to definitions, addition of clarifying language, and adoption by reference of federal regulations in order to make the state regulations consistent with the federal requirements.

The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

An oral proceeding was held on this rule:

Date: November 3, 2008
Time: 1:30 p.m. CST
Place: Mississippi Dept. of Environmental Quality, 515 E. Amite St., Jackson, Mississippi

An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and

This rule as adopted is without variance from the proposed rule.

This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.

The rule as adopted differs from the proposed rule. The differences however are:
Within the scope of the matter in the notice of proposed rule adoption,
The logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted response thereto, and
The Notice of Proposed rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: Adopted December 11, 2008
Effective 30 days after filing

Signature and Title of Person Submitting Rule for Filing

Ted Lampton 1/7/2009

Theodore D. Lampton, III, Senior Attorney, MDEQ