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OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA

MEMORANDUM

TO: Gary Mendivil, AAC Contact
Department of Environmental Conservation

FROM: Scott Clark
Special Assistant
907.465.4081 

DATE: September 29, 2010

RE: Filed Permanent Regulations: Department of Environmental Conservation
State Air Quality Improvement Plan; Air Quality Control: 18 AAC 50.030; 18 AAC 50.215

Attorney General File: JU2010201261
Regulation Filed: 9/29/2010
Effective Date: 10/29/2010
Print: 196, January 2011

cc with enclosures: Linda Miller, Department of Law
Jim Pound, Administrative Regulation Review Committee
Judy Herndon, LexisNexis

ORDER ADOPTING CHANGES TO REGULATIONS OF
THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

The attached two pages of regulations, dealing with air quality control at 18 AAC 50 are hereby adopted and certified to be a correct copy of the regulation changes that the Department of Environmental Conservation adopts under the authority of AS 46.03.020, AS 46.14.020, 46.14.030, 46.14.140, and 46.14.510 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

Although no comments were received, the Department of Environmental Conservation paid special attention to the cost to private persons of the regulatory action being taken. The Department of Environmental Conservation also gave special attention to alternate practical methods in this regulatory action, as required by AS 46.03.024.

The regulation changes adopted under this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

DATE: August 20, 2010
Juneau, Alaska



Dan Easton, Deputy Commissioner
Pursuant to delegation by
Larry Hartig, Commissioner
Department of Environmental Conservation

FILING CERTIFICATION

✓ Scott Clark for

I, Craig E. Campbell, Lieutenant Governor for the State of Alaska, certify that on September 29, 2010, at 12:56pm., I filed the attached regulations according to the provisions of AS 44.62.040 – 44.62.120.



Craig E. Campbell, Lieutenant Governor

Effective: October 29, 2010

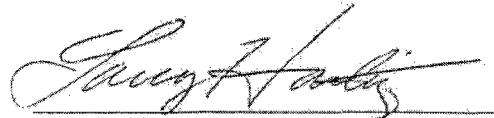
Register: 196, January 2011

STATE OF ALASKA
DEPARTMENT OF ENVIRONMENTAL CONSERVATION
P.O. BOX 111800
JUNEAU, ALASKA 99801-1800

**LIMITED DELEGATION OF AUTHORITY
FOR ADOPTING REGULATIONS**

IN ACCORDANCE WITH AS 44.17.010, THE AUTHORITY AND RESPONSIBILITY FOR ADOPTING REGULATIONS OF THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION UNDER THE ALASKA ADMINISTRATIVE PROCEDURE ACT DURING THE PERIOD Aug. 2, 2010 THROUGH Aug. 20, 2010, ARE DELEGATED TO DAN EASTON, DEPUTY COMMISSIONER.

SIGNED:


Commissioner

Larry Hartig

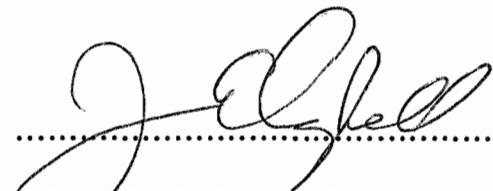
FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY

I, CRAIG E. CAMPBELL, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA, designate the following state employee to perform the Administrative Procedures Act filing functions of the Office of the Lieutenant Governor:

SCOTT CLARK, Special Assistant

IN TESTIMONY WHEREOF, I have signed and affixed the Seal of the State of Alaska, at Juneau, on February 23, 2010.




.....
CRAIG E. CAMPBELL
LIEUTENANT GOVERNOR

The lead-in language of 18 AAC 50.030 is amended to read:

(Air Quality Plan)
18 AAC 50.030. State air quality control plan. Volumes II and III of the *State Air Quality Control Plan* for implementing and enforcing the provisions of AS 46.14 and this chapter, as amended through August 20th, 2010 [NOVEMBER 6, 2009], are adopted by reference. The plan includes the following documents which are also adopted by reference:

...

18 AAC 50.030(4) is amended to read:

(4) the department's Quality Assurance Project Plan for the State of Alaska Air

Monitoring & Quality Assurance Program [#] [ALASKA QUALITY ASSURANCE MANUAL FOR AMBIENT AIR QUALITY MONITORING], as amended through February 23, 2010 [#] [AUGUST 21, 1996];

(Eff. 1/18/97, Register 141; am 6/21/98, Register 146; am 9/4/98, Register 147; am 1/1/2000, Register 152; am 12/30/2000, Register 156; am 9/21/2001, Register 159; am 1/27/2002, Register 161; am ^(3/27/2002) ~~3/2/2002~~, Register 161; am 5/3/2002, Register 162; am 2/20/2004, Register 169; am 6/24/2004, Register 170; am 10/1/2004, Register 171; am 12/14/2006, Register 180; am 12/30/2007, Register 184; am 5/17/2008, Register 186; am 7/25/2008, Register 187; am 11/9/2008, Register 188; am 5/6/2009, Register 190; am 11/4/2009, Register 192; am 4/1/2010, Register 193; am 10/29/2010, Register 196)

Authority: AS 46.03.020 AS 46.14.030 Sec. 30, ch. 74, SLA 1993
AS 46.14.020 AS 46.14.140

(1)
18 AAC 50.215(a) is amended to read:

~~18 AAC 50.215. Ambient air quality analysis methods. (a) A person who submits meteorological or ambient air monitoring data under AS 46.03, AS 46.14, or this chapter shall obtain the data in accordance with~~

(1) the department's Quality Assurance Project Plan for the State of Alaska Air Monitoring & Quality Assurance Program [ALASKA QUALITY ASSURANCE MANUAL FOR AMBIENT AIR QUALITY MONITORING], adopted by reference in 18 AAC 50.030 for PM-10,

PM-2.5, total suspended particulates (TSP), lead, carbon monoxide, nitrogen dioxide, sulfur dioxide, ozone, and ammonia;

(Eff. 1/18/97, Register 141; am 6/21/98, Register 146; am 10/1/2004, Register 171; am ^{am 4/1/2010, Register 193} 7/25/2008, Register 187; am ^{am 10/29/2010, Register 196} 10/29/2010, Register 196)

Authority: AS 46.03.020 AS 46.14.140 Sec. 30, ch. 74, SLA 1993
AS 46.14.030 AS 46.14.180