

# MEMORANDUM

State of Alaska  
Department of Law

TO: Hon. Larry Hartig  
Commissioner

DATE: March 8, 2011

Department of Environmental Conservation FILE NO.: JU2010201616

TELEPHONE NO.: 465-3600

FROM: Steven C. Weaver   
Assistant Attorney General  
Legislation/Regulations Section--Juneau

SUBJECT: Regulations re: air quality and  
amendments to the state air  
quality control plan relating to  
haze, burning, and PM-2.5  
(18 AAC 50.030)

Under AS 44.62.060, we have reviewed the attached amendment to regulations by the Department of Environmental Conservation, and approve the changes for filing by the lieutenant governor. I have reviewed this project under a specific delegation dated March 8, 2011 from the Regulations Attorney. A duplicate original of this memorandum is being furnished to the lieutenant governor, along with the one page of regulations and the related documents.

You might wish to contact the lieutenant governor's office to confirm the filing date and effective date of the attached regulation changes.

The October 9, 2010 public notice, October 22, 2010 first supplemental notice, the November 12, 2010 second supplemental notice, and the February 11, 2011 adoption order all state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

In accordance with AS 44.62.125(b)(6), some corrections have been made in the regulations, as shown on the attached copy.

SCW

cc w/enc: Gary Mendivil, Regulations Contact  
Department of Environmental Conservation

Alice Edwards, Director  
Division of Air Quality  
Department of Environmental Conservation

Tom Turner  
Division of Air Quality  
Department of Environmental Conservation

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

18 AAC 50.030. State AIR QUALITY PLAN 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 February 11, 2011 ~~[ADOPTION DATE OF THESE PROPOSED REGULATIONS]~~ ~~[NOVEMBER 6, 2009]~~ ~~[AUGUST 20, 2010]~~, are adopted by reference. The plan includes the following documents which are also adopted by reference:

...

← (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 <sup>7</sup>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, am 10/29/2010, Register 196); Register 193; am \_\_/\_\_/\_\_, Register \_\_)

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