



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES & ENVIRONMENT
LANSING



REBECCA A. HUMPHRIES
DIRECTOR

NOTICE OF PUBLIC HEARING
DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENT
AIR QUALITY DIVISION

The Michigan Department of Natural Resources and Environment (DNRE), Air Quality Division, will conduct a public hearing on proposed administrative rules promulgated pursuant to Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451); R 336.2801, R 336.2816, R 336.2830, R 336.2901, and R 336.2910. R 336.2801 and R 336.2901 are being amended to add the new federally promulgated significance threshold for PM 2.5. R 336.2816 is being amended to match the federal requirements for Class I areas. A recent court ruling has determined that the administrative appeal process outlined in R 336.2830 and R 336.2910 conflicts with statutory provisions. These rules will be rescinded to address this conflict.

The public hearing will be held on Wednesday, August 11, 2010, at 10:00 a.m. in the Brake Conference Room, Constitution Hall, Atrium South, 525 West Allegan Street, Lansing, Michigan.

Copies of the proposed rules (SOAHR 2009-055 NE, 2009-056 SR, 2010-022 NE, and 2010-005 SR) can be downloaded from the Internet at: <http://www.michigan.gov/degair>. These rules can also be downloaded from the Internet through the State Office of Administrative Hearings and Rules at <http://www.michigan.gov/soahr>. Copies of the rules may also be obtained by contacting the Lansing office at:

DNRE - Air Quality Division
P.O. Box 30260, Lansing, Michigan 48909-7760
Phone: 517-335-6984; Fax: 517-241-7499
E-Mail: blemasterb@michigan.gov

All interested persons are invited to attend and present their views. It is requested that all statements be submitted in writing for the hearing record. Anyone unable to attend may submit comments in writing to the address above. Written comments must be received by 5:00 p.m. on August 11, 2010.

Persons needing accommodations for effective participation in the meeting should contact the Air Quality Division at 517-335-6984 one week in advance to request mobility, visual, hearing, or other assistance.

This notice of public hearing is given in accordance with Sections 41 and 42 of Michigan's Administrative Procedures Act, 1969 PA 306, as amended, being Sections 24.241 and 24.242 of the Michigan Compiled Laws (MCL). Administration of the rules is by authority conferred on the Director of the DNRE by Sections 5503 and 5512 of Act 451, MCL 324.5503 and 324.5512, and Executive Reorganization Order Nos. 1995-18 and 2009-31, MCL 324.99903 and MCL 324.99919. Authority for promulgation of R 336.2910 and R 336.2830 is conferred upon the State Office of Administrative Hearings and Rules by ERO 2005-1, MCL 445.2021. These rules will become effective immediately after filing with the Secretary of State.


G. Vinson Hellwig, Chief, Air Quality Division