



START ACTION NOTICE (SAN)

SAN # 2024-01

DOCKET # 2024-R-A-0002

1. TYPE OF ACTION AND THE REGULATION NUMBER AND NAME: Amendments to 7 **DE Admin. Code** 1103 "Ambient Air Quality Standards."
2. PURPOSE OF ACTION: The purpose of this action is to make administrative amendments to 7 **DE Admin. Code** 1103. Delaware is proposing to amend the following sections of Regulation 1103: Section 1.0, "General Provision", subsection 1.6.5, and Section 7.0, "Hydrocarbons". On January 5, 1983, the Environmental Protection Agency (EPA) issued a final rule to revoke the hydrocarbon standard (48 FR 628). The proposed amendments remove Section 7.0, "Hydrocarbons", which designates the hydrocarbon standard for Delaware. In addition, on July 18, 1997, the EPA issued a final rule (62 FR 38856) that removed the methane and non-methane hydrocarbon reference method, 40 CFR, Part 50, Appendix E. Therefore, the proposed amendments will remove Section 1.0 "General Provision", subsection 1.6.5; which references EPA's removed Appendix E document.

In addition, on March 6, 2024, the EPA issued a final rule (89 FR 16381) to lower the Primary Annual National Ambient Air Quality Standards (NAAQS) for PM_{2.5} from 12.0 µg/m³ to 9.0 µg/m³. Therefore, Delaware is updating this standard in subsection 11.2.2. The EPA's final rule also revised monitoring requirements for the PM NAAQS. Delaware is revising subsection 1.6.10 to update the Code of Federal Regulations (CFR) reference date for the EPA's Federal Reference Method; 40 CFR, Part 50, Appendix L.


3. STATUTORY BASIS: 7 **Del. C.** Chapter 60 Environmental Control § 6001(c) & 6010
4. IS THIS PROPOSED REGULATORY ACTION REQUIRED AS A RESULT OF FEDERAL STATUTE OR REGULATION? IF SO, PROVIDE LINK TO FEDERAL MANDATE.
Section 1.0 and 7.0: <https://www.govinfo.gov/content/pkg/FR-1997-07-18/pdf/97-18580.pdf> and <https://www.govinfo.gov/content/pkg/FR-1983-01-05/pdf/FR-1983-01-05.pdf>.
Section 11.0: <https://www.govinfo.gov/content/pkg/FR-2024-03-06/pdf/2024-02637.pdf>.
5. DATE OF MOST RECENT AMENDMENT/REVIEW (indicate if review was pursuant to 29 **Del. C.** §10407): August 11, 2022.
6. LIKELY AFFECTED PUBLIC: The affected stakeholder is the Division of Air Quality within the Department of Natural Resources and Environmental Control.
7. PROPOSED SCHEDULE OF ACTIVITIES: Public Hearing – Spring 2025, Effective Date – Summer 2025
8. REVIEW COMMITTEE: The Department believes that holding of a public hearing will provide adequate opportunity for public education, review, and comments.
9. RESPONSIBLE STAFF MEMBER (name, physical address, phone number and e-mail address): Jasmine Steward, 100 W. Water Street, Suite 6A Dover, DE 19904. Phone: 302-739-9402. Email: Jasmine.Steward@delaware.com

10. APPROVALS:



11/21/2024

Jasmine Steward
Responsible Staff Member



12/18/2024

Angela Marconi, P.E.
Director, Division of Air Quality



01/09/25

Lisa Borin Ogden
Secretary