

MAJOR¹ AREAS FOR MODEL RULE UPDATE

During the last MTF meeting in December 2001, Colleen Delaney asked EPA to identify the more significant outstanding/unresolved issues with the model rule so that we can have a better sense of what's left to be done. The following summarizes EPA's preliminary evaluation:

1. References to Provisions/Guidance Yet to be Developed

The WRAP recognized that more detailed provisions/guidance were needed for the model rule, however, the WRAP essentially ran out of time when the Annex was submitted. These "gaps" in the model rule can be found in the model rule sections noted below. One of the biggest gap relates to post-trigger emissions quantification protocols and monitoring. A sub-group will be working on these protocols and monitoring provisions, and the starred items (*) below should be addressed by that sub-group's efforts. For the items noted with (+), the WRAP submitted a Supplement to the Annex on these issues; consequently the model rule should be updated to reflect the Supplement.

- allowance tracking and deductions (A2, p. 4)
- * emission monitoring (A2, p.5; C2.3, p.22; C9, pp.37-39, 41)
- * determining compliance with tonnage (A2, p.8)
- + 2013 assessment and backstop penalties (A3.1, pp.10-11)
- + CEMS adjustment protocol (A3.3.b.3, p. 14)
- * emissions recordkeeping and reporting (C10, pp.38-39)

2. Other Revisions to Reflect Supplement to the Annex

The following model rule provisions should also be updated to reflect the Supplement to the Annex:

- + program tracking
- + program trigger
- + audit and reconciliation
- + banking in 2018

3. Additional Major Issues Needing to be Addressed

- allowance tracking system
- allocations to specific sources (Allocations workgroup is working on this)
- pre-trigger monitoring methodologies
 - documenting what methodology each source relied upon in defining their baseline emissions (may not be a model rule issue per se; potentially could be addressed in the SIP submittal)
 - requiring that all subsequent changes to the methodologies be documented

¹ There are many other issues that are not reflected on this list, but probably represent more of a cross-checking (with the NOx SIP call model rule) or "wordsmithing."

