

Public Hearing
Ohio Environmental Protection Agency
Five-Year Rule Review of Ohio Administrative Code (OAC) Rule 3745-114-01,
Toxic Air Contaminants

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) has performed a review of the above referenced rules primarily to satisfy the requirements of Section 106.03 of the Ohio Revised Code (five-year review). The DAPC finds the following rule to be necessary and with need for changes. The DAPC proposes to amend Ohio Administrative Code (OAC) rule 3745-114-01, Toxic Air Contaminants. The amendments are being proposed to add 1-bromopropane (1-BP) to Table 1. On February 4, 2022 (88 FR 10842), the United States Environmental Protection Agency (U.S. EPA) added 1-BP to the list of hazardous air pollutants regulated under the Clean Air Act (CAA). In response, Ohio EPA conducted their own review of this toxic air contaminant consistent with the requirements of Senate Bill 265. As a result, Ohio EPA proposes to add 1-BP to the list of toxic air contaminants identified in OAC rule 3745-114-01. The purpose of this addition is to be able to regulate emissions of this HAP consistent with the requirements of the CAA. In addition, Ohio EPA reviewed the existing list of toxic air contaminants contained in OAC rule 3745-114-01 and found them to continue to be necessary and without need for change.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC was required to consult with interested parties affected by the rule before the Division formally adopts them. On March 15, 2024, this rule went out for a 30-day review by interested parties.

The public comment period will run until **June 21, 2024**. A public hearing on this proposed rulemaking will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. Ohio EPA will be holding an in-person and virtual public hearing on the rules on **June 21, 2024, at 10:00am**. The in-person hearing will be at the same time and date and will be located at Ohio EPA, Suite 700, 50 W. Town Street, Columbus, Ohio 43215. During the hearing, the public may submit written comments on the record about the proposed rules if participating virtually and verbally if participating in person.

Citizens who want to participate virtually must register in advance for the meeting at:

<https://attendee.gotowebinar.com/register/4072357312551650141>

Registration for the in-person hearing is not required. Citizens intending to give testimony at the hearing should notify the Ohio EPA Public Interest Center, P.O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2160 or by emailing mary.mccarron@epa.ohio.gov. Prior registration will ensure that registrants are heard ahead of those individuals who register at the hearing. Oral testimony may be limited to five minutes, depending on the number of persons testifying. All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed rulemaking.

Written testimony should be sent to the attention of Andrew Kollar at the Division of Air Pollution Control (DAPC), P.O. Box 1049, Columbus Ohio 43216-1049 or can be emailed to DAPC-Comments@epa.ohio.gov. Written comments may also be submitted to the Hearing Officer at the public hearing. Written testimony will receive the same consideration as oral testimony. All testimony received at the hearing or by close of business on June 21, 2024, will be considered by Ohio EPA prior to final action on this rulemaking proposal. Written comments submitted after this date may be considered as time and circumstances permit.

These rules are available on DAPC's Web page for electronic downloading. The URL is: <http://epa.ohio.gov/dapc/DAPCrules.aspx> and see the information under the "proposed rules" tab. Questions regarding accessing the web site should be directed to William Kenny at 614-644-2039; other questions or

comments about these rules should be directed to Andrew Kollar at Ohio EPA, (614) 644-4835, Andrew.kollar@epa.ohio.gov, or mailed to Andrew Kollar, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049. Persons submitting comments electronically are encouraged to follow-up with a hard copy via regular mail.

To request a reasonable accommodation due to a disability, visit <https://epa.ohio.gov/ada>