

# Latest Developments in the Red Tape Reduction Effort:

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# May have seen:

## **OBJECTIVES SUMMARY**

- 1. Eliminate one-third of Missouri's regulatory restrictions**
- 2. Receive more than 1,500 public comments**
- 3. Improve Missouri's regulatory and business rankings**



# Quick Red Tape Reduction Overview:

- Executive Order 17-03 filed Jan. 10, 2017
  - Requires review of all rules
  - Solicit comments
  - Take action by June 30, 2018
  - Can include periodic rule review results
- Department kicked off Red Tape Reduction Review
- Comments received
- Processing rulemakings as result of review

# Work Accomplished:

- MoDNR reviewed 598 rules
- MoDNR recommended and received Governor's Office approval to rescind 98 rules (reduces approximately 1,656 restrictions)
- Proposed rescinding additional 55 rules and amending 242 rules to reduce an additional 7,260 restrictions

# Items Identified During Periodic Rule Review:

- Rescind several rules
- Reconsider need for air basic operating permits
- Clean Air Interstate Rule vs. Cross-State Air Pollution Rule updates
- Amend aerospace manufacture and rework facilities rule
- Amend opacity rule

# Red Tape Review Comments Received:

- Some general; some specific
  - Eliminate basic operating permits
  - Improve/rescind open burning rule
  - Determine usefulness of process weight rule
  - Add permit-by-rule exemption
- Considering all comments received including outstanding necessary changes previously identified

# More Significant Amendments:

- Remove basic operating permits
- Clarify open burning rule
- Rewrite construction permit rule (and include general permits section to replace permit by rule)
- Clarify and make St. Louis and Kansas City vapor recovery rule requirements consistent
- Add new coating category for decorative coating of foam products to industrial surface coating rule
- Update and clarify large internal combustion engine rule

Note: Several rules reviewed were determined not to need any changes

# More Significant Amendments (cont.):

## Remove Basic Operating Permits

- As described in morning session
- Although permits would no longer be issued, requirements must still be met



# More Significant Amendments (cont.):

## Open Burning Rule

- Clarifying and simplifying requirements where feasible
- Making sure critical items covered
- Considering whether or not having requirements necessitates a written permit

# More Significant Amendments (cont.):

## Rewrite Construction Permit Rule

- As described in morning session
- Including general permit provision to replace rule for permits by rule

# More Significant Amendments (cont.):

## St. Louis/Kansas City Vapor Recovery Rules

- Clarifying requirements
- Making consistent requirements where feasible

# More Significant Amendments (cont.):

## St. Louis Industrial Surface Coating Rule

- Adding reasonable limit for decorative coating of foam products
- Removing obsolete requirements
- Removing unnecessary language
- Adding definitions specific to this rule

# More Significant Amendments (cont.):

## Large Internal Combustion Engine Rule

- Adding 25-ton exemption for spark-ignited internal combustion engines
- Clarifying reporting, recordkeeping and compliance requirements
- Removing requirement for annual reporting to ease industry's burden

# More Significant Amendments (cont.):

## Sulfur Rule

- Combining SO<sub>2</sub> limits into one table in rule
- Removing sources with emissions limits included in other legally binding documents or emission limits no longer necessary to comply with 2010 one-hour SO<sub>2</sub> federal standard
- Adding City Utilities of Springfield plant using natural gas exclusively to limit table in rule
- Adding exemption for units burning ultra-low sulfur distillate fuel

# More Significant Amendments (cont.):

## Process Weight Rule

- Evaluating for changes or possible rescission

# General Amendments:

- Updating incorporations by reference
- Clarifying restrictive requirements
- Adding definitions specific to rules



# Red Tape Reduction Process Status:

- Air Program is processing 67 rulemakings
  - 20 rescissions
  - 47 amendments
- Processing nine “early” rescissions
  - Published in Missouri Register Feb. 15, 2018
  - Opened for comment through April 5, 2018
  - Public hearing set March 29, 2018
- 11 more rescissions to follow soon
- Planning 47 amendments spread across next few months

# What could this mean for regulated facilities and the air program?

- Removes clutter from air regulations
- Clarifies air regulation requirements
- Reduces air restrictions

Note: All rulemaking actions must still meet state implementation plan requirements

# Stay Tuned:

- Look for actions on rulemaking amendments to be spread over next few months
- Watch Missouri Register
  - 20 rescissions
  - 47 amendments
- Make sure you are signed up for rule updates
  - “Get Updates on this Issue” button on air program’s webpages
  - Watch air commission’s notices



# Contact Information:

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