



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 4  
ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960

December 22, 2020

Ms. Melissa Fortenberry, Chief  
Air Division  
Mississippi Department of Environmental Quality  
P.O. Box 2261  
Jackson, MS 39225

Dear Ms. Fortenberry:

Thank you for your letter dated December 11, 2020, transmitting a prehearing package regarding the Clean Air Act section 110(a)(1) and (2) requirements for the 2015 8-hour ozone national ambient air quality standard with the exceptions of section 110(a)(2)(D) prongs 1 and 2. We have completed our review of the submittal and offer the following comments enclosed.

We look forward to continuing to work with you and your staff. If you have any questions, please contact Mrs. Jane Spann, Acting Chief, Air Regulatory Management Section at (404) 562-9029, or your staff contact Tiereny Bell at (404) 562-9088.

Sincerely,

Lynorae Benjamin  
Acting Chief  
Air Planning and Implementation Branch

cc: Keith Head, DEQ

## **The U.S. Environmental Protection Agency Preliminary Comments on Mississippi Regarding the Clean Air Act Section (CAA) 110(a)(1) and (2) for the 2015 Ozone National Ambient Air Quality Standards (NAAQS)**

### **Key Comment**

1. **Prong 4, page 11** – Please replace the existing language for Prong 4 on page 11 with a reference to the EPA’s proposed rulemaking on August 4, 2020 (85 FR 47134) proposing to withdraw the limited disapproval of the State’s regional haze state implementation plan (SIP) and to replace the prior limited approval with a full approval of the regional haze SIP as meeting all regional haze requirements of the CAA for the first implementation period. This is consistent with the EPA’s 2013 infrastructure SIP guidance. The EPA will continue to follow up with Mississippi on the Agency’s status of processing Mississippi’s recent regional haze SIP.

### **General Comments**

2. **Section 110(a)(2)(E)(ii)** – The EPA recommends that Mississippi cite recently approved provisions to address the “significant portion of income” requirements of section 128, namely 11 MAC – Part 2 – Chapter 1, Rule 1.1; Mississippi Adm. Code, Title 11, Part 1, Rule 5.1, and revisions to Mississippi Code 49-2-5.
3. **Section 110(a)(2)(A)** – The EPA recommends Mississippi cite to the appropriate SIP-approved regulations that provide emissions limitations and other enforceable measures with the current regulations for 11 MAC-Part-2-Chapter 1, formerly known as APC-S-1 and 11 MAC-Part-2 Chapter 3, formerly known as APC-S-3.

### **Other Comments**

4. **Table of Contents, page 1** – The Appendices listed on page 1 are not included in the file and therefore the EPA could not review and provide any comments on these appendices. Regarding Appendix R, considering the length of Mississippi’s regional haze plan from the first period, one option is to remove any references to Appendix R (e.g., Table of Contents, page 11, and page 20 - 21) and instead simply reference the regional haze plan (e.g., Mississippi’s regional haze plan for the first period submitted September 22, 2008, and May 9, 2011).