

AMENDMENTS TO THE AIR TOXICS STANDARDS FOR SECONDARY LEAD SMELTERS FACT SHEET

ACTION

- On December 20, 2013, the Environmental Protection Agency (EPA) issued a direct final rule and parallel proposal to amend its 2012 rule limiting toxic air pollution from secondary lead smelters.
- This direct final action and parallel proposal clarify compliance requirements related to maintaining negative pressure in smelting process areas. Specific clarifications EPA is making include the following:
 - Requiring a 15-minute averaging time to determine compliance with negative pressure requirements,
 - Revising the definition of “windward wall” to account for situations where ambient wind has no effect on total enclosures,
 - Allowing facilities that are compartmentalized into multiple areas that are totally enclosed within one structure to monitor negative pressure at one group of walls on the outermost enclosed area,
 - Requiring differential pressure monitors to be calibrated according to manufacturer’s specifications, and
 - Clarifying that differential pressure monitors must display and record data with sufficient, significant figures to determine compliance rather than requiring a certified monitor sensitivity.
- This action also corrects minor typographical errors in the regulatory text to the 2012 rule.
- The EPA is publishing these changes as a direct final rule because the changes are noncontroversial and no adverse comments are anticipated. If adverse comments are received, the EPA will address the comments in a subsequent final rule based on the parallel proposal that is being issued in conjunction with the direct final rule amendments.
- These direct final rule technical amendments will be effective 60 days after publication of the direct final rule in the *Federal Register*.

BACKGROUND

- In 2012, the EPA published a final rule revising the air toxics standards for secondary lead smelters based on the residual risk and technology reviews required under the Clean Air Act.
- After publication of the final rule, the EPA received petitions for administrative reconsideration from environmental groups and members of the secondary lead smelting industry. This direct final action addresses some of the issues raised in the petitions.

HOW TO COMMENT

- The EPA will accept comments for 30 days after the direct final action and parallel proposal are published in the *Federal Register*.
- Comments, identified by Docket ID Number EPA-HQ-OAR-2011-0344 may be submitted by one of the following methods:
 - www.regulations.gov: Follow the on-line instructions for submitting comments.
 - Email: Comments may be sent by electronic mail (email) to a-and-r-Docket@epa.gov.
 - Fax: Fax your comments to: (202) 566-9744.
 - Mail: Send your comments to: Air and Radiation Docket and Information Center, Environmental Protection Agency, Mail Code: 2822T, 1200 Pennsylvania Ave., NW, Washington, DC 20460.
 - Hand Delivery or Courier: Deliver your comments to: EPA Docket Center, 1301 Constitution Ave., NW, Room 3334, Washington, DC 20004. Such deliveries are only accepted during the Docket's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

FOR MORE INFORMATION

- To download a copy of the proposed rule notice, go to EPA's Worldwide Web site at : <http://www.epa.gov/ttn/oarpg/t3pfpr.html>.
- Today's action and other background information are also available either electronically at <http://www.regulations.gov>, EPA's electronic public docket and comment system, or in hardcopy at the EPA Docket Center's Public Reading Room.
 - The Public Reading Room is located at EPA Headquarters, room number 3334 in the EPA West Building, 1301 Constitution Avenue, NW, Washington, DC. Hours of operation are 8:30 a.m. to 4:30 p.m. eastern standard time, Monday through Friday, excluding federal holidays.
 - Visitors are required to show photographic identification, pass through a metal detector and sign the EPA visitor log. All visitor materials will be processed through an X-ray machine as well. Visitors will be provided a badge that must be visible at all times.
 - Materials for this proposed action can be accessed using Docket ID No. EPA-HQ-OAR-2011-0344.

For further technical information about the rule contact Nathan Topham of EPA's Office of Air Quality Planning and Standards at (919) 541-0483 or topham.nathan@epa.gov.