R-39 REV. 1/77

IMPORTANT: Read Instructions on bottom of Certification Page before completing this form. Failure to comply with instructions may cause disapproval of proposed Regulations.

STATE OF CONNECTICUT

REGULATION

OF

NAME OF AGENCY

Environmental Protection

Concerning

Amendment of:
Section 22a-174-24(i), 8-Hour Ozone Standard.

Section 22a-174-24(i) of the Regulations of Connecticut State Agencies is amended to read as follows:

(i) [**Connecticut primary and secondary ambient air quality standards for photochemical oxidants.** The Connecticut primary and secondary ambient air quality standard for photochemical oxidants, measured and corrected for interferences due to nitrogen oxides and sulfur dioxide, is: 235 micrograms per cubic meter (0.12 ppm) – maximum 1-hour concentration not to be exceeded more than once per year.]
Connecticut primary and secondary ambient air quality standards for ozone.

(1) **Connecticut 8-hour primary and secondary ambient air quality standards for ozone.**

(A) The level of the Connecticut 8-hour primary and secondary ambient air quality standards for ozone is 0.08 parts per million (ppm), daily maximum 8-hour average, measured by a reference method based on 40 CFR 50, Appendix D.

(B) The Connecticut 8-hour primary and secondary ambient air quality standards are met at an ambient air quality monitoring site when the average of the annual fourth-highest daily maximum 8-hour average ozone concentration is less than or equal to 0.08 ppm, as determined in accordance with 40 CFR 50, Appendix I.

(2) **Connecticut 1-hour primary and secondary ambient air quality standards for ozone.**

(A) The level of the Connecticut 1-hour primary and secondary ambient air quality standards for ozone is 0.12 parts per million (235 $\mu g/m^3$), measured by a reference method based on 40 CFR 50, Appendix D.

(B) The Connecticut 1-hour primary and secondary ambient air quality standards are met when the expected number of days per calendar year with maximum hourly average concentrations above 0.12 parts per million is equal to or less than one day, as determined by 40 CFR 50, Appendix H.

(C) The 1-hour standards set forth in subparagraphs (A) and (B) of this subdivision shall apply until such standards are revoked by the commissioner.

Statement of Purpose:
The proposed amendment updates the current Connecticut Ambient Air Quality Standards to include the 8-hour ozone standard that was promulgated by EPA in July 1997. The amendment also restates the existing 1-hour ambient air quality standard for ozone in a manner consistent with the format of the Federal standard.

CERTIFICATION
R-39 REV. 1/77

It known that the foregoing:

☒ Regulations ☐ Emergency Regulations

Are:

☐ Adopted ☒ Amended as herinabove stated ☐ Repealed

By the aforesaid agency pursuant to:

☒ Section 22a-174 of the General Statutes

☐ Section _____ of the General Statutes as amended by Public Act No. _____ of the _____ Public Acts

☐ Public Act No. _____ of the Public Acts.

After Publication in the Connecticut Law Journal on August 2nd 20 05, of the notice of the proposal to:

☐ Adopt ☒ Amend ☐ Repeal such regulations

(If applicable): ☒ And the holding of an advertised public hearing on the 8th day of Sept. 20 05

WHEREFORE, the foregoing regulations are hereby:

☐ Adopted ☒ Amended as herinabove stated ☐ Repealed

Effective:

☒ When filed with the Secretary of the State

(OR)

☐ The _____ day of _____ 20 ____

In Witness Whereof:	DATE 11/9/05	SIGNED *(Head of Board, Agency or Commission)* [signature]	OFFICIAL TITLE, DULY AUTHORIZED Commissioner
Approved by the Attorney General as to legal sufficiency in accordance with Sec. 4--169, as amended, C.G.S.:		SIGNED [signature]	OFFICIAL TITLE, DULY AUTHORIZED 12/1/05 Assoc. Atty. General

☒ Approved

☐ Disapproved

☐ Disapproved in part, *(Indicate Section Numbers disapproved only)*

☐ Rejected without prejudice.

By the Legislative Regulation Review Committee in accordance with Sec. 4-170, as amended, of the General Statues	DATE 3/28/06	SIGNED *(Clerk of the Legislative Regulation Review Committee)* Bernela B. Booth

Two certified copies received and filed, and one such copy forwarded to the Commission on Official Legal Publications in accordance with Section 4-172, as amended, of the General Statutes.

DATE	SIGNED *(Secretary of the State.)*	BY

INSTRUCTIONS

1. One copy of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the Attorney General for his determination of legal sufficiency. Section 4-169 of the General Statutes.

2. Seventeen copies of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the standing Legislative Regulation Review Committee for its approval. Section 4-170 of the General Statues

3. Each Regulation must be in the form intended for publication and must include the appropriate regulation section number and sec heading. Section 4-172 of the General Statutes.

4. Indicate by "(NEW)" in heading if new regulation. Amended regulations must contain new language in capital letters and deleted language in brackets. Section 4-179 of the General Statutes.

Office of Secretary of the State
State of Connecticut
30 Trinity Street, P.O. Box 150470, Hartford, CT 06115-0470

Susan Bysiewicz
Secretary of the State

RECEIVED
APR 07 2006
DEPT. OF ENVIRONMENTAL PROTECTION
OFFICE OF THE COMMISSIONER

April 5, 2006

Hon. Gina McCarthy, Commissioner
Department of Environmental Protection
79 Elm Street
Hartford, CT 06105

Re: Agency Regulation Concerning:
8-Hour Ozone Standard
Regulation Review Committee Docket Number: 2006-010
Secretary of the State File Number: 5687

Dear Commissioner McCarthy:

This is to acknowledge receipt of two certified copies of the above referenced regulation issued by the Department of Environmental Protection.

We request that you please forward the original or a copy of this acknowledgement letter to your agency's Legal Services Department for its files.

Said regulation was received and filed in this office on April 4, 2006. The effective date of this regulation is April 4, 2006.

One of the two copies has been forwarded to the Commission on Official Legal Publications as required by law.

Sincerely,

Barbara Sladek
RLS Assistant Coordinator
860-509-6147

RECEIVED
APR 12 2006
DEPT. OF ENVIRONMENTAL PROTECTION
OFFICE OF DEPUTY COMMISSIONER

CC: Commission on Official Legal Publications (Letter and Copy of Regulation)

File