



SIP Revision: Clean Air Mercury Rule (CAMR), July 12, 2006

On July 12, 2006, the Texas Commission on Environmental Quality (TCEQ) adopted a State Implementation Plan (SIP) revision to address CAMR.

Summary of the SIP Revision

Adoption Date: 07/12/2006

Proposal Date: 03/01/2006

EPA Action: In February 2008, the District of Columbia Circuit Court of Appeals issued its decision in *New Jersey V. The United States Environmental Protection Agency (EPA)* vacating: (1) EPA's rulemaking removing power plants from maximum achievable control technology (MACT) regulation under the Federal Clean Air Act (FCAA) Section 112 and (2) EPA's related Clean Air Mercury Rule.

Background: On March 10, 2005, the EPA issued CAIR to address power plant pollution that drifts from one state to another. A cap-and-trade system was to be used to reduce the target pollutants: sulfur dioxide (SO₂) and nitrogen oxides (NO_x).

Key Changes: Following the EPA's promulgation of CAMR, the 79th Texas Legislature passed House Bill 2481, requiring Texas to adopt the CAMR rule by reference, thereby participating in the EPA's mercury cap-and-trade program. The July 12, 2006 CAMR SIP revision fulfilled that legislative requirement and the EPA's requirement for such a plan to be submitted by November 17, 2006. This mercury cap-and-trade program applied to stationary, coal-fired electricity generating units (EGUs).

SIP Narrative and Appendices

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CAIR SIP Revision (Project No. 2005-049-SIP-NR)

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