



Commonwealth of the Northern Mariana Islands

OFFICE OF THE GOVERNOR

Bureau of Environmental and Coastal Quality

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Director, DEQ

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Acting Director, DCRM

PROPOSED NEW CNMI AIR POLLUTION CONTROL REGULATIONS

INTENDED ACTION TO PROPOSE NEW REGULATIONS: The Commonwealth of the Northern Mariana Islands, Office of the Governor, Bureau of Environmental and Coastal Quality (BECQ) intends to propose new Air Pollution Control Regulations, and repeal the prior regulations codified NMIAC Chapter 65-10, pursuant to the procedures of the Administrative Procedure Act, 1 CMC §§ 9102 and 9104(a). The Regulations would become effective 10 days after compliance with 1 CMC §§ 9102 and 9104(a). 1 CMC § 9105(b).

AUTHORITY: The Administrator of BECQ is empowered by the Legislature to adopt rules and regulations for the administration and enforcement of the Commonwealth Environmental Protection Act. 2 CMC § 3122.

THE TERMS AND SUBSTANCE: The proposed new Air Pollution Control Regulations are for maintaining and achieving National Ambient Air Quality Standards (NAAQS) under the Clean Air Act, 42 U.S.C. §§ 7401, et seq. (CAA), for criteria air pollutants considered harmful to public health and the environment. Also, the regulations will provide for compliance in the CNMI with the New Source Performance Standards (NSPS) and the National Emission Standards for Hazardous Air Pollutants (NESHAPS) under the CAA. The CNMI shall permit minor air pollution sources under these regulations. Major sources shall be permitted by the United States Environmental Protection Agency (USEPA).

THE SUBJECTS AND ISSUES INVOLVED:

1. Air permitting requirements for major and minor sources.
2. Air permitting requirements for major and minor hazardous emission sources.
3. Air permit application, reporting, compliance, and enforcement procedures.
4. Air pollution standards for fugitive dust, open burning, noxious and deleterious emissions, and emissions from gasoline and diesel powered vehicles on highways.

DIRECTIONS FOR FILING AND PUBLICATION: These Proposed Regulations shall be published in the Commonwealth Register in the section on proposed and newly adopted regulations (1 CMC § 9102(a)(1)) and posted in convenient places in the civic center and in local government offices in each senatorial district, both in English and in the principal vernacular. 1 CMC § 9104(a)(1)

TO PROVIDE COMMENTS: Send or deliver your comments to Ray Masga, Director, Division of Environmental Quality, BECQ, *Re: Proposed New Air Pollution Control Regulations*, at the above address or to the above fax number or email: raymasga@becq.gov.mp. Comments are due within 30 days from the date of publication of this notice. Please submit your data, views or arguments. 1 CMC § 9104(a)(2)

These proposed regulations were approved by the Acting Administrator on September ____ , 2017.

Submitted by: 
RAY S. MASGA
Acting Administrator
CNMI Bureau of Environmental & Coastal Quality

Date: 9/21/17

Received by: 
SHIRLEY P. CAMACHO-OGUMORO
Governor's Special Assistant
for Administration

Date: 9/28/17

Filed and Recorded by: 
ESTHER SN. NESBITT
Commonwealth Register

Date: 09.28.2017

Pursuant to 1 CMC § 2153(e) (AG approval of regulations to be promulgated as to form) and 1 CMC § 9104(a)(3) (obtain AG approval) the proposed regulations attached hereto have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General and shall be published, 1 CMC § 2153(f) (publication of rules and regulations).

Dated this 28 day of September, 2017.


EDWARD MANIBUSAN
Attorney General