

## **Part A of the Supporting Statement**

### **1. IDENTIFICATION OF THE INFORMATION COLLECTION**

#### **1(a) Title of the Information Collection**

This Information Collection Request (ICR) is entitled "Application Requirements for the Approval and Delegation of Federal Air Toxics Programs to State, Territorial, Local, and Tribal Agencies" and numbered as EPA ICR Number 1643.08 and Office of Management and Budget (OMB) Control Number 2060-0264.

#### **1(b) Short Characterization**

This information collection is an application from State, territorial, local, or tribal agencies (S/L/Ts) for delegation of regulations developed under section 112 of the Clean Air Act (Act). In the time frame for this submittal, we, the Environmental Protection Agency (EPA) estimate that the majority of the delegated regulations will be those developed under section 112(d) of the Act. The procedures and requirements that the S/L/Ts will use to request the delegations are codified as 40 CFR 63, subpart E, in accordance with section 112(l) of the Act.

The subpart E regulations contain the following five options for delegation:

- Straight delegation
- Rule adjustment
- Rule substitution
- Equivalency by permit
- State program approval.

Straight delegation is the option where the respondents, S/L/Ts, choose to accept delegation of a section 112 provision and to implement and enforce the provision as written. The S/L/Ts may use the rule adjustment option when they want to substitute a rule and/or requirement that is unequivocally no less stringent than the otherwise applicable section 112 standard, such as part 63 national emission standards for hazardous air pollutants (NESHAP). They may use rule substitution when they wish to substitute individual rules and/or requirements in place of the otherwise applicable section 112 standard. They may use the equivalency by permit option when they wish to substitute operating permit terms and conditions for a section 112 standard; this option is only applicable to a limited number of sources using title V permit terms and conditions. Finally, S/L/Ts may use the State program approval option if they want to substitute their overall air toxics program for the Federal air toxics program; i.e., the section 112(d) standards.

The delegation options vary in the types of changes allowed, the level of demonstration required, and the amount of time and process needed to implement them. Respondents must submit any packages requesting delegation to their EPA Regional office. We must then review and approve, partially approve, or disapprove the request based on the subpart E approval criteria.

The request may only take effect after our approval (or partial approval of a subset of the request), public notice, and, in some cases, public comment.

Subpart E also contains provisions for delegating accidental release prevention program authorities (40 CFR part 68) under the authority of section 112(r) of the Act. In addition, we also reserve the right to review and withdraw an approved S/L/T rule, program, or requirement if we decide it is not as stringent as the otherwise applicable Federal standard or if the S/L/T is failing to adequately implement or enforce it. Subpart E includes the procedures for this review and withdrawal process.

OMB approved the currently active ICR without any “Terms of Clearance.”

## **2. NEED FOR AND USE OF THE COLLECTION**

### **2(a) Need / Authority for the Collection**

The information is needed and used to determine if the entity submitting an application has met the criteria established in the subpart E rule. This information is necessary for the Administrator to determine the acceptability of approving the S/L/T’s rules, requirements, or programs in lieu of the Federal section 112 rules or programs. The collection of information is authorized under 42 U.S.C. 7401-7671q.

### **2(b) Practical Utility / Users of the Data**

This information is necessary for the proper performance of our functions. The information will have practical utility because we will use the information generated from the collection to ensure that the subpart E approval criteria have been met.

## **3. NONDUPLICATION, CONSULTATIONS, AND OTHER COLLECTION CRITERIA**

### **3(a) Nonduplication**

This information collection is not unnecessarily duplicative of information otherwise reasonably accessible to us. Rather, for instances where other reports required by us would duplicate information required by this rule (for example, the part 70 operating permits rule), it is possible to use information previously submitted to the EPA to meet the requirements of this information collection.

### **3(b) Public Notice Required Prior to ICR Submission to OMB**

EPA solicited public comments on this ICR on January 16, 2014 (79 FR 2828). We did not receive any comments. Prior to submitting the ICR to the Office of Management and Budget, we will issue a 2<sup>nd</sup> Federal Register notice requesting comments on the amended burden estimate reflected in this ICR.

### **3(c) Consultations**

The final rule amendments for subpart E were promulgated on September 14, 2000 (65 FR 55810). Since then, we have gained extensive experience in working with the S/L/Ts in delegating section 112(d) NESHAP. We have consulted with knowledgeable EPA staff in the Office of Air Quality Planning and Standards (OAQPS), the Office of Enforcement and Compliance Assurance (OECA), as well as each of the EPA Regional air toxics coordinators to assess their experience in the type of delegations used by the S/L/Ts, the overall number of delegations granted, and the level of effort expended. We used this information to prepare this ICR renewal package.

### **3(d) Effects of Less Frequent Collection**

Applicants are only required to submit information when they wish to receive delegation of a promulgated section 112 standard. Subpart E specifies the minimum information we require to determine whether their request is approvable. The rule clarifies that the respondent only needs to submit material demonstrating it meets the “up-front” approval requirements once, unless circumstances change at the S/L/T, which would require an updated submittal. The “up-front” approval requirements consist of criteria the applicant must meet before delegation of the 112 standards can occur and are described in detail in subpart E.

The intent of this voluntary program is to encourage S/L/Ts to accept delegation of the Federal section 112 standards, and to allow them to adjust or substitute S/L/T requirements when they can be shown to be at least as stringent as the Federal requirements. These provisions for alternatives will help preserve existing S/L/T programs and prevent dual regulation of sources.

We also reserve the right to review and withdraw an approved S/L/T rule, program or requirement if we decide it is not as stringent as the otherwise applicable Federal standard or if the S/L/T is failing to adequately implement or enforce it. In this case, the S/L/T would be asked to submit information regarding permits, monitoring, resources, etc. We will use this information to decide if the rule, program, or requirement should be withdrawn. We need the ability to review and if necessary, withdraw approval of any S/L/T rule, program or requirement to ensure we can satisfy our obligations under the Act to implement and enforce the section 112 standards.

### **3(e) General Guidelines**

These reporting or recordkeeping requirements do not violate any of the regulations promulgated by OMB under 5 CFR part 1320, section 1320.5.

### **3(f) Confidentiality**

Any information submitted to the Agency for which a claim of confidentiality is made will be safeguarded according to the Agency policies set forth in Title 40, chapter 1, part 2, subpart B - Confidentiality of Business Information (see 40 CFR 2; 41 FR 36902, September 1, 1976;

amended by 43 FR 40000, September 8, 1978; 43 FR 42251, September 20, 1978; 44 FR 17674, March 23, 1979).

### **3(g) Sensitive Questions**

The reporting or recordkeeping requirements in the standard do not include sensitive questions.

## **4. THE RESPONDENTS AND THE INFORMATION REQUESTED**

### **4(a) Respondents / SIC Codes**

Respondents are S/L/Ts participating in this voluntary program. These government establishments are classified as Air and Water Resource and Solid Waste Management Programs under Standard Industrial Classification (SIC) code 9511 and North American Industry Classification System (NAICS) code 92411. No industries under any SIC or NAICS codes will be included among respondents.

### **4(b) Information Requested**

#### *(i) Data Items, Including Recordkeeping Requirements*

The information requirements will vary depending upon the type of option an S/L/T chooses for accepting delegation of the Federal standards. The information requirements are as follows:

For **overall approval to receive delegation** (§63.91)

- Confirmation letter from the State Attorney General.
- Demonstration of respondent's resources.
- Copy of the respondent's statutes, regulations and other requirements that contain appropriate provisions granting authority to implement and enforce the respondent's rule or program upon approval.
- Respondent's implementation schedule.
- Respondent's compliance plan.
- Respondent's enforcement plan.

Once respondents have demonstrated they meet the overall approval criteria, they may request **straight delegation** (§63.91) of the unchanged section 112 standards. This request may be automatic, i.e., the overall delegation established that the respondent agreed to accept delegation of all future NESHAP. Alternatively, the overall delegation may establish a procedure where the respondent requests delegation of individual standards when they are promulgated. Respondents choosing to utilize **any** of the **other options** to demonstrate the equivalency of their requirements to the Federal requirements must supply the following information:

For the **rule adjustment** option (§63.92):

- Stringency and compliance demonstration.

For the **rule substitution** option (§63.93):

- Demonstration of S/L/T rule equivalency with the otherwise applicable Federal standard.

For the **equivalency by permit** option (§63.94):

- A list of affected sources and standards within the respondent's jurisdiction.
- Draft permit terms and conditions.
- Demonstration of the equivalency of S/L/T permit terms and conditions to the otherwise applicable Federal standard.

For the **State program approval** option (§63.97):

- A list of affected sources within the respondent's jurisdiction and existing and future 112 emission standards or other requirements for which the respondent is seeking the authority to implement and enforce alternative requirements.
- The respondent may provide one or more of the following program elements: 1) alternative requirements (in state rules, regulations, or general permits or other enforceable mechanisms) that apply to one or more categories of sources within the respondent's jurisdiction; and 2) description of enforcement mechanisms for alternative requirements for area sources within the respondent's jurisdiction.
- Equivalency demonstration of respondents' alternative requirements to the otherwise applicable Federal requirements.

For the **accidental release prevention program** (§63.95):

- Demonstration of adequate resources.
- Demonstration of adequate enforcement authority.
- Description of coordination mechanisms.

We also have the option of withdrawing a program if we decide that the S/L/T is not properly implementing its rule or program in lieu of the otherwise applicable Federal standard. Under the **EPA review and withdrawal** option (§63.96), the respondents must submit the following:

- Information regarding permits, monitoring, resources, etc.

(ii) *Respondent Activities*

The respondent activities required by the rule are listed in Tables 1a through 1g. These activities vary by option because of the different types of information required under each option.

To the maximum extent practicable, these activities were developed to allow the S/L/Ts to respond in ways that are consistent and compatible with their existing reporting and recordkeeping practices. Note that we only anticipate activities related to delegation options described in Tables 1a through 1d during the 3-year approval period.

## 5. THE INFORMATION COLLECTED -- AGENCY ACTIVITIES, COLLECTION METHODOLOGY, AND INFORMATION MANAGEMENT

### 5(a) Agency Activities

This section addresses the activities to review the applications submitted by the S/L/Ts under subpart E. The activities vary according to the option used by the S/L/T and are as follows:

For the **overall approval to receive delegation** (§63.91):

- Create a *Federal Register* notice seeking public comment.
- Review public comments.
- Evaluate the S/L/T submittal.
- Create a *Federal Register* notice announcing approval or disapproval of the S/L/T submittal.

For the **straight delegation** of individual standards, the Agency will either automatically delegate them to the S/L/T or delegate them in response to a written request, depending on the mechanism established via the overall approval. If the S/L/T decides to use **any** of the **other options** listed within subpart E to demonstrate the equivalency of their rules to the Federal rule, then we will complete the following activities listed in the applicable option below.

For the **rule adjustment** option (§63.92) or the **rule substitution** option (§63.93):

- Create a *Federal Register* notice seeking public comment.
- Review public comments and S/L/T responses.
- Evaluate the S/L/T submittal.
- Create a *Federal Register* notice announcing the approval or disapproval of the S/L/T submittal.

For the **equivalency by permit** option (§63.94):

- Up-front approval process for the state program
  - Create a *Federal Register* notice seeking public comment on the agency's preliminary determination of equivalence based on the S/L/T submittal.
  - Review public comments and S/L/T responses.
  - Create a *Federal Register* notice announcing agency approval, partial approval or disapproval of the S/L/T submittal.
- Approval process for Title V permit alternative requirements
  - Evaluate the pre-draft Title V permit terms and conditions submitted by the S/L/T.

- o Notify the S/L/T in writing of agency approval or disapproval of the S/L/T's pre-draft Title V permit terms and conditions.

For the **State program approval** option (§63.97):

- Up-front approval process for the state program
  - o Create a *Federal Register* notice seeking public comment on the agency's preliminary determination to approve the S/L/T program based on the S/L/T submittal.
  - o Review public comments and S/L/T responses.
  - o Create a *Federal Register* notice announcing approval, partial approval or disapproval of the S/L/T program.
- Approval process for alternative requirements
  - o Conduct a preliminary equivalency determination on the alternate requirements submitted by the S/L/T.
  - o Create a *Federal Register* notice seeking public comments on the alternative requirements submitted by the S/L/T.
  - o Review public comments and S/L/T responses.
  - o Create a *Federal Register* notice announcing approval, partial approval or disapproval of the alternative requirements submitted by the S/L/T.

For the **accidental release prevention** program (§63.95):

- Evaluate and approve or disapprove the S/L/T submittal.

Furthermore, we reserve the right to review and withdraw a S/L/T rule or program if we decide that the program is not as stringent as the otherwise applicable Federal standard. During the **EPA review and withdrawal** option (§63.96), we conduct the following activities:

- Inform the S/L/T in writing of rule or program deficiencies.
- Evaluate S/L/T actions to correct deficiencies.
- If S/L/T actions are not adequate, we will hold a public hearing and seek public comments on the proposed withdrawal (or partial withdrawal) of approval of the rule or program.
- Notify the S/L/T of any changes in deficiencies based on public comments.
- Create a *Federal Register* notice announcing withdrawal (or partial withdrawal) of EPA approval of the S/L/T program or rule and a schedule for sources to come into compliance with applicable Federal requirements.

The EPA activities required by the rule and the technical hours associated with them are found in Tables 2a through 2g. Note that we only anticipate activities related to delegation options described in Tables 2a through 2d during the 3-year approval period.

## **5(b) Collection Methodology and Management**

All S/L/Ts using subpart E to accept delegation of Federal standards must submit the proper application to us for review and evaluation. They should prepare their applications using guidance we issued in April 2001 to facilitate subpart E implementation. This guidance is available on the internet at [www.epa.gov/ttn/atw/112\(l\)/112-lpg.html](http://www.epa.gov/ttn/atw/112(l)/112-lpg.html). The regulations contain no forms.

Qualified staff that work for the EPA Regional offices as well as EPA Headquarters will review the subpart E applications. The S/L/Ts must supply any calculations and assumptions supporting the technical portion of the application, and we will review these supporting materials to verify them. In regard to information management, we have planned and allocated resources for the efficient and effective use of the information, including the processing of the information in a manner which enhances the utility of the information to us and to the public. For example, in most cases, existing S/L/T part 70 operating permit program approvals may be used to meet the up-front approval criteria in §63.91.

The subpart E regulations do not require the request of information through any type of survey.

Most delegation requests are submitted in hard copy. Submitting agencies are encouraged to work with their applicable EPA Regional office to determine if there are procedures to follow if they wish to use an electronic format. Approvals still have to be sent to the *Federal Register* for publication, but courtesy copies can be sent to S/L/Ts via e-mail.

## **5(c) Small Entity Flexibility**

Minimizing the information collection burden for all sizes of organizations is a continuing principle for our efforts. The subpart E regulations only include the application, recordkeeping and reporting requirements we need to determine compliance with the rule. We have reduced the collection burden to the extent practicable and appropriate, including consideration of the resources available to the respondents and clarifying, consolidating, and simplifying the requirements. Furthermore, we do not anticipate that any small entities will be participating in this program.

## **5(d) Collection Schedule**

The schedule is tied to the promulgation of Federal section 112 standards. As these are issued, S/L/Ts may request delegation. Each S/L/T may submit an application under one of the five options discussed in section 1(b). Preparation of an application in compliance with subpart E is a one-time per standard activity. The subpart E regulations do not require periodic reporting or surveys.

## **6. ESTIMATING THE BURDEN AND COST OF THE COLLECTION**

### **6(a) Estimating Respondent Burden**

This ICR requires the calculation of the amount of burden hours associated with each activity for each respondent (S/L/T) when complying with the subpart E regulations. In calculating the burden hours for subpart E, we made assumptions about the number of S/L/Ts that would use each option as well as the total number of Federal standards delegated by each option. We also made assumptions about the type and level of regulatory activity that would result in delegations.

During this ICR collection period (2014 – 2017), the section 112 standards potentially subject to subpart E delegation include maximum achievable control technology (MACT) standards and area source standards under sections 112(d)(2) and (3), and amendments to MACT or area source standards pursuant to reviews conducted under sections 112 (d)(6) technology reviews and/or (f)(2) residual risk reviews.

Most MACT standards are now promulgated and have been delegated to those S/L/Ts willing to accept delegation. S/L/Ts do not accept delegation of the MACT standards if the affected source does not reside in the state or jurisdiction. Several MACT standards were vacated and as a result, some S/L/Ts did not seek delegation. These include the Boiler MACT (subpart DDDDD) which was promulgated in 2013, the Brick MACT (subpart JJJJJ) and the Clay Ceramics MACT (subpart KKKKK) which have expected promulgation dates in 2014. We expect these MACT standards to be delegated during this ICR collection period.

In addition we expect to amend a minimum of 30 MACT standards as a result of residual risk and technology reviews and pending reconsiderations (including the Boiler MACT standard mentioned above). We therefore anticipate a total of 33 delegation requests (occurrences) for MACT standards during this ICR collection period and for purposes of this analysis, we estimate that all S/L/Ts will request delegation of these MACT standards.

All the area source rules are now promulgated and only MACT standards that affect area sources and area source amendments will be promulgated during this ICR collection period. The Secondary Aluminum MACT standard affecting area sources (subpart RRR), will be amended during this ICR collection period. The Boiler area source standard (subpart JJJJJ) is currently under reconsideration and will be re-promulgated in 2014. In addition, there are 4 recently promulgated area source standards that need to be delegated to S/L/Ts. Due to resource constraints and a limited number of affected sources, some S/L/Ts have not accepted delegation of the area source standards as readily as they have the MACT standards. Some S/L/T have automatic delegation of all 112(l) standards, including area source standards, some do not have approved mechanisms in place for accepting area source delegation, and some have approved mechanisms, but only for area sources that have Title V permits. It is uncertain how many of the S/L/Ts will accept delegation of these standards in the future. For purposes of this analysis, we estimate that 80 percent of the S/L/Ts will accept delegation of 6 area source standards mentioned above.

Based on our consultations as described in section 3(c) and on the current status of regulatory development efforts, we estimate there are 119 S/L/Ts and that all 119 S/L/Ts will continue to maintain their subpart E program for the MACT standards. Thus, the annual effort for all S/L/T results in a total of 357 occurrences during the 3-year clearance period.

As described above, we assume there will be 33 delegation requests (occurrences) for MACT standards during the clearance period by each of the 119 S/L/Ts. Therefore, we expect that there will be a total of 3,927 delegation requests. Based on input from the Regional coordinators, we think that 2 of these will be equivalency by permit, 36 of these will be rule substitutions, and 3 will be rule adjustments. The number of straight delegations was estimated by subtracting the other delegation options from the total number of delegation requests. As a result, we estimate that there will be a total of 3,886 straight delegation requests during the 3-year clearance period. Figure 1 illustrates the number of occurrences for each option, resulting in an average number of responses per year of 1,429. The total number of occurrences over the 3 year period shown in Figure 1 is 4,286.

In the case of area source standards, we assumed that 6 will be promulgated during the 3-year clearance period and that 80 percent (95) of the S/L/Ts will take delegation. We assumed the same distribution of delegation options as in 2011 for this group of standards, i.e., 80 percent straight delegation, 3 percent rule adjustment, 5 percent rule substitution, 12 percent equivalency by permit. Of these, we assumed half (6 percent) would need to obtain initial approval to use the equivalency by permit options. The percent of area source standards delegated per option was multiplied by the total number of S/L/T taking delegation (95). The Equivalency by Permit Option is a two-step process. We assumed participants of this option that are undergoing step two of the delegation process lacked initial approval. We also assumed that no S/L/T would seek to use the program approval option during the 3-year period. Using this methodology, as illustrated in Figure 2, we calculated the number of occurrences for each option, resulting in an average number of responses per year of 201. The total number of occurrences over the 3 year period shown in Figure 2 is 604.

The average number of responses per year for both MACT and area source standards is 1,630 and the total number of occurrences over the 3 year period is 4,890. Table 3 summarizes the number of occurrences of delegated requests per year for both MACT and area source standards.

Burden hours were calculated for respondents for each delegation option. In calculating these hours, we retained the same activities and burden hour estimates used in the previous ICR (ICR Number 1643.07) for subpart E. The total hours associated with each option are presented in Tables 1a through 1g. The hours are technical hours only. Table 4a presents the summary of the burden hour calculations for each activity during each year of this ICR. Overall, the subpart E delegation process is projected to have an average burden of 29,489 hours per year for respondents.

## **6(b) Estimating Respondent Cost**

### *(i) Estimating Labor Costs*

This ICR uses the following labor rates:

Managerial	\$72.50 (\$45.31 + 60%)
Technical	\$50.78 (\$31.74 + 60%)
Clerical	\$31.58 (\$19.74 + 60%)

Labor rates, on a per-hour basis, are from the United States Department of Labor, Bureau of Labor Statistics, Occupational Employment and Wage Estimates, May 2012. The occupational category that is the most similar to State and local personnel affected by this rule is assumed to be described best by NAICS 999000 “Federal, State, and Local Government”. This ICR uses the mean hourly labor rates for the following occupations within this category: for technical labor, “19-2041- Environmental Scientists and Specialists, including Health”; for managerial labor, “11-9000 - Other Management Occupations”; and for clerical labor, “43-6010 - Secretaries and Administrative Assistants”. The hourly mean wage rates plus 60% of the hourly rate for overhead and benefits are included in the per-hour labor rates used to estimate respondent costs. The resulting rates used are \$72.50 for management, \$50.78 for technical personnel, and \$31.58 for clerical personnel.

The respondent labor costs are found by multiplying the burden hours associated with each activity by the hourly rate associated with each labor type. Consistent with the previous ICR, we calculated management hours as 5 percent of technical hours and clerical hours as 10 percent of technical hours. Table 4a presents the summary of labor cost calculations for each activity during each year of this ICR. Overall, the subpart E delegation process is projected to have an average labor cost of \$1,500,000 per year for respondents.

*(ii) Capital / Start-up Costs*

This ICR does not require any capital or start-up costs for equipment, machinery, and construction.

*(iii) Operating and Maintenance (O&M) Costs*

Respondents who choose to request delegation under subpart E must submit a complete application, which results in photocopying and postage costs. We determined that two types of documents would be both copied and mailed: 2-ounce letters and 1-pound packages. The 2-ounce letter would contain 5 pages, and the 1-pound package would contain 200 pages. Based on the typical price to copy a page, we used \$0.06 a page as our price per unit cost of copying. The cost for mailing a 2-ounce letter and 1-pound package via the United States Postal Service is \$0.66 and \$5.25, respectively. We also assumed that a total of three copies would be made for each letter or package. Tables 5a through 5d show the copying and postage cost for respondents (and EPA) for each delegation option. Table 6 summarizes the total copying and mailing costs for respondents (and for EPA) per year. For respondents, the average cost for copying and postage is \$2,300 per year. Therefore, the average total cost to respondents, including labor cost of \$1,500,000 per year and copying/postage cost is \$1,502,300 per year. Table 7 shows this breakdown by year.

### **6(c) Estimating EPA Burden and Cost**

Under the subpart E regulations, we must review and evaluate the subpart E applications submitted by the S/L/Ts. In reviewing and evaluating these applications, we will carry out the activities listed in section 5(a) of this ICR. Managerial activities are considered 5 percent of the technical hours while clerical activities are considered 10 percent of the technical hours.

This cost is based on the following hourly labor:

Managerial	\$86.56 (GS-15, Step 5, \$54.10 + 60%)
Technical	\$52.37 (GS-12, Step 5, \$32.73 + 60%)
Clerical	\$26.56 (GS-6, Step 5, \$16.60 + 60%)

These rates are from the Office of Personnel Management (OPM), General Schedule, effective January 2012, which excludes locality rates of pay. These rates have not changed from the last ICR and are frozen at 2010 levels.

The EPA labor costs are found by multiplying the burden hours associated with each activity by the hourly rate associated with each labor type. Table 4b contains the breakdown of the EPA burden hours and labor costs per year. Overall, the average annual burden for EPA for Subpart E delegation activities is 20,478 hours per year and the average labor cost is \$1,069,000 per year. Copying and postal costs for the EPA were calculated in the same manner as described in the last paragraph of section 6(b). Tables 5a through 5d contain a detailed listing of EPA (and respondent) copying and postal costs for each delegation option. Table 6 presents the total EPA copying and postal costs. The EPA would spend an average of \$62,400 on copying and postage. The total cost for EPA, including labor and copying/postal costs would be an average of \$1,131,400 per year. Table 7 shows a breakdown of the total cost for the EPA by year.

### **6(d) Estimating the Respondent Universe and Total Burden Costs**

In order to estimate the number of S/L/Ts participating in the subpart E program, we obtained information from the EPA's Regional Air Toxic Coordinator contacts regarding subpart E delegation activity in their Regions. We determined that 119 agencies are participating in the subpart E program. The breakdown of these agencies is as follows: 49 State agencies, 2 territorial agencies, and 66 local agencies.

### **6(e) Bottom Line Burden Hours and Cost**

#### *(i) Respondent Tally*

Over the 3-year period of this ICR, the total average annual burden and labor cost for the respondents resulting from the subpart E regulations are 29,489 hours and \$1,500,000, respectively. Table 4a contains the bottom line estimate of burden hours and labor cost associated with the subpart E regulations. There is no capital start-up costs associated with this collection. Operation and maintenance costs result from photocopying and postage expenses, which are an average of \$2,300 per year. Table 6 shows the O&M costs. Adding the average annual labor cost

and the average annual O&M cost results in a total average annual cost of \$1,502,300 for respondents. Table 7 contains the total estimate of respondent costs associated with the subpart E regulations.

*(ii) Agency Tally*

Over the 3-year period of this ICR, the total average annual burden and labor cost for the EPA is 20,478 hours and \$1,069,000, respectively. Table 4b contains the bottom line estimate of burden hours and labor cost associated with the subpart E regulations. Operation and maintenance costs result from photocopying and postage expenses, which are a total of \$62,400 per year. Table 6 shows the O&M costs. The total average annual cost to EPA is \$1,131,400. Table 7 contains the total estimate of costs associated with the subpart E regulations.

**6(f) Reasons for Change in Burden**

The currently approved reporting and recordkeeping hour burden for respondents, based on ICR Number 1643.07 for the collection period of 2010 to 2013, is 37,107 hours per year. We are requesting a decrease in burden to 29,489 hours per year for the 2014 to 2017 collection period.

The change in burden results from: (1) a decrease in the number of MACT standard promulgations from last period, (2) a decrease in the number of area source standard promulgations from last period and (3) a decrease in the number of S/L/Ts taking area source delegation. These changes are discussed below.

The total number of occurrences decreased from 5,119 to 4,281 for MACT standards due to the number of MACT standards being delegated decreasing from 40 to 33. The total number of occurrences decreased for area source standards from 920 to 604 due to the number of area source standards decreasing from 11 to 6. The percentage of S/L/Ts expected to request delegation remain at 80%.

Based on the EPA Regional Air Toxics Coordinators' past experience with the subpart E program, S/L/T use of the various delegation options has not changed for the MACT standards. Straight Delegation is still the primary delegation mechanism. S/L/Ts are using the Rule Adjustment Option and the Rule Substitution Option with the same frequency as the last collection period. Generally, S/L/Ts do not use the State Program Approval Option.

Table 8 breaks down these changes by option and shows an overall decrease in burden for respondents for each option. The overall burden is projected to decrease by almost 21 percent due in part to the use of the straight delegation option which requires less hours than the other options.

The respondent average total labor cost per year decreased by 11% or by \$149,000. The breakdown by option within the subpart E program is shown in Table 9 below. Increases or decreases in the total average annual cost for the options reflect the change in the amount of burden for that particular option. The amount of change differs from the change hours, which is

largely due to increases in the average labor wage rates for S/L/Ts. These rates were updated to reflect current estimates.

While mailing costs have increased, we are requesting a decrease in the reporting and recordkeeping cost burden due to a decrease in the total number of delegation occurrences, compared to last period. Our assumptions for copying and postage costs are discussed in section 6(b). The total copying and postage cost for S/L/Ts is \$2,300 per year, of which 80 percent is associated with obtaining straight delegation of the NESHAP.

### **6(g) Burden Statement**

The annual public reporting and recordkeeping burden for this collection of information is estimated to average 18 hours per response, consistent with the response time for last period.

Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulation are listed in 40 CFR part 9 and 48 CFR chapter 15.

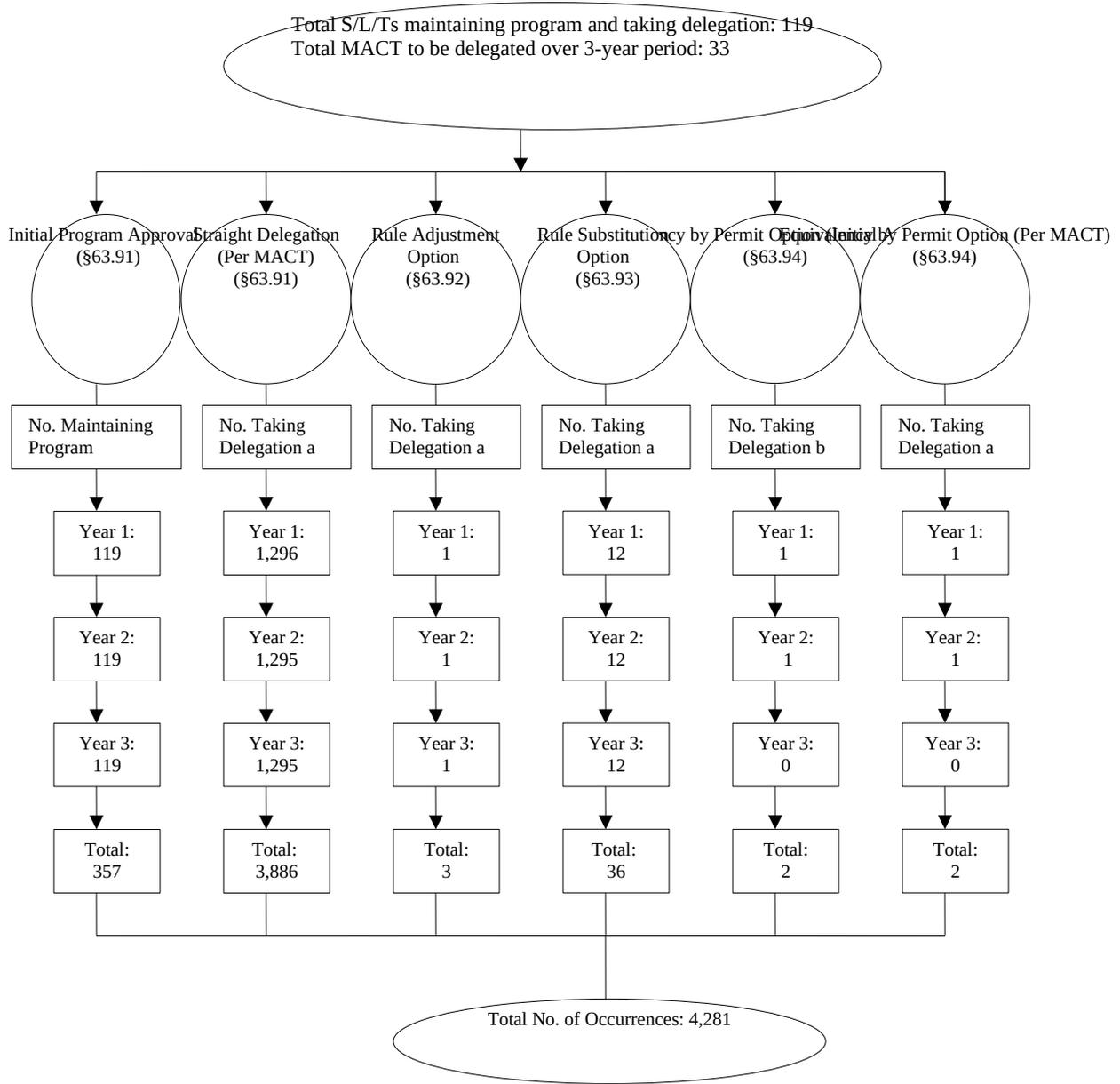
To comment on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including the use of automated collection techniques, EPA has established a public docket for this ICR under Docket ID Number EPA-HQ-OAR-2004-0065. An electronic version of the public docket is available at <http://www.regulations.gov/> which may be used to obtain a copy of the draft collection of information, submit or view public comments, access the index listing of the contents of the docket, and to access those documents in the public docket that are available electronically. When in the system, select "search," then key in the docket ID number identified in this document. The documents are also available for public viewing at the Air and Radiation Docket and Information Center in the EPA Docket Center (EPA/DC), EPA West, Room 3334, 1301 Constitution Avenue NW, Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Reading Room is (202) 566-1744, and the telephone number for the Air and Radiation Docket Information Center is (202) 566-1742. Also, you can send comments to the Office of Information and Regulatory Affairs, Office of Management and Budget, 725 17th Street, NW, Washington, D.C. 20503, Attention: Desk Officer for EPA. Please include the EPA Docket ID Number EPA-HQ-OAR-2004-0065 and OMB Control Number 2060-0264 in any correspondence.

### **Part B of the Supporting Statement**

This part is not applicable because no statistical methods were used in collecting this information.

### **FIGURES**

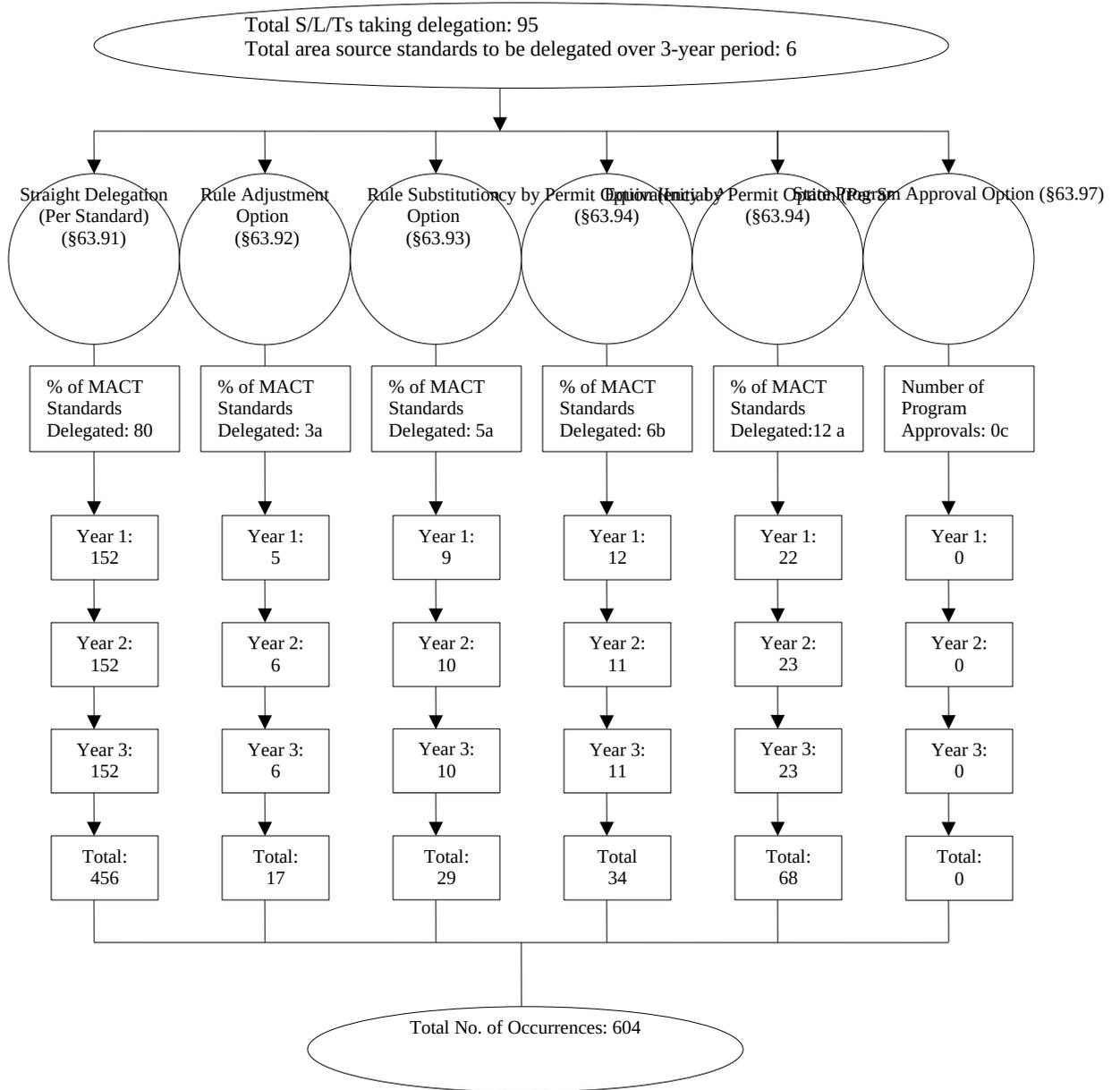
**Figure 1. Allocation of Subpart E Delegation Options-MACT Standards**



<sup>a</sup> Each MACT is delegated to one S/L/T. The number of agencies taking delegation is equal to the number of MACTs.

<sup>b</sup> Equivalency by Permit is a two-step process. We assumed S/L/Ts taking delegation under the second step do not already have initial approval.

**Figure 2. Allocation of Subpart E Delegation Options-Area Source Standards**



<sup>a</sup> Each MACT is delegated to all 95 agencies. The percent of MACT standards delegated per option is multiplied by 95.

<sup>b</sup> Equivalency by Permit is a two-step process. We assumed that half of the S/L/Ts taking delegation under the second step do not already have initial approval

<sup>c</sup> We assumed no agency would seek State Program Approval during the clearance period.

## **TABLES**

<b>Table 1a. Respondent Activity and Burden for the Overall Approval to Receive Delegation/Straight Delegation</b>	
<b>(\$63.91)<sup>†</sup></b>	
<b>Activity</b>	<b>Technical Hours per Occurrence</b>
A. Read Rule	0
B. Receive Training on Rule	0
C. Plan Process	0
D. Create Confirmation Letter from Attorney General	0
E. Create Adequate Resources Demonstration/ Legal Authority	0
F. Supply a Copy of State Statutes, Regulations, and Requirements	0
G. Create Expedious Implementation Schedule and Compliance Plan	0
H. Compile, Process, and Review Information	0
I. Create Overall Cover Letter	0
J. Fill Out Completeness Checklist	0
K. Send Submittal to EPA	0
L. Store, File, and Maintain Information	20
<b>Total (hr/yr)</b>	<b>20</b>
M. Request Straight Delegation of NESHAP	10

<sup>†</sup>For this renewal period, we assumed that all agencies have already completed activities A-K and have received up-front delegation.

<b>Table 1b. Respondent Activity and Burden for the Rule Adjustment Option (§63.92)</b>	
<b>Activity</b>	<b>Technical Hours per Occurrence</b>
A. Conduct State Rulemaking	35
B. Collect Alternative Rule and NESHAP for Analysis and Demonstrate Stringency	15
C. Fill out Completeness Checklist	1
D. Send Submittal to EPA	1.5
E. Store, File, and Maintain Information	20
<b>Total (hr/yr)</b>	<b>72.5</b>

<b>Table 1c. Respondent Activity and Burden for the Rule Substitution Option (§ 63.93)</b>	
<b>Activity</b>	<b>Technical Hours per Occurrence</b>
A. Conduct Rulemaking and Respond to Public Comments	45
B. Prepare Equivalency Demonstration Table	60
C. Prepare Narrative Text for Equivalency Demonstration Table	60
D. Prepare Cover Letter and Completeness Checklist for Submittal Package	10
E. Send Submittal to EPA	1.5
F. Respond to Public Comments	25
G. Store, File, and Maintain Information	20
<b>Total (hr/yr)</b>	<b>221.5</b>

**Table 1d. Respondent Activities and Burden for the Equivalency by Permit Option (§63.94)**

Activity	Technical Hours per Occurrence
One-Time Activities	
A. Preparation of List of Affected Sources and Affected 112 Standards	20
Activities per Standard	
A. Collection of Draft Terms and Conditions to Submit to EPA	20
B. Alteration of Draft Terms and Conditions	26
C. Preparation of Side-by-Side Comparison of Alternative Requirements	30
D. Preparation of Narrative to Side-by-Side Comparison	30
E. Completion of Cover Letter and Completeness Checklist for Submittal to EPA	10
F. Send Submittal to EPA	1.5
G. Incorporation of Alternative Requirements into Permits	20
H. Store, File, and Maintain Information	20
<b>Total (hr/yr)</b>	158

<b>Table 1 e. Respondent Activities and Burden for the State Program Approval Option (§63.97)†</b>	
Activity	Technical Hours per
One-time activities	
A. Collection of Source Categories for Submission	0
B. Description of Enforcement Measures for Area Sources	15
C. Preparation of Up-front Submittal to EPA	40
Activities per Standard	
A. Participation in the Review of Public Comments and Consultations	20
B. Collection of State Rules, Regulations, Permits, Implementation Plans, or Other Enforceable Mechanisms and State Rulemaking	60
C. Preparation of Equivalency Demonstration Table	40
D. Preparation of Narrative to Accompany Equivalency Demonstration Table	40
E. Preparation of Submission to EPA and Completeness Checklist	5
F. Submittal to EPA	1.5
G. Store, File, and Maintain Information	20
Total (hr/yr)	241.5

†Not expected to use this option during 3-year period.

<b>Table 1f. Respondent Activities and Burden for the Accidental Release Prevention Program (§ 63.95)†</b>	
<b>Activity</b>	<b>Technical Hours per</b>
A. Resource Demonstration	5
B. Demonstration of Adequate Enforcement Authority	20
C. Description of Coordination Mechanism	15
D. Preparation of Package for Submission to the EPA	25
<b>Total (hr/yr)</b>	<b>65</b>

†Not expected to use this option during 3-year period.

<b>Table 1g. Respondent Activities and Burden for the EPA Review and Withdrawal Option (§63.96)†</b>	
<b>Activity</b>	<b>Technical Hours per Occurrence</b>
A. Respond to Information Requests (permits, monitoring, meetings, etc.)	30
B. S/L/T attempts to correct deficiencies	30
C. Notification to Sources of Withdrawal	40
<b>Total (hr/yr)</b>	<b>100</b>

†Not expected to use this option during 3-year period.

<b>Table 2a. EPA Activities and Burden for the Overall Approval to Receive Delegation/Straight Delegation (§ 63.91)†</b>	
<b>Activity</b>	<b>Technical Hours per Occurrence</b>
<b>A. Review Submission for Completeness</b>	<b>0</b>
<b>B. Notification to State of Complete/Incomplete Application</b>	<b>0</b>
<b>C. Creation of Federal Register Notice to Seek Public Comment</b>	<b>0</b>
<b>D. EPA Review of Public Comments and S/L/T Responses</b>	<b>0</b>
<b>E. EPA Evaluation of General Criteria</b>	<b>0</b>
<b>F. Creation of Final Federal Register Notice</b>	<b>0</b>
<b>G. Answer Respondent Questions</b>	<b>10</b>
<b>H. Store, File, and Compile Information</b>	<b>10</b>
<b>Total (hr/yr)</b>	<b>20</b>
<b>I. Send Letter Granting Straight Delegation</b>	<b>5</b>

†For this renewal period, we assumed that all agencies have already completed activities. A-F and have received up-front delegation.

<b>Table 2b. EPA Activities and Burden for the Rule Adjustment Option (§ 63.92)</b>	
<b>Activity</b>	<b>Technical Hours per Occurrence</b>
<b>A. Creation of Federal Register Notice to Seek Public Comment</b>	<b>5</b>
<b>B. EPA Review of Public Comments and S/L/T Responses</b>	<b>20</b>
<b>C. EPA Evaluation of General Criteria</b>	<b>5</b>
<b>D. Creation of Final Federal Register Notice</b>	<b>5</b>
<b>E. Answer Respondent Questions</b>	<b>15</b>
<b>F. Store, File, and Compile Information</b>	<b>10</b>
<b>Total (hr/yr)</b>	<b>60</b>

<b>Table 2c. EPA Activities and Burden for the Rule Substitution Option (§63.93)</b>	
<b>Activity</b>	<b>Technical Hours per Occurrence</b>
A. Review Submission for Completeness	10
B. Creation of Federal Register Notice to Seek Public Comment	5
C. EPA Review of Public Comments	20
D. EPA Evaluation of Equivalency Demonstrations	80
E. Creation of Final Federal Register Notice	10
F. Answer Respondent Questions	35
G. Store, File, and Compile Information	10
<b>Total (hr/yr)</b>	<b>170</b>

<b>Table 2d. EPA Activities and Burden for the Equivalency by Permit Option (§63.94)</b>	
<b>Activity†</b>	<b>Technical Hours per Occurrence</b>
<b>One-Time Activities</b>	
A. Notification of Whether Alternative Rule Submittal is Complete (Letter and Consultations)	10
B. Creation of Federal Register notice for Public Comment for Up-front Approval	5
C. Review of Public Comments and S/L Responses for Up-front Approval	30
D. Creation of Federal Register Notice to Approve/Disapprove Program	25
<b>Total (hr/yr)</b>	<b>70</b>
<b>Activities per Standard</b>	
E. Notification to Respondent of Complete Package of Alternative Terms and Conditions for Approval	10
F. Evaluation of Draft Permit Terms and Conditions	50
G. Creation of Notification of Approved/Disapproved Draft Permit Terms and Conditions (Letters and Meetings)	20
H. Creation of Final Federal Register Notice for Notification	15
I. Answer Respondent Questions	35
J. Store, File, and Maintain Information	10
<b>Total (hr/yr)</b>	<b>140</b>

† Assumes that any up-dates by the respondent to the list of affected sources and standards will be incorporated as part of any individual requests.

<b>Table 2e. EPA Activities and Burden for the State Program Approval Option (§63.97)†</b>	
<b>Activity</b>	<b>Technical Hours per Occurrence</b>
A. Notification by Letter and Meetings of Whether Alternative Rule Submittal is Complete	10
B. Creation of Federal Register Notice for Public Comment for Up-front Approval	5
C. Review of Public Comments and S/L/T Responses for Up-front Approval	30
D. Creation of Federal Register Notice to Approve/Disapprove Submittal	25
E. Notification of Complete Alternative Requirements	10
F. Creation of Federal Register Notice for Public Comment on Alternative Rules	5
G. Review of Public Comments and State Responses on Alternative Rules	40
H. Evaluation of Equivalency Demonstration	40
I. Creation of Final Federal Register Notice for Notification	25
J. Answer Respondent Questions	35
K. File, Store, and Maintain Information	10
<b>Total</b>	<b>235</b>

†Not expected to use this option during 3-year period.

<b>Table 2f. EPA Burden and Activities for the Accidental Release Prevention Program</b>	
<b>Activity</b>	<b>Technical Hours per Occurrence</b>
Evaluation of Submission for Approval	25
<b>Total (hr)</b>	<b>25</b>

†Not expected to use this option during 3-year period.

<b>Table 2g. EPA Activities and Burden for the EPA Review and Withdrawal Option (§63.96)†</b>	
<b>Activity</b>	<b>Technical Hours per Occurrence</b>
A. Creation of Request for Information	15
B. Evaluation of Information Submitted by S/L/Ts (Permits, Site Visits, Monitoring Data)	180
C. Letter Informing S/L/T of Inadequate Program	10
D. Creation of Notice for Proposed Withdrawal	15
E. Evaluation of Public Comments and S/L/T Responses	50
F. Notification of Changes for S/L/Ts to Make to Correct Deficiencies	15
G. Notification of Withdrawal	10
H. Publication of Schedule for Compliance	5
<b>Total (hr)</b>	<b>300</b>

†Not expected to use this option during 3-year period.

Table 3. Summary of Delegations by S/L/Ts				
	Total Number of Occurrences per Year <sup>b</sup>			
	Year 1	Year 2	Year 3	Total
Option/Year	(occ/yr)	(occ/yr)	(occ/yr)	(occ)
Over all Delegation (§63.91)	119	119	119	357
Straight Delegation per Standard (§63.91)	1,448	1,447	1,447	4,342
Rule Adjustment (§63.92)	6	7	7	20
Rule Substitution (§63.93)	21	22	22	65
Equivalency by Permit – Initial Approval (§63.94)	13	12	11	36
Equivalency by Permit – Per Standard (§63.94)	23	24	23	70
State Program Approval (§63.97)	0	0	0	0
Accidental Release Prevention Program (§63.95)	0	0	0	0
Withdrawal (§63.96)	0	0	0	0
<b>Total</b>	<b>1,630</b>	<b>1,631</b>	<b>1,629</b>	<b>4,890</b>
<b>Average (occurrences/yr)</b>				<b>1,630</b>

<sup>b</sup> Number of occurrences is the sum of MACT standards delegated and area standards delegated (See Figures 1 & 2).

Table 4a. Total Annual Burden for Respondents								
Year Option	Person-Hours				Labor Costs			
	Year 1 (hr/yr)	Year 2 (hr/yr)	Year 3 (hr/yr)	Total (hr/yr)	Year 1 (\$1,000/yr)	Year 2 (\$1,000/yr)	Year 3 (\$1,000/yr)	Total (\$1,000/yr)
Straight Delegation (§63.91) – Administrative Criteria	2,737	2,737	2,737	8,211	137	137	137	411
Straight Delegation (§63.91) – Delegation of Standard	16,652	16,641	16,641	49,933	834	833	833	2,499
Rule Adjustment Option (§63.92)	500	584	584	1,668	25	29	29	83
Rule Substitution Option (§63.93)	5,349	5,604	5,604	16,557	268	281	281	829
Equivalency by Permit Option (§63.94) – One-Time Application	299	276	253	828	15	14	13	41
Equivalency by Permit Option (§63.94) – per Standard	3,703	3,864	3,703	11,270	209	218	209	637
State Program Approval Option (§63.97) – One-Time Application	0	0	0	0	0	0	0	0
State Program Approval Option (§63.97) – Per Standard <sup>a</sup>	0	0	0	0	0	0	0	0
Accidental Release Prevention Program (§63.95)	0	0	0	0	0	0	0	0
EPA Review and Withdrawal (§63.96)	0	0	0	0	0	0	0	0
<b>Total</b>	<b>29,240</b>	<b>29,705</b>	<b>29,521</b>	<b>88,467</b>	<b>1,487</b>	<b>1,512</b>	<b>1,502</b>	<b>4,501</b>
<b>Average</b>				<b>29,489</b>				<b>1,500</b>

<sup>a</sup> Combined with one-time costs, above.

	Table 4b. Total Annual Burden for EPA							
	Person-Hours				Labor Costs			
Year	Year 1	Year 2	Year 3	Total	Year 1	Year 2	Year 3	Total
Option	(hr/yr)	(hr/yr)	(hr/yr)	(hr/yr)	(\$1,000/yr)	(\$1,000/yr)	(\$1,000/yr)	(\$1,000/yr)
Straight Delegation (§ 63.91) – Administrative Criteria	2,737	2,737	2,737	8,211	141	141	141	424
Straight Delegation (§ 63.91) – Delegation of Standard	8,326	8,320	8,320	24,967	442	429	429	1,300
Rule Adjustment Option (§ 63.92)	414	483	483	1,380	21	25	25	71
Rule Substitution Option (§ 63.93)	4,106	4,301	4,301	12,708	212	222	222	656
Equivalency by Permit Option (§ 63.94) -- One-Time Application	1,047	966	886	2,898	54	75	46	175
Equivalency by Permit Option (§ 63.94) -- per Standard	3,703	3,864	3,703	11,270	191	199	191	582
State Program Approval Option (§ 63.97) – One-Time Application	0	0	0	0	0	0	0	0
State Program Approval Option (§ 63.97) – Per Standard <sup>a</sup>	0	0	0	0	0	0	0	0
Accidental Release Prevention Program (§ 63.95)	0	0	0	0	0	0	0	0
EPA Review and Withdrawal (§ 63.96)	0	0	0	0	0	0	0	0
<b>Total</b>	<b>20,332</b>	<b>20,671</b>	<b>20,430</b>	<b>61,433</b>	<b>1,061</b>	<b>1,092</b>	<b>1,054</b>	<b>3,207</b>
<b>Average</b>				<b>20,478</b>				<b>1,069</b>

<sup>a</sup> Combined with one-time costs, above.

<b>Table 5a. Copying/Postal Costs for the Straight Delegation (\$63.91)</b>			
<b>Activity (Respondent/EPA)</b>		<b>Send submittal to EPA (Respondent)<sup>†a</sup></b>	<b>Answer Respondent Questions (EPA)<sup>‡b</sup></b>
Year			
Occurrences	Year 1	119	1,448
	Year 2	119	1,447
	Year 3	119	1,447
Postage	Year 1 (\$/yr)	78.54	7,602
	Year 2 (\$/yr)	78.54	7,597
	Year 3 (\$/yr)	78.54	7,597
Copying	Year 1 (\$/yr)	107.1	52,128
	Year 2 (\$/yr)	107.1	52,092
	Year 3 (\$/yr)	107.1	52,092
Total	Year 1 (\$1,000/yr)	0.19	59.73
	Year 2 (\$1,000/yr)	0.19	59.69
	Year 3 (\$1,000/yr)	0.19	59.69
	Total (\$1,000/yr)	0.56	179.1
	Average (\$1,000/yr)	0.19	59.70

<sup>†</sup>Falls under maintenance of subpart E program approval.

<sup>‡</sup>Falls under the Straight Delegation Option.

<sup>a</sup>Assumes 2-oz. letter.

<sup>b</sup>Assumes 1-lb. package.

<b>Table 5b. Copying/Postal Costs for the Rule Adjustment Option (§63.92)</b>			
<b>Activity</b>			
<b>(Respondent/EPA)</b>		<b>Send submittal to EPA (Respondent)<sup>a</sup></b>	<b>Answer Respondent Questions (EPA)<sup>b</sup></b>
<b>Year</b>			
<b>Occurrences</b>	<b>Year 1</b>	6	6
	<b>Year 2</b>	7	7
	<b>Year 3</b>	7	7
<b>Postage</b>	<b>Year 1 (\$/yr)</b>	31.5	3.96
	<b>Year 2 (\$/yr)</b>	36.8	4.62
	<b>Year 3 (\$/yr)</b>	36.75	4.62
<b>Copying</b>	<b>Year 1 (\$/yr)</b>	216	5.4
	<b>Year 2 (\$/yr)</b>	252	6.3
	<b>Year 3 (\$/yr)</b>	252	6.3
<b>Total</b>	<b>Year 1 (\$1,000/yr)</b>	0.25	0.01
	<b>Year 2 (\$1,000/yr)</b>	0.29	0.01
	<b>Year 3 (\$1,000/yr)</b>	0.29	0.01
	<b>Total (\$1,000/yr)</b>	0.83	0.03
	<b>Average (\$1,000/yr)</b>	0.28	0.01

<sup>a</sup>Assumes 1-lb. package.

<sup>b</sup>Assumes 2-oz. letter.

<b>Table 5c. Copying/Postal Costs for the Rule Substitution Option (\$63.93)</b>			
<b>Activity (Respondent/EPA)</b>		<b>Sends submittal to EPA (Respondent)<sup>a</sup></b>	<b>Answer Respondent Questions (EPA)<sup>b</sup></b>
Year			
<b>Occurrences</b>	<b>Year 1</b>	21	21
	<b>Year 2</b>	22	22
	<b>Year 3</b>	22	22
<b>Postage</b>	<b>Year 1 (\$/yr)</b>	110.25	13.86
	<b>Year 2 (\$/yr)</b>	115.5	14.52
	<b>Year 3 (\$/yr)</b>	115.5	14.52
<b>Copying</b>	<b>Year 1 (\$/yr)</b>	756	18.9
	<b>Year 2 (\$/yr)</b>	792	19.8
	<b>Year 3 (\$/yr)</b>	792	19.8
<b>Total</b>	<b>Year 1 (\$1,000/yr)</b>	0.87	0.03
	<b>Year 2 (\$1,000/yr)</b>	0.91	0.03
	<b>Year 3 (\$1,000/yr)</b>	0.91	0.03
	<b>Total (\$1,000/yr)</b>	2.68	0.10
	<b>Average (\$1,000/yr)</b>	0.9	0.03

<sup>a</sup>Assumes 1-lb. package.

<sup>b</sup>Assumes 2-oz. letter.

Table 5d. Copying/Postal Costs for the Equivalency by Permit Option (§63.94)							
Activity	Preparation of a list of affected sources and affected 112 standards <sup>†,a</sup>	Send submittal to EPA <sup>†,b</sup>	Notification of whether alternative rule submittal is complete <sup>†,a</sup>	Notification to respondent of complete package of alternative terms & conditions <sup>†,a</sup>	Creation of notification of approved/disapproved draft permit terms and conditions <sup>†,a</sup>	Answer respondent questions <sup>†,a</sup>	
(Respondent/EPA)	(Respondent)	(Respondent)	(EPA)	(EPA)	(EPA)	(EPA)	
Year							
Occurrences	Year 1	13	23	13	23	23	23
	Year 2	12	24	12	24	24	24
	Year 3	11	23	11	23	23	23
Postage	Year 1 (\$/yr)	8.58	120.75	8.58	15.18	15.18	15.18
	Year 2 (\$/yr)	7.92	126	7.92	15.84	15.84	15.84
	Year 3 (\$/yr)	7.26	120.75	7.26	15.18	15.18	15.18
Copying	Year 1 (\$/yr)	11.7	828	11.7	828	828	828
	Year 2 (\$/yr)	10.8	864	10.8	864	864	864
	Year 3 (\$/yr)	9.9	828	9.9	828	828	828
Total	Year 1 (\$1,000/yr)	0.02	0.95	0.02	0.84	0.84	0.84
	Year 2 (\$1,000/yr)	0.02	0.99	0.02	0.88	0.88	0.88
	Year 3 (\$1,000/yr)	0.02	0.95	0.02	0.84	0.84	0.84
	Total (\$1,000/yr)	2.9 Respondents		7.8 EPA			
	Average (\$1,000/yr)	1.0 Respondents		2.6 EPA			

<sup>†</sup>Initial Equivalency by Permit Option approval.

<sup>‡</sup>Per Standard Equivalency by Permit Option approval.

<sup>a</sup> Assumes 1-lb. package.

<sup>b</sup> Assumes 2-oz. letter

<b>Table 5e. Copying/Postal Costs for the State Program Approval Option (§63.97)</b>			
<b>Activity</b>		<b>Send submittal to EPA (Respondent)<sup>a</sup></b>	<b>Answer Respondent Questions (EPA)<sup>b</sup></b>
<b>(Respondent/EPA)</b>			
Year			
Occurrences	Year 1	0	0
	Year 2	0	0
	Year 3	0	0
Postage	Year 1 (\$/yr)	0	0
	Year 2 (\$/yr)	0	0
	Year 3 (\$/yr)	0	0
Copying	Year 1 (\$/yr)	0	0
	Year 2 (\$/yr)	0	0
	Year 3 (\$/yr)	0	0
Total	Year 1 (\$1,000/yr)	0	0
	Year 2 (\$1,000/yr)	0	0
	Year 3 (\$1,000/yr)	0	0
	Total (\$1,000/yr)	0	0
	Average (\$1,000/yr)	0	0

<sup>a</sup> Assumes 1-lb. package.

<sup>b</sup> Assumes 2-oz. letter

Table 6. Total Copying/Postal Costs for Respondents and EPA Summary								
Year	Respondents				EPA			
	Year 1	Year 2	Year 3	Total	Year 1	Year 2	Year 3	Total
Option	(\$1,000/yr)							
Straight Delegation (§63.91) -- Administrative Criteria	0.19	0.19	0.19	0.57	0	0	0	0
Straight Delegation (§63.91) -- Delegation of Standard	0	0	0	0	59.73	59.73	59.73	179.19
Rule Adjustment Option (§63.92)	0.25	0.29	0.29	0.83	0.01	0.01	0.01	0.03
Rule Substitution Option (§63.93)	0.87	0.91	0.91	2.69	0.03	0.03	0.03	0.09
Equivalency by Permit Option (§63.94) -- One-Time Application	0.02	0.02	0.02	0.06	0.02	0.02	0.02	0.06
Equivalency by Permit Option (§63.94) -- per Standard	0.95	0.99	0.95	2.89	2.52	2.64	2.52	7.68
State Program Approval Option (§63.97) -- One-Time Application	0	0	0	0	0	0	0	0
State Program Approval Option (§63.97) -- Per Standard <sup>a</sup>	0	0	0	0	0	0	0	0
Accidental Release Prevention Program (§63.95)	0	0	0	0	0	0	0	0
EPA Review and Withdrawal (§63.96)	0	0	0	0	0	0	0	0
<b>Total</b>	<b>2.28</b>	<b>2.4</b>	<b>2.36</b>	<b>7.04</b>	<b>62.31</b>	<b>62.43</b>	<b>62.31</b>	<b>187.05</b>
<b>Average</b>				<b>2.3</b>				<b>62.4</b>

<sup>a</sup> Combined with one-time costs, above.

Table 7. Total Costs for Respondents and EPA (Labor and Copying/Postal)								
Year	Respondents				EPA			
	Year 1	Year 2	Year 3	Total	Year 1	Year 2	Year 3	Total
Option	(\$1,000/yr)	(\$1,000/yr)						
Straight Delegation (§63.91) – Administrative Criteria	137.19	137.19	137.19	411.57	141	141	141	423
Straight Delegation (§63.91) – Delegation of Standard	834	833	833	2500	501.73	488.69	488.69	1479
Rule Adjustment Option (§63.92)	25.25	29.29	29.29	83.83	21.01	25.01	25.01	71.03
Rule Substitution Option (§63.93)	268.87	281.91	281.91	832.69	212.03	222.03	222.1	656.16
Equivalency by Permit Option (§63.94) – One-Time Application	15.02	14.02	13.02	42.06	54.02	75.02	46.02	175.06
Equivalency by Permit Option (§63.94) – per Standard	209.95	218.99	209.95	638.89	193.52	201.64	193.52	588.68
State Program Approval Option (§63.97) – One-Time Application	0	0	0	0	0	0	0	0
State Program Approval Option (§63.97) – Per Standard <sup>a</sup>	0	0	0	0	0	0	0	0
Accidental Release Prevention Program (§63.95)	0	0	0	0	0	0	0	0
EPA Review and Withdrawal (§63.96)	0	0	0	0	0	0	0	0
<b>Total</b>	<b>1490.28</b>	<b>1514.40</b>	<b>1504.36</b>	<b>4509.04</b>	<b>1123.31</b>	<b>1153.39</b>	<b>1116.34</b>	<b>3393.0</b>
<b>Average</b>				<b>1503</b>				<b>1131</b>

<sup>a</sup> Combined with one-time costs, above.

<b>Table 8. Difference in Average Annual Burden Hours</b>				
<b>Option</b>	<b>2010 Average Annual Burden (hr/yr)</b>	<b>2014 Average Annual Burden (hr/yr)</b>	<b>Difference</b>	<b>Percent Difference</b>
Straight Delegation Option (§63.91)	23,491	19,381	-4,109.33	-17.49%
Rule Adjustment Option (§63.92)	806	556	-250.00	-31.02%
Rule Substitution Option (§63.93)	6,708	5,519	-1,188.67	-17.72%
Equivalency by Permit Option (§63.94)	6,103	4,033	-2,070.00	-33.92%
Accidental Release Prevention Program (§63.95)	0	0	0.0	0.00%
EPA Withdrawal (§63.96)	0	0	0.0	0.00%
State Program Approval Option (§63.97)	0.00	0.00	0.0	0.00%
<b>Total</b>	<b>37,107</b>	<b>29,489</b>	<b>-7,618</b>	<b>-20.53%</b>

<b>Table 9. Difference in Average Annual Total Cost</b>				
<b>Option</b>	<b>2010 Average Annual Total Cost (\$1,000/yr)</b>	<b>2014 Average Annual Total Cost (\$1,000/yr)</b>	<b>Difference</b>	<b>Percent Difference</b>
Straight Delegation Option (§63.91)	839	970	131	16%
Rule Adjustment Option (§63.92)	29	28	-1	-3%
Rule Substitution Option (§63.93)	240	276	37	15%
Equivalency by Permit Option (§63.94)	244	226	-18	-7%
Accidental Release Prevention Program (§63.95)	0	0	0	0%
EPA Withdrawal (§63.96)	0	0	0	0%
State Program Approval Option (§63.97)	0	0	0	0%
<b>Total</b>	<b>1,351</b>	<b>1,500</b>	<b>149</b>	<b>11%</b>