U.S. Environmental Protection Agency

Information Collection Request

**Title:** NESHAP for Taconite Iron Ore Processing (40 CFR Part 63, Subpart RRRRR) (Renewal)

**OMB Control Number:** 2060-0538

**EPA ICR Number:** 2050.11

**Abstract:**

The National Emission Standards for Hazardous Air Pollutants (NESHAP) for Taconite Iron Ore Processing was proposed on December 18, 2002, and promulgated on October 30, 2003, and most recently amended on March 6, 2024. The NESHAP is codified at 40 CFR Part 63, Subpart RRRRR. The regulations apply to existing facilities and new facilities that either emit or have the potential to emit any single hazardous air pollutant (HAP) at a rate of 9.07 megagrams (10 tons) or more per year or any combination of HAP at a rate of 22.68 megagrams (25 tons) or more per year from all emission sources at the plant site. Affected sources include each new or existing ore crushing and handling operation, ore dryer, indurating furnace, and finished pellet handling operation. The pollutants regulated include HAP metals, using particulate matter (PM) as a surrogate. New facilities include those that commenced construction or reconstruction after the date of the original proposal (December 18, 2002). This information is being collected to assure compliance with 40 CFR Part 63, Subpart RRRRR.

In general, all NESHAP require initial notifications, performance tests, and periodic reports by the owners/operators of the affected facilities. Owners/operators are also required to maintain records of the occurrence and duration of any failures to meet applicable standards, or any period during which the monitoring system is inoperative. In addition to the notifications, a semiannual report is also required. These notifications, reports, and records are essential in determining compliance, and are required of all sources subject to NESHAP.

Over the next three years, approximately seven respondents per year will be subject to the standard, and no additional respondents per year will become subject to the standard.

The Office of Management and Budget (OMB) approved the currently active ICR with the following Terms of Clearance:

In accordance with 5 CFR 1320, the information collection is approved for three years. As terms of clearance, upon renewal of this collection, EPA is required to include the following in its supporting statement for this and other NESHAP ICRs: (1) a description of the regulatory text applicable to the ICR including submission specifications; (2) a clear description of the data elements being collected under the ICR; (3) screen shots of the electronic portal where the reporting requirements are submitted to EPA (with the control number and burden statement); (4) a detailed discussion of how information is submitted and the extent to which electronic reporting is available; (5) evidence of consultation with respondents (by actively reaching out to stakeholders as permitted by the PRA) to ensure the supporting statement's accuracy on availability of data, frequency of collection, clarity of instructions, accuracy of burden estimate, relevance of data elements, and similar PRA matters; and (6) discussion of how EPA addressed substantive concerns raised by respondents and other stakeholders during consultation and in response to comments received on FR notices. In addition, please convert the supporting statement to the standard 18 question SS-A format upon renewal.

The relevant regulatory text is referenced in section 12b of this document. We have created a supplementary document including the regulatory text that describes the ICR requirements, which includes a description of the data elements being collected under the ICR, as identified in section 12b of this document. All electronic collection in this information collection is submitted through EPA's ERT, as discussed in section 12b of this document. Additional Paperwork Reduction Act requirements for CEDRI and ERT, including the burden statement and OMB control number, are available at: https://www.epa.gov/electronic-reporting-air-emissions/paperwork-reduction-act-pra-cedri-and-ert. We have created supplementary documents that include screenshots of the electronic portal where the reporting requirements are submitted online to EPA, including the OMB burden statement on the electronic portal. A description of the EPA’s consultation with respondents and how EPA responded to any concerns raised by respondents or other stakeholders is discussed in section 8 of this document. Per the Terms of Clearance on the previous ICR, this supporting statement follows the standard 18-question format.

**Supporting Statement A**

1. **NEED AND AUTHORITY FOR THE COLLECTION**

*Explain the circumstances that make the collection of information necessary. Identify any legal or administrative requirements that necessitate the collection.*

The EPA is charged under Section 112 of the Clean Air Act, as amended, to establish standards of performance for each category or subcategory of major sources and area sources of hazardous air pollutants. These standards are applicable to new or existing sources of hazardous air pollutants and shall require the maximum degree of emission reduction. In addition, section 114(a) states that the Administrator may require any owner/operator subject to any requirement of this Act to:

(A) Establish and maintain such records; (B) make such reports; (C) install, use, and maintain such monitoring equipment, and use such audit procedures, or methods; (D) sample such emissions (in accordance with such procedures or methods, at such locations, at such intervals, during such periods, and in such manner as the Administrator shall prescribe); (E) keep records on control equipment parameters, production variables or other indirect data when direct monitoring of emissions is impractical; (F) submit compliance certifications in accordance with Section 114(a)(3); and (G) provide such other information as the Administrator may reasonably require.

In the Administrator's judgment, HAP emissions from taconite iron ore processing facilities cause or contribute to air pollution that may reasonably be anticipated to endanger public health or welfare. Therefore, the NESHAP were promulgated for this source category at 40 CFR Part 63,Subpart RRRRR.

1. **PRACTICAL UTILITY/USERS OF THE DATA**

*Indicate how, by whom, and for what purpose the information is to be used. Except for a new collection, indicate the actual use the agency has made of the information received from the current collection.*

The recordkeeping and reporting requirements in these standards ensure compliance with the applicable regulations which were promulgated in accordance with the Clean Air Act. The collected information is also used for targeting inspections and as evidence in legal proceedings. Performance tests are required to determine an affected facility’s initial capability to comply with these emission standards. Performance testing of indurating furnaces is required twice every five years. Performance testing of other emissions sources is required once every five years. During the performance tests, a record of the operating parameters under which compliance was achieved must be recorded and used to establish operating limits. Continuous compliance is demonstrated through continuous monitoring of the operating parameters for the air pollution control devices. For the mercury standards, owners and operators may use continuous emissions monitoring systems (CEMS) as an alternative to completing performance testing and monitoring operating parameters.

The notifications required in these standards are used to inform either the Agency or its delegated authority when a source becomes subject to the requirements of the regulations. The reviewing authority may then inspect the source to check if the pollution control devices are properly installed and operated and the standards are being met. The performance test may also be observed.

The required semiannual reports are used to determine periods of excess emissions, identify problems at the facility, verify operation/maintenance procedures and for compliance determinations.

Additionally, the EPA is requiring electronic reporting for certain notifications or reports. The EPA is requiring that owners or operators of affected sources would submit electronic copies of initial notifications required in 40 CFR 63.9(b), notifications of changes in information already provided required in 40 CFR 63.9(j), performance test reports, and semiannual reports through the EPA's Central Data Exchange (CDX), using the Compliance and Emissions Data Reporting Interface (CEDRI).

For semiannual reports, EPA has developed a template for the reporting form in CEDRI specifically for 40 CFR Part 63, Subpart RRRRR. For the notifications required in 40 CFR 63.9(b) and 63.9(j), owners and operators would be required to upload a PDF of the required notifications.

CEDRI includes the Electronic Reporting Tool (ERT) software, which is used by facilities to generate electronic reports of performance tests. The EPA is also requiring that 40 CFR Part 63, Subpart RRRRR performance test reports be submitted through the EPA’s ERT.

1. **USE OF TECHNOLOGY**

*Describe whether, and to what extent, the collection of information involves the use of automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses, and the basis for the decision for adopting this means of collection. Also describe any consideration of using information technology to reduce burden.*

Some of the respondents are using monitoring equipment that automatically records parameter data. Although personnel at the affected facility must still evaluate the data, internal automation has significantly reduced the burden associated with monitoring and recordkeeping at a plant site.

The rule was amended to include electronic reporting provisions on July 28, 2020. Respondents are required to use the EPA’s Electronic Reporting Tool (ERT) to develop performance test reports and performance evaluation reports and submit them through the EPA’s Compliance and Emissions Data Reporting Interface (CEDRI), which can be accessed through the EPA’s Central Data Exchange (CDX) (https://cdx.epa.gov/). The ERT is an application rather than a form, and the requirement to use the ERT is applicable to numerous subparts. The splash screen of the ERT contains a link to the Paperwork Reduction Act (PRA) requirements, such as the OMB Control Number, expiration date, and burden estimate for this and other subparts. Respondents are also required to submit electronic copies of certain notifications through EPA’s CEDRI. The notification is an upload of their currently required notification in portable document format (PDF) file. The compliance reports are to be created using Form 5900-576, the electronic template included with this Supporting Statement. The template is an Excel spreadsheet which can be partially completed and saved for subsequent annual and semiannual reports to limit some of the repetitive data entry. It reflects the reporting elements required by the rule and does not impose additional reporting elements. The OMB Control Number is displayed on the Welcome page of the template, with a link to an online repository that contains the PRA requirements. For the purposes of this ICR, it is assumed that there is no additional burden associated with the requirement for respondents to submit the notifications and reports electronically. The supplemental files to this ICR renewal contain screenshots showing the CDX homepage for CEDRI login, the CEDRI PRA screen, the CEDRI interface for managing reports for various subparts, and the landing page of the ERT that shows the link to PRA information.

Electronic copies of records may also be maintained in order to satisfy federal recordkeeping requirements. For additional information on the Paperwork Reduction Act requirements for CEDRI and ERT for this rule, see: https://www.epa.gov/electronic-reporting-air-emissions/paperwork-reduction-act-pra-cedri-and-ert.

Information contained in these reports is reported by state and local governments in the ICIS Air database, which is operated and maintained by the EPA's Office of Compliance. The EPA uses ICIS for tracking air pollution compliance and enforcement by local and state regulatory agencies, EPA regional offices, and EPA headquarters. The EPA and its delegated authorities can edit, store, retrieve and analyze the data.

1. **EFFORTS TO IDENTIFY DUPLICATION**

*Describe efforts to identify duplication. Show specifically why any similar information already available cannot be used or modified for use for the purposes described in Item 2 above.*

For reports required to be submitted electronically, the information is sent through the EPA's CDX, using CEDRI, where the appropriate EPA regional office can review it, as well as state and local agencies that have been delegated authority. If a state or local agency has adopted under its own authority its own standards for reporting or data collection, adherence to those non-Federal requirements does not constitute duplication.

For all other reports, if the subject standards have not been delegated, the information is sent directly to the appropriate EPA regional office. Otherwise, the information is sent directly to the delegated state or local agency. If a state or local agency has adopted its own standards to implement the Federal standards, a copy of the report submitted to the state or local agency can be sent to the Administrator in lieu of the report required by the Federal standards. Therefore, duplication does not exist.

1. **MINIMIZING BURDEN ON SMALL BUSINESSES AND SMALL ENTITIES**

*If the collection of information impacts small businesses or other small entities, describe any methods used to minimize burden.*

All the respondents are large entities (i.e., large businesses). There are no small businesses operating Taconite Iron Ore Processing facilities.

1. **CONSEQUENCES OF LESS FREQUENT COLLECTION**

*Describe the consequence to Federal program or policy activities if the collection is not conducted or is conducted less frequently, as well as any technical or legal obstacles to reducing burden.*

Less frequent information collection would decrease the margin of assurance that facilities are continuing to meet the standards. Requirements for information gathering and recordkeeping are useful techniques to ensure that good operation and maintenance practices are applied and emission limitations are met. If the information required by these standards was collected less frequently, the proper operation and maintenance of control equipment and the possibility of detecting violations would be less likely.

1. **GENERAL GUIDELINES**

*Explain any special circumstances that require the collection to be conducted in a manner inconsistent with OMB guidelines.*

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

These standards require the respondents to maintain all records, including reports and notifications for at least five years. This is consistent with the General Provisions as applied to the standards. EPA believes that the five-year records retention requirement is consistent with the Part 70 permit program and the five-year statute of limitations on which the permit program is based. The retention of records for five years allows EPA to establish the compliance history of a source, any pattern of non-compliance and to determine the appropriate level of enforcement action. EPA has found that the most flagrant violators have violations extending beyond five years. In addition, EPA would be prevented from pursuing the violators due to the destruction or nonexistence of essential records.

1. **PUBLIC COMMENT AND CONSULTATIONS**

**8a. Public Comment**

*If applicable, provide a copy and identify the date and page number of publication in the Federal Register of the Agency's notice, required by 5 CFR 1320.8(d), soliciting comments on the information collection prior to submission to OMB. Summarize public comments received in response to that notice and describe actions taken by the Agency in response to these comments. Specifically address comments received on cost and hour burden.*

An announcement of a public comment period for the renewal of this ICR was published in the Federal Register (89 FR 63933) on August 6, 2024. No comments were received on the burden published in the Federal Register for this renewal.

**8b. Consultations**

*Describe efforts to consult with persons outside the Agency to obtain their views on the availability of data, frequency of collection, the clarity of instructions and recordkeeping, disclosure, or reporting format (if any), and on the data elements to be recorded, disclosed, or reported. Consultation with representatives of those from whom information is to be obtained or those who must compile records should occur at least once every 3 years - even if the collection of information activity is the same as in prior periods. There may be circumstances that may preclude consultation in a specific situation. These circumstances should be explained.*

The Agency has consulted industry experts and internal data sources to project the number of affected facilities and industry growth over the next three years. The primary source of information as reported by industry, in compliance with the recordkeeping and reporting provisions in the standard, is the Integrated Compliance Information System (ICIS). ICIS is EPA’s database for the collection, maintenance, and retrieval of compliance data for industrial and government-owned facilities. The growth rate for the industry is based on our consultations with the Agency’s internal industry experts. Approximately six respondents will be subject to the standard over the three-year period covered by this ICR.

Industry trade association(s) and other interested parties were provided an opportunity to comment on the burden associated with the standard as it was being developed and the standard has been previously reviewed to determine the minimum information needed for compliance purposes. In developing this ICR, we contacted both the American Iron and Steel Institute (AISI) at (202) 452-7100, and the ArcelorMittalat (888) 242-7305. In this case, no comments were received.

It is our policy to respond after a thorough review of comments received since the last ICR renewal as well as those submitted in response to the first Federal Register notice. In this case, no comments were received.

1. **PAYMENTS OR GIFTS TO RESPONDENTS**

*Explain any decisions to provide payments or gifts to respondents, other than remuneration of contractors or grantees.*

No payments or gifts are made to respondents.

1. **ASSURANCE OF CONFIDENTIALITY**

*Describe any assurance of confidentiality provided to respondents and the basis for the assurance in statute, regulation, or Agency policy. If the collection requires a systems of records notice (SORN) or privacy impact assessment (PIA), those should be cited and described here.*

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).

1. **JUSTIFICATION FOR SENSITIVE QUESTIONS**

*Provide additional justification for any questions of a sensitive nature, such as sexual behavior and attitudes, religious beliefs, and other matters that are commonly considered private. This justification should include the reasons why the Agency considers the questions necessary, the specific uses to be made of the information, the explanation to be given to persons from whom the information is requested, and any steps to be taken to obtain their consent.*

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

1. **RESPONDENT BURDEN HOURS & LABOR COSTS**

*Provide estimates of the hour burden of the collection of information. The statement should:*

* *Indicate the number of respondents, frequency of response, annual hour burden, and an explanation of how the burden was estimated. Generally, estimates should not include burden hours for customary and usual business practices.*
* *If this request for approval covers more than one form, provide separate hour burden estimates for each form and the aggregate the hour burdens.*
* *Provide estimates of annualized cost to respondents for the hour burdens for collections of information, identifying and using appropriate wage rate categories. The cost of contracting out or paying outside parties for information collection activities should not be included here. Instead, this cost should be included as O&M costs under non-labor costs covered under question 13.*

**12a. Respondents/NAICS Codes**

The respondents to the recordkeeping and reporting requirements are taconite iron ore processing facilities. The United States Standard Industrial Classification (SIC) codes and the corresponding North American Industry Classification System (NAICS) codes for the respondents affected by the standards are listed in the table below:

|  |  |  |
| --- | --- | --- |
| **Standard (40 CFR Part 63, Subpart RRRRR)** | **SIC Codes** | **NAICS Codes** |
| Taconite Iron Ore Processing | 1011 | 21221 |

Based on our research for this ICR, on average over the next three years, approximately seven existing respondents will be subject to the standard. It is estimated that no additional respondents per year will become subject, for an overall total of seven respondents per year. The number of respondents is calculated using the table Number of Respondents that addresses the three years covered by this ICR. None of the facilities in the United States are owned by either state, local, or tribal entities or by the Federal government. They are all owned and operated by privately-owned, for-profit businesses. We assume that they will all respond to EPA inquiries. Based on our consultations with industry representatives, there is an average of one affected facility at each plant site and each plant site has only one respondent (i.e., the owner/operator of the plant site).

The total number of annual responses per year is calculated using the table Total Annual Responses shown below. The number of Total Annual Responses is 121.

**12b. Information Requested**

In this ICR, all the data that are recorded or reported is required by the NESHAP for Taconite Iron Ore Processing (40 CFR Part 63, Subpart RRRRR). Any owner/operator subject to the provisions of this part shall maintain a file of these measurements and retain the file for at least five years following the date of such measurements, maintenance reports, and records.

A source must make the following reports:

| **Notifications** |
| --- |
| Initial notification | §63.9640(b)-(c) §63.9(b)(2)-(3) |
| Notification of intent to conduct a performance test | §63.9640(d), §63.7(b)-(c) |
| Notification of compliance status | §63.9640(e), §63.9(h)(2)(ii) |
| Notification of request to use alternative monitoring procedure | §63.8(f)(4); §63.9590(c) |
| Notification of request to conduct a performance test to revise the operating limit | §63.9622(f)(1) |
| Implementation Plan for Mercury Emissions Averaging | §63.9623(d)(2) |
| Notification of changes in information (reclassification to area source status or to revert to major source status) (electronic submission) | §63.9(b), §63.9(j) |
| Notification of intent to use CEMS to demonstrate compliance with mercury standards/Notification of intent to stop using CEMS to demonstrate compliance with mercury standards | §63.9640(f) |
| Notification of intent to use the mercury emissions averaging compliance option | §63.9640(g) |

| **Reports** |
| --- |
| Semiannual compliance report (electronic submission) | §63.9641(a), §63.8(c)(7)-(8) |
| Semiannual compliance report contents | §63.9641(b), §63.8(c)(7)-(8), |
| Part 70 monitoring report | §63.9641(d) |
| Operation and maintenance plan | §63.9600(b) |
| Test Plans for performance testing | §63.9620, §63.9630 |
| Performance test reports (electronic submission) | §63.9641(f) |
| Site-specific monitoring plan for controls not listed | §63.9631(i) |
| Site-specific monitoring plan for CPMS | §63.9632(b) |

A source must keep the following records:

| **Recordkeeping** |
| --- |
| Notifications and reports | §63.9642(a)(1), §63.10(b)(2)(xiv) |
| Performance tests | §63.9642(a)(3)-(6), §63.10(b)(2)(viii) |
| Records for COMS and CEMS | §63.9642(b) and (f), §63.6(h)(7)(i)-(ii), §63.8(d)(3), §63.8(f)(6)(i), §63.10(b)(2)(vi) |
| Records required to demonstrate continuous compliance | §63.9642(c), §63.10(b)(2)(vii) |
| Mercury emissions averaging implementation plan and records of all calculations and data used to demonstrate compliance | §63.9642(d) |
| Records of the correlation of activated carbon injection rate to taconite pellet production rate and records of activated carbon injection rate and taconite pellet production. | §63.9642(e) |

**12c. Respondent Activities**

| **Respondent Activities** |
| --- |
| Familiarization with the regulatory requirements. |
| Install, calibrate, maintain, and operate COMS for opacity, or CPMS for secondary voltage and daily average secondary current, for any dry electrostatic precipitator; CPMS for secondary voltage water flow rate, and stack outlet temperature for any wet electrostatic precipitator; bag leak detection system and CPMS for pressure drop for any baghouse; or CPMS for pressure drop and water flow rate for any wet scrubber. |
| Perform performance tests, Reference Method 1 or 1A; 2, 2A, 2C, 2D, or 2F; 3A or 3B; 4; and 5, 5D, or 17 tests, and repeat performance tests if necessary. |
| Write the notifications and reports listed above. |
| Enter information required to be recorded above. |
| Submit the required reports developing, acquiring, installing, and utilizing technology and systems for collecting, validating, and verifying information. |
| Develop, acquire, install, and utilize technology and systems for processing and maintaining information. |
| Develop, acquire, install, and utilize technology and systems for disclosing and providing information. |
| Train personnel to be able to respond to a collection of information. |
| Transmit, or otherwise disclose the information. |

**12d. Respondent Burden Hours and Labor Costs**

Table 1 documents the computation of individual burdens for the recordkeeping and reporting requirements applicable to the industry for the subpart included in this ICR. The individual burdens are expressed under standardized headings believed to be consistent with the concept of burden under the Paperwork Reduction Act. Where appropriate, specific tasks and major assumptions have been identified. Responses to this information collection are mandatory.

The average annual burden to industry over the next three years from these recordkeeping and reporting requirements is estimated to be 3,520 hours (Total Labor Hours from Table 1). These hours are based on Agency studies and background documents from the development of the regulation, Agency knowledge and experience with the NESHAP program, the previously approved ICR, and any comments received.

This ICR uses the following labor rates:

Managerial $172.41 ($82.10 + 110%)

Technical $141.75 ($67.50 + 110%)

Clerical $71.36 ($33.98 + 110%)

These rates are from the United States Department of Labor, Bureau of Labor Statistics, December 2023, “Table 2. Civilian workers by occupational and industry group.” The rates are from column 1, “Total compensation.” The rates are increased by 110 percent to account for varying industry wage rates and the additional overhead business costs of employing workers beyond their wages and benefits, including business expenses associated with hiring, training, and equipping their employees.

We assume that burdens for managerial tasks take 5% of the time required for technical tasks because the typical tasks for managers are to review and approve reports. Clerical burdens are assumed to take 10% of the time required for technical tasks because the typical duties of clerical staff are to proofread the reports, make copies and maintain records.

1. **Respondent CAPITAL AND O&m CostS**

*Provide an estimate for the total annual cost burden to respondents or record keepers resulting from the collection of information. (Do not include the cost of any hour burden already reflected on the burden worksheet).*

*The cost estimate should be split into two components: (a) a total capital and start-up cost*

*component (annualized over its expected useful life) and (b) a total operation and maintenance and purchase of services component. The estimates should consider costs associated with generating, maintaining, and disclosing or providing the information. Include descriptions of methods used to estimate major cost factors including system and technology acquisition, expected useful life of capital equipment, the discount rate(s), and the period over which costs will be incurred. Capital and start-up costs include, among other items, preparations for collecting information such as purchasing computers and software; monitoring, sampling, drilling, and testing equipment; and record storage facilities.*

*If cost estimates are expected to vary widely, agencies should present ranges of cost burdens and explain the reasons for the variance. The cost of purchasing or contracting out information collections services should be a part of this cost burden estimate.*

*Generally, estimates should not include purchases of equipment or services, or portions thereof, made: (1) prior to October 1, 1995, (2) to achieve regulatory compliance with requirements not associated with the information collection, (3) for reasons other than to provide information or keep records for the government, or (4) as part of customary and usual business or private practices.*

The type of industry costs associated with the information collection activities in the subject standard(s) are both labor costs which are addressed elsewhere in this ICR and the costs associated with continuous monitoring. The capital/startup costs are one-time costs when a facility becomes subject to this regulation. The annual operation and maintenance costs are the ongoing costs to maintain the monitor(s) and other costs such as photocopying and postage.

The total capital/startup costs for this ICR are $438,000. This is the total of column D shown below in the table Capital/Startup vs. Operation and Maintenance (O&M) Costs.

The total operation and maintenance (O&M) costs for this ICR are $18,200,000. This is the total of column G shown below in the table Capital/Startup vs. Operation and Maintenance (O&M) Costs.

The average annual cost for capital/startup and operation and maintenance costs to industry over the next three years of the ICR is estimated to be $18,600,000.

1. **AGENCY** **COSTS**

*Provide estimates of annualized costs to the Federal government. Also, provide a description of the method used to estimate cost, which should include quantification of hours, operational expenses (such as equipment, overhead, printing, and support staff), and any other expense that would not have been incurred without this collection of information.*

**14a. Agency Activities**

The EPA conducts the following activities in connection with the acquisition, analysis, storage, and distribution of the required information:

• Observe performance tests and repeat performance tests, if necessary.

• Review notifications and reports, including performance test reports, and excess emissions reports, required to be submitted by industry.

• Audit facility records.

• Input, analyze, and maintain data in the Enforcement and Compliance History Online (ECHO) and ICIS.

Following notification of startup, the reviewing authority could inspect the source to determine whether the pollution control devices are properly installed and operated. Performance test reports are used by the Agency to discern a source’s initial capability to comply with the emission standard, and note the operating conditions under which compliance was achieved. Data and records maintained by the respondents are tabulated and published for use in compliance and enforcement programs. The semiannual reports are used for problem identification, as a check on source operation and maintenance, and for compliance determinations.

Information contained in the reports is reported by state and local governments in the ICIS Air database, which is operated and maintained by EPA's Office of Compliance. EPA uses ICIS for tracking air pollution compliance and enforcement by local and state regulatory agencies, EPA regional offices and EPA headquarters. EPA and its delegated Authorities can edit, store, retrieve and analyze the data.

**14b. Agency Labor Cost**

The ‘burden’ to the Federal Government is attributed entirely to work performed by either Federal employees or government contractors. The only costs to the Agency are those costs associated with analysis of the reported information. The EPA's overall compliance and enforcement program includes such activities as the examination of records maintained by the respondents, periodic inspection of sources of emissions, and the publication and distribution of collected information. The average annual Agency burden and cost during the three years of the ICR is estimated to be 537 hours at a cost of $29,900. See Table 2: Average Annual EPA Burden and Cost – Table 2: Average Annual EPA Burden and Cost – Average Annual EPA Burden and Cost − NESHAP for Taconite Iron Ore Processing (40 CFR Part 63, Subpart RRRRR) (Renewal).

This cost is based on the average hourly labor rate as follows:

 Managerial $76.91 (GS-13, Step 5, $48.07 + 60%)

 Technical $57.07 (GS-12, Step 1, $35.67 + 60%)

 Clerical $30.88 (GS-6, Step 3, $19.30+ 60%)

These rates are from the Office of Personnel Management (OPM), 2024 General Schedule, which excludes locality, rates of pay. The rates have been increased by 60 percent to account for the benefit packages available to government employees. Details upon which this estimate is based appear at the end of this document in Table 2: Average Annual EPA Burden and Cost – Table 2: Average Annual EPA Burden and Cost – Average Annual EPA Burden and Cost − NESHAP for Taconite Iron Ore Processing (40 CFR Part 63, Subpart RRRRR) (Renewal).

**14c. Agency Non-Labor Costs**

There are no non-labor costs to the Agency associated with this information collection.

1. **REASONS FOR CHANGE IN BURDEN**

*Explain the reasons for any program changes or adjustments reported in the burden or capital/O&M cost estimates.*

There is an adjustment increase in the total estimated burden as currently identified in the OMB Inventory of Approved Burdens. This decrease is not due to any program changes. The total estimated burden as currently identified in the OMB Inventory of Approved Burdens is 1,483 hours, which is the sum of incremental burden from EPA ICR Number 2050.09 (1,000 hours per year) and the prior approved burden from EPA ICR Number 2050.07 (483 hours). The burden in this renewal is updated to reflect additional requirements from the final 2023 amendments, as well as the ongoing activities performed by existing sources after rule implementation. Additionally, we made a correction to the number of respondents per year performing Method 5 performance tests, consistent with the number of respondents estimated to provide notifications of performance tests and report performance test results. This ICR adjusts the number of respondents conducting performance tests in each year from 2.7 per year to 7 per year, which increases the annual burden by approximately 300 hours. There is an increase in the Capital/O&M costs because this renewal reflects the costs associated with the requirements from rule amendments, which includes DSI operation and maintenance costs, and ACI/Venturi scrubber operation and maintenance costs. Additionally, we have included the non-labor performance test costs associated with testing contractors as capital costs rather than including them with industry costs as in previous ICR renewals.

1. **PUBLICATION OF** **DATA**

*For collections of information whose results will be published, outline plans for tabulation and publication. Address any complex analytical techniques that will be used. Provide the time schedule for the entire project, including beginning and ending dates of the collection of information, completion of report, publication dates, and other actions.*

Although this rule does not require electronic reporting, respondents could choose to submit notifications or reports electronically. All non-CBI data submitted electronically to the Agency through CEDRI are available to the public for review and printing and are accessible using WebFIRE. Electronically submitted emissions data from performance testing or performance evaluations using the Electronic Reporting Tool or templates attached to CEDRI, as well as data from reports from regulations with electronic templates, are tabulated; data submitted as portable document format (PDF) files attached to CEDRI are neither tabulated nor subject to complex analytical techniques. Electronically submitted emissions data used to develop emissions factors undergo complex analytical techniques and the draft emissions factors are available on the Clearinghouse for Inventories and Emission Factors listserv at https://www.epa.gov/chief/chief-listserv for public review and printing. Electronically submitted emissions data, ashttps://www.regulations.gov/ for public review and printing.

1. **DISPLAY OF EXPIRATION DATE**

*If seeking approval to not display the expiration date for OMB approval of the information collection, explain the reasons that display would be inappropriate.*

EPA will display the expiration date for OMB approval of the information collection.

1. **CERTIFICATION STATEMENT**

*Explain each exception to the topics of the certification statement identified in “Certification for Paperwork Reduction Act Submissions.”*

There are no exceptions to the topics of the certification statement.

**Table 1: Annual Respondent Burden and Cost – NESHAP for Taconite Iron Ore Processing (40 CFR Part 63, Subpart RRRRR) (Renewal)**

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **Burden item** | **(A)** | **(B)** | **(C)** | **(D)** | **(E)** | **(F)** | **(G)** | **(H)** |
| **Person hours per occurrence** | **No. of occurrences per respondent per year** | **Person hours per respondent per year (C=AxB)** | **Respondents per year a** | **Technical person- hours per year (E=CxD)** | **Management person hours per year (Ex0.05)** | **Clerical person hours per year (Ex0.1)** | **Total Cost Per year b** |
| 1. Applications | N/A |   |   |   |   |   |   |   |
| 2. Survey and Studies | N/A |   |   |   |   |   |   |   |
| 3. Reporting Requirements |   |   |   |   |   |   |   |   |
|  A. Familiarization with rule requirements | 2 | 1 | 2 | 7 | 14 | 0.7 | 1.4 | $2,205 |
|  B. Required activities |   |   |   |   |   |   |   |   |
|  i. Preparation for performance tests - facility labor c | 40 | 1 | 40 | 7 | 280 | 14.0 | 28.0 | $44,102 |
|  ii. Performance tests - contractor costs d | . | - | - | - | - | - | - | - |
|  iv. SSM Plan | N/A |   |   |   |   |   |   |   |
|  C. Create information | N/A |   |   |   |   |   |   |   |
|  D. Gather existing information | N/A |   |   |   |   |   |   |   |
|  E. Write report |   |   |   |   |   |   |   |   |
|  i. Initial Notifications f | 2 | 1 | 2 | 0 | 0 | 0.0 | 0.0 | $0 |
|  ii. Compliance Extension Request f | 2 | 1 | 2 | 0 | 0 | 0.0 | 0.0 | $0 |
|  iv. Site-specific Test Plan | 40 | 1 | 40 | 7 | 280 | 14.0 | 28.0 | $44,102 |
|  v. Operation and Maintenance Plan f | 40 | 1 | 40 | 7 | 280 | 14.0 | 28.0 | $44,102 |
|  vi. Fugitive Dust Emission Control Plan f | 20 | 1 | 20 | 0 | 0 | 0.0 | 0.0 | $0 |
|  vii. Site-specific Monitoring Plan | 80 | 1 | 80 | 7 | 560 | 28.0 | 56.0 | $88,204 |
|  viii. Notification of Special Compliance Requirements h | 40 | 0.3 | 13.3 | 3 | 40 | 2 | 4 | $6,300 |
|  ix. Notification of Performance Test | 4 | 4.4 | 17.5 | 7 | 122 | 6 | 12 | $19,279 |
|  x. Semiannual compliance reports | 40 | 2 | 80 | 7 | 560 | 28 | 56 | $88,204 |
|  xi. Report of performance test (through CEDRI using ERT) g | 8 | 1 | 8 | 7 | 56 | 3 | 6 | $8,820 |
| **Subtotal for Reporting Requirements** |  |  |   |  | **2,521** | **$345,317** |
| 4. Recordkeeping Requirements |   |   |   |   |   |   |   |   |
|  A. Familiarization with rule requirements | See 3A |   |   |   |   |   |   |   |
|  B. Plan activities f | 3 | 1 | 3 | 7 | 21 | 1.05 | 2.1 | $3,308 |
|  C. Develop record system f | 16 | 1 | 16 | 2.3 | 37.3 | 1.9 | 3.7 | $5,880 |
|  D. Time to Enter Information | 2 | 52 | 104 | 7 | 728 | 36.4 | 72.8 | $114,665 |
|  E. Time to train personnel f | 3 | 1 | 3 | 7 | 21 | 1.05 | 2.1 | $3,308 |
|  F. Recordkeeping for performance tests | 2 | 4.4 | 8.7 | 7 | 61.2 | 3.1 | 6.1 | $9,639 |
|  G. Time for audits | N/A |   |   |   |   |   |   |   |
| **Subtotal for Recordkeeping Requirements**  |   |   |   |   | **999** | **$136,800** |
| **TOTAL LABOR BURDEN AND COST (rounded) i** |   |   |   |   | **3,520** | ***$482,000*** |
| **TOTAL CAPITAL AND O&M COST (rounded) i** |   |   |   |   |  |  |  | **$18,600,000** |
| **GRAND TOTAL (rounded) i** |  |  |  |  |  | **$19,100,000** |
|  |  |  |  |  |  |  |  |  |
| **Assumptions:** |  |  |  |  |  |  |  |  |
| a There are approximately 8 existing sources currently subject to this rule. We estimate there will be no additional new source that will become subject to the rule each year over the 3-year period of this ICR. |
| b This ICR uses the following labor rates: Managerial $172.41 ($82.10+ 110%); Technical $141.75 ($67.50 + 110%); and Clerical $71.36 ($33.98 + 110%). These rates are from the United States Department of Labor, Bureau of Labor Statistics, December 2023, “Table 2. Civilian workers by occupational and industry group.” The rates are from column 1, “Total compensation.” The rates are increased by 110 percent to account for varying industry wage rates and the additional overhead business costs of employing workers beyond their wages and benefits, including business expenses associated with hiring, training, and equipping their employees. |
| c To demonstrate continuous compliance, plants must conduct performance tests every 2.5 years for PM, Hg, HCl and HF at 18 indurating furnaces or 1.03 tests/year per plant ((18 x 2/5)/7). PM testing of OCH, PH, and dryer must be conducted once every 5 years for an average of approximately 23.4 tests/yr or 3.3 tests/year per plant. Estimate includes 40 hours per facility per year to set up testing contractor, oversee tests, and review test reports. |
| d Testing contractor cost are shown as capital costs in the table Capital/Startup vs. Operation and Maintenance (O&M) Costs. |
| e Assumes all sources will conduct performance testing for mercury, HCl and HF once every 2.5 years. Includes time to set up testing contractor, oversee tests, and write test plans. |
| f These are one-time requirements. |  |  |  |  |  |  |  |  |
| g Submittal of performance test data through the EPA's CEDRI in ERT format is estimated to require 8 hours annually, includes keeping records of failures to meet the standards and the actions taken to minimize emissions. |
| h Assumed that 3 plants will submit implementation plans for using emission averaging to comply with proposed mercury emissions standard once over the 3 year period. |
| i Totals have been rounded to 3 significant figures. Figures may not add exactly due to rounding. |  |  |  |  |

**Table 2: Average Annual EPA Burden and Cost – Average Annual EPA Burden and Cost − NESHAP for Taconite Iron Ore Processing (40 CFR Part 63, Subpart RRRRR) (Renewal)**

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **Activity** | **(A)** | **(B)** | **(C)** | **(D)** | **(E)** | **(F)** | **(G)** | **(H)** |
| **EPA person- hours per occurrence** | **No. of occurrences per plant per year** | **EPA person- hours per plant per year (C=AxB)** | **Plants per year a** | **Technical person- hours per year (E=CxD)** | **Management person-hours per year (Ex0.05)** | **Clerical person-hours per year (Ex0.1)** | **Cost, $ b** |
| New Respondents c |   |   |   |   |   |   |   |   |
| Notification of compliance status  | 4 | 1 | 4 | 0 | 0 | 0 | 0 | $0  |
| Notification of intent to construct a major source and review application  | 4 | 1 | 4 | 0 | 0 | 0 | 0 | $0  |
| Notification of start of construction  | 2 | 1 | 2 | 0 | 0 | 0 | 0 | $0  |
| Notification of actual startup  | 2 | 1 | 2 | 0 | 0 | 0 | 0 | $0  |
| Notification of initial performance test and test plan  | 4 | 1 | 4 | 0 | 0 | 0 | 0 | $0  |
| Existing Respondents |   |   |   |   | 0 | 0 | 0 | $0  |
| Notifications of Performance Tests c | 4 | 4.37 | 17 | 7 | 122 | 6.1 | 12.2 | $7,834  |
| Notification of Special Compliance Requirementse | 4 | 1 | 4 | 0.33 | 1 | 0.1 | 0.1 | $85  |
| Review of Performance Test Report for PM, Hg, HCL and HF f | 8 | 4.37 | 35 | 7 | 245 | 12.2 | 24.5 | $15,669  |
| Review of Notification of Compliance Status | 2 | 1 | 2 | 7 | 14 | 0.7 | 1.4 | $896  |
| Review of Semiannual Compliance Report | 6 | 2 | 12 | 7 | 84 | 4.2 | 8.4 | $5,376  |
| Subtotals Labor Burden and Cost |   |   |   |   | 537 | $29,861  |
| **TOTAL ANNUAL BURDEN AND COST (rounded) g** |   |   |   |   | **537** | **$29,900**  |
|  |  |  |  |  |  |  |  |  |
| **Assumptions:** |  |  |  |  |  |  |  |  |
| a There are 8 existing sources currently subject to this rule. We expect there will be no additional new source that will become subject to the rule each year over the 3-year period of this ICR. |
| b This cost is based on the average hourly labor rate as follows: Managerial $76.91 (GS-13, Step 5, $48.07 + 60%); Technical $57.07 (GS-12, Step 1, $35.67 + 60%); and Clerical $30.88 (GS-6, Step 3, $19.30+ 60%). This ICR assumes that Managerial hours are 5 percent of Technical hours, and Clerical hours are 10 percent of Technical hours. These rates are from the Office of Personnel Management (OPM), 2024 General Schedule, which excludes locality, rates of pay. The rates have been increased by 60 percent to account for the benefit packages available to government employees. |
| c. No new or reconstructed sources are expected within the next three years. |
| d. To demonstrate continuous compliance, plants must conduct performance tests every 2.5 years for PM, Hg, HCl and HF at 18 indurating furnaces or 1.03 tests/year per plant ((18 x 2/5)/7). PM testing of OCH, PH, and dryer must be conducted once every 5 years for an average of approximately 23.4 tests/yr or 3.3 tests/year per plant. |
| e. Assumed that 3 plants will submit implementation plans for using emission averaging to comply with proposed mercury emissions standard once over the 3 year period. |
| f. Assumed that it will take 8 hours to review performance test reports. |
| g. Totals have been rounded to three significant figures. Figures may not add together exactly due to rounding.  |

|  |
| --- |
| **Number of Respondents** |
|  | **Respondents That Submit Reports** | **Respondents That Do Not Submit Any Reports** |  |
|  | **(A)** | **(B)** | **(C)** | **(D)** | **(E)** |
| **Year** | **Number of New Respondents a** | **Number of Existing Respondents** | **Number of Existing Respondents that keep records but do not submit reports** | **Number of Existing Respondents That Are Also New Respondents** | **Number of Respondents (E=A+B+C-D)** |
| 1 | 0 | 7 | 0 | 0 | 7 |
| 2 | 0 | 7 | 0 | 0 | 7 |
| 3 | 0 | 7 | 0 | 0 | 7 |
| Average | 0 | 7 | 0 | 0 | **7** |
| a New respondents include sources with constructed and reconstructed affected facilities. |  |

|  |
| --- |
| **Total Annual Responses** |
| (A) | (B) | (C) | (D) | (E) |
| Information Collection Activity a | Number of Respondents | Number of Responses | Number of Existing Respondents That Keep Records But Do Not Submit Reports | Total Annual Responses E=(BxC)+D |
| Notification of applicability | 0 | 1 | 0 | 0 |
| Notification of compliance status | 0 | 1 | 0 | 0 |
| Notification of intent to construct a major source and review application | 0 | 1 | 0 | 0 |
| Notificaion of actual startup | 0 | 1 | 0 | 0 |
| Notification of performance tests | 7 | 4.4 | 0 | 30.6 |
| Operation, maintenance, and monitoring plans | 7 | 1 | 0 | 7 |
| Site-specific monitoring plan | 7 | 1 | 0 | 7 |
| Site-specific test plan | 7 | 4.4 | 0 | 30.6 |
| Notification of special compliance requirements | 3 | 0.3 | 0 | 1 |
| Semiannual complaince report | 7 | 2 | 0 | 14 |
| Report of performance test | 7 | 4.4 | 0 | 30.6 |
|   |   |   | **Total (rounded)** | **121** |
|   |   |   |  |  |
| a Notifications and semiannual reports submitted through CEDRI. Report of performance test/retest submitted through ERT. |

|  |
| --- |
| **Capital/Startup vs. Operation and Maintenance (O&M) Costs** |
| (A) | (B) | (C) | (D) | (E) | (F) | (G) |
| Continuous Monitoring Device | Capital/Startup Cost for One Respondent | Number of New Respondents  | Total Capital/Startup Cost, (B X C) | Annual O&M Costs for One Respondent | Number of Respondents with O&M | Total O&M,(E x F) |
| DSI operation and maintenance costs  | $0  | 0 | $0  | $242,716  | 1 | $242,716  |
| ACI/Venturi scrubber operation and maintenance costs  | $0  | 0 | $0  | $3,549,578  | 5 | $17,747,890  |
| Records | $0  | 0 | $0  | $26,472  | 7 | $185,304  |
| Method 5 performance test c |   |   | $438,000  |   |   |   |
| Totals (rounded) d |   |   | $438,000  |   |   | $18,200,000  |
| a The estimated cost of this test would be $17,176 and is required once every 5 years. We assume 20% (3) facilities will annually perform the Periodic 5-year test.  |
| b This is a one time cost associated with the new regulations. The 15 existing facilities are required to perform initial performance testing on vents downstream from the main filter unit (MFU) to determine applicability in the first year. The cost of this test would be $24,061. Existing facilities will not be required to perform this test in future ICR renewals. |
| c Testing contractor cost is based on the following: (51 indurating furnace Method 5 PM tests, twice/5 yr term @ $10,000/test) + (117 OCH, PH, and Ore dryer Method 5 PM tests, once/5 yr term @ $10,000/test) = $438,000/year. |
| d Totals have been rounded to 3 significant figures. Figures may not add exactly due to rounding. |