

**Notice of Intent to Amend the Regulations of Connecticut State Agencies and to Revise the State Implementation Plan for Air Quality**

The Commissioner of Environmental Protection hereby gives notice of a public hearing as part of a rulemaking proceeding. The purpose of this proceeding is to amend section 22a-174-20(k) of the Regulations of Connecticut State Agencies (R.C.S.A.) concerning the control of volatile organic compound (VOC) emissions. This amendment will be submitted to the U.S. Environmental Protection Agency (EPA) for review and approval as a revision to the State Implementation Plan for air quality required by the Clean Air Act Amendments of 1990. The proposed amendment is described in detail below.

All interested persons are invited to comment on the proposed amendment. Comments should be submitted to the Department of Environmental Protection, Bureau of Air Management, Planning and Standards Division, 79 Elm Street, Hartford, Connecticut 06106-5127. All comments should be directed to the attention of Patricia Downes and must be received by 4:30 PM on May 1, 2007. Comments may be submitted by post, facsimile to (860) 424-4063 or by electronic mail to [patricia.downes@po.state.ct.us](mailto:patricia.downes@po.state.ct.us).

**R.C.S.A. section 22a-174-20(k) – Restrictions on VOC emissions from cutback and emulsified asphalt:** The amendment to R.C.S.A. section 22a-174-20(k) will reduce the volatile organic compounds (VOC) emitted from paving operations during the ozone season (i.e. May 1 through September 30). The amendment achieves this goal by prohibiting the use of cutback asphalt during the ozone season while placing restrictions on the VOC content of emulsified asphalt. The emission reductions achieved by this amendment will assist the State in attaining the ambient air quality standard for ozone.

In addition to accepting written comments, the Department of Environmental Protection will also hold the public hearing described below. Any person appearing at the hearing is requested to submit a written copy of his or her statement. However, oral comments will also be made a part of the hearing record and are welcome.

**PUBLIC HEARING**  
**Tuesday, May 1, 2007 at 10:00 AM**  
**Department of Environmental Protection,**  
**5th Floor, Ensign Room**  
**79 Elm Street, Hartford, CT**

Copies of the amendment described above and a statement required by section 22a-6(h) of the Connecticut General Statutes (C.G.S.) identifying how the amendment differs from applicable federal requirements, are available for public inspection during normal business hours and may be

obtained from Patricia Downes at the Bureau of Air Management, Planning and Standards Division, 5th Floor, 79 Elm Street, Hartford, CT. Additional copies are also available for review at the Law Reference Desk at the Connecticut State Library, Torrington Public Library, New London Public Library and Bridgeport Public Library. For further information, contact Patricia Downes of the Bureau of Air Management by telephone at (860) 424-3027 or electronic mail at [patricia.downes@po.state.ct.us](mailto:patricia.downes@po.state.ct.us).

The Department is an affirmative action/equal opportunity employer, providing programs and services in a fair and impartial manner. In conformance with the Americans with Disabilities Act of 1990, individuals with disabilities who need information in an alternative format to allow such individuals to benefit from and/or participate in the Department's programs and services should call TDD (860)-424-3000 and make their request to the receptionist. Requests for accommodations to attend the noticed hearing must be made at least two weeks prior to the hearing date to Marcia Z. Bonitto, ADA Coordinator, via electronic mail to [Marcia.Bonitto@po.state.ct.us](mailto:Marcia.Bonitto@po.state.ct.us).

The authority to adopt this amendment is granted by C.G.S. sections 22a-6 and 22a-174. This notice is required pursuant to C.G.S. sections 22a-6 and 4-168 and 40 CFR section 51.102.

February 26, 2007  
Date

/s/  
Gina McCarthy  
Commissioner