

**Emission Statement Certification for the  
2008 Ozone National Ambient Air Quality Standard  
Reclassification to Severe Nonattainment  
1 August 2024**

This State Implementation Plan (SIP) revision certifies that the Connecticut Department of Energy and Environmental Protection's (DEEP's) existing emission statement requirements are adequate to satisfy the emission statement requirements of Section 182(a)(3)(B) and (d) of the Clean Air Act (CAA) for the reclassification to severe nonattainment for the Connecticut portion of the New York-Northern New Jersey-Long Island nonattainment area (the NY-NNJ-CT nonattainment area) for the 2008 ozone national ambient air quality standard (NAAQS).<sup>1</sup>

CAA Section 182(a)(3)(B) applies to stationary sources that emit nitrogen oxides (NO<sub>x</sub>) or volatile organic compounds (VOC) in an ozone nonattainment area. The owner of each stationary source that emits NO<sub>x</sub> or VOC must provide a statement each year of its NO<sub>x</sub> and VOC emissions, and the statement must be certified as to accuracy. For stationary sources in categories for which the state provides an emissions inventory to the U.S. Environmental Protection Agency (EPA), the state may waive the emission statement requirement for sources with actual emissions of NO<sub>x</sub> or VOC below 25 tons per year.

The entire State of Connecticut was designated as nonattainment for ozone for the 1-hour 1979 ozone NAAQS and each subsequent ozone NAAQS. Beginning with its initial emission statement program SIP filing on January 12, 1993 (approved on January 10, 1995; 60 FR 2524), Connecticut administered its emission statement program under the record keeping and reporting requirements of section 22a-174-4 of the Regulations of Connecticut State Agencies (RCSA). RCSA section 22a-174-4 was repealed effective 28 October 2022 and replaced on the same date with RCSA section 22a-174-4a. RCSA section 22a-174-4a retains the elements necessary to administer the emission statement program in RCSA section 22a-174-4a(b)(1). RCSA section 22a-174-4a was approved into the SIP effective 7 August 2024.<sup>2</sup>

Emission statements are required of owners of certain sources to assess emission fees and implemented consistent with the air emissions reporting rule (AERR), such that the annual emissions statements and the triennial periodic emission inventories are compliant with the AERR.

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<sup>1</sup> *Implementation of the 2008 National Ambient Air Quality Standards for Ozone: State Implementation Plan Requirements.* 80 FR 12264 (6 March 2015). "In cases when an existing emission statement requirement is still adequate to meet the requirements of this rule, states can provide the rationale for that determination to the EPA in a written statement in the SIP to meet this requirement." (At 12291.)

<sup>2</sup> *Air Plan Approval; Connecticut; Source Monitoring, Record Keeping and Reporting.* 89 FR 55888 (8 July 2024).

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Emission statements that require a statement of NO<sub>x</sub> and VOC emissions from individual sources as well as a certification as to accuracy are required annually of all Title V sources under RCSA section 22a-174-33. Such statements are also required of the owners of combustion turbines providing electricity to the grid via written notice under the authority, historically, of RCSA section 22a-174-4(d) and currently under the authority of RCSA section 22a-174-4a(b)(1). In addition, statements, certified as to accuracy, of actual NO<sub>x</sub> and VOC emissions are required annually from owners and operators of facilities operating under RCSA section 22a-174-33a or section 22a-174-33b. These two sections provide a mechanism for a source owner to limit aggregate potential emissions of regulated air pollutants to levels below major source thresholds.

In addition, other sources that may have actual emissions of NO<sub>x</sub> or VOC in amounts of at least 25 tons per year are identified through information submitted under DEEP's minor new source review permit (NSR) program authorized by RCSA section 22a-174-3a. Minor NSR permits are required for any source with potential emissions greater than 15 tons per year. Each permit requires monitoring, record keeping and reporting. Should the facility have potential emissions of NO<sub>x</sub> or VOC equal to or greater than 25 tons per year per pollutant, the permit requires the facility owner to monitor NO<sub>x</sub> or VOC emissions, as applicable, and calculate annual emissions. If the actual annual emissions of NO<sub>x</sub> or VOC are equal to or greater than 25 tons per year, the facility owner must submit an annual emission statement to the DEEP Commissioner.

At any other time that DEEP becomes aware of a source for which the owner is not submitting an annual emission statement but that may emit actual emissions greater than or equal to 25 tons per year of NO<sub>x</sub> or VOC, DEEP requires an annual emission statement from the owner under the authority of RCSA section 22a-174-4a(b)(1). Through all the described procedures, DEEP satisfies CAA section 182(a)(3)(B).