



MACT Update: 112(j), Boiler MACT, CISWI, PCWP MACT

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The 112(j) “MACT Hammer”

- **Many, many issues:**
 - Is it triggered by a vacatur? Is it needed?
 - Timeline compared to a new rule (27+ months vs. 36?)
 - Burden on sources and states, uncertainty
 - Redundant data collection and analysis
 - Stranded investment costs when trumped by EPA rule?
 - Is HBCA allowed?
 - CISWI complications; jeopardy for sources?
- **Industry view: better to focus on doing a new boiler MACT rule correctly; consider 112(j) rule to address future vacatur**



New Boiler MACT Rulemaking

- Brick MACT Court Decision questions:
 - Focus on “best performers”
 - How to address variability
 - What to do with “no control” units (gas/liquid)
 - Organic limits for existing solid fuel units?
- Other issues:
 - S. 114 ICR or NODA? Timing?
 - Will HBCA be included?
 - Revised floor when CISWI units removed?



CISWI Rulemaking

- Even more issues:
 - What is solid waste? Biomass? Treated biomass? TDF? RDF? Sludge? Etc
 - No size cutoff in S. 129—how does EPA address?
 - Does EPA have data to set limits for all required pollutants? If not, how will they get it?
 - Climate implications: disincentives for use of carbon-neutral biomass



Plywood & Composite Wood Panel (PCWP) MACT

- Nothing but questions:
 - EPA has old data, will they update?
 - How to address 30+ “no control” process units, most of which are poor candidates for add-on controls—mill-wide HAP limits?
 - Will they revisit work practice standards for “no control” sources?
 - Can sources comply with remaining parts of rule on schedule with low-risk gone, compliance schedule rolled back to October 1, 2007?