UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Office of Air Quality Planning and Standards
Research Triangle Park, North Carolina 27711

DEC 29 1993

JAN 10 1994

ENVIRONMENTAL PROTECTION

James M. Strock
Secretary for Environmental Protection
California Environmental Protection Agency
555 Capital Mall, Suite 235
Sacramento, California 95814

Dear Mr. Strock:

Thank you for the letter of November 12, 1993 to Carol Browner expressing your views and those of a number of California industrial organizations regarding the Environmental Protection Agency's (EPA) rulemaking implementing section 112(l) of the Clean Air Act.

The final rule implementing section 112(l) was signed on November 15, 1993, and was published in the Federal Register on November 26 (58 FR 62262). Accordingly, your letter was not received in time to be considered in the official rulemaking process.

We believe that the final rule allows substantial flexibility in evaluating State alternatives. Although, as you cite, there is less flexibility for reviews under section 63.94 of the final rule, we note that many of the objectives you seek can be met using the procedures under section 63.93.

I would like to assure you that we share your desire to develop a hazardous air pollutant control program that works well with existing State and local air toxics programs. We have strived in our section 112(l) rulemaking to seek maximum flexibility for such programs. We must, of course, meet the requirements of the statute that such programs must be no less stringent than our own requirements. I appreciate your concerns,

and we look forward to working with you to create strong and mutually supportive programs for control of hazardous air pollutants.

Sincerely,

William Harnett for

John S. Seitz
Director
Office of Air Quality Planning
and Standards

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