

**PROPOSED RULE: NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS FOR  
THE PORTLAND CEMENT MANUFACTURING INDUSTRY AND STANDARDS OF  
PERFORMANCE FOR PORTLAND CEMENT PLANTS: AMENDMENTS**

**FACT SHEET**

**ACTION**

- On November 4, 2014, the U.S. Environmental Protection Agency (EPA) proposed to amend two rules the agency issued in February 2013: air toxics standards for new and existing cement kilns, and new source performance standards (NSPS) for new kilns.
- In this action, EPA removes the affirmative defense provisions from the final air toxics standards in light of a recent Court decision vacating such provisions.
- This proposal also would:
  - clarify the definition of rolling average, run average and operating day;
  - restore the table of emission limits which apply until the September 9, 2015 compliance date;
  - provide a scaling alternative for sources that have a wet scrubber, tray tower, or dry scrubber relative to the HCl compliance demonstration;
  - add the parameter of temperature to the startup and shutdown requirements and clarify requirement of section 63.1346(g)(3) is for hazardous air pollutants;
  - clarify language related to span values for HCl and Hg;
  - make technical corrections related to inadvertent typographical errors; and
  - remove 40 CFR 60.64(c)(2), which applied when sources did not have valid 15 minute continuous emissions monitoring system data. This provision allowed for inclusion of the average emission rate from the previous hour for which data was available. This provision was inadvertently added to the final rule but this substitution is not an allowable action.
- Portland cement manufacturing is an energy-intensive process that grinds and heats a mixture of raw materials such as limestone, clay, sand and iron ore in a rotary kiln. That product, called clinker, is cooled, ground and then mixed with a small amount of gypsum to produce cement.
- A variety of pollutants are emitted from the burning of fuels and heating of raw materials. Emissions also can occur from grinding, cooling and materials-handling steps in the manufacturing process.
- EPA will accept comment on the proposed changes for 30 days after the proposal is published in the Federal Register. The agency will hold a public hearing if requested to do so.

## BACKGROUND

- On February 13, 2013, EPA finalized the amended *air toxics standards* that will reduce air emissions of mercury, non-dioxin organic air toxics (measured as total hydrocarbons), hydrochloric acid and non-mercury toxic metals (measured as PM) from both new and existing cement kilns. The rules apply both to “major” and “area” source kilns that emit toxic air pollutants. Air toxics, also known as hazardous air pollutants, are known or suspected to cause cancer or other serious health effects.
- A “major source” of air toxics emits 10 or more tons a year of a single air toxic, or 25 or more tons of a combination of air toxics. Sources emitting lesser amounts are known as “area sources.”
- Following publication of the 2013 rules in the Federal Register, the EPA received petitions for reconsideration. The petitions were filed by the National Resources Defense Council and the Sierra Club, with CEMEX Inc. and other industry stakeholders filing together as interveners.
- On April 18, 2014, the United States Court of Appeals for the District of Columbia Circuit found that EPA’s PM emission standards and extended compliance date were legally sound, but vacated the affirmative defense provision.

## HOW TO COMMENT

- EPA will take written comment on the proposed standards for 30 days after the proposal is published in the Federal Register. The agency also will hold a public hearing if requested.
- There are multiple ways to submit written comments on the proposal. To ensure EPA receives your comments, identify them with this Docket ID number: **EPA-HQ-OAR-2011-0817**. Then submit them by any of the following methods:
  - **Go to [www.regulations.gov](http://www.regulations.gov)** and follow the on-line instructions for submitting comments.
  - **Send comments by e-mail** to a-and-r- Docket@epa.gov, Attention Docket ID No. **EPA-HQ-OAR-2011-0817**.
  - **Fax your comments** to: 202-566-1741, Attention Docket ID. No. HQ-OAR-2011-0817.
  - **Mail your comments** to: The EPA Docket Center, Environmental Protection Agency, Mail Code: 28221T, 1200 Pennsylvania Ave., NW, Washington, DC, 20460, Attention Docket ID No. HQ-OAR-2011-0817.
  - **Deliver comments in person** to: EPA Docket Center, 1301 Constitution Ave., NW, Room 3334, Washington, D.C. Note: In person deliveries (including courier deliveries)

deliveries are only accepted during the Docket's normal hours of operation. Special arrangements should be made for deliveries of boxed information

**TO READ THE PROPOSED RULE AND OTHER INFORMATION:**

- **Visit EPA's website** at: <http://www.epa.gov/airquality/cement/actions.html> to read the rule and fact sheets summarizing today's proposal.
- Other places to read the proposed rule and background information (use Docket ID No. EPA- HQ-OAR-2011-0817):
  - **EPA's electronic public docket and comment system** at <http://www.regulations.gov>.
  - **The EPA Docket Center's Public Reading Room** (for hard copies).
    - The Public Reading Room is located at EPA Headquarters, Room Number 3334 in EPA WJC West Building, 1301 Constitution Avenue, NW, Washington,
    - DC. Hours of operation are 8:30 a.m. to 4:30 p.m. eastern standard time, Monday through Friday, excluding federal holidays.
    - You will have to show photo identification, pass through a metal detector, and sign the EPA visitor log. Any materials you bring with you will be processed through an X-ray machine as well. You will be provided a badge that must be visible at all times.
- Additional technical information on Portland cement manufacturing is available at <http://www.epa.gov/ttn/atw/pcem/pcempg.html>.
- For further technical information about the rule, contact Sharon Nizich of EPA's Office of Air Quality Planning and Standards at (919) 541-2825 or [nizich.sharon@epa.gov](mailto:nizich.sharon@epa.gov) .