

# FACT SHEET



San Diego County  
Air Pollution  
Control District

## DRAFT PROPOSED AMENDMENTS TO: RULE 1200 – TOXIC AIR CONTAMINANTS-NEW SOURCE REVIEW & RULE 1210 – TOXIC AIR CONTAMINANT HEALTH RISKS-PUBLIC NOTIFICATION AND RISK REDUCTION

### PROPOSAL

The San Diego County Air Pollution Control District (District) has drafted administrative amendments to Rule 1200 – Toxic Air Contaminants-New Source Review, and Rule 1210 – Toxic Air Contaminant Health Risks-Public Notification and Risk Reduction. These amendments, if adopted by the Governing Board, would improve the District process for implementing future new State-adopted health effect values for toxic air contaminants (TACs) for use in Health Risk Assessments (HRAs) in the San Diego region. The draft proposal would:

- Incorporate the State-adopted lists of TACs and health risk values by statutory reference, and remove corresponding Tables I, II, and III from both District rules.
- Eliminate the need and time lag to officially amend the District rules and Tables I, II, and III whenever the State adopts a new health risk value for use in HRAs.
- Help ensure all applicable State-adopted health effect values are considered when conducting HRAs for new or modified stationary sources of TACs in the San Diego region pursuant to Rules 1200 and 1210.

Concurrently, the District would enhance local outreach to help ensure stakeholders remain informed of and retain access to the State's latest health risk values for use in HRAs. Staff will create and maintain a District webpage with links to the State-adopted health risk values, including:

- California Air Resources Board (CARB) website at <https://ww2.arb.ca.gov/resources/documents/consolidated-table-oe-ha-carb-approved-risk-assessment-health-values>; and
- Office of Environmental Health Hazard Assessment (OEHHA) website at <https://oehha.ca.gov/air/air-toxics-hot-spots>. This website also provides information on any new health risk values that are under development or being proposed by the State.



### HOW TO COMMENT

The District will conduct, and invites you to participate in, a virtual public workshop on September 25, 2024, at 10 a.m. to provide input on the draft proposed rule amendments. You may register at <https://bit.ly/4fEc452> (Meeting ID: 894 0080 7667, Passcode: 225640).

Comments and questions regarding the draft proposed amendments to Rules 1200 and 1210 may be made verbally during, or submitted in writing before or after, the public workshop. Please submit all written comments to Nick Cormier at [Nick.Cormier@sdapcd.org](mailto:Nick.Cormier@sdapcd.org) by no later than October 2, 2024. Please contact Nick with any questions at (858) 586-2798.

### BACKGROUND

Existing District Rules 1200 and 1210 reflect State requirements to ensure new or modified stationary sources and existing facilities in the San Diego region meet health-protective exposure levels for TACs. In accordance with State law, CARB identifies all known TACs and OEHHA approves corresponding health-protective exposure levels. That information is then used in conducting local HRAs pursuant to District Rules 1200 and 1210.

The State-adopted health risk values are currently listed in Tables I (carcinogenic impacts), II (chronic noncancer impacts), and III (acute noncancer impacts) of both District rules. Periodically, the State identifies an additional TAC and/or sets new health risk values, necessitating a District update of Tables I, II, and III of Rules 1200 and 1210 to maintain consistency with State requirements. Both District rules currently allow the Air Pollution Control Officer to revise the tables directly—without a need for corresponding approval by the District Governing Board—upon the State's approval of new health values and 30 days after District public notice of the changes.

To address a recommendation from a recent State audit and to ensure the District's rule revision process adheres to State law, staff have drafted amendments to District Rules 1200 and 1210 to incorporate the State-adopted lists of TACs and health risk values by statutory reference, and remove corresponding Tables I, II, and III from both District rules.