

Advocacy Comments on EPA Proposed Rule on Air Pollution from Brick Production

On March 17, 2015 the Office of Advocacy (Advocacy) filed public comments with the Environmental Protection Agency (EPA) in response to the proposed rule **“National Emission Standards for Hazardous Air Pollutants (NESHAP) for Brick and Structural Clay Product Manufacturing”**

- EPA originally issued this rule in 2003, with a compliance date of 2006. The D.C. Circuit Court of Appeals vacated and remanded the rule in 2007, after the industry had come into compliance.
- EPA convened a SBREFA panel for this rule in June 2013, and the panel completed its report in December 2013. EPA published this proposed rule on December 18, 2014.
- Small brick producers are concerned that this rulemaking will put many of them out of business, even with the small business flexibilities that EPA has proposed. They also believe that EPA’s analysis does not reflect the realities of compliance.
- Advocacy recommends EPA adopt all proposed flexibilities and consider alternatives to setting a single mercury emission standard for the whole industry, even if that means delaying the standard to gather sufficient data.

For more information, visit Advocacy’s website at <http://www.sba.gov/advocacy> or contact David Rostker at 202-205-6966.