Texas Commission on Environmental Quality
December 4, 2026

Plain Language Summary of Proposed Amendments to 30 Texas Administrative Code Chapter 113, Standards of Performance for Hazardous Air Pollutants and for Designated Facilities and Pollutants – Maximum Achievable Control Technology and Generally Available Control Technology Standards Update

Introduction

The Texas Commission on Environmental Quality (TCEQ or commission) administers federal regulations establishing National Emission Standards for Hazardous Air Pollutants (NESHAP) by incorporating these regulations by reference into Chapter 113, Subchapter C, of Title 30 of the Texas Administrative Code (TAC). The United States Environmental Protection Agency (EPA) has amended several Maximum Achievable Control Technology (MACT) and Generally Available Control Technology (GACT) standards since Chapter 113, Subchapter C was last amended in 2022.

Summary

EPA periodically amends MACT and GACT standards under 40 Code of Federal Regulations (CFR) Part 63 for various reasons, including but not limited to: implementing findings of risk assessments and technology reviews, implementing the results of legal challenges and court decisions, and implementing changes in policies or interpretations of the federal Clean Air Act and Part 63 regulations. The amendments covered in this rulemaking include revisions to federal emission standards, clarifications and updates to work practice standards, revisions to compliance dates, and revisions to recordkeeping, monitoring, reporting, and notification requirements. The rulemaking would also include revisions to incorporate changes to the NESHAP General Provisions.

TCEQ's incorporation by reference of the amended standards made by EPA to MACT and GACT standards would avoid inconsistency between federal and state requirements; allow the commission to enforce the most current MACT and GACT standards prior to receiving formal delegation of the amended standards from EPA; facilitate delegation of the amended MACT and GACT standards from EPA; and maintain existing delegation.

Public Comment and Public Hearing Information

TCEQ will offer a hybrid in-person and virtual formal public hearing on the proposed rulemaking. The hearing will be offered in Austin on Wednesday, January 6, 2027, at 2:00 p.m. in Building E, Room 201S, at TCEQ's central office located at 12100 Park 35 Circle, Austin, Texas 78753. The hearing is structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not be permitted during the hearing; however, commission staff members will be available to discuss the proposal 30 minutes prior to the hearing at 1:30 p.m.

Individuals who plan to attend the hearing virtually and want to provide oral comments must register by Monday, January 4, 2027. To register, please email *Rules@tceq.texas.gov* and provide the following information: your name, your affiliation, your email address, your phone number, and whether or not you plan to provide oral comments during the hearing. Instructions for participating in the hearing will be sent on Tuesday, January 5, 2027, to those who register for the hearing.

Members of the public who do not wish to provide oral comments but would like to view the hearing virtually may do so at no cost at:

https://events.teams.microsoft.com/event/15d24cb7-4067-4edc-992d-d2ba9b1fc355@871a83a4-a1ce-4b7a-8156-3bcd93a08fba

The hearing will be offered to receive public comments on the proposed rulemaking. For accommodation needs, contact Sandy Wong, General Law Division at (512) 239-1802 or 1-800-RELAY-TX (TDD) as far in advance as possible. If you need translation services, please contact TCEQ at 800-687-4040. Si desea información general en español, puede llamar al 800-687-4040.

The comment period for this proposed rulemaking opens on December 4, 2026, and closes at 11:59 p.m. on January 7, 2027. Submit written comments through TCEQ's Public Comments system at *tceq.commentinput.com* or by mail to Gwen Ricco, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087. Comments may also be faxed to *fax4808@tceq.texas.gov*. Comments must reference Non-Rule Project No. 2026-021-113-AI.

Copies of the proposed rulemaking can be obtained from the commission's website at *https://www.tceq.texas.gov/rules/propose_adopt.html*. For more information about the proposal or to get help with submitting written comments, contact Katy Montgomery, Rule Project Manager, at (512) 239-4017 or *katy.montgomery@tceq.texas.gov*.