<u>Comparison of EPA's Mercury Rule and STAPPA/ALAPCO's Model</u>

1. **Deadlines**

    a. EPA has two phases—2010 and 2018; The 2018 deadline may actually extend into the 2020's when "banking" is used.
    b. STAPPA/ALAPCO Model has two phases—2008 and 2012.

2. **Emission Reductions**

    a. EPA—Phase I—21% reduction from current levels, based on collateral benefits; Phase II—69% reduction.
    b. STAPPA/ALAPCO Model—Phase I—80% capture; Phase II—90-95% capture.

3. **Requirements for New Facilities**

    a. EPA requires sources to meet New Source Performance Standards.
    b. STAPPA/ALAPCO Model requires state of the art technology, updated on a periodic basis.

4. **Trading**

    a. EPA allows interstate trading of mercury emissions.
    b. STAPPA/ALAPCO Model prohibits interstate trading.

5. **Additional Flexibilities**

    a. EPA relies on trading for flexibility.
    b. STAPPA/ALAPCO Model provides for compliance on a "rolling average," intrastate averaging in Phase I (provided it is limited to the same owner) and extensions of Phase I deadlines (under Option 2) if multi-pollutant control commitments are made.
    c. States also have existing flexibility mechanisms.

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