MEMORANDUM


FROM: Michael S. Regan

TO: Regional Administrators

This memorandum rescinds in its entirety the December 7, 2017, memorandum from former Administrator E. Scott Pruitt to the regional administrators, titled “New Source Review Preconstruction Permitting Requirements: Enforceability and Use of the Actual-to-Projected-Actual Applicability Test in Determining Major Modification Applicability.”

The U.S. Environmental Protection Agency will continue to implement the New Source Review provisions of the Clean Air Act to protect public health and welfare as authorized by the statute and in accordance with the applicable regulations. This memorandum is not a rule, a regulation or a final agency action, and it is not legally enforceable. This memorandum does not change or substitute for any law, regulation or final agency action nor does it preclude any future such action or guidance.