

OAR Priorities & Outlook

Clean Air Act Advisory Committee Meeting

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Overview

- CAIR Update
- NO₂ NAAQS
- Ozone, PM_{2.5} and Regional Haze
- PM_{2.5} designations

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Clean Air Interstate Rule Vacatur Reversed, Rule Remanded

- U.S. Court of Appeals (D.C. Circuit) Decision rendered December 23rd
- Remand without vacatur for “EPA to conduct further proceedings consistent with our prior opinion . . .”
- Focused on preservation of “environmental values”
Vacatur “would sacrifice clear benefits to public health and environment (Justice Rogers, concurring)
- No particular schedule, but no indefinite stay

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NO₂ NAAQS

- Lead NAAQS finalized October 25, 2008, NO₂ next NAAQS in a world of “all NAAQS, all the time.”
- October 1996, EPA decided not to revise previous primary or secondary NAAQS; standard left at 53 ppb (100ug/m³) annual arithmetic average.
- Integrated Science Assessment (ISA) and Risk and Exposure Assessment (REA) for NO₂ primary NAAQS completed during 2008.
- CASAC meeting on final REA December 10, 2008
- EPA working on ANPR for NO₂ NAAQS consistent with NAAQS process outlined in Deputy Administrator memos and letters.
- Proposed rule June 26, 2009; Final rule January 22, 2010.

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Ozone, PM2.5 and Regional Haze SIPs

Ozone

- 26 SIPs with attainment demonstrations due in June 2007 – 22 SIPs submitted
- EPA is coming to closure on ozone attainment demonstrations which have been submitted.
- Notice to those states where it is believed the demonstrations are not approvable -- EPA will take action on proposing a disapproval

PM2.5

- 53 SIPs with attainment demonstrations due in April 2008 – 20 SIPs have been submitted

Regional Haze

- 53 SIPs due December 2007 – 14 final SIPs submitted to date
- 11 SIPs have been submitted from the CAIR states
- EPA was sued in Oct. 2008 compelling us to make findings of failure to submit for the late SIPs

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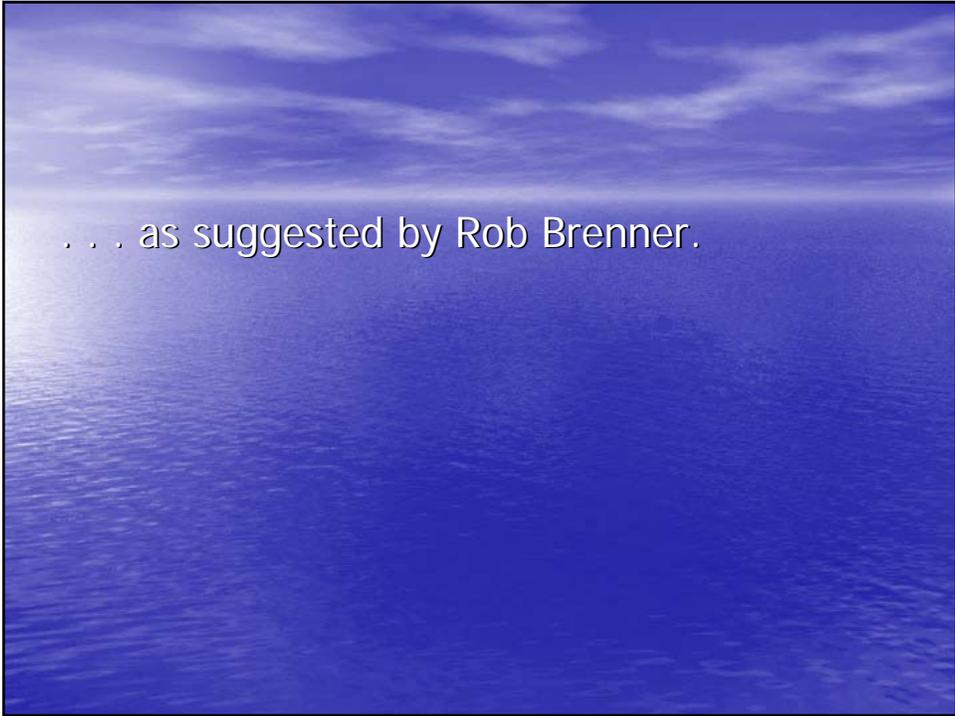
24-Hour PM2.5 Designations Timeline

Milestone	Approximate Date
211 counties designated Nonattainment	Dec. 18, 2008
Final Designations FR notice published	January 2009
States can submit complete, quality assured, certified 2008 data	By February 20, 2009
Supplemental Amendments FR Notice	April 2009 (no later than effective date)
Effective Date of Final Designations	April 2009 (90 days after FR publication)

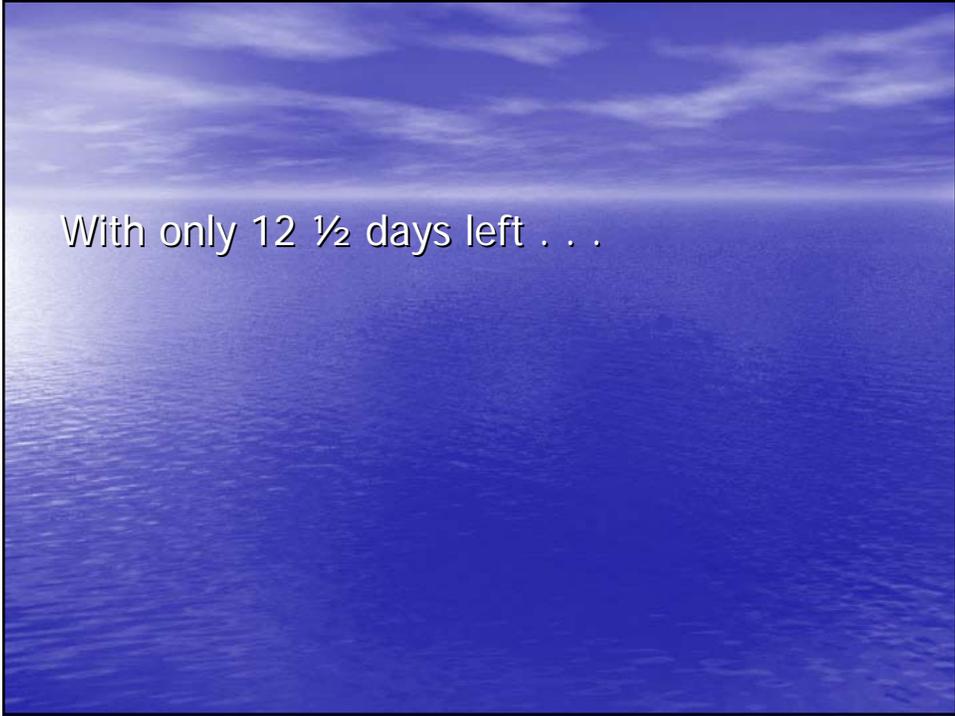
6

A rectangular image with a blue background depicting a calm ocean under a light blue sky with wispy clouds. The horizon line is visible in the upper third of the frame.

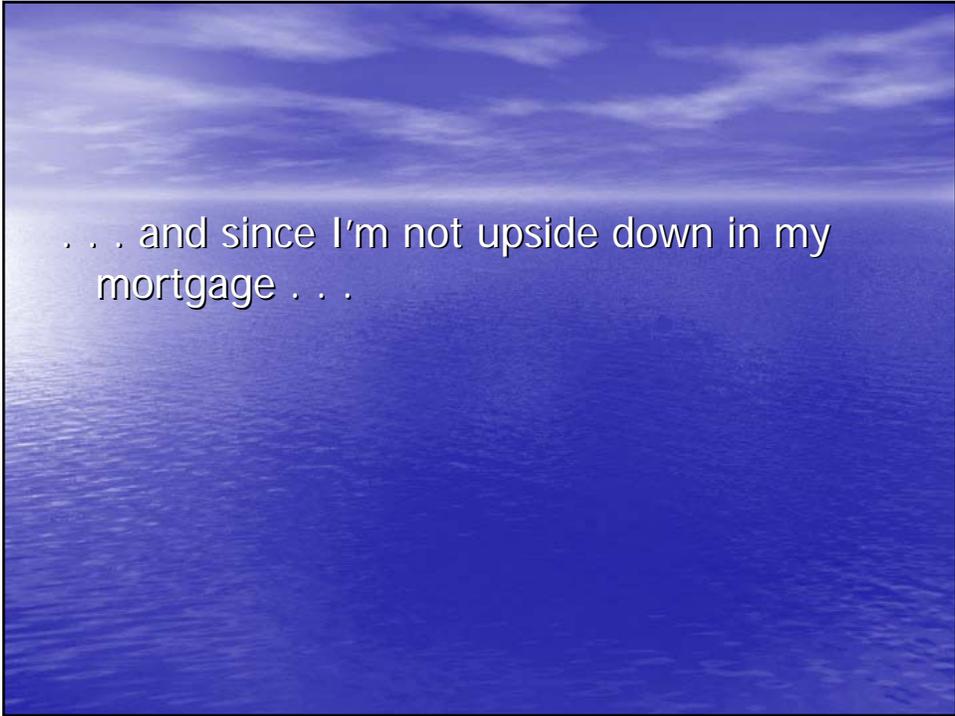
Appendix

A rectangular image with a blue background depicting a calm ocean under a light blue sky with wispy clouds. The horizon line is visible in the upper third of the frame.

. . . as suggested by Rob Brenner.



With only 12 ½ days left . . .



. . . and since I'm not upside down in my mortgage . . .

. . . at least I don't think I am . . .

Presenting . . . Bob Meyers' Clean Air



- Prophecy
- Predictions
- &
- Peculiarities



Why History Might Repeat Itself



Why History Might Not . . .

