

RULE AND SIP AGENDA

February 5, 2013
Jefferson City, MO

ACTIONS FOR PUBLIC HEARING:

- * 10 CSR 10-1.010 (amendment) General Organization

This proposed amendment will update the public information section to reflect current notification procedures for public hearings and rules in development. In addition, the Air Program section titles and main functions will be updated to reflect the current organization structure.

- * 10 CSR 10-2.330 (amendment) Control of Gasoline Reid Vapor Pressure

This proposed amendment will update the gasoline sampling and reid vapor pressure testing procedures referenced in the rule. The two Code of Federal Regulations (CFR) appendices referenced (40 CFR, part 80, Appendix D and Appendix E) no longer exist and will be replaced with references to current sampling and test methods.

- * Missouri State Implementation Plan Revision – Attainment Demonstration for the 2008 Lead National Ambient Air Quality Standard – Buick/Viburnum Trend Lead Nonattainment Area

This plan was developed to bring the Buick/Viburnum Trend area into attainment of the 2008 Lead National Ambient Air Quality Standard (NAAQS) pursuant to Section 172(c) of the federal Clean Air Act. On November 22, 2010, the EPA designated the Buick/Viburnum Trend as nonattainment for the 2008 Lead NAAQS based on air quality data from 2007-2009. This area encompasses portions of Iron, Reynolds and Dent counties and contains a secondary lead smelter, two lead mine/mill operations, and a fourth facility that crushes mineral ore. This plan includes an emissions inventory, control measures, contingency measures and a technical demonstration that the proposed emission controls will result in the attainment of the 2008 Lead NAAQS for the area.

- * Missouri State Implementation Plan Revision – Attainment Demonstration for the 2008 Lead National Ambient Air Quality Standard – Herculaneum Lead Nonattainment Area

This plan was developed to bring Herculaneum, MO into attainment of the 2008 Lead National Ambient Air Quality Standard (NAAQS) pursuant to Section 172(c) of the federal Clean Air Act. On November 22, 2010, the EPA designated the city limits of Herculaneum as nonattainment for the 2008 Lead NAAQS based on air quality data from 2007-2009. Herculaneum contains the nation's only primary lead smelter, which shall be shutting down its smelting (blast furnace and sinter plant) operations on or before April 30, 2014. This plan includes an emissions inventory, control measures, contingency

measures and a technical demonstration that the proposed emission controls will result in the attainment of the 2008 Lead NAAQS for the area.

- * Missouri State Implementation Plan Revision – Early Progress Plan for the Missouri Portion of the St. Louis Nonattainment Area for the 2008 8-Hour Ground-Level Ozone National Ambient Air Quality Standard

Pursuant to Section 176(c) of the Clean Air Act, this Early Progress Plan establishes transportation conformity motor vehicle emission budgets for Missouri's portion of the St. Louis nonattainment area under the 2008 8-hour Ozone National Ambient Air Quality Standard (NAAQS). The St. Louis nonattainment area was designated as a marginal nonattainment area for the 2008 8-hour Ozone NAAQS on May 21, 2012. The new motor vehicle budgets are based on a demonstration that emissions are steadily decreasing in the St. Louis area. Although the St. Louis nonattainment area has approved motor vehicle emissions budgets that have been used to demonstrate conformity under the 1997 8-hour Ozone NAAQS, new budgets are needed due to EPA's recent transition from an older on-road mobile source model (Mobile 6) to the current on-road mobile model (MOVES).

ACTIONS TO BE VOTED ON:

- * 10 CSR 10-6.368 (rescission) Control of Mercury Emissions From Electric Generating Units

This rule is being proposed for rescission because the federal Clean Air Mercury Rule (CAMR) that is the basis for this rule has been vacated and removed from the Code of Federal Regulations.

- * 10 CSR 10-6.191 (new rule) Sewage Sludge Incinerators

This proposed rule will incorporate by reference the regulatory requirements of 40 CFR 60, Subpart M—Emission Guidelines and Compliance Times for Existing Sewage Sludge Incineration Units which was promulgated by the U.S. Environmental Protection Agency (EPA) in March 2011 (76 FR 15372). Incorporation of this federal regulation into a state rule will shift enforcement authority for existing sewage sludge incineration units from EPA to the state of Missouri.

- * Clean Air Act Section 111(d)/129 State Plan Revision — Section 111(d)/129 State Plan for Implementation of the Sewage Sludge Incinerator Emission Guidelines for Missouri

Pursuant to sections 111(d) and 129 of the Clean Air Act, this plan was developed to demonstrate that the state of Missouri has the legal authority and enforceable mechanism in place to implement and enforce the Emission Guidelines and Compliance Times as set forth by the EPA in 40 CFR 60, Subpart M for existing Sewage Sludge

Incinerators. The plan references legal authority established in chapter 536 of the Revised Statutes of Missouri (RSMo) and the enforceable mechanism provided by the proposed new state rule, 10 CSR 10-6.191 Sewage Sludge Incinerators. This plan provides source and emission inventories of affected existing sewage sludge incinerators in the state. It also establishes emission limits, operating requirements and compliance times that are consistent with the federal emission guidelines as promulgated.

March 28, 2013
Jefferson City, MO

ACTIONS FOR PUBLIC HEARING:

- * Proposed Revision to the Boundary Recommendation of Nonattainment and Unclassifiable Areas per the 2010 1-hour Sulfur Dioxide National Ambient Air Quality Standard

The U.S. Environmental Protection Agency is moving forward with finalizing designations under the 2010 1-hour sulfur dioxide NAAQS. Based on the 2010-2012 monitoring period, Missouri plans to submit a revised area boundary recommendation as an amendment to the original boundary recommendation and technical support document submitted to EPA on July 19, 2011. Based on the most recent certified 2010-2012 data from the three sulfur dioxide monitors operating in Greene County, the Springfield area is no longer in violation of the 1-hour sulfur dioxide NAAQS and will be recommended for designation as unclassifiable.

- * Missouri State Implementation Plan – Section 110 Infrastructure Requirements for the 2010 Nitrogen Dioxide (NO₂) National Ambient Air Quality Standard

This plan was developed to fulfill the requirements of Section 110(a) of the Clean Air Act for the newly revised 2010 National Ambient Air Quality Standard (NAAQS) for Nitrogen Dioxide (NO₂). Section 110(a)(1) requires states to submit a state implementation plan (SIP) revision such as this after the promulgation of a new or revised NAAQS to address the implementation, maintenance, and enforcement infrastructure elements of Section 110(a)(2) for that NAAQS. This plan is administrative in nature and demonstrates Missouri's ability and authority to implement these infrastructure elements for the 2010 revised NO₂ standard via the referencing of specific corresponding applicable state statutes, regulations, programs or resources.

ACTIONS TO BE VOTED ON:

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Program section titles and main functions will be updated to reflect the current organization structure.

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nonattainment area for the 2008 8-hour Ozone NAAQS on May 21, 2012. The new motor vehicle budgets are based on a demonstration that emissions are steadily decreasing in the St. Louis area. Although the St. Louis nonattainment area has approved motor vehicle emissions budgets that have been used to demonstrate conformity under the 1997 8-hour Ozone NAAQS, new budgets are needed due to EPA's recent transition from an older on-road mobile source model (Mobile 6) to the current on-road mobile model (MOVES).

April 25, 2013
Joplin, MO

ACTIONS FOR PUBLIC HEARING:

None Scheduled

ACTIONS TO BE VOTED ON:

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MISSOURI AIR CONSERVATION COMMISSION RULES IN PROGRESS SCHEDULE

Rule Action	Draft Rule Out for Other Dept Review	Public Notice (Accepting Comments on Draft Rule)	File with Secretary of State*	Published in Missouri Register	Public Hearing	Public Comment Period Closes	Commission Vote on Rule Action	Last Day** to File with Secretary of State*	Rule Effective
Rule Amendment 10 CSR 10-6.070 New Source Performance Regulations (40 CFR 60 updates through 12/10)	04-18-11	N/A	07-01-11	08-01-11	09-29-11	10-06-11	10-27-11	11-28-11	02-29-12
Rule Amendment 10 CSR 10-6.075 Maximum Achievable Control Technology Regulations (40 CFR 63 updates through 12/10)	04-18-11	N/A	07-01-11	08-01-11	09-29-11	10-06-11	10-27-11	11-28-11	02-29-12
Rule Amendment 10 CSR 10-6.080 Emission Standards for Hazardous Air Pollutants (10 CFR 61 updates through 12/10)	04-18-11	N/A	07-01-11	08-01-11	09-29-11	10-06-11	10-27-11	11-28-11	02-29-12
Rule Amendment 10 CSR 10-5.130 Certain Coals to be Washed (Updates indirect heating rule references)	06-16-11	N/A	09-16-11	11-01-11	12-08-11	12-15-11	02-02-12	03-05-12	05-30-12
Rule Amendment 10 CSR 10-6.020 Definitions and Common Reference Tables (Updates indirect heating rule references and adds new federal particulate matter definitions)	06-16-11	N/A	09-16-11	11-01-11	12-08-11	12-15-11	02-02-12	03-05-12	05-30-12
Rule Amendment 10 CSR 10-6.400 Restriction of Emission of Particulate Matter From Industrial Processes (Updates indirect heating rule references)	06-16-11	N/A	09-16-11	11-01-11	12-08-11	12-15-11	02-02-12	03-05-12	05-30-12
Rule Amendment 10 CSR 10-5.040 Use of Fuel in Hand-Fired Equipment (Addresses variance request by allowing use of specific alternative fuels in non-residential hand-fired equipment in St. Louis metropolitan area)	06-16-11	07-06-11	09-26-11	11-01-11	12-08-11	12-15-11	02-02-12	03-05-12	05-30-12
Rule Amendment 10 CSR 10-5.490 Municipal Solid Waste Landfills (Updates rule for consistency with federal standards)	07-08-11	N/A	09-26-11	11-01-11	12-08-11	12-15-11	02-02-12	03-05-12	05-30-12
Rule Amendment 10 CSR 10-6.310 Municipal Solid Waste Landfills (Updates rule for consistency with federal standards)	07-08-11	N/A	09-26-11	11-01-11	12-08-11	12-15-11	02-02-12	03-05-12	05-30-12
Rule Amendment 10 CSR 10-2.385 Control of Heavy Duty Diesel Vehicle Idling Emissions (Fixes discrepancy between applicability and general provisions sections of rule)	07-08-11	07-12-11	10-28-11	12-01-11	02-02-12	02-09-12	03-29-12	04-30-12	07-30-12
Rule Amendment 10 CSR 10-5.385 Control of Heavy Duty Diesel Vehicle Idling Emissions (Fixes discrepancy between applicability and general provisions sections of rule)	07-08-11	07-12-11	10-28-11	12-01-11	02-02-12	02-09-12	03-29-12	04-30-12	07-30-12
Rule Amendment 10 CSR 10-5.455 Control of Emission from Industrial Solvent Cleaning Operations (Incorporates change requested during public comment period that was not integrated into text as intended by commentor)	07-22-11	N/A	09-16-11	11-01-11	12-08-11	12-15-11	02-02-12	03-05-12	05-30-12
Rule Amendment 10 CSR 10-6.260 Restriction of Emission of Sulfur Compounds (Removes reference to outdated SO ₂ standard and outdated compliance dates)	09-16-11	N/A	01-31-12	03-01-12	04-26-12	05-03-12	05-31-12	07-02-12	09-30-12

Shaded blocks indicate actual completion dates.
01-17-13

* Copy provided to Joint Committee on Administrative Rules

** Last day to meet rule effective date shown.


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Rule Amendment 10 CSR 10-6.410 Emissions Banking and Trading (Removes 6.010 reference in NAAQS definition)	09-16-11	N/A	01-31-12	03-01-12	04-26-12	05-03-12	05-31-12	07-02-12	09-30-12
Rule Amendment 10 CSR 10-6.060 Construction Permits Required (Biogenic CO ₂ Deferral on PSD and Title V permit requirements)	10-14-11	10-18-11	01-31-12	03-01-12	04-26-12	05-03-12	05-31-12	07-02-12	09-30-12
Rule Amendment 10 CSR 10-6.065 Operating Permits (Biogenic CO ₂ Deferral on PSD and Title V permit requirements)	10-14-11	10-18-11	01-31-12	03-01-12	04-26-12	05-03-12	05-31-12	07-02-12	09-30-12
Rule Amendment 10 CSR 10-5.381 On-Board Diagnostics Motor Vehicle Emissions Inspection (Adds exemption for plug-in hybrid electric vehicles)	12-23-11	12-23-11	05-15-12	06-15-12	07-25-12	08-01-12	08-30-12	10-01-12	12-30-12
Rule Amendment 10 CSR 10-6.020 Definitions and Common Reference Tables (Annual update)	03-29-12	N/A	07-03-12	08-15-12	09-27-12	10-04-12	10-25-12	11-26-12	02-28-13
Rule Amendment 10 CSR 10-6.070 New Source Performance Regulations (40 CFR 60 updates through 2/16/12)	03-19-12	N/A	05-15-12	06-15-12	07-25-12	08-01-12	08-30-12	10-01-12	12-30-12
Rule Amendment 10 CSR 10-6.075 Maximum Achievable Control Technology Regulations (40 CFR 63 updates through 2/16/12)	03-19-12	N/A	05-15-12	06-15-12	07-25-12	08-01-12	08-30-12	10-01-12	12-30-12
Rule Amendment 10 CSR 10-6.080 Emission Standards for Hazardous Air Pollutants (40 CFR 61 updates through 2/16/12)	03-19-12	N/A	05-15-12	06-15-12	07-25-12	08-01-12	08-30-12	10-01-12	12-30-12
Rescission 10 CSR 10-6.368 Control of Mercury Emissions From Electric Generating Units (Rule being replaced with federal Mercury Air Toxics Standards)	05-31-12	N/A	08-20-12	10-01-12	12-06-12	12-13-12	02-05-13	03-13-13	05-30-13
Rule Amendment 10 CSR 10-1.010 General Organization (Updates public information section and program information)	06-15-12	N/A	10-02-12	11-15-12	02-05-13	02-13-13	03-28-13	05-01-13	07-30-13
New Rule 10 CSR 10-6.191 Sewage Sludge Incinerators (Incorporates federal regulatory requirements for sewage sludge incinerators)	06-29-12	N/A	08-27-12	10-01-12	12-06-12	12-13-12	02-05-13	03-13-13	05-30-13
Rule Amendment 10 CSR 10-2.330 Control of Gasoline Reid Vapor Pressure (Updates procedures references)	08-29-12	N/A	10-25-12	12-03-12	02-05-13	02-13-13	03-28-13	05-01-13	07-30-13
Rule Amendment 10 CSR 10-6.130 Controlling Emissions During Episodes of High Air Pollution Potential (Updates tables and clarifies existing requirements)	11-27-12	12-05-12	04-15-13	05-15-13	06-27-13	07-05-13	07-24-13	09-03-13	11-30-13

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Rescission 10 CSR 10-6.345 Control of NO _x Emissions From Upwind Sources (Rescinds expired rule)	11-27-12	N/A	03-15-13	04-15-13	05-30-13	06-06-13	06-27-13	08-01-13	10-30-13
Rule Amendment 10 CSR 10-6.110 Reporting Emission Data, Emission Fees, and Process Information (Adds applicable year reference to set emission fee and clarifies report information)	11-27-12	N/A	03-15-13	04-15-13	05-30-13	06-06-13	06-27-13	08-01-13	10-30-13
Rule Amendment 10 CSR 10-6.390 Control of NO _x Emissions From Large Stationary Internal Combustion Engines (Corrects text)	11-27-12	N/A	03-15-13	04-15-13	05-30-13	06-06-13	06-27-13	08-01-13	10-30-13
Rule Amendment 10 CSR 10-6.060 Construction Permits Required (Incorporates Step 3 of Federal greenhouse gas tailoring rule)	12-17-12	N/A	03-15-13	04-15-13	05-30-13	06-06-13	06-27-13	08-01-13	10-30-13
Rule Amendment 10 CSR 10-5.570 Control of Sulfur Emissions from Stationary Boilers (Clarifies emission limit applicability)	01-17-13	N/A	03-15-13	04-15-13	05-30-13	06-06-13	06-27-13	08-01-13	10-30-13
Rule Amendment 10 CSR 10-6.400 Restriction of Emission of Particulate Matter From Industrial Processes (Provides hierarchy of compliance methods and clarifies rule only limits filterable PM)	01-17-13	N/A	03-15-13	04-15-13	05-30-13	06-06-13	06-27-13	08-01-13	10-30-13

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State Air Quality Plans Status Report
January 17, 2013

POLLUTANT Pollutant Standard Planning Stage	Deadline for Submitting to EPA *	Date Submitted to EPA *	EPA's Completion Finding *	EPA's Approval Finding *	Sanction Clock Date **		Comments
					Start	Stop	
CARBON MONOXIDE (CO) 2010 Std.	EPA declared all monitors nationwide attained the standard, thus no action required	N/A					On 8/12/11 EPA issued a final rule that the standard would remain at the same level as the previous standards (9 parts per million (ppm) over 8 hours and 35 ppm over 1 hour). EPA is also requiring new "near road" monitors. The St. Louis area must have one in operation by 1/1/15; Kansas City 1/1/17. All current CO monitors attain this standard.
CARBON MONOXIDE (CO) Infrastructure SIP aka Section 110(a) Plan	8/12/14						Infrastructure SIP is due three years after the release of a standard.
LEAD 2008 Std. Doe Run - Buick/Viburnum Trend Boundary Designation	10/15/09	12/28/09					MACC adopted designation recommendation 12/3/09. On 12/28/09, DNR submitted boundary designation recommendation to EPA. On 6/11/10, received letter from EPA that they are in agreement with the designation recommendation. On 11/22/10 EPA published approval of the lead nonattainment boundary. On 6/24/11 EPA signed a letter confirming that the remainder of the state was designated as "unclassifiable/attainment" under the new lead standard. Letter sent responding to EPA agreeing to revised recommendation dated 7/13/11.
LEAD 2008 Std. Doe Run - Herculeaneum 2008 Lead Boundary Designation	10/15/09	12/28/09					MACC adopted designation recommendation 12/3/09. On 12/28/09, DNR submitted boundary designation recommendation to EPA. On 6/11/10, received letter from EPA that they are in agreement with designation recommendation. On 11/22/10 EPA published approval of the lead nonattainment boundary. On 6/24/11 EPA signed a letter confirming that the remainder of the state was designated as "unclassifiable/attainment" under the new lead standard. Letter sent responding to EPA agreeing to revised recommendation dated 7/13/11.
LEAD 2008 Std. Infrastructure SIP aka Section 110(a) Plan	10/15/11	12/13/11					Infrastructure SIP is due three years after the release of a standard. Draft guidance released by EPA on 6/17/11. EPA accepted comments until 7/20/11. Public hearing held at 10/27/11 MACC meeting. MACC adopted plan 12/8/11.
LEAD 2008 Std. Doe Run - Buick/Viburnum Trend 2008 Lead Attainment Plan	6/30/12						Attainment demonstration is set for public hearing on 2/5/13.
LEAD 2008 Std. Doe Run - Herculeaneum 2008 Lead Attainment Plan	6/30/12						Attainment demonstration is set for public hearing on 2/5/13.
LEAD 1978 Std. Doe Run - Buick 1978 Lead Maintenance Plan							Plan to be revised to reflect new prevention of significant deterioration (PSD) permit production conditions. MACC granted variance on 2/7/08 and rulemaking is being developed. MACC adopted rule amendment 4/30/09. On 6/11/10, DNR received contingency measures from Doe Run for evaluation. On 9/27/10, DNR sent proposed contingency measures to EPA to amend SIP. The proposed contingency measures are currently being evaluated for the Buick Attainment Plan for the 2008 Lead NAAQS
LEAD 1978 Std. Glover Lead Maintenance Plan - Doe Run/formerly ASARCO		1/26/04		6/30/04 - EPA proposed approval effective 8/30/04 unless adverse comments received by 7/30/04 Direct final rule withdrawn 8/24/04 due to adverse comment 10/29/04 - EPA granted final approval - effective 11/29/04			On 12/1/03, Glover smelter ceased operations w/ plans to reopen in the future. DNR advised Doe Run that certain emission compliance and maintenance plan reporting requirements could be discontinued until plant restart. DNR discontinued monitoring June 2004. DNR retains ability to restart monitoring should plant begin smelting. On 10/29/04, EPA published final rule addressing adverse comment, redesignated area to attainment for Lead and approved Maintenance Plan. Doe Run utilizing unloading building to store and transport concentrate ores. On 12/18/09, DNR recommended Glover as attainment for 2008 NAAQS.



State Air Quality Plans Status Report
January 17, 2013

POLLUTANT Pollutant Standard Planning Stage	Deadline for Submitting to EPA *	Date Submitted to EPA *	EPA's Completion Finding *	EPA's Approval Finding *	Sanction Clock Date **		Comments
					Start	Stop	
LEAD 1978 Std. Doe Run - Herculeaneum 1978 Lead Attainment Plan		5/25/07	Complete 11/30/07	10/8/08 - EPA proposed conditional approval based on forthcoming SIP revisions to meet all applicable requirements 8/27/10 - EPA proposed approval 2/17/12 - EPA issued final approval for the SIP			On 12/19/05, EPA issued a proposed SIP call for Doe Run-Herculeaneum nonattainment area. On 4/14/06, EPA published final SIP call which established new SIP submittal deadline of 4/7/07. MACC adopted plan 4/26/07. On 5/10/07, Consent Judgment filed in Jefferson County Court. On 2/12/17, EPA issued final approval of the SIP.
		8/29/09		8/27/10 - EPA proposed approval 2/17/12 - EPA issued final approval for the SIP and study.			EPA requested a revision to the SIP submitted to formalize the building ventilation requirements. On 10/8/08, DNR received Doe Run proposed building ventilation requirements for review. On 2/9/09, DNR received revised building ventilation study results for review. On 5/18/09, received completed building ventilation study. Public hearing for proposed building ventilation study limits 6/25/09. MACC adopted building ventilation study 7/29/09. On 2/17/12, EPA issued final approval of the ventilation study.
NITROGEN DIOXIDE (NO2) 2010 Std. NO2 Area Designations	1/22/11	12/30/10					On 1/22/10 EPA tightened the NO2 standard. The new standard is a one hour standard measured at 100 parts per billion (ppb). EPA also chose to keep an annual standard of 53 ppb. New monitoring requirements in the rule will require monitoring of NO2 near roadways. These monitors must be in place by 1/1/13. All monitors in Missouri currently meet the new hour and previous annual standards. On 12/30/10 a letter was sent to Region 7 recommending that all of Missouri be designated as "unclassifiable" because future near roadway monitors may affect an area's classification. On 1/18/11 EPA acknowledged receipt of the NO2 designation letter. EPA signed letter on 6/28/11 affirming "unclassifiable/attainment" designation for all counties statewide. On 8/17/11, Missouri submitted response to EPA's 6/28/11 letter reaffirming a county by county designation of "unclassifiable/attainment" On 1/23/12, EPA sent a letter agreeing with Missouri's designations for the first round. EPA's final rule for NO2 designations was released 2/17/12.
NITROGEN DIOXIDE (NO2) 2010 Std. Infrastructure SIP aka Section 110(a) Plan	1/22/13						Infrastructure SIP is due three years after the release of a standard. The NO2 infrastructure SIP is tentatively scheduled for public hearing on 3/28/13.
NITROGEN DIOXIDE AND SULFUR DIOXIDE (NOx and SOx) SECONDARY STANDARD							EPA released their final decision on 3/20/12. At this time they elected to leave the secondary standards for both pollutants unchanged. Since the standard remains the same, no infrastructure SIP or other submittals will be required.

State Air Quality Plans Status Report
January 17, 2013

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					Start	Stop	
OZONE 1997 8-hour Std. St. Louis Area Inspection/Maintenance (I/M) Plan		12/7/07	Complete 4/15/08				Two bills, SB583 and HB1532, were proposed during the 2006 legislative session. SB583 signed into law on 6/30/06. 643.303 RSMo requires the MACC to design and implement a decentralized (test-and-repair) I/M program on 9/1/07. 1996 and newer gasoline-powered vehicles and 1997 and newer diesel-powered vehicles will be tested with an OBD test at licensed emissions inspection stations. 1995 and older model year vehicles will be exempt from an emissions inspection requirement. All counties in the nonattainment area will have the same inspection requirements. MACC adopted rule 4/26/07. Rule becomes effective 8/30/07. MACC adopted I/M plan on 12/6/07. On 5/29/07 contract awarded to SysTech International.
		6/10/09					Plan being revised to clarify I/M rule requirements. Public hearing on rule amendment 12/4/08. MACC adopted rule amendment 2/3/09.
OZONE 1997 8-hour Std. St. Louis 1997 8-Hour Ozone Maintenance Plan		Revised RACT element submitted 5/25/11		6/9/11 - EPA issued final rule stating that the area monitored three years of attainment of the standard. 7/21/11 - EPA issued direct final rule approving NOx RACT waiver.			On 12/4/09, DNR submitted letter to EPA advising St. Louis 2007-09 monitoring data is in attainment and requesting verification of attainment. Began incorporating latest Control Technique Guidelines (CTG's) into rules to satisfy RACT requirements, a condition of attainment redesignation. Public hearing for proposed CTG rulemakings on 3/30/11. Public hearing for revised VOC RACT on 3/30/11 element first submitted on 1/5/07. MACC adopted CTG rulemakings on 4/28/11. MACC adopted VOC RACT demonstration update on 4/28/11. VOC RACT demonstration update submitted to EPA on 5/25/11. EPA issued direct final rule approving the NOx RACT waiver on 7/21/11. On 9/9/11 Missouri submitted a letter to withdraw the NOx portion of the 2006 RACT demonstration. Public hearing for the maintenance plan was held 9/29/11. EPA proposed approval of the RACT rules and both portions of the VOC RACT demonstration on 10/25/11. MACC adopted maintenance plan and redesignation request on 10/27/11. Plan was submitted to EPA on 10/28/11. On 1/23/12 EPA issued the final rule approving VOC RACT and CTG rules, conditional on submittal of the Solvent Cleaning Rule after it is amended. On 2/2/12 EPA released a proposed rule that stated the area attained the standard by their attainment date. On 5/9/12 EPA released the final rule for Determination of Widespread Use of Onboard Vapor Recovery (ORVR) and Stage II Waiver. Stage II is used in St. Louis as a VOC control. The program is currently awaiting EPA's guidance on how areas can demonstrate that removal of Stage II will not affect air quality. In order to remove Stage II both rule and SIP revisions, along with an emission inventory demonstration, will be required. Although not yet quality assured, the air monitor at the West Alton site recorded values that violated the 1997 standard. The program is currently working with EPA Region VII to determine what actions are now required.



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OZONE 1997 8-hour Std. Kansas City 1997 8-Hour Ozone Boundary Designation	7/15/03	8/1/03					On 7/24/03, MACC adopted nonattainment boundary recommendations for the Kansas City Area, based on 2000-2002 data EPA noted that 2001-2003 data showed Kansas City to be in attainment. In 12/03 EPA provided the department with a chance to revise the designation. On 4/30/04, EPA designated Kansas City as Unclassifiable/ Attainment for 8-hr Ozone NAAQS. On 12/21/04, DNR submitted letter to EPA to certify monitoring data is in attainment and requesting verification of attainment. On 5/3/05, EPA redesignated Kansas City as Attainment for 8-hr Ozone NAAQS, thus requiring a maintenance plan due to the area's previous status as nonattainment and then attainment for the one hour standard.
OZONE 1997 8-hour Std. Kansas City 1997 8-Hour Ozone Maintenance Plan		5/18/07	Complete 7/13/07	8/9/07 - EPA granted direct final approval effective 10/9/07 3/1/11 - EPA granted direct final approval of idling rules effective 5/2/11			On 3/29/05, MARC approved Clean Air Action Plan (CAAP). Public Hearing on plan 3/29/07. MACC adopted plan 4/26/07. On 10/9/07, Phase I contingency measures were triggered by verified 8-hour ozone violations during the 2007 ozone season. Public Hearing on Idling rule 9/25/08 to implement contingency control measures. MACC adopted Idling rule 10/30/08. Developing agreements with sources for Maintenance Plan Phase I control measures.
PM 2.5 2012 Annual Standard	12/14/13						On 7/14/12 EPA proposed a revised annual PM 2.5 standard in the range of 12-13 µg/m3. A new secondary standard based on visibility was also proposed. All other PM standards (24 hour PM 10 and 24 hour PM 2.5) will remain the same. On 12/14/12 EPA finalized the annual PM 2.5 standard at 12 µg/m3. EPA chose to retain the current secondary PM standards. EPA will require near roadway monitoring requirements. The Branch Street monitor in St. Louis violates this standard, but may not be comparable to the standard due to its siting. Discussions with EPA regarding this site are ongoing and as yet unresolved. Illinois has multiple monitors in the St. Louis Metropolitan Statistical Area that violate the new standard. The Missouri side of the St. Louis area could be included as nonattainment based on impacts on the Illinois' monitors.
PM 2.5 2006 24-Hour Std. St. Louis 2006 24-Hour PM2.5 Designation				11/13/09 - EPA published final rule for area designations effective 12/14/09			On 10/17/06, EPA published a revised 24-Hour fine particulate standard which requires an attainment/nonattainment area designation. Public hearing for area designation recommendation 10/25/07. On 8/18/08, EPA sent a letter of intent to modify the recommendation for designating areas as nonattainment. On 10/16/08, additional information provided to EPA supporting designating areas to attainment of 24-hour PM2.5 NAAQS. On 2/19/09, sent EPA request to review designation recommendations based on additional support information. On 3/31/09, Illinois EPA sent an Exceptional Events Request to EPA for review. If approved the state could be designated as attainment for the 24-hour PM2.5 standard. On 7/24/09, EPA approved Illinois EPA's Exceptional Events Request and will exclude this data in determining exceedances. On 10/8/09, state was notified that it is in attainment of the 24-Hour fine particulate standard.
PM 2.5 2006 24-hour Std. Infrastructure SIP aka Section 110(a) Plan		12/18/09		3/18/11 - EPA proposed disapproval of the interstate transport portion of this plan. 7/20/11 - EPA issued final rule disapproving the interstate transport portion of this plan.			Public hearing on CAA Section 110 Plan revision 7/29/09. MACC adopted CAA Section 110 Plan 8/27/09. By disapproving the interstate transport portion of this plan, EPA included Missouri in the Cross State Air Pollution Rule as the Federal Implementation Plan (FIP) to address Missouri impact on downwind states.

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PM 2.5 1997 Annual Std. St. Louis 1997 Annual PM2.5 Attainment Plan		10/9/09 Plan withdrawal submitted 8/26/11	Complete 11/10/09				On 1/5/05, EPA published area designations/classifications for Fine Particle NAAQS (St. Louis as Unclassifiable/Attainment). MACC adopted RACT rules 4/30/09. Rules included: an amendment to 10 CSR 10-6.260 to establish an emission limit for a lead smelter and a new rule, 10 CSR 10-5.570, that limits large industrial boilers to 1.0 pounds of SO2 emissions per million British thermal units (mmBtu) of heat input Public hearing for PM2.5 plan 8/27/09. MACC adopted Plan 9/24/09. Request to withdraw attainment plan from EPA consideration for approval submitted on 8/26/11. On 12/20/11, EPA proposed a Determination of Attainment for the St. Louis Area regarding this standard. This means the area monitored attainment by the date set under the Clean Air Act.
PM 2.5 1997 Annual Std. St. Louis 1997 Annual PM2.5 Maintenance Plan		8/26/11		5/23/11 - EPA issued final rule stating that the area monitored three years of attainment of the standard.			Redesignation request and maintenance plan being developed. On 3/17/10, DNR submitted letter to EPA advising St. Louis 2007-09 monitoring data is in attainment and requesting verification of attainment. Public hearing of proposed maintenance plan 4/28/11. MACC adopted plan on 8/25/11. Maintenance Plan and Redesignation Request submitted to EPA on 8/26/11.
PM 2.5 1997 Annual Std. Infrastructure SIP aka Section 110(a) Plan		2/22/07	Complete 3/30/07	5/8/07 - EPA approved interstate transport portion of the plan effective 7/9/07			On 9/27/04, DNR submitted latest CAA Section 110 Plan commitment letter to EPA. Public hearing on CAA Section 110 Plan 12/7/06. MACC adopted CAA Section Plan 2/1/07.
SULFUR DIOXIDE (SO2) 2010 Standard SO2 Area Designations	6/2/11	7/22/11					On 6/2/10 EPA tightened the SO2 standard. The new standard is a one hour standard measured at 75 parts per billion (ppb). EPA revoked the previous 24 hour and annual standards. Three monitors in Missouri currently violate this new one hour standard. Violating monitors are located in Greene, Jefferson, and Jackson counties. Developing nonattainment recommendation based on monitors. Public hearing of proposed boundary recommendations 4/28/11. MACC adopted proposed SO2 boundary recommendations on 6/30/11. SO2 boundary recommendations submitted to EPA on 7/22/11. On 8/3/12 EPA published a notice that they would use the additional year afforded by the Clean Air Act for SO2 designations. This means EPA would not have to finalize the designations of any areas until June of 2013. Based on monitoring data from 2010-2012, the Greene County monitor now meets the standard. A public hearing on the revised recommendation is scheduled for 3/28/13. It will be submitted to EPA after adoption at the April 25th MACC meeting.
SULFUR DIOXIDE (SO2) 2010 Std. Infrastructure SIP aka Section 110(a) Plan	6/2/13						Infrastructure SIP is due three years after release of standard. SO2 infrastructure SIP will be unique as it will address areas that <u>model</u> noncompliance. Draft guidance was released for comment on 9/22/11. Comments will be accepted until 11/2/11. On 4/12/12 EPA announced modeling will no longer be required for infrastructure SIPs. On 5/4/12 EPA released a Draft White Paper to discuss modeling and monitoring requirements for the infrastructure SIP. Stakeholder meetings are planned for interested parties at RTP in late May/early June 2012.

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REGIONAL HAZE 2008 Regional Haze Plan		3/7/08 (for conditional approval) ----- 8/5/09 (Final)	Complete 9/13/08	On 12/30/11 EPA proposed limited disapproval due to the remand of CAIR and proposed that CSAPR would replace CAIR in SIPs On 2/28/12 EPA proposed limited approval of the rest of the plan.			Final federal regional haze rule published 7/1/99. On 8/23/07, the draft Regional Haze Plan was provided to the Federal Land Managers (FLM) and EPA for review. Plan revised based on FLM and EPA comments and sent out on public notice 11/2/07. Public hearing on plan 12/6/07. MACC adopted 2/7/08. Conditional approval dependent on evaluation of emission controls for Holcim Cement. On 6/23/08, draft BART finding with emission limitations sent to Holcim. BART technical agreement reached in February 2009 and signed 4/6/09. Public hearing on Plan 6/25/09. MACC adopted Plan 7/29/09. On 12/23/11 EPA proposed that CSAPR = "Better than BART" for EGUs under Regional Haze EPA proposed limited approval of plan on 2/28/12 (all of plan except CAIR = BART) On 6/7/12 EPA published the final rule of CSAPR = Better than BART rule for EGUs under the Regional Haze plan in the <i>Federal Register</i> . EPA also disapproved the portion of Missouri's Regional Haze SIP that relied on CAIR = BART. On 6/26/12 EPA published their approval of the remainder of the Regional Haze SIP This approval, along with the "Better than BART rule means Missouri has met all of the requirements for the first phase of Regional Haze.
REGIONAL TRANSPORT Transport Rule Stage 1 renamed "Cross State Air Pollution Rule (CSAPR)"							On 8/2/10, EPA proposed the Transport rule to reduce the interstate transport of fine particulate matter and ozone in response to the court's remand of CAIR. Missouri is not included in the ozone season portion of the NOx allocations. Proposed rule does include Missouri for NOx and SOx annual limits, to address downwind transport for PM 2.5 Final rule released 7/7/11. Renamed "Cross-State Air Pollution Rule" based based on revised modeling. Missouri submitted letter to EPA on 10/17/11 indicating that the state would submit a reallocation of emission credits for 2013 by the 4/1/12 deadline. Public hearing on reallocations for SO2, Annual NOx and Ozone Season NOx for 2013 at 12/8/11 MACC meeting On 12/16/11 EPA finalized the supplement that includes Missouri in the ozone season On 12/23/11 EPA proposed that CSAPR = "Better than BART" for EGUs under Regional Haze CSAPR was to go into effect on 1/1/12. On 12/28/11, the Court of Appeals for the D.C. Circuit issued a stay for CSAPR. This means EPA cannot take any actions to implement the rule. CAIR was put back in place. The MACC adoptions for CASPR reallocations for 2013 have been put on hold. On 2/6/12, EPA issued a stay for the supplement based on the Court's stay of CSAPR On 2/21/12, EPA released a direct final rule that adjusted budgets based on technical comments received from affected sources. This increased MO's budgets. EPA received adverse comments on the direct final rule, so they will go through with the full rulemaking process via the proposed rule they also issued on 2/21/12 EPA will withdraw the direct final rule. The final rule via the complete rulemaking process will include additional revisions to the rule. On 6/7/12 EPA published the final rule of CSAPR = Better than BART rule for EGUs under the Regional Haze plan in the <i>Federal Register</i> . EPA also disapproved the portion of Missouri's Regional Haze SIP that relied on CAIR = BART. On 8/21/12 the D.C. Court of Appeals vacated CSAPR stating it had numerous fatal flaws. CAIR will remain in place for now. The effects of this decision on other SIP plans has yet to be determined at this time. On 10/5/12 the EPA requested that the Court of Appeals grant a petition for a rehearing of CSAPR.

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REGIONAL TRANSPORT (Clean Air Interstate Rule (CAIR) and Clean Air Mercury Rule (CAMR))		CAIR submitted 3/8/07 (Preliminary) 5/10/07 (Final)	CAIR Complete 6/14/07	9/17/07 - EPA proposed approval Approved 12/14/07			On 3/15/05, EPA issued the Clean Air Interstate Rule (CAIR) to reduce air pollution that moves across state boundaries, and issued the Clean Air Mercury Rule (CAMR) to permanently cap and reduce mercury emissions from coal-fired power plants. On 8/24/05, EPA proposed Federal Implementation Plan (FIP) to Reduce Interstate Transport of Fine Particulate Matter and Ozone, and a FIP for CAIR for May 2006 implementing a federal regional trading program identical to CAIR's SO ₂ /NO _x program. CAIR/CAMR rules public hearing 12/7/06. On 2/8/08, the D.C. Court of Appeals vacated and remanded EPA's rules delisting electric generating units from the Clean Air Act section 112 and regulating them under section 111. On 2/23/09, the U.S. Supreme Court declined to consider an appeal on the vacatur of CAMR. On 7/11/08, the D.C. Court of Appeals vacated CAIR in its entirety and remanded to EPA to promulgate a rule consistent with the court's opinion. On 12/23/08, the D.C. Circuit Court of Appeals remanded to EPA to rewrite the shortcomings of CAIR without vacatur. CAIR will remain in effect until EPA promulgates a revised rule to address the failings identified by the court on 7/11/08. On 12/28/11, CAIR was put back in place with the stay of CSAPR. On 2/16/12, EPA released the Utility MACT that will control mercury from utilities. Litigation is currently challenging the requirements of the Utility MACT. The Utility MACT is expected to replace CAMR requirements. CAIR is expected to be replaced by CSAPR, pending the outcome of litigation. On 8/28/12 EPA issued a partial stay on the new source requirements in the Utility MACT. This stay is not expected to have any effect on EGUs in Missouri. On 8/21/12 the D.C. Court of Appeals vacated CSAPR stating it had numerous fatal flaws. CAIR will remain in place for now. On 10/5/12 the EPA requested that the Court of Appeals grant a petition for a rehearing of CSAPR. With CAMR vacated, state rule 10 CSR 10-6.368 is being rescinded. Adoption is scheduled for 2/5/13.
		CAMR submitted 5/10/07 (Final)	N/A	9/27/07 - EPA proposed approval Approved 1/17/08			
REGIONAL TRANSPORT NOx SIP Call		8/1/05	Complete 12/2/05	6/5/06 - EPA proposed approval Approved 8/15/06			On 3/3/00, court ruled on NO _x SIP call petitions and removed Missouri from NO _x SIP call. EPA approved statewide NO _x rule 12/28/00. Proposed NO _x SIP call for Missouri released 2/23/02. On 4/21/04, EPA finalized Phase II NO _x SIP call. Public hearing for 3 new NO _x rules 4/28/05. MACC adopted rules 5/26/05. Public hearing for NO _x SIP call Emissions Budget Demonstration for Missouri 5/26/05. MACC adopted Budget Demonstration 6/30/05.
111(d)/129 STATE PLAN Sewage Sludge Incinerators (SSI)							Public hearing on plan and rulemaking 12/6/12. Adoption on plan and rulemaking set for 2/5/13.
PM 10 CONSENT AGREEMENT SUBMITTAL Americold Logistics, LLC							Adding consent agreement into SIP to incorporate Americold's control strategies for maintenance of PM10 standard. Public hearing tentatively scheduled for 3/28/13.
PM 10 PERMIT SUBMITTAL Grossman Iron & Steel Source Registration Permit		10/5/2006	Complete 11/7/06	12/4/06 - EPA granted direct final approval - effective 2/2/07			Plan revised to include revised source registration permit that addresses particulate matter exceedances. Public hearing on plan revision 8/31/06. MACC adopted 9/28/06.

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PM 10 PERMIT SUBMITTAL American Commercial Lines Transportation Services (ACL) Permit		12/21/07	Complete 5/9/08				Plan revised to include modified Basic operating permit that addresses particulate matter exceedances. Public hearing on plan revision 9/27/07. MACC adopted 10/25/07. On 10/8/09, EPA advised that this SIP revision is no longer needed since monitor is now in compliance. Withdrew submittal 12/10/09. On 3/16/10, EPA acknowledged DNR's request to withdraw SIP.
LOCAL AGENCIES Updates to outdated local codes/ordinances		1/8/09	Complete 4/27/09	10/21/10 - EPA granted direct final approval - effective 12/20/10			Plan revised to match current version of Springfield Local code. Public hearing for Plan revision 10/30/08. MACC adopted Plan 12/4/08
		4/5/11		On 2/28/12 EPA granted direct final approval by letter notice.			Plan revised to match current version of St. Louis City ordinance 68657. Public hearing for Plan revision 12/2/10. MACC adopted Plan 3/31/11. Plan was submitted to EPA on 4/5/11.
ADMINISTRATIVE Section 128 Plan Demonstrates how state regulations meet the requirements of the Clean Air Act.		8/1/12					Plan specifies which state statutes meet Clean Air Act Section 128 requirements concerning public representation on the Missouri Air Conservation Commission and how commissioners should address any conflicts of interest that regarding issues that appear before the commission. Public hearing held for Plan on 6/28/12. MACC adopted Plan on 7/25/12.

Note: Shaded and bold face type areas indicate changes and/or additions from previous report.

* Failure to meet any of these dates or Plan requirements, starts the 18 month sanction clock.
 If requirement is not met within 18 months, the 2:1 emissions offset ratio sanction is imposed.
 If requirement is still not met within 24 months, the sanction that withholds highway funds is imposed.

** Sanction clock starts with: 1) EPA letter to Governor for failure to submit or finding of incompleteness; or 2) EPA Federal Register final notice of Plan disapproval or nonimplementation.
 Sanction clock stops with EPA letter to department director of finding of completeness.