

MINUTES

**NACAA
BOARD OF DIRECTORS AND COMMITTEE CHAIRS'
2019 SUMMER MEETING**

August 3-5, 2019

**Portland Marriott Downtown Waterfront
Portland, Oregon**

Saturday, August 3, 2019

Introductions and Review of Agenda

The NACAA Board of Directors and Committee Chairs convened their meeting at 8:30 a.m. NACAA Co-President Ali Mirzakhaili (OR) welcomed everyone. Other NACAA Board Members present included Co-President Richard Stedman (Monterey, CA) as well as Charlene Albee (Reno, NV), Cecily Beall (DC), Rick Brunetti (KS), Mark Buford (Mount Vernon, WA), Jayme Graham (Pittsburgh, PA), Garry Kaufman (CO), Christine Kirby (MA), Michelle Walker Owenby (TN), Bart Sponseller (WI), Eddie Terrill (OK) and Erik White (Auburn, CA). Committee Co-Chairs present, who are not also Board Members, included Jack Broadbent (San Francisco, CA), Stu Clark (WA), Mike Dowd (VA), Gail Good (WI), Merlyn Hough (Eugene, OR), Craig Kenworthy (Seattle, WA), Michelle King (Louisville, KY), Wayne Natri (Los Angeles, CA), Ursula Nelson (Tucson, AZ) and Jaclyn Palermo (OR). NACAA staff present included Senior Staff Associate Phil Assmus, Senior Staff Associate Mary Sullivan Douglas, Executive Director Miles Keogh, Deputy Director Nancy Kruger and Senior Staff Associate Karen Mongoven. After reviewing the agenda (see attached), Ali welcomed Andy Ginsburg, former Oregon air director and NACAA member, who briefly informed the group about things to do in Portland.

Executive Director's Report

Miles Keogh gave a presentation summarizing the association's recent, ongoing and upcoming activities. He discussed the current make-up of the organization's membership, reviewed NACAA's recent and upcoming comment letters on EPA proposals and discussed current and forthcoming NACAA projects and meetings. He also provided an overview of NACAA's current funding and projections for the future. The group discussed whether to respond to a solicitation by the Ozone Transport Commission (OTC) for expressions of interest in managing the OTC; the consensus was to not pursue this opportunity.

Discussion: Leadership Responsibilities of NACAA Board Members and Committee Chairs

NACAA Co-Presidents Richard Stedman (Monterey, CA) and Ali Mirzakhaili (OR) led a discussion about how the association's Board Members and Committee Chairs can add to the value NACAA provides to its members. Many Board Members summarized the results of informal outreach they conducted to seek out members' thoughts and perspectives about NACAA, what their experiences have been and which resources/offerings are the most valuable; they generally reported strongly positive responses. The group also discussed ways to enhance members' involvement and experience in the association with an emphasis on the role NACAA leaders can play in accomplishing this. It was agreed

that a small subset of Board Members and Committee Chairs would convene to discuss and implement ideas.

Permitting Backlog Resources

Jaclyn Palermo (OR) and Karen Mongoven (NACAA) described a project that NACAA recently completed under contract with the State of Oregon to assist the state in addressing permit backlog issues and improve the public participation process. Jaclyn described the background and Oregon's objectives for the project. Then Karen described the tools that NACAA created, which will bring value to all NACAA members. Most significantly, NACAA developed a "Permit Resources Clearinghouse," a website that houses documents, webpages and other permitting resources contributed by members of the Permitting and New Source Review Committee. The Clearinghouse allows NACAA members to easily access and download these materials. NACAA also hosted a webinar that featured speakers from five agencies who had success stories to share about how they reduced a permit backlog or otherwise improved the efficiency of their air permitting process. In addition, NACAA created a glossary of Clean Air Act-related terms. Jaclyn concluded by describing how Oregon is using the resources that NACAA created and the benefits she expects they will provide to other members.

Critical Issues

Funding

Craig Kenworthy (Seattle, WA), Co-Chair of the NACAA Program Funding Committee, provided a brief update of the status of the FY 2020 appropriations process in Congress. While increases of the amount NACAA has recommended are unlikely, he noted that it is still helpful to push for additional grants. Craig also recommended that NACAA should find out from the members how the association can help during times of decreasing funding.

The members discussed whether it would be helpful to request funding for specific activities, such as monitoring or wildfire programs. Additionally, the members could identify which activities could be in jeopardy without additional funding. They agreed that NACAA's recommendation for FY 2020 (\$310 million for state and local air grants, which is an increase based on inflation over the last 15 years) is a good approach.

Sunday, August 4, 2019

Discussion of Proposed Major MACT to Area Rule (Once In, Always In Rescission)

Ursula Nelson (Tucson, AZ), Co-Chair of the NACAA Permitting and New Source Review Committee, discussed EPA's recent proposed regulation that would rescind the agency's 1995 "Once-In-Always-In" (OIAI) policy. She provided background on the issue and reported on discussions during recent NACAA committee conference calls.

The members discussed whether the change will affect their programs, which for some depends on whether they may implement programs more stringent than the federal program. Several expressed concern, especially about possible backsliding by sources increasing their emissions, while others indicated they were comfortable with the proposal. Several indicated that sources in their areas have taken advantage of the opportunity to get out of the major-source applicability after EPA issued a memo in January 2018 rescinding OIAI.

The members also discussed the changes to federal enforceability contained in the proposal and whether or not they would be problematic for their agencies. An upcoming NACAA membership call to discuss possible association comments was announced.

Critical Issues (cont.)

Criteria Pollutants

Wayne Nastri (Los Angeles, CA), Co-Chair of the NACAA Criteria Pollutants Committee, who is new to the Committee's leadership, explained that he, Co-Chair Tad Aburn (MD) and Nancy Kruger (NACAA) had recently conferred about the issues the Committee discusses on a regular basis – a standing list of topics on which EPA reports on the monthly conference calls – and talked about some ideas for new opportunities for engagement to drive discussions beyond these topics. Wayne indicated that the Committee would add NACAA-only discussions to the monthly calls to enable such engagement.

Nancy Kruger provided an update on activities related to residential wood heaters (RWH). With respect to EPA's November 2018 proposed rule, NACAA had recently been advised that EPA will not be finalizing any sell-through period for any residential heating devices and, except for two issues, will not be moving forward on its November 2018 ANPRM. The two issues are alternative test methods for forced-air furnaces and a cordwood test method. The agency will reserve all other issues from the ANPRM for its next review of the RWH New Source Performance Standards (which, by statute, is required to take place in 2023). On the issue of cordwood testing, EPA is planning to convene a stakeholder roundtable process to pull together, review and discuss all available data and determine what is still needed and how to get it.

Monitoring

Karen Mongoven (NACAA) provided an update on the recent activities of the NACAA Monitoring Committee. On July 1, the association submitted comments in support of EPA's proposal to extend the start date for implementation of the revised PAMs network by two years, from June 1, 2019 to June 1, 2021. In addition, the NACAA Monitoring Steering Committee held a productive meeting with EPA, May 13-14 in Boston, MA. The meeting notes and materials are available on NACAA's website. On June 12-13, Karen attended an "Air Quality Exchange" workshop hosted by EPA. At the workshop, participants representing states, federal agencies and the private sector discussed ways in which air quality monitoring data, sensor data and other information is communicated to the public, and how that communication may be improved in both quality and consistency across different platforms.

Enforcement

Richard Stedman (Monterey, CA) and Mike Dowd (VA), Co-Chairs of the NACAA Enforcement Committee, briefed the group on three topics: EPA's National Compliance Initiatives, EPA's "Enhancing Partnerships" memorandum and the VW Settlement activities undertaken by NACAA with NASEO. NACAA had commented on the National Compliance Initiatives and EPA included most of these recommendations, in particular adding an initiative around vehicle defeat devices. The Enhancing Partnerships memorandum largely codifies a "no-surprises" policy under which states will be informed prior to federal enforcement in their area. The VW Clearinghouse remains popular and well used as a resource by our members.

Air Toxics

Mary Sullivan Douglas (NACAA) provided an update about recent Risk and Technology Review (RTR) standards EPA has proposed. She highlighted a recent RTR proposal related to Hydrochloric Acid and noted that EPA had requested comment on the use of updated Integrated Risk and Information System (IRIS) estimates for ethylene oxide (EtO). NACAA had commented in support of the IRIS estimates, which had undergone a thorough review before being updated.

EPA is now preparing to propose an RTR for the Miscellaneous Organic NESHAP (MON) and there is a possibility that the agency may recommend using an alternative risk estimate developed by the state of Texas in place of the IRIS figures. Mary indicated that such a proposal could have impacts for other categories emitting EtO and could affect the use of IRIS itself. She noted that the Air Toxics Committee will review any proposals.

Climate Change

Stu Clark (WA), Co-Chair of the NACAA Climate Change Committee, presented a series of critical issue updates touching upon the recent name change of the NACAA Global Warming Committee to the NACAA Climate Change Committee and providing more detailed updates on EPA's Affordable Clean Energy (ACE) Rule and the upcoming U.N.-sponsored Conference of the Parties (COP) meeting in Santiago, Chile in December. Stu summarized the basic features of the final ACE rule and requested guidance from the group on how NACAA could help air agencies with its implementation. Regarding the COP, Stu presented key outcomes from previous rounds of international meetings and explained that the upcoming meeting has been deemed the "COP of Action" by its organizers. During the discussion it was noted that some agencies are already thinking about ACE implementation.

Permitting/NSR

Permitting and New Source Review Committee Co-Chair Ali Mirzakhilili (OR) provided an update on EPA's agenda for "improvements" to the New Source Review permitting program, along with the most recent version of the Committee's chart that tracks the NSR and permitting-related actions undertaken by EPA under the Trump Administration. On August 1, 2019, EPA issued a pre-publication version of its proposed Project Emissions Accounting Rule, and the Committee anticipates discussing potential NACAA comments on the proposal on its next call.

Co-Chair Ursula Nelson (Tucson, AZ) then described an EPA initiative to develop a National Permitting Oversight Policy. The goal of this effort is to develop a consistent, standard approach for how EPA conducts oversight of delegated and authorized state and local permitting programs across all environmental media – air, water and waste. The Environmental Council of the States (ECOS) has formed a Workgroup comprising representatives of the various media associations to advise EPA in each of the key permitting areas. Ursula is a member of the Title V/NSR subgroup and will keep NACAA apprised of its activities as this effort moves forward.

Resilience

Jaclyn Palermo (OR) and Michelle King (Louisville, KY), Co-Chairs of the NACAA *ad hoc* Resilience Committee, led a discussion about Committee's activities for 2018-2019, including a number of webcasts, monthly conference calls and a website of resilience resources. They informed the group that the Committee, which was chartered for one year, intended to seek a renewal of the charter once the current term expires in October 2019.

Development of Agenda for NACAA's 2019 Fall Membership Meeting

Nancy Kruger reviewed a list of potential session topics for the NACAA 2019 Fall Membership Meeting to be held on October 21-22 in Washington, DC. In the ensuing discussion, the group agreed on topics for the agenda.

There was also discussion of the format of the winter and summer Board-Chairs' meetings: three half days over a weekend versus one and a half or two days during the week. The group agreed that the format of the 2020 Winter Board-Chairs' Meeting should be the latter.

Critical Issues

Emissions and Modeling

Gail Good (WI) and Charlene Albee (Reno, NV), Co-Chairs of the NACAA Emissions and Modeling Committee, reported on current issues of interest to the Committee and recent and upcoming events related to modeling and emission inventory issues. EPA activities of interest include the March 13, 2019 release of the 2016 beta version Emissions Inventory Platform and the soon-to-be released AERMOD version 19191. Gail noted that EPA is seeking a new State/Local Modeling Representative – this is a great opportunity for NACAA members to expand their professional connections. Charlene observed that EPA recently held the 2019 International Emissions Inventory Conference in Dallas, TX,

and for the first time, “livestreamed” almost the entire conference online to accommodate people who were not able to attend in person. Charlene felt that this worked very well for her agency, and she hopes that EPA will continue this practice with future meetings.

Mobile Sources and Fuels

Erik White (Auburn, CA), Co-Chair of the Mobile Sources and Fuels Committee, briefed the group on some significant activities related to two of NACAA’s highest priority issues: the EPA-NHTSA joint proposed rulemaking to roll back light-duty vehicle (LDV) GHG and fuel efficiency standards and EPA’s and California’s respective efforts to develop more stringent NO_x standards for on-road heavy-duty vehicles and engines. With respect to the LDV roll-back rule, which NACAA firmly opposes, Erik informed members about the Administration’s efforts to try to gain automakers’ support; congressional hearings and activities; increasing rumors that EPA and NHTSA will bifurcate the rule – separating revocation/preemption of California’s waivers from the weakened standards; the National Clean Car Promise issued by a coalition of 24 governors; California’s announcement of a voluntary agreement with four major automakers; and rumors that EPA and NHTSA had just sent portions of the final rule to the Office of Management and Budget (OMB) for review. Regarding on-road heavy-duty low-NO_x standards, Erik discussed EPA’s November 2018 announcement of its Cleaner Trucks Initiative, which is still at the formative stage, and California’s ongoing effort to develop a rule, which began in 2016 and is well underway. Erik reminded the group that NACAA supported the June 2016 state and local agency petition to EPA calling for more stringent on-road heavy-duty NO_x standards and weighed in with EPA in support of such standards in a June 2018 letter. Erik advised the group that the Committee would continue to engage actively on both of these issues. Finally, he apprised attendees that NACAA would reprise a very worthwhile “tradition” from the 1990s by holding a day-long meeting in Ann Arbor of a small group of NACAA leaders who actively engage in Committee issues with staff of EPA’s Office of Transportation and Air Quality.

Training

Cecily Beall (DC), Co-Chair of the NACAA Training Committee, summarized the Committee’s accomplishments during the previous year, pointing to a successful sequence of webinars, including three on the power sector and one on community-based air quality efforts in disadvantaged areas. She also briefed the Board and Committee Chairs on an ongoing effort to reorganize the national training program to better develop, maintain and deliver training courses.

Mark Buford (Mount Vernon, WA), Co-Chair of the NACAA Training Committee, noted that this is Cecily’s final NACAA meeting prior to her retirement and thanked her for her service and leadership.

Public Outreach

NACAA Public Outreach Committee Co-Chairs Christine Kirby (MA) and Jack Broadbent (San Francisco, CA) led a discussion of the efforts of the Public Outreach Committee. Jack Broadbent was newly named as local Co-Chair. Christine Kirby discussed the social media outreach and coordination efforts of the Committee.

Agriculture

Merlyn Hough (Springfield, OR), Co-Chair of the NACAA Agriculture Committee, summarized recent changes to EPA’s reporting requirements for farm-based releases of air pollution under the Comprehensive Environmental Response, Compensation and Liability Act and the Emergency Planning and Community Right to Know Act. During the last 12 months, EPA has finalized regulations exempting farms from reporting requirements under both statutes.

Monday, August 5, 2019

NACAA Finances/Business

1. NACAA Financial Reports

Miles Keogh explained the association's financial reports and provided details about the current finances. The reports included information about the NACAA treasury account (i.e., non-grant funds) as well as NACAA's grant from EPA. Miles noted that the revenue from Oregon to fund the permitting backlog project had been used to augment NACAA's operating budget and that based on the current spending rate NACAA will likely end the year on target. Looking forward, Miles apprised the group of NACAA's plan to relocate its offices in early 2020 to obtain lower rent costs, although there will be some moving expenses associated with the move.

2. NACAA Investments

Miles provided information about the NACAA treasury funds that had been invested several years ago. He recommended that the investment account be increased over time to ensure it contains at least the equivalent of six months of operating expenses.

3. Approval of Minutes – Spring 2019 Board-Committee Chairs' Meeting

The Local Agency Members of the NACAA Board unanimously approved the minutes of the 2019 Spring Board of Directors and Committee Chairs' Meeting with one abstention. The State Agency Members unanimously approved the minutes of the 2019 Spring Board of Directors and Committee Chairs' Meeting.

4. Nominating Committees Update

Miles reported that the State and Local Nominating Subcommittees were being formed and would provide slates of state and local nominees for the NACAA Board of Directors in advance of the 2019 Fall Membership Meeting at which they would be considered. Bart Sponseller (WI), state Immediate Past Co-President and Chair of the State Nominating Subcommittee, reported that the state slate would be ready to go out to the membership by September 22, 2019, 30 days prior to the vote. Miles noted that Sam Rubens (Akron, OH), local Immediate Past Co-President and Chair of the Local Nominating Subcommittee (not in attendance), had indicated that the local slate would be distributed by the deadline as well.

5. Future Meeting Dates and Locations

Miles apprised the group that the 2019 Fall Membership Meeting would take place October 21-22, 2019, in Washington, DC. The location for the winter board meeting is still under consideration and no hotel contract has been signed. The 2020 Spring Membership Meeting would be held on May 18-19, 2020 at the Hyatt Regency in Phoenix, Arizona. A Board-Chairs' meeting will precede each meeting on the Sunday before.

The members discussed the best format for future membership meetings, articulating the pros and cons of a two- or a two-and-a-half-day meeting. They also discussed the different formats for the winter and summer Board-Chairs' meetings, including weekend or weekday meetings.

New Business/Emerging Issues

The members were invited to raise new business, and/or any issues of interest or concern that had not already been discussed during the meeting. Erik White advised the group that the

Administration had just released a statement that morning indicating it had initiated the OMB interagency review process on the LDV rule; he said NACAA would seek a meeting with OMB to present the association's perspectives.

In addition, some members offered suggestions for topics that the Committees might focus on in the coming months; members also shared ideas about how to keep the membership informed about all of the Committees activities. This evolved into a general discussion of ways in which NACAA can communicate the value it provides to its members.

Adjourn

The NACAA Board of Directors and Committee Chairs' Summer Meeting was adjourned.

**FINAL AGENDA
NACAA
BOARD OF DIRECTORS AND COMMITTEE CHAIRS'
SUMMER MEETING**

August 3-5, 2019

**Portland Marriott Downtown Waterfront
1401 SW Naito Parkway
Portland, Oregon 97201**

Saturday, August 3, 2019

7:00 a.m. – 9:00 a.m.	Continental Breakfast	
8:30 a.m. – 8:45 a.m.	Introductions and Review of Agenda	Columbia Room
8:45 a.m. – 10:00 a.m.	Executive Director' Report <i>Miles Keogh (NACAA)</i>	
10:00 a.m. – 10:15 a.m.	Break	
10:15 a.m. – 11:45 a.m.	Discussion: Leadership Responsibilities of NACAA Board Members and Committee Chairs <i>Ali Mirzakhali (Oregon)</i> <i>Richard Stedman (Monterey, CA)</i>	
11:45 a.m. – 12:15 p.m.	Permitting Backlog Resources <i>Jaclyn Palermo (Oregon)</i> <i>Karen Mongoven (NACAA)</i>	
12:15 p.m. – 12:45 p.m.	Critical Issues <ul style="list-style-type: none"> • Funding 	
12:45 p.m.	NACAA Networking Suite	Suite 1624

Sunday, August 4, 2019

7:00 a.m. – 9:00 a.m.	Continental Breakfast	
8:30 a.m. – 9:00 a.m.	Discussion of Proposed Major MACT to Area Rule (Once In, Always In Rescission)	
9:00 a.m. – 10:15 a.m.	Critical Issues <ul style="list-style-type: none"> • Criteria Pollutants • Monitoring • Enforcement • Air Toxics 	Columbia Room

Sunday, August 4, 2019, continued

Critical Issues, (cont.)

- Climate Change
- Permitting/NSR
- Resilience

10:15 a.m. – 10:30 a.m.

Break

10:30 a.m. – 11:30 a.m.

Development of Agenda for NACAA's 2019 Fall Meeting

11:30 a.m. – 12:30 p.m.

Critical Issues (cont.)

- Emissions and Modeling
- Mobile Sources and Fuels
- Training
- Public Outreach
- Agriculture

12:30 p.m.

NACAA Networking Suite

Suite 1624

Monday, August 5, 2019

7:00 a.m. – 9:00 a.m.

Breakfast

8:30 a.m. – 9:45 a.m.

NACAA Finances/Business

Columbia Room

1. NACAA Financial Reports
2. NACAA Investments
3. Approval of Minutes – Spring 2019 Board-Committee Chairs' Meeting
4. Nominating Committee Update
5. Future Meeting Dates and Locations

9:45 a.m. – 10:15 a.m.

New Business/Emerging Issues

10:15 a.m.

Adjourn

7/29/2019