

## MINUTES

### **STAPPA AND ALAPCO BOARD OF DIRECTORS AND COMMITTEE CHAIRS SUMMER MEETING**

**July 14-16, 2001  
The Elkhorn  
Sun Valley, Idaho**

The STAPPA and ALAPCO Boards of Directors and Committee Chairs Summer 2001 Meeting was called to order at 8:05 a.m. STAPPA Board members present included Dick Valentinetti (VT), Lloyd Eagan (WI), Mike Kenny (CA), Mary Burg (WA), Jeff Burgess (ND), Jim Joy (SC), Ron Methier (GA), Roger Randolph (MO) and Jim Salvaggio (PA). ALAPCO Board members present included Art Williams (Louisville, KY), Ellen Garvey (San Francisco, CA), Cory Chadwick (Cincinnati, OH), Dennis McLerran (Seattle, WA), Jim Manning (Jacksonville, FL), Brian Jennison (Lane County, OR) and Eric Skelton (Spokane, WA). A copy of the agenda is attached.

#### **I. COMMITTEE REPORTS ON CRITICAL ISSUES – Saturday, July 14, 2001**

##### *Program Funding*

Jim Salvaggio (PA), STAPPA Chair of the Program Funding Committee, updated members on recent congressional activities regarding appropriations. Jim noted that over the past few months STAPPA and ALAPCO had provided testimony on EPA's budget, primarily with respect to state and local air grants, to both the House and Senate subcommittees with jurisdiction over EPA. The associations' testimony, which Jim noted is available on Air Web, requested an increase of \$33 million above the President's request for grants to state and local air agencies, as part of a three-year phase-in of an increase of at least \$100 million. In addition, while the associations were pleased with the \$25 million earmarked for enforcement grant programs, they recommended that this initiative not be funded at the expense of EPA's budget, and, perhaps most importantly, that local air quality programs that have delegated authority should be eligible to apply for grants directly.

In addition to providing testimony, Jim noted that he, along with ALAPCO Committee Chair Bruce Andersen (Kansas City, KS) and Secretariat staff had met with senior staff members of the House Appropriations Subcommittee on VA, HUD, and Independent Agencies to discuss state and local air grants. Among the issues discussed were heavy-duty diesel engines, particularly the House Chairman's opposition to the new HDDE rule; program shortfalls; off-the-top funding; and the inadequacy of the air toxics monitoring program.

Next, Jim informed members that the House report had been released earlier in the week. Overall, the report was favorable, containing \$8 million above the President's request. Finally, Jim informed members about the recent teleconference the Committee Chairs participated in with Rob Brenner of EPA's Office of Air and Radiation and his staff. The group discussed various FY 2003 funding issues, including various scenarios for increasing funding for air programs, such as highlighting air toxics risks in relation to

other media and linking that to funding. Board members expressed support for this approach and discussed other options – including a STAPPA/ALAPCO legislative day and increased lobbying by members – to raise the awareness of air toxics risks.

### *Mobile Sources and Fuels*

The Committee Chairs provided updates on several critical issues. First, John Elston (NJ), STAPPA Chair of the Mobile Sources and Fuels Committee, updated the group on the progress made under the STAPPA/ALAPCO/EPA 90-day confidential review of MOBILE6, which was initiated at the request of the associations after the winter Board Meeting. The purpose of the review is to provide states and local agencies with an opportunity to work with the model and become familiar with its implications and then to allow policymakers to raise overarching national policy issues and questions related to MOBILE6. John explained that the process had yielded nine categories of issues and questions: 1) I/M program benefits, 2) transportation conformity, 3) attainment demonstrations/SIP development, 4) CO and oxygenated fuels, 5) the inability to model individual control programs, 6) development of the National Emissions Inventory, 7) technical limitations of the model, 8) how the model addressed use of heavy-duty diesel defeat devices and the heavy-duty diesel consent decrees and 9) MOBILE6 training. A special STAPPA/ALAPCO MOBILE6 Workgroup (comprised of the Chairs of the Mobile Sources and Fuels, Criteria Pollutants, Emissions and Modeling and Public Education and Communications Committees, as well as the Presidents) worked with EPA to resolve these issues. An association-wide conference call will be held on July 17, 2001 to report to the memberships on the outcome of the 90-day review.

Next John explained STAPPA and ALAPCO's recent involvement in the issue of boutique fuels. Based on a recommendation in the President's National Energy Policy, EPA is conducting a study of boutique fuels. In June, the associations held a well-attended call, during which members outlined comments to be provided to EPA regarding the agency's plan; the draft comments, which were circulated to the memberships earlier in the week, urge EPA to first study and validate the premise that a "proliferation" of boutique fuels is, in fact, likely to cause fuel shortages and price spikes, as purported by the National Energy Policy. It further notes that to the extent there is a "proliferation" of boutique fuels, it is because of the efforts of the petroleum industry encouraging such fuels rather than federal RFG in many areas. In addition, the draft urges that if a national menu of fuel options is developed, it should be based on highest-common-denominator options. Finally, the draft letter is clear that under no circumstances should state and local areas' authorities under section 211(c) of the CAA be weakened.

Eric Skelton (Spokane, WA), ALAPCO Chair of the Mobile Sources and Fuels Committee, then updated the group on the 2007 onroad heavy-duty diesel rule, noting that the associations' efforts to defend the rule continue. At the request of the petroleum industry, EPA is contemplating an independent review of the rule. In early June, representatives of STAPPA and ALAPCO, along with coalition allies, met with Administrator Whitman's Chief of Staff to urge against a third-party review of the rule. In addition, the associations, along with their coalition allies, sent a letter earlier in the week to the House Energy and Air Quality Subcommittee of the Committee on Energy and Commerce opposing proposals to amend the diesel rule during markup of energy legislation.

Finally, Eric updated the group on the heavy-duty diesel consent decrees, reporting that in early June, the federal government had sent a letter to engine manufacturers indicating that it would not agree to any delays in the October 2002 compliance date. Not addressed in the letter was the extent to which action would be pursued to amend the consent decrees to accommodate more latitude for using AECDs. Eric reminded the group that STAPPA and ALAPCO have been consistent in their opposition to any reopening of the consent decrees and indicated that on June 14, 2001, the associations sent a letter to Administrator Whitman urging against any changes to the agreements regarding AECD and, instead, urging that requests for the use of AECDs be reviewed during the engine certification process based on existing EPA guidance. Eric also noted that the associations were still awaiting notification from the court regarding the first part of their conditional motion to intervene, which sought to reject the Truck Manufacturers Associations' motion to intervene in the consent decrees. If the associations are successful in having TMA rejected, their motion to intervene will not move forward, since it was conditioned on whether or not TMA was granted intervention status. If TMA is granted intervention status, however, the associations will then pursue their motion to intervene, which has already been submitted to the court

### *Criteria Pollutants*

Brock Nicholson (NC), STAPPA Chair of the Criteria Pollutants Committee, discussed the associations' ongoing "Group of 8" process with EPA, reminding attendees of the comprehensive subgroup process that had been undertaken during the past winter. Given the Supreme Court's decision regarding subpart 2, the approaches under discussion would now have to be rethought. The Group of 8 has held some preliminary discussions with EPA and is planning further discussions over the summer. Brock also indicated that a recent letter from John Seitz to all the regional air quality organizations had raised a number of questions and concerns regarding process and how STAPPA and ALAPCO should approach their efforts. The group then discussed expectations, goals and STAPPA/ALAPCO's process, concluding that there was no evidence that any region of the country was dissatisfied with their representation through STAPPA/ALAPCO's Group of 8. It was agreed that regional representatives would talk with others within their region and recommend that each regional group contact EPA to indicate that no additional process was necessary.

Brock then provided an update on the proposed Best Available Retrofit Technology guideline, noting that Administrator Whitman had signed the proposal the previous month, shortly after STAPPA and ALAPCO sent a letter urging the release of the proposal so it could undergo the public review process. EPA has indicated that the proposal is substantially the same as the proposal signed, but never released, by former Administrator Browner. Brock explained that following publication of the proposal in the *Federal Register*, a 60-day public comment period would ensue and that STAPPA and ALAPCO (under the lead of the Criteria Pollutants Committee) planned to testify and comment on the proposal.

Next, John Paul (Dayton, OH), ALAPCO Chair of the Criteria Pollutants Committee, overviewed EPA's June 21, 2001 "Ozone Flex" policy, which allows states/locals and EPA to enter into a Memorandum of Agreement (MOA) describing control measures to be undertaken in advance of a violation of the one-hour ozone standard. If a violation then occurs, up to five years may be allowed before a

designation of nonattainment is made, provided the MOA has been abided by. John noted that it is important to understand what this policy is and what it is not. Specifically, EPA has said this policy applies only for the one-hour ozone standard, but if the agency later decides to extend a similar option for the eight-hour standard, there will be great confusion. Therefore, we need to work with EPA now to clarify if and how the agency plans to extend such an approach for the eight-hour ozone standard.

Finally, John apprised the group that after two years of working with EPA, the Committee had submitted final comments to the agency on the PM<sub>10</sub> Limited Maintenance Plan (LMP) Option. EPA is expected to issue final guidance shortly, based on an April 2001 draft, on which STAPPA and ALAPCO also commented. The PM<sub>10</sub> LMP effort was initiated by EPA to establish a lower “hurdle” for clean PM<sub>10</sub> areas. However, the effort appears to have concluded with EPA pursuing a policy that goes beyond what the Clean Air Act requires – including requiring contingency measures and a full maintenance plan, even for areas that do not exceed the NAAQS. Although the Committee was disappointed with this approach, it believes that, at this time, it is more important for EPA to issue the policy.

#### *Permitting and NSR*

John Paul (Dayton, OH), ALAPCO Chair of the New Source Review (NSR) Subcommittee of the Permitting Committee, reported on the Subcommittee’s recent activities regarding NSR. First, John informed members of EPA’s 90-Day NSR Review process, which was mandated in President Bush’s May 2001 National Energy Policy. John informed members that as part of that process, representatives of the Committee attended an EPA stakeholder meeting on July 5, 2001 to discuss EPA’s 90-Day NSR Review Background Paper. At that meeting, which was attended by high-level EPA staff, as well as representatives of the Department of Interior and the Office of Management and Budget, the STAPPA and ALAPCO representatives shared their experiences with the current NSR program, as well as comments on the background paper. While acknowledging that there is always room for improvement, the associations stressed the importance of this environmental program, as well as the belief – based on real-life experience – that the NSR program is not adversely affecting the nation’s energy capacity or efficiency. John reported that the STAPPA and ALAPCO members also discussed recommendations for revising the current NSR program to ensure that sources install good pollution control technology, while at the same time providing industry with timeliness and certainty in permitting decisions.

Next, John noted that over the next two weeks, EPA would continue to meet with interested stakeholders to discuss the background paper. In addition, to solicit further comments on the background paper, the agency held a public meeting in Cincinnati, Ohio on July 10, where John delivered STAPPA/ALAPCO’s testimony, a copy of which is available on Air Web. John informed members that EPA will hold additional public hearings in Sacramento, California on July 12, Boston, Massachusetts on July 17 and Baton Rouge, Louisiana on July 20, and encouraged members to testify. Finally, John informed members that the Subcommittee is developing the associations’ formal written comments on the background paper, which are due to the agency by July 27, 2001, and encouraged members to submit comments to Geri O’Sullivan of the Secretariat by July 20, 2001.

Next, Geri O'Sullivan (STAPPA/ALAPCO) provided a brief update on other permitting activities. Geri reminded members that EPA's review of citizen comments on state and local Title V programs, which is the result of the interim approval settlement agreement between Sierra Club, Earth Justice and EPA, is still ongoing. To date, EPA has received 30 comments and has developed a strategy to address the comments. The Committee has stressed the importance of state and local involvement in EPA's strategy and has received assurances that Regional Offices will contact the associations on this matter. Geri also noted that EPA is currently having internal discussions on the "equity argument." Specifically, how the agency will address different states having the same situation warranting an NOV, but where EPA only received comments on one state. Currently, EPA is exploring options to address this situation. Finally, Geri informed members that Wendy Barrott (Detroit, MI), ALAPCO Chair of the Committee, expects that her agency will no longer be funded by the state and will probably be disbanded, therefore, Wendy will not be able to continue serving in her capacity as ALAPCO Committee Chair.

### *Stratospheric Ozone and Global Warming*

Ken Colburn (NH), STAPPA Chair of the Stratospheric Ozone and Global Warming Committee, and Art Williams (Louisville, KY), ALAPCO Chair of the Stratospheric Ozone and Global Warming Committee, reported on the latest developments surrounding the international climate change negotiations, including the European Union's and Japan's plans to continue working with the United States regarding completion of the Sixth Conference of the Parties (COP6) to the United Nations Framework Convention on Climate Change in Bonn, Germany beginning on July 17, 2001. Ken and Art noted that they would be attending COP6 on behalf of STAPPA and ALAPCO immediately following the Summer Board Meeting and committed to providing the memberships with regular reports from Bonn on the negotiations and developments. Ken concluded by briefing members on the status of the associations' project to develop a software tool to enable users to assess the potential emission reductions of greenhouse gases and other air pollutants from using harmonized strategies.

## **II. COMMITTEE REPORTS ON CRITICAL ISSUES (continued) – Sunday, July 15, 2001**

### *Public Education and Communications*

Lloyd Eagan (WI), STAPPA Chair of the Public Education and Communications Committee, reported that STAPPA and ALAPCO had held their annual "Communicating Air Quality" conference in Portland, Oregon in March; approximately 75 people attended the conference. In addition, Lloyd discussed the associations' development of the toxics risk communications tool kit. This tool kit – which is a model outreach package – includes such materials as fact sheets, a glossary, references and visual aids, and is posted on the Public Education and Communications Committee page of Air Web; members were encouraged to review these materials. Lloyd also noted that the associations continue to work with EPA on NATA and the content and format of EPA's related web site. She also indicated that the Science Advisory Board's report on this issue had just become final. Finally, Lloyd apprised the group of a new EPA endeavor, "Demonstrating the Benefits," to develop a framework for demonstrating the benefits of public education and communications work done by air agencies.

## *Energy*

Ron Methier (GA), STAPPA Chair of the Energy Committee, briefed the group on the Committee's attention to the Bush Administration's recently released National Energy Plan, including general provisions regarding a multipollutant strategy for utilities in the United States. Ron noted that the Committee established a cross-committee task force composed of 30-40 members to review the Administration's energy plan, with particular attention to the multipollutant strategy. Ron further described the progress to date by several states in developing their own multipollutant strategies. Several members attending the meeting, including Nancy Seidman (MA), Ken Colburn (NH) and Brock Nicholson (NC), described their states' multipollutant strategies. Ron further highlighted the Committee's letter to the Department of Energy expressing concerns about the impacts on state and local air agencies of DOE's planned rule changes that would make certain power-generation information confidential. Ron identified the Committee's goal of identifying core issues related to multipollutant strategies and assisting the associations in developing a consensus position on this important issue. The group then discussed generally the basic elements and principles to be included in a multipollutant strategy.

## *Training*

Brian Jennison (Lane County, OR), ALAPCO Chair of the Training Committee, briefed members on the Committee's efforts to work with EPA on allocating the \$1.8 million in "off-the-top" Section 105 grants agreed upon by EPA and the STAPPA/ALAPCO Program Funding Committee for training activities in FY 2001. Brian noted that the FY 2001 allocation of "off-the-top" Section 105 grants for training went to state and local air quality training providers, including regional consortia and training academies. Brian further highlighted the Committee's ongoing efforts to urge EPA to continue to increase its funding of state and local air agency training, even beyond the \$1 million in programmatic funds that the agency has committed to spend on state and local air quality training in FY 2001. Brian noted that the Committee is concerned about recent indications from EPA that the agency may decide to spend some of its programmatic funding on outreach and education activities outside the traditional realm of state and local air quality training, which would further reduce the actual funds available for training. Members expressed some concern about EPA's planned reduction in satellite training delivery and encouraged the Committee to continue dialogue with EPA to ensure that adequate training via satellite and other delivery mechanisms are maintained.

## *Enforcement*

Curt Marshall (Dayton, OH), ALAPCO Chair of the Enforcement and Compliance Committee, highlighted some of the issues that the Committee has been working on. First, Curt briefed members on the Committee's efforts regarding development by EPA's Office of Enforcement and Compliance Assurance of enforcement grant guidance. As part of this effort, EPA announced a broad consultation process to solicit views on its proposed options for developing grant guidance to distribute the \$25-million set aside for state, local and tribal enforcement programs in the President's FY 2002 budget. Curt highlighted some concerns the Committee had with the draft guidance, not the least of which was the failure of the guidance to include local air pollution control agencies

among those entities eligible to compete directly for enforcement grant funds. Subsequent to EPA's issuance of the draft guidance, representatives of STAPPA and ALAPCO, along with representatives of other national executive branch organizations, met with Mike Stahl, OECA's Acting Principal Deputy Assistant Administrator. At the meeting, STAPPA and ALAPCO urged EPA to not only ensure that local agencies are eligible for funding, but also recognize and address the competitive disadvantage that many smaller agencies face when applying for grants. Curt informed members that, after that meeting, the Committee prepared formal written comments, which were submitted to EPA on May 31, 2001. EPA is expected to finalize the grant guidance by mid-August.

Next, Curt informed members that EPA has finalized the Compliance Monitoring Strategy and in response to the new data reporting requirements contained therein, also published an Information Collection Request (ICR) notice in the *Federal Register* in February 2001. Curt briefly mentioned the Committee's concerns with the ICR, including OECA's failure to involve the associations in the early development stages, as well as the Minimum Data Requirements in the ICR, which we believe will impose additional, and in some instances, duplicative data-reporting requirements on state and local air agencies. Curt informed members that the Committee expressed these concerns in written comments, which we submitted to EPA on May 31, 2001. Curt noted that we are still awaiting a response from EPA and, in the meantime, it is our understanding that EPA is moving forward on CMS training. EPA has also scheduled trainings for Region 4 on July 19 and other regions later this summer.

Finally, Curt informed members that on June 14-15, 2001 the Committee held its annual Enforcement and Compliance Workshop in Washington, DC. The workshop was well attended by over 85 state and local air agency and EPA staff, including Michael Alushin, the newly appointed Director of the Compliance Assessment and Media Programs Division of EPA's Office of Compliance and Bruce Buckheit, Director of EPA's Office of Enforcement. Curt noted that there were a few issues in particular that generated a lot of discussion, especially compliance certifications.

### *Agriculture*

Dave Wallenberg (STAPPA/ALAPCO) briefed members on the Agriculture Committee's primary activities, including the ongoing collection of agricultural-air quality information, tracking the activities of the U.S. Department of Agriculture's Agricultural Air Quality Task Force and developing a survey of STAPPA and ALAPCO members regarding agencies' agricultural air quality programs. Regarding information collection activities, Dave noted that the Committee has collected (and posted on Air Web) significant information on 1) ammonia inventory and modeling activities among federal, state and local agencies, 2) air quality issues related to concentrated animal feeding operations (CAFOs), 3) agricultural air quality emission factors and 4) state and local air agencies' authorities to regulate agricultural sources of air pollution. Regarding the USDA Agricultural Air Quality Task Force, Dave highlighted the two primary issues before the taskforce, namely, development of emission factors related to agricultural sources of air pollution and development of a position on the applicability of the Title V operating permit program on agricultural production activities. Dave noted that two members of the STAPPA/ALAPCO Agriculture Committee also are members of the Task Force and have helped keep members apprised of developments on the Task Force. Finally, Dave briefed the group on the Committee's development of a member survey

soliciting information related to air agencies' activities and projects related to agricultural sources of air pollution.

### *Air Toxics*

Bliss Higgins (LA), STAPPA Chair of the Air Toxics Committee, reported on a number of items the Air Toxics Committee has been working on, including EPA's Section 112(f) residual risk program and the National Air Toxics Assessment (NATA). First, Bliss informed members that the Committee had established a Residual Risk Steering Committee, consisting of nine state and local representatives who have been holding conference calls to discuss residual risk, offer EPA feedback on what the agency is considering and generally follow the development of the residual risk program. In addition, the Committee has also solicited state and local volunteers to participate in source-category specific workgroups to assist EPA as it begins to focus on individual source categories. While only a few source category efforts, such as dry cleaners, petroleum refineries and coke ovens, are underway, Bliss informed members that EPA is preparing to start up several more in the near future. Finally, Bliss informed members that EPA is in great need of data for these source categories and encouraged members to provide that data to EPA.

Next, Bliss reported on the status of NATA. Bliss noted that a number of months ago, EPA provided state and local agencies with access to a password-protected web page containing the NATA results; she further noted that although the comment period had ended, the site is still operating and available to members. Bliss also alerted members to a report that was recently released by the Science Advisory Board (SAB) on NATA. While the SAB report was generally supportive of NATA, it provided several short-term and long-term recommendations for improving the assessment. Bliss noted that EPA is currently working on the short-term recommendations, which focus on revising the emissions inventory; STAPPA and ALAPCO will have an opportunity to review the revised inventory before public release. Members noted that public outreach and education on NATA would be key and that we should play a significant role in this effort.

### *Monitoring*

Nancy Seidman (MA), STAPPA Chair of the Monitoring Committee, reported on a number of issues that the Committee has been working on over the last few months. First, Nancy updated members on recent National Monitoring Steering Committee (NMSC) activities. She informed members that the NMSC anticipates spending most of its time during the next six months on network assessment, which is currently being conducted by LADCO pursuant to an EPA contract. Nancy noted that LADCO would be presenting the results of this assessment at a July 26-27, 2001 workshop in Chicago, Illinois. After the Workshop, the NMSC will discuss the possibility of having public review of the assessment, with the goal of having a written assessment document by the end of the 2001. Nancy also mentioned that EPA has established three additional workgroups – Quality Assurance, Regulatory Review and Technology – to assist the NMSC efforts.

Next, Nancy updated members on the Committee's efforts to address problems state and local agencies have been experiencing with the Andersen/FRM monitors. Nancy informed members that the Committee had conducted a survey to ascertain the



scope of the problem, which was then submitted to Andersen. While Andersen has responded to the survey, we have not yet reached a satisfactory conclusion.

Nancy then reported on recent developments regarding EPA's proposal to limit on-line availability of AIRS data, on which the Committee submitted comments to EPA on April 13, 2001. In response to our comments, EPA has initiated a series of conference call to explore on-line storage options that will satisfy state and local agency needs. Nancy reported that based on those calls, the Committee is optimistic that a favorable conclusion will be reached.

Finally, Nancy briefed members on the air toxics monitoring efforts. She briefly outlined the status of FY 2002 funding, as well as the FY 2003 funding recommendations. She noted that the effort is moving forward and that there is an Air Toxics Monitoring Workshop scheduled in October to review the data from the air toxics pilot monitoring programs. She encouraged members to review the Air Toxics Monitoring Newsletter available on Air Web, which outlines the funding issues in greater detail.

In closing, Nancy informed members that Mel Zeldin, (Los Angeles, CA) ALAPCO Chair of the Monitoring Committee, is retiring August 29<sup>th</sup> and that Dennis McLerran (Puget Sound, WA) will assume the position of ALAPCO Chair.

### *Emissions and Modeling*

Herb Williams (TX), STAPPA Chair of the Emissions and Modeling Committee, provided a brief update on recent Committee activities. First, Herb mentioned the Committee's efforts regarding MOBILE6. Herb mentioned that both he and Roger Westman (Pittsburgh, PA), ALAPCO Chair of the Committee, were involved in the STAPPA and ALAPCO MOBILE6 Workgroup. Herb noted that the main concern from an emissions and modeling perspective was EPA's use of MOBILE6 in developing the 1999 National Emissions Inventory. Since many, if not most, states were using MOBILE5 to develop their 1999 inventories, the Committee was concerned that this would result in two sets of inventories, which, among other things, would be very hard to explain to the general public and would put state and local agencies in a difficult position. Herb informed members that the STAPPA/ALAPCO workgroup has since worked with EPA to resolve this issue. Pursuant to those discussions, EPA has agreed not to release the MOBILE6-based estimates until June 2002. In addition, the workgroup explored various options with EPA on how to address potential public releases as a result of FOIA requests. Specifically, EPA agreed to add a caveat to the MOBILE6 information. The agency also agreed to use only MOBILE5 in trends reporting. Finally, the agency agreed to include language in the final MOBILE6 guidance that will explain what MOBILE6 will, and will not, be used for.

Next, Herb updated members on EPA's Consolidated Emissions Reporting Rule (CERR) efforts. Herb noted that due to various rulemaking constraints, EPA has divided up the rule into a criteria pollutants piece and a HAPs piece. With regard to the criteria pollutant CERR, Herb informed members that, according to EPA, the rule is making progress. The rule is currently in the Administrator's office awaiting review and we have been informed that Jeff Holmstead has been seeking to have it sent to OMB for final review as part of a larger regulatory package. After the OMB review, the rule will be sent back to EPA one more time for internal review prior to publication in the *Federal*

*Register*. However, rule will not take effect until 60 days after publication in *Federal Register*. In light of all this, EPA does not expect this rule to be in force until early next year.

Finally, with regard to the HAPs portion of the CERR, Herb informed members that in December 2000 EPA formed a workgroup, in which STAPPA/ALAPCO participated, to develop a staff outline for what the HAPs rule should look like. The HAPs workgroup is in the process of finalizing that outline and will provide it to STAPPA and ALAPCO shortly. However, since EPA management has not yet reviewed it, the release is for informational purposes only; the agency will not be soliciting our comments at this time. EPA's next step is to work on the outline internally and, hopefully, publish a proposed rule in the *Federal Register* by November. In the meantime, the workgroup has also developed a HAPs reporting survey that the agency asked be sent to STAPPA and ALAPCO Committee members. The purpose of the survey, which the Committee distributed via e-mail on July 12, 2001, is to get a sense of the scope of state and local HAPs reporting, focusing specifically on the burden associated with those reporting requirements. Herb encouraged Board members to have appropriate staff complete the survey and return it to Geri O'Sullivan of the Secretariat. Some Board members expressed concern that whatever new rule EPA develops must have flexibility to accommodate existing state and local reporting requirements and procedures.

#### *External Relations*

Norm Covell (Sacramento, CA), ALAPCO Chair of the External Relations Committee, introduced Bob Warland (NY), as the recently appointed STAPPA Chair of the External Relations Committee. Bob expressed his strong interest in working on behalf of the associations with external groups and activities. Norm next highlighted the associations' ongoing progress in completing development of "Clean Air World," the associations new public web site, which is being designed as the premier web site for air quality information around the world, including air quality agency contact information and links, as well as topical information and links to the most important air quality resources on the worldwide web. A question was raised about when the site would be rolled out and Bill Becker, Executive Director of STAPPA/ALAPCO, clarified that there have been some delays by the contractor working on the project, but that another consultant with web design expertise has been brought into the project.

Bob next updated the group on the Committee's collaboration with EPA in donating used air quality monitoring equipment and providing technical assistance in the establishment of an ambient air monitoring station in Guatemala. Bob highlighted that 10 state and local air agencies across the country not only donated much of the equipment being used in the Guatemala network, but also paid for shipping of the equipment to a California site where the equipment is being prepared for shipping to Guatemala. Bob concluded that EPA, which is receiving funding for the project from the U.S. Agency for International Development, views collaboration with STAPPA and ALAPCO as a great success and provides a model for future collaborations.

Norm next highlighted his agency's and the California Air Resources Board's joint project to provide planning and technical assistance to Vietnam related to the establishment of an air quality monitoring network in that country over the next two years. Norm concluded the report by updating the group on the next North American Air Quality Managers' meeting, which is being coordinated by the Commission for

Environmental Cooperation in Montreal, Canada, with assistance by the External Relations Committee.

### **III. DISCUSSION OF NATIONAL AIR QUALITY ROUNDTABLE – Monday, July 16, 2001**

Dick Valentinetti (VT), President of STAPPA, opened the discussion by highlighting the history and success of the National Air Quality Roundtable, which was started by former EPA Assistant Administrator for the Office of Air and Radiation Bob Perciasepe, and included the STAPPA and ALAPCO Boards of Directors and Committee Chairs. Dick noted that although the Roundtable provided real opportunities to work with top EPA air officials in shaping the national air program, the regular experience of EPA canceling Roundtable meetings due to other scheduling conflicts undermined the level of success achieved.

The group then discussed the apparent growing interest of the Regional Planning Organizations (RPOs) in addressing issues beyond regional haze and the implication of involvement by RPOs in a broader set of issues. In particular, concern was raised over the agenda items listed for a September RPO meeting in Washington, DC. It was further noted that the RPOs were not designed to include local air pollution control agencies, which could pose serious inequities if the RPOs extend their focus beyond regional haze to other air quality issues of concern to local air agencies. The group next discussed generally the status of having RPOs and the desirability and likelihood that they would expand their focus beyond regional haze. Many members indicated that they are tracking their RPOs activities to stay informed and abreast of the direction these new organizations' are taking and that STAPPA/ALAPCO should raise with EPA all concerns about expansion of the RPOs' focus beyond regional haze. The group concluded that STAPPA/ALAPCO should keep close track of developments related to the RPOs and use the September RPO meeting to seek clarification of the purpose of the RPOs and the extent of their activities.

### **IV. DISCUSSION OF THE NATIONAL RESEARCH COUNCILS' I/M REPORT – Monday, July 16, 2001**

Bill Becker explained that he had just received word that the National Research Council would release a report later in the week on motor vehicle Inspection and Maintenance programs. The report is expected to question the overall effectiveness of I/M programs, as well as the effectiveness of onboard diagnostics. The associations will work with EPA to get more information for state and local air agencies, including any response EPA may have to the release of the report.

### **V. DEVELOPMENT OF FALL MEMBERSHIP MEETING AGENDA – Monday, July 16, 2001**

The group discussed a "straw option" agenda for the 2001 Fall Membership Meeting and agreed on the following agenda topics: a profile of air quality issues in Nebraska; an executive director's report; critical issues; a meeting with Jeff Holmstead; air toxics; a federal enforcement update; a federal mobile sources and fuels update; asthma and air quality; an energy primer; a NAAQS and regional haze update; implementation of the PM<sub>2.5</sub> standard; regional planning organizations; the pollutant standards index; and a business meeting. In addition, the group agreed that an attempt

should be made to incorporate public education presentations into the various sessions, as appropriate.

**VI. FINANCIAL UPDATE, AUDIT REPORT AND CODE OF CONDUCT POLICY – Monday, July 16, 2001**

Bill Becker provided a summary of the associations' financial activities. First, he reviewed the status of STAPPA/ALAPCO's grants (for the Secretariat and the greenhouse gas document). A question was raised about a new accounting convention used by STAPPA/ALAPCO's accountants that showed negative "remaining" values in the "OAR Grant Activity Budget" document included in the group's meeting materials, and Bill committed to obtaining an explanation from the accountants and providing it to the group. Bill next highlighted the excellent audit report based on EPA's on-site visit on June 12. Bill noted that the report, which was distributed to the group, reflected only minor recommendations, including the need for Board ratification of a written code of conduct policy for officers of the associations. Bill next discussed the code of conduct policy developed by the Secretariat in response to the EPA audit recommendation, and after discussion the STAPPA and ALAPCO Boards of Directors ratified use of the policy and made plans to notify members of the policy at the Fall 2001 STAPPA/ALAPCO Membership Meeting.

**VI. NEW BUSINESS – Monday, July 16, 2001**

Ron Methier (GA), Immediate Past President of STAPPA, outlined the nomination process pursuant to the newly adopted STAPPA constitution. First, Ron announced the Nominating Committee's proposal of Bliss Higgins (LA) as the new Vice President. Next, Ron noted that STAPPA members would be notified of the remaining steps of the nominations process via e-mail. That e-mail will also identify vacancies on a region-by-region basis and ask states within each region to recommend potential representatives. Based on those recommendations, a full slate of nominees will be developed for Board approval. Once approved, the slate will be sent to the entire STAPPA membership 30 days in advance of the 2001 Fall Membership Meeting in Nebraska City, Nebraska. The session concluded with an announcement that the Spring 2002 Membership Meeting is scheduled for May 4-8, 2002 in Coeur d'Alene, Idaho

**PRELIMINARY AGENDA**

**STAPPA AND ALAPCO**  
**BOARDS OF DIRECTORS AND COMMITTEE CHAIRS**  
**SUMMER MEETING**

**July 14-16, 2001**  
**Elkhorn**  
**Sun Valley, Idaho**

**Saturday, July 14, 2001**

|                         |                                                                                                                                                                                                       |
|-------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 7:30 a.m. – 8:00 a.m.   | Registration and Breakfast                                                                                                                                                                            |
| 8:00 a.m. – 8:30 a.m.   | Introductions and Review of Agenda                                                                                                                                                                    |
| 8:30 a.m. – 10:00 a.m.  | <u>Committee Reports on Critical Issues and Related Discussion</u><br>?? Program Funding (45 minutes)<br>?? Mobile Sources and Fuels (45 minutes)                                                     |
| 10:00 a.m. – 10:15 a.m. | Break                                                                                                                                                                                                 |
| 10:15 a.m. – 12:30 p.m. | <u>Committee Reports on Critical Issues and Related Discussion</u><br>?? Criteria Pollutants (45 minutes)<br>?? Permitting/NSR (45 minutes)<br>?? Stratospheric Ozone and Global Warming (30 minutes) |

**Sunday, July 15, 2001**

|                         |                                                                                                                                                                                                                |
|-------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 7:30 a.m. – 8:00 a.m.   | Breakfast                                                                                                                                                                                                      |
| 8:00 a.m. – 10:00 a.m.  | <u>Committee Reports on Critical Issues and Related Discussion</u><br>?? Public Education and Communications (30 minutes)<br>?? Energy (45 minutes)<br>?? Training (15 minutes)<br>?? Enforcement (30 minutes) |
| 10:00 a.m. – 10:15 a.m. | Break                                                                                                                                                                                                          |

**Sunday, July 15, 2001** (continued)

|                         |                                                                                                                                                                                                                                               |
|-------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10:15 a.m. – 12:30 p.m. | <u>Committee Reports on Critical Issues and Related Discussion</u><br>?? Agriculture (15 minutes)<br>?? Air Toxics (30 minutes)<br>?? Monitoring (30 minutes)<br>?? Emissions and Modeling (15 minutes)<br>?? External Relations (20 minutes) |
|-------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

**Monday, July 16, 2001**

|                         |                                                           |
|-------------------------|-----------------------------------------------------------|
| 7:30 a.m. – 8:00 a.m.   | Breakfast                                                 |
| 8:00 a.m. – 8:45 a.m.   | Discussion of National Air Quality Roundtable             |
| 8:45 a.m. – 10:00 a.m.  | Development of Fall Membership Meeting Agenda             |
| 10:00 a.m. – 10:30 a.m. | Break/Check-Out                                           |
| 10:30 a.m. – 11:00 a.m. | Financial Update, Audit Report and Code of Conduct Policy |
| 11:00 a.m. – 11:30 a.m. | New Business                                              |
| 11:30 a.m.              | Adjourn                                                   |