

Conformity State Implementation Plans

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Presentation Outline

- What is a Conformity SIP?
- Who has to submit a Conformity SIP?
- When is the Conformity SIP required?
- What are the Conformity SIP requirements?

What is a Conformity SIP?

- Clean Air Act 176(c)(4) requires states to submit SIP revisions to reflect specific federal conformity criteria & procedures.
 - ◆ Federally-enforceable.
 - ◆ Can be rule or memorandum of understanding.
- Outlines the roles & responsibilities of agencies involved with implementing transportation conformity requirements.
- Does not contain motor vehicle emissions budgets, inventories, air quality demonstrations, transportation control measures, or other control measures.

Who has to submit a Conformity SIP?

- Designated state air quality agencies submit Conformity SIPs.
- Must be submitted to establish consultation procedures for every area, within an individual state, that has nonattainment/maintenance areas for transportation-related pollutant (e.g., ozone, PM_{2.5}, CO).
- State or local agencies must develop conformity SIPs through consultation process (93.105).

When is a Conformity SIP required?

- Within a year of EPA promulgating a change to the transportation conformity rule.
 - ◆ Previous requirement was for states to adopt EPA's rule verbatim at the state level.
 - ◆ Three changes since most states have submitted Conformity SIPs.
 - ◆ SAFETEA-LU allows for a more streamlined Conformity SIP that removes unnecessary triggers.
- SAFETEA-LU change means state & local agencies do not have to revise conformity SIP for every update to federal rule
 - ◆ Should save time & resources
 - ◆ SIP revision necessary for states to be able to take advantage of streamlining.

What are the Conformity SIP requirements?

- SAFETEA-LU changed Clean Air Act's conformity SIP requirements so that states need to include only 3 provisions, instead of entire conformity rule:
 - ◆ Consultation procedures (93.105)
 - ◆ Written commitments to any control measures not included in transportation plan & transportation improvement plan (to ensure they are funded) (93.122(a)(4)(ii))
 - ◆ Written commitments to any mitigation measures necessary for project-level conformity determinations (to ensure they occur) (93.125(c))

Thanks for your attention.

