

STATUS OF STATE IMPLEMENTATION PLAN (SIP)

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OVERVIEW

- Timeline
- Important SIP Dates
- Where are we now?
- What happens next?
- New Standard

IMPORTANT SIP DATES

EPA reclassifies Fairbanks from a "moderate" to a "serious" nonattainment area. ADEC submits Serious Area SIP to EPA. SIP contained 5-year extension request for attainment date of 2024 and Most Stringent Measures (MSMs). EPA finds Fairbanks did not meet statutory attainment deadline of 2019. EPA disapproves ADEC's proposed MSMs and denies extension request.

Triggers SIP revision due Dec. 31, 2020.

ADEC submits 2020 Amendments to Serious SIP incorporating 5% plan emission reductions. EPA approves portions of SIP including residential wood heater controls and other parts.

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Notably missing from approval are BACM, BACT, and attainment demonstration.

EPA's 18-month statutory deadline to act on the full Fairbanks SIP and 2020 amendments passes without action. Earthjustice files suit against EPA for failing to carry out nondiscretionary duties (failure to act on the full Fairbanks SIP)

May 2017

Dec. 2019

Sept. 2020

Dec. 2020

Sept. 2021

June 2022

Sept. 2022

WHERE ARE WE NOW?

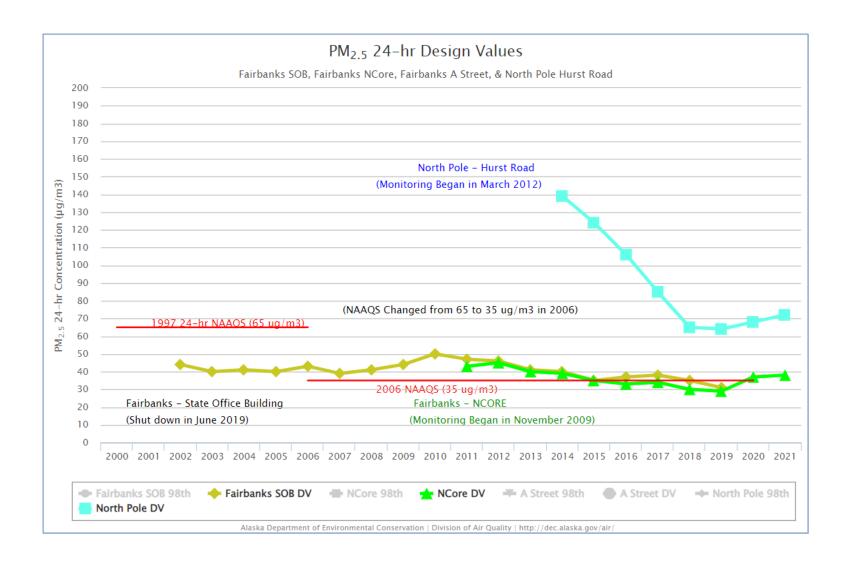
- Ball is in EPA's court
- EPA will propose one of three determinations for the Fairbanks Area Serious SIP and 2020 Amendments
 - Full Approval
 - Partial Approval/Partial Disapproval
 - Full Disapproval
- When determination is proposed, public comment period will be provided.
- After comments are considered, EPA will publish a final action.



WHAT HAPPENS NEXT?

- EPA finalizes full approval
 - Need to monitor attainment by 2024, or new SIP
- EPA finalizes partial approval/partial disapproval, or full disapproval
 - Conformity freeze begins at final finding
 - Sanctions clock and FIP clock start at final finding
 - 2:1 offset sanction imposed in 18 months
 - Loss of federal highway funds imposed in 24 months
 - FIP imposed in 24 months
 - Sanction and FIP clock can only be stopped by a fully approved SIP amendment
 - Need to monitor attainment by 2024, or new SIP
- EPA proposing new PM2.5 NAAQS
 - If standards are lowered, new nonattainment designation triggering a separate SIP

NEW STANDARD?





QUESTIONS?