

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-9942-60-Region 3]

**Adequacy Status of the Baltimore 1997 8-Hour Ozone Standard Reasonable Further Progress Budgets for Volatile Organic Compounds and Nitrogen Oxides for 2012 for Transportation Conformity Purposes****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice of adequacy.

**SUMMARY:** In this notice, the Environmental Protection Agency (EPA) is notifying the public that EPA has found that the Baltimore 1997 8-hour ozone standard reasonable further progress budgets for volatile organic compounds (VOCs) and nitrogen oxides (NO<sub>x</sub>) for 2012 are adequate for transportation conformity purposes. As a result of EPA's finding, the Baltimore 1997 8-Hour Ozone Nonattainment Area must use these budgets for future conformity determinations.

**DATES:** This final rule is effective on March 8, 2016.

**FOR FURTHER INFORMATION CONTACT:** Gregory Becoat, Physical Scientist, Office of Air Program Planning (3AP30), United States Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, PA 19103, (215) 814-2036; [becoat.gregory@epa.gov](mailto:becoat.gregory@epa.gov).

**SUPPLEMENTARY INFORMATION:** On July 22, 2013, EPA received a State Implementation Plan (SIP) revision from Maryland Department of the Environment (MDE). This revision consisted of 2012 reasonable further progress (RFP) motor vehicle emission budgets (MVEBs) for the Baltimore 1997 8-Hour Ozone Nonattainment Area. This submission established MVEBs for the Baltimore 1997 8-Hour Ozone Nonattainment Area for the year 2012. The MVEBs are the amount of emissions allowed in the SIP for on-road motor vehicles; it establishes an emissions ceiling for the regional transportation network. The MVEBs are provided in Table 1:

TABLE 1—2012 RFP MOBILE BUDGETS FOR THE BALTIMORE NON-ATTAINMENT AREA

Year	Motor vehicle emissions budgets for NO <sub>x</sub> in tons per day	Motor vehicle emissions budgets for VOCs in tons per day
2012 .....	93.5	40.2

On November 23, 2015, EPA posted the availability of the Baltimore 1997 8-Hour Ozone Nonattainment Area MVEBs on EPA's Web site for the purpose of soliciting public comments as part of the adequacy process. The comment period closed on November 23, 2015 and EPA received no comments.

Today's notice is simply an announcement of a finding that EPA has already made. EPA Region III sent a letter to MDE on January 14, 2016, finding that the 2012 RFP MVEBs in the Baltimore 1997 8-Hour Ozone Nonattainment Area SIP, submitted on July 22, 2013 by MDE, are adequate and must be used for transportation conformity determinations in the Baltimore 1997 8-Hour Ozone Nonattainment Area. The finding and associated letter is available at EPA's conformity Web site: <http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm>.

Transportation conformity is required by section 176(c) of the Clean Air Act (CAA). EPA's conformity rule requires that transportation plans, transportation improvement programs, and projects conform to SIPs and establishes the criteria and procedures for determining whether or not they do. Conformity to a SIP means that transportation activities will not produce new air quality violations, worsen existing violations, or delay timely attainment of the national ambient air quality standards.

The criteria by which EPA determines whether a SIP's MVEBs are adequate for conformity purposes are outlined in 40 CFR 93.118(e)(4). EPA described the process for determining the adequacy of submitted SIP budgets in a July 1, 2004 preamble starting at 69 FR 40038 and used the information in these resources in making this adequacy determination. Please note that an adequacy review is separate from EPA's completeness review, and should not be used to prejudge EPA's ultimate approval action for the SIP. Even if EPA finds the budgets for the Baltimore 1997 8-Hour Ozone Nonattainment Area adequate, the SIP could later be disapproved. The finding and the response to comments are available at EPA's conformity Web site: <http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm>.

**Authority:** 42 U.S.C. 7401-7671q.

Dated: February 4, 2016.

**Shawn M. Garvin,**  
Regional Administrator, Region III.

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**ENVIRONMENTAL PROTECTION AGENCY**

[9940-91-OEI]

**Cross-Media Electronic Reporting: Authorized Program Revision Approval, State of Arizona****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice.

**SUMMARY:** This notice announces EPA's approval of the State of Arizona's request to revise/modify certain of its EPA-authorized programs to allow electronic reporting.

**DATES:** EPA's approval is effective February 22, 2016.

**FOR FURTHER INFORMATION CONTACT:** Karen Seeh, U.S. Environmental Protection Agency, Office of Environmental Information, Mail Stop 2823T, 1200 Pennsylvania Avenue NW., Washington, DC 20460, (202) 566-1175, [seeh.karen@epa.gov](mailto:seeh.karen@epa.gov).

**SUPPLEMENTARY INFORMATION:** On October 13, 2005, the final Cross-Media Electronic Reporting Rule (CROMERR) was published in the **Federal Register** (70 FR 59848) and codified as part 3 of title 40 of the CFR. CROMERR establishes electronic reporting as an acceptable regulatory alternative to paper reporting and establishes requirements to assure that electronic documents are as legally dependable as their paper counterparts. Subpart D of CROMERR requires that state, tribal or local government agencies that receive, or wish to begin receiving, electronic reports under their EPA-authorized programs must apply to EPA for a revision or modification of those programs and obtain EPA approval. Subpart D provides standards for such approvals based on consideration of the electronic document receiving systems that the state, tribe, or local government will use to implement the electronic reporting. Additionally, § 3.1000(b) through (e) of 40 CFR part 3, subpart D provides special procedures for program revisions and modifications to allow electronic reporting, to be used at the option of the state, tribe or local government in place of procedures available under existing program-specific authorization regulations. An application submitted under the subpart D procedures must show that the state, tribe or local government has sufficient legal authority to implement the electronic reporting components of the programs covered by the application and will use electronic document receiving systems that meet the applicable subpart D requirements.