



SIP Submission and EPA Completeness Review

40 CFR Part 51, Subpart F and Appendix V

Presented by Gavin Huang, EPA Region III

February 23, 2017

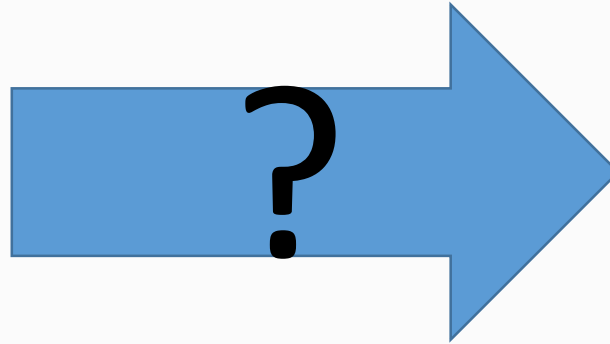
Procedural Requirements – Subpart F

40 CFR Part 51 Subpart F — Procedural Requirements

- **§ 51.100** **Definitions.**
- **§ 51.101** **Stipulations.**
- **§ 51.102** **Public hearings.**
- **§ 51.103** **Submission of plans, preliminary review of plans.**
- **§ 51.104** **Revisions.**
- **§ 51.105** **Approval of plans.**

Procedural Requirements – Subpart F

State makes official
plan submission



State makes official
plan submission

§ 51.103 Submission of plans, preliminary review of plans.

Electronic Submission via the
Central Data Exchange (CDX).

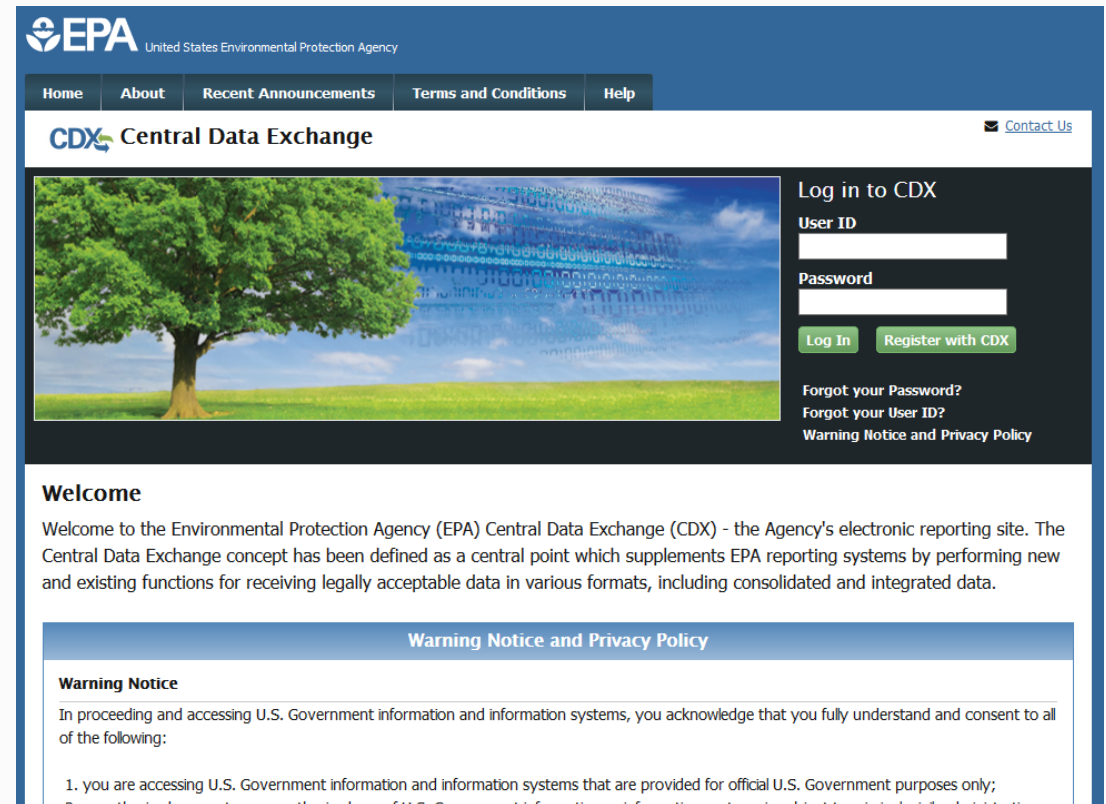
<https://cdx.epa.gov/>

Electronic SIP submission (eSIP)

- In February 2015, EPA made revisions to the submission requirements under CFR Part 51.103 and provided a notice of availability as an option for electronic reporting through the eSIP system.
- If a SIP submission is made through the eSIP submission system, all documents transmitted through the system will be considered part of the official SIP submission from the air agency.
- For air agencies that still prefer to make paper submissions, the EPA reduced the number of paper copies required and providing non-binding guidelines for SIP submissions that will aid in SIP processing.

Central Database Exchange (CDX)

- Mail system for SIP submittals
- Helpful tip:
 - Name files appropriately



EPA United States Environmental Protection Agency

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Welcome

Welcome to the Environmental Protection Agency (EPA) Central Data Exchange (CDX) - the Agency's electronic reporting site. The Central Data Exchange concept has been defined as a central point which supplements EPA reporting systems by performing new and existing functions for receiving legally acceptable data in various formats, including consolidated and integrated data.

Warning Notice and Privacy Policy

Warning Notice

In proceeding and accessing U.S. Government information and information systems, you acknowledge that you fully understand and consent to all of the following:

1. you are accessing U.S. Government information and information systems that are provided for official U.S. Government purposes only;
2. unauthorized access to or unauthorized use of U.S. Government information or information systems is subject to criminal, civil, administrative

The Future... SPeCS

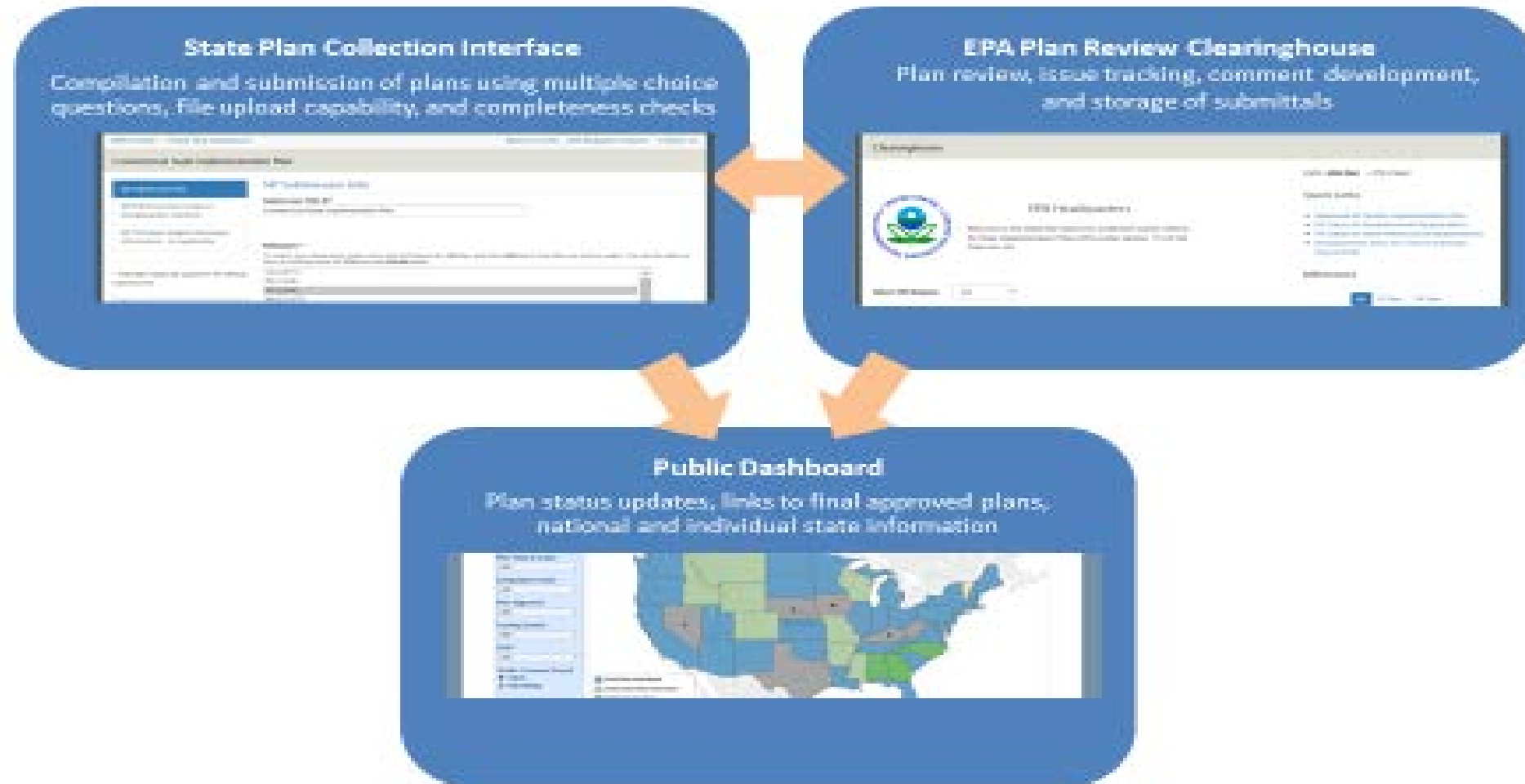
- What does it stand for?
 - State Plan Electronic Collection System (SPeCS)
- To modernize and streamline the way EPA manages SIP submissions to improve air quality.
- Offer more transparencies to the states, territories, and tribal agencies and the general public and stakeholders.
- Provide a three- to five-year phased implementation approach.

Main Components of SPeCS

The State Plan Electronic Collection System (SPeCS) focuses on three components of state plan processing:

1. Submittal of state plan materials by states, territories, and tribal agencies.
2. Review, tracking, and reporting on state plan materials by regional offices and EPA reviewers.
3. Communication of state plan approval status and content to the public and environmental and industry stakeholders.

SPeCS for SIPs Major Components



Deliberative – Do Not Cite or Quote

For States, Territories, and Tribal Agencies User Benefits

- Provide a safe and secure electronic submission of a variety of SIP submissions.
- Enable easy access to submissions, including both their submissions in-progress and their submissions history.

How can states provide input?

- Beta testing of SPeCS for SIPs.
- Provide input through the E-Enterprise SPeCS Integrated Project Team.
- Contact: Mia South
Office of Air Quality Planning and Standards (OAQPS)
South.Mia@epa.gov

State makes official
plan submission

§ 51.103 Submission of plans, preliminary review of plans.

#1

Electronic Submission via
CDX (and SPeCS in the future).

CDX: <https://cdx.epa.gov/>

More info:

<https://www.epa.gov/air-quality-implementation-plans/submit-sips-online-through-esip>

One paper submission with an
exact duplicate electronic
version.

States commonly submit this
with a CD.

EPA prefers the electronic files
to be word searchable.

Three paper submissions.

State makes official
plan submission



Paper or electronic
submission



Completeness
(Appendix V)



Completeness

(Appendix V)

APPENDIX V TO 40 CFR PART 51— CRITERIA FOR DETERMINING THE COMPLETENESS OF PLAN SUBMISSIONS

1.0. PURPOSE

2.0. CRITERIA

3.0. GUIDELINES

Completeness

(40 CFR Part 51, Appendix V)

- Why?
 - Minimum criteria if a SIP is an official submission
 - EPA will perform a completeness check
- Completeness criteria (just a few!)

A letter from the
governor or his
designee

Legal authority to
submit the plan

State adoption

Copy of the regulation
and supporting
documents

Proper procedures
followed

Public notices and
hearing

Note on Public Notices

- EPA has determined that the term “prominent advertisement” as used in 40 CFR Part 51 when referring to the public notice required by Section 110 of the CAA for SIP revisions is media neutral. (See Janet McCabe memo – April 6, 2011).
- The state may continue the use of newspapers to publish these notices or may opt to publish such notices elsewhere so long as the state has determined that the public would have routine and ready access to such alternative publishing venues.
- States may also choose a combination approach whereby a short (and presumably less expensive) notice is published in a newspaper that informs the public where to access the complete public notice that satisfies all of 40 CFR Part 51 requirements.

Timelines

- EPA shall notify the state regarding completeness within 60 days of receipt of the submittal, but no later than 6 months.
- What happens if EPA does not notify the state?
 - The submittal is deemed “complete by operation of law (COL)”
 - The submission is an official submission for purposes of § 51.103.

Informal Review

State makes official
plan submission

Paper or electronic
submission

Completeness
(Appendix V)



U.S. Environmental Protection Agency



Rulemaking
Action

Questions?

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