

APA-2
11/96

**ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
AIR DIVISION**

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Department of Environmental Management

RULE NO. & TITLE: 335-3-17-.01 - Transportation Conformity (Amend)

INTENDED ACTION: Revise Division 3 of the ADEM Administrative Code with the amendment of Chapter 17; Rule 335-3-17-.01 (Transportation Conformity).

SUBSTANCE OF PROPOSED ACTION:

Revisions to the Division 3 Code are being proposed to amend Chapter 335-3-17; rule 335-3-17-.01 in order to comply with recent changes to the U.S. EPA conformity regulations. This incorporation allows the EPA to delegate administrative enforcement of these regulations to ADEM. Chapter 335-3-17 is considered as a part of the federally enforceable State Implementation Plan (SIP). As such, any revisions to this Chapter are proposed to be incorporated into Alabama's SIP.

TIME, PLACE, MANNER OF PRESENTING VIEWS:

Comments may be submitted in writing or orally at a public hearing to be held 10:00 a.m., February 06, 2013, in the ADEM Hearing Room, 1400 Coliseum Blvd., Montgomery, Alabama 36110.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: February 8, 2013

CONTACT PERSON AT AGENCY: Chris Howard (334) 271-7878



Lance R. LeFleur
Director

335-3-17-.01 Transportation Conformity.

(1) General. The Environmental Protection Agency Regulations and the Appendices applicable thereto, governing Conformity to State Implementation Plans of Transportation Plans, Programs, and Projects Developed, Funded, or Approved Under Title 23 U.S.C. or the Federal Transit Act address (July 1, 2012) 40 CFR §§ 93.105, 93.122(a)(4)(ii), and 93.125(c) in the Alabama State Implementation Plan as required by the Clean Air Act.

Author: Richard E. Grusnick.

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: April 27, 1995.

Amended: November 21, 1996; March 27, 1998; April 3, 2003; April 3, 2007; January 19, 2009; May 23, 2011-; XXXXXX, 2013.