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HOUSE BILL 2051

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State of Washington

53rd Legislature

1993 Regular Session

By Representatives Rust, Valle and R. Fisher

Read first time 02/24/93. Referred to Committee on Environmental Affairs.

1 AN ACT Relating to air quality; and adding a new section to chapter  
2 70.94 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 70.94 RCW  
5 to read as follows:

6 (1) The department is authorized to adopt and revise a state  
7 implementation plan to ensure attainment and maintenance of national  
8 ambient air quality standards throughout the state and to prevent  
9 significant deterioration of air quality. The department shall submit  
10 plan elements to the federal environmental protection agency in  
11 accordance with federal requirements.

12 (2) Except as provided in subsection (5) of this section, the  
13 department shall publish notice in the Washington State Register of the  
14 following:

15 (a) Receipt of any call from the federal environmental protection  
16 agency for: (i) The revision of a nonattainment area plan, (ii)  
17 designation of a new nonattainment area, (iii) revision of the  
18 boundaries of a nonattainment area, or (iv) the reclassification of a  
19 nonattainment area;

1 (b) Every public hearing on a proposed revision to the state  
2 implementation plan, such notice to be published at least twenty days  
3 before the date of the hearing;

4 (c) Every submittal to the environmental protection agency of a  
5 revision to the state implementation plan;

6 (d) Any proposal by the department to recommend to the  
7 environmental protection agency establishment or revision of the  
8 boundaries of a nonattainment area or the reclassification of a  
9 nonattainment area.

10 (3) The department shall involve and consult with the regulated  
11 community, local air pollution control authorities, environmental  
12 groups, and the public in the development and revision of state  
13 implementation plan elements that:

14 (a) Establish or amend emission control requirements;

15 (b) Establish enforceable requirements that impose costs on more  
16 than one regulated entity;

17 (c) Designate, classify, or revise nonattainment area boundaries;  
18 or

19 (d) Affect air quality.

20 (4) The department shall maintain the state implementation plan and  
21 provide for public access to all adopted and proposed elements of the  
22 plan and all documents submitted to the federal environmental  
23 protection agency in support of the plan.

24 (5) The department shall not be required to meet the public notice  
25 and involvement requirements of subsections (2) and (3) of this section  
26 for routine administrative and technical changes to the state  
27 implementation plan. For the purposes of this section, "routine  
28 administrative and technical changes" includes but is not limited to  
29 emission inventory updates, changes in monitoring sites, or other  
30 changes that do not result in new costs to the regulated community or  
31 affect air quality.

32 (6) The requirements of subsections (2) and (3) of this section  
33 shall not affect any plan or plan element submitted to the federal  
34 environmental protection agency before July 1, 1993.

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