

Appendix A. Mitigation Plan Requirements, Report Index

Appendix A provides the regulatory citation, requirements and an index to show where information on how Washington fulfills the requirements is located in the document.

Element Addressed	Plan Section (Page) No.	40 CFR 51.930	Mitigation of Exceptional Events Regulatory Citation
		51.930(a)	A State requesting to exclude air quality data due to exceptional events must take appropriate and reasonable actions to protect public health from exceedances or violations of the NAAQS. At a minimum, the State must:
Public notification	3.1 (12-16)	51.930(a)(1)	Provide for prompt public notification whenever air quality concentrations exceed or are expected to exceed an applicable ambient air quality standard;
Public Education	3.1 (12-16)	51.930(a)(2)	Provide for public education concerning actions that individuals may take to reduce exposures to unhealthy levels of air quality during and following an exceptional event;
Mitigation methods	3.2 (17-24)	51.930(a)(3)	Provide for the implementation of appropriate measures to protect public health from exceedances or violations of ambient air quality standards caused by exceptional events
		51.930(b)	Development of mitigation plans for areas with historically documented or known seasonal events
Requirement qualification	1. (1)	51.930(b)(1)	<i>Generally.</i> All States having areas with historically documented or known seasonal events shall be required to develop a mitigation plan with the components identified in 51.930(b)(2) and submit such plan to the Administrator according to the requirements in 51.930(b)(3).
Requirement qualification	1. (1)	51.930(b)(1)(i)	For purposes of the requirements set forth in 51.930, historically documented or known seasonal events shall include those events of the same type and pollutant that recur in a 3-year period and meet any of the following:
Requirement qualification	1. (1)	51.930(b)(1)(i)(A)	Three events or event seasons for which a State submits a demonstration under the provisions of 40 CFR 50.14 in a 3-year period; or
Requirement qualification	1. (1)	51.930(b)(1)(i)(B)	Three events or event seasons that are the subject of an initial notification of a potential exceptional event as defined in 40 CFR 50.14(c)(2) in a 3-year period regardless of whether the State submits a demonstration under the provisions of 40 CFR 50.14.
Requirement qualification	1. (1)	51.930(b)(1)(ii)	The Administrator will provide written notification to States that they are subject to the requirements in 51.930(b) when the Administrator becomes aware of applicability.

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		51.930(b)(2)	<i>Plan components.</i> At a minimum, each mitigation plan...shall contain provisions for the following:
Public, notification education	3.1 (12-16)	51.930(b)(2)(i)	Public notification to and education programs for affected or potentially affected communities. Such notification and education programs shall apply whenever air quality concentrations exceed or are expected to exceed a NAAQS with an averaging time that is less than or equal to 24-hours.
		51.930(b)(2)(ii)	Steps to identify, study and implement mitigating measures, including approaches to address each of the following:
Abate, Minimize	3.2 (17-24)	51.930(b)(2)(ii)(A)	Measures to abate or minimize contributing controllable sources of identified pollutants.
Minimize	3.1 (12-14), 3.2 (14-24)	51.930(b)(2)(ii)(B)	Methods to minimize public exposure to high concentrations of identified pollutants.
Collect	3.1 (10) 3.3 (25)	51.930(b)(2)(ii)(C)	Processes to collect and maintain data pertinent to the event.
Consult	3.1.2 (13-16) 3.4 (26)	51.930(b)(2)(ii)(D)	Mechanisms to consult with other air quality managers in the affected area regarding the appropriate responses to abate and minimize impacts.
Review/ Evaluation	3.5 (26)	51.930(b)(2)(iii)	Provisions for periodic review and evaluation of the mitigation plan and its implementation and effectiveness by the State & interested stakeholders.
	3.6 (26)	51.930(b)(2)(iii)(A)	With the submission of the initial mitigation plan according to the requirements in 51.930(b)(3) that contains the elements in 51.930(b)(2), the State must:
Comment	Appendix C	51.930(b)(2)(iii)(A)(1)	Document that a draft version of the mitigation plan was available for public comment for a minimum of 30 days;
Submission	Appendix C	51.930(b)(2)(iii)(A)(2)	Submit the public comments received along with its mitigation plan to the Administrator
Public Comment	Appendix C	51.930(b)(2)(iii)(A)(3)	In its submission to the Administrator, for each public comment received, explain the changes made to the mitigation plan or explain why the State did not make any changes to the mitigation plan
Periodic Review	3.7 (26)	51.930(b)(2)(iii)(B)	The State shall specify in its mitigation plan the periodic review and evaluation process that it intends to follow for reviews following the initial review identified in 51.930(b)(2)(iii)(A).
Submission	Submitted 4/8/2019	51.930(b)(3)	<i>Submission of mitigation plans.</i> All States subject to the provisions of 51.930(b) shall, after notice and opportunity for public comment identified in 51.930(b)(2)(iii)(A), submit a mitigation plan to the Administrator for review and

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			verification of the plan components identified in 51.930(b)(2).
Requirement notification	1 (1)	51.930(b)(3)(i)	States shall submit their mitigation plans within 2 years of being notified they are subject to 51.930(b).
	EPA	51.930(b)(3)(ii)	The Administrator shall review each mitigation plan developed according to the requirements in paragraph (b)(2) of this section and shall notify the submitting State upon completion of such review.
		50.14(b)(9)	Mitigation plans.
	EPA	50.14(b)(9)(i)	Except as provided for in 50.14(b)(9)(ii), where a State is subject to the requirements of 40 CFR 51.930(b), the Administrator shall not place a concurrence flag in the appropriate field for the data record in the AQS database, as specified in 50.14(c)(2)(ii), if the data are of the type and pollutant that are the focus of the mitigation plan until the State fulfills its obligations under the requirements of 40 CFR 51.930(b). The Administrator may nonconcur or defer action on such a demonstration.
	EPA	50.14(b)(9)(ii)	The prohibition on placing a concurrence flag in the appropriate field for the data record in the AQS database by the Administrator stated in 50.14(b)(9)(i) does not apply to data that are included in an exceptional events demonstration that is:
	EPA	50.14(b)(9)(ii)(A)	Submitted in accordance with 50.14(c)(3) that is also of the type and pollutant that is the focus of the mitigation plan, and
Submitted	4/8/2019	50.14(b)(9)(ii)(B)	Submitted within 2-year period allowed for mitigation plan development specified in 51.930(b)(3).