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STD. 400 (REV. 2-91)

AGENCY AIR RESOURCES BOARD AGENCY FILE NUMBER (if any)

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Office of Administrative Law REGULATIONS

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Bill Jones
SECRETARY OF STATE

NOTICE

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. TOPIC OF NOTICE Area Designations and Designation Criteria	TITLE(S) 17	FIRST SECTION AFFECTED 60201	2. REQUESTED PUBLICATION DATE August 7, 1998
3. NOTICE TYPE <input checked="" type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON Judith G. Tracy		TELEPHONE NUMBER (916) 3222884
OAL USE ONLY <input checked="" type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE		NOTICE REGISTER NUMBER 98,322
			PUBLICATION DATE 8/7/98

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 23, if toxics-related)	
TITLE(S) 17	ADOPT 70303.1
SECTIONS AFFECTED	AMEND 60201, 60202, 60205 70300-70306 and Appendices 1,2,3 REPEAL

2. TYPE OF FILING

Regular Rulemaking (Gov. Code, § 11346) Resubmittal Changes Without Regulatory Effect (Cal. Code Regs., title 1, § 100) Emergency (Gov. Code, § 11346.1(b))

Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Government Code §§ 11346.4 - 11346.8 prior to, or within 120 days of, the effective date of the regulations listed above.

Print Only Other (specify)

3. DATE(S) OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §§ 44 and 45)
February 11, 1999 - February 26, 1999

4. EFFECTIVE DATE OF REGULATORY CHANGES (Gov. Code § 11346.2)
 Effective 30th day after filing with Secretary of State Effective on filing with Secretary of State Effective other (Specify)

5. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

Department of Finance (Form STD. 399) Fair Political Practices Commission State Fire Marshal N/A

Other (Specify)

6. CONTACT PERSON
Judy Tracy, Staff Counsel TELEPHONE NUMBER (916) 322-2884

I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE: Michael H. Scheible DATE: 7/19/99

TYPED NAME AND TITLE OF SIGNATORY: Michael H. Scheible, Deputy Executive Officer

FINAL REGULATION ORDER

CALIFORNIA CODE OF REGULATIONS, TITLE 17

1. AMENDMENTS TO THE DESIGNATION CRITERIA, SECTIONS 70300 THROUGH 70306, AND APPENDICES 1 THROUGH 4, THEREOF

(Additions are shown as double underline and deletions as ~~strikeout~~)

Amend sections 70300 through 70306 and Appendices 1, 2, and 3 thereof, and adopt new section 70303.1 of title 17, California Code of Regulations, to read as follows:

70300. General Statement of Purpose

The objective of these criteria is to guide the state board in making designations of ~~air basins~~ areas as attainment, nonattainment, nonattainment-transitional, or unclassified for each of the pollutants for which state ambient air quality standards have been established in Section 70200.

NOTE: Authority Cited: sections 39600, 39601, 39607, ~~and 39608~~, and 40925.5, Health and Safety Code. Reference: sections 39607, ~~and 39608~~, and 40925.5, Health and Safety Code.

70301. Air Quality Data Used for Designations

(a) Except as otherwise provided in this article, designations shall be based on "data for record."

(1) "Data for record" are those data collected by or under the auspices of the state board or the districts for the purpose of measuring ambient air quality, and which the executive officer has determined comply with the siting and quality assurance procedures established in Part 58, Title 40, Code of Federal Regulations, as they existed on July 1, 1987, or other equivalent procedures.

(2) ~~The executive officer shall also determine within 90 days of submittal of complete supporting documentation whether a~~ Any other data which are provided by a district or by any other person will be data for record if the executive officer determines within 90 days of submittal of complete supporting documentation that the data comply with the siting and quality assurance procedures established in Part 58, Title 40, Code of Federal Regulations, as they existed on July 1, 1987, or other equivalent procedures and shall be data for record. If the executive officer finds there is good cause that 90 days is insufficient time to make a determination, he/she may after notification of the person requesting the data review extend the deadline for completion of the data review.

(b) Except as otherwise provided in this article, designations and reviews of designations shall will be based on data for record for the three calendar years prior to the year in which the designation is made or the annual review of the designation is conducted.

(c) Data as described in section 70301(a)(1) and (2) become data for record upon completion of the executive officer's review.

NOTE: Authority Cited: sections 39600, 39601, 39607, and 39608, Health and Safety Code.
Reference: sections 39607 and 39608, Health and Safety Code.

70302. Geographic Extent of Designations

(a) An air basin shall will be the area designated for ozone, nitrogen dioxide, suspended particulate matter (PM10), sulfates, and visibility reducing particles. Provided, however, if the state board finds (based on air quality data, meteorology, topography, or the distribution of population and emissions) that there are areas within an air basin with distinctly different air quality deriving from sources and conditions not affecting the entire air basin, the state board may designate an area smaller than an air basin using political boundary lines to the extent practicable. In designating an area smaller than an air basin as nonattainment, the state board shall will include within the area those sources whose emissions contribute to a violation of a standard for that pollutant. Contiguous areas which would have the same designation within an air basin shall will be one designated area.

(b) A county or the portion of a county which is located within an air basin shall will be the area designated for carbon monoxide, sulfur dioxide, lead (particulate), and hydrogen sulfide. Provided, however, if the state board finds (based on air quality data, meteorology, topography, or the distribution of population and emissions) that there are areas within the county with distinctly different air quality, it may designate a smaller area. In designating an area smaller than a county as nonattainment, the state board shall will include within the area those sources whose emissions contribute to a violation of a standard for that pollutant.

NOTE: Authority Cited: sections 39600, 39601, 39607, and 39608, Health and Safety Code.
Reference: sections 39607 and 38608, Health and Safety Code.

70303. Criteria for Designating an Area as Nonattainment

(a) The state board shall will designate an area as nonattainment for a pollutant if:

(1) Data for record show at least one violation of a state standard for that

pollutant in the area, and the measurement of the violation meets the representativeness criteria set forth in "Criteria for Determining Data Representativeness" contained in Appendix 1 to this article; or

(2) Limited or no air quality data were collected in the area, but the state board finds, based on meteorology, topography, and air quality data for an adjacent nonattainment area, that there has been at least one violation of a state standard for that pollutant in the area being designated.

(b) An area ~~shall~~ will not be designated as nonattainment if the only recorded exceedance(s) of that standard were based solely on data for record determined to be affected by a highly irregular or infrequent event. Data affected by a highly irregular or infrequent event will be identified as such by the executive officer in accordance with the "Air Resources Board Procedure for Reviewing Air Quality Data Possibly Affected by a Highly Irregular or Infrequent Event," set forth in Appendix 2 to this article.

~~(e) The state board shall, if requested by a district no later than May 1 of each year pursuant to section 70306, identify that portion of a designated area within the district as nonattainment-transitional for a pollutant other than ozone with a standard averaging time less than or equal to 24 hours and for which samples are routinely collected every day if it finds that:~~

~~(1) Data for record for the previous calendar year are consistent with the criteria established in section 70304(a)(2) and show two or fewer days at each site in the area with violations of a state standard for that pollutant (not including exceedances found to be affected by a highly irregular or infrequent event under the procedure set forth in Appendix 2);~~

~~(2) Evaluation of multi-year air quality, meteorological, and emission data indicates that ambient air quality either has stabilized or is improving and that every site in the area is expected to reach attainment within three years; and~~

~~(3) The geographic extent of the area is consistent with the criteria established in section 70302.~~

~~(d) An area designated as nonattainment-transitional for a pollutant is close to attaining the standard(s) for that pollutant. The nonattainment-transitional designation provides an opportunity for a district to review and potentially to modify its attainment plan. Any modification to an attainment plan must be consistent with state and federal regulations and statutes.~~

NOTE: Authority Cited: sections 39600, 39601, 39607, and 39608, ~~and 40925.5~~; Health and Safety Code. Reference: sections 39607, and 39608, ~~and 40925.5~~; Health and Safety Code.

70303.1. Criteria for Designating an Area as Nonattainment-Transitional for Pollutants Other than Ozone

(a) Nonattainment-transitional is a subcategory of the nonattainment designation. The state board will, if requested by a district no later than May 1 of each year pursuant to section 70306, identify that portion of a designated area within the district as nonattainment-transitional for a pollutant other than ozone with a standard averaging time less than or equal to 24 hours and for which samples are routinely collected every day if it finds that:

(1) Data for record for the previous calendar year are consistent with the criteria established in section 70304(a)(2) and show two or fewer days at each site in the area with violations of a state standard for that pollutant (not including exceedances found to be affected by a highly irregular or infrequent event under the procedure set forth in Appendix 2);

(2) Evaluation of multi-year air quality, meteorological and emission data indicates that ambient air quality either has stabilized or is improving and that every site in the area is expected to reach attainment within three years; and

(3) The geographic extent of the area is consistent with the criteria established in section 70302.

(b) An area designated as nonattainment-transitional for a pollutant is close to attaining the standard(s) for that pollutant. The nonattainment-transitional designation provides an opportunity for a district to review and potentially to modify its attainment plan. Any modification to an attainment plan must be consistent with state and federal regulations and statutes.

NOTE: Authority Cited: sections 39600, 39601, 39607, and 39608, Health and Safety Code. Reference: sections 39607 and 39608, Health and Safety Code.

70303.5. Requirements for Ozone Nonattainment-Transitional

(a) In evaluating whether a district meets the requirements of HSC 40925.5, the state board shall use the following guidelines: If an area within an air basin is designated as nonattainment for ozone, that area is designated as nonattainment-transitional for ozone if the following conditions are met:

(1) The area is a district, or the area is a portion of a district consistent with the criteria established in section 70302(a);

(2) Data for record for the previous calendar year must be consistent with the criteria established in section 70304(a)(2) to ensure that no more than three exceedances have occurred are used to determine the number of exceedances for the previous calendar year at each monitoring location in the area;

(23) All data collected during the previous calendar year ~~will be~~ are considered in the evaluation, including data possibly affected by a highly irregular or infrequent event under the procedure set forth in Appendix 2;

(34) Each day with concentration(s) that exceed the state ozone standard ~~will be~~ is counted as one exceedance day; and

(45) ~~No monitoring location may have more than three exceedance days during the previous calendar year~~ No monitoring location in the area has more than three exceedance days during the previous calendar year.

(b) If an area qualifies for designation as nonattainment-transitional for ozone for the previous calendar year under section 70303.5(a), and the executive officer has determined that data for the current calendar year indicate more than three exceedance days at any one monitoring location, that area is designated as nonattainment.

NOTE: Authority Cited: sections 39600, 39601, 39607, and 40925.5, Health and Safety Code.
Reference: sections 39607 and 40925.5, Health and Safety Code.

70304. Criteria for Designating an Area as Attainment

(a) The state board ~~shall~~ will designate an area as attainment for a pollutant if:

(1) Data for record show that no state standard for that pollutant was violated at any site in the area; and

(2) Data for record meet representativeness and completeness criteria for a location at which the pollutant concentrations are expected to be high based on the spatial distribution of emission sources in the area and the relationship of emissions to air quality. Data representativeness criteria are set forth in "Criteria for Determining Data Representativeness" contained in Appendix 1 to this article. Data completeness criteria are set forth in "Criteria for Determining Data Completeness" contained in Appendix 3 to this article.

(b) Where there are limited or no air quality data for an area, the state board ~~shall~~ will designate the area as attainment for a pollutant if it finds that no state standard for that pollutant has been violated in that area based on:

(1) Air quality data collected in the area during the most recent period since 1980 which meet the conditions in (a) above;

(2) Emissions of that pollutant or its precursors in the area have not increased since that period to a level at which the standard might be exceeded; and

(3) Air quality data collected in the area since the time period in (1) above do not show a violation of the state standard.

(c) Where an area has limited or no air quality data for nitrogen dioxide, sulfur dioxide, sulfates, and lead (particulate), the state board shall designate that area attainment for a pollutant if it finds that no state standard for that pollutant has been violated in that area based on the "Screening Procedure for Determining Attainment Designations for Areas with Incomplete Air Quality Data" set forth in Appendix 4 to this article.

(d) A nonattainment area shall will not be redesignated as attainment for a pollutant if:

(1) Data for record for the monitoring site showing the greatest violation of a state standard for that pollutant no longer are available; and

(2) No other site has been identified as equivalent by the executive officer.

NOTE: Authority Cited: sections 39600, 39601, 39607, and 39608, Health and Safety Code.
Reference: sections 39607 and 39608, Health and Safety Code.

70305. Criteria for Designating an Area as Unclassified

The state board shall will designate an area as unclassified for a pollutant if it finds that, except as otherwise provided in this article, the data do not support a designation of attainment or nonattainment.

NOTE: Authority Cited: sections 39600, 39601, 39607, and 39608, Health and Safety Code.
Reference: sections 39607 and 39608, Health and Safety Code.

70306. Annual Review of Designations

(a) The executive officer shall will conduct annual reviews of all designations and shall will propose revisions to the designations as necessary to the state board. The executive officer shall will complete the annual reviews by November 15.

(b) Any request for a change in a designation and any submittal of information for purposes of the executive officer's consideration in the annual review of a designation shall be provided in writing to the executive officer no later than May 1 of each year.

NOTE: Authority Cited: sections 39600, 39601, 39607, and 39608, Health and Safety Code.
Reference: sections 39607 and 39608, Health and Safety Code.

APPENDIX 1

CRITERIA FOR DETERMINING DATA REPRESENTATIVENESS

This Appendix describes the criteria to be used in determining data representativeness for the purpose of designating areas as described in this Article 3, Subchapter 1.5, Chapter 1, Part III, Title 17 (commencing with section 70300), California Code of Regulations. Representativeness, as used here, is only related to whether or not the amount of data reported is deemed sufficiently complete to characterize reliably air quality during the respective time period. No other kind of representativeness is implied. The criteria for representativeness are summarized in the accompanying table and discussed further, below.

Air quality statistics are usually computed from short term observed values. For example, an annual arithmetic mean is computed from all available hourly samples. If all the short term values for the statistical time period are available, the calculated statistic is representative. However, because all the short term values for a given period often are not available, a minimum number of observations are needed to provide reasonable assurance that the calculated value is a reliable estimate. In general, statistics are considered representative if 75 percent of the possible short term values are included and are distributed throughout the entire statistical time period.

To ensure that seasonal variations are accounted for, representative annual statistics are required to have four representative calendar quarters of data. Because For example, if an annual mean is based on 24-hour samples, such as that computed for suspended particulate matter (PM10) samples, three representative months are required for each calendar quarter, the ~~—A~~ 24-hour particulate sample is collected once every six days or a total of five samples per 31-day month. Therefore, three or fewer samples (less than or equal to 60 percent data recovery) do not meet the criterion for a reliable estimate of the monthly mean concentration. The lack of representativeness of the monthly mean concentrations precludes a reliable estimate of a representative calendar quarter, which in turn precludes the representativeness of an annual statistic. Each level of criteria--hour, day, month, quarter, and year--must be met in order to make a representative annual statistic.

For observations made at less than 24-hour intervals, for example, hourly samples, representativeness depends on whether all the individual values are to be used or only a single daily value is to be used. In general, for representative statistics computed from all of the individual values, such as the mean of all hours, 75 percent of the values in the respective period are required. For representative statistics computed from daily values, such as the monthly mean of daily maximum hours, data from 75 percent of the days in the month are required and the data within those days must meet the relevant representativeness criteria.

CRITERIA FOR REPRESENTATIVENESS OF AIR QUALITY MEASUREMENTS AND STATISTICS

<u>Representative Calendar Statistic</u>	<u>Sampling Time Period</u>	<u>Basis of Statistic or Requirement</u>	<u>Number of Representative Periods Required</u>
Year	Any		4 representative calendar quarters
Quarter	24-hour	Based on a daily sample	3 representative months
	< 24-hours <	Based on a daily statistic; or	69 or more representative calendar days
	< 24-hours <	Based on hourly samples	1,643 or more hours
Month	24-hour	Based on daily sample	4 or more 24-hour samples
	< 24-hours <	Based on a daily statistic; or	23 or more representative calendar days
	< 24-hours <	Based on all hourly samples; or	548 or more hours
	< 24-hours <	Based on all 2-hour samples; or	274 or more 2-hour samples
	< 24-hours <	Based on all 3-hour samples	183 or more 3-hour samples
Day	1-hour		6 or more hours in each 1/3 day (hours 0 thru 7, 8 thru 15, 16 thru 23), and missing no more than 2 consecutive hourly samples
	< 2-hour	Based on all 2-hour samples	9 or more samples
	3-hour	Based on all 3-hour samples	6 or more samples
	24-hour	Based on daily sample	22 but not more than 26 hours of sampling

	<u>N</u>	<u>Number of Samples Needed</u>
Mean of N Hour Period	24	18 or more hourly samples
	8	6 or more hourly samples
	6	5 or more hourly samples
	4	3 hourly samples
	3	3 hourly samples
	2	2 hourly samples
	1	30 minutes or more of sampling

APPENDIX 2

AIR RESOURCES BOARD PROCEDURE FOR REVIEWING AIR QUALITY DATA POSSIBLY AFFECTED BY A HIGHLY IRREGULAR OR INFREQUENT EVENT

This Appendix describes the procedures that the Air Resources Board will use for reviewing air quality data possibly affected by a highly irregular or infrequent event with regard to the state ambient air quality standards. All decisions regarding the identification of data as being affected by a highly irregular or infrequent event will be made by the executive officer.

The executive officer will review air quality data for possible identification as affected by a highly irregular or infrequent event if the data are the only exceedances of an air quality standard in the area or if such identification would otherwise affect the designation of the area.

Three types of highly irregular or infrequent events may be identified:

1. Extreme Concentration Exceptional Event.
2. Exceptional ~~Extreme Concentration~~ Event.
3. Unusual Concentration Event.

Exceptional Events

~~An exceptional event is an event beyond reasonable regulatory control which causes an exceedance of a state standard. An exceptional event must be linked to a specific cause such as an act of nature or unusual human activity. As guidance to the states for determining exceptional events, the federal Environmental Protection Agency (EPA) has published Guideline on the Identification and Use of Air Quality Data Affected by Exceptional Events, (EPA-450/4-86-007), July 1986 (the EPA Guideline). The EPA Guideline provides overall criteria for determining whether an event is exceptional with regard to the national standards. The executive officer will use the EPA Guideline as a general basis for reviewing ambient data, but will not be bound by the specific definitions in the EPA Guideline for the various types of exceptional events because those definitions are made on a national basis. In addition, since what may be exceptional in one part of the state may be common in another, each possible event will be evaluated on a case-by-case basis.~~

~~The steps for identifying an exceptional event are:~~

1. ~~A district (or the executive officer) identifies questionable data.~~
2. ~~If a known exceptional event has occurred, the district gathers relevant data to document the occurrence.~~
3. ~~If an exceptional event is only suspected, the district investigates~~

available data for the possible event.

4. ~~The district submits to the executive officer a request for identifying the data as affected by an exceptional event and also provides supporting documentation.~~
5. ~~If the executive officer concurs with the district, he/she will identify the data as affected by an exceptional event.~~
6. ~~If the district's request for identifying data as affected by an exceptional event cannot be supported, the district will be notified of the reasons. The executive officer will consider any additional data to support the request, but in the absence of any new evidence, will disapprove the request.~~

Extreme Concentration Events

An extreme concentration event is an event beyond reasonable regulatory control which causes an exceedance of a state standard ~~but which does not qualify as an exceptional event.~~ An extreme concentration event is based on a statistical procedure and may not always be linked to a specific identifiable cause. The causes of an extreme concentration event include but are not limited to unusual meteorology.

The steps for identifying an extreme concentration event are:

1. A district (or the executive officer) identifies questionable data.
2. ~~If the event is not an exceptional event, with an identifiable cause, the executive officer will evaluate the data as affected by an extreme concentration event.~~
3. In evaluating a possible extreme concentration event, the executive officer ~~shall~~ will use the data for the site at which the event is suspected to determine a limit for concentrations expected to recur no more frequently than once in one year. The limit ~~shall~~ will be determined using the "exponential tail method" described in ~~Part I~~ section B.1. of the "Supplement to the Technical Support Document for Proposed Amendments to the Criteria for Designating Areas of California as Nonattainment, Attainment, or Unclassified for State Ambient Air Quality Standards" (May 1992) Procedure for Computing the Values Used in Identifying Extreme Concentration Events (August 1998), which is incorporated by reference herein. Using conventional rounding procedures, the limit ~~shall~~ will be consistent with the level of precision in which the standard is

expressed. If the possible extreme concentration exceeds the concentration expected to recur no more frequently than once in one year, the executive officer will consult with the district in identifying the data as affected by an extreme concentration event.

43. When an extreme concentration event is identified, the executive officer ~~shall~~ will review other information, including but not limited to meteorological data, to determine whether air quality data for other sites in the area were affected by the extreme concentration event.

Exceptional Events

An exceptional event is an event beyond reasonable regulatory control which causes an exceedance of a state standard. An exceptional event must be linked to a specific cause such as an act of nature or unusual human activity. As guidance to the states for determining exceptional events, the federal Environmental Protection Agency (EPA) has published Guideline on the Identification and Use of Air Quality Data Affected by Exceptional Events, (EPA-450/4-86-007), July 1986 (the EPA Guideline). The EPA Guideline provides overall criteria for determining whether an event is exceptional with regard to the national standards. The executive officer will use the EPA Guideline as a general basis for reviewing ambient data, but will not be bound by the specific definitions in the EPA Guideline for the various types of exceptional events because those definitions are made on a national basis. In addition, since what may be exceptional in one part of the state may be common in another, each possible event will be evaluated on a case-by-case basis.

The steps for identifying an exceptional event are:

1. A district (or the executive officer) identifies questionable data.
2. If a known exceptional event has occurred, the district gathers relevant data to document the occurrence.
3. If an exceptional event is only suspected, the district investigates available data for the possible event.
4. The district submits to the executive officer a request for identifying the data as affected by an exceptional event and also provides supporting documentation.
5. If the executive officer concurs with the district, he/she will identify the data as affected by an exceptional event.

6. If the district's request for identifying data as affected by an exceptional event cannot be supported, the district will be notified of the reasons. The executive officer will consider any additional data to support the request, but in the absence of any new evidence, will disapprove the request.

Unusual Concentration Events

An unusual concentration event is an event which causes an anomalous exceedance of a state standard and which does not qualify as an ~~exceptional event or an extreme concentration event~~ or an exceptional event. An exceedance affected by an unusual concentration event may be identified only for an area designated as attainment or unclassified at the time of the exceedance.

The steps for identifying an unusual concentration event are:

1. A district (or the executive officer) identifies a questionable exceedance(s).
2. If the exceedance(s) has not been identified as having been affected by an extreme concentration event or an exceptional event ~~or an extreme concentration event~~, and if the area was designated as attainment or unclassified at the time of the exceedance(s), the executive officer will review the exceedance(s) to determine whether it was affected by an unusual concentration event.
3. In evaluating a possible unusual concentration event, the executive officer ~~shall~~ will consider all relevant information, including but not limited to the amount and characteristics of air quality data, emission data, meteorological data, potential public health and welfare impacts, and any applicable state, district, and federal rules and regulations. To identify the exceedance(s) as affected by an unusual concentration event, the executive officer must find, based on the relevant information, that the impact of the exceedance(s) is limited to the local area, the exceedance(s) is not expected to recur, and that the data do not support a nonattainment designation.
4. If the exceedance(s) qualifies as possibly affected by an unusual concentration event, the executive officer will consult with the district in identifying the exceedance(s) as affected by an unusual concentration event.

5. An area may retain its attainment or unclassified designation based on the identification and exclusion of an exceedance(s) affected by an unusual concentration event for no more than three consecutive years. If the executive officer identifies an exceedance(s) affected by an unusual concentration event in the area in the fourth consecutive year, the area shall will be redesignated as nonattainment.

NOTE: Authority Cited: sections 39600, 39601, 39607, and 39608, Health and Safety Code.
Reference: sections 39607 and 39608, Health and Safety Code.

APPENDIX 3

CRITERIA FOR DETERMINING DATA COMPLETENESS

This Appendix describes the criteria to be used in determining data completeness for the purpose of designating areas as attainment or nonattainment-transitional as described in this Article 3, Subchapter 1.5, Chapter 1, Part III, Title 17 (commencing with section 70300), California Code of Regulations. The purpose of these data completeness criteria is to specify the minimum data deemed necessary to assure that sampling occurred at times when a violation is most likely to occur.

Complete Data

Data for a site will be deemed complete if there are representative data (as determined in accordance with the Representativeness Criteria in Appendix 1) during the required hours (see below) of the day during the required months (see below) for the required years (see below).

Required Hours

The hours of potentially high concentration must be included. Unless a detailed evaluation determines different hours to be appropriate for a specific site, these hours are:

<u>Pollutant</u>	<u>Hours (PST)</u>
Ozone	9 am - 5 pm
Carbon Monoxide	3 pm - 9 am (next day)
Nitrogen Dioxide	8 am - 8 pm
Visibility Reducing Particles	10 am - 6 pm
Other Pollutants	Throughout day

Required Months

The months of potentially high concentrations must be included. Unless a detailed evaluation determines different months to be appropriate for a specific site, these months are:

<u>Pollutant</u>	<u>Months</u>
Ozone	July - September
Carbon Monoxide	January, November - December
Nitrogen Dioxide	October - December
Sulfur Dioxide	September - December
Sulfates	January, June - December
Lead (Particulate)	January, November - December
Other Pollutants	January - December

Required Years

The number of years to be included is:

- a) Three; or
- b) Two, if during these years the maximum pollutant concentration (not including data found to be affected by a highly irregular or infrequent event under the procedure set forth in Appendix 2) is less than three-fourths the applicable state ambient air quality standard; or
- c) One, if during this year the maximum pollutant concentration (not including data found to be affected by a highly irregular or infrequent event under the procedure set forth in Appendix 2) is less than one-half the applicable state ambient air quality standard.

APPENDIX 4

SCREENING PROCEDURE FOR DETERMINING ATTAINMENT DESIGNATIONS FOR AREAS WITH INCOMPLETE AIR QUALITY DATA

This Appendix describes the screening procedure that will serve as the basis for making a pollutant-specific finding under section 70304(c) that the state ambient air quality standard is being attained for areas with no or an incomplete air quality data record. The procedure is applicable only for nitrogen dioxide, sulfur dioxide, sulfates, and lead (particulate). For those areas with some air quality data for the prior three years, the screening procedure will be applied for a pollutant only if the maximum concentrations of that pollutant in the area did not exceed 75 percent of the state standard(s).

<u>Pollutant</u>		<u>Screening Parameters</u>	<u>Screening Values</u>
Nitrogen Dioxide	a)	Basin Population	1,000,000 people
	b)	Total Annual NOx Emissions in Air Basin	40,000 tons/yr
	c)	Total Annual Point Source NOx Emissions in County	2,100 tons/yr
Sulfur Dioxide	a)	Total Annual Point Source SOx emissions in County	1,700 tons/yr
	b)	Maximum Annual SOx Emissions from Single Facility in County	900 tons/yr
Sulfates	a)	Total Annual SOx Emissions in Air Basin	19,000 tons/yr
	b)	Total Annual Point Source SOx Emissions in County	1,700 tons/yr
	c)	Maximum Annual SOx Emissions from Single Facility in County	900 tons/yr
Lead	a)	County Population	600,000 people
	b)	Maximum Annual Lead Emissions from Single Facility in County	0.5 tons/yr

For an area to which these values are applied, the local values of the applicable screening parameters will be compared to the respective screening values. The area will be presumed to be attainment if none of the applicable screening parameters for a pollutant exceed the associated screening values.

2. AMENDMENTS TO THE AREA DESIGNATIONS, SECTIONS 60201 THROUGH 60209

(Additions are shown as underline italics and deletions as ~~strikeout~~)

Amend sections 60201, 60202, and 60205, title 17, California Code of Regulations, to read as follows:

60201. Table of Area Designations for Ozone

Area	Designation
North Coast Air Basin	Attainment
San Francisco Bay Area Air Basin	Nonattainment
North Central Coast Air Basin	Nonattainment
South Central Coast Air Basin	Nonattainment
South Coast Air Basin	Nonattainment
San Diego Air Basin	Nonattainment
Northeast Plateau Air Basin	Attainment
Sacramento Valley Air Basin	
Butte County	Nonattainment-Transitional
<u>Colusa County</u> ¹	<u>Nonattainment-Transitional</u>
Glenn County	Nonattainment-Transitional
Remainder of Basin	Nonattainment
San Joaquin Valley Air Basin	Nonattainment
Great Basin Valleys Air Basin	
Alpine County	Unclassified
Inyo County	Unclassified
Mono County	Nonattainment-Transitional
Mojave Desert Air Basin	Nonattainment
Salton Sea Air Basin	Nonattainment

60201. Table of Area Designations for Ozone (continued)

Area	Designation
Mountain Counties Air Basin Amador, Calaveras, El Dorado, Nevada, Placer, Mariposa, and Tuolumne Counties Plumas and Sierra Counties	Nonattainment Unclassified
Lake County Air Basin	Attainment
Lake Tahoe Air Basin	Attainment

¹ Designation by operation of law (1997~~8~~), under H&SC, section 40925.5.

~~² Designation by operation of law (1996), under H&SC, section 40925.5.~~

NOTE: Authority cited: sections 39600, 39601, and 39608, Health and Safety Code.
 Reference: sections 39608 and ~~40925.5(a)~~, Health and Safety Code.

60202. Table of Area Designations for Carbon Monoxide

Area	Designation
North Coast Air Basin	
Del Norte County	Unclassified
Humboldt County	Attainment
Mendocino County	Attainment
Sonoma County	Unclassified
Trinity County	Unclassified
San Francisco Bay Area Air Basin	
Alameda County	Attainment
Contra Costa County	Attainment
Marin County	Attainment
Napa County	Attainment
San Francisco County	Attainment
San Mateo County	Attainment
Santa Clara County	Attainment
Solano County	Attainment
Sonoma County	Attainment
North Central Coast Air Basin	
Monterey County	Attainment
San Benito County	Unclassified
Santa Cruz County	Unclassified
South Central Coast Air Basin	
San Luis Obispo County	Attainment
Santa Barbara County	Attainment
Ventura County	Attainment
South Coast Air Basin	
Los Angeles County	Nonattainment
Orange County	Attainment
Riverside County	Attainment
San Bernardino County	Attainment
San Diego Air Basin	Attainment
Northeast Plateau Air Basin	
Lassen County	Unclassified
Modoc County	Unclassified
Siskiyou County	Unclassified

60202. Table of Area Designations for Carbon Monoxide (continued)

Area	Designation
Sacramento Valley Air Basin	
Butte County	Attainment
Colusa County	Unclassified
Glenn County	Unclassified
Placer County	Attainment
Sacramento County	Attainment
Shasta County	Unclassified
Solano County	Attainment
Sutter County	Attainment
Tehama County	Unclassified
Yolo County	Attainment
Yuba County	Unclassified
San Joaquin Valley Air Basin	
Fresno County	<u>Attainment</u>
Fresno Urbanized Area [†]	Nonattainment
Remainder of County	Attainment
Kern County	Attainment
Kings County	Unclassified
Madera County	Unclassified
Merced County	Unclassified
San Joaquin County	Attainment
Stanislaus County	Attainment
Tulare County	Attainment
Great Basin Valleys Air Basin	
Alpine County	Unclassified
Inyo County	Attainment
Mono County	Attainment

60202. Table of Area Designations for Carbon Monoxide (continued)

Area	Designation
Mojave Desert Air Basin	
Kern County	Unclassified
Los Angeles County	Attainment
Riverside County	Unclassified
San Bernardino County	Attainment
Salton Sea Air Basin	
Imperial County	
City of Calexico ^{2/}	Nonattainment
Remainder of County	Unclassified
Riverside County	Attainment
Mountain Counties Air Basin	
Amador County	Unclassified
Calaveras County	Unclassified
El Dorado County	Unclassified
Mariposa County	Unclassified
Nevada County	Unclassified
Placer County	Unclassified
Plumas County	Attainment
Sierra County	Unclassified
Tuolumne County	Attainment
Lake County Air Basin	
Lake County	Attainment
Lake Tahoe Air Basin	<u>Attainment</u>
El Dorado County	Nonattainment-Transitional
Placer County	Attainment

1. ~~50 Fed. Reg. 47735 (November 20, 1985); 45 Fed. Reg. 53149 (August 11, 1980); City of Fresno Department of Planning and Inspection, 1974 General Plan Report of the FCMA, page 4.~~

~~2.1.~~ section 60200(a).

NOTE: Authority cited: sections 39600, 39601, and 39608, Health and Safety Code.
Reference: section 39608, Health and Safety Code.

60205. Table of Area Designations for Suspended Particulate Matter (PM10)

Area	Designation
North Coast Air Basin	Nonattainment
San Francisco Bay Area Air Basin	Nonattainment
North Central Coast Air Basin	Nonattainment
South Central Coast Air Basin	Nonattainment
South Coast Air Basin	Nonattainment
San Diego Air Basin	Nonattainment
Northeast Plateau Air Basin	<i>Nonattainment</i>
Modoc and Siskiyou Counties	Nonattainment
Lassen County	Unclassified
Sacramento Valley Air Basin	Nonattainment
San Joaquin Valley Air Basin	Nonattainment
Great Basin Valleys Air Basin	Nonattainment
Mojave Desert Air Basin	Nonattainment
Salton Sea Air Basin	Nonattainment
Mountain Counties Air Basin	
El Dorado, Nevada, Placer	
Plumas, and Sierra Counties	Nonattainment
Amador County	Unclassified
Calaveras County	Nonattainment
Mariposa County Portion of	
Yosemite National Park	Nonattainment
Remainder of Mariposa and Tuolumne Counties	Unclassified
Lake County Air Basin	Attainment
Lake Tahoe Air Basin	Nonattainment

NOTE: Authority cited: sections 39600, 39601, and 39608, Health and Safety Code.
Reference: section 39608, Health and Safety Code