

Given below is draft language for the body of the certification letter. The language would be provided to the Governor's office to assist in preparing the certification letter for the Governor's signature or her designee (e.g., the Secretary of Energy and Environment).

Draft Section 110 Infrastructure SIP Certification
2008 Primary and Secondary Ozone NAAQS

Sections 110(a)(1) and (2) of the Clean Air Act require that each state review and revise as necessary its SIP following promulgation of a new or revised National Ambient Air Quality Standard (NAAQS). [See 42 U.S.C. 7410(a)(1) and (2)] On March 12, 2008, the U.S. Environmental Protection Agency (EPA) revised the levels of the Primary and Secondary 8-hour NAAQS for ozone [73 Fed.Reg. 16436, Mar. 27, 2008]. EPA issued the "Guidance on Infrastructure State Implementation Plan (SIP) Elements under Clean Air Act Sections 110(a)(1) and 110(a)(2)" in September 2013. Under this guidance, states may certify that their existing SIPs meet the "infrastructure" elements of § 110(a)(2), rather than submitting a revised SIP for the 2008 ozone NAAQS.

Oklahoma's SIP is codified in 40 CFR Part 52, Subpart LL. On behalf of the State of Oklahoma, I hereby certify that, as indicated in the enclosed table titled "Oklahoma's State Implementation Plan (SIP) Submittal 'Infrastructure' Checklist," Oklahoma's SIP meets the infrastructure obligations for the 2008 Primary and Secondary ozone NAAQS. To date, the only Program changes required to meet the revised 2008 ozone NAAQS were revisions to Appendix E and F of OAC 252:100, to change the levels of the Primary and Secondary 8-hour ozone standard [CAA § 110(a)(2)(H)].

State public participation procedures for such SIP submittals were submitted to EPA for review under 40 CFR § 51.102. In a letter dated August 23, 2012, EPA concurred that Oklahoma's procedures are consistent with the requirements of 40 CFR § 51.102 and associated guidance. Public notice for this submittal was posted on DEQ's web site on March 28, 2014, to allow the opportunity to provide comments and to request a public hearing preliminarily scheduled for April 30, 2014 at DEQ's offices. [No hearing requests were received during the comment period. Therefore, a notice of hearing cancellation was posted on April 28 2014.] Attached are copies of comments received during the comment period and/or the public hearing, and a Response to Comments document. It is our understanding that the final results of EPA's review of this submittal will be determined through rulemaking and will be published in the *Federal Register*.

Note that this letter and its supporting documentation do not address § 110(a)(2)(I), which pertains to the nonattainment planning requirements of Title I, Part D of the Clean Air Act and is not governed by the three year SIP submission deadline under § 110(a)(1), because Oklahoma currently has no ozone nonattainment areas and no nonattainment plans are due.