

Status of Sanction Clocks under the Clean Air Act in California

As of 1/9/2013

Area	Required Element	Effective Date and Type of Finding	Date of 2:1 Offset Sanction	Date of Highway Sanction	Status
San Francisco Bay Area	Ozone SIP	10/22/2001 Limited Disapproval 4/24/2004 Sanctions stayed and deferred	04/22/2003	10/22/2003	Offset sanction stayed (and highway sanction deferred) by interim final determination on 07/16/03 . Effective on 4/24/2004 the interim final action stayed the offset sanction and deferred the highway sanction for as long as the area continues to attain the 1-hour ozone standard.
Sacramento Metropolitan (Ozone) Area except Sacramento County	Ozone Fees	1/5/2010 Failure to Submit 5/18/2011 Sanctions deferred	8/5/2011	1/5/2012	Failure to Submit Section 185 fee SIP for 1-hour ozone, except Sacramento County (Sacramento AQMD) for which the SIP was submitted. "Severe" area. SANCTIONS DEFERRED effective 5/18/2011 based on proposed finding that Sacramento Metro area attained the 1-hour ozone standard by 11/2010 and no longer needs to submit the missing SIP element. Final attainment finding on 10/18/2012 did not terminate the Section 185 fee and potential sanctions.
Southeast Desert (Ozone) Area	Ozone Fees	1/5/2010 Failure to Submit	8/5/2011	1/5/2012	Failure to Submit Section 185 fee SIP for 1-hour ozone. "Severe" area. SANCTIONS CLOCKS STOPPED per EPA letter.
San Joaquin Valley	NSR Rules	6/10/2010 Limited Disapproval 12/6/2011 Sanctions deferred	12/10/2011	6/10/2012	Limited approval/disapproval of NSR rule changes addressing Extreme ozone classification, agricultural permitting, and various other EPA requirements. Sanctions DEFERRED effective 12/6/11 based on Proposed Rule to approve revised NSR rules.

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Imperial County	Fugitive Dust Rules (Reg. VIII)	8/9/2010 Limited Disapproval 1/7/2013 Sanctions stayed	2/9/2012	8/9/2012 Stayed effective 1/7/2013	Limited approval/disapproval of Regulation VIII (fugitive dust rule) – BACM concerns regarding OHV use, unpaved roads, agriculture, other (paved roads not an issue though). Offset sanction started 2/9/2012 and Highway sanction started on 8/9/2012. EPA stated that this was not a “control strategy SIP” disapproval so there was no conformity lapse affecting transit funding. Area affected is the PM10 nonattainment area, which does not include the far eastern part of the county. Proposed Rule to approve revised fugitive dust rules and Interim Final Determination staying sanctions published in Federal Register on 1/7/2013. Stay was effective immediately.
Sacramento Metro AQMD	Rule 214 (NSR)	8/19/11 Limited Disapproval 2/14/2013 Sanctions stayed & deferred	2/19/13	8/19/13	Limited disapproval of APCD New Source Review rule. Sanctions STAYED and DEFERRED effective 2/14/2013 based on Proposed Rule to approve revised Rule 214.
Feather River AQMD (Yuba & Sutter Counties)	Rule 10.1 (NSR)	8/26/2011 Limited Disapproval	2/26/2013	8/26/2013	Limited approval/disapproval of NSR rules. Sanctions STAYED and DEFERRED effective 2/22/2013 based on Proposed Rule to approve revised NSR rules.

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Placer County APCD	Rule 502 (NSR)	8/26/2011 Limited Disapproval	2/26/2013	8/26/2013	Limited approval/disapproval of NSR rules. Sanctions STAYED and DEFERRED effective 2/22/2013 based on Proposed Rule to approve revised NSR rules.
San Joaquin Valley	PM2.5 SIP	1/9/2012 Partial Disapproval	7/9/2013	1/9/2014	Disapproval of contingency measures in PM2.5 SIP. All other aspects of the SIP were approved, including emission budgets, so a protective finding was made preventing conformity freeze.
South Coast	PM2.5 SIP	1/9/2012 Partial Disapproval	7/9/2013	1/9/2014	Disapproval of contingency measures in PM2.5 SIP. All other aspects of the SIP were approved, including emission budgets, so a protective finding was made preventing conformity freeze.
Placer Co. APCD	Rule 233 Biomass-fueled Boilers	2/21/12 Limited Disapproval	8/21/13	2/21/2014	Limited approval/disapproval of APCD rule for biomass-fueled boilers. Deficiencies related to RACT trigger sanctions clock. Full approval of revised local rule proposed 11/9/2012 (77 FR 67322) but sanctions were not stayed/deferred.
San Joaquin Valley	1-hour & 8-hour Ozone SIP; VMT Offset provision	11/26/2012 Withdrawal of SIP Approval & Failure To Submit	5/26/2014	11/26/2014	Withdrawal of Approval of Air Quality Implementation Plans and Findings of Failure To Submit Required Plans; 1-Hour and 8-Hour Ozone Extreme Area Plan Elements (including VMT Offset provisions). Triggered by lawsuit. State withdrew challenged portions of SIP prior to action so this is not a control strategy SIP disapproval; no conformity freeze.

See also FHWA's Sanctions Clock list at: http://www.fhwa.dot.gov/environment/air_quality/highway_sanctions/sanctionslock.cfm