



Missouri Department of dnr.mo.gov

NATURAL RESOURCES

Michael L. Parson, Governor

Dru Buntin, Director

April 13, 2022

Michael Morris, Rule 13 Certified Student Attorney
Interdisciplinary Environmental Clinic
Washington University School of Law
One Brookings Drive — MSC1120-250-258
St. Louis, MO 63130
Sent Electronically: michael.morris@wustl.edu

Re: Requesting Extension of Comment Period for Missouri's Regional Haze State Implementation Plan for the Second Implementation Period

Dear Michael Morris:

Thank you for your letter dated March 30, 2022, requesting to extend the public comment period on Missouri's Regional Haze State Implementation Plan (SIP) for the Second Implementation Period. Unfortunately, we are unable to grant your request.

The Department of Natural Resources' Air Pollution Control Program (Air Program) welcomes, encourages, and supports public participation in all SIP revisions and rulemakings, and considered the circumstances described below in making this decision.

In your letter, you stated that the extension would not prejudice any regulated entity nor materially affect our ability to submit our SIP to the U.S. Environmental Protection Agency (EPA) within a reasonable time. However, on April 7, 2022, EPA announced its intent to make findings of failure to submit Regional Haze Second Planning Period SIPs for states that have not yet submitted a plan. As indicated in the announcement on EPA's website (<https://www.epa.gov/visibility>), EPA intends to issue these findings by August 31, 2022, and if states wish to avoid inclusion in the findings they should submit their SIPs by August 15, 2022.

Under our current schedule, with the comment period from March 28, 2022, to May 5, 2022, the Air Program is scheduled to propose Missouri's SIP for adoption to the Missouri Air Conservation Commission on July 28, 2022. Due to the narrow timeframe between the scheduled adoption date and the August 15, 2022 submission date to EPA to avoid inclusion in the failure to submit findings, the Air Program is unable to extend the public comment period. If Missouri is included on the list of states in EPA's findings of failure to submit, it would establish a statutorily mandated deadline for EPA to either approve our SIP or finalize a federal plan



Michael Morris
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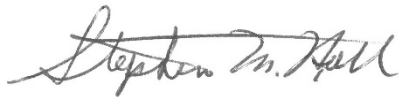
for Missouri. Therefore, the extension of the comment period has the potential to limit the rights of Missouri's citizens, regulated entities, and other stakeholders.

The public hearing for Missouri's proposed Regional Haze SIP for the Second Planning period will be held during the Missouri Air Conservation Commission meeting on April 28, 2022. Participation in the hearing is available both in person in Jefferson City, Missouri and virtually through Webex. Information on how to participate in the public hearing is available on our website at: <https://dnr.mo.gov/calendar/event/155791>. The Air Program will accept comments on the proposed SIP through May 5, 2022.

The Air Program appreciates your interests in air quality. If you have additional questions, please contact Mark Leath, with the department's Air Pollution Control Program at P.O. Box 176, Jefferson City, MO 65102 or by phone at (573) 751-4817 or email at mark.leath@dnr.mo.gov.

Sincerely,

AIR POLLUTION CONTROL PROGRAM

A handwritten signature in cursive script that reads "Stephen M. Hall".

Stephen M. Hall
Director

SMH:abc

c: Missouri Air Conservation Commission