

Attachment C

OUTREACH AND NOTIFICATIONS

Proposed Modifications to the Regulation for the Reporting of Criteria Air Pollutants and Toxic Air Contaminants

This attachment summarizes the public process CARB staff implemented to ensure that those that who may be affected by the regulation and proposed revisions were made aware of the updates. Our goal was to be inclusive, to ensure that those affected by the regulation and updates would: 1) have opportunities for input into development of the proposed revisions, 2) be fully aware of the proposed revisions and requirements, and, 3) have a clear understanding about how the regulation and updates would affect them.

CARB's outreach sought to be comprehensive and diverse in developing the modifications to the regulation. We worked with three primary stakeholder groups, all of who were important partners in the development of the modifications, and who will be essential in ensuring successful implementation of the regulation in the years ahead. These key stakeholder groups included:

- Local Air Districts;
- Facility Operators and Business Associations; and
- Community Advocates and Environmental Representatives

The remainder of this attachment provides an account of some of the specific outreach efforts which were used in developing the CTR Regulations revisions.

Post-Board Meeting and District Partnerships. At the CARB Board meeting in December 2018, the Board directed staff to modify facility applicability criteria. This effort began with internal CARB staff brain-storming, but quickly branched out to working with air districts who would be affected by any potential changes. CARB staff worked closely with, and obtained feedback from, multiple air districts to craft a first draft of the updated CTR Regulation with the statewide applicability provisions.

Public Notifications and Workshops. With an initial draft of the regulation updates complete, CARB staff wanted to obtain a broad range of stakeholder input on the revisions. Therefore, to ensure extensive engagement, we scheduled five public workshops throughout the state in March 2019 including: Sacramento (March 5), Oakland (March 6), San Diego (March 11), Los Angeles (March 12), and in the San Joaquin Valley (March 14).

To ensure maximum participation in the regulation update process, we provided comprehensive notifications regarding the workshops including:

- Nearly 1000 letters mailed on 2/25/2019 to individual facility operators;
- Letters mailed to nearly 30 industry groups on 3/25/2019 that could potentially be affected by the regulation;
- Electronic bulletins were emailed on 2/21/2019 to 12,394 individuals on CARB notification lists; and
- Posted the Workshop Notice, the “informal” initial draft regulation text, and other materials to our CARB program website here: <https://ww2.arb.ca.gov/our-work/programs/criteria-and-toxics-reporting> (see Meetings & Workshops).

We had substantial participation at the workshops, with 40-60 people attending each event, and about 200 people participating online via a webcast of the Sacramento workshop (a recording of which is available on the program website). Comments received at the workshops ranged from input regarding technical details of the regulation text, to questions of how certain provisions would be implemented, and to more general comments on the process for making the revisions, and why certain updates were included in the proposal.

During the workshops we encouraged those interested to submit written comments, which we would use to refine the proposal prior to releasing the “formal” revised CTR Regulation for public comment. We received 80 written comments, which are available here: <https://ww2.arb.ca.gov/criteria-and-toxics-reporting/comments>. Staff incorporated updates to the regulation, as appropriate, for comments focused on specific elements of the regulation text. Multiple comments were also received regarding the overall scope of the revised requirements, and the process used to update the regulation. We included revisions to address those comments as possible, to either simplify reporting for certain sectors, or by providing extended implementation time-lines to allow districts and facilities to prepare for the upcoming requirements.

Preparing Revised Regulation Text for Public Notification. Following the workshops, CARB staff continued multiple meetings and discussions with the state air district technical staff, management, and California Air Pollution Control Officers Association (CAPCOA), to identify areas for improvement within the regulation. We also provided multiple industry group presentations, to provide information about the provisions, answer any questions, and receive feedback. In addition we had one-on-one meetings with various industry associations and representatives, to make them aware of the proposed updates and to try to address any concerns. Of course, we also continued working with advocates focused on public and community health, to help ensure that to the extent possible, their primary concerns were considered within the revised regulation.

Following this outreach process, this notice of revised text was provided to all parties identified in the “Public Notifications and Workshops” section above, to the CARB Regulatory Activities list serve, and to those who submitted written informal comments regarding the draft proposal. The Notice was also posted to the CARB website at

<https://ww2.arb.ca.gov/rulemaking/2018/proposed-regulation-reporting-criteria-air-pollutants-and-toxic-air-contaminants>.