

ONE HUNDRED FIFTEENTH CONGRESS
Congress of the United States
House of Representatives
COMMITTEE ON ENERGY AND COMMERCE
2125 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6115
Majority (202) 225-2927
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April 11, 2017

Mr. Seyed Sadredin
Executive Director
and Air Pollution Control Officer
San Joaquin Valley Air Pollution Control District
1990 East Gettysburg Avenue
Fresno, CA 93726-0244

Dear Mr. Sadredin,

Thank you for appearing before the Subcommittee on Environment on Wednesday, March 22, 2017, to testify at the hearing entitled "H.R. 806, Ozone Standards Implementation Act of 2017."

Pursuant to the Rules of the Committee on Energy and Commerce, the hearing record remains open for ten business days to permit Members to submit additional questions for the record, which are attached. The format of your responses to these questions should be as follows: (1) the name of the Member whose question you are addressing, (2) the complete text of the question you are addressing in bold, and (3) your answer to that question in plain text.

To facilitate the printing of the hearing record, please respond to these questions with a transmittal letter by the close of business on Wednesday, April 26, 2017. Your responses should be mailed to Grace Appelbe, Legislative Clerk, Committee on Energy and Commerce, 2125 Rayburn House Office Building, Washington, DC 20515 and e-mailed in Word format to Grace.Appelbe@mail.house.gov.

Thank you again for your time and effort preparing and delivering testimony before the Subcommittee.

Sincerely,



John Shimkus
Chairman
Subcommittee on Environment

cc: The Honorable Paul Tonko, Ranking Member, Subcommittee on Environment

Attachment

Attachment – Additional Questions for the Record

The Honorable John Shimkus

1. Would you elaborate your comments in your testimony concerning “formula-based milestones and deadlines that EPA and courts have established in the absence of clear Congressional direction”?
 - a. What are some specific examples of these milestones and deadlines and how are these actually inhibiting your ability to implement air quality standards?
 - b. To what extent do these comments relate to formulas and milestones established in the 1990 amendments to the Clean Air Act?
 - c. Are any assumptions that served as a basis for the formulas you reference no longer applicable, given current air-quality conditions or scientific understanding, to enable effective implementation of air quality plans?
2. You noted in testimony that it is unfair that, under current law, local jurisdictions may be subject to penalties for failure to attain standards, even though the failure is due to emissions from sources that are outside the jurisdictions’ authority to control.
 - a. In addition to the mobile-source emissions you discussed, would you provide examples of other types of emissions or pollutants, natural or anthropogenic, that are outside your control and that may impede your ability to reach attainment of air quality standards so as to subject you to fees or other penalties?
 - b. Your comments focused on relief from penalties for local air quality jurisdictions that cannot reach attainment due to emissions beyond their control; are there circumstances in your view in which relief may also be applicable to state level jurisdictions?
3. You have previously noted that the Exceptional Events Rule as currently implemented does not cover such events as historic droughts or other events. What potential modifications to the exceptional events provisions of the Clean Air Act would you suggest to provide more meaningful relief?
4. Are there any other considerations we should take into account concerning H.R. 806 that you believe we did not cover sufficiently in the hearing?