From: DOWNING Kevin
To: OLIPHANT Margaret; GINSBURG Andy; PAPISH Uri
Cc: CURTIS Andrea
Subject: RE: RM-DESLGRNT: Diesel grant temporary rule and grain loading
Date: Friday, October 04, 2013 9:14:26 AM

I suppose the first question, is there enough time to commence a rulemaking process?

Otherwise the practical effect is that the EPA funded ODOT project is put on hold until then (10 months into the award period), the revised CMAQ project involving Fred Meyer is delayed and quite possibly the revised CMAQ metro school bus project is delayed. The latter two are suffering from inherent delays from ODOT reprocessing but why add to the burden?

Kevin

503.229.6549

Clean Diesel - We Can Live With That

From: OLIPHANT Margaret
Sent: Friday, October 04, 2013 9:09 AM
To: GINSBURG Andy; PAPISH Uri; DOWNING Kevin
Cc: CURTIS Andrea
Subject: RE: RM-DESLGRNT: Diesel grant temporary rule and grain loading

Would it be better to just take this rule on its own to the EQC as a permanent rule in March?

From: GINSBURG Andy
Sent: Thursday, October 03, 2013 6:30 PM
To: PAPISH Uri; DOWNING Kevin
Cc: INAHARA Jill; CALDERA Stephanie; CURTIS Andrea; OLIPHANT Margaret
Subject: RE: RM-DESLGRNT: Diesel grant temporary rule and grain loading

I agree.

Thanks.

Andy Ginsburg
Air Quality Administrator
Oregon Department of Environmental Quality
(503) 229-5397 - Office
(503) 572-7195 - Mobile

From: PAPISH Uri
Sent: Thursday, October 03, 2013 5:14 PM
To: DOWNING Kevin; GINSBURG Andy
Cc: INAHARA Jill; CALDERA Stephanie; CURTIS Andrea
Subject: RE: RM-DESLGRNT: Diesel grant temporary rule and grain loading

Based on this I suggests we pull the Diesel temporary rule from the EQC meeting this month and

propose it for adoption at the next EQC meeting.

From: DOWNING Kevin
Sent: Wednesday, October 02, 2013 3:28 PM
To: PAPISH Uri; GINSBURG Andy
Cc: INAHARA Jill; CALDERA Stephanie; CURTIS Andrea
Subject: RM-DESLGRNT: Diesel grant temporary rule and grain loading

Hello,

I was just talking with Jill and she informs me there is a chance the omnibus rule that includes the permanent diesel grant rule may not go to the Commission in March 2014. I would suggest it means we need to reschedule the temporary rule.

The temporary rule is good for only six months. If we filed it in October, it would expire in March 2014 just as the permanent rule was to be adopted as part of the omnibus rule. If the omnibus/permanent rule is delayed it will create a gap in authority. Now I understand the next EQC meeting after March would be June 2014, leaving a 3 month gap where the relevant diesel grant rule would not be in place. This raises a question as to what happens to projects underway during this period.

I understand the next EQC meeting for the temporary rule would be December 2013, which would be sufficient to provide a six month coverage period before the permanent rule is considered in June 2014.

As you decide how to proceed with timing on the omnibus rule and the issue raised there now, consider whether we need to reschedule Commission consideration of the temporary rule.

Kevin Downing
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