

Alan Newman

I am submitting comments only on the proposal to update the adoption by reference section of WAC 173-400-025.

Overall, you appear to have chosen the most convoluted way to not adopt EPA's recent changes to 40 CFR 52.21(a). A much simpler method would have been to add a single exception to this section by setting the adoption date for 40 CFR 52.21(a) to January 24, 2018. This would accomplish the goal of not adopting the project netting provisions EPA made to their rule.

No changes are required to the state nonattainment provisions (WAC 173-400, sections 800-850).

The existing nonattainment provisions do not incorporate project netting and are already federally approved into the SIP.

Using the above suggestions would eliminate the need for you to try to amend federal rules in a state rule, which is of questionable legality.