



The California Asphalt Pavement Association

2019 OFFICERS March 4, 2019

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John Swanson, Air Pollution Specialist
California Air Resources Board
1001 I Street
Sacramento, CA 95814

Re: Proposed 15-Day Revisions to Criteria Air Pollutants (CTR) regulations

Dear Mr. Swanson:

We have received notice of the California Air Resources Board series of workshops on proposed revisions to the "Regulation for the Reporting of Criteria Air Pollutants and Toxic Air Contaminants (CTR)." The draft text released today, much to our dismay, includes substantial changes that will require more time for us to absorb and solicit meaningful feedback from our industry in the 15-day review timeframe.

We respectfully request that the California Air Resources Board adhere to the standard 45-day comment period, at minimum, so that we may educate our industry about what is being proposed and try to understand how it will impact the industry. Numerous other regulatory hearings by other governmental entities are happening simultaneously this Spring, straining our ability to provide the type of practical insight you seek.

Attached also please find some brief comments we have prepared on this process that were developed before we received the draft regulation changes. It is our initial attempt to glean some perspective from our industry on the impacts we envision for the industry and our ability to deliver infrastructure projects demanded by the public.

The California Asphalt Pavement Association, founded in 1953, is the only trade association that represents the asphalt pavement industry in California. Our members include asphalt producers, refiners, paving contractors, testing labs, consultants, equipment manufacturers and many other related companies that make up the multibillion-dollar industry.

Please feel free to contact me at (916) 791-5044 if you have any questions.

Sincerely,

RUSSELL W. SNYDER, CAE
Executive Director



The California Asphalt Pavement Association

March 2019

Asphalt Industry comments to CARB on AB617 / Proposed changes to CTR Regulations

- The asphalt pavement industry respectfully requests more time to review and comment on proposed changes to the Criteria Air Pollutants and Toxic Air Contaminants (CTR Regulation). At minimum, a 45-day comment period following the community workshops is reasonable and prudent to give the industry time to generate the most meaningful comments and suggestions.
- We regularly report emissions to air quality districts and have been doing that for a long time. Many of our sites report their emissions and the agencies analyze and publish the results. We will continue to do that reporting. There are some proposed reporting requirements that conflict and/or are redundant with already existing reporting requirements. It is not helpful to duplicate efforts already occurring elsewhere.
- There is concern that the lowering of the reporting thresholds dramatically will create confusion, disruption and bureaucratic hardships for local agencies as well as businesses.
- Onerous reporting and record-keeping provisions divert resources from ongoing and successful efforts to implement engineering controls and best-management-practices that have achieved steady emissions reductions over the years.
- We recommend that implementation (report due) dates be staggered so that agency and industry personnel can manage the workload requirements more effectively.
- The asphalt industry has concerns about the confidentiality about reported information. In keeping with federal anti-trust laws, the asphalt industry is competitive, which lowers prices for customers, including the many public entities that purchase our products. There are strict prohibitions against competitors sharing certain information, and certain emissions information may be utilized to reveal details about plant operations, efficiency and production that is deemed sensitive and should be protected from competitors.