



PROPOSED REVISION TO 20.2.1 NMAC

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OVERVIEW

- **Summary of CROMERR Regulation**
 - **Reasons for Proposed Revision to 20.2.1 NMAC**
 - **Practical Implications of Revision**
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CROMERR REGULATION OVERVIEW

- CROMERR is an acronym for the Cross-Media Electronic Reporting Regulation at 40 CFR 3.
 - Applies to states, tribes, and local governments that are authorized to accept reports from regulated entities under Title 40 of the Code of Federal Regulations.
 - Establishes standards for online electronic systems that receive reports and other documents.
 - Standards are designed to provide electronic submittals with the same level of legal dependability as the corresponding paper submittals.
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CROMERR REGULATION OVERVIEW

- The NMED Air Quality Bureau (aqb) must receive approval from the US EPA in order to accept reports and other documents via online electronic submittal.
 - The NMED Air Quality Bureau (aqb) submitted a draft CROMERR application to the US EPA in August of 2012.
 - The NMED aqb currently accepts electronic reports for several existing systems.
 - The NMED aqb may continue to operate the existing e-reporting systems while the application is under review.
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NMED AQB ONLINE SUBMITTALS

- The NMED AQB currently accepts Annual Emission Inventory (AEIR) and Excess Emissions Reports (EER) via online submittal.
 - The NMED AQB has plans for additional online submittal applications.
 - ✓ Air Quality Permit Applications (AQPA)
 - ✓ Routine Report Submittals
 - ✓ Stack Testing Protocols & Reports
 - ✓ Asbestos Notifications
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ATTORNEY GENERAL CERTIFICATION

- The NMED Air Quality Bureau (AQB) is in the process of finalizing the CROMERR application for submittal to the USEPA.
 - The final application must include a certification from the Attorney General that the NMED has sufficient legal authority to require electronic reporting.
 - An analysis by the NMED Office of General Counsel (OGC) indicated that the Department currently does not have sufficient legal authority for all of the electronic online applications that are in development or planned for the next few years.
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CROMERR APPLICATION SUBMITTAL

- The NMED OGC recommended a revision to 20.2.1 NMAC to address this deficiency.
 - The approval by the EIB to the proposed revisions to 20.2.1 NMAC will allow the NMED AQB to request certification by the Attorney General.
 - Attorney General certification will allow the NMED AQB to finalize the submittal of the CROMERR application to the US EPA .
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PRACTICAL IMPLICATIONS OF REVISION TO 20.2.1 NMAC

- For organizations currently submitting reports via the AEIR and/or the EER applications, none.
 - For any future applications, the Department will have the legal authority to require electronic submittals, when the new applications become available.
 - The proposed revision allows for the Department to waive the requirement for electronic reporting on a case by case basis.
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BENEFITS OF ELECTRONIC SUBMITTALS

- Reduces Department staff costs required to transfer data contained in paper reports and reduces costs to the regulated source of printing and mailing.
 - Data can now be transferred directly to the AQB databases, and transcription errors (from paper reports) will be eliminated.
 - Makes reporting and application submission simpler and more efficient.
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HOW NEW ELECTRONIC REPORTING REQUIREMENTS WILL BE ADDRESSED

- **When the NMED AQB has plans to go live with a new online submittal application, the following procedure will generally be followed:**
 - ✓ **Stakeholders will be notified via emails, AQB website, etc.**
 - ✓ **Volunteers will be recruited for a limited live beta test of the software.**
 - ✓ **A phased roll out will commence after completion of the beta test.**
 - ✓ **No penalty for any entity that did not receive notification.**
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THE END

Any questions?
