

20.2.99 NMAC - Repeal and Replace Correlation

A majority of 20.2.99 NMAC (Part 99) is proposed to be deleted in the replacement rule. Many of the sections that are to be retained will be renumbered in the replacement rule. The following table shows the correlation of current section numbers with the section numbers in the replacement rule. Current section numbers (as the rule was written prior to the replacement) are in the first column, followed by the title of the section in the middle column. The final column shows the replacement rule section number. Note that no new sections are being added. The replacement rule deletes 34 sections (noted in red) and renumbers most of the retained sections. The current rule has 54 sections. The replacement rule will have only 20 sections.

| Current Section # | Title of Section | New Section # |
|--------------------------|---|----------------------|
| 1 | Issuing Agency | 1 |
| 2 | Scope | 2 |
| 3 | Statutory Authority | 3 |
| 4 | Duration | 4 |
| 5 | Effective Date | 5 |
| 6 | Objective | 6 |
| 7 | Definitions | 7 |
| 8 | Documents | 8 |
| 9 - 108 | [RESERVED] | 9 - 100 |
| 109 | Applicability | 101 |
| 110 | Priority | DELETED |
| 111 | Frequency of Conformity Determinations | DELETED |
| 112 | Frequency of Conformity Determinations - Transportation Plans | DELETED |
| 113 | Frequency of Conformity Determinations - Transportation Improvement Programs | DELETED |
| 114 | Frequency of Conformity Determinations - Projects | DELETED |
| 115 | Frequency of Conformity Determinations - Triggers for Transportation Plan and TIP Conformity Determinations | DELETED |
| 116 | Consultation | 102 |
| 117 | Agency Roles in Consultation | 103 |
| 118 | Agency Responsibilities in Consultation | 104 |
| 119 | General Consultation Procedures | 105 |
| 120 | Consultation Procedures for Specific Major Activities | 106 |
| 121 | Consultation Procedures for Specific Routine Activities | 107 |
| 122 | Notification Procedures for Routine Activities | 108 |
| 123 | Conflict Resolution and Appeals to the Governor | 109 |
| 124 | Public Consultation Procedures | 110 |

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| 125 | Content of Transportation Plans and Timeframes of Conformity Determinations | DELETED |
| 126 | Relationship of Transportation Plan and TIP Conformity to the NEPA | DELETED |
| 127 | Fiscal Constraints for Transportation Plans and TIPS | DELETED |
| 128 | Criteria and Procedures for Determining Conformity of Transportation Plans, Programs, and Projects - General | DELETED |
| 129 | Criteria and Procedures - Latest Planning Assumptions | DELETED |
| 130 | Criteria and Procedures - Latest Emissions Model | DELETED |
| 131 | Criteria and Procedures - Consultation | DELETED |
| 132 | Criteria and Procedures - Timely Implementation of TCMs | DELETED |
| 133 | Criteria and Procedures - Currently Conforming Transportation Plan | DELETED |
| 134 | Criteria and Procedures - Projects from a Transportation Plan and TIP | DELETED |
| 135 | Criteria and Procedures - Localized CO, PM ₁₀ and PM _{2.5} Violations (Hot Spots) | DELETED |
| 136 | Criteria and Procedures - Compliance with PM ₁₀ and PM _{2.5} Control Measures | DELETED |
| 137 | Criteria and Procedures - Motor Vehicle Emissions Budget | DELETED |
| 138 | Criteria and Procedures - Interim Emissions in Areas Without Motor Vehicle Emissions Budgets | DELETED |
| 139 | Consequences of Control Strategy Implementation Plan Failures | DELETED |
| 140 | Requirements for Adoption or Approval of Projects by Other Recipients of Funds Designated under Title 23 U.S.C. or the Federal Transit Laws | DELETED |
| 141 | Procedures for Determining Regional Transportation-Related Pollutant Emissions - General Requirements | DELETED |
| 142 | Procedures for Determining Regional Transportation-Related Pollutant Emissions - Analysis in Serious, Severe, and Extreme Ozone Nonattainment Areas and Serious Carbon Monoxide Areas | DELETED |
| 143 | Procedures for Determining Regional Transportation-Related Pollution Emissions - Two-Year Grace Period for Regional Emissions Analysis Requirements in Certain Ozone and CO Areas | DELETED |
| 144 | Procedures for Determining Regional Transportation-Related Pollutant Emissions - Areas Which Are Not Serious, Severe or Extreme Ozone Nonattainment Areas or Serious Carbon Monoxide Areas | DELETED |
| 145 | Procedures for Determining Regional Transportation-Related Pollutant Emissions - PM ₁₀ from Construction-Related Fugitive Dust | DELETED |
| 146 | Procedures for Determining Regional Transportation-Related Pollutant Emissions - PM _{2.5} from Construction-Related Fugitive Dust | DELETED |
| 147 | Procedures for Determining Regional Transportation-Related Pollutant Emissions - Reliance on Previous Regional Emissions Analysis | DELETED |

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| 148 | Procedures for Determining Localized CO, PM ₁₀ and PM _{2.5} Concentrations (Hot-Spot Analysis) | DELETED |
| 149 | Using the Motor Vehicle Emissions Budget in the SIP (or Implementation Plan Submission) | DELETED |
| 150 | Enforceability of Design Concept and Scope and Project-Level Mitigation and Control Measures | 111 |
| 151 | Exemptions | DELETED |
| 152 | Traffic Signal Synchronization Projects | DELETED |
| 153 | Special Exemptions from Conformity Requirements for Pilot Program | DELETED |
| 154 | Savings Provision | 112 |