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# SIP Revision: Transportation Conformity for Nonattainment or Maintenance Areas, November 18, 1998

**On November 18, 1998, the Texas Natural Resource Conservation Commission (TNRCC) adopted a State Implementation Plan (SIP) revision to address transportation conformity in nonattainment and maintenance areas.**

## Summary of the SIP Revision

**Adoption Date:** 11/18/1998

**Proposal Date:** 04/08/1998

**EPA Approval Date:** 07/08/1999 ([64 FR 36790](#))

**Background:** The 1990 Federal Clean Air Act (FCAA) amendments required states to revise their SIPs to include enforceable criteria and procedures for making conformity determinations for metropolitan transportation plans, transportation improvement plans, and projects funded by the Federal Highway Administration (FHWA). Final rules for this action were published by the United States Environmental Protection Agency (EPA) on November 24, 1993 ([58 FR 62188](#)). Texas adopted the first transportation conformity SIP revision on October 19, 1994, which was approved by the EPA on November 8, 1995 ([60 FR 56244](#)). The EPA amended this rule in August 7, 1995 ([60 FR 40098](#)), November 14, 1995 ([60 FR 57179](#)), and August 15, 1997 ([62 FR 43780](#)). This SIP revision, adopted on November 18, 1998, included an update of 30 Texas Administrative Code (TAC) Chapter 114, Control of Air Pollution from Motor Vehicles, to include enforceable criteria and procedures to determine that transportation plans and projects in nonattainment and maintenance areas conform to the SIP.

In addition to the criteria and procedures that were adopted by reference from the relevant sections of the EPA's final rule on transportation conformity, consultation procedures were established. These procedures established a cooperative interagency consultation process that provided for the following:

- Identification of affected air quality and transportation agencies in the nonattainment and maintenance areas, and the organizational level of participation;
- Roles and responsibilities of affected agencies;
- Activities requiring consultation;
- A process for circulating draft and final materials;
- A process for responding to comments; and
- A conflict resolution process.



## SIP Narrative and Appendices

Files linked from this page are in Portable Document Format ([PDF](#)).

### Transportation Conformity SIP Revision (Project No. 1998-003-114-AI)

- **Adopted Transportation Conformity SIP Revision**
- Appendices
  - Appendix A: Federal Register Part II, U.S. Environmental Protection Agency, 40 CFR Part 51, Subpart T and Part 93, Subpart A, Conformity to State or Federal Implementation Plans of Transportation Plans, Programs, and Projects Developed, Funded or Approved Under Title 23 U.S.C. or the Federal Transit Laws; dated August 15, 1997; Transportation Conformity Rule Amendments: Flexibility and Streamlining Final Rule. (Not Available)
  - Appendix B: Texas Natural Resource Conservation Commission (commission) rules (Title 30 Texas Administrative Code Chapter 114), Control of Air Pollution from Motor Vehicles, Revised Dec. 8, 1993 and subsequent amendments. (Not Available)
  - Appendix C: Federal Register Part II, U.S. Department of Transportation, Federal Highway Administration, 23 CFR Part 450, Metropolitan Planning; dated Oct. 28, 1993; "Metropolitan Transportation Planning and Programming." (Not Available)