2011, the Birmingham, Alabama, non-attainment area has attaining data for the 1997 annual PM$_{2.5}$ NAAQS. This determination, in accordance with 40 CFR 52.1004(c), suspends the requirements for this area to submit an attainment demonstration, associated reasonably available control measures, a reasonable further progress plan, contingency measures, and other planning SIPs related to attainment of the standard for as long as this area continues to meet the 1997 annual PM$_{2.5}$ NAAQS.

(d) Disapproval. EPA is disapproving portions of Alabama’s Infrastructure SIP for the 2006 24-hour PM$_{2.5}$ NAAQS addressing interstate transport, specifically with respect to section 110(a)(2)(D)(1).

(e) Disapproval. EPA is disapproving portions of Alabama’s Infrastructure SIP for the 1997 annual and 2006 24-hour PM$_{2.5}$ NAAQS addressing section 110(a)(2)(E)(ii) that requires the State to comply with section 128 of the CAA.

§52.66 Control Strategy: Ozone.

(a) The redesignation request submitted by the State of Alabama, on March 16, 1995 for the Birmingham marginal ozone nonattainment area from nonattainment to attainment was disapproved on September 19, 1997.

(b) The State of Alabama is required to submit an attainment demonstration SIP for the Birmingham 1-hour ozone nonattainment area by April 27, 2001. For purposes of the SIP revision required by this section, EPA may make a finding as applicable under section 179(a)(1)–(4) of the CAA, 42 U.S.C. 7509(a)(1)–(4), starting the sanctions process set forth in section 179(a) of the CAA. Any such finding will be deemed a finding under §52.31(c) and sanctions will be imposed in accordance with the order of sanctions and the terms for such sanctions established in §52.31.

§52.69 Original identification of plan section.

(a) This section identifies the original “Air Implementation Plan for the State of Alabama” and all revisions submitted by Alabama that were federally approved prior to December 1, 1998.

(b) The plan was officially submitted on January 25, 1972.