

September 29, 2009

Mr. William Rice  
Acting Regional Administrator  
USEPA, Region VII  
901 N. 5<sup>th</sup> Street  
Kansas City, Kansas 66101

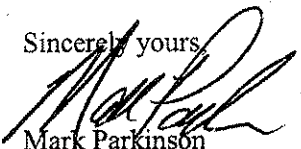
Dear Mr. Rice:

The U.S. Environmental Protection Agency (EPA) revised the National Ambient Air Quality Standard (NAAQS) for lead on October 15, 2008 (73 FR 66964). The process for designations following promulgation of new or revised NAAQS is contained in Section 107(d)(1) of the Clean Air Act (Act). This section of the Act provides a process for the Governor to recommend attainment, nonattainment, or unclassifiable designations, with appropriate boundaries, to EPA and requires that these recommendations be submitted to EPA within one year of promulgation of a new or revised NAAQS. EPA has requested that Kansas provide designation recommendations for all areas by October 15, 2009. This letter is intended to fulfill this obligation.

As described in an EPA Memorandum from William T. Harnett: *Area Designations for the 2008 Revised Lead National Ambient Air Quality Standards*, EPA anticipates there will be areas where sufficient monitoring data are not available to make a determination. In such cases, officials are advised to designate such areas as "unclassifiable." Kansas does not currently have sufficient data to utilize for the designation process. Therefore I request that EPA designate all counties in Kansas as "unclassifiable" with respect to the revised lead standard.

Please feel free to contact John Mitchell, Director of the Division of Environment at 785-296-1535 if you have any questions regarding these recommendations.

Sincerely yours,

  
Mark Parkinson  
Governor of the State of Kansas

MP:MJM

Enclosures

pc: Roderick L. Bremby, Secretary, KDHE  
John Mitchell, Director, Division of Environment