

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY CHARTER

ADVISORY COUNCIL ON CLEAN AIR COMPLIANCE ANALYSIS

1. Committee's Official Designation (Title):

Advisory Council on Clean Air Compliance Analysis

2. Authority:

This charter renews the Advisory Council on Clean Air Compliance Analysis (Council) in accordance with the provisions of the Federal Advisory Committee Act (FACA), 5 U.S.C. App.2. The Council is in the public interest and supports the Environmental Protection Agency (EPA) in performing its duties and responsibilities. Section 812 of the Clean Air Act Amendments of 1990 (codified as 42 U.S.C. § 7612) specifically directed the EPA Administrator to establish the Council.

3. Objectives and Scope of Activities:

The Council will provide advice, information and recommendations on technical and economic aspects of analyses and reports EPA prepares concerning the impacts of the Clean Air Act (CAA) on the public health, economy, and environment of the United States.

The Clean Air Act Amendments of November 15, 1990 require the Council to:

- a. Review data to be used for any analysis required under section 312 of the CAA and make recommendations on its use.
- b. Review the methodology used to analyze such data and make recommendations on the use of such methodology.
- c. Prior to the issuance of a report to Congress required under section 312 of the CAA, review the findings of the report and make recommendations concerning the validity and utility of such findings.

At EPA's request, the Council will:

- d. Review other reports and studies prepared by EPA relating to the benefits and costs of the CAA.
- e. Provide advice on areas where additional knowledge is necessary to fully evaluate the impacts of the CAA and the research efforts necessary to provide such information.

4. Description of Committee's Duties:

The duties of the Council are to provide advice to EPA.

5. Official(s) to Whom the Committee Reports:

The Council will report to the EPA Administrator.

6. Agency Responsible for Providing the Necessary Support:

EPA will be responsible for financial and administrative support. Within EPA, this support will be provided by the Office of the Science Advisory Board in the Office of the Administrator.

7. Estimated Annual Operating Costs and Person-Years:

The estimated annual operating cost of the Council is \$552,000, which includes 2.0 person-years of support.

8. Designated Federal Officer:

A full-time or permanent part-time employee of EPA will be appointed as the DFO. The DFO or a designee will be present at all of the advisory committee's and subcommittee meetings. Each meeting will be conducted in accordance with an agenda approved in advance by the DFO. The DFO is authorized to adjourn any meeting when he or she determines it is in the public interest to do so, and will chair meetings when directed to do so by the official to whom the committee reports.

9. Estimated Number and Frequency of Meetings:

The Council expects to meet approximately two (2) to three (3) times a year. Meetings will occur approximately once every three (3) to six (6) months, or as needed and approved by the Designated Federal Officer (DFO). EPA may pay travel and per diem expenses when determined necessary and appropriate.

As required by FACA, the Council will hold open meetings unless the EPA Administrator determines that a meeting or a portion of a meeting may be closed to the public in accordance with subsection c of Section 552(b) of Title 5, United States Code. Interested persons may attend meetings, appear before the Council as time permits, and file comments with the Council.

10. Duration and Termination:

This charter will be in effect for two years from the date it is filed with Congress. After this two-year period, the charter may be renewed as authorized in accordance with Section 14 of FACA.

11. Member Composition:

As required by the CAA, the Council will be composed of at least 9 members. Members will serve as Special Government Employees. Members will be recognized experts from the fields of health and environmental effects of air pollution, economic analysis, environmental sciences, and such other fields as the Administrator determines to be appropriate.

12. Subgroups:

EPA, or the Council with EPA's approval, may form Council subcommittees or workgroups for any purpose consistent with this charter. Such subcommittees or workgroups may not work independently of the chartered committee and must report their recommendations and advice to the Council for full deliberation and discussion. Subcommittees or workgroups have no authority to make decisions on behalf of the chartered committee nor can they report directly to the Agency.

13. Recordkeeping:

The records of the committee, formally and informally established subcommittees, or other subgroups of the committee, shall be handled in accordance with NARA General Records Schedule 26, Section 2 and EPA Records Schedule 181 or other approved agency records disposition schedule. Subject to the Freedom of Information Act, 5 U.S.C. 552, these records shall be available for public inspection and copying, in accordance with the Federal Advisory Committee Act.

October 22, 2010

Agency Approval Date

November 12, 2010

Date Filed with Congress