



Dave Heineman
Governor

STATE OF NEBRASKA

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October 28, 2009

Mr. William W. Rice
Acting Regional Administrator
U.S. EPA, Region VII
901 North 5th Street
Kansas City, KS 66101

Dear Mr. Rice:

In accordance with section 107(d)(1) of the Clean Air Act and additional guidance from EPA, I am submitting my designation recommendation for the National Ambient Air Quality Standard for Lead which was issued on October 15, 2008 and became effective January 12, 2009.

Nebraska, along with most states, currently has no ambient air quality monitoring sites for lead and, therefore, no data to determine its attainment status under the newly revised standard.

We are currently on track to establish site-specific lead monitoring at two sites, in Fremont and Auburn, as required by federal regulations published at 73 FR66964 on November 12, 2008. These sites should be operational in early 2010 and provide minimal data to use in reconsidering Nebraska's designation recommendation by October 15, 2010. A third, community-based site is planned for the Omaha area; however, data collection will not begin until 2011.

At the present time, therefore, I am recommending the entire state of Nebraska be designated as unclassifiable, in accordance with the definition in section 107(d)(1)(A)(iii) of the Clean Air Act.

Sincerely,

A handwritten signature in black ink that reads "Dave Heineman".

Dave Heineman
Governor

- c: Becky Weber, Director, Air, RCRA, and Toxics Divisions, U.S.EPA, Region VII
Mike Linder, Director, Nebraska Department of Environmental Quality
Shelley Kaderly, Administrator, Air Quality Division, NDEQ