

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

CONCISE EXPLANATORY STATEMENT

AGENCY: Department of Environmental Management

DIVISION: Office of Air Resources

RULE IDENTIFIER: 250-RICR-120-05-49

RULE TITLE: Part 49 Transportation Conformity

REASON FOR RULEMAKING: The federal transportation conformity rule sets forth policy, criteria and procedures for demonstrating and assuring conformity of transportation activities. Part 49 formally incorporates procedures to be followed in RI to complete this process. The proposed revisions are necessary to update the regulation to current RI Code of Regulations format and do not impose any new requirements on regulated entities.

ANY FINDING REQUIRED BY LAW AS A PREREQUISITE TO THE

EFFECTIVENESS OF THE RULE: not applicable

TESTIMONY AND COMMENTS: The only comment made was by the US Environmental Protection Agency. The comments did not require changing any text in the proposed rule. The Decision addressing USEPA comments is attached.

CHANGE TO TEXT OF THE RULE: There were no changes to the rule as a result of comments received.

REGULATORY ANALYSIS: The proposed revisions are necessary to update the regulation to current RI Code of Regulations format. The Office of Air Resources has identified no state regulations that overlap or duplicate the proposed amendments. The proposed revisions do not impose any new requirements on regulated entities including any small businesses or any city or town, therefore there is no significant adverse economic impact.

DATE THE FINAL RULE WAS SIGNED BY THE AGENCY HEAD: