

[Filed on 2/3/09, Effective on 3/5/09]

~~(Existing sections 200.2 through 200.8 remain unchanged.)~~

Existing section 200.9, Table 1 is amended to add the following:

Regulation	Referenced Material	Availability
231-3.1	Clean Air Act 42 U.S.C. Part C and Part D of Subchapter I as amended by Public Law 101-549 (November 15, 1990)	**
231-3.4(a)	Clean Air Act 42 U.S.C. Section 7511a(f) as amended by Public Law 101-549 (November 15, 1990)	**
231-3.4(c)(2)	Clean Air Act 42 U.S.C. Section 107 as amended by Public Law 101-549 (November 15, 1990)	**
231-3.7(b)	Clean Air Act 42 U.S.C. Section 165(c) as amended by Public Law 101-549 (November 15, 1990)	**
231-4.1(b)(3)(i)	40 CFR Part 60 (July 1, 2006) 40 CFR Part 61 (July 1, 2006)	* *
231-4.1(b)(4)(i)(c)	40 CFR Part 63 (July 1, 2006) 40 CFR Part 51.165(a)(3)(ii)(G) (July 1, 2006)	* *
231-4.1(b)(5)	Clean Air Act 42 U.S.C. Section 107 as amended by Public Law 101-549 (November 15, 1990)	**
231-4.1(b)(5)(i)	Clean Air Act 42 U.S.C. Section 107 as amended by Public Law 101-549 (November 15, 1990)	**
231-4.1(b)(9)	Clean Air Act 42 U.S.C. as amended by Public Law 101-549 (November 15, 1990) Clean Air Act 42 U.S.C. Section 7411 or 7412 as amended by Public Law 101-549 (November 15, 1990)	** **
231-4.1(b)(27)(ii)(a)	Clean Air Act 42 U.S.C. Section 7407 as amended by Public Law 101-549 (November 15, 1990)	**
231-4.1(b)(28)(iii)	Clean Air Act 42 U.S.C. Section 125 as amended by Public Law 101-549 (November 15, 1990)	**
231-4.1(b)(28)(v)(a)	40 CFR Part 52.21 (July 1, 2006) 40 CFR Part 51, Subpart I (July 1, 2006) 40 CFR Part 51.166 (July 1, 2006)	* * *
231-4.1(b)(28)(v)(b)	40 CFR Part 52.21 (July 1, 2006)	*
231-4.1(b)(28)(vi)	40 CFR Part 52.21 (July 1, 2006) 40 CFR Part 51, Subpart I (July 1, 2006) 40 CFR Part 51.166 (July 1, 2006)	* * *
231-4.1(b)(43)(i)	Clean Air Act 42 U.S.C. as amended by Public Law 101-549 (November 15, 1990)	**

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231-4.1(b)(43)(ii)	Clean Air Act 42 U.S.C. Section 111 as amended by Public Law 101-549 (November 15, 1990)	**
231-4.1(b)(43)(iii)	Clean Air Act 42 U.S.C. Title VI as amended by Public Law 101-549 (November 15, 1990)	**
231-4.1(b)(43)(iv)	Clean Air Act 42 U.S.C. as amended by Public Law 101-549 (November 15, 1990)	**
	Clean Air Act 42 U.S.C. Section 112 as amended by Public Law 101-549 (November 15, 1990)	**
	Clean Air Act 42 U.S.C. Section 112(b)(2) as amended by Public Law 101-549 (November 15, 1990)	**
	Clean Air Act 42 U.S.C. Section 112(b)(3) as amended by Public Law 101-549 (November 15, 1990)	**
	Clean Air Act 42 U.S.C. Section 108 as amended by Public Law 101-549 (November 15, 1990)	**
231-4.1(b)(44)	Clean Air Act 42 U.S.C. Title II as amended by Public Law 101-549 (November 15, 1990)	**
231-4.1(b)(45)(ii)	Clean Air Act 42 U.S.C. Section 7407 as amended by Public Law 101-549 (November 15, 1990)	**
231-4.1(b)(48)	Clean Air Act 42 U.S.C. as amended by Public Law 101-549 (November 15, 1990)	**
231-7.3(d)(3)	40 CFR Part 51.100(ii) (July 1, 2006)	*
231-7.4(c)(3)	40 CFR Part 51.166 (July 1, 2006)	*
231-7.4(e)(1)	40 CFR Part 51.100(ii) (July 1, 2006)	*
231-8.4(d)(3)	40 CFR Part 51.100(ii) (July 1, 2006)	*
231-8.5(c)(3)	40 CFR Part 51.166 (July 1, 2006)	*
231-8.5(e)(1)	40 CFR Part 51.100(ii) (July 1, 2006)	*
231-9.5(e)(4)(i)	40 CFR Part 60, Appendix B (July 1, 2006)	*
231-12.2(a)	40 CFR Part 51, Appendix W: Guideline on Air Quality Models of the EPA (July 1, 2006)	*
231-12.2(b)	40 CFR Part 51, Appendix W: Guideline on Air Quality Models of the EPA (July 1, 2006)	*
231-12.3(f)	40 CFR Part 58, Appendix B (July 1, 2006)	*
231-13.9	Clean Air Act 42 U.S.C. Section 111 as amended by Public Law 101-549 (November 15, 1990)	**
	Clean Air Act 42 U.S.C. Section 302(j) as amended by Public Law 101-549 (November 15, 1990)	**
	Clean Air Act 42 U.S.C. Section 112 as amended by Public Law 101-549 (November 15, 1990)	**

~~Existing subdivision 200.10(a) is amended to read as follows:~~

~~(a) as indicated by an * on the lists, the United States Environmental Protection Agency has delegated authority to the New York State Department of Environmental Conservation to issue permits in accordance with Part 201 of this Title, [for the construction or modification of any stationary source subject to the Federal requirements of prevention of significant deterioration (PSD), and] for many~~

~~sources subject to New Source Performance Standards (NSPS) or National Emission Standards for Hazardous Air Pollutants (NESHAPS). In order to comply with title V of the act, the department has incorporated by reference the Federal regulations listed below in Tables 2,3,4, and 5 (see section 200.9 of this Part for a listing of all incorporated materials). By doing so, the department has the authority to include these applicable requirements in permits of emission sources subject to such requirements and to enforce such requirements. Copies of Federal regulations are available for public inspection and copying at the New York State Department of Environmental Conservation, Division of Air Resources, 625 Broadway, Albany, NY 12233. Also, any current volume of the Code of Federal Regulations (CFR) can be obtained by writing to the Superintendent of Documents, Attn.: New Orders, P.O. Box 371954, Pittsburgh, PA 15250-7954. New or revised Federal rules are published in the Federal Register, available from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.~~

~~(Existing subdivision 200.10(b) through subdivision 200.10(e) remains unchanged.)~~