# PART 200

## GENERAL PROVISIONS

(Statutory authority: Environmental Conservation Law, §§ 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 19-0306, 19-0311, 19-0319, 70-0109)

Sec



**Historical Note**

Part (§§ 200.1-200.16) renum. Part 370, Title 9, filed Sept. 1971, new (§§ 200.1-200.10) filed April 28, 1972, repealed, new (§§ 200.1-200.4) filed May 17, 1972, and filed Dec. 13, 1974 eff. 30 days after filing. New statutory authority cited.

### § 200.1 Definitions.

(a) *Act.* The Federal Clean Air Act, 42 U.S.C. section 7401, *et seq.*, as amended by Public Law 101-549, November 15, 1990.

(b) *Administrator.* The Administrator of the United States Environmental Protection Agency or designee.

(c) *Air cleaning installation, air cleaning device or control equipment.* Any method, process or equipment which removes, reduces or renders less noxious air contaminants discharged into the outdoor atmosphere.

(d) *Air contaminant or air pollutant.* A chemical, dust, compound, fume, gas, mist, odor, smoke, vapor, pollen or any combination thereof.

(e) *Air contamination.* The presence in the outdoor atmosphere of one or more air contaminants which contribute or which are likely to contribute to a condition of air pollution.

(f) *Air contamination source or emission source.* Any apparatus, contrivance or machine capable of causing emission of any air contaminant to the outdoor atmosphere, including any appurtenant exhaust system, air cleaning device, but excepting an indirect source of air contamination as defined in Part 203 of this Title. Where a process at an emission unit uses more than one apparatus, contrivance or machine in combination, the combination may be considered a single emission source.

(g) *Air pollution.* The presence in the outdoor atmosphere of one or more contaminants in quantities, of characteristics and of a duration which are or may be injurious to human, plant or animal life or to property or which unreasonably interfere with the comfortable enjoyment of life and property.

(h) *Annual.* Refers to a period of time based upon a calendar year commencing January 1st and terminating midnight December 31st.

(i) *Attainment area.* Any area of the State meeting all National Ambient Air Quality Standards (NAAQS) for a specific air contaminant as designated pursuant to section 107(d) of the Federal Clean Air Act. (*Note:* A list of such areas may be obtained from any office of the Department of Environmental Conservation.)

(j) *Best available control technology (BACT).* An emission limitation or equipment standard based on the maximum degree of reduction of each contaminant emitted from stationary air

contamination source which the department determines is achievable for such source on a case-by-case basis considering:

(1) process, fuels and raw material available and to be used;

(2) engineering aspects of the application of various types of control technology which has been adequately demonstrated;

(3) process and fuel changes;

(4) respective costs of the application of all such control technologies, process changes, alternative fuels, etc.;

(5) applicable State and Federal emission standards.

In no event shall application of BACT result in emissions of any contaminant which will exceed the emissions allowed by any applicable standard established.

(k) *By-product coke oven battery.* A process for the destructive distillation of coal and separation of gaseous and liquid distillates from the carbon residue or coke, which includes ovens, charging systems (including larry cars, jumper pipes, charging conveyors from coal storage and/or weigh bins), auxiliary gas collection systems, heating systems and flues, pushing systems, door machines, mud trucks, quench cars, quenching systems, desulfurization systems, sulfur recovery units, waste heat stacks and air cleaning devices or control equipment (including oven patching equipment, door hoods, sheds and other hoods either movable or stationary and with or without water sprays.

(l) *Combustion installation.* An installation, consisting of a single furnace, device, engine or turbine in which fossil fuel and/or wood is burned with air or oxygen and the air contaminant emissions include only those products resulting from:

(1) combustion of the fuel;

(2) additives or impurities in the fuel; and

(3) material introduced for the purpose of altering air contaminant emissions.

(m) *Commissioner.* Commissioner of Environmental Conservation of the State of New York.

(n) *Confined process.* Any process whose emissions are contained or captured in a hood and then conveyed through a duct, vent or stack prior to discharge to the outer atmosphere.

(o) *Day.* A 24-hour period beginning at midnight.

(p) *Department.* The New York State Department of Environmental Conservation.

(q) *Diesel engine.* An internal combustion engine in which air is compressed to a temperature capable of igniting fuel injected into the cylinders where combustion occurs.

(r) *Distillate oil.* A fuel oil consisting of distilled fractions and having a kinematic viscosity of 5.8 centistokes or less at 100 degrees Fahrenheit. This includes ASTM grade numbers 1 and 2 fuel oil, ASTM grade numbers 1-D and 2-D diesel fuel oil and proposed ASTM grade numbers 1-GT and 2-GT gas turbine fuel oil.

(s) *Emission.* The release of any air contaminant into the outdoor atmosphere.

(t) *Emission point.* Any conduit, chimney, duct, vent, flue, stack or opening of any kind through which air contaminants are emitted to the outdoor atmosphere.

(u) *Emission rate potential.* The maximum rate at which a specified air contaminant from an emission source would be emitted to the outdoor atmosphere in the absence of any control equipment. The emission rate potential of a specified air contaminant from an emission source is calculated by dividing the weight of such contaminant (expressed in pounds) that would be emitted to the outdoor atmosphere during maximum emission conditions in the absence of any control equipment, by the duration (expressed in hours) of such emissions. When an air contaminant is emitted for a period equal to or less than one hour, the emission rate potential is the weight of the contaminant emitted in the absence of any control equipment, divided by one hour, except that for any toxic air contaminant specified by the commissioner, the duration of emissions used in calculating the emission rate potential may be less than one hour. The maximum emission rate

used for calculating the emission rate potential is not the emission rate during catastrophic or malfunction conditions.

(v) *Emission test.* Any method of collecting stack samples or samples of emissions from an air contamination source and analyzing such samples for air contaminants.

(w) *Environmental rating.* An assigned rating indicated by the letter A, B, C or D, which considers the potential environment effects of an air contamination source on its surroundings.

(x) *EPA.* The United States Environmental Protection Agency.

(y) *Equivalent opacity.* The opacity measured by methods acceptable to the commissioner when a specific emission source is emitting air contaminants at, or less than, the mass emission standards, as corroborated by emission tests acceptable to the commissioner.

(z) *Exhaust and/or ventilation system.* Any system which removes air contaminants from a process and transports them from their point of generation to the outdoor atmosphere.

(aa) *Facility.* All emission sources located at one or more adjacent or contiguous properties owned or operated by the same person or persons under common control.

(ab) *Federally enforceable.* Federally enforceable means all limitations and conditions that are enforceable by the department and the administrator and citizens under the act. Examples of federally enforceable limitations and conditions include but are not limited to:

(1) emission standards, alternative emission standards, alternative emission limitations, and equivalent emission limitations established pursuant to section 112 of the act as amended in 1990;

(2) new source performance standards established pursuant to section 111 of the act, and emission standards established pursuant to section 112 of the act before it was amended in 1990;

(3) all terms and conditions in a Title V permit, including any provisions that limit a source's potential to emit, unless expressly designated as not federally enforceable;

(4) all limitations and requirements under the applicable implementation plan (SIP) for the State of New York;

(5) limitations and conditions that are part of a Federal construction permit issued under 40 CFR 52.21 or any construction permit issued under regulations approved by the EPA in accordance with 40 CFR 51; and

(6) limitations and conditions in a permit issued under this Chapter that are designed to limit a facility's potential to emit for the purpose of avoiding an applicable requirement to which the facility would otherwise be subject.

(ac) *Fossil fuel burning equipment.* Any furnace, steam, hot-air or hot-water generating equipment or any other device, exclusive of process equipment in which the fuel burned is coal, oil, gas or other fossil fuels.

(ad) *Fuel.* Solid, liquid or gaseous combustible material.

(ae) *Garbage.* The animal and vegetable waste resulting from the handling, preparation, cooking and serving of food.

(af) *Fugitive emissions.* Emissions of air contaminants which could not reasonably pass through a stack, vent, chimney or other functionally equivalent opening.

(ag) *Hazardous air pollutant.* Set forth below is the list of hazardous air pollutants as of the effective date of this Part:

| CAS number | Chemical name |
|---|---|
| 75070 | Acetaldehyde |
| 60355 | Acetamide |
| 75058 | Acetonitrile |
| 98862 | Acetophenone |
| 53963 | 2-Acetylaminofluorene |

| CAS number | Chemical name |
|---|---|
| 107028 | Acrolein |
| 79061 | Acrylamide |
| 79107 | Acrylic acid |
| 107131 | Acrylonitrile |
| 107051 | Allyl chloride |
| 92671 | 4-Aminobiphenyl |
| 62533 | Aniline |
| 90040 | o-Anisidine |
| 1332214 | Asbestos |
| 71432 | Benzene (including benzene from gasoline) |
| 92875 | Benzidine |
| 98077 | Benzotrichloride |
| 100447 | Benzyl chloride |
| 92524 | Biphenyl |
| 117817 | Bis(2-ethylhexyl)phthalate (DEHP) |
| 542881 | Bis(chloromethyl)ether |
| 75252 | Bromoform |
| 106990 | 1,3-Butadiene |
| 156627 | Calcium cyanamide |
| 105602 | Caprolactam |
| 133062 | Captan |
| 63252 | Carbaryl |
| 75150 | Carbon disulfide |
| 56235 | Carbon tetrachloride |
| 463581 | Carbonyl sulfide |
| 120809 | Catechol |
| 133904 | Chloramben |
| 57749 | Chlordane |
| 7782505 | Chlorine |
| 79118 | Chloroacetic acid |
| 532274 | 2-Chloroacetophenone |
| 108907 | Chlorobenzene |
| 510156 | Chlorobenzilate |
| 67663 | Chloroform |
| 107302 | Chloromethyl methyl ether |
| 126998 | Chloroprene |
| 1319773 | Cresols/Cresylic acid (isomers and mixture) |
| 95487 | o-Cresol |
| 108394 | m-Cresol |
| 106445 | p-Cresol |
| 98828 | Cumene |
| 94757 | 2,4-D, salts and esters |
| 3547044 | DDE |
| 334883 | Diazomethane |
| 132649 | Dibenzofurans |
| 96128 | 1,2-Dibromo-3-chloropropane |
| 84742 | Dibutylphthalate |
| 106467 | 1,4-Dichlorobenzene(p) |
| 91941 | 3,3-Dichlorobenzidene |
| 111444 | Dichloroethyl ether (Bis(2-chloroethyl)ether) |
| 542756 | 1,3-Dichloropropene |
| 62737 | Dichlorvos |
| 111422 | Diethanolamine |
| 121697 | N,N-Diethyl aniline (N,N-Dimethylaniline) |

| CAS number | Chemical name |
|---|---|
| 64675 | Diethyl sulfate |
| 119904 | 3,3-Dimethoxybenzidine |
| 60117 | Dimethyl aminoazobenzene |
| 119937 | 3,3-Dimethyl benzidine |
| 79447 | Dimethyl carbamoyl chloride |
| 68122 | Dimethyl formamide |
| 57147 | 1,1-Dimethyl hydrazine |
| 131113 | Dimethyl phthalate |
| 77781 | Dimethyl sulfate |
| 534521 | 4,6-Dinitro-o-cresol, and salts |
| 51285 | 2,4-Dinitrophenol |
| 121142 | 2,4-Dinitrotoluene |
| 123911 | 1,4-Dioxane (1,4-Diethyleneoxide) |
| 122667 | 1,2-Diphenylhydrazine |
| 106898 | Epichlorohydrin (1-Chloro-2,3-epoxypropane) |
| 106887 | 1,2-Epoxybutane |
| 140885 | Ethyl acrylate |
| 100414 | Ethyl benzene |
| 51796 | Ethyl carbamate (Urethane) |
| 75003 | Ethyl chloride (Chloroethane) |
| 106934 | Ethylene dibromide (Dibromoethane) |
| 107062 | Ethylene dichloride (1,2-Dichloroethane) |
| 107211 | Ethylene glycol |
| 151564 | Ethylene imine (Aziridine) |
| 75218 | Ethylene oxide |
| 96457 | Ethylene thiourea |
| 75343 | Ethylidene dichloride (1,1-Dichloroethane) |
| 50000 | Formaldehyde |
| 76448 | Heptachlor |
| 118741 | Hexachlorobenzene |
| 87683 | Hexachlorobutadiene |
| 77474 | Hexachlorocyclopentadiene |
| 67721 | Hexachloroethane |
| 822060 | Hexamethylene-1,6-diisocyanate |
| 680319 | Hexamethylphosphoramide |
| 110543 | Hexane |
| 302012 | Hydrazine |
| 7647010 | Hydrochloric acid |
| 7664393 | Hydrogen fluoride (Hydrofluoric acid) |
| 123319 | Hydroquinone |
| 78591 | Isophorone |
| 58899 | Lindane (all isomers) |
| 108316 | Maleic anhydride |
| 67561 | Methanol |
| 72435 | Methoxychlor |
| 74839 | Methyl bromide (Bromomethane) |
| 74873 | Methyl chloride (Chloromethane) |
| 71556 | Methyl chloroform (1,1,1-Trichloroethane) |
| 78933 | Methyl ethyl ketone (2-Butanone) |
| 60344 | Methyl hydrazine |
| 74884 | Methyl iodide (Iodomethane) |
| 108101 | Methyl isobutyl ketone (Hexone) |
| 624839 | Methyl isocyanate |
| 80626 | Methyl methacrylate |

| CAS number | Chemical name |
|---|---|
| 1634044 | Methyl tert butyl ether |
| 101144 | 4,4-Methylene bis(2-chloroaniline) |
| 75092 | Methylene chloride (Dichloromethane) |
| 101688 | Methylene diphenyl diisocyanate (MDI) |
| 101779 | 4,4-Methylenedianiline |
| 91203 | Naphthalene |
| 98953 | Nitrobenzene |
| 92933 | 4-Nitrobiphenyl |
| 100027 | 4-Nitrophenol |
| 79469 | 2-Nitropropane |
| 684935 | N-Nitroso-N-methylurea |
| 62759 | N-Nitrosodimethylamine |
| 59892 | N-Nitrosomorpholine |
| 56382 | Parathion |
| 82688 | Pentachloronitrobenzene (Quintobenzene) |
| 87865 | Pentachlorophenol |
| 108952 | Phenol |
| 106503 | p-Phenylenediamine |
| 75445 | Phosgene |
| 7803512 | Phosphine |
| 7723140 | Phosphorus |
| 85449 | Phthalic anhydride |
| 1336363 | Polychlorinated biphenyls (Aroclors) |
| 1120714 | 1,3-Propane sultone |
| 57578 | beta-Propiolactone |
| 123386 | Propionaldehyde |
| 114261 | Propoxur(Baygon) |
| 78875 | Propylene dichloride (1,2-Dichloropropane) |
| 75569 | Propylene oxide |
| 75558 | 1,2-Propylenimine (2-Methyl aziridine) |
| 91225 | Quinoline |
| 106514 | Quinone |
| 100425 | Styrene |
| 96093 | Styrene oxide |
| 1746016 | 2,3,7,8-Tetrachlorodibenzo-p-dioxin |
| 79345 | 1,1,2,2-Tetrachloroethane |
| 127184 | Tetrachloroethylene (Perchloroethylene) |
| 7550450 | Titanium tetrachloride |
| 108883 | Toluene |
| 95807 | 2,4-Toluene diamine |
| 584849 | 2,4-Toluene diisocyanate |
| 95534 | o-Toluidine |
| 8001352 | Toxaphene (chlorinated camphene) |
| 120821 | 1,2,4-Trichlorobenzene |
| 79005 | 1,1,2-Trichloroethane |
| 79016 | Trichloroethylene |
| 95954 | 2,4,5-Trichlorophenol |
| 88062 | 2,4,6-Trichlorophenol |
| 121448 | Triethylamine |
| 1582098 | Trifluralin |
| 540841 | 2,2,4-Trimethylpentane |
| 108054 | Vinyl acetate |
| 593602 | Vinyl bromide |
| 75014 | Vinyl chloride |

| CAS number | Chemical name |
|---|---|
| 75354 | Vinylidene chloride (1,1-Dichloroethylene) |
| 1330207 | Xylenes (isomers and mixture) |
| 95476 | o-Xylenes |
| 108383 | m-Xylenes |
| 106423 | p-Xylenes |
| 0 | Antimony Compounds |
| 0 | Arsenic Compounds (inorganic including arsine) |
| 0 | Beryllium Compounds |
| 0 | Cadmium Compounds |
| 0 | Chromium Compounds |
| 0 | Cobalt Compounds |
| 0 | Coke Oven Emissions |
| 0 | Cyanide Compounds *1 |
| 0 | Glycol ethers *2 |
| 0 | Lead Compounds |
| 0 | Manganese Compounds |
| 0 | Mercury Compounds |
| 0 | Fine mineral fibers *3 |
| 0 | Nickel Compounds |
| 0 | Polycylic Organic Matter *4 |
| 0 | Radionuclides (including radon) *5 |
| 0 | Selenium Compounds |

*Note:* For all listings above which contain the word "compounds" and for glycol ethers, the following applies: Unless otherwise specified, these listings are defined as including any unique chemical substance that contains the named chemical (*i.e.*, antimony, arsenic, etc.) as part of that chemical's infrastructure.

*1 X'CN where X = H' or any other group where a formal dissociation may occur.

For example KCN or $Ca(CN)_2$

*2 Includes mono- and di- ethers of ethylene, glycol, diethylene glycol, and triethylene glycol R-$(OCH_2CH_2)$n-OR' where

n = 1, 2, or 3

R = alkyl or aryl groups

R' = R, H, or groups which, when removed, yield glycol ethers with the structure: R-$(OCH_2CH)$n-OH. Polymers are excluded from the glycol category.

*3 Includes mineral fiber emissions from facilities manufacturing or processing glass, rock, or slag fibers (or other mineral derived fibers) of average diameter 1 micrometer or less.

*4 Includes organic compounds with more than one benzene ring, and which have a boiling point greater than or equal to 100°C.

*5 A type of atom which spontaneously undergoes radioactive decay.

(ah) *Heat input.* The heat released (exothermic heat of chemical reaction) due to the combustion of fuel. It includes only the weight rate (*e.g.*, lb/hr) of the fuel fired multiplied by the caloric value of the fuel.

(ai) *Incinerator.* Any structure or furnace in which combustion takes place and refuse is used as a fuel, alone or in conjunction with fossil fuel.

(aj) *Iron and/or steel processes.* Processes commonly associated with or necessary to production of iron and steel, excluding ferro-alloys but including, but not limited to, the following:

(1) materials handling systems, including but not limited to systems for handling iron ore, ore pellets, coal, limestone, fluxes, scrap steel sinter, coke, steel alloying ingredients, slag and dust;

(2) blast furnaces for making iron;

(3) sintering processes such as agglomeration including sintering and handling of agglomerated materials, but excluding iron-ore beneficiating processes and processes occurring prior to iron-ore agglomeration such as washing, screening, crushing, blending and materials handling;

(4) basic oxygen furnaces, open hearths and electric furnaces;

(5) iron and/or steel furnaces, except furnaces in jobbing foundries;

(6) molten material transfer and processing operations, including but not limited to teeming, tapping, reladling and casting;

(7) continuous casting operations;

(8) scarfing and other surface defect removal operations, except those in jobbing foundries;

(9) scrap preparation, including scrap melting and burning operations;

(10) molten metal desulfurization operations;

(11) raw material drying systems; and

(12) process furnaces, including soaking pits, annealing furnaces, reheating furnaces and other process furnaces using direct heat transfer.

(ak) *Lowest achievable emission rate (LAER).* The most stringent emission limitation achieved in practice, or which can reasonably be expected to occur in practice for a category of emission sources taking into consideration each air contaminant which must be controlled. In no event shall the application of this term permit a proposed new source or modification to emit any air contaminant in excess of the amount permitted under any applicable emission standard established under 6 NYCRR or 40 CFR.

(al) *Lower Orange County metropolitan area.* The area including the Towns of Blooming Grove, Chester, Highlands, Monroe, Tuxedo, Warwick, and Woodbury.

(am) *L.P. gas.* A petroleum hydrocarbon, such as propane, butane or isobutane which is normally a gas but which can be compressed and condensed to a liquid.

(an) *MACT* means maximum achievable control technology. MACT is determined or approved by EPA under section 112 of the act.

(ao) *Maximum heat input capacity.* The ability of a source to combust a stated maximum amount of fuel on a steady state basis, as determined by the physical design and characteristics of the source. Maximum heat input capacity is expressed in MMBtu per unit of time. It is the product of the gross caloric value of the fuel (expressed in Btu/lb) multiplied by the fuel feed rate in to the combustion device (expressed in mass of fuel/time).

(ap) *Maximum operating heat input.* The maximum heat input in million Btu per hour at which a stationary combustion installation is anticipated to be operated or at which it actually has been operated. This heat input will be the permissible operating limit as specified on a permit to construct or certificate to operate.

(aq) *Modification.* Any physical change or change in the method of operation of an incinerator, stationary combustion installation or process which (1) increases the hourly emission rate, emission concentration or emission opacity of any air contaminant, or (2) involves the installation or alteration of any air cleaning installation, air cleaning device or control equipment, or (3) involves conversion of fuel used in any emission source to a fuel with a higher ash content than the fuel used prior to the change; or (4) involves the alteration of any furnace or other physical changes to allow burning of refuse or refuse-derived fuel with fossil fuel, or (5) results in the emission of any air pollutant not previously emitted or authorized under the permit. Routine maintenance, repair and replacement of original equipment or parts thereof are not considered physical changes. An increase or decrease in the hours of operation is not considered a change in

the method of operation if the total emissions do not cause air pollution or contravention of any applicable ambient air quality standard, and the hours of operation are not restricted through a condition of a permit or certificate issued for the air contamination source. A physical change or a change in the method of operation shall not include the use of an alternative fuel or raw material which:

(1) the facility or emission source was capable of accommodating before January 6, 1975, unless such change would be prohibited under any federally enforceable permit condition which was established after January 6, 1975 pursuant to 40 CFR part 52.21; or

(2) the facility or emission source is approved to use under any permit issued under 40 CFR part 52.21.

(ar) *Motor vehicle.* A vehicle which can travel on land and which is propelled by means other than human or animal muscular power except such vehicles which run only on tracks or rails.

(as) *Municipal solid waste.* All materials or substances discarded from single and multiple family dwellings, and other residential sources; similar types of materials from institutional, commercial and industrial sources;concurrently incinerated sewage sludge but not hazardous waste as defined in Part 371 of this Title.

(at) *Municipal solid waste incineration facility.* A facility that is owned, operated, or utilized by, or under contract with, a municipality or political subdivision and which utilizes high temperature thermal destruction technologies, including combustion for the recovery of thermal value or for the disposal of municipal solid waste. (*Note:* A municipal solid waste incineration facility may also be a regulated medical waste incineration facility.)

(au) *New York City metropolitan area.* All of the City of New York, and Nassau, Suffolk, Westchester and Rockland Counties.

(av) *Nonattainment area.* Any area of the State not meeting a National Ambient Air Quality Standard (NAAQS) for a specific air contaminant. Nonattainment areas in New York State are as follows:

(1) Severe ozone nonattainment area. The area including the New York City metropolitan area and the lower Orange County metropolitan area.

(2) Lower Hudson Valley moderate ozone nonattainment area. The area including Putnam and Dutchess Counties, and all of Orange County except the lower Orange County metropolitan area.

(3) Capital district marginal ozone nonattainment area. The area including Saratoga, Montgomery, Schenectady, Albany, Rensselaer, and Greene Counties.

(4) Essex County marginal ozone nonattainment area. That portion of Essex County surrounding Whiteface Mountain above an elevation of 4,500 feet.

(5) Jefferson County marginal ozone nonattainment area. The area including all of Jefferson County.

(6) Niagara Frontier marginal ozone nonattainment area. The area including Niagara and Erie Counties.

(7) Metropolitan carbon monoxide nonattainment area. The area including Westchester, Bronx, New York, Richmond, Kings, Queens, and Nassau Counties.

(8) New York County PM-10 nonattainment area. The area including all of New York County.

(aw) *Nonroad engine.* (1) Except as specified in paragraph (2) of this subdivision, a *nonroad engine* is an internal combustion engine:

(i) in or on a piece of equipment that is self-propelled or serves a dual purpose by both propelling itself and performing another function (such as garden tractors, off-highway mobile cranes and bulldozers);

(ii) in or on a piece of equipment that is intended to be propelled while performing its function (such as lawnmowers and string trimmers); or

(iii) that, by itself or in or on a piece of equipment, is portable or transportable, meaning designed to be and capable of being carried or moved from one location to another. Indicators of transportability include, but are not limited to, wheels, skids, carrying handles, dolly, trailer, or platform.

(2) An internal combustion engine is not a nonroad engine if:

(i) the engine is used to propel a motor vehicle or a vehicle used solely for competition, or is subject to standards promulgated under section 202 of the act; or

(ii) the engine is regulated by a Federal New Source Performance Standard promulgated under section 111 of the act; or

(iii) the engine otherwise included in subparagraph (1)(iii) of this subdivision remains or will remain at a location for more than 12 consecutive months or a shorter period of time for an engine located at a seasonal source. A *location* is any single site at a building, structure, facility, or installation. Any engine (or engines) that replaces an engine at a location and that is intended to perform the same or similar function as the engine replaced will be included in calculating the consecutive time period. An engine located at a seasonal source is an engine that remains at a seasonal source during the full annual operating period of the seasonal source. A seasonal source is a stationary source that remains in a single location on a permanent basis (*i.e.*, at least two years) and that operates at that single location approximately three months (or more) each year. This paragraph does not apply to an engine after the engine is removed from the location.

(ax) *Onsite incinerator.* Any incinerator except one used to burn refuse which is collected from more than 100 different premises and brought to the incinerator site by truck.

(ay) *Opacity.* The degree to which emissions other than water reduce the transmission of light and obscure the view of an object in the background.

(az) *Open fire.* Any outdoor fire or outdoor smoke producing process from which the air contaminants are emitted directly into the outdoor atmosphere.

(ba) *Operator.* Any person who leases, operates, controls or supervises a facility at which air contaminants are emitted.

(bb) *Outdoor atmosphere.* The atmosphere outside of and surrounding all buildings, structures, stacks or exterior ducts.

(bc) *Owner.* Any person who has legal or equitable title to an emission source, or of the control equipment at such source.

(bd) *Ozone transport region.* The area which includes all of New York State, and the states of Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, Pennsylvania, Rhode Island, Vermont, and the consolidated metropolitan statistical area that includes the District of Columbia and northern Virginia.

(be) *Oxides of nitrogen (also nitrogen oxides or $NO_x$).* All oxides of nitrogen, except nitrous oxide, expressed as nitrogen dioxide.

(bf) *Particulates.* Any air or gas-borne material, except water, which exists as a liquid or solid. The determination of the quantity of particulates present in a stack shall be determined in accordance with emission testing methods acceptable to the commissioner.

(bg) *Peak shaving generation.* The practice of utilizing on-site electric generating capacity for use at a facility (excluding emergency generation when the usual sources of heat, power and lighting are temporarily unavailable) at the request of the primary electricity supplier.

(bh) *Permissible emission rate.* The maximum rate at which air contaminants are allowed to be emitted to the outdoor atmosphere. This includes:

(1) an applicable emission limitation in this Subchapter,

(2) any performance standard contained in title 40 of the Code of Federal Regulations; and

(3) any emission limitation specified by the commissioner as a condition of a permit to construct and/or certificate to operate.

(bi) *Person.* Any individual, public or private corporation, political subdivision, government agency, department or bureau of the State, municipality, industry, copartnership, association, firm, trust, estate or any other legal entity whatsoever.

(bj) *PM10.* Particulate matter or particles with an aerodynamic diameter less than or equal to a nominal 10 micro-meters.

(bk) *Potential to emit.* The maximum capacity of an air contamination source to emit any regulated air pollutant under its physical and operational design. Any physical or operational limitation on the capacity of the emission source to emit a regulated air pollutant, including air pollution control equipment and/or restriction on the hours of operation, or on the type or amount of material combusted, stored, or processed, shall be treated as part of the design if the limitation is enforceable by the department and the administrator. Fugutive emissions, to the extent that they are quantifiable, are included in determining the potential to emit where required by an applicable requirement.

(bl) *Process.* Any activity involving one or more emission sources that emits or has the potential to emit any regulated air pollutant.

(bm) *Process weight.* The total weight of all materials introduced into a process which may cause air contaminant emissions to the outdoor atmosphere. Solid fuel used in a process is considered part of the process weight, but liquid and/or gaseous fuel, uncombined water and combustion air are not.

(bn) *Process weight per hour.* The total process weight for any emission source divided by the number of hours during which air contaminants are emitted by such source to the outdoor atmosphere. For continuous processes, process weight should be determined on a daily basis.

(bo) *Pyroprocesses.* That part of cement and lightweight aggregate manufacturing related to the preheating, calcining, sintering, burning and cooling of clinker. Such processes include a means of chemically changing the material processed and do not include physical changes such as perlite or shale expansion.

(bp) *Reasonably available control technology (RACT).* Lowest emission limit that a particular source is capable of meeting by application of control technology that is reasonably available, considering technological and economic feasibility.

(bq) *Refuse.* All waste material, including but not limited to garbage, rubbish, incinerator residue, street cleanings, dead animals and offal.

(br) *Refuse disposal area.* Land used for depositing of refuse, except that it shall not include land used for depositing of refuse from a single family, a member of which is the owner, occupant or lessee of said land, or any part of a farm on which animal or vegetable waste resulting from the operation of such farm are deposited. This definition includes, but is not limited to, those areas commonly referred to as landfills, sanitary landfills and dumps.

(bs) *Registration certificate.* Certificate issued by the department to the owner and/or operator of an eligible facility, that has been registered pursuant to the provisions of Subpart 201-4 of this Title.

(bt) *Regulated air pollutant or regulated air contaminant.* The following are regulated air pollutants or regulated air contaminants for the purposes of this Title:

(1) nitrogen oxides and any volatile organic compounds;

(2) any air pollutant or contaminant for which a national ambient air quality standard has been promulgated including PM-10, sulfur dioxide, carbon monoxide, and lead;

(3) any air pollutant or contaminant that is subject to any standard promulgated pursuant to section 111 of the act including the new source performance standards (NSPS) in 40 CFR part 60, *et seq.*;

(4) any Class I or II substance subject to a standard promulgated pursuant to section 601a of the act. Set forth below is the list of such class I or II substances as of the effective date of this regulation:

1. CLASS I SUBSTANCES

Group I
chlorofluorocarbon-11 (CFC-11)
chlorofluorocarbon-12 (CFC-12)
chlorofluorocarbon-113 (CFC-113)
chlorofluorocarbon-114 (CFC-114)
chlorofluorocarbon-115 (CFC-115)
Group II
halon-1211
halon-1301
halon-2402
Group III
chlorofluorocarbon-13 (CFC-13)
chlorofluorocarbon-111 (CFC-111)
chlorofluorocarbon-112 (CFC-112)
chlorofluorocarbon-211 (CFC-211)
chlorofluorocarbon-212 (CFC-212)
chlorofluorocarbon-213 (CFC-213)
chlorofluorocarbon-214 (CFC-214)
chlorofluorocarbon-215 (CFC-215)
chlorofluorocarbon-216 (CFC-216)
chlorofluorocarbon-217 (CFC-217)
Group IV
carbon tetrachloride
Group V
methyl chloroform

*Note:* This list shall also include the isomers of the substances listed above, other than 1,1,2-trichloroethane (an isomer of methyl chloroform)

2. CLASS II SUBSTANCES
hydrochlorofluorocarbon-21 (HCFC-21)
hydrochlorofluorocarbon-22 (HCFC-22)
hydrochlorofluorocarbon-31 (HCFC-31)
hydrochlorofluorocarbon-121 (HCFC-121)
hydrochlorofluorocarbon-122 (HCFC-122)
hydrochlorofluorocarbon-123 (HCFC-123)
hydrochlorofluorocarbon-124 (HCFC-124)
hydrochlorofluorocarbon-131 (HCFC-131)
hydrochlorofluorocarbon-132 (HCFC-132)
hydrochlorofluorocarbon-133 (HCFC-133)
hydrochlorofluorocarbon-141 (HCFC-141)
hydrochlorofluorocarbon-142 (HCFC-142)
hydrochlorofluorocarbon-221 (HCFC-221)
hydrochlorofluorocarbon-222 (HCFC-222)
hydrochlorofluorocarbon-223 (HCFC-223)

hydrochlorofluorocarbon-224 (HCFC-224)
hydrochlorofluorocarbon-225 (HCFC-225)
hydrochlorofluorocarbon-226 (HCFC-226)
hydrochlorofluorocarbon-231 (HCFC-231)
hydrochlorofluorocarbon-232 (HCFC-232)
hydrochlorofluorocarbon-233 (HCFC-233)
hydrochlorofluorocarbon-234 (HCFC-234)
hydrochlorofluorocarbon-235 (HCFC-235)
hydrochlorofluorocarbon-241 (HCFC-241)
hydrochlorofluorocarbon-242 (HCFC-242)
hydrochlorofluorocarbon-243 (HCFC-243)
hydrochlorofluorocarbon-244 (HCFC-244)
hydrochlorofluorocarbon-251 (HCFC-251)
hydrochlorofluorocarbon-252 (HCFC-252)
hydrochlorofluorocarbon-253 (HCFC-253)
hydrochlorofluorocarbon-261 (HCFC-261)
hydrochlorofluorocarbon-262 (HCFC-262)
hydrochlorofluorocarbon-271 (HCFC-271)

*Note:* This list includes the isomers of the substances listed above

(5) any hazardous air pollutant.

(bu) *Ringelmann chart.* The chart published and described in the U.S. Bureau of Mines Information circular 7718, on which are illustrated graduated shades of gray for use in estimating the light obscuring density of smoke. The "Micro" Ringelmann chart, a photographically reduced reproduction approximately 1/9 the size of the Ringelmann chart, is acceptable to the commissioner as an equivalent standard.

(bv) *Rubbish.* Solid or liquid waste materials, including but not limited to paper and paper products; rags; trees or leaves, needles and branches therefrom; vines; lawn and garden debris; furniture; cans; crockery; plastics; cartons; chemicals; paint; greases; sludges; oils and other petroleum products; wood; sawdust; demolition materials; tires and automobiles and other vehicles and parts, for junk, salvage, or disposal. Rubbish shall not include garbage, incinerator residue, street sweepings, dead animals, or offal.

(bw) *Smoke.* An air contaminant consisting of small gas-borne particles emitted by an air contamination source in sufficient number to be observable.

(bx) *Stack sample.* A sample of the emission from an air contamination source collected from within a stack.

(by) *Stack.* Any conduit, chimney, duct, vent, flue or opening of any kind arranged to conduct air contaminants to the outdoor atmosphere.

(bz) *Standard conditions.* A temperature of 20 degrees C (68 degrees F) and an absolute pressure of 760 mm (30 inches) of mercury.

(ca) *Standard Industrial Classification Code.* The Standard Industrial Classification Code (SIC code) utilized by the United States Office of Management and Budget to classify establishments according to the type of economic activity in which they are engaged.

(cb) *State implementation plan.* The documents, including regulations, approved by the administrator under the act that identify actions and programs to be undertaken by the State and its subdivisions to implement the act.

(cc) *Stationary source.* Any building, structure, facility or installation, excluding nonroad engines, that emits or may emit any air pollutant.

(cd) *Title V.* Refers to title V of the act and all rules promulgated in accordance with it.

(ce) *Unit space heater.* A small heating unit, which may be portable, used at a nonresidential facility for warming air of an enclosed area, such as a room.

(cf) *Volatile organic compound (VOC).* Any organic compound which participates in atmospheric photochemical reactions. This includes any organic compounds other than those compounds with negligible photochemical reactivity which are listed below. For purposes of determining compliance with emission limits in this Subchapter, VOC will be measured by test methods in appendix A of 40 CFR 60 (see table 1, section 200.9 of this Part) or by an alternative method acceptable to the department on the basis of a demonstration that it is as accurate as the appendix A method. Where such a method also inadvertently measures compounds with negligible photochemical reactivity, an owner or operator may exclude these negligibly reactive compounds when determining compliance with a VOC emission standard. The following compounds are not volatile organic compounds:

(1) carbon monoxide;

(2) carbon dioxide;

(3) carbonic acid;

(4) metallic carbides or carbonates;

(5) ammonium carbonate;

(6) methane;

(7) ethane;

(8) 1,1,1 trichloroethane (methyl chloroform);

(9) trichlorotrifluoroethane (CFC-113);

(10) methylene chloride;

(11) trichlorofluoromethane (CFC-11);

(12) dichlorodifluoromethane (CFC-12);

(13) chlorodifluoromethane (CFC-22);

(14) trifluoromethane (FC-23);

(15) 1,2-dichlorotetrafluoroethane (CFC-114);

(16) chloropentafluoroethane (CFC-115);

(17) perfluorocarbon compounds which are: cyclic, branched, or linear completely fluorinated alkanes; cyclic, branched, or linear completely fluorinated ethers with no unsaturations; cyclic, branched, or linear completely fluorinated tertiary amines with no unsaturations; or sulfur containing perfluorocarbons with no unsaturations and with sulfur bonds only to carbon and fluorine;

(18) dichlorotrifluoroethane (HCFC-123);

(19) tetrafluoroethane (HFC-134a);

(20) dichlorofluoroethane (HCFC-141b);

(21) chlorodifluoroethane (HCFC-142b);

(22) 2-chloro-1,1,1,2-tetrafluoroethane (HCFC-124);

(23) pentafluoroethane (HFC-125);

(24) 1,1,2,2-tetrafluoroethane (HFC-134);

(25) 1,1,1-trifluoroethane (HFC-143a);

(26) 1,1-difluoroethane (HFC-152a);

(27) parachlorobenzotrifluoride (PCBTF),

(28) cyclic, branched, or linear completely methylated siloxanes.

**Volatile Methyl Siloxanes (VMS)**

| CAS No. | Chemical Name | Formula |
|---|---|---|
| Linear VMS: | | |
| 00107-46-0 | hexamethyldisiloxane (MM) | $C_6H_{18}OSi_2$ |
| 00107-51-7 | octamethyltrisiloxane (MDM) | $C_8H_{24}O_2Si_3$ |
| 00141-62-8 | decamethyltetrasiloxane ($MD_2M$) | $C_{10}H_{30}O_3Si_4$ |
| 00141-63-9 | dodecamethylpentasiloxane ($MD_3M$) | $C_{12}H_{36}O_4Si_5$ |
| 00107-63-9 | tetradecamethylhexasiloxane ($MD_4M$) | $C_{14}H_{42}O_5Si_6$ |
| 63148-62-9 | dimethyl silicones and siloxanes ($Md_nM$) | ——— |
| Cyclic VMS: | | |
| 00541-05-9 | hexamethylcyclotrisiloxane ($D_3$) | $C_6H_{18}O_3Si_3$ |
| 00556-67-2 | octamethylcyclotetrasiloxane ($D_4$) | $C_8H_{24}O_4Si_4$ |
| 00541-02-6 | decamethylcyclopentasiloxane ($D_5$) | $C_{10}H_{30}O_5Si_5$ |
| 00540-97-6 | dodecamethylcyclohexasiloxane ($D_6$) | $C_{12}H_{36}O_6Si_6$ |
| 69430-24-6 | cyclopolydimethylsiloxanes ($D_n$) | ——— |
| Branched VMS: | | |
| 17928-28-8 | 1,1,1,3,5,5,5-heptamethyl-3-trisiloxane ($M_3T$) | $C_{10}H_{30}O_3Si_4$ |
| 03555-47-3 | 1,1,1,3,5,5,5-hexamethyl-3,3,bis-trisiloxane ($M_4Q$) | $C_{12}H_{36}O_4Si_5$ |
| ——— | pentamethyl-cyclotrisiloxane ($MD_3$) | $C_9H_{24}O_4Si_4$ |

(29) acetone; and

(30) perchloroethylene (tetrachloroethylene).

(cg) *Wood.* The fibrous material beneath and including the bark of trees or any derivative fuel or residue thereof, in any unadulterated form, including but not limited to sawdust, sanderdust, wood chips, scraps, slabs, millings, shavings and processed pellets made from wood or other forest residues.

**Historical Note**

Sec. renum. 370.1, Title 9, filed Sept. 1971; new filed April 28, 1972, repealed, new filed May 17, 1972; amds. filed: Sept. 7, 1973; Sept. 4, 1974; Dec. 13, 1974, Feb. 22, 1979, July 24, 1979; March 7, 1983; July 10, 1984; Dec. 17, 1991; March 5, 1993, April 2, 1993, Jan 19, 1994 as emergency measure, expired 90 days after filing; Sept. 15, 1994, June 7, 1996, May 27, 1998; Feb. 3, 1999 eff. 30 days after filing.

## § 200.2 Safeguarding information

Information pertaining to manufacture, production or secret processes submitted in connection with applications, reports, plans and specifications or testing and designated by the person submitting such information as secret or proprietary, shall be kept confidential as provided by Part 616 of this Title dealing with trade secret confidentiality. The quantity and physical and chemical characteristics of actual and allowable air contaminant emissions shall be considered public information.

**Historical Note**

Sec. renum. 370.2, Title 9, filed Sept. 1971; new filed April 28, 1972, repealed, new filed May 17, 1972; amd. filed Dec. 17, 1991 eff. 30 days after filing

## § 200.3 False statement.

No person shall make a false statement in connection with applications, plans, specifications and/or reports submitted pursuant to this Subchapter.

Historical Note

Sec. amds. filed: June 20, 1968; April 15, 1969; Aug. 8, 1969; Sept. 18, 1970; renum. 370.3, Title 9, filed Sept. 1971; new filed April 28, 1972; repealed, new filed May 17, 1972 eff. 30 days after filing.

## § 200.4 Severability.

If any provisions of this Subchapter are held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provisions.

Historical Note

Sec. amds. filed: Nov. 2, 1964; July 19, 1966; renum. 370.4, Title 9, filed Sept. 1971; new filed April 28, 1972; repealed, new filed May 17, 1972; amd. filed July 10, 1984 eff. 30 days after filing.

## § 200.5 Sealing.

(a) The commissioner may seal an air contamination source to prevent its operation if compliance with this Chapter is not met within the time provided by an order of the commissioner issued in the case of the violation. *Sealing* means labelling or tagging a source to notify any person that operation of the source is prohibited, and also includes physical means of preventing the operation of an air contamination source without resulting in destruction of any equipment associated with such source, and includes, but is not limited to, bolting, chaining or wiring shut control panels, apertures or conduits associated with such source.

(b) No person shall operate any air contamination source sealed by the commissioner in accordance with this section unless a modification has been made which enables such source to comply with all requirements applicable to such modification.

(c) Unless authorized by the commissioner, no person shall remove or alter any seal affixed to any air contamination source in accordance with this section.

Historical Note

Sec. renum. 370.5, Title 9, filed Sept. 1971; new filed April 28, 1972, repealed, filed May 17, 1972; new filed Feb. 22, 1979 eff. Feb. 22, 1979.

## § 200.6 Acceptable ambient air quality.

Notwithstanding the provisions of this Subchapter, no person shall allow or permit any air contamination source to emit air contaminants in quantities which alone or in combination with emissions from other air contamination sources would contravene any applicable ambient air quality standard and/or cause air pollution. In such cases where contravention occurs or may occur, the commissioner shall specify the degree and/or method of emission control required.

Historical Note

Sec. renum. 370.6, Title 9, filed Sept. 1971; new filed April 28, 1972; repealed, filed May 17, 1972; new filed Feb. 22, 1979; amd. filed March 7, 1983 eff. 30 days after filing.

## § 200.7 Maintenance of equipment.

Any person who owns or operates an air contamination source which is equipped with an emission control device shall operate such device and keep it in a satisfactory state of maintenance and repair in accordance with ordinary and necessary practices, standards and procedures, inclusive of manufacturer's specifications, required to operate such device effectively.

Historical Note

Sec. renum. 370.7, Title 9, filed Sept. 1971, new filed April 28, 1972, repealed, filed May 17, 1972; new filed Feb. 22, 1979 eff. Feb. 22, 1979.

## § 200.8 Conflict of interest.

(a) The commissioner or his designees who have the designated authority to approve either permits and certificates issued pursuant to 6 NYCRR Part 201, or the issuance of an order

pursuant to section 19 of the ECL, shall disclose prior to any such approval of issuance any significant portion of income, directly or indirectly received from persons who may be a recipient of such a permit, certificate or order.

(b) For the purposes of this section:

(1) *A significant portion of income* shall mean 10 percent or more of gross personal income for a calendar year, or if the recipient is 60 years or over, a *significant portion of income* shall mean 50 percent of gross personal income for a calendar year if such income is received pursuant to an established fixed pension or retirement program.

(2) *Income* shall include retirement benefits, consultant fees and dividends.

(3) Income is not received directly or indirectly where it is derived from mutual fund payments or other diversified investments where the identity of the primary source of income is not known to the recipient.

## § 200.9 Referenced material.

Regulations included in Chapter III, Air Resources, frequently contain references to documents for information as to the standards to be met or guidelines and methodology to be used in meeting the requirements of specific regulations. The availability of such documents will be noted in table I below which correlates specific references with specific regulations. In addition, copies of referenced material are available for public inspection and copying at the Division of Air Resources in the Albany office of the Department of Environmental Conservation, or at the Albany office of the New York State Department of State.

**Table I**

| Regulation<br>6 NYCRR Part/sec./etc | Referenced material<br>CFR (Code of Federal Regulations) or other | Availability |
|---|---|---|
| 200.10(b) | | |
| Table 2 | 40 CFR Part 60 (July 1, 1995) | • |
| | 60 *Federal Register* 65387-65436 (December 19, 1995) | |
| | 61 *Federal Register* 9905-9944 (March 12, 1996) | • |
| | 63 *Federal Register* 32743-32753 (June 16, 1998) | |
| Table 3 | 40 CFR Part 61 (July 1, 1995) | • |
| Table 4 | 40 CFR Part 61 (July 1, 1995) | • |
| | 60 *Federal Register* 43244-43297 (August 18, 1995) | |
| | 60 *Federal Register* 45948-45980 (September 1, 1995) | |
| | 60 *Federal Register* 48388-48417 (September 19, 1995) | |
| | 60 *Federal Register* 64330-64347 (December 15, 1995) | |
| | 60 *Federal Register* 62930-62962 (December 7, 1995) | |
| Table 5 | 40 CFR Part 52 (July 1, 1995) | • |
| | 40 CFR Part 72 to 85 (July 1, 1995) | |
| 201-2(b)(21) | Standard Industrial Classification Manual (1987) | •••••• |
| 201-3.3(94) | United States Department of Health and Human Services' Seventh Annual Report on Carcinogens (1994) | ••••••• |
| 202-2.1(d) | 40 CFR Part 60 (July 1993) pages 4-943 | • |
| | 40 CFR Part 61 (July 1993) pages 4-278 | • |
| 204-1.2(b)(3) | 40 CFR 72.2 (May 26, 1999) | • |
| 204-1.2(b)(15) | 40 CFR Part 75 (May 26, 1999) | • |
| 204-1.2(b)(33) | 40 CFR Part 75, Appendix D (May 26, 1999) | • |
| | 40 CFR Part 75 (May 26, 1999) | |

| Regulation 6 NYCRR Part/sec./etc. | Referenced material CFR (Code of Federal Regulations) or other | Availability |
|---|---|---|
| 204-1.2(b)(34) | 40 CFR Part 75, Appendix F, Section 3 (May 26, 1999) | • |
| | 40 CFR Part 75, Appendix A, Section 2 (May 26, 1999) | |
| 204-1.2(b)(53) | 40 CFR 51.121 (October 27, 1998) | • |
| | 40 CFR Part 97 (September 24, 1998) | |
| 204-1.2(b)(66) | 40 CFR Part 60, Appendix A (July 1, 1998) | • |
| 204-1.4(b)(1)(iii)(a) | 40 CFR 75.19(c)(1)(ii), Table 2 (May 26, 1999) | • |
| 204-5.3(g) | 40 CFR 51.121 (October 27, 1998) | • |
| 204-8.1 | 40 CFR Part 75, Subpart H (May 26, 1999) | • |
| | 40 CFR 72.2 (May 26, 1999) | |
| | 40 Part 75 (May 26, 1999) | |
| 204-8.1(a)(1) | 40 CFR 75.71 and 75.72 (May 26, 1999) | • |
| 204-8.1 | 40 CFR Part 75 (May 26, 1999) | • |
| 204-8.1(c) | 40 CFR 75.50(g) (May 26, 1999) | • |
| 204-8.1(d)(1) | 40 CFR 75.72(b)(2)(ii) (May 26, 1999) | • |
| 204-8.1(d)(2) | 40 CFR 75.72(b)(2)(ii) (May 26, 1999) | |
| | 40 CFR Part 75 (May 26, 1999) | |
| | 40 CFR Part 75.74 (May 26, 1999) | |
| 204-8.1(d)(3) | 40 CFR 75.72(b)(2)(ii) (May 26, 1999) | • |
| | 40 CFR Part 75 (May 26, 1999) | |
| | 40 CFR 75.74 (May 26, 1999) | |
| 204-8.1(d)(4) | 40 CFR 75.72(b)(2)(ii) (May 26, 1999) | • |
| 204-8.1(d)(4)(i) | 40 Part CFR 75 (May 26, 1999) | • |
| 204-8.2(a) | 40 CFR Part 75 (May 26, 1999) | • |
| 204-8.2(a)(1) | 40 CFR 75.17(a) or (b) (May 26, 1999) | • |
| | 40 CFR 75.66 (May 26, 1999) | |
| | 40 CFR 75.17 (May 26, 1999) | |
| 204-8.2(a)(2) | 40 CFR 75.72 (May 26, 1999) | |
| | 40 CFR 75.71(a)(2) (May 26, 1999) | |
| 204-8.2(b) | 40 CFR 75.19 (May 26, 1999) | • |
| | 40 CFR Part 75, Subpart E (May 26, 1999) | |
| | 40 CFR 75.72 (May 26, 1999) | |
| | 40 CFR 75.71(a)(2) (May 26, 1999) | |
| 204-8.2(b)(1) | 40 CFR Part 75, Subpart H (May 26, 1999) | • |
| | 40 CFR 75.20 (May 26, 1999) | |
| 204-8.2(b)(2) | 40 CFR 75.21 (May 26, 1999) | • |

| Regulation<br>6 NYCRR Part/sec./etc. | Referenced material<br>CFR (Code of Federal Regulations) or other | Availability |
|---|---|---|
| | 40 CFR Part 75, Appendix B (May 26, 1999) | |
| | 40 CFR 75.20(b) (May 26, 1999) | |
| 204-8.2(b)(3)(ii) | 40 CFR Part 75, Subpart H (May 26, 1999) | • |
| 204-8.2(b)(3)(iii) | 40 CFR 75.19 (May 26, 1999) | • |
| | 40 CFR 75.20(a)(3) (May 26, 1999) | |
| | 40 CFR Part 75 (May 26, 1999) | |
| 204-8.2(b)(3)(iv) | 40 CFR Part 75 (May 26, 1999) | • |
| 204-8.2(b)(3)(iv)(a) | 40 CFR Part 75 (May 26, 1999) | • |
| 204-8.2(b)(3)(v)(a) | 40 CFR 75.20(a)(5)(i) (May 26, 1999) | • |
| 204-8.2(b)(3)(v)(a)(1) | 40 CFR 75.19 (May 26, 1999) | • |
| 204-8.2(b)(3)(v)(a)(2) | 40 CFR Part 75, Appendix A, Section 2.1 (May 26, 1999) | • |
| 204-8.2(c) | 40 CFR 75.19 (May 26, 1999) | • |
| | 40 CFR 75.10 (May 26, 1999) | |
| 204-8.2(c)(1)(i) | 40 CFR 75.19 (May 26, 1999) | • |
| 204-8.2(c)(1)(ii) | 40 CFR 75.19 (May 26, 1999) | • |
| 204-8.2(c)(2)(i) | 40 CFR 75.19 (May 26, 1999) | • |
| 204-8.2(c)(2)(ii) | 40 CFR 75.19 (May 26, 1999) | • |
| 204-8.2(c)(2)(iv) | 40 CFR 75.19 (May 26, 1999) | • |
| 204-8.2(d) | 40 CFR Part 75, Subpart E (May 26, 1999) | • |
| | 40 CFR 75.20(f) (May 26, 1999) | |
| 204-8.3(a) | 40 CFR Part 75, Appendix B (May 26, 1999) | • |
| | 40 CFR Part 75, Subpart D, Appendix D or Appendix E (May 26, 1999) | |
| 204-8.3(b) | 40 CFR Part 75 (May 26, 1999) | • |
| 204-8.4 | 40 CFR 75.61 (May 26, 1999) | • |
| 204-8.5(a)(2) | 40 CFR Part 75, Subpart F, G or H (May 26, 1999) | • |
| | 40 CFR Part 72 (May 26, 1999) | |
| 204-8.5(b)(1) | 40 CFR 75.62 (May 26, 1999) | • |
| | 40 CFR Part 75, Subpart H (May 26, 1999) | |
| 204-8.5(b)(2) | 40 CFR 75.62 (May 26, 1999) | • |
| | 40 CFR Part 75, Subpart H (May 26, 1999) | |
| 204-8.5(c) | 40 CFR Part 75, Subpart H (May 26, 1999) | • |
| 204-8.5(d)(2)(i) | 40 CFR Part 75 (May 26, 1999) | • |
| 204-8.5(d)(2)(ii) | 40 CFR 75.74(d)(3) (May 26, 1999) | • |
| | 40 CFR 75.74(b) (May 26, 1999) | |

| Regulation<br>6 NYCRR Part/sec./etc. | Referenced material<br>CFR (Code of Federal Regulations) or other | Availability |
|---|---|---|
| 204-8.5(d)(3) | 40 CFR Part 75, Subpart H (May 26, 1999) | • |
| | 40 CFR 75.64 (May 26, 1999) | |
| 204-8.5(d)(3)(i) | 40 CFR Part 75, Subparts G & H (May 26, 1999) | • |
| 204-8.5(d)(3)(ii) | 40 CFR Part 75, Subpart H (May 26, 1999) | • |
| 204-8.5(d)(4)(i) | 40 CFR Part 75 (May 26, 1999) | • |
| 204-8.5(d)(4)(ii) | 40 CFR 75.34(a)(1) (May 26, 1999) | • |
| 204-8.5(d)(4)(iii) | 40 CFR Part 75, Subpart D (May 26, 1999) | • |
| 204-8.6(a) | 40 CFR 75.66 (May 26, 1999) | • |
| 204-8.6(a)(2) | 40 CFR 75.72 (May 26, 1999) | • |
| 204-8.6(b) | 40 CFR 75.66 (May 26, 1999) | • |
| 204-8.6(b)(1) | 40 CFR 75.66 (May 26, 1999) | • |
| | 40 CFR 75.72 (May 26, 1999) | |
| | 40 CFR 75.71(a)(2) (May 26, 1999) | |
| 204-8.7 | 40 CFR Part 75 (May 26, 1999) | • |
| 209.1(b)(7) | 40 CFR Part 60, Appendix A (July 1989) pages 568-964 | • |
| 209.2(c) | 40 CFR Part 60, Subpart S (July 1989) pages 344-346 | • |
| 210.1(a) | 42 U.S.C. Section 7401 *et seq.* Clean Air Act as amended by Pub. L. 101-549 (1990) | •• |

| Regulation 6 NYCRR Part/sec./etc. | Referenced material CFR (Code of Federal Regulations) or other | Availability |
|---|---|---|
| 210.1(g) | 40 CFR Part 88 (March 1, 1993) | • |
| 210.1(j) | 40 CFR Part 88 (March 1, 1993) | • |
| | 40 CFR Part 86 (July 1, 1995) | • |
| 210.1(k) | 40 CFR Part 86 (July 1, 1995) | • |
| | 40 CFR Part 88 (March 1, 1993) | • |
| 210.1(s) | 40 CFR Section 80.40 (July 1, 1995) | • |
| 210.1(ah) | 40 CFR Section 88.311-93 (March 1, 1993) | • |
| 210.1(am) | 42 U.S.C. Section 7583 Clean Air Act as amended by Pub. L. 101-549 (1990) | •• |
| 210.1(ar) | 42 U.S.C. Section 7521 Clean Air Act as amended by Pub. L. 101-549 (1990) | •• |
| 210.1(aw) | 42 U.S.C. Section 7407(d) Clean Air Act as amended by Pub. L. 101-549 (1990) | •• |
| 210.1(az) | 42 U.S.C. Section 7581(5) Clean Air Act as amended by Pub L. 101-549 (1990) | •• |
| 210.1(ba) | 40 CFR Part 86 (July 1, 1995) | • |
| 210.1(bb) | 40 CFR Part 86 (July 1, 1995) | • |
| | 40 CFR Part 88 (March 1, 1993) | • |
| 210.1(bj) | 42 U.S.C. Section 7583 Clean Air Act as amended by Pub L 101-549 (1990) | •• |
| 210.1(bm) | 42 U.S.C. Section 7583 Clean Air Act as amended by Pub L 101-549 (1990) | •• |
| 210.1(bp) | 40 CFR Section 86.082-24 (July 1, 1995) | • |
| 210.1(br) | 42 U.S.C. Section 7583 Clean Air Act as amended by Pub. L 101-549 (1990) | •• |
| 210.4(b)(2) | 40 CFR Part 86, Subpart N (July 1, 1995) | • |
| 210.4(b)(4) | 40 CFR Part 86 (July 1, 1995) | • |
| 210.9(a) | 40 CFR Part 88.306.94 (March 1, 1993) | • |
| | 40 CFR Part 88, Subpart C (March 1, 1993) | • |
| 210.9(b) | 40 CFR Part 86 (July 1, 1995) | • |
| | 40 CFR Part 88 (March 1, 1993) | • |
| 210.9(c)(1) | 42 U.S.C. Section 7525 Clean Air Act as amended by Pub. L. 101-549 (1990) | •• |
| | 42 U.S.C. Section 7541 Clean Air Act as amended by Pub. L. 101-549 (1990) | •• |
| 210.9(c)(2) | 40 CFR Part 85 (July 1, 1995) | • |
| 210.9(f) | 42 U.S.C. Section 7522 Clean Air Act as amended by Pub L 101-549 (1990) | •• |
| 212.5(c) | 40 CFR Part 60 (July 1989) pages 195-1013 | • |
| | 40 CFR Part 61 (July 1989) pages 4-164 | |
| | 40 CFR Part 761 (July 1989) pages 213-267 | |

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| 214.9(b)(2)(iv) | 40 CFR Part 61 Subpart L (July 1991) pages 63-69<br>40 CFR Part 61 Subpart FF (July 1991) pages 151-178 | |
| 214.11(a), (c) | 40 CFR Part 60, Appendix A (July 1989) pages 568-964 | • |
| 216.6(a) | 40 CFR Part 60, Subpart N (July 1989) pages 326-328 | • |
| 216.7(a) | 40 CFR Part 60, Subpart AA (July 1989) pages 359-364 | • |
| 216.9(a) | 40 CFR Part 60, Appendix A (July 1989) Reference Method 5, pages 624-648 | • |
| 217-1.1(e) | Emissions Inspection Procedure Manual (VS-28) (April 1992) | ••••• |
| 217-1.3(a) | Emissions Inspection Procedure Manual (VS-28) (April 1992) | ••••• |
| 217-1.3(b) | Emissions Inspection Procedure Manual (VS-28) (April 1992) | •••• |
| 217-2.3(a) | Emissions Inspection Procedure Manual (VS-28) (April 1992) | ••••• |
| 217-2.3(b) | Emissions Inspection Procedure Manual (VS-28) (April 1992) | ••••• |
| 217-5.1(ai) | SAE J1667 Surface Vehicle Recommended Practice (Snap-Acceleration Smoke Test Procedure for Heavy-Duty Diesel Powered Vehicles) (February 1996) | •••••••• |
| 218-1.2(d) | Clean Air Act 42 U.S.C. Section 7543 (1988) as amended by Pub. L. 101-549 (1990)<br>Clean Air Act 42 U.S.C. Section 7507 (1988) as amended by Pub. L. 101-549 (1990) | ••<br>•• |
| 218-1.2(e) | California Health and Safety Code, Section 39003 (1991) | •• |
| 218-1.2(i) | California Code of Regulations, Title 13, Section 1900(b)(3) (7-12-91) | ••<br>••• |
| 218-1.2(w) | California Code of Regulations, Title 13, Section 1960 (11-30-83) | ••<br>••• |
| 218-1.2(ab) | Clean Air Act 42 U.S.C. 7521(b)(1)(B) (1988) as amended by Pub. L. 101-549 (1990) | •• |
| 218-1.2(af) | California Code of Regulations, Title 13, Section 2112 (7-12-91) | ••<br>••• |
| 218-2.1(a) | Clean Air Act 42 U.S.C. Section 7521 (1988) as amended by Pub. L. 101-549 (1990) | •• |
| 218-2.1(b)(5) | Clean Air Act 42 U.S.C. Section 7401 et seq. (1988) as amended by Pub. L. 101-549 (1990) | •• |
| 218-2.1(d) | Clean Air Act 42 U.S.C. Section 7507 (1988) as amended by Pub. L. 101-549 (1990) | •• |
| 218-2.2(a) | California Code of Regulations, Title 13, Section 1960.1 (7-12-91) | ••<br>••• |
| 218-2.2(a)(2)(ii) | California Code of Regulations, Title 13, Section 1976 (11-20-91) | ••<br>••• |
| 218-3.1 | California Code of Regulations, Title 13, Section 2112 (7-12-91)<br>40 CFR Part 600 (July 1, 1989) | ••<br>•••<br>• |
| 218-5.1 | California Code of Regulations, Title 13, Section 2061 (7-12-91) | ••<br>••• |

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|---|---|---|
| 218-5.2(a) | California Code of Regulations, Title 13, Section 2109 (11-30-83) | •• ••• |
| | California Code of Regulations, Title 13, Section 2110 (11-30-83) | •• ••• |
| 218-5.3(b) | California Code of Regulations, Title 13, Section 2101 (11-30-83) | •• ••• |
| 218-5.4 | Clean Air Act 42 U.S.C. Section 7507 (1988) as amended by Pub. L. 101-549 (1990) | •• |
| 218-8.3 | Clean Air Act 42 U.S.C. Section 7401 et seq. (1988) as amended by Pub. L. 101-549 (1990) | •• |
| 218-9.3(a)(1) | California Code of Regulations, Title 13, Section 2221 (11-30-83) | •• ••• |
| | California Code of Regulations, Title 13, Section 2224 (7-17-90) | •• ••• |
| 218-9.3(a)(2) | California Code of Regulations, Title 13, Section 2224(a) (7-17-90) | •• ••• |
| 218-9.4(b)(3)(i) | California Code of Regulations, Title 13, Section 2222 (7-17-90) | •• ••• |
| 218-9.4(b)(3)(ii) | California Code of Regulations, Title 13, Section 2222 (7-17-90) | •• ••• |
| 218-9.5(b) | California Code of Regulations, Title 13, Section 2222 (7-17-90) | •• ••• |
| 218-10.1 | California Code of Regulations, Title 13, Section 2290 (2-21-90) | •• ••• |
| 219-2.7(a) | 40 CFR Part 60, Appendix B (July 1987) Performance Specifications 1, 2 and 3 pages 822-847 | • |
| 219-3.8 | 40 CFR Part 60, Appendix B (July 1987) Performance Specifications 1, 2 and 3 pages 822-847 | • |
| 225-1.7(b) | 40 CFR Part 60, Appendix B (July 1989) Performance Specification 2, pages 981-988 | • |
| 225-2.4(a)(3) | 40 CFR Part 761 (July 1989) pages 213-267 | • |
| 225-3.2(b)(14) | Clean Air Act 42 U.S.C. Section 7512a(a)(2)(A) (1988) as amended by Pub. L. 101-549 (1990) | •• |
| 225-3.2(b)(16) | Clean Air Act 42 U.S.C. Section 7545 (1988) as amended by Pub. L. 101-549 (1990) | •• |
| 225-3.2(b)(26) | Clean Air Act 42 U.S.C. Section 7512a(a)(2)(A) (1988) as amended by Pub. L. 101-549 (1990) | •• |
| 225-3.3(c)(1) | Clean Air Act 42 U.S.C. Section 7502(c)(9) (1988) as amended by Pub. L. 101-549 (1990) | •• |
| 225-3.3(c)(1) | Clean Air Act 42 U.S.C. Section 7512a(a)(3) (1988) as amended by Pub. L. 101-549 (1990) | •• |
| 225-3.3(c)(1)(ii) | Clean Air Act 42 U.S.C. Section 7512a(a)(2)(A) (1988) as amended by Pub. L. 101-549 (1990) | •• |

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|---|---|---|
| 225-3.3(c)(1)(iii) | Clean Air Act 42 U.S.C. Section 7512a(a)(2)(A) (1988) as amended by Pub. L. 101-549 (1990) | •• |
| 225-3.5(b)(1) | 40 CFR 80, Appendix D (July 1991) pages 380-393 | • |
| 225-3.5(c)(1)(i) | ASTM, D 4815-89 (October 1989) | •••• |
| 225-3.5(c)(1)(ii) | ASTM, D 4815-89 (October 1989) | •••• |
| 227-1.3(b)(1) | 40 CFR Part 60, Appendix A (Updated July 1, 1996) Reference Method 9, pages 734-740 | • |
| 227-2.6(b)(3)(i) | 40 CFR 60, Appendix A, (July 1990) Reference Method 19, pages 956-962 | • |
| 227-2.6(b)(3)(v) | 40 CFR 60.13(d), (e) and (f) (July 1990) pages 226 - 227 40 CFR 60, Appendix B, (July 1990) Performance Specification 2 pages 1040-1047 | • |
| 227-2.6(b)(3)(vi) | 40 CFR Part 60, Appendix F (July 1990), pages 1051-1056 | • |
| 227-2.6(b)(4)(iv) | 40 CFR Part 60, Appendix F (July 1990) pages 1051-1056 | • |
| 227-2.6(b)(4)(v) | 40 CFR Part 60, Appendix B (July 1990), pages 1023-1050 | • |
| 227-2.6(b)(5) | 40 CFR Part 75 *Federal Register*, January 11, 1993 | • |
| 227-2.6(c)(2) | 40 CFR Part 60, Appendix A (July 1990) pages 630 - 1023 | • |
| 227-2.6(c)(2)(i) | 40 CFR Part 60, Appendix A (July 1990), Reference Methods 7, 7E, and 19, pages 771-777, 791-792, 956-962 | • |
| 227-2.6(c)(2)(ii) | 40 CFR Part 60, Appendix A (July 1990), Reference Method 20, pages 962-971 | • |
| 227-2.6(c)(2)(iii) | 40 CFR Part 60, Appendix A (July 1990), Reference Methods 7, 7E, 19 and 20, pages 771-777, 791-792, 956-971 | • |
| 227-2.6(c)(2)(iv) | 40 CFR Part 60, Appendix A (July 1990), Reference Methods 7, 7E, and 19, pages 771-777, 791-792, 956-962 | • |
| 227-3.1 | OTC $NO_x$ MOU (September 27, 1994) | •• |
| 227-3.3(b)(27) | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |
| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| 227-3.3(b)(37) | Clean Air Act 42 U.S.C. Sections 7511c(a) and 7506a as amended by Public Law 101-549 (November 20, 1990) | •• |
| 227-3.3(b)(38) | OTC $NO_x$ MOU (September 27, 1994) | •• |
| 227-3.3(b)(39) | Clean Air Act 42 U.S.C. Sections 7511c(a) as amended by Public Law 101-549 (November 20, 1990) | •• |
| 227-3.3(b)(44) | 40 CFR Part 72 (October 1997, as updated on July 1, 1998, or May 26, 1999) | • |

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| 227-3.13(a)(1) | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |
| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| 227-3.13(a)(2) | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |
| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| | 40 CFR Part 75 (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(a)(3) | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |
| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| 227-3.13(a)(4) | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |
| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| 227-3.13(a)(5) | 40 CFR Part 75 (November 20, 1996, as updated July 1, 1998, or May 26, 1999) | • |
| | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |
| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| 227-3.13(b) | 40 CFR Part 75 (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(b)(1) | 40 CFR Part 75 (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(b)(1)(i) | 40 CFR Part 75 Appendix F, Section 3 (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(b)(1)(ii) | 40 CFR Part 75 Appendix F, Section 5 (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(b)(2)(i) | 40 CFR Part 75 Appendix F, Section 3 (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |

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|---|---|---|
| 227-3.13(b)(2)(ii) | 40 CFR Part 75 Appendix D (November 20, 1996, as updated on July 1, 1998; or May 26, 1999) | • |
| 227-3.13(b)(3) | 40 CFR Part 75 Appendix E (November 20, 1996, as updated on July 1, 1998; or May 26, 1999) | • |
| 227-3.13(b)(3)(i) | 40 CFR Part 75 Appendix E (November 20, 1996, as updated on July 1, 1998; or May 26, 1999) | • |
| 227-3.13(b)(3)(ii) | 40 CFR Part 75 Appendix D (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(b)(4) | 40 CFR Part 75 Subpart E (November 20, 1996, as updated on July 1, 1998; or May 26, 1999) | • |
| 227-3.13(b)(4)(i) | 40 CFR Part 75 Subpart E (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(b)(4)(ii) | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |
| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| 227-3.13(b)(5) | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |
| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| 227-3.13(c) | 40 CFR Part 75 (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(c)(1)(ii) | 40 CFR Part 75 (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(c)(1)(vi)(c) | 40 CFR Part 75, Appendix D (November 20, 1996, as updated on July 1, 1998; or May 26, 1999) | • |
| 227-3.13(c)(1)(vii) | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |
| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| 227-3.13(c)(2)(i) | CFR Part 75 (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(c)(2)(ii) | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |

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| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| | 40 CFR Part 75 Subpart D (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(c)(2)(iii) | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |
| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| 227-3.13(c)(2)(iii)(a) | 40 CFR Part 75 Appendix E (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(c)(2)(iv) | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |
| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| 227-3.13(c)(3)(i)(a) | 40 CFR Part 75 (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| | 40 CFR Part 75 Appendix F Section 5 (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(c)(3)(i)(b) | 40 CFR Part 75 Appendix D (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| | 40 CFR Part 75 Appendix F Section 5 (November 20, 1996, as updated on July 1, 1998, or May 26, 1999) | • |
| 227-3.13(c)(3)(ii) | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |
| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| 227-3.15(a) | Guidance For Implementation of Emissions Monitoring Requirements for the $NO_x$ Budget Program (January 28, 1997) | •• |
| | $NO_x$ Budget Program Monitoring Certification and Reporting Requirements (July 3, 1997) | •• |
| | Electronic Data Reporting, Acid Rain Program/$NO_x$ Budget Program (July 3, 1997) | •• |
| 228.5(b) | 40 CFR Part 60, Appendix A, Reference Method 24 (July 1989) pages 921-922 | • |
| 228.5(f) | 40 CFR Part 60, Appendix A, (July 1989) pages 568-964 | • |
| 229.3(d)(1) | 40 CFR Part 60, Appendix A (July 1989) pages 568-964 | • |
| 229.4(a) | 40 CFR Part 60, Appendix A (July 1989) pages 568-964 | • |

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|---|---|---|
| 230.4(b) | 40 CFR Part 60, Appendix A (July 1989) Method 27, pages 945-947 | • |
| 231-2.1(b)(24)(iii) | Further Continuing Appropriations Act of 1985, 42 U.S.C. Section 5903d (December 19, 1985) | •• |
| 231-2.1(b)(31)(i) | Clean Air Act, Title IV, 42 U.S.C. Section 7651, as amended by Pub. L. 101-549 (November 15, 1990) | •• |
| 231-2.2(j)(1) | Clean Air Act, 42 U.S.C. Section 7511a(f), as amended by Pub L. 101-549 (November 15, 1990) | •• |
| 231-2.11(a)(2)(iii) | Clean Air Act, 42 U.S.C. Section 7511a(b), (c), and (g), as amended by Pub. L. 101-549 (November 15, 1990) | •• |
| 232.5(a)(1) | 40 CFR 63, Subpart M (July 1, 1995) | • |
| 232.5(c) | 40 CFR 63, Subpart M (July 1, 1995) | • |
| 232.5(g) | 40 CFR 63, Subpart M (July 1, 1995) | • |
| 232.6(b)(6)(iv)(b) | 40 CFR 63, Subpart M (July 1, 1995) | • |
| 232.7(c) | 40 CFR 60, Appendix A, Reference Method 21 (July 1989) pages 913-916 | • |
| 232.11(g)(5) | 40 CFR 63, Subpart M (July 1, 1995) | • |
| 232.11(h)(5) | 40 CFR 63, Subpart M (July 1, 1995) | • |
| 233.4(b) | 40 CFR Part 60, Appendix A, (July 1989) pages 568-964 | • |
| 234.4(b)(1) | 40 CFR Part 60, Appendix A, (July 1989) pages 568-964 | • |
| 234.4(b)(2) | 40 CFR Part 60, Appendix A, Reference Methods 24 and 24A, (July 1989) pages 568-964 | • |
| 236.7 | 40 CFR Part 60, Appendix A, Reference Method 21 (July 1989) pages 913-916 | • |
| 240.1 | 40 CRF Part 51.390 (August 15, 1997) | • |
| | Title 23 U.S.C. (1994, ed.) | • |
| | Federal Transit Laws (Title 49 U.S.C. Chapter 53) (1994, ed.) | • |
| | Clean Air Act 42 U.S.C. Section 110, as amended by Public Law 101-549 (November 20, 1990) | •• |
| | Clean Air Act 42 U.S.C. Part D as amended by Public Law 101-549 (November 20, 1990) | •• |
| 240.2(b) | Clean Air Act 42 U.S.C. Section 302(q) as amended by Public Law 101-549 (November 20, 1990) | •• |
| | Clean Air Act 42 U.S.C. Secuons 110, 110(c), and 301(d) as amended by Public Law 101-549 (November 20, 1990) | •• |
| 240.2(d) | 40 CFR Part 58 (July 1, 1997) | • |
| 240.2(e) | Clean Air Act 42 U.S.C. Sections 182(b)(1), 182(c)(2)(A), 182(c)(2)(B), 187(a)(7), 189(a)(1)(B), and 189(b)(1)(A), and Sections 192(a) and 192(b), for nitrogen dioxide as amended by Public Law 101-549 (November 20, 1990) | •• |
| 240.2(n) | 23 CFR Part 450 (April 1, 1997) | • |
| 240.2(x) | Clean Air Act 42 U.S.C. Section 175A as amended by Public Law 101-549 (November 20, 1990) | •• |

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|---|---|---|
| 240.2(y) | Clean Air Act 42 U.S.C. Section 175A as amended by Public Law 101-549 (November 20, 1990) | •• |
| 240.2(z) | Title 23 U.S.C. Section 134 (1994, ed.)<br>Title 49 U.S.C. Section 5303 (July 5, 1994) | •<br>• |
| 240.2(aa) | Clean Air Act 42 U.S.C. Sections 182(g)(1) and 198(c), as amended by Public Law 101-549 (November 20, 1990) | •• |
| 240.2(ac) | Clean Air Act 42 U.S.C. Section 109 as amended by Public Law 101-549 (November 20, 1990) | •• |
| 240.2(aj) | Title 23 U.S.C. (1994, ed.)<br>Federal Transit Laws (Title 49 U.S.C. Chapter 53) (1994, ed.) | •<br>• |
| 240.2(ao) | Title 23 U.S.C. (1994, ed.) | • |
| 240.2(ar) | Clean Air Act 42 U.S.C. Section 108 as amended by Public Law 101-549 (November 20, 1990) | •• |
| 240.2(as) | 23 CFR Part 450 (April 1, 1997) | • |
| 240.2(at) | 23 CFR Part 450 (April 1, 1997) | • |
| 240.3(a)(1)(i) | 23 CFR Part 450 (April 1, 1997)<br>49 CFR Part 613 (Oct. 1, 1997) | •<br>• |
| 240.3(a)(1)(ii) | 23 CFR Part 450 (April 1, 1997)<br>49 CFR Part 613 (Oct. 1, 1997) | •<br>• |
| 240.3(b)(3) | Clean Air Act 42 U.S.C. Section 107(d) as amended by Public Law 101-549 (November 20, 1990) | •• |
| 240.6(f)(2)(v) | 23 CFR 450.212 (April 1, 1997) | • |
| 240.6(j)(1) | 23 CFR 450 (April 1, 1997) | • |
| 240.6(j)(3) | 23 CFR 450 (April 1, 1997) | • |
| 240.9 | 23 CFR 450 (April 1, 1997) | • |
| 240.13 | 23 CFR 450 (April 1, 1997) | • |
| 240.14(b)(1) | Title 23 U.S.C. (1994, ed.)<br>Federal Transit Laws (Title 49 U.S.C. Chapter 53) (1994, ed.) | • |
| 240.14(c)(1) | Title 23 U.S.C. (1994, ed.)<br>Federal Transit Laws (Title 49 U.S.C. Chapter 53) (1994, ed.) | • |
| 240.20(b) | Clean Air Act 42 U.S.C. section 182(b)(1), as amended by Public Law 101-549 (November 20, 1990) | •• |
| 240.20(c) | Clean Air Act 42 U.S.C. Section 182(b)(1), as amended by Public Law 101-549 (November 20, 1990) | •• |
| 240.21(a)(1) | Clean Air Act 42 U.S.C. Section 179(b)(1), as amended by Public Law 101-549 (November 20, 1990) | •• |
| 240.21(b) | Clean Air Act 42 U.S.C. Sections 179, 110(m), 179(b)(1) and, as amended by Public Law 101-549 (November 20, 1990) | •• |
| 240.22(a) | Title 23 U.S.C. (1994, ed.)<br>Federal Transit Laws (Title 49 U.S.C. Chapter 53) (1994, ed.) | •<br>• |
| 240.22(b) | Title 23 U.S.C. (1994, ed.) | • |

| Regulation 6 NYCRR Part/sec/etc. | Referenced material CFR (Code of Federal Regulations) or other | Availability |
|---|---|---|
| | Federal Transit Laws (Title 49 U.S.C. Chapter 53) (1994. ed.) | • |
| 240.24(a)(1) | 40 CFR Part 51, Appendix W (Guideline on Air Quality Models) (July 1, 1997) | • |
| 240.26(a) | Title 23 U.S.C. (1994. ed.) | • |
| | Federal Transit Laws (Title 49 U.S.C. Chapter 53) (1994. ed.) | • |
| 240.27 | 23 CFR Part 771 (April 1, 1997) | • |
| | Title 49 U.S.C. (1994. ed.) | • |
| | 23 CFR 712.204(d) (April 1, 1997) | • |

• Any 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.

•• Available from Department of Environmental Conservation, Air Resources, Room 130, 50 Wolf Road, Albany, NY 12233-3251.

••• Available from Barclay's Law Publishers, P.O. Box 3066, 400 Oyster Point Boulevard, South San Francisco, CA 94080

•••• Available from ASTM, 1916 Race Street, Philadelphia, PA 19103-1187.

••••• Available from New York State Department of Motor Vehicles, Technical Services Bureau, Swan Street Building, Empire State Plaza, Albany, NY 12228.

•••••• Available from National Technical Information Service, 5285 Port Royal Road, Springfield, VA 22161.

••••••• Available from Department of Health and Human Services, National Toxicology Program, Central Data Management, P.O. Box 12233, $M_3D_3AO$-01, Research Triangle Park, NC 27709

•••••••• Available from SAE, 400 Commonwealth Dr., Warrendale, PA 15096-0001

**Historical Note**

Sec renum 370.9, Title 9, filed Sept. 1971; new filed April 28, 1972, repealed, filed May 17, 1972, new filed Nov. 5, 1984, amds. filed March 12, 1985, Oct. 16, 1985, Dec 30, 1985, Dec. 1, 1988, Oct. 23, 1990; Nov. 1, 1991, Dec. 17, 1991, April 28, 1992, Sept 17, 1992 as emergency measure, expired 90 days after filing; Dec. 18, 1992 as emergency measure, Feb 12, 1993 as emergency measure; March 5, 1993; April 2, 1993, April 12, 1993 as emergency measure, June 11, 1993 as emergency measure; Aug 3, 1993, Aug 10, 1993 as emergency measure; Jan. 19, 1994; July 15, 1994; Aug. 23, 1994, Sept. 15, 1994; Nov 15, 1994 as emergency measure; Feb. 13, 1995 as emergency measure; Oct. 27, 1995 as emergency measure; Dec. 22, 1995 as emergency measure; Feb. 16, 1996 as emergency measure, May 15, 1996 as emergency measure; June 7, 1996; July 12, 1996 as emergency measure, July 16, 1996 as emergency measure; Sept. 11, 1996 as emergency measure; Sept. 30, 1996 as emergency measure; Nov. 8, 1996 as emergency measure; Dec. 30, 1996 as emergency measure, Jan. 7, 1997 as emergency measure; March 7, 1997 as emergency measure; April 2, 1997 as emergency measure, April 15, 1997; April 22, 1997; Sept 1, 1998; Sept. 22, 1998, Feb 3, 1999, July 15, 1999, Jan 26, 2000 eff. 30 days after filing. Amended Table 1.

## ~~§ 200.10 Federal standards and requirements~~

(a) As indicated by a • 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, 50 Wolf Rd., 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, DC 20402.

(b) *Table 2.*

**Table 2**

**Delegated Federal New Source Performance Standards of 40 CFR 60**

| *40 CFR 60 Subpart* | *Source Category* | *Page Numbers in July 1, 1995 Edition of 40 CFR 60* |
|---|---|---|
| D* | Fossil-Fuel Fired Steam Generation for which Construction Commenced after August 17, 1971 (Steam Generators and Lignite Fired Steam Generators) | 62-70 |
| Da | Electric Utility Steam Generating Units for which Construction is Commenced after September 18, 1978 | 70-81 |
| Db | Industrial-Commercial-Institutional Steam Generating Units (only for units which are subject to the certification requirements of Part 201 of this Title) | 81-102 |
| Dc | Small Industrial-Commercial-Institutional Steam Generating Units | 102-113 |
| E* | Incinerators | 113-114 |
| Ea | Municipal Waste Combustors | 114-127 |
| F* | Portland Cement Plants | 127-129 |
| G* | Nitric Acid Plants | 129-131 |
| H* | Sulfuric Acid Plants | 131-133 |
| I* | Asphalt Plants | 133-134 |
| J* | Petroleum Refineries | 134-136 |
| K* | Storage Vessels for Petroleum Liquids Constructed after June 11, 1973, and prior to May 19, 1978 | 146-148 |
| Ka* | Storage Vessels for Petroleum Liquids Constructed after May 18, 1978 and prior to July 24, 1984 | 148-152 |
| Kb | Volatile Organic Liquid Storage Vessels (Including Petroleum Liquids) Constructed after July 23, 1984 | 152-161 |
| L* | Secondary Lead Smelters | 161-162 |
| M* | Secondary Brass and Bronze Ingot Production Plants | 162-163 |
| N* | Iron and Steel Plants | 163-165 |
| Na | Secondary Emissions from Basic Oxygen Process Steelmaking Facilities | 165-169 |
| O* | Sewage Treatment Plants | 169-173 |
| P* | Primary Copper Smelters | 173-176 |
| Q* | Primary Zinc Smelters | 176-177 |
| R* | Primary Lead Smelters | 177-179 |
| S* | Primary Aluminum Reduction Plants | 179-182 |
| T* | Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants | 182-183 |

| 40 CFR 60 Subpart | Source Category | Page Numbers in July 1, 1995 Edition of 40 CFR 60 |
|---|---|---|
| U* | Phosphate Fertilizer Industry: Superphosphoric Acid Plants | 183-184 |
| V* | Phosphate Fertilizer Industry: Diammonium Phosphate Plants | 184-186 |
| W* | Phosphate Fertilizer Industry: Triple Superphosphate Plants | 186-187 |
| X* | Phosphate Fertilizer Industry: Granular Triple Superphosphate | 187-189 |
| Y* | Coal Preparation Plants | 189-190 |
| Z* | Ferroally Production Facilities | 190-195 |
| AA* | Steel Plants: Electric Arc Furnaces | 195-200 |
| AAa* | Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels in Steel Plants | 200-205 |
| BB* | Kraft Pulp Mills | 205-210 |
| CC* | Glass Manufacturing Plants | 210-213 |
| DD* | Grain Elevators | 213-215 |
| EE* | Surface Coating of Metal Furniture | 215-221 |
| GG* | Stationary Gas Turbines | 221-226 |
| HH* | Lime Plants | 226-228 |
| KK* | Lead Acid Battery Manufacturing Plants | 228-230 |
| LL* | Metallic Mineral Processing Plants | 230-233 |
| MM* | Automobile and Light-Duty Truck Surface Coating Operations | 233-246 |
| NN* | Phosphate Rock Plants | 246-248 |
| PP* | Ammonium Sulfate Manufacturing Plants | 248-249 |
| QQ* | Graphic Art Industry Publication Rotogravure Printing | 249-257 |
| RR* | Pressure Sensitive Tape and Label Surface Coating Operations | 257-263 |
| SS* | Industrial Surface Coating: Large Appliances | 263-269 |
| TT* | Metal Coil Surface Coating | 269-276 |
| UU* | Asphalt Processing and Asphalt Roofing Manufacture | 276-280 |
| VV | Equipment Leaks of VOC in Synthetic Organic Chemicals Manufacturing Industry | 280-294 |
| WW* | Beverage Can Surface Coating | 294-300 |
| XX* | Bulk Gasoline Terminals | 300-304 |
| AAA | New Residential Wood Heaters | 304-322 |
| BBB | Volatile Organic Compound (VOC) Emissions from the Rubber Tire Manufacturing Industry | 322-338 |
| DDD | Volatile Organic Compound (VOC) Emissions from the Polymer Manufacturing Industry | 338-366 |
| FFF* | Flexible Vinyl and Urethane Coating and Printing | 366-371 |
| GGG | Equipment Leaks of VOC in Petroleum Refineries | 371-372 |
| HHH | Synthetic Fiber Production Facilities | 372-375 |
| III | Volatile Organic Compound (VOC) Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Processes | 375-387 |
| JJJ* | Petroleum Dry Cleaning | 387-390 |
| KKK | Equipment Leaks of VOC from Onshore Natural Gas Processing Plants | 390-393 |
| LLL* | Onshore Natural Gas Processing: $SO_2$ Emissions | 393-401 |
| NNN | Volatile Organic Compound (VOC) Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations | 401-415 |
| OOO* | Nonmetallic Mineral Processing | 415-420 |
| PPP* | Wool Fiberglass Insulation Manufacturing | 420-422 |
| QQQ | VOC Emissions from Petroleum Refinery Wastewater Systems | 422-432 |
| RRR | VOC Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes | 432-448 |

| 40 CFR 60 Subpart | Source Category | Page Number in July 1, 1995 Edition of 40 CFR 60 |
|---|---|---|
| SSS | Magnetic Tape Coating Facilities | 445-466 |
| TTT | Surface Coating of Plastic Parts for Business Machines | 466-470 |
| UUU | Calciners and Dryers in Mineral Industries | 470-473 |
| VVV | Polymeric Coating of Supporting Substrates Facilities | 473-487 |
| WWW | Municipal Solid Waste Landfills | 3/12/96 (61 FR 9905 - 9944) 6/16/98 63 FR 32743 |
| Appendix A | Reference Methods 1-29A | 487-918 |
| Appendix B | Performance Specifications 1-9 | 918-950 |
| Appendix C | Determination of Emission Rate Change | 950-951 |
| Appendix D | Required Emission Inventory Information | 951 |
| Appendix F | Quality Assurance Procedures | 951-956 |
| Appendix G | Provisions for an Alternative Method of Demonstrating Compliance with 40 CFR 60.43 for the Newton Power Station of Central Illinois Public Service Company | 956-960 |
| Appendix I | Removable Label and Owner's Manual | 960-971 |
| Eb | Standards of Performance for Municipal Waste Combustors for which construction is commenced after September 20, 1994 | 12/19/95+ (60 FR 65419-65436) |
| Cb | Emission Guidelines and Compliance Times for Municipal Waste Combustors that are constructed on or before December 19, 1995 | 12/19/95+ (60 FR 65414-65419) |
| Cb | Large Municipal Waste Combustion Units; Emission Guidelines; Final Rule | (62 FR 45119-45121) 8/25/97* |
| Cb | Emission Guidelines for Existing Sources and Standards of Performance for New Stationary Sources: Large Municipal Waste Combustion Units; Final Rule | (62 FR 45125-45127) 8/25/97* |
| Ec | Standards of Performance for Hospital/Medical/Infectious Waste Incinerators for which construction is commenced after June 20, 1996 | (62 FR 48382-48391) 9/15/97* |
| Ce | Emission Guidelines and Compliance Times for Hospital/ Medical/Infectious Waste Incinerators for which construction is commenced on or before June 20, 1996 | (62 FR 48379-48382) 9/15/97* |

+ Promulgated after 7/1/95 - not included in 40 CFR 60 as of the effective date of this Part

* Promulgated after 9/1/97 - not included in 40 CFR 60 as of the effective date of this Part

(c) Table 3

## Table 3

### National Emission Standards for Hazardous Air Pollutants

| *40 CFR 61 Subpart* | *Source Category* | *Page Numbers in July 1, 1995 Edition of 40 CFR 61* |
|---|---|---|
| B | Radon Emissions From Underground Uranium Mines | 24-25 |
| C* | Beryllium | 25-27 |
| D* | Beryllium Rocket Motor Firing | 27-28 |
| E* | Mercury | 28-34 |
| F* | Vinyl Chloride | 34-51 |
| H | Emissions of Radionuclides Other Than Radon From Department of Energy Facilities | 51-54 |
| I | Radionuclide Emissions From Facilities Licensed by the Nuclear Regulatory Commission and Federal Facilities not Covered by Subpart H | 55-59 |

(d) *Table 4.*

**Table 4**

National Emission Standards for Hazardous Air Pollutants

| | | |
|---|---|---|
| N | Chromium Electroplating and Anodizing | [illegible] |
| O | Ethylene Oxide Commercial Sterilizers | 412-433 |
| Q | Industrial Process Cooling Towers | 433-436 |
| R | Gasoline Distribution Facilities | 436-448 |
| S | Pulp and Paper (P&P I and III) | 448-472 |
| T | Halogenated Solvent Cleaning | 472-494 |
| U | Group I Polymer and Resins | 494-593 |
| W | National Emission Standard for Hazardous Air Pollutants for Epoxy Resins Production and non-nylon Polyamides Production | 593-606 |
| X | Secondary Lead Smelters | 606-618 |
| Y | Marine Tank Vessel Loading Operations | 618-648 |
| AA | Phosphoric Acid Manufacturing Plants | 648-657 |
| BB | Phosphate Fertilizers Production Plants | 658-667 |
| CC | Petroleum Refineries | 667-730 |
| DD | Off-site Waste and Recovery Operations | 730-773 |
| EE | Magnetic Tape Manufacturing Operations | 773-801 |
| GG | Aerospace Manufacturing and Rework Facilities | 801-852 |
| HH | Oil and Natural Gas Production Plants | 852-884 |
| II | Shipbuilding/Ship Repair (Surface Coating) | 884-899 |
| JJ | Wood Furniture Manufacturing Operations | 900-927 |
| KK | Printing and Publishing Industry | 927-956 |
| LL | Primary Aluminum Reduction Plants | 956-975 |
| OO | National Emission Standards for Tanks-Level 1 | 975-979 |
| QQ | Surface Impoundments | 986-991 |
| RR | Individual Drain Systems | 991-995 |
| VV | Oil-Water Separators and Organic-Water Separators | 1084-1091 |
| YY | Generic Maximum Achievable Control Technology Standards | 1098-1144 |
| CCC | Steel Pickling-HCL Facilities and HCL Regeneration | 1144-1153 |
| DDD | Mineral Wool Production | 1153-1165 |
| EEE | Hazardous Air Pollutants From Hazardous Waste Combustors | 8-Book 2 |
| GGG | Pharmaceuticals Production | 12-113 Book 2 |
| HHH | Natural Gas Transmission and Storage Facilities | 113-141 Book 2 |
| III | Flexible Polyurethane Foam Production | 142-172 Book 2 |
| JJJ | Group IV Polymer and Resins | 173-272 |
| LLL | Portland Cement Manufacturing Industry | 273-292 Book 2 |
| MMM | Pesticide Active Ingredient Production | 292-365 Book 2 |
| NNN | Wool Fiberglass Manufacturing | 365-381 Book 2 |
| PPP | Polyether Polyols Production | 381-459 Book 2 |
| TTT | Primary Lead Smelting | 460-468 Book 2 |
| XXX | Ferroalloys Production: Ferromanganese and Silicomanganese | 468-480 Book 2 |
| Appendix A | Test Methods | 480-668 Book 2 |
| Appendix B | Sources Defined for Early Reduction Provisions | 668 Book 2 |
| Appendix C | Determination of the Fraction Biodegraded in a Biological Treatment Unit | 668-698 Book 2 |

[illegible]

(c) Table 5.

**Table 5**

Miscellaneous Federal Regulations that are Applicable Requirements
(*Those that are delegated)

| *Federal Register or CFR Cite* | *Regulation* | *Page Number in July 1, 1995 Edition of CFR* |
|---|---|---|
| * 40 CFR Part 52 | Prevention of Significant Deterioration of Air Quality | 4-57 |
| 40 CFR Part 72 | Permits Regulation | 4-82 |
| 40 CFR Part 73 | Sulfur Dioxide Allowance System | 82-186 |
| 40 CFR Part 74 | Sulfur Dioxide Opt-ins | 186-212 |
| 40 CFR Part 75 | Continuous Emissions Monitoring | 212-339 |
| 40 CFR Part 76 | Acid Rain Nitrogen Oxides Emission Reduction Program | 339-363 |
| 40 CFR Part 77 | Excess Emissions | 363-369 |
| 40 CFR Part 78 | Appeal Procedures for Acid Rain Program | 369-379 |
| 40 CFR Part 82 | Subpart A - Production and Consumption Controls | 1017-1053 |
| 40 CFR Part 82 | Subpart B - Servicing of Motor Vehicle Air Conditioners | 1053-1067 |
| 40 CFR Part 82 | Subpart C - Ban on Nonessential Products Containing Class I Substances and Ban on Nonessential Products Containing or Manufactured with Class II Substances | 1067-1073 |
| 40 CFR Part 82 | Subpart E - The Labelling of Products using Ozone Depleting Substances | 1074-1084 |
| 40 CFR Part 82 | Subpart F - Ozone; Recycling and Emissions Reduction | 1084-1119 |

**Historical Note**

Sec. renum. 370.10, Title 9, filed Sept. 1971; new filed April 28, 1972, repealed, filed May 17, 1972; new filed Dec. 17, 1991; amds. filed Aug. 23, 1994, June 7, 1996, Sept. 1, 1998, Sept. 22, 1998, Oct. 9, 1998, Aug. 7, 2000 eff. 30 days after filing. Amended Table 4.

## § 200.11-200.12

**Historical Note**

Secs. amd. filed Sept. 18, 1979; renum. 370.11-370.12, Title 9, filed Sept. 1971.

## § 200.13

**Historical Note**

Sec. renum. 370.13, Title 9, filed Sept. 1971.

## § 200.14

**Historical Note**

Sec. amd. filed Sept. 18, 1970, renum. 370.14, Title 9, filed Sept. 1971.

## § 200.15

**Historical Note**

Sec. amds. filed Aug. 28, 1968, Aug. 6, 1969, renum. 370.15, Title 9, filed Sept. 1971.

## § 200.16

**Historical Note**

Sec. filed March 21, 1962, amds. filed Sept. 13, 1965, Aug. 17, 1970, renum. 370.16, Title 9, filed Sept. 1971.