

§ 52.2270

40 CFR Ch. I (7–1–10 Edition)

this chapter, except to the extent the Administrator’s approval is partial or conditional or unless such approval is under § 51.124(r) of this chapter.

[72 FR 62355, Nov. 2, 2007]

Subpart SS—Texas

§ 52.2270 Identification of plan.

(a) *Purpose and scope.* This section sets forth the applicable State Implementation Plan (SIP) for Texas under section 110 of the Clean Air Act, 42 U.S.C. 7410, and 40 CFR part 51 to meet national ambient air quality standards.

(b) *Incorporation by reference.* (1) Material listed in paragraphs (c) and (d) of this section with an EPA approval date prior to December 31, 1998, were approved for incorporation by reference by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Material is incorporated as it exists on the date of the approval, and notice of any change in the material will be published in the FEDERAL REGISTER. Entries in paragraphs (c)

and (d) of this section with EPA approval dates after December 31, 1998, will be incorporated by reference in the next update to the SIP compilation.

(2) EPA Region 6 certifies that the rules/regulations provided by EPA in the SIP compilation at the addresses in paragraph (b)(3) are an exact duplicate of the officially promulgated State rules/regulations which have been approved as part of the State Implementation Plan as of December 31, 1998.

(3) Copies of the materials incorporated by reference may be inspected at the Region 6 EPA Office at 1445 Ross Avenue, Suite 700, Dallas, Texas, 75202–2733; the EPA, Air and Radiation Docket and Information Center, Air Docket (6102), 1200 Pennsylvania Ave., NW., Washington, DC 20460; or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202–741–6030, or go to: http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

(c) *EPA approved regulations.*

EPA APPROVED REGULATIONS IN THE TEXAS SIP

| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|--|--|-------------------------------|--|---|
| Chapter 101—General Air Quality Rules | | | | |
| Subchapter A—General Rules | | | | |
| Section 101.1 | Definitions | 08/21/02 | 03/30/05, 70 FR 16129. | |
| Section 101.2 | Multiple air Contaminant Sources or Properties. | 04/13/73 | 06/22/73, 38 FR 16568 | Ref 52.2299(c)(7). |
| Section 101.3 | Circumvention | 04/13/73 | 06/22/73, 38 FR 16568 | Ref 52.2299(c)(7). |
| Section 101.4 | Nuisance | 04/13/73 | 06/22/73, 38 FR 16568 | Ref 52.2299(c)(7). |
| Section 101.5 | Traffic Hazard | 04/13/73 | 06/22/73, 38 FR 16568 | Ref 52.2299(c)(7). |
| Section 101.8 | Sampling | 12/11/73 | 01/27/82, 47 FR 03767 | Ref 52.2299(c)(33). |
| Section 101.9 | Sampling Ports | 04/13/73 | 06/22/73, 38 FR 16568 | Ref 52.2299(c)(7). |
| Section 101.10 | Emission Inventory Requirements. | 10/15/92 | 08/26/94, 59 FR 44036 | Ref 52.2299(c)(82). |
| Section 101.13 | Use and Effect of Rules | 04/13/73 | 06/22/73, 38 FR 16568 | Ref 52.2299(c)(7). |
| Section 101.14 | Sampling Procedures and Terminology. | 04/13/73 | 06/22/73, 38 FR 16568 | Ref 52.2299(c)(7). |
| Section 101.18 | Remedies Cumulative .. | 04/13/73 | 06/22/73, 38 FR 16568 | Ref 52.2299(c)(7). |
| Section 101.19 | Severability | 04/13/73 | 06/22/73, 38 FR 16568 | Ref 52.2299(c)(7). |
| Section 101.20 | Compliance with Environmental Protection Agency Standards. | 05/09/75 07/26/85 | 06/01/77, 42 FR 27894 06/24/92, 57 FR 28093 | Rule 23 Ref, 52.2299(c)(10) Section 101.20(3), Ref 52.2299(c)(73). (1) and (2) NOT IN SIP. |
| Section 101.21 | The National Primary and Secondary Air Quality Standards. | 05/09/75 | 06/01/77, 42 FR 27894 | Ref 52.2299(c)(10). |
| Section 101.30 | Conformity of General and State Actions to State Implementation Plans. | 11/22/94 and 08/21/97 | 03/11/98, 63 FR 11833 | Ref 52.2299(c)(106). |

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EPA APPROVED REGULATIONS IN THE TEXAS SIP—Continued

| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|---|--|-------------------------------|-----------------------------|--|
| Section 101. Rule 16 ... | Invoking Jurisdiction | 04/13/73 | 6/22/73, 38 FR 16568 .. | Ref 52.2299(c)(7). Not in current Texas General Rules. Ref 52.2299(c)(7). Not in current Texas General Rules. |
| Section 101. Rule 19 ... | Initiation of Review | 04/13/73 | 06/22/73, 38 FR 16568 | |
| Subchapter F—Emissions Events and Scheduled Maintenance, Startup, and Shutdown Activities | | | | |
| Division 1—Emissions Events | | | | |
| Section 101.201 | Emissions Event Reporting and Record-keeping Requirements. | 08/21/02 | 03/30/05, 70 FR 16129. | |
| Division 2—Maintenance, Startup, and Shutdown Activities | | | | |
| Section 101.211 | Scheduled Maintenance, Startup, and Shutdown Reporting and Recordkeeping Requirements. | 08/21/02 | 03/30/05, 70 FR 16129. | |
| Division 3—Operational Requirements, Demonstrations, and Actions to Reduce Excessive Emissions | | | | |
| Section 101.221 | Operational Requirements. | 6/3/05 | 8/26/05, 70 FR 50205. | |
| Section 101.222 | Demonstrations | 6/3/05 | 8/26/05, 70 FR 50205. | |
| Section 101.223 | Actions to Reduce Excessive Emissions. | 6/3/05 | 8/26/05, 70 FR 50205. | |
| Section 101.224 | Temporary Exemptions During Drought Conditions. | 08/21/02 | 03/30/05, 70 FR 16129. | |
| Division 4—Variances | | | | |
| Section 101.231 | Petition for Variance | 08/21/02 | 03/30/05, 70 FR 16129. | |
| Section 101.232 | Effect of Acceptance of Variance or Permit. | 08/21/02 | 03/30/05, 70 FR 16129. | |
| Section 101.233 | Variance Transfers | 08/21/02 | 03/30/05, 70 FR 16129. | |
| Subchapter H—Emissions Banking and Trading | | | | |
| Division 1—Emission Credit Banking and Trading | | | | |
| Section 101.300 | Definitions | 11/10/04 | 9/6/06, 71 FR 52698. | |
| Section 101.301 | Purpose | 12/13/02 | 9/6/06, 71 FR 52698. | |
| Section 101.302 | General Provisions | 7/25/2007 | 5/18/10, 75 FR 27647. | |
| Section 101.303 | Emission Reduction Credit General and Certification. | 11/10/04 | 9/6/06, 71 FR 52698. | |
| Section 101.304 | Mobile Emission Reduction Credit Generation and Certification. | 11/10/04 | 9/6/06, 71 FR 52698. | |
| Section 101.305 | Emission Reductions Achieved Outside the United States. | 10/4/2006 | 5/18/10, 75 FR 27647. | |
| Section 101.306 | Emission Credit Use | 7/25/2007 | 5/18/10, 75 FR 27647. | |
| Section 101.309 | Emission Credit Banking and Trading. | 12/13/02 | 9/6/06, 71 FR 52698. | |
| Section 101.311 | Program Audits and Reports. | 11/10/04 | 9/6/06, 71 FR 52698. | |
| Division 3—Mass Emissions Cap and Trade Program | | | | |
| Section 101.350 | Definitions | 7/25/2007 | July 16, 2009, 74 FR 34503. | |
| Section 101.351 | Applicability | 7/25/2007 | July 16, 2009, 74 FR 34503. | |
| Section 101.352 | General Provisions | 12/13/02 | 9/6/06, 71 FR 52664. | |

EPA APPROVED REGULATIONS IN THE TEXAS SIP—Continued

| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|---|---|-------------------------------|-----------------------------|---|
| Section 101.353 | Allocation of Allowances. | 7/25/2007 | July 16, 2009, 74 FR 34503. | |
| Section 101.354 | Allowance Deductions | 7/25/2007 | July 16, 2009, 74 FR 34503. | |
| Section 101.356 | Allowance Banking and Trading. | 11/10/04 | 9/6/06, 71 FR 52664. | |
| Section 101.358 | Emission Monitoring and Compliance Demonstration. | 12/06/00 | 11/14/01, 66 FR 57252. | |
| Section 101.359 | Reporting | 11/10/04 | 9/6/06, 71 FR 52664. | |
| Section 101.360 | Level of Activity Certification. | 7/25/2007 | July 16, 2009, 74 FR 34503. | |
| Section 101.363 | Program Audits and Reports. | 09/26/01 | 11/14/01, 66 FR 57252. | |
| Division 4—Discrete Emission Credit Banking and Trading | | | | |
| Section 101.370 | Definitions | 11/10/04 | 09/06/06, 71 FR 52703. | |
| Section 101.371 | Purpose | 12/13/02 | 09/06/06, 71 FR 52703. | |
| Section 101.372 | General Provisions | 7/25/2007 | 5/18/2010, 75 FR 27644. | |
| Section 101.373 | Discrete Emission Reduction Credit Generation and Certification. | 10/4/2006 | 5/18/2010, 75 FR 27644. | |
| Section 101.374 | Mobile Discrete Emission Reduction Credit Generation and Certification. | 11/10/04 | 09/06/06, 71 FR 52703. | |
| Section 101.375 | Emission Reductions Achieved Outside the United States. | 10/4/2006 | 5/18/2010, 75 FR 27644. | |
| Section 101.376 | Discrete Emission Credit Use. | 7/25/2007 | 5/18/2010, 75 FR 27644. | |
| Section 101.378 | Discrete Emission Credit Banking and Trading. | 10/4/2006 | 5/18/2010, 75 FR 27644. | |
| Section 101.379 | Program Audits and Reports. | 12/13/02 | 09/06/06, 71 FR 52703. | |
| Division 6—Highly-Reactive Volatile Organic Compound Emissions Cap and Trade Program | | | | |
| Section 101.390 | Definitions | 12/01/04 | 9/6/06, 71 FR 52659. | |
| Section 101.391 | Applicability | 12/01/04 | 9/6/06, 71 FR 52659. | |
| Section 101.392 | Exemptions | 12/01/04 | 9/6/06, 71 FR 52659. | |
| Section 101.393 | General provisions | 12/01/04 | 9/6/06, 71 FR 52659. | |
| Section 101.394 | Allocation of allowances. | 12/01/04 | 9/6/06, 71 FR 52659. | |
| Section 101.396 | Allowance deductions .. | 12/01/04 | 9/6/06, 71 FR 52659. | |
| Section 101.399 | Allowance Banking and Trading. | 12/01/04 | 9/6/06, 71 FR 52659. | |
| Section 101.400 | Reporting | 12/01/04 | 9/6/06, 71 FR 52659. | |
| Section 101.401 | Level of activity certification. | 2/01/04 | 9/6/06, 71 FR 52659. | |
| Section 101.403 | Program audits and reports. | 12/01/04 | 9/6/06, 71 FR 52659. | |
| Division 7—Clean Air Interstate Rule | | | | |
| Section 101.503 | Clean Air Interstate Rule Oxides of Nitrogen Annual Trading Budget. | 07/12/06 | 07/30/07, 72 FR 41453. | |
| Section 101.504 | Timing Requirements for Clean Air Interstate Rule Oxides of Nitrogen Allowance Allocations. | 07/12/06 | 07/30/, 72 FR 41453 | Subsections 101.504(a)(2), 101.504(a)(3), 101.504(a)(4), 101.504(c), and 101.504(d) NOT IN SIP. |

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| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|---|---|-------------------------------|--------------------------|---|
| Section 101.506 | Clean Air Interstate Rule Oxides of Nitrogen Allowance Allocations. | 07/12/06 | 07/30/, 72 FR 41453 | Subsections 101.506(a)(2), 101.506(b)(2), 101.506(b)(3), and 101.506(g) NOT IN SIP. |
| Section 101.508 | Compliance Supplement Pool. | 07/12/06 | 07/30/07, 72 FR 41453. | |
| Chapter 106—Permits by Rule | | | | |
| Subchapter A—General Requirements | | | | |
| Section 106.1 | Purpose | 08/09/00 | 11/14/03, 68 FR 64548. | |
| Section 106.2 | Applicability | 08/09/00 | 11/14/03, 68 FR 64548. | |
| Section 106.4 | Requirements for Permitting by Rule. | 03/07/01 | 11/14/03, 68 FR 64548. | |
| Section 106.6 | Registration of Emissions. | 11/20/02 | 11/14/03, 68 FR 64548. | |
| Section 106.8 | Recordkeeping | 10/10/01 | 11/14/03, 68 FR 64548. | |
| Section 106.13 | References to Standard Exemptions and Exemptions from Permitting. | 08/09/00 | 11/14/03, 68 FR 64548. | |
| Subchapter B—Registration Fees for New Permits by Rule | | | | |
| Section 106.50 | Registration Fees for Permits by Rule. | 9/25/2002 | 3/20/2009, 74 FR 11851.. | |
| Chapter 111 (Reg 1)—Control of Air Pollution from Visible Emissions and Particulate Matter | | | | |
| Subchapter A: Visible Emissions and Particulate Matter | | | | |
| Division 1: Visible Emissions | | | | |
| Section 111.111(a), (b) | Requirements for Specified Sources. | 6/18/1993 | 5/8/1996, 61 FR 20732. | |
| Section 111.111(c) | Requirements for Specified Sources. | 10/25/1991 | 1/18/1994, 59 FR 2532. | |
| Section 111.113 | Alternative Opacity Limitations. | 6/16/1989 | 5/8/1996, 61 FR 20732. | |
| Division 2: Incineration | | | | |
| Section 111.121 | Single-Chamber Incineration. | 6/16/1989 | 4/28/2009, 74 FR 19144. | |
| Division 4: Materials Handling, Construction, Roads, Streets, Alleys, and Parking Lots | | | | |
| Section 111.141 | Geographic Areas of Application and Date of Compliance. | 10/25/1991 | 1/18/1994, 59 FR 02532. | |
| Section 111.143 | Materials Handling | 6/16/1989 | 1/18/1994, 59 FR 02532. | |
| Section 111.145 | Construction and Demolition. | 10/25/1991 | 1/18/1994, 59 FR 02532. | |
| Section 111.147 | Roads, Streets, and Alleys. | 10/25/1991 | 1/18/1994, 59 FR 02532. | |
| Section 111.149 | Parking Lots | 6/16/1989 | 1/18/1994, 59 FR 02532. | |
| Division 5: Emission Limits on Nonagricultural Processes | | | | |
| Section 111.151 | Allowable Emissions Limits. | 6/16/1989 | 4/28/2009, 74 FR 19144. | |
| Section 111.153 | Emission Limits for Steam Generators. | 6/16/1989 | 4/28/2009, 74 FR 19144. | |
| Rule 105.2 | Ground Level Concentrations. | 1/26/1972 | 5/31/1972, 27 FR 10842. | |

EPA APPROVED REGULATIONS IN THE TEXAS SIP—Continued

| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|---|--|-------------------------------|-------------------------|----------------------|
| Division 6: Emission Limits on Agricultural Processes | | | | |
| Section 111.171 | Emission Limits Based on Process Weight Method. | 6/16/1989 | 4/28/2009, 74 FR 19144. | |
| Section 111.173 | Emissions Limits Based on Alternate Method. | 6/16/1989 | 4/28/2009, 74 FR 19144. | |
| Section 111.175 | Exemptions | 6/16/1989 | 4/28/2009, 74 FR 19144. | |
| Division 7: Exemptions for Portable or Transient Operations | | | | |
| Section 111.181 | Exemption Policy | 6/16/1989 | 4/28/2009, 74 FR 19144. | |
| Section 111.183 | Requirements for Exemptions. | 6/16/1989 | 4/28/2009, 74 FR 19144. | |
| Subchapter B: Outdoor Burning | | | | |
| Section 111.201 | General Prohibitions | 8/21/1996 | 4/28/2009, 74 FR 19144. | |
| Section 111.203 | Definitions | 8/21/1996 | 4/28/2009, 74 FR 19144. | |
| Section 111.205 | Exceptions for Fire Training. | 8/21/1996 | 4/28/2009, 74 FR 19144. | |
| Section 111.207 | Exceptions for Fires Used for Recreation, Ceremony, Cooking, and Warmth. | 8/21/1996 | 4/28/2009, 74 FR 19144. | |
| Section 111.209 | Exception for Disposal Fires. | 8/21/1996 | 4/28/2009, 74 FR 19144. | |
| Section 111.211 | Exception for Prescribed Burn. | 8/21/1996 | 4/28/2009, 74 FR 19144. | |
| Section 111.213 | Exception for Hydrocarbon Burning. | 8/21/1996 | 4/28/2009, 74 FR 19144. | |
| Section 111.215 | Executive Director Approval of Otherwise Prohibited Outdoor Burning. | 8/21/1996 | 4/28/2009, 74 FR 19144. | |
| Section 111.219 | General Requirements for Allowable Outdoor Burning. | 8/21/1996 | 4/28/2009, 74 FR 19144. | |
| Section 111.221 | Responsibility for Consequences of Outdoor Burning. | 8/21/1996 | 4/28/2009, 74 FR 19144. | |
| Chapter 112 (Reg 2)—Control of Air Pollution From Sulfur Compounds | | | | |
| Section 112.1 | Definitions | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76). |
| Section 112.2 | Compliance, Reporting, and Recordkeeping. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76). |
| Section 112.3 | Net Ground Level Concentrations. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76). |
| Section 112.4 | Net Ground Level Concentrations—Exemption Conditions. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76). |
| Section 112.5 | Allowable Emission Rates—Sulfuric Acid Plant Burning Elemental Sulfur. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76). |
| Section 112.6 | Allowable Emission Rates—Sulfuric Acid Plant. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76). |
| Section 112.7 | Allowable Emission Rates—Sulfur Recovery Plant. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76). |
| Section 112.8 | Allowable Emissions Rates from Solid Fossil Fuel-Fired Steam Generators. | 09/18/92 | 02/18/97, 62 FR 07163 | Ref 52.2299(c)(101). |

EPA APPROVED REGULATIONS IN THE TEXAS SIP—Continued

| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|---------------------------|--|-------------------------------|-----------------------|---|
| Section 112.9 | Allowable Emission Rates—Combustion of Liquid Fuel. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76). |
| Section 112.14 | Allowable Emission Rates—Nonferrous Smelter Processes. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76). |
| Section 112.15 | Temporary Fuel Shortage Plan Filing Requirements. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76). |
| Section 112.16 | Temporary Fuel Shortage Plan Operating Requirements. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76). |
| Section 112.17 | Temporary Fuel Shortage Plan Notification Procedures. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76) |
| Section 112.18 | Temporary Fuel Shortage Plan Reporting Requirements. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76) |
| Section 112.19 | Application for Area Control Plan. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76) |
| Section 112.20 | Exemption Procedure .. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76) |
| Section 112.21 | Allowable Emission Rates Under Area Control Plan. | 09/18/92 | 08/30/93, 58 FR 45456 | Ref 52.2299(c)(76) |
| Section 112.41 to 112.47. | Control of Sulfuric Acid | 05/12/89 | | NOT in SIP but is a part of the EPA approved Texas 111(d) Plan |
| Section 112.51 to 112.59. | Control of Total Reduced Sulfur (TRS). | 05/12/89 | | NOT in SIP but is a part of the EPA approved Texas 111(d) Plan. |

Chapter 113 (Reg 3)—Control of Air Pollution From Toxic Materials

Subchapter B—Lead from Stationary Sources
Nonferrous Smelters in El Paso County

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|----------------------|---|----------------|-----------------------|----------------------|
| Section 113.31 | Maintenance and Operation of Control Equipment. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.32 | Areas Accessible to the General Public. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114) |
| Section 113.33 | Control of Fugitive Dust | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.34 | Materials Handling and Transfer. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.35 | Smelting of Lead | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.36 | Smelting of Copper and Zinc. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.37 | Lead Emissions Limits for Stacks. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |

Lead Smelters in Dallas County

| | | | | |
|----------------------|---|----------------|-----------------------|----------------------|
| Section 113.41 | Maintenance and Operation of Control Equipment. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.42 | Storage of Lead-Containing Materials. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.43 | Transport of Materials .. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.44 | Fugitive Emissions from Lead Processes. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.45 | Battery or Lead Reclaiming Operations. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.46 | Lead Emission Limits for Reverberatory Furnaces and Blast Furnaces. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.47 | Control of Fugitive Dust | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |

EPA APPROVED REGULATIONS IN THE TEXAS SIP—Continued

| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|---|---|-------------------------------|--------------------------|--|
| Section 113.48 | Additional measures to Reduce lead Emissions. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Compliance and Control Plan Requirements | | | | |
| Section 113.61 | Compliance with Other Rules in El Paso County. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.62 | Dates for Control Plan Submission and for Final Compliance in El Paso County. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.63 | Control Plan Procedure in El Paso County. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.64 | Reporting Procedure in El Paso County. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.65 | Compliance with Other Rules in Dallas County. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.66 | Dates for Control Plan Submission and for Final Compliance in Dallas County. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.67 | Control Plan Procedure in Dallas County. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Section 113.68 | Reporting Procedure in Dallas County. | 08/21/97 | 10/23/98, 63 FR 56083 | Ref 52.2299(c)(114). |
| Chapter 114 (Reg 4)—Control of Air Pollution from Motor Vehicles | | | | |
| Subchapter A—Definitions | | | | |
| Section 114.1 | Definitions | 09/05/04 | 09/06/06, 71 FR 52670. | |
| Section 114.2 | Inspection and Maintenance Definitions. | 09/05/04 | 09/06/06, 71 FR 52670. | |
| Section 114.3 | Low Emission Vehicle Fleet Definitions. | 07/29/98 | 2/7/01, 66 FR 9205. | |
| Section 114.5 | Transportation Planning Definition. | 05/03/00 | 12/5/02, 67 FR 72382. | |
| Section 114.6 | Low Emission Fuel Definitions. | 06/13/07 | 10/24/08, 73 FR 63378 | |
| Subchapter C—Vehicle Inspection and Maintenance; Low Income Vehicle Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program; and Early Action Compact Counties | | | | |
| Division 1: Vehicle Inspection and Maintenance | | | | |
| Section 114.50 | Vehicle Emission Inspection Requirements. | 09/05/04 | 09/06/06, 71 FR 52670 | Subsection 114.50(b)(2) is NOT part of the approved SIP. |
| Section 114.51 | Equipment Evaluation Procedures for Vehicle Exhaust Gas Analyzers. | 12/06/00 | 11/14/01, 66 FR 57264. | |
| Section 114.52 | Early Participation Incentive Program. | 09/05/04 | 09/06/06, 71 FR 52670. | |
| Section 114.53 | Inspection and Maintenance Fees. | 09/05/04 | 09/06/06, 71 FR 52670. | |
| Division 3: Early Action Compact Counties | | | | |
| Section 114.80 | Applicability | 11/17/04 | 8/8/05, 70 FR 45542 | |
| Section 114.81 | Vehicle Emissions Inspection Requirements. | 11/17/04 | 8/8/05, 70 FR 45542 | |
| Section 114.82 | Control Requirements .. | 11/17/04 | 8/8/05, 70 FR 45542 | Subsection 114.82(b) is NOT part of the approved SIP. |
| Section 114.83 | Waivers and Extensions. | 11/17/04 | 8/8/05, 70 FR 45542 | |

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| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|--|---|-------------------------------|--------------------------|---------------------------|
| Section 114.84 | Prohibitions | 11/17/04 | 8/8/05, 70 FR 45542 | |
| Section 114.85 | Equipment Evaluation Procedures for Vehicle Exhaust Gas Analyzers. | 11/17/04 | 8/8/05, 70 FR 45542 | |
| Section 114.86 | Low Income Repair Assistance Program (LIRAP) for Participating Early Action Compact Counties. | 11/17/04 | 8/8/05, 70 FR 45542 | |
| Section 114.87 | Inspection and Maintenance Fees. | 11/17/04 | 8/8/05, 70 FR 45542 | |
| Subchapter E—Low Emission Vehicle Fleet Requirements | | | | |
| Section 114.150 | Requirements for Mass Transit Authorities. | 07/29/98 | 2/7/01, 66 FR 9205. | |
| Section 114.151 | Requirements for Local Governments and Private Federal entities. | 07/29/98 | 2/7/01, 66 FR 9205. | |
| Section 114.153 | Exceptions | 07/29/98 | 2/7/01, 66 FR 9205. | |
| Section 114.154 | Exceptions for Certain Mass Transit Authorities. | 07/29/98 | 2/7/01, 66 FR 9205. | |
| Section 114.155 | Reporting | 07/29/98 | 2/7/01, 66 FR 9205. | |
| Section 114.156 | Recordkeeping | 07/29/98 | 2/7/01, 66 FR 9205. | |
| Section 114.157 | Low Emission Vehicle Fleet Program Compliance Credits. | 07/29/98 | 2/7/01, 66 FR 9205. | |
| Subchapter F—Vehicle Retirement and Mobile Emission Reduction Credits | | | | |
| Division 1: Mobile Emission Reduction Credits | | | | |
| Section 114.201 | Mobile Emission Reduction Credit Program. | 07/29/98 | 2/7/01, 66 FR 9205. | |
| Section 114.202 | Texas Mobile Emission Reduction Credit Fund. | 07/29/98 | 2/7/01, 66 FR 9205. | |
| Subchapter G—Transportation Planning | | | | |
| Section 114.260 | Transportation Conformity. | 4/27/05 | 7/6/05, 70 FR 38776 | |
| Subchapter H—Low Emission Fuels | | | | |
| Division 1: Gasoline Volatility | | | | |
| Section 114.301 | Control Requirements for Reid Vapor Pressure. | 04/25/00 | 4/26/01, 66 FR 20931 .. | Part (c) is not approved. |
| Section 114.304 | Registration of Gasoline Producers and Importers. | 04/25/00 | 4/26/01, 66 FR 20931. | |
| Section 114.305 | Approved Test Methods | 04/25/00 | 4/26/01, 66 FR 20931. | |
| Section 114.306 | Recordkeeping, Reporting, and Certification Requirements. | 04/25/00 | 4/26/01, 66 FR 20931. | |
| Section 114.307 | Exemptions | 10/04/01 | 11/27/06, 71 FR 68480. | |
| Section 114.309 | Affected Counties | 10/04/01 | 11/27/06, 71 FR 68480. | |
| Division 2: Low Emission Diesel | | | | |
| Section 114.312 | Low Emission Diesel Standards. | 05/15/06 | 10/24/08, 73 FR 63378 | |
| Section 114.313 | Designated Alternate Limits. | 05/15/06 | 10/24/08, 73 FR 63378 | |

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| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|--|---|-------------------------------|------------------------|--------------------------|
| Section 114.314 | Registration of Diesel Producers and Importers. | 03/09/05 | 10/6/05, 70 FR 58325. | |
| Section 114.315 | Approved Test Methods Monitoring, Record-keeping, and Reporting Requirements. | 05/15/06 | 10/24/08, 73 FR 63378 | |
| Section 114.316 | | 05/15/06 | 10/24/08, 73 FR 63378 | |
| Section 114.317 | Exemption to Low Emission Diesel Requirements. | 05/15/06 | 10/24/08, 73 FR 63378 | |
| Section 114.318 | Alternative Emission Reduction Plan. | 06/11/07 | 10/24/08, 73 FR 63378 | |
| Section 114.319 | Affected Counties and Compliance Dates. | 06/13/07 | 10/24/08, 73 FR 63378 | |
| Subchapter I—Non-Road Engines | | | | |
| Division 3—Non-Road Large Spark-Ignition Engines | | | | |
| Section 114.420 | Definitions | 04/19/00 | 11/14/01, 66 FR 57222. | |
| Section 114.421 | Emission Specifications | 12/06/00 | 11/14/01, 66 FR 57222. | |
| Section 114.422 | Control Requirements .. | 04/19/00 | 11/14/01, 66 FR 57222. | |
| Section 114.427 | Exemptions | 04/19/00 | 11/14/01, 66 FR 57222. | |
| Section 114.429 | Affected Counties and Compliance Schedules. | 12/06/00 | 11/14/01, 66 FR 57222. | |
| Subchapter J—Operational Controls for Motor Vehicles | | | | |
| Division 2: Locally Enforced Motor Vehicle Idling Limitations | | | | |
| Section 114.510 | Definitions | 11/17/04 | 4/11/05, 70 FR 18308. | |
| Section 114.511 | Applicability | 11/17/04 | 4/11/05, 70 FR 18308. | |
| Section 114.512 | Control Requirements for Motor Vehicle Idling. | 1/30/2008 | 4/9/2010, 75 FR 18061 | Not in SIP: 114.512(b). |
| Section 114.517 | Exemptions | 1/30/2008 | 4/9/2010, 75 FR 18061 | Not in SIP: 114.517(12). |
| Subchapter K—Mobile Source Incentive Programs | | | | |
| Division 3: Diesel Emission Reduction Incentive Program for On-road and Non-road Vehicles | | | | |
| Section 114.620 | Definitions | 9/20/2006 | 4/9/2010, 75 FR 18061. | |
| Section 114.621 | Applicability | 01/28/04 | 08/19/05, 70 FR 48647. | |
| Section 114.622 | Incentive Program Requirements. | 12/5/2007 | 4/9/2010, 75 FR 18061. | |
| Section 114.623 | Small Business Incentives. | 01/28/04 | 08/19/05, 70 FR 48647. | |
| Section 114.624 | Rebate Grant Process | 9/20/2006 | 4/9/2010, 75 FR 18061. | |
| Section 114.626 | Monitoring, Record-keeping, and Reporting Requirements. | 08/22/01 | 08/19/05, 70 FR 48647. | |
| Section 114.629 | Affected Counties and Implementation Schedule. | 01/28/04 | 08/19/05, 70 FR 48647. | |
| Division 4: Texas Clean School Bus Program | | | | |
| Section 114.640 | Definitions | 9/20/2006 | 4/9/2010, 75 FR 18061. | |
| Section 114.642 | Applicability | 9/20/2006 | 4/9/2010, 75 FR 18061. | |
| Section 114.644 | Clean School Bus Program Requirements. | 9/20/2006 | 4/9/2010, 75 FR 18061. | |
| Section 114.646 | Monitoring, Record-keeping, and Reporting Requirements. | 9/20/2006 | 4/9/2010, 75 FR 18061. | |
| Section 114.648 | Implementation Schedule. | 9/20/2006 | 4/9/2010, 75 FR 18061. | |

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|--|---|-------------------------------|-------------------------|----------------------------|
| Texas Department of Transportation Regulation—31 TAC Chapter 17—Vehicle Titles and Registration | | | | |
| Section 17.80 | Vehicle Emissions Verification System. | 11/09/93 | 08/22/94, 59 FR 43046 | Ref 52.2299 (c)(87)(i)(F). |
| Chapter 115 (Reg 5)—Control of Air Pollution From Volatile Organic Compounds | | | | |
| Subchapter A—Definitions | | | | |
| Section 115.10 | Definitions | 11/15/06 | 7/17/08, 73 FR 40972. | |
| Subchapter B—General Volatile Organic Compound Sources | | | | |
| Division 1: Storage of Volatile Organic Compounds | | | | |
| Section 115.110 | Definitions | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.112 | Control Requirements .. | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.113 | Alternate Control Requirements. | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.114 | Inspection Requirements. | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.115 | Approved Test Methods | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.116 | Monitoring and Record-keeping Requirements. | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.117 | Exemptions | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.119 | Counties and Compliance Schedules. | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Division 2: Vent Gas Control | | | | |
| Section 115.120 | Vent Gas Definitions | 12/13/02 | 02/27/08, 73 FR 10383. | |
| Section 115.121 | Emission Specifications | 12/13/02 | 02/27/08, 73 FR 10383. | |
| Section 115.122 | Control Requirements .. | 12/13/02 | 02/27/08, 73 FR 10383. | |
| Section 115.123 | Alternate Control Requirements. | 12/13/02 | 02/27/08, 73 FR 10383. | |
| Section 115.125 | Testing Requirements .. | 12/6/00 | 7/16/01, 66 FR 36913. | |
| Section 115.126 | Monitoring and Record-keeping Requirements. | 12/13/02 | 02/27/08, 73 FR 10383. | |
| Section 115.127 | Exemptions | 12/13/02 | 02/27/08, 73 FR 10383. | |
| Section 115.129 | Counties and Compliance Schedules. | 11/15/06 | 7/17/08, 73 FR 40972. | |
| Division 3: Water Separation | | | | |
| Section 115.131 | Emission Specifications | 05/04/94 | 05/22/97, 62 FR 27964. | |
| Section 115.132 | Control Requirements .. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.133 | Alternate Control Requirements. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.135 | Testing Requirements .. | 05/04/94 | 05/22/97, 62 FR 27964. | |
| Section 115.136 | Monitoring and Record-keeping Requirements. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.137 | Exemptions | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.139 | Counties and Compliance Schedules. | 11/15/06 | 7/17/08, 73 FR 40972. | |
| Division 4: Industrial Wastewater | | | | |
| Section 115.140 | Industrial Wastewater Definitions. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.142 | Control Requirements .. | 12/13/02 | 02/27/08, 73 FR 10383. | |
| Section 115.143 | Alternate Control Requirements. | 12/13/02 | 02/27/08, 73 FR 10383. | |

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|--|--|-------------------------------|-------------------------|---|
| Section 115.144 | Inspection and Monitoring Requirements. | 12/13/02 | 2/27/08, 73 FR 10383. | |
| Section 115.145 | Approved Test Methods | 4/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.146 | Recordkeeping Requirements. | 10/27/99 | 12/20/00, 65 FR 79745. | |
| Section 115.147 | Exemptions | 12/13/02 | 02/27/08, 73 FR 10383. | |
| Section 115.148 | Training Requirements | 10/27/99 | 12/20/00, 65 FR 79745. | |
| Section 115.149 | Counties and Compliance Schedules. | 11/15/06 | 7/17/08, 73 FR 40972. | |
| Division 5: Municipal Solid Waste Landfills | | | | |
| Section 115.152 | Control Requirements .. | 5/04/94 | 5/22/97, 62 FR 27964. | |
| Section 115.153 | Alternate Control Requirements. | 4/26/02 | 2/27/08, 73 FR 10383. | |
| Section 115.155 | Approved Test Methods | 05/04/94 | 05/22/97, 62 FR 27964. | |
| Section 115.156 | Monitoring and Recordkeeping Requirements. | 5/4/94 | 05/22/97, 62 FR 27964. | |
| Section 115.157 | Exemptions | 5/4/94 | 5/22/97, 62 FR 27964. | |
| Section 115.159 | Counties and Compliance Schedules. | 4/26/02 | 2/27/08, 73 FR 10383. | |
| Division 6: Batch Processes | | | | |
| Section 115.160 | Batch Process Definitions. | 12/13/02 | 02/27/08, 73 FR 10383. | |
| Section 115.161 | Applicability | 12/13/02 | 02/27/08, 73 FR 10383. | |
| Section 115.162 | Control Requirements .. | 12/06/00 | 07/16/01, 66 FR 36913. | |
| Section 115.163 | Alternate Control Requirements. | 10/27/99 | 12/20/00, 65 FR 79745. | |
| Section 115.164 | Determination of Emissions and Flow Rates. | 12/06/00 | 07/16/01, 66 FR 36913. | |
| Section 115.165 | Approved Test Methods and Testing Requirements. | 12/06/00 | 07/16/01, 66 FR 36913. | |
| Section 115.166 | Monitoring and Recordkeeping Requirements. | 12/13/02 | 02/27/08, 73 FR 10383. | |
| Section 115.167 | Exemptions | 9/28/2005 | 7/10/2009, 74 FR 33146. | |
| Section 115.169 | Counties and Compliance Schedules. | 9/28/2005 | 7/10/2009, 74 FR 33146. | |
| Subchapter C—Volatile Organic Compound Transfer Operations | | | | |
| Division 1: Loading and Unloading of Volatile Organic Compounds | | | | |
| Section 115.211 | Emission Specifications | 12/13/02 | 01/19/06, 71 FR 3009. | |
| Section 115.212 | Control Requirements .. | 12/06/00 | 07/16/01, 66 FR 36913. | |
| Section 115.213 | Alternate Control Requirements. | 06/30/99 | 12/20/00, 65 FR 79745. | |
| Section 115.214 | Inspection Requirements. | 04/26/02 | 01/19/06, 71 FR 3009. | |
| Section 115.215 | Approved Test Methods. | 12/13/02 | 01/19/06, 71 FR 3009. | |
| Section 115.216 | Monitoring and Recordkeeping Requirements. | 10/22/03 | 01/19/06, 71 FR 3009. | |
| Section 115.217 | Exemptions | 10/22/03 | 01/19/06, 71 FR 3009. | |
| Section 115.219 | Counties and Compliance Schedules. | 11/15/06 | 7/17/08, 73 FR 40972. | |
| Section 115.220* | Filling of Gasoline Storage Vessels (Stage I) for Motor Vehicles Fuel Dispensing Facilities in Bexar County. | 03/30/79 | 11/10/82, 47 FR 50866 | Ref 52.2299(c)(48). The number 220* was created to avoid duplicate sections numbers in the SIP. There is no section 115.220 in the current SIP approved codification. |

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| Division 2: Filling of Gasoline Storage Vessels (Stage I) for Motor Vehicle Fuel Dispensing Facilities | | | | |
| Section 115.222 | Control Requirements .. | 03/23/05 | 01/19/06, 71 FR 3009. | |
| Section 115.223 | Alternate Control Requirements. | 03/23/05 | 01/19/06, 71 FR 3009. | |
| Section 115.224 | Inspection Requirements. | 06/30/99 | 12/20/00, 65 FR 79745. | |
| Section 115.225 | Testing Requirements .. | 6/30/99 | 12/20/00, 65 FR 79745. | |
| Section 115.226 | Recordkeeping Requirements. | 6/30/99 | 12/20/00, 65 FR 79745. | |
| Section 115.227 | Exemptions | 11/17/04 | 3/29/05, 70 FR 15769. | |
| Section 115.229 | Counties and Compliance Schedule D. | 4/13/05 | 1/19/06, 71 FR 3009. | |
| Division 3: Control of Volatile Organic Leaks from Transport Vessels | | | | |
| Section 115.234 | Inspection Requirements. | 6/30/99 | 12/20/00, 65 FR 79745. | |
| Section 115.235 | Approved Test Methods | 06/30/99 | 12/20/00, 65 FR 79745. | |
| Section 115.236 | Recordkeeping Requirements. | 6/30/99 | 12/20/00, 65 FR 79745. | |
| Section 115.237 | Exemptions | 06/30/99 | 12/20/00, 65 FR 79745. | |
| Section 115.239 | Counties and Compliance Schedules. | 11/15/06 | 7/17/08, 73 FR 40972. | |
| Division 4: Control of Vehicle Refueling Emissions (Stage II) at Motor Vehicle Fuel Dispensing Facilities | | | | |
| Section 115.240 | Stage II Vapor Recovery Definitions and List of California Air Resources Board Certified Stage II Equipment. | 3/23/05 | 1/19/06, 71 FR 3009. | |
| Section 115.241 | Emission Specifications | 11/6/02 | 3/29/05, 70 FR 15769. | |
| Section 115.242 | Control Requirements .. | 3/23/05 | 1/19/06, 71 FR 3009. | |
| Section 115.243 | Alternate Control Requirements. | 3/23/05 | 1/19/06, 71 FR 3009. | |
| Section 115.244 | Inspection Requirements. | 11/6/02 | 3/29/05, 70 FR 15769. | |
| Section 115.245 | Testing Requirements .. | 3/23/05 | 1/19/06, 71 FR 3009. | |
| Section 115.246 | Recordkeeping Requirements. | 11/6/02 | 3/29/05, 70 FR 15769. | |
| Section 115.247 | Exemptions | 11/6/02 | 3/29/05, 70 FR 15769. | |
| Section 115.248 | Training Requirements | 3/23/05 | 1/19/06, 71 FR 3009. | |
| Section 115.249 | Counties and Compliance Schedules. | 3/23/05 | 1/19/06, 71 FR 3009. | |
| Section 115.252 to 115.259. | Control of Reid Vapor Pressure of Gasoline. | 5/4/94 | 05/22/97, 62 FR 27964 | Ref 52.2299(c)(104). |
| Subchapter D—Petroleum Refining, Natural Gas Processing, and Petrochemical Processes | | | | |
| Division 1: Process Unit Turnaround and Vacuum-Producing Systems in Petroleum Refineries | | | | |
| Section 115.311 | Emission Specifications | 4/26/02 | 2/27/08, 73 FR 10383. | |
| Section 115.312 | Control Requirements .. | 12/13/02 | 2/27/08, 73 FR 10383. | |
| Section 115.313 | Alternate Control Requirements. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.315 | Testing Requirements .. | 5/8/92 | 3/7/95, 60 FR 12438. | |
| Section 115.316 | Monitoring and Recordkeeping Requirements. | 4/26/02 | 2/27/08, 73 FR 10383. | |
| Section 115.317 | Exemptions | 5/8/92 | 3/7/95, 60 FR 12438. | |
| Section 115.319 | Counties and Compliance Schedules. | 11/15/06 | 7/17/08, 73 FR 40972. | |
| Division 2: Fugitive Emission Control in Petroleum Refineries in Gregg, Nueces, and Victoria Counties | | | | |
| Section 115.322 | Control Requirements .. | 4/26/02 | 2/27/08, 73 FR 10383. | |
| Section 115.323 | Alternate Control Requirements. | 8/8/01 | 2/27/08, 73 FR 10383. | |
| Section 115.324 | Inspection Requirements. | 5/8/02 | 3/7/95, 60 FR 12438. | |
| Section 115.325 | Testing Requirements .. | 4/26/02 | 2/27/08, 73 FR 10383. | |

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| Section 115.326 | Recordkeeping Requirements. | 12/13/02 | 2/27/08, 73 FR 10383. | |
| Section 115.327 | Exemptions | 4/26/02 | 2/27/08, 73 FR 10383. | |
| Section 115.329 | Counties and Compliance Schedules. | 8/8/01 | 2/27/08, 73 FR 10383. | |
| Division 3: Fugitive Emission Control in Petroleum Refining, Natural Gas/Gasoline Processing, and Petrochemical Processes in Ozone Nonattainment Areas | | | | |
| Section 115.352 | Control Requirements .. | 12/1/04 | 2/27/08, 73 FR 10383. | |
| Section 115.353 | Alternate Control Requirements. | 4/26/02 | 2/27/08, 73 FR 10383. | |
| Section 115.354 | Monitoring and Inspection Requirements. | 12/1/04 | 2/27/08, 73 FR 10383. | |
| Section 115.355 | Approved Test Methods | 12/1/04 | 2/27/08, 73 FR 10383. | |
| Section 115.356 | Recordkeeping Requirements. | 12/1/04 | 2/27/08, 73 FR 10383. | |
| Section 115.357 | Exemptions | 12/1/04 | 2/27/08, 73 FR 10383. | |
| Section 115.359 | Counties and Compliance Schedules. | 11/15/06 | 7/17/08, 73 FR 40972. | |
| Subchapter E—Solvent-Using Processes | | | | |
| Division 1: Degreasing Processes | | | | |
| Section 115.412 | Control Requirements .. | 11/17/04 | 3/29/05, 70 FR 15769. | |
| Section 115.413 | Alternate Control Requirements. | 11/17/04 | 3/29/05, 70 FR 15769. | |
| Section 115.415 | Testing Requirements .. | 11/17/04 | 3/29/05, 70 FR 15769. | |
| Section 115.416 | Recordkeeping Requirements. | 11/17/04 | 3/29/05, 70 FR 15769. | |
| Section 115.417 | Exemptions | 11/17/04 | 3/29/05, 70 FR 15769. | |
| Section 115.419 | Counties and Compliance Schedules. | 11/15/06 | 7/17/08, 73 FR 40972. | |
| Division 2: Surface Coating Processes | | | | |
| Section 115.420 | Surface Coating Definitions. | 12/13/02 | 01/19/06, 71 FR 3009. | |
| Section 115.421 | Emission Specifications | 12/13/02 | 01/19/06, 71 FR 3009. | |
| Section 115.422 | Control Requirements .. | 4/26/02 | 1/19/06, 71 FR 3009. | |
| Section 115.423 | Alternate Control Requirements. | 8/8/01 | 1/19/06, 71 FR 3009. | |
| Section 115.424 | Inspection Requirements. | 6/29/00 | 10/30/01, 66 FR 54688 | |
| Section 115.425 | Testing Requirements .. | 6/29/00 | 10/30/01, 65 FR 54688 | |
| Section 115.426 | Monitoring and Recordkeeping Requirements. | 8/8/01 | 1/19/06, 71 FR 3009. | |
| Section 115.427 | Exemptions | 9/28/2005 | 7/10/2009, 74 FR 33146. | |
| Section 115.429 | Counties and Compliance Schedules. | 9/28/2005 | 7/10/2009, 74 FR 33146. | |
| Division 3: Flexographic and Rotogravure Printing | | | | |
| Section 115.430 | Flexographic and Rotogravure Printing Definitions. | 12/06/01 | 07/16/01, 66 FR 36913. | |
| Section 115.432 | Control Requirements .. | 08/08/01 | 01/19/06, 71 FR 3009. | |
| Section 115.433 | Alternate Control Requirements. | 08/08/01 | 01/19/06, 71 FR 3009. | |
| Section 115.435 | Testing Requirements .. | 08/08/01 | 01/19/06, 71 FR 3009. | |
| Section 115.436 | Monitoring and Recordkeeping Requirements. | 08/08/01 | 01/19/06, 71 FR 3009. | |
| Section 115.437 | Exemptions | 02/14/96 | 01/26/99, 64 FR 3841. | |
| Section 115.439 | Counties and Compliance Schedules. | 11/15/06 | 7/17/08, 73 FR 40972. | |
| Division 4: Offset Lithographic Printing | | | | |
| Section 115.440 | Offset Printing Definitions. | 04/26/02 | 01/19/06, 71 FR 3009. | |

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| Section 115.442 | Control Requirements .. | 04/26/02 | 01/19/06, 71 FR 3009. | |
| Section 115.443 | Alternate Control Requirements. | 02/24/99 | 04/06/00, 65 FR 18003. | |
| Section 115.445 | Approved Test Methods | 04/26/02 | 01/19/06, 71 FR 3009. | |
| Section 115.446 | Monitoring and Recordkeeping Requirements. | 04/26/02 | 01/19/06, 71 FR 3009. | |
| Section 115.449 | Counties and Compliance Schedules. | 11/15/06 | 7/17/08, 73 FR 40972. | |

Subchapter F—Miscellaneous Industrial Sources

Division 1: Cutback Asphalt

| | | | | |
|-----------------------|------------------------------------|----------------|-------------------------|---------------------|
| Section 115.510 | Cutback Asphalt Definitions. | 08/31/99 | 12/22/99, 64 FR 71670. | |
| Section 115.512 | Control Requirements .. | 11/17/04 | 3/29/05, 70 FR 15769. | |
| Section 115.513 | Alternative Control Requirements. | 08/31/99 | 12/22/99, 64 FR 71670. | |
| Section 115.515 | Testing Requirements .. | 08/31/99 | 12/22/99, 64 FR 71670. | |
| Section 115.516 | Recordkeeping Requirements. | 11/17/04 | 3/29/05, 70 FR 15769. | |
| Section 115.517 | Exemptions | 11/17/04 | 3/29/05, 70 FR 15769 .. | Ref 52.2299(c)(88). |
| Section 115.519 | Counties and Compliance Schedules. | 11/15/06 | 7/17/08, 73 FR 40972. | |

Division 2: Pharmaceutical Manufacturing Facilities

| | | | | |
|-----------------------|--|----------------|------------------------|--|
| Section 115.531 | Emission Specifications | 05/04/94 | 05/22/97, 62 FR 27964. | |
| Section 115.532 | Control Requirements .. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.533 | Alternate Control Requirements. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.534 | Inspection Requirements. | 05/04/94 | 05/22/97, 62 FR 27964. | |
| Section 115.535 | Testing Requirements .. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.536 | Monitoring and Recordkeeping Requirements. | 05/04/94 | 05/22/97, 62 FR 27964. | |
| Section 115.537 | Exemptions | 05/04/94 | 05/22/97, 62 FR 27964. | |
| Section 115.539 | Counties and Compliance Schedules. | 11/15/06 | 7/17/08, 73 FR 40972. | |

Division 3: Degassing or Cleaning of Stationary, Marine, and Transport Vessels

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|-----------------------|--|-----------------|-------------------------|--|
| Section 115.541 | Emission Specifications | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.542 | Control Requirements .. | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.543 | Alternate Control Requirements. | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.544 | Inspection Requirements. | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.545 | Approved Test Methods | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.546 | Monitoring and Recordkeeping Requirements. | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.547 | Exemptions | 5/23/2007 | 3/29/2010, 75 FR 15348. | |
| Section 115.549 | Counties and Compliance Schedules. | 5/23/2007 | 3/29/2010, 75 FR 15348. | |

Division 4: Petroleum Dry Cleaning Systems

| | | | | |
|-----------------------|---------------------------------|----------------|------------------------|--|
| Section 115.552 | Control Requirements .. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.553 | Alternate Control Requirements. | 05/04/94 | 05/22/97, 62 FR 27964. | |
| Section 115.555 | Testing Methods and Procedures. | 05/04/94 | 05/22/97, 62 FR 27964. | |
| Section 115.556 | Recordkeeping Requirements. | 05/04/94 | 05/22/97, 62 FR 27964. | |
| Section 115.557 | Exemptions | 05/04/94 | 05/22/97, 62 FR 27964. | |

EPA APPROVED REGULATIONS IN THE TEXAS SIP—Continued

| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|--|---|-------------------------------|------------------------|-------------|
| Section 115.559 | Counties and Compliance Schedules. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Subchapter G—Consumer-Related Sources | | | | |
| Division 1: Automotive Windshield Washer Fluid | | | | |
| Section 115.600 | Consumer Products Definitions. | 01/28/04 | 02/10/05, 70 FR 7041. | |
| Section 115.610 | Applicability | 01/28/04 | 02/10/05, 70 FR 7041. | |
| Section 115.612 | Control Requirements .. | 01/28/04 | 02/10/05, 70 FR 7041. | |
| Section 115.613 | Alternate Control Requirements. | 01/28/04 | 02/10/05, 70 FR 7041. | |
| Section 115.615 | Testing Requirements .. | 01/28/04 | 02/10/05, 70 FR 7041. | |
| Section 115.616 | Recordkeeping and Reporting Requirements. | 01/28/04 | 02/10/05, 70 FR 7041. | |
| Section 115.617 | Exemptions | 01/28/04 | 02/10/05, 70 FR 7041. | |
| Section 115.619 | Counties and Compliance Schedules. | 01/28/04 | 02/10/05, 70 FR 7041. | |
| Division 2: Portable Fuel Containers | | | | |
| Section 115.620 | Definitions | 10/27/04 | 02/10/05, 70 FR 7041. | |
| Section 115.621 | Applicability | 10/27/04 | 02/10/05, 70 FR 7041. | |
| Section 115.622 | Performance Standards and Testing Requirements. | 10/27/04 | 02/10/05, 70 FR 7041. | |
| Section 115.626 | Labeling | 10/27/04 | 02/10/05, 70 FR 7041. | |
| Section 115.627 | Exemptions | 10/27/04 | 02/10/05, 70 FR 7041. | |
| Section 115.629 | Affected Counties and Compliance Schedules. | 10/27/04 | 02/10/05, 70 FR 7041. | |
| Subchapter H—Highly-Reactive Volatile Organic Compounds | | | | |
| Division 1: Vent Gas Control | | | | |
| Section 115.720 | Applicability and Definitions. | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.722 | Site-wide Cap and Control Requirements. | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.725 | Monitoring and Testing Requirements. | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.726 | Recordkeeping and Reporting Requirements. | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.727 | Exemptions | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.729 | Counties and Compliance Schedules. | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Division 2: Cooling Tower Heat Exchange Systems | | | | |
| Section 115.760 | Applicability and Cooling Tower Heat Exchange System Definitions. | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.761 | Site-wide Cap | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.764 | Monitoring and Testing Requirements. | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.766 | Recordkeeping and Reporting Requirements. | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.767 | Exemptions | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.769 | Counties and Compliance Schedules. | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Division 3: Fugitive Emissions | | | | |
| Section 115.780 | Applicability | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.781 | General Monitoring and Inspection Requirements. | 12/01/04 | 9/06/06, 71 FR 52656. | |

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| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|-----------------------|--|-------------------------------|-----------------------|-------------|
| Section 115.782 | Procedures and Schedule for Leak Repair and Follow-up. | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.783 | Equipment Standards .. | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.786 | Recordkeeping Requirements. | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.787 | Exemptions | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.788 | Audit Provisions | 12/01/04 | 9/06/06, 71 FR 52656. | |
| Section 115.789 | Counties and Compliance Schedules. | 12/01/04 | 9/06/06, 71 FR 52656. | |

Subchapter J—Administrative Provisions

Division 1: Alternate Means of Control

| | | | | |
|-----------------------|--|----------------|------------------------|--|
| Section 115.901 | Insignificant Emissions | 07/13/94 | 05/22/97, 62 FR 27964. | |
| Section 115.910 | Availability of Alternate Means of Control. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.911 | Criteria for Approval of Alternate Means of Control Plans. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.912 | Calculations for Determining Alternate Means of Control Reductions. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.913 | Procedures for Alternate Means of Control Plan Submittal. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.914 | Procedures for an Alternate Means of Control Plan Approval. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.915 | Public Notice Format ... | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.916 | Review of Approved Alternate Means of Control Plans and Termination of Alternate Means of Control Plans. | 04/26/02 | 02/27/08, 73 FR 10383. | |

Division 2: Early Reductions

| | | | | |
|-----------------------|---------------------|----------------|------------------------|--|
| Section 115.920 | Applicability | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.923 | Documentation | 04/26/02 | 02/27/08, 73 FR 10383. | |

Division 3: Compliance and Control Plan Requirements

| | | | | |
|-----------------------|--|----------------|------------------------|--|
| Section 115.930 | Compliance Dates | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.932 | Control Plan Procedure. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.934 | Control Plan Deviation | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.936 | Reporting Procedure | 11/10/93 | 05/22/97, 62 FR 27964. | |
| Section 115.940 | Equivalency Determination. | 04/26/02 | 02/27/08, 73 FR 10383. | |
| Section 115.950 | Use of Emissions Credits for Compliance. | 12/06/00 | 09/06/06, 71 FR 52698. | |

Chapter 116 (Reg 6)—Control of Air Pollution by Permits for New Construction or Modification

Subchapter A—Definitions

| | | | | |
|----------------------|-----------------------------------|-----------------|--------------------------|--|
| Section 116.10 | General Definitions | 8/21/2002 | 4/14/2010, 75 FR 19468. | The SIP does not include paragraphs (1), (2), (3), (7)(F), (11), and (16). |
| Section 116.11 | Compliance History Definitions. | 06/17/98 | 09/18/02, 67 FR 58709. | |
| Section 116.12 | Nonattainment Review Definitions. | 8/20/2003 | 3/20/2009, 74 FR 11851.. | |
| Section 116.14 | Standard Permit Definitions. | 06/17/98 | 11/14/03, 68 FR 64548. | |

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| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|---|---|-------------------------------|--------------------------|---|
| Subchapter B—New Source Review Permits | | | | |
| Division 1—Permit Application | | | | |
| Section 116.110 | Applicability | 08/09/00 | 11/14/03, 68 FR 64548 | The SIP does not include sections 116.110(a)(3), (a)(5), and (c). |
| Section 116.111 | General Application | 08/21/02 | 8/28/07, 72 FR 41998 .. | The SIP does not include paragraphs (a)(2)(K) and (b). |
| Section 116.112 | Distance Limitations | 01/14/04 | 12/07/05, 70 FR 72722 | Subsections (a), (a)(1), (a)(2), (b), and (b)(1) in the SIP are as adopted 6/17/98 and approved by EPA 9/18/02, 67 FR 58697. Subsection (b)(2) and subsections (a)(3) and (a)(4) are as adopted 8/20/03 and 12/19/07, respectively, and approved by EPA on 3/8/10, 75 FR 10416. |
| Section 116.114 | | Application Review Schedule. | 12/19/07 | |
| Section 116.115 | General and Special Conditions. | 8/20/03 | 4/2/10, 75 FR 16671. | |
| Section 116.116 | Changes to Facilities ... | 08/09/00 | 11/14/03, 68 FR 64548 | The SIP does not include sections 116.116(b)(3), (b)(4), (e), and (f). |
| Section 116.120 | Voiding of Permits | 8/20/03 | 4/2/10, 75 FR 16671. | |
| Division 2—Compliance History | | | | |
| Section 116.120 | Applicability | 06/17/98 | 09/18/02, 67 FR 58709. | |
| Section 116.121 | Exemptions | 06/17/98 | 09/18/02, 67 FR 58709. | |
| Section 116.122 | Contents of Compliance History. | 06/17/98 | 09/18/02, 67 FR 58709. | |
| Section 116.123 | Effective Dates | 06/17/98 | 09/18/02, 67 FR 58709. | |
| Section 116.124 | Public Notice of Compliance History. | 06/17/98 | 09/18/02, 67 FR 58709. | |
| Section 116.125 | Preservation of Existing Rights and Procedures. | 06/17/98 | 09/18/02, 67 FR 58709. | |
| Section 116.126 | Voidance of Permit Applications. | 06/17/98 | 09/18/02, 67 FR 58709. | |
| Division 3—Public Notice | | | | |
| Section 116.130 | Applicability | 06/17/98 | 09/18/02, 67 FR 58709 | The SIP does not include Section 116.130(c). |
| Section 116.131 | Public Notification Requirements. | 06/17/98 | 09/18/02, 67 FR 58709. | |
| Section 116.132 | Public Notice Format ... | 06/17/98 | 03/10/06, 71 FR 12285. | |
| Section 116.133 | Sign Posting Requirements. | 06/17/98 | 03/10/06, 71 FR 12285. | |
| Section 116.134 | Notification of Affected Agencies. | 06/17/98 | 09/18/02, 67 FR 58709. | |
| Section 116.136 | Public Comment Procedures. | 08/16/93 | 09/18/02, 67 FR 58709. | |
| Section 116.137 | Notification of Final Action by the Commission. | 06/17/98 | 09/18/02, 67 FR 58709. | |
| Division 4—Permit Fees | | | | |
| Section 116.140 | Applicability | 06/17/98 | 09/18/02, 67 FR 58709. | |
| Section 116.141 | Determination of Fees | 9/25/2002 | 3/20/2009, 74 FR 11851.. | |

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| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|--|--|-------------------------------|--------------------------|---|
| Section 116.143 | Payment of Fees | 8/20/2003 | 3/20/2009, 74 FR 11851.. | |
| Division 5—Nonattainment Review | | | | |
| Section 116.150 | New Major Source or Major Modification in Ozone Nonattainment Area. | 8/20/2003 | 3/20/2009, 74 FR 11851.. | |
| Section 116.151 | New Major Source or Major Modification in Nonattainment Area Other than Ozone. | 03/18/98 | 07/17/00, 65 FR 43986. | |
| Division 6—Prevention of Significant Deterioration Review | | | | |
| Section 116.160 | Prevention of Significant Deterioration Review Requirements. | 10/10/01 | 7/22/04, 69 FR 43752. | |
| Section 116.161 | Source Located in an Attainment Area with Greater than De Minimis Impact. | 06/17/98 | 09/18/02, 67 FR 58709. | |
| Section 116.162 | Evaluation of Air Quality Impacts. | 10/10/01 | 7/22/04, 69 FR 43752. | |
| Section 116.163 | Prevention of Significant Deterioration Permit Fees. | 9/25/2002 | 3/20/2009, 74 FR 11851.. | |
| Division 7—Emission Reductions: Offsets | | | | |
| Section 116.170 | Applicability of Emission Reductions as Offsets. | 8/20/2003 | 3/20/2009, 74 FR 11851.. | |
| Section 116.172 | Emissions Offsets from Rocket Engine Firing and Cleaning. | 8/20/2003 | 3/20/2009, 74 FR 11851.. | |
| Section 116.176 | Use of Mass Cap Allowances for Offsets. | 3/07/01 | 9/6/06, 71 FR 52664.. | |
| Subchapter D—Permit Renewals | | | | |
| Section 116.310 | Notification of Permit Holder. | 8/16/93 | 3/10/06, 71 FR 12285.. | The SIP does not include subsection (c). The requirements of subsection (c) were added to Section 116.315 and approved by EPA on March 11, 2010, 75 FR 11464. |
| Section 116.311 | Permit Renewal Application. | 4/6/1994 | 3/10/2006, 71 FR 12285. | |
| Section 116.312 | Public Notification and Comment Procedures. | 08/16/93 | 3/10/06, 71 FR 12285.. | |
| Section 116.313 | Renewal Application Fees. | 8/20/2003 | 3/20/2009, 74 FR 11851.. | |
| Section 116.314 | Review Schedule | 08/16/93 | 3/10/06, 71 FR 12285.. | |
| Section 116.315 | Permit Renewal Submittal. | 5/7/2008 | 3/11/10, 75 FR 11464. | |
| Subchapter F—Standard Permits | | | | |
| Section 116.601 | Types of Standard Permits. | 12/16/99 | 11/14/03, 68 FR 64548 | The SIP does not include section 116.601(a)(1). |
| Section 116.602 | Issuance of Standard Permits. | 12/16/99 | 11/14/03, 68 FR 64548. | |

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| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation | |
|--|---|-------------------------------|--------------------------|---|--|
| Section 116.603 | Public Participation in Issuance of Standard Permits. | 9/20/06 | 9/17/08, 73 FR 53716. | The SIP does not include subsection 116.610(d). | |
| Section 116.604 | Duration and Renewal of Registrations to Use Standard Permits. | 12/16/99 | 11/14/03, 68 FR 64548. | | |
| Section 116.605 | Standard Permit Amendment and Revocation. | 12/16/99 | 11/14/03, 68 FR 64548. | | |
| Section 116.606 | Delegation | 12/16/99 | 11/14/03, 68 FR 64548. | | |
| Section 116.610 | Applicability | 03/07/01 | 9/6/06, 71 FR 52664 | | |
| Section 116.611 | Registration to Use a Standard Permit. | 11/20/02 | 11/14/03, 68 FR 64548. | | |
| Section 116.614 | Standard Permit Fees .. | 9/25/2002 | 3/20/2009, 74 FR 11851.. | | |
| Section 116.615 | General Conditions | 02/21/07 | 8/28/07, 72 FR 41998. | | |
| Chapter 117—Control of Air Pollution From Nitrogen Compounds | | | | | |
| Subchapter A—Definitions | | | | | |
| Section 117.10 | Definitions | 5/30/2007 | 12/3/2008, 73 FR 73562. | | |
| Subchapter B—Combustion Control at Major Industrial, Commercial, and Institutional Sources in Ozone Nonattainment Areas | | | | | |
| Division 1—Beaumont-Port Arthur Ozone Nonattainment Area Major Sources | | | | | |
| Section 117.100 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | 117.110(c) not in SIP. | |
| Section 117.103 | Exemptions | 5/30/2007 | 12/3/2008, 73 FR 73562. | | |
| Section 117.105 | Emission Specifications for Reasonably Available Control Technology (RACT). | 5/30/2007 | 12/3/2008, 73 FR 73562. | | |
| Section 117.110 | Emission Specifications for Attainment Demonstration. | 5/30/2007 | 12/3/2008, 73 FR 73562. | | |
| Section 117.115 | Alternative Plant-Wide Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | | |
| Section 117.123 | Source Cap | 5/30/2007 | 12/3/2008, 73 FR 73562. | | |
| Section 117.130 | Operating Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | | |
| Section 117.135 | Initial Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | | |
| Section 117.140 | Continuous Demonstration of Compliance. | 2/11/2009 | 7/31/2009, 74 FR 38102. | | |
| Section 117.145 | Notification, Record-keeping, and Reporting Requirements. | 2/11/2009 | 7/31/2009, 74 FR 38102. | | |
| Section 117.150 | Initial Control Plan Procedures. | 5/30/2007 | 12/3/2008, 73 FR 73562. | | |
| Section 117.152 | Final Control Plan Procedures for Reasonably Available Control Technology. | 5/30/2007 | 12/3/2008, 73 FR 73562. | | |
| Section 117.154 | Final Control Plan Procedures for Attainment Demonstration Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | | |
| Section 117.156 | Revision of Final Control Plan. | 5/30/2007 | 12/3/2008, 73 FR 73562. | | |

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|---|---|-------------------------------|-------------------------|------------------------|
| Division 2—Dallas-Fort Worth Ozone Nonattainment Area Major Sources | | | | |
| Section 117.200 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.203 | Exemptions | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.205 | Emission Specifications for Reasonably Available Control Technology (RACT). | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.210 | Emission Specifications for Attainment Demonstration. | 5/30/2007 | 12/3/2008, 73 FR 73562. | 117.210(c) not in SIP. |
| Section 117.215 | Alternative Plant-Wide Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.230 | Operating Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.235 | Initial Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.240 | Continuous Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.245 | Notification, Record-keeping, and Reporting Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.252 | Final Control Plan Procedures for Reasonably Available Control Technology. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.254 | Final Control Plan Procedures for Attainment Demonstration Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.256 | Revision of Final Control Plan. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Division 3—Houston-Galveston-Brazoria Ozone Nonattainment Area Major Sources | | | | |
| Section 117.300 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.303 | Exemptions | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.305 | Emission Specifications for Reasonably Available Control Technology (RACT). | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.310 | Emission Specifications for Attainment Demonstration. | 5/30/2007 | 12/3/2008, 73 FR 73562. | 117.310(c) not in SIP. |
| Section 117.315 | Alternative Plant-Wide Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.320 | System Cap | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.323 | Source Cap | 5/30/2007 | 1/14/2009, 74 FR 1927. | |
| Section 117.223 | Source Cap | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.330 | Operating Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.335 | Initial Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.340 | Continuous Demonstration of Compliance. | 2/11/2009 | 7/31/2009, 74 FR 38102. | |
| Section 117.345 | Notification, Record-keeping, and Reporting Requirements. | 2/11/2009 | 7/31/2009, 74 FR 38102. | |
| Section 117.350 | Initial Control Plan Procedures. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |

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| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|--|---|-------------------------------|-------------------------|-------------------------|
| Section 117.352 | Final Control Plan Procedures for Reasonably Available Control Technology. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.354 | Final Control Plan Procedures for Attainment Demonstration Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.356 | Revision of Final Control Plan. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Division 4—Dallas-Fort Worth Eight-Hour Ozone Nonattainment Area Major Sources | | | | |
| Section 117.400 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | 117.410(d) not in SIP. |
| Section 117.403 | Exemptions | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.410 | Emission Specifications for Eight-Hour Attainment Demonstration. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.423 | Source Cap | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.430 | Operating Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.435 | Initial Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.440 | Continuous Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.445 | Notification, Record-keeping, and Reporting Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.450 | Initial Control Plan Procedures. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.454 | Final Control Plan Procedures for Attainment Demonstration Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.456 | Revision of Final Control Plan. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Subchapter C—Combustion Control at Major Utility Electric Generation Sources in Ozone Nonattainment Areas | | | | |
| Division 1—Beaumont-Port Arthur Ozone Nonattainment Area Utility Electric Generation Sources | | | | |
| Section 117.1000 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | 117.1010(b) not in SIP. |
| Section 117.1003 | Exemptions | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1005 | Emission Specifications for Reasonably Available Control Technology (RACT). | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1010 | Emission Specifications for Attainment Demonstration. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1015 | Alternative System-Wide Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1020 | System Cap | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1035 | Initial Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1040 | Continuous Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1045 | Notification, Record-keeping, and Reporting Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |

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|---|---|-------------------------------|-------------------------|-------------------------|
| Section 117.1052 | Final Control Plan Procedures for Reasonably Available Control Technology. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1054 | Final Control Plan Procedures for Attainment Demonstration Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1056 | Revision of Final Control Plan. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Division 2—Dallas-Fort Worth Ozone Nonattainment Area Utility Electric Generation Sources | | | | |
| Section 117.1100 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1103 | Exemptions | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1105 | Emission Specifications for Reasonably Available Control Technology (RACT). | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1110 | Emission Specifications for Attainment Demonstration. | 5/30/2007 | 1/14/2009, 74 FR 1927 | 117.1110(b) not in SIP |
| Section 117.1115 | Alternative System-Wide Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1120 | System Cap | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1135 | Initial Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1140 | Continuous Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1145 | Notification, Record-keeping, and Reporting Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1152 | Final Control Plan Procedures for Reasonably Available Control Technology. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1154 | Final Control Plan Procedures for Attainment Demonstration Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1156 | Revision of Final Control Plan. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Division 3—Houston-Galveston-Brazoria Ozone Nonattainment Area Utility Electric Generation Sources | | | | |
| Section 117.1200 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1203 | Exemptions | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1205 | Emission Specifications for Reasonably Available Control Technology (RACT). | 5/30/2007 | 1/14/2009, 74 FR 1927. | |
| Section 117.1210 | Emission Specifications for Attainment Demonstration. | 5/30/2007 | 1/14/2009, 74 FR 1927 | 117.1210(b) not in SIP. |
| Section 117.1215 | Alternative System-Wide Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1220 | System Cap | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1235 | Initial Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1240 | Continuous Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |

EPA APPROVED REGULATIONS IN THE TEXAS SIP—Continued

| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|---|---|-------------------------------|-------------------------|-------------------------|
| Section 117.1245 | Notification, Record-keeping, and Reporting Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1252 | Final Control Plan Procedures for Reasonably Available Control Technology. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1254 | Final Control Plan Procedures for Attainment Demonstration Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1256 | Revision of Final Control Plan. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Division 4—Dallas-Fort Worth Eight-Hour Ozone Nonattainment Area Utility Electric Generation Sources | | | | |
| Section 117.1300 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1303 | Exemptions | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1310 | Emission Specifications for Eight-Hour Attainment Demonstration. | 5/30/2007 | 12/3/2008, 73 FR 73562. | 117.1310(b) not in SIP. |
| Section 117.1335 | Initial Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1340 | Continuous Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1345 | Notification, Record-keeping, and Reporting Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1350 | Initial Control Plan Procedures. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1354 | Final Control Plan Procedures for Attainment Demonstration Emission Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.1356 | Revision of Final Control Plan. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Subchapter D—Combustion Control at Minor Sources in Ozone Nonattainment Areas | | | | |
| Division 1—Houston-Galveston-Brazoria Ozone Nonattainment Area Minor Sources | | | | |
| Section 117.2000 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.2003 | Exemptions | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.2010 | Emission Specification | 5/30/2007 | 12/3/2008, 73 FR 73562. | 117.2010(i) not in SIP. |
| Section 117.2030 | Operating Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.2035 | Monitoring and Testing Requirements. | 2/11/2009 | 7/31/2009, 74 FR 38102. | |
| Section 117.2045 | Recordkeeping and Reporting Requirements. | 2/11/2009 | 7/31/2009, 74 FR 38102. | |
| Division 2—Dallas-Fort Worth Eight-Hour Ozone Nonattainment Area Minor Sources | | | | |
| Section 117.2100 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.2103 | Exemptions | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.2110 | Emission Specifications for Eight-Hour Attainment Demonstrations. | 5/30/2007 | 12/3/2008, 73 FR 73562. | 117.2110(h) not in SIP. |
| Section 117.2130 | Operating Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.2135 | Monitoring, Notification, and Testing Requirements. | 5/30/2007 | 1/14/2009, 74 FR 1927. | |

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| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|---|---|-------------------------------|-------------------------|-------------------------|
| Section 117.2145 | Recordkeeping and Reporting Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Subchapter E—Multi-Region Combustion Control | | | | |
| Division 1—Utility Electric Generation in East and Central Texas | | | | |
| Section 117.3000 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | 117.3010(2) not in SIP. |
| Section 117.3003 | Exemptions | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3005 | Gas-Fired Steam Generation. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3010 | Emission Specifications | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3020 | System Cap | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3035 | Initial Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3040 | Continuous Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3045 | Notification, Recordkeeping, and Reporting Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3054 | Final Control Plan Procedures. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3056 | Revision of Final Control Plan. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Division 2—Cement Kilns | | | | |
| Section 117.3100 | Applicability | 5/30/2007 | 01/14/2009, 74 FR 1927. | 117.3123(f) not in SIP. |
| Section 117.3101 | Cement Kilns Definitions. | 5/30/2007 | 1/14/2009, 74 FR 1927. | |
| Section 117.3103 | Exemptions | 5/30/2007 | 1/14/2009, 74 FR 1927. | |
| Section 117.3110 | Emission Specifications | 5/30/2007 | 1/14/2009, 74 FR 1927. | |
| Section 117.3120 | Source Cap | 5/30/2007 | 1/14/2009, 74 FR 1927. | |
| Section 117.3123 | Dallas-Fort Worth Eight-Hour Ozone Attainment Demonstration Control Requirements. | 5/30/2007 | 1/14/2009, 74 FR 1927. | |
| Section 117.3140 | Continuous Demonstration of Compliance. | 5/30/2007 | 1/14/2009, 74 FR 1927. | |
| Section 117.3142 | Emission Testing and Monitoring for Eight-Hour Attainment Demonstration. | 5/30/2007 | 1/14/2009, 74 FR 1927. | |
| Section 117.3145 | Notification, Recordkeeping, and Reporting Requirements. | 5/30/2007 | 1/14/2009, 74 FR 1927. | |
| Division 3—Water Heaters, Small Boilers, and Process Heaters | | | | |
| Section 117.3200 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3201 | Definitions | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3203 | Exemptions | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3205 | Emission Specifications | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3210 | Certification requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3215 | Notification and Labeling Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Division 4—East Texas Combustion | | | | |
| Section 117.3300 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | |

EPA APPROVED REGULATIONS IN THE TEXAS SIP—Continued

| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|---|--|-------------------------------|-------------------------|-------------------------|
| Section 117.3303 | Exemptions | 5/30/2007 | 12/3/2008, 73 FR 73562. | 117.3310(e) not in SIP. |
| Section 117.3310 | Emission Specifications for Eight-Hour Attainment Demonstration. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3330 | Operating Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3335 | Monitoring, Notification, and Testing Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.3345 | Recordkeeping and Reporting Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Subchapter F—Acid Manufacturing | | | | |
| Division 1—Adipic Acid Manufacturing | | | | |
| Section 117.4000 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4005 | Emission Specifications | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4025 | Alternative Case Specific Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4035 | Initial Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4040 | Continuous Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4045 | Notification, Recordkeeping, and Reporting Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4050 | Control Plan Procedures. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Division 2—Nitric Acid Manufacturing—Ozone Nonattainment Areas | | | | |
| Section 117.4100 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4105 | Emission Specifications | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4125 | Alternative Case Specific Specifications. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4135 | Initial Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4140 | Continuous Demonstration of Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4145 | Notification, Recordkeeping, and Reporting Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4150 | Control Plan Procedures. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Division 2—Nitric Acid Manufacturing—Ozone Nonattainment Areas” under Subchapter F to read “Division 3—Nitric Acid Manufacturing—General | | | | |
| Section 117.4200 | Applicability | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4205 | Emission Specifications | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.4210 | Applicability of Federal New Source Performance Standards. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Subchapter G—General Monitoring and Testing Requirements | | | | |
| Division 1—Compliance Stack Testing and Report Requirements | | | | |
| Section 117.8000 | Stack Testing Requirements. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.8010 | Compliance Stack Test Reports. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |

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| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|---|--|-------------------------------|-------------------------|-------------|
| Division 2—Emission Monitoring | | | | |
| Section 117.8100 | Emission Monitoring System Requirements for Industrial, Commercial, and Institutional Sources. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.8110 | Emission Monitoring System Requirements for Utility Electric Generation Sources. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.8120 | Carbon Monoxide (CO) Monitoring. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.8130 | Ammonia Monitoring | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.8140 | Emission Monitoring for Engines. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Subchapter H—Administrative Provisions | | | | |
| Division 1—Compliance Schedules | | | | |
| Section 117.9000 | Compliance Schedule for Beaumont-Port Arthur Ozone Nonattainment Area Major Sources. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.9010 | Compliance Schedule for Dallas-Fort Worth Ozone Nonattainment Area Major Sources. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.9020 | Compliance Schedule for Houston-Galveston-Brazoria Ozone Nonattainment Area Major Sources. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.9030 | Compliance Schedule for Dallas-Fort Worth Eight-Hour Ozone Nonattainment Area Major Sources. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.9100 | Compliance Schedule for Beaumont-Port Arthur Ozone Nonattainment Area Utility Electric Generation Sources. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.9110 | Compliance Schedule for Dallas-Fort Worth Ozone Nonattainment Area Utility Electric Generation Sources. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.9120 | Compliance Schedule for Houston-Galveston-Brazoria Ozone Nonattainment Area Utility Electric Generation Sources. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.9130 | Compliance Schedule for Dallas-Fort Worth Eight-Hour Ozone Nonattainment Area Utility Electric Generation Sources. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |

EPA APPROVED REGULATIONS IN THE TEXAS SIP—Continued

| State citation | Title/Subject | State approval/Submittal date | EPA approval date | Explanation |
|--|--|-------------------------------|-------------------------|-------------|
| Section 117.9200 | Compliance Schedule for Houston-Galveston-Brazoria Ozone Nonattainment Area Minor Sources. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.9210 | Compliance Schedule for Dallas-Fort Worth Eight-Hour Ozone Nonattainment Area Minor Sources. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.9300 | Compliance Schedule for Utility Electric Generation in East and Central Texas. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.9320 | Compliance Schedule for Cement Kilns. | 5/30/2007 | 1/14/2009, 74 FR 1927. | |
| Section 117.9340 | Compliance Schedule for East Texas Combustion. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Section 117.9500 | Compliance Schedule for Nitric Acid and Adipic Acid Manufacturing Sources. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Division 2—Compliance Flexibility | | | | |
| Section 117.9800 | Use of Emission Credits for Compliance. | 5/30/2007 | 12/3/2008, 73 FR 73562. | |
| Chapter 118 (Reg 8)—Control Of Air Pollution Episodes | | | | |
| Section 118.1 | Generalized Air Pollution Episodes. | 03/05/00 | 07/26/00 | |
| Section 118.2 | Provisions Governing Generalized Episode Control. | 03/05/00 | 07/26/00 | |
| Section 118.3 | Localized Air Pollution Episodes. | 03/05/00 | 07/26/00 | |
| Section 118.4 | Hearings. | 03/05/00 | 07/26/00 | |
| Section 118.5 | Emission Reduction Plan. | 03/05/00 | 07/26/00 | |
| Section 118.6 | Texas Air Pollution Episode Contingency Plan and Emergency Management Center. | 03/05/00 | 07/26/00. | |
| Chapter 122—Federal Operating Permits Program | | | | |
| Subchapter B—Permit Requirements | | | | |
| Division 2—Applicability | | | | |
| Section 122.122 | Potential to Emit | 11/20/02 | 11/14/03, 68 FR 64548. | |

(d) EPA-Approved State Source-Specific Requirements.

EPA-APPROVED TEXAS SOURCE-SPECIFIC REQUIREMENTS

| Name of Source | Permit or Order Number | State Effective Date | EPA Approval Date | Comments |
|--|---------------------------------|----------------------|-----------------------|--|
| Alcoa Inc., Rockdale, Milam County, Texas. | Agreed Order No. 2000-0032-SIP. | 04/19/2000 | 10/26/00, 65 FR 64155 | H/GA, D/FW, and B/PA, Texas 1-hour ozone standard attainment demonstrations. |

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EPA-APPROVED TEXAS SOURCE-SPECIFIC REQUIREMENTS—Continued

| Name of Source | Permit or Order Number | State Effective Date | EPA Approval Date | Comments |
|---|--|---------------------------------------|---|---|
| Eastman Chemical Company, Texas Operations, Longview, Harrison County, Texas. | Agreed Order No. 2000-0033-SIP. | 04/19/2000 | 10/26/00, 65 FR 64156 | H/GA, D/FW, and B/PA, Texas 1-hour ozone standard attainment demonstrations. |
| Gould National Battery, Incorporated. | Order Nos. 92-09(k), 93-12, 99-0351-SIP. | 9/3/92, 6/2/93, 7/8/99, respectively. | 11/29/94, 11/29/94, October 13, 1999, respectively. | 92-09(k) and 93-12 were incorporated by reference in our approval of the lead SIP on 11/29/94, (59 FR 60905). |
| Continental Airlines at George Bush Intercontinental Airport, Houston, Texas. | Agreed Order No. 2000-0826-SIP. | 10/18/00 | 11/14/2001, 66 FR 57222. | HGA, Texas 1-hour ozone standard attainment demonstrations. |
| Southwest Airlines at William Hobby Airport, Houston, Texas. | Agreed Order No. 2000-0827-SIP. | 12/06/00 | 11/14/2001, 66 FR 57222. | HGA, Texas 1-hour ozone standard attainment demonstrations. |
| American Airlines, American Eagle Airlines at D/FW International airport, Texas. | Agreed Order No. 2000-1149-SIP. | 5/23/2001 | 4/22/2002, 67 FR 19516. | DFW, Texas 1-hour ozone standard attainment demonstrations. |
| Delta Airlines at D/FW International Airport, Texas. | Agreed Order No. 2001-0221-AIR. | 5/23/2001 | 4/22/2002, 67 FR 19516. | DFW, Texas 1-hour ozone standard attainment demonstrations. |
| Southwest Airlines at Love Field, Texas. | Agreed Order No. 2001-0222-AIR. | 5/23/2001 | 4/22/2002, 67 FR 19516. | DFW, Texas 1-hour ozone standard attainment demonstrations. |
| ExxonMobil Oil Corporation, Jefferson County, Texas. | Agreed Order No. 2004-0846-SIP. | 12/15/2004 | 4/12/2005, 70 FR 18995. | |
| Huntsman Petrochemical Corporation, Port Neches Plant, Jefferson County, Texas. | Agreed Order No. 2004-0882-SIP. | 12/15/2004 | 4/12/2005, 70 FR 18995. | |
| Huntsman Petrochemical Corporation, Port Arthur Plant, Jefferson County, Texas. | Agreed Order No. 2004-0845-SIP. | 12/15/2004 | 4/12/2005, 70 FR 18995. | |
| ISP Elastomers, Jefferson County, Texas. | Agreed Order No. 2004-0842-SIP. | 12/15/2004 | 4/12/2005, 70 FR 18995. | |
| Mobil Chemical Company, Division of ExxonMobil Oil Corporation, Jefferson County, Texas. | Agreed Order No. 2004-0841-SIP. | 12/15/2004 | 4/12/2005, 70 FR 18995. | |
| Motiva Enterprises LLC, Jefferson County, Texas. | Agreed Order No. 2004-0843-SIP. | 12/15/2004 | 4/12/2005, 70 FR 18995. | |
| Premcor Refining Group, Inc., Jefferson County, Texas. | Agreed Order No. 2004-0844-SIP. | 12/15/2004 | 4/12/2005, 70 FR 18995. | |
| Mobil Chemical Company, Division of ExxonMobil Oil Corporation, Jefferson County, Texas. | Agreed Order No. 2004-1654-SIP. | 12/15/2004 | 4/12/2005, 70 FR 18995. | |
| American Electric Power Knox Lee Plant (Gregg Co.), Pirkey Plant (Harrison Co.), Wilkes Plant (Cass Co.). | 2001-0878-RUL | 03/13/2002 | 8/19/2005, 70 FR 48642. | |

EPA-APPROVED TEXAS SOURCE-SPECIFIC REQUIREMENTS—Continued

| Name of Source | Permit or Order Number | State Effective Date | EPA Approval Date | Comments |
|---|------------------------|----------------------|-------------------------|----------|
| Texas Utilities Martin Lake plant (Rusk Co.), Monticello plant (Titus Co.). | 2001-0879-RUL | 03/13/2002 | 8/19/2005, 70 FR 48642. | |
| Eastman Chemical Company Longview plant (Harrison Co.). | 2001-0880-RUL | 03/13/2002 | 8/19/2005, 70 FR 48642. | |
| Alcoa Inc, Rockdale, Milam County, Texas. | Permit Number 48437 | 4/27/05 | 8/15/2008, 73 FR 47835. | |

(e) EPA approved nonregulatory provisions and quasi-regulatory measures.

EPA APPROVED STATUTES IN THE TEXAS SIP

| Title/Subject | State approval/submittal date | EPA approval date | Comments |
|--|-------------------------------|-----------------------------|--|
| Texas Clean Air Act (Article 4477-5), Vernon's Texas Civil Statutes. | 01/28/72 | 05/31/72, 37 FR 10895 | As amended by S.B. 48 of 1969. |
| Article 698d Air Pollution, Penal Code of Texas, 1925. | 01/28/72 | 05/31/72, 37 FR 10895 | As amended by S.B. No. 5 of 1969. |
| House Bill 322 | 01/28/72 | 05/31/72, 37 FR 10895 | As passed by the 62nd Legislature of Texas, amending the Texas Clean Act regarding permits for construction or modification of facilities. |
| Texas Clean Air (Tex. Rev. Civ. Stat. Ann. Art. 4477-5) as amended June 13, 1979. | 07/23/81 | 12/15/81, 46 FR 61125 | Ref 52.2299(c)(29). |
| Air Pollution (Tex. Rev. Civ. Stat. Ann. Art. 4477-5b) as amended January 1, 1974. | 07/23/81 | 12/15/81, 46 FR 61125 | Ref 52.2299(c)(29). |
| Texas Administrative Procedure and Texas Register Act. | 07/23/81 | 12/15/81, 46 FR 61125 | Ref 52.2299(c)(29). |
| (Tex. Rev. Civ. Stat. Ann. Art. 6252-13a) effective January 1, 1976. | 07/23/81 | 12/15/81, 46 FR 61125 | Ref 52.2299(c)(29). |
| Texas Open Record Act (Tex. Rev. Civ. Stat. Ann. Art. 6252-17a) as amended May 27, 1975. | 07/23/81 | 12/15/81, 46 FR 61125 | Ref 52.2299(c)(29). |
| Standards of Conduct of State Officers and Employees (Tex. Rev. Civ. Stat. Ann. Art. 6252-9b) effective January 1, 1974. | 07/23/81 | 12/15/81, 46 FR 61125 | Ref 52.2299(c)(29). |
| Department of Public Safety and Texas Air Control Board Rules and Regulations, Texas Vehicle Inspection Act Article XV. | 11/9/84 | 06/26/85, 50 FR 26362 | Ref 52.2299(c)(61). |

Documentation to Authorize and Support the Implementation and Enforcement of the Texas Vehicle parameter Inspection and Maintenance Program, Appendix X, containing the following documents:

| | | | |
|---|---------------|-----------------------------|---------------------|
| A. Senate Bill 1205 | 11/9/84 | 06/26/85, 50 FR 26362 | Ref 52.2299(c)(61). |
| B. Letters of Commitment from Texas Department of Public Safety City of Houston Police Department and Harris County Sheriff. | 11/9/84 | 06/26/85, 50 FR 26362 | Ref 52.2299(c)(61). |
| C. Parameter Vehicle Emission Inspection and Maintenance Rules and Regulations for Official Vehicle Inspection Stations and Certified Inspectors, July 1, 1984. | 11/9/84 | 06/26/85, 50 FR 26362 | Ref 52.2299(c)(61). |

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EPA APPROVED STATUTES IN THE TEXAS SIP—Continued

| Title/Subject | State approval/submittal date | EPA approval date | Comments |
|--|-------------------------------|-----------------------------|---------------------|
| Texas Motor Vehicle Laws, 1981–1982—Rules and Regulations for Official Vehicle Inspection Stations and Certified Inspectors, November 11, 1983, Sections A,B,C, pages C–1, C–16, C–17, C–18, C–26, C–27, and C–28, D, and E pages E–1, E–6, E–7, E–8, and E–9. | 11/9/84 | 06/26/85, 50 FR 26362 | Ref 52.2299(c)(61). |
| VIMTCM, Appendix AJ, Excerpted Senate Bill 725, section 35(d) and (g) effective September 1, 1985; and House Bill 1593 sections 21 and 22 effective June 18, 1987. | 09/30/85 and 12/21/87 | 02/09/89, 54 FR 06287 | Ref 52.2299(c)(66). |
| Texas Clean Air Act (TCAA), Texas Health and Safety Code Ann. (Vernon 1992), Section 382.0365, "Small Business Stationary Source Assistance Program", enacted by the Texas 1991 legislative session and effective September 1, 1991. | 11/13/92 | 08/19/94, 59 FR 42759 | Ref 52.2299(c)(85). |
| Legal opinion letter dated October 15, 1992 from Kirk P. Watson, Chairman, TACB, to Mr. B.J. Wynne, III, Regional Administrator, EPA Region 6, regarding the composition of the Small Business Compliance Advisory Panel of Texas. | 11/13/92 | 08/19/94, 59 FR 42759 | Ref 52.2299(c)(85). |

House Bill 1969, an act relating to motor vehicle registration, inspections, and providing penalties amending:

| | | | |
|--|-----------------------------|-----------------------------|---------------------|
| (1) Sections 382.037 and 382.038 of the Texas Health and Safety Code; | 11/12/93 and 03/09/94 | 08/22/94, 59 FR 43046 | Ref 52.2299(c)(87). |
| (2) Section 2 Chapter 88, General Laws, Acts of the 41st legislature, 2nd called session, 1929 (Article 6675a-2, Vernon's Texas Civil Statutes); | 11/12/93 and 03/09/94 | 08/22/94, 59 FR 43046 | Ref 52.2299(c)(87). |
| (3) Title 116, Article 6675b-4, 6675b-4A, and 6675b-4B; | 11/12/93 and 03/09/94 | 08/22/94, 59 FR 43046 | Ref 52.2299(c)(87). |
| (4) Section 141(d), and section 142(h), Uniform Act Regulating Traffic on Highways (Article 6701d, Vernon's Civil Statutes); | 11/12/93 and 03/09/94 | 08/22/94, 59 FR 43046 | Ref 52.2299(c)(87). |
| (5) Section 4.202, County Road and Bridge Act (Article 6702-1, Vernon's Texas Civil Statutes). Signed by the Governor on 01/08/93, effective 08/30/93. | 11/12/93 and 03/09/94 | 08/22/94, 59 FR 43046 | Ref 52.2299(c)(87). |
| Texas Health and Safety Code (Vernon 1990), the Texas Clean Air Act, sections 382.017, 382.037, 382.038, effective September 1, 1991. | 11/12/93 and 03/09/94 | 08/22/94, 59 FR 43046 | Ref 52.2299(c)(87). |
| Order No. 93-23, as adopted November 10, 1993, and Order No. 94-02 as adopted February 16, 1994. | 11/12/93 and 03/09/94 | 08/22/94, 59 FR 43046 | Ref 52.2299(c)(87). |

EPA APPROVED STATUTES IN THE TEXAS SIP—Continued

| Title/Subject | State approval/submittal date | EPA approval date | Comments |
|--|-------------------------------|-----------------------------|---------------------|
| Texas Civil Statutes, Articles 6675a–1 to 6675b–2 and 6687–1. (Vernon 1993). | 11/12/93 and 03/09/94 | 08/22/94, 59 FR 43046 | Ref 52.2299(c)(87). |

EPA APPROVED NONREGULATORY PROVISIONS AND QUASI-REGULATORY MEASURES IN THE TEXAS SIP

| Name of SIP provision | Applicable geographic or nonattainment area | State submittal/effective date | EPA approval date | Comments |
|--|--|--------------------------------|-----------------------|------------------------------------|
| Public Hearings | Statewide | 02/08/72 | 05/31/72, 37 FR 10895 | Ref 52.2299(c)(1). |
| HydroCarbon Emission Data. | Statewide | 05/02/72 | 05/31/72, 37 FR 10895 | Ref 52.2299(c)(2). |
| Source Surveillance | Statewide | 05/03/72 | 05/31/72, 37 FR 10895 | Ref 52.2299(c)(2). |
| Minor Revisions | Statewide | 07/31/72 | 10/28/72, 37 FR 23092 | Ref 52.2299(c)(4). |
| Attainment Date Corrections. | Statewide | 11/10/72 | 02/08/73, 38 FR 03600 | Ref 52.2299(c)(6). |
| Classification Revisions for PM, SOx, and CO. | Statewide | 03/21/75 | 04/18/77, 42 FR 20131 | Ref 52.2299(c)(9). |
| Administrative Revisions. | Statewide | | 04/20/77, 42 FR 20463 | Ref 52.2299(c)(11). |
| Air Quality Surveillance Plan. | Statewide | 08/02/76 | 04/18/77, 42 FR 20131 | Ref 52.2299(c)(12). |
| Air Quality Surveillance Plan. | Statewide | 08/12/77 | 03/07/78, 43 FR 09276 | Ref 52.2299(c)(13). |
| Administrative Revisions to Section X. | Statewide | | 07/06/77, 42 FR 34518 | Ref 52.2299(c)(14). |
| Administrative Revisions to Section IX. | Statewide | 08/14/78 | 04/11/79, 44 FR 21644 | Ref 52.2299(c)(16). |
| Board Order No. 78–6 | Corpus Christi, TX | 07/24/78 | 09/24/79, 44 FR 55005 | Ref 52.2299(c)(17) (see 52.2275) |
| Draft inspection/maintenance legislation and study schedule. | Harris County | 04/13/79 | 12/18/79, 44 FR 74831 | Ref 52.2299(c)(18). |
| Adopted inspection/maintenance legislation and administrative revisions. | Harris County | 08/09/79 | 12/19/79, 44 FR 74831 | Ref 52.2299(c)(19). |
| Plan Revisions (Part D requirements). | Statewide | 04/13/79 | 03/25/80, 45 FR 19244 | Ref 52.2299(c)(20). |
| Administrative Revisions to Transportation Control. | Statewide | 08/09/79 | 03/25/80, 45 FR 19244 | Ref 52.2299(c)(21). |
| Transportation Control Measures for Harris County. | Harris County | 12/28/79 | 08/06/80, 45 FR 52148 | Ref 52.2299(c)(24). |
| Board Order No. 78–8 | General Portland, Inc., New Braunfels, Comal County, TX. | 09/13/78 | 08/28/81, 46 FR 43425 | Ref 52.2299(c)(26). (See 52.2276). |
| Administrative Revision to Section I. | Statewide | 07/23/81 | 11/13/81, 46 FR 55970 | Ref 52.2299(c)(28). |
| Administrative Revision to Section V. | Statewide | 07/23/81 | 12/15/81, 46 FR 61125 | Ref 52.2299(c)(29). |
| Plan Revisions for Intergovernmental Consultation and Composition. | Statewide | 04/13/79 | 03/29/82, 47 FR 13143 | Ref 52.2299(c)(32). |
| Texas Lead SIP and Board Order No. 82–11. | Statewide excluding Dallas and El Paso areas. | 06/12/80 | 10/04/83, 48 FR 45248 | Ref 52.2299(c)(41). |
| Texas Air Pollution Emergency Episode Contingency Plan. | Statewide | 05/18/82 | 10/07/82, 47 FR 44261 | Ref 52.2299(c)(42). |
| Administrative Revision to Section XII. | Statewide | 07/06/82 | 10/25/82, 47 FR 47247 | Ref 52.2299(c)(47). |
| Administrative Revision to Section III. | N/A | 08/17/82 | 03/31/83, 48 FR 13428 | Ref 52.2299(c)(51). |
| Administrative Revision to Section IX. | Statewide | 06/22/83 | 11/07/83, 48 FR 51153 | Ref 52.2299(c)(52). |
| Lead Plan for Dallas County, TX. | Dallas County, TX | 04/6/84 | 08/15/84, 49 FR 32580 | Ref 52.2299(c)(54). |

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EPA APPROVED NONREGULATORY PROVISIONS AND QUASI-REGULATORY MEASURES IN THE TEXAS SIP—Continued

| Name of SIP provision | Applicable geographic or nonattainment area | State submittal/effective date | EPA approval date | Comments |
|---|---|--------------------------------|-----------------------|--|
| Revisions to Lead Plan for Dallas County, TX. | Dallas County, TX | 07/16/84 | 08/15/84, 49 FR 32580 | Ref 52.2299(c)(55). |
| Lead Plan for El Paso County. | El Paso County, TX | 06/20/84 | 08/13/84, 49 FR 32190 | Ref 52.2299(c)(56). |
| Alternative Emission Control Plan for Exxon Baytown Refinery. | Baytown, TX | 03/18/83 | 07/10/85, 50 FR 26992 | Ref 52.2299(c)(60) (Board Order No. 83-2). |
| Plan for Ozone Attainment in Harris County. | Harris County, TX | 12/09/82, 01/03/84, 03/18/85. | 06/26/85, 50 FR 26362 | Ref 52.2299(c)(61). |
| Alternative Emission Reduction Plan for Continental Can Company, Longview, TX. | Gregg County, (Longview), TX. | 07/25/85 | 05/05/89, 54 FR 19373 | Ref 52.2299(c)(64). |
| Revision to Lead Plan for El Paso County and Board Order No. 87-14. | El Paso County, TX | 10/26/87 | 05/06/88, 53 FR 16263 | Ref 52.2299(c)(65). |
| Ozone Attainment Plan for Dallas and Tarrant Counties. | Dallas and Tarrant Counties, TX. | 09/30/85 and 12/21/87 | 02/09/89, 54 FR 06287 | Ref 52.2299(c)(66). |
| Vehicle Inspection and Maintenance and Transportation Control Measures (VIMTCM), Appendix AG. | Dallas and Tarrant Counties, TX. | 08/28/85 | 02/09/89, 54 FR 06287 | Ref 52.2299(c)(66). |
| VIMTCM, Appendix AK, Portions 1 through 6. | Dallas and Tarrant Counties, TX. | 12/18/87 | 02/09/89, 54 FR 06287 | Ref 52.2299(c)(66). |
| VIMTCM, Appendix AM, Sections 1, 2, and 3. | Dallas and Tarrant Counties, TX. | 12/18/87 | 02/09/89, 54 FR 06287 | Ref 52.2299(c)(66). |
| VIMTCM, Appendix AN | Dallas and Tarrant Counties, TX. | 12/18/87 | 02/09/89, 54 FR 06287 | Ref 52.2299(c)(66). |
| Part II of the Visibility Protection Plan and Board Order No. 87-15. | Big Bend and Guadalupe Mountain National Parks. | 09/18/87 | 02/23/89, 54 FR 07770 | Ref 52.2299(c)(67). |
| Alternative Emission Reduction Plan (Bubble) for E.I. DuPont de Nemours & Company's Sabine River Works, Orange, TX. | Orange County, TX | 03/12/82 | 04/13/90 | Ref 52.2299(c)(70). |
| Revisions to Texas Air Pollution Episode Contingency Plan. | Statewide | 10/02/87 | 09/06/90, 55 FR 36634 | Ref 52.2299(c)(71). |
| Revisions to Ozone Attainment Plan for Dallas and Tarrant Counties. | Dallas and Tarrant Counties, TX. | 03/05/90 | 08/03/90, 55 FR 31587 | Ref 52.2299(c)(72). |
| Revisions for Prevention of Significant Deterioration and Board Orders No. 85-07, 87-09, and 88-08. | Statewide | 12/11/85, 10/26/87, 09/29/88. | 06/24/92, 57 FR 28098 | Ref 52.2299(c)(73). |
| Board Order No. 90-07 | Tarrant County | 06/22/90 | 10/12/90, 55 FR 41525 | Ref 52.2299(c)(74). |
| Board Order No. 92-19 | Statewide | 09/18/92 | 08/30/93, 58 FR 45457 | Ref 52.2299(c)(76). |
| Revision for Prevention of Significant Deterioration and Board Order No. 90-13. | Statewide | 12/14/90 | 09/09/94, 59 FR 46557 | Ref 52.2299(c)(78). |
| Revision addressing PM-10 nonattainment area requirements for El Paso and Board Orders 89-03 and 91-15. | El Paso, TX | 11/05/91 | 01/18/94, 59 FR 02535 | Ref 52.2299(c)(79). |

EPA APPROVED NONREGULATORY PROVISIONS AND QUASI-REGULATORY MEASURES IN THE TEXAS SIP—Continued

| Name of SIP provision | Applicable geographic or nonattainment area | State submittal/effective date | EPA approval date | Comments |
|---|---|---|-----------------------|----------------------|
| City of El Paso, TX, Ordinance, Title 9. | El Paso, TX | 12/11/90 | 01/18/94, 59 FR 02535 | Ref 52.2299(c)(79). |
| Board Order No. 92-16 | Ozone nonattainment areas. | 10/16/92 | 04/15/94, 59 FR 17943 | Ref 52.2299(c)(81). |
| Board Order No. 92-20 | Ozone nonattainment areas. | 08/20/92 | 08/26/94, 59 FR 44039 | Ref 52.2299(c)(82). |
| Revision for the El Paso CO nonattainment area and Board Order No. 92-15. | El Paso County, TX | 09/18/92 | 09/12/94, 59 FR 46766 | Ref 52.2299(c)(84). |
| Small Business Stationary Source Technical and Environmental Compliance Assistance Program. | Statewide | 11/13/92 | 08/19/94, 59 FR 42759 | Ref 52.2299(c)(85). |
| Board Order No. 92-22 | Statewide | 11/06/92 | 08/19/94, 59 FR 42759 | Ref 52.2299(c)(85). |
| Board Order No. 92-04 | N/A | 05/08/92 | 03/07/95, 60 FR 12438 | Ref 52.2299(c)(88). |
| Board Order No. 92-16 | N/A | 10/16/92 | 03/07/95, 60 FR 12438 | Ref 52.2299(c)(88). |
| Revision to Modify SLAMS and NAMS Monitoring Systems and Board Order No. 93-24. | Statewide | 11/10/93 | 10/04/94, 59 FR 50504 | Ref 52.2299(c)(90). |
| Employer Trip Reduction Program and Board Order No. 92-14. | Brazoria, Chambers, Fort Bend, Galveston, Harris, Liberty, Montgomery, and Waller Counties. | 11/13/92 | 03/07/95, 60 FR 12442 | Ref 52.2299(c)(91). |
| Revision limiting SO ₂ by agreed orders 94-09 through 94-22. | Certain Nonpermitted facilities in Harris County. | 08/03/94 | 03/06/95, 60 FR 12125 | Ref 52.2299(c)(93). |
| Revision addressing visible emissions with Board Orders 89-03, 90-12, 92-19, and 93-06. | Statewide | 08/21/89, 01/29/91, 10/15/92, and 08/04/93. | 05/08/96, 61 FR 20732 | Ref 52.2299(c)(94). |
| Alternative Emission Reduction (Bubble) for Shell Oil Company's Deer Park manufacturing complex. | Deer Park, TX | 07/26/93 | 06/19/95, 60 FR 31915 | Ref 52.2299(c)(95). |
| Transportation Conformity and Board Order No. 94-40. | Areas designated nonattainment and areas subject to a maintenance plan. | 10/12/94 | 11/08/95, 60 FR 56244 | Ref 52.2299(c)(96). |
| Revision to Permitting Regulations and Board Orders No. 85-07, 87-09, 87-17, 88-08, 89-06, 90-05, 91-10, 92-06, 92-18, and 93-17. | Statewide | 07/26/85, 07/17/87, 12/18/87, 07/15/88, 08/11/89, 05/18/90, 09/20/91, 05/08/92, 10/16/92, 08/16/93. | 09/27/95, 60 FR 49781 | Ref 52.2299(c)(97). |
| VOC RACT Negative Declarations. | Beaumont/Port Arthur, Dallas/Fort Worth, El Paso, Houston/Galveston. | 1/10/96 | 10/30/96, 61 FR 55894 | Ref 52.2299(c)(103). |
| VOC RACT Negative Declaration for SO ₂ MI Batch Processing Source Category. | El Paso | 1/10/96 | 6/7/07, 72 FR 31457.. | |
| Alternate Control Strategy for Bell Helicopter Textron, Inc.. | Ft Worth, TX, Plant 1 facility. | 04/18/96 | 05/30/97, 62 FR 29297 | Ref 52.2299(c)(100). |
| Revisions to the Plan concerning Sulfur Dioxide in Milam County. | Rockdale, TX | 10/15/92 and 09/20/95 | 09/30/97, 61 FR 49685 | Ref 52.2299(c)(101). |

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EPA APPROVED NONREGULATORY PROVISIONS AND QUASI-REGULATORY MEASURES IN THE TEXAS SIP—Continued

| Name of SIP provision | Applicable geographic or nonattainment area | State submittal/effective date | EPA approval date | Comments |
|--|--|---|-------------------------|--|
| TNRCC Order No. 93–20, 94–06, 94–26, 94–0676–SIP. | The four ozone non-attainment areas in TX. | 11/10/93, 05/04/94, 07/13/94, 11/09/94. | 05/22/97, 62 FR 27964 | Ref 52.2299(c)(104). |
| 15% ROP Plan | Beaumont/Port Arthur ozone nonattainment area. | 08/09/96 | 02/10/98, 63 FR 6659 .. | Ref 52.2299(c)(107). |
| 15% ROP Plan | Dallas/Ft Worth, El Paso, and Houston/Galveston ozone nonattainment areas. | 08/09/96 | 11/10/98, 63 FR 62943 | Ref 52.2299(c)(113) See also 52.2309. |
| Lead Maintenance Plan for Gould National Battery, Incorporated. | Collin County | 08/31/99 | 10/13/99, 64 FR 55425 | Ref. 59 FR 60905 (11/29/94). |
| Post 96 Rate of Progress Plan. | Houston, Texas | 5/19/98 | 4/25/01 66 FR 20750 ... | Originally submitted 11/9/94 and revised 8/9/96. |
| Contingency Measures | Houston, Texas | 5/19/98 | 4/25/01 66 FR 20751 ... | Originally submitted 11/9/94 and revised 8/9/96. |
| Post 96 Rate of Progress Plan. | Houston, Texas | 5/19/98 | 4/25/01 66 FR 20750 ... | Originally submitted 11/9/94 and revised 8/9/96. |
| Contingency Measures | Houston, Texas | 5/19/98 | 4/25/01 66 FR 20751 ... | Originally submitted 11/9/94 and revised 8/9/96. |
| Attainment Demonstration for the 1-hour Ozone NAAQS. | Houston/Galveston, TX | 12/09/00 | 11/14/01, 66 FR 57195. | |
| Speed Limit Reduction | Houston/Galveston, TX | 9/26/02 | 11/14/02, 67 FR 68944 | Section 6.3.12 |
| Voluntary Mobile Emissions Program. | Houston/Galveston, TX | 9/26/02 | 11/14/02, 67 FR 68944. | |
| Texas Senate Bill 5 | Houston/Galveston, TX | 9/26/00 | 11/14/01, 66 FR 57195. | |
| Transportation Control Measures Appendix I. | Houston/Galveston, TX | 12/09/00 | 11/14/01, 66 FR 57195. | |
| Commitment to Mid-course review. | Houston/Galveston, TX | 4/19/01 | 11/14/01, 66 FR 57195. | |
| Table 7.1–1 Enforceable Commitments. | Houston/Galveston, TX | 9/26/01 | 11/14/01, 66 FR 57195. | |
| 15% Rate of Progress Plan. | Houston/Galveston, TX | 12/09/00 | 11/14/01, 66 FR 57195. | |
| Revisions to the 1990 Base Year Inventory. | Houston/Galveston, TX | 12/09/00 | 11/14/01, 66 FR 57195. | |
| Reasonably Available Control Measure Analysis. | Houston/Galveston, TX | 9/26/01 | 11/14/01, 66 FR 57195. | |
| Memorandum of Agreement between TNRCC and Houston Airport System. | Houston/Galveston Area Ozone Non-attainment Area. | 10/18/2000 | 11/14/01, 66 FR 57222 | HGA, Texas 1-hour ozone standard attainment demonstrations. |
| Vehicle Miles Traveled Offset Plan. | Houston/Galveston Ozone nonattainment area. | 05/09/00 | 11/14/01, 66 FR 57251 | Originally submitted 11/12/93 and revised 11/06/94, 8/25/97, and 05/17/00. |
| Memorandum of Agreement between TNRCC and the City of Dallas, Texas. | Dallas/Fort Worth Ozone Nonattainment Area. | 5/23/01 | 4/22/02, 67 FR 19516 .. | DFW, Texas 1-hour ozone standard attainment demonstrations. |
| Memorandum of Agreement between TNRCC and the City of Fort Worth, Texas. | Dallas/Fort Worth Ozone Nonattainment Area. | 5/23/01 | 4/22/02, 67 FR 19516 .. | DFW, Texas 1-hour ozone standard attainment demonstrations. |
| Memorandum of Agreement between TNRCC and the D/FW International Airport Board, Texas. | Dallas/Fort Worth Ozone Nonattainment Area. | 5/23/01 | 4/22/02, 67 FR 19516 .. | DFW, Texas 1-hour ozone standard attainment demonstrations. |

EPA APPROVED NONREGULATORY PROVISIONS AND QUASI-REGULATORY MEASURES IN THE TEXAS SIP—Continued

| Name of SIP provision | Applicable geographic or nonattainment area | State submittal/effective date | EPA approval date | Comments |
|---|---|--------------------------------|-------------------------|---|
| Transportation Control Measures SIP Revision. | All Nonattainment and Maintenance Areas. | 05/09/00 | 12/5/00, 67 FR 72382 .. | Chapter 1. Introduction, Chapter 2. General, and Chapter 3.Criteria and Procedures. Supplemented 02/11/98. Approval includes a revision submitted 08/09/96. |
| Section 179B Demonstration of Attainment for Carbon Monoxide for El Paso. | El Paso CO nonattainment area | 09/27/95 | 07/02/03, 68 FR 39460 | |
| Carbon Monoxide On-Road Emissions Budget for Conformity. | El Paso CO nonattainment area | 09/27/95 | 07/02/03 | |
| Contingency Measure for El Paso Carbon Monoxide Area. | El Paso CO nonattainment area | 09/27/95 | 07/02/03, 68 FR 39460 | |
| Section 179B Attainment Demonstration Report. | El Paso ozone nonattainment area. | 10/03/94 | 6/10/04 | |
| Deferral of the post 1996 RFP. | El Paso ozone nonattainment area. | | 6/10/04. | |
| Enforceable commitment to conduct additional modeling for the area as new data become available. This modeling effort will be conducted under the auspices of the 1983 La Paz Agreement between the United States and Mexico. | El Paso ozone nonattainment area. | 10/03/94 | 6/10/04. | |
| VOC and NO _x Motor Vehicle Emissions Budget for Conformity. | El Paso ozone nonattainment area. | 12/11/97 | 6/10/04. | |
| Second 10-year maintenance plan for Victoria County. | Victoria | 02/05/03 | 01/03/05, 70 FR 22. | |
| Post 1999 Rate of Progress Plan. | Houston/Galveston, TX | 11/16/04 | 2/14/05, 70 FR 7407. | |
| Revisions to the 1990 Base Year Inventory. | Houston/Galveston, TX | 11/16/04 | 2/14/05, 70 FR 7407. | |
| Approval of the Post-1996 Rate-of-Progress Plan and Motor Vehicle Emission Budgets. | Dallas-Fort Worth | 10/25/1999 | 3/28/05, 70 FR 15592 .. | |
| Adjustments to the 1990 base year emissions inventory. | Dallas-Fort Worth | 10/25/1999 | 3/28/05, 70 FR 15592. | |
| Approval of the 15% Rate of Progress Plan and the Motor Vehicle Emissions Budget. | Dallas-Fort Worth | 9/8/1996 | 4/12/2005, 70 FR 18993. | |
| Memorandum of Agreement between Texas Council on Environmental Quality and the North Central Texas Council of Governments Providing Emissions Offsets to Dallas Fort Worth International Airport. | Dallas-Fort Worth | 1/14/04 | 04/22/05, 70 FR 20816. | |

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EPA APPROVED NONREGULATORY PROVISIONS AND QUASI-REGULATORY MEASURES IN THE TEXAS SIP—Continued

| Name of SIP provision | Applicable geographic or nonattainment area | State submittal/effective date | EPA approval date | Comments |
|--|--|--------------------------------|--------------------------|----------|
| Clean Air Action Plan, 8-hour ozone standard attainment demonstration, and Transportation Emission Reduction Measures (TERMs) for the Austin EAC area. | Bastrop, Caldwell, Hays, Travis and Williamson Counties, TX. | 12/06/04 | 8/19/05, 70 FR 48640. | |
| Clean Air Action Plan and 8-hour ozone standard attainment demonstration for the Northeast Texas Early Action Compact area. | Gregg, Harrison, Rusk, Smith and Upshur Counties, TX. | 12/06/04 | 8/19/05, 70 FR 48642. | |
| Clean Air Plan, 8-hour ozone standard attainment demonstration and Transportation Emission Reduction Measures (TERMs) for the San Antonio EAC area. | Bexar, Comal, Guadalupe, and Wilson Counties, TX. | 12/06/04 | 8/22/05, 70 FR 48877. | |
| Voluntary Mobile Emission Program. | Dallas/Fort Worth, TX .. | 4/25/00 | 8/26/05, 70 FR 50208. | |
| Dallas—Fort Worth SIP, Appendix G; Transportation Control Measures in the Dallas/Fort Worth Ozone Nonattainment Area. | Dallas/Fort Worth Ozone Nonattainment Area. | 01/14/04 | 09/27/05, 70 FR 56374. | |
| Approval of the Speed Limits Local Initiative Measure in the DFW nine county area. Affected counties are Dallas, Tarrant, Collin, Denton, Parker, Johnson, Ellis, Kaufman, Rockwall. | Dallas-Fort Worth | 4/25/00 | 10/11/05, 70 FR 58978. | |
| Memorandum of Understanding Between the Texas Department of Transportation and the Texas Natural Resource Conservation Commission. | Statewide | 08/15/02 | 12/12/2005, 70 FR 73380. | |
| Post 1996 Rate of Progress Plan. | Beaumont/Port Arthur, TX. | 11/16/04 | 2/22/06, 71 FR 8965. | |
| Revisions to the 1990 Base Year Inventory. | Beaumont/Port Arthur, TX. | 11/16/04 | 2/22/06, 71 FR 8965. | |
| Attainment Demonstration for Houston/Galveston/Brazoria (HGB) One-hour Ozone Nonattainment Area Adopting Strategy Based on NO _x and Point Source Highly-Reactive VOC Emission Reductions. | Houston/Galveston, TX | 12/01/04 | 09/06/06, 71 FR 52670. | |

EPA APPROVED NONREGULATORY PROVISIONS AND QUASI-REGULATORY MEASURES IN THE TEXAS SIP—Continued

| Name of SIP provision | Applicable geographic or nonattainment area | State submittal/effective date | EPA approval date | Comments |
|--|---|---------------------------------|-------------------------------|---|
| Texas Clean Air Interstate Rule Nitrogen Oxides Annual Trading Program Abbreviated SIP Revision. 2002 Emissions Inventory. | Statewide | 07/12/06 | 07/30/07, 72 FR 41453 | Only CAIR Phase I NO _x Annual and CSP Allocations approved into SIP. |
| Energy Efficiency Measures. | Collin, Dallas, Denton, Ellis, Johnson, Kaufman, Parker, Rockwall and Tarrant Counties, TX. | 4/27/05 | 8/15/2008, 73 FR 47835. | |
| El Paso County Carbon Monoxide Maintenance Plan. | Collin, Dallas, Denton, Ellis, Johnson, Kaufman, Parker, Rockwall and Tarrant Counties, TX. | 4/27/05 | 8/15/2008, 73 FR 47835. | Conditional Approval. |
| Dallas-Fort Worth 1997 8-hour ozone Attainment Demonstration SIP and its 2009 attainment MVEBs, RACM demonstration, and Failure-to-Attain Contingency Measures Plan. | El Paso, TX | 2/13/08 | 8/4/08, 73 FR 45162. | |
| Transportation Control Measures. | Collin, Dallas, Denton, Ellis, Johnson, Kaufman, Parker, Rockwall and Tarrant Counties, TX. | May 23, 2007, November 7, 2008. | January 14, 2009, 74 FR 1903. | Conditional Approval. |
| VMEP | Collin, Dallas, Denton, Ellis, Johnson, Kaufman, Parker, Rockwall and Tarrant Counties, TX. | May 23, 2007 | January 14, 2009, 74 FR 1903. | |
| VOC RACT finding for the 1-hour ozone NAAQS and the 1997 8-hour ozone NAAQS. | Collin, Dallas, Denton, Ellis, Johnson, Kaufman, Parker, Rockwall and Tarrant Counties, TX. | May 23, 2007 | January 14, 2009, 74 FR 1903. | Conditional Approval. |
| El Paso County 1997 8-Hour Ozone Maintenance Plan. | El Paso, TX | 1/11/06 | 1/15/09, 74 FR 2387. | |
| Approval of the 1997 8-hour Ozone 15% Reasonable Further Progress Plan, and 2008 RFP Motor Vehicle Emission Budgets. | Dallas/Fort Worth, TX .. | 05/23/07 | 10/7/08, 73 FR 58475. | Conditional Approval. |
| Revised 2002 Base Year Emissions Inventory. | Dallas/Fort Worth, TX .. | 05/23/07 | 10/7/08, 73 FR 58475. | |
| Approval of the 1997 8-hour Ozone 15% Reasonable Further Progress Plan, and 2008 RFP Motor Vehicle Emission Budgets. | Houston-Galveston-Brazoria, TX. | 5/23/07 | 4/22/09, 74 FR 18298. | Conditional Approval. |
| 2002 Base Year Emissions Inventory. | Houston-Galveston-Brazoria, TX. | 5/23/07 | 4/22/09, 74 FR 18298 .. | |
| VOC and NO _x RACT demonstration for the 1-hour ozone NAAQS. | Beaumont/Port Arthur Area: Hardin, Jefferson, and Orange Counties. | 9/28/2005 | 7/10/2009, 74 FR 33146. | Conditional Approval. |

¹ As revised 9/26/01.

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[64 FR 36589, July 7, 1999]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 52.2270, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

§ 52.2271 Classification of regions.

(a) The Texas plan was evaluated on the basis of the following classifications:

| Air quality control region | Pollutant | | | | |
|---|--------------------|---------------|------------------|-----------------|-------|
| | Particulate matter | Sulfur oxides | Nitrogen dioxide | Carbon monoxide | Ozone |
| Abilene-Wichita Falls Intrastate | II | III | III | III | III |
| Amarillo-Lubbock Intrastate | II | III | III | III | III |
| Austin-Waco Intrastate | II | III | III | III | I |
| Brownsville-Laredo Intrastate | I | III | III | III | III |
| Corpus Christi-Victoria Intrastate | I | II | III | III | I |
| Midland-Odessa-San Angelo Intrastate | II | II | III | III | III |
| Metropolitan Houston-Galveston Intrastate | I | I | III | III | I |
| Metropolitan Dallas-Fort Worth Intrastate | II | III | III | III | I |
| Metropolitan San Antonio Intrastate | II | III | III | III | I |
| Southern Louisiana-Southeast Texas Interstate | II | I | III | III | I |
| El Paso-Las Cruces Alamogordo Interstate | I | IA | III | I | I |
| Shreveport-Texarkana-Tyler Interstate | II | III | III | III | III |

(b) The proposed priority classifications for particulate matter and carbon monoxide submitted by the Governor on March 21, 1975 are disapproved.

(c) The revision of section II, classification of regions, submitted by the Texas Air Control Board with the semi-annual in 1975 is disapproved.

[37 FR 10895, May 31, 1972, as amended at 39 FR 16347, May 8, 1974; 42 FR 20131, Apr. 18, 1977; 42 FR 27894, June 1, 1977; 45 FR 19244, Mar. 25, 1980]

§ 52.2272 [Reserved]

§ 52.2273 Approval status.

(a) With the exceptions set forth in this subpart, the Administrator approves Texas' plan for the attainment and maintenance of the national standards under section 110 of the Clean Air Act. Furthermore, the Administrator finds that the plan satisfies all requirements of Part D, Title 1, of the Clean Air Act as amended in 1977, except as noted below.

(b) EPA is disapproving the Texas SIP revision submittals as follows:

(1) The following definitions in 30 TAC 116.10—General Definitions:

(i) Definition of "actual emissions" in 30 TAC 116.10(1), submitted March 13,

1996 and repealed and re-adopted June 17, 1998 and submitted July 22, 1998;

(ii) Definition of "allowable emissions" in 30 TAC 116.10(2), submitted March 13, 1996; repealed and re-adopted June 17, 1998 and submitted July 22, 1998; and submitted September 11, 2000;

(iii) Portion of the definition of "modification of existing facility" in 30 TAC 116.10(11)(E), submitted March 13, 1996; repealed and re-adopted June 17, 1998 and submitted July 22, 1998; and submitted September 4, 2002; and

(iv) Definition of "qualified facility" in 30 TAC 116.10(16), submitted March 13, 1996; repealed and re-adopted June 17, 1998 and submitted July 22, 1998; and submitted September 4, 2002;

(2) 30 TAC 116.116(e)—Changes at Qualified Facilities—submitted March 13, 1996 and repealed and re-adopted June 17, 1998 and submitted July 22, 1998;

(3) 30 TAC 116.117—Documentation and Notification of Changes to Qualified Facilities—submitted March 13, 1996 and repealed and re-adopted June 17, 1998 and submitted July 22, 1998;

(4) 30 TAC 116.118—Pre-Change Qualification—submitted March 13, 1996 and

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repealed and re-adopted June 17, 1998 and submitted July 22, 1998.

[45 FR 19244, Mar. 25, 1980, as amended at 49 FR 32190, Aug. 13, 1984; 61 FR 16062, Apr. 11, 1996; 75 FR 19493, Apr. 14, 2010]

§ 52.2274 General requirements.

(a) The requirements of § 51.116(c) of this chapter are not met since the legal authority to provide for public availability of emission data is inadequate.

[39 FR 34537, Sept. 26, 1974, as amended at 51 FR 40676, Nov. 7, 1986]

§ 52.2275 Control strategy and regulations: Ozone.

(a) Section 510.3 of revised Regulation V, which was submitted by the Governor on July 20, 1977, is disapproved.

(b) Notwithstanding any provisions to the contrary in the Texas Implementation Plan, the control measures listed in paragraph (d) of this section shall be implemented in accordance with the schedule set forth below.

(c)(1) Removal from service of a 12,000 BPD vacuum distillation unit at the Corpus Christi refinery of the Champlin Petroleum Company, Corpus Christi, Texas, with a final compliance date no later than October 1, 1979. This shall result in an estimated hydrocarbon emission reduction of at least 139 tons per year.

(2) Dedication of gasoline storage tank 91-TK-3 located at the Corpus Christi refinery of the Champlin Petroleum Company, Corpus Christi, Texas to the exclusive storage of No. 2 Fuel Oil or any fluid with a vapor pressure equivalent to, or less than that of No. 2 Fuel Oil, with a final compliance date no later than October 1, 1979. This shall result in an estimated hydrocarbon emission reduction of at least 107.6 tons per year.

(d) [Reserved]

(e) Approval—The Texas Commission on Environmental Quality (TCEQ) submitted a revision to the Texas SIP on February 18, 2003, concerning the Victoria County 1-hour ozone maintenance plan. This SIP revision was adopted by TCEQ on February 5, 2003. This SIP revision satisfies the Clean Air Act requirement, as amended in 1990, for the second 10-year update to the Victoria County 1-hour ozone maintenance area.

(f) *Determination of attainment.* Effective November 17, 2008 EPA has determined that the Dallas/Fort Worth (DFW) 1-hour ozone nonattainment area has attained the 1-hour ozone standard. Under the provisions of EPA's Clean Data Policy, this determination suspends the requirements for this area to submit an attainment demonstration or 5% increment of progress plan, a reasonable further progress plan, contingency measures, and other State Implementation Plans related to attainment of the 1-hour ozone NAAQS for so long as the area continues to attain the 1-hour ozone NAAQS.

(g) Approval. The Texas Commission on Environmental Quality (TCEQ) submitted a 1997 8-hour ozone NAAQS maintenance plan for the area of El Paso County on January 20, 2006. The area is designated unclassifiable/attainment for the 1997 8-hour ozone standard. EPA determined this request for El Paso County was complete on June 13, 2006. The maintenance plan meets the requirements of section 110(a)(1) of the Clean Air Act and is consistent with EPA's maintenance plan guidance document dated May 20, 2005. The EPA therefore approved the 1997 8-hour ozone NAAQS maintenance plan for the area of El Paso County on January 15, 2009.

[42 FR 37380, July 21, 1977, as amended at 44 FR 5662, Jan. 29, 1979; 44 FR 55006, Sept. 24, 1979; 45 FR 19244, Mar. 25, 1980; 46 FR 47545, Sept. 29, 1981; 47 FR 20770, May 14, 1982; 47 FR 50868, Nov. 10, 1982; 60 FR 12459, Mar. 7, 1995; 60 FR 33924, June 29, 1995; 70 FR 25, Jan. 3, 2005; 73 FR 61358, Oct. 16, 2008; 74 FR 2391, Jan. 15, 2009]

§ 52.2276 Control strategy and regulations: Particulate matter.

(a) *Part D conditional approval.* The Texas plan for total suspended particulate (TSP) for the nonattainment area of Dallas 3 is conditionally approved until the State satisfactorily completes the following items:

(1) Draft SIP revision supplement submitted to EPA by March 3, 1980.

(2) Public hearing completed by May 5, 1980.

(3) Adopt revision and revised Regulation I as it pertains to control of non-traditional sources, if necessary, and submit to EPA by August 1, 1980.

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(b) Notwithstanding any provisions to the contrary in the Texas Implementation Plan, the control measures listed in paragraph (c) of this section shall be implemented in accordance with the schedule set forth below.

(c) No later than January 1, 1980, Parker Brothers and Co., Inc., at its limestone quarry facilities near New Braunfels, Comal County, Texas shall install fabric filters on the primary crusher and on the secondary crusher and screens, meeting the requirements of Appendix A of the Texas Air Control Board Order 78-8 adopted August 11, 1978. After the date of installation of the fabric filters, Parker Brothers and Co., Inc., shall not emit particulate matter in excess of 0.03 grains per standard cubic foot from the exhaust stack of the fabric filter on its primary crusher and shall not emit particulate matter in excess of 0.03 grains per standard cubic foot from the exhaust stack of the fabric filter on its secondary crusher and screens.

[46 FR 43425, Aug. 28, 1981, and 46 FR 47545, Sept. 29, 1981]

§§ 52.2277–52.2281 [Reserved]

§ 52.2282 Public hearings.

(a) The requirements of § 51.102 of this chapter are not met because principal portions of the revised plan were not made available to the public for inspection and comment prior to the hearing.

[38 FR 16568, June 22, 1973, as amended at 51 FR 40675, Nov. 7, 1986]

§ 52.2283 Interstate pollutant transport provisions; What are the FIP requirements for decreases in emissions of nitrogen oxides?

(a)(1) The owner and operator of each source located within the State of Texas and for which requirements are set forth under the Federal CAIR NO_x Annual Trading Program in subparts AA through II of part 97 of this chapter must comply with such applicable requirements. The obligation to comply with these requirements in part 97 of this chapter will be eliminated by the promulgation of an approval by the Administrator of a revision to the Texas State Implementation Plan (SIP) as meeting the requirements of CAIR for PM_{2.5} relating to NO_x under § 51.123 of

this chapter, except to the extent the Administrator's approval is partial or conditional or unless such approval is under § 51.123(p) of this chapter.

(2) Notwithstanding any provisions of paragraph (a)(1) of this section, if, at the time of such approval of the State's SIP, the Administrator has already allocated CAIR NO_x allowances to sources in the State for any years, the provisions of part 97 of this chapter authorizing the Administrator to complete the allocation of CAIR NO_x allowances for those years shall continue to apply, unless the Administrator approves a SIP provision that provides for the allocation of the remaining CAIR NO_x allowances for those years.

(b) [Reserved]

[72 FR 62355, Nov. 2, 2007]

§ 52.2284 Interstate pollutant transport provisions; What are the FIP requirements for decreases in emissions of sulfur dioxide?

The owner and operator of each SO₂ source located within the State of Texas and for which requirements are set forth under the Federal CAIR SO₂ Trading Program in subparts AAA through III of part 97 of this chapter must comply with such applicable requirements. The obligation to comply with these requirements in part 97 of this chapter will be eliminated by the promulgation of an approval by the Administrator of a revision to the Texas State Implementation Plan as meeting the requirements of CAIR for PM_{2.5} relating to SO₂ under § 51.124 of this chapter, except to the extent the Administrator's approval is partial or conditional or unless such approval is under § 51.124(r) of this chapter.

[72 FR 62355, Nov. 2, 2007]

§ 52.2285 Control of evaporative losses from the filling of gasoline storage vessels in the Houston and San Antonio areas.

(a) Definitions:

(1) *Gasoline* means any petroleum distillate having a Reid vapor pressure of 4 pounds or greater which is produced for use as a motor fuel and is commonly called gasoline.

(2) *Storage container* means any stationary vessel of more than 1,000 gallons (3,785 liters) nominal capacity.

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Stationary vessels include portable vessels placed temporarily at a location; e.g., tanks on skids.

(3) *Owner* means the owner of the gasoline storage container(s).

(4) *Operator* means the person who is directly responsible for the operation of the gasoline storage container(s), whether the person be a lessee or an agent of the owner.

(5) *Delivery Vessel* means tank trucks and tank trailers used for the delivery of gasoline.

(6) *Source* means both storage containers and delivery vessels.

(b) This section is applicable to the following counties in Texas: Harris, Galveston, Brazoria, Fort Bend, Waller, Montgomery, Liberty, Chambers, Matagorda, Bexar, Comal, and Guadalupe.

(c) No person shall transfer or permit the transfer of gasoline from any delivery vessel into any stationary storage container with a nominal capacity greater than 1,000 gallons (3,785 liters) unless such container is equipped with a submerged fill pipe and unless the displaced vapors from the storage container are processed by a system that prevents release to the atmosphere of no less than 90 percent by weight of total hydrocarbon compounds in said vapors.

(1) The vapor recovery system shall include one or more of the following:

(i) A vapor-tight return line from the storage container to the delivery vessel and a system that will ensure that the vapor return line is connected before gasoline can be transferred into the container.

(ii) Other equipment that prevents release to the atmosphere of no less than 90 percent by weight of the total hydrocarbon compounds in the displaced vapor provided that approval of the proposed design, installation, and operation is obtained from the Regional Administrator prior to start of construction.

(2) The vapor recovery system shall be so constructed that it will be compatible with a vapor recovery system, which may be installed later, to recover vapors displaced by the filling of motor vehicle tanks.

(3) The vapor-laden delivery vessel shall meet the following requirements:

(i) The delivery vessel must be so designed and maintained as to be vapor-tight at all times.

(ii) If any gasoline storage compartment of a vapor-laden delivery vessel is refilled in one of the counties listed in paragraph (b) of this section, it shall be refilled only at a facility which is equipped with a vapor recovery system, or the equivalent, which prevents release to the atmosphere of at least 90 percent by weight of the total hydrocarbon compounds in the vapor displaced from the delivery vessel during refilling.

(iii) Gasoline storage compartments of one thousand gallons or less in gasoline delivery vehicles presently in use on November 6, 1973 will not be required to be retrofitted with a vapor return system until January 1, 1977.

(iv) Facilities which have a daily throughput of 20,000 gallons of gasoline or less are required to have a vapor recovery system in operation no later than May 31, 1977. Delivery vessels and storage vessels served exclusively by facilities required to have a vapor recovery system in operation no later than May 31, 1977, also are required to meet the provisions of this section no later than May 31, 1977.

(d) The provisions of paragraph (c) of this section shall not apply to the following:

(1) Storage containers used for the storage of gasoline *used on a farm for farming purposes*, as that expression is used in the Internal Revenue Code, 26 U.S.C. section 6420.

(2) Any container having a nominal capacity less than 2,000 gallons (7,571 liters) installed prior to November 6, 1973.

(3) Transfers made to storage containers equipped with floating roofs or their equivalent.

(4) Any facility for loading and unloading of volatile organic compounds (including gasoline bulk terminals) in Bexar, Brazoria, Galveston and Harris Counties, any gasoline bulk plants in Harris County, and any filling of gasoline storage vessels (Stage I) for motor vehicle fuel dispensing facilities in Bexar, Brazoria, Galveston, and Harris Counties which is subject to Texas Air

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Control Board Regulation V subsections 115.111–115.113, 115.121–115.123, and 115.131–115.135, respectively.

(e) Except as provided in paragraph (f) of this section, the owner or operator of a source subject to paragraph (c) of this section shall comply with the increments contained in the following compliance schedule:

(1) Contracts for emission control systems or process modifications must be awarded or orders must be issued for the purchase of component parts to accomplish emission control or process modification not later than March 31, 1975.

(2) Initiation of onsite construction or installation of emission control equipment or process change must begin not later than July 1, 1975.

(3) On-site construction or installation of emission control equipment or process modification must be completed no later than June 30, 1976.

(4) Final compliance is to be achieved no later than August 31, 1976.

(5) Any owner or operator of sources subject to the compliance schedule in this paragraph shall certify in writing to the Regional Administrator whether or not the required increment of progress has been met. The certification shall be submitted within five days after the deadlines for each increment. The certification shall include the name(s) and street address(es) of the facility (facilities) for which the certification applies, and the date(s) the increment(s) of progress was (were) met—if met. The Regional Administrator may request whatever supporting information he considers necessary for proper certification.

(f) Paragraph (e) of this section shall not apply to the owner or operator of:

(1) A source which is presently in compliance with paragraph (c) of this section and which has certified such compliance to the Regional Administrator by January 1, 1974. The certification shall include the name(s) and street address(es) of the facility (facilities) for which the certification applies. The Regional Administrator may request whatever supporting information he considers necessary for proper certification.

(2) To a source for which a compliance schedule is adopted by the State and approved by the Administrator.

(3) To a source whose owner or operator receives approval from the Administrator by June 1, 1974, of a proposed alternative schedule. No such schedule may provide for compliance after August 31, 1976. If approval is promulgated by the Administrator, such schedule shall satisfy the requirements of this section for the affected source.

(g) Nothing in this section shall preclude the Administrator from promulgating a separate schedule for any source to which the application of the compliance schedule in paragraph (e) of this section fails to satisfy the requirements of §§ 51.261 and 51.262(a) of this chapter.

(h) After August 31, 1976 paragraph (c) of this section shall be applicable to every storage container (except those exempted in paragraph (d) of this section) located in the counties specified in paragraph (b) of this section. Every storage container installed after August 31, 1976 shall comply with the requirements of paragraph (c) of this section from the time of installation. In the affected counties, storage containers which were installed, or converted to gasoline storage after November 6, 1973, but before August 31, 1976 shall comply with paragraph (c) of this section in accordance with the schedule established in paragraph (e) of this section.

[42 FR 37380, July 21, 1977, as amended at 47 FR 50868, Nov. 10, 1982; 51 FR 40676, Nov. 7, 1986]

§ 52.2286 Control of evaporative losses from the filling of gasoline storage vessels in the Dallas-Fort Worth area.

(a) Definitions:

(1) *Gasoline* means any petroleum distillate having a Reid vapor pressure of 4 pounds or greater which is produced for use as a motor fuel and is commonly called gasoline.

(2) *Storage container* means any stationary vessel of more than 1,000 gallons (3,785 liters) nominal capacity. Stationary vessels include portable vessels placed temporarily at a location; e.g., tanks on skids.

(3) *Owner* means the owner of the gasoline storage container(s).

(4) *Operator* means the person who is directly responsible for the operation of the gasoline storage container(s), whether the person be a lessee or an agent of the owner.

(5) *Delivery vessel* means tank truck and tank trailers used for the delivery of gasoline.

(6) *Source* means both storage containers and delivery vessels.

(b) This section is applicable to the following counties in Texas: Dallas, Tarrant, Denton, Wise, Collin, Parker, Rockwall, Kaufman, Hood, Johnson, and Ellis.

(c) No person shall transfer or permit the transfer of gasoline from any delivery vessel into any stationary storage container with a nominal capacity greater than 1,000 gallons (3,785 liters) unless such container is equipped with a submerged fill pipe and unless the displaced vapors from the storage container are processed by a system that prevents release to the atmosphere of no less than 90 percent by weight of total hydrocarbon compounds in said vapors.

(1) The vapor recovery system shall include one or more of the following:

(i) A vapor-tight return line from the storage container to the delivery vessel and a system that will ensure that the vapor return line is connected before gasoline can be transferred into the container.

(ii) Other equipment that prevents release to the atmosphere of no less than 90 percent by weight of the total hydrocarbon compounds in the displaced vapor provided that approval of the proposed design, installation, and operation is obtained from the Regional Administrator prior to start of construction.

(2) The vapor recovery system shall be so constructed that it will be compatible with a vapor recovery system, which may be installed later, to recover vapors displaced by the filling of motor vehicle tanks.

(3) The vapor-laden delivery vessel shall meet the following requirements:

(i) The delivery vessel must be so designed and maintained as to be vapor-tight at all times.

(ii) If any gasoline storage compartment of a vapor-laden delivery vessel is refilled in one of the counties listed in paragraph (b) of this section, it shall be refilled only at a facility which is equipped with a vapor recovery system, or the equivalent, which prevents release to the atmosphere of at least 90 percent by weight of the total hydrocarbon compounds in the vapor displaced from the delivery vessel during refilling.

(d) The provisions of paragraph (c) of this section shall not apply to the following:

(1) Storage containers used for the storage of gasoline *used on a farm for farming purposes*, as that expression is used in the Internal Revenue Code, 26 U.S.C. section 6420.

(2) Any container having a nominal capacity less than 2,000 gallons (7,571 liters) installed prior to promulgation of this section.

(3) Transfers made to storage containers equipped with floating roofs or their equivalent.

(4) Any facility for loading and unloading of volatile organic compounds (including gasoline bulk terminals) in Dallas or Tarrant County, and any filling of gasoline storage vessels (Stage I) for motor vehicle fuel dispensing facilities in Dallas or Tarrant County which is subject to Texas Air Control Board Regulation V subsections 115.111-115.113 and 115.131-115.135, respectively.

(e) Except as provided in paragraph (f) of this section, the owner or operator of a source subject to paragraph (c) of this section shall comply with the increments contained in the following compliance schedule:

(1) Contracts for emission control systems or process modifications must be awarded or orders must be issued for the purchase of component parts to accomplish emission control or process modification no later than September 30, 1977.

(2) Initiation of on-site construction or installation of emission control equipment or process modification must begin no later than January 31, 1978.

(3) On-site construction or installation of emission control equipment or process modification must be completed no later than August 31, 1978.

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(4) Final compliance is to be achieved no later than September 30, 1978.

(5) Any owner or operator of sources subject to the compliance schedule in this paragraph shall certify in writing to the Regional Administrator whether or not the required increment of progress has been met. The certification shall be submitted not later than February 15, 1978, for award of contracts and initiation of construction, and not later than October 15, 1978, for completion of construction and final compliance. The certification shall include the name(s) and street address(es) of the facility (facilities) for which the certification applies, and the date(s) the increment(s) of progress was (were) met—if met. The Regional Administrator may request whatever supporting information he considers necessary for proper certification.

(f) Paragraph (e) of this section shall not apply to the owner or operator of:

(1) A source which is presently in compliance with paragraph (c) of this section and which has certified such compliance to the Regional Administrator by August 1, 1977. The certification shall include the name(s) and street address(es) of the facility (facilities) for which the certification applies. The Regional Administrator may request whatever supporting information he considers necessary for proper certification.

(2) A source for which a compliance schedule is adopted by the State and approved by the Administrator.

(3) To a source whose owner or operator receives approval from the Administrator by August 1, 1977, of a proposed alternative schedule. No such schedule may provide for compliance after September 30, 1978. If approval is promulgated by the Administrator, such schedule shall satisfy the requirements of this section for the affected source.

(g) Nothing in this section shall preclude the Administrator from promulgating a separate schedule for any source to which the application of the compliance schedule in paragraph (e) of this section fails to satisfy the requirements of § 51.15 (b) and (c) of this chapter.

(h) After September 30, 1978, paragraph (c) of this section shall be applicable to every storage container (ex-

cept those exempted in paragraph (d) of this section) located in the counties specified in paragraph (b). Every storage container installed after September 30, 1978 shall comply with the requirements of paragraph (c) of this section from the time of installation. In the affected counties, storage containers which were installed, or converted to gasoline storage after promulgation of this section, but before September 30, 1978 shall comply with paragraph (c) of this section in accordance with the schedule established in paragraph (e).

[42 FR 37381, July 21, 1977, as amended at 47 FR 50868, Nov. 10, 1982]

§§ 52.2287–52.2298 [Reserved]

§ 52.2299 Original identification of plan section.

(a) This section identifies the original "Texas Air Pollution Control Implementation Plan" and all revisions submitted by Texas that were federally approved prior to December 31, 1998.

(b) The plan was officially submitted on January 28, 1972.

(c) The plan revisions listed below were submitted on the dates specified.

(1) Certification that statewide public hearings had been held on the plan was submitted by the Texas Air Control Board (TACB) on February 8, 1972. (Nonregulatory)

(2) A discussion of its policy concerning the confidentiality of certain hydrocarbon emission data was submitted by the TACB on May 2, 1972. (Nonregulatory)

(3) A discussion of the source surveillance and extension sections of the plan was submitted by the TACB on May 3, 1972. (Nonregulatory)

(4) A discussion of minor revisions to the plan was submitted by the Governor on July 31, 1972. (Nonregulatory)

(5) Revisions of section XI, paragraph C.3: Rule 9: Regulation V and control strategy for photochemical oxidants/hydrocarbons in Texas designated regions 7 and 10; regulation VII; and control strategy for nitrogen oxides in regions 5, 7, and 8 were submitted by the TACB on August 8, 1972.

(6) A request that inconsistencies in the plan concerning the attainment

dates of primary air standards be corrected was submitted by the Governor on November 10, 1972. (Nonregulatory)

(7) Revisions to regulation IV, regulation V, the general rules and control strategy for photochemical oxidants/hydrocarbons, and a request for a two year extension to meet Federal standards for photochemical oxidants was submitted by the Governor on April 13, 1973.

(8) Revisions to regulation IV (Control of Air Pollution from Motor Vehicles) were adopted on October 30, 1973, and were submitted by the Governor on December 11, 1973.

(9) A revision of priority classifications for particulate matter, sulfur oxides, and carbon monoxide was submitted by the Governor on March 21, 1975. (Nonregulatory)

(10) Revisions to rule 23, concerning compliance with new source performance standards, and rule 24, concerning compliance with national emission standards for hazardous air pollutants were submitted by the Governor on May 9, 1975.

(11) Administrative revisions were submitted by the TACB with the semi-annual report in 1974 for sections I, II, III, IV, XI and XIII, and with the semi-annual report in 1975 for sections I, II, XI, and XII. (Nonregulatory)

(12) A revision of section IX, Air Quality Surveillance, was submitted by the Governor on August 2, 1976. (Nonregulatory)

(13) Revisions to section IX, Air Quality Surveillance Plan, which include changes of several air quality monitoring sites, were submitted by the TACB on August 12, 1977. (Nonregulatory)

(14) Administrative revisions to section X, the Permit System, were submitted by the TACB in 1973, 1974, 1975, and 1977. (Nonregulatory)

(15) Revisions to regulation V for control of volatile carbon compound emissions, as amended on December 10, 1976, were submitted by the Governor on July 20, 1977.

(16) An administrative revision to section IX, Air Quality Surveillance System, was submitted by the Texas Air Control Board on August 14, 1978. (Nonregulatory)

(17) Board Order No. 78-6, creditable as emission offsets for the Corpus Christi Petrochemical Company project in Corpus Christi, was submitted by the Governor on July 24, 1978, as amendments to the Texas State Implementation Plan (see § 52.2275).

(18) Draft inspection/maintenance legislation and a schedule for conducting a pilot inspection/maintenance study were submitted by the Governor on April 13, 1979.

(19) Adopted inspection/maintenance legislation and administrative revisions concerning inspection/maintenance were submitted by the Governor on August 9, 1979.

(20) Revision to the plan for attainment of standards for particulate matter, carbon monoxide, and ozone (Part D requirements) were submitted by the Governor on April 13, 1979.

NOTE: The provisions of Rule 104 submitted by the Governor on 1/28/72 and approved by EPA on 5/31/72 remain in effect in other than nonattainment areas.

(21) Administrative revisions to the transportation control portion of the plan were submitted by the Governor on August 9, 1979 (non-regulatory).

(22) No action is being taken on Subchapters 131.07.52, .53, and .54 of Regulation V, submitted by the Governor April 13, 1979 for the ozone nonattainment counties of Harris, Galveston, Brazoria, Bexar, Dallas, and Tarrant.

(23) No action is being taken on the control strategy for the TSP nonattainment area of Houston 1, submitted by the Governor on April 13, 1979.

(24) A revision identifying and committing to implement currently planned Transportation Control Measures (TCMs) for Harris County was submitted by the Governor on December 28, 1979.

(25) Revisions to Regulation VI (i.e., Subchapter 116.3(a)(13-15)), and the definition of "de minimus impact," were adopted by the Texas Air Control Board on July 11, 1980, and submitted by the Governor on July 25, 1980.

(26) Board Order No. 78-8 creditable as emission offsets for the General Portland, Inc., project in New Braunfels, Comal County, Texas, was submitted by the Governor on September 13, 1978, as an amendment to

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the Texas State Implementation Plan (see § 52.2276).

(27) Revisions to Regulation V (i.e., Subchapters 115.171–176) and particulate matter (TSP) control strategies for the nonattainment areas of San Benito, Brownsville, Corpus Christi 1, Corpus Christi 2, Dallas 1, and El Paso 4 were adopted by the Texas Air Control Board on July 11, 1980, and submitted by the Governor on July 25, 1980.

(28) An administrative revision to section I, Introduction, was submitted by the TACB on July 23, 1981. (Non-regulatory)

(29) An administrative revision to section V, Legal Authority, was submitted by the TACB on July 23, 1981. (Nonregulatory).

(30) Revisions to the Texas SIP for the Union Carbide Corporation Bubble in Texas City, Texas were submitted by the Governor on December 15, 1981.

(31) Revisions to the ozone, total suspended particulate, and carbon monoxide control strategies, General Rules (i.e., definition for vapor mounted seal and section 101.22), Regulation IV (i.e., addition of section 114.2(b)), and Regulation V (i.e., deletion of sections 115.46 and 115.71, 115.101–106, sections 115.144, 115.153, title of sections 115.161–163 and 115.162, 115.171–176, 115.191–194, sections 115.252, 115.262, 115.401, 115.411, and title of sections 115.421–424) were adopted by the Texas Air Control Board on March 20, 1981, and submitted by the Governor on July 20, 1981.

(32) Revisions to the plan for inter-governmental consultation and composition of the Texas Air Control Board were submitted by the Governor on April 13, 1979.

(33) A revision to General Rule 9—Sampling, as adopted by the Texas Air Control Board on October 30, 1973, was submitted by the Governor on December 11, 1973.

(34) Revisions to the General Rules (i.e., the addition of definitions for liquid-mounted seal, miscellaneous metal parts and products, factory surface coating of flat wood paneling, vapor tight, and waxy high pour point crude oil) and Regulation V (i.e., sections 115.101–106, section 115.191 (9) and (10), sections 115.193, 115.194, 115.201–203, 115.221–223, 115.231–233, 115.251–255,

115.261–264, and 115.421–424) were adopted by the Texas Air Control Board on July 11, 1980 and submitted by the Governor on July 25, 1980.

(35) [Reserved]

(36) Revisions to Regulation VI (i.e., section 116.1, section 116.2, section 116.3(a), section 116.3(a)(2), the addition of sections 116.3(a)(3), 116.3(a)(4), and 116.3(a)(5), section 116.3(a)(6), section 116.3(b)(2), the addition of sections 116.3(b)(3), 116.3(b)(4), 116.4, and 116.5, section 116.6, section 116.7, and section 116.8) were adopted by the Texas Air Control Board on March 27, 1975 and submitted by the Governor on May 9, 1975.

(37) Revisions to Regulation VI (i.e., the deletion of 131.08.00.009) were adopted by the Texas Air Control Board on March 30, 1979 and submitted by the Governor on April 13, 1979.

(38) Revisions to Regulation VI (i.e., the deletion of 131.08.00.003(a)(3) and 131.08.00.003(a)(5), section 116.3(a)(4), section 116.3(a)(5), section 116.3(a)(9), section 116.3(a)(10), section 116.3(a)(12), and section 116.10) were adopted by the Texas Air Control Board on March 20, 1981 and submitted by the Governor on July 20, 1981.

(39) [Reserved]

(40) Revisions to Subchapter 115.135 (formerly 131.07.54.105) of Regulation V were adopted by the Texas Air Control Board on September 7, 1979 and submitted by the Governor to EPA on November 2, 1979 (i.e., removal of Jefferson, Orange, El Paso, Nueces, and Travis Counties).

(41) The Texas Lead SIP was submitted to EPA on June 12, 1980, by the Governor of Texas, as adopted by the Texas Air Control Board on March 21, 1980. Additional information was submitted in letters dated January 29, 1982, March 15, 1982, June 3, 1982, June 15, 1982, August 23, 1982, and October 14, 1982. Also additional information and Board Order 82–11 were submitted in a letter dated December 3, 1982. No action is taken regarding the Dallas and El Paso areas.

(42) An administrative revision for Section VIII (Texas Air Pollution Emergency Episode Contingency Plan)

and a revision to Regulation VIII (Control of Air Pollution Episodes) was submitted by the TACB on May 18, 1982 and December 29, 1981, respectively.

(43) A revision to Regulation V deleting Ector County from the provisions of subsections 115.111 and .113 was adopted on March 20, 1981 and submitted by the Governor on July 20, 1981.

(44) Revisions to Regulation I, sections 111.2(7), 111.3, 111.11, 111.12, 111.26, 111.61-111.65, and 111.71-111.76, for control of particulate matter and visible emissions as submitted by the Governor on January 22, 1974.

(45) Revisions to Regulation I, section 111.2 for control of particulate matter and visible emissions as submitted by the Governor on December 29, 1975.

(46) Revisions to Regulation I, Sections 111.2(8), 111.2(9), 111.22, 111.91 and 111.92 for control of particulate matter and visible emissions as submitted by the Governor on April 13, 1979.

(47) Revisions to section XII (Resources) as submitted by the Executive Director on July 6, 1982.

(48) Revisions to Subchapters 115.111-115.113 (formerly 131.07.52.101-131.07.52.104) regarding gasoline bulk terminals, 115.123-115.124 (formerly 131.07.53.101-131.07.53.103) regarding gasoline bulk plants, and 115.131-115.135 (formerly 131.07.54.101-131.07.54.105) regarding the filling of gasoline storage vessels at motor vehicle fuel dispensing facilities (Stage I vapor recovery at service stations) of Regulation V for the counties of Harris, Galveston, Brazoria, Bexar, Dallas, and Tarrant were adopted by the Texas Air Control Board on March 30, 1979 and submitted by the Governor to EPA on April 13, 1979.

(49) Revisions to Subchapters 115.111 and 115.113 (formerly 131.07.52.101 and 131.07.52.103) regarding gasoline bulk terminals, 115.121 and 115.123 (formerly 131.07.53.101 and 131.07.53.103) regarding gasoline bulk plants, and 115.131, 115.132, and 115.135 (formerly 131.07.54.101, 131.07.54.102, and 131.07.54.105) regarding the filling of gasoline storage vessels at motor vehicle fuel dispensing facilities (Stage I vapor recovery at service stations) of Regulation V were adopted by the

Texas Air Control Board on July 11, 1980 and submitted by the Governor to EPA on July 25, 1980.

(50) Revisions to the General Rules (i.e., deletion of the definitions for chemical process plant, exhaust emission, gas processing plant, and non-methane hydrocarbons, and revisions to the definitions for gasoline bulk plant, gasoline terminal, lowest achievable emission rate, standard conditions, submerged fill pipe, paper coating, and light-duty truck coating), Regulation I (i.e., the deletion of sections 111.61-111.65, revisions to title of sections 111.71-111.76 and section 111.71, addition of sections 111.81-111.83, deletion of section 111.91, and revisions to section 111.92), and Regulation V (i.e., section 115.1, sections 115.11-115.13, sections 115.31-115.32, sections 115.41-115.45, section 115.81, and section 115.91, all for Bexar County only; and, sections 115.101-115.106; title of sections 115.141-115.144 and section 115.141, section 115.142, and section 115.144; title of sections 115.151-115.153 and section 115.152, and section 115.153; sections 115.161-115.163 and title; title of sections 115.171-115.176 and section 115.173, section 115.175, and section 115.176; title of sections 115.191-115.194 and section 115.191, section 115.192, and section 115.193; title of sections 115.201-115.203 and section 115.203; title of sections 115.221-115.223 and sections 115.222-115.223; sections 115.231-115.233 and title; title of sections 115.251-115.255 and section 115.253, and section 115.255; section 115.401; title of sections 115.411-115.413 and sections 115.411 and 115.412; title only of sections 115.421-115.424) were adopted by the Texas Air Control Board on January 8, 1982, and submitted by the Governor on August 9, 1982, with an addendum from the State on January 13, 1983.

(51) A revision to Section III (Public Participation/Intergovernmental Coordination) was submitted by the Texas Air Control Board on August 17, 1982 and a letter of clarification was submitted on January 28, 1983. The revision also supercedes and deletes Section XIII which was approved on May 31, 1972.

(52) An administrative revision to Section IX, Air Quality Surveillance,

was submitted by the TACB on June 22, 1983. (Nonregulatory)

(53) A revision to Regulation VI (i.e., the addition of section 116.11) was adopted by the Texas Air Control Board on December 3, 1982, and submitted by the Governor on May 13, 1983.

(54) Revisions to the Texas State Implementation Plan for lead for Dallas County (concerning a lead control plan for the area around the secondary lead smelter in West Dallas), were submitted to EPA on April 6, 1984, by the Governor of Texas, as adopted by the Texas Air Control Board on February 17, 1984.

(55) Revisions to the Texas State Implementation Plan for lead for Dallas County (concerning a lead control plan for the area around the secondary lead smelter in South Dallas), and revisions to Regulation III, chapter 113, Subchapter B, Lead Smelters in Dallas County, were submitted to EPA on July 16, 1984, by the Governor of Texas, as adopted by Texas Air Control Board on May 18, 1984. No action is taken on Regulation III, Sections 113.113 and 113.114.

(56) Revisions to the Texas State Implementation Plan for lead for El Paso County, with revisions to Regulation III, Chapter 113, Subchapter B, Nonferrous Smelters in El Paso County, were submitted to EPA on June 20, 1984, by the Governor of Texas, as adopted by Texas Air Control Board on February 17, 1984. Also, letters providing additional information were submitted by Texas on June 11 and June 28, 1984. No action is taken on Regulation III, Sections 113.111 113.112. The date of compliance listed in § 113.122 of February 28, 1989 (for section 113.53) is disapproved. EPA is taking no action on the attainment date for El Paso County.

(57)–(58) [Reserved]

(59) Revisions to TACB Regulation VI and definitions in the General Rules as adopted on June 10, 1983 and submitted by the Governor on December 22, 1983, including a letter of clarification on their definitions submitted by the Texas Air Control Board on March 27, 1984.

(60) The Alternative Emission Control Plan for the Exxon Baytown Refin-

ery in Baytown, Texas was adopted by the Texas Air Control Board on March 18, 1983, in Board Order No. 83–2.

(61) Revisions to the plan for attainment of the standard for Ozone in Harris County were submitted by the Governor on December 9, 1982, January 3, 1984, and March 18, 1985.

(i) Revisions adopted on December 3, 1982, include the following changes to Regulation V and the general rules. New sections or subsections 115.105(7), 115.111(2)(b), 115.111(2)(c), 115.111(2)(d), 115.163, 115.164, 115.193(c)(5), 115.193(c)(6), 115.271, 115.272, 115.273, 115.274, 115.275, and 115.421 are added. Revisions to 115.106(b), 115.106(c), 115.113, 115.141, 115.142, 115.161, 115.162, 115.191(9)(a)(i), 115.251(a)(1), 115.252(a)(4), 115.252(b), 115.252(c), 115.253(a), 115.254, 115.255(c), and 115.401(b) were made. Section 101.1 of the general rules was revised to include definitions of new terms. The revisions also included the following commitments: emissions tracking, pages 87–88; projections of reasonable further progress, pages 91 and 93; and emission reduction commitments for transportation control measures, Appendix V.

(ii) Revisions adopted on September 9, 1983, include revisions to Regulation IV. New sections or subsections 114.1(e), 114.1(f), 114.3, and 114.5 are added.

(iii) Revisions adopted on November 9, 1984 include the following:

(A) Recordkeeping and record submittal requirements, pages 12–13,

(B) Mechanics training program commitments, pages 17–18,

(C) Public Awareness Plan commitments, pages 19–20,

(D) Implementation Schedule, page 25(1–3),

(E) Reasonable Further Progress Chart, Table 13, and

(F) Department of Public Safety and Texas Air Control Board Rules and Regulations, Texas Vehicle Inspection Act Article XV, and Documentation to Authorize and Support the Implementation and Enforcement of the Texas Vehicle Parameter Inspection and Maintenance Program, Appendix X, containing the following documents:

—Senate Bill 1205

—Letters of commitment from Texas Department of Public Safety, City of Houston Police Department, and Harris County Sheriff

—Parameter Vehicle Emission Inspection and Maintenance Rules and Regulations for Official Vehicle Inspection Stations and Certified Inspectors, July 1, 1984

—Texas Motor Vehicle Laws, 1981-1982

—Rules and Regulations for Official Vehicle Inspection Stations and Certified Inspectors, November 11, 1983, Sections A, B, C pages C-1, C-16, C-17, C-18, C-26, C-27, and C-28, D, and E pages E-1, E-6, E-7, E-8, and E-9.

(62) Revision to the Texas State Implementation Plan for Good Engineering Practice—Stack Height regulations, Texas Air Control Board Regulation VI, §116.3(a)(14), as adopted by the Texas Air Control Board on July 17, 1987, were submitted by the Governor of Texas on October 26, 1987. This revision included definitions for *owner or operator, emission limitation and emission standards, stack, a stack in existence, dispersion technique, good engineering practice, nearby, excessive concentration*, and regulations related to *stack height provisions and stack height procedures* for new source review.

(i) Incorporation by reference.

(A) Texas Air Control Board Regulation VI, §116.3(a)(14), adopted by the Board on July 17, 1987.

(ii) Other material—one.

(63) Revisions to TACB Regulation VI and definitions in the General Rules were submitted by the Governor on December 13, 1985.

(i) Incorporation by reference. December 13, 1985 letter from the Governor to EPA, and Revisions adopted on September 20, 1985, include the following changes to Regulation VI and the General Rules. Revisions to §116.11 were made, and §101.1 of the General Rules was revised to include an amendment to the term *major facility/stationary source*.

(64) Board Order No. 85-2, an alternate emission reduction plan for the Continental Can Company, U.S.A. can coating plant in Longview, Texas was submitted by the Governor on July 25, 1985, as amendments to the Texas State Implementation Plan. The source is now subject to the legally enforceable requirements stated in Board Order No. 85-2 and in TACB Permit Number C-16765.

(i) Incorporation by reference.

(A) Texas Air Control Board Order No. 85-2 adopted on May 10, 1985, and TACB Permit Number C-16765 as revised November 21, 1986.

(65) In a October 26, 1987, letter, the Governor of Texas submitted a revision to the Texas State Implementation Plan for Lead in El Paso County. These revisions to the control strategy are adequate to demonstrate attainment by August 14, 1987, of the National Ambient Air Quality Standards for lead in El Paso County by modeling. Enclosed in this letter were Texas Air Control Board (TACB) Board Order No. 87-14 as passed and approved on August 14, 1987; the revisions to Regulation III, Subchapter B as appended to the Board Order; and a certification of Public Hearing.

(i) Incorporation by reference.

(A) TACB Board Order No. 87-14, as adopted on August 14, 1987.

(B) The March 23, 1988, letter and enclosures from TACB to EPA.

(66) Revisions to the plan for attainment of the standard for ozone in Dallas and Tarrant Counties were submitted by the Governor on September 30, 1985 and December 21, 1987.

(i) Incorporation by reference.

(A) Revisions to the Texas Air Control Board Regulation IV, Section 114.1 (c), (e), (f), 114.3, 114.5 (a), (b), (d), (e), (f), and (g) adopted July 26, 1985.

(B) Vehicle Inspection and Maintenance and Transportation Control Measures (VIMTCM), Appendix AG, Emission Reduction Commitments for Transportation Control Measures in Post-1982 SIP Areas adopted by the Texas Air Control Board on August 28, 1985.

(C) VIMTCM, Appendix AJ, Excerpted Senate Bill 725, section 35 (d) and (g) effective September 1, 1985; and House Bill 1593 sections 21 and 22 effective June 18, 1987.

(D) The following portions of VIMTCM, Appendix AK, Texas Vehicle Parameter Inspection and Maintenance Program adopted by the Texas Air Control Board on December 18, 1987.

1 Record keeping and Record submittal Requirements, pages 15-17

2 Quality Control, Audit and Surveillance Procedures, pages 17-18

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3 Procedures to Assure that Noncomplying Vehicles are Not Operated on the Public Roads, pages 18-20

4 Mechanic Training Program, pages 21-23

5 A Public Awareness Plan, pages 23-25

6 Vehicle Maintenance Program (Anti-tampering), pages 25-27

(E) VIMTCM, Appendix AM, Department of Public Safety Rules and Regulations Concerning Vehicle Inspection and Maintenance Programs, Sections 1, 2, and 3 adopted by the Texas Air Control Board on December 18, 1987.

(F) VIMTCM, Appendix AN, Local Government Letters of Commitment to Enforce Vehicle Inspection and Maintenance Programs adopted by the Texas Air Control Board on December 18, 1987.

(67) Part II of the Visibility Protection Plan was submitted by the Governor on November 18, 1987. This submittal includes a visibility long-term strategy and general plan provisions as adopted by the Texas Air Control Board on September 18, 1987.

(i) Incorporation by reference.

(A) Revision entitled, "State Implementation Plan Revisions for Visibility Protection in Class I Areas: Phase I, September 18, 1987" (including Appendices A and B).

(B) Texas Air Control Board Order No. 87-15, adopted September 18, 1987.

(ii) Additional material.

(A) None.

(68) [Reserved]

(69) Revisions to the plan for attainment of the standard for ozone in Dallas and Tarrant Counties were submitted by the Governor on October 11, 1985, December 21, 1987, and December 13, 1988. EPA is approving these stationary source VOC regulations and commitments under part A, section 110 of the Clean Air Act. However, these regulations do not represent RACT under part D, section 172 of the Clean Air Act for numerous reasons, including cross-line averaging and director's equivalency determinations without first being submitted to and approved by EPA as a SIP revision.

(i) Incorporation by reference.

(A) Revisions to Texas Air Control Board Regulation V (31 TAC chapter 115), Control of Air Pollution from Volatile Organic Compounds: Rules 115.111 introductory paragraph; 115.111(2)(E); 115.111(2)(F); 115.113 intro-

ductory paragraph, 115.113 last entry in table; except El Paso County for Rules 115.131 introductory paragraph, 115.132(6), 115.132(7), 115.135 introductory paragraph, and 115.135 second to last entry in table; 115.162 introductory paragraph only; 115.163(b)(2); 115.163(b)(3); 115.164(b) first paragraph only; 115.164(b)(3); 115.164(b)(4); 115.171(a); except El Paso County for Rule 115.171(b); 115.175(f); 115.176(a); 115.176(c); 115.191(9)(A)(iii); 115.191(9)(A)(iv); 115.191(9)(A)(v); 115.193(c)(3); 115.223; except El Paso County for Rules 115.261 undesignated heading, 115.261 introductory paragraph, 115.262(a), and 115.264; as adopted by the Texas Air Control Board on July 26, 1985. Rules 115.171(c); 115.171(d); 115.176(d); 115.193(c) first paragraph only; 115.193(c)(1); 115.193(c)(2); 115.193(c)(6); 115.193(d) first paragraph only; 115.193(e); 115.194; 115.201(b)(1); 115.202; 115.203(a); and 115.291 through 115.294 and the corresponding undesignated heading; as adopted by the Texas Air Control Board on December 18, 1987. Rules 115.111(4)(C); except El Paso County for Rule 115.111(5); 115.111(6); 115.111(7); 115.113 last entry in table; 115.131(2); except El Paso County for Rule 115.131(3); 115.131(4); 115.131(5); 115.132 introductory paragraph only; 115.132(2); 115.134(3); 115.135 last entry in table; 115.141(a); 115.141(b); 115.142(a) first paragraph; 115.142(b); 115.143(a); 115.143(b); 115.143(c); 115.144; 115.162(3)(B); 115.163(a); 115.163(c); 115.163(d); 115.164(b)(7); 115.171(e); 115.172(a) first paragraph only; 115.172(a)(1); 115.172(a)(3); 115.172(a)(4); 115.172(a)(5)(A); 115.172(a)(6); 115.172(a)(7); 115.172(b) first paragraph only; 115.172(b)(1); 115.173(a) first paragraph only; 115.173(a)(2); 115.173(a)(4)(A); 115.173(a)(4)(B); 115.173(a)(4)(E); 115.173(a)(6); 115.173(b) first paragraph only; 115.173(b)(2); 115.173(b)(4); 115.173(b)(5); 115.173(b)(10); 115.173(b)(11); 115.173(c); 115.174(a) first paragraph only; 115.174(a)(1)(A); 115.174(a)(1)(B); 115.174(a)(1)(C); 115.174(a)(7); 115.174(a)(8); 115.174(a)(9); 115.174(b) first paragraph only; 115.174(b)(2); 115.174(b)(4); 115.174(b)(5); 115.174(c); 115.175(e); 115.175(g); 115.176(e); 115.191(a) first paragraph only; 115.191(a)(8)(A); 115.191(a)(8)(B);

115.191(a)(8)(C); 115.191(a)(9)(C); 115.191(a)(11); 115.191(b); 115.191(c); 115.192(a); 115.192(b); 115.192(c); 115.193(f); 115.201(a); 115.201(b) first paragraph only; 115.201(b)(2) through 115.201(b)(6); 115.201(c); 115.203(b); 115.221(a) first paragraph only; 115.221(a)(4); and 115.221(b); as adopted by the Texas Air Control Board on October 14, 1988.

(B) Revisions to the Texas Air Control Board General Rules (31 TAC chapter 101), rule 101.1, Definitions for: automobile refinishing; consumer-solvent products; as adopted by the Texas Air Control Board on December 18, 1987. Rule 101.1, Definitions for: architectural coating; automotive primer or primer surfacers (used in automobile refinishing); automotive wipe-down solutions; coating application system; delivery vessel/tank-truck tank; exempt solvent; flexographic printing process; non-flat architectural coating; packaging rotogravure printing; publication rotogravure printing; rotogravure printing; surface coating processes; transfer efficiency; and vapor balance system; as adopted by the Texas Air Control Board on October 14, 1988.

(C) The following portions of the Post-1982 Ozone Control Strategies Dallas and Tarrant Counties Texas State Implementation Plan Revisions (TX82SIP), as adopted by the Texas Air Control Board on December 18, 1987.

(1)(d) Emissions Tracking, page 56 (last paragraph), 57, and 58.

(2)(e) Regulation Review, pages 58-60.

(3)(a) Emissions Reductions and Growth Unaffected by This Plan, page 63 (first two full paragraphs).

(4)(e) Transportation Control Measures, pages 67-68.

(5)(4) Projection of Reasonable Further Progress (RFP), pages 71-72.

(6)(5) Contingency Plan, page 72.

(7)(a) Emissions Reductions and Growth Unaffected by This Plan, page 75.

(8)(e) Transportation Control Measures, pages 79-80.

(9)(4) Projection of Reasonable Further Progress (RFP), pages 83-84.

(10)(5) Contingency Plan, page 84.

(D) TX82SIP, appendix AG, Emission Reduction Commitments for Transportation Control Measures in Post-1982

SIP Areas, as adopted by the Texas Air Control Board on December 18, 1987.

(E) Texas Air Control Board Order No. 85-06, as adopted July 26, 1985.

(F) Texas Air Control Board Order No. 87-18, as adopted December 18, 1987.

(G) Texas Air Control Board Order No. 88-10, as adopted October 14, 1988.

(ii) Additional Material.

(A) A letter dated September 25, 1989, from Allen Eli Bell, Executive Director, Texas Air Control Board to Robert E. Layton Jr., P.E., Regional Administrator, EPA Region 6.

(B) TX82SIP, (c) Additional Control Technique Guidelines (CTGs), pages 48-49.

(C) TX82SIP, appendix AL, Transportation Control Measure Evaluation and Documentation of Highway Vehicle Data adopted by the Texas Air Control Board on December 18, 1987.

(70) On March 12, 1982, the Governor of Texas submitted a request to revise the Texas SIP to include an Alternative Emission Reduction Plan for the E.I. Du Pont de Nemours & Company's Sabine River Works at Orange, Orange County, Texas. This Bubble uses credits obtained from the shutdown of sixteen methanol storage tanks and a methanol truck and railcar loading terminal in lieu of controls on one cyclohexane storage tank and two methanol storage tanks.

(i) Incorporation by reference.

(A) Texas Air Control Board Order No. 82-1, entitled "E.I. Du Pont de Nemours and Company Incorporated" passed and approved by the Board on January 8, 1982.

(ii) Additional material.

(A) Letter dated October 23, 1989, from the Director of the Texas Air Control Board (TACB) Technical Support and Regulation Development Program, giving assurances that the State has resources and plans necessary to strive toward attainment and maintenance of the National Ambient Air Quality Standard (NAAQS) for ozone taking into account the influence of this Bubble on air quality.

(B) Letter dated May 31, 1988, from the Director of the TACB Technical Services Division, giving quantification of emissions and developmental information relative to volatile organic compound emissions from the

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storage and terminal facilities at the Du Pont plant.

(C) Letter dated June 21, 1988, from the Director of the TACB Technical Services Division, giving the throughput basis for emission calculations for the tanks and discussing status of the equipment in the trade.

(D) Record of Communication of a phone call from Bill Riddle, EPA Region 6 Emissions Trading Coordinator, to Clayton Smith and Wayne Burnop, Environmental Engineers for the TACB, dated November 7, 1989. TACB confirms that there has been no *shifting demand* for the bubble.

(E) Record of Communication of a phone call from Mr. Bertie Fernando, TACB Environmental Engineer, to Bill Riddle, EPA Region 6 Emissions Trading Coordinator, dated December 15, 1989. TACB gives the status of the equipment in the bubble as a follow up to the June 21, 1988, letter mentioned in paragraph (c) of this section.

(71) Revisions to section VIII of the Texas SIP entitled "Texas Air Pollution Episode Contingency Plan" as submitted by the Texas Air Control Board (TACB) in a letter dated October 2, 1987. Revisions to TACB Regulation VIII, 31 TAC Chapter 118, "Emergency Episode Planning," as approved by TACB on July 16, 1987, and on April 14, 1989, and submitted by the Governor in letters dated October 26, 1987, and October 13, 1989, respectively.

(i) Incorporation by reference.

(A) Amended TACB Regulation VIII, 31 TAC chapter 118, Rules 118.1(a), 118.1(b)(2), 118.1(c), 118.2, 118.3, 118.4, 118.5(d), 118.5(e), 118.5(f) and 118.6 as approved on July 17, 1987, and the repeal of Rule 118.7 as approved by TACB on July 17, 1987.

(B) Amended TACB Regulation VIII, 31 TAC chapter 118, Rules 118.1(b), 118.1(b)(1), Table 1 of Rule 118.1, first paragraph of Rule 118.5, and 118.5(1), 118.5(2), 118.5(3), as approved by TACB on April 14, 1989.

(C) TACB Order 87-10, approved July 17, 1987.

(D) TACB Order 89-01, approved April 14, 1989.

(E) Texas SIP section VIII "Texas Air Pollution Episode Contingency Plan" pages VIII-3 through VIII-14,

VIII-A-2 through VIII-A-4, and VIII-B-2 through VIII-B-3.

(ii) Additional material

(A) Revisions to section VIII as submitted on October 2, 1987, from Eli Bell, superceding and deleting section VIII as approved by EPA on October 7, 1982, at 47 FR 44260 (Texas Air Pollution Emergency Episode Contingency Plan).

(B) A letter dated February 10, 1989, from Steven Spaw, TACB, to William B. Hathaway, U.S. EPA.

(72) Revisions to the plan for attainment of the standard for ozone in Dallas and Tarrant counties were submitted by the Governor on March 5, 1990 limiting the volatility of gasoline.

(i) Incorporation by reference.

(A) Revisions to the Texas Air Control Board Regulation V (31 TAC chapter 115), Control of Air Pollution from Volatile Organic Compounds, Rule 115.242-249 as adopted by the Texas Air Control Board on December 8, 1989.

(B) Texas Air Control Board Order No. 89-13, as adopted December 8, 1988.

(73) Revisions for Prevention of Significant Deterioration (PSD) are: Regulation VI—Section 116.3(a)(13) as adopted by the Texas Air Control Board (TACB) on July 26, 1985 and as revised by the TACB on July 17, 1987 and July 15, 1988 and submitted by the Governor on December 11, 1985, October 26, 1987, and September 29, 1988, respectively; the PSD Supplement as adopted by the TACB on July 17, 1987 and submitted by the Governor on October 26, 1987; General Rules—Section 101.20(3) as adopted by the TACB on July 26, 1985 and submitted by the Governor on December 11, 1985; and the TACB commitment letters submitted by the Executive Director on September 5, 1989 and April 17, 1992. Approval of the PSD SIP is partially based on previously approved TACB regulations and State statutes.

(i) Incorporation by reference.

(A) Revisions to the TACB Regulation VI (31 TAC chapter 116)—Control of Air Pollution by Permits for New Construction or Modification: Rule 116.3(a)(13) as adopted by the TACB on July 26, 1985 and as revised by the TACB on July 17, 1987 and July 15, 1988.

(B) Revision to TACB General Rules (31 TAC Chapter 101)—Rule 101.20(3) as adopted by the TACB on July 26, 1985.

(C) TACB Board Order No. 85-07, as adopted on July 26, 1985.

(D) TACB Board Order No. 87-09, as adopted on July 17, 1987.

(E) TACB Board Order No. 88-08, as adopted on July 15, 1988.

(F) The following portions of the PSD Supplement, as adopted by the TACB on July 17, 1987: 1. (2) Initial Classification of areas in Texas, pages 1-2; 2. (3) Re-designation procedures, page 2; 3. (4) plan assessment, pages 2-3; 4. (6) Innovative Control Technology, page 3; and 5. (7) Notification, (a) through (d), page 4.

(ii) Additional material.

(A) The PSD Supplement as adopted by the TACB on July 17, 1987.

(B) A letter dated September 5, 1989, from the Executive Director of the TACB to the Regional Administrator of EPA Region 6.

(C) A letter dated April 17, 1992, from the Executive Director of the TACB to the Division Director of Air, Pesticides and Toxics Division, EPA Region 6.

(74) Revisions to Texas Air Control Board's volatile organic compound regulations were submitted by the Governor of Texas on July 16, 1990.

(i) Incorporation by reference

(A) Revisions to Texas Air Control Board Regulation V (31 TAC Chapter 115) Control of Air Pollution from Volatile Organic Compounds, Subchapter E: Solvent-Using Processes, Surface Coating Processes, §115.421 introductory paragraph, §115.421(8)(A), §115.425 introductory paragraph, §115.425(3), §115.429 introductory paragraph, and §115.429(2)(E), as adopted by the Texas Air Control Board on June 22, 1990.

(B) Texas Air Control Board Order No. 90-07 as adopted by the Texas Air Control Board on June 22, 1990.

(ii) Additional material

(A) Texas Air Control Board July 10, 1990, certification signed by Steve Spaw, P.E., Executive Director, Texas Air Control Board.

(75) Revisions to the State Implementation Plan for particulate matter (PM₁₀ Group III) General Rules (31 TAC Chapter 101), §101.1 Definitions for "De minimis impact", "Particulate matter", "Particulate matter emissions", "PM₁₀", "PM₁₀ emissions", and "Total suspended particulate", as adopted on

June 16, 1989, by the Texas Air Control Board (TACB), were submitted by the Governor on August 21, 1989.

(i) Incorporation by reference.

(A) General Rules (31 TAC Chapter 101), Section 101.1 Definitions for "De minimis impact", "Particulate matter", "Particulate matter emissions", "PM₁₀", "PM₁₀ emissions", and "Total suspended particulate", as adopted on June 16, 1989, by the TACB.

(ii) Additional material—None.

(76) A revision to the Texas State Implementation Plan (SIP) to include revisions to Texas Air Control Board (TACB) Regulation II, 31 TAC Chapter 112. Control of Air Pollution from Sulfur Compounds, submitted by the Governor by cover letter dated October 15, 1992.

(i) Incorporation by reference.

(A) Revisions to Texas Air Control Board (TACB), Regulation II, 31 TAC Chapter 112, Section 112.1, "Definitions;" Section 112.2, "Compliance, Reporting, and Recordkeeping;" Section 112.3, "Net Ground Level Concentrations;" Section 112.4, "Net Ground Level Concentration—Exemption Conditions;" Section 112.5, "Allowable Emission Rates—Sulfuric Acid Plant Burning Elemental Sulfur;" Section 112.6, "Allowable Emission Rates—Sulfuric Acid Plant;" Section 112.7, "Allowable Emission Rates—Sulfur Recovery Plant;" Section 112.8, "Allowable Emission Rates From Solid Fossil Fuel-Fired Steam Generators," Subsections 112.8(a), except for the phrase "Except as provided in subsection (b) of this section," 112.8(c), 112.8(d), 112.8(e); Section 112.9, "Allowable Emission Rates—Combustion of Liquid Fuel;" Section 112.14, "Allowable Emission Rates—Nonferrous Smelter Processes;" Section 112.15, "Temporary Fuel Shortage Plan Filing Requirements;" Section 112.16, "Temporary Fuel Shortage Plan Operating Requirements;" Section 112.17, "Temporary Fuel Shortage Plan Notification Procedures;" Section 112.18, "Temporary Fuel Shortage Plan Reporting Requirements;" Section 112.19, "Application for Area Control Plan;" Section 112.20, "Exemption Procedure;" and Section 112.21, "Allowable Emission Rates Under Area Control Plan," as adopted by the TACB on September 18, 1992.

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(B) Texas Air Control Board Order No. 92-19, as adopted by the Texas Air Control Board on September 18, 1992.

(ii) Additional material.

(A) Texas Air Control Board certification letter dated October 1, 1992, and signed by William R. Campbell, Executive Director, Texas Air Control Board.

(B) Texas Air Control Board clarification letter dated July 5, 1993, from William R. Campbell, Executive Director, Texas Air Control Board, to A. Stanley Meiburg, Director, Air, Pesticides, and Toxics Division, EPA Region 6.

(77) Revisions to Texas Air Control Board Regulation V (31 TAC Chapter 115), Control of Air Pollution from Volatile Organic Compounds, were submitted by the Governor on March 5, 1990, July 16, 1990, May 10, 1991, and September 30, 1991.

(i) Incorporation by reference.

(A) Revisions to Texas Air Control Board Regulation V (31 TAC Chapter 115), Control of Air Pollution from Volatile Organic Compounds, as adopted by the Texas Air Control Board on December 8, 1989.

(B) Revisions to Texas Air Control Board Regulation V (31 TAC Chapter 115), Control of Air Pollution from Volatile Organic Compounds, as adopted by the Texas Air Control Board on June 22, 1990: 115.425(1)(D) and 115.425(1)(E).

(C) Revisions to Texas Air Control Board Regulation V (31 TAC Chapter 115), Control of Air Pollution from Volatile Organic Compounds, as adopted by the Texas Air Control Board on May 10, 1991: 115.010—Definitions for coating, coating line, leak, pounds of volatile organic compounds (VOC) per gallon of coating (minus water and exempt solvents), pounds of volatile organic compounds (VOC) per gallon of solids, printing line, volatile organic compound (VOC), 115.112(c), 115.114 introductory paragraph, 115.114(3), 115.116(1), 115.116(3)(B) through 115.116(3)(D), 115.119(a)(1), 115.119(a)(2), 115.122(a)(3), 115.126(1)(B) through 115.126(1)(E), 115.129(a)(1), 115.129(a)(2), 115.132(a)(4), 115.136, 115.139(a)(1), 115.139(a)(2), 115.212(a)(4), 115.212(a)(5), 115.212(a)(6), 115.215(5), 115.216(2)(B) through 115.216(2)(D), 115.219(a)(1) through 115.219(a)(3), 115.222(7) through

115.222(9), 115.229(1), 115.229(2), 115.239, 115.315(2), 115.316(1)(A) through 115.316(1)(D), the repeal of 115.317, 115.319(1), 115.319(2), 115.322(4), 115.324(1)(A), 115.324(1)(B), 115.324(2)(A) through 115.324(2)(E), 115.325(2), 115.327(1) through 115.327(5), 115.329 introductory paragraph, 115.329(1), 115.329(2) 115.332 introductory paragraph, 115.332(4), 115.334(1)(D), 115.334(1)(E), 115.334(2), 115.335 introductory paragraph, 115.335(2), 115.336 introductory paragraph, 115.337(1) through 115.337(5), 115.339, 115.342(4), 115.344(1)(D), 115.344(1)(E), 115.344(2), 115.345(2), 115.347(1) through 115.347(6), 115.349, 115.417(3) through 115.417(6), 115.419(1) through 115.419(3), 115.421 introductory paragraph, 115.421(1) through 115.421(8)(B) introductory paragraph, 115.421(8)(C) through 115.421(9)(A)(v), 115.421(9)(C), 115.422 introductory paragraph, 115.422(1), 115.422(1)(A) through 115.422(1)(C), 115.422(2), 115.423(2) through 115.423(4), 115.424 introductory paragraph, 115.424(1) through 115.424(3), 115.425(2), 115.425(3)(B)(i), 115.425(3)(B)(iii), 115.426 introductory paragraph, 115.426(2), 115.426(2)(A)(ii) through 115.426(2)(A)(iv), 115.426(3), 115.427(6), 115.427(6)(A), 115.427(6)(B), 115.427(7), 115.429(1), 115.429(2)(A), 115.429(2)(B), 115.432 introductory paragraph, 115.432(1), 115.432(1)(A) through 115.432(1)(C)(iii), 115.432(2), 115.432(3), 115.435(5) through 115.435(7), 115.436(3)(B) through 115.436(3)(D), 115.437(1), 115.437(2), 115.439(1), 115.439(2), 115.512(3), 115.519, 115.532(5), 115.536(2)(A)(ii) through 115.536(2)(A)(iv), 115.537(5), 115.537(6), 115.539(1), 115.539(2).

(D) Revisions to Texas Air Control Board Regulation V (31 TAC Chapter 115), Control of Air Pollution from Volatile Organic Compounds, as adopted by the Texas Air Control Board on September 20, 1991: 115.010—Definitions for capture efficiency, capture system, carbon adsorber, carbon adsorption system, control device and control system, 115.126(1), 115.129(a)(3), 115.136, 115.139(a)(2), 115.224(2), 115.229(2), 115.422(2), 115.423(3), 115.425(4) through 115.425(4)(C)(iii), 115.426(3), 115.426(4), 115.429(2)(C), 115.435 introductory paragraph, 115.435(7) through 115.435(7)(C)(iii), 115.435(8), 115.436(6), 115.439(2).

(78) Revision to the Texas State Implementation Plan for Prevention of Significant Deterioration adopted by the Texas Air Control Board (TACB) on December 14, 1990, and submitted by the Governor on February 18, 1991.

(i) Incorporation by reference.

(A) Revision to TACB Regulation VI (31 TAC Chapter 116)—Control of Air Pollution by Permits for New Construction or Modification: Section 116.3(a)(13) as adopted by the TACB on December 14, 1990, and effective January 7, 1991.

(B) TACB Board Order No. 90-13, as adopted on December 14, 1990.

(79) A revision to the Texas SIP addressing moderate PM-10 nonattainment area requirements for El Paso was submitted by the Governor of Texas by letter dated November 5, 1991. The SIP revision included, as per section 179B of the Clean Air Act, a modeling demonstration providing for timely attainment of the PM-10 National Ambient Air Quality Standards for El Paso but for emissions emanating from Mexico.

(i) Incorporation by reference.

(A) Revisions to Texas Air Control Board (TACB), Regulation I, Section 111.101, "General Prohibition;" Section 111.103, "Exceptions to Prohibition of Outdoor Burning;" Section 111.105, "General Requirements for Allowable Outdoor Burning;" Section 111.107, "Responsibility for Consequences of Outdoor Burning;" Section 111.143, "Materials Handling;" Section 111.145, "Construction and Demolition," Subsections 111.145(1), 111.145(2); Section 111.147, "Roads, Streets, and Alleys," Subsections 111.147(1)(B), 111.147(1)(C), 111.147(1)(D); and Section 111.149, "Parking Lots," as adopted by the TACB on June 16, 1989.

(B) TACB Order No. 89-03, as adopted by the TACB on June 16, 1989.

(C) Revisions to TACB, Regulation I, Section 111.111, "Requirements for Specified Sources," Subsection 111.111(c); Section 111.141, "Geographic Areas of Application and Date of Compliance;" Section 111.145, "Construction and Demolition," Subsections 111.145(first paragraph), 111.145(3); and Section 111.147, "Roads, Streets, and Alleys," Subsections 111.147(first paragraph), 111.147(1)(first paragraph),

111.147(1)(A), 111.147(1)(E), 111.147(1)(F), and 111.147(2), as adopted by the TACB on October 25, 1991.

(D) TACB Order No. 91-15, as adopted by the TACB on October 25, 1991.

(E) City of El Paso, Texas, ordinance, Title 9 (Health and Safety), Chapter 9.38 (Woodburning), Section 9.38.010, "Definitions;" Section 9.38.020, "No-Burn Periods;" Section 9.38.030, "Notice Required;" Section 9.38.040, "Exemptions;" Section 9.38.050, "Rebuttable Presumption;" and Section 9.38.060, "Violation Penalty," as adopted by the City Council of the City of El Paso on December 11, 1990.

(ii) Additional material.

(A) November 5, 1991, narrative plan addressing the El Paso moderate PM-10 nonattainment area, including emission inventory, modeling analyses, and control measures.

(B) A Memorandum of Understanding between the TACB and the City of El Paso defining the actions required and the responsibilities of each party pursuant to the revisions to the Texas PM-10 SIP for El Paso, passed and approved on November 5, 1991.

(C) TACB certification letter dated July 27, 1989, and signed by Allen Eli Bell, Executive Director, TACB.

(D) TACB certification letter dated October 28, 1991, and signed by Steve Spaw, Executive Director, TACB.

(E) El Paso PM-10 SIP narrative from pages 91-92 that reads as follows: "* * * provided that adequate information becomes available, a contingency plan will be developed in conjunction with future El Paso PM-10 SIP revisions. It is anticipated that EPA, TACB, the City of El Paso, and SEDUE will continue a cooperative effort to study the PM-10 air quality in the El Paso/Juarez air basin. Based on the availability of enhanced emissions and monitoring data, as well as more sophisticated modeling techniques (e.g., Urban Airshed Model), future studies will attempt to better define the relative contributions of El Paso and Juarez to the PM-10 problem in the basin. At that time, a contingency plan can more appropriately be developed in a cooperative effort with Mexico."

(80) A revision to the Texas State Implementation Plan to adopt an alternate control strategy for the surface

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coating processes at Lockheed Corporation of Fort Worth.

(i) Incorporation by reference.

(A) Texas Air Control Board Order Number 93-13 issued and effective June 18, 1993, for Lockheed Corporation, Fort Worth approving an Alternate Reasonably Available Control Technology (ARACT). A letter from the Governor of Texas dated August 19, 1993, submitting to the EPA the ARACT demonstration.

(ii) Additional material-the document prepared by GD titled "The Proposed Alternate Reasonably Available Control Technology Determination for U.S. Air Force Plant Number Four and Ancillary Facilities of General Dynamics" dated September 16, 1991.

(81) A revision to the Texas SIP to include revisions to Texas Regulation V, 31 TAC §§115.241-115.249-Control of Vehicle Refueling Emissions (Stage II) at Motor Vehicle Fuel Dispensing Facilities adopted by the State on October 16, 1992, effective November 16, 1992, and submitted by the Governor by cover letter dated November 13, 1992.

(i) Incorporation by reference.

(A) Revisions to Texas Regulation V, 31 TAC §§115.241-115.249-Control of Vehicle Refueling Emissions (Stage II) at Motor Vehicle Fuel Dispensing Facilities, effective November 16, 1992.

(B) Texas Air Control Board Order No. 92-16, as adopted October 16, 1992.

(ii) Additional materials.

(A) September 30, 1992, narrative plan addressing: general requirements, definitions, determination of regulated universe, certification of approved vapor recovery systems, training, public information, recordkeeping, requirements for equipment installation and testing, annual in-use above ground inspections, program penalties, resources, and benefits.

(82) A revision to the Texas SIP to include a new Texas Natural Resource Conservation Commission, Part III, Chapter 101, *General Rules*, section 101.10, *Emission Inventory Requirements*. In a concurrent action, the TNRCC repealed the existing section 101.10 concerning filing of emissions data. The new rule and the repealing of the old rule was submitted to the EPA on October 15, 1992, by the Governor, as a proposed revision to the SIP.

(i) Incorporation by reference.

(A) TNRCC, Part III, Chapter 101, *General Rules*, section 101.10, *Emission Inventory Requirements*, as adopted by the TNRCC on August 20, 1992.

(B) TNRCC Order No. 92-20, as adopted by the TNRCC on August 20, 1992.

(ii) Additional material.

(A) TNRCC certification letter dated October 8, 1992, and signed by William R. Campbell, Executive Director, TNRCC.

(83) A revision to the Texas SIP to include an alternate particulate control plan for certain unpaved industrial roadways at the ASARCO copper smelter in El Paso, submitted by the Governor by cover letter dated March 30, 1994.

(i) Incorporation by reference.

(A) Texas Natural Resource Conservation Commission Order No. 94-01, as adopted by the Texas Natural Resource Conservation Commission on March 9, 1994.

(B) TNRCC Attachment 3 containing the Texas Air Control Board permit number 20345 for the ASARCO primary copper smelter in El Paso, Texas, issued May 11, 1992.

(C) TNRCC Attachment 4 containing the June 8, 1993, letter from Mr. Troy W. Dalton, Texas Air Control Board (TACB), to Mr. Thomas Diggs, U.S. EPA Region 6, addressing the ASARCO Inc. (El Paso) waiver request from TACB Regulation I, Section 111.147(1)(A), including the enclosure entitled "Waiver Provisions to Texas Air Control Board Regulation 111.147(1)(A) for ASARCO, Incorporated, El Paso Account No. EE-0007-G."

(ii) Additional material.

(A) March 9, 1994, SIP narrative addressing the alternate particulate control plan (in lieu of paving) for certain unpaved industrial roadways at the ASARCO copper smelter in El Paso.

(84) A revision to the Texas SIP for the El Paso moderate carbon monoxide nonattainment area which has a design value less than 12.7 parts per million was submitted by the Governor of Texas to meet the November 15, 1992, CAA deadline. The elements in this incorporation include the general SIP revision and the oxygenated fuels regulations submitted to the EPA on October 23, 1992, and the completed emissions

inventory submitted to the EPA on November 17, 1992.

(i) Incorporation by reference.

(A) Addition of a new Section 114.13, "Oxygenated Fuels" to the Texas Air Control Board (TACB), Regulation IV.

(B) TACB Board Order Number 92-15, as adopted by the TACB on September 18, 1992.

(C) SIP narrative plan entitled "Revisions to the State Implementation Plan (SIP) for Carbon Monoxide (CO), 1992 CO SIP for Moderate Area—El Paso," adopted by the Texas Air Control Board September 18, 1992, addressing: 3. 1992 CO SIP Revisions for Moderate Area El Paso (new.) e. Attainment Demonstration, pages 9-10; f. Oxygenated Fuels 3) Administrative Requirements, page 13, b) Clerical Reviews, page 15, c) Field Inspections, page 15; and e) enforcement (i)-(iv), pages 17-19.

(ii) Additional material.

(A) SIP narrative plan entitled "Revisions to the State Implementation Plan (SIP) for Carbon Monoxide (CO), 1992 CO SIP for Moderate Area—El Paso," adopted by the Texas Air Control Board September 18, 1992.

(B) Governor of Texas submittal of November 13, 1992, regarding the El Paso CO emissions inventory.

(C) The TACB certification letter dated October 1, 1992, and signed by William R. Campbell, Executive Director, TACB.

(85) The State is required to implement a Small Business Stationary Source Technical and Environmental Compliance Assistance Program (PROGRAM) as specified in the plan revision submitted by the Governor on November 13, 1992. This plan submittal, as adopted by the Texas Air Control Board (TACB) on November 6, 1992, was developed in accordance with section 507 of the Clean Air Act (CAA).

(i) Incorporation by reference.

(A) Texas Clean Air Act (TCAA), TEXAS HEALTH AND SAFETY CODE ANN. (Vernon 1992), § 382.0365, "Small Business Stationary Source Assistance Program", enacted by the Texas 1991 legislative session and effective September 1, 1991. Included in TCAA, § 382.0365, are provisions establishing a small business assistance program (SBAP), an Ombudsman, and a Compli-

ance Advisory Panel (CAP); establishing membership of the CAP; and addressing the responsibilities and duties of the SBAP, Ombudsman, and the CAP.

(B) TACB Order No. 92-22, as adopted by the TACB on November 6, 1992.

(C) Appendix C, "Schedule of Implementation", appended to the narrative SIP Revision entitled, "Revisions to the State Implementation Plan for the Small Business Stationary Source Technical and Environmental Compliance Assistance Program, Texas Air Control Board; November 1992".

(ii) Additional material.

(A) Narrative SIP Revision entitled, "Revisions to the State Implementation Plan for the Small Business Stationary Source Technical and Environmental Compliance Assistance Program, Texas Air Control Board; November 1992".

(B) TACB certification letter dated November 10, 1992, and signed by William R. Campbell, Executive Director, TACB.

(C) Legal opinion letter dated October 15, 1992 from Kirk P. Watson, Chairman, TACB, to Mr. B.J. Wynne, III, Regional Administrator, EPA Region 6, regarding the composition of the Small Business Compliance Advisory Panel for Texas.

(86) [Reserved]

(87) A revision to the Texas SIP to include revisions to Texas Regulation IV, 31 TAC § 114.3—Vehicle Emissions Inspection and Maintenance Program, adopted by the State on November 10, 1993, and February 16, 1994, regulations effective December 8, 1993, and revisions to Texas Department of Transportation, Chapter 17. Vehicle Titles and Registration—Vehicle Emissions Verification System, 43 TAC § 17.80, adopted by the State on October 28, 1993, effective November 22, 1993, and submitted by the Governor by cover letters dated November 12, 1993 and March 9, 1994.

(i) Incorporation by reference.

(A) House Bill 1969 an act relating to motor vehicle registration, inspections and providing penalties amending:

(1) Sections 382.037 and 382.038 of the Texas Health and Safety Code;

(2) Section 2 Chapter 88, General Laws, Acts of the 41st Legislature, 2nd

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Called Session, 1929 (Article 6675a-2, Vernon's Texas Civil Statutes);

(3) Title 116, Articles 6675b-4, 6675b-4A, and 6675b-4B;

(4) Section 141(d), and section 142(h), Uniform Act Regulating Traffic on Highways (Article 6701d, Vernon's Civil Statutes);

(5) Section 4.202, County Road and Bridge Act (Article 6702-1, Vernon's Texas Civil Statutes) signed by the Governor on June 8, 1993, and effective August 30, 1993.

(B) Texas Health and Safety Code (Vernon 1990), the Texas Clean Air Act, sections 382.017, 382.037, 382.038, and 382.039 effective September 1, 1991.

(C) Revisions to Texas Regulation IV, 31 TAC §114.3—Vehicle Emissions Inspection and Maintenance Program, effective December 8, 1993.

(D) Order No. 93-23, as adopted November 10, 1993, and Order No. 94-02 as adopted February 16, 1994.

(E) Texas Civil Statutes, Articles 6675a-1 to 6675b-2 and 6687-1. (Vernon 1993).

(F) Revisions to Texas Department of Transportation, Chapter 17. Vehicle Titles and Registration—Vehicle Emissions Verification System, 43 TAC §17.80, effective November 22, 1993.

(ii) Additional materials.

(A) SIP narrative plan entitled "Revisions to the State Implementation Plan (SIP) for the Control of Ozone Air Pollution—Inspection/Maintenance SIP for Dallas/Fort Worth, El Paso, Beaumont/Port Arthur, and Houston/Galveston Ozone Nonattainment Areas," submitted to the EPA on November 12, 1993, and on March 9, 1994 addressing by section: 8(a)(1) Applicability, 8(a)(2) Adequate Tools and Resources, 8(a)(3) I/M Performance Standards, 8(a)(4) Network Type and Program Evaluation, 8(a)(5) Test Frequency and Convenience, 8(a)(6) Vehicle coverage, 8(a)(7) Test Procedures and Standards and Test Equipment, 8(a)(8) Quality Control, 8(a)(9) Quality Assurance, 8(a)(10) Waivers and Compliance Via Diagnostic Inspection, 8(a)(11) Motorist Compliance Enforcement, 8(a)(12) Motorist Compliance Enforcement Program Oversight, 8(a)(13) Enforcement Against Contractors, Stations and Inspectors, 8(a)(14) Compliance with Recall Notices, 8(a)(15) Data Collection,

8(a)(16) Data Analysis and Reporting, 8(a)(17) Inspector Training and Licensing or Certification, 8(a)(18) Public Information, 8(a)(19) Consumer Protection Provisions, 8(a)(20) Improving Repair Effectiveness, 8(a)(21) On-Road Testing, 8(a)(22) State Implementation Plan Submission and Appendices.

(B) Letter dated May 4, 1994, from John Hall, Chairman of the Texas Natural Resource Conservation Commission to the EPA, clarifying the State's intent regarding its Executive Director's exemption policy and repair effectiveness program.

(88) Revisions to the Texas State Implementation Plan, submitted to EPA on June 8 and November 13, 1992, respectively. These revisions adopt expansion of applicability for Reasonably Available Control Technology (RACT) rules for volatile organic compounds (VOCs) to ensure that all major VOC sources are covered by RACT, to revise the major source definition, and to revise certain monitoring, record-keeping, and reporting requirements for Victoria County, Texas.

(i) Incorporation by reference.

(A) Texas Air Control Board Order No. 92-04, as adopted on May 8, 1992.

(B) Revisions to the General Rules, as adopted by the Board on May 8, 1992, section 101.1—New definitions for capture efficiency, capture system, carbon adsorber, carbon adsorption system, coating, coating line, control device, control system, pounds of volatile organic compounds (VOC) per gallon of coating (minus water and exempt solvents), pounds of volatile organic compounds (VOC) per gallon of solids, printing line; revised definitions for component, exempt solvent, leak, vapor recovery system, volatile organic compound (VOC).

(C) Revisions to Regulation V, as adopted by the Board on May 8, 1992, sections 115.010 (Definitions)—Beaumont/Port Arthur area, Dallas/Fort Worth area, El Paso area, Houston/Galveston area; revised definition for delivery vessel/tank truck tank; 115.112(a), 115.112(a)(3), 115.112(b)(1), 115.112(b)(2), 115.112(b)(2)(A) through 115.112(b)(2)(D), 115.112(b)(2)(E), 115.112(b)(2)(F), 115.112(c), 115.112(c)(3)(A), 115.112(c)(3)(B), 115.113(a) through 115.113(c), 115.114(a),

115.114(b), 115.114(b)(1), 115.114(b)(2), 115.115(a), 115.115(b), 115.115(b)(1) through 115.115(b)(8), 115.116(a), 115.116(a)(4), 115.116(b), 115.116(b)(1) through 115.116(b)(4), 115.117(a), 115.117(b), 115.117(b)(1) through 115.117(b)(6), 115.117(b)(6)(A) through 115.117(b)(6)(C), 115.117(b)(7), 115.117(b)(7)(A) through 115.117(b)(7)(C), 115.117(c), 115.117(c)(1) through 115.117(c)(4), 115.119 introductory paragraph, 115.121(a), 115.121(a)(1), 115.121(a)(1)(C), 115.121(a)(2), 115.121(a)(3), 115.121(b), 115.121(b)(1) through 115.121(b)(3), 115.121(c), 115.121(c)(1), 115.121(c)(2) through 115.121(c)(4), 115.122(a), 115.122(b), 115.122(c), 115.122(c)(1) through 115.122(c)(4), 115.123(a) through 115.123(c), 115.125(a), 115.125(a)(2), 115.125(b), 115.125(b)(1) through 115.125(b)(7), 115.126 introductory paragraph, 115.127(a), 115.127(a)(2), 115.127(a)(3), 115.127(a)(3)(B), 115.127(a)(3)(C), 115.127(a)(4), 115.127(a)(4)(C), 115.127(b), 115.127(b)(1), 115.127(b)(2), 115.127(b)(2)(A) through 115.127(b)(2)(B), 115.127(c), 115.127(c)(1), 115.127(c)(2), 115.127(c)(2)(A) through 115.127(c)(2)(C), 115.129 introductory paragraph, 115.129(1) through 115.129(3), 115.131(a), 115.131(a)(2) through 115.131(a)(4), 115.131(b) through 115.131(c), 115.132(a), 115.132(b), 115.132(b)(1) through 115.132(b)(3), 115.132(c), 115.132(c)(3), 115.133(a) through 115.133(c), 115.135(a), 115.135(b), 115.135(b)(1) through 115.135(b)(6), 115.136(a), 115.136(a)(1), 115.136(a)(2), 115.136(a)(2)(A) through 115.136(a)(2)(D), 115.136(a)(3), 115.136(a)(4), 115.136(b), 115.137(a), 115.137(a)(1) through 115.137(a)(4), 115.137(b), 115.137(b)(1) through 115.137(b)(4), 115.137(c), 115.137(c)(1) through 115.137(c)(3), 115.139 introductory paragraph, 115.139(1), 115.139(2), 115.211 introductory paragraph, 115.211(1)(A), 115.211(1)(B), 115.211(2), 115.212(a), 115.212(a)(4), 115.212(a)(5), 115.212(b), 115.212(b)(1), 115.212(b)(2), 115.212(b)(2)(A), 115.212(b)(2)(B), 115.212(b)(3), 115.212(b)(3)(A) through 115.212(b)(3)(C), 115.212(c), 115.212(c)(1), 115.213(a) through 115.213(c), 115.214(a), 115.214(a)(3), 115.214(a)(4), 115.214(b), 115.214(b)(1), 115.214(b)(2), 115.215(a), 115.215(b), 115.215(b)(1) through 115.215(b)(8), 115.216 introductory para- graph, 115.216(4), 115.217(a), 115.217(a)(2) through 115.217(a)(4), 115.217(b), 115.217(b)(1) through 115.217(b)(3), 115.217(c), 115.217(c)(3), 115.219 introducto- ry paragraph, 115.219(1) through 115.219(6), 115.221 introductory para- graph, 115.222 introductory paragraph, 115.222(6), 115.223 introductory para- graph, 115.224 introductory paragraph, 115.224(2), 115.225 introductory para- graph, 115.226 introductory paragraph, 115.227 introductory paragraph, 115.229 introductory paragraph, 115.234 intro- ductory paragraph, 115.235 introductory paragraph, 115.236 introductory para- graph, 115.239 introductory paragraph, 115.311(a), 115.311(a)(1), 115.311(a)(2), 115.311(b), 115.311(b)(1), 115.311(b)(2), 115.312(a), 115.312(a)(2), 115.312(b), 115.312(b)(1), 115.312(b)(1)(A), 115.312(b)(1)(B), 115.312(b)(2), 115.313(a) through 115.313(b), 115.315(a), 115.315(b), 115.315(b)(1) through 115.315(b)(7), 115.316 introductory paragraph, 115.316(1), 115.316(2), 115.316(3), 115.317 introducto- ry paragraph, 115.319 introductory paragraph, 115.319(1), 115.319(2), 115.322(a), 115.322(b), 115.322(b)(1) through 115.322(b)(5), 115.323(a), 115.323(a)(2), 115.323(b), 115.323(b)(1), 115.323(b)(2), 115.324(a), 115.324(a)(4), 115.324(b), 115.324(b)(1), 115.324(b)(1)(A) through 115.324(b)(1)(D), 115.324(b)(2), 115.324(b)(2)(A) through 115.324(b)(2)(C), 115.324(b)(3) through 115.324(b)(8), 115.324(b)(8)(A), 115.324(b)(8)(A)(i), 115.324(b)(8)(A)(ii), 115.324(b)(8)(B), 115.325(a), 115.325(b), 115.325(b)(1) through 115.325(b)(3), 115.326(a), 115.326(a)(2), 115.326(b), 115.326(b)(1), 115.326(b)(2), 115.326(b)(2)(A) through 115.326(b)(2)(I), 115.326(b)(3), 115.326(b)(4), 115.327(a), 115.327(a)(2), 115.327(a)(4), 115.327(a)(5), 115.327(b), 115.327(b)(1), 115.327(b)(1)(A) through 115.327(b)(1)(C), 115.327(b)(2) through 115.327(b)(6), 115.329 introductory paragraph, 115.332 intro- ductory paragraph, 115.333 introductory paragraph, 115.334 introductory para- graph, 115.334(3), 115.334(3)(A), 115.335 intro- ductory paragraph, 115.336 introducto- ry paragraph, 115.337 introductory paragraph, 115.337(2) through 115.337(4), 115.337(4)(E), 115.339 introductory para- graph, 115.342 introductory paragraph, 115.343 introductory paragraph, 115.344 introductory paragraph, 115.345 intro- ductory paragraph, 115.346 introductory

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paragraph, 115.347 introductory paragraph, 115.347(3), 115.349 introductory paragraph, 115.412(a), 115.412(a)(1)(F)(iv), 115.412(a)(3)(I), 115.412(a)(3)(I)(viii), 115.412(b)(1), 115.412(b)(1)(A)(i), 115.412(b)(1)(A)(iii), through 115.412(b)(1)(F)(i), 115.412(b)(1)(F)(iv), 115.412(b)(2)(A), 115.412(b)(2)(B)(i), 115.412(b)(2)(B)(iii), 115.412(b)(2)(D), through 115.412(b)(2)(E), 115.412(b)(2)(F)(i), 115.412(b)(2)(F)(xiii), 115.412(b)(3)(A), 115.412(b)(3)(A)(ii), through 115.412(b)(3)(I), 115.412(b)(3)(I)(i) through 115.412(b)(3)(I)(viii), 115.413(a), 115.413(a)(1), 115.413(a)(2), 115.413(b), 115.413(b)(1), 115.413(b)(2), 115.415(a), 115.415(a)(1), 115.415(a)(2), 115.415(b), 115.415(b)(1), 115.415(b)(1)(A), 115.415(b)(1)(B), 115.415(b)(2), 115.415(b)(2)(A) through 115.415(b)(2)(E), 115.416(a), 115.416(b), 115.416(b)(1), 115.416(b)(2), 115.417(a), 115.417(a)(1) through 115.417(a)(6), 115.417(b), 115.417(b)(1) through 115.417(b)(6), 115.419(a) through 115.419(b), 115.421(a), 115.421(a)(8), 115.421(a)(8)(A), 115.421(a)(8)(B), 115.421(a)(8)(C), 115.421(a)(9), 115.421(a)(9)(v), 115.421(a)(11), 115.421(b), 115.421(b)(1) through 115.421(b)(9), 115.421(b)(9)(A), 115.421(b)(9)(A)(i) through 115.421(b)(9)(A)(iv), 115.421(b)(9)(B), 115.421(b)(9)(C), 115.421(b)(10), 115.422(a), 115.422(a)(1), 115.422(a)(2), 115.423(a), 115.423(a)(3), 115.423(a)(4), 115.423(b), 115.423(b)(1) through 115.423(b)(4), 115.424(a), 115.424(a)(1) through 115.424(a)(3), 115.424(a)(2), 115.424(b), 115.424(b)(1), 115.424(b)(2), 115.425(a), 115.425(a)(1), 115.425(a)(2), 115.425(a)(3), 115.425(a)(3)(B), 115.425(a)(4)(C)(ii), 115.425(b), 115.424(b)(1), 115.424(b)(1)(A) through 115.425(b)(1)(E), 115.425(b)(2), 115.424(b)(2)(A) through 115.425(b)(2)(E), 115.426(a), 115.426(a)(1), 115.426(a)(1)(C), 115.426(a)(2), 115.426(a)(2)(B), 115.426(a)(3), 115.426(a)(4), 115.426(b), 115.426(b)(1), 115.426(b)(1)(A) through 115.426(b)(1)(D), 115.426(b)(2), 115.426(b)(2)(A), through 115.426(b)(2)(A)(iv), 115.426(b)(2)(C), 115.426(b)(3), 115.427(a), 115.427(a)(1), 115.427(a)(2), 115.427(a)(2)(A), 115.427(a)(2)(B), 115.427(a)(3), 115.427(a)(4), 115.427(a)(5), 115.427(a)(5)(A), 115.427(b), 115.427(b)(1), 115.427(b)(2), 115.427(b)(2)(A) through 115.427(b)(2)(E), 115.427(b)(3), 115.427(b)(3)(A) through 115.427(b)(3)(C), 115.429(a) through 115.429(c), 115.432(a), 115.432(a)(2), 115.432(a)(3), 115.432(b), 115.432(b)(1) through 115.432(b)(3), 115.432(b)(3)(A) through 115.432(b)(3)(C), 115.433(a), 115.433(b), 115.435(a), 115.435(a)(6), 115.435(a)(7), 115.435(a)(7)(C)(ii), 115.435(a)(8), 115.435(b), 115.435(b)(1) through 115.435(b)(7), 115.436(a), 115.436(a)(1), 115.436(a)(2), 114.436(a)(4) through 115.436(a)(6), 115.436(b), 115.436(b)(1) through 115.436(b)(3), 115.436(b)(3)(A) through 115.436(b)(3)(C), 115.436(b)(4), 115.436(b)(5), 115.437(a), 115.437(a)(1) through 115.437(a)(4), 115.437(b), 115.439(a) through 115.439(c), 115.512 introductory paragraph, 115.512 (1) through 115.512(3), 115.513 introductory paragraph, 115.515 introductory paragraph, 115.516 introductory paragraph, 115.517 introductory paragraph, 115.519(a) through 115.519(b), 115.531(a), 115.531(a)(2), 115.531(a)(3), 115.531(b), 115.531(b)(1) through 115.531(b)(3), 115.532(a), 115.532(a)(4), 115.532(a)(5), 115.532(b), 115.532(b)(1)(A), 115.532(b)(1)(B), 115.532(b)(2), 115.532(b)(3), 115.532(b)(3)(A), 115.532(b)(3)(B), 115.532(b)(4), 115.533(a), 115.533(b), 115.534(a), 115.534(b), 115.534(b)(1), 115.534(b)(2), 115.535(a), 115.535(b), 115.535(b)(1) through 115.535(b)(6), 115.536(a), 115.536(a)(1), 115.536(a)(2), 115.536(a)(3), 115.536(a)(4), 115.536(b), 115.536(b)(1), 115.536(b)(2), 115.536(b)(2)(A), 115.536(b)(2)(A)(i) through 115.536(b)(2)(A)(iii), 115.536(b)(2)(B), 115.536(b)(3), 115.536(b)(3)(A), 115.536(b)(3)(B), 115.536(b)(4), 115.536(b)(5), 115.537(a), 115.537(a)(1) through 115.537(a)(7), 115.537(b), 115.537(b)(1) through 115.537(b)(5), 115.539(a), 115.539(b), 115.612 introductory paragraph, 115.613 introductory paragraph, 115.614 introductory paragraph, 115.615 introductory paragraph, 115.615(1), 115.617 introductory

paragraph, 115.617(1), 115.619 introductory paragraph.

(D) Texas Air Control Board Order No. 92-16, as adopted on October 16, 1992.

(E) Revisions to the General Rules, as adopted by the Board on October 16, section 101.1: Introductory paragraph, new definition for extreme performance coating; revised definitions for gasoline bulk plant, paragraph vii of miscellaneous metal parts and products coating, mirror backing coating, volatile organic compound.

(F) Revisions to Regulation V, as adopted by the Board on October 16, 1992, sections 115.010—new definition for extreme performance coating; revised definitions for gasoline bulk plant, paragraph vii of miscellaneous metal parts and products coating, mirror backing coating, and volatile organic compound; 115.116 title (Monitoring and Recordkeeping Requirements), 115.116(a)(2), 115.116(a)(3), 115.116(a)(3)(A) through 115.116(a)(3)(C), 115.116(a)(5), 115.116(b)(2), 115.116(b)(3), 115.116(b)(3)(A) through 115.116(b)(3)(D), 115.116(b)(4), 115.116(b)(5), 115.119(a), 115.119(b), 115.126 title (Monitoring and Recordkeeping Requirements), 115.126(a), 115.126(a)(1)(A), 115.126(a)(1)(C), 115.126(a)(1)(E), 115.126(b), 115.126(b)(1), 115.126(b)(1)(A) through 115.126(b)(1)(E), 115.126(b)(2), 115.126(b)(2)(A) through 115.126(b)(2)(D), 115.126(b)(3), 115.126(b)(3)(A), 115.126(b)(3)(B), 115.127(a)(4)(A) through 115.127(a)(4)(C), 115.129(a), 115.129(a)(1), 115.129(b), 115.136 title (Monitoring and Recordkeeping Requirements), 115.136(a)(4), 115.136(b), 115.136(b)(1), 115.136(b)(2), 115.136(b)(2)(A) through 115.136(b)(2)(D), 115.136(b)(3), 115.136(b)(4), 115.139(a), 115.139(b), 115.211(a), 115.211(b), 115.215(a), 115.215(b), 115.216 title (Monitoring and Recordkeeping Requirements), 115.216(a), 115.216(a)(2)(A) through 115.216(a)(2)(C), 115.216(a)(5), 115.216(b), 115.216(b)(1), 115.216(b)(2), 115.216(b)(2)(A) through 115.216(b)(2)(D), 115.216(b)(3), 115.216(b)(3)(A), 115.216(b)(3)(B), 115.216(b)(4), 115.217(a)(6), 115.219(a)(1) through 115.219(a)(4), 115.219(b), 115.316 title (Monitoring and Recordkeeping Requirements), 115.316(a), 115.316(a)(1)(A), 115.316(a)(1)(C), 115.316(a)(4), 115.316(b),

115.316(b)(1), 115.316(b)(1)(A) through 115.316(b)(1)(D), 115.316(b)(2), 115.316(b)(2)(A) through 115.316(b)(2)(C), 115.316(b)(3), 115.316(b)(4), 115.319(a)(1), 115.319(a)(2), 115.319(b), 115.421(a), 115.421(a)(12), 115.421(a)(12)(A), 115.421(a)(12)(A)(i), 115.421(a)(12)(A)(ii), 115.421(a)(12)(B), 115.425(a)(4)(C)(ii), 115.426 title (Monitoring and Recordkeeping Requirements), 115.426(a)(2), 115.426(a)(2)(A)(i), 115.426(b)(2), 115.426(b)(2)(i), 115.427(a)(5)(C), 115.427(a)(6), 115.427(a)(6)(A) through 115.427(a)(6)(C), 115.427(a)(7), 115.429(d), 115.436 title (Monitoring and Recordkeeping Requirements), 115.436(a)(3), 115.436(a)(3)(C), 115.436(b), 115.436(b)(3), 115.436(b)(3)(B) through 115.436(b)(3)(D), 115.439(d), 115.536 title (Monitoring and Recordkeeping Requirements), 115.536(a)(1), 115.536(a)(2), 115.536(a)(2)(A), 115.536(a)(2)(A)(ii), 115.536(a)(5), 115.536(b)(1), 115.536(b)(2), 115.536(b)(2)(A), 115.536(b)(2)(A)(ii) through 115.536(b)(2)(A)(iv), 115.539(c).

(89) A revision to the Texas State Implementation Plan to adopt an attainment demonstration control strategy for lead which addresses that portion of Collin County owned by GNB.

(i) Incorporation by reference.

(A) Texas Air Control Board Order Number 92-09 issued and effective October 16, 1992, for settlement of the enforcement action against the GNB facility at Frisco, Texas.

(B) Texas Air Control Board Order Number 93-10 issued and effective June 18, 1993, for control of lead emissions from the GNB facility at Frisco, Texas.

(C) Texas Air Control Board Order Number 93-12 issued and effective June 18, 1993, establishing contingency measures relating to the GNB facility at Frisco, Texas.

(ii) Additional material.

(A) The lead attainment demonstration prepared by the State, dated July 1993.

(90) A revision to the Texas SIP regarding ozone monitoring. The State of Texas will modify its SLAMS and its NAMS monitoring systems to include a PAMS network design and establish monitoring sites. The State's SIP revision satisfies 40 CFR 58.20(f) PAMS requirements.

(i) Incorporation by reference.

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(A) TNRCC Order Number 93-24 as adopted by the TNRCC November 10, 1993.

(B) SIP narrative plan entitled "Revisions to the State Implementation Plan (SIP) for the Control of Ozone Air Pollution" adopted by the TNRCC on November 10, 1993, addressing: 1993 Rate-of-Progress SIP for Dallas/Fort Worth, El Paso, Beaumont/Port Arthur and Houston/Galveston Ozone Non-attainment Areas, Section VI: Control Strategy, B. Ozone Control Strategy, 7. SIP Revisions for 1993 Rate-of-Progress (new.), a. Ozone Control Plan, 1) General, f) Photochemical Assessment Monitoring Stations, page 87, second paragraph, first sentence; third paragraph; fourth paragraph; and, the fifth paragraph which ends on page 88; page 88, first complete paragraph, including numbers (1), (2) and (3).

(ii) Additional material.

(A) The Texas SIP revision narrative regarding PAMS.

(B) TNRCC certification letter dated November 10, 1993, and signed by Gloria A. Vasquez, Chief Clerk, TNRCC.

(91)-(92) [Reserved]

(93) A revision to the Texas State Implementation Plan (SIP) to include agreed orders limiting sulfur dioxide (SO₂) allowable emissions at certain nonpermitted facilities in Harris County, and to include a modeling demonstration showing attainment of the SO₂ National Ambient Air Quality Standards, was submitted by the Governor by cover letter dated August 3, 1994.

(i) Incorporation by reference.

(A) Texas Natural Resource Conservation Commission (TNRCC) Order No. 94-09, as adopted by the TNRCC on June 29, 1994.

(B) TNRCC Order No. 94-10 for Anchor Glass Container, as adopted by the TNRCC on June 29, 1994.

(C) TNRCC Order No. 94-11 for Crown Central Petroleum Corporation, as adopted by the TNRCC on June 29, 1994.

(D) TNRCC Order No. 94-12 for Elf Atochem North America, Inc., as adopted by the TNRCC on June 29, 1994.

(E) TNRCC Order No. 94-13 for Exxon Company USA, as adopted by the TNRCC on June 29, 1994.

(F) TNRCC Order No. 94-14 for ISK Biosciences Corporation, as adopted by the TNRCC on June 29, 1994.

(G) TNRCC Order No. 94-15 for Lyondell Citgo Refining Company, LTD., as adopted by the TNRCC on June 29, 1994.

(H) TNRCC Order No. 94-16 for Lyondell Petrochemical Company, as adopted by the TNRCC on June 29, 1994.

(I) TNRCC Order No. 94-17 for Merichem Company, as adopted by the TNRCC on June 29, 1994.

(J) TNRCC Order No. 94-18 for Mobil Mining and Minerals Company, as adopted by the TNRCC on June 29, 1994.

(K) TNRCC Order No. 94-19 for Phibro Energy USA, Inc., as adopted by the TNRCC on June 29, 1994.

(L) TNRCC Order No. 94-20 for Shell Chemical and Shell Oil, as adopted by the TNRCC on June 29, 1994.

(M) TNRCC Order No. 94-21 for Shell Oil Company, as adopted by the TNRCC on June 29, 1994.

(N) TNRCC Order No. 94-22 for Simpson Pasadena Paper Company, as adopted by the TNRCC on June 29, 1994.

(ii) Additional material.

(A) May 27, 1994, letter from Mr. Norman D. Radford, Jr. to the TNRCC and the EPA Region 6 requesting approval of an equivalent method of monitoring sulfur in fuel and an equivalent method of determining compliance.

(B) June 28, 1994, letter from Anthony C. Grigsby, Executive Director, TNRCC, to Crown Central Petroleum Corporation, approving an alternate monitoring and compliance demonstration method.

(C) June 28, 1994, letter from Anthony C. Grigsby, Executive Director, TNRCC, to Exxon Company USA, approving an alternate monitoring and compliance demonstration method.

(D) June 28, 1994, letter from Anthony C. Grigsby, Executive Director, TNRCC, to Lyondell Citgo Refining Co., LTD., approving an alternate monitoring and compliance demonstration method.

(E) June 28, 1994, letter from Anthony C. Grigsby, Executive Director, TNRCC, to Phibro Energy, USA, Inc., approving an alternate monitoring and compliance demonstration method.

(F) June 28, 1994, letter from Anthony C. Grigsby, Executive Director,

TNRCC, to Shell Oil Company, approving an alternate monitoring and compliance demonstration method.

(G) June 8, 1994, letter from Mr. S. E. Pierce, Mobil Mining and Minerals Company, to the TNRCC requesting approval of an alternative quality assurance program.

(H) June 28, 1994, letter from Anthony C. Grigsby, Executive Director, TNRCC, to Mobil Mining and Minerals Company, approving an alternative quality assurance program.

(I) August 3, 1994, narrative plan addressing the Harris County Agreed Orders for SO₂, including emission inventories and modeling analyses (i.e. the April 16, 1993, report entitled "Evaluation of Potential 24-hour SO₂ Non-attainment Area in Harris County, Texas-Phase II" and the June, 1994, addendum).

(J) TNRCC certification letter dated June 29, 1994, and signed by Gloria Vasquez, Chief Clerk, TNRCC.

(94) Revisions to the Texas SIP addressing visible emissions requirements were submitted by the Governor of Texas by letters dated August 21, 1989, January 29, 1991, October 15, 1992 and August 4, 1993.

(i) Incorporation by reference.

(A) Revisions to Texas Air Control Board (TACB), Regulation I, Section 111.111, "Requirements for Specified Sources;" Subsection 111.111(a) (first paragraph) under "Visible Emissions;" Subsections 111.111(a)(1) (first paragraph), 111.111(a)(1)(A), 111.111(a)(1)(B) and 111.111(a)(1)(E) under "Stationary Vents;" Subsection 111.111(b) (first paragraph) under "Compliance Determination Exclusions;" and Subsections 111.113 (first paragraph), 111.113(1), 111.113(2), and 111.113(3) under "Alternate Opacity Limitations," as adopted by the TACB on June 16, 1989.

(B) TACB Board Order No. 89-03, as adopted by the TACB on June 16, 1989.

(C) Revisions to Texas Air Control Board (TACB), Regulation I, Section 111.111, "Requirements for Specified Sources;" Subsections 111.111(a)(4)(A) and 111.111(a)(4)(B)(i) under "Railroad Locomotives or Ships;" Subsections 111.111(a)(5)(A) and 111.111(a)(5)(B)(i) under "Structures;" and Subsections 111.111(a)(6)(A) and 111.111(a)(6)(B)(i)

under "Other Sources," as adopted by the TACB on October 12, 1990.

(D) TACB Board Order No. 90-12, as adopted by the TACB on October 12, 1990.

(E) Revisions to Texas Air Control Board (TACB), Regulation I, Section 111.111, "Requirements for Specified Sources;" Subsections 111.111(a)(1)(C), 111.111(a)(1)(D), 111.111(a)(1)(F) (first paragraph), 111.111(a)(1)(F)(i), 111.111(a)(1)(F)(ii), 111.111(a)(1)(F)(iii), 111.111(a)(1)(F)(iv), and 111.111(a)(1)(G) under "Stationary Vents;" Subsections 111.111(a)(2) (first paragraph), 111.111(a)(2)(A), 111.111(a)(2)(B), and 111.111(a)(2)(C) under "Sources Requiring Continuous Emissions Monitoring;" Subsection 111.111(a)(3) (first paragraph) under "Exemptions from Continuous Emissions Monitoring Requirements;" Subsection 111.111(a)(4), "Gas Flares," title only; Subsection 111.111(a)(5) (first paragraph) under "Motor Vehicles;" Subsections 111.111(a)(6)(A), 111.111(a)(6)(B) (first paragraph), 111.111(a)(6)(B)(i) and 111.111(a)(6)(B)(ii) under "Railroad Locomotives or Ships" (Important note, the language for 111.111(a)(6)(A) and 111.111(a)(6)(B)(i) was formerly adopted as 111.111(a)(4)(A) and 111.111(a)(4)(B)(i) on October 12, 1990); Subsections 111.111(a)(7)(A), 111.111(a)(7)(B) (first paragraph), 111.111(a)(7)(B)(i) and 111.111(a)(7)(B)(ii) under "Structures" (Important note, the language for 111.111(a)(7)(A) and 111.111(a)(7)(B)(i) was formerly adopted as 111.111(a)(5)(A) and 111.111(a)(5)(B)(i) on October 12, 1990); and Subsections 111.111(a)(8)(A), 111.111(a)(8)(B) (first paragraph), 111.111(a)(8)(B)(i) and 111.111(a)(8)(B)(ii) under "Other Sources" (Important note, the language for 111.111(a)(8)(A) and 111.111(a)(8)(B)(i) was formerly adopted as 111.111(a)(6)(A) and 111.111(a)(6)(B)(i) on October 12, 1990), as adopted by the TACB on September 18, 1992.

(F) TACB Board Order No. 92-19, as adopted by the TACB on September 18, 1992.

(G) Revisions to Texas Air Control Board (TACB), Regulation I, Section 111.111, "Requirements for Specified Sources;" Subsections 111.111(a)(4)(A) (first paragraph), 111.111(a)(4)(A)(i), 111.111(a)(4)(A)(ii), and 111.111(a)(4)(B)

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under "Gas Flares," as adopted by the TACB on June 18, 1993.

(H) TACB Board Order No. 93-06, as adopted by the TACB on June 18, 1993.

(ii) Additional material.

(A) TACB certification letter dated July 27, 1989, and signed by Allen Eli Bell, Executive Director, TACB.

(B) TACB certification letter dated January 9, 1991, and signed by Steve Spaw, Executive Director, TACB.

(C) TACB certification letter dated October 1, 1992, and signed by William Campbell, Executive Director, TACB.

(D) TACB certification letter dated July 13, 1993, and signed by William Campbell, Executive Director, TACB.

(95) Alternative emission reduction (bubble) plan for the Shell Oil Company's Deer Park manufacturing complex submitted to the EPA by the Governor of Texas in a letter dated July 26, 1993.

(i) Incorporation by reference.

(A) TACB Order 93-11, as adopted by the TACB on June 18, 1993.

(B) SIP narrative entitled, "Site-Specific State Implementation Plan," section IV.H.1.b., attachment (4), entitled, "Alternate Emission Reduction ("Bubble") Plan Provisions for Uncontrolled Vacuum-Producing Vents, Shell Oil Company, Deer Park Manufacturing Complex, HG-0659-W," adopted by the TACB on June 18, 1993.

(ii) Additional material.

(A) SIP narrative entitled, "Site-Specific State Implementation Plan," section IV.H.1.b., adopted by the TACB on June 18, 1993.

(B) TACB certification letter dated July 5, 1993, and signed by William R. Campbell, Executive Director, TACB.

(96) A revision to the Texas State Implementation Plan for Transportation Conformity: Regulation 30 TAC Chapter 114 "Control of Air Pollution from Motor Vehicles", Section 114.27 "Transportation Conformity" as adopted by the Texas Natural Resource Conservation Commission (TNRCC) on October 19, 1994, was submitted by the Governor on November 6, 1994. No action is taken on a portion of 30 TAC 114.27(c) that contains provisions of 40 CFR 51.448.

(i) Incorporation by reference.

(A) The TNRCC 30 TAC Chapter 114 "Control of Air Pollution from Motor

Vehicles", 114.27 "Transportation Conformity" as adopted by the TNRCC on October 19, 1994. No action is taken on a portion of 30 TAC 114.27(c) that contains provisions of 40 CFR 51.448.

(B) TNRCC order No. 94-40 as passed and approved on October 12, 1994.

(ii) Additional material. None.

(97) Revisions to the Texas SIP addressing revisions to the Texas Air Control Board (TACB) General Rules, 31 Texas Administrative Code (TAC) Chapter 101, "General Rules", section 101.1, "Definitions", and revisions to TACB Regulation VI, 31 TAC Chapter 116, "Control of Air Pollution by Permits for New Construction or Modification," were submitted by the Governor of Texas by letters dated December 11, 1985, October 26, 1987, February 18, 1988, September 29, 1988, December 1, 1989, September 18, 1990, November 5, 1991, May 13, 1992, November 13, 1992, and August 31, 1993.

(i) Incorporation by reference.

(A) Revisions to TACB Regulation VI, 31 TAC Chapter 116, sections 116.2 and 116.10(a)(4), as adopted by the TACB on July 26, 1985.

(B) TACB Board Order No. 85-07, as adopted by the TACB on July 26, 1985.

(C) Amended TACB Regulation VI, 31 TAC Chapter 116, section 116.10(a)(3) as adopted by the TACB on July 17, 1987.

(D) TACB Board Order No. 87-09, as adopted by the TACB on July 17, 1987.

(E) Amended TACB Regulation VI, 31 TAC Chapter 116, sections 116.10(a)(1), 116.10(c)(1), 116.10(c)(1)(A), 116.10(c)(1)(B), 116.10(c)(1)(C) and 116.10(f), as adopted by the TACB on December 18, 1987.

(F) TACB Board Order No. 87-17, as adopted by the TACB on December 18, 1987.

(G) Amended TACB Regulation VI, 31 TAC Chapter 116, redesignation of section 116.1 to 116.1(a), revision to section 116.1(b), and redesignation of 116.10(a)(6) to 116.10(a)(7), as adopted by the TACB on July 15, 1988.

(H) TACB Board Order No. 88-08, as adopted by the TACB on July 15, 1988.

(I) Amended TACB Regulation VI, 31 TAC Chapter 116, sections 116.1(a), 116.3(f), 116.5, 116.10(a)(7), 116.10(b)(1), 116.10(d), 116.10(e), 116.11(b)(3), 116.11(e), and 116.11(f), as adopted by the TACB on August 11, 1989.

(J) TACB Board Order No. 89-06, as adopted by the TACB on August 11, 1989.

(K) Amended TACB Regulation VI, 31 TAC Chapter 116, sections 116.1(c), 116.3(a)(1), 116.3(a)(1)(A), and 116.3(a)(1)(B), as adopted by the TACB on May 18, 1990.

(L) TACB Board Order No. 90-05, as adopted by the TACB on May 18, 1990.

(M) Amended TACB Regulation VI, 31 TAC Chapter 116, section 116.1(a)(15), as adopted by the TACB on September 20, 1991.

(N) TACB Board Order No. 91-10, as adopted by the TACB on September 20, 1991.

(O) Revisions to TACB General Rules, 31 TAC Chapter 101 to add definitions of “actual emissions”; “allowable emissions”; “begin actual construction”; “building, structure, facility, or installation”; “commence”; “construction”; “de minimis threshold”; “emissions unit”; “federally enforceable”; “necessary preconstruction approvals or permits”; “net emissions increase”; “nonattainment area”; “reconstruction”; “secondary emissions”; and “synthetic organic chemical manufacturing process” and to modify definitions of “fugitive emission”; “major facility/stationary source”; and “major modification” (except for Table I), as adopted by the TACB on May 8, 1992.

(P) Amended TACB Regulation VI, 31 TAC Chapter 116, sections 116.3(a)(1), (3), (4), (5), (7), (8), (9), (10), (11), (12), and (13); 116.3(c)(1); and 116.11(b)(4), as adopted by the TACB on May 8, 1992.

(Q) TACB Board Order No. 92-06, as adopted by the TACB on May 8, 1992.

(R) Amended TACB Regulation VI, 31 TAC Chapter 116, sections 116.3(a); 116.3(a)(7) and (10); 116.3(c); and 116.14 as, adopted by the TACB on October 16, 1992.

(S) TACB Board Order No. 92-18, adopted by the TACB on October 16, 1992.

(T) Amended TACB Regulation VI, 31 TAC Chapter 116, Table I, as adopted in section 116.012 by the TACB on August 16, 1993, is approved and incorporated into section 101.1 in lieu of Table I adopted May 8, 1992.

(U) TACB Board Order No. 93-17, as adopted by the TACB on August 16, 1993

(ii) Additional materials—None.

(98)–(99) [Reserved]

(100) A revision to the Texas State Implementation Plan (SIP) to adopt an alternate control strategy for the surface coating processes at the Bell Helicopter Textron, Incorporated (Bell) Plant 1 Facility.

(i) Incorporation by reference.

(a) Texas Natural Resource Conservation Commission Agreed Order for Docket No. 95-1642-SIP, issued and effective April 2, 1996, for Bell’s Plant 1 facility.

(b) A letter from the Governor of Texas dated April 18, 1996, submitting to the EPA the Agreed Order and the site-specific SIP revision for Bell.

(ii) Additional material.

(a) The site-specific revision to the Texas State Implementation Plan for Bell, dated January 16, 1996.

(b) The alternate reasonably available control technology demonstration prepared by Bell, dated December 1995.

(101) Revisions to Texas Natural Resource Conservation Commission Regulation II and the Texas State Implementation Plan concerning the Control of Air Pollution from Sulfur Compounds, submitted by the Governor by cover letters dated October 15, 1992 and September 20, 1995. These revisions relax the SO₂ limit from 3.0 lb/MMBtu to 4.0 lb/MMBtu, and include Agreed Order No. 95-0583-SIP, which stipulates specific SO₂ emission limit compliance methodologies for the Aluminum Company of America, located in Rockdale, Texas.

(i) Incorporation by reference.

(A) Texas Natural Resource Conservation Commission Agreed Order No. 95-0583-SIP, approved and effective on August 23, 1995.

(B) Revisions to 30 TAC Chapter 112, Section 112.8 ‘Allowable Emission Rates from Solid Fossil Fuel-Fired Steam Generators,’ Subsections 112.8(a) and 112.8(b) as adopted by the Texas Air Control Board on September 18, 1992, and effective on October 23, 1992.

(ii) Additional material.

(A) The State submittal entitled, “Revisions to the State Implementation Plan Concerning Sulfur Dioxide in Milam County,” dated July 26, 1995, including Appendices G-2-1 through G-2-6.

(B) The document entitled *Dispersion Modeling Analysis of ALCOA Rockdale Operations, Rockdale, Texas*, dated April 28, 1995 (document No. 1345-05).

(102) The Governor of Texas submitted on August 31, 1993, and July 12, 1995, revisions to the Texas State Implementation Plan for Prevention of Significant Deterioration adopted by TACB on August 16, 1993, and by Texas Natural Resource Conservation Commission (TNRCC) on March 1, 1995. The revisions adopted on August 16, 1993, were a comprehensive recodification of and revisions to the existing requirements. The revision adopted on March 1, 1995, amended the recodified Section 116.160(a) to incorporate the PM-10 PSD increments.

(i) Incorporation by reference.

(A) TACB Board Order Number 93-17, as adopted by TACB on August 16, 1993.

(B) Recodified and revised Regulation VI—Control of Air Pollution by Permits for New Construction or Modification, as adopted by TACB on August 16, 1993, Repeal of 31 TAC Sections 116.3(a)(9), 116.3(a)(11), 116.3(a)(12), 116.3(14), and 116.11(b) (1)–(4); New Sections 116.160 introductory paragraph, 116.160 (a)–(d), 116.161, 116.162 introductory paragraph, 116.162 (1)–(4), 116.163 (a)–(e) and 116.141 (a),(c)–(e).

(C) Revisions to Regulation VI—Control of Air Pollution by Permits for New Construction or Modification: as adopted by Texas Natural Resource Conservation Commission (TNRCC) on August 16, 1993. New Section 116.010, definition of *de minimis* impact.

(D) Revision to General Rules, as adopted by Texas Natural Resource Conservation Commission (TNRCC) on August 16, 1993, Repeal Section 101.1 definition of *de minimis* impact.

(E) Texas Natural Resource Conservation Commission (TNRCC) Commission Order Docket Number 95-0276-RUL, as adopted by Texas Natural Resource Conservation Commission (TNRCC) on March 1, 1995.

(F) Revision to Regulation VI—Control of Air Pollution by Permits for New Construction or Modification, revised 30 TAC Section 116.160(a), as adopted by Texas Natural Resource Conservation Commission (TNRCC) on March 1, 1995.

(103) Revisions to the Texas SIP addressing VOC RACT Negative Declarations. A revision to the Texas SIP was submitted on January 10, 1996, which included negative declarations for various categories. Section 172(c)(1) of the Clean Air Act Amendments of 1990 requires nonattainment areas to adopt, at a minimum, the reasonably available control technology (RACT) to reduce emissions from existing sources. Pursuant to section 182(b)(2) of the Act, for moderate and above ozone nonattainment areas, the EPA has identified 13 categories for such sources and developed the Control Technique Guidelines (CTGs) or Alternate Control Techniques (ACTs) documents to implement RACT at those sources. When no major volatile organic compound (VOC) sources for a source category exist in a nonattainment area, a State may submit a negative declaration for that category. Texas submitted negative declarations for the areas and source categories listed in this paragraph (c)(103). For the Beaumont/Port Arthur region, negative declarations were submitted for the following eight categories: clean-up solvents, aerospace coatings, shipbuilding and repair, wood furniture, plastic part coatings-business machines, plastic part coatings-others, autobody refinishing, and offset lithography. For Dallas/Fort Worth, negative declarations were submitted for six categories: industrial wastewater, clean-up solvents, shipbuilding and repair, autobody refinishing, plastic part coatings-business machines, and offset lithography. For the Houston/Galveston area, negative declarations were submitted for seven categories: clean-up solvents, aerospace coatings, wood furniture, plastic part coatings-business machines, plastic part coatings-others, autobody refinishing, and offset lithography. For El Paso, negative declarations were submitted for nine categories: industrial wastewater, clean-up solvents, aerospace coatings, shipbuilding and repair, wood furniture, plastic part coatings-business machines, plastic part coatings-others, autobody refinishing, and offset lithography. This submittal satisfies section 182(b)(2) of the Clean Air Act Amendments of 1990 for these particular CTG/ACT source

categories for the Texas ozone non-attainment areas stated in this paragraph (c)(103).

(i) Incorporation by reference. The letter dated January 10, 1996, from the Governor of Texas to the Regional Administrator, submitting the Post-1996 Rate of Progress Plan as a revision to the SIP, which included VOC RACT negative declarations.

(ii) Additional material. Pages 53, 55 through 59, 61, 63, and 64 of the Post-1996 Rate of Progress Plan, adopted by the Texas Natural Resource Conservation Commission on December 13, 1995.

(104) Revisions to the Texas State Implementation Plan, submitted to the EPA in letters dated November 13, 1993, May 9, 1994, August 3, 1994, and November 14, 1994. These control measures can be found in the 15 Percent Plans for the Beaumont/Port Arthur, Dallas/Fort Worth, El Paso and Houston/Galveston ozone nonattainment areas. These control measures are being approved for the purpose of strengthening of the SIP.

(i) Incorporation by reference.

(A) Revisions to the General Rules as adopted by the Texas Natural Resource Conservation Commission on November 10, 1993; Section 101.1—New Definitions for Alcohol Substitutes (used in offset lithographic printing), Automotive basecoat/clearcoat system (used in automobile refinishing), Automotive precoat (used in automobile refinishing), Automotive pretreatment (used in automobile refinishing), Automotive sealers (used in automobile refinishing), Automotive specialty coatings (used in automobile refinishing), Automotive three-stage system (used in automobile refinishing), Batch (used in offset lithographic printing), Cleaning solution (used in offset lithographic printing), Fountain Solution (used in offset lithographic printing), Hand-held lawn and garden and utility equipment, Heatset (used in Offset lithographic Printing), HVLP spray guns, Industrial Solid Waste introductory paragraph and (A)–(C), Lithography (used in offset lithographic printing), Marine terminal, Marine vessel, Municipal solid waste facility, Municipal solid waste landfill, Municipal solid waste landfill emissions, Non-heatset (used in offset lithographic printing), Offset lithog-

raphy, Sludge, Solid waste introductory paragraph and (A)–(C), Synthetic Organic Chemical Manufacturing Industry batch distillation operation, Synthetic Organic Chemical Manufacturing Industry batch process, Synthetic Organic Chemical Manufacturing Industry distillation operation, Synthetic Organic Chemical Manufacturing Industry distillation unit, Synthetic Organic Chemical Manufacturing Industry reactor process, Transport vessel, Utility engines, Vapor recovery system, VOC introductory paragraph and (A)–(D).

(B) Revisions to Regulation V, as adopted by the Commission on November 10, 1993; Section 115.010. new definitions for Alcohol substitutes (used in offset lithographic printing), Automotive basecoat/clearcoat system (used in automobile refinishing), Automotive precoat (used in automobile refinishing), Automotive pretreatment (used in automobile refinishing), Automotive sealers (used in automobile refinishing), Automotive specialty coatings (used in automobile refinishing), Automotive three-stage system (used in automobile refinishing), Batch (used in offset lithographic printing), Cleaning solution (used in offset lithographic printing), Fountain Solution (used in offset lithographic printing), Hand-held lawn and garden and utility equipment, Heatset (used in Offset lithographic Printing), High-volume low-pressure spray guns, Industrial solid waste introductory paragraph and (A)–(C), Leakless Valve, Lithography (used in offset lithographic printing) Marine terminal, Marine vessel, Municipal solid waste facility, Municipal solid waste landfill, Municipal solid waste landfill emissions, Non-heatset (used in offset lithographic printing), Offset lithography, Owner or operator of a motor vehicle dispensing facility (as used in §§ 115.241–115.249 of this title, relating to Control of Vehicle Refueling Emissions (Stage II) at Motor Fuel Dispensing Facilities), Sludge, Solid waste introductory paragraph and (A)–(C), Synthetic Organic Chemical Manufacturing Industry batch distillation operation, Synthetic Organic Chemical Manufacturing Industry batch process, Synthetic Organic Chemical Manufacturing Industry distillation operation,

Synthetic Organic Chemical Manufacturing Industry distillation unit, Synthetic Organic Chemical Manufacturing Industry reactor process, Transport vessel, Utility Engines, Vapor recovery system, Volatile Organic Compound introductory and (A)–(D). Revised sections 115.121(a)(1), 115.121(a)(2), 115.121(a)(3), 115.121(a)(4), 115.122(a)(2), 115.122(a)(3), 115.122(a)(3)(A), 115.122(a)(3)(B), 115.123(a), 115.123(a)(1), 115.123(a)(2), 115.126(a)(1), 115.126(a)(1)(C), 115.126(b)(1)(C), 115.127(a)(1), 115.127(a)(2), 115.127(a)(3), 115.127(a)(4), 115.127(a)(5), 115.127(a)(5)(A), 115.127(a)(5)(B), 115.127(a)(5)(C), 115.129(a)(1), 115.129(a)(2), 115.129(a)(3), 115.129(a)(4), 115.152(a)(2), 115.152(a)(2)(A)–115.152(a)(2)(C), 115.152(a)(3), 115.152(b), 115.152(b)(1), 115.152(b)(2), 115.152(b)(3), 115.155 introductory paragraph, 115.155(1), 115.155(4), 115.155(5), 115.155(6), 115.155(7), 115.155(9), 115.156(1), 115.156(3), 115.156(3)(B), 115.156(3)(C), 115.156(3)(D), 115.156(3)(D)(i)–115.156(3)(D)(iii), 115.156(3)(E), 115.156(3)(E)(i), 115.156(3)(E)(ii), 115.211(a)(1), 115.211(b), 115.212(a)(1), 115.212(a)(2), 115.212(a)(3), 115.212(a)(4), 115.212(a)(5)(A), 115.212(a)(5)(A)(i), 115.212(a)(5)(A)(ii), 115.212(a)(5)(B), 115.212(a)(6), 115.212(a)(7), previously approved 115.212(a)(4)(A) now redesignated 115.212(a)(8)(A), 115.212(a)(8)(B), 115.212(a)(8)(C), 115.212(a)(9)(A)–115.212(a)(9)(D), 115.212(a)(10)(A), 115.212(a)(10)(B), 115.212(b), 115.212(b)(1), 115.212(b)(2), 115.212(b)(3), 115.212(b)(3)(A), 115.212(b)(3)(A)(i), 115.212(b)(3), 115.217(a)(11)(B) (note that 115.217(a)(11)(A) and 115.217(a)(11)(B) were moved to 115.217(a)(9)(A) and 115.217(a)(9)(B) in the May 9, 1994 adoption without revisions, 115.217(b)(1), 115.217(b)(2)(A)–115.217(b)(2)(C), 115.217(b)(3), 115.217(b)(4), 115.217(b)(4)(A)–115.217(b)(4)(C), 115.217(b)(5), 115.217(b)(5)(A), 115.217(b)(5)(B), 115.217(c)(1), 115.217(c)(2)(A)–115.217(c)(2)(C), 115.217(c)(3), 115.217(c)(4), 115.217(c)(4)(A)–115.217(c)(4)(C), 115.217(c)(5), 115.217(c)(5)(A), 115.217(c)(5)(B), 115.219(b), 115.222(1), 115.222(5), 115.222(6), 115.222(7), 115.222(8), 115.222(9), 115.222(10), 115.222(11), 115.226 introductory paragraph, 115.226(1), 115.226(2), 115.226(2)(A), 115.226(2)(B), 115.227(1), 115.227(2), 115.227(3), 115.227(3)(A), 115.227(3)(B), 115.229(a), 115.229(b), 115.229(c), 115.229(c)(1), 115.229(c)(2), 115.234 introductory paragraph, 115.234(1), 115.234(2), 115.235(1), 115.235(4), 115.236 introductory paragraph, 115.236(1), 115.237(1), 115.237(2), 115.237(3), 115.239(a), 115.239(b), 115.242(1), 115.242(1)(A), 115.242(1)(B), 115.242(2), 115.242(2)(A)–115.242(2)(F), 115.242(3), 115.242(3)(A), 115.242(3)(B), 115.242(3)(C), 115.242(3)(C)(i)–115.242(3)(C)(iii), 115.242(3)(D)–115.242(3)(K), 115.242(4), 115.242(5), 115.242(6), 115.242(7), 115.242(8), 115.242(9), 115.242(9)(A)–115.242(9)(C), 115.242(10), 115.242(10)(A), 115.242(10)(B), 115.242(11), 115.242(12), 115.242(12)(A)–115.242(12)(C), 115.243 introductory paragraph, 115.243(1), 115.243(2), 115.244 introductory paragraph, 115.244(1), 115.244(2), 115.244(3), 115.244(4), 115.245 introductory paragraph, 115.245(1), 115.245(1)(A), 115.245(1)(A)(i)–115.245(1)(A)(iv), 115.245(1)(B), 115.245(1)(C), 115.245(1)(D), 115.245(2), 115.245(3), 115.245(3)(A)–115.245(3)(C), 115.245(4), 115.245(5), 115.245(5)(A), 115.245(5)(B), 115.245(6), 115.246(1), 115.246(2), 115.246(3), 115.246(4), 115.246(5), 115.246(6), 115.246(7), 115.246(7)(A), 115.246(7)(B), 115.247(2), 115.248(1), 115.248(1)(A), 115.248(1)(B), 115.248(3), 115.248(3)(A)–115.248(3)(E), 115.248(4), 115.248(4)(A), 115.248(4)(B), 115.248(4)(B)(i), 115.248(4)(B)(ii), 115.249(1), 115.249(2), 115.249(3), 115.249(4), 115.324(a)(8)(A)(iii), 115.334(3)(A)(iii). New sections 115.352, 115.353, 115.354, 115.355, 115.356, 115.357, and 115.359. Revised sections 115.421(a)(8)(B), 115.421(a)(8)(B)(i), 115.421(a)(8)(C), 115.421(a)(8)(C)(i)–115.421(a)(8)(C)(ix), 115.421(a)(8)(D), 115.421(a)(11), 115.422 introductory paragraph, 115.422(1), 115.422(2), 115.426(a)(1)(B), 115.426(a)(2)(A)(iii), 115.426(b)(1)(B), 115.426(b)(2)(A)(iii), 115.427(a)(1)(B), 115.427(a)(2), 115.427(a)(3), 115.427(a)(4), 115.427(a)(4)(A)–115.427(a)(4)(E), 115.427(a)(5), 115.427(a)(6), deletion of 115.427(a)(7), 115.429(a), 115.429(b), 115.429(c). New Subchapter E: Offset Lithography, sections 115.442, 115.443, 115.445, 115.446, 115.449, and new Subchapter F: Miscellaneous Industrial Sources, Degassing or Cleaning of Stationary and Transport Vessels, sections 115.541, 115.542, 115.543, 115.544, 115.545,

115.546, 115.547, 115.549. Revised sections 115.910(b), 115.930, 115.932, 115.940. New Subchapter J: Administrative Provisions, Standard Permits, section 115.950.

(C) Texas Natural Resources Conservation Commission Order No. 93-20 as adopted November 10, 1993.

(D) Revisions to the General Rules as adopted by the Commission on May 4, 1994; 101.1 new definitions for Alcohol (used in offset lithographic printing), Bakery oven, Clear coat (used in wood parts and products coating), Clear sealers (used in wood parts and products coating), Final repair coat (used in wood parts and products coating), Opaque ground coats and enamels (used in wood parts and products coating), Semitransparent spray stains and toners (used in wood parts and products coating), Semitransparent wiping and glazing stains (used in wood parts and products coating), Shellacs (used in wood parts and products coating), Surface coating processes (M) Wood parts and Products Coating, Topcoat (used in wood parts and products coatings), Varnishes (used in wood parts and products coatings), Wash coat (used in wood parts and products coating).

(E) Revisions to Regulation V as adopted by the Commission on May 4, 1994; 115.10 new Definitions for Alcohol (used in offset lithographic printing), Bakery oven, Clear coat (used in wood parts and products coating), Clear sealers (used in wood parts and products coating), Continuous monitoring, Final repair coat (used in wood parts and products coating), Leak-free marine vessel, Marine loading facility, Marine terminal, Opaque ground coats and enamels (used in wood parts and products coating), 115.541(b)(2), 115.541(b)(3), 115.541(b)(4), 115.541(b)(5), 115.542(a), 115.543, 115.544 introductory paragraph, 115.545 introductory paragraph, 115.546 introductory paragraph, 115.547 introductory paragraph, 115.549(a), 115.549(b), 115.549(c), new sections 115.552, 115.553, 115.555, 115.556, 115.557, 115.559, repeal of sections 115.612, 115.613, 115.614, 115.615, 115.617, 115.619, new sections 115.600, 115.610, 115.612, 115.613, 115.614, 115.615, 115.616, 115.617, and 115.619.

(F) Texas Natural Resource Conservation Commission Order No. 94-06 as adopted May 4, 1994.

(G) Revision to Regulation V as adopted by the Commission on July 13, 1994; new sections 115.901, 115.910, 115.911, 115.912, 115.913, 115.914, 115.915, 115.916, 115.920, 115.923.

(H) Texas Natural Resource Conservation Commission Order No. 94-26 as adopted July 13, 1994.

(I) Texas Natural Resource Conservation Commission Order No. 94-0676-SIP as adopted November 9, 1994.

(ii) Additional material.

(A) Appendix A of the Revision to the Texas SIP adopted by the Commission on November 9, 1994 concerning alternate means of control.

(105) Revisions to the Texas State Implementation Plan, submitted to EPA in letters dated January 11, 1995; July 12, 1995; November 10, 1995; January 10, 1996; March 13, 1996; August 9, 1996 and May 21, 1997. Sections 115.122(a)(3), 126(a)(4), 126(a)(5), 127(a)(5) and 129(2)-129(5) pertaining to bakeries, 115.140-115.149 pertaining to Industrial Wastewater, 115.421(a)(13) pertaining to wood coating, and 115.152-115.159 pertaining to municipal waste landfills retain their limited approval as revised in these SIP revisions because they strengthen the SIP. All other sections of these SIP revisions receive full approval.

(i) Incorporation by Reference.

(A) Revisions to the General Rules as adopted by the Texas Natural Resources Conservation Commission (Commission) on January 4, 1995, effective January 27, 1995, Section 101.10(a)(1).

(B) Revisions to Regulation V, as adopted by the Commission on January 4, 1995, effective on January 27, 1995, Sections 115.112(c), 115.112(c)(2)(A), 115.112(c)(3), 115.113(a), 115.113(b), 115.113(c), 115.115(a)(7), 115.115(b)(7), 115.116(a)(2), 115.116(a)(2)(A)-115.116(a)(2)(J), 115.117(c), 115.119 introductory paragraph, 115.121(b), 115.122(a)(4)(B), 115.123(a)(1), 115.127(a)(5)(C), 115.127(b)(2)(A), 115.127(b)(2)(B), 115.143 introductory paragraph, 115.147(6), 115.149(a), 115.149(b), 115.159(a), 115.219(c).

(C) Certification dated January 4, 1995 that copies of revisions to General Rules and Regulation V adopted by the Commission on January 4, 1995, and submitted to EPA on January 11, 1995,

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are true and correct copies of documents on file in the permanent records of the Commission.

(D) Revisions to Regulation V, as adopted by the Commission on May 24, 1995, effective June 16, 1995, Sections 115.212(a)(1), 115.212(a)(2), 115.212(a)(5)(A)(i), 115.212(a)(5)(A)(ii), 115.212(a)(5)(C), 115.212(a)(5)(C)(i), 115.212(a)(5)(C)(ii), 115.212(a)(5)(D), 115.212(a)(10)(C), 115.212(a)(10)(C)(i), 115.212(a)(10)(C)(ii), 115.212(a)(12)(B), 115.212(b)(1), 115.212(b)(3)(A), 115.212(b)(3)(A)(i), 115.212(b)(3)(A)(ii), 115.212(b)(3)(C), 115.212(c)(1), 115.212(c)(2), 115.212(c)(3)(A), 115.212(c)(3)(A)(i), 115.212(c)(3)(A)(ii), 115.212(c)(3)(C), 115.213(a), 115.213(b), 115.213(c), 115.214(a)(3), 115.214(a)(4), 115.214(a)(4)(A)–115.214(a)(4)(E), 115.214(a)(5), 115.215(a)(7), 115.215(b)(7), 115.216(a)(3)(A), 115.215(a)(3)(B), 115.216(a)(4)(A), 115.216(a)(4)(B), 115.216(a)(5)(A), 115.216(a)(6)(C), 115.217(a)(3), 115.217(a)(4), 115.217(a)(6)(A)–115.217(a)(6)(D), 115.217(b)(2), 115.217(b)(4), 115.217(b)(4)(D), 115.217(b)(5)(C), 115.217(c)(2), 115.217(c)(4)(D), 115.217(c)(5)(C), 115.219 introductory paragraph, 115.219(1), 115.219(2), 115.219(3), 115.219(4), 115.219(5).

(E) Certification dated May 24, 1995, that the copy of revisions to Regulation V adopted by the Commission on May 24, 1995, and submitted to EPA on July 12, 1995, is a true and correct copy of the document on file in the permanent records of the Commission.

(F) Revisions to Regulation V, as adopted by the Commission on October 25, 1995, effective November 20, 1995, Sections 115.131(a), 115.131(c), 115.132(c), 115.133(a), 115.133(b), 115.133(c), 115.135(a), 115.135(a)(5), 115.135(b), 115.135(b)(5), 115.137(a)(1), 115.137(a)(2), 115.137(a)(3), 115.137(c), 115.137(c)(4), 115.139 introductory paragraph.

(G) Certification dated October 25, 1995, that the copy of revisions to Regulation V adopted by the Commission on October 25, 1995, and submitted to EPA on November 10, 1995, is a true and correct copy of the document on file in the permanent records of the Commission.

(H) Revisions to Regulation V, as adopted by the Commission on Decem-

ber 6, 1995, effective December 28, 1995, Section 115.612(a)(1) (Table III).

(I) Certification dated December 6, 1995, that the copy of revisions to Regulation V adopted by the Commission on December 6, 1995, and submitted to EPA on March 13, 1996, is a true and correct copy of the document on file in the permanent records of the Commission.

(J) Revisions to the General Rules as adopted by the Texas Natural Resource Conservation Commission on February 14, 1996, effective March 7, 1996, Section 101.1, definitions of Automotive basecoat/clearcoat system (used in vehicle refinishing (body shops)), Automotive precoat (used in vehicle refinishing (body shops)), Automotive pretreatment (used in vehicle refinishing (body shops)), Automotive primer or primer surfacers (used in vehicle refinishing (body shops)), Automotive sealers (used in vehicle refinishing (body shops)), Automotive specialty coatings (used in vehicle refinishing (body shops)), Automotive three-stage system (used in vehicle refinishing (body shops)), Automotive wipe-down solutions (used in vehicle refinishing (body shops)), Cold solvent cleaning, Conveyorized degreasing, Gasoline bulk plant, Gasoline terminal, High-bake coatings, Low-bake coatings, Mechanical shoe seal, Open-top vapor degreasing, Remote reservoir cold solvent cleaning, Vehicle refinishing (body shops), Volatile organic compound.

(K) Revisions to Regulation V, as adopted by the Commission on February 14, 1996, effective March 7, 1996, Section 115.1, definitions of Automotive basecoat/clearcoat system (used in vehicle refinishing (body shops)), Automotive precoat (used in vehicle refinishing (body shops)), Automotive pretreatment (used in vehicle refinishing (body shops)), Automotive primer or primer surfacers (used in vehicle refinishing (body shops)), Automotive sealers (used in vehicle refinishing (body shops)), Automotive specialty coatings (used in vehicle refinishing (body shops)), Automotive three-stage system (used in vehicle refinishing (body shops)), Automotive wipe-down solutions (used in vehicle refinishing (body shops)), Cold solvent cleaning,

Conveyorized degreasing, External floating roof, Gasoline bulk plant, Gasoline terminal, High-bake coatings, Internal floating cover, Low-bake coatings, Mechanical shoe seal, Open-top vapor degreasing, Remote reservoir cold solvent cleaning, Vehicle refinishing (body shops), Volatile organic compound, sections 115.112(a)(2), 115.112(a)(2)(A), 115.112(a)(2)(B), 115.112(a)(2)(D), 115.112(b)(2)(A), 115.112(b)(2)(B), 115.112(b)(2)(D), new 115.114, 115.116(a)(1), 115.116(b)(1), 115.117(a)(1), 115.117(a)(4), 115.117(a)(6), 115.116(a)(6)(A), 115.117(a)(7), 115.117(a)(7)(A), 115.117(b)(1), 115.117(b)(4), 115.117(b)(6)(A), 115.117(b)(7)(A), 115.117(c), 115.117(c)(1), 115.121(a)(1)–115.121(a)(4), 115.121(c), 115.122(a)(1)–115.122(a)(3), 115.122(a)(3)(C), 115.122(a)(3)(D), 115.122(c), 115.123(c), 115.126(a)(1), 115.126(a)(5), 115.126(a)(5)(A), 115.127(a)(1), 115.127(a)(2), 115.127(a)(2)(A)–115.127(a)(2)(E), 115.127(a)(3), 115.127(a)(3)(A)–115.127(a)(3)(C), 115.127(a)(4), 115.127(a)(4)(A)–115.127(a)(5)(E), 115.127(a)(5), 115.127(a)(6), 115.127(a)(7), 115.127(b)(2), 115.127(b)(3), 115.127(b)(4), 115.127(c), 115.127(c)(2)(B), 115.127(c)(3), 115.127(c)(4), 115.129(1)–115.129(5), 115.212(a)(11), 115.219 introductory paragraph, 115.219(5), 115.219(5)(A)–115.219(5)(C), 115.412(a), 115.413(a), 115.413(b), 115.416(a), 115.417(a)(3), 115.417(a)(4), 115.417(b)(5), 115.419 introductory paragraph, 115.421(a), 115.421(a)(1)–115.421(a)(8), 115.421(a)(8)(B), 115.421(a)(8)(B)(i)–115.421(a)(8)(B)(ix), 115.421(a)(8)(C), 115.421(a)(9)(A)(i)–115.421(a)(9)(A)(v), 115.421(a)(12)(A), 115.421(a)(12)(A)(i), 115.421(a)(12)(A)(ii), 115.421(b), 115.421(b)(1)–115.421(b)(8), 115.421(b)(8)(A), 115.421(b)(8)(A)(i)–115.421(b)(8)(A)(iv), 115.422(1), 115.422(2), 115.423(a)(1), 115.423(a)(2), 115.423(b), 115.423(b)(1), 115.423(b)(2), 115.423(b)(4), 115.425(a)(1)(C), 115.425(b)(1)(C), 115.426(a)(1)(B), 115.427(a)(1)(A)–115.427(a)(1)(D), 115.427(a)(3), 115.427(a)(5), 115.427(b)(2), 115.427(b)(2)(B)–115.427(b)(2)(D), 115.427(b)(3), 115.429(a), 115.429(b), 115.433(a), 115.433(b), 115.435(a)(5), 115.435(b)(5), 115.436(a), 115.436(b), 115.437(a)(1), 115.437(a)(2), 115.439(b),

115.439(c), 115.442(1)(F)(i), 115.422(1)(F)(ii), 115.443 introductory paragraph, 115.445(5), 115.446(7), 115.512(1), 115.512(2), 115.513 introductory paragraph, 115.517(1), 115.541(a)(2)(C), 115.541(2)(E), 115.541(b), 115.541(b)(5), 115.542(a)(1), 115.542(a)(2), 115.542(a)(5), 115.542(b), 115.542(b)(1), 115.542(b)(2), 115.542(b)(4), 115.543 introductory paragraph, 115.546(1)(A), 115.547 introductory paragraph, 115.547(2), 115.547(4), 115.547(5), 115.549(a)–115.549(c), 115.600 introductory paragraph and definitions of Consumer product, Pesticide, Sections 115.614(a), 115.614(c), 115.614(c)(1), 115.614(c)(1)(A)–115.614(c)(1)(F), 115.614(c)(2), 115.614(c)(2)(A)–115.614(c)(2)(F), 115.614(d), 115.614(e), 115.614(f), 115.617(h).

(L) Certification dated February 14, 1996, that copies of revisions to General Rules and Regulation V adopted by The Commission on February 14, 1996, and submitted to EPA on March 13, 1996, are true and correct copies of documents on file in the permanent records of the Commission.

(M) Revisions to Regulation V, as adopted by the Commission on July 24, 1996, effective August 16, 1996, Sections 115.214(a)(4), 115.214(a)(4)(E), 115.214(a)(5), 115.216(a), 115.216(a)(7), 115.216(a)(7)(A)–115.216(a)(7)(G), 115.616(a), 115.616(a)(1)–115.616(a)(3).

(N) Certifications dated July 24, 1996, that the copy of revisions to Regulation V adopted by the Commission on July 24, 1996, and submitted to EPA on August 9, 1996, is a true and correct copy of the document on file in the permanent records of the Commission.

(O) Revisions to the General Rules as adopted by the Commission on April 30, 1997, effective May 22, 1997, Section 101.1, introductory paragraph and definitions of Component, Leak, Synthetic Organic Chemical Manufacturing Industry (SOCMI) batch distillation operation, Synthetic Organic Chemical Manufacturing Industry (SOCMI) batch process, Synthetic Organic Chemical Manufacturing Industry (SOCMI) distillation operation, Synthetic Organic Chemical Manufacturing Industry (SOCMI) distillation unit, Synthetic Organic Chemical Manufacturing Industry (SOCMI) reactor process, Tank-truck tank, Vehicle refinishing (body

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shops), Volatile organic compound (introduction paragraph).

(P) Revisions to Regulation V, as adopted by the Commission on April 30, 1997, effective May 22, 1997, Section 115.10, introductory paragraph and definitions of Fugitive emission, Leak, Synthetic Organic Chemical Manufacturing Industry (SOCMI) batch distillation operation, Synthetic Organic Chemical Manufacturing Industry (SOCMI) batch process, Synthetic Organic Chemical Manufacturing Industry (SOCMI) distillation operation, Synthetic Organic Chemical Manufacturing Industry (SOCMI) distillation unit, Synthetic Organic Chemical Manufacturing Industry (SOCMI) reactor process, Tank-truck tank, Vehicle refinishing (body shops), Volatile organic compound (introduction paragraph), and Sections 115.112(a)(2), 115.112(a)(2)(F), 115.112(b)(2), 115.112(b)(2)(F), 115.114(a), 115.114(a)(1), 115.114(a)(2), 115.114(a)(4), 115.114(b), 115.114(b)(1), 115.114(b)(2), 115.114(a)(4), 115.114(c), 115.114(c)(1), 115.114(c)(2), 115.115(a)(6), 115.115(b)(6), 115.116(a)(5), 115.116(b)(5), 115.119(a), 115.119(b), 115.121(a)(1), 115.121(a)(2), 115.121(a)(2)(A)–115.121(a)(2)(E), 115.121(a)(3), 115.121(b), 115.121(c), 115.121(c)(1), 115.121(c)(2), 115.121(c)(3), 115.121(c)(4), 115.122(a)(1), 115.122(a)(1)(A), 115.122(a)(1)(B), 115.122(a)(1)(C), 115.122(a)(2), 115.122(a)(2)(A), 115.122(a)(2)(B), 115.122(a)(3), 115.122(a)(4), 115.122(a)(4)(A), 115.122(a)(4)(B), 115.122(b), 115.122(b)(1), 115.122(b)(2), 115.122(b)(3), 115.122(c), 115.122(c)(1), 115.122(c)(1)(A)–115.122(c)(1)(C), 115.122(c)(2), 115.122(c)(2)(A), 115.122(c)(2)(B), 115.122(c)(3), 115.122(c)(3)(A), 115.122(c)(3)(B), 115.122(c)(4), 115.122(c)(4)(A), 115.122(c)(4)(B), 115.123(a)(1), 115.123(b), 115.123(c), 115.126(a), 115.126(a)(3), 115.126(a)(4)(A), 115.126(a)(4)(B), 115.126(a)(4)(C), 115.126(a)(5)(A)–115.126(a)(5)(C), 115.126(b), 115.126(b)(3), 115.127(a)(2), 115.127(a)(2)(C), 115.127(a)(2)(D), 115.127(a)(2)(E), 115.127(a)(3), 115.127(a)(4), 115.127(a)(4)(A)–115.127(a)(4)(E), 115.127(a)(5), 115.127(c), 115.127(c)(1), 115.127(c)(1)(A)–115.127(c)(1)(C), 115.127(c)(2), 115.129(1)–115.129(5), 115.132(a)(1), 115.132(a)(4)(A),

115.132(a)(4)(B), 115.132(b)(1), 115.132(c), 115.132(c)(1), 115.136(a)(4), 115.136(b)(4), 115.137(a)(3), 115.137(b)(5), 115.137(c), 115.137(c)(4), 115.146(5), 115.147(5)(A), 115.147(5)(B), 115.147(5)(C), 115.149(b), 115.153 introductory paragraph, 115.156(3)(E)(i), 115.159(a), 115.159(b), 115.159(c), 115.211(a)(1), 115.211(a)(3), 115.212(a)(1), 115.212(a)(2), 115.212(a)(3), 115.212(a)(3)(A), 115.212(a)(3)(A)(i), 115.212(a)(3)(A)(ii), 115.212(a)(3)(B), 115.212(a)(3)(C), 115.212(a)(3)(C)(i), 115.212(a)(3)(C)(ii), 115.212(a)(3)(D), 115.212(a)(4), 115.212(a)(5), 115.212(a)(6), 115.212(a)(6)(A), 115.212(a)(6)(B), 115.212(a)(6)(C), 115.212(a)(7), 115.212(a)(7)(A)–115.212(a)(7)(D), 115.212(a)(8), 115.212(a)(8)(A), 115.212(a)(8)(B), 115.212(a)(8)(B)(i), 115.212(a)(8)(B)(ii), 115.212(a)(8)(B)(iii), 115.212(a)(8)(C), 115.212(a)(8)(C)(i), 115.212(a)(8)(C)(ii), 115.212(a)(9), 115.212(a)(10), 115.212(a)(10)(A), 115.212(a)(10)(B), 115.214(a)(4), 115.214(a)(4)(E), 115.214(a)(5), 115.215(a)(8), 115.216(a), 115.216(a)(1), 115.216(a)(6), 115.216(b), 115.216(b)(1), 115.217(a)(1), 115.217(a)(2), 115.217(a)(3), 115.217(a)(4), 115.217(a)(4)(A), 115.217(a)(4)(B), 115.217(a)(5), 115.217(a)(6), 115.217(a)(6)(A)–115.217(a)(6)(D), 115.217(a)(7), 115.217(a)(7)(A)–115.217(a)(7)(E), 115.217(a)(8), 115.217(a)(8)(A)–115.217(a)(8)(C), 115.217(a)(9), 115.217(b)(2), 115.217(b)(4)(A)–115.217(b)(4)(D), 115.217(b)(5), 115.217(c)(2), 115.217(c)(4), 115.217(c)(4)(A)–115.217(c)(4)(D), 115.217(c)(5), 115.219(1), 115.219(4), 115.221 introductory paragraph, 115.222(7), 115.223 introductory paragraph, 115.226 introductory paragraph, 115.226(1), 115.253 introductory paragraph, 115.256 introductory paragraph, 115.311(a)(1), 115.311(a)(2), 115.311(b)(1)–115.311(b)(2), 115.312(a)(2), 115.312(a)(2)(A)–115.312(a)(2)(C), 115.312(b)(2), 115.312(b)(2)(A)–115.312(b)(2)(C), 115.313(a), 115.313(b), 115.319 introductory paragraph, 115.322 introductory paragraph, 115.322(1)–15.322(5), 115.323 introductory paragraph, 115.323(1), 115.323(2), new 115.324, 115.325 introductory paragraph, 115.325(1)–115.325(3), 115.326 introductory paragraph, 115.326(1), 115.326(2), 115.326(2)(A)–115.326(2)(I), 115.326(3), 115.324(4), 115.327 introductory paragraph, 115.327(1),

115.327(1)(A)–115.327(1)(C), 115.327(2)–115.327(6), 115.329 introductory paragraph, 115.352(1), 115.352(2), 115.352(9), 115.353 introductory paragraph, 115.354(1)(C), 115.354(4)–115.354(7), 115.354(7)(A), 115.354(7)(B), 115.354(8), 115.356(1)(I), 115.356(3), 115.357(2), 115.357(8), 115.421(a), 115.421(a)(13)(A), 115.422(3)(A), 115.422(3)(B), 115.424(a)(1), 115.424(a)(2), 115.424(b)(1), 115.426(a)(1)(D), 115.426(a)(2)(C), 115.426(b)(1)(D), 115.426(b)(2)(C), 115.427(a)(5), 115.427(a)(6), 115.442(1)(B)–115.442(1)(D), 115.446(8), 115.449(a), 115.449(b), 115.449(c), 115.532(a)(5), 115.532(a)(5)(A), 115.532(a)(5)(B), 115.533(a), 115.533(b), 115.536(a)(5), 115.536(b)(5), 115.537(a)(5), 115.539 introductory paragraph, 115.552(b)(1), 115.522(b)(2), 115.533 introductory paragraph, 115.559(a)–115.559(d), and repeal of Sections 115.332, 115.333, 115.334, 115.335, 115.336, 115.337, 115.339, 115.342, 115.343, 115.344, 115.345, 115.346, 115.347, 115.349.

(Q) Certification dated April 30, 1997, that copies of revisions to General Rules and Regulation V adopted by the Commission on April 30, 1997, and submitted to EPA on May 21, 1997, are true and correct copies of documents on file in the permanent records of the Commission.

(R) Texas Natural Resource Conservation Commission order adopting amendments to the SIP; Docket Number 95-1198-RUL, issued December 19, 1995.

(ii) Additional Material.

(A) TNRCC certification letter dated December 13, 1995, and signed by the Chief Clerk, TNRCC that the attached are true and correct copies of the SIP revision adopted by the Commission on December 13, 1995.

(B) The following portions of the SIP narrative entitled Post-1996 Rate of Progress Plan for the Beaumont/Port Arthur and Houston/Galveston Ozone Nonattainment Areas Dated December 13, 1995: The section pertaining to Storage Tanks (pp. 17-37), the section pertaining to SOCMR Reactor and Distillation (p. 40), the Section pertaining to Plastic Parts Coating (pp. 54-55).

(106) A revision to the Texas State Implementation Plan: Regulation 30 TAC Chapter 101 “General Rules”, Section 101.30 “Conformity of General and

State Actions to State Implementation Plans” as adopted by the Texas Natural Resource Conservation Commission (TNRCC) on November 16, 1994, and July 9, 1997, was submitted by the Governor on November 22, 1994, and August 21, 1997, respectively.

(i) Incorporation by reference.

(A) The Texas Natural Resource Conservation Commission (TNRCC) Regulation 30, TAC Chapter 101 “General Rules”, Section 101.30 “Conformity of General and State Actions to State Implementation Plans” as adopted by TNRCC on November 16, 1994, and July 9, 1997.

(B) TNRCC orders Docket No. 94-0709-SIP and 97-0143-RUL as passed and approved on November 16, 1994, and July 9, 1997, respectively.

(107) A revision to the Texas State Implementation Plan addressing the 15% Rate-of-Progress Plan requirements for the Beaumont/Port Arthur ozone nonattainment area was submitted by a cover letter from Governor George Bush dated August 9, 1996. This revision will aid in ensuring that reasonable further progress is made towards attaining the National Ambient Air Quality Standard (NAAQS) for ozone in the Beaumont/Port Arthur area. This submittal also contained revisions to the 1990 base year emissions inventory, Motor Vehicle Emission Budget, and contingency plan for the Beaumont/Port Arthur area.

(i) Incorporation by reference. Texas Natural Resource Conservation Commission (TNRCC) order adopting amendments to the State Implementation Plan; Docket Number 96-0465-SIP, issued July 31, 1996.

(ii) Additional material.

(A) TNRCC certification letter dated July 24, 1996, and signed by Gloria Vasquez, Chief Clerk, TNRCC.

(B) The SIP narrative plan and tables entitled, “Revisions to the State Implementation Plan for the Control of Ozone Air Pollution,” as it applies to the Beaumont/Port Arthur area dated July 24, 1996.

(108) A revision to the Texas State Implementation Plan to adopt an alternate control strategy for the surface coating processes at Raytheon TI Systems, Inc., Lemmon Avenue Facility.

(i) Incorporation by reference.

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(A) Commission Order Number 96-1180-SIP issued and effective December 4, 1996, for Texas Instruments, Inc., prior owner of the Lemmon Avenue facility, approving an alternate Reasonably Available Control Technology (ARACT) demonstration for its Lemmon Avenue facility. Raytheon TI Systems assumed operating responsibility for this facility on July 3, 1997.

(B) A letter from the Governor of Texas dated January 9, 1997, submitting the TI ARACT to the Regional Administrator.

(ii) Additional material. The document prepared by the Texas Natural Resource Conservation Commission titled "A Site-Specific Revision to the SIP Concerning the Texas Instruments Lemmon Avenue Facility."

(109) [Reserved]

(110) Revision to the Texas State Implementation Plan adopted by the Texas Natural Resource Conservation Commission (TNRCC) on October 15, 1997, and submitted by the Governor on November 12, 1997, repealing the Perchloroethylene Dry Cleaning Systems regulations from the Texas SIP.

(i) Incorporation by reference. TNRCC Order Docket No. 97-0534-RUL issued October 21, 1997, repealing Perchloroethylene Dry Cleaning Systems regulations (Sections 115.521 to 115.529) from 30 TAC Chapter 115.

(ii) Additional materials.

(A) Letter from the Governor of Texas dated November 12, 1997, submitting amendments to 30 TAC Chapter 115 for approval as a revision to the SIP.

(111) Recodified and revised Regulation IV, 30 TAC Chapter 114 "Control of Air Pollution From Motor Vehicles" regulations of Texas submitted by the Governor on November 20, 1997, to reformat original Chapter 114 sections into seven new subchapters (A through G) and to remove original section 114.1(e), concerning leaded gasoline dispensing labeling requirements.

(i) Incorporation by reference.

(A) Commission Order 97-0713-RUL, adopted by the commission on November 5, 1997.

(B) SIP narrative entitled "Revisions to 30 TAC Chapter 114 and to the State Implementation Plan (Reformatting of the Chapter)" adopted by the commis-

sion on November 5, 1997, addressing: adoption of new Sections 114.1-114.5, 114.20, 114.21, 114.50-114.53, 114.100, 114.150-114.157, 114.200-114.202, 114.250, 114.260, 114.270, and repeal of original sections 114.1, 114.3-114.7, 114.13, 114.23, 114.25, 114.27, 114.29-114.40.

(112) Revision to the Texas State Implementation Plan submitted by the Governor on January 10, 1996.

(i) Incorporation by reference.

(A) Texas Natural Resource Conservation Commission (TNRCC) General Rules (30 TAC Chapter 101), Section 101.2(b), adopted by TNRCC on December 13, 1995, effective January 8, 1996.

(B) TNRCC Docket No. 95-0849-RUL issued December 13, 1995, for adoption of amendments to 30 TAC Chapter 101, Section 101.2(b), regarding Multiple Air Contaminant Sources or Properties and revision to the SIP.

(ii) Additional materials. A letter from the Governor of Texas dated January 10, 1996, submitting revisions to 30 TAC Chapter 101, Section 101.2(b), for approval as a revision to the SIP.

(113) The Texas Natural Resource Conservation Commission submitted a revision to the State Implementation Plan (SIP) on August 9, 1996. This revision contained, among other things, 15% Rate-of-Progress plans for the Dallas/Fort Worth, El Paso and Houston/Galveston ozone nonattainment areas which will aid in ensuring the attainment of the National Ambient Air Quality Standards for ozone. This submittal also contained revisions to the 1990 base year emissions inventories, the associated Motor Vehicle Emission Budgets and contingency plans.

(i) Incorporation by reference. Texas Natural Resource Conservation Commission (TNRCC) order adopting amendments to the SIP; Docket Number 96-0465-SIP, issued July 31, 1996.

(ii) Additional material.

(A) TNRCC certification letter dated July 24, 1996, and signed by Gloria Vasquez, Chief Clerk, TNRCC.

(B) The SIP narrative plan and tables dated July 24, 1996 entitled, "Revisions to the State Implementation Plan (SIP) for the Control of Ozone Air Pollution," as it applies to the Dallas/Fort Worth, El Paso and Houston areas' 15%

Rate-of-Progress plans, emissions inventories, motor vehicle emissions budgets and contingency plans.

(114) Recodified regulations of Texas Administrative Code, Title 30, Chapter 113, Subchapter B, controlling lead emissions from stationary sources, and submitted by the Governor in a letter dated August 21, 1997.

(i) Incorporation by reference.

(A) Texas Natural Resource Conservation Commission (TNRCC) order adopting amendments to the State Implementation Plan; Docket Number 97–0143–RUL, issued July 9, 1997.

(B) Texas Administrative Code, Title 30, Chapter 113, Subchapter B, entitled “Lead from Stationary Sources,” adopted by the TNRCC on July 9, 1997. Newly recodified sections 113.31, 113.32, 113.33, 113.34, 113.35, 113.36, 113.37, 113.41, 113.42, 113.43, 113.44, 113.45, 113.46, 113.47, 113.48, 113.52, 113.61, 113.62, 113.63, 113.64, 113.65, 113.66, 113.67, and 113.68.

(ii) Additional material. TNRCC certification letter dated June 25, 1997, and signed by Gloria Vasquez, Chief Clerk, TNRCC.

(115) [Reserved]

(116) A revision to the Texas State Implementation Plan (SIP) to include two modified Agreed Orders limiting sulfur dioxide (SO₂) allowable emissions at two facilities in Harris County, submitted by the Governor by cover letter dated May 29, 1997.

(i) Incorporation by reference.

(A) TNRCC Docket No. 96–1188–AIR Order Modifying Commission Order No. 94–15 for Lyondel-Citgo Refining Company, LTD., as adopted by the TNRCC on June 29, 1994, and modified on July 31, 1996;

(B) TNRCC Docket No. 96–1187–AIR, Order Modifying Commission Order No. 94–22 for Simpson Pasadena Paper Company, as adopted by the TNRCC on June 29, 1994, and modified on July 31, 1996.

(ii) Additional material. TNRCC submittal to the EPA dated May 29, 1997, entitled, “Revisions to the SIP Concerning Sulfur Dioxide in Harris County.”

(117) Revisions to the Texas State Implementation Plan submitted to the EPA in a letter dated April 13, 1998. These revisions address Reasonably Available Control Technology for Wood

Furniture coating operations and Ship Building and Repair. The revisions also address coating of oil and gas platforms at ship building and repair facilities.

(i) Incorporation by Reference.

(A) Revisions to Regulation V, as adopted by the Commission on March 18, 1998, effective April 7, 1998, sections 115.10. Definitions—Introductory Paragraph, 115.420 Surface Coating Definitions, 115.420(a) General Surface Coating Definitions, 114.420(a)(1)–115.420(a)(10), 115.420(b) Specific surface coating definitions—Introductory Paragraph, 115.420(b)(1), 115.420(b)(2), 115.420(b)(2)(A), 115.420(b)(2)(B), 115.420(b)(3)–115.420(b)(9), 115.420(b)(10), 115.420(b)(10)(A)–115.420(b)(10)(E), 115.420(b)(10)(F), 115.420(b)(10)(F)(i)–115.420(b)(10)(F)(vii), 115.420(b)(10)(G), 115.420(b)(11), 115.420(b)(12), 115.420(b)(12)(A)–115.420(b)(12)(FF), 115.420(b)(13), 115.420(b)(13)(A), 115.420(b)(13)(A)(i), 115.420(b)(13)(A)(ii), 115.420(b)(13)(B), 115.420(b)(13)(B)(i)–115.420(b)(13)(B)(ix), 115.420(b)(14), 115.420(b)(15), 115.420(15)(A), 115.420(15)(A)(i)–115.420(15)(A)(xi), 115.420(15)(B), 115.420(15)(B)(i)–115.420(15)(B)(xix), 115.421(a), 115.421(a)(8), 115.421(a)(8)(B), 115.421(a)(8)(B)(i)–115.421(a)(8)(B)(ix), 115.421(a)(13), 115.421(a)(13)(A), 115.421(a)(13)(A)(i)–115.421(a)(13)(A)(vii), 115.421(a)(13)(A)(viii), 115.421(a)(13)(A)(ix), 115.421(a)(14), 115.421(a)(14)(A), 115.421(a)(14)(A)(i), 115.421(a)(14)(A)(ii), 115.421(a)(14)(A)(iii), 115.421(a)(14)(A)(iii)(I)–115.421(a)(14)(A)(iii)(III), 115.421(a)(14)(A)(iv)–115.421(a)(14)(A)(vi), 115.421(a)(14)(B), 115.421(a)(15), 115.421(a)(15)(A), 115.421(a)(15)(B), 115.421(a)(15)(B)(i), 115.421(a)(15)(B)(ii), 115.421(b), 115.422. Control Requirements—Introductory Paragraph, 115.422(2), 115.422(3), 115.422(3)(A), 115.422(3)(B), 115.422(3)(C), 115.422(3)(C)(i), 115.422(3)(C)(ii), 115.422(3)(C)(ii)(I), 115.422(3)(C)(ii)(II), 115.422(3)(C)(iii)–115.422(3)(C)(v), 115.422(3)(C)(vi), 115.422(3)(C)(vi)(I), 115.422(3)(vi)(II), 115.422(3)(D), 115.422(3)(E), 115.422(3)(E)(i), 115.422(3)(E)(ii), 115.422(4), 115.422(4)(A)–115.422(4)(C), 115.422(5), 115.422(5)(A), 115.422(5)(B), 115.423(a), 115.423(a)(1), 115.423(a)(2), 115.423(b), 115.423(b)(1),

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115.423(b)(2), 115.426(a), 115.426(a)(1),
115.426(a)(1)(B), 115.426(a)(1)(B)(i),
115.426(a)(1)(B)(ii), 115.426(a)(2),
115.426(a)(2)(A), 115.426(a)(2)(A)(i),
115.426(b), 115.426(b)(1), 115.426(b)(1)(B),
115.426(b)(2), 115.426(b)(2)(A),
115.426(b)(2)(A)(i), 115.427(a),
115.427(a)(1), 115.427(a)(1)(B),
115.427(a)(1)(C), 115.427(a)(3),
115.427(a)(3)(A), 115.427(a)(3)(B),
115.427(a)(3)(D)–115.427(a)(3)(I),
115.427(b), 115.427(b)(4), 115.429(a), and
115.429(b).

(B) Certification Dated March 18, 1998 that these are true and correct copies of revisions to 30 TAC Chapter 115 and the SIP.

(118)–(119) [Reserved]

(120) Revisions submitted by the Governor on May 29, 1997, June 23, 1998, and December 22, 1998, that change the definition of “primarily operated,” commit to on-board diagnostic testing, remove the test-on-resale of vehicles subject to the inspection and maintenance program, and provide the legal authority for denial of re-registration of vehicles that have not complied with the I/M program requirements, and the establishment of a class C misdemeanor penalty for operating a grossly polluting vehicle in a nonattainment area.

(i) Incorporation by reference:

(A) Narrative of State Implementation Plan revision submitted May 29, 1997, by the Governor.

(B) Narrative of State Implementation Plan revision submitted June 23, 1998, by the Governor.

(C) Letter from the Governor dated December 22, 1998, submitting Senate Bill 1856.

(ii) Additional material:

(A) Senate Bill 1856.

(B) Memorandum of Agreement between the Texas Natural Resource Conservation Commission and the Texas Department of Public Safety adopted November 20, 1996, and signed February 5, 1997.

(121) Revisions submitted by the Governor on July 13, 2000, that remove approval of the Alternate Reasonably Available Control Technology (ARACT) for Lockheed Corporation, Bell Helicopter Textron, Incorporated; Bell

Plant 1, and Raytheon TI Systems, Inc., (RTIS).

[37 FR 10895, May 31, 1972. Redesignated and amended at 64 FR 36589, July 7, 1999; 66 FR 54691, Oct. 30, 2001]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 52.2299, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

§ 52.2300 [Reserved]

§ 52.2301 Federal compliance date for automobile and light-duty truck coating. Texas Air Control Board Regulation V (31 TAC chapter 115), control of air pollution from volatile organic compound, rule 115.191(1)(8)(A).

(a) The requirements of section 110 of the Clean Air Act are not met regarding the final compliance date, as found in TACB rule 115.191(a)(8)(A), for the requirements of TACB Rule 115.191(a)(8)(A).

(b) TACB adopted revisions to rule 115.191(a)(8)(A) on October 14, 1988, and submitted them to EPA on December 13, 1988. Prior to the submittal, automobile and light-duty truck coating operations were to have complied with final control limits of § 115.191(a)(8)(B) of the federally approved State Implementation Plan (SIP), by December 31, 1986. In the December 13, 1988, submittal, the final control limits had been moved to § 115.191(a)(8)(A) and had been given a new extended compliance date of December 31, 1987. EPA does not recognize the later compliance data and retains the original compliance date for the final emission limits of December 31, 1986. The owner or operator of an automobile and light-duty truck coating operation shall comply with the requirements of TACB rule 115.191(a)(8)(A) no later than December 31, 1986.

[56 FR 40257, Aug. 14, 1991]

§ 52.2302 [Reserved]

§ 52.2303 Significant deterioration of air quality.

(a) The plan submitted by Texas is approved as meeting the requirements of part C, Clean Air Act for preventing significant deterioration of air quality. The plan consists of the following:

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(1) Prevention of significant deterioration plan requirements as follows:

(i) December 11, 1985 (as adopted by the Texas Air Control Board (TACB) on July 26, 1985).

(ii) October 26, 1987 (as revised by TACB on July 17, 1987).

(iii) September 29, 1988 (as revised by TACB on July 15, 1988).

(iv) February 18, 1991 (as revised by TACB on December 14, 1990).

(v) May 13, 1992 (as revised by TACB on May 8, 1992).

(vi) August 31, 1993 (as recodified, revised and adopted by TACB on August 16, 1993).

(vii) July 12, 1995 (as revised by the Texas Natural Resource Conservation Commission (TNRCC) on March 1, 1995) containing revisions to chapter 116—Control of Air Pollution for New Construction or Modification, sections 116.10, 116.141 and 116.160–116.163.

(viii) July 22, 1998 (as revised by TNRCC on June 17, 1998) containing revisions to chapter 116—Control of Air Pollution for New Construction or Modification, sections 116.160 and 116.161.

(ix) September 16, 2002 (as revised by TNRCC on October 10, 2001) containing revisions to chapter 116—Control of Air Pollution for New Construction or Modification, sections 116.160 and 116.162.

(2) The Prevention of Significant Deterioration (PSD) Supplement document, submitted October 26, 1987 (as adopted by TACB on July 17, 1987).

(3) Revision to General Rules, Rule 101.20(3), submitted December 11, 1985 (as adopted by TACB on July 26, 1985).

(b) The plan approval is partially based on commitment letters provided by the Executive Director of the Texas Air Control Board, dated September 5, 1989 and April 17, 1992.

(c) The requirements of section 160 through 165 of the Clean Air Act are not met for federally designated Indian lands. Therefore, the provisions of § 52.21 except paragraph (a)(1) are hereby adopted and made a part of the applicable implementation plan and are applicable to sources located on land

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under the control of Indian governing bodies.

[57 FR 28098, June 24, 1992, as amended at 59 FR 46557, Sept. 9, 1994; 62 FR 44088, Aug. 19, 1997; 68 FR 11324, Mar. 10, 2003; 68 FR 74490, Dec. 24, 2003; 69 FR 43755, July 22, 2004]

§ 52.2304 Visibility protection.

(a) The requirements of section 169A of the Clean Air Act are not met, because the plan does not include approvable procedures for protection of visibility in mandatory Class I Federal areas.

(b) Regulation for visibility monitoring. The provisions of § 52.26 are hereby incorporated and made a part of the applicable plan for the State of Texas.

[50 FR 28553, July 12, 1985, as amended at 52 FR 45137, Nov. 24, 1987; 54 FR 7770, Feb. 23, 1989]

§ 52.2305 [Reserved]

§ 52.2306 Particulate Matter (PM₁₀) Group II SIP commitments.

On July 18, 1988, the Governor of Texas submitted a revision to the State Implementation Plan (SIP) that contained commitments for implementing all of the required activities including monitoring, reporting, emission inventory, and other tasks that may be necessary to satisfy the requirements of the PM₁₀ Group II SIPs. The Texas Air Control Board adopted these revisions on May 13, 1988. The State of Texas has committed to comply with the PM₁₀ Group II SIP requirements, as articulated in the FEDERAL REGISTER notice of July 1, 1987 (52 FR 24670), for the defined areas of Dallas, Harris, Lubbock, and Nueces counties as provided in the Texas PM₁₀ Group II SIPs. In addition to the SIP, a letter from the Governor of Texas, dated July 18, 1988, stated that:

* * * In the July 1, 1987 issue of the FEDERAL REGISTER, the U.S. Environmental Protection Agency announced the requirement that each state submit a committal SIP for PM₁₀ Group II areas instead of full control strategies. States were also required to submit demonstrations of attainment and maintenance of the PM₁₀ National Ambient Air Quality Standards. The TACB is committed to carrying out the activities contained in

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the enclosed proposed SIP to satisfy those requirements * * *.

[54 FR 25586, June 16, 1989]

§ 52.2307 Small business assistance program.

The Governor of Texas submitted on November 13, 1992 a plan revision to develop and implement a Small Business Stationary Source Technical and Environmental Compliance Assistance Program to meet the requirements of section 507 of the Clean Air Act by November 15, 1994. The plan commits to provide technical and compliance assistance to small businesses, hire an Ombudsman to serve as an independent advocate for small businesses, and establish a Compliance Advisory Panel to advise the program and report to the EPA on the program's effectiveness.

[59 FR 42765, Aug. 19, 1994]

§ 52.2308 Area-wide nitrogen oxides (NO_x) exemptions.

(a) The Texas Natural Resource Conservation Commission (TNRCC) submitted to the EPA on June 17, 1994, a petition requesting that the Dallas ozone nonattainment area be exempted from the NO_x control requirements of section 182(f) of the Clean Air Act (CAA) as amended in 1990. The Dallas nonattainment area consists of Dallas, Tarrant, Denton, and Collin counties. The exemption request was based on a photochemical grid modeling which shows that the Dallas nonattainment area would attain the National Ambient Air Quality Standards (NAAQS) for ozone by the CAA mandated deadline without the implementation of the additional NO_x controls required under section 182(f). On November 21, 1994, the EPA conditionally approved this exemption request, conditioned upon the EPA approving the modeling portion of the Dallas attainment demonstration SIP.

(b) The TNRCC submitted to the EPA on June 17, 1994, a petition requesting that the El Paso ozone nonattainment area be exempted from the NO_x control requirements of section 182(f) of the Clean Air Act (CAA) as amended in 1990. The El Paso nonattainment area consists of El Paso county, and shares a common airshed with Juarez, Mexico. The exemption request was based on a

photochemical grid modeling which shows that the El Paso nonattainment area would attain the NAAQS for ozone by the CAA mandated deadline without the implementation of the additional NO_x controls required under section 182(f), but for emissions emanating from Mexico. On November 21, 1994, the EPA conditionally approved this exemption request, conditioned upon the EPA approving the modeling portion of the El Paso attainment demonstration SIP.

(c) The Texas Natural Resource Conservation Commission submitted to the EPA on May 4, 1994, a petition requesting that the Victoria County incomplete data ozone nonattainment area be exempted from the requirement to meet the NO_x provisions of the Federal transportation conformity rule. The exemption request was based on monitoring data which demonstrated that the National Ambient Air Quality Standard for ozone had been attained in this area for the 35 months prior to the petition, with the understanding that approval of the State's request would be contingent upon the collection of one additional month of data. The required additional month of verified data was submitted later and, together with the data submitted with the State's petition, demonstrated attainment of the NAAQS for 36 consecutive months. The EPA approved this exemption request on March 2, 1995.

(d) The TNRCC submitted to the EPA on August 17, 1994, with supplemental information submitted on August 31, 1994, and September 9, 1994, a petition requesting that the Houston and Beaumont ozone nonattainment areas be temporarily exempted from the NO_x control requirements of section 182(f) of the CAA. The Houston nonattainment area consists of Brazoria, Chambers, Fort Bend, Galveston, Harris, Liberty, Montgomery, and Waller counties. The Beaumont nonattainment area consists of Hardin, Jefferson, and Orange counties. The exemption request was based on photochemical grid modeling which shows that reductions in NO_x would not contribute to attaining the ozone NAAQS. On April 12, 1995, the EPA approved the

State's request for a temporary exemption. Approval of the temporary exemption waives the federal requirements for NO_x Reasonably Available Control Technology (RACT), New Source Review (NSR), conformity, and vehicle inspection and maintenance (I/M) for the period of the temporary exemption. The temporary exemption automatically expires on December 31, 1996, without further notice from the EPA. Based on the rationale provided in the notice of proposed rulemaking on this action, upon the expiration of the temporary exemption, the requirements pertaining to NO_x RACT, NSR, conformity, and I/M will again become applicable, except that the NO_x RACT implementation date applicable to the Houston and Beaumont nonattainment areas under section 182(f) shall be as expeditious as practicable but no later than May 31, 1997, unless the State has received a permanent NO_x exemption from the EPA prior to that time.

(e) The TNRCC submitted to EPA on March 6, 1996, a petition requesting that the Houston/Galveston and Beaumont/Port Arthur ozone nonattainment areas be granted an extension to a previously-granted temporary exemption from the NO_x control requirements of sections 182(f) and 182(b) of the Clean Air Act. The temporary exemption was granted on April 19, 1995. The current petition is based on the need for more time to complete UAM to confirm the need for, and the extent of, NO_x controls required. On May 23, 1997, EPA approved the State's request for an extension to the temporary exemption. The temporary extension automatically expires on December 31, 1997, without further notice from EPA. Upon expiration of the extension, the requirements pertaining to NO_x RACT, NSR, I/M, general and transportation conformity will become applicable, except that the NO_x RACT compliance date shall be implemented as expeditiously as practicable, but no later than May 31, 1999, unless the State has received a contingent NO_x exemption from the EPA prior to that time.

(f) The extension of the temporary exemption from NO_x control requirements of sections 182(f) and 182(b) of the Clean Air Act for the Houston/Galveston and Beaumont/Port Arthur

ozone nonattainment areas granted on May 23, 1997, expired December 31, 1997. Upon expiration of the extension, the requirements pertaining to NO_x RACT, NSR, I/M, general and transportation conformity will become applicable and the State is expected to implement the requirements as expeditiously as possible.

(g) The Texas Natural Resource Conservation Commission submitted a letter to EPA requesting rescission of the previously-granted conditional exemption from the NO_x control requirements of section 182(f) of the Act for the Dallas/Fort Worth ozone nonattainment area. The letter was sent on November 13, 1998. The conditional exemption was granted on November 21, 1994, conditioned upon EPA approving the modeling portion of the DFW attainment demonstration SIP. The conditional exemption was also approved on a contingent basis. The modeling-based exemption would last only as long as the area's modeling continued to demonstrate attainment without the additional NO_x reductions required by section 182(f). The State's request is based on new photochemical modeling which shows the need for NO_x controls to help the area attain the ozone National Ambient Air Quality Standards. Furthermore, EPA would not and could not approve the earlier attainment demonstration SIP modeling upon which the condition was based.

(1) On June 21, 1999, the conditional NO_x exemption for the DFW area granted on November 21, 1994 is rescinded. Upon rescission, the Federal requirements pertaining to NO_x Reasonably Available Control Technology (RACT), New Source Review, vehicle Inspection/Maintenance, general and transportation conformity now apply.

(2) The NO_x RACT final compliance date must be implemented as expeditiously as practicable, but no later than March 31, 2001.

[59 FR 60714, Nov. 28, 1994, as amended at 60 FR 5867, Jan. 31, 1995; 60 FR 19522, Apr. 19, 1995; 62 FR 28349, May 23, 1997; 63 FR 7072, Feb. 12, 1998; 64 FR 19286, Apr. 20, 1999]

§ 52.2309 Emissions inventories.

(a) The Governor of the State of Texas submitted the 1990 base year emission inventories for the Houston/

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Galveston (HGA), Beaumont/Port Arthur (BPA), El Paso (ELP), and Dallas/Fort Worth (DFW) ozone nonattainment areas on November 17, 1992 as a revision to the State Implementation Plan (SIP). The 1990 base year emission inventory requirement of section 182(a)(1) of the Clean Air Act, as amended in 1990, has been satisfied for each of these areas.

(b) The inventories are for the ozone precursors which are volatile organic compounds, nitrogen oxides, and carbon monoxide. The inventories cover point, area, non-road mobile, on-road mobile, and biogenic sources.

(c) The HGA nonattainment area is classified as Severe-17 and includes Brazoria, Chambers, Fort Bend, Galveston, Harris, Liberty, Montgomery, and Waller Counties; the BPA nonattainment area is classified as Serious and includes Hardin, Jefferson, and Orange Counties; the ELP nonattainment area is classified as Serious and includes El Paso County; and the DFW nonattainment area is classified as Moderate and includes Collin, Dallas, Denton, and Tarrant Counties.

(d) The Texas Natural Resource Conservation Commission submitted State Implementation Plan revisions to the 1990 base year emission inventory for the Beaumont/Port Arthur area with a cover letter from the Governor of Texas dated August 9, 1996.

(e) The Texas Natural Resource Conservation Commission submitted a revision to the State Implementation Plan (SIP) on August 9, 1996. This revision was submitted for the purpose of satisfying the 15% Rate-of-Progress requirements of the Clean Air Act, which will aid in ensuring the attainment of the National Ambient Air Quality Standards for ozone. This submittal also contained revisions to the 1990 base year emissions inventories for the Dallas/Fort Worth, El Paso and Houston/Galveston areas.

(f) The Texas Natural Resource Conservation Commission submitted a revision to the State Implementation Plan (SIP) on May 19, 2000. This revision was submitted for the purpose of satisfying the 9 percent Rate-of-Progress requirements of the Clean Air Act, which will aid in ensuring the attainment of the National Ambient Air

Quality Standards for ozone. This submission also contained revisions to the 1990 base year emissions inventory for the Houston/Galveston areas.

[59 FR 55589, Nov. 8, 1994, as amended at 63 FR 6663, Feb. 10, 1998; 63 FR 62947, Nov. 10, 1998; 66 FR 20751, Apr. 25, 2001]

§ 52.2311 Motor vehicle antitampering.

The State of Texas submitted revisions to the State Implementation Plan for 30 TAC Chapter 114, sections 114.1 "Maintenance and Operation of Air Pollution Control Systems or Devices Used to Control Emissions from Motor Vehicles" and 114.5 "Exclusions and Exceptions" on February 24, 1989, and September 6, 1990, and July 13, 1993. The EPA disapproved these revisions that relate to Statewide antitampering provisions and exemptions to antitampering provisions for motor vehicles or motor vehicle engine emission control systems because the State's antitampering rules are not consistent with the Act, section 203(a)(3) and EPA's tampering prohibitions as outlined in EPA's antitampering enforcement policy, Mobile Source Enforcement Memorandum No. 1A.

[63 FR 6653, Feb. 10, 1998]

Subpart TT—Utah

§ 52.2320 Identification of plan.

(a) Title of plan: "Utah Implementation Plan."

(b) The plan was officially submitted on January 25, 1972.

(c) The plan revisions listed below were submitted on the dates specified.

(1) Clarifications of the plan relating to particulate regulations, CO and NO₂ control strategies, new source review, emergency episodes, availability of emission data, and source surveillance submitted May 18, 1972, by State Division of Health.

(2) Revision of State new source review regulation, section 1.3.3 of the Utah Code of Air Conservation Regulations, submitted on September 13, 1972, by the Governor.

(3) Transportation control plan submitted April 13, 1973, by the Governor.

(4) Reenacted legislation providing for public availability of emission data