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(32) Tulare County APCD.
   (i) Rules 111 and 402(f), submitted on November 10, 1976.

(33) Tuolumne County APCD.

(34) Ventura County APCD.
   (ii) Rule 32, submitted on June 30, 1972, and previously approved under 40 CFR 52.223 (37 FR 19812).

(35) Yuba County APCD.

(b) The following regulations are disapproved since they lack explicit provisions to assure that NAAQS will not be exceeded while equipment breakdown periods are in effect.
   (1) Fresno County APCD.
   (2) Kern County APCD.
   (3) Modoc County APCD.
      (i) Rule 2:15, Breakdown Conditions; Emergency Variance, submitted on May 7, 1979.
   (4) Imperial County APCD.
      (i) Rule 111 (B), Equipment Breakdown, submitted on December 24, 1979.
   (5) Butte County AQMD.
   (6) Shasta County AQMD.
   (7) Monterey Bay Unified Air Pollution Control District.

c) The following regulations are disapproved because they exempt sources from applicable emissions limitations during malfunctions and/or fail to sufficiently limit startup and shutdown exemptions to those periods where it is technically infeasible to meet emissions limitations.
   (1) South Coast Air Quality Management District.


(d) The following regulations are disapproved because they merely describe how state agencies intend to apply their enforcement discretion and thus, if approved, the regulations would have no effect on the State Implementation Plan.
   (1) Antelope Valley AQMD.
   (2) Kern County APCD.
      (i) Rule 111, Equipment Breakdown, submitted on July 23, 1996.
   (3) Mojave Desert AQMD.

(43 FR 3277, Jan. 24, 1978)

EDITORIAL NOTE: For Federal Register citations affecting § 52.271, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and at www.fdsys.gov.

§ 52.272 Research operations exemptions.

(a) The requirements of §51.231 of this chapter are not met because the following regulations allow exemptions to be granted from the applicable emission limitations, thereby potentially rendering the applicable limitations unenforceable. Furthermore, the regulations are inconsistent with the Clean Air Act, because the regulations could permit violations of the National Ambient Air Quality Standards under some circumstances. Therefore, the following regulations are disapproved:
   (1) Bay Area APCD.
      (i) Regulation 2, Division 1, sections 1214 to 1214.3, submitted on July 25, 1973.
      (ii) Regulation 3, Division 1, sections 1205 to 1205.3, submitted on July 25, 1973.
   (2) El Dorado County APCD.
      (i) Rule 203(D), submitted on November 4, 1977.
   (3) Great Basin Unified APCD.
   (4) Los Angeles County APCD.
      (i) Rule 441, submitted on June 6, 1977.
   (5) Placer County APCD.
      (i) Rule 203(D), submitted on October 13, 1977.
Environmental Protection Agency

§ 52.273 Open burning.

(a) The following rules or portions of rules are disapproved because they contain exemptions to open burning (including open agricultural burning) prohibitions, that do not satisfy the requirements of section 110 of the Clean Air Act:

(1) Amador County APCD.
   (i) Rules 308 and 312, submitted on April 21, 1976.
   (iii) Rules 302(G) and 322, submitted on October 15, 1979.

(2) Calaveras County APCD.

(3) Del Norte County APCD.
   (i) Rule 410(c)(2) and the following portions of Regulation 2: General prohibitions (all of page 1), paragraph (f) of Article I, paragraphs (f) and (g) of Article V, and paragraph (f) of Article VI, submitted on November 10, 1976.

(4) El Dorado County APCD.

(5) Fresno County APCD.
   (i) Rules 416.1(e)(1), (e)(3), and (e)(4), submitted on October 23, 1974.
   (ii) Rule 416.1(c)(1), submitted on August 30, 1972, and previously approved under 40 CFR 52.223 (37 FR 19812).

(6) Humboldt County APCD.
   (i) Rule 410(c)(2) and the following portions of Regulation 2: General prohibitions (all of page 1), paragraph (f) of Article I, paragraphs (f) and (g) of Article V, and paragraph (f) of Article VI, submitted on November 10, 1976.
   (ii) (A)–(C) [Reserved]
   (D) Rules 312 (B) and (C), and 401 (D.1) and (D.2).

(7) Kern County APCD.
   (i) Rule 417(A), submitted on November 10, 1976.

(8) Madera County APCD.
   (i) Rules 416.1(e)(1), (e)(3), and (e)(4), submitted on January 10, 1975.
   (ii) Rule 416.1(c)(1), submitted on August 30, 1972, and previously approved under 40 CFR 52.223 (37 FR 19812).

(9) Mariposa County APCD.

(10) Mendocino County APCD.
    (i) Rule 410(c)(2) and the following portions of Regulation 2: General prohibitions (all of page 1), paragraph (f) of Article I, paragraphs (f) and (g) of Article V, and paragraph (f) of Article VI, submitted on November 10, 1976.
    (ii) Rules 409(a), 409(a)(5), and 410(b)(1), submitted on June 6, 1977.

(11) Merced County APCD.
    (i) Rule 416(h), submitted on August 2, 1976.
    (ii) Rules 416.1(III)(A), (V)(A), (V)(B), (V)(C), and (V)(D), submitted on August 2, 1976. (Rule 416.1(a)(1), submitted on June 30, 1972, and previously approved, is retained. Rule 416.1(a)(1), submitted on June 30, 1972, and previously approved, is retained for the purpose of enforcing Rule 416.1(c)(2).)

(12) Monterey Bay Unified APCD.
    (i) Rules 409(a), 409(a)(5), and 410(b)(1), submitted on January 10, 1975.

(13) Nevada County APCD.

(14) Northern Sonoma County APCD.
    (i) Rule 410(c)(2) and the following portions of Regulation 2: General prohibitions (all of page 1), paragraph (f) of Article I, paragraphs (f) and (g) of Article V, and paragraph (f) of Article VI, submitted on November 10, 1976.

(15) Placer County APCD.