§ 52.271 Malfunction, startup, and shutdown regulations.

(a) The following regulations are disapproved because they would permit the exemption of sources from the applicable emission limitations and therefore do not satisfy the enforcement imperatives of section 110 of the Clean Air Act.

(1) Amador County APCD.
   (i) Rule 404, submitted on April 21, 1976.
   (ii) Rule 4f, submitted on June 30, 1972, and previously approved under 40 CFR 52.223 (37 FR 19812).

(2) Bay Area APCD.
   (i) Regulation 2, Section 3212, and Regulation 3, Section 3203, submitted on April 21, 1976.
   (ii) Regulation 2, Section 3212, submitted on February 21, 1972, and previously approved under 40 CFR 52.223 (37 FR 10842).

(3) Calaveras County APCD.

(4) Colusa County APCD.
   (i) Rule 4.4g, submitted on July 25, 1973, and Rule 4.4g, submitted on June 30, 1972, and previously approved under 40 CFR 52.223 (37 FR 10842).

(5) Del Norte County APCD.
   (ii) Rule 45, submitted on February 21, 1972, and previously approved under 40 CFR 52.223 (37 FR 10842).

(6) Fresno County APCD.
   (i) Rule 110, submitted on June 30, 1972, and previously approved under 40 CFR 52.223.
   (ii) Rules 110 and 402(f), submitted on October 23, 1974.

(7) Glenn County APCD.
   (i) Rules 95.2 and 95.3, submitted on January 10, 1975.

(8) Great Basin Unified APCD.
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(9) Humboldt County APCD.
    (i) Rule 540, Submitted on November, 10, 1976.
    (ii) Rule 59, Submitted on February 21, 1972 and previously approved under 40 CFR 52.223 (37 FR 10642).

EDITORIAL NOTE: At 46 FR 27118, May 18, 1981, the following paragraph (a)(9) was added to § 52.271.

(9) Monterey Bay Unified APCD.

(10) Kern County APCD.
    (11) Kings County APDC.

(12) Lake County APCD.
    (i) Chapter III, Article I, Section 500, and Article II, Sections 510 and 511, submitted on February 10, 1977.
    (ii) Part VI, Sections 1 and 2, submitted on June 30, 1972, and previously approved under 40 CFR 52.223.

(13) Los Angeles County APDC.

(14) Madera County APDC.
    (i) Rule 402(f), submitted on January 10, 1975, and Rule 110, submitted on June 30, 1972, and previously approved under 40 CFR 52.223.

(15) Mariposa County APDC.
    (i) Rule 203(j), submitted on January 10, 1975, and Rule 4.3(g), submitted on February 21, 1972, and previously approved under 40 CFR 52.223.

(16) Mendocino County APDC.
    (ii) Sections 1 and 2 of Part VI, submitted on February 21, 1972, and previously approved under 40 CFR 52.223 (37 FR 10842).

(17) Merced County APDC.
    (i) Rule 109, submitted on August 2, 1976.
    (ii) Rule 109, submitted on June 30, 1972, and previously approved under 40 CFR 52.223 (37 FR 19812).

(18) Nevada County APCD.
    (i) Rule 55(f), submitted on February 21, 1972, and previously approved under 40 CFR 52.223 (37 FR 10842).

(19) Northern Sonoma County APCD.

(20) Placer County APCD.
    (i) Rule 55(f), submitted on February 21, 1972, and previously approved under 40 CFR 52.223 (37 FR 10842).

(21) Plumas County APDC.
    (i) Rule 203(j), submitted on January 10, 1975.

(22) Riverside County APDC.

(23) San Bernardino County APDC.
    (ii) Rule 55, submitted on February 21, 1972, and previously approved under 40 CFR 52.223 (37 FR 10842).

(24) San Joaquin County APDC.
    (i) Rule 110, submitted on October 23, 1974, and Rule 110, submitted on June 30, 1972, and previously approved under 40 CFR 52.223 (37 FR 19812).

(25) San Luis Obispo County APDC.
    (i) Rule 107, submitted on November 10, 1976.
    (ii) Rule 102, submitted on February 21, 1972, and previously approved under 40 CFR 52.223 (37 FR 10842).

(26) Shasta County APDC.
    (ii) Rule 3:10, submitted on June 30, 1972, and previously approved under 40 CFR 52.223 (37 FR 19812).

(27) Sierra County APDC.
    (i) Rule 51, submitted on June 30, 1972, and previously approved under 40 CFR 52.223 (37 FR 19812), and Rule 203(j), submitted on January 10, 1975, and previously approved under 40 CFR 52.223 (42 FR 23805).

(28) Southern California APDC.
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(29) Stanislaus County APCD.
   (i) Rule 110, submitted on June 30, 1972, and previously approved under 40 CFR 52.223 (37 FR 19812), and Rule 110, submitted on July 19, 1974.
(30) Tehama County APCD.
   (ii) Rule 417, submitted on June 30, 1972, and previously approved under 40 CFR 52.223 (37 FR 19812).
(31) Trinity County APCD.
   (ii) Rule 44, submitted on June 30, 1972, and previously approved under 40 CFR 52.223 (37 FR 19812).
(32) Tulare County APCD.
   (i) Rules 111 and 402(f), submitted on November 10, 1976.
   (ii) Rule 402(f), submitted on June 30, 1972, and previously approved under 40 CFR 52.223.
(33) Tuolumne County APCD.
(34) Ventura County APCD.
   (b) The following regulations are disapproved since they lack explicit provisions to assure that 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.
(35) Yuba County APCD.
   (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.

EDITORIAL NOTE: For Federal Register citations affecting § 51.281, 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 §51.281 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