

Dated: October 17, 2018.

**Lance Wormell,**

*Acting Director, Chemical Control Division,  
Office of Pollution Prevention and Toxics.*

■ Accordingly, the amendments to 40 CFR parts 9 and 721 published on August 27, 2018 (83 FR 43538), are withdrawn effective October 26, 2018.

[FR Doc. 2018–23574 Filed 10–25–18; 8:45 am]

BILLING CODE 6560–50–P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Parts 9 and 721

[EPA–HQ–OPPT–2017–0560; FRL–9985–56]

RIN 2070–AB27

### Significant New Use Rules on Certain Chemical Substances; Withdrawal

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Withdrawal of direct final rule.

**SUMMARY:** EPA is withdrawing significant new use rules (SNURs) promulgated under the Toxic Substances Control Act (TSCA) for 10 chemical substances, which were the subject of premanufacture notices (PMNs). EPA published these SNURs using direct final rulemaking procedures, which requires EPA to take certain actions if an adverse comment is received. EPA received adverse comments and a request to extend the comment period regarding the SNURs identified in the direct final rule. Therefore, the Agency is withdrawing the direct final rule SNURs identified in this document, as required under the direct final rulemaking procedures.

**DATES:** The direct final rule published at 83 FR 43527 on August 27, 2018, is withdrawn effective October 26, 2018.

**ADDRESSES:** The docket for this action, identified by docket identification (ID) number EPA–HQ–OPPT–2017–0560, is available at <http://www.regulations.gov> or at the Office of Pollution Prevention and Toxics Docket (OPPT Docket), Environmental Protection Agency Docket Center (EPA/DC), West William Jefferson Clinton Bldg., Rm. 3334, 1301 Constitution Ave. NW, Washington, DC. The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566–1744, and the telephone number for the OPPT Docket is (202) 566–0280. Please review the visitor instructions and additional information about the docket available at <http://www.epa.gov/dockets>.

**FOR FURTHER INFORMATION CONTACT:** *For technical information contact:* Kenneth Moss, Chemical Control Division (7405M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460–0001; telephone number: (202) 564–9232; email address: [moss.kenneth@epa.gov](mailto:moss.kenneth@epa.gov).

*For general information contact:* The TSCA–Hotline, ABVI–Goodwill, 422 South Clinton Ave., Rochester, NY 14620; telephone number: (202) 554–1404; email address: [TSCA-Hotline@epa.gov](mailto:TSCA-Hotline@epa.gov).

### SUPPLEMENTARY INFORMATION:

#### I. Does this action apply to me?

A list of potentially affected entities is provided in the **Federal Register** of August 27, 2018 (83 FR 43527) (FRL–9982–77). If you have questions regarding the applicability of this action to a particular entity, consult the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

#### II. What direct final SNURs are being withdrawn?

In the **Federal Register** of August 27, 2018 (83 FR 43527) (FRL–9982–77), EPA issued direct final SNURs for 10 chemical substances that are identified in that document. Because the Agency received adverse comments and a request to extend the comment period regarding the SNURs identified in the document, EPA is withdrawing the direct final SNURs issued for these 10 chemical substances, which were the subject of PMNs. In addition to the Direct Final SNURs, elsewhere in the same issue of the **Federal Register** of August 27, 2018 (83 FR 43527) (FRL–9982–77), EPA issued proposed SNURs covering these 10 chemical substances. EPA will address all adverse public comments in a subsequent final rule, based on the proposed rule.

#### III. Good Cause Finding

EPA determined that this document is not subject to the 30-day delay of effective date generally required by the Administrative Procedure Act (APA) (5 U.S.C. 553(d)) because of the time limitations for publication in the **Federal Register**. This document must publish on or before the effective date of the direct final rule containing the direct final SNURs being withdrawn.

#### IV. Statutory and Executive Order Reviews

This action withdraws regulatory requirements that have not gone into effect and which contain no new or amended requirements and reopens a comment period. As such, the Agency

has determined that this action will not have any adverse impacts, economic or otherwise. The statutory and Executive Order review requirements applicable to the direct final rules were discussed in the August 27, 2018 **Federal Register** (83 FR 43527). Those review requirements do not apply to this action because it is a withdrawal and does not contain any new or amended requirements.

### V. Congressional Review Act (CRA)

Pursuant to the Congressional Review Act (5 U.S.C. 801 *et seq.*), EPA will submit a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. This action is not a “major rule” as defined by 5 U.S.C. 804(2). Section 808 of the CRA allows the issuing agency to make a rule effective sooner than otherwise provided by CRA if the agency makes a good cause finding that notice and public procedure is impracticable, unnecessary, or contrary to the public interest. As required by 5 U.S.C. 808(2), this determination is supported by a brief statement in Unit III.

#### List of Subjects

##### 40 CFR Part 9

Environmental protection, Reporting and recordkeeping requirements.

##### 40 CFR Part 721

Environmental protection, Chemicals, Hazardous substances, Reporting and recordkeeping requirements.

Dated: October 17, 2018.

**Lance Wormell,**

*Acting Director, Chemical Control Division,  
Office of Pollution Prevention and Toxics.*

■ Accordingly, the amendments to 40 CFR parts 9 and 721 published on August 27, 2018 (83 FR 43527), are withdrawn effective October 26, 2018.

[FR Doc. 2018–23582 Filed 10–25–18; 8:45 am]

BILLING CODE 6560–50–P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[NC–2018; FRL–9974–83–Region 4]

### Air Plan Approval; North Carolina; Update to Materials Incorporated by Reference

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule; notification of administrative change.

**SUMMARY:** The Environmental Protection Agency (EPA) is updating the materials that are incorporated by reference (IBR) into the North Carolina state implementation plan (SIP). EPA is also revising the format for materials submitted by the local agency “Western North Carolina” that have been incorporated by reference into the SIP. The regulations affected by this update have been previously submitted by North Carolina and the local agencies, and have been previously approved by EPA. This update affects the materials that are available for public inspection at the National Archives and Records Administration (NARA) and the EPA Regional Office.

**DATES:** This action is effective October 26, 2018.

**ADDRESSES:** SIP materials which are incorporated by reference into 40 CFR part 52 are available for inspection at the following locations: Environmental Protection Agency, Region 4, 61 Forsyth Street SW, Atlanta, GA 30303; and the National Archives and Records Administration. For information on the availability of this material at NARA, call 202-741-6030, or go to: <http://www.archives.gov/federal-register/cfr/ibr-locations.html>. To view the materials at the Region 4 Office, EPA requests that you email the contact listed in the **FOR FURTHER INFORMATION CONTACT** section.

**FOR FURTHER INFORMATION CONTACT:** Sean Lakeman, Air Regulatory Management Section, Air Planning and Implementation Branch, Air, Pesticides and Toxics Management Division, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street SW, Atlanta, Georgia 30303-8960. Mr. Lakeman can be reached via telephone at (404) 562-9043 or via electronic mail at [lakeman.sean@epa.gov](mailto:lakeman.sean@epa.gov).

**SUPPLEMENTARY INFORMATION:**

**I. Background**

Each state has a SIP containing the control measures and strategies used to attain and maintain the national ambient air quality standards (NAAQS). The SIP is extensive, containing such elements as air pollution control regulations, emission inventories, monitoring networks, attainment demonstrations, and enforcement mechanisms.

Each state must formally adopt the control measures and strategies in the SIP after the public has had an opportunity to comment on them and then submit the proposed SIP revisions

to EPA. Once these control measures and strategies are approved by EPA, and after notice and comment, they are incorporated into the federally-approved SIP and are identified in part 52 “Approval and Promulgation of Implementation Plans,” Title 40 of the Code of Federal Regulations (40 CFR part 52). The full text of the state regulation approved by EPA is not reproduced in its entirety in 40 CFR part 52, but is “incorporated by reference.” This means that EPA has approved a given state regulation or specified changes to the given regulation with a specific effective date. The public is referred to the location of the full text version should they want to know which measures are contained in a given SIP. The information provided allows EPA and the public to monitor the extent to which a state implements a SIP to attain and maintain the NAAQS and to take enforcement action if necessary.

The SIP is a living document which the state can revise as necessary to address the unique air pollution problems in the state. Therefore, EPA from time to time must take action on proposed revisions containing new and/or revised state regulations. A submission from a state can revise one or more rules in their entirety or portions of rules, even change a single word. The state indicates the changes in the submission (such as, by using redline/strikethrough) and EPA then takes action on the requested changes. EPA establishes a docket for its actions using a unique Docket Identification Number which is listed in each action. These dockets and the complete submission are available for viewing on [www.regulations.gov](http://www.regulations.gov).

On May 22, 1997 (62 FR 27968), EPA revised the procedures for incorporating by reference, into the Code of Federal Regulations, materials approved by EPA into each state SIP. These changes revised the format for the identification of the SIP in 40 CFR part 52, streamlined the mechanisms for announcing EPA approval of revisions to a SIP, and streamlined the mechanisms for EPA’s updating of the IBR information contained for each SIP in 40 CFR part 52. The revised procedures also called for EPA to maintain “SIP Compilations” that contain the federally-approved regulations and source specific permits submitted by each state agency. These SIP Compilations are updated primarily on an annual basis. Under the revised procedures, EPA must periodically publish an informational document in the rules section of the **Federal Register** notifying the public that updates have

been made to a SIP Compilation for a particular state. EPA applied the 1997 revised procedures to: North Carolina on May 20, 1999 (64 FR 27465); Forsyth County on August 9, 2002 (67 FR 51763); and Mecklenburg County on October 22, 2002 (67 FR 64999).

**II. EPA Action**

This action represents EPA’s publication of the North Carolina, Forsyth County, Mecklenburg County and Western North Carolina SIP Compilation update, appearing in 40 CFR part 52: specifically, the materials in paragraph (c) at 40 CFR 52.1770. This notice changes the format of paragraph (c) by: (1) Converting Tables 1, 2 and 3 to Volumes (1), (2) and (3); (2) adding Volume 4 “Western North Carolina”; (3) correcting typographical errors and; (4) provides notice of the following corrections to Volumes (1), (2) and (3) (previously Tables 1, 2 and 3) of paragraph (c) in section 52.1770, as described below:

*Changes Applicable to Volume (1), (2) and (3) (Previously Tables 1, 2 and 3)*

A. Under the “State Citation” column, “Sect” is changed to “Section” before all rules in table.

B. Under the “State effective date” and “EPA approval date” columns: The 2-digit year is changed to reflect a 4-digit year (for consistency), any leading zeroes have been removed for the month, and numerous **Federal Register** citations are corrected to reflect the first page of the preamble as opposed to the regulatory text page.

C. The last column is changed to read “Explanation” in all Volumes for consistency.

*Changes Applicable to Volume 1—EPA Approved North Carolina Regulations (Previously Table 1)*

*Subchapter 2D—Air Pollution Control Requirements*

A. Section .0101 and Section .0103: The State effective date was revised to read “12/1/2005”.

B. Section .0520 and Section .0929: The entries were removed from the table because EPA previously approved removal of these provisions from the SIP. See 62 FR 41277 (August 1, 1997).

C. Section .0530: The EPA approval date was added to read “9/14/2016, 81 FR 63107.”

D. Section .0903: The Title/subject was revised to read “Recordkeeping: Reporting: Monitoring”.

E. Section .0907, Section .0910, and Section .0911: These entries were removed from the table because EPA previously approved removal of these

provisions from the SIP. 64 FR 55831 (October 15, 1999).

F. Section .0909: The Title/subject was revised to read “Compliance Schedules for Sources in Ozone Nonattainment and Maintenance Areas.”

G. Section .0913, Section .0914, Section .0915, Section .0916, Section .0917, Section .0920, Section .0921, Section .0934, Section .0936, Section .0939, Section .0940, Section .0941, Section .0942, Section .1416, Section .1417, Section .1419, Section .1420, Section .1421, and Section .1422: These entries were removed from the table because EPA previously approved removal of these provisions from the SIP. 78 FR 27065 (May 9, 2013).

H. Section .0938: The entry was removed from the table because EPA previously approved removal of this provision from the SIP. 64 FR 61213 (November 10, 1999).

I. Section .0953 and Section .0954: The entries were removed from the table because EPA previously approved removal of these provisions from the SIP. 78 FR 58184 (September 23, 2013).

J. Section .0959: The entry was removed because this provision was not incorporated into the SIP. *See* 68 FR 66350 (November 26, 2003).

K. Section .0963: The Title/subject was revised to read “Fiberglass Boat Manufacturing Materials”.

L. Section .0966: The Title/subject was revised to read “Paper, Film and Foil Coatings.”

M. Section .1004: The entry was removed from the table because EPA previously approved removal of this provision from the SIP. *See* 80 FR 6455 (February 5, 2015).

N. Section .1409: The Title/subject was revised to read “Stationary Internal Combustion Engines.”

O. Section .1418: The Title/subject was revised to read “New Electric Generating Units, Large Boilers, and Large I/C Engines.”

P. Section .1903: The Title/subject was revised to read “Open Burning Without An Air Quality Permit.”

Q. Section .1901, Section .1902, and Section .1903: The State effective date was revised to read “7/1/2007.”

R. Section .2001: The State effective date was revised to read “12/1/2005”.

S. Section .2602: The Title/subject was revised to read “General Provisions on Test Methods and Procedures.”

T. Section .2614: The Title/subject was revised to read “Determination of VOC Emission Control System Efficiency.”

#### *Subchapter 2Q—Air Quality Permits*

A. Section .0103, Section .0105, Section .0304, and Section .0305: The

State effective date was revised to read “12/1/2005.”

B. Section .0806: The State effective date was revised to read “6/1/2004.”

#### *Changes Applicable to Volume 2—EPA Approved Forsyth County Regulations (Previously Table 2)*

##### *Subchapter 3D—Air Pollution Control Requirements*

A. Section .0103: The Title/subject was revised to read “Copies of Referenced Federal Regulations”.

B. Section .0504: The word “Repealed” was removed from the Explanation column (previously Comment column) because the section was approved into the SIP on September 16, 2003 (68 FR 54163).

C. Section .0507: The FR citation was corrected to read “2/17/2000, 65 FR 8053.”

D. Section .0512: The State effective date was revised to read “7/28/1997” and the EPA approval date was revised to read “12/31/1998, 63 FR 72190”.

E. Section .0516: The State effective date was revised to read “11/29/1995” and the EPA approval date was revised to read “5/23/1996, 61 FR 25789”.

F. Section .0517: The State effective date was revised to read “6/14/1990” and the EPA approval date was revised to read “5/2/1991, 56 FR 20140”.

G. Section .0542: A duplicate entry in Section .0500 Emission Control Standards for Section .0542 was removed, and the word “Repealed” was removed from the Explanation column (previously Comment column) because EPA previously approved the section into the SIP.

H. Section .0914: The Title/subject was revised to read “Determination of VOC Emission Control System Efficiency”.

I. Section .0944: The Title/subject was revised to read “Manufacture of Polyethylene, Polypropylene and Polystyrene”.

J. Section .0947: The Title/subject was revised to read “Manufacture of Synthesized Pharmaceutical Products”.

K. Section .0957: The State effective date was revised to read “11/29/1995” and the EPA approval date was revised to read “5/23/1996, 61 FR 25789”.

#### *Subchapter 3Q—Air Quality Permits*

A. Section .0311: The Title/subject was revised to read “Permitting of Facilities at Multiple Temporary Sites”.

B. Section .0803: The State effective date was revised to read “7/30/1999” and the EPA approval date was revised to read “10/22/2002, 75 FR 64994”.

#### *Changes Applicable to Volume 3—EPA Approved Mecklenburg County Regulations (Previously Table 3)*

##### *Article 1.000 Permitting Provisions for Air Pollution Sources, Rules and Operating Regulations for Acid Rain Sources, Title V and Toxic Air Pollutants*

A. Section 1.5231: The Title/subject was revised to read “Air Quality Fees”.

##### *Article 2.0000 Air Pollution Control Regulations and Procedures*

A. Section 2.0610: The Title/subject was revised to read “Federal Monitoring Requirements”.

B. Section 2.0925: The State effective date was revised to read “3/1/1991” and the EPA approval date was revised to read “6/23/1994, 59 FR 32362”.

C. Section 2.0926: The State effective date was revised to read “3/1/1991” and the EPA approval date was revised to read “6/23/1994, 59 FR 32362”.

D. Section 2.0928: The State effective date was revised to read “3/1/1991” and the EPA approval date was revised to read “6/23/1994, 59 FR 32362”.

E. Section 2.0929: The State effective date was revised to read “3/1/1991” and the EPA approval date was revised to read “6/23/1994, 59 FR 32362”.

F. Section 2.0930: The State effective date was revised to read “3/1/1991” and the EPA approval date was revised to read “6/23/1994, 59 FR 32362”.

G. Section 2.0934: The State effective date was revised to read “3/1/1991” and the EPA approval date was revised to read “6/23/1994, 59 FR 32362”.

H. Section 2.0943: The State effective date was revised to read “3/1/1991” and the EPA approval date was revised to read “6/23/1994, 59 FR 32362”.

I. Section 2.0944: The State effective date was revised to read “3/1/1991” and the EPA approval date was revised to read “6/23/1994, 59 FR 32362”.

J. Section 2.0951: An entry was added for Section 2.0951 “Miscellaneous Volatile Organic Compound Emissions”, which was approved on 10/22/2002 (67 FR 64999).

K. Section 2.0958: An entry was added for Section 2.0958 “Work Practices for Sources of Volatile Organic Compounds”, which was approved on 10/22/2002 (67 FR 64999).

### **III. Good Cause Exemption**

EPA has determined that this action falls under the “good cause” exemption in section 553(b)(3)(B) of the Administrative Procedure Act (APA) which, upon finding “good cause,” authorizes agencies to dispense with public participation and section 553(d)(3) which allows an agency to

make an action effective immediately (thereby avoiding the 30-day delayed effective date otherwise provided for in the APA). This administrative action simply codifies provisions which are already in effect as a matter of law in Federal and approved state programs and corrects typographical errors appearing in the CFR. Under section 553(b)(3)(B) of the APA, an agency may find good cause where procedures are “impracticable, unnecessary, or contrary to the public interest.” Public comment for this administrative action is “unnecessary” and “contrary to the public interest” since the codification (and typographical corrections) only reflect existing law. Immediate notice of this action in the **Federal Register** benefits the public by providing the public notice of the updated North Carolina SIP Compilation and notice of typographical corrections to the North Carolina “Identification of Plan” portion of the **Federal Register**. Further, pursuant to section 553(d)(3), making this action immediately effective benefits the public by immediately updating both the SIP compilation and the CFR “Identification of plan” section (which includes table entry corrections).

#### IV. Incorporation by Reference

In this rule, EPA is finalizing regulatory text that includes incorporation by reference. In accordance with requirements of 1 CFR 51.5, EPA is finalizing the incorporation by reference of previously EPA-approved regulations promulgated by North Carolina, Forsyth County, Mecklenburg County, and Western North Carolina, and federally effective prior to October 1, 2017. EPA has made, and will continue to make, these materials generally available through [www.regulations.gov](http://www.regulations.gov) and at the EPA Region 4 Office (please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section of this preamble for more information).

#### V. Statutory and Executive Order Reviews

Under the CAA, the Administrator is required to approve a SIP submission that complies with the provisions of the Act and applicable federal regulations. See 42 U.S.C. 7410(k); 40 CFR 52.02(a). Thus, in reviewing SIP submissions, EPA's role is to approve state choices, provided that they meet the criteria of the CAA. Accordingly, this notification of administrative change does not impose additional requirements beyond those imposed by state law. For that reason, this action:

- Is not a “significant regulatory action” subject to review by the Office

of Management and Budget under Executive Orders 12866 (58 FR 51735, October 4, 1993) and 13563 (76 FR 3821, January 21, 2011);

- Does not impose an information collection burden under the provisions of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*);
- Is certified as not having a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*);
- Does not contain any unfunded mandate or significantly or uniquely affect small governments, as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104–4);
- Does not have Federalism implications as specified in Executive Order 13132 (64 FR 43255, August 10, 1999);
- Is not an economically significant regulatory action based on health or safety risks subject to Executive Order 13045 (62 FR 19885, April 23, 1997);
- Is not a significant regulatory action subject to Executive Order 13211 (66 FR 28355, May 22, 2001);
- Is not subject to requirements of Section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272 note) because application of those requirements would be inconsistent with the CAA; and
- Does not provide EPA with the discretionary authority to address, as appropriate, disproportionate human health or environmental effects, using practicable and legally permissible methods, under Executive Order 12898 (59 FR 7629, February 16, 1994).

The SIP is not approved to apply on any Indian reservation land or in any other area where EPA or an Indian tribe has demonstrated that a tribe has jurisdiction. In those areas of Indian country, the rule does not have tribal implications as specified by Executive Order 13175 (65 FR 67249, November 9, 2000), nor will it impose substantial direct costs on tribal governments or preempt tribal law.

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. EPA will submit a report containing this action and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. A major rule

cannot take effect until 60 days after it is published in the **Federal Register**. This action is not a “major rule” as defined by 5 U.S.C. 804(2).

EPA also believes that the provisions of section 307(b)(1) of the CAA pertaining to petitions for judicial review are not applicable to this action. This is because prior EPA rulemaking actions for each individual component of the North Carolina SIP compilations previously afforded interested parties the opportunity to file a petition for judicial review in the United States Court of Appeals for the appropriate circuit within 60 days of such rulemaking action. Thus, EPA believes judicial review of this action under section 307(b)(1) is not available.

#### List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Incorporation by reference, Intergovernmental relations, Lead, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements, Sulfur oxides, Volatile organic compounds.

Dated: August 28, 2018.

Onis “Trey” Glenn, III,  
Regional Administrator, Region 4.

40 CFR part 52 is amended as follows:

#### PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

- 1. The authority citation for part 52 continues to read as follows:

**Authority:** 42 U.S.C. 7401 *et seq.*

#### Subpart II—North Carolina

- 2. In § 52.1770 paragraphs (b) and (c) are revised to read as follows:

##### § 52.1770 Identification of plan.

\* \* \* \* \*

(b) *Incorporation by reference.* (1) Material listed in paragraph (c) of this section with an EPA approval date prior to October 1, 2017, for North Carolina (Volume 1), Forsyth County (Volume 2), Mecklenburg County (Volume 3) and Western North Carolina (Volume 4) was 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 paragraph (c)(1), (2), (3) and (4) of this section with EPA approval dates after October 1, 2017, for North Carolina (Volume 1), Forsyth County (Volume 2), Mecklenburg County (Volume 3) and Western North

Carolina (Volume 4), will be incorporated by reference in the next update to the SIP compilation.

(2) EPA Region 4 certifies that the rules/regulations provided by EPA in the SIP compilation at the addresses in paragraph (b)(3) of this section are an exact duplicate of the officially promulgated State rules/regulations

which have been approved as part of the State Implementation Plan as of the dates referenced in paragraph (b)(1).

(3) Copies of the materials incorporated by reference may be inspected at the Region 4 EPA Office at 61 Forsyth Street SW, Atlanta, GA 30303. To obtain the material, please call (404) 562-9022. You may inspect

the material with an EPA approval date prior to October 1, 2017, for North Carolina at the National Archives and Records Administration. For information on the availability of this material at NARA go to: <http://www.archives.gov/federal-register/cfr/ibr-locations.html>.

(c) EPA approved regulations.

### (1) EPA APPROVED NORTH CAROLINA REGULATIONS

State citation	Title/subject	State effective date	EPA approval date	Explanation
<b>Subchapter 2D Air Pollution Control Requirements</b>				
<b>Section .0100 Definitions and References</b>				
Section .0101 .....	Definitions .....	12/1/2005	7/18/2017, 82 FR 32767	
Section .0103 .....	Copies of Referenced Federal Regulations.	12/1/2005	7/18/2017, 82 FR 32767	
Section .0104 .....	Incorporation by Reference .....	1/15/1998	11/10/1999, 64 FR 61213	
Section .0105 .....	Mailing List .....	7/1/2002	9/17/2003, 68 FR 54362	
<b>Section .0200 Air Pollution Sources</b>				
Section .0201 .....	Classification of Air Pollution Sources.	4/12/1984	10/11/1985, 50 FR 41501	
Section .0202 .....	Registration of Air Pollution Sources.	1/15/1998	11/10/1999, 64 FR 61213	
<b>Section .0300 Air Pollution Emergencies</b>				
Section .0301 .....	Purpose .....	2/1/1976	6/3/1986, 51 FR 19834	
Section .0302 .....	Episode Criteria .....	1/15/1998	11/10/1999, 64 FR 61213	
Section .0303 .....	Emission Reduction Plans .....	4/12/1984	10/11/1985, 50 FR 41501	
Section .0304 .....	Preplanned Abatement Program ....	4/14/1988	12/12/1988, 53 FR 49881	
Section .0305 .....	Emission Reduction Plan—Alert Level.	4/12/1984	10/11/1985, 50 FR 41501	
Section .0306 .....	Emission Reduction Plan—Warning Level.	4/12/1984	10/11/1985, 50 FR 41501	
Section .0307 .....	Emission Reduction Plan—Emergency Level.	4/12/1984	10/11/1985, 50 FR 41501	
<b>Section .0400 Ambient Air Quality Standards</b>				
Section .0401 .....	Purpose .....	12/1/1992	8/15/1994, 59 FR 41708	
Section .0402 .....	Sulfur Dioxide .....	9/1/2011	7/20/2015, 80 FR 42733	
Section .0403 .....	Total Suspended Particulates .....	7/1/1988	1/16/1990, 55 FR 1419	
Section .0404 .....	Carbon Monoxide .....	10/1/1989	3/12/1990, 55 FR 9125	
Section .0405 .....	Ozone .....	1/1/2010	5/16/2013, 78 FR 28747	
Section .0407 .....	Nitrogen Dioxide .....	9/1/2011	7/20/2015, 80 FR 42733	
Section .0408 .....	Lead .....	1/1/2010	5/16/2013, 78 FR 28747	
Section .0409 .....	Particulate Matter .....	1/1/2010	6/30/2014, 79 FR 36655	
Section .0410 .....	PM <sub>2.5</sub> Particulate Matter .....	9/1/2015	7/14/2016, 81 FR 45421	
<b>Section .0500 Emission Control Standards</b>				
Section .0501 .....	Compliance with Emission Control Standards.	4/1/2001	8/8/2002, 67 FR 51461	
Section .0502 .....	Purpose .....	3/1/1981	7/26/1982, 47 FR 32118	
Section .0503 .....	Particulates from Fuel Burning Indirect Heat Exchangers.	5/1/1999	10/22/2002, 67 FR 64989	
Section .0504 .....	Particulates from Wood Burning Indirect Heat Exchangers.	7/1/2002	12/27/2002, 67 FR 78980	
Section .0505 .....	Control of Particulates from Incinerators.	7/1/1987	2/29/1988, 53 FR 5974	
Section .0506 .....	Particulates from Hot Mix Asphalt Plants.	3/20/1998	11/10/1999, 64 FR 61213	
Section .0507 .....	Particulates from Chemical Fertilizer Manufacturing Plants.	4/1/2003	9/17/2003, 68 FR 54362	
Section .0508 .....	Particulates from Pulp and Paper Mills.	3/20/1998	11/10/1999, 64 FR 61213	
Section .0509 .....	Particulates from Mica or Feldspar Processing Plants.	4/1/2003	9/17/2003, 68 FR 54362	

## (1) EPA APPROVED NORTH CAROLINA REGULATIONS—Continued

State citation	Title/subject	State effective date	EPA approval date	Explanation
Section .0510 .....	Particulates from Sand, Gravel, or Crushed Stone Operations.	3/20/1998	11/10/1999, 64 FR 61213	Approving changes to Paragraphs (c) and (d) that reference new Paragraph (g). Also, approving Paragraph (g) excluding the following language: “excluding startups, shutdowns, maintenance periods when fuel is not being combusted, and malfunctions approved as such according to procedures approved under Rule .0535 of this Section.”
Section .0511 .....	Particulates from Lightweight Aggregate.	3/20/1998	11/10/1999, 64 FR 61213	
Section .0512 .....	Particulates from Wood Products Finishing Plants.	11/1/1984	12/19/1986, 51 FR 45468	
Section .0513 .....	Particulates from Portland Cement Plants.	3/20/1998	11/10/1999, 64 FR 61213	
Section .0514 .....	Particulates from Ferrous Jobbing Foundries.	3/20/1998	11/10/1999, 64 FR 61213	
Section .0515 .....	Particulates from Miscellaneous Industrial Processes.	4/1/2003	9/17/2003, 68 FR 54362	
Section .0516 .....	Sulfur Dioxide Emissions from Combustion Sources.	4/1/2003	9/17/2003, 68 FR 54362	
Section .0517 .....	SO <sub>2</sub> Emissions from Plants Producing Sulfuric Acid.	11/1/1984	12/19/1986, 51 FR 45468	
Section .0519 .....	Control of Nitrogen Dioxide and Nitrogen Oxides.	1/1/2005	8/22/2008, 73 FR 49613	
Section .0521 .....	Control of Visible Emissions .....	1/1/2005	10/25/2005, 70 FR 61556	
Section .0522 .....	Control and Prohibition of Odorous Emissions.	2/1/1976	6/3/1986, 51 FR 19834	
Section .0523 .....	Control of Conical Incinerators .....	1/1/1985	9/9/1987, 52 FR 33933	
Section .0527 .....	Emissions from Spodumene Ore Roasting.	11/1/1984	12/19/1986, 51 FR 45468	
Section .0530 .....	Prevention of Significant Deterioration.	9/1/2017	[Use current CFR date and citation]	
Section .0531 .....	Sources in Nonattainment Areas ....	9/1/2013	9/14/2016, 81 FR 63107	
Section .0532 .....	Sources Contributing to an Ambient Violation.	7/1/1994	2/1/1996, 61 FR 3584	
Section .0533 .....	Stack Height .....	7/1/1994	2/1/1996, 61 FR 3584	
Section .0535 .....	Excess Emissions Reporting and Malfunctions.	7/1/1996	8/1/1997, 62 FR 41277	
Section .0536 .....	Particulate Emissions from Electric Utility Boilers.	8/1/1991	2/14/1996, 61 FR 5689	
Section .0540 .....	Particulates from Fugitive Non-process Dust Emission Sources.	3/20/1998	11/10/1999, 64 FR 61213	
Section .0542 .....	Control of Particulate Emissions from Cotton Ginning Operations.	7/1/2002	12/27/2002, 67 FR 78980	
Section .0543 .....	Best Available Retrofit Technology	9/6/2006	6/27/2012, 77 FR 38185	
Section .0544 .....	Prevention of Significant Deterioration Requirements for Greenhouse Gases.	12/16/2010	10/18/2011, 76 FR 64240	

## Section .0600 Air Contaminants; Monitoring, Reporting

Section .0601 .....	Monitoring: Recordkeeping: Reporting.	4/1/1999	8/8/2002, 67 FR 51461	
Section .0602 .....	Definitions .....	4/1/1999	8/8/2002, 67 FR 51461	
Section .0604 .....	Exceptions to Monitoring and Reporting Requirements.	4/1/1999	8/8/2002, 67 FR 51461	
Section .0605 .....	General Recordkeeping and Reporting Requirements.	11/1/2006	10/31/2007, 72 FR 61531	
Section .0606 .....	Sources Covered by Appendix P of 40 CFR part 51.	1/1/2005	8/22/2008, 73 FR 49613	
Section .0607 .....	Large Wood and Wood-Fossil Fuel Combination Units.	4/1/1999	8/8/2002, 67 FR 51461	
Section .0608 .....	Other Large Coal or Residual Oil Burners.	1/1/2005	8/22/2008, 73 FR 49613	
Section .0609 .....	Monitoring Condition in Permit .....	4/12/1984	10/4/1985, 50 FR 41501	
Section .0610 .....	Federal Monitoring Requirements ..	4/1/1999	8/8/2002, 67 FR 51461	

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State citation	Title/subject	State effective date	EPA approval date	Explanation
Section .0611 .....	Monitoring Emissions from Other Sources.	4/1/1999	8/8/2002, 67 FR 51461	
Section .0612 .....	Alternative Monitoring and Reporting Procedures.	4/1/1999	8/8/2002, 67 FR 51461	
Section .0613 .....	Quality Assurance Program .....	4/1/1999	8/8/2002, 67 FR 51461	
Section .0614 .....	Compliance Assurance Monitoring	4/1/1999	8/8/2002, 67 FR 51461	
Section .0615 .....	Delegation .....	4/1/1999	8/8/2002, 67 FR 51461	
Section .0900 Volatile Organic Compounds				
Section .0901 .....	Definitions .....	1/1/2009	5/9/2013, 78 FR 27065	This approval does not include the start-up shutdown language as described in Section II.A.a. of EPA's 3/13/2013 proposed rule (78 FR 15895).
Section .0902 .....	Applicability .....	5/1/2013	9/23/2013, 78 FR 58184	
Section .0903 .....	Recordkeeping: Reporting: Monitoring.	5/1/2013	7/25/2013, 78 FR 44892	
Section .0905 .....	Petition for Alternative Controls .....	11/8/1984	12/19/1986, 51 FR 45468	
Section .0906 .....	Circumvention .....	11/8/1984	12/19/1986, 51 FR 45468	
Section .0908 .....	Equipment Modification Compliance Schedules.	11/8/1984	12/19/1986, 51 FR 45468	
Section .0909 .....	Compliance Schedules for Sources in Ozone Nonattainment and Maintenance Areas.	5/1/2013	9/23/2013, 78 FR 58186	
Section .0912 .....	General Provisions on Test Methods and Procedures.	3/13/2008	5/9/2013, 78 FR 27065	
Section .0918 .....	Can Coating .....	7/1/1996	8/1/1997, 62 FR 41277	
Section .0919 .....	Coil Coating .....	7/1/1996	8/1/1997, 62 FR 41277	
Section .0922 .....	Metal Furniture Coating .....	9/1/2010	5/9/2013, 78 FR 27065	
Section .0923 .....	Surface Coating of Large Appliance	9/1/2010	5/9/2013, 78 FR 27065	
Section .0924 .....	Magnet Wire Coating .....	7/1/1996	8/1/1997, 62 FR 41277	
Section .0925 .....	Petroleum Liquid Storage .....	12/1/1989	6/23/1994, 59 FR 32362	
Section .0926 .....	Bulk Gasoline Plants .....	7/1/1996	8/1/1997, 62 FR 41277	
Section .0927 .....	Bulk Gasoline Terminals .....	6/1/2008	5/9/2013, 78 FR 27065	
Section .0928 .....	Gasoline Service Stations Stage I ..	7/1/1996	8/1/1997, 62 FR 41277	
Section .0930 .....	Solvent Metal Cleaning .....	6/1/2008	5/9/2013, 78 FR 27065	
Section .0931 .....	Cutback Asphalt .....	12/1/1989	6/23/1994, 59 FR 32362	
Section .0932 .....	Gasoline Truck Tanks and Vapor Collection Systems.	11/7/2007	5/9/2013, 78 FR 27065	
Section .0933 .....	Petroleum Liquid Storage in External Floating Roof Tanks.	8/1/2004	5/9/2013, 78 FR 27065	
Section .0935 .....	Factory Surface Coating of Flat Wood Paneling.	9/1/2010	5/9/2013, 78 FR 27065	
Section .0937 .....	Manufacture of Pneumatic Rubber Tires.	7/1/1996	8/1/1997, 62 FR 41277	
Section .0943 .....	Synthetic Organic Chemical and Polymer Manufacturing.	11/7/2007	5/9/2013, 78 FR 27065	
Section .0944 .....	Manufacture of Polyethylene, Polypropylene, and Polystyrene.	3/14/1985	11/19/1986, 51 FR 41786	
Section .0945 .....	Petroleum Dry Cleaning .....	11/7/2007	5/9/2013, 78 FR 27065	
Section .0947 .....	Manufacture of Synthesized Pharmaceutical Products.	7/1/1994	5/5/1995, 60 FR 22284	
Section .0948 .....	VOC Emissions from Transfer Operations.	7/1/2000	8/27/2001, 66 FR 34117	
Section .0949 .....	Storage of Miscellaneous Volatile Organic Compounds.	7/1/2000	8/27/2001, 66 FR 34117	
Section .0951 .....	RACT for Sources of Volatile Organic Compounds.	5/1/2013	7/25/2013, 78 FR 44890	
Section .0952 .....	Petitions for Alternative Controls for RACT.	9/18/2009	9/23/2013, 78 FR 58184	
Section .0955 .....	Thread Bonding Manufacturing .....	4/1/1995	2/1/1996, 61 FR 3588	
Section .0956 .....	Glass Christmas Ornament Manufacturing.	4/1/1995	2/1/1996, 61 FR 3588	
Section .0957 .....	Commercial Bakeries .....	4/1/1995	2/1/1996, 62 FR 3588	
Section .0958 .....	Work Practices for Sources of Volatile Organic Compounds.	7/1/2000	8/27/2001, 66 FR 34117	
Section .0961 .....	Offset Lithographic Printing and Letterpress Printing.	5/1/2013	7/25/2013, 78 FR 44890	
Section .0962 .....	Industrial Cleaning Solvents .....	5/1/2013	7/25/2013, 78 FR 44890	

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Section .0963 .....	Fiberglass Boat Manufacturing Materials.	9/1/2010	5/9/2013, 78 FR 27065	
Section .0964 .....	Miscellaneous Industrial Adhesives	9/1/2010	5/9/2013, 78 FR 27065	
Section .0965 .....	Flexible Package Printing .....	9/1/2010	5/9/2013, 78 FR 27065	
Section .0966 .....	Paper, Film and Foil Coatings .....	9/1/2010	5/9/2013, 78 FR 27065	
Section .0967 .....	Miscellaneous Metal and Plastic Parts Coatings.	9/1/2010	5/9/2013, 78 FR 27065	
Section .0968 .....	Automobile and Light Duty Truck Assembly Coatings.	9/1/2010	5/9/2013, 78 FR 27065	
<b>Section .1000 Motor Vehicle Emissions Control Standards</b>				
Section .1001 .....	Purpose .....	7/1/2002	10/30/2002, 67 FR 66056	Paragraph (a)(3) of Section .1002 is hereby rescinded as this paragraph is inconsistent with the limits on the waiver of sovereign immunity established in section 118(a) of the CAA.
Section .1002 .....	Applicability .....	1/1/2014	4/10/2017, 82 FR 17145	
Section .1003 .....	Definitions .....	2/1/2014	2/5/2015, 80 FR 6455	
Section .1005 .....	On-Board Diagnostic Standards .....	1/1/2014	2/5/2015, 80 FR 6455	
<b>Section .1300 Oxygenated Gasoline Standard</b>				
Section .1301 .....	Purpose .....	9/1/1996	6/19/2007, 72 FR 33692	
Section .1302 .....	Applicability .....	9/1/1996	6/19/2007, 72 FR 33692	
Section .1303 .....	Definitions .....	9/1/1992	6/30/1994, 59 FR 33683	
Section .1304 .....	Oxygen Content Standard .....	9/1/1996	06/19/2007, 72 FR 33692	
Section .1305 .....	Measurement and Enforcement .....	9/1/1992	6/30/1994, 59 FR 33683	
<b>Section .1400 Nitrogen Oxides</b>				
Section .1401 .....	Definitions .....	7/15/2002	12/27/2002, 67 FR 78987	
Section .1402 .....	Applicability .....	1/1/2010	5/9/2013, 78 FR 27065	
Section .1403 .....	Compliance Schedules .....	7/1/2007	5/9/2013, 78 FR 27065	
Section .1404 .....	Recordkeeping: Reporting: Monitoring.	5/1/2004	5/9/2013, 78 FR 27065	
Section .1407 .....	Boilers and Indirect Process Heaters.	7/15/2002	5/9/2013, 78 FR 27065	
Section .1408 .....	Stationary Combustion Turbines ....	7/15/2002	5/9/2013, 78 FR 27065	
Section .1409 .....	Stationary Internal Combustion Engines.	3/13/2008	5/9/2013, 78 FR 27065	
Section .1410 .....	Emissions Averaging .....	3/13/2008	5/9/2013, 78 FR 27065	
Section .1411 .....	Seasonal Fuel Switching .....	3/13/2008	5/9/2013, 78 FR 27065	
Section .1412 .....	Petition for Alternative Limitations ..	3/13/2008	5/9/2013, 78 FR 27065	
Section .1415 .....	Test Methods and Procedures .....	3/13/2008	5/9/2013, 78 FR 27065	
Section .1418 .....	New Electric Generating Units, Large Boilers, and Large I/C Engines.	3/13/2008	5/9/2013, 78 FR 27065	
Section .1423 .....	Large Internal Combustion Engines	7/15/2002	12/27/2002, 67 FR 78987	
<b>Section .1900 Open Burning</b>				
Section .1901 .....	Open Burning: Purpose: Scope .....	7/1/2007	7/18/2017, 82 FR 32767	
Section .1902 .....	Definitions .....	7/1/2007	7/18/2017, 82 FR 32767	
Section .1903 .....	Open Burning Without an Air Quality Permit.	7/1/2007	7/18/2017, 82 FR 32767	
Section .1904 .....	Air Curtain Burners .....	7/1/1996	8/1/1997, 62 FR 41277	
<b>Section .2000 Transportation Conformity</b>				
Section .2001 .....	Purpose, Scope and Applicability ...	12/1/2005	7/18/2017, 82 FR 32767	Except for the incorporation by reference of 40 CFR 93.104(e) of the Transportation Conformity Rule.
Section .2002 .....	Definitions .....	4/1/1999	12/27/2002, 67 FR 78983	
Section .2003 .....	Transportation Conformity Determination.	4/1/1999	12/27/2002, 67 FR 78983	
Section .2004 .....	Determining Transportation Related Emissions.	4/1/1999	12/27/2002, 67 FR 78983	
Section .2005 .....	Memorandum of Agreement .....	4/1/1999	12/27/2002, 67 FR 78983	



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<b>Section .2400 Clean Air Interstate Rules</b>				
Section .2401 .....	Purpose and Applicability .....	5/1/2008	11/30/2009, 74 FR 62496	
Section .2402 .....	Definitions .....	5/1/2008	11/30/2009, 74 FR 62496	
Section .2403 .....	Nitrogen Oxide Emissions .....	5/1/2008	11/30/2009, 74 FR 62496	
Section .2404 .....	Sulfur Dioxide .....	5/1/2008	11/30/2009, 74 FR 62496	
Section .2405 .....	Nitrogen Oxide Emissions During Ozone Season.	5/1/2008	11/30/2009, 74 FR 62496	
Section .2406 .....	Permitting .....	7/1/2006	11/30/2009, 74 FR 62496	
Section .2407 .....	Monitoring, Reporting, and Record-keeping.	5/1/2008	11/30/2009, 74 FR 62496	
Section .2408 .....	Trading Program and Banking .....	7/1/2006	11/30/2009, 74 FR 62496	
Section .2409 .....	Designated Representative .....	5/1/2008	11/30/2009, 74 FR 62496	
Section .2410 .....	Computation of Time .....	7/1/2006	11/30/2009, 74 FR 62496	
Section .2411 .....	Opt-In Provisions .....	7/1/2006	11/30/2009, 74 FR 62496	
Section .2412 .....	New Unit Growth .....	5/1/2008	11/30/2009, 74 FR 62496	
Section .2413 .....	Periodic Review and Reallocations	7/1/2006	11/30/2009, 74 FR 62496	
<b>Section .2600 Source Testing</b>				
Section .2601 .....	Purpose and Scope .....	3/13/2008	5/9/2013, 78 FR 27065	
Section .2602 .....	General Provisions on Test Methods and Procedures.	3/13/2008	5/9/2013, 78 FR 27065	
Section .2603 .....	Testing Protocol .....	3/13/2008	5/9/2013, 78 FR 27065	
Section .2604 .....	Number of Test Points .....	3/13/2008	5/9/2013, 78 FR 27065	
Section .2605 .....	Velocity and Volume Flow Rate .....	3/13/2008	5/9/2013, 78 FR 27065	
Section .2606 .....	Molecular Weight .....	3/13/2008	5/9/2013, 78 FR 27065	
Section .2607 .....	Determination of Moisture Content	3/13/2008	5/9/2013, 78 FR 27065	
Section .2608 .....	Number of Runs and Compliance Determination.	3/13/2008	5/9/2013, 78 FR 27065	
Section .2612 .....	Nitrogen Oxide Testing Methods ....	3/13/2008	5/9/2013, 78 FR 27065	
Section .2613 .....	Volatile Organic Compound Testing Methods.	3/13/2008	5/9/2013, 78 FR 27065	
Section .2614 .....	Determination of VOC Emission Control System Efficiency.	3/13/2008	5/9/2013, 78 FR 27065	
Section .2615 .....	Determination of Leak Tightness and Vapor Leaks.	3/13/2008	5/9/2013, 78 FR 27065	
Section .2621 .....	Determination of Fuel Heat Content Using F-Factor.	3/13/2008	5/9/2013, 78 FR 27065	
<b>Subchapter 2Q Air Quality Permits</b>				
<b>Section .0100 General Provisions</b>				
Section .0101 .....	Required Air Quality Permits .....	3/20/1998	11/10/1999, 64 FR 61213	
Section .0102 .....	Activities Exempted from Permit Requirements.	1/1/2005	8/22/2008, 73 FR 49613	
Section .0103 .....	Definitions .....	12/1/2005	7/18/2017, 82 FR 32767	
Section .0104 .....	Where to Obtain and File Permit Applications.	7/1/2002	12/27/2002, 67 FR 78980	
Section .0105 .....	Copies of Referenced Documents ..	12/1/2005	7/18/2017, 82 FR 32767	
Section .0106 .....	Incorporation by Reference .....	8/15/1994	2/1/1996, 61 FR 3584	
Section .0107 .....	Confidential Information .....	5/1/1999	10/22/2002, 67 FR 64989	
Section .0108 .....	Delegation of Authority .....	3/15/1998	11/10/1999, 64 FR 61213	
Section .0109 .....	Compliance Schedule for Previously Exempted Activities.	4/1/2001	8/8/2002, 67 FR 51461	
Section .0110 .....	Retention of Permit at Permitted Facility.	8/15/1994	2/1/1996, 61 FR 3584	
Section .0111 .....	Applicability Determinations .....	8/15/1994	2/1/1996, 61 FR 3584	
<b>Section .0200 Permit Fees</b>				
Section .0207 .....	Annual Emissions Reporting .....	7/1/2007	4/24/2012, 77 FR 24382	
<b>Section .0300 Construction and Operating Permits</b>				
Section .0301 .....	Applicability .....	7/1/1994	7/28/1995, 60 FR 38710	
Section .0303 .....	Definitions .....	7/1/1994	7/28/1995, 60 FR 38710	
Section .0304 .....	Applications .....	12/1/2005	7/18/2017, 82 FR 32767	
Section .0305 .....	Application Submittal Content .....	12/1/2005	7/18/2017, 82 FR 32767	
Section .0306 .....	Permits Requiring Public Participation.	7/1/1999	10/22/2002, 67 FR 64989	

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Section .0307 .....	Public Participation Procedures .....	1/15/1998	11/10/1999, 64 FR 61213	
Section .0308 .....	Final Action on Permit Applications	7/1/1994	7/28/1995, 60 FR 38710	
Section .0309 .....	Termination, Modification and Revocation of Permits.	7/1/1999	10/22/2002, 67 FR 64989	
Section .0310 .....	Permitting of Numerous Similar Facilities.	7/1/1994	7/28/1995, 60 FR 38710	
Section .0311 .....	Permitting of Facilities at Multiple Temporary Sites.	7/1/1996	8/1/1997, 62 FR 41277	
Section .0312 .....	Application Processing Schedule ...	3/20/1998	11/10/1999, 64 FR 61213	
Section .0313 .....	Expedited Application Processing Schedule.	4/17/1997	11/10/1999, 64 FR 61213	
Section .0314 .....	General Permitting Requirements ..	7/1/1999	10/22/2002, 67 FR 64989	
Section .0315 .....	Synthetic Minor Facilities .....	7/1/1999	10/22/2002, 67 FR 64989	
Section .0316 .....	Administrative Permit Amendments	4/1/2001	8/8/2002, 67 FR 51461	
Section .0317 .....	Avoidance Conditions .....	4/1/2001	8/8/2002, 67 FR 51461	

## Section .0800 Exclusionary Rules

Section .0801 .....	Purpose and Scope .....	5/1/1999	10/22/2002, 67 FR 64989	
Section .0802 .....	Gasoline Servicing Stations and Dispensing Facilities.	8/1/1995	9/20/1996, 61 FR 49413	
Section .0803 .....	Coating, Solvent Cleaning, Graphic Arts Operations.	5/1/1999	10/22/2002, 67 FR 64989	
Section .0804 .....	Dry Cleaning Facilities .....	8/1/1995	9/20/1996, 61 FR 49414	
Section .0805 .....	Grain Elevators .....	4/1/2001	8/8/2002, 67 FR 51461	
Section .0806 .....	Cotton Gins .....	6/1/2004	7/18/2017, 82 FR 32767	
Section .0807 .....	Emergency Generators .....	4/1/2002	8/8/2002, 67 FR 51461	
Section .0808 .....	Peak Shaving Generators .....	7/1/1999	10/22/2002, 67 FR 64989	
Section .0809 .....	Concrete Batch Plants .....	4/1/2004	9/27/2017, 82 FR 45473	

## Section .0900 Permit Exemptions

Section .0901 .....	Purpose and Scope .....	1/1/2005	9/27/2017, 82 FR 45473	
Section .0902 .....	Portable Crushers .....	1/1/2005	9/27/2017, 82 FR 45473	

## (2) EPA APPROVED FORSYTH COUNTY REGULATIONS

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## Subchapter 3A Air Pollution Control Requirements

## Section .0100 In General

Section .0101 .....	Department Established .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0102 .....	Enforcement of Chapter .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0103 .....	General Powers and Duties of Director.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0104 .....	Authority of Director to Establish Administrative Procedures.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0105 .....	Fees for Inspections, Permits, and Certificates Required by Chapter.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0106 .....	Penalties for Violation of Chapter ...	1/17/1997	2/17/2000, 65 FR 8053	
Section .0107 .....	Civil Relief for Violations of Chapter	6/14/1990	5/2/1991, 56 FR 20140	
Section .0108 .....	Chapter Does Not Prohibit Private Actions For Relief.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0109 .....	Judicial Review of Administrative Decisions Rendered Under Chapter.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0111 .....	Copies of Referenced Federal Regulations.	6/14/1990	5/2/1991, 56 FR 20140	

## Section .0200 Advisory Board

Section .0201 .....	Established; Composition; Terms of Members.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0202 .....	Secretary .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0203 .....	Meetings .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0204 .....	To Serve in Advisory Capacity; General Functions.	6/14/1990	5/2/1991, 56 FR 20140	

## (2) EPA APPROVED FORSYTH COUNTY REGULATIONS—Continued

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Section .0205 .....	Appeals to and Other Appearances Before Board.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0206 .....	Opinions Not Binding .....	6/14/1990	5/2/1991, 56 FR 20140	
<b>Section .0300 Remedies for Enforcement of Standards—Special Orders</b>				
Section .0301 .....	Applicability .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0302 .....	Issuance .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0303 .....	Definitions .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0304 .....	Categories of Sources .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0305 .....	Enforcement Procedures .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0306 .....	Required Procedures for Issuance of Special Orders by Consent and Special Orders.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0307 .....	Documentation for Special Orders	6/14/1990	5/2/1991, 56 FR 20140	
Section .0308 .....	Public Hearing .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0309 .....	Compliance Bonds .....	6/14/1990	5/2/1991, 56 FR 20140	
<b>Section .0400 Forsyth County Air Quality Technical Code</b>				
Section .0401 .....	Adopted .....	6/14/1990	5/2/1991, 56 FR 20140	
<b>Subchapter 3B Relationship to State Code</b>				
Section .0101 .....	In General .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0102 .....	Air Pollution Control Requirements (Subchapter 3D).	6/14/1990	5/2/1991, 56 FR 20140	
Section .0103 .....	Air Quality Permits (Subchapter 3Q).	6/14/1990	5/2/1991, 56 FR 20140	
<b>Subchapter 3D Air Pollution Control Requirements</b>				
<b>Section .0100 Definitions and References</b>				
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Section .0103 .....	Copies of Referenced Federal Regulations.	6/14/1990	5/2/1991, 56 FR 20140	
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<b>Section .0200 Air Pollution Sources</b>				
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Section .0407 .....	Nitrogen Dioxide .....	6/14/1990	5/2/1991, 56 FR 20140	
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<b>Section .0500 Emission Control Standards</b>				
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<b>Section .0600 Monitoring: Recordkeeping: Reporting</b>				
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Section .0903 .....	Recordkeeping: Reporting: Monitoring.	5/24/1999	10/22/2002, 67 FR 64994	
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Section .0934 .....	Coating of Miscellaneous Metal Parts and Products.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0935 .....	Factory Surface Coating of Flat Wood Paneling.	6/14/1990	5/2/1991, 56 FR 20140	
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Section .0937 .....	Manufacture of Pneumatic Rubber Tires.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0939 .....	Determination of Volatile Organic Compound Emissions.	6/14/1990	5/2/1991, 56 FR 20140	
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**Section .0300 Construction and Operation Permit**

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State citation	Title/subject	State effective date	EPA approval date	Explanation
Section .0302 .....	Facilities Not Likely to Contravene Demonstration.	11/6/1998	2/17/2000, 65 FR 8053	
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## (3) EPA APPROVED MECKLENBURG COUNTY REGULATIONS

State citation	Title/subject	State effective date	EPA approval date	Explanation
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## Article 1.000 Permitting Provisions for Air Pollution Sources, Rules and Operating Regulations for Acid Rain Sources, Title V and Toxic Air Pollutants

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Section 2.0504 .....	Particulates from Wood Burning Indirect Heat Exchangers.	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0506 .....	Particulates from Hot Mix Asphalt Plants.	6/14/1990	5/2/1991, 56 FR 20140	



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State citation	Title/subject	State effective date	EPA approval date	Explanation
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Section 2.0508 .....	Particulates from Pulp and Paper Mills.	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0509 .....	Particulates from MICA or FELD-SPAR Processing Plants.	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0510 .....	Particulates from Sand, Gravel, or Crushed Stone Operations.	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0511 .....	Particulates from Lightweight Aggregate Processes.	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0512 .....	Particulates from Wood Products Finishing Plants.	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0513 .....	Particulates from Portland Cement Plants.	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0514 .....	Particulates from Ferrous Jobbing Foundries.	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0515 .....	Particulates from Miscellaneous Industrial Processes.	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0516 .....	Sulfur Dioxide Emissions from Combustion Sources.	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0517 .....	Emissions From Plants Producing Sulfuric Acid.	6/14/1990	5/2/1991, 56 FR 20140	
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Section 2.0519 .....	Control of Nitrogen Dioxide and Nitrogen Oxides Emissions.	6/14/1990	5/2/1991, 56 FR 20140	
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Section 2.0602 .....	Definitions .....	6/14/1990	5/2/1991, 56 FR 20140	
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Section 2.0802 .....	Definitions .....	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0803 .....	Highway Projects .....	6/14/1990	5/2/1991, 56 FR 20140	

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Section 2.0912 .....	General Provisions on Test Methods and Procedures.	7/1/1991	6/23/1994, 59 FR 32362	
Section 2.0913 .....	Determination of Volatile Content of Surface Coatings.	3/1/1991	6/23/1994, 59 FR 32362	
Section 2.0914 .....	Determination of VOC Emission Control System Efficiency.	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0915 .....	Determination of Solvent Metal Cleaning VOC Emissions.	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0916 .....	Determination: VOC Emissions From Bulk Gasoline Terminals.	6/14/1990	5/2/1991, 56 FR 20140	
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Section 2.0927 .....	Bulk Gasoline Terminals .....	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0928 .....	Gasoline Service Stations Stage I ..	3/1/1991	6/23/1994, 59 FR 32362	
Section 2.0929 .....	Petroleum Refinery .....	3/1/1991	6/23/1994, 59 FR 32362	
Section 2.0930 .....	Solvent Metal Cleaning .....	3/1/1991	6/23/1994, 59 FR 32362	
Section 2.0931 .....	Cutback Asphalt .....	6/14/1990	5/2/1991, 56 FR 20140	
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Section 2.0944 .....	Manufacture of Polyethylene, Polypropylene and Polystyrene.	3/1/1991	6/23/1994, 59 FR 32362	
Section 2.0945 .....	Petroleum Dry Cleaning .....	6/14/1990	5/2/1991, 56 FR 20140	
Section 2.0951 .....	Miscellaneous Volatile Organic Compound Emissions.	7/1/2000	10/22/2002, 67 FR 64999	
Section 2.0958 .....	Work Practices for Sources of Volatile Organic Compounds.	7/1/2000	10/22/2002, 67 FR 64999	

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<b>Chapter 1 Resolution, Organization, Administration</b>				
Section .0101 .....	Resolution .....	6/14/1990	5/2/1991, 56 FR 20140	
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Section .0112 .....	Chapter does not Prohibit Private Actions for Relief.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0113 .....	Judicial Review of Administration, Decisions Rendered Under Chapter.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0114 .....	Opinions Not Binding .....	6/14/1990	5/2/1991, 56 FR 20140	
<b>Chapter 4 Air Pollution Control Requirements</b>				
<b>Section .0100 Definitions and References</b>				
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Section .0103 .....	Copies of Referenced Federal Regs.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0104 .....	Incorporation by Reference .....	6/14/1990	5/2/1991, 56 FR 20140	
<b>Section .0200 Air Pollution Sources</b>				
Section .0201 .....	Classification of Air Pollution Sources.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0202 .....	Registration of Air Pollution Sources.	6/14/1990	5/2/1991, 56 FR 20140	
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<b>Section .0400 Ambient Air Quality Standards</b>				
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Section .0407 .....	Nitrogen Dioxide .....	6/14/1990	5/2/1991, 56 FR 20140	
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Section .0506 .....	Control of Particulates from Hot Mix Asphalt Plants.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0507 .....	Particulates from Chemical Fertilizer Manufacturing Plants.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0508 .....	Control of Particulates from Pulp and Paper Mills.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0509 .....	Particulates from Mica or Feld Spar Processing Plants.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0510 .....	Particulates-Sand, Gravel, or Crushed Stone Operations.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0511 .....	Particulates from Lightweight Aggregate Processes.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0512 .....	Particulates from Wood Products Finishing Plants.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0513 .....	Control of Particulates from Portland Cement Plants.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0514 .....	Control of Particulates from Ferrous Jobbing Foundries.	9/15/1994	7/28/1998, 60 FR 38707	
Section .0515 .....	Particulates from Miscellaneous Industrial Processes.	6/14/1990	5/2/1991, 56 FR 20140	
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Section .0523 .....	Control of Conical Incinerators .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0527 .....	Emissions from Spodumene Ore Roasting.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0528 .....	Total Reduced Sulfur from Kraft Pulp Mills.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0530 .....	Prevention of Significant Deterioration.	9/15/1994	7/28/1998, 60 FR 38707	
Section .0532 .....	Sources Contributing to an Ambient Violation.	9/15/1994	7/28/1998, 60 FR 38707	
Section .0533 .....	Stack Height .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0535 .....	Excess Emissions Reporting and Malfunctions.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0536 .....	Particulate Emissions from Electric Utility Boilers.	6/14/1990	5/2/1991, 56 FR 20140	
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Section .0901 .....	Definitions .....	6/14/1990	5/2/1991, 56 FR 20140	
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Section .0903 .....	Recordkeeping: Reporting, Monitoring.	6/14/1990	5/2/1991, 56 FR 20140	
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Section .0912 .....	General Provisions on Test Methods and Procedures.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0913 .....	Determination of Volatile Content of Surface Coatings.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0914 .....	Determination of VOC Emission Control System Efficiency.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0915 .....	Determination of Solvent Metal Cleaning VOC Emissions.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0925 .....	Petroleum Liquid in Fixed Roof Tank.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0926 .....	Bulk Gasoline Plants .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0927 .....	Bulk Gasoline Terminals .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0928 .....	Gasoline Service Stations Stage I ..	6/14/1990	5/2/1991, 56 FR 20140	
Section .0932 .....	Gasoline Truck Tanks and Vapor Collection Systems.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0933 .....	Petroleum Liquid Storage in External Roof Tanks.	6/14/1990	5/2/1991, 56 FR 20140	
<b>Section .1900 Control of Open Burning</b>				
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<b>Chapter 17 Air Quality Permits Procedures</b>				
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Section .0102 .....	Activities Exempted from Permit Requirements.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0103 .....	Definitions .....	6/14/1990	5/2/1991, 56 FR 20140	
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Section .0105 .....	Copies of Referenced Documents ..	6/14/1990	5/2/1991, 56 FR 20140	
Section .0106 .....	Incorporation by Reference .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0107 .....	Confidential Information .....	6/14/1990	5/2/1991, 56 FR 20140	
Section .0109 .....	Compliance Schedule for Previously Exempted Activities.	6/14/1990	5/2/1991, 56 FR 20140	
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State citation	Title/subject	State effective date	EPA approval date	Explanation
Section .0309 .....	Termination, Modification and Revocation of Permits.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0310 .....	Permitting of Numerous Similar Facilities.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0311 .....	Permitting of Facilities at Multiple Temporary Sites.	6/14/1990	5/2/1991, 56 FR 20140	
Section .0312 .....	Application Processing Schedule ...	6/14/1990	5/2/1991, 56 FR 20140	

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[FR Doc. 2018–23246 Filed 10–25–18; 8:45 am]

BILLING CODE 6560–50–P

**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 52**

[EPA–R09–OAR–2018–0221, FRL–9985–84–Region 9]

**Approval and Promulgation of Air Quality Implementation Plans; Nevada; Rescission of Regional Haze Federal Implementation Plan for the Reid Gardner Generating Station****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is approving the Nevada Division of Environmental Protection's (NDEP) request to rescind a Regional Haze Federal Implementation Plan (RH FIP) that regulates air pollutant emissions from Reid Gardner Generating Station (RGGS) Units 1, 2, and 3. The EPA is approving NDEP's request because RGGS Units 1–3 have been permanently decommissioned and are being dismantled and demolished.

**DATES:** This rule is effective November 26, 2018.

**ADDRESSES:** The EPA has established a docket for this action under Docket ID No. EPA–R09–OAR–2018–0221. All documents in the docket are listed on the <https://www.regulations.gov> website. Although listed in the index, some information is not publicly available, e.g., Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the internet and will be publicly available only in hard copy form. Publicly available docket materials are available through <https://www.regulations.gov>, or please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section for additional availability information.

**FOR FURTHER INFORMATION CONTACT:**

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**SUPPLEMENTARY INFORMATION:**

Throughout this document, “we,” “us,” and “our” refer to the EPA.

**Table of Contents**

- I. Proposed Action and Public Comment Period
- II. Final Action
- III. Statutory and Executive Order Reviews

**I. Proposed Action and Public Comment Period**

On May 31, 2018, the EPA proposed to rescind the RH FIP for RGGS Units 1–3 because RGGS Units 1–3 have been permanently decommissioned and are being dismantled and demolished, as demonstrated by the supporting documentation provided by NDEP.<sup>1</sup> The EPA's proposed action provided a 45-day public comment period. The EPA did not receive any timely or germane comments on the proposal to rescind the RGGS RH FIP.

**II. Final Action**

For the reasons explained in our proposal, we are approving the NDEP's request to rescind the RH FIP for RGGS Units 1–3.

**III. Statutory and Executive Order Reviews**

Additional information about these statutes and Executive Orders can be found at <http://www2.epa.gov/laws-regulations/laws-and-executive-orders>.

**A. Executive Order 12866: Regulatory Planning and Review and Executive Order 13563: Improving Regulation and Regulatory Review**

This action is not a significant regulatory action and was therefore not submitted to the Office of Management and Budget (OMB) for review.

<sup>1</sup> For details on the EPA's RH FIP and additional background, see proposal at 83 FR 24952 (May 31, 2018).

**B. Executive Order 13771: Reducing Regulations and Controlling Regulatory Costs**

This action is not an Executive Order 13771 regulatory action because this action removes existing Federal Implementation Plan and associated requirements covering a single electric power generating station and therefore is a rule of particular applicability. Rules of particular applicability are exempted under Executive Order 12866.

**C. Paperwork Reduction Act (PRA)**

This action does not impose an information collection burden under the provisions of the Paperwork Reduction Act, 44 U.S.C. 3501 *et seq.*

**D. Regulatory Flexibility Act (RFA)**

I certify that this action will not have a significant economic impact on a substantial number of small entities under the RFA. This action will not impose any requirements on small entities. As detailed in the proposal to this action, small entities are not subject to the requirements of this rule.<sup>2</sup>

**E. Unfunded Mandates Reform Act (UMRA)**

This action does not contain an unfunded mandate of \$100 million or more as described in UMRA, 2 U.S.C. 1531–1538, and does not significantly or uniquely affect small governments. The action imposes no enforceable duty on any state, local or tribal governments or the private sector.

**F. Executive Order 13132: Federalism**

This action does not have federalism implications. It will not have substantial direct effects on the states, on the relationship between the national government and the states, or on the distribution of power and responsibilities among the various levels of government.

<sup>2</sup> For details on the EPA's RH FIP and additional background, see proposal at 83 FR 24952 (May 31, 2018).