

TITLE 326 AIR POLLUTION CONTROL BOARD

Emergency Rule
LSA Document #06-282(E)

DIGEST

Temporarily amends provisions at [326 IAC 1-4-1](#) to incorporate by reference the redesignation of Delaware, Greene, Jackson, Vanderburgh, Vigo, and Warrick counties to attainment for the eight-hour ozone standard, the redesignation of Lake County to attainment for the sulfur dioxide standard, and the revocation of the one-hour ozone standard in Indiana. Authority: [IC 4-22-2-37.1](#)(a)(13). Effective August 3, 2006. *NOTE: [IC 4-22-2-37.1](#) establishes the effectiveness of an emergency rule upon filing with the Publisher. This document was filed with the Publisher on August 7, 2006. Expires November 1, 2006.*

SECTION 1. (a) The air pollution control board incorporates by reference **40 CFR 81.315, revised as of July 1, 2004***, as amended by the following documents concerning attainment status designations:

- (1) ~~40 CFR 81.315*~~.
- (2) ~~66 FR 53665 (October 23, 2001)*~~.
- (3) ~~68 FR 1370 (January 10, 2003)*~~.
- (4) ~~69 FR 23858 (April 30, 2004)*~~.
- (1) **69 FR 23900 (April 30, 2004)***.
- (2) **70 FR 44475 (August 3, 2005)***.
- (3) **70 FR 56131 (September 26, 2005)***.
- (4) **70 FR 69097 (November 14, 2005)***.
- (5) **70 FR 69454 (November 16, 2005)***.
- (6) **70 FR 77042 (December 29, 2005)***.
- (7) **71 FR 544 (January 5, 2006)***.

(b) For purposes of permits that are subject to [326 IAC 2-3](#) due to the designations in subsection (a)(4), **(a)(1)**, notwithstanding [326 IAC 2-3-2](#)(a) and [326 IAC 2-3-2](#)(e), the requirements of [326 IAC 2-3](#) apply to any permit that:

- (1) would otherwise be subject to [326 IAC 2-3](#); and
- (2) is issued on or after the effective date of the incorporation of ~~69 FR 23858~~. **69 FR 23900**.

*These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Department of Environmental Management, Office of Air Quality, Indiana Government Center-North, Tenth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204.

SECTION 2. **SECTION 1 of this document expires on November 1, 2006, or upon the effective date of the addition of these references to [326 IAC 1-4-1](#), whichever occurs earlier.**

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