
TITLE 326 AIR POLLUTION CONTROL BOARD

**FINDINGS AND DETERMINATION OF THE COMMISSIONER
PURSUANT TO [IC 13-14-9-8](#) AND DRAFT RULE
LSA Document #06-412****DEVELOPMENT OF AMENDMENTS TO RULES CONCERNING REFERENCES TO THE CODE OF FEDERAL REGULATIONS (CFR)****PURPOSE OF NOTICE**

The Indiana Department of Environmental Management (IDEM) has developed draft rule language for amendments to [326 IAC 1-1-3](#) concerning an update to References to the Code of Federal Regulations (CFR) to mean the 2006 edition. This rulemaking includes other amendments throughout Title 326 that would remove citations to the Federal Register that are redundant as a result of the update to the references to the Code of Federal Regulations. IDEM has scheduled a public hearing before the Air Pollution Control Board (board) prior to consideration for preliminary adoption of amendments to these rules.

CITATIONS AFFECTED: [326 IAC 1-1-3](#); [326 IAC 1-2-33.5](#); [326 IAC 1-2-48](#); [326 IAC 1-2-90](#); [326 IAC 11-8-1](#); [326 IAC 11-8-2](#); [326 IAC 12-1-1](#); [326 IAC 20-27-1](#); [326 IAC 20-33-1](#); [326 IAC 20-48-1](#); [326 IAC 20-49-1](#); [326 IAC 20-50-1](#); [326 IAC 20-51-1](#); [326 IAC 20-52-1](#); [326 IAC 20-53-1](#); [326 IAC 20-54-1](#); [326 IAC 20-55-1](#); [326 IAC 20-56-1](#); [326 IAC 20-57-1](#); [326 IAC 20-60-1](#); [326 IAC 20-61-1](#); [326 IAC 20-62-1](#); [326 IAC 20-63-1](#); [326 IAC 20-64-1](#); [326 IAC 20-65-1](#); [326 IAC 20-66-1](#); [326 IAC 20-67-1](#); [326 IAC 20-68-1](#); [326 IAC 20-69-1](#); [326 IAC 20-70-1](#); [326 IAC 20-71-1](#); [326 IAC 20-72-1](#); [326 IAC 20-73-1](#); [326 IAC 20-74-1](#); [326 IAC 20-75-1](#); [326 IAC 20-76-1](#); [326 IAC 20-77-1](#); [326 IAC 20-78-1](#); [326 IAC 20-79-1](#); [326 IAC 20-82-1](#); [326 IAC 20-83-1](#); [326 IAC 20-84-1](#); [326 IAC 20-85-1](#); [326 IAC 20-86-1](#); [326 IAC 20-87-1](#); [326 IAC 20-88-1](#); [326 IAC 20-90-1](#); [326 IAC 20-91-1](#); [326 IAC 20-92-1](#); [326 IAC 20-93-1](#); [326 IAC 20-94-1](#).

AUTHORITY: [IC 13-14-8](#); [IC 13-14-9](#); [IC 13-15](#); [IC 13-17-3](#); [IC 13-17-8](#).

STATUTORY REQUIREMENTS

[IC 13-14-9-8](#) recognizes that under certain circumstances it may be appropriate to reduce the number of public comment periods routinely provided. In cases where the commissioner determines that there is no anticipated benefit from the first and second public comment periods, IDEM may forgo these comment periods and proceed directly to the public hearing and board meeting at which the draft rule is considered for preliminary adoption. Two opportunities for public comment (at the public hearings prior to preliminary and final adoption of the rule) remain under this procedure.

If the commissioner makes the determination of no anticipated benefit required by [IC 13-14-9-8](#), the commissioner shall prepare written findings and publish those findings in the Indiana Register prior to the board meeting at which the draft rule is to be considered for preliminary adoption, and include them in the board packet prepared for that meeting. This document constitutes the commissioner's written findings pursuant to [IC 13-14-9-8](#).

The statute provides for this shortened rulemaking process if the commissioner determines that:

(1) the rule constitutes:

(A) an adoption or incorporation by reference of a federal law, regulation, or rule that:

(i) is or will be applicable to Indiana; and

(ii) contains no amendments that have a substantive effect on the scope or intended application of the federal law or rule;

(B) a technical amendment with no substantive effect on an existing Indiana rule; or

(C) a substantive amendment to an existing Indiana rule, the primary and intended purpose of which is to clarify the existing rule; and

(2) the rule is of such nature and scope that there is no reasonably anticipated benefit to the environment or the persons referred to in [IC 13-14-9-7](#)(a)(2) from:

(A) exposing the rule to diverse public comment under section [IC 13-14-9-3](#) or [IC 13-14-9-4](#);

(B) affording interested or affected parties the opportunity to be heard under [IC 13-14-9-3](#) or [IC 13-14-9-4](#); and

(C) affording interested or affected parties the opportunity to develop evidence in the record collected under [IC 13-14-9-3](#) and [IC 13-14-9-4](#).

BACKGROUND

[326 IAC 1-1-3](#), References to the Code of Federal Regulations (CFR), indicates the yearly edition of the CFR that is applicable to rules that have been incorporated by reference throughout Title 326 of the Indiana

Administrative Code (IAC), unless a different edition is specified in a given rule. By annually updating the reference to the CFR, IDEM is able to incorporate by reference the latest version of the parts of the CFR already incorporated into the air rules, with the exception of those most recently published in the Federal Register (FR).

The 2006 edition of the CFR is a codification of the general and permanent rules published in the FR as of June 30, 2006. IDEM incorporates citations by reference from Titles 29 and 40 of the CFR.

Title 29 of the CFR, entitled "Intergovernmental Review of Environmental Protection Agency Programs and Activities" contains federal rules for the asbestos and lead programs. Title 29 of the CFR is referenced in [326 IAC 14](#) (Emission Standards for Hazardous Air Pollutants), [326 IAC 20](#) (Asbestos Management), and [326 IAC 23](#) (Lead-Based Paint Program). Many of these regulations are either directly incorporated by reference into Title 326 of the IAC as state-enforceable rule provisions or they are incorporated into Title 326 of the IAC as federal authority for the implementation and enforcement of state rule provisions.

Title 40 of the CFR entitled "Protection of Environment," includes all federal environmental regulations promulgated by the U.S. Environmental Protection Agency (U.S. EPA). It is referenced throughout Title 326 of the IAC.

The latest version of the CFR adopted by the Air Pollution Control Board is dated July 1, 2005. Since that date, a number of new federal rules have been promulgated that were incorporated by reference into state rules using their FR citation; these FR citations are now redundant and will therefore be deleted.

The types of changes proposed in this rulemaking are: (1) Incorporating by reference the latest version of the CFR by updating the reference to the CFR at 1-1-3; and (2) deleting redundant FR citations.

The following is a nonexhaustive list of examples of rules and changes that occurred between July 1, 2005, and June 30, 2006, that will be automatically updated with the update to the CFR definition:

- On July 11, 2005, U.S. EPA in a final rule amended Table 1 of Subpart B of Part 63 to reflect the revised deadlines in a recently amended consent decree. The final rule amendment (and amended consent decree) relates to boilers and hydrochloric acid production furnaces that burn hazardous waste. 70 FR 39664; July 11, 2005. *Citation Affected:* [326 IAC 2-4.1-1](#).
- On November 13, 2003, U.S. EPA promulgated national emission standards for hazardous air pollutants (NESHAP) for surface coating of metal cans (68 FR 64432). The final rule (40 CFR Part 63, Subpart KKKK) includes standards for hazardous air pollutants (HAP), as well as monitoring, performance testing, record keeping, and reporting requirements related to the standards. After promulgation of the final rule, U.S. EPA received numerous questions related to the rule interpretation. The questions pointed out minor inconsistencies in some of the rule language and equations and identified areas where the rule requirements were not clear. On January 6, 2006, U.S. EPA took direct final action on amendments to resolve inconsistencies and clarify rule language. 71 FR 1384; January 6, 2006. *Citation Affected:* [326 IAC 20-86-1](#).
- On April 16, 2003, U.S. EPA promulgated the NESHAP for new and existing refractory products manufacturing facilities as 40 CFR Part 63, Subpart SSSSS. Shortly after U.S. EPA also promulgated amendments to the general provisions to 40 CFR Part 63. U.S. EPA then identified minor technical errors and other specific sections of the refractory products manufacturing NESHAP that needed clarification. These amendments to the refractory products manufacturing NESHAP clarify the requirements for testing, control device operation, operating limits, and monitoring. 71 FR 7423-7440; February 13, 2006. *Citation Affected:* [326 IAC 20-62-1](#).
- U.S. EPA promulgated the NESHAP for miscellaneous organic chemical manufacturing on November 10, 2003 (40 CFR Part 63, Subpart FFFF). The direct final rule amendments include several changes to correct references and drafting errors. The introductory text in 40 CFR 63.9(h)(2)(I) requires the owner or operator of an affected source to submit to the Administrator a notification of compliance status, signed by the responsible official who shall certify its accuracy. Table 12 Subpart FFFF of Part 63 inadvertently stated that this paragraph does not apply to Subpart FFFF. This was not the U.S. EPA's intent. Only (A) through (G) do not apply because the types of information to include in the report are specified in 63.2520(d) of Subpart FFFF rather than 63.9(h)(2). 70 FR 51269; August 30, 2005. *Citation Affected:* [326 IAC 20-84-1](#).
- U.S. EPA took direct final rule action on amendments to the NESHAP for cellulose products manufacturing, which were issued on June 11, 2002, under Section 112 of the Clean Air Act. The amendments revise the work practice standards, general and initial compliance requirements, definitions, and general provisions applicability, as well as correct typographical, formatting, and cross-referencing errors in the final rule. 70 FR 46694-46699; August 10, 2005. *Citation Affected:* [326 IAC 20-54-1](#).
- U.S. EPA promulgated the NESHAP for reinforced plastic composites production on April 21, 2003. The final rule (40 CFR Part 63, Subpart WWWW) includes standards for hazardous air pollutants, as well as monitoring, performance testing, recordkeeping, and reporting requirements related to those standards. The U.S. EPA received questions regarding rule interpretation about some of the tables and rule language. None of the amendments will have any discernable effect on the stringency of the rule. 70 FR 50129-50135; August 25, 2005. *Citation Affected:* [326 IAC 20-56-1](#).
- 40 CFR 52.2 states that a major source that is major for VOCs or NO_x shall be considered major for ozone. Any significant emissions increase from any emissions units or net emissions increase at a major stationary

source that is significant for VOCs or NO_x shall be considered significant for ozone. Any pollutant for which a national ambient air quality standard has been promulgated and any constituents or precursors for such pollutants identified by the Administrator are precursors for ozone. 70 FR 71704; November 29, 2005.

Citation Affected [326 IAC 2-2-12](#).

- The following are amendments to NESHAPs that have been finalized between July 1, 2005, and June 30, 2006, under Section 112(f) of the Clean Air Act (the Residual Risk Program) to add health based emission requirements or a Section 112(d)(6) technology review:
 - 1) April 7, 2006 (71 FR 17720) Magnetic Tape Manufacturing. 40 CFR Subpart EE, incorporated by reference at [326 IAC 20-9](#). No substantial amendments were made to 40 CFR Subpart EE due to residual risk or Section 112(d)(6) technology review.
 - 2) April 7, 2006 (71 FR 17729) Industrial Process Cooling Towers. 40 CFR Subpart Q, incorporated by reference at [326 IAC 20-4](#). Residual risk rule amends applicability section to clarify that chromium based water treatment chemicals are subject to the rule; no new requirements due to residual risk.
 - 3) April 6, 2006 (71 FR 17362) Gasoline Distribution Facilities. 40 CFR Subpart R, incorporated by reference at [326 IAC 20-10](#). No amendments due to residual risk or Section 112(d)(6) technology review; amends a reference error.
- May 10, 2006 (71 FR 27332) Standards of performance for new stationary sources and emission guidelines for existing sources: large municipal waste combustors. U.S. EPA promulgated standards for municipal waste combustors (MWC) units in 1995 and implemented them in 2000. The Clean Air Act (CAA) requires review of these standards every 5 years. The review is to be conducted in accordance with CAA Section 129 and Section 111 requirements, with standards revised as necessary. For existing MWC units, the goal of this action is to amend the standards to reflect the actual performance levels being achieved by existing MWC units. For new MWC units, the goal of this action is to amend the standards to reflect the performance level achievable by MWC units constructed in the future. Other technical improvements were made to the standards for MWC units. Amendments were made to 40 CFR 60 Subpart Cb and Subpart Eb. The update the CFR definition will only amend the compliance testing and operator training revisions for existing sources in [326 IAC 11-7](#) and new source performance standard provisions in [326 IAC 11-7](#). The emissions limits and compliance schedule for existing municipal waste combustors that are not incorporated by reference in [326 IAC 11-7](#) will be amended in a separate rulemaking. *Citation Affected:* [326 IAC 11-7](#) and [326 IAC 12](#).

[IC 13-14-9-4](#) Identification of Restrictions and Requirements Not Imposed under Federal Law

No element of the draft rule imposes either a restriction or a requirement on persons to whom the draft rule applies that is not imposed under federal law. This draft rule imposes no restrictions or requirements because it is a direct adoption of federal requirements that are applicable to Indiana and contains no amendments that have a substantive effect on the scope or application of the federal rule.

Potential Fiscal Impact

Updating the reference to the Code of Federal Regulations to mean the July 1, 2006, edition allows federal and state rules to be consistent with each other and does not establish any requirements to which the regulated sources are not already subject. There are no increased costs to the regulated entities due to the state rulemaking.

Small Business Assistance Information

IDEM established a compliance and technical assistance (CTAP) program under [IC 13-28-3](#). The program provides assistance to small businesses and information regarding compliance with environmental regulations. In accordance with [IC 13-28-3](#) and [IC 13-28-5](#), there is a small business assistance program ombudsman to provide a point of contact for small businesses affected by environmental regulations. Information on the CTAP program, the monthly CTAP newsletter, and other resources available can be found at www.in.gov/idem/ctap.

Small businesses affected by this rulemaking may contact the Small Business Regulatory Coordinator:

Sandra El-Yusuf
IDEM Compliance and Technical Assistance Program
OPPTA - MC60-04
100 N. Senate Avenue, W-041
Indianapolis, IN 46204-2251
(317) 232-8578
selyusuf@idem.in.gov

The Small Business Assistance Program Ombudsman is:

Eric Levenhagen
IDEM Small Business Assistance Program Ombudsman
External Affairs - MC50-01
100 N. Senate Avenue, IGCN 1301
Indianapolis, IN 46204-2251
(317) 234-3386
elevenha@idem.in.gov

FINDINGS

The commissioner of IDEM has prepared findings regarding rulemaking on the incorporation by reference of the 2006 version of the Code of Federal Regulations (CFR) as required by federal rule. These findings are prepared under [IC 13-14-9-8](#) and are as follows:

- (1) This rule consists of the direct adoption of incorporation of federal requirements that are applicable to Indiana and it contains no amendments that have a substantive effect on the scope or intended application of the federal rule; and technical amendments with no substantive effect on existing Indiana rules.
- (2) Indiana, in many cases, is required by the CAA to adopt these requirements as state rules.
- (3) The public will benefit from the prompt adoption of this rule because it alleviates unnecessary duplication of rulemaking efforts by the state by directly updating the references to the Code of Federal Regulations (CFR) that have been amended by U.S. EPA.
- (4) I have determined that under the specific circumstances pertaining to this rule, there would be no benefit to the environment or to persons to be regulated or otherwise affected by this rule from the first and second public comment periods.
- (5) The draft rule is hereby incorporated into these findings.

Thomas W. Easterly
Commissioner
Indiana Department of Environmental Management

ADDITIONAL INFORMATION

Additional information regarding this action may be obtained from Patrick Brady, Rules Section, Office of Air Quality (317) 233-8628 or (800) 451-6027 (in Indiana).

DRAFT RULE

SECTION 1. [326 IAC 1-1-3](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 1-1-3](#) References to the Code of Federal Regulations

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 3. Unless otherwise indicated, any reference to a provision of the Code of Federal Regulations (CFR) shall mean the July 1, ~~2005~~, **2006**, edition*.

*This body of documents is 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.

(Air Pollution Control Board; [326 IAC 1-1-3](#); filed Mar 10, 1988, 1:20 p.m.: 11 IR 2369; filed Jan 6, 1989, 3:30 p.m.: 12 IR 1102; filed Dec 14, 1989, 9:35 a.m.: 13 IR 868; filed Aug 9, 1991, 11:00 a.m.: 14 IR 2218; filed May 25, 1994, 11:00 a.m.: 17 IR 2237; filed Jul 25, 1995, 5:00 p.m.: 18 IR 3381; filed Jul 25, 1997, 4:00 p.m.: 20 IR 3298; filed Oct 30, 2000, 2:13 p.m.: 24 IR 667; filed May 21, 2002, 10:20 a.m.: 25 IR 3054; filed Aug 26, 2004, 11:30 a.m.: 28 IR 17; filed Oct 14, 2005, 10:00 a.m.: 29 IR 795; filed Mar 17, 2006, 1:00 p.m.: 29 IR 2517)

SECTION 2. [326 IAC 1-2-33.5](#), PROPOSED TO BE AMENDED AT 29 IR 2288, SECTION 1, IS AMENDED TO READ AS FOLLOWS:

[326 IAC 1-2-33.5](#) "Hazardous air pollutant" or "HAP" defined

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#)

Affected: [IC 13-17-3-4](#)

Sec. 33.5. "Hazardous air pollutant" or "HAP" means any air pollutant listed pursuant to Section 112(b) of the Clean Air Act and not delisted from that list or redefined under 40 CFR Part 63, Subpart C. ~~as amended at the following:~~

- (1) 69 FR 69325, November 29, 2004*.
(2) 70 FR 75059, December 19, 2005*.

*This document is incorporated by reference. Copies referenced in this section 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.

(Air Pollution Control Board; [326 IAC 1-2-33.5](#); filed May 25, 1994, 11:00 a.m.: 17 IR 2238; filed Oct 20, 2005, 1:30 p.m.: 29 IR 795)

SECTION 3. [326 IAC 1-2-48](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 1-2-48](#) "Nonphotochemically reactive hydrocarbons" or "negligibly photochemically reactive compounds" defined

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#)

Affected: [IC 13-17-3-14](#)

Sec. 48. (a) "Nonphotochemically reactive hydrocarbons" or "negligibly photochemically reactive compounds" refers to the list of organic compounds that have been determined to have negligible photochemical reactivity and are thereby excluded from the definition of volatile organic compounds (VOC) as follows:

- (1) 40 CFR 51.100(s)(1)*. ~~as amended at 69 FR 69298, November 29, 2004*.~~
(2) 40 CFR 51.100(s)(5)*. ~~as added at 69 FR 69304, November 29, 2004*.~~
(3) 40 CFR 51.100(s)(2)*, as measured by [326 IAC 8-1-4](#) and approved by the commissioner, subject to conditions under 40 CFR 51.100(s)(3) through 40 CFR 51.100(s)(4)*.

(b) Compliance calculations for coatings expressed as pounds VOC/gallon coating (less water) should treat nonphotochemically reactive compounds or negligibly photochemically reactive compounds as water for purposes of calculating the less water portion of the coating composition.

*These documents are incorporated by reference. Copies referenced in this section 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.

(Air Pollution Control Board; [326 IAC 1-2-48](#); filed Mar 10, 1988, 1:20 p.m.: 11 IR 2373; filed Sep 23, 1988, 11:59 a.m.: 12 IR 255; filed Jan 16, 1990, 4:00 p.m.: 13 IR 1016; filed Aug 9, 1993, 5:00 p.m.: 16 IR 2827; filed Sep 5, 1995, 12:00 p.m.: 19 IR 29; filed May 13, 1996, 5:00 p.m.: 19 IR 2855; errata filed Mar 21, 1997, 9:50 a.m.: 20 IR 2116; filed Jun 9, 2000, 10:01 a.m.: 23 IR 2704; filed May 21, 2002, 10:20 a.m.: 25 IR 3055; filed Oct 20, 2005, 1:30 p.m.: 29 IR 796)

SECTION 4. [326 IAC 1-2-90](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 1-2-90](#) "Volatile organic compound" or "VOC" defined

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#)

Affected: [IC 13-17-3-4](#)

Sec. 90. "Volatile organic compound" or "VOC" has the meaning set forth in 40 CFR 51.100(s)*. ~~as amended at 69 FR 69298, November 29, 2004* and 69 FR 69304, November 29, 2004*.~~

(Air Pollution Control Board; [326 IAC 1-2-90](#); filed Mar 10, 1988, 1:20 p.m.: 11 IR 2377; filed Sep 23, 1988, 11:59 a.m.: 12 IR 256; filed May 9, 1990, 5:00 p.m.: 13 IR 1847; filed Aug 9, 1993, 5:00 p.m.: 16 IR 2828; filed Sep 5, 1995, 12:00 p.m.: 19 IR 30; filed Aug 26, 2004, 11:30 a.m.: 28 IR 18; filed Oct 20, 2005, 1:30 p.m.: 29 IR 796)

SECTION 5. [326 IAC 11-8-1](#) IS AMENDED TO READ AS FOLLOWS:

326 IAC 11-8-1 Applicability**Authority:** [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)**Affected:** [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) Except as provided in subsections (b) **and** (e) ~~(f)~~, **and through** (g), this rule applies to each commercial and industrial solid waste incineration (CISWI) unit as defined in 40 CFR 60.2875* ~~65 FR 75338 (December 1, 2000)*~~, for which construction was commenced on or before November 30, 1999.

(b) The following are exempt from this rule:

(1) Incineration units burning ninety percent (90%) or more by weight (on a calendar quarter basis and excluding the weight of auxiliary fuel and combustion air) of pathological waste, low-level radioactive waste, ~~or~~ chemotherapeutic waste, or any combination of these wastes as defined in 40 CFR 60.2875* ~~65 FR 75338 (December 1, 2000)*~~, provided the owner or operator of the incinerator does all of the following:

(A) Notifies the department and U.S. EPA that the unit meets the criteria in this subdivision.

(B) Keeps records on a calendar quarter basis of the weight of pathological waste, low-level radioactive waste, ~~or~~ chemotherapeutic waste, or any combination of these wastes burned, and the weight of all other fuels and wastes burned in the unit.

(2) Incineration units burning ninety percent (90%) or more by weight (on a calendar quarter basis and excluding the weight of auxiliary fuel and combustion air) of agricultural wastes as defined in 40 CFR 60.2875* ~~65 FR 75338 (December 1, 2000)*~~, provided the owner or operator of the incinerator does all of the following:

(A) Notifies the department and U.S. EPA that the unit meets the criteria in this subdivision.

(B) Keeps records on a calendar quarter basis of the weight of agricultural waste burned, and the weight of all other fuels and wastes burned in the unit.

(3) Incineration units that meet either of the following criteria:

(A) Qualify as a municipal waste combustor regulated under 40 CFR 60, Subpart Cb*, Ea*, Eb*, AAAA*, ~~(65 FR 76350 (December 6, 2000))*~~ or BBBB*. ~~(65 FR 76378 (December 6, 2000))*~~.

(B) Burn greater than thirty percent (30%) municipal solid waste or refuse-derived fuel, as defined in 40 CFR 60, Subpart Ea*, Eb*, AAAA*, ~~(65 FR 76350 (December 6, 2000))*~~, and BBBB*, ~~(65 FR 76378 (December 6, 2000))*~~, and that have the capacity to burn less than thirty-five (35) tons per day of municipal solid waste or refuse-derived fuel, provided the owner or operator of the incinerator does all of the following:

(i) Notifies the department and U.S. EPA that the unit meets the criteria in clause (A) or (B).

(ii) Keeps records on a calendar quarter basis of the weight of municipal solid waste burned, and the weight of all other fuels and wastes burned in the unit.

(4) Medical waste incineration units regulated under 40 CFR 60, Subpart Ca* or Ec*.

(5) Small power production units that meet all of the following requirements:

(A) The unit qualifies as a small power-production facility under Section 3(17)(C) of the Federal Power Act (16 U.S.C. 796(17)(C))*.

(B) The unit burns homogeneous waste, not including refuse-derived fuel, to produce electricity.

(C) The owner or operator notifies the department and U.S. EPA that the unit meets all of the requirements in clauses (A) and (B).

(6) Cogeneration units that meet all of the following requirements:

(A) The unit qualifies as a cogeneration facility under Section 3(18)(B) of the Federal Power Act (16 U.S.C. 796(18)(B))*.

(B) The unit burns homogeneous waste, not including refuse-derived fuel, to produce electricity and steam or other forms of energy used for industrial, commercial, heating, or cooling purposes.

(C) The owner or operator notifies the department and U.S. EPA that the unit meets all of the requirements in clauses (A) and (B).

(7) Hazardous waste combustion units that meet either of the following criteria:

(A) Any combustor required to have a permit under Section 3005 of the Solid Waste Disposal Act*.

(B) Units regulated under 40 CFR 63, Subpart EEE*.

(8) Materials recovery units that combust waste for the primary purpose of recovering metals, such as primary and secondary smelters.

(9) Cyclonic barrel burners as defined in 40 CFR 60.2875* ~~65 FR 75338 (December 1, 2000)*~~.

(10) Rack, part, and drum reclamation units as defined in 40 CFR 60.2875* ~~65 FR 75338 (December 1, 2000)*~~.

(11) Cement kilns regulated under 40 CFR 63, Subpart LLL*.

(12) Sewage sludge incinerators regulated under 40 CFR 60, Subpart O*.

(13) Combustion units burning materials to recover chemical constituents or to produce chemical compounds where there is an existing commercial market for such recovered chemical constituents or compounds. The following types of units are considered chemical recovery units:

(A) Units burning only pulping liquors that are:

(i) reclaimed in a pulping liquor recovery process; and

(ii) reused in the pulping process.

(B) Units burning only spent sulfuric acid used to produce virgin sulfuric acid.

(C) Units burning only wood or coal feedstock for the production of charcoal.

(D) Units burning only manufacturing byproduct streams or residues containing catalyst metals ~~which that~~ are reclaimed and reused as catalysts or used to produce commercial grade catalysts.

(E) Units burning only coke to produce purified carbon monoxide that is used as an intermediate in the production of other chemical compounds.

(F) Units burning only hydrocarbon liquids or solids to produce:

(i) hydrogen;

(ii) carbon monoxide;

(iii) synthesis gas; or

(iv) other gases;

for the use in other manufacturing processes.

(G) Units burning only photographic film to recover silver.

(14) Laboratory analysis units that burn samples of materials for the purpose of chemical or physical analysis.

(c) The owner or operator of a unit listed in subsection (b) must submit an exemption notification ~~no~~ **not** later than one (1) year from the effective date of this rule.

(d) Pathological waste exemptions submitted under [326 IAC 11-6](#) satisfy the conditions of subsection (b)(1).

(e) Air curtain incinerators or destructors that only burn one (1) of the following fuels are required to comply with only 40 CFR 60.2810 through 40 CFR 60.2870* ~~65 FR 75338 (December 1, 2000)*~~ and obtain approval under [326 IAC 4-1-6](#):

(1) One hundred percent (100%) wood waste.

(2) One hundred percent (100%) clean lumber.

(3) One hundred percent (100%) mixture of only wood waste, clean lumber, yard waste, or any combination of these wastes.

(f) If the owner or operator of a CISWI unit makes changes that meet the definition of modification or reconstruction, as defined in 40 CFR 60.2875*, on or after June 1, 2001:

(1) the CISWI unit becomes subject to 40 CFR 60, Subpart CCCC* ~~65 FR 75338 (December 1, 2000)*~~ and [326 IAC 12](#); and

(2) this rule no longer applies to that CISWI unit.

(g) Physical or operational changes made to an existing CISWI unit primarily to comply with emission limits under this rule:

(1) are not considered modifications or reconstructions; and

(2) do not result in an existing CISWI unit becoming subject to 40 CFR 60, Subpart CCCC*. ~~65 FR 75338 (December 1, 2000)*~~.

*These documents are incorporated by reference and may be obtained from the Government Printing Office, 732 North Capitol, 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, ~~Tenth Floor~~, Indianapolis, Indiana 46204.

(Air Pollution Control Board; [326 IAC 11-8-1](#); filed Aug 7, 2002, 9:47 a.m.: 25 IR 4100)

SECTION 6. [326 IAC 11-8-2](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 11-8-2](#) Requirements; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Sec. 2. (a) The air pollution control board incorporates by reference the following sections of 40 CFR 60, Subpart DDDD, Emissions Guidelines and Compliance Times for Commercial and Industrial Solid Waste Incineration Units that Commenced Construction on or before November 30, 1999: ~~65 FR 75338 (December 1, 2000)~~:

- (1) 40 CFR 60.2575 through 40 CFR 60.2615 Increments of Progress*.
- (2) 40 CFR 60.2620 through 40 CFR 60.2630 Waste Management Plan*.
- (3) 40 CFR 60.2635 through 40 CFR 60.2665 Operator Training and Qualification*.
- (4) 40 CFR 60.2670 through 40 CFR 60.2685 Emission Limitations and Operating Limits*.
- (5) 40 CFR 60.2690 through 40 CFR 60.2695 Performance Testing*.
- (6) 40 CFR 60.2700 through 40 CFR 60.2705 Initial Compliance Requirements*.
- (7) 40 CFR 60.2710 through 40 CFR 60.2725 Continuous Compliance Requirements*.
- (8) 40 CFR 60.2730 through 40 CFR 60.2735 Monitoring*.
- (9) 40 CFR 60.2740 through 40 CFR 60.2800 Record Keeping and Reporting*.
- (10) 40 CFR 60.2805 Title V Operating Permits*.
- (11) 40 CFR 60.2810 through 40 CFR 60.2870 Air Curtain Incinerators*.
- (12) 40 CFR 60.2875 Definitions*.
- (13) 40 CFR 60, Subpart DDDD, ~~Table~~ **Tables** 1 through 5*.

(b) For the purposes of this rule, these terms used in 40 CFR 60.2575 through 40 CFR 60.2875* ~~65 FR 75338 (December 1, 2000)~~* are defined as follows:

- (1) "Administrator" means the commissioner of the department of environmental management.
- (2) "You" means the owner or operator of a CISWI unit.

(c) An owner or operator subject to section 1(a) **of this rule** must comply with this rule ~~no~~ **not** later than one (1) year from the effective date of this rule unless the owner or operator:

- (1) submits a final control plan ~~no~~ **not** later than one (1) year from the effective date of this rule; or
- (2) requests and is granted an extension of the closure date ~~pursuant to~~ **under** subsection (e).

(d) If the owner or operator submits a final control plan, the compliance dates for the increments of progress in 40 CFR 60, Subpart DDDD, Table 1* ~~65 FR 75338 (December 1, 2000)~~* are as follows:

- (1) The compliance date for Increment 1—Submit Final Control Plan shall be one (1) year from the effective date of this rule.
- (2) The compliance date for Increment 2—Final Compliance shall be September 1, 2005.

(e) An owner or operator may request an extension of the closure date to achieve compliance as expeditiously as possible, but ~~no~~ **not** later than September 1, 2005, by submitting a closure notification pursuant to 40 CFR 60.2615* and 40 CFR 60.2855* ~~65 FR 75338 (December 1, 2000)~~*, as follows:

- (1) The request for extension shall include all of the following supporting documentation:
 - (A) Analysis that supports the need for the requested extension.
 - (B) Explanation of why a closure date of one (1) year after the effective date does not provide sufficient time to shut down.
 - (C) Explanation of why the requested closure date provides sufficient time to shut down.
- (2) The request for extension shall be submitted to the department within eight (8) months from the effective date of this rule, and the department shall grant or deny the extension in a written response to the owner or operator within three (3) months of receipt of a closure notification that contains all required information.
- (3) An owner or operator shutting down the incinerator shall submit a waste management plan, as defined in 40 CFR 60.2620 through 40 CFR 60.2630, ~~no~~ **not** later than one (1) year after the effective date of this rule.

*These documents are incorporated by reference and may be obtained from the Government Printing Office, 732 North Capitol, 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, ~~Tenth Floor~~, Indianapolis, Indiana 46204.

(Air Pollution Control Board; [326 IAC 11-8-2](#); filed Aug 7, 2002, 9:47 a.m.: 25 IR 4101)

SECTION 7. [326 IAC 12-1-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 12-1-1](#) Applicability

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#); [IC 13-17-3-12](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This article applies to the owner or operator of any stationary source for which a standard is prescribed under this article.

(b) The air pollution control board incorporates by reference ~~the following~~:

- ~~(1) 40 CFR 60*.~~
- ~~(2) 54 FR 34008*.~~
- ~~(3) 54 FR 37534*.~~
- ~~(4) 55 FR 5211*.~~
- ~~(5) 55 FR 26912*.~~
- ~~(6) 55 FR 26931*.~~
- ~~(7) 55 FR 36932*.~~
- ~~(8) 55 FR 37674*.~~
- ~~(9) 55 FR 40171*.~~

(c) If the emission limitations contained in this article conflict with or are inconsistent with any other emission limitations established by this title, then the more stringent limitation shall apply.

*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.

(Air Pollution Control Board; [326 IAC 12-1-1](#); filed Mar 10, 1988, 1:20 p.m.: 11 IR 2554; filed Aug 9, 1991, 11:00 a.m.: 14 IR 2218; filed Apr 22, 1997, 2:00 p.m.: 20 IR 2372; filed Dec 20, 2001, 4:30 p.m.: 25 IR 1603)

SECTION 8. [326 IAC 20-27-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-27-1](#) Portland cement manufacturing industry; applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to each new and existing Portland cement plant as provided in 40 CFR 63.1340*. ~~64 FR 31898 (June 14, 1999)*.~~

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart LLL*, ~~64 FR 31898 (June 14, 1999)*, and 64 FR 53070 (September 30, 1999)*~~, National Emission Standards for Portland Cement Manufacturing Industry.

*These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, Washington, D.C. 20402 or are available for copying at the Indiana Department of Environmental Management, Office of Air Quality, Indiana Government Center-North, **Tenth Floor**, 100 North Senate Avenue, ~~Tenth Floor~~, Indianapolis, Indiana.

(Air Pollution Control Board; [326 IAC 20-27-1](#); filed Jun 15, 2001, 12:10 p.m.: 24 IR 3618)

SECTION 9. [326 IAC 20-33-1](#) IS AMENDED TO READ AS FOLLOWS:

326 IAC 20-33-1 Pulp and paper production, noncombustion; applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-14-9-7](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to the owner or operator of processes that produce pulp, paper, or paperboard, as provided in 40 CFR 63.440* ~~65 FR 80755 (December 22, 2000)*~~, and that use any of the following processes and materials:

- (1) Kraft, soda, sulfite, or semichemical pulping processes.
- (2) Mechanical pulping processes.
- (3) Any process using secondary or nonwood fibers.

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart S*, National Emission Standards for Hazardous Air Pollutants from the Pulp and Paper Industry.

*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.

(Air Pollution Control Board; [326 IAC 20-33-1](#); filed Aug 3, 2001, 10:59 a.m.: 24 IR 3940; filed May 21, 2002, 10:20 a.m.: 25 IR 3103)

SECTION 10. [326 IAC 20-48-1](#) IS AMENDED TO READ AS FOLLOWS:

326 IAC 20-48-1 Applicability; incorporation by reference of federal standards

Authority: [IC 13-15-2-1](#); [IC 13-17-3-4](#)

Affected: [IC 13-12-3-1](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.5683*. (~~66 FR 44232, August 22, 2001, and 66 FR 50504, October 3, 2001~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart VVVV*, (~~66 FR 44232, August 22, 2001, and 66 FR 50504, October 3, 2001~~), National Emission Standards for Hazardous Air Pollutants for Boat Manufacturing, except for the following gel coat applications in Table 2 to Subpart VVVV, 40 CFR 63*, Alternative Organic Hazardous Content Requirements for Open Molding Resin and Gel Coat Operations:

- (1) 3. Pigmented gel coat operations.
- (2) 4. Clear gel coat operations.
- (3) 7. Tooling gel coat operations.

(c) Sources subject to this rule are exempt from [326 IAC 20-25](#) after the following compliance dates as provided in Table 1 to Subpart VVVV, 40 CFR 63*, Compliance Dates for New and Existing Boat Manufacturing Facilities:

- (1) August 23, 2004, for an existing source that is a major source on or before August 22, 2001.
- (2) One (1) year after becoming a major source for an existing or new nonmajor source.
- (3) Upon startup, whichever is later, for a new major source.

(d) A source shall use the following references or methods to estimate emissions:

- (1) "Unified Emission Factors for Open Molding of Composites", July 2001*, except use of controlled spray emission factors must be approved by the commissioner and U.S. EPA.
- (2) "Compilation of Air Pollution Emission Factors AP-42"*, as defined in [326 IAC 1-2-20.5](#), except emissions from hand layup and spray layup operations must be calculated using:
 - (A) emission factors referenced in subdivision (1); or
 - (B) site-specific values using information in subdivision (3).
- (3) Site-specific values or other means of quantification provided the site-specific values and the emission

factors are acceptable to the commissioner and the U.S. EPA.

*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, Indiana Government Center-North, Tenth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204.

(Air Pollution Control Board; [326 IAC 20-48-1](#); filed Mar 25, 2003, 8:10 a.m.: 26 IR 2611)

SECTION 11. [326 IAC 20-49-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-49-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.860*. (~~66 FR 3193, January 12, 2001~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart MM*, (~~66 FR 3193, January 12, 2001, 66 FR 37591, July 19, 2001, and 66 FR 41086, August 6, 2001~~), National Emission Standards for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semichemical Pulp Mills.

*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.

(Air Pollution Control Board; [326 IAC 20-49-1](#); filed Apr 1, 2004, 3:15 p.m.: 27 IR 2473)

SECTION 12. [326 IAC 20-50-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-50-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.1561*. (~~67 FR 17774, April 11, 2002~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart UUU*, (~~67 FR 17773, April 11, 2002~~), National Emission Standards for Hazardous Air Pollutants for Petroleum Refineries: Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units.

*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.

(Air Pollution Control Board; [326 IAC 20-50-1](#); filed Apr 1, 2004, 3:15 p.m.: 27 IR 2473)

SECTION 13. [326 IAC 20-51-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-51-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.2131*. (~~66 FR 27884, May 21, 2001~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart CCCC*, (~~66 FR 27884, May 21, 2001~~), National Emission Standards for Hazardous Air Pollutants: Manufacturing of Nutritional Yeast.

*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.

(Air Pollution Control Board; [326 IAC 20-51-1](#); filed Apr 1, 2004, 3:15 p.m.: 27 IR 2473)

SECTION 14. [326 IAC 20-52-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-52-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.2981*. (~~67 FR 17835, April 11, 2002~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart HHHH*, (~~67 FR 17835, April 11, 2002~~), National Emission Standards for Hazardous Air Pollutants for Wet-Formed Fiberglass Mat Production.

*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.

(Air Pollution Control Board; [326 IAC 20-52-1](#); filed Apr 1, 2004, 3:15 p.m.: 27 IR 2473)

SECTION 15. [326 IAC 20-53-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-53-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.5285*. (~~67 FR 9162, February 27, 2002~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart TTTT*, (~~67 FR 9162, February 27, 2002~~), National Emission Standards for Hazardous Air Pollutants for Leather Finishing Operations.

*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.

(Air Pollution Control Board; [326 IAC 20-53-1](#); filed Apr 1, 2004, 3:15 p.m.: 27 IR 2474)

SECTION 16. [326 IAC 20-54-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-54-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.5485*. (~~67 FR 40055, June 11, 2002~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart UUUU*, (~~67 FR 40055, June 11, 2002~~), National Emission Standards for Hazardous Air Pollutants: Cellulose Products Manufacturing.

*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.

(Air Pollution Control Board; [326 IAC 20-54-1](#); filed Apr 1, 2004, 3:15 p.m.: 27 IR 2474)

SECTION 17. [326 IAC 20-55-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-55-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.5981*. (~~67 FR 45599, July 9, 2002~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart XXXX*, (~~67 FR 45599, July 9, 2002~~), National Emission Standards for Hazardous Air Pollutants: Rubber Tire Manufacturing.

*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.

(Air Pollution Control Board; [326 IAC 20-55-1](#); filed Apr 1, 2004, 3:15 p.m.: 27 IR 2474)

SECTION 18. [326 IAC 20-56-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-56-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-12-3-1](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.5785*. (~~68 FR 19402, April 21, 2003~~)*.

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart WWWW*, (~~68 FR 19402, April 21, 2003~~)*, National Emission Standards for Hazardous Air Pollutants for Reinforced Plastic Composites Production.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-56-1](#); filed Feb 14, 2005, 10:50 a.m.: 28 IR 2020)

SECTION 19. [326 IAC 20-57-1](#) IS AMENDED TO READ AS FOLLOWS:

326 IAC 20-57-1 Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.1250*. (~~63 FR 50326, September 21, 1998; 65 FR 52596, August 29, 2000; 66 FR 40131, August 2, 2001~~)*.

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart GGG, (~~63 FR 50326, September 21, 1998, National Emission Standards for Hazardous Air Pollutants for Pharmaceuticals Production*. 63 FR 50326, September 21, 1998; 65 FR 52596, August 29, 2000, Amendments; 66 FR 40130, August 2, 2001, Corrections and Amendments~~)*.

*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.

(Air Pollution Control Board; [326 IAC 20-57-1](#); filed Sep 2, 2004, 5:15 p.m.: 28 IR 119)

SECTION 20. [326 IAC 20-60-1](#) IS AMENDED TO READ AS FOLLOWS:

326 IAC 20-60-1 Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.2832*. (~~66 FR 19011, April 12, 2001~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart GGGG*, (~~66 FR 19011, April 12, 2001, National Emission Standards for Hazardous Air Pollutants: Solvent Extraction for Vegetable Oil Production.~~

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-60-1](#); filed Sep 2, 2004, 5:15 p.m.: 28 IR 119)

SECTION 21. [326 IAC 20-61-1](#) IS AMENDED TO READ AS FOLLOWS:

326 IAC 20-61-1 Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.7181*. (~~68 FR 27925, May 22, 2003~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart BBBB*, (~~68 FR 27925, May 22, 2003, National Emission Standards for Hazardous Air Pollutants for Semiconductor Manufacturing.~~

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-61-1](#); filed Sep 2, 2004, 5:15 p.m.: 28 IR 120)

SECTION 22. [326 IAC 20-62-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-62-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.9782*. (~~68 FR 18747, April 16, 2003~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart SSSSS*, (~~68 FR 18747, April 16, 2003~~); National Emission Standards for Hazardous Air Pollutants for Refractory Products Manufacturing.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-62-1](#); filed Sep 2, 2004, 5:15 p.m.: 28 IR 120)

SECTION 23. [326 IAC 20-63-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-63-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-14-9-7](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.4081*. (~~67 FR 48262, July 23, 2002~~)*.

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart NNNN*, (~~67 FR 48262, July 23, 2002~~)*; National Emission Standards for Hazardous Air Pollutants for Surface Coating of Large Appliances.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-63-1](#); filed Sep 2, 2004, 5:15 p.m.: 28 IR 121)

SECTION 24. [326 IAC 20-64-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-64-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-14-9-7](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.5090*. (~~67 FR 39811, June 10, 2002~~)*.

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart SSSS*, (~~67 FR 39811, June 10, 2002~~; ~~68 FR 12592, March 17, 2003~~)*; National Emission Standards for Hazardous Air Pollutants for Surface Coating of Metal Coil.

*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.

(Air Pollution Control Board; [326 IAC 20-64-1](#); filed Sep 2, 2004, 5:15 p.m.: 28 IR 121)

SECTION 25. [326 IAC 20-65-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-65-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-14-9-7](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.3290*. (~~67 FR 72341, December 4, 2002~~)*.

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart JJJJ*, (~~67 FR 72341, December 4, 2002~~)*, National Emission Standards for Hazardous Air Pollutants for Paper and Other Web Coating.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-65-1](#); filed Sep 2, 2004, 5:15 p.m.: 28 IR 121)

SECTION 26. [326 IAC 20-66-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-66-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-14-9-7](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.8782*. (~~68 FR 18069, April 14, 2003~~)*.

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart M M M M M*, (~~68 FR 18069, April 14, 2003~~)*, National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Fabrication Operations.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-66-1](#); filed Sep 2, 2004, 5:15 p.m.: 28 IR 122)

SECTION 27. [326 IAC 20-67-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-67-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-14-9-7](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.1935*. (~~68 FR 2238, January 16, 2003~~)*.

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart AAAA*, (~~68 FR 2238, January 16, 2003~~)*, National Emission Standards for Hazardous Air Pollutants for Municipal Solid Waste Landfills.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-67-1](#); filed Sep 2, 2004, 5:15 p.m.: 28 IR 122)

SECTION 28. [326 IAC 20-68-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-68-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-14-9-7](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.9485*. (~~67 FR 64506, October 18, 2002~~)*.

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart QQQQ*, (~~67 FR 64506, October 18, 2002~~)*, National Emission Standards for Hazardous Air Pollutants for Friction Material Manufacturing Facilities.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-68-1](#); filed Sep 2, 2004, 5:15 p.m.: 28 IR 122)

SECTION 29. [326 IAC 20-69-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-69-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-14-9-7](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.211*. (~~67 FR 45891, July 10, 2002~~)*.

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart J*, (~~67 FR 45891, July 10, 2002~~)*, National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-69-1](#); filed Sep 2, 2004, 5:15 p.m.: 28 IR 122)

SECTION 30. [326 IAC 20-70-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-70-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.1500*. ~~(67 FR 79815, December 30, 2002).~~

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart RRR*, ~~(67 FR 79815, December 30, 2002;~~ National Emission Standards for Hazardous Air Pollutants for Secondary Aluminum.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-70-1](#); filed Sep 2, 2004, 5:15 p.m.: 28 IR 120)

SECTION 31. [326 IAC 20-71-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-71-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.8681*. ~~(68 FR 24578, May 7, 2003).~~

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart LLLLL*, ~~(67 FR 24578, May 7, 2003;~~ National Emission Standards for Hazardous Air Pollutants for Asphalt Roofing And Processing.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-71-1](#); filed Feb 14, 2005, 10:00 a.m.: 28 IR 2043)

SECTION 32. [326 IAC 20-72-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-72-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.8385*. ~~(68 FR 26722, May 16, 2003).~~

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart JJJJJ*, ~~(68 FR 26722, May 16, 2003;~~ National Emission Standards for Brick and Structural Clay Products.

*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.

(Air Pollution Control Board; [326 IAC 20-72-1](#); filed Feb 14, 2005, 10:00 a.m.: 28 IR 2043)

SECTION 33. [326 IAC 20-73-1](#) IS AMENDED TO READ AS FOLLOWS:

326 IAC 20-73-1 Applicability; incorporation by reference of federal standards

Authority: IC 13-14-8; IC 13-17-3-4; IC 13-17-3-11

Affected: IC 13-15; IC 13-17

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.8535*. ~~(68 FR 26738, May 16, 2003).~~

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart KKKKK*, ~~(68 FR 26738, May 16, 2003~~, National Emission Standards for Clay Ceramics Manufacturing.

*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.

(Air Pollution Control Board; 326 IAC 20-73-1; filed Feb 14, 2005, 10:00 a.m.: 28 IR 2044)

SECTION 34. 326 IAC 20-74-1 IS AMENDED TO READ AS FOLLOWS:

326 IAC 20-74-1 Applicability; incorporation by reference of federal standards

Authority: IC 13-14-8; IC 13-17-3-4; IC 13-17-3-11

Affected: IC 13-15; IC 13-17

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.7281*. ~~(68 FR 18026, April 14, 2003).~~

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart CCCCC*, ~~(68 FR 18025, April 14, 2003~~, National Emission Standards for Coke Ovens: Pushing, Quenching, and Battery Stacks.

*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.

(Air Pollution Control Board; 326 IAC 20-74-1; filed Feb 14, 2005, 10:00 a.m.: 28 IR 2044)

SECTION 35. 326 IAC 20-75-1 IS AMENDED TO READ AS FOLLOWS:

326 IAC 20-75-1 Applicability; incorporation by reference of federal standards

Authority: IC 13-14-8; IC 13-17-3-4; IC 13-17-3-11

Affected: IC 13-15; IC 13-17

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.9285*. ~~(68 FR 28785, May 27, 2003).~~

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart PPPPP*, ~~(68 FR 28785, May 27, 2003~~, National Emission Standards for Hazardous Air Pollutants: Engine Test Cells/Standards.

*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.

(Air Pollution Control Board; 326 IAC 20-75-1; filed Feb 14, 2005, 10:00 a.m.: 28 IR 2044)

SECTION 36. [326 IAC 20-76-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-76-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.8985*. (~~68 FR 19090, April 17, 2003~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart NNNNN*, (~~68 FR 19090, April 17, 2003~~), National Emission Standards for Hazardous Air Pollutants for Hydrochloric Acid Production.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-76-1](#); filed Feb 14, 2005, 10:00 a.m.: 28 IR 2044)

SECTION 37. [326 IAC 20-77-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-77-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.4281*. (~~68 FR 32188, May 29, 2003~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart OOOO*, (~~68 FR 32188, May 29, 2003~~), National Emission Standards for Hazardous Air Pollutants for Printing, Coating, and Dyeing of Fabrics and Other Textiles.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-77-1](#); filed Feb 14, 2005, 10:00 a.m.: 28 IR 2045)

SECTION 38. [326 IAC 20-78-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-78-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.4881*. (~~68 FR 28620, May 23, 2003~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart RRRR*, (~~68 FR 28620, May 23, 2003~~), National Emission Standards for Hazardous Air Pollutants for Surface Coating of Metal Furniture.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-78-1](#); filed Feb 14, 2005, 10:00 a.m.: 28 IR 2045)

SECTION 39. [326 IAC 20-79-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-79-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.7181*. (~~68 FR 31760, May 28, 2003~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart QQQQ*, (~~68 FR 31760, May 28, 2003~~), National Emission Standards for Hazardous Air Pollutants for Surface Coating of Wood Building Products.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-79-1](#); filed Feb 14, 2005, 10:00 a.m.: 28 IR 2045)

SECTION 40. [326 IAC 20-82-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-82-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.6585*. (~~69 FR 33506, June 15, 2004~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart ZZZZ*, (~~69 FR 33506, June 15, 2004~~), National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

*This document is 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 Environment Management, Office of Air Quality, Indiana Government Center-North, Tenth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204.

(Air Pollution Control Board; [326 IAC 20-82-1](#); filed May 25, 2005, 10:30 a.m.: 28 IR 2966)

SECTION 41. [326 IAC 20-83-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-83-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.2334*. (~~69 FR 5064, February 3, 2004~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart EEEE*, (~~69 FR 5063, February 3, 2004~~), National Emission Standards for Hazardous Air Pollutants: Organic Liquid Distribution

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-83-1](#); filed May 25, 2005, 11:00 a.m.: 28 IR 2967)

SECTION 42. [326 IAC 20-84-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-84-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.2435*. (~~68 FR 63888, November 10, 2003~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart FFFF*, (~~68 FR 63888, November 10, 2003~~), National Emission Standards for Hazardous Air Pollutants: Miscellaneous Organic Chemical Manufacturing.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-84-1](#); filed May 25, 2005, 11:00 a.m.: 28 IR 2967)

SECTION 43. [326 IAC 20-85-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-85-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.3081*. (~~69 FR 22624, April 26, 2004~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart IIII*, (~~67 FR 22623, April 26, 2004~~), National Emission Standards for Hazardous Air Pollutants: Surface Coating of Automobiles and Light-Duty Trucks.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-85-1](#); filed May 25, 2005, 11:00 a.m.: 28 IR 2967)

SECTION 44. [326 IAC 20-86-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-86-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.3481*. (~~68 FR 64447, November 13, 2003~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart KKKK*, (~~67 FR 64446, November 13, 2003~~), National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Cans.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-86-1](#); filed May 25, 2005, 11:00 a.m.: 28 IR 2967)

SECTION 45. [326 IAC 20-87-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-87-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.7881*. (~~68 FR 58191, October 8, 2003~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart GGGGG*, (~~68 FR 58190, October 8, 2003~~), National Emission Standards for Hazardous Air Pollutants: Site Remediation.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-87-1](#); filed May 25, 2005, 11:00 a.m.: 28 IR 2968)

SECTION 46. [326 IAC 20-88-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-88-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.7985*. (~~68 FR 69185, December 11, 2003~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart HHHHH*, (~~68 FR 69185, December 11, 2003~~), National Emission Standards for Hazardous Air Pollutants: Miscellaneous Coating Manufacturing.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-88-1](#); filed May 25, 2005, 11:00 a.m.: 28 IR 2968)

SECTION 47. [326 IAC 20-90-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-90-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.6085*. (~~69 FR 10537, March 5, 2004~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart YYYY*, (~~69 FR 10537, March 5, 2004~~), National Emission Standards for Hazardous Air Pollutants for Stationary Combustion Turbines.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-90-1](#); filed Aug 10, 2005, 1:00 p.m.: 28 IR 3550)

SECTION 48. [326 IAC 20-91-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-91-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.7081*. (~~69 FR 416, January 5, 2004~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart AAAAA*, (~~69 FR 416, January 5, 2004~~), National Emission Standards for Hazardous Air Pollutants for Lime Manufacturing Plants.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-91-1](#); filed Aug 10, 2005, 1:00 p.m.: 28 IR 3550)

SECTION 49. [326 IAC 20-92-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-92-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.7681*. (~~69 FR 21924, April 22, 2004~~).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart EEEEE*, (~~69 FR 21923, April 22, 2004~~), National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-92-1](#); filed Aug 10, 2005, 1:00 p.m.: 28 IR 3550)

SECTION 50. [326 IAC 20-93-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-93-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.7781*. ~~(68 FR 27663, May 20, 2003).~~

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart FFFFF*, ~~(68 FR 27663, May 20, 2003)~~, National Emission Standards for Hazardous Air Pollutants for Integrated Iron and Steel Manufacturing Facilities.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-93-1](#); filed Aug 10, 2005, 1:00 p.m.: 28 IR 3551)

SECTION 51. [326 IAC 20-94-1](#) IS AMENDED TO READ AS FOLLOWS:

[326 IAC 20-94-1](#) Applicability; incorporation by reference of federal standards

Authority: [IC 13-14-8](#); [IC 13-17-3-4](#); [IC 13-17-3-11](#)

Affected: [IC 13-15](#); [IC 13-17](#)

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.8182*. ~~(68 FR 70928, December 19, 2003).~~

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart IIIII*, ~~(68 FR 70928, December 19, 2003)~~, National Emission Standards for Hazardous Air Pollutants: Mercury Emissions from Mercury Cell Chlor-Alkali Plants.

*This document is 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.

(Air Pollution Control Board; [326 IAC 20-94-1](#); filed Aug 10, 2005, 1:00 p.m.: 28 IR 3551)

[Notice of Public Hearing](#)

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