TITLE 326 AIR POLLUTION CONTROL DIVISION

Emergency Rule
LSA Document #13-480(E)

DIGEST

Temporarily amends 326 IAC 1-4 to add the federal designation for Lawrenceburg Township in Dearborn County, Lake County, and Porter County to nonattainment of the 2008 8-hour ozone standard, and for the remainder of Dearborn County to unclassifiable or attainment of the 2008 8-hour ozone standard and to add the federal designation for parts of Dearborn County, Gibson County, Pike County, and Spencer County to unclassifiable or attainment of the annual $PM_{2.5}$ standard. Statutory authority: IC 13-14-8-1. Effective October 15, 2013.

SECTION 1. **(a) This SECTION supersedes 326 IAC 1-4-16.**

(b) The following attainment status designations are applicable to Dearborn County:

Pollutant	Designation
SO_2	Cannot be classified.
CO	Unclassifiable or attainment effective November 15, 1990.
O_3	Nonattainment effective July 20, 2012, for the 2008 8-hour ozone standard for Lawrenceburg Township. Unclassifiable or attainment effective July 20, 2012, for the 2008 8-hour ozone standard for the remainder of the county.[1]
$PM_{2.5}$	Attainment effective December 23, 2011, for the annual $PM_{2.5}$ standard for Lawrenceburg Township. Unclassifiable or attainment effective April 5, 2005, for the annual $PM_{2.5}$ standard for the remainder of the county.
PM_{10}	Unclassifiable effective November 15, 1990.
NO_2	Cannot be classified or better than national standards.
Pb	Unclassifiable or attainment effective December 31, 2011.
[1]Unclassifiable or attainment effective October 18, 2000, for the 1-hour ozone standard which was revoked effective June 15, 2005.	

SECTION 2. **(a) This SECTION supersedes 326 IAC 1-4-27.**

(b) The following attainment status designations are applicable to Gibson County:

Pollutant	Designation
SO_2	Cannot be classified.
CO	Unclassifiable or attainment effective November 15, 1990.
O_3	Unclassifiable or attainment effective June 15, 2004, for the 8-hour ozone standard.[1]
$PM_{2.5}$	Attainment effective October 27, 2011, for the annual $PM_{2.5}$ standard for Montgomery Township. Unclassifiable or attainment effective April 5, 2005, for the annual $PM_{2.5}$ standard for the remainder of the county.
PM_{10}	Unclassifiable effective November 15, 1990.
NO_2	Cannot be classified or better than national standards.
Pb	Unclassifiable or attainment effective December 31, 2011.
[1]Unclassifiable or attainment effective October 18, 2000, for the 1-hour ozone standard which was revoked effective June 15, 2005.	

SECTION 3. **(a) This SECTION supersedes 326 IAC 1-4-46.**

(b) The following attainment status designations are applicable to Lake County:

Pollutant	Designation
SO_2	Better than national standards.
CO	Attainment effective February 18, 2000, for the part of the city of East Chicago bounded by Columbus Drive on the north; the Indiana Harbor Canal on the west; 148th Street, if extended, on the south; and Euclid Avenue on the east. Unclassifiable or attainment effective November 15, 1990, for the remainder of East Chicago and Lake County.
O_3	40 CFR 81.315 as amended by 77 FR 34228.[1,2]
$PM_{2.5}$	Attainment effective February 6, 2012, for the annual $PM_{2.5}$ standard.
PM_{10}	Attainment effective March 11, 2003, for the cities of East Chicago, Hammond, Whiting, and Gary. Unclassifiable effective November 15, 1990, for the remainder of Lake County.
NO_2	Cannot be classified or better than national standards.
Pb	Unclassifiable or attainment effective December 31, 2011.
[1]Nonattainment Severe 17 effective November 15, 1990, for the Chicago-Gary-Lake County area for the 1-hour ozone standard which was revoked effective June 15, 2005.	
[2]The department has filed a legal challenge to U.S. EPA's designation in 77 FR 34228.	

SECTION 4. **(a) This SECTION supersedes 326 IAC 1-4-64.**

(b) The following attainment status designations are applicable to Pike County:

Pollutant	Designation
CO	Unclassifiable or attainment effective November 15, 1990.
O_3	Unclassifiable or attainment effective June 15, 2004, for the 8-hour ozone standard.[1]
$PM_{2.5}$	Attainment effective October 27, 2011, for the annual $PM_{2.5}$ standard for Washington Township. Unclassifiable or attainment effective April 5, 2005, for the annual $PM_{2.5}$ standard for the remainder of the county.
PM_{10}	Unclassifiable effective November 15, 1990.
NO_2	Cannot be classified or better than national standards.
Pb	Unclassifiable or attainment effective December 31, 2011.
[1]Unclassifiable or attainment effective October 18, 2000, for the 1-hour ozone standard which was revoked effective June 15, 2005.	

SECTION 5. **(a) This SECTION supersedes 326 IAC 1-4-65.**

(b) The following attainment status designations are applicable to Porter County:

Pollutant	Designation
SO_2	Cannot be classified for the area bounded on the north by Lake Michigan; on the west by the Lake County and Porter County line; on the south by I-80 and I-90; and on the east by the LaPorte County and Porter County line. The remainder of Porter County is better than national standards.
CO	Unclassifiable or attainment effective November 15, 1990.
O_3	40 CFR 81.315 as amended by 77 FR 34228.[1,2]
$PM_{2.5}$	Attainment effective February 6, 2012, for the annual $PM_{2.5}$ standard.

PM_{10}	**Unclassifiable effective November 15, 1990.**
NO_2	**Cannot be classified or better than national standards.**
Pb	**Unclassifiable or attainment effective December 31, 2011.**
[1]Nonattainment Severe 17 effective November 15, 1990, for the Chicago-Gary-Lake County area, including Porter County, for the 1-hour ozone standard which was revoked effective June 15, 2005.	
[2]The department has filed a legal challenge to U.S. EPA's designation in 77 FR 34228.	

SECTION 6. **(a) This SECTION supersedes 326 IAC 1-4-74.**

(b) The following attainment status designations are applicable to Spencer County:

Pollutant	Designation
SO_2	**Better than national standards.**
CO	**Unclassifiable or attainment effective November 15, 1990.**
O_3	**Unclassifiable or attainment effective June 15, 2004, for the 8-hour ozone standard.[1]**
$PM_{2.5}$	**Attainment effective October 27, 2011, for the annual $PM_{2.5}$ standard for Ohio Township. Unclassifiable or attainment effective April 5, 2005, for the annual $PM_{2.5}$ standard for the remainder of the county.**
PM_{10}	**Unclassifiable effective November 15, 1990.**
NO_2	**Cannot be classified or better than national standards.**
Pb	**Unclassifiable or attainment effective December 31, 2011.**
[1]Unclassifiable or attainment effective October 18, 2000, for the 1-hour ozone standard which was revoked effective June 15, 2005.	

SECTION 7. **A variance request from the requirements of this document shall be made in accordance with IC 13-14-8-8.**

SECTION 8. This document expires on the effective date of LSA *[Document]* #13-164 or ninety (90) days after filing with the Publisher, whichever takes place first.

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