

# TITLE 329 SOLID WASTE MANAGEMENT DIVISION

## Emergency Rule LSA Document #19-XXX(E)

### DIGEST

Temporarily amends 329 IAC 9-1-1 and 329 IAC 9-8-1 to add extensions of compliance dates for federal underground storage tank requirements that are incorporated by reference so that the compliance dates are aligned with the effective date of LSA Document #16-204(F), posted at 20180627-IR-329160204FRA. Statutory authority: IC 13-14-8-1. NOTE: *The original emergency document, LSA Document #18-510(E) posted at 20181121-IR-329180510ERA, effective November 15, 2018, expires on February 13, 2019. Effective \_\_\_\_\_.*

**SECTION 1. (a) This SECTION supersedes 329 IAC 9-1-1(d).**

**(b) When used in 40 CFR 280\* as incorporated by 329 IAC 9-1-1, substitute the following:**

- (1) A reference to "state" means Indiana.**
- (2) A reference to "implementing agency" means the Indiana department of environmental management.**
- (3) A reference to 40 CFR 280.22 means 329 IAC 9-2-2.**
- (4) A reference to 40 CFR 280.53 means 329 IAC 9-4-4.**
- (5) A reference to 40 CFR 280, Subpart F means 329 IAC 9-5.**
- (6) A reference to 40 CFR 280, Subpart G means 329 IAC 9-6.**
- (7) A reference to 40 CFR 280, Subpart H means 329 IAC 9-8.**
- (8) A reference to an October 13, 2015, compliance date means June 28, 2018.**
- (9) A reference to an April 11, 2016, compliance date means December 26, 2018.**
- (10) A reference to an October 13, 2018, compliance date means June 28, 2021, except in 40 CFR 280, Subpart J.**
- (11) A reference to an October 13, 2021, compliance date means June 28, 2024.**
- (12) A reference to an October 13, 2022, compliance date means June 28, 2025.**

**SECTION 2. (a) This SECTION supersedes 329 IAC 9-8-1(b).**

**(b) Owners and operators of petroleum UST systems shall comply with the requirements of 329 IAC 9-8.**

**SECTION 3. (a) This SECTION supplements 329 IAC 9-8-1.**

**(b) Owners and operators of previously deferred UST systems shall comply with the requirements of 329 IAC 9-8 according to the schedule in 40 CFR 280.251(a)\*.**

**\*These documents are incorporated by reference. Copies may be obtained from the Government Publishing Office, [www.gpo.gov](http://www.gpo.gov), or are available for review at the Indiana Department of Environmental Management, Office of Legal Counsel, Indiana Government Center North, 100 North Senate Avenue, Thirteenth Floor, Indianapolis, IN 46204.**

**SECTION 4. A variance request from the requirements of this document shall be made in accordance with IC 13-14-8-8.**

SECTION 5. This document expires on the effective date of LSA Document #18-281 or 90 days after filing with the Publisher, whichever takes place first.