

§ 52.1227 Transportation controls.

- (a) To complete the requirements of §§ 51.11(b) and 51.14 of this chapter, the Governor of Minnesota must submit to the Administrator:
- (1) No later than February 15, 1973, the selection of the appropriate transportation control alternatives and a demonstration that said alternatives, along with the Federal Motor Vehicle Control Program, will attain and maintain the national standards for carbon monoxide in the Minneapolis-St. Paul IntraState Region by 1977. By this date (February 15, 1973), the State also must include a detailed timetable for implementing the legislative authority, regulations, and administrative policies required for carrying out the transportation control alternatives by 1977.
- (2) No later than July 30, 1973, the legislative authority that is needed for carrying out the required transportation control alternatives.
- (3) No later than December 30, 1973, the necessary adopted regulations and administrative policies needed to implement the transportation control alternatives.

**Subpart Z—Mississippi**

§ 52.1270 Identification of plan.

- (a) Title of plan: "Air Implementation Plan for the State of Mississippi."
- (b) The plan was officially submitted on February 4, 1972.
- (c) Supplemental information was submitted on:

- (1) May 4 and 12, 1972, by the Air and Water Pollution Control Commission, and
- (2) May 17, 1972.

§ 52.1271 Classification of regions.

The Mississippi plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant			Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	
Mobile(Alabama)-Pensacola-Panama City (Florida)-Gulfport (Mississippi) Interstate	I	III	III	I
Metropolitan Memphis Interstate	I	III	III	I
Mississippi Delta IntraState	III	III	III	III
Northeast Mississippi IntraState	II	III	III	III

§ 52.1272 Approval status.

The Administrator approves Mississippi's plan for the attainment and maintenance of the national standards.

§ 52.1273 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Mississippi's plan.

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter (PM)-Secondary day	Sulfur oxides (SO <sub>2</sub> )-Secondary day	Nitrogen dioxide (NO <sub>2</sub> )	Carbon monoxide	
Mobile(Alabama)-Pensacola-Panama City(Florida)-Gulfport(Mississippi) Interstate	June 1975	June 1975	b	b	June 1975
Metropolitan Memphis Interstate	June 1975	June 1975	b	b	June 1975
Mississippi Delta IntraState	b	b	b	b	b
Northeast Mississippi IntraState	a	b	b	b	b

- a. Air quality levels presently below primary standards.
- b. Air quality levels presently below secondary standards.

**Subpart AA—Missouri**

§ 52.1320 Identification of plan.

- (a) Title of plans:

(1) "State of Missouri, Kansas City and Out-State Air Quality Control Regions Implementation Plan."

(2) "Implementation Plan for the Missouri Portion of the St. Louis Interstate Air Quality Control Region."

(b) The plans were officially submitted on January 24, 1972.

(c) Supplemental information was submitted on:

- (1) March 27, 1972, by the Missouri Air Conservation Commission, and
- (2) May 2, 1972, by the Missouri Air Conservation Commission.

§ 52.1321 Classification of regions.

The Missouri plans were evaluated on the basis of the following classifications:

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Metropolitan Kansas City Interstate	I	III	III	I	I
Southwest Missouri IntraState	I	III	III	III	III
Southeast Missouri IntraState	III	III	III	III	III
Northern Missouri IntraState	II	III	III	III	III
Metropolitan St. Louis Interstate	I	I	I	I	I

**§ 52.1326 Control strategy: Nitrogen dioxide.**  
 (a) The requirements of § 51.14(c) (3) of this chapter are not met since the plan does not provide for the degree of nitrogen oxides emission reduction attainable through the application of reasonably available control technology in the Metropolitan St. Louis Interstate Region.

**§ 52.1327 Prevention of air pollution emergency episodes.**  
 (a) The requirements of § 51.16 of this chapter are not met in Springfield in the Southwest Missouri Intrastate Region, since the Springfield-Greene Department of Health does not have the legal authority to abate emissions on an emergency basis.

**§ 52.1328 Air quality surveillance.**  
 (a) The requirements of § 51.17 of this chapter are not met since the sampling schedules and procedures for data handling, sample handling, and analysis for Missouri's three Intrastate Regions are inadequate.

**§ 52.1329 Review of new sources and modifications.**  
 (a) The requirements of § 51.18 of this chapter are not met since the State and all local agencies' procedures are inadequate to prevent construction of a new or modified source if it will interfere with the attainment or maintenance of the national standards. In addition, State procedures do not provide that approval of any construction or modification shall not affect the responsibility of the owner or operator to comply with applicable portions of the control strategy.

**§ 52.1330 Source surveillance.**  
 (a) The requirements of § 51.19 of this chapter are not met since there are no legally enforceable procedures for requiring owners or operators of stationary sources to maintain records, and periodically report information on the nature and amount of emissions.

**§ 52.1331 Requests for 2-year extensions.**  
 (a) Missouri's request for a 2-year extension under § 51.30 of this chapter for the attainment of national standards for carbon monoxide in the Metropolitan St. Louis Interstate Region is not applicable since the national standards for carbon monoxide will be attained by 1976 in this region.

**§ 52.1332 Attainment dates for national standards.**  
 The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Missouri's plans, except where noted.

Air quality control region	Pollutant			
	Particulate matter Pri-Secondary Tertiary	Sulfur oxides Pri-Secondary Tertiary	Nitrogen dioxide	Photochemical oxidants (hydrocarbons)
Metropolitan Kansas City Interstate	a	c	c	a
Southwest Missouri Intrastate	a	c	c	c
Southeast Missouri Intrastate	c	c	c	c
Northern Missouri Intrastate	a	c	c	c
Metropolitan St. Louis Interstate	a	a	a	a

**§ 52.1322 Extensions.**  
 (a) The Administrator hereby extends for 2 years the attainment date for the national standards for carbon monoxide in the Missouri portion of the Metropolitan Kansas City Interstate Region.

**§ 52.1323 Approval status.**  
 With the exceptions set forth in this subpart, the Administrator approves Missouri's plans for the attainment and maintenance of the national standards.

**§ 52.1324 General requirements.**  
 (a) The requirements of § 51.10(e) of this chapter are not met since the plans do not provide procedures for making emissions data, as correlated with applicable emission limitations, available to the public.

**§ 52.1325 Legal authority.**  
 (a) The requirements of § 51.11(a) (6) of this chapter are not met since the authority to make emission data available to the public is inadequate because section 203.050.4, Missouri Air Conservation Law, would require confidential treatment if the data related to secret processes or methods of manufacture or production. Also, authority to require installation, maintenance, and use of emission monitoring devices is lacking.

(b) The requirements of § 51.11(f) of this chapter are not met since the following deficiencies exist in local agency legal authority:  
 (i) St. Louis County Division of Air Pollution Control:  
 (1) Authority to require recordkeeping is lacking (§ 51.11(a) (6) of this chapter).  
 (ii) Authority to require installation, maintenance, and use of emission monitoring devices is lacking. Authority to make emission data available to the public is inadequate because section 612.350, St. Louis County Air Pollution Control Code, would require confidential treatment in certain circumstances if the data concerned secret processes (§ 51.11(a) (6) of this chapter).  
 (2) St. Louis City Division of Air Pollution Control:  
 (i) Authority to require recordkeeping is lacking (§ 51.11(a) (6) of this chapter).  
 (ii) Authority to require installation, maintenance, and use of emission monitoring devices is lacking. Authority to require periodic reports on the nature and amounts of emissions from stationary sources is lacking. Authority to make emission data available to the public is inadequate because section 39 of Ordinance 54699 would require confidential treatment in certain circumstances if the data related to operator or would tend to affect adversely the competitive position of the owner or production or sales figures or to processes or production unique to the owner or operator (§ 51.11(a) (6) of this chapter).

(3) Kansas City Health Department:  
 (i) Authority to require recordkeeping is lacking (§ 51.11(a) (6) of this chapter).  
 (ii) Authority to require installation, maintenance, and use of emission monitoring devices is lacking. Authority to make emission data available to the public is lacking, and section 18.93 of the Kansas City Code would require confidential treatment in certain circumstances if the data related to secret processes or trade secrets affecting methods or results of manufacture (§ 51.11(a) (6) of this chapter).

(4) Independence Health Department:  
 (i) Authority to require recordkeeping is lacking (§ 51.11(a) (6) of this chapter).  
 (ii) Authority to require installation, maintenance, and use of emission monitoring equipment is lacking. Authority to make emission data available to the public is lacking, and section 11.161 of the code of the city of Independence would require confidential treatment in certain circumstances if the data related to secret processes or trade secrets affecting methods or results of manufacture (§ 51.11(a) (6) of this chapter).

(5) Springfield Department of Health:  
 (i) Authority to abate emissions on an emergency basis is lacking (§ 51.11(a) (3) of this chapter).  
 (ii) Authority to require recordkeeping is lacking (§ 51.11(a) (6) of this chapter).  
 (iii) Authority to require installation, maintenance, and use of emission monitoring devices is lacking. Authority to make emission data available to the public is inadequate because section 2A-42 of the Springfield City Code required confidential treatment of such data in certain circumstances (§ 51.11(a) (6) of this chapter).

NOTE.—Footnotes which are underlined are proposed by the Administrator because the dates provided in the plan are not acceptable.  
 a. 3 years from plan approval or promulgation.  
 b. 5 years from plan approval or promulgation.  
 c. Air quality levels presently below secondary standards.

**Subpart BB—Montana**

§ 52.1370 Identification of plan.  
 (a) Title of plan: "Implementation Plan for Control of Air Pollution in Montana."  
 (b) The plan was officially submitted on March 22, 1972.  
 (c) Supplemental information was submitted on May 10, 1972, by the Montana State Department of Health and Environmental Sciences.

§ 52.1371 Classification of regions.  
 The Montana plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Billings Intrastate	II	II	III	III	III
Great Falls Intrastate	III	IA	III	III	III
Helena Intrastate	IA	IA	III	III	III
Miles City Intrastate	III	III	III	III	III
Missoula Intrastate	I	III	III	III	III

§ 52.1372 Approval status.  
 With the exceptions set forth in this subpart, the Administrator approves Montana's plan for the attainment and maintenance of the national standards.  
 § 52.1373 Control strategy: Sulfur oxides.

(a) The requirements of § 51.13 of this chapter are not met since the emission limitations included in the plan are not sufficient for the attainment and maintenance of the national standards for sulfur oxides in the Helena Intrastate Region.  
 § 52.1374 Review of new sources and modifications.  
 (a) The requirements of § 51.18 of this chapter are not met since Regulation No. 90-001.VI3 of the Montana State Board of Health Regulations exempts significant sources from the new source review process.  
 (b) The requirements of § 51.18(c) of this chapter are not met since the plan does not provide for disapproval of construction or modification of a source if national standards will be exceeded.

§ 52.1375 Attainment dates for national standards.  
 The following table presents the latest dates by which the national standards will be attained. These dates reflect the information presented in Montana's plan, except where noted.

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Billings Intrastate	a	c	d	d	d
Great Falls Intrastate	d	a	d	d	d
Helena Intrastate	a	a	d	d	d
Miles City Intrastate	d	d	d	d	d
Missoula Intrastate	a	d	d	d	d

NOTE.—Footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date.  
 a. 3 years from plan approval or promulgation.  
 b. 5 years from plan approval or promulgation.  
 c. Air quality levels presently below primary standards.  
 d. Air quality levels presently below secondary standards.

**Subpart CC—Nebraska**

§ 52.1420 Identification of plan.  
 (a) Title of plan: "Air Quality Implementation Plan for the State of Nebraska."  
 (b) The plan was officially submitted on January 28, 1972.  
 (c) Supplemental information was submitted on April 25, 1972, by the Nebraska Department of Environmental Control.

§ 52.1421 Classification of regions.  
 The Nebraska plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Metropolitan Omaha-Council Bluffs Interstate	I	II	I	III	III
Lincoln-Beatrice-Fairbury Intrastate	II	III	III	III	III
Metropolitan Sioux City Interstate	III	III	III	III	III
Nebraska Intrastate	III	III	III	III	III

§ 52.1422 Approval status.  
 With the exceptions set forth in this subpart, the Administrator approves Nebraska's plan for the attainment and maintenance of the national standards.  
 § 52.1423 General requirements.

(a) The requirements of § 51.10(e) of this chapter are not met since the plan does not set forth procedures by which emission data as correlated with allowable emissions will be made available to the public.

- (a) The requirements of § 51.11(a) (6) of this chapter are not met since § 27 of the Nebraska Legislative Bill 939 may preclude the release of emission data to the public in certain circumstances.
- (b) The requirements of § 51.11(f) of this chapter are not met since the existence of political subdivisions with an air pollution control program relieves the State of responsibility for the plan, because the State cannot enforce either State or local regulations within such political subdivision. In addition, the following deficiencies exist in local agency authority:
  - (I) Omaha—City of Omaha Permits and Inspection Division:
    - (i) Authority to require recordkeeping is inadequate. [§ 51.11(a) (5) of this chapter]
    - (ii) Authority to require installation of monitoring devices or require periodic reporting is inadequate. [§ 51.11(a) (6) of this chapter]
    - (iii) Authority to make emission data available to the public is inadequate. [§ 51.11(a) (6) of this chapter]
  - (2) Lincoln—Lincoln-Lancaster County Health Department:
    - (i) Authority to require recordkeeping is inadequate. [§ 51.11(a) (5) of this chapter]
    - (ii) Authority to require installation of monitoring devices or make periodic reports is inadequate. [§ 51.11(a) (6) of this chapter]
- § 52.1425 Compliance schedules.
  - (a) The requirement of § 51.15 of this chapter is not met since the plan does not provide for legally enforceable compliance schedules.
- § 52.1426 Prevention of air pollution emergency episodes: Rules and regulations.
  - (a) The requirements of §§ 51.16 (b), (c), and (d), and 51.22 of this chapter are not met since the episode criteria, emission reduction procedures and provisions concerning the extent of any episode, contained in regulation 2.25, are not legally enforceable. Therefore, Nebraska's regulation 2.25 is disapproved.
- § 52.1427 Air quality surveillance.
  - (a) The requirement of § 51.17 (b) (5) of this chapter is not met since the methods of data handling and analysis are incomplete.
- § 52.1428 Review of new sources and modifications: Rules and regulations.
  - (a) The requirements of §§ 51.18 and 51.22 of this chapter are not met since regulation 2.4 of Nebraska's "Control Regulations" is not legally enforceable. Therefore, regulation 2.4 is disapproved.
  - (b) There are no local agency regulations to prevent construction of new sources which would violate applicable portions of the control strategy or would interfere with attainment and maintenance of the national standards.
- § 52.1429 Source surveillance: Rules and regulations.
  - (a) The requirements of §§ 51.19(a) and 51.22 of this chapter are not met since the procedures set forth in regulation 2.3 to require owners or operators of stationary sources to make periodic reports on the nature and amount of emissions are not legally enforceable. Therefore, Nebraska's regulation 2.3 is disapproved. In addition, the plan does not provide procedures to require owners or operators of stationary sources to maintain records necessary to enable the State to determine whether such sources are in compliance with applicable portions of the control strategy.
  - (b) The requirements of § 51.19(a) of this chapter are not met since the local agencies have no legally enforceable procedures to require owners or operators of stationary sources to maintain records and make periodic reports on the nature and amount of emissions.
  - (c) The requirements of § 51.19(b) of this chapter are not met since Nebraska's regulation 2.9 which describes procedures for periodic testing of sources, is not legally enforceable. Therefore, Nebraska's regulation 2.9 is disapproved.

- (d) The requirements of §§ 51.19(c) and 51.22 of this chapter are not met since visible emission limitations set forth in regulation 2.23 are not legally enforceable. Therefore, Nebraska's regulation 2.23 is disapproved.
- § 52.1430 Rules and regulations.
  - (a) The following emission limitations of Nebraska's "Control Regulations" are not legally enforceable and are, therefore, disapproved.
    - (1) Regulation 2.14 (particulate matter, process operations).
    - (2) Regulation 2.15 (particulate matter, fuel burning equipment).
    - (3) Regulation 2.16 (particulate matter, incinerators).
    - (4) Regulation 2.17 (particulate matter, addition emission restrictions).
    - (5) Regulation 2.21 (particulate matter, open fires).
    - (6) Regulation 2.24 (particulate matter, fugitive dust).
    - (7) Regulation 2.18 (sulfur compounds).
    - (8) Regulation 2.19 (hydrocarbons, carbon monoxide, nitrogen dioxide from transportation sources).
    - (9) Regulation 2.20 (nitrogen dioxide from stationary sources).
- § 52.1431 Attainment dates for national standards.
  - The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Nebraska's plan, except where noted.

Air quality control region	Pollutant					Photochemical oxidants (hydrocarbons)	
	Particulate matter		Sulfur oxides		Nitrogen dioxide		Carbon monoxide
	Primary	Secondary	Primary	Secondary			
Metropolitan Omaha-Council Bluffs Interstate	a	a	b	a	a	c	
Lincoln-Beatrice-Fairbury Intra-state	b	a	c	c	c	c	
Metropolitan Sioux City-Interstate	b	a	c	c	c	c	
Nebraska Intra-state	c	c	c	c	c	c	

NOTE.—Footnotes which are underlined are proposed by the Administrator because the plan does not provide a specific date.

- a. 3 years from plan approval or promulgation.
- b. Air quality levels presently below primary standards.
- c. Air quality levels presently below secondary standards.

**Subpart DD—Nevada**

- § 52.1470 Identification of plan.
  - (a) Title of plan: "Air Quality Implementation Plan for the State of Nevada."
  - (b) The plan was officially submitted on January 28, 1972.
- § 52.1471 Classification of regions.
  - The Nevada plan was evaluated on the basis of the following classifications:

§ 52.1478 Review of new sources and modifications.

(a) The requirements of § 51.18 of this chapter are not met since the regulations in the plan for Washoe County and the cities of Reno and Sparks in the Northwest Nevada Intrastrate Region do not contain legally enforceable procedures for review of new and modified sources.

§ 52.1479 Source surveillance.

(a) The requirements of § 51.19(a) of this chapter are not met since none of the State or local agencies in Nevada have adequate legally enforceable procedures for requiring owners or operators of stationary sources to maintain records of, and periodically report, information on the nature and amount of emissions.

(b) The requirements of § 51.19(c) of this chapter are not met since Article 8.1.4 of the State regulations exempts copper smelters from visible emission limitations. Therefore, Article 8.1.4 of Nevada's "Air Quality Regulations" (exemption of existing copper smelters from visible emission limitations) is disapproved.

§ 52.1480 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Nevada's plan, except where noted.

Air quality control region	Pollutant						Photochemical oxidants (hydrocarbons)
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	
	PM-10	PM-2.5	SO <sub>2</sub>	SO <sub>x</sub>			
Clark-Mohave Interstate	a	a	a	a	c	a	a
Northwest Nevada Intrastrate	July 1975	July 1977	c	c	c	c	c
Nevada Intrastrate	July 1975	July 1977	a	b	c	c	c

NOTE.—Dates or footnotes which are underlined are proposed by the Administrator because the plan does not provide a specific date or the date provided was not acceptable.

a. 3 years from plan approval or promulgation.

b. 5 years from plan approval or promulgation.

c. Air quality levels presently below secondary standards.

d. Transportation and/or land use measures will be proposed by the Administrator no later than February 16, 1979.

Subpart EE—New Hampshire

§ 52.1520 Identification of plan.

(a) Title of plan: "State of New Hampshire Implementation Plan."

(b) The plan was officially submitted on January 27, 1972.

(c) Supplemental information was submitted on February 23, 1972, by the New Hampshire Air Pollution Control Agency.

§ 52.1521 Classification of regions.

The New Hampshire plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Clark-Mohave Interstate	I	IA	I	I	I
Northwest Nevada Intrastrate	I	III	III	III	III
Nevada Intrastrate	IA	IA	ELL	III	III

§ 52.1472 Approval status.

With the exceptions set forth in this subpart, the Administrator approves Nevada's plan for the attainment and maintenance of the national standards.

§ 52.1473 General requirements.

(a) The requirements of § 51.10(e) of this chapter are not met since the plan does not provide procedures for making emission data, as correlated with allowable emissions, available to the public.

§ 52.1474 Legal authority.

(a) The requirements of § 51.11(a) (3) of this chapter are not met since section 445.471(2) of Nevada Revised Statutes requires all abatement orders issued during episodes to be subject to de novo judicial review, which will stay the enforcement of the orders.

§ 52.1475 Control strategy and regulations: Sulfur oxides.

(a) The requirements of § 51.13 of this chapter are not met since the plan does not adequately provide for attainment and maintenance of the secondary standards for sulfur oxides in the Nevada Intrastrate Region.

(b) Article 8.1.3 of Nevada's "Air Quality Regulations" (emission limitation for sulfur from existing copper smelters), which is part of the sulfur oxides control strategy, is disapproved since it does not provide the degree of control needed to attain and maintain the secondary standards for sulfur oxides in the Nevada Intrastrate Region.

§ 52.1476 Control strategy: Particulate matter.

(a) The requirements of § 51.13 of this chapter are not met since the plan does not provide for the attainment and maintenance of the national standards for particulate matter in the Northwest Nevada and Nevada Intrastrate Regions.

§ 52.1477 Prevention of air pollution emergency episodes.

(a) The requirements of § 51.16(b) (3) of this chapter are not met since the State of Nevada lacks adequate legal authority to enforce episode reduction actions other than those negotiated with individual stationary sources. In addition, the emission control actions in the plan do not prohibit open burning during episode stages.

(c) Supplemental information was submitted on April 17, 1972, by the New Jersey Department of Environmental Protection.

§ 52.1571 Classification of regions.  
The New Jersey plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant					Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide		
New Jersey-New York-Connecticut Interstate	I	I	I	I	I	I
Metropolitan Philadelphia Interstate	I	I	I	I	I	I
Northeast Pennsylvania-Upper Delaware Valley Interstate	I	II	I	III	I	III
New Jersey Intrastate	III	IA	III	I		III

§ 52.1572 Extensions.

(a) The Administrator hereby extends for 18 months the statutory timetable for submission of New Jersey's plan for attainment and maintenance of the secondary standards for sulfur oxides and particulate matter in the New Jersey portions of the New Jersey-New York-Connecticut and the Metropolitan Philadelphia Interstate Regions.

(b) The Administrator hereby extends for 2 years the attainment date for the national standards for carbon monoxide and photochemical oxidants in the New Jersey portions of the New Jersey-New York-Connecticut and the Metropolitan Philadelphia Interstate Regions.

§ 52.1573 Approval status.

With the exceptions set forth in this subpart, the Administrator approves New Jersey's plan for the attainment and maintenance of the national standards.

§ 52.1574 General requirements.

(a) The requirements of § 51.10(e) of this chapter are not met since the plan does not provide for public availability of emission data.

§ 52.1575 Legal authority.

(a) The requirements of § 51.11(a) (6) of this chapter are not met. Authority to make emissions data available to the public is inadequate because disclosure might be prohibited in certain circumstances by 26:2C-9.

§ 52.1576 Control strategy: Nitrogen dioxide.

(a) The requirements of § 51.14(c) (3) of this chapter are not met since the plan does not provide for the degree of nitrogen oxides emission reduction attainable through the application of reasonably available control technology in the New Jersey portions of the New Jersey-New York-Connecticut, Metropolitan Philadelphia, and Northeast Pennsylvania-Upper Delaware Valley Interstate Regions.

§ 52.1577 Compliance schedules.

(a) The requirements of § 51.15(a) (1) of this chapter are not met since the date by which each source must be in compliance with chapter 7 of New Jersey's "Air Pollution Control Code" has not been specifically identified.

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Androscoggin Valley Interstate	IA	IA	III	III	III
Central New Hampshire Intrastate	III	III	III	III	III
Merrimack Valley-Southern New Hampshire Interstate	I	I	III	III	III

§ 52.1522 Approval status.

The Administrator approves New Hampshire's plan for the attainment and maintenance of the national standards.

§ 52.1523 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in New Hampshire's plan, except where noted.

Air quality control region	Pollutant					Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides		Nitrogen dioxide	Carbon monoxide	
		Pri-Secondary	Secondary			
Androscoggin Valley Interstate	a	a	a	b	b	b
Central New Hampshire Intrastate	b	b	b	b	b	b
Merrimack Valley-Southern New Hampshire Interstate	a	a	a	b	b	b

NOTE.—Dates or footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date or the date provided was not acceptable.

a. 3 years from plan approval or promulgation.

b. Air quality levels presently below secondary standards.

**Subpart FF—New Jersey**

§ 52.1570 Identification of plan.

(a) Title of plan: "New Jersey State Implementation Plan to meet National Air Quality Standards."

(b) The plan was officially submitted on January 26, 1972.

NOTE.—Footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date or the date provided was not acceptable.

- 3 years from plan approval or promulgation.
- 5 years from plan approval or promulgation.
- 18-month extension granted.
- Air quality levels presently below secondary standards.

**Subpart GG—New Mexico**

**§ 52.1620 Identification of plan.**

- Title of plan: "State of New Mexico Implementation Plan."
- The plan was officially submitted on January 27, 1972.
- Supplemental information was submitted on:
  - March 7, 1972, by the New Mexico Environmental Improvement Agency, and
  - May 9, 1972.

**§ 52.1621 Classification of regions.**

The New Mexico plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Albuquerque-Mid-Rio Grande Intrastrate	I	III	III	III	I
Arizona-New Mexico Southern Border Interstrate	IA	IA	III	III	III
El Paso-Las Cruces-Alamogordo Interstrate	I	I	III	I	I
Four Corners Interstrate	IA	IA	IA	III	III
Northeastern Plains Intrastrate	III	III	III	III	III
Pecos-Permian Basin Intrastrate	III	III	III	III	III
Southwestern Mountains-Augustine Plains Intrastrate	III	III	III	III	III
Upper Rio Grande Valley Intrastrate	III	III	III	III	III

**§ 52.1622 Approval status.**

With the exceptions set forth in this subpart, the Administrator approves New Mexico's plan for the attainment and maintenance of the national standards.

**§ 52.1623 General requirements.**

(a) The requirements of § 51.10(c) of this chapter are not met in Bernalillo County in the Albuquerque-Mid-Rio Grande Intrastrate Region, since the plan does not provide for making emission data, as correlated with applicable emission limitations and other control measures, available to the public.

(b) The requirements of § 51.15(b) (1) of this chapter are not met since chapter 7, section 7.1(c) of New Jersey's "Air Pollution Control Code" permits certain sources to defer compliance with chapter 7 until after the required date for attainment of the national standards for particulate matter.

(c) The requirements of § 51.15(c) of this chapter are not met since chapter 7 of New Jersey's "Air Pollution Control Code" does not provide for periodic increments of progress toward compliance for those sources with compliance schedules extending over a period of 18 or more months.

**§ 52.1573 Review of new sources and modifications.**

(a) The requirements of § 51.18 of this chapter are not met since the plan does not set forth legally enforceable procedures to enable the State to determine whether construction or modification of stationary sources using fuel with the exception of solid fuel, will result in violations of applicable portions of the control strategy or will interfere with attainment or maintenance of a national standard, or to disapprove such construction or modification if such violations or interference will result.

(b) The requirements of § 51.18(c) of this chapter are not met since the plan does not set forth legally enforceable procedures for disapproving construction or modification of stationary sources if such construction or modification will interfere with attainment or maintenance of a national standard.

**§ 52.1579 Intergovernmental cooperation.**

(a) The requirements of § 51.21(b) (2) of this chapter are not met since the plan does not adequately describe the responsibilities of local agencies.

**§ 52.1530 Attainment dates for national standards.**

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information in New Jersey's plan, except where noted.

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
New Jersey-New York-Connecticut Interstrate	a	c	a	b	b
Potomitan Philadelphia Interstrate	a	c	a	b	b
Northeast Pennsylvania-Upper Delaware Valley Interstrate	a	d	a	a	d
New Jersey Intrastrate	d	a	d	d	d
Northeastern Virginia Intrastrate	a	a	d	d	d
State Capital Intrastrate	a	b	d	d	d
Hampton Roads Intrastrate	a	a	a	a	d
National Capital Interstrate	July 1974	Jan. 1975	d	d	Jan. 1975

§ 52.1630 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in New Mexico's plan, except where noted.

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter Pri- Sec- mary dary	Sulfur oxides Pri- Sec- mary dary	Nitrogen dioxide	Carbon monoxide	
Albuquerque-Mid-Rio Grande Intrastate	a	d	d	d	a
Arizona-New Mexico-Southern Border Interstate	a	a	d	d	d
El Paso-Las Cruces-Alamogordo Interstate	July 1975e	July 1977e	d	a	a
Four Corners Interstate	c	d	d	d	d
Northeastern Plains Interstate	d	d	d	d	d
Pecos-Permian Basin Interstate	d	d	d	d	d
Southwestern Mountains-Augustine Plains Interstate	d	d	d	d	d
Upper Rio Grande Valley Interstate	d	d	d	d	d

NOTE.—Dates or footnotes which are underlined are proposed by the Administrator because the plan does not provide a specific date.  
 a. 3 years from plan approval or promulgation.  
 b. 5 years from plan approval or promulgation.  
 c. Air quality levels presently below primary standards.  
 d. Air quality levels presently below secondary standards.  
 e. Transportation and/or land use measures will be proposed by the Administrator no later than February 15, 1973.

Subpart HH—New York

§ 52.1670 Identification of plans.

- (a) Title of plans:
  - (1) "Implementation Plan to Achieve Air Quality Standards—Upstate New York."
  - (2) "Implementation Plan to Achieve Air Quality Standards—Metropolitan New York City Air Quality Control Region."
- (b) The plans were officially submitted on January 31, 1972.
- (c) Supplemental information was submitted on February 9, 11, 14, and March 10, 1972, by the Division of Air Resources, New York State Department of Environmental Conservation.

§ 52.1671 Classification of regions.

The New York plans were evaluated on the basis of the following classifications:

§ 52.1624 Control strategy and regulations: Sulfur oxides.

(a) The requirements of § 51.13 of this chapter are not met since the plan does not provide for attainment and maintenance of the secondary standards for sulfur oxides in New Mexico's portion of the Arizona-New Mexico Southern Border Interstate Region.

(b) Regulation 652.A of New Mexico's "Air Quality Control Regulations" (emission limitation for sulfur from existing nonferrous smelters), is disapproved since it does not provide the degree of control necessary for attainment and maintenance of the secondary standards for sulfur oxides in New Mexico's portion of the Arizona-New Mexico Southern Border Interstate Region.

§ 52.1625 Control strategy: Particulate matter.

(a) The requirements of § 51.13 of this chapter are not met since the plan does not provide for attainment and maintenance of the national standards for particulate matter in New Mexico's portion of the El Paso-Las Cruces-Alamogordo Interstate Region.

§ 52.1626 Compliance schedules.

(a) The requirements of § 51.15(c) of this chapter are not met since the State's "Air Quality Control Regulations" 504.D (emission limitation for particulate matter from coal burning equipment), 506.B (emission limitation for particulate matter from nonferrous smelters), 602.B (emission limitation for sulfur dioxide from existing coal burning equipment), 603.B (emission limitation for nitrogen dioxide from existing coal burning equipment), 604.B (emission limitation for nitrogen dioxide from existing gas burning equipment), and 652.A (emission limitation for sulfur from existing nonferrous smelters) include compliance dates later than 18 months from the date for plan approval or disapproval and do not provide for increments of progress toward compliance.

§ 52.1627 Prevention of air pollution emergency episodes.

(a) The requirements of § 51.16(e) (2) of this chapter are not met since the plan does not provide for inspection of sources to ascertain compliance with applicable emission control action requirements during episode stages in Priority I regions.  
 (b) The requirements of § 51.16(f) of this chapter are not met since the plan does not include a description of the interim procedures for inspection of sources in Priority I regions during the 1-year period after the prescribed date for plan submittal.

§ 52.1628 Review of new sources and modifications.

(a) The requirements of § 51.18 of this chapter are not met since the plan does not include legally enforceable State procedures for review of new sources and modifications.

(b) The requirements of § 51.18(c) of this chapter are not met since the regulations for Bernalillo County in the Albuquerque-Mid-Rio Grande Interstate Region do not include legally enforceable means of disapproving construction or modification of a stationary source if it will interfere with attainment or maintenance of a national standard.

§ 52.1629 Source surveillance.

(a) The requirements of § 51.19(a) of this chapter are not met since the plan does not include legally enforceable State procedures for requiring owners or operators of stationary sources to maintain records of and periodically report to the State information on the nature and amount of emissions from such stationary sources.  
 (b) The requirements of § 51.19(a) of this chapter are not met since the regulations for Bernalillo County in the Albuquerque-Mid-Rio Grande Interstate Region do not include legally enforceable procedures for requiring owners or operators of stationary sources to maintain records of the nature and amount of emissions from such stationary sources.  
 (c) The requirements of § 51.19(c) of this chapter are not met since the plan does not provide for establishment of a system for detecting violations of any rules and regulations through enforcement of appropriate visible emission limitations and for investigating complaints.



particulate matter in the New York portion of the New Jersey-New York-Connecticut Interstate Region.  
 (b) The requirements of § 51.13 of this chapter are not met since New York's plans do not provide for attainment and maintenance of the primary standards for particulate matter in the Niagara Frontier Intrastate Region.  
 (c) The requirements of § 51.13 of this chapter are not met since New York's plans do not provide for attainment and maintenance of the secondary standards for particulate matter in the Central New York Intrastate Region.

§ 52.1675 Control strategy and regulations: Sulfur oxides.

(a) The requirements of § 51.13 of this chapter are not met since New York's plans do not provide for attainment and maintenance of the national standards for sulfur oxides in the Hudson Valley Intrastate Region, the primary standards for sulfur oxides in the Niagara Frontier Intrastate Region, and the secondary standards for sulfur oxides in the Genesee-Finger Lakes and Southern Tier West Intrastate Regions.  
 (b) The requirements of § 51.13 of this chapter are not met since New York's plans do not provide for maintenance of the secondary standards for sulfur oxides in the Central New York and Southern Tier East Intrastate Regions and in the New York portion of the Champlain Valley Interstate Region.

(c) Part 201, Subchapter A, of the Air Pollution Control Regulations of the State of New York, as it applies to those regions listed in paragraphs (a) and (b) of this section, is disapproved.

§ 52.1676 Control strategy: Nitrogen dioxide.

(a) The requirements of § 51.14(c) (3) of this chapter are not met since the plans do not provide for maintenance of the secondary standards for sulfur oxides through the application of reasonably available control technology in the Niagara Frontier and Genesee-Finger Lakes Intrastate Regions and in the New York portion of the New Jersey-New York-Connecticut Interstate Region.

§ 52.1677 Compliance schedules.

(a) The requirements of § 51.15(b) of this chapter are not met since the compliance schedule for Part 195, Subchapter A, of the Air Pollution Control Regulations of the State of New York does not provide for attainment and maintenance of the national standards for particulate matter by the dates required by the Act.

§ 52.1678 Prevention of air pollution emergency episodes.

(a) The requirements of § 51.16(c) of this chapter are not met since the plans do not provide for preparation of specific legally enforceable emission control action programs to be initiated during emergency episodes by each stationary source emitting 100 tons per year or more of any pollutant in a Priority I region.

§ 52.1679 Air quality surveillance.

(a) The requirements of § 51.17 (b) (3), (b) (4), (b) (5), and (b) (6) of this chapter are not met since the plans do not provide a description of sampling schedules, methods of sampling and analysis, methods of data handling and analysis procedures, nor a timetable for the installation of additional monitoring equipment for the air quality surveillance system in the New York portion of the New Jersey-New York-Connecticut Interstate Region.

§ 52.1680 Review of new sources and modifications.

(a) The requirements of § 51.18(c) of this chapter are not met since Part 176, Subchapter A, of the Air Pollution Control Regulations of the State of New York, does not set forth legally enforceable procedures for disapproving construction or modification of stationary sources if such construction or modification will result in a violation of applicable portions of the control strategy or will interfere with attainment or maintenance of a national standard.

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Niagara Frontier Intrastate	I	I	I	III	I
Champlain Valley Intrastate	II	II	III	III	III
Central New York Intrastate	I	II	III	I	I
Genesee-Finger Lakes Intrastate	II	II	I	III	I
Hudson Valley Intrastate	I	II	III	III	III
Southern Tier East Intrastate	II	II	III	III	III
Southern Tier West Intrastate	II	II	III	III	III
New Jersey-New York-Connecticut Interstate	I	I	I	I	I

§ 52.1672 Extensions.

(a) The Administrator hereby extends for 18 months the statutory timetable for submission of New York's plans for attainment and maintenance of the secondary standards for:

(1) Particulate matter in the Niagara Frontier and Central New York Intrastate Regions and in the New York portion of the New Jersey-New York-Connecticut Interstate Region.

(2) Sulfur oxides in the Niagara Frontier Intrastate Region and in the New York portion of the New Jersey-New York-Connecticut Interstate Region.

(b) The Administrator hereby extends for 2 years the attainment date for the:

(1) Primary standards for particulate matter in the Niagara Frontier Intrastate Region and in the New York portion of the New Jersey-New York-Connecticut Interstate Region.

(2) Primary standards for sulfur oxides in the Niagara Frontier Intrastate Region.

(3) National standards for carbon monoxide in the Central New York Intrastate Region.

(4) National standard for photochemical oxidants in the Genesee-Finger Lakes Intrastate Region and in the New York portion of the New Jersey-New York-Connecticut Interstate Region.

§ 52.1673 Approval status.

With the exceptions set forth in this subpart, the Administrator approves New York's plans for the attainment and maintenance of the national standards.

§ 52.1674 Control strategy: Particulate matter.

(a) The requirements of § 51.13 of this chapter are not met since New York's plans do not provide for attainment and maintenance of the national standards for

§ 52.1681 Rules and regulations.  
 (a) All of the emission limitations and other required regulatory measures which were submitted but not adopted are not enforceable by the State and, therefore, do not meet the requirements of § 51.22 of this chapter.  
 § 52.1682 Attainment dates for national standards.  
 The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information in New York's plans, except where noted.

§ 52.1770 Identification of plan.  
 (a) Title of plan: "The North Carolina Plan for Implementing National Air Quality Standards."  
 (b) The plan was officially submitted on January 27, 1972.  
 (c) Supplemental information was submitted on May 5 and 9, 1972, by the Air Quality Division of the North Carolina Department of Natural and Economic Resources.

§ 52.1771 Classification of regions.  
 The North Carolina plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant			Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	
Western Mountain Intrastate	I	III	III	III
Eastern Mountain Intrastate	I	III	III	III
Metropolitan Charlotte Interstate	I	II	III	I
Northern Piedmont Intrastate	I	III	III	III
Eastern Piedmont Intrastate	I	III	III	III
Northern Coastal Intrastate	I	III	III	III
Southern Coastal Intrastate	II	III	III	III
Sandhills Intrastate	II	III	III	III

The Administrator approves North Carolina's plan for attainment and maintenance of the national standards.  
 § 52.1773 Attainment dates for national standards.  
 The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in North Carolina's plan.

Air quality control region	Pollutant			Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	
Niagara Frontier Intrastate	b	c	a	a
Champlain Valley Interstate	e	e	c	e
Central New York Intrastate	a	e	e	a
Genesee-Finger Lakes Intrastate	a	July 1977	a	b
Hudson Valley Intrastate	a	July 1977	e	e
Southern Tier East Interstate	a	e	e	e
Southern Tier West Interstate	d	July 1977	e	e
New Jersey-New York-Connecticut Interstate	b	c	a	July 1977

NOTE.—Dates or footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date or the date provided was not acceptable.

- a. 3 years from plan approval or promulgation.
- b. 5 years from plan approval or promulgation.
- c. 18-month extension granted.
- d. Air quality levels presently below primary standards.
- e. Air quality levels presently below secondary standards.

§ 52.1683 Transportation and land-use controls.  
 (a) To complete the requirements of §§ 51.11(b) and 51.14 of this chapter, the Governor of New York must submit to the Administrator for the New York portion of the New Jersey-New York-Connecticut Interstate Region:

(1) No later than February 15, 1973, a detailed timetable for implementing the legislative authority, regulations, and administrative policies required for carrying out the transportation controls by 1975.

The Administrator approves North Carolina's plan for attainment and maintenance of the national standards.  
 § 52.1773 Attainment dates for national standards.  
 The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in North Carolina's plan.

Air quality control region	Pollutant			Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	
Western Mountain Intrastate	I	III	III	III
Eastern Mountain Intrastate	I	III	III	III
Metropolitan Charlotte Interstate	I	II	III	I
Northern Piedmont Intrastate	I	III	III	III
Eastern Piedmont Intrastate	I	III	III	III
Northern Coastal Intrastate	I	III	III	III
Southern Coastal Intrastate	II	III	III	III
Sandhills Intrastate	II	III	III	III

Air quality control region	Pollutant						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Pri- mary	Sec- ondary	Pri- mary	Sec- ondary			
Western Mountain Intrastate	July 1975	July 1975	b	b	b	b	b
Eastern Mountain Intrastate	a	July 1975	b	b	b	b	b
Metropolitan Charlotte Interstate	July 1975	July 1975	July 1975	July 1975	b	b	July 1975
Northern Piedmont Intrastate	July 1975	July 1975	b	b	b	b	b
Eastern Piedmont Intrastate	July 1975	July 1975	b	b	b	b	b
Northern Coastal Intrastate	July 1975	July 1975	b	b	b	b	b
Southern Coastal Intrastate	a	July 1975	b	b	b	b	b
Sandhills Intrastate	a	July 1975	b	b	b	b	b

- a. Air quality levels presently below primary standards.
- b. Air quality levels presently below secondary standards.

Subpart JJ—North Dakota

§ 52.1820 Identification of plan.

- (a) Title of plan: "Implementation Plan for the Control of Air Pollution for the State of North Dakota."
- (b) The plan was officially submitted on January 24, 1972.

§ 52.1821 Classification of regions.

The North Dakota plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Metropolitan Fargo-Moorhead Interstate	II	III	III	III	III
North Dakota Intrastate	II	III	III	III	III

§ 52.1822 Approval status.

The Administrator approves North Dakota's plan for the attainment and maintenance of the national standards.

§ 52.1823 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information in North Dakota's plan.

Air quality control region	Pollutant						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Pri- mary	Sec- ondary	Pri- mary	Sec- ondary			
Metropolitan Fargo-Moorhead Interstate	Feb. 1975	Feb. 1975	a	a	a	a	a
North Dakota Intrastate	Feb. 1975	Feb. 1975	a	a	a	a	a

- a. Air quality levels presently below secondary standards.

## RULES AND REGULATIONS

## Subpart KK—Ohio

## § 52.1870 Identification of plan.

(a) Title of plan: "Implementation Plan for the Control of Suspended Particulates, Sulfur Dioxide, Carbon Monoxide, Hydrocarbons, Nitrogen Dioxide, and Photochemical Oxidants in the State of Ohio."

(b) The plan was officially submitted on January 31, 1972.

(c) Supplemental information was submitted on:

- (1) March 20 and May 8, 1972, by the Ohio Air Pollution Control Board, and
- (2) May 9, 1972, by the Office of the Attorney General.

## § 52.1871 Classification of regions.

The Ohio plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Greater Metropolitan Cleveland Intrastate	F	I	I	III	I
Huntington (West Virginia)-Ashland (Kentucky)-Portsmouth-Ironton (Ohio) Interstate	I	III	III	III	III
Mansfield-Marion Intrastate	II	II	III	III	III
Metropolitan Cincinnati Interstate	I	II	I	III	I
Metropolitan Columbus Intrastate	I	III	I	III	I
Metropolitan Dayton Intrastate	I	II	I	III	I
Metropolitan Toledo Interstate	I	I	I	III	I
Northwest Ohio Intrastate	II	I	III	III	III
Northwest Pennsylvania-Youngstown Interstate	I	II	III	III	III
Parkersburg (West Virginia)-Marietta (Ohio) Interstate	I	II	III	III	III
Sandusky Intrastate	III	III	III	III	III
Steubenville-Weirton-Wheeling Interstate	I	I	III	III	III
Wilmington-Chillicothe-Logan Intrastate	III	III	III	III	III
Zanesville-Cambridge Intrastate	II	IA	III	III	III

## § 52.1872 Extensions.

(a) The Administrator hereby extends for 18 months the statutory timetable for submission of Ohio's plan for attainment and maintenance of the secondary standards for particulate matter in the Greater Metropolitan Cleveland Intrastate and in the Ohio portion of the Steubenville-Weirton-Wheeling and Northwest Pennsylvania-Youngstown Interstate Regions.

(b) The Administrator hereby extends for 2 years the attainment date for the national standard for photochemical oxidants in the Metropolitan Dayton Intrastate Region and in the Ohio portion of the Metropolitan Toledo and Metropolitan Cincinnati Interstate Regions.

## § 52.1873 Approval status.

With the exception set forth in this subpart, the Administrator approves Ohio's plan for the attainment and maintenance of the national standards.

## § 52.1874 Compliance schedules.

(a) The requirements of § 51.15(c) of this chapter are not met since the compliance schedules, which extend over 18 months, that apply to the emission limita-

tions of AP-3-11, AP-3-12, and AP-3-14 of the Ohio Air Pollution Control Board do not provide for periodic increments of progress.  
 § 52.1875 Attainment dates for national standards.  
 The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Ohio's plan, except where noted.

Air quality control region	Particulate matter				Sulfur oxides			Nitrogen dioxide			Carbon monoxide		Photochemical oxidants (hydrocarbons)
	Primary	Secondary	Primary	Secondary	Primary	Secondary	Primary	Secondary	Primary	Secondary	Primary	Secondary	
Greater Metropolitan Cleveland Intrastate	a	c	a	a	a	a	a	a	a	a	e	d	
Huntington (West Virginia)-Ashland (Kentucky)-Portsmouth-Ironton (Ohio) Interstate	a	a	e	e	e	e	e	e	e	e	e	e	
Mansfield-Marion Intrastate	a	a	d	a	a	a	a	a	a	a	e	e	
Metropolitan Cincinnati Interstate	a	a	d	a	a	a	a	a	a	a	a	b	
Metropolitan Columbus Intrastate	a	a	e	e	e	e	e	e	e	e	e	a	
Metropolitan Dayton Intrastate	a	a	e	e	e	e	e	e	e	e	e	July 1977,	
Metropolitan Toledo Interstate	a	a	a	a	a	a	a	a	a	a	e	b	
Northwest Ohio Intrastate	a	a	a	a	a	a	a	a	a	a	e	e	
Northwest Pennsylvania-Younisburg Interstate	a	a	a	a	a	a	a	a	a	a	e	e	
Parkersburg (West Virginia)-Paretta (Ohio) Interstate	a	a	d	d	d	d	d	d	d	d	e	e	
Sandusky Intrastate	a	a	e	e	e	e	e	e	e	e	e	e	
Steubenville-Leifton-Wheeling Interstate	a	a	a	a	a	a	a	a	a	a	e	e	
Wilmington-Chillicothe Logan Interstate	a	a	e	e	e	e	e	e	e	e	e	e	
Zanesville-Cambridge Intrastate	a	a	a	a	a	a	a	a	a	a	e	e	

Notes.—Footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date or the date provided was not acceptable.  
 a. 3 years from plan approval or promulgation.  
 b. 5 years from plan approval or promulgation.

c. 18-month extension granted.  
 d. Air quality levels presently below primary standards.  
 e. Air quality levels presently below secondary standards.  
 f. Transportation control strategy is to be submitted no later than Feb. 15, 1973.  
 § 52.1876 Transportation controls.

(a) To complete the requirements of §§ 51.11(b) and 51.14 of this chapter, the Governor of Ohio must submit to the Administrator:  
 (1) No later than February 15, 1973, the selection of appropriate transportation control alternatives and a demonstration that said alternatives, along with Ohio's presently adopted stationary source emission limitations for hydrocarbons and the Federal Motor Vehicle Control Program, will attain and maintain the national standard for photochemical oxidants in the Metropolitan Dayton Intrastate Region by 1977. By this date (February 15, 1973), the State also must include a detailed timetable for implementing the legislative authority, regulations, and administrative policies required for carrying out the transportation control alternatives by 1977.  
 (2) No later than July 30, 1974, the legislative authority that is needed for carrying out the required transportation control alternatives.  
 (3) No later than December 30, 1974, the necessary adopted regulations and administrative policies needed to implement the transportation control alternatives.

Subpart 11.—Oklahoma

§ 52.1920 Identification of plan.  
 (a) Title of plan: "State of Oklahoma Air Quality Control Implementation Plan."  
 (b) The plan was officially submitted on January 28, 1972.  
 (c) Supplemental information was submitted on February 15, February 25, and May 4, 1972, by the Oklahoma State Department of Health.

§ 52.1921 Classification of regions.  
 The Oklahoma plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Central Oklahoma Intrastate	I	III	III	III	I
Northeastern Oklahoma Intrastate	I	III	III	III	I
Southeastern Oklahoma Intrastate	III	III	III	III	III
North Central Oklahoma Intrastate	III	III	III	III	III
Southwestern Oklahoma Intrastate	III	III	III	III	III
Northwestern Oklahoma Intrastate	III	III	III	III	III
"Metropolitan Fort Smith Interstate	II	III	III	III	III
Shreveport-Tarkenton-Tyler Interstate	II	III	III	III	III

Subpart MM—Oregon

§ 52.1970 Identification of plan.  
 (a) Title of plan: "State of Oregon Clean Air Act Implementation Plan."  
 (b) The plan was officially submitted on January 25, 1972.  
 (c) Supplemental information was submitted on May 3, 1972.

§ 52.1971 Classification of regions.  
 The Oregon plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Portland and Interstate	I	IA	III	I	I
Southwest Oregon Intrastate	II	III	III	III	III
Northwest Oregon Intrastate	III	III	III	III	III
Central Oregon Intrastate	II	III	III	III	III
Eastern Oregon Intrastate	II	III	III	III	III

§ 52.1972 Approval status.  
 The Administrator approves Oregon's plan for the attainment and maintenance of the national standards.

§ 52.1973 Attainment dates for national standards.  
 The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Oregon's plan.

Air quality control region	Pollutant					
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide
	Pri-ary	Secon-dary	Pri-ary	Secon-dary		
Portland and Interstate	May, 1975	May, 1975	b	b	May, 1975	May, 1975 <sup>c</sup>
Southwest Oregon Intrastate	May, 1975	May, 1975	b	b	b	b
Northwest Oregon Intrastate	b	b	b	b	b	b
Central Oregon Intrastate	a	May, 1975	b	b	b	b
Eastern Oregon Intrastate	May, 1975	May, 1975	b	b	b	b

a. Air quality levels presently below primary standards.  
 b. Air quality levels presently below secondary standards.  
 c. Transportation and/or land use control strategies are to be submitted no later than February 15, 1973, with the first semiannual report.

§ 52.1922 Approval status.

With the exceptions set forth in this subpart, the Administrator approves Oklahoma's plan for the attainment and maintenance of the national standards.

§ 52.1923 Emergency episode.

(a) The requirements of § 51.16(b) (3) of this chapter are not met since the plan does not provide sufficient emission reduction actions for the alert stage. No mention is made of curtailing incineration and boiler launching or soot blowing.

§ 52.1924 Review of new sources and modifications: Rules and regulations.

(a) The requirements of § 51.22 of this chapter are not met since Regulation No. 14, Permits Required, will not be enforceable until January 1, 1973. The regulation must be effective by July 31, 1972.

§ 52.1925 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Oklahoma's plan, except where noted.

Air quality control region	Pollutant					
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide
	Pri-ary	Secon-dary	Pri-ary	Secon-dary		
Central Oklahoma Intrastate	a	a	c	c	c	a
Northeastern Oklahoma Intrastate	a	a	c	c	c	a
Southeastern Oklahoma Intrastate	c	c	c	c	c	c
North Central Oklahoma Intrastate	c	c	c	c	c	c
Southwestern Oklahoma Intrastate	c	c	c	c	c	c
Northwestern Oklahoma Intrastate	c	c	c	c	c	c
Metropolitan Fort Smith Interstate	b	a	c	c	c	c
Shreveport-Texarkana-Tyler Interstate	b	a	c	c	c	c

NOTE.—Footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date.

a. 3 years from plan approval or promulgation.  
 b. Air quality levels presently below primary standards.  
 c. Air quality levels presently below secondary standards.

**§ 52.2022 Extensions.**  
 (a) The Administrator hereby extends for 18 months the statutory timetable for submission of Pennsylvania's plan for attainment and maintenance of the secondary standards for sulfur oxides and particulate matter in the Southwest Pennsylvania Intrastate Region and in Pennsylvania's portion of the Metropolitan Philadelphia Interstate Region.  
 (b) The Administrator hereby extends for 2 years the attainment date for the national standards for photochemical oxidants and carbon monoxide in the Southwest Pennsylvania Intrastate Region and for carbon monoxide in Pennsylvania's portion of the Metropolitan Philadelphia Interstate Region.  
**§ 52.2023 Approval status.**  
 With the exceptions set forth in this subpart, the Administrator approves Pennsylvania's plan for attainment and maintenance of the national standards.

**§ 52.2024 General requirements.**  
 (a) The requirements of § 51.10(e) of this chapter are not met since in the jurisdiction of the Allegheny County Health Department and the Philadelphia Department of Public Health the plan does not provide for public availability of emission data.  
**§ 52.2025 Legal authority.**  
 (a) The requirements of § 51.11(f) of this chapter are not met. The State lacks authority to enforce for a minimum of 30 days against any source located in a political subdivision with an "approved status." Accordingly, section 133.8 of Title 25 of the Department of Environmental Resources Rules and Regulations is inadequate.  
 (b) The requirements of § 51.11(a) (6) of this chapter are not met. Authority to release emission data is not provided, and will in fact be precluded in certain circumstances by section 1719 of the Allegheny Health Department's Rules and Regulations. Also, the authority to release emission data to the public is deficient to the extent that section 5-1104 of Philadelphia Home Rule Charter will preclude its release.

**§ 52.2026 Control strategy and regulations:** Particulate matter and sulfur oxides.  
 (a) The following sections of the Allegheny County Health Department Rules and Regulations, Articles XVII, "Air Pollution Control," January 1970, are disapproved since they do not provide the degree of control needed to attain and maintain the national standards for particulate matter and sulfur oxides in the Southwest Pennsylvania Intrastate Region:  
 (1) Section 1706, "Particulate Matter."  
 (2) Section 1707, "Sulfur Compounds."  
 (3) Section 1708.1, "Miscellaneous Air Contaminants, Coko Plants."  
 (b) The following sections of the city of Philadelphia Air Pollution Control Board Air Management Regulation II, "Air Contaminant and Particulate Matter Emissions," April 1970, are disapproved since they do not provide the degree of control needed to attain and maintain the national standards for particulate matter and sulfur oxides in the Metropolitan Philadelphia Interstate Region.  
 (1) Section V "Particulate Matter Emissions from the Burning of Fuels."  
 (2) Section VII, "Particulate Matter Emissions from Chemical, Metallurgical, Mechanical and Other Processes."  
 (c) The State emission-limiting regulations included in the control strategy for attainment and maintenance of the national standards for particulate matter and sulfur oxides in the Southwest Pennsylvania Intrastate Region and the Pennsylvania portion of the Metropolitan Philadelphia Interstate Region are not enforceable by the State agency in the jurisdictions of the Allegheny County Health Department and the Philadelphia Department of Public Health.

**§ 52.1974 Transportation and land-use controls.**  
 (a) To complete the requirements of § 51.14 of this chapter, the Governor of Oregon must submit to the Administrator:  
 (1) No later than February 15, 1973, the selection of the appropriate transportation control alternative and a demonstration that said alternative, along with the Federal Motor Vehicle Control Program, will attain and maintain the national standards for carbon monoxide and photochemical oxidants (hydrocarbons) in the Oregon portion of the Portland Interstate Region by May 1976. By this date (February 15, 1973), the State also must include a detailed timetable for implementing the legislative authority, regulations, and administrative policies required for carrying out the transportation control alternative by May 1975.  
 (2) No later than December 30, 1973, the necessary adopted regulations and administrative policies needed to implement the transportation control alternative.

**Subpart NN--Pennsylvania**  
**§ 52.2020 Identification of plan.**  
 (a) Title of plan: "Pennsylvania's Implementation Plan."  
 (b) The plan was officially submitted on January 27, 1972.  
 (c) Supplemental information was submitted on:  
 (1) March 17, March 27, and May 4, 1972, by the Bureau of Air Quality and Noise Control, Pennsylvania Department of Environmental Resources, and  
 (2) May 5, 1972.  
**§ 52.2021 Classification of regions.**  
 The Pennsylvania plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Metropolitan Philadelphia Interstate	I	I	I	I	I
Northeast Pennsylvania-Upper Delaware Valley Interstate	I	II	I	III	III
South Central Pennsylvania Intrastate	I	II	I	III	III
Central Pennsylvania Intrastate	I	III	I	III	III
Southwest Pennsylvania Intrastate	I	I	I	I	I
Northwest Pennsylvania-Youngstown Interstate	I	II	III	III	III

#### § 52.2027 Control strategy: Nitrogen dioxide.

(a) The requirements of § 51.14(c) (3) of this chapter are not met since the plan does not provide for the degree of nitrogen oxides emission reduction attainable through the application of reasonably available control technology in the Central Pennsylvania, South Central Pennsylvania, and Southwest Pennsylvania Intrastate Regions, and in the Pennsylvania portions of the Metropolitan Philadelphia and Northeast Pennsylvania-Upper Delaware Valley Interstate Regions.

#### § 52.2028 Prevention of air pollution emergency episodes.

(a) The requirements of § 51.16(b) of this chapter are not met since in the jurisdictions of the Allegheny County Health Department and the Philadelphia Department of Public Health, not all of the episode criteria are sufficient to prevent reaching the levels which could cause significant harm to the health of persons as specified in § 51.16(a) of this chapter.

(b) The requirements of § 51.16(d) of this chapter are not met since in the jurisdiction of the Philadelphia Department of Public Health, no emission control action may be initiated unless a forecast of poor atmospheric dispersion is in effect.

(c) The requirements of § 51.16(e) (2) of this chapter are not met since in the jurisdiction of the Allegheny County Health Department, no procedures are given for inspection of sources to ascertain compliance with applicable emission control action requirements.

(d) The requirements of § 51.16(e) (3) of this chapter are not met since in the jurisdiction of the Allegheny County Health Department, the communication procedures are not fully developed nor is a timetable for their completion presented.

(e) The requirements of § 51.16(f) of this chapter are not met since in the jurisdiction of the Philadelphia Department of Public Health, a timetable for the completion of emission control action plans has not been submitted.

#### § 52.2029 Air quality surveillance.

(a) The requirements of § 51.17(a) (1) of this chapter are not met since the plan lacks provisions for the minimum number of air quality monitoring sites in the following regions:

(1) Sulfur dioxide samplers in the Southwest Pennsylvania, South Central Pennsylvania, and Central Pennsylvania Intrastate Regions, and in the Pennsylvania portions of the Northwest Pennsylvania-Youngstown and Metropolitan Philadelphia Interstate Regions.

(2) Tape samplers in the South Central Pennsylvania and Central Pennsylvania Interstate Regions, and in the Pennsylvania portions of the Northeast Pennsylvania-Upper Delaware Valley and Northwest Pennsylvania-Youngstown Interstate Regions.

(3) Nitrogen dioxide samplers in the Pennsylvania portion of the Northeast Pennsylvania-Upper Delaware Valley Interstate Region, and the South Central Pennsylvania, Central Pennsylvania, and Southwest Pennsylvania Intrastate Regions.

(b) The requirements of § 51.17(a) (2) of this chapter are not met since the plan does not indicate that at least one sampling site is located in the area of estimated maximum pollutant concentration in the Pennsylvania portions of the Northeast Pennsylvania-Upper Delaware Valley and Northwest Pennsylvania-Youngstown Interstate Regions, and the Central Pennsylvania, South Central Pennsylvania, and Southwest Pennsylvania Intrastate Regions.

(c) The requirements of § 51.17(b) (1) of this chapter are not met since the plan lacks sufficient detail to judge the design basis of the air quality surveillance system.

(d) The requirements of § 51.17(b) (4) of this chapter are not met since an indication is not given in the plan of the existence of the necessary laboratory analytical capability.

#### § 52.2030 Source surveillance.

(a) The requirements of § 51.19(a) of this chapter are not met since:

(1) The provisions of Chapter 135, Title 25, Rules and Regulations, Department of Environmental Resources, do not require periodic reporting of emission data to the State on an adequate time basis in the jurisdiction of the Pennsylvania Department of Environmental Resources.

(2) The plan does not provide for legally enforceable procedures for requiring stationary sources to maintain records of and periodically report to the agencies information on, the nature and amount of emissions from such sources in the jurisdictions of the Allegheny County Health Department and the Philadelphia Department of Public Health.

(b) The requirements of § 51.19(b) of this chapter are not met since:

(1) The plan provisions for periodically testing stationary sources are inadequate in the areas under the jurisdiction of the Pennsylvania Department of Environmental Resources.

(2) The plan does not provide for stationary sources to be periodically tested or inspected in the jurisdiction of the Allegheny County Health Department.

(3) The plan does not provide for periodic testing of stationary sources in the jurisdiction of the Philadelphia Department of Public Health. (c) The requirements of § 51.19(c) are not met since the plan lacks specific procedures for investigating complaints in the jurisdiction of the Allegheny County Health Department.

#### § 52.2031 Resources.

The requirements of § 51.20 of this chapter are not met since the manpower projections for the Pennsylvania Bureau of Air Quality and Noise Control are not consistent with the projected workloads.

#### § 52.2032 Intergovernmental cooperation.

The requirements of § 51.21(c) of this chapter are not met since the plan does not indicate that Pennsylvania will transmit to the neighboring States of Maryland, New York, and West Virginia data about factors which may significantly affect air quality in those States.

#### § 52.2033 Rules and regulations.

(a) The requirements of § 51.22 of this chapter are not met since the State emission-limiting regulations included in the control strategy for the attainment and maintenance of the national standards for photochemical oxidants in the Southwest Pennsylvania Intrastate Region are not enforceable by the State agency in the jurisdiction of the Allegheny County Health Department.

#### § 52.2034 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in the Pennsylvania plan, except where noted.



§ 52.2071 Classification of regions. The Rhode Island plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Metropolitan Providence Interstate	I	E	I	III	III

§ 52.2072 Approval status.

With the exceptions set forth in this subpart, the Administrator approves Rhode Island's plan for the attainment and maintenance of the national standards.

§ 52.2073 General requirements.

(a) The requirements of § 51.10(e) of this chapter are not met since the plan does not provide for public availability of emission data.

§ 52.2074 Legal authority.

(a) The requirements of § 51.11(a)(5) of this chapter are not met. Authority to require record keeping is deficient to the extent that section 23-25-13 requires only those sources with an air pollution control program to keep records.

(b) The requirements of § 51.11(a)(6) of this chapter are not met. Authority to release emission data to the public is deficient in that section 23-25-6 requires that only records concerning investigations be available to the public. Further, section 23-25-5(g) and section 23-25-13 may limit the State's authority to release emission data. Authority to require sources to install and maintain monitoring equipment is not provided and is therefore inadequate. Authority to require sources to periodically report is not provided and is therefore inadequate.

§ 52.2075 Source surveillance.

(a) The requirements of § 51.19(a) of this chapter are not met since the plan does not include legally enforceable procedures for requiring owners or operators of stationary sources to maintain records of, and periodically report information as may be necessary to enable the State to determine whether such sources are in compliance with applicable portions of the control strategy.

§ 52.2076 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Rhode Island's plan, except where noted.

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Metropolitan Providence Interstate	a	a, a	a	b	b

Note.—Dates or footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date or the date provided was not acceptable.

a. 3 years from plan approval or promulgation.

b. Air quality levels presently below secondary standards.

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Metropolitan Philadelphia Interstate	a	c	a	July 1977 f	a
Northeast Pennsylvania-Upper Delaware Valley Interstate	a	d	a	e	e
South Central Pennsylvania Interstate	a	a	a	e	e
Central Pennsylvania Interstate	a	e	a	e	e
Southwest Pennsylvania Interstate	a	c	a	July 1977 f	b
Northwest Pennsylvania-Youngstown Interstate	a	e	e	e	e

Note.—Dates or footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date or the date provided was not acceptable.

a. 3 years from plan approval or promulgation.

b. 5 years from plan approval or promulgation.

c. 18-month extension granted.

d. Air quality levels presently below primary standards.

e. Air quality levels presently below secondary standards.

f. Transportation control strategy is to be submitted no later than Feb. 15, 1973, with the first semiannual report

§ 52.2035 Transportation and landuse controls.

(a) To complete the requirements of §§ 51.11(b) and 51.14 of this chapter, the Governor of Pennsylvania must submit to the Administrator:

(1) No later than February 15, 1973, the selection of the appropriate transportation control alternative and a demonstration that said alternative, along with the Federal Motor Vehicle Control Program will attain the national standards for carbon monoxide in the Southwest Pennsylvania Interstate Region and Pennsylvania's portion of the Metropolitan Philadelphia Interstate Region by 1977. By this date (February 15, 1973), the State also must include a detailed timetable for implementing the legislative authority, regulations, and administrative policies required for carrying out the transportation control alternative by 1977.

(2) No later than July 30, 1974, the legislative authority that is needed for carrying out the required transportation control alternative.

(3) No later than December 30, 1974, the necessary adopted regulations and administrative policies needed to implement the transportation control alternative.

Subpart OO—Rhode Island

§ 52.2070 Identification of plan.

(a) Title of plan: "Plan for Implementation, Maintenance and Enforcement of National Primary and Secondary Ambient Air Quality Standards in the Metropolitan Providence Interstate Air Quality Control Region" for the State of Rhode Island.

(b) The plan was officially submitted on January 28, 1972.

(c) Supplemental information was submitted on February 4, February 9, and February 29, 1972, by the Rhode Island Department of Health.

## RULES AND REGULATIONS

## Subpart PP—South Carolina

## § 52.2120 Identification of plan.

- (a) Title of plan: "South Carolina Air Quality Implementation Plan."  
 (b) The plan was officially submitted on January 21, 1972.  
 (c) Supplemental information was submitted on May 4, 1972, by the South Carolina Pollution Control Authority.

## § 52.2121 Classification of regions.

The South Carolina plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants* (hydrocarbons)
Augusta (Georgia)-Aiken (South Carolina) Interstate	I	II	III	III	III
Metropolitan Charlotte Interstate	I	II	III	III	I
Camden-Sumter Intrastate	II	III	III	III	III
Charleston Intrastate	I	I	III	III	III
Columbia Intrastate	II	III	III	III	III
Florence Intrastate	III	III	III	III	III
Georgetown Intrastate	II	III	III	III	III
Greenville-Spartanburg Intrastate	I	III	III	III	III
Greenwood Intrastate	III	III	III	III	III
Savannah (Georgia)-Beaufort (South Carolina) Interstate	I	I	III	III	III

## § 52.2122 Approval status.

With the exceptions set forth in this subpart, the Administrator approves South Carolina's plan for attainment and maintenance of the national standards.

## § 52.2123 General requirements.

- (a) The requirements of § 51.10(e) of this chapter are not met since the plan does not provide for public availability of emission data.

## § 52.2124 Legal authority.

- (a) The requirements of § 51.11(a) (5) of this chapter are not met since the plan does not present the legal authority to inspect, test, and require recordkeeping by existing sources.

- (b) The requirements of § 51.11(a) (6) of this chapter are not met since the plan does not present the legal authority to require existing sources to install, maintain, and use emission monitoring devices and to allow the South Carolina Pollution Control Authority to make emission data available to the public.

## § 52.2125 Compliance schedules.

- (a) The requirements of § 51.15(b) of this chapter are not met since Regulation No. 4A of the South Carolina Pollution Control Authority Regulations and Standards (Air) does not provide for compliance by pulp and paper manufacturing plants within the time period specified in the plan for attainment and maintenance of the national standards.

- (b) The requirements of § 51.15(c) of this chapter are not met since South Carolina's Standard No. 2A and Regulation No. 4A do not provide for increments of progress in those compliance schedules that exceed 18 months.

- (c) The requirements of § 51.15(d) of this chapter are not met since Standard No. 2A of the South Carolina Pollution Control Authority Regulations and Standards (Air) does not provide for attainment and maintenance of the national standards for sulfur oxides within the time specified pursuant to § 51.10 (b) and (c) of this chapter because paragraph D of section II of this Standard allows for a possible variance to be given to fuel combustion sources of sulfur dioxide. Paragraph D is therefore disapproved.

## § 52.2126 Review of new sources and modifications.

- (a) The requirements of § 51.18(c) of this chapter are not met since the plan does not provide for disapproving construction or modification of stationary sources for interfering with attainment and maintenance of the national standards for particulate matter.

§ 52.2127 Source surveillance.

(a) The requirements of § 51.19(a) of this chapter are not met since the plan does not present the procedures for requiring owners or operators to maintain records and to make periodic reports to the State agency.

(b) The requirements of § 51.19(b) of this chapter are not met since the State agency is unable to inspect and test stationary sources.

§ 52.2128 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in South Carolina's plan, except where noted.

Air quality control region	Pollutant						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Pri- mary	Sec- ondary	Pri- mary	Sec- ondary			
Augusta (Georgia)-Aiken (South Carolina) Interstate	July 1975	July 1975	July 1975	July 1975	a	a	a
Metropolitan Charlotte Interstate	July 1975	July 1975	July 1975	July 1975	a	a	July 1975
Camden-Sumter Intrastate	July 1975	July 1975	a	a	a	a	a
Charleston Intrastate	July 1975	July 1975	July 1975	July 1975	a	a	a
Columbia Intrastate	July 1975	July 1975	a	a	a	a	a
Florence Intrastate	a	a	a	a	a	a	a
Georgetown Intrastate	July 1975	July 1975	a	a	a	a	a
Greenville-Spartanburg Intrastate	July 1975	July 1975	a	a	a	a	a
Greenwood Intrastate	a	a	a	a	a	a	a
Savannah (Georgia)-Beaufort (South Carolina) Interstate	July 1975	July 1975	July 1975	July 1975	a	a	a

NOTE.—Date which is underlined is proposed by the Administrator because the plan did not provide a specific date, or the date provided was not acceptable.

a. Air quality levels presently below secondary standards.

Subpart QQ—South Dakota

§ 52.2170 Identification of plan.

(a) Title of plan: "Air Pollution Control Regulations and Implementation Plan

(b) The plan was officially submitted on January 27, 1972, for the State of South Dakota."

(c) Supplemental information was submitted on:

(1) January 27, and May 2, 1972.

(2) April 27, 1972, by the South Dakota Air Pollution Control Commission.

§ 52.2171 Classification of regions.

The South Dakota plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Metropolitan Sioux City Interstate	III	III	III	III	III
Metropolitan Sioux Falls Interstate	II	III	III	III	III
Black Hills - Rapid City Intrastate	III	III	III	III	III
South Dakota Intrastate	III	III	III	III	III

§ 52.2172 Approval status.

With the exceptions set forth in this subpart, the Administrator approves South Dakota's plan for the attainment and maintenance of the national standards.

§ 52.2173 Legal authority.

(a) The requirements of § 51.11(e) (6) of this chapter are not met since the South Dakota Compiled Law 34-16A-21 provides that data which relates to processes or production unique to the owner or which tend to adversely affect a competitive position of the owner shall be held confidential.

(b) Delegation of authority: Pursuant to section 114 of the Act, South Dakota requested a delegation of authority to enable it to collect, correlate and release emission data to the public. The Administrator has determined that South Dakota is qualified to receive a delegation of the authority it requested. Accordingly, the Administrator delegates to South Dakota his authority under section 114(a) (1) and (2) and section 114(c) of the Act, i.e., authority to collect, correlate, and release emission data to the public.

§ 52.2174 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in South Dakota's plan, except where noted.

Air quality control region	Pollutant					
	Particulate matter	Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Primary	Secondary	Primary	Secondary		
Metropolitan Sioux City Interstate	c	c	c	c	c	c
Metropolitan Sioux Falls Interstate	b	c	c	c	c	c
Black Hills - Rapid City Interstate	c	c	c	c	c	c
South Dakota Interstate	c	c	c	c	c	c

NOTE.—The underlined footnote is proposed by the Administrator because the plan did not provide a specific date.

- a. 3 years from plan approval or promulgation.
- b. Air quality levels presently below primary standards.
- c. Air quality levels presently below secondary standards.

Subpart RR—Tennessee

§ 52.2220 Identification of plan.

- (a) Title of plan: "Tennessee Air Pollution Control Implementation Plan."
- (b) The plan was officially submitted on January 27, 1972.
- (c) Supplemental information was submitted on:
  - (1) April 27, 1972, from the Memphis and Shelby County Health Department, and
  - (2) February 3 and 10, April 13, and May 3, 8, and 12, 1972, from the Division of Air Pollution Control of the Tennessee Department of Public Health.

§ 52.2221 Classification of regions.

The Tennessee plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant					
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)	
Eastern Tennessee-Southwestern Virginia Interstate	I	I	III	III	III	
Tennessee River Valley-Cumberland Mountains Intrastate	I	I	III	III	III	
Middle Tennessee Intrastate	I	II	III	III	I	
Western Tennessee Interstate	I	III	III	III	III	
Chattanooga Interstate	I	II	I	III	III	
Metropolitan Memphis Interstate	I	III	I	III	I	

§ 52.2222 Approval status.

With the exceptions set forth in this subpart, the Administrator approves Tennessee's plan for the attainment and maintenance of the national standards.

§ 52.2223 General requirements.

(a) The requirements of § 51.10(e) of this chapter are not met since the plan does not provide for public availability of emission data in the jurisdiction of the Nashville-Davidson County Health Department, Chattanooga-Hamilton County Air Pollution Control Bureau, and the Knox County Division of Air Pollution Control.

§ 52.2224 Legal authority.

(a) The requirements of § 51.11(a) (3) of this chapter are not met since the plan does not provide the legal authority for controlling motor vehicles during air pollution emergency episodes.

(b) The requirements of § 51.11(f) of this chapter are not met since the following deficiencies exist in the local agency legal authority:

- (1) Nashville-Davidson County Health Department:
  - (i) Authority to require monitoring is lacking [§ 51.11(a) (6) of this chapter].
  - (ii) Authority to make emission data available to the public is lacking [§ 51.11(a) (6) of this chapter].
- (2) Chattanooga-Hamilton County Air Pollution Control Bureau:
  - (i) Authority to require monitoring is lacking [§ 51.11(a) (6) of this chapter].
  - (ii) Authority to make emission data available to the public is lacking [§ 51.11(a) (6) of this chapter].
- (3) Knox County Division of Air Pollution Control:
  - (i) Authority to require monitoring is lacking [§ 51.11(a) (6) of this chapter].
  - (ii) Authority to make emission data available to the public is lacking [§ 51.11(a) (6) of this chapter].

§ 52.2225 Control strategy: Nitrogen dioxide and photochemical oxidants.

(a) The requirements of § 51.14(c) (3) of this chapter are not met since the plan does not provide for the degree of nitrogen oxides emission reduction attainable

through the application of reasonably available control technology in the Tennessee portion of the Memphis Interstate Region.

(b) The requirements of § 51.14 of this chapter are not met since the plan does not provide for attainment and maintenance of the national standard for photochemical oxidants in the Tennessee portion of the Memphis Interstate Region.

§ 52.2226 Compliance schedules.

(a) The requirements of § 51.15(c) of this chapter are not met since chapter VI, sections 2A, 2C, and 4B of the Tennessee Air Pollution Control Regulations do not contain increments of progress for fuel burning sources of particulate matter larger than 4,000 million B.t.u. heat input per hour, for incinerators (particulate matter), and for nonprocess sources of sulfur dioxide and since chapter VII, sections 6B and 7(1) do not provide increments of progress for process sources of sulfur oxides and for sulfuric acid plants, respectively.

(b) The requirements of § 51.15(c) of this chapter are not met since section 3-22 of the Memphis-Shelby County Air Pollution Control Regulations does not contain increments of progress for the compliance schedules for fuel combustion sources larger than 4,000 million B.t.u. heat input per hour.

§ 52.2227 Prevention of air pollution emergency episodes.

(a) The requirements of § 51.16(b) (3) of this chapter are not met since the plan does not provide for the enforcement of emission control actions for mobile sources during air pollution emergency episodes.

§ 52.2228 Review of new sources and modifications.

(a) The requirements of § 51.18(c) of this chapter are not met since section 53.3412(A) (1) of the Tennessee Air Quality Act, chapter IX of the Tennessee Air Pollution Control Regulations, section 27 of the Knox County Regulations, section 4-1-16 of the Davidson County Metropolitan Code, and section 3-5 of the Memphis Regulations do not provide for disapproving construction or modification of a stationary source if such construction or modification will violate an applicable portion of the control strategy or will interfere with attainment and maintenance of the national standards.

§ 52.2229 Rules and regulations.

(a) The requirements of § 51.22 of this chapter are not met since the stationary source regulation necessary for attainment and maintenance of the national standard for nitrogen dioxide in the Tennessee portion of the Chattanooga Interstate Region is not adopted.

§ 52.2230 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Tennessee's plan, except where noted.

Air quality control region	Pollutant						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Pri- mary	Sec- ondary	Pri- mary	Sec- ondary			
Eastern Tennessee-Southwestern Virginia Interstate	July 1975	July 1975	July 1975	July 1975	c	c	c
Tennessee River Valley-Cumberland Mountains Intrastate	July 1975	July 1975	July 1975	July 1975	c	c	c
Middle Tennessee Intrastate	July 1975	July 1975	c	c	c	c	July 1975
Western Tennessee Intrastate	July 1975	July 1975	c	c	c	c	c
Chattanooga Interstate	July 1975	July 1975	c	c	<u>a</u>	c	c
Metropolitan Memphis Interstate	July 1975	July 1975	c	c	<u>a</u>	c	<u>a</u>

NOTE.—Footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date or the date provided was not acceptable.

- a. 3 years from plan approval or promulgation.
- b. Air quality levels presently below primary standards.
- c. Air quality levels presently below secondary standards.

Subpart 55—Texas

§ 52.2270 Identification of plan.

- (a) Title of plan: "Texas Air Pollution Control Implementation Plan."
- (b) The plan was officially submitted on January 28, 1972.
- (c) Supplemental information was submitted on February 25, May 2, and May 3, 1972, by the Texas Air Control Board.

## RULES AND REGULATIONS

## § 52.2271 Classification of regions.

The Texas plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Abilene-Nichita Falls Intrastate	II	II	III	III	III
Amarillo-Lubbock Intrastate	II	I	III	III	III
Austin-Waco Intrastate	II	III	III	III	I
Brownsville-Laredo Intrastate	I	III	III	III	III
Corpus Christi-Victoria Intrastate	I	I	I	III	I
Midland-Odessa-San Angelo Intrastate	II	II	III	III	III
Metropolitan Houston-Galveston Intrastate	I	I	I	III	I
Metropolitan Dallas-Fort Worth Intrastate	II	III	I	III	I
Metropolitan San Antonio Intrastate	II	III	III	III	I
Southern Louisiana-Southeast Texas Interstate	II	I	III	III	I
El Paso-Las Cruces Alamogordo Interstate	I	I	III	I	I
Shreveport-Texarkana-Tyler Interstate	II	III	III	III	III

## § 52.2272 Extensions.

(a) The Administrator hereby extends for 2 years the attainment date for the national standards for photochemical oxidants (hydrocarbons) in the Corpus Christi-Victoria and Metropolitan Houston-Galveston Intrastate Regions.

## § 52.2273 Approval status.

With the exceptions set forth in this subpart, the Administrator approves Texas' plan for the attainment and maintenance of the national standards.

## § 52.2274 General requirements.

(a) The requirements of § 51.10(e) of this chapter are not met since the plan does not specifically describe the procedures by which the State will make emission data, as correlated with applicable emission limitations, available to the public.

## § 52.2275 Control strategy: Photochemical oxidants (hydrocarbons).

(a) The requirements of § 51.14(a) of this chapter are not met since the plan does not provide the degree of hydrocarbon emission reduction necessary to attain and maintain the national standards for photochemical oxidants (hydrocarbons) in the Corpus Christi-Victoria and Metropolitan Houston-Galveston Intrastate Regions.

§ 52.2276 Control strategy and regulations: Nitrogen oxides.

(a) The requirements of § 51.14(c) (3) of this chapter are not met since the plan does not provide for the degree of nitrogen oxides emission reduction attainable through the application of reasonably available control technology in the Corpus Christi-Victoria, Metropolitan Houston-Galveston and Metropolitan Dallas-Fort Worth Intrastate Regions.

(b) The requirements of § 51.22 of this chapter are not met since Texas' Regulation VII, Control of Air Pollution from Nitrogen Compounds, does not contain emission limitations or other measures necessary for attainment and maintenance of the national standards in the Metropolitan Dallas-Fort Worth Intrastate Region. Therefore, Regulation VII is disapproved for this region.

§ 52.2277 Source surveillance.

(a) The requirements of § 51.19(a) of this chapter are not met since the plan does not provide legally enforceable procedures to require sources to maintain records and periodically report to the State information on the nature and amount of emissions.

§ 52.2278 Request for 2-year extension: Photochemical oxidants (hydrocarbons).

(a) Texas' request under § 51.30 of this chapter is not applicable in the Metropolitan San Antonio Intrastate Region since the national standards for photochemical oxidants (hydrocarbons) will be attained by 1975.

§ 52.2279 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Texas' plan, except where noted.

Air Quality Control Regions	Pollutant						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Primary	Secondary	Primary	Secondary			
Abilene-Wichita Falls Intrastate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	b	b	b
Amarillo-Lubbock Intrastate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	b	b	b
Austin-Waco Intrastate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	b	b	a,c
Brownsville-Laredo Intrastate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	b	b	b
Corpus Christi-Victoria Intrastate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	a	b	July, 1977 c
Midland-Odessa-San Angelo Intrastate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	b	b	b
Metropolitan Houston-Galveston Intrastate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	a	b	July, 1977 c
Metropolitan Dallas-Forth Worth Intrastate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	a	b	a,c
Metropolitan San Antonio Intrastate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	b	b	a,c
Southern Louisiana-Southeast Texas Interstate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	b	b	a
El Paso-Las Cruces-Alamogordo Interstate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	b	a	a,c
Shreveport-Texarkana-Tyler Interstate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	b	b	b

NOTE.—Dates or footnotes which are underlined are proposed by the Administrator because the plan does not provide a specific date.

- a. 3 years from plan approval or promulgation.
- b. Air quality levels presently below secondary standards.
- c. A timetable for implementing the transportation control strategies is to be submitted no later than February 15, 1973, with the first semiannual report.

**§ 52.2280 Transportation and land-use controls.**

- (a) To complete the requirements of §§ 51.11(b) and 51.14 of this chapter, the Governor of Texas must submit to the Administrator:
  - (1) No later than February 15, 1973, a detailed timetable for implementing the legislative authority, regulations, and administrative policies required for carrying out the vehicle inspection system that will, along with Texas' stationary source emission limitations for hydrocarbons and the Federal Motor Vehicle Control Program, attain and maintain the national standards for photochemical oxidants (hydrocarbon) in the Austin-Waco, Metropolitan Dallas-Fort Worth, Metropolitan San Antonio, and El Paso-Las Cruces-Alamogordo Regions by 1975, and in the Corpus Christi-Victoria and Metropolitan Houston-Galveston Regions by 1977.
  - (2) No later than July 30, 1973, the legislative authority that is needed for carrying out the vehicle inspection system.
  - (3) No later than December 31, 1973, the necessary adopted regulations and administrative policies needed to implement the vehicle inspection system.

**Subpart II—Utah**

**§ 52.2320 Identification of plan.**

- (a) Title of plan: "Utah Implementation Plan."
- (b) The plan was officially submitted on January 25, 1972.
- (c) Supplemental information was submitted on May 18, 1972.

**§ 52.2321 Classification of regions.**

The Utah plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Wasatch Front Intrastate	I	I	I	I	I
Four Corners Interstate	IA	IA	IA	III	III
Utah Intrastate	III	III	III	III	III

**§ 52.2322 Extensions.**

- (a) The Administrator hereby extends for 2 years the attainment date for the national standards for carbon monoxide in the Wasatch Front Intrastate Region.

**§ 52.2323 Approval status.**

With the exceptions set forth in this subpart, the Administrator approves Utah's plan for the attainment and maintenance of the national standards.

**§ 52.2324 General requirements.**

- (a) The requirements of § 51.10(e) of this chapter are not met since the plan does not provide procedures to make emission data, as correlated with applicable emission limitations, available to the public.

**§ 52.2325 Control strategy: Sulfur oxides.**

- (a) The requirements of § 51.13 of this chapter are not met since the plan does not provide an adequate control strategy to assure the attainment and maintenance of the national standards for sulfur oxides in the Wasatch Front Intrastate Region.
- (b) The requirements of § 51.13 of this chapter are not met since the plan does not contain an adequate control strategy to provide for the maintenance of the national standards for sulfur oxides in the Utah portion of the Four Corners Interstate Region.

**§ 52.2326 Control strategy: Nitrogen dioxide.**

- (a) The requirements of § 51.14(c) (3) of this chapter are not met since the plan does not provide for the degree of nitrogen oxides emission reduction attainable through the application of reasonably available control technology on stationary sources in the Wasatch Front Intrastate Region.

**§ 52.2327 Compliance schedules.**

- (a) The requirements of § 51.15(a) (1) of this chapter are not met since the control strategy for sulfur oxides in the Wasatch Front Intrastate Region does not have a legally enforceable compliance schedule.

**§ 52.2328 Review of new sources and modifications.**

- (a) The requirements of § 51.18(c) of this chapter are not met since section 1.3.3 of the Utah Code of Air Conservation Regulations does not provide for the disapproval of construction of a new source or modification of an existing source which will interfere with attainment and maintenance of a national standard.

**§ 52.2329 Resources.**

- (a) The requirements of § 51.20 of this chapter are not met since the manpower program provided in the plan does not provide for adequate engineering activities.

**§ 52.2330 Rules and regulations: Particulate matter.**

- (a) The requirements of § 51.22 of this chapter are not met since section 3.5 of the Utah Code of Air Conservation Regulations, pertaining to particulate emissions from stationary sources, is not legally enforceable and is therefore disapproved.

**§ 52.2331 Attainment dates for national standards.**

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Utah's plan, except where noted.

Air quality control region	Pollutant				Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Photochemical oxidants (hydrocarbons)		
Wasatch Front Intrastate	a	a	a	a	July <sup>d</sup> 1977	a
Four Corners Interstate	a	a	a	a	c	c
Utah Intrastate	c	c	c	c	c	c

NOTE.—Footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date, or the date provided was not acceptable.

- a. 3 years from plan approval or promulgation.
- b. 5 years from plan approval or promulgation.
- c. Air quality levels presently below secondary standards.
- d. Transportation and/or land use control strategies are to be submitted no later than February 15, 1973, with the first semiannual report.

**§ 52.2332 Transportation and land-use controls.**

- (a) To complete the requirements of §§ 51.11(b) and 51.14 of this chapter, the Governor of Utah must submit to the Administrator:
  - (1) No later than February 15, 1973, the selection of the appropriate transportation control alternative and a demonstration that said alternative, along with the Federal Motor Vehicle Control Program, will attain and maintain the national standards for carbon monoxide in the Wasatch Front Intrastate Region by July 1977. By this date (February 15, 1973), the State also must include a detailed timetable for implementing the legislative authority, regulations, and administrative



polices required for carrying out the transportation control alternative by July 1977.  
 (2) No later than July 30, 1978, the legislative authority that is needed for carrying out the required transportation control alternative.  
 (3) No later than December 30, 1978, the necessary adopted regulations and administrative policies needed to implement the transportation control alternative.

**Subpart UU—Vermont**

§ 52.2370 Identification of plan.  
 (a) Title of plan: "State of Vermont Implementation Plan for the Achievement of National Air Quality Standards."  
 (b) The plan was officially submitted on January 29, 1972.  
 (c) Supplemental information was submitted on February 3 and May 3, 1972, by the Vermont Agency of Environmental Conservation.

§ 52.2371 Classification of regions.  
 The Vermont plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Champlain Valley Interstate	II	II	III	III	III
Vermont Intrastate	II	II	III	III	III

§ 52.2372 Approval status.  
 With the exceptions set forth in this subpart, the Administrator approves Vermont's plan for the attainment and maintenance of the national standards.

§ 52.2373 Legal authority.  
 (a) The requirements of § 51.11(a) (6) of this chapter are not met. Vermont does not have the authority to make emissions data available to the public since 10 V.S.A. § 363 would require the data to be held confidential if a source certified that it related to production or sales figures, unique processes, or would tend to affect adversely the competitive position of the owner.

§ 52.2374 General requirements.  
 (a) The requirements of § 51.10(e) of this chapter are not met since the plan does not provide for public availability of emission data.

§ 52.2375 Attainment dates for national standards.  
 The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Vermont's plan, except where noted.

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Champlain Valley Interstate	Primary	Primary	Secondary	Secondary	b
	Secondary	Secondary	Secondary	Secondary	
Vermont Intrastate	Primary	Primary	Secondary	Secondary	b
	Secondary	Secondary	Secondary	Secondary	

Norm.—Dates or footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date or the date provided was not acceptable.  
 a. 3 years from plan approval or promulgation.  
 b. Air quality levels presently below secondary standards.

**Subpart VV—Virginia**

§ 52.2420 Identification of plan.  
 (a) Title of Plan: "Implementation Plan of Virginia."  
 (b) The plan was officially submitted on January 30, 1972.  
 (c) Supplemental information was submitted on May 4, 1972, by the Virginia Air Pollution Control Board.

§ 52.2421 Classification of regions.  
 The Virginia plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Eastern Tennessee-Southwestern Virginia Interstate	I	I	III	III	III
Valley of Virginia Interstate	II	III	III	III	III
Central Virginia Intrastate	I	III	III	III	III
Northeastern Virginia Interstate	IA	III	III	III	III
State Capital Intrastate	I	III	I	III	I
Hampton Roads Intrastate	I	II	I	III	I
National Capital Interstate	I	I	I	I	I

§ 52.2422 Extensions.  
 The Administrator hereby extends for 18 months the statutory timetable for submission of Virginia's plan for attainment and maintenance of the secondary standards for particulate matter in the State Capital Intrastate Region.

§ 52.2423 Approval status.  
 With the exceptions set forth in this subpart, the Administrator approves Virginia's plan for the attainment and maintenance of the national standards.

§ 52.2424 General requirements.  
 (a) The requirements of § 51.10(e) of this chapter are not met since the plan does not provide for public availability of emission data.

§ 52.2425 Control strategy and regulations: Particulate matter.  
 (a) The requirements of § 51.13 of this chapter are not met since the plan does not provide for attainment and maintenance of the primary standards for particulate matter in the State Capital Intrastate Region and secondary standards for particulate matter in the Hampton Roads Intrastate Region.

NOTE.—Footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date or the date provided was not acceptable.

a. 3 years from plan approval or promulgation.  
 b. 18-month extension granted.  
 c. Air quality levels presently below primary standards.  
 d. Air quality levels presently below secondary standards.

**Subpart WW—Washington**

**§ 52.2470 Identification of plan.**

- (a) Title of plan: "A Plan for the Implementation, Maintenance and Enforcement of National Ambient Air Quality Standards in the State of Washington."
- (b) The plan was officially submitted on January 28, 1972.
- (c) Supplemental information was submitted on January 28, 1972 and May 5, 1972.

**§ 52.2471 Classification of regions.**

The Washington plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Eastern Washington-Northern Idaho Interstate	I	IA	III	I	III
Northern Washington Intrastate	II	III	III	III	III
Olympic-Northwest Washington Intrastate	II	II	III	III	III
Portland Interstate	I	IA	III	I	I
Puget Sound Intrastate	I	IA	I	I	I
South Central Washington Intrastate	I	III	III	III	III

**§ 52.2472 Extensions.**

(a) The Administrator hereby extends for 2 years the attainment date for the national standards for photochemical oxidants (hydrocarbons) and carbon monoxide in the Puget Sound Intrastate Region and for carbon monoxide in the Washington portion of the Eastern Washington-Northern Idaho Interstate Region.

**§ 52.2473 Approval status.**

With the exceptions set forth in this subpart, the Administrator approves Washington's plan for the attainment and maintenance of the national standards.

**§ 52.2474 General requirements.**

(a) The requirements of § 51.10(e) of this chapter are not met since the plan does not provide the necessary procedures for making emission data, as correlated with allowable emissions, available to the public.

(b) 4.03.00 and 4.07.00 of Virginia's "Air Pollution Control Regulations" (emission limitation for particulate matter from fuel combustion sources and incinerators, respectively), which are a part of the particulate matter control strategy, are disapproved in accordance with paragraph (a) of this section.

**§ 52.2426 Control strategy and regulation: Nitrogen dioxide.**

(a) The requirements of § 51.14(c) (3) of this chapter are not met since the plan does not provide for the degree of nitrogen oxides emission reduction attainable through the application of reasonably available control technology in the State Capital and Hampton Roads Intrastate Regions.

(b) 4.05.05(b) (2) (a) and 4.05.05(b) (2) (b) of Virginia's "Air Pollution Control Regulations" (emission limitation for nitrogen oxides from gas and oil-fired fuel combustion sources), which is a part of the nitrogen dioxide control strategy, is disapproved.

**§ 52.2427 Source surveillance.**

(a) The requirements of § 51.19(b) of this chapter are not met since the plan does not provide for periodic testing of stationary sources.

(b) The requirements of § 51.19(c) of this chapter are not met since the plan does not provide for specific procedures for detecting violations of any rules and regulations through the enforcement of appropriate visible emission limitations.

**§ 52.2428 Request for 2-year extensions.**

(a) Virginia's request under § 51.30 of this chapter for carbon monoxide in the State Capital and Hampton Roads Intrastate Regions are not applicable since the national standards are presently being attained.

(b) Virginia's requests under § 51.30 of this chapter for photochemical oxidants in the State Capital and Hampton Roads Intrastate Regions are not applicable since the plan demonstrates that the national standards will be attained by January 1975.

**§ 52.2429 Attainment dates for national standards.**

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Virginia's plan, except where noted.

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter Pri-Secondary	Sulfur oxides Pri-Secondary	Nitrogen dioxide	Carbon monoxide	
Eastern Tennessee-Southwestern Virginia Interstate	Dec. 1974	Dec. 1973	d	d	d
Valley of Virginia Intrastate	July 1974	d	d	d	d
Central Virginia Intrastate	a	d	d	d	d
Northeastern Virginia Intrastate	a	d	d	d	d
State Capital Intrastate	a	d	a	d	Jan. 1975
Hampton Roads Intrastate	a	Jan. 1975	a	d	Jan. 1975
National Capital Interstate	July 1974	Jan. 1975	d	d	Jan. 1975

§ 52.2475 Legal authority.

(a) The requirements of § 51.11(f) of this chapter are not met since authority to make emission data available to the public is inadequate in the Puget Sound Air Pollution Control Agency, the Spokane County Air Pollution Control Authority, the Northwest Air Pollution Authority, the Southwest Air Pollution Control Authority, the Olympic Air Pollution Control Authority, the Yakima County Clean Air Authority, the Douglas County Air Pollution Control Commission, the Grant County Air Pollution Control Authority, and the Tri-County Air Pollution Control Authority, because RCW 70.94.205 would require confidential treatment in certain circumstances if the data related to processes or production unique to the owner or operator, or were likely to affect adversely the competitive position of the owner or operator.

§ 52.2476 Control strategy: Nitrogen dioxide.

(a) The requirements of § 51.14(c) (3) of this chapter are not met since the plan does not provide for the degree of nitrogen oxides emission reduction attainable through the application of reasonably available control technology in the Puget Sound Intrastate Region.

§ 52.2477 Source surveillance.

(a) The requirements of § 51.19(a) of this chapter are not met since the plan does not set forth legally enforceable procedures for requiring owners or operators of stationary sources to maintain records of, and periodically report to the State information on, the nature and amounts of emissions as may be necessary to enable the State to determine whether such sources are in compliance with applicable portions of the control strategy.

§ 52.2478 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Washington's plan, except where noted.

Air quality control region	Pollutant						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Primary	Secondary	Primary	Secondary			
Eastern Washington-Northern Idaho Interstate	<u>a</u>	<u>a</u>	c	c	c	June, 1977 <sup>d</sup>	c
Northern Washington-Intrastate	b	<u>a</u>	c	c	c	c	c
Olympic-Northwest Washington Intrastate	<u>a</u>	<u>a</u>	b	<u>a</u>	c	c	c
Portland Interstate	July, 1975	July, 1975	<u>a</u>	<u>a</u>	c	c	c
Puget Sound Intrastate	Dec. 1973	<u>a</u>	Jan. 1975	Jan. 1975	<u>a</u>	June 1977	June 1977 <sup>d</sup>
South Central Washington Intrastate	<u>a</u>	<u>a</u>	c	c	c	c	c

NOTE.—Footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date or the date provided was not acceptable.

- a. 3 years from plan approval or promulgation.
- b. Air quality levels presently below primary standards.
- c. Air quality levels presently below secondary standards.
- d. Transportation and/or land use control strategies are to be submitted no later than February 15, 1973, with the first semiannual report.

§ 52.2479 Transportation and land-use controls.

(a) To complete the requirements of §§ 51.11(b) and 51.14 of this chapter, the Governor of Washington must submit to the Administrator:

(1) No later than February 15, 1973, the selection of the appropriate transportation control alternative and a demonstration that said alternative, along with Washington's presently adopted source emission limitations for hydrocarbons and carbon monoxide and the Federal Motor Vehicle Control Program, will attain and maintain the national standards for photochemical oxidants (hydrocarbons) in the Puget Sound Intrastate Region and for carbon monoxide in the Washington portion of the Eastern Washington-Northern Idaho Interstate Region by June 1977. By this date (February 15, 1973), the State also must include a detailed timetable for implementing the legislative authority, regulations, and administrative policies required for carrying out the transportation control alternative by June 1977.

(2) No later than July 1, 1973, the legislative authority that is needed for carrying out the required transportation control alternative.

(3) No later than December 30, 1973, the necessary adopted regulations and administrative policies needed to implement the transportation control alternative.

**RULES AND REGULATIONS**

**§ 52.2523 Attainment dates for national standards.**

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in West Virginia's plan.

Air quality control region	Pollutant			
	Particulate matter Primary	Sulfur oxides Primary	Nitrogen dioxide	Photochemical oxidants (hydrocarbons)
Steubenville-Weirton-Wheeling Interstate	June 1975	June 1975	a	a
Parkersburg-Marietta Interstate	June 1975	June 1975	a	a
Huntington-Ashland Portsmouth-Ironton Interstate	June 1975	a	a	a
Kanawha Valley Intrastate	June 1975	a	a	a
Southern West Virginia Intrastate	a	a	a	a
North Central West Virginia Intrastate	June 1975	a	a	a
Cumberland-Keyser Interstate	June 1975	June 1975	a	a
Central West Virginia Intrastate	a	a	a	a
Allegheny Interstate	a	a	a	a
Eastern Panhandle Intrastate	a	a	a	a

a. Air quality levels presently below secondary standards.

**Subpart YY—Wisconsin**

**§ 52.2570 Identification of plan.**

- (a) Title of plan: "A Statewide Implementation Plan to Achieve Air Quality Standards for Particulates, Sulfur Oxides, Nitrogen Oxides, Hydrocarbons, Oxidants, and Carbon Monoxide in the State of Wisconsin."
- (b) The plan was officially submitted on January 14, 1972.
- (c) Supplemental information was submitted on February 15, March 3, March 16, and April 2, 1972, by the Bureau of Air Pollution Control and Solid Waste Disposal.

**Subpart XX—West Virginia**

**§ 52.2520 Identification of plan.**

- (a) Title of plan: "State of West Virginia Implementation Plan to Achieve and Maintain Air Quality Standards for Particulates, Sulfur Oxides, Nitrogen Oxides, Carbon Monoxide, Hydrocarbons, and Oxidants."
- (b) The plan was officially submitted on January 27, 1972.
- (c) Supplemental information was submitted on March 3 and May 5, 1972, by the West Virginia Air Pollution Control Commission.

**§ 52.2521 Classification of regions.**

The West Virginia plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Steubenville-Weirton-Wheeling Interstate	I	I	III	III	III
Parkersburg-Marietta Interstate	I	II	III	III	III
Huntington-Ashland-Portsmouth-Ironton Interstate	I	III	III	III	III
Kanawha Valley Intrastate	I	III	III	III	III
Southern West Virginia Intrastate	III	III	III	III	III
North Central West Virginia Intrastate	I	III	III	III	III
Cumberland-Keyser Interstate	I	I	III	III	III
Central West Virginia Intrastate	III	III	III	III	III
Allegheny Interstate	III	III	III	III	III
Eastern Panhandle Intrastate	III	III	III	III	III

**§ 52.2522 Approval status.**

The Administrator approves West Virginia's plan for the attainment and maintenance of the national standards.

§ 52.2571 Classification of regions.  
The Wisconsin plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	
Duluth (Minnesota)-Superior (Wisconsin) Interstate	I	II	III	III	III
North Central Wisconsin Intrastate	II	III	III	III	III
Lake Michigan Intrastate	II	III	III	III	III
Southeast Minnesota-La Crosse (Wisconsin) Interstate	II	IA	III	III	III
Southern Wisconsin Intrastate	II	III	III	III	III
Southeastern Wisconsin Intrastate	I	II	I	III	I
Rockford (Illinois)-Jamesville-Beloit (Wisconsin) Interstate	II	III	III	III	III
Metropolitan Dubuque Interstate	I	III	IA	III	III

§ 52.2572 Approval status.

With the exceptions set forth in this subpart, the Administrator approves Wisconsin's plan for the attainment and maintenance of the national standards.

§ 52.2573 General requirements.

(a) The requirements of § 51.10(e) of this chapter are not met since the plan does not provide for public availability of emission data.

§ 52.2574 Legal authority.

(a) The requirements of § 51.11(a) (6) of this chapter are not met since section 144.33 of the Wisconsin Air Law will preclude the release of emission data in certain situations.

§ 52.2575 Control strategy and regulations: Sulfur oxides.

(a) The control strategy presented in the plan for sulfur oxides in the Southeast Minnesota-La Crosse Interstate Region does not satisfy the requirements of § 51.4 of this chapter since a public hearing was not held on the strategy and associated regulations; therefore, the strategy is disapproved.

§ 52.2576 Prevention of air pollution emergency episodes.

(a) The requirements of § 51.16(b) of this chapter are not met since Wisconsin regulation NR154.1.1 defines the Air Pollution Emergency Level for carbon monoxide and for the product of sulfur dioxide and particulate matter at levels equal to or greater than those levels, which could cause significant harm to the health of persons, as set forth in § 51.16(a) of this chapter.

§ 52.2577 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Wisconsin's plan, except where noted.

Air quality control region	Pollutant:					Photochemical oxidants (hydrocarbons)
	Particulate matter (PM <sub>10</sub> )	Sulfur oxides (SO <sub>x</sub> )	Nitrogen dioxide (NO <sub>2</sub> )	Carbon monoxide (CO)	Ozone (O <sub>3</sub> )	
Duluth (Minnesota)-Superior (Wisconsin) Interstate	a	b	a	c	c	c
North Central Wisconsin Intrastate	b	c	c	c	c	c
Lake Michigan Intrastate	b	c	c	c	c	c
Southeast Minnesota-La Crosse (Wisconsin) Interstate	b	a	July 1977	c	c	c
Southern Wisconsin Intrastate	b	c	c	c	c	c
Southeastern Wisconsin Intrastate	a	b	a	a	c	a
Rockford (Illinois)-Jamesville-Beloit (Wisconsin) Interstate	b	c	c	c	c	c
Metropolitan Dubuque Interstate	a	c	a	a	c	c

NOTE.—Date and footnotes which are underlined are proposed by the Administrator because the plan did not provide a specific date or the date provided was not acceptable.

a. 3 years from plan approval or promulgation.

b. Air quality levels presently below primary standards.

c. Air quality levels presently below secondary standards.

Subpart ZZ—Wyoming

§ 52.2620 Identification of plan.

(a) Title of plan: "Implementation Plan for Air Quality Control, State of Wyoming."

(b) The plan was officially submitted on January 26, 1972.

(c) Supplemental information was submitted on March 28 and May 3, 1972, by the Wyoming Air Quality Section.

**§ 52.2621 Classification of regions.**  
The Wyoming plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant					Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide		
Cheyenne Intrastate	II	III	III	III	III	III
Casper Intrastate	II	III	III	III	III	III
Wyoming Intrastate	III	III	III	III	III	III

**§ 52.2622 Approval status.**

With the exceptions set forth in this subpart, the Administrator approves Wyoming's plan for the attainment and maintenance of the national standards.

**§ 52.2623 Legal authority.**

(a) The requirements of § 51.11(a) (4) of this chapter are not met since the State lacks the authority to prevent the construction of new sources and modification of existing sources.

(b) The requirements of § 51.11(a) (5) of this chapter are not met since the State lacks the authority to require recordkeeping and to make inspections and conduct tests.

(c) The requirements of § 51.11(a) (6) of this chapter are not met since the State lacks the authority to require installation of monitoring devices. In addition, emission data cannot be made available to the public because section 35-499 of the Wyoming Air Quality Act of 1967 requires that information which may tend to affect the competitive position of the owner be held confidential.

**§ 52.2624 General requirements.**

(a) The requirements of § 51.10(e) of this chapter are not met since the plan does not provide procedures for making emission data, as correlated with applicable emission limitations, available to the public.

**§ 52.2625 Review of new sources and modifications.**

(a) The requirements of § 51.18 of this chapter are not met since the plan does not provide legally enforceable procedures to prevent the construction of a new source or modification of an existing source.

**§ 52.2626 Source surveillance.**

(a) The requirements of § 51.19(a) (1) of this chapter are not met since the plan lacks the legally enforceable procedures to require recordkeeping and periodic reporting of emission data.

**§ 52.2627 Air quality surveillance.**

(a) The requirements of § 51.17(c) of this chapter are not met since the plan does not provide for monitoring of air quality during any air pollution emergency episode stage.

**§ 52.2628 Attainment dates for national standards.**

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Wyoming's plan.

Air quality control region	Pollutant					Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide		
Cheyenne Intrastate	a June 30, 1973	b	b	b	b	b
Casper Intrastate	b	b	b	b	b	b
Wyoming Intrastate	b	b	b	b	b	b

a. Air quality levels presently below primary standards.  
b. Air quality levels presently below secondary standards.

**Subpart AAA—Guam**

**§ 52.2670 Identification of plan.**

(a) Title of plan: "Implementation Plan for Compliance With the Ambient Air Quality Standards for the Territory of Guam."

(b) The plan was officially submitted on January 25, 1972.

**§ 52.2671 Classification of regions.**

The Guam plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant			Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur dioxide	Carbon monoxide	
Guam	III	II	III	III

**§ 52.2672 Approval status.**

The Administrator approves Guam's plan for the attainment and maintenance of the national standards.

**§ 52.2673 Attainment dates for national standards.**

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Guam's plan.

Air quality control region	Pollutant					Photochemical oxidants (hydrocarbons)
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide		
Guam	a June 1975	a June 1977	a	a	a	a

a. Air quality levels presently below secondary standards.

Subpart BBB—Puerto Rico

§ 52.2720 Identification of plan.

- (a) Title of plan: "Clean Air for Puerto Rico."
- (b) The plan was submitted on January 31, 1972.

§ 52.2721 Classification of regions.

The Puerto Rico plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Puerto Rico	IA	IA	III	III	III

§ 52.2722 Approval status.

The Administrator approves Puerto Rico's plan for the attainment and maintenance of the national standards.

§ 52.2723 Attainment dates for national standards.

The following table presents the latest dates by which the national standards are to be attained. These dates reflect the information presented in Puerto Rico's implementation plan.

Air quality control region	Pollutant						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Pri-ary	Sec-ondary	Pri-ary	Sec-ondary			
Puerto Rico	April 1975	April 1975	April 1975	April 1975	a	a	a

a. Air quality levels presently below secondary standards.

Subpart CCC—U.S. Virgin Islands

§ 52.2770 Identification of plan.

- (a) Title of plan: "Air Quality Control Implementation Plan for the U.S. Virgin Islands."
- (b) The plan was officially submitted on January 31, 1972.
- (c) Supplemental information was submitted on April 26, 1972, by the Division of Environmental Health, U.S. Virgin Islands Department of Health.

§ 52.2771 Classification of regions.

The U.S. Virgin Islands plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
U. S. Virgin Islands	IA	IA	III	III	III

§ 52.2772 Approval status.

With the exceptions set forth in this subpart, the Administrator approves the U.S. Virgin Islands plan for attainment and maintenance of the national standards.

§ 52.2773 General requirements.

- (a) The requirements of § 51.10(e) of this chapter are not met since the plan does not provide for public availability of emission data.

§ 52.2774 Legal authority.

- (a) The requirements of § 51.11(a) (6) of this chapter are not met since release of emission data to the public might be precluded by section 213, title 12 of the Virgin Islands Code, in certain circumstances.

§ 52.2775 Review of new sources and modifications.

- (a) The requirements of § 51.18(c) of this chapter are not met since the plan does not provide a means of disapproving construction or modification of stationary sources if said construction or modification will interfere with attainment or maintenance of a national standard.