

Reason

(e) The mandatory continuing airworthiness information (MCAI) states:

A case was reported where the NLG leg of a DA 40 aircraft failed in the area of the nose gear leg pivot axle. The affected airplane was mostly operated on grass runways and used for training operations. The investigation showed that the failure was due to a fatigue crack that had developed in the pivot axle. Subsequent material inspections determined that these cracks may also develop on other aircraft, depending on the type of operation.

This condition, if not detected and corrected, could lead to further cases of NLG failure, possibly causing damage to the aircraft and injuries to occupants. To address and correct this unsafe condition, ACG issued AD A-2005-005 to require repetitive inspections of the NLG leg and, in case cracks are found, replacement of the NLG leg with a serviceable unit. Since that AD was issued, Diamond Aircraft Industries developed a redesigned NLG leg which is not affected by the cracking phenomenon addressed by AD A-2005-005.

For the reasons described above, this EASA AD retains the requirements of ACG AD A-2005-005, which is superseded, and excludes aircraft from the applicability that have the improved NLG leg installed.

Actions and Compliance

(f) Unless already done, do the following actions:

(1) Inspect the nose landing gear (NLG) leg for cracks within the next 12 months after September 25, 2007 (the effective date retained from AD 2007-17-06), or within the next 200 hours time-in-service (TIS) after September 25, 2007 (the effective date retained from AD 2007-17-06), whichever occurs later. Do the inspection following Diamond Aircraft Industries GmbH Mandatory Service Bulletin No. MSB40-046/1, No. MSBD4-046/1, dated April 25, 2007, or Diamond Aircraft Industries GmbH Mandatory Service Bulletin No. MSB40-046/3, No. MSBD4-046/3, dated November 17, 2008.

(2) If any cracks are found during the inspection required in paragraph (f)(1) of the AD or during any inspection required in paragraph (f)(2)(ii) or (f)(3) of this AD, replace the NLG leg before further flight. Do the replacement following Diamond Aircraft Industries GmbH Mandatory Service Bulletin No. MSB40-046/1, No. MSBD4-046/1, dated April 25, 2007; or Diamond Aircraft Industries GmbH Mandatory Service Bulletin No. MSB40-046/3, No. MSBD4-046/3, dated November 17, 2008.

(i) Replacing a NLG leg with a part number (P/N) D41-3223-10-00_1 or higher (2, 3, etc.) terminates the repetitive inspections required in this AD.

(ii) Replacing a NLG leg with a P/N D41-3223-10-00 requires repetitive inspections as specified in paragraph (f)(3) of this AD until a P/N D41-3223-10-00_1 or higher (2, 3, etc.) is installed.

(3) If no cracks are found during the inspection required in paragraph (f)(1) of this AD or a cracked NLG leg is replaced with a P/N D41-3223-10-00 NLG leg, repetitively inspect thereafter at intervals not to exceed

12 months or 200 hours TIS, whichever occurs later, until a P/N D41-3223-10-00_1 or higher (2, 3, etc.) is installed. Do these repetitive inspections following Diamond Aircraft Industries GmbH Mandatory Service Bulletin No. MSB40-046/3, No. MSBD4-046/3, dated November 17, 2008.

(i) If a repetitive inspection occurs before June 17, 2009 (the effective date of this AD), then you may use Diamond Aircraft Industries GmbH Mandatory Service Bulletin No. MSB40-046/1, No. MSBD4-046/1, dated April 25, 2007.

(ii) All inspections that occur after June 17, 2009 (the effective date of this AD), must be done following Diamond Aircraft Industries GmbH Mandatory Service Bulletin No. MSB40-046/3, No. MSBD4-046/3, dated November 17, 2008.

(4) After installing a P/N D41-3223-10-00_1 or higher (2, 3, etc.) as a replacement part, installing a NLG leg P/N D41-3223-10-00 is no longer allowed.

FAA AD Differences

Note: This AD differs from the MCAI and/or service information as follows: No differences.

Other FAA AD Provisions

(g) The following provisions also apply to this AD:

(1) *Alternative Methods of Compliance (AMOCs):* The Manager, Standards Office, FAA, has the authority to approve AMOCs for this AD, if requested using the procedures found in 14 CFR 39.19. Send information to ATTN: Sarjapur Nagarajan, Aerospace Engineer, FAA, Small Airplane Directorate, 901 Locust, Room 301, Kansas City, Missouri 64106; telephone: (816) 329-4145; fax: (816) 329-4090. Before using any approved AMOC on any airplane to which the AMOC applies, notify your appropriate principal inspector (PI) in the FAA Flight Standards District Office (FSDO), or lacking a PI, your local FSDO.

(2) *Airworthy Product:* For any requirement in this AD to obtain corrective actions from a manufacturer or other source, use these actions if they are FAA-approved. Corrective actions are considered FAA-approved if they are approved by the State of Design Authority (or their delegated agent). You are required to assure the product is airworthy before it is returned to service.

(3) *Reporting Requirements:* For any reporting requirement in this AD, under the provisions of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), the Office of Management and Budget (OMB) has approved the information collection requirements and has assigned OMB Control Number 2120-0056.

Related Information

(h) Refer to MCAI European Aviation Safety Agency (EASA) AD No. 2009-0016, dated January 22, 2009; Diamond Aircraft Industries GmbH Mandatory Service Bulletin No. MSB40-046/1, No. MSBD4-046/1, dated April 25, 2007; and Diamond Aircraft Industries GmbH Mandatory Service Bulletin No. MSB40-046/3, No. MSBD4-046/3, dated November 17, 2008, for related information.

Material Incorporated by Reference

(i) You must use Diamond Aircraft Industries GmbH Mandatory Service Bulletin No. MSB40-046/1, No. MSBD4-046/1, dated April 25, 2007; and Diamond Aircraft Industries GmbH Mandatory Service Bulletin No. MSB40-046/3, No. MSBD4-046/3, dated November 17, 2008, to do the actions required by this AD, unless the AD specifies otherwise.

(1) The Director of the Federal Register approved the incorporation by reference of Diamond Aircraft Industries GmbH Mandatory Service Bulletin No. MSB40-046/3, No. MSBD4-046/3, dated November 17, 2008, under 5 U.S.C. 552(a) and 1 CFR part 51.

(2) On September 25, 2007 (72 FR 46549, August 21, 2007), the Director of the Federal Register previously approved the incorporation by reference of Diamond Aircraft Industries GmbH Mandatory Service Bulletin No. MSB40-046/1, No. MSBD4-046/1, dated April 25, 2007.

(3) For service information identified in this AD, contact Diamond Aircraft Industries GmbH, N.A. Otto-Strabe 5, A-2700 Wiener Neustadt; fax: 43-2622-26620; or e-mail: support@diamond-air.at.

(4) You may review copies of the service information incorporated by reference for this AD at the FAA, Central Region, Office of the Regional Counsel, 901 Locust, Kansas City, Missouri 64106. For information on the availability of this material at the Central Region, call (816) 329-3768.

(5) You may also review copies of the service information incorporated by reference for this AD at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call (202) 741-6030, or go to: http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

Issued in Kansas City, Missouri, on May 1, 2009.

Scott A. Horn,

Acting Manager, Small Airplane Directorate, Aircraft Certification Service.

[FR Doc. E9-10652 Filed 5-12-09; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 63**

[EPA-RO4-OAR-2008-0904; FRL-8893-7]

Amendment to Requirements for Providing Information on the Delegation of the Administrator's Authorities and Responsibilities for Certain States

AGENCY: Environmental Protection Agency (EPA).

ACTION: Direct final rule.

SUMMARY: Pursuant to section 112(l) of the Clean Air Act, States with approved

programs may take delegation of the Administrator's authorities and responsibilities to implement and enforce the emission standards and other requirements for hazardous air pollutants subject to this section. The delegation status of each State is published in the rules implementing section 112(l). EPA is taking this action to accomplish the following: correct a sequential numbering error in regulations that failed to reserve space for the alphabetical listing of the State of Florida; reserve space for the State of Florida; and, add delegation information for the States of Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, and South Carolina.

DATES: This direct final rule is effective *July 13, 2009* without further notice, unless EPA receives adverse comment by June 12, 2009. If adverse comment is received, EPA will publish a timely withdrawal of the direct final rule in the **Federal Register** and inform the public that the rule will not take effect.

ADDRESSES: Submit your comments, identified by Docket ID No. EPA-RO4-OAR-2008-0904 by one of the following methods:

1. *www.regulations.gov*: Follow the on-line instructions for submitting comments.
2. *E-mail*: page.lee@epa.gov.
3. *Fax*: 404-562-9095
4. *Mail*: "EPA-RO4-OAR-2008-0904", Air Toxics Assessment and Implementation Section, Air Toxics and Monitoring Branch, Air Pesticides and Toxics Management Division, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street, SW., Atlanta, Georgia 30303-8960.
5. *Hand Delivery or Courier*: Lee Page, Air Toxics and Monitoring Branch, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street, SW., Atlanta, Georgia 30303-8960. Such deliveries are only accepted during the Regional Office's normal hours of operation. The Regional Office's official hours of business are Monday through Friday, 8:30 am to 4:30 pm, excluding federal holidays.

Instructions: Direct your comments to Docket ID No. EPA-RO4-OAR-2008-0904. EPA's policy is that all comments received will be included in the public docket without change and may be made available online at *www.regulations.gov*, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit through *www.regulations.gov* or e-mail,

information that you consider to be CBI or otherwise protected. The *www.regulations.gov* Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through *www.regulations.gov*, your e-mail address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses. For additional information about EPA's public docket visit the EPA Docket Center homepage at <http://www.epa.gov/epahome/dockets.htm>.

Docket: All documents in the electronic docket are listed in the *www.regulations.gov* index. Although listed in the index, some information is not publicly available, *i.e.*, CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the Internet and will be publicly available only in hard copy form. Publicly available docket materials are available either electronically in *www.regulations.gov* or in hard copy at the Air Toxics Assessment and Implementation Section, Air Toxics and Monitoring Branch, Air, Pesticides and Toxics Management Division, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street, SW., Atlanta, Georgia 30303-8960. EPA requests that if at all possible, you contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to schedule your inspection. The Regional Office's official hours of business are Monday through Friday, 8:30 am to 4:30 pm, excluding federal holidays.

FOR FURTHER INFORMATION CONTACT: Lee Page, Air Toxics Assessment and Implementation Section, Air Toxics and Monitoring Branch, Air, Pesticides and Toxics Management Division, U.S. Environmental Protection Agency Region 4, 61 Forsyth Street, SW., Atlanta Georgia 30303-8960. The telephone number is (404) 562-9131.

Mr. Page can also be reached via electronic mail at page.lee@epa.gov.

SUPPLEMENTARY INFORMATION:

I. Background

Section 112(l) of the Clean Air Act (CAA) provides that each State may develop and submit to EPA for approval a program for the implementation and enforcement of emission standards and other requirements for hazardous air pollutants. Consistent with Section 112(l), EPA has promulgated regulations, at 40 CFR 63.90-63.99, that establish procedures for the approval of such State programs, including procedures for any partial or complete delegation of EPA's authority. The delegation status of each State is listed in 40 CFR 63.99.

II. Discussion

All eight Region 4 States (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, and Tennessee) have approved programs under section 112(l) of the CAA for taking delegation of Part 63 regulations. Section 112(l) program approvals were components of each State's Title V permitting program approval and can be found in the following **Federal Registers**: October 29, 2001 for Alabama; October 1, 2001, for Florida; June 8, 2000, for Georgia; October 31, 2001, for Kentucky; December 28, 1994, for Mississippi; August 31, 2001, for North Carolina; June 26, 1995, for South Carolina; and March 20, 2001, for Tennessee.

The approved Part 63 delegation mechanism for the States of Alabama, Florida, Georgia, Kentucky, and Mississippi is a process commonly described as "adopt by reference" in which formal delegation of federal rules occurs when the State rulemaking process to adopt a federal rule by reference is complete. The approved Part 63 delegation mechanism for the States of North Carolina, South Carolina and Tennessee is a process commonly described as "automatic delegation" in which formal delegation of federal rules occurs without the need for completing specific State rulemaking actions for taking delegation and is automatically completed on the promulgation date of each Part 63 regulation.

The purpose of today's action is to identify the specific Part 63 delegations that have been previously completed for seven States: Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina and South Carolina. In addition, corrections are being made to the sequential numbering in order to maintain the list of State delegation information in alphabetical order and to

provide space for delegation information on the State of Florida.

III. Final Action

This rule amends 40 CFR 63.99 to add CAA Section 112(l) delegation information for the States of Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, and South Carolina. This action also corrects sequential numbering in 40 CFR 63.99. EPA is publishing this rule without prior proposal because the Agency views this as a noncontroversial action and anticipates no adverse comments. However, in the proposed rules section of this **Federal Register** publication, EPA is publishing a separate document that will serve as the proposal for this rule should adverse comments be filed. This rule will be effective July 13, 2009 without further notice unless the Agency receives adverse comments by June 12, 2009.

If the EPA receives such comments, then EPA will publish a document withdrawing the direct final rule and informing the public that the rule will not take effect. All public comments received will then be addressed in a subsequent final rule based on the proposed rule. The EPA will not institute a second comment period. Parties interested in commenting should do so at this time. If no such comments are received, the public is advised that this rule will be effective on July 13, 2009 and no further action will be taken on the proposed rule. Please note that if we receive adverse comment on an amendment, paragraph, or section of this rule and if that provision may be severed from the remainder of the rule, we may adopt as final those provisions of the rule that are not the subject of an adverse comment.

Statutory and Executive Order Reviews

Under the CAA, the Administrator is required to approve a section 112(l) delegation request that complies with the provisions of the Act and applicable Federal regulations. Thus, in reviewing section 112(l) submissions, EPA's role is to approve state choices, provided that they meet the criteria of the CAA. Accordingly, this action merely identifies previous EPA approved State delegation requests under section 112(l) and makes a correction to sequential numbering in the regulations and does not impose additional requirements beyond those imposed by state law. For that reason, this action:

- Is not a "significant regulatory action" subject to review by the Office of Management and Budget under Executive Order 12866 (58 FR 51735, October 4, 1993);

- Does not impose an information collection burden under the provisions of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*);

- Is certified as not having a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*);

- Does not contain any unfunded mandate or significantly or uniquely affect small governments, as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104–4);

- Does not have Federalism implications as specified in Executive Order 13132 (64 FR 43255, August 10, 1999);

- Is not an economically significant regulatory action based on health or safety risks subject to Executive Order 13045 (62 FR 19885, April 23, 1997);

- Is not a significant regulatory action subject to Executive Order 13211 (66 FR 28355, May 22, 2001);

- Is not subject to requirements of Section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272 note) because application of those requirements would be inconsistent with the CAA; and

- Does not provide EPA with the discretionary authority to address, as appropriate, disproportionate human health or environmental effects, using practicable and legally permissible methods, under Executive Order 12898 (59 FR 7629, February 16, 1994).

In addition, this rule does not have tribal implications as specified by Executive Order 13175 (65 FR 67249, November 9, 2000), because the action is not approved to apply in Indian country located in the state, and EPA notes that it will not impose substantial direct costs on tribal governments or preempt tribal law.

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. EPA will submit a report containing this action and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. A major rule cannot take effect until 60 days after it is published in the **Federal Register**. This action is not a "major rule" as defined by 5 U.S.C. 804(2).

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of

this action must be filed in the United States Court of Appeals for the appropriate circuit by July 13, 2009. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. Parties with objections to this direct final rule are encouraged to file a comment in response to the parallel notice of proposed rulemaking for this action published in the proposed rules section of today's **Federal Register**, rather than file an immediate petition for judicial review of this direct final rule, so that EPA can withdraw this direct final rule and address the comment in the proposed rulemaking. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

List of Subjects in 40 CFR Part 63

Environmental protection, Administrative practice and procedure, Air pollution control, Hazardous substances, Intergovernmental relations, Reporting and recordkeeping requirements.

Dated: April 3, 2009.

A. Stanley Meiburg,

Acting Regional Administrator, Region 4.

■ Title 40, chapter I, part 63 of the *Code of Federal Regulations* is amended as follows:

PART 63—[AMENDED]

■ 1. The authority citation for part 63 continues to read as follows:

Authority: 42 U.S.C. 7401 *et seq.*

Subpart E—Approval of State Programs and Delegation of Federal Authorities

■ 2. Section 63.99 is amended as follows:

■ a. By adding paragraph (a)(1)(i).

■ b. By redesignating paragraphs (a)(10) through (a)(48) as paragraphs (a)(11) through (a)(49), respectively.

■ c. By adding a new paragraph (a)(10).

■ d. By adding a new paragraph (a)(11)(i) to newly designated paragraph (a)(11).

■ e. By adding a new paragraph (a)(18).

■ f. In newly designated paragraph (a)(20)(iii) introductory text by removing the reference "(a)(19)(iii)(A)" and adding in its place the reference "(a)(20)(iii)(A)".

■ g. In newly designated paragraph (a)(22)(ii) introductory text by removing

the reference “(a)(21)(ii)(A)” and adding in its place the reference “(a)(22)(ii)(A)”.

■ h. By adding a new paragraph (a)(25).

■ i. In newly designated paragraph (a)(30)(iv) introductory text by removing the reference “(a)(29)(iii)” and adding in its place the reference “(a)(30)(iii)”.

■ j. In newly designated paragraph (a)(30)(iv)(A) introductory text by removing the reference “(a)(29)(iii)” and adding in its place the reference “(a)(30)(iii)”.

■ k. In newly designated paragraph (a)(31)(i) introductory text by removing the reference “(a)(30)(i)(A)” and adding in its place the reference “(a)(31)(i)(A)”.

■ l. By adding a new paragraph (a)(34)(i) to newly designated paragraph (a)(34).

■ m. By adding paragraph (a)(41)(i).

■ n. In newly designated paragraph (a)(48)(i) table footnote number 7 text by removing the reference “(a)(47)(ii)” and adding in its place the reference “(a)(48)(ii)”.

■ o. In the newly designated paragraph (a)(48) in “Note to paragraph (a)(47)” by removing the reference “(a)(47)” and adding in its place the reference “(a)(48)”.

§ 63.99 Delegated Federal authorities.

(a) * * *

(1) * * *

(i) The following table lists the specific part 63 standards that have been delegated unchanged to the Alabama Department of Environmental Management for all sources. The “X” symbol is used to indicate each subpart that has been delegated. The delegations are subject to all of the conditions and limitations set forth in Federal law, regulations, policy, guidance, and determinations. Some authorities cannot be delegated and are retained by EPA. These include certain General Provisions authorities and specific parts of some standards.

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—ALABAMA¹

	Source category	Subpart	ADEM ²	JCDH ³	HDNR ⁴
1	HON	F, G, H, I	X	X	X
2	Polyvinyl Chloride & Co-polymers, VACATED on 5/11/05.	J			
3	Coke Ovens	L	X	X	X
4	Dry Cleaners	M	X	X	X
5	Chromium Electroplating	N	X	X	X
6	EtO Commercial Sterilization	O	X	X	X
7	Chromium Cooling Towers	Q	X	X	X
8	Gasoline Distribution (stage 1)	R	X	X	X
9	Pulp & Paper I	S	X	X	X
10	Halogenated Solvent Cleaning	T	X	X	X
11	Polymer & Resins 1	U	X	X	X
12	Polymer & Resins 2	W	X	X	X
13	Secondary Lead Smelters	X	X	X	X
14	Marine Tank Vessel Loading	Y	X	X	
15	Phosphoric Acid Mfg	AA	X	X	X
16	Phosphate Fertilizers Prod	BB	X	X	X
17	Petroleum Refineries	CC	X	X	X
18	Offsite Waste & Recovery	DD	X	X	X
	Tanks; Level 1	OO	X	X	X
	Containers	PP	X	X	X
	Surface Impoundments	QQ	X	X	X
	Drain Systems	RR	X	X	X
	Oil-Water Separators	VV	X	X	X
19	Magnetic Tape	EE	X	X	X
20	Aerospace Industry	GG	X	X	X
21	Oil & Natural Gas Prod	HH	X	X	X
	Area Source Requirements >>.				
22	Shipbuilding and Repair	II	X	X	X
23	Wood Furniture Mfg	JJ	X	X	X
24	Printing & Publishing	KK	X	X	X
25	Primary Aluminum	LL			
26	Pulp & Paper II (Combustion sources)	MM	X	X	X
27	Generic MACT:				
	Control Devices	SS	X	X	X
	Eq. Leaks—Level 1	TT	X	X	X
	Eq. Leaks—Level 2	UU	X	X	X
	Tanks—Level 2	WW	X	X	X
28	Generic MACT:				
	Ethylene Mfg	XX & YY	X	X	X
	Carbon Black	YY	X	X	X
	Spandex Prod	YY	X	X	X
	Cyanide Chemical Mfg	YY	X	X	X
	Acetal Resins	YY	X	X	X
	Acrylic/Modacrylic Fibers	YY	X	X	X
	Hydrogen Fluoride Prod	YY	X	X	X
	Polycarbonates Prod	YY	X	X	X
29	Steel Pickeling	CCC	X	X	X
30	Mineral Wool Prod	DDD	X	X	X
31	Hazardous Waste Combustion (Phase I)	EEE	X	X	X
32	Boilers that burn Haz. Waste (Phase II)	EEE	X	X	X
33	HCL Prod. Furnaces burning Haz. Waste (P II) ...	EEE	X	X	X
34	Pharmaceutical Prod	GGG	X	X	X

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—ALABAMA¹—Continued

	Source category	Subpart	ADEM ²	JCDH ³	HDNR ⁴
35	Nat. Gas Transmission & Storage	HHH	X	X	X
36	Flexible Polyurethane Foam Prod	III	X	X	X
37	Polymer & Resins 4	JJJ	X	X	X
38	Portland Cement	LLL	X	X	X
39	Pesticide Active Ingredients	MMM	X	X	X
40	Wool Fiberglass	NNN	X	X	X
41	Polymer & Resins 3 (Amino & Phenolic)	OOO	X	X	X
42	Polyether Polyols Prod	PPP	X	X	X
43	Primary Copper	QQQ			X
44	Secondary Aluminum Prod	RRR	X	X	X
45	Primary Lead Smelting	TTT			
46	Petro Refineries (FCC units)	UUU	X	X	X
47	POTW	VVV	X	X	X
48	Ferroalloys	XXX	X	X	X
49	Municipal Landfills	AAAA	X	X	X
50	Nutritional Yeast	CCCC	X	X	X
51	Plywood and Composite Wood Prod. (Partial Vacatur Oct. 07).	DDDD	X	X	X
52	Organic Liquids Distribution (non-gas)	EEEE	X	X	X
53	Misc. Organic NESHAP	FFFF	X	X	X
54	Vegetable Oil	GGGG	X	X	X
55	Wet Formed Fiberglass	HHHH	X	X	X
56	Auto & Light Duty Truck (coating)	IIII	X	X	X
57	Paper & Other Webs	JJJJ	X	X	X
58	Metal Can (coating)	KKKK	X	X	X
59	Misc. Metal Parts (coating)	MMMM	X	X	X
60	Large Appliances (coating)	NNNN	X	X	X
61	Printing, Coating, & Dyeing Fabrics	OOOO	X	X	X
62	Plastic Parts & Products (coating)	PPPP	X	X	X
63	Wood Building Products	QQQQ	X	X	X
64	Metal Furniture (coating)	RRRR	X	X	X
65	Metal Coil (coating)	SSSS	X	X	X
66	Leather Tanning & Finishing	TTTT			X
67	Cellulose Ethers Prod. Misc. Viscose Processes	UUUU			X
68	Boat Manufacturing	VVVV	X	X	X
69	Reinforced Plastic Composites	WWWW	X	X	X
70	Rubber Tire Mfg	XXXX	X	X	X
71	Stationary Combustion Turbines	YYYY	X	X	X
72	Reciprocating Int. Combustion Engines	ZZZZ	X	X	X
	Area Source Requirements >>.				
73	Lime Manufacturing	AAAAA	X	X	X
74	Semiconductor Production	BBBBB	X	X	X
75	Coke Ovens: (Push/Quench/Battery/Stacks)	CCCCC	X	X	X
76	Industrial/Commercial/Institutional Boilers & Process Heaters, VACATED on 7/30/07.	DDDDD			
77	Iron Foundries	EEEEE	X	X	X
78	Integrated Iron & Steel	FFFFF	X	X	X
79	Site Remediation	GGGGG	X	X	X
80	Misc. Coating Manufacturing	HHHHH	X	X	X
81	Mercury Cell Chlor-Alkali	IIIII	X	X	X
82	Brick & Structural Clay Products, VACATED on 6/18/07.	JJJJJ			
83	Clay Ceramics Manufacturing, VACATED on 6/18/07.	KKKKK			
84	Asphalt Roofing & Processing	LLLLL	X	X	X
85	Flex. Polyurethane Foam Fabrication	MMMMM			X
86	Hydrochloric Acid Prod/Fumed Silica	NNNNN	X	X	X
87	Engine & Rocket Test Facilities	PPPPP	X	X	X
88	Friction Materials Manufacturing	QQQQQ	X	X	X
89	Taconite Iron Ore	RRRRR	X	X	X
90	Refactories	SSSSS			X
91	Primary Magnesium	TTTTT	X	X	X

Area Source Rules

92	Hospital Sterilizers	WWWWW			
93	Stainless and Nonstainless Steel Mfg. Electric Arc Furnaces.	YYYYY			
94	Iron & Steel foundries	ZZZZZ			
95	Gasoline Distribution—Bulk	BBBBBB			
96	Gasoline Dispensing Facilities	CCCCCC			
97	PVC & Copolymers Prod	DDDDDD	X	X	

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—ALABAMA¹—Continued

	Source category	Subpart	ADEM ²	JCDH ³	HDNR ⁴
98	Primary Copper	EEEEEE	X	X	
99	Secondary Copper Smelting	FFFFFF	X	X	
100	Primary Nonferrous Metals	GGGGGG	X	X	
101	Paint Stripping	HHHHHH			
	Auto-Body Refinishing.				
	Plastic Parts & Prod. (coating).				
102	Acrylic/Modacrylic Fibers Prod	LLLLLL			
103	Carbon Black Prod	MMMMMM			
104	Chemical Mfg. Chrom	NNNNNN			
105	Flex. Polyurethane Foam Fab	OOOOOO			
	Flex. Polyurethane Foam Prod.				
106	Lead Acid Battery Mfg	PPPPPP			
107	Wood Preserving	QQQQQQ			
108	Clay Ceramics Mfg	RRRRRR			
109	Glass Mfg	SSSSSS			
110	Secondary Nonferrous Metals	TTTTTT			
110	Plating and Polishing	WWWWWW			
112	Industrial Mach. & Eq. Finishing	XXXXXX			
	Elect. & Electronics Eq. Finishing.				
	Fabricated Metal Prod.				
	Fabricated Plate Work (Boiler Shop).				
	Fabricated Structural Metal Mfg.				
	Heating Eq. Mfg.				
	Iron and Steel Forging.				
	Primary Metals Prod. Mfg.				
	Valves and Pipe Fittings Mfg.				
113	Ferroalloys Production	YYYYYY			
	Ferro/Silico Manganese.				

¹ State program approved on October 29, 2001. Table last updated on October 5, 2008.² Alabama Department of Environmental Management.³ Jefferson County Department of Health.⁴ Huntsville Department of Natural Resources.

* * * * *

(10) *Florida.*

(i) The following table lists the specific part 63 standards that have been delegated unchanged to the Florida Department of Environmental Protection

(FDEP) for all sources. The “X” symbol is used to indicate each subpart that has been delegated. The delegations are subject to all of the conditions and limitations set forth in Federal law, regulations, policy, guidance, and

determinations. Some authorities cannot be delegated and are retained by EPA. These include certain General Provisions authorities and specific parts of some standards.

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—FLORIDA¹

	Source category	Subpart	FDEP
1	HON	F, G, H, I	X
2	Polyvinyl Chloride & Co-polymers VACATED on 5/11/05	J	X
3	Coke Ovens	L	X
4	Dry Cleaners	M	X
5	Chromium Electroplating	N	X
6	EtO Commercial Sterilization	O	X
7	Chromium Cooling Towers	Q	X
8	Gasoline Distribution (stage 1)	R	X
9	Pulp & Paper I	S	X
10	Halogenated Solvent Cleaning	T	X
11	Polymer & Resins 1	U	X
12	Polymer & Resins 2	W	X
13	Secondary Lead Smelters	X	X
14	Marine Tank Vessel Loading	Y	X
15	Phosphoric Acid Mfg	AA	X
16	Phosphate Fertilizers Prod	BB	X
17	Petroleum Refineries	CC	X
18	Offsite Waste & Recovery	DD	X
	Tanks; Level 1	OO	X
	Containers	PP	X
	Surface Impoundments	QQ	X
	Drain Systems	RR	X
	Oil-Water Separators	VV	X
19	Magnetic Tape	EE	X
20	Aerospace Industry	GG	X
21	Oil & Natural Gas Prod	HH	X

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—FLORIDA¹—Continued

	Source category	Subpart	FDEP
	Area Source Requirements >>.		
22	Shipbuilding and Repair	II	X
23	Wood Furniture Mfg	JJ	X
24	Printing & Publishing	KK	X
25	Primary Aluminum	LL	X
26	Pulp & Paper II (Combustion sources)	MM	X
27	Generic MACT:		
	Control Devices	SS	X
	Eq. Leaks—Level 1	TT	X
	Eq. Leaks—Level 2	UU	X
	Tanks—Level 2	WW	X
28	Generic MACT:		
	Ethylene Mfg	XX & YY	X
	Carbon Black	YY	X
	Spandex Prod	YY	X
	Cyanide Chemical Mfg	YY	X
	Acetal Resins	YY	X
	Acrylic/Modacrylic Fibers	YY	X
	Hydrogen Fluoride Prod	YY	X
	Polycarbonates Prod	YY	X
29	Steel Pickeling	CCC	X
30	Mineral Wool Prod	DDD	X
31	Hazardous Waste Combustion (Phase I)	EEE	X
32	Boilers that burn Haz. Waste (Phase II)	EEE	X
33	HCL Prod. Furnaces burning Haz. Waste (P II)	EEE	X
34	Pharmaceutical Prod	GGG	X
35	Nat. Gas Transmission & Storage	HHH	X
36	Flexible Polyurethane Foam Prod	III	X
37	Polymer & Resins 4	JJJ	X
38	Portland Cement	LLL	X
39	Pesticide Active Ingredients	MMM	X
40	Wool Fiberglass	NNN	X
41	Polymer & Resins 3 (Amino & Phenolic)	OOO	X
42	Polyether Polyols Prod	PPP	X
43	Primary Copper	QQQ	X
44	Secondary Aluminum Prod	RRR	X
45	Primary Lead Smelting	TTT	X
46	Petro Refineries (FCC units)	UUU	X
47	POTW	VVV	X
48	Ferroalloys	XXX	X
49	Municipal Landfills	AAAA	X
50	Nutritional Yeast	CCCC	X
51	Plywood and Composite Wood Prod. (Partial Vacatur Oct. 07)	DDDD	X
52	Organic Liquids Distribution (non-gas)	EEEE	X
53	Misc. Organic NESHAP	FFFF	X
54	Vegetable Oil	GGGG	X
55	Wet Formed Fiberglass	HHHH	X
56	Auto & Light Duty Truck (coating)	IIII	X
57	Paper & Other Webs	JJJJ	X
58	Metal Can (coating)	KKKK	X
59	Misc. Metal Parts (coating)	MMMM	X
60	Large Appliances (coating)	NNNN	X
61	Printing, Coating, & Dyeing Fabrics	OOOO	X
62	Plastic Parts & Products (coating)	PPPP	X
63	Wood Building Products	QQQQ	X
64	Metal Furniture (coating)	RRRR	X
65	Metal Coil (coating)	SSSS	X
66	Leather Tanning & Finishing	TTTT	X
67	Cellulose Ethers Prod. Misc. Viscose Processes	UUUU	X
68	Boat Manufacturing	VVVV	X
69	Reinforced Plastic Composites	WWWW	X
70	Rubber Tire Mfg	XXXX	X
71	Stationary Combustion Turbines	YYYY	X
72	Reciprocating Int. Combustion Engines	ZZZZ	X
	Area Source Requirements >>.		
73	Lime Manufacturing	AAAAA	X
74	Semiconductor Production	BBBBB	X
75	Coke Ovens: (Push/Quench/Battery/Stacks)	CCCCC	X
76	Industrial/Commercial/Institutional Boilers & Process Heaters, VACATED on 7/30/07	DDDDD	X
77	Iron Foundries	EEEEE	X
78	Integrated Iron & Steel	FFFFF	X
79	Site Remediation	GGGGG	X

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—FLORIDA¹—Continued

	Source category	Subpart	FDEP
80	Misc. Coating Manufacturing	HHHHH	X
81	Mercury Cell Chlor-Alkali	IIIII	X
82	Brick & Structural Clay Products, VACATED on 6/18/07	JJJJJ	X
83	Clay Ceramics Manufacturing, VACATED on 6/18/07	KKKKK	X
84	Asphalt Roofing & Processing	LLLLL	X
85	Flex. Polyurethane Foam Fabrication	MMMMM	X
86	Hydrochloric Acid Prod/Fumed Silica	NNNNN	X
87	Engine & Rocket Test Facilities	PPPPP	X
88	Friction Materials Manufacturing	QQQQQ	X
89	Taconite Iron Ore	RRRRR	X
90	Refractories	SSSSS	X
91	Primary Magnesium	TTTTT	X

Area Source Rules

92	Hospital Sterilizers	WWWWW	
93	Stainless and Nonstainless Steel Mfg. Electric Arc Furnaces	YYYYY	X
94	Iron & Steel foundries	ZZZZZ	X
95	Gasoline Distribution—Bulk	BBBBBB	
96	Gasoline Dispensing Facilities	CCCCC	
97	PVC & Copolymers Prod	DDDDDD	X
98	Primary Copper	EEEEEE	X
99	Secondary Copper Smelting	FFFFFF	X
100	Primary Nonferrous Metals	GGGGGG	X
101	Paint Stripping	HHHHHH	
	Auto-Body Refinishing.		
	Plastic Parts & Prod. (coating).		
102	Acrylic/Modacrylic Fibers Prod	LLLLLL	X
103	Carbon Black Prod	MMMMMM	X
104	Chemical Mfg. Chrom	NNNNNN	X
105	Flex. Polyurethane Foam Fab	OOOOOO	X
	Flex. Polyurethane Foam Prod.		
106	Lead Acid Battery Mfg	PPPPPP	X
107	Wood Preserving	QQQQQQ	X
108	Clay Ceramics Mfg	RRRRRR	X
109	Glass Mfg	SSSSSS	X
110	Secondary Nonferrous Metals	TTTTTT	X
110	Plating and Polishing	WWWWWW	
112	Industrial Mach. & Eq. Finishing	XXXXXX	
	Elect. & Electronics Eq. Finishing.		
	Fabricated Metal Prod.		
	Fabricated Plate Work (Boiler Shop).		
	Fabricated Structural Metal Mfg.		
	Heating Eq. Mfg.		
	Iron and Steel Forging.		
	Primary Metals Prod. Mfg.		
	Valves and Pipe Fittings Mfg.		
113	Ferroalloys Production	YYYYYY	
	Ferro/Silico Manganese.		

¹ State program approved on October 1, 2001. Delegation table last updated on December 19, 2008.

(ii) [Reserved]

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(11) * * *

(i) The following table lists the specific part 63 standards that have been delegated unchanged to the

Georgia Environmental Protection Division (GEPD) for all sources. The “X” symbol is used to indicate each subpart that has been delegated. The delegations are subject to all of the conditions and limitations set forth in Federal law,

regulations, policy, guidance, and determinations. Some authorities cannot be delegated and are retained by EPA. These include certain General Provisions authorities and specific parts of some standards.

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—GEORGIA¹

	Source category	Subpart	GEPD
1	HON	F, G, H, I	X
2	Polyvinyl Chloride & Co-polymers VACATED on 5/11/05	J	X
3	Coke Ovens	L	X
4	Dry Cleaners	M	X
5	Chromium Electroplating	N	X
6	EtO Commercial Sterilization	O	X
7	Chromium Cooling Towers	Q	X

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—GEORGIA¹—Continued

	Source category	Subpart	GEPD
8	Gasoline Distribution (stage 1)	R	X
9	Pulp & Paper I	S	X
10	Halogenated Solvent Cleaning	T	X
11	Polymer & Resins 1	U	X
12	Polymer & Resins 2	W	X
13	Secondary Lead Smelters	X	X
14	Marine Tank Vessel Loading	Y	X
15	Phosphoric Acid Mfg	AA	X
16	Phosphate Fertilizers Prod	BB	X
17	Petroleum Refineries	CC	X
18	Offsite Waste & Recovery	DD	X
	Tanks; Level 1	OO	X
	Containers	PP	X
	Surface Impoundments	QQ	X
	Drain Systems	RR	X
	Oil-Water Separators	VV	X
19	Magnetic Tape	EE	X
20	Aerospace Industry	GG	X
21	Oil & Natural Gas Prod	HH	X
	Area Source Requirements >>.		
22	Shipbuilding and Repair	II	X
23	Wood Furniture Mfg	JJ	X
24	Printing & Publishing	KK	X
25	Primary Aluminum	LL	
26	Pulp & Paper II (Combustion sources)	MM	X
27	Generic MACT:		
	Control Devices	SS	X
	Eq. Leaks—Level 1	TT	X
	Eq. Leaks—Level 2	UU	X
	Tanks—Level 2	WW	X
28	Generic MACT:		
	Ethylene Mfg	XX & YY	X
	Carbon Black	YY	X
	Spandex Prod	YY	X
	Cyanide Chemical Mfg	YY	X
	Acetal Resins	YY	X
	Acrylic/Modacrylic Fibers	YY	X
	Hydrogen Fluoride Prod	YY	X
	Polycarbonates Prod	YY	X
29	Steel Pickeling	CCC	X
30	Mineral Wool Prod	DDD	X
31	Hazardous Waste Combustion (Phase I)	EEE	X
32	Boilers that burn Haz. Waste (Phase II)	EEE	X
33	HCL Prod. Furnaces burning Haz. Waste (P II)	EEE	X
34	Pharmaceutical Prod	GGG	X
35	Nat. Gas Transmission & Storage	HHH	X
36	Flexible Polyurethane Foam Prod	III	X
37	Polymer & Resins 4	JJJ	X
38	Portland Cement	LLL	X
39	Pesticide Active Ingredients	MMM	X
40	Wool Fiberglass	NNN	X
41	Polymer & Resins 3 (Amino & Phenolic)	OOO	X
42	Polyether Polyols Prod	PPP	X
43	Primary Copper	QQQ	X
44	Secondary Aluminum Prod	RRR	X
45	Primary Lead Smelting	TTT	X
46	Petro Refineries (FCC units)	UUU	X
47	POTW	VVV	X
48	Ferroalloys	XXX	X
49	Municipal Landfills	AAAA	X
50	Nutritional Yeast	CCCC	X
51	Plywood and Composite Wood Prod. (Partial Vacatur Oct. 07)	DDDD	X
52	Organic Liquids Distribution (non-gas)	EEEE	X
53	Misc. Organic NESHAP	FFFF	X
54	Vegetable Oil	GGGG	X
55	Wet Formed Fiberglass	HHHH	X
56	Auto & Light Duty Truck (coating)	IIII	X
57	Paper & Other Webs	JJJJ	X
58	Metal Can (coating)	KKKK	X
59	Misc. Metal Parts (coating)	MMMM	X
60	Large Appliances (coating)	NNNN	X
61	Printing, Coating, & Dyeing Fabrics	OOOO	X

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—GEORGIA¹—Continued

	Source category	Subpart	GEPD
62	Plastic Parts & Products (coating)	PPPP	X
63	Wood Building Products	QQQQ	X
64	Metal Furniture (coating)	RRRR	X
65	Metal Coil (coating)	S S S S	X
66	Leather Tanning & Finishing	TTTT	X
67	Cellulose Ethers Prod. Misc. Viscose Processes	UUUU	X
68	Boat Manufacturing	VVVV	X
69	Reinforced Plastic Composites	WWWW	X
70	Rubber Tire Mfg	XXXX	X
71	Stationary Combustion Turbines	YYYY	X
72	Reciprocating Int. Combustion Engines	ZZZZ	X
	Area Source Requirements >>.		
73	Lime Manufacturing	AAAAA	X
74	Semiconductor Production	BBBBB	X
75	Coke Ovens: (Push/Quench/Battery/Stacks)	CCCCC	X
76	Industrial/Commercial/Institutional Boilers & Process Heaters, VACATED on 7/30/07	DDDDD	
77	Iron Foundries	EEEEE	X
78	Integrated Iron & Steel	FFFFF	X
79	Site Remediation	GGGGG	X
80	Misc. Coating Manufacturing	HHHHH	X
81	Mercury Cell Chlor-Alkali	IIIII	X
82	Brick & Structural Clay Products, VACATED on 6/18/07	JJJJJ	
83	Clay Ceramics Manufacturing, VACATED on 6/18/07	KKKKK	
84	Asphalt Roofing & Processing	LLLLL	X
85	Flex. Polyurethane Foam Fabrication	MMMMM	X
86	Hydrochloric Acid Prod/Fumed Silica	NNNNN	X
87	Engine & Rocket Test Facilities	PPPPP	X
88	Friction Materials Manufacturing	QQQQQ	X
89	Taconite Iron Ore	RRRRR	X
90	Refractories	SSSSS	X
91	Primary Magnesium	TTTTT	X

Area Source Rules

92	Hospital Sterilizers	WWWWW	
93	Stainless and Nonstainless Steel Mfg. Electric Arc Furnaces	YYYYY	
94	Iron & Steel foundries	ZZZZZ	
95	Gasoline Distribution—Bulk	BBBBBB	
96	Gasoline Dispensing Facilities	CCCCC	
97	PVC & Copolymers Prod	DDDDDD	
98	Primary Copper	EEEEEE	
99	Secondary Copper Smelting	FFFFFF	
100	Primary Nonferrous Metals	GGGGGG	
	Paint Stripping.		
101	Auto-Body Refinishing	HHHHHH	
	Plastic Parts & Prod. (coating).		
102	Acrylic/Modacrylic Fibers Prod	LLLLLL	
103	Carbon Black Prod	MMMMMM	
104	Chemical Mfg. Chrom	NNNNNN	
	Flex. Polyurethane Foam Fab.		
105	Flex. Polyurethane Foam Prod	OOOOOO	
106	Lead Acid Battery Mfg	PPPPPP	
107	Wood Preserving	QQQQQQ	
108	Clay Ceramics Mfg	RRRRRR	
109	Glass Mfg	SSSSSS	
110	Secondary Nonferrous Metals	TTTTTT	
110	Plating and Polishing	WWWWWW	
112	Industrial Mach. & Eq. Finishing	XXXXXX	
	Elect. & Electronics Eq. Finishing.		
	Fabricated Metal Prod.		
	Fabricated Plate Work (Boiler Shop).		
	Fabricated Structural Metal Mfg.		
	Heating Eq. Mfg.		
	Iron and Steel Forging.		
	Primary Metals Prod. Mfg.		
	Valves and Pipe Fittings Mfg.		
113	Ferroalloys Production	YYYYYY	
	Ferro/Silico Manganese.		

¹ State program approved on June 8, 2000. Delegation table last updated on September 15, 2008.

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(18) *Kentucky*.

(i) The following table lists the specific part 63 standards that have been delegated unchanged to the Kentucky Department of Environmental

Protection for all sources. The "X" symbol is used to indicate each subpart that has been delegated. The delegations are subject to all of the conditions and limitations set forth in Federal law, regulations, policy, guidance, and

determinations. Some authorities cannot be delegated and are retained by EPA. These include certain General Provisions authorities and specific parts of some standards.

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—KENTUCKY ¹

	Source category	Subpart	KDEP ²	LAPCD ³
1	HON	F, G, H, I	X	X
2	Polyvinyl Chloride & Co-polymers VACATED on 5/11/05	J		
3	Coke Ovens	L	X	X
4	Dry Cleaners	M	X	X
5	Chromium Electroplating	N	X	X
6	EtO Commercial Sterilization	O	X	X
7	Chromium Cooling Towers	Q	X	X
8	Gasoline Distribution (stage 1)	R	X	X
9	Pulp & Paper I	S	X	X
10	Halogenated Solvent Cleaning	T	X	X
11	Polymer & Resins 1	U	X	X
12	Polymer & Resins 2	W	X	X
13	Secondary Lead Smelters	X	X	X
14	Marine Tank Vessel Loading	Y	X	X
15	Phosphoric Acid Mfg	AA	X	X
16	Phosphate Fertilizers Prod	BB	X	X
17	Petroleum Refineries	CC	X	X
18	Offsite Waste & Recovery	DD	X	X
	Tanks; Level 1	OO	X	X
	Containers	PP	X	X
	Surface Impoundments	QQ	X	X
	Drain Systems	RR	X	X
	Oil-Water Separators	VV	X	X
19	Magnetic Tape	EE	X	X
20	Aerospace Industry	GG	X	X
21	Oil & Natural Gas Prod	HH	X	X
	Area Source Requirements >>.	X		
22	Shipbuilding and Repair	II	X	X
23	Wood Furniture Mfg	JJ	X	X
24	Printing & Publishing	KK	X	X
25	Primary Aluminum	LL	X	
26	Pulp & Paper II (Combustion sources)	MM	X	X
27	Generic MACT:			
	Control Devices	SS	X	X
	Eq. Leaks—Level 1	TT	X	X
	Eq. Leaks—Level 2	UU	X	X
	Tanks—Level 2	WW	X	X
28	Generic MACT:			
	Ethylene Mfg	XX & YY	X	X
	Carbon Black	YY	X	X
	Spandex Prod	YY	X	X
	Cyanide Chemical Mfg	YY	X	X
	Acetal Resins	YY	X	X
	Acrylic/Modacrylic Fibers	YY	X	X
	Hydrogen Fluoride Prod	YY	X	X
	Polycarbonates Prod	YY	X	X
29	Steel Pickling	CCC	X	X
30	Mineral Wool Prod	DDD	X	X
31	Hazardous Waste Combustion (Phase I)	EEE	X	X
32	Boilers that burn Haz. Waste (Phase II)	EEE	X	X
33	HCL Prod. Furnaces burning Haz. Waste (P II)	EEE	X	X
34	Pharmaceutical Prod	GGG	X	X
35	Nat. Gas Transmission & Storage	HHH	X	X
36	Flexible Polyurethane Foam Prod	III	X	X
37	Polymer & Resins 4	JJJ	X	X
38	Portland Cement	LLL	X	X
39	Pesticide Active Ingredients	MMM	X	X
40	Wool Fiberglass	NNN	X	X
41	Polymer & Resins 3 (Amino & Phenolic)	OOO	X	X
42	Polyether Polyols Prod	PPP	X	X
43	Primary Copper	QQQ	X	X
44	Secondary Aluminum Prod	RRR	X	X
45	Primary Lead Smelting	TTT	X	
46	Petro Refineries (FCC units)	UUU	X	X
47	POTW	VVV	X	X

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—KENTUCKY¹—Continued

	Source category	Subpart	KDEP ²	LAPCD ³
48	Ferroalloys	XXX	X	X
49	Municipal Landfills	AAAA	X	X
50	Nutritional Yeast	CCCC	X	X
51	Plywood and Composite Wood Prod. (Partial Vacatur Oct. 07)	DDDD	X	X
52	Organic Liquids Distribution (non-gas)	EEEE	X	X
53	Misc. Organic NESHAP	FFFF	X	X
54	Vegetable Oil	GGGG	X	X
55	Wet Formed Fiberglass	HHHH	X	X
56	Auto & Light Duty Truck (coating)	IIII	X	X
57	Paper & Other Webs	JJJJ	X	X
58	Metal Can (coating)	KKKK	X	X
59	Misc. Metal Parts (coating)	MMMM	X	X
60	Large Appliances (coating)	NNNN	X	X
61	Printing, Coating, & Dyeing Fabrics	OOOO	X	X
62	Plastic Parts & Products (coating)	PPPP	X	X
63	Wood Building Products	QQQQ	X	X
64	Metal Furniture (coating)	RRRR	X	X
65	Metal Coil (coating)	SSSS	X	X
66	Leather Tanning & Finishing	TTTT	X	X
67	Cellulose Ethers Prod. Misc. Viscose Processes	UUUU	X	X
68	Boat Manufacturing	VVVV	X	X
69	Reinforced Plastic Composites	WWWW	X	X
70	Rubber Tire Mfg	XXXX	X	X
71	Stationary Combustion Turbines	YYYY	X	X
72	Reciprocating Int. Combustion Engines	ZZZZ	X	X
	Area Source Requirements >>.	X		
73	Lime Manufacturing	AAAAA	X	X
74	Semiconductor Production	BBBBB	X	X
75	Coke Ovens: (Push/Quench/Battery/Stacks)	CCCCC	X	X
76	Industrial/Commercial/Institutional Boilers & Process Heaters, VACATED on 7/30/07.	DDDDD		
77	Iron Foundries	EEEEE	X	X
78	Integrated Iron & Steel	FFFFF	X	X
79	Site Remediation	GGGGG	X	X
80	Misc. Coating Manufacturing	HHHHH	X	X
81	Mercury Cell Chlor-Alkali	IIIII	X	X
82	Brick & Structural Clay Products, VACATED on 6/18/07	JJJJJ		
83	Clay Ceramics Manufacturing, VACATED on 6/18/07	KKKKK		
84	Asphalt Roofing & Processing	LLLLL	X	X
85	Flex. Polyurethane Foam Fabrication	MMMMM	X	X
86	Hydrochloric Acid Prod/Fumed Silica	NNNNN	X	X
87	Engine & Rocket Test Facilities	PPPPP	X	X
88	Friction Materials Manufacturing	QQQQQ	X	X
89	Taconite Iron Ore	RRRRR	X	X
90	Refractories	SSSSS	X	X
91	Primary Magnesium	TTTTT	X	X

Area Source Rules

92	Hospital Sterilizers	WWWWW	X	
93	Electric Arc Furnaces Stainless and Nonstainless Steel Mfg	YYYYY	X	
94	Iron & Steel foundries	ZZZZZ	X	
95	Gasoline Distribution—Bulk	BBBBBB	X	
96	Gasoline Dispensing Facilities	CCCCCC	X	
97	PVC & Copolymers Prod	DDDDDD	X	
98	Primary Copper	EEEEEE	X	
99	Secondary Copper Smelting	FFFFFF	X	
100	Primary Nonferrous Metals	GGGGGG	X	
	Paint Stripping.			
101	Auto-Body Refinishing	HHHHHH	X	
	Plastic Parts & Prod. (coating).			
102	Acrylic/Modacrylic Fibers Prod	LLLLLL	X	
103	Carbon Black Prod	MMMMMM	X	
104	Chemical Mfg. Chrom	NNNNNN	X	
	Flex. Polyurethane Foam Fab.			
105	Flex. Polyurethane Foam Prod	OOOOOO	X	
106	Lead Acid Battery Mfg	PPPPPP	X	
107	Wood Preserving	QQQQQQ	X	
108	Clay Ceramics Mfg	RRRRRR		
109	Glass Mfg	SSSSSS		
110	Secondary Nonferrous Metals	TTTTTT		
110	Plating and Polishing	WWWWWW		

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—KENTUCKY¹—Continued

	Source category	Subpart	KDEP ²	LAPCD ³
112	Heating Eq. Mfg	XXXXXX		
	Industrial Mach. & Eq. Finishing.			
	Elect. & Electronics Eq. Finishing.			
	Fabricated Metal Prod.			
	Fabricated Plate Work (Boiler Shop).			
	Fabricated Structural Metal Mfg.			
	Iron and Steel Forging.			
	Primary Metals Prod. Mfg.			
	Valves and Pipe Fittings Mfg.			
	Ferroalloys Production.			
113	Ferro/Silico Manganese	YYYYYY		

¹ State program approved on October 31, 2001. Delegation table last updated on April 1, 2009.² Kentucky Department for Environmental Protection.³ Louisville Air Pollution Control District.

(ii) [Reserved]

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(25) *Mississippi*.

(i) The following table lists the specific part 63 standards that have been delegated unchanged to the

Mississippi Department of Environmental Quality (MDEQ) for all sources. The “X” symbol is used to indicate each subpart that has been delegated. The delegations are subject to all of the conditions and limitations set

forth in Federal law, regulations, policy, guidance, and determinations. Some authorities cannot be delegated and are retained by EPA. These include certain General Provisions authorities and specific parts of some standards.

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—MISSISSIPPI¹

	Source category	Subpart	MDEQ
1	HON	F, G, H, I	X
2	Polyvinyl Chloride & Co-polymers VACATED on 5/11/05	J	
3	Coke Ovens	L	X
4	Dry Cleaners	M	X
5	Chromium Electroplating	N	X
6	EtO Commercial Sterilization	O	X
7	Chromium Cooling Towers	Q	X
8	Gasoline Distribution (stage 1)	R	X
9	Pulp & Paper I	S	X
10	Halogenated Solvent Cleaning	T	X
11	Polymer & Resins 1	U	X
12	Polymer & Resins 2	W	X
13	Secondary Lead Smelters	X	X
14	Marine Tank Vessel Loading	Y	X
15	Phosphoric Acid Mfg	AA	X
16	Phosphate Fertilizers Prod	BB	X
17	Petroleum Refineries	CC	X
18	Offsite Waste & Recovery	DD	X
	Tanks; Level 1	OO	X
	Containers	PP	X
	Surface Impoundments	QQ	X
	Drain Systems	RR	X
	Oil-Water Separators	VV	X
19	Magnetic Tape	EE	X
20	Aerospace Industry	GG	X
21	Oil & Natural Gas Prod	HH	X
	Area Source Requirements >>.		
22	Shipbuilding and Repair	II	X
23	Wood Furniture Mfg	JJ	X
24	Printing & Publishing	KK	X
25	Primary Aluminum	LL	X
26	Pulp & Paper II (Combustion sources)	MM	X
27	Generic MACT:		
	Control Devices	SS	X
	Eq. Leaks—Level 1	TT	X
	Eq. Leaks—Level 2	UU	X
	Tanks—Level 2	WW	X
28	Generic MACT:		
	Ethylene Mfg	XX & YY	X
	Carbon Black	YY	X
	Spandex Prod	YY	X
	Cyanide Chemical Mfg	YY	X
	Acetal Resins	YY	X
	Acrylic/Modacrylic Fibers	YY	X

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—MISSISSIPPI¹—Continued

	Source category	Subpart	MDEQ
	Hydrogen Fluoride Prod	YY	X
	Polycarbonates Prod	YY	X
29	Steel Pickeling	CCC	X
30	Mineral Wool Prod	DDD	X
31	Hazardous Waste Combustion (Phase I)	EEE	X
32	Boilers that burn Haz. Waste (Phase II)	EEE	X
33	HCL Prod. Furnaces burning Haz. Waste (P II)	EEE	X
34	Pharmaceutical Prod	GGG	X
35	Nat. Gas Transmission & Storage	HHH	X
36	Flexible Polyurethane Foam Prod	III	X
37	Polymer & Resins 4	JJJ	X
38	Portland Cement	LLL	X
39	Pesticide Active Ingredients	MMM	X
40	Wool Fiberglass	NNN	X
41	Polymer & Resins 3 (Amino & Phenolic)	OOO	X
42	Polyether Polyols Prod	PPP	X
43	Primary Copper	QQQ	X
44	Secondary Aluminum Prod	RRR	X
45	Primary Lead Smelting	TTT	X
46	Petro Refineries (FCC units)	UUU	X
47	POTW	VVV	X
48	Ferroalloys	XXX	X
49	Municipal Landfills	AAAA	X
50	Nutritional Yeast	CCCC	X
51	Plywood and Composite Wood Prod. (Partial Vacatur Oct. 07)	DDDD	X
52	Organic Liquids Distribution (non-gas)	EEEE	X
53	Misc. Organic NESHAP	FFFF	X
54	Vegetable Oil	GGGG	X
55	Wet Formed Fiberglass	HHHH	X
56	Auto & Light Duty Truck (coating)	III	X
57	Paper & Other Webs	JJJJ	X
58	Metal Can (coating)	KKKK	X
59	Misc. Metal Parts (coating)	MMMM	X
60	Large Appliances (coating)	NNNN	X
61	Printing, Coating, & Dyeing Fabrics	OOOO	X
62	Plastic Parts & Products (coating)	PPPP	X
63	Wood Building Products	QQQQ	X
64	Metal Furniture (coating)	RRRR	X
65	Metal Coil (coating)	SSSS	X
66	Leather Tanning & Finishing	TTTT	X
67	Cellulose Ethers Prod. Misc. Viscose Processes	UUUU	X
68	Boat Manufacturing	VVVV	X
69	Reinforced Plastic Composites	WWWW	X
70	Rubber Tire Mfg	XXXX	X
71	Stationary Combustion Turbines	YYYY	X
72	Reciprocating Int. Combustion Engines	ZZZZ	X
	Area Source Requirements >>.		
73	Lime Manufacturing	AAAAA	X
74	Semiconductor Production	BBBBB	X
75	Coke Ovens: (Push/Quench/Battery/Stacks)	CCCCC	X
76	Industrial/Commercial/Institutional Boilers & Process Heaters, VACATED on 7/30/07	DDDDD	X
77	Iron Foundries	EEEEE	X
78	Integrated Iron & Steel	FFFFF	X
79	Site Remediation	GGGGG	X
80	Misc. Coating Manufacturing	HHHHH	X
81	Mercury Cell Chlor-Alkali	IIIII	X
82	Brick & Structural Clay Products, VACATED on 6/18/07	JJJJJ	
83	Clay Ceramics Manufacturing, VACATED on 6/18/07	KKKKK	
84	Asphalt Roofing & Processing	LLLLL	X
85	Flex. Polyurethane Foam Fabrication	MMMMM	X
86	Hydrochloric Acid Prod/Fumed Silica	NNNNN	X
87	Engine & Rocket Test Facilities	PPPPP	X
88	Friction Materials Manufacturing	QQQQQ	X
89	Taconite Iron Ore	RRRRR	X
90	Refractories	SSSSS	X
91	Primary Magnesium	TTTTT	X

Area Source Rules

92	Hospital Sterilizers	WWWWW	X
93	Stainless and Nonstainless Steel Mfg. Electric Arc Furnaces	YYYYY	X
94	Iron & Steel foundries	ZZZZZ	X

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—MISSISSIPPI¹—Continued

	Source category	Subpart	MDEQ
95	Gasoline Distribution—Bulk	BBBBBB	X
96	Gasoline Dispensing Facilities	CCCCC	X
97	PVC & Copolymers Prod.	DDDDDD	X
98	Primary Copper	EEEEEE	X
99	Secondary Copper Smelting	FFFFFF	X
100	Primary Nonferrous Metals	GGGGGG	X
	Paint Stripping		
101	Auto-Body Refinishing	HHHHHH	
	Plastic Parts & Prod. (coating)		
102	Acrylic/Modacrylic Fibers Prod	LLLLLL	X
103	Carbon Black Prod	MMMMMM	X
104	Chemical Mfg. Chrom	NNNNNN	X
	Flex. Polyurethane Foam Fab.		
105	Flex. Polyurethane Foam Prod	OOOOOO	X
106	Lead Acid Battery Mfg.	PPPPPP	X
107	Wood Preserving	QQQQQQ	X
108	Clay Ceramics Mfg	RRRRRR	X
109	Glass Mfg	SSSSSS	X
110	Secondary Nonferrous Metals	TTTTTT	X
110	Plating and Polishing	WWWWWW	X
112	Heating Eq. Mfg	XXXXXX	X
	Industrial Mach. & Eq. Finishing.		
	Elect. & Electronics Eq. Finishing.		
	Fabricated Metal Prod.		
	Fabricated Plate Work (Boiler Shop).		
	Fabricated Structural Metal Mfg.		
	Iron and Steel Forging.		
	Primary Metals Prod. Mfg.		
	Valves and Pipe Fittings Mfg.		
113	Ferroalloys Production	YYYYYY	
	Ferro/Silico Manganese		

¹ State program approved on December 28, 1994. Delegation table last updated on November 3, 2008.

(ii) [Reserved]

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(34) * * *

(i) The following table lists the specific part 63 standards that have been delegated unchanged to the North

Carolina Department of Environment and Natural Resources (NCDENR) for all sources. The “X” symbol is used to indicate each subpart that has been delegated. The delegations are subject to all of the conditions and limitations set

forth in Federal law, regulations, policy, guidance, and determinations. Some authorities cannot be delegated and are retained by EPA. These include certain General Provisions authorities and specific parts of some standards.

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—NORTH CAROLINA¹

Source category	Subpart	NCDENR	FCEAD ²	MCDEP ³	WNC ⁴
HON	F, G, H, I	X	X	X	X
Polyvinyl Chloride & Co-polymers VACATED on 5/11/05.	J				
Coke Ovens	L	X	X	X	X
Dry Cleaners	M	X	X	X	X
Chromium Electroplating	N	X	X	X	X
EtO Commercial Sterilization	O	X	X	X	X
Chromium Cooling Towers	Q	X	X	X	X
Gasoline Distribution (stage 1)	R	X	X	X	X
Pulp & Paper I	S	X	X	X	X
Halogenated Solvent Cleaning	T	X	X	X	X
Polymer & Resins 1	U	X	X	X	X
Polymer & Resins 2	W	X	X	X	X
Secondary Lead Smelters	X	X	X	X	X
Marine Tank Vessel Loading	Y	X	X	X	X
Phosphoric Acid Mfg	AA	X	X	X	X
Phosphate Fertilizers Prod	BB	X	X	X	X
Petroleum Refineries	CC	X	X	X	X
Offsite Waste & Recovery	DD	X	X	X	X
Tanks; Level 1	OO	X	X	X	X
Containers	PP	X	X	X	X
Surface Impoundments	QQ	X	X	X	X
Drain Systems	RR	X	X	X	X
Oil-Water Separators	VV	X	X	X	X
Magnetic Tape	EE	X	X	X	X

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—NORTH CAROLINA¹—Continued

Source category	Subpart	NCDENR	FCEAD ²	MCDEP ³	WNC ⁴
Aerospace Industry	GG	X	X	X	X
Oil & Natural Gas Prod	HH	X	X	X	X
Shipbuilding and Repair	Area Source Requirements >>.				
Wood Furniture Mfg	II	X	X	X	X
Printing & Publishing	JJ	X	X	X	X
Primary Aluminum	KK	X	X	X	X
Pulp & Paper II (Combustion sources)	LL	X	X	X	X
Generic MACT	MM	X	X	X	X
Control Devices	SS	X	X	X	X
Eq. Leaks—Level 1	TT	X	X	X	X
Eq. Leaks—Level 2	UU	X	X	X	X
Tanks—Level 2	WW	X	X	X	X
Generic MACT					
Ethylene Mfg	XX & YY	X	X	X	X
Carbon Black	YY	X	X	X	X
Spandex Prod	YY	X	X	X	X
Cyanide Chemical Mfg	YY	X	X	X	X
Acetal Resins	YY	X	X	X	X
Acrylic/Modacrylic Fibers	YY	X	X	X	X
Hydrogen Fluoride Prod	YY	X	X	X	X
Polycarbonates Prod	YY	X	X	X	X
Steel Pickeling	CCC	X	X	X	X
Mineral Wool Prod	DDD	X	X	X	X
Hazardous Waste Combustion (Phase I)	EEE	X	X	X	X
Boilers that burn Haz. Waste (Phase II)	EEE	X	X	X	X
HCL Prod. Furnaces burning Haz. Waste (P II) ...	EEE	X	X	X	X
Pharmaceutical Prod	GGG	X	X	X	X
Nat. Gas Transmission & Storage	HHH	X	X	X	X
Flexible Polyurethane Foam Prod	III	X	X	X	X
Polymer & Resins 4	JJJ	X	X	X	X
Portland Cement	LLL	X	X	X	X
Pesticide Active Ingredients	MMM	X	X	X	X
Wool Fiberglass	NNN	X	X	X	X
Polymer & Resins 3 (Amino & Phenolic)	OOO	X	X	X	X
Polyether Polyols Prod	PPP	X	X	X	X
Primary Copper	QQQ	X	X	X	X
Secondary Aluminum Prod	RRR	X	X	X	X
Primary Lead Smelting	TTT	X	X	X	X
Petro Refineries (FCC units)	UUU	X	X	X	X
POTW	VVV	X	X	X	X
Ferroalloys	XXX	X	X	X	X
Municipal Landfills	AAAA	X	X	X	X
Nutritional Yeast	CCCC	X	X	X	X
Plywood and Composite Wood Prod. (Partial Vacatur Oct. 07).	DDDD	X	X	X	X
Organic Liquids Distribution (non-gas)	EEEE	X	X	X	X
Misc. Organic NESHAP	FFFF	X	X	X	X
Vegetable Oil	GGGG	X	X	X	X
Wet Formed Fiberglass	HHHH	X	X	X	X
Auto & Light Duty Truck (coating)	IIII	X	X	X	X
Paper & Other Webs	JJJJ	X	X	X	X
Metal Can (coating)	KKKK	X	X	X	X
Misc. Metal Parts (coating)	MMMM	X	X	X	X
Large Appliances (coating)	NNNN	X	X	X	X
Printing, Coating, & Dyeing Fabrics	OOOO	X	X	X	X
Plastic Parts & Products (coating)	PPPP	X	X	X	X
Wood Building Products	QQQQ	X	X	X	X
Metal Furniture (coating)	RRRR	X	X	X	X
Metal Coil (coating)	SSSS	X	X	X	X
Leather Tanning & Finishing	TTTT	X	X	X	X
Cellulose Ethers Prod. Misc. Viscose Processes	UUUU	X	X	X	X
Boat Manufacturing	VVVV	X	X	X	X
Reinforced Plastic Composites	WWWW	X	X	X	X
Rubber Tire Mfg	XXXX	X	X	X	X
Stationary Combustion Turbines	YYYY	X	X	X	X
Reciprocating Int. Combustion Engines	ZZZZ	X	X	X	X
Lime Manufacturing	Area Source Requirements >>.				
Semiconductor Production	AAAAA	X	X	X	X
Coke Ovens: (Push/Quench/Battery/Stacks)	BBBBB	X	X	X	X
Industrial/Commercial/Institutional	CCCCC	X	X	X	X
	DDDDD				

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—NORTH CAROLINA¹—Continued

Source category	Subpart	NCDENR	FCEAD ²	MCDEP ³	WNC ⁴
Boilers & Process Heaters, VACATED on 7/30/07.					
Iron Foundries	EEEEEE	X	X	X	X
Integrated Iron & Steel	FFFFF	X	X	X	X
Site Remediation	GGGGG	X	X	X	X
Misc. Coating Manufacturing	HHHHH	X	X	X	X
Mercury Cell Chlor-Alkali	IIIII	X	X	X	X
Brick & Structural Clay Products, VACATED on 6/18/07.	JJJJJ				
Clay Ceramics Manufacturing, VACATED on 6/18/07.	KKKKK				
Asphalt Roofing & Processing	LLLLL	X	X	X	X
Flex. Polyurethane Foam Fabrication	MMMMM	X	X	X	X
Hydrochloric Acid Prod/Fumed Silica	NNNNN	X	X	X	X
Engine & Rocket Test Facilities	PPPPP	X	X	X	X
Friction Materials Manufacturing	QQQQQ	X	X	X	X
Taconite Iron Ore	RRRRR	X	X	X	X
Refactories	SSSSS	X	X	X	X
Primary Magnesium	TTTTT	X	X	X	X

Area Source Rules

Hospital Sterilizers	WWWWW	X	X	X	X
Stainless and Nonstainless Steel Mfg Electric Arc Furnaces.	YYYYY	X	X	X	X
Iron & Steel foundries	ZZZZZ	X	X	X	X
Gasoline Distribution—Bulk	BBBBBB	X	X	X	X
Gasoline Dispensing Facilities	CCCCC	X	X	X	X
PVC & Copolymers Prod	DDDDDD	X	X	X	X
Primary Copper	EEEEEE	X	X	X	X
Secondary Copper Smelting	FFFFFF	X	X	X	X
Primary Nonferrous Metals	GGGGGG	X	X	X	X
Paint Stripping.					
Auto-Body Refinishing	HHHHHH	X	X	X	X
Plastic Parts & Prod. (coating).					
Acrylic/Modacrylic Fibers Prod	LLLLLL	X	X	X	X
Carbon Black Prod	MMMMMM	X	X	X	X
Chemical Mfg. Chrom	NNNNNN	X	X	X	X
Flex. Polyurethane Foam Fab	OOOOOO	X	X	X	X
Flex. Polyurethane Foam Prod.					
Lead Acid Battery Mfg	PPPPPP	X	X	X	X
Wood Preserving	QQQQQQ	X	X	X	X
Clay Ceramics Mfg	RRRRRR	X	X	X	X
Glass Mfg	SSSSSS	X	X	X	X
Secondary Nonferrous Metals	TTTTTT	X	X	X	X
Plating and Polishing	WWWWWW	X	X	X	X
Industrial Mach. & Eq. Finishing	XXXXXX	X	X	X	X
Elect. & Electronics Eq. Finishing.					
Fabricated Metal Prod.					
Fabricated Plate Work (Boiler Shop).					
Fabricated Structural Metal Mfg.					
Heating Eq. Mfg.					
Iron and Steel Forging.					
Primary Metals Prod. Mfg.					
Valves and Pipe Fittings Mfg.					
Ferroalloys Production	YYYYYY	X	X	X	X
Ferro/Silico Manganese.					

¹ State program approved on August 31, 2001. Delegation table last updated on February 23, 2009.² Forsyth County Environmental Affairs Department.³ Mecklenburg County Department of Environmental Protection.⁴ Western North Carolina Regional Air Quality Agency.

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(i) The following table lists the specific part 63 standards that have been delegated unchanged to the South Carolina Department of Health and

Environmental Control (SCDHEC) for all sources. The “X” symbol is used to indicate each subpart that has been delegated. The delegations are subject to all of the conditions and limitations set forth in Federal law, regulations, policy,

guidance, and determinations. Some authorities cannot be delegated and are retained by EPA. These include certain General Provisions authorities and specific parts of some standards.

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—SOUTH CAROLINA¹

	Source category	Subpart	SCDHEC
1	HON	F, G, H, I	X
2	Polyvinyl Chloride & Co-polymers VACATED on 5/11/05	J	
3	Coke Ovens	L	X
4	Dry Cleaners	M	X
5	Chromium Electroplating	N	X
6	EtO Commercial Sterilization	O	X
7	Chromium Cooling Towers	Q	X
8	Gasoline Distribution (stage 1)	R	X
9	Pulp & Paper I	S	X
10	Halogenated Solvent Cleaning	T	X
11	Polymer & Resins 1	U	X
12	Polymer & Resins 2	W	X
13	Secondary Lead Smelters	X	X
14	Marine Tank Vessel Loading	Y	X
15	Phosphoric Acid Mfg	AA	X
16	Phosphate Fertilizers Prod	BB	X
17	Petroleum Refineries	CC	X
18	Offsite Waste & Recovery	DD	X
	Tanks; Level 1	OO	X
	Containers	PP	X
	Surface Impoundments	QQ	X
	Drain Systems	RR	X
	Oil-Water Separators	VV	X
19	Magnetic Tape	EE	X
20	Aerospace Industry	GG	X
21	Oil & Natural Gas Prod	HH	X
	Area Source Requirements >>.		X
22	Shipbuilding and Repair	II	X
23	Wood Furniture Mfg	JJ	X
24	Printing & Publishing	KK	X
25	Primary Aluminum	LL	X
26	Pulp & Paper II (Combustion sources)	MM	X
27	Generic MACT:		
	Control Devices	SS	X
	Eq. Leaks—Level 1	TT	X
	Eq. Leaks—Level 2	UU	X
	Tanks—Level 2	WW	X
28	Generic MACT:		
	Ethylene Mfg	XX & YY	X
	Carbon Black	YY	X
	Spandex Prod	YY	X
	Cyanide Chemical Mfg	YY	X
	Acetal Resins	YY	X
	Acrylic/Modacrylic Fibers	YY	X
	Hydrogen Fluoride Prod	YY	X
	Polycarbonates Prod	YY	X
29	Steel Pickling	CCC	X
30	Mineral Wool Prod	DDD	X
31	Hazardous Waste Combustion (Phase I)	EEE	X
32	Boilers that burn Haz. Waste (Phase II)	EEE	X
33	HCL Prod. Furnaces burning Haz. Waste (P II)	EEE	X
34	Pharmaceutical Prod	GGG	X
35	Nat. Gas Transmission & Storage	HHH	X
36	Flexible Polyurethane Foam Prod	III	X
37	Polymer & Resins 4	JJJ	X
38	Portland Cement	LLL	X
39	Pesticide Active Ingredients	MMM	X
40	Wool Fiberglass	NNN	X
41	Polymer & Resins 3 (Amino & Phenolic)	OOO	X
42	Polyether Polyols Prod	PPP	X
43	Primary Copper	QQQ	X
44	Secondary Aluminum Prod	RRR	X
45	Primary Lead Smelting	TTT	X
46	Petro Refineries (FCC units)	UUU	X
47	POTW	V V V	X
48	Ferroalloys	X X X	X
49	Municipal Landfills	AAAA	X
50	Nutritional Yeast	CCCC	X
51	Plywood and Composite Wood Prod. (Partial Vacatur Oct. 07)	DDDD	X
52	Organic Liquids Distribution (non-gas)	EEEE	X
53	Misc. Organic NESHAP	FFFF	X
54	Vegetable Oil	GGGG	X

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—SOUTH CAROLINA¹—Continued

	Source category	Subpart	SCDHEC
55	Wet Formed Fiberglass	HHHH	X
56	Auto & Light Duty Truck (coating)	IIII	X
57	Paper & Other Webs	JJJJ	X
58	Metal Can (coating)	KKKK	X
59	Misc. Metal Parts (coating)	MMMM	X
60	Large Appliances (coating)	NNNN	X
61	Printing, Coating, & Dyeing Fabrics	OOOO	X
62	Plastic Parts & Products (coating)	PPPP	X
63	Wood Building Products	QQQQ	X
64	Metal Furniture (coating)	RRRR	X
65	Metal Coil (coating)	SSSS	X
66	Leather Tanning & Finishing	TTTT	X
67	Cellulose Ethers Prod Misc. Viscose Processes	UUUU	X
68	Boat Manufacturing	VVVV	X
69	Reinforced Plastic Composites	WWWW	X
70	Rubber Tire Mfg	XXXX	X
71	Stationary Combustion Turbines	YYYY	X
72	Reciprocating Int. Combustion Engines	ZZZZ	X
	Area Source Requirements >>.		X
73	Lime Manufacturing	AAAAA	X
74	Semiconductor Production	BBBBB	X
75	Coke Ovens: (Push/Quench/Battery/Stacks)	CCCCC	X
76	Industrial/Commercial/Institutional Boilers & Process Heaters, VACATED on 7/30/07	DDDDD	
77	Iron Foundries	EEEEE	X
78	Integrated Iron & Steel	FFFFF	X
79	Site Remediation	GGGGG	X
80	Misc. Coating Manufacturing	HHHHH	X
81	Mercury Cell Chlor-Alkali	IIIII	X
82	Brick & Structural Clay Products, VACATED on 6/18/07	JJJJJ	
83	Clay Ceramics Manufacturing, VACATED on 6/18/07	KKKKK	
84	Asphalt Roofing & Processing	LLLLL	X
85	Flex. Polyurethane Foam Fabrication	MMMMM	X
86	Hydrochloric Acid Prod/Fumed Silica	NNNNN	X
87	Engine & Rocket Test Facilities	PPPPP	X
88	Friction Materials Manufacturing	QQQQQ	X
89	Taconite Iron Ore	RRRRR	X
90	Refractories	SSSSS	X
91	Primary Magnesium	TTTTT	X

Area Source Rules

92	Hospital Sterilizers	WWWWW	X
93	Stainless and Nonstainless Steel Mfg Electric Arc Furnaces	YYYYY	X
94	Iron & Steel foundries	ZZZZZ	X
95	Gasoline Distribution—Bulk	BBBBBB	X
96	Gasoline Dispensing Facilities	CCCCCC	X
97	PVC & Copolymers Prod	DDDDDD	X
98	Primary Copper	EEEEEE	X
99	Secondary Copper Smelting	FFFFFF	X
100	Primary Nonferrous Metals	GGGGGG	X
101	Paint Stripping	HHHHHH	X
	Auto-Body Refinishing.		
	Plastic Parts & Prod. (coating)		
102	Acrylic/Modacrylic Fibers Prod	LLLLLL	X
103	Carbon Black Prod	MMMMMM	X
104	Chemical Mfg. Chrom	NNNNNN	X
105	Flex. Polyurethane Foam Fab	OOOOOO	X
	Flex. Polyurethane Foam Prod		
106	Lead Acid Battery Mfg	PPPPPP	X
107	Wood Preserving	QQQQQQ	X
108	Clay Ceramics Mfg	RRRRRR	X
109	Glass Mfg	SSSSSS	X
110	Secondary Nonferrous Metals	TTTTTT	X
110	Plating and Polishing	WWWWWW	X
112	Heating Eq. Mfg	XXXXXX	X
	Industrial Mach. & Eq. Finishing		
	Elect. & Electronics Eq. Finishing		
	Fabricated Metal Prod		
	Fabricated Plate Work (Boiler Shop)		
	Fabricated Structural Metal Mfg		
113	Ferro/Silico Manganese	YYYYYY	X
	Iron and Steel Forging		

PART 63 MAJOR & AREA SOURCE RULE DELEGATIONS—SOUTH CAROLINA¹—Continued

	Source category	Subpart	SCDHEC
	Primary Metals Prod. Mfg Valves and Pipe Fittings Mfg Ferroalloys Production		

¹ State program approved on June 26, 1995. Delegation table last updated on February 23, 2009.

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[FR Doc. E9–10154 Filed 5–12–09; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 180

[EPA–HQ–OPP–2008–0093; FRL–8412–5]

Calcium Lactate Pentahydrate; Exemption from the Requirement of a Tolerance

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This regulation establishes an exemption from the requirement of a tolerance for residues of calcium lactate pentahydrate (CAS Reg. No. 5743–47–5) when used as an inert ingredient in pesticide formulations applied to growing crops or to raw agricultural commodities after harvest. SynTech Global LLC, on behalf of BioNext sprl submitted a petition to EPA under the Federal Food, Drug, and Cosmetic Act (FFDCA), as amended by the Federal Quality Protection Act of 1996 (FQPA), requesting an exemption from the requirement of a tolerance. This regulation eliminates the need to establish a maximum permissible level for residues of calcium lactate pentahydrate.

DATES: This regulation is effective May 13, 2009. Objections and requests for hearings must be received on or before July 13, 2009, and must be filed in accordance with the instructions provided in 40 CFR part 178 (see also Unit I.C. of the **SUPPLEMENTARY INFORMATION**).

ADDRESSES: EPA has established a docket for this action under docket identification (ID) number EPA–HQ–OPP–2008–0093. All documents in the docket are listed in the docket index available at <http://www.regulations.gov>. Although listed in the index, some information is not publicly available, e.g., Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Certain other material, such as

copyrighted material, is not placed on the Internet and will be publicly available only in hard copy form. Publicly available docket materials are available in the electronic docket at <http://www.regulations.gov>, or, if only available in hard copy, at the OPP Regulatory Public Docket in Rm. S–4400, One Potomac Yard (South Bldg.), 2777 S. Crystal Dr., Arlington, VA. The Docket Facility is open from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The Docket Facility telephone number is (703) 305–5805.

FOR FURTHER INFORMATION CONTACT:

Karen Samek, Registration Division (7505P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001; telephone number: (703) 347–8825; e-mail address: samek.karen@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

You may be potentially affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. Potentially affected entities may include, but are not limited to:

- Crop production (NAICS code 111).
- Animal production (NAICS code 112).
- Food manufacturing (NAICS code 311).
- Pesticide manufacturing (NAICS code 32532).

This listing is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in this unit could also be affected. The North American Industrial Classification System (NAICS) codes have been provided to assist you and others in determining whether this action might apply to certain entities. If you have any questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

B. How Can I Access Electronic Copies of this Document?

In addition to accessing electronically available documents at <http://www.regulations.gov>, you may access this **Federal Register** document electronically through the EPA Internet under the “**Federal Register**” listings at <http://www.epa.gov/fedrgstr>. You may also access a frequently updated electronic version of 40 CFR part 180 through the Government Printing Office’s e-CFR cite at <http://www.gpoaccess.gov/ecfr>.

C. Can I File an Objection or Hearing Request?

Under section 408(g) of FFDCA, 21 U.S.C. 346a, any person may file an objection to any aspect of this regulation and may also request a hearing on those objections. The EPA procedural regulations which govern the submission of objections and requests for hearings appear in 40 CFR part 178. You must file your objection or request a hearing on this regulation in accordance with the instructions provided in 40 CFR part 178. To ensure proper receipt by EPA, you must identify docket ID number EPA–HQ–OPP–2008–0093 in the subject line on the first page of your submission. All requests must be in writing, and must be mailed or delivered to the Hearing Clerk on or before July 13, 2009.

In addition to filing an objection or hearing request with the Hearing Clerk as described in 40 CFR part 178, please submit a copy of the filing that does not contain any CBI for inclusion in the public docket that is described in **ADDRESSES**. Information not marked confidential pursuant to 40 CFR part 2 may be disclosed publicly by EPA without prior notice. Submit your copies, identified by docket ID number EPA–HQ–OPP–2008–0093, by one of the following methods:

- **Federal eRulemaking Portal:** <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.
- **Mail:** Office of Pesticide Programs (OPP) Regulatory Public Docket (7502P), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001.
- **Delivery:** OPP Regulatory Public Docket (7502P), Environmental