

# HEINONLINE

Citation: 37 Fed. Reg. 15080 1972

Provided by:

US EPA Libraries



Content downloaded/printed from [HeinOnline](#)

Wed Jun 7 14:00:03 2017

- Your use of this HeinOnline PDF indicates your acceptance of HeinOnline's Terms and Conditions of the license agreement available at <http://heinonline.org/HOL/License>
- The search text of this PDF is generated from uncorrected OCR text.

# Title 40—PROTECTION OF ENVIRONMENT

## Chapter I—Environmental Protection Agency

### SUBCHAPTER C—AIR PROGRAMS

#### PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

##### Miscellaneous Amendments

On May 31, 1972 (37 F.R. 10842), pursuant to section 110 of the Clean Air Act and 40 CFR Part 51, the Administrator approved, with specific exceptions, State plans for implementation of the national ambient air quality standards. These amendments incorporate corrections and clarifications of the approvals and disapprovals. In addition, these amendments include revisions to the approval/disapproval notices resulting from supplemental information submitted to the Administrator by the States to correct disapproved portions of their plans and from further evaluation by the Administrator.

Arizona, Delaware, Hawaii, Idaho, Indiana, Kentucky, Montana, Nebraska, Nevada, Ohio, Pennsylvania, and Virginia submitted supplemental information which permitted approval of certain portions of their plans that had formerly been disapproved.

The approval or disapproval of certain portions of the plans for Arizona, Hawaii, Idaho, Maine, Montana, Nevada, New Mexico, Rhode Island, Utah, and Vermont are revised on the basis of further review and evaluation by the Administrator subsequent to the issuance of the approval/disapproval notices.

The revisions for Alaska are based on the information presented in the implementation plan which was submitted on April 25, 1972, but could not be completely evaluated in time for inclusion in the May 31 approval/disapproval notice, and on supplemental information submitted by the Governor on June 22, 1972.

These regulations are effective on the date of their publication in the FEDERAL REGISTER (7-27-72). The Agency finds that good cause exists for not publishing these regulations as a notice of proposed rule making and for making them effective immediately upon publication, for the following reasons:

(1) The implementation plans were prepared, adopted, and submitted by the States, and reviewed and evaluated by the Administrator pursuant to 40 CFR Part 51, which, prior to promulgation,

had been published as a notice of proposed rule making for comment by interested persons, and

(2) The approved implementation plan provisions were adopted in accordance with procedural requirements of State and Federal law, which provided for adequate public participation through notice, public hearings, and time for comment, and consequently further public participation is unnecessary.

Dated: July 13, 1972.

WILLIAM D. RUCKELSHAUS,  
Administrator,  
Environmental Protection Agency.

Part 52 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

##### Subpart A—General Provisions

1. In § 52.02, paragraph (e) is amended by adding a new third sentence as follows:

##### § 52.02 Introduction.

\* \* \* \* \*

(e) \* \* \* Except as otherwise specified, all supplemental information submitted to the Administrator with respect to any plan has been submitted by the Governor of the State.

##### Subpart C—Alaska

2. Section 52.70 is amended by adding paragraph (c) as follows:

##### § 52.70 Identification of plan.

\* \* \* \* \*

(c) Supplemental information was submitted on June 22, 1972.

3. Section 52.72 is revised to read as follows:

##### § 52.72 Approval status.

With the exceptions set forth in this subpart, the Administrator approves Alaska's plan for the attainment and maintenance of the national standards. The State included in the plan a regulation prohibiting idling of unattended motor vehicles. However, the plan stated that this regulation was included for informational purposes only, and was not to be considered part of the control strategy to implement the national standards for carbon monoxide. Accordingly, this regulation is not considered a part of the applicable plan.

##### § 52.73 [Revoked]

4. Section 52.73 is revoked.  
5. Section 52.74 is revised to read as follows:

##### § 52.74 Legal authority.

(a) The requirements of § 51.11 of this chapter are not met since in:

(1) Cook Inlet Air Resources Management District:

(i) Authority to require recordkeeping is inadequate (§ 51.11(a)(5) of this chapter).

(ii) Authority to require installation of monitoring devices 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).

(iv) Authority to obtain injunctions is inadequate (§ 51.11(a)(2) of this chapter).

(2) Fairbanks North Star Borough:

(i) Authority to obtain injunctions is inadequate (§ 51.11(a)(2) of this chapter).

(ii) Authority to require recordkeeping is inadequate (§ 51.11(a)(5) of this chapter).

(iii) Authority to require installation of monitoring devices is inadequate (§ 51.11(a)(6) of this chapter).

(iv) Authority to make emissions data available to the public is inadequate since 45.05130 of the Fairbanks North Star Borough ordinance could require it to be confidential (§ 51.11(a)(6) of this chapter).

(v) Authority to abate emergency air pollution episodes is inadequate because 45.05.100 of the Fairbanks North Star Borough ordinance is limited to generalized conditions of air pollution and because the order of the Commission is subject to review de novo (§ 51.11(a)(3) of this chapter).

(vi) Authority for necessary transportation control is not set forth nor is a timetable for obtaining it included (§ 51.11(b) of this chapter).

##### §§ 52.75–52.79 [Revoked]

6. Section 52.75 is revoked.

7. Section 52.76 is revoked.

8. Section 52.77 is revoked.

9. Section 52.78 is revoked.

10. Section 52.79 is revoked.

11. Section 52.81 is revised to read as follows:

##### § 52.81 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 Alaska'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			
Cook Inlet Intrastate	July 1975	b	d	d <sup>c</sup>	d	d	d
Northern Alaska Intrastate	July 1975	b	d	d	d	July 1975 <sup>e</sup>	d
South Central Alaska Intrastate	d	d	d	d	d	d	d
Southeastern Alaska Intrastate	d	d	c	a	d	d	d

NOTE.—The underlined footnote is recommended for proposal by the Administrator because the plan does not provide a specific date.

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

12. In Subpart C, § 52.82 is added as follows:

§ 52.82 Extensions.

(a) The Administrator hereby extends for 18 months the statutory timetable for submittal of the plan for attainment and maintenance of the secondary standards for particulate matter in the Cook Inlet and Northern Alaska Intrastate Regions.

13. In Subpart C, § 52.83 is added as follows:

§ 52.83 Transportation and land-use controls.

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

(1) No later than February 15, 1973, the selection of all appropriate transportation and land-use control measures that are necessary to attain and maintain the national standards for carbon monoxide in the Northern Alaska Intrastate Region by July 1975. A demonstration that said measures, along with the Federal Motor Vehicle Control Program, will attain and maintain the national standards must also be included. By this date (February 15, 1973), the State must also submit a detailed timetable for obtaining the legislative authority, regulations and administrative policies required, and a description of the specific responsibilities delineated to the local agencies for carrying out the transportation and land-use measures by July 1975.

(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.

Subpart D—Arizona

14. In § 52.120, paragraph (c) is revised to read as follows:

§ 52.120 Identification of plan.

(c) Supplemental information was submitted on:

- (1) March 1, 1972, by the Arizona State Board of Health, and
- (2) March 2, and May 30, 1972.

15. In § 52.122, paragraph (a) is revised and paragraph (b) is added. As amended, § 52.122 reads as follows:

§ 52.122 Extensions.

(a) The Administrator hereby extends for 2 years the attainment date for the national primary standards for sulfur oxides and carbon monoxide in the Phoenix-Tucson Intrastate Region and for sulfur oxides in the Arizona portions of the Arizona-New Mexico Southern Border and Four Corners Interstate Regions.

(b) The Administrator hereby extends for 18 months the statutory timetable for submittal of the plan for attainment and maintenance of the secondary standards for sulfur oxides in the Phoenix-Tucson Intrastate Region and the Arizona portion of the Arizona-New Mexico Southern Border Interstate Region.

16. In § 52.125, paragraph (a) is revised and paragraph (b) is added. As amended, § 52.125 reads as follows:

§ 52.125 Control strategy and regulations: Sulfur oxides.

(a) The requirements of §§ 51.13 and 51.22 of this chapter are not met since the plan does not impose specific emission limitations on copper smelters in the Phoenix-Tucson Intrastate Region and the Arizona portion of the Arizona-New Mexico Southern Border Interstate Region. In addition, the plan does not require permanent control of emissions from copper smelters necessary to achieve all national standards for sulfur oxides. Therefore, Regulation 7-1-4.1 (copper smelters) of the Arizona Rules

and Regulations for Air Pollution Control, as it pertains to existing copper smelters, is disapproved for the Phoenix-Tucson Intrastate Region and the Arizona portion of the Arizona-New Mexico Southern Border Interstate Region.

(b) The requirements of §§ 51.13 and 51.22 of this chapter are not met since the plan does not provide the degree of control necessary to attain and maintain the national standards for sulfur oxides in the Arizona portion of the Four Corners Interstate Region. Therefore, Regulation 7-1-4.2(C) (fuel burning installations) of the Arizona Rules and Regulations for Air Pollution Control, as it pertains to existing sources, is disapproved in the Arizona portion of the Four Corners Interstate Region for steam power generating installations having a total rated capacity equal to or greater than 6,500 million B.t.u. per hour.

17. In § 52.126, paragraph (a) is revised to read as follows:

§ 52.126 Control strategy and regulations: Particulate matter.

(a) The requirements of §§ 51.13 and 51.22 of this chapter are not met since the plan does not provide the degree of control necessary to attain and maintain the national standards for particulate matter in the Phoenix-Tucson Intrastate Region. Therefore, Regulation 7-1-3.6 (process industries) of the Arizona Rules and Regulations for Air Pollution Control, Rule 31(E) (process industries) in Regulation III of the Maricopa County Air Pollution Control Rules and Regulations, and Rule 26(B) (process industries) in Regulation II of the Rules and Regulations of the Pima County Air Pollution Control District are disapproved for the Phoenix-Tucson Intrastate Region.

§ 52.128 [Revoked]

18. Section 52.128 is revoked.

19. In § 52.129, paragraph (a) is revoked and paragraph (b) is revised. As amended, § 52.129 reads as follows:

§ 52.129 Review of new sources and modification.

(a) [Revoked]

(b) The requirements of § 51.18(c) of this chapter are not met in Pima County in the Phoenix-Tucson Intrastate Region since the Rules and Regulations of the Pima County Air Pollution Control District are not adequate to prevent construction or modification of a source which would interfere with the attainment or maintenance of the national standards.

20. In § 52.130, paragraph (a) is revised and paragraph (b) is revoked. As amended, § 52.130 reads as follows:

§ 52.130 Source surveillance.

(a) The requirements of § 51.19(a) of this chapter are not met since the plan does not contain legally enforceable procedures for requiring sources in Gila, Pinal, and Santa Cruz Counties in the Phoenix-Tucson Intrastate Region and

in the Arizona portions of the Arizona-New Mexico Southern Border, Clark-Mohave, and Four Corners Interstate Regions to maintain records of and periodically report on the nature and amounts of emissions.

21. Section 52.131 is revised to read as follows:

§ 52.131 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 Arizona'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			
Arizona-New Mexico Southern Border Interstate	<u>a</u>	<u>a</u>	b	<u>f</u>	c	c	c
Clark-Mohave Interstate	<u>a</u>	<u>a</u>	<u>a</u>	<u>a</u>	c	<u>a</u>	<u>a</u>
Four Corners Interstate	<u>a</u>	<u>a</u>	b	<u>b</u>	c	c	c
Phoenix-Tucson Intrastate	July 1975 <sup>e</sup>	July 1977 <sup>e</sup>	b	<u>f</u>	<u>a</u>	July 1977 <sup>d</sup>	July 1975 <sup>d</sup>

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 is not acceptable.

- a. Three years from plan approval or promulgation.
- b. Five years from plan approval or promulgation.
- c. Air quality levels presently below secondary standards.
- d. Transportation and/or land use control strategy to be submitted no later than February 15, 1973, with the first semiannual report.
- e. Transportation and/or land use measures will be proposed by the Administrator no later than February 15, 1973.
- f. Eighteen-month extension granted.

§ 52.132 [Amended]

22. In § 52.132, the words "carbon monoxide and" are added after the word "source" in the first sentence in paragraph (a) (1).

23. In Subpart D, § 52.133 is added as follows:

§ 52.133 Rules and regulations.

(a) Regulation 7-1-1.4(A) (exceptions) provides for an exemption from enforcement action if the violation is attributable to certain events. These events are too broad in scope and the source can obtain the exemption merely by reporting the occurrence. Therefore, Regulations 7-1-1.4(A) of the Arizona Rules and Regulations for Air Pollution Control is disapproved since this regulation makes all approved emission limiting regulations potentially unenforceable.

**Subpart I—Delaware**

24. In § 52.420, paragraph (c) is revised to read as follows:

§ 52.420 Identification of plan.

(c) Supplemental information was submitted on February 11, March 10, May

5, June 2, and June 5, 1972, by the State of Delaware, Department of Natural Resources and Environmental Control.

25. In § 52.426, paragraph (a) is revised to read as follows:

§ 52.426 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 a means of disapproving construction or modification of a stationary source 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.

§ 52.427 [Revoked]

26. Section 52.427 is revoked.  
27. Section 52.428 is revised to read as follows:

§ 52.428 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 Delaware plan.

Air quality control region	Pollutant						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Primary	Secondary	Primary	Secondary			
Metropolitan Philadelphia Interstate	Jan. 1972	Jan. 1973	Jan. 1972	Jan. 1973	Jan. 1974	Jan. 1974	a
Southern Delaware Intrastate	a	a	a	a	a	a	a

a. Air quality levels presently below secondary standards.

**Subpart M—Hawaii**

28. In § 52.620, paragraph (c) is revised to read as follows:

§ 52.620 Identification of plan.

(c) Supplemental information was submitted on:

(1) April 4, 1972, by the Department of Health,

(2) May 8, May 22, and June 15, 1972.

§ 52.624 [Amended]

29. In § 52.624, paragraph (a) is revoked.

§ 52.625 [Revoked]

30. Section 52.625 is revoked.

31. In § 52.626, paragraph (a) is revised and paragraph (b) is added. As amended, § 52.626 reads as follows:

§ 52.626 Compliance schedules.

(a) The requirements of § 51.15(a) (2) of this chapter are not met since the plan does not provide a legally enforceable final date by which all individual source compliance schedules must be negotiated. Therefore, section 6 of the Hawaii Air Pollution Control Regulations is disapproved.

(b) The requirements of § 51.15(c) of this chapter are not met since increments of progress towards compliance are not provided for in section 12(b) (compliance schedule for bagasse-burning boilers) of the Hawaii Air Pollution Control Regulations. Therefore, section 12 (b) of the Hawaii Air Pollution Control Regulations, as it pertains to existing sources, is disapproved.

**Subpart N—Idaho**

32. In § 52.670, paragraph (c) is revised to read as follows:

§ 52.670 Identification of plan.

(c) Supplemental information was submitted on:

(1) February 23 and April 12, 1972, by the Idaho Air Pollution Control Commission, and

(2) March 2, May 5 and June 9, 1972.

33. Section 52.672 is amended by adding paragraph (b), as follows:

§ 52.672 Extensions.

(b) The Administrator hereby extends for 2 years the attainment date for the primary standards for sulfur oxides in the Idaho portion of the Eastern Washington-Northern Idaho Interstate Region.

§ 52.676 [Amended]

34. In paragraph (a) of § 52.676, the word, "prove" is changed to "provide."

§ 52.678 [Revoked]

35. Section 52.678 is revoked.

§ 52.679 [Amended]  
 36. In paragraph (a.) of § 52.679, the word "Pollution" is changed to "Pollution."  
 37. Section 52.680 is revised to read as follows:

Air quality control region	Pollutant				
	Particulate matter PRI-Secondary primary	Sulfur oxides PRI-Secondary primary	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Eastern Idaho Intra-state	a	a	c	c	c
Eastern Washington-Northern Idaho Interstate	a	b	c	c	c
Idaho Intrastate	a	c	c	c	c
Metropolitan Boise Intrastate	a	c	c	c	c

NOTE.—Footnotes which are underlined are proposed by the Administrator because the plan does not provide a specific date.  
 a. Three years from plan approval or promulgation.  
 b. Eighteen-month extension granted.  
 c. Air quality levels presently below secondary standards.  
 d. Five years from plan approval or promulgation.

**Subpart O—Illinois**  
 38. Section 52.726 is revised to read as follows:  
 § 52.726 Rules and regulations.  
 (a) The requirements of § 51.22 of this chapter are not met since the particulate matter fuel combustion emission limitation in Chapter 2, Part II, Rule 203(g) (1) of the Illinois Pollution Control Board Rules and Regulations, which is necessary for attainment and maintenance of the national standards for particulate matter and the secondary standards for

sulfur oxides in the Illinois portion of the Metropolitan Chicago Interstate Region, is not applicable to residential and commercial buildings in the Chicago major metropolitan area which use solid fuel.  
 39. Section 52.727 is revised to read as follows:  
 § 52.727 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 Illinois' plan, except where noted.

Air quality control region	Pollutant				
	Particulate matter PRI-Secondary primary	Sulfur oxides PRI-Secondary primary	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Burlington-Keokuk Interstate	July 1975	July 1975	July 1975	July 1975, d	c
East Central Illinois Intrastate	c	July 1975	c	c	c
Metropolitan Chicago Interstate (Indiana-Illinois)	a	July 1975	July 1975	July 1975, d	July 1975
Metropolitan Dubuque Interstate,	July 1975	c	July 1975	c	c
Metropolitan Quad Cities Interstate	July 1975	c	c	c	c
Metropolitan St. Louis Interstate (Missouri-Illinois)	July 1975	July 1975	July 1975	July 1975	July 1975
North Central Illinois Intrastate	July 1975	July 1975	c	c	c
Paducah (Kentucky)-Cairo (Illinois) Interstate	July 1975	b	July 1975	c	c
Rockford (Illinois)-Janesville-Beloit (Wisconsin) Interstate	July 1975	c	c	c	c
Southeast Illinois Intrastate	c	July 1975	c	c	c
West Central Illinois Intrastate	July 1975	July 1975	July 1975	July 1975	c

NOTE.—Footnotes which are underlined are proposed by the Administrator because of the date provided in the plan was not acceptable.  
 a. Three years from plan approval or promulgation.  
 b. Air quality levels presently below primary standards.  
 c. Air quality levels presently below secondary standards.  
 d. Transportation control strategy is to be submitted no later than February 15, 1978.

**Subpart P—Indiana**

40. In § 52.770, paragraph (c) is revised to read as follows:

§ 52.770 Identification of plan.

(c) Supplemental information was submitted on:

(1) March 16, 1972, by the Indiana Air Pollution Control Board, and

(2) April 11, May 1, May 16, and June 30, 1972.

41. Section 52.776 is revised to read as follows:

§ 52.776 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 secondary standards for particulate matter in the Metropolitan Indianapolis Intrastate Region.

(b) APC 4-R of Indiana's "Air Pollution Control Regulations" (emission limitation for particulate matter from fuel combustion sources), which is part of the control strategy for the secondary standards for particulate matter, is disapproved for the Metropolitan Indianapolis Intrastate Region since it does not provide the degree of control needed to attain and maintain the secondary standards for particulate matter. APC 4-R is approved for attainment and maintenance of the primary standards for particulate matter in the Metropolitan Indianapolis Intrastate Region.

§ 52.781 [Amended]

42. In § 52.781, paragraph (a) is revoked.

**Subpart S—Kentucky**

43. In § 52.920, paragraph (c) is revised to read as follows:

§ 52.920 Identification of plan.

(c) Supplemental information was submitted on:

(1) March 6 and May 3, 1972, by the Kentucky Air Pollution Control Office, and

(2) March 17 and June 7, 1972.

44. Section 52.924 is amended by adding paragraph (b), as follows:

§ 52.924 Legal authority.

(b) Delegation of Authority: Pursuant to section 114 of the Act, Kentucky requested a delegation of authority to enable it to collect, correlate, and release emission data to the public. The Administrator has determined that Kentucky is qualified to receive a delegation of the authority it requested. Accordingly, the Administrator delegates to Kentucky 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.

§ 52.925 [Amended]

45. In § 52.925, paragraph (a) is revoked.

**Subpart T—Louisiana**

§ 52.974 [Amended]

46. In § 52.974, paragraph (b) is revised by inserting the word "not" after the word "does."

**Subpart U—Maine**

47. Section 52.1024 is revised to read as follows:

§ 52.1024 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 Maine's plan.

Air quality control region	Pollutant						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Primary	Secondary	Primary	Secondary			
Metropolitan Portland Intrastate	a	a	a	a	b	b	b
Androscoggin Valley Interstate	a	a	a	a	b	b	b
Down East Intrastate	a	a	a	a	b	b	b
Aroostook Intrastate	b	b	b	b	b	b	b
Northwest Maine Intrastate	b	b	b	b	b	b	b

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

**Subpart V—Maryland**

48. In § 52.1076, paragraph (a) is revised to read as follows:

§ 52.1076 Review of new sources and modifications.

(a) The requirements of § 51.18(a) of this chapter are not met since the plans lack legally enforceable procedures to prevent construction or modification of electric generating stations if such construction or modification will result in a violation of applicable portions of the control strategies or will interfere with attainment or maintenance of a national standard.

**Subpart AA—Missouri**

49. In § 52.1325, the parenthesis before the word "secret" in paragraph (b) (1) (ii) is deleted and paragraph (b) (2) (ii) is revised to read as follows:

§ 52.1325 Legal authority.

(b) \* \* \*

(2) \* \* \*

(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 production or sales figures or to processes or production unique to the owner or operator or would tend to affect adversely the competitive position of the owner or operator (§ 51.11(a)(6) of this chapter).

**Subpart BB—Montana**

50. In § 52.1370, paragraph (c) is revised to read as follows:

§ 52.1370 Identification of plan.

(c) Supplemental information was submitted on:

(1) May 10, 1972, by the Montana State Department of Health and Environmental Sciences, and

(2) June 26, 1972.

§ 51.1374 [Revoked]

51. Section 52.1374 is revoked.

52. Section 52.1375 is revised to read as follows:

§ 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)
	Primary	Secondary	Primary	Secondary			
Billings Intrastate	<u>a</u>	<u>a</u>	c	<u>a</u>	d	d	d
Great Falls Intrastate	d	d	<u>a</u>	<u>a</u>	d	d	d
Helena Intrastate	<u>a</u>	<u>a</u>	b	e	d	d	d
Miles City Intrastate	d	d	d	d	d	d	d
Missoula Intrastate	<u>a</u>	<u>a</u>	d	d	d	d	d

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

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

53. Section 52.1376 is added as follows:

§ 52.1376 Extensions.

(a) The Administrator hereby extends for 2 years the attainment date for the primary standards for sulfur oxides in the Helena Intrastate Region.

(b) The Administrator hereby extends for 18 months the statutory timetable for submission of the plan for the attainment and maintenance of the secondary standards for sulfur oxides in the Helena Intrastate Region.

Subpart CC—Nebraska

54. In § 52.1420, paragraph (c) is revised to read as follows:

§ 52.1420 Identification of plan.

(c) Supplemental information was submitted on:

- (1) February 16, April 25, and June 9, 1972, by the Nebraska Department of Environmental Control, and
- (2) January 24, and June 9, 1972.

§ 52.1424 [Corrected]

55. A heading reading “§ 52.1424 Legal authority” is added following the first paragraph (a) in § 52.1423.

56. In § 52.1425, paragraph (a) is revised to read as follows:

§ 52.1425 Compliance schedules.

(a) The requirements of § 51.15(a) (1) and (2) of this chapter are not met since Rule 7(b), “Rules and Regulations Implementing Nebraska Ambient Air Quality Standards,” does not contain legally enforceable compliance schedules setting forth the dates by which all existing stationary sources or categories of such sources must be in compliance with applicable portions of the control strategy. Nebraska Rule 7(b) specifies that all existing sources not in compliance must submit an acceptable compliance schedule within 120 days after receiving notification of violation from the State. There are no assurances in the plan that existing sources will be notified by the State in a timely manner, therefore, Rule 7(b) is disapproved.

57. In § 52.1426, paragraph (a) is revised and paragraph (b) is added. As amended, § 52.1426 reads as follows:

§ 52.1426 Prevention of air pollution emergency episodes.

(a) The requirements of § 51.16 of this chapter are not met since the plan does not provide a contingency plan for preventing emergency episodes which is applicable within the jurisdictional boundaries of the city of Omaha Permits and Inspection Division in the Nebraska portion of the Metropolitan Omaha-Council Bluffs Interstate Region.

(b) The requirements of § 51.16(b) (1) and (2) of this chapter are not met since the plan does not provide for episode criteria and public announcement procedures which are applicable within the jurisdictional boundaries of the Lincoln-Lancaster County Health Department in the Lincoln-Beatrice-Fairbury Intrastate Region.

§ 52.1427 [Revoked]

58. Section 52.1427 is revoked.

59. In § 52.1428, paragraphs (a) and (b) are revised and paragraph (c) is added. As amended, § 52.1428 reads as follows:

§ 52.1428 Review of new sources and modifications.

(a) The requirements of § 51.18 of this chapter are not met since Rule 3, “Rules and Regulations Implementing Nebraska Ambient Air Quality Standards,” applies only to those sources subject to Federal standards under Part 60 of this chapter.

(b) The requirements of § 51.18(c) of this chapter are not met in the Nebraska portion of the Metropolitan Omaha-Council Bluffs Interstate Region since the city of Omaha Permits and Inspection Division has not adopted procedures to disapprove construction or modification of sources if such construction or modification would interfere with attainment or maintenance of a national standard.

(c) The requirements of § 51.18 of this chapter are not met in the Lincoln-Beatrice-Fairbury Intrastate Region since the Lincoln-Lancaster County

Health Department has not adopted 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.

60. In § 52.1429, paragraphs (a), (b), (c), and (d) are revised and paragraph (e) is added. As amended, § 52.1429 reads as follows:

§ 52.1429 Source surveillance.

(a) The requirement of § 51.19(a) of this chapter are not met since the State does not have adequate procedures to require owners and operators of stationary sources, which are under the jurisdiction of the State Agency to maintain records which are necessary 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 in the Nebraska portion of the Metropolitan Omaha-Council Bluffs Interstate Region since the city of Omaha Permits and Inspection Division lacks adequate 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(a) of this chapter are not met in Lincoln-Beatrice-Fairbury Intrastate Region since the Lincoln-Lancaster County Health Department lacks procedures to require owners or operators of stationary sources to maintain records and make periodic reports on the nature and amount of emissions.

(d) The requirements of § 51.19(b) of this chapter are not met in the Nebraska portion of the Metropolitan Omaha-Council Bluffs Interstate Region since the city of Omaha Permits and Inspection Division does not provide for periodic testing and inspection of sources.

(e) The requirements of § 51.19(b) of this chapter are not met in the Lincoln-Beatrice-Fairbury Intrastate Region since the Lincoln-Lancaster County Health Department does not provide for periodic testing and inspection of sources.

§ 52.1430 [Revoked]

61. Section 52.1430 is revoked.

62. In Subpart CC, § 52.1432 is added as follows:

§ 52.1432 Control strategy: Particulate matter.

The requirements of § 51.13 of this chapter are not met in the Lincoln-Beatrice-Fairbury Intrastate Region since the plan does not provide for the attainment and maintenance of the national standards for particulate matter.

63. In Subpart CC, § 52.1433 is added as follows:

§ 52.1433 Control strategy: Nitrogen oxides.

(a) The requirements of § 51.14(c) (3) of this chapter are not met in the Nebraska portion of the Metropolitan Omaha-Council Bluffs Interstate Region since the city of Omaha Permits and

RULES AND REGULATIONS

Inspection Division has not adopted regulations that provide for the degree of nitrogen oxides emission reduction attainable through the application of reasonably available control technology.

**Subpart DD—Nevada**

64. In § 52.1470, paragraph (c) is added as follows:

**§ 52.1470 Identification of plan.**

(c) Supplemental information was submitted on June 12, 1972.

65. In § 52.1473, paragraph (a) is amended by adding a second sentence as follows:

**§ 52.1473 General requirements.**

(a) \* \* \* In addition, Chapter 020-065 of the "Air Pollution Control Regulations" of the District Board of Health of Washoe County in the Northwest Nevada Intrastate Region is disapproved since it contains provisions which restrict the public availability of emission data as correlated with applicable emission limitations and other control measures.

66. In § 52.1475, paragraph (b) is amended by adding a second sentence as follows:

**§ 52.1475 Control strategy and regulations: Sulfur oxides.**

(b) \* \* \* Article 8.1.3 is approved for attainment and maintenance of the primary standards in the Nevada Intrastate Region.

67. In § 52.1477, paragraph (a) is revised and paragraph (b) is added. As amended, § 52.1477 reads as follows:

**§ 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 emission control actions. In addition, the emission control actions in the plan do not prohibit open burning during episode stages.

(b) The requirements of § 51.16(c) (1) of this chapter are not met since the State of Nevada lacks adequate legal authority to enforce specific emission control action programs for stationary sources emitting 100 tons (90.7 metric tons) per year or more of any pollutant for which the Administrator has designated significant harm levels under § 51.16(a) of this chapter.

68. Section 52.1478 is revised to read as follows:

**§ 52.1478 Review of new sources and modifications.**

(a) The requirements of § 51.18(c) of this chapter are not met since the regulations for Washoe County in the Northwest Nevada Intrastate Region and the regulations for Clark County in the Clark-Mohave Interstate Region do not

include legally enforceable means of disapproving construction or modification of a source if it will interfere with attainment or maintenance of a national standard.

69. Section 52.1480 is revised to read as follows:

**§ 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						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Pri- mary	Sec- ondary	Pri- mary	Sec- ondary			
Clark-Mohave Interstate	<u>a</u>	<u>a</u>	<u>a</u>	<u>a</u>	c	<u>a</u>	<u>a</u>
Northwest Nevada Intrastate	July 1975	July 1977	c	c	c	c	c
Nevada Intrastate	July 1975	July 1977	<u>a</u>	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 is not acceptable.

- a. Three years from plan approval or promulgation.
- b. Eighteen-month extension granted.
- 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 15, 1973.

70. In Subpart DD, § 52.1481 is added as follows:

**§ 52.1481 Extensions.**

The Administrator hereby extends for 18 months the statutory timetable for submittal of the plan for attainment and maintenance of the secondary standards for sulfur oxides in the Nevada Intrastate Region.

**Subpart EE—New Hampshire**

71. In § 52.1520, paragraph (c) is revised to read as follows:

**§ 52.1520 Identification of plan.**

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

**Subpart FF—New Jersey**

72. The table in § 52.1580 is revised to read as follows:

**§ 52.1580 Attainment dates for national standards.**

Air quality control region	Pollutant						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Pri- mary	Sec- ondary	Pri- mary	Sec- ondary			
New Jersey-New York-Connecticut Interstate	<u>a</u>	c	<u>a</u>	c	<u>a</u>	b	b
Metropolitan Philadelphia Interstate	<u>a</u>	c	<u>a</u>	c	<u>a</u>	b	b
Northeast Pennsylvania-Upper Delaware Valley Interstate	<u>a</u>	<u>a</u>	d	d	<u>a</u>	<u>a</u>	d
New Jersey Intrastate	d	d	<u>a</u>	<u>a</u>	d	<u>a</u>	d

**Subpart GG—New Mexico**

73. Section 52.1624 is revised to read as follows:

**§ 52.1624 Control strategy and regulations: Sulfur oxides.**

(a) The requirements of § 51.13 of this chapter are not met since the plan con-

tains the following control strategy deficiencies:

(1) The plan does not provide for attainment and maintenance of the national standards for sulfur oxides in New Mexico's portion of the Four Corners Interstate Region.

(2) 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) The following emission limitations in New Mexico's "Air Quality Control Regulations" are disapproved for the indicated reasons:

(1) Regulation 602.B (emission limitation for sulfur dioxide from existing coal-burning equipment) is disapproved since it does not provide for the degree of control necessary to attain and maintain the national standards for sulfur oxides in New Mexico's portion of the Four Corners Interstate Region.

(2) Regulation 652.A (emission limitation for sulfur from existing nonferrous smelters) is disapproved since it does not provide for the degree of control necessary to attain and maintain the secondary standards for sulfur oxides in New Mexico's portion of the Arizona-New Mexico Southern Border Interstate Region. Regulation 652.A is approved for attainment and maintenance of the primary standards.

74. Section 52.1626 is revised to read as follows:

§ 52.1626 Compliance schedules.

(a) The requirements of § 51.15(c) of this chapter are not met since Regulation 504.D (emission limitation for particulate matter from coal-burning equipment), Regulation 506.B (emission limitation for particulate matter from nonferrous smelters), Regulation 603.B (emission limitation for nitrogen dioxide from existing coal-burning equipment), Regulation 604.B (emission limitation for nitrogen dioxide from existing gas-burning equipment), and Regulation 652.A (emission limitation for sulfur from existing nonferrous smelters) of New Mexico's "Air Quality Control Regulations" 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.

75. Section 52.1630 is revised to read as follows:

§ 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						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Primary	Secondary	Primary	Secondary			
Albuquerque-Mid-Rio Grande Intrastate	<u>a</u>	<u>a</u>	d	d	d	d	<u>a</u>
Arizona-New Mexico-Southern Border Interstate	<u>a</u>	<u>a</u>	<u>a</u>	b	d	d	d
El Paso-Las Cruces-Alamogordo Interstate	<u>July 1975<sup>e</sup></u>	<u>July 1977<sup>e</sup></u>	<u>a</u>	<u>a</u>	d	<u>a</u>	<u>a</u>
Four Corners Interstate	c	<u>a</u>	f	f	d	d	d
Northeastern Plains Intrastate	d	d	d	d	d	d	d
Pecos-Permian Basin Intrastate	d	d	d	d	d	d	d
Southwestern Mountains-Augustine Plains Intrastate	d	d	d	d	d	d	d
Upper Rio Grande Valley Intrastate	d	d	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. Three years from plan approval or promulgation.
- b. Eighteen-month extension granted.
- 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.
- f. Five years from plan approval or promulgation.

76. In Subpart GG, § 52.1631 is added as follows:

§ 52.1631 Extensions.

- (a) The Administrator hereby extends for 2 years the attainment date for the primary standards for sulfur oxides in New Mexico's portion of the Four Corners Interstate Region.
- (b) The Administrator hereby extends for 18 months the statutory timetable for submittal of the plan 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.

Subpart II—North Carolina

§ 52.1772 [Corrected]

77. A new heading reading "§ 52.1772 Approval status." is added following the table in § 52.1771.

Subpart KK—Ohio

78. In § 52.1870, paragraph (c) is revised to read as follows:

§ 52.1870 Identification of plan.

- (c) Supplemental information was submitted on:
  - (1) March 20 and May 8, 1972, by the Ohio Air Pollution Control Board,
  - (2) May 9, 1972, by the Office of the Attorney General, and
  - (3) July 7, 1972.

79. Section 52.1873 is revised to read as follows:

§ 52.1873 Approval status.

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

§ 52.1874 [Amended]

80. In § 52.1874, paragraph (a) is revoked.

81. The table in § 52.1875 is revised to read as follows:  
 § 52.1875 Classification of regions.

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

**Subpart NN—Pennsylvania**

82. In § 52.2020, paragraph (c) is revised to read as follows:

§ 52.2020 Identification of plan.

(c) Supplemental information was submitted on:

- (1) March 17, March 27, May 4, and June 20, 1972, by the Bureau of Air Quality and Noise Control, Pennsylvania Department of Environmental Resources, and
- (2) May 5, and June 6, 1972.

83. Section 52.2026 is revised to read as follows:

§ 52.2026 Control Strategy and regulations: Particulate matter.

(a) 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 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."

(b) The State emission-limiting regulations included in the control strategy for attainment and maintenance of the national standards for particulate matter in the Pennsylvania portion of the Metropolitan Philadelphia Interstate Region are not enforceable by the State

agency in the jurisdiction of the Philadelphia Department of Public Health.

84. In § 52.2028, paragraph (a) is revised and paragraph (e) is revoked. As revised, § 52.2028 reads as follows:

§ 52.2028 Prevention of air pollution emergency episodes.

(a) The requirements of § 51.16(b) of this chapter are not met since in the jurisdiction of the Philadelphia Department of Public Health, the warning level for carbon monoxide and the emergency level for the product of sulfur dioxide and soiling index exceed the significant harm levels as specified in § 51.16(a) of this chapter. Also, no criteria are presented for the following pollutants:

- (1) Sulfur dioxide independent of soiling index.
- (2) Soiling index independent of sulfur dioxide.
- (3) Nitrogen dioxide.
- (4) Photochemical oxidants.

85. In § 52.2030, paragraph (a) is revised to read as follows:

§ 52.2030 Source surveillance.

(a) The requirements of § 51.19(a) of this chapter are not met since the plan does not provide for legally enforceable procedures for requiring stationary sources in the jurisdiction of the Allegheny County Health Department to maintain records of and periodically report to the agency on the nature and amount of emissions.

§ 52.2033 [Revoked]

86. Section 52.2033 is revoked.

**Subpart OO—Rhode Island**

87. In § 52.2070, paragraph (c) is revised to read as follows:

§ 52.2070 Identification of plan.

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

88. Section 52.2076 is revised to read as follows:

§ 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						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Pri-ary	Sec-on-dary	Pri-ary	Sec-on-dary			
Metropolitan Providence Interstate	Mar. 1975	Mar. 1975	Mar. 1975	Mar. 1975	a	b	b

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. Three years from plan approval or promulgation.
- b. Air quality levels presently below secondary standards.

**Subpart QQ—South Dakota**

89. Section 52.2170 is revised to read as follows:

§ 52.2170 Identification of plan.

(a) Title of plan: "Air Pollution Control Regulations and Implementation Plan for the State of South Dakota."

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

(c) Supplemental information was submitted on:

(1) April 27, 1972, by the South Dakota Air Pollution Control Commission, and

(2) January 27 and May 2, 1972.

**Subpart SS—Texas**

90. The table in § 52.2279 is revised to read as follows:

§ 52.2279 Attainment dates for national standards.

Air Quality Control Regions	Pollutant						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Pri-ary	Sec-on-dary	Pri-ary	Sec-on-dary			
Abilene-Nichita Falls Intrastate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	b	b	b
Smarillo-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	<u>July, 1975</u> 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	<u>July, 1975</u> c
Metropolitan San Antonio Intrastate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	b	b	<u>July, 1975</u> 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	<u>July, 1975</u> c
Shreveport-Texarkana-Tyler Interstate	Dec. 1973	Dec. 1973	Dec. 1973	Dec. 1973	b	b	b

§ 52.2322 Extensions.

**Subpart TT—Utah**

91. Section 52.2322 is amended by adding paragraphs (b) and (c) as follows:

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

**RULES AND REGULATIONS**

primary standards for sulfur oxides in the Wasatch Front Intrastate Region and in the Utah portion of the Four Corners Interstate Region.

(c) The Administrator hereby extends for 18 months the statutory timetable for submission of the plan for the attainment and maintenance of the secondary standards for sulfur oxides in the Wasatch Front Intrastate Region.

**§ 52.2325 [Amended]**

92. In paragraph (a) of § 52.2325, the word "Institute" is changed to "Intrastate."

93. In paragraph (b) of § 52.2325, the word "mainenance" is changed to "maintenance."

94. Section 52.2331 is revised to read as follows:

**§ 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						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Pri- mary	Sec- ondary	Pri- mary	Sec- ondary			
Wasatch Front Intra- state	<u>a</u>	<u>a</u>	b	e	<u>a</u>	July 1977 <sup>d</sup>	<u>a</u>
Four Corners Inter- state	<u>a</u>	<u>a</u>	b	b	<u>a</u>	c	c
Utah Intrastate	c	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, or the date provided is not acceptable.

- a. Three years from plan approval or promulgation.
- b. Five 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.
- e. Eighteen-month extension granted.

95. Section 52.2333 is added as follows:

**§ 52.2333 Legal authority.**

(a) The requirements of § 51.11(a) (6) of this chapter are not met since section 26-24-16 of the Utah Code Annotated (1953), may preclude the release of emission data, as correlated with applicable emission limitations, under certain circumstances.

**Subpart UU—Vermont**

96. Section 52.2375 is revised to read as follows:

**§ 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.

Air quality control region	Pollutant						
	Particulate matter		Sulfur oxides		Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
	Pri- mary	Sec- ondary	Pri- mary	Sec- ondary			
Champlain Valley Interstate	Jan. 1975	Jan. 1975	Jan. 1975	Jan. 1975	a	a	a
Vermont Intrastate	Jan. 1975	Jan. 1975	Jan. 1975	Jan. 1975	a	a	a

a. Air quality levels presently below secondary standards.

**Subpart VV—Virginia**

97. In § 52.2420, paragraph (c) is revised to read as follows:

**§ 52.2420 Identification of plan.**

\* \* \* \* \*

(c) Supplemental information was submitted on:

- (1) May 4, 1972, by the Virginia Air Pollution Control Board, and
- (2) June 30, 1972.

98. Section 52.2421 is revised to read as follows:

**§ 52.2421 Classification of regions.**

The Virginia 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
Valley of Virginia Intrastate	I	III	III	III	III
Central Virginia Intrastate	I	III	III	III	III
Northeastern Virginia Intrastate	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

§§ 54.2424-54.2425 [Revoked]

99. Section 54.2424 is revoked.

100. Section 54.2425 is revoked.

§ 54.2427 [Amended]

101. In § 54.2427, paragraph (b) is revoked.

102. The table in § 54.2429 is revised to read as follows:

§ 54.2429 Attainment dates for national standards.

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	June 1975	June 1975	June 1972	June 1972	d	d	d
Valley of Virginia Intrastate	June 1975	June 1975	d	d	d	d	d
Central Virginia Intrastate	June 1975	June 1975	d	d	d	d	d
Northeastern Virginia Intrastate	June 1975	June 1975	d	d	d	d	d
State Capital Intrastate	June 1975	b	d	d	a	d	Jan. 1975
Hampton Roads Intrastate	June 1975	June 1975	c	June 1972	a	d	Jan. 1975
National Capital Interstate	June 1975	June 1975	June 1972	June 1972	June 1975	Jan. 1975	Jan. 1975

Subpart XX—West Virginia

103. In § 52.2520, paragraph (c) is revised to read as follows:

§ 52.2520 Identification of plan.

(c) Supplemental information was submitted on March 30, April 20, and

May 5, 1972, by the West Virginia Air Pollution Control Commission.

Subpart ZZ—Wyoming

§ 52.2626 [Amended]

104. In § 52.2626, the number "51.19 (a) (1)" is corrected to read "51.19(a)".

[FR Doc.72-11109 Filed 7-25-72;8:45 am]