

Article 16
State Environmental Policy

Sec. 1. (a) The provisions of this rule shall apply to all federal actions, except federal highway and transit actions, and shall establish the criteria and procedures governing the determination of conformity.

(b) The air pollution control board incorporates by reference 40 CFR 51, Subpart W*, "Determining Conformity of General Federal Actions to State or Federal Implementation Plans" with the exception of Section 51.851 State Implementation Plan (SIP) revisions.

*Copies of the Code of Federal Regulations referenced in this section may be obtained from the Government Printing Office, Washington D.C. 20402 or the Indiana Department of Environmental Management, Office of Air Management, Indiana Government Center-North, 100 North Senate Avenue, Indianapolis, Indiana 46204. (*Air Pollution Control Board; 326 IAC 16-3-1; filed Jun 6, 1996, 9:00 a.m.: 19 IR 3050*)

LSA Document #96-30(F)

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Approved by Attorney General: May 24, 1996

Approved by Governor: June 4, 1996

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Incorporated Documents Filed with Secretary of State: None

TITLE 326 AIR POLLUTION CONTROL BOARD

LSA Document #96-30(F)

DIGEST

Adds 326 IAC 16-3 to establish the criteria and procedures for determining the general conformity of federal actions to the applicable state implementation plan. Effective 30 days after filing with the secretary of state.

HISTORY

First Notice of Comment Period: June 1, 1994, Indiana Register (17 IR 2181).

Second Notice of Comment Period: November 1, 1995, Indiana Register (19 IR 269).

Notice of First Hearing: November 1, 1995, Indiana Register (19 IR 269).

Date of First Hearing: Hearing Opened January 11, 1996, Completed February 7, 1996.

Proposed Rule: March 1, 1996, Indiana Register (19 IR 1404).

Date of Second Hearing: April 3, 1996.

326 IAC 16-3

SECTION 1. 326 IAC 16-3 IS ADDED TO READ AS FOLLOWS:

Rule 3. General Conformity

326 IAC 16-3-1 Applicability; incorporation by reference of federal standards

Authority: IC 13-14-8; IC 13-17-3-4

Affected: IC 13-17