

SOUTH CAROLINA STATE REGISTER DISCLAIMER

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SOUTH CAROLINA STATE REGISTER

PUBLISHED BY
THE LEGISLATIVE COUNCIL
of the
GENERAL ASSEMBLY

JAMES H. HARRISON, DIRECTOR
DEIRDRE BREVARD-SMITH, EDITOR

P.O. BOX 11489
COLUMBIA, SC 29211
TELEPHONE (803) 212-4500

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This issue contains notices, proposed regulations, emergency regulations, final form regulations, and other documents filed in the Office of the Legislative Council, pursuant to Article 1, Chapter 23, Title 1, Code of Laws of South Carolina, 1976.

SOUTH CAROLINA STATE REGISTER

An official state publication, the *South Carolina State Register* is a temporary update to South Carolina's official compilation of agency regulations--the *South Carolina Code of Regulations*. Changes in regulations, whether by adoption, amendment, repeal or emergency action must be published in the *State Register* pursuant to the provisions of the Administrative Procedures Act. The *State Register* also publishes the Governor's Executive Orders, notices or public hearings and meetings, and other documents issued by state agencies considered to be in the public interest. All documents published in the *State Register* are drafted by state agencies and are published as submitted. Publication of any material in the *State Register* is the official notice of such information.

STYLE AND FORMAT

Documents are arranged within each issue of the *State Register* according to the type of document filed:

Notices are documents considered by the agency to have general public interest.

Notices of Drafting Regulations give interested persons the opportunity to comment during the initial drafting period before regulations are submitted as proposed.

Proposed Regulations are those regulations pending permanent adoption by an agency.

Pending Regulations Submitted to the General Assembly are regulations adopted by the agency pending approval by the General Assembly.

Final Regulations have been permanently adopted by the agency and approved by the General Assembly.

Emergency Regulations have been adopted on an emergency basis by the agency.

Executive Orders are actions issued and taken by the Governor.

2013 PUBLICATION SCHEDULE

Documents will be accepted for filing on any normal business day from 8:30 A.M. until 5:00 P.M. All documents must be submitted in the format prescribed in the *Standards Manual for Drafting and Filing Regulations*.

To be included for publication in the next issue of the *State Register*, documents will be accepted no later than 5:00 P.M. on any closing date. The modification or withdrawal of documents filed for publication must be made **by 5:00 P.M.** on the closing date for that issue.

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.
Submission Deadline	1/11	2/8	3/8	4/12	5/10	6/14	7/12	8/9	9/13	10/11	11/8	12/13
Publishing Date	1/25	2/22	3/22	4/26	5/24	6/28	7/26	8/23	9/27	10/25	11/22	12/27

REPRODUCING OFFICIAL DOCUMENTS

Documents appearing in the *State Register* are prepared and printed at public expense. Media services are encouraged to give wide publicity to documents printed in the *State Register*.

PUBLIC INSPECTION OF DOCUMENTS

Documents filed with the Office of the State Register are available for public inspection during normal office hours, 8:30 A.M. to 5:00 P.M., Monday through Friday. The Office of the State Register is in the Legislative Council, Fourth Floor, Rembert C. Dennis Building, 1000 Assembly Street, in Columbia. Telephone inquiries concerning material in the *State Register* or the *South Carolina Code of Regulations* may be made by calling (803) 212-4500.

ADOPTION, AMENDMENT AND REPEAL OF REGULATIONS

To adopt, amend or repeal a regulation, an agency must publish in the *State Register* a Notice of Drafting; a Notice of the Proposed Regulation that contains an estimate of the proposed action's economic impact; and, a notice that gives the public an opportunity to comment on the proposal. If requested by twenty-five persons, a public hearing must be held at least thirty days after the date of publication of the notice in the *State Register*.

After the date of hearing, the regulation must be submitted to the General Assembly for approval. The General Assembly has one hundred twenty days to consider the regulation. If no legislation is introduced to disapprove or enacted to approve before the expiration of the one-hundred-twenty-day review period, the regulation is approved on the one hundred twentieth day and is effective upon publication in the *State Register*.

EMERGENCY REGULATIONS

An emergency regulation may be promulgated by an agency if the agency finds imminent peril to public health, safety or welfare. Emergency regulations are effective upon filing for a ninety-day period. If the original filing began and expired during the legislative interim, the regulation can be renewed once.

REGULATIONS PROMULGATED TO COMPLY WITH FEDERAL LAW

Regulations promulgated to comply with federal law are exempt from General Assembly review. Following the notice of proposed regulation and hearing, regulations are submitted to the *State Register* and are effective upon publication.

EFFECTIVE DATE OF REGULATIONS

Final Regulations take effect on the date of publication in the *State Register* unless otherwise noted within the text of the regulation.

Emergency Regulations take effect upon filing with the Legislative Council and remain effective for ninety days. If the original ninety-day period begins and expires during legislative interim, the regulation may be refiled for one additional ninety-day period.

SUBSCRIPTIONS

The *South Carolina State Register* is available electronically through the South Carolina Legislature Online website at www.scstatehouse.gov, or in a printed format. Subscriptions run concurrent with the State of South Carolina's fiscal year (July through June). The annual subscription fee for the printed format is \$100.00. Payment must be made by check payable to the Legislative Council. To subscribe, complete the form below and mail with payment.

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In order by General Assembly review expiration date
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 South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regsrch.php>

DOC. No.	RAT. No.	FINAL ISSUE	SUBJECT	EXP. DATE	AGENCY
4259	SR37-5		South Carolina Immunization Registry	5/08/13	Department of Health and Envir Control
4237	SR37-5		Definitions	5/08/13	LLR-Panel for Dietetics
4311	SR37-5		Sign Requirements for Petitions to Close Road	5/08/13	Department of Transportation
4312	SR37-5		Specific Information Service Signing	5/08/13	Department of Transportation
4303	SR37-5		Buildings and Grounds-Cleaning Program	5/08/13	State Board of Education
4304	SR37-5		Buildings and Grounds. Defined Minimum Program for South Carolina School District	5/08/13	State Board of Education
4305	SR37-5		Building and Grounds-Heating and Lighting	5/08/13	State Board of Education
4306	SR37-5		Buildings and Grounds Management-Fire Prevention	5/08/13	State Board of Education
4307	SR37-5		Facility Specifications	5/08/13	State Board of Education
4310	SR37-5		Project Plans and Specifications	5/08/13	State Board of Education
4226	SR37-5		Duties and Responsibilities of Department; Modular Buildings Construction	5/08/13	Building Codes Council
4243	SR37-5		Board Authorized to Make Investigations and Deny, Suspend or Revoke Licenses	5/08/13	Manufactured Housing Board
4301	SR37-5		Notification and Fees Summary Procedures - Licensing, Adjustment of Dollar Amounts, Filing and Posting Maximum Rate Schedules, and "Lemon Law" Records and Arbitration	5/08/13	Department of Consumer Affairs
4302	SR37-5		Organization, Other Cases - Summary Procedure, Place of Hearings, Case Numbers and Titles, Form and Size of Papers, Filing and Service, Procedure, Contents of Formal Complaint, Answers, Pleadings and Action, Investigative Cases, Hearings, Evidence, and Close of Hearing	5/08/13	Department of Consumer Affairs
4282			Requirements of Licensure for Chiropractors	5/13/13	Board of Chiropractic Examiners
4286			Mediation	5/13/13	Workers' Compensation Commission
4168			Perpetual Care Cemetery Board	5/14/13	Perpetual Care Cemetery Board
4296			Controlled Substances	5/16/13	Department of Health and Envir Control
4231			Requirements of Licensure for Professional Counselors, Marriage and Family Therapists, and Psycho-Educational Specialists	5/17/13	Board of Examiners for the Licensure of Professional Counselors, Marriage and Family Therapists, and Psycho-Educational Specialists
4252			Residential Specialty Contractors License	5/17/13	Residential Builders Commission
4268			Fees	5/17/13	Board of Funeral Service
4318			Requirements of Licensure for Funeral Service Providers	5/17/13	Board of Funeral Service
4320			International Building Code, International Fire Code, International Fuel Gas Code, and National Electrical Code	5/17/13	LLR-Building Codes Council
4309			Procedures and Standards for Review of Charter School Applications	5/17/13	State Board of Education
4294			Defined Program, Grades 9-12	5/17/13	State Board of Education
4285			Transfers and Withdrawals	5/17/13	State Board of Education
4261			Graduation Requirements	5/17/13	State Board of Education
4321			International Residential Code	5/20/13	LLR-Building Codes Council
4210			Licensed Midwives	5/23/13	Department of Health and Envir Control
4308			Gifted and Talented	5/24/13	State Board of Education
4297			Seasons, Limits, Methods of Take and Special Use Restrictions on Wildlife Management Areas	5/25/13	Department of Natural Resources
4327			Code of Ethics, Interpretation of Standards, and Reporting of Disciplinary Actions	5/30/13	LLR-Panel for Dietetics
4314			Agritourism and Tourism-Oriented Directional Signing	5/31/13	Department of Transportation
4328			Requirements of Licensure for Occupational Therapists	6/06/13	Occupational Therapy Board
4317			Unemployment Insurance	1/16/14	Department of Employment and Workforce
4325			Assisting, Developing, and Evaluating Professional Teaching (ADEPT)	1/26/14	State Board of Education
4334			Officers, Meetings, Applications and Fees, Renewals, and Continuing Education	2/03/14	Board of Architectural Examiners
4335			Administrative Citations and Penalties	2/03/14	Board of Cosmetology
4338			Financial Responsibility	2/03/14	Manufactured Housing Board
4336			Requirements of Licensure in the Field of Cosmetology (Educational Requirements)	2/04/14	Board of Cosmetology
4337			Requirements of Licensure in the Field of Cosmetology (Sanitation and Salons)	2/04/14	Board of Cosmetology
4313			Child Support Guidelines	2/15/14	Department of Social Services
4329			Cheese & Butter	2/18/14	Department of Agriculture

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4341	Term and Conditions for the Public's Use of Lakes and Ponds Owned and Leased by the Department of Natural Resources		
		3/23/14	Department of Natural Resources
4378	Office of State Fire Marshal	4/05/14	LLR-Office of State Fire Marshal
4379	Requirements of Licensure in Real Estate Appraisal	4/05/14	Real Estate Appraisers Board
4345	Adjudication of Misconduct Allegations (Reporting of Misconduct by Law Enforcement Officers)		
		4/07/14	South Carolina Criminal Justice Academy
4372	Certification	4/07/14	South Carolina Criminal Justice Academy
4374	Application for Issuance or Re-issuance of Certification	4/07/14	South Carolina Criminal Justice Academy
4368	Authority of Director	4/07/14	South Carolina Criminal Justice Academy
4370	Requirement of Good Character (E-911 Operators)	4/07/14	South Carolina Criminal Justice Academy
4376	Assignment of Costs for Agency Level Contested Case Hearings		
		4/07/14	South Carolina Criminal Justice Academy
4369	Allow E-911 Operators One Year to Attend Training at the Academy		
		4/07/14	South Carolina Criminal Justice Academy
4344	Adjudication of Misconduct Allegations (Contested Case Hearing Process)		
		4/07/14	South Carolina Criminal Justice Academy
4347	Law Enforcement Officer and E-911 Officer Training & Certification		
		4/07/14	South Carolina Criminal Justice Academy
4284	Limited Herbicide Applicators License	4/08/14	Clemson University-State Crop Pest Comm.
Permanently Withdrawn			
4288	Standards for Licensing In-Home Care Providers		Department of Health and Envir Control
4290	Seasons, Limits, Methods of Take and Special Use Restrictions on Wildlife Management Areas		
			Department of Natural Resources
4283	Oral Argument		Workers' Compensation Commission
4264	Duplicate Wall or Pocket Card Licenses; Fees		Auctioneers' Commission
4267	Emergency Licensure		Contractors' Licensing Board

COMMITTEE LIST OF REGULATIONS SUBMITTED TO GENERAL ASSEMBLY 3

In order by General Assembly review expiration date
The history, status, and full text of these regulations are available on the
South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regsrch.php>

DOC. No.	SUBJECT	HOUSE COMMITTEE	SENATE COMMITTEE
4259	South Carolina Immunization Registry	Medical, Military, Pub & Mun Affairs	Medical Affairs
4237	Definitions	Medical, Military, Pub & Mun Affairs	Medical Affairs
4311	Sign Requirements for Petitions to Close Road	Education and Public Works	Transportation
4312	Specific Information Service Signing	Education and Public Works	Transportation
4303	Buildings and Grounds-Cleaning Program	Education and Public Works	Education
4304	Buildings and Grounds. Defined Minimum Program for South Carolina School District	Education and Public Works	Education
4305	Building and Grounds-Heating and Lighting	Education and Public Works	Education
4306	Buildings and Grounds Management-Fire Prevention	Education and Public Works	Education
4307	Facility Specifications	Education and Public Works	Education
4310	Project Plans and Specifications	Education and Public Works	Education
4226	Duties and Responsibilities of Department; Modular Buildings Construction	Labor, Commerce and Industry	Labor, Commerce and Industry
4243	Board Authorized to Make Investigations and Deny, Suspend or Revoke Licenses	Labor, Commerce and Industry	Labor, Commerce and Industry
4301	Notification and Fees Summary Procedures - Licensing, Adjustment of Dollar Amounts, Filing and Posting Maximum Rate Schedules, and "Lemon Law" Records and Arbitration	Labor, Commerce and Industry	Banking and Insurance
4302	Organization, Other Cases - Summary Procedure, Place of Hearings, Case Numbers and Titles, Form and Size of Papers, Filing and Service, Procedure, Contents of Formal Complaint, Answers, Pleadings and Action, Investigative Cases, Hearings, Evidence, and Close of Hearing	Labor, Commerce and Industry	Banking and Insurance
4282	Requirements of Licensure for Chiropractors	Medical, Military, Pub & Mun Affairs	Medical Affairs
4286	Mediation	Labor, Commerce and Industry	Judiciary
4168	Perpetual Care Cemetery Board	Labor, Commerce and Industry	Labor, Commerce and Industry
4296	Controlled Substances	Medical, Military, Pub & Mun Affairs	Medical Affairs
4231	Requirements of Licensure for Professional Counselors, Marriage and Family Therapists, and Psycho-Educational Specialists	Medical, Military, Pub & Mun Affairs	Labor, Commerce and Industry
4252	Residential Specialty Contractors License	Labor, Commerce and Industry	Labor, Commerce and Industry
4268	Fees	Labor, Commerce and Industry	Labor, Commerce and Industry
4318	Requirements of Licensure for Funeral Service Providers	Labor, Commerce and Industry	Labor, Commerce and Industry
4320	International Building Code, International Fire Code, International Fuel Gas Code, and National Electrical Code	Labor, Commerce and Industry	Labor, Commerce and Industry
4309	Procedures and Standards for Review of Charter School Applications	Education and Public Works	Education
4294	Defined Program, Grades 9-12	Education and Public Works	Education
4285	Transfers and Withdrawals	Education and Public Works	Education
4261	Graduation Requirements	Education and Public Works	Education
4321	International Residential Code	Labor, Commerce and Industry	Labor, Commerce and Industry
4210	Licensed Midwives	Medical, Military, Pub & Mun Affairs	Medical Affairs
4308	Gifted and Talented	Education and Public Works	Education
4297	Seasons, Limits, Methods of Take and Special Use Restrictions on Wildlife Management Areas	Agriculture and Natural Resources	Fish, Game and Forestry
4327	Code of Ethics, Interpretation of Standards, and Reporting of Disciplinary Actions	Labor, Commerce and Industry	Labor, Commerce and Industry
4314	Agritourism and Tourism-Oriented Directional Signing	Education and Public Works	Transportation
4328	Requirements of Licensure for Occupational Therapists	Labor, Commerce and Industry	Labor, Commerce and Industry
4317	Unemployment Insurance	Labor, Commerce and Industry	Labor, Commerce and Industry
4325	Assisting, Developing, and Evaluating Professional Teaching (ADEPT)	Education and Public Works	Education
4334	Officers, Meetings, Applications and Fees, Renewals, and Continuing Education	Labor Commerce and Industry	Labor, Commerce and Industry
4335	Administrative Citations and Penalties	Medical, Military, Pub & Mun Affairs	Labor, Commerce and Industry
4338	Financial Responsibility	Labor, Commerce and Industry	Labor, Commerce and Industry
4336	Requirements of Licensure in the Field of Cosmetology (Educational Requirements)	Medical, Military, Pub & Mun Affairs	Labor, Commerce and Industry
4337	Requirements of Licensure in the Field of Cosmetology (Sanitation and Salons)	Medical, Military, Pub & Mun Affairs	Labor, Commerce and Industry
4313	Child Support Guidelines	Judiciary	Judiciary
4329	Cheese & Butter	Agriculture and Natural Resources	Agriculture and Natural Resources
4342	Nurse Licensure Compact	Medical, Military, Pub & Mun Affairs	Medical Affairs
4341	Term and Conditions for the Public's Use of Lakes and Ponds Owned and Leased by the Department of Natural Resources	Agriculture and Natural Resources	Fish, Game and Forestry
4378	Office of State Fire Marshal	Labor, Commerce and Industry	Labor, Commerce and Industry

4 COMMITTEE LIST OF REGULATIONS SUBMITTED TO GENERAL ASSEMBLY

4379	Requirements of Licensure in Real Estate Appraisal	Labor, Commerce and Industry	Labor, Commerce and Industry
4345	Adjudication of Misconduct Allegations (Reporting of Misconduct by Law Enforcement Officers)	Judiciary	Judiciary
4372	Certification	Judiciary	Judiciary
4374	Application for Issuance or Re-issuance of Certification	Judiciary	Judiciary
4368	Authority of Director	Judiciary	Judiciary
4370	Requirement of Good Character (E-911 Operators)	Judiciary	Judiciary
4376	Assignment of Costs for Agency Level Contested Case Hearings	Judiciary	Judiciary
4369	Allow E-911 Operators One Year to Attend Training at the Academy	Judiciary	Judiciary
4344	Adjudication of Misconduct Allegations (Contested Case Hearing Process)	Judiciary	Judiciary
4347	Law Enforcement Officer and E-911 Officer Training & Certification	Judiciary	Judiciary
4284	Limited Herbicide Applicators License	Agriculture and Natural Resources	Agriculture and Natural Resources

Permanently Withdrawn

4288	Standards for Licensing In-Home Care Providers	Medical, Military, Pub & Mun Affairs	Medical Affairs
4290	Seasons, Limits, Methods of Take and Special Use Restrictions on Wildlife Management Areas	Agriculture and Natural Resources	Fish, Game and Forestry
4283	Oral Argument	Labor, Commerce and Industry	Judiciary
4264	Duplicate Wall or Pocket Card Licenses; Fees	Labor, Commerce and Industry	Labor, Commerce and Industry
4267	Emergency Licensure	Labor, Commerce and Industry	Labor, Commerce and Industry

Executive Order No. 2013-06

WHEREAS, on March 20, 2013, by Executive Order 2013-05, Sanford “Sam” Marion Parker Jr. was suspended from the office of Sheriff of Chesterfield County for four counts of misconduct in office in violation of the Common Law of South Carolina; and

WHEREAS, a vacancy exists in the office of Chesterfield County Sheriff as a result of the aforementioned suspension; and

WHEREAS, the Governor of the State of South Carolina is authorized to appoint a Sheriff in the event of a vacancy pursuant to Section 23-11-40(C) of the South Carolina Code of Laws; and

WHEREAS, Robert I. Lee, residing at 224 Third Street, Cheraw, South Carolina 29520, is a fit and proper person to serve as Chesterfield County Sheriff.

NOW, THEREFORE, pursuant to the authority vested in me by the Constitution and Statutes of this State, I hereby appoint Robert I. Lee as Sheriff of Chesterfield County until the suspended sheriff is acquitted, or the indictment is otherwise disposed of, or until a sheriff is elected and qualifies in the next general election for county sheriffs, whichever event occurs first.

This appointment shall be effective immediately.

**GIVEN UNDER MY HAND AND THE GREAT
SEAL OF THE STATE OF SOUTH CAROLINA,
THIS 19th DAY OF APRIL, 2013.**

**NIKKI R. HALEY
Governor**

6 NOTICES

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

NOTICE OF GENERAL PUBLIC INTEREST

In accordance with Section 44-7-200(D), Code of Laws of South Carolina, the public is hereby notified that a Certificate of Need application has been accepted for filing and publication May 24, 2013, for the following project(s). After the application is deemed complete, affected persons will be notified that the review cycle has begun. For further information, please contact Mrs. Paula J. Bracey, Division of Planning and Certification of Need, 2600 Bull St., Columbia, SC 29201 at (803) 545-4200.

Affecting Aiken County

Establishment of a Home Health Agency restricted to serve Aiken County
CareSouth HHA Holdings of South Carolina, LLC
Aiken, South Carolina
Project Cost: \$77,387

Affecting Charleston County

Construction for the addition of fourteen (14) rehabilitation beds for a total of sixty-six (66) rehabilitation beds
Roper Hospital
Charleston, South Carolina
Project Cost: \$3,626,763

Affecting Horry County

Minor renovation for the addition of five (5) substance abuse beds and addition of one (1) psychiatric bed for a total of eighteen (18) substance abuse beds and sixty (60) psychiatric beds
HHC South Carolina, Inc. d/b/a Lighthouse Care Center of Conway
Conway, South Carolina
Project Cost: \$341,407

Affecting Spartanburg County

Renovation and installation of a second fixed MRI Magnetic Resonance Imaging unit at Piedmont Imaging (N. Pine Street) and the cessation of mobile MRI services
Piedmont Imaging, Inc.
Spartanburg, South Carolina
Project Cost: \$2,851,100

Affecting York County

Purchase for the installation of a da Vinci Robotic Surgical System to be located in the surgical suite
Amisub of South Carolina, Inc., d/b/a Piedmont Medical Center
Rock Hill, South Carolina
Project Cost: \$2,609,897

In accordance with Section 44-7-210(A), Code of Laws of South Carolina, and S.C. DHEC Regulation 61-15, the public and affected persons are hereby notified that for the following projects, applications have been deemed complete, and the review cycle has begun. A proposed decision will be made as early as 30 days, but no later than 120 days, from May 24, 2013. "Affected persons" have 30 days from the above date to submit

requests for a public hearing to Mr. Les W. Shelton, Division of Planning and Certification of Need, 2600 Bull Street, Columbia, S.C. 29201. If a public hearing is timely requested, the Department's decision will be made after the public hearing, but no later than 150 days from the above date. For further information call (803) 545-4200.

Affecting Anderson County

Addition of five (5) rehabilitation beds for a total of sixty (60) rehabilitation beds
AnMed Health Rehabilitation Hospital
Anderson, South Carolina
Project Cost: \$67,500

Affecting Charleston County

Construction for the addition of fourteen (14) rehabilitation beds for a total of sixty-six (66) rehabilitation beds
HealthSouth Rehabilitation Hospital of Charleston
Charleston, South Carolina
Project Cost: \$4,632,128

Addition of forty-four (44) nursing home beds which will not participate in the Medicaid (Title XIX) Program, for a total bed capacity of one hundred thirty-two (132) nursing home beds
NHC HealthCare, Charleston
Charleston, South Carolina
Project Cost: \$666,100

Affecting Dorchester County

Renovation for the upfit of an existing storage area to be converted into one operating room (OR), resulting in a total capacity of three (3) operating rooms
Lowcountry Outpatient Surgery Center, LLC
Summerville, South Carolina
Project Cost: \$552,622

Affecting Greenville County

Addition of five (5) psychiatric beds for a total of one hundred nine (109) psychiatric beds
The Carolina Center for Behavioral Health
Greenville, South Carolina
Project Cost: \$21,733

Affecting Horry County

Addition of seventeen (17) rehabilitation beds and the construction of a fourth floor to be added to the South Patient Tower
Grand Strand Regional Medical Center
Myrtle Beach, South Carolina
Project Cost: \$12,340,000

8 NOTICES

Affecting Lexington County

Purchase for the installation of a da Vinci Si Surgical System to be located in the perioperative department
Lexington Medical Center
Lexington, South Carolina
Project Cost: \$2,484,881

Affecting Williamsburg County

Renounce designation as a twenty-five (25) bed Critical Access Hospital (CAH); relicense fifteen (15) beds that were delicensed as a CAH requirement, resulting in a total bed capacity of forty (40) acute care beds
Williamsburg Regional Hospital
Kingstree, South Carolina
Project Cost: \$306,958

Affecting York County

Construction for the addition of seven (7) rehabilitation beds for a total licensed capacity of fifty-seven (57) rehabilitation beds
HealthSouth Rehabilitation Hospital of Rock Hill
Rock Hill, South Carolina
Project Cost: \$2,421,935

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

NOTICE OF GENERAL PUBLIC INTEREST

DHEC-Bureau of Land and Waste Management, File #51778
Delavan Incorporated Site

NOTICE OF: VOLUNTARY CLEANUP CONTRACT, CONTRIBUTION PROTECTION, AND COMMENT PERIOD

PLEASE TAKE NOTICE that the South Carolina Department of Health and Environmental Control (DHEC) intends to enter into a Voluntary Cleanup Contract (VCC) with Delavan Spray, LLC (Responsible Party). The VCC provides that the Responsible Party, with DHEC's oversight, will fund and perform future response actions at the Delavan Incorporated facility located in Bamberg County, at 4334 Main Highway, Bamberg, South Carolina, and any surrounding area impacted by the migration of hazardous substances, pollutants, or contaminants from the facility property (Site).

Future response actions addressed in the VCC include, but may not be limited to, the Responsible Party funding and performing: a remedial investigation to determine the source, nature, and extent of the release or threat of release of hazardous substances, pollutants, or contaminants and, if necessary, conduct a feasibility study to evaluate alternatives to clean-up the Site. Further, the Responsible Party will reimburse the Department's past costs of response of \$8,992.07 and the Department's future costs of overseeing the work performed by the Responsible Party and other Department costs of response pursuant to the VCC.

The VCC is subject to a thirty-day public comment period consistent with the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. § 9613, and the South Carolina Hazardous Waste Management Act (HWMA), S.C. Code Ann. § 44-56-200 (as amended). Notice of Contribution Protection and Comment Period will be provided to known potentially responsible parties via email or US mail. The VCC is available:

- (1) On-line at www.scdhec.gov/environment/lwm/publicnotice.htm; or
- (2) By contacting Pat Vincent at 803-896-4074 or vincenpl@dhec.sc.gov.

Any comments to the proposed VCC must be submitted in writing, postmarked no later than June 24, and addressed to: Pat Vincent, DHEC-BLWM-SARR, 2600 Bull Street, Columbia, SC 29201.

Upon the successful completion of the VCC, the Responsible Party will receive a covenant not to sue for the work done in completing the response actions specifically covered in the Contract and completed in accordance with the approved work plans and reports. Upon execution of the VCC, the Responsible Party shall be deemed to have resolved its liability to the State in an administrative settlement for purposes of, and to the extent authorized under CERCLA, 42 U.S.C. 9613(f)(2) and 9613(f)(3)(B), and under S.C. Code Ann. Section 44-56-200, for the response actions specifically covered in the Contract including the approved work plans and reports. Contribution protection is contingent upon the Department's determination that the Responsible Party has successfully and completely complied with the VCC.

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

ERRATA

May 24, 2013

The Department of Health and Environmental Control has conducted an audit of Regulation 61-62, Air Pollution Control Regulations and Standards, and is publishing these errata to correct errors in the regulations pertaining to 61-62.60 and 61-62.63. These corrections do not create new regulatory requirements; the corrections are nonsubstantive, do not change the legal meaning, and are made pursuant to regulation drafting guidelines to improve the overall quality of the Department's regulations.

R.61-62.60, South Carolina Designated Facility Plan and New Source Performance Standards

R.61-62.60, Note, correct the formatting error by removing the underline editing mark from the note at the beginning of 61-62.60 for consistency to read:

Note: Facilities subject to the regulations listed below may be subject to additional requirements specified elsewhere in Regulation 61-62, Air Pollution Control Regulations and Standards. The word "Administrator" as used in this regulation shall mean the Department of Health and Environmental Control unless the context requires otherwise.

At R.61-62.60, Subpart A, in the introductory text, strike the word "Title," add the phrase "Code of Federal Regulations" in the reference "40 CFR Part 60," and add parentheses around the abbreviation "CFR." Use this abbreviation hereafter for clarity and consistency. Strike the comma after "60," make the word "subpart" uppercase, and add a comma after the title "subpart A" for consistency. Make the word "subpart" uppercase in the table header for consistency to read:

The provisions of 40 Code of Federal Regulations (CFR) Part 60 Subpart A, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

10 NOTICES

40 CFR Part 60 Subpart A			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 36	December 23, 1971	[36 FR 24877]
Revision	Vol. 38	October 15, 1973	[38 FR 28565]
Revision	Vol. 39	March 8, 1974	[39 FR 9314]
Revision	Vol. 39	November 12, 1974	[39 FR 39873]
Revision	Vol. 40	April 25, 1975	[40 FR 18169]
Revision	Vol. 40	October 6, 1975	[40 FR 46254]
Revision	Vol. 40	November 17, 1975	[40 FR 53346]
Revision	Vol. 40	December 16, 1975	[40 FR 58418]
Revision	Vol. 40	December 22, 1975	[40 FR 59205]
Revision	Vol. 41	August 20, 1976	[41 FR 35185]
Revision	Vol. 42	July 19, 1977	[42 FR 37000]
Revision	Vol. 42	July 27, 1977	[42 FR 38178]
Revision	Vol. 42	November 1, 1977	[42 FR 57126]
Revision	Vol. 43	March 3, 1978	[43 FR 8800]
Revision	Vol. 43	August 3, 1978	[43 FR 34347]
Revision	Vol. 44	June 11, 1979	[44 FR 33612]
Revision	Vol. 44	September 25, 1979	[44 FR 55173]
Revision	Vol. 45	January 23, 1980	[45 FR 5617]
Revision	Vol. 45	April 4, 1980	[45 FR 23379]
Revision	Vol. 45	December 24, 1980	[45 FR 85415]
Revision	Vol. 47	January 8, 1982	[47 FR 951]
Revision	Vol. 47	July 23, 1982	[47 FR 31876]
Revision	Vol. 48	March 30, 1983	[48 FR 13326]
Revision	Vol. 48	May 25, 1983	[48 FR 23610]
Revision	Vol. 48	July 20, 1983	[48 FR 32986]
Revision	Vol. 48	October 18, 1983	[48 FR 48335]
Revision	Vol. 50	December 27, 1985	[50 FR 53113]
Revision	Vol. 51	January 15, 1986	[51 FR 1790]
Revision	Vol. 51	January 21, 1986	[51 FR 2701]
Revision	Vol. 51	November 25, 1986	[51 FR 42796]
Revision	Vol. 52	March 26, 1987	[52 FR 9781, 9782]
Revision	Vol. 52	April 8, 1987	[52 FR 11428]
Revision	Vol. 52	May 11, 1987	[52 FR 17555]
Revision	Vol. 52	June 4, 1987	[52 FR 21007]
Revision	Vol. 54	February 14, 1989	[54 FR 6662]
Revision	Vol. 54	May 17, 1989	[54 FR 21344]
Revision	Vol. 55	December 13, 1990	[55 FR 51382]
Revision	Vol. 57	July 21, 1992	[57 FR 32338, 32339]
Revision	Vol. 59	March 16, 1994	[59 FR 12427, 12428]
Revision	Vol. 59	September 15, 1994	[59 FR 47265]
Revision	Vol. 61	March 12, 1996	[61 FR 9919]
Revision	Vol. 62	February 24, 1997	[62 FR 8328]
Revision	Vol. 62	September 15, 1997	[62 FR 48348]
Revision	Vol. 63	May 4, 1998	[63 FR 24444]
Revision	Vol. 64	February 12, 1999	[64 FR 7463]

40 CFR Part 60 Subpart A			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 65	August 10, 2000	[65 FR 48914]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 65	December 6, 2000	[65 FR 76350, 76378]
Revision	Vol. 65	December 14, 2000	[65 FR 78268]
Revision	Vol. 66	February 6, 2001	[66 FR 9034]
Revision	Vol. 67	June 28, 2002	[67 FR 43550]
Revision	Vol. 68	April 14, 2003	[68 FR 17990]
Revision	Vol. 68	May 28, 2003	[68 FR 31611]
Revision	Vol. 69	July 8, 2004	[69 FR 41346]
Revision	Vol. 70	December 16, 2005	[70 FR 74870]
Revision	Vol. 71	June 1, 2006	[71 FR 31100]
Revision	Vol. 71	July 6, 2006	[71 FR 38482]
Revision	Vol. 72	May 16, 2007	[72 FR 27437]
Revision	Vol. 72	June 13, 2007	[72 FR 32710]
Revision	Vol. 73	January 18, 2008	[73 FR 3568]
Revision	Vol. 73	April 3, 2008	[73 FR 18162]
Revision	Vol. 73	May 6, 2008	[73 FR 24870]
Revision	Vol. 73	May 27, 2008	[73 FR 30308]
Revision	Vol. 73	June 24, 2008	[73 FR 35838]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]
Revision	Vol. 74	January 28, 2009	[74 FR 5072]
Revision	Vol. 74	October 6, 2009	[74 FR 51368]
Revision	Vol. 74	October 8, 2009	[74 FR 51950]
Revision	Vol. 74	December 17, 2009	[74 FR 66921]
Revision	Vol. 75	September 9, 2010	[75 FR 54970]
Revision	Vol. 75	September 13, 2010	[75 FR 55636]
Revision	Vol. 76	January 18, 2011	[76 FR 2832]
Revision	Vol. 76	March 21, 2011	[76 FR 15372]
Revision	Vol. 76	March 21, 2011	[76 FR 15704]

At **R.61-62.60, Subpart B**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart B” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart B, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart B			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 40	November 17, 1975	[40 FR 53346]
Revision	Vol. 44	November 9, 1979	[44 FR 65071]
Revision	Vol. 54	December 20, 1989	[54 FR 52189]
Revision	Vol. 60	December 19, 1995	[60 FR 65387]
Revision	Vol. 65	December 6, 2000	[65 FR 76378]

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40 CFR Part 60 Subpart B			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 70	October 13, 2005	[70 FR 59848]

At **R.61-62.60, Subpart C**, in the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart C, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart C			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 42	October 18, 1977	[42 FR 55797]
Revision	Vol. 60	December 19, 1995	[60 FR 65387]
Revision	Vol. 61	March 12, 1996	[61 FR 9905]
Revision	Vol. 62	September 15, 1997	[62 FR 48348]

At **R.61-62.60, Subpart Cb**, in the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart Cb, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Cb			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 60	December 19, 1995	[60 FR 65415]
Revision	Vol. 62	August 25, 1997	[62 FR 45119, 45120]
Revision	Vol. 62	August 25, 1997	[62 FR 45125]
Revision	Vol. 69	July 14, 2004	[69 FR 42117]
Revision	Vol. 71	May 10, 2006	[71 FR 27324]

At **R.61-62.60, Subpart Cc**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart Cc” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart Cc, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Cc			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 61	March 12, 1996	[61 FR 9905]
Revision	Vol. 63	June 16, 1998	[63 FR 32743]
Revision	Vol. 63	February 24, 1999	[64 FR 9261]

At R.61-62.60, Subpart Cd, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart Cd” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart Cd, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Cd			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 60	December 19, 1995	[60 FR 65414]

At R.61-62.60, Subpart Ce, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart Ce” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart Ce, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Ce			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 62	September 15, 1997	[62 FR 48379]
Revision	Vol. 74	October 6, 2009	[74 FR 51368]
Revision	Vol. 76	April 4, 2011	[76 FR 18407]

At R.61-62.60, Subpart D, in the title, add a dash (-) between the words “Fuel” and “Fired” for consistency with the Code of Federal Regulations. In the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart D - “Standards of Performance for Fossil-Fuel-Fired Steam Generators”

The provisions of 40 CFR Part 60 Subpart D, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart D			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 39	June 14, 1974	[39 FR 20791]
Revision	Vol. 40	January 16, 1975	[40 FR 2803]
Revision	Vol. 40	October 6, 1975	[40 FR 46256]
Revision	Vol. 41	November 22, 1976	[41 FR 51398]
Revision	Vol. 42	July 25, 1977	[42 FR 37936]
Revision	Vol. 42	December 5, 1977	[42 FR 61537]
Revision	Vol. 43	March 7, 1978	[43 FR 9278]
Revision	Vol. 44	June 17, 1979	[44 FR 33612]
Revision	Vol. 44	December 28, 1979	[44 FR 76787]
Revision	Vol. 45	May 29, 1980	[45 FR 36077]
Revision	Vol. 45	July 14, 1980	[45 FR 47146]
Revision	Vol. 46	November 24, 1981	[46 FR 57498]

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40 CFR Part 60 Subpart D			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 48	January 27, 1983	[48 FR 3736]
Revision	Vol. 51	November 25, 1986	[51 FR 42797]
Revision	Vol. 52	August 4, 1987	[52 FR 28954]
Revision	Vol. 54	February 14, 1989	[54 FR 6662]
Revision	Vol. 54	May 17, 1989	[54 FR 21344]
Revision	Vol. 55	February 14, 1990	[55 FR 5212]
Revision	Vol. 61	September 24, 1996	[61 FR 49976]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 72	June 13, 2007	[72 FR 32710]
Revision	Vol. 74	January 28, 2009	[74 FR 5072]
Revision	Vol. 76	January 20, 2011	[76 FR 3517]

At **R.61-62.60, Subpart Da**, in the title, strike the verb “is” and replace with the capitalized word “Is” for grammatical correctness. In the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart Da” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart Da - “Standards of Performance for Electric Utility Steam Generating Units for Which Construction Is Commenced After September 18, 1978”

The provisions of 40 CFR Part 60 Subpart Da, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Da			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 44	June 11, 1979	[44 FR 33613]
Revision	Vol. 48	January 27, 1983	[48 FR 3737]
Revision	Vol. 54	February 14, 1989	[54 FR 6663]
Revision	Vol. 54	May 17, 1989	[54 FR 21344]
Revision	Vol. 55	February 14, 1990	[55 FR 5212]
Revision	Vol. 55	May 7, 1990	[55 FR 18876]
Revision	Vol. 63	September 16, 1998	[63 FR 49453, 49454]
Revision	Vol. 64	February 12, 1999	[64 FR 7464]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 66	April 10, 2001	[66 FR 18546]
Revision	Vol. 66	June 11, 2001	[66 FR 31177]
Revision	Vol. 66	August 14, 2001	[66 FR 42608]
Revision	Vol. 71	February 27, 2006	[71 FR 9866]
Revision	Vol. 72	June 13, 2007	[72 FR 32710]
Revision	Vol. 74	January 28, 2009	[74 FR 5072]
Revision	Vol. 76	January 20, 2011	[76 FR 3517]

At **R.61-62.60, Subpart Db**, in the introductory text, strike the word “Title” and the comma after “60” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart Db, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Db			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 52	December 16, 1987	[52 FR 47842]
Revision	Vol. 54	December 18, 1989	[54 FR 51819, 51820]
Revision	Vol. 54	December 18, 1989	[54 FR 51825]
Revision	Vol. 55	May 7, 1990	[55 FR 18876]
Revision	Vol. 60	May 30, 1995	[60 FR 28062]
Revision	Vol. 61	March 29, 1996	[61 FR 14031]
Revision	Vol. 62	October 8, 1997	[62 FR 52641]
Revision	Vol. 63	September 16, 1998	[63 FR 49455]
Revision	Vol. 64	February 12, 1999	[64 FR 7464]
Revision	Vol. 65	March 13, 2000	[65 FR 13242]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 66	April 10, 2001	[66 FR 18546]
Revision	Vol. 66	June 11, 2001	[66 FR 31177]
Revision	Vol. 66	August 14, 2001	[66 FR 42608]
Revision	Vol. 66	October 1, 2001	[66 FR 49830]
Revision	Vol. 71	February 27, 2006	[71 FR 9866]
Revision	Vol. 71	November 16, 2006	[71 FR 66681]
Revision	Vol. 72	June 13, 2007	[72 FR 32710]
Revision	Vol. 74	January 28, 2009	[74 FR 5072]
Revision	Vol. 76	January 20, 2011	[76 FR 3517]

At **R.61-62.60, Subpart Dc**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart Dc” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart Dc, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Dc			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 55	September 12, 1990	[55 FR 37683]
Revision	Vol. 61	May 8, 1996	[61 FR 20736]
Revision	Vol. 64	February 12, 1999	[64 FR 7465]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 71	February 27, 2006	[71 FR 9866]
Revision	Vol. 72	June 13, 2007	[72 FR 32710]
Revision	Vol. 74	January 28, 2009	[74 FR 5072]
Revision	Vol. 76	January 20, 2011	[76 FR 3517]

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At R.61-62.60, Subpart E, in the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart E, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart E			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 36	December 23, 1971	[36 FR 24877]
Revision	Vol. 39	June 14, 1974	[39 FR 20792]
Revision	Vol. 42	July 25, 1977	[42 FR 37936]
Revision	Vol. 54	February 14, 1989	[54 FR 6665]
Revision	Vol. 55	February 14, 1990	[55 FR 5212]
Revision	Vol. 56	February 11, 1991	[56 FR 5507]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 71	May 10, 2006	[71 FR 27324]

At R.61-62.60, Subpart Ea, in the title, strike the verb “is” and replace with the capitalized word “Is” for grammatical correctness. In the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart Ea” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart Ea - “Standards of Performance for Municipal Waste Combustors for Which Construction Is Commenced After December 20, 1989, and on or Before September 20, 1994”

The provisions of 40 CFR Part 60 Subpart Ea, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Ea			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 56	February 11, 1991	[56 FR 5507]
Revision	Vol. 60	December 19, 1995	[60 FR 65384]
Revision	Vol. 64	February 12, 1999	[64 FR 7465]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart Eb, in the title, capitalize both instances of the verb “is” and the second occurrence of the word “after” for consistency. In the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart Eb - “Standards of Performance for Large Municipal Waste Combustors for Which Construction Is Commenced After September 20, 1994, or for Which Modification or Reconstruction Is Commenced After June 19, 1996”

The provisions of 40 CFR Part 60 Subpart Eb, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Eb			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 60	December 19, 1995	[60 FR 65419]
Revision	Vol. 62	August 25, 1997	[62 FR 45120, 45121]
Revision	Vol. 62	August 25, 1997	[62 FR 45125, 45126]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 66	July 12, 2001	[66 FR 36473]
Revision	Vol. 66	November 16, 2001	[66 FR 57824]
Revision	Vol. 71	May 10, 2006	[71 FR 27324]

At R.61-62.60, Subpart Ec, in the title, strike the verb “is” and replace with the capitalized word “Is” for grammatical correctness. In the introductory text, strike the word “Title” and the comma after “60” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart Ec - “Standards of Performance for Hospital/Medical/Infectious Waste Incinerators for Which Construction Is Commenced After June 20, 1996”

The provisions of 40 CFR Part 60 Subpart Ec, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Ec			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 62	September 15, 1997	[62 FR 48382]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 68	October 30, 2003	[68 FR 61759]
Revision	Vol. 74	October 6, 2009	[74 FR 51368]
Revision	Vol. 76	April 4, 2011	[76 FR 18407]

At R.61-62.60, Subpart F, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart F” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart F, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart F			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 36	December 23, 1971	[36 FR 24877]
Revision	Vol. 39	June 14, 1974	[39 FR 20793]

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40 CFR Part 60 Subpart F			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 39	November 12, 1974	[39 FR 39874]
Revision	Vol. 40	October 6, 1975	[40 FR 46258]
Revision	Vol. 42	July 25, 1977	[42 FR 37936]
Revision	Vol. 53	December 14, 1988	[53 FR 50363]
Revision	Vol. 54	February 14, 1989	[54 FR 6666]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 75	September 9, 2010	[75 FR 54970]

At **R.61-62.60, Subpart G**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart G” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart G, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart G			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 39	June 14, 1974	[39 FR 20794]
Revision	Vol. 40	October 6, 1975	[40 FR 46258]
Revision	Vol. 42	July 25, 1977	[42 FR 37936]
Revision	Vol. 50	April 22, 1985	[50 FR 15894]
Revision	Vol. 54	February 14, 1989	[54 FR 6666]

At **R.61-62.60, Subpart H**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart H” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart H, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart H			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 36	December 23, 1971	[36 FR 24877]
Revision	Vol. 39	June 14, 1974	[39 FR 20794]
Revision	Vol. 40	October 6, 1975	[40 FR 46258]
Revision	Vol. 42	July 25, 1977	[42 FR 37936]
Revision	Vol. 48	May 25, 1983	[48 FR 23611]
Revision	Vol. 48	September 29, 1983	[48 FR 44700]
Revision	Vol. 48	October 20, 1983	[48 FR 48669]
Revision	Vol. 54	February 14, 1989	[54 FR 6666]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart I**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart I” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart I, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart I			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 39	March 8, 1974	[39 FR 9314]
Revision	Vol. 40	October 6, 1975	[40 FR 46259]
Revision	Vol. 42	July 25, 1977	[42 FR 37936]
Revision	Vol. 51	April 10, 1986	[51 FR 12325]
Revision	Vol. 54	February 14, 1989	[54 FR 6667]

At **R.61-62.60, Subpart J**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart J” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart J, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart J			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 39	March 8, 1974	[39 FR 9315]
Revision	Vol. 40	October 6, 1975	[40 FR 46259]
Revision	Vol. 42	June 24, 1977	[42 FR 32427]
Revision	Vol. 42	August 4, 1977	[42 FR 39389]
Revision	Vol. 43	March 15, 1978	[43 FR 10868]
Revision	Vol. 44	March 12, 1979	[44 FR 13481]
Revision	Vol. 44	October 25, 1979	[44 FR 61543]
Revision	Vol. 45	December 1, 1980	[45 FR 79453]
Revision	Vol. 48	May 25, 1983	[48 FR 23611]
Revision	Vol. 50	August 5, 1985	[50 FR 31701]
Revision	Vol. 51	November 26, 1986	[51 FR 42842]
Revision	Vol. 52	June 1, 1987	[52 FR 20392]
Revision	Vol. 53	October 21, 1988	[53 FR 41333]
Revision	Vol. 54	August 17, 1989	[54 FR 34026]
Revision	Vol. 55	October 2, 1990	[55 FR 40175]
Revision	Vol. 56	February 4, 1991	[56 FR 4176]
Revision	Vol. 64	February 12, 1999	[64 FR 7465]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 71	September 21, 2006	[71 FR 55119]
Revision	Vol. 73	June 24, 2008	[73 FR 35838]
Revision	Vol. 76	February 25, 2011	[76 FR 10524]

At **R.61-62.60, Subpart Ja**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart Ja” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

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The provisions of 40 CFR Part 60 Subpart Ja, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Ja			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 73	June 24, 2008	[73 FR 35838]
Revision	Vol. 73	July 28, 2008	[73 FR 43626]
Revision	Vol. 73	September 26, 2008	[73 FR 55751]
Revision	Vol. 73	December 22, 2008	[73 FR 78546]
Revision	Vol. 73	December 22, 2008	[73 FR 78549]

At **R.61-62.60, Subpart K**, in the title, make the word “For” which follows the word “Vessels” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart K” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart K - “Standards of Performance for Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978”

The provisions of 40 CFR Part 60 Subpart K, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart K			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 39	March 8, 1974	[39 FR 9317]
Revision	Vol. 39	April 17, 1974	[39 FR 13776]
Revision	Vol. 39	June 14, 1974	[39 FR 20794]
Revision	Vol. 42	July 25, 1977	[42 FR 37937]
Revision	Vol. 45	April 4, 1980	[45 FR 23379]
Revision	Vol. 48	January 27, 1983	[48 FR 3737]
Revision	Vol. 52	April 8, 1987	[52 FR 11429]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart Ka**, in the title, make the word “For” which follows the word “Vessels” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart Ka” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart Ka - “Standards of Performance for Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984”

The provisions of 40 CFR Part 60 Subpart Ka, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Ka			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 45	April 4, 1980	[45 FR 23379]
Revision	Vol. 45	December 18, 1980	[45 FR 83229]
Revision	Vol. 48	January 27, 1983	[48 FR 3737]
Revision	Vol. 52	April 8, 1987	[52 FR 11429]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 65	December 14, 2000	[65 FR 78268]

At **R.61-62.60, Subpart Kb**, in the title, make the word “For” which follows the word “Performance” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart Kb” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart Kb - “Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984”

The provisions of 40 CFR Part 60 Subpart Kb, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Kb			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 52	April 8, 1987	[52 FR 11429]
Revision	Vol. 52	June 16, 1987	[52 FR 22780]
Revision	Vol. 54	August 11, 1989	[54 FR 32973]
Revision	Vol. 62	October 8, 1997	[62 FR 52641]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 65	December 14, 2000	[65 FR 78268]
Revision	Vol. 68	October 15, 2003	[68 FR 59328]

At **R.61-62.60, Subpart L**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart L” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart L, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart L			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 39	March 8, 1974	[39 FR 9317]
Revision	Vol. 39	April 17, 1974	[39 FR 13776]
Revision	Vol. 40	October 6, 1975	[40 FR 46259]
Revision	Vol. 42	July 25, 1977	[42 FR 37937]
Revision	Vol. 54	February 14, 1989	[54 FR 6667]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

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At R.61-62.60, Subpart M, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart M” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart M, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart M			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 39	March 8, 1974	[39 FR 9318]
Revision	Vol. 40	October 6, 1975	[40 FR 46259]
Revision	Vol. 42	July 25, 1977	[42 FR 37937]
Revision	Vol. 49	October 30, 1984	[49 FR 43618]
Revision	Vol. 54	February 14, 1989	[54 FR 6667]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart N, in the title, strike the verb “is” and replace with the capitalized word “Is” for grammatical correctness. In the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart N” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart N - “Standards of Performance for Primary Emissions from Basic Oxygen Process Furnaces for Which Construction Is Commenced After June 11, 1973”

The provisions of 40 CFR Part 60 Subpart N, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart N			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 39	March 8, 1974	[39 FR 9318]
Revision	Vol. 42	July 25, 1977	[42 FR 37937]
Revision	Vol. 43	April 13, 1978	[43 FR 15602]
Revision	Vol. 51	January 2, 1986	[51 FR 160]
Revision	Vol. 54	February 14, 1989	[54 FR 6667]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart Na, in the title, strike the verb “is” and replace with the capitalized word “Is” for grammatical correctness. In the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart Na” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart Na - “Standards of Performance for Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction Is Commenced After January 20, 1983”

The provisions of 40 CFR Part 60 Subpart Na, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Na			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 51	January 2, 1986	[51 FR 161]
Revision	Vol. 54	February 14, 1989	[54 FR 6667]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart O, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart O” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart O, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart O			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 36	December 23, 1971	[36 FR 24877]
Revision	Vol. 39	March 8, 1974	[39 FR 9319]
Revision	Vol. 40	October 6, 1975	[40 FR 46259]
Revision	Vol. 42	November 10, 1977	[42 FR 58521]
Revision	Vol. 53	October 6, 1988	[53 FR 39416]
Revision	Vol. 54	February 14, 1989	[54 FR 6668]
Revision	Vol. 54	June 27, 1989	[54 FR 27015]
Revision	Vol. 58	April 7, 1993	[58 FR 18014]
Revision	Vol. 59	February 3, 1994	[59 FR 5108]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart P, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart P” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart P, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart P			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 41	January 15, 1976	[41 FR 2338]
Revision	Vol. 41	February 26, 1976	[41 FR 8346]
Revision	Vol. 42	July 25, 1977	[42 FR 37937]
Revision	Vol. 42	November 1, 1977	[42 FR 57126]
Revision	Vol. 48	May 25, 1983	[48 FR 23611]
Revision	Vol. 54	February 14, 1989	[54 FR 6667]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart Q, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart Q” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

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The provisions of 40 CFR Part 60 Subpart Q, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Q			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 41	January 15, 1976	[41 FR 2340]
Revision	Vol. 42	July 25, 1977	[42 FR 37937]
Revision	Vol. 48	May 25, 1983	[48 FR 23611]
Revision	Vol. 54	February 14, 1989	[54 FR 6669]

At **R.61-62.60, Subpart R**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart R” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart R, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart R			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 41	January 15, 1976	[41 FR 2340]
Revision	Vol. 42	July 25, 1977	[42 FR 37937]
Revision	Vol. 48	May 25, 1983	[48 FR 23611]
Revision	Vol. 54	February 14, 1989	[54 FR 6669]

At **R.61-62.60, Subpart S**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart S” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart S, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart S			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 42	July 25, 1977	[42 FR 37937]
Revision	Vol. 45	June 30, 1980	[45 FR 44207]
Revision	Vol. 54	February 14, 1989	[54 FR 6669]
Revision	Vol. 62	October 7, 1997	[62 FR 52399]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart T**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart T” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart T, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart T			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 40	August 6, 1975	[40 FR 33154]
Revision	Vol. 42	July 25, 1977	[42 FR 37937]
Revision	Vol. 48	February 17, 1983	[48 FR 7129]
Revision	Vol. 54	February 14, 1989	[54 FR 6669]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart U**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart U” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart U, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart U			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 40	August 6, 1975	[40 FR 33155]
Revision	Vol. 42	July 25, 1977	[42 FR 37937]
Revision	Vol. 48	February 17, 1983	[48 FR 7129]
Revision	Vol. 54	February 14, 1989	[54 FR 6670]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart V**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart V” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart V, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart V			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 40	August 6, 1975	[40 FR 33155]
Revision	Vol. 42	July 25, 1977	[42 FR 37937]
Revision	Vol. 48	February 17, 1983	[48 FR 7129]
Revision	Vol. 54	February 14, 1989	[54 FR 6670]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart W**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart W” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart W, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

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40 CFR Part 60 Subpart W			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 40	August 6, 1975	[40 FR 33156]
Revision	Vol. 42	July 25, 1977	[42 FR 37938]
Revision	Vol. 48	February 17, 1983	[48 FR 7129]
Revision	Vol. 54	February 14, 1989	[54 FR 6670]
Revision	Vol. 54	May 17, 1989	[54 FR 21344]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart X**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart X” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart X, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart X			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 40	August 6, 1975	[40 FR 33156]
Revision	Vol. 42	July 25, 1977	[42 FR 37938]
Revision	Vol. 54	February 14, 1989	[54 FR 6670]
Revision	Vol. 62	April 15, 1997	[62 FR 18280]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart Y**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart Y” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart Y, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Y			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 41	January 15, 1976	[41 FR 2234]
Revision	Vol. 42	July 25, 1977	[42 FR 37938]
Revision	Vol. 42	September 7, 1977	[42 FR 44812]
Revision	Vol. 48	January 27, 1983	[42 FR 3738]
Revision	Vol. 54	February 14, 1989	[54 FR 6671]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 74	October 8, 2009	[74 FR 51950]

At **R.61-62.60, Subpart Z**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart Z” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart Z, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart Z			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 41	May 4, 1976	[41 FR 18501]
Revision	Vol. 41	May 20, 1976	[41 FR 20659]
Revision	Vol. 42	July 25, 1977	[42 FR 37938]
Revision	Vol. 48	January 27, 1983	[42 FR 3738]
Revision	Vol. 54	February 14, 1989	[54 FR 6671]
Revision	Vol. 54	May 17, 1989	[54 FR 21344]
Revision	Vol. 55	February 14, 1990	[55 FR 5212]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart AA, in the title, add a comma after the date “October 21, 1974,” for punctuational consistency. In the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart AA” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart AA - “Standards of Performance for Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974, and on or Before August 17, 1983”

The provisions of 40 CFR Part 60 Subpart AA, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart AA			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 40	September 23, 1975	[40 FR 43852]
Revision	Vol. 49	October 31, 1984	[49 FR 43843]
Revision	Vol. 54	February 14, 1989	[54 FR 6672]
Revision	Vol. 54	May 17, 1989	[54 FR 21344]
Revision	Vol. 64	March 2, 1999	[64 FR 10109, 10110]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 70	February 22, 2005	[70 FR 8523]

At R.61-62.60, Subpart AAa, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart AAa” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart AAa, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart AAa			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 49	October 31, 1984	[49 FR 43845]
Revision	Vol. 54	February 14, 1989	[54 FR 6672]
Revision	Vol. 54	May 17, 1989	[54 FR 21344]
Revision	Vol. 64	March 2, 1999	[64 FR 10110, 10111]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

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40 CFR Part 60 Subpart AAa			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 70	February 22, 2005	[70 FR 8523]

At **R.61-62.60, Subpart BB**, in the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart BB, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart BB			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 43	February 23, 1978	[43 FR 7572]
Revision	Vol. 50	February 14, 1985	[50 FR 6317]
Revision	Vol. 51	May 20, 1986	[51 FR 18544]
Revision	Vol. 54	February 14, 1989	[54 FR 6673]
Revision	Vol. 54	May 17, 1989	[54 FR 21344]
Revision	Vol. 55	February 14, 1990	[55 FR 5212]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 71	September 21, 2006	[71 FR 55119]

At **R.61-62.60, Subpart CC**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart CC” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart CC, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart CC			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 45	October 7, 1980	[45 FR 66751]
Revision	Vol. 49	October 19, 1984	[49 FR 41035]
Revision	Vol. 54	February 14, 1989	[54 FR 6674]
Revision	Vol. 54	May 17, 1989	[54 FR 21344]
Revision	Vol. 64	February 12, 1999	[64 FR 7466]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart DD**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart DD” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart DD, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart DD			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 43	August 3, 1978	[43 FR 34347]
Revision	Vol. 52	November 5, 1988	[54 FR 42434]
Revision	Vol. 54	February 14, 1989	[54 FR 6674]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart EE**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart EE” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart EE, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart EE			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 47	October 29, 1982	[47 FR 49287]
Revision	Vol. 50	April 30, 1985	[50 FR 18248]
Revision	Vol. 55	December 13, 1990	[55 FR 51383]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart GG**, in the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart GG, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart GG			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 44	September 10, 1979	[44 FR 52798]
Revision	Vol. 47	January 27, 1982	[47 FR 3770]
Revision	Vol. 52	November 5, 1987	[52 FR 42434]
Revision	Vol. 54	February 14, 1989	[54 FR 6674]
Revision	Vol. 54	June 27, 1989	[54 FR 27016]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 68	April 14, 2003	[68 FR 17990]
Revision	Vol. 69	July 8, 2004	[69 FR 41346]
Revision	Vol. 71	February 24, 2006	[71 FR 9453]

At **R.61-62.60, Subpart HH**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart HH” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

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The provisions of 40 CFR Part 60 Subpart HH, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart HH			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 49	April 26, 1984	[49 FR 18080]
Revision	Vol. 52	February 17, 1987	[52 FR 4773]
Revision	Vol. 54	February 14, 1989	[54 FR 6675]
Revision	Vol. 58	April 7, 1993	[58 FR 18014]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart II and JJ**, strike the current combined text and list out Subpart II and Subpart JJ individually as reserved, replacing the parentheses with brackets for consistency to read

Subpart II - [Reserved]

Subpart JJ - [Reserved]

At **R.61-62.60, Subpart KK**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart KK” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart KK, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart KK			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 47	April 16, 1982	[47 FR 16573]
Revision	Vol. 54	February 14, 1989	[54 FR 6675]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart LL**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart LL” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart LL, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart LL			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 49	February 21, 1984	[49 FR 6464]
Revision	Vol. 54	February 14, 1989	[54 FR 6676]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart MM, in the title, strike the hyphen in “Light-Duty” for consistency with the federal title. In the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart MM” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart MM - “Standards of Performance for Automobile and Light Duty Truck Surface Coating Operations”

The provisions of 40 CFR Part 60 Subpart MM, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart MM			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 45	December 24, 1980	[45 FR 85415]
Revision	Vol. 48	February 4, 1983	[48 FR 5454]
Revision	Vol. 50	September 9, 1985	[50 FR 36834]
Revision	Vol. 55	December 13, 1990	[55 FR 51383]
Revision	Vol. 59	October 11, 1994	[59 FR 51386]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart NN, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart NN” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart NN, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart NN			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 47	April 16, 1982	[47 FR 16589]
Revision	Vol. 54	February 14, 1989	[54 FR 6676]
Revision	Vol. 54	May 17, 1989	[54 FR 21344]
Revision	Vol. 64	February 12, 1999	[64 FR 7466]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart PP, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart PP” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart PP, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart PP			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 45	November 12, 1980	[45 FR 74850]
Revision	Vol. 54	February 14, 1989	[54 FR 6676]

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40 CFR Part 60 Subpart PP			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart QQ**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart QQ” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart QQ, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart QQ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 47	November 8, 1982	[45 FR 50649]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart RR**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart RR” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart RR, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart RR			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 48	October 18, 1983	[48 FR 48375]
Revision	Vol. 55	December 13, 1990	[55 FR 51383]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart SS** in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart SS” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart SS, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart SS			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 47	October 27, 1982	[47 FR 47785]
Revision	Vol. 55	December 13, 1990	[55 FR 51383]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart TT, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart TT” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart TT, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart TT			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 47	November 1, 1982	[47 FR 49612]
Revision	Vol. 48	January 10, 1983	[48 FR 1056]
Revision	Vol. 51	June 24, 1986	[51 FR 22938]
Revision	Vol. 55	December 13, 1990	[55 FR 51383]
Revision	Vol. 56	May 3, 1991	[56 FR 20497]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart UU, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart UU” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart UU, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart UU			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 47	August 6, 1982	[47 FR 34143]
Revision	Vol. 54	February 14, 1989	[54 FR 6674]
Revision	Vol. 54	June 27, 1989	[54 FR 27016]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart VV, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart VV” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart VV, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart VV			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 48	October 18, 1983	[48 FR 48335]
Revision	Vol. 49	May 30, 1984	[49 FR 22607]
Revision	Vol. 49	June 29, 1984	[49 FR 26738]
Revision	Vol. 51	January 21, 1986	[51 FR 2702]
Revision	Vol. 54	February 14, 1989	[54 FR 6678]
Revision	Vol. 54	June 27, 1989	[54 FR 27016]

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40 CFR Part 60 Subpart VV			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 60	August 18, 1995	[60 FR 43258]
Revision	Vol. 61	June 12, 1996	[61 FR 29878]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 65	December 14, 2000	[65 FR 78268]
Revision	Vol. 72	November 16, 2007	[72 FR 64860]
Revision	Vol. 73	June 2, 2008	[73 FR 31372]
Revision	Vol. 73	June 2, 2008	[73 FR 31376]

At R.61-62.60, Subpart VVa, in the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart VVa, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart VVa			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	November 16, 2007	[72 FR 64860]
Revision	Vol. 73	June 2, 2008	[73 FR 31372]
Revision	Vol. 73	June 2, 2008	[73 FR 31376]

At R.61-62.60, Subpart WW, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart WW” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart WW, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart WW			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 47	November 1, 1982	[47 FR 49612]
Revision	Vol. 55	December 13, 1990	[55 FR 51384]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart XX, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart XX” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart XX, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart XX			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 48	August 18, 1983	[48 FR 37590]
Revision	Vol. 48	December 22, 1983	[48 FR 56580]
Revision	Vol. 54	February 14, 1989	[54 FR 6678]
Revision	Vol. 54	May 17, 1989	[54 FR 21344]
Revision	Vol. 64	February 12, 1999	[64 FR 7466]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 68	December 19, 2003	[68 FR 70960]

At **R.61-62.60, Subpart AAA**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart AAA” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart AAA, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart AAA			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 53	February 26, 1988	[53 FR 5873]
Revision	Vol. 53	April 12, 1988	[53 FR 12009]
Revision	Vol. 53	April 26, 1988	[53 FR 14889]
Revision	Vol. 57	February 13, 1992	[57 FR 5328]
Revision	Vol. 60	June 29, 1995	[60 FR 33925]
Revision	Vol. 63	November 24, 1998	[63 FR 64874]
Revision	Vol. 64	February 12, 1999	[64 FR 7466]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart BBB**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart BBB” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart BBB, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart BBB			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 52	September 15, 1987	[52 FR 34874]
Revision	Vol. 52	October 9, 1987	[52 FR 37874]
Revision	Vol. 54	September 19, 1989	[54 FR 38635]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart DDD**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart DDD” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

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The provisions of 40 CFR Part 60 Subpart DDD, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart DDD			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 55	December 11, 1990	[55 FR 51035]
Revision	Vol. 56	March 5, 1991	[56 FR 9178]
Revision	Vol. 56	March 22, 1991	[56 FR 12299]
Revision	Vol. 58	April 7, 1993	[58 FR 18014]
Revision	Vol. 64	March 9, 1999	[64 FR 11541]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 65	December 14, 2000	[65 FR 78268]

At R.61-62.60, Subpart FFF, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart FFF” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart FFF, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart FFF			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 49	June 29, 1984	[49 FR 26892]
Revision	Vol. 49	August 17, 1984	[49 FR 32848]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart GGG, in the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart GGG, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart GGG			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 49	May 30, 1984	[49 FR 22606]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 72	November 16, 2007	[72 FR 64860]
Revision	Vol. 73	June 2, 2008	[73 FR 31372]
Revision	Vol. 73	June 2, 2008	[73 FR 31376]

At R.61-62.60, Subpart GGGa, in the title, make the words “Of,” “For,” “In,” and “Or” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart GGGa - “Standards of Performance for Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006”

The provisions of 40 CFR Part 60 Subpart GGGa, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart GGGa			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	November 16, 2007	[72 FR 64860]
Revision	Vol. 73	June 2, 2008	[73 FR 31372]
Revision	Vol. 73	June 2, 2008	[73 FR 31376]

At R.61-62.60, Subpart HHH, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart HHH” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart HHH, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart HHH			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 49	April 5, 1984	[49 FR 13651]
Revision	Vol. 49	April 27, 1984	[49 FR 18096]
Revision	Vol. 55	December 13, 1990	[55 FR 51384]
Revision	Vol. 59	June 23, 1994	[59 FR 32341]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart III, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart III” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart III, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart III			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 55	June 29, 1990	[55 FR 26922]
Revision	Vol. 55	September 7, 1990	[55 FR 36932]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 65	December 14, 2000	[65 FR 78268]

At R.61-62.60, Subpart JJJ, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart JJJ” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

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The provisions of 40 CFR Part 60 Subpart JJJ, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart JJJ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 49	September 21, 1984	[49 FR 37331]
Revision	Vol. 50	November 27, 1985	[50 FR 49026]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart KKK, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart KKK” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart KKK, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart KKK			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 50	June 24, 1985	[50 FR 26124]
Revision	Vol. 51	January 21, 1986	[51 FR 2702]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart LLL, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart LLL” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart LLL, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart LLL			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 50	October 1, 1985	[50 FR 40160]
Revision	Vol. 54	February 14, 1989	[54 FR 6679]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart NNN, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart NNN” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart NNN, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart NNN			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 55	June 29, 1990	[55 FR 26942]
Revision	Vol. 55	September 7, 1990	[55 FR 36932]

40 CFR Part 60 Subpart NNN			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 60	November 27, 1995	[60 FR 58237, 58238]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 65	December 14, 2000	[65 FR 78268]
Revision	Vol. 74	June 24, 2009	[74 FR 29948]

At **R.61-62.60, Subpart OOO**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart OOO” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart OOO, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart OOO			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 51	August 1, 1985	[51 FR 31337]
Revision	Vol. 54	February 14, 1989	[54 FR 6680]
Revision	Vol. 62	June 9, 1997	[62 FR 31360]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 74	April 28, 2009	[74 FR 19294]

At **R.61-62.60, Subpart PPP**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart PPP” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart PPP, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart PPP			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 50	February 25, 1985	[50 FR 7699]
Revision	Vol. 54	February 14, 1989	[54 FR 6680]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart QQQ**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart QQQ” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart QQQ, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart QQQ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 53	November 23, 1988	[53 FR 47623]
Revision	Vol. 60	August 18, 1995	[60 FR 43259]

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40 CFR Part 60 Subpart QQQ			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At **R.61-62.60, Subpart RRR**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart RRR” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart RRR, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart RRR			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 58	August 31, 1993	[58 FR 45948]
Revision	Vol. 60	November 27, 1995	[60 FR 58238]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 65	December 14, 2000	[65 FR 78268]

At **R.61-62.60, Subpart SSS**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart SSS” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart SSS, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart SSS			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 53	October 3, 1988	[53 FR 38914]
Revision	Vol. 53	October 28, 1988	[53 FR 43799]
Revision	Vol. 53	November 29, 1988	[53 FR 47955]
Revision	Vol. 53	December 9, 1988	[53 FR 49822]
Revision	Vol. 64	February 12, 1999	[64 FR 7467]

At **R.61-62.60, Subpart TTT**, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart TTT” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart TTT, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart TTT			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 53	January 29, 1988	[53 FR 2676]
Revision	Vol. 53	May 27, 1988	[53 FR 19300]

40 CFR Part 60 Subpart TTT			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 54	June 15, 1989	[54 FR 25459]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart UUU, in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart UUU” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart UUU, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart UUU			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 57	September 28, 1992	[57 FR 44503]
Revision	Vol. 58	July 29, 1993	[58 FR 40591]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

At R.61-62.60, Subpart VVV in the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart VVV” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart VVV, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart VVV			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 54	September 11, 1989	[54 FR 37551]
Revision	Vol. 61	March 12, 1996	[61 FR 9905]

At R.61-62.60, Subpart WWW, in the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart WWW, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart WWW			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 61	March 12, 1996	[61 FR 9905]
Revision	Vol. 63	June 16, 1998	[63 FR 32743]
Revision	Vol. 64	February 24, 1999	[64 FR 9262]
Revision	Vol. 65	April 10, 2000	[65 FR 18906]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]

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40 CFR Part 60 Subpart WWW			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 71	September 21, 2006	[71 FR 55119]

At R. 61-62.60, Subpart XXX to ZZZ, strike the current combined text and list Subpart XXX, Subpart YYY, and Subpart ZZZ (all reserved) out separately for consistency to read:

Subpart XXX - [Reserved]

Subpart YYY - [Reserved]

Subpart ZZZ - [Reserved]

At R.61-62.60, Subpart AAAA, in the title, strike each instance of the verb “is” and replace with the capitalized word “Is” for grammatical correctness. In the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart AAAA” for consistency. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart AAAA - “Standards of Performance for Small Municipal Waste Combustion Units for Which Construction Is Commenced After August 30, 1999, or for Which Modification or Reconstruction Is Commenced After June 6, 2001”

The provisions of 40 CFR Part 60 Subpart AAAA, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart AAAA			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 65	December 6, 2000	[65 FR 76350]

At R.61-62.60, Subpart BBBB, in the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart BBBB, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart BBBB			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 65	December 6, 2000	[65 FR 76378]

At R.61-62.60, Subpart CCCC, in the title, strike both instances of the verb “is” and replace them with the capitalized word “Is” for grammatical correctness. In the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart CCCC” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart CCCC - “Standards of Performance for Commercial and Industrial Solid Waste Incineration Units for Which Construction Is Commenced After November 30, 1999, or for Which Modification or Reconstruction Is Commenced on or After June 1, 2001”

The provisions of 40 CFR Part 60 Subpart CCCC, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart CCCC			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 65	December 1, 2000	[65 FR 75338]
Revision	Vol. 66	March 27, 2001	[66 FR 16605]
Revision	Vol. 70	September 22, 2005	[70 FR 55568]

At R.61-62.60, Subpart DDDD, in the title, make the preposition “On” lowercase for grammatical correctness. In the introductory text, strike the word “Title” and the comma after “60,” make the word “subpart” uppercase, and add a comma after the title “subpart DDDD” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart DDDD - “Emission Guidelines and Compliance Times for Commercial and Industrial Solid Waste Incineration Units that Commenced Construction on or Before November 30, 1999”

The provisions of 40 CFR Part 60 Subpart DDDD, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart DDDD			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 65	December 1, 2000	[65 FR 75338]
Revision	Vol. 70	September 22, 2005	[70 FR 55568]

At R.61-62.60, Subpart EEEE, in the title, strike each instance of the verb “is” and replace with the capitalized word “Is” for grammatical correctness. In the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart EEEE - “Standards of Performance for Other Solid Waste Incineration Units for Which Construction Is Commenced After December 9, 2004, or for Which Modification or Reconstruction Is Commenced on or After June 16, 2006”

The provisions of 40 CFR Part 60 Subpart EEEE, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart EEEE			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 70	December 16, 2005	[70 FR 74870]
Revision	Vol. 71	November 24, 2006	[71 FR 67802]

At R.61-62.60, Subpart FFFF, in the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

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The provisions of 40 CFR Part 60 Subpart FFFF, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart FFFF			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 70	December 16, 2005	[70 FR 74870]
Revision	Vol. 71	November 24, 2006	[71 FR 67802]

At **R.61-62.60, Subpart III**, in the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Add a comma after the phrase “as listed below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 60 Subpart III, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart III			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 71	July 11, 2006	[71 FR 39154]
Revision	Vol. 76	June 28, 2011	[76 FR 37954]

At **R.61-62.60, Subpart JJJJ**, in the title, make the words “Of” and “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart JJJJ - “Standards of Performance for Stationary Spark Ignition Internal Combustion Engines”

The provisions of 40 CFR Part 60 Subpart JJJJ, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart JJJJ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 73	January 18, 2008	[73 FR 3568]
Revision	Vol. 73	October 8, 2008	[73 FR 59034]

At **R.61-62.60, Subpart KKKK**, in the title, make the words “Of” and “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “60,” and make the word “subpart” uppercase for consistency. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart KKKK - “Standards of Performance for Stationary Combustion Turbines”

The provisions of 40 CFR Part 60 Subpart KKKK, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 60 Subpart KKKK			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 71	July 6, 2006	[71 FR 38482]
Revision	Vol. 74	March 20, 2009	[74 FR 11858]

At R.61-62.60, Subpart LLLL, Introductory Text, strike the comma after the phrase “Federal Register” and add a comma after the phrase “as listed below” for consistency throughout the regulation to read:

The provisions of 40 CFR Part 60 Subpart LLLL, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

R.61-62.63, National Emission Standards for Hazardous Air Pollutants (NESHAP) for Source Categories

At R.61-62.63, Subpart A, in the introductory text, strike the word “Title,” add the phrase “Code of Federal Regulations” in the reference “40 CFR Part 63,” and add parentheses around the abbreviation “CFR.” Use this abbreviation hereafter for clarity and consistency. Strike the comma after “63” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 Code of Federal Regulations (CFR) Part 63 Subpart A, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart A			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 59	March 16, 1994	[59 FR 12430]
Revision	Vol. 59	April 22, 1994	[59 FR 19453]
Revision	Vol. 59	December 6, 1994	[59 FR 62589]
Revision	Vol. 60	January 25, 1995	[60 FR 4963]
Revision	Vol. 60	June 27, 1995	[60 FR 33122]
Revision	Vol. 60	September 1, 1995	[60 FR 45980]
Revision	Vol. 61	May 21, 1996	[61 FR 25399]
Revision	Vol. 61	December 17, 1996	[61 FR 66227]
Revision	Vol. 62	December 10, 1997	[62 FR 65024]
Revision	Vol. 63	May 4, 1998	[63 FR 24444]
Revision	Vol. 63	May 13, 1998	[63 FR 26465]
Revision	Vol. 63	September 21, 1998	[63 FR 50326]
Revision	Vol. 63	October 7, 1998	[63 FR 53996]
Revision	Vol. 63	December 1, 1998	[63 FR 66061]
Revision	Vol. 64	January 28, 1999	[64 FR 4300]
Revision	Vol. 64	February 12, 1999	[64 FR 7468]
Revision	Vol. 64	April 12, 1999	[64 FR 17562]
Revision	Vol. 64	June 10, 1999	[64 FR 31375]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 67	February 14, 2002	[67 FR 6968]
Revision	Vol. 67	February 27, 2002	[67 FR 9156]
Revision	Vol. 67	April 5, 2002	[67 FR 16582]
Revision	Vol. 67	June 10, 2002	[67 FR 39794]
Revision	Vol. 67	July 23, 2002	[67 FR 48254]

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40 CFR Part 63 Subpart A			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 68	February 18, 2003	[68 FR 7706]
Revision	Vol. 68	April 21, 2003	[68 FR 19375]
Revision	Vol. 68	May 6, 2003	[68 FR 23898]
Revision	Vol. 68	May 8, 2003	[68 FR 24653]
Revision	Vol. 68	May 20, 2003	[68 FR 27646]
Revision	Vol. 68	May 23, 2003	[68 FR 28606]
Revision	Vol. 68	May 27, 2003	[68 FR 28774]
Revision	Vol. 68	May 28, 2003	[68 FR 31746]
Revision	Vol. 68	May 29, 2003	[68 FR 32172]
Revision	Vol. 68	May 30, 2003	[68 FR 32586]
Revision	Vol. 68	November 13, 2003	[68 FR 64432]
Revision	Vol. 68	December 19, 2003	[68 FR 70960]
Revision	Vol. 69	January 2, 2004	[69 FR 130]
Revision	Vol. 69	February 3, 2004	[69 FR 5038]
Revision	Vol. 69	April 9, 2004	[69 FR 18801]
Revision	Vol. 69	April 19, 2004	[69 FR 20968]
Revision	Vol. 69	April 22, 2004	[69 FR 21737]
Revision	Vol. 69	April 26, 2004	[69 FR 22602]
Revision	Vol. 69	June 15, 2004	[69 FR 33474]
Revision	Vol. 69	July 30, 2004	[69 FR 45944]
Revision	Vol. 69	September 13, 2004	[69 FR 55218]
Revision	Vol. 70	April 15, 2005	[70 FR 19992]
Revision	Vol. 70	May 20, 2005	[70 FR 29400]
Revision	Vol. 70	October 12, 2005	[70 FR 59402]
Revision	Vol. 71	February 16, 2006	[71 FR 8342]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 71	July 28, 2006	[71 FR 42898]
Revision	Vol. 71	December 6, 2006	[71 FR 70651]
Revision	Vol. 72	January 3, 2007	[72 FR 26]
Revision	Vol. 72	January 23, 2007	[72 FR 2930]
Revision	Vol. 72	July 16, 2007	[72 FR 38864]
Revision	Vol. 72	October 29, 2007	[72 FR 61060]
Revision	Vol. 72	November 16, 2007	[72 FR 64860]
Revision	Vol. 72	December 26, 2007	[72 FR 73180]
Revision	Vol. 72	December 28, 2007	[72 FR 74088]
Revision	Vol. 73	January 2, 2008	[73 FR 226]
Revision	Vol. 73	January 9, 2008	[73 FR 1738]
Revision	Vol. 73	January 10, 2008	[73 FR 1916]
Revision	Vol. 73	January 18, 2008	[73 FR 3568]
Revision	Vol. 73	February 7, 2008	[73 FR 7210]
Revision	Vol. 73	March 7, 2008	[73 FR 12275]
Revision	Vol. 73	July 23, 2008	[73 FR 42978]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]
Revision	Vol. 74	June 25, 2009	[74 FR 30366]
Revision	Vol. 74	October 28, 2009	[74 FR 55670]

40 CFR Part 63 Subpart A			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 75	September 9, 2010	[75 FR 54970]
Revision	Vol. 75	September 13, 2010	[75 FR 55636]
Revision	Vol. 76	February 17, 2011	[76 FR 9450]

At R. 61-62.63, Subpart B, Section 63.40, Title, add a period at the end of the title for consistency to read:

Section 63.40 – Applicability.

At R.61-62.63, Subpart B, Section 63.40(a), pluralize the abbreviation “(HAP)” for clarity and grammatical correctness throughout the regulation. Capitalize each instance of the word “section” for consistency throughout the text of the regulation and strike the word “Part” in the reference “40 CFR Part 63” for citation consistency throughout the text of the regulation to read:

(a) Applicability. The requirements of Sections 63.40 through 63.44 shall apply to any owner or operator who constructs or reconstructs a major source of hazardous air pollutants (HAPs) after the effective date of this subpart unless the major source in question has been specifically regulated or exempted from regulation under a standard issued pursuant to Section 112(d), Section 112(h), or Section 112(j) of the Act and incorporated in 40 CFR 63, or the owner or operator of such major source has received all necessary air quality permits for such construction or reconstruction project before the effective date of Section 112(g)(2)(B) in the State.

At R.61-62.63, Subpart B, Section 63.40(b), capitalize the word “section” for consistency throughout the text of the regulation to read:

(b) Exclusion for electric utility steam generating units. The requirements of this subpart do not apply to electric utility steam generating units unless and until such time as these units are added to the source category list pursuant to Section 112(c)(5) of the Act.

At R.61-62.63, Subpart B, Section 63.40(d), capitalize the word “section” for consistency throughout the text of the regulation to read:

(d) Exclusion for stationary sources in deleted source categories. The requirements of this subpart do not apply to stationary sources that are within a source category that has been deleted from the source category list pursuant to Section 112(c)(9) of the Act.

At R.61-62.63, Subpart B, Section 63.40(f)(2), strike the unnecessary abbreviation “S.C.” before the reference “S.C. Regulation 61-62.1” for citation consistency throughout the text of the regulation, and add a comma after the citation “Section II.E.3” for punctuational correctness to read:

(2) The enforceable permit conditions provisions of Regulation 61-62.1, Section II.E.3, shall apply to synthetic minor source permits.

At R.61-62.63, Subpart B, Section 63.40(f)(3), strike the unnecessary abbreviation “S.C.” before the reference “S.C. Regulation 61-62.1” for citation consistency throughout the text of the regulation, and strike the period after the citation “Section II.N.” and replace it with a comma for punctuational correctness to read:

(3) The public participation procedures of Regulation 61-62.1, Section II.N, shall apply to synthetic minor source permits.

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At R.61-62.63, Subpart B, Section 63.40(f)(4), strike the unnecessary abbreviation “S.C.” before the reference “S.C. Regulation 61-62.1” for citation consistency throughout the text of the regulation, and strike the period after the citation “Section II.L.” and replace it with a comma for punctuational correctness to read:

(4) The emergency provisions of Regulation 61-62.1, Section II.L, shall apply to synthetic minor source permits.

At R.61-62.63, Subpart B, Section 63.40(f)(5), strike the unnecessary abbreviation “S.C.” before the reference “S.C. Regulation 61-62.1” for citation consistency throughout the text of the regulation, and strike the period after the citation “Section II.E.5.” and replace it with a comma for punctuational correctness to read:

(5) The permit application provisions of Regulation 61-62.1, Section II.E.5, shall apply to synthetic minor source permits.

At R. 61-62.63, Subpart B, Section 63.41, Title, add a period at the end of the title for consistency to read:

Section 63.41 – Definitions.

At R.61-62.63, Subpart B, Section 63.41, Introductory Text, strike the word “Part” in the reference “40 CFR Part 63” for citation consistency throughout the text of the regulation to read:

Terms used in this subpart that are not defined below or in Regulation 61-62.1, Section I, have the meaning given to them in the Clean Air Act and in 40 CFR 63, Subpart A.

At R.61-62.63, Subpart B, Section 63.41(c)(1), add the phrase “Maximum Achievable Control Technology” before the abbreviation “MACT” and add parentheses around the abbreviation “MACT.” Use this abbreviation hereafter for clarity and consistency.

(1) The States of Georgia and/or North Carolina if, as determined by the Department, their air quality may be affected by a Maximum Achievable Control Technology (MACT) determination made in accordance with this subpart; or

At R.61-62.63, Subpart B, Section 63.41(c)(2), preceding the numeral “50,” write out the word “fifty” and add parentheses around the numeral “50” for number denotation consistency throughout the text of the regulation to read:

(2) Any portions of the State of Tennessee whose air quality may be affected and that are within fifty (50) miles of the major source for which a MACT determination is made in accordance with this subpart.

At R.61-62.63, Subpart B, Section 63.41(e)(1), preceding the numeral “10,” write out the word “ten” and add parentheses around the numeral “10” for number denotation consistency throughout the text of the regulation. Following the phrase “tons per year,” write out the abbreviation “tpy” in parenthesis, and use this abbreviation hereafter for clarity and consistency. Preceding the numeral “25,” write out the word “twenty-five” and add parentheses around the numeral “25” for number denotation consistency throughout the text of the regulation. Strike the second occurrence of the phrase “tons per year” and replace it with the previously established unit abbreviation “tpy” for consistency. Pluralize the second occurrence of the abbreviation “HAP” for clarity and grammatical correctness throughout the regulation to read:

(1) To fabricate, erect, or install at any greenfield site a stationary source or group of stationary sources which is located within a contiguous area and under common control and which emits or has the potential to emit ten (10) tons per year (tpy) of any HAP or twenty-five (25) tpy of any combination of HAPs, or

At R.61-62.63, Subpart B, Section 63.41(e)(2), preceding the numeral “10,” write out the word “ten” and add parentheses around the numeral “10” for number denotation consistency throughout the text of the regulation. Strike the first occurrence of the phrase “tons per year” and replace it with the previously established unit abbreviation “tpy” for consistency. Preceding the numeral “25,” write out the word “twenty-five” and add parentheses around the numeral “25” for number denotation consistency throughout the text of the regulation. Strike the second occurrence of the phrase “tons per year” and replace it with the previously established unit abbreviation “tpy” for consistency. Pluralize the second occurrence of the abbreviation “HAP” for clarity and grammatical correctness throughout the regulation. Strike the phrase “criteria (i) through (vi)” and replace it with the proper citations “criteria (e)(2)(i) through (e)(2)(vi)” for citation clarity and consistency to read:

(2) To fabricate, erect, or install at any developed site a new process or production unit which in and of itself emits or has the potential to emit ten (10) tpy of any HAP or twenty-five (25) tpy of any combination of HAPs, unless the process or production unit satisfies criteria (e)(2)(i) through (e)(2)(vi) of this paragraph:

At R.61-62.63, Subpart B, Section 63.41(e)(2)(i), pluralize the abbreviation “HAP” for clarity and grammatical correctness throughout the regulation to read:

(i) All HAPs emitted by the process or production unit that would otherwise be controlled under the requirements of this subpart will be controlled by emission control equipment which was previously installed at the same site as the process or production unit;

At R.61-62.63, Subpart B, Section 63.41(e)(2)(ii)(A), preceding the numeral “5,” write out the word “five” and add parentheses around the numeral “5” for number denotation consistency throughout the text of the regulation. Strike the comma following the abbreviation “(BACT)” for punctuational correctness, and strike the word “part” in the citation “40 CFR part 51” for citation consistency throughout the text of the regulation to read:

(ii)(A) The Department has determined within a period of five (5) years prior to the fabrication, erection, or installation of the process or production unit that the existing emission control equipment represented best available control technology (BACT) or lowest achievable emission rate (LAER) under 40 CFR 51 or 52; or

At R.61-62.63, Subpart B, Section 63.41(e)(2)(ii)(B), replace the abbreviation “i.e.” which stands for the phrase “that is” with the text and comma “that is” in order to avoid confusion and provide clarity. Strike the comma following the abbreviation “(BACT)” for punctuational correctness and add a closing parenthesis after the abbreviation “LAER” for punctuational correctness to read:

(B) The Department determines that the control of HAP emissions provided by the existing equipment will be equivalent to that level of control currently achieved by other well-controlled similar sources (that is, equivalent to the level of control that would be provided by a current BACT or LAER);

At R.61-62.63, Subpart B, Section 63.41(e)(2)(iii), make the abbreviation “HAP” plural for grammatical correctness to read:

(iii) The Department determines that the percent control efficiency for emissions of HAPs from all sources to be controlled by the existing control equipment will be equivalent to the percent control efficiency provided by the control equipment prior to the inclusion of the new process or production unit;

At R.61-62.63, Subpart B, Section 63.41(e)(2)(iv), strike the phrase “paragraphs (2)(i), (2)(ii), and (2)(iii)” and replace with the proper citations “paragraphs (e)(2)(i), (e)(2)(ii), and (e)(2)(iii)” for citation consistency throughout the text of the regulation. Strike the comma after the abbreviation “LAER” for punctuational correctness to read:

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(iv) The Department has provided notice and an opportunity for public comment concerning its determination that criteria in paragraphs (e)(2)(i), (e)(2)(ii), and (e)(2)(iii) of this definition apply and concerning the continued adequacy of any prior LAER or BACT;

At R.61-62.63, Subpart B, Section 63.41(e)(2)(v), strike the comma after the abbreviation “LAER” for punctuational correctness to read:

(v) If any commenter has asserted that a prior LAER or BACT is no longer adequate, the Department has determined that the level of control required by that prior determination remains adequate; and

At R.61-62.63, Subpart B, Section 63.41(e)(2)(vi), capitalize the words “section” and “part” for consistency throughout the text of the regulation to read:

(vi) Any emission limitations, work practice requirements, or other terms and conditions upon which the above determinations by the Department are predicated will be construed by the Department as applicable requirements under Section 504(a) of the Act and either have been incorporated into any existing Part 70 permit for the affected facility or will be incorporated into such permit upon issuance.

At R.61-62.63, Subpart B, Section 63.41(f), add opening quotation marks at the beginning of the item for consistency. Strike the phrase “hazardous air pollutants” and replace with the previously established abbreviation “HAPs” for consistency throughout the text of the regulation to read:

(f) “Control technology” means measures, processes, methods, systems, or techniques to limit the emission of HAPs including, but not limited to, measures that:

At R.61-62.63, Subpart B, Section 63.41(f)(1), strike both commas in the phrase “Reduce the quantity of, or eliminate emissions of, such pollutants” for punctuational consistency and clarity and add a serial comma after the word “materials” for consistency to read:

(1) Reduce the quantity of or eliminate emissions of such pollutants through process changes, substitution of materials, or other modifications;

At R.61-62.63, Subpart B, Section 63.41(f)(3), add two serial commas after the words “capture” and “storage” for punctuational correctness to read:

(3) Collect, capture, or treat such pollutants when released from a process, stack, storage, or fugitive emissions point;

At R.61-62.63, Subpart B, Section 63.41(f)(5), strike the phrase “paragraphs (1)-(4)” and replace with the proper citation “paragraphs (f)(1)-(f)(4)” for citation consistency throughout the text of the regulation to read:

(5) Are a combination of paragraphs (f)(1)-(f)(4) of this definition.

At R.61-62.63, Subpart B, Section 63.41(g), capitalize the word “section” for consistency throughout the text of the regulation to read:

(g) “Effective date” in South Carolina of Section 112(g)(2)(B) of the Act is July 1, 1998.

At R.61-62.63, Subpart B, Section 63.41(h), in both instances, preceding the numeral “25,” write out the word “twenty-five” and add parentheses around the numeral “25” for number denotation consistency throughout the text of the regulation. Following the first instance of the word “megawatts” add the unit “MW”

in parenthesis and use this abbreviation hereafter for clarity and consistency. Strike the second occurrence of the word “megawatts” and replace with the previously established unit abbreviation “MW” for consistency to read:

(h) “Electric utility steam generating unit” means any fossil fuel fired combustion unit of more than twenty-five (25) megawatts (MW) that serves a generator that produces electricity for sale. A unit that co-generates steam and electricity and supplies more than one-third of its potential electric output capacity and more than twenty-five (25) MW electric output to any utility power distribution system for sale shall be considered an electric utility steam generating unit.

At R.61-62.63, Subpart B, Section 63.41(j), capitalize the word “section” for consistency to read:

(j) “Hazardous Air Pollutant (HAP)” means any air pollutant defined in or pursuant to Section 112(b) of the Act.

At R.61-62.63, Subpart B, Section 63.41(k), capitalize the word “section” for consistency to read:

(k) “List of Source Categories” means the Source Category List required by Section 112(c) of the Act.

At R.61-62.63, Subpart B, Section 63.41(n), strike the lowercase abbreviation “Hap” from the item term, replace it with the previously established capitalized abbreviation “HAP,” and capitalize the word “subpart” for consistency throughout the text of the regulation to read:

(n) “Organic HAP” means the compounds listed in Table 1 to Subpart XX of this part.

At R.61-62.63, Subpart B, Section 63.41(o), strike the phrase “maximum achievable control technology” and the parentheses around the previously established unit abbreviation “MACT” for consistency throughout the text of the regulation to read:

(o) “Presumptive MACT determination” means an estimation of MACT, based on limited data gathered within a short time frame, that serves as a basis for a decision on how to develop an emission standard for a particular source category. Factors such as control technology costs, non-air quality health and environmental impacts, energy requirements, and benefits are not typically considered in the estimation.

At R.61-62.63, Subpart B, Section 63.41(q), preceding the numeral “10,” write out the word “ten” and add parentheses around the numeral “10” for number denotation consistency throughout the text of the regulation. Strike the first occurrence of the phrase “tons per year” and replace it with the previously established unit abbreviation “tpy” for consistency. Preceding the numeral “25,” write out the word “twenty-five” and add parentheses around the numeral “25” for number denotation consistency throughout the text of the regulation. Strike the second occurrence of the phrase “tons per year” and replace it with the previously established unit abbreviation “tpy” for consistency. Pluralize the second occurrence of the abbreviation “HAP” for clarity and grammatical correctness throughout the regulation to read:

(q) “Reconstruct a major source” means the replacement of components at an existing process or production unit that in and of itself emits or has the potential to emit ten (10) tpy of any HAP or twenty-five (25) tpy of any combination of HAPs, whenever:

At R.61-62.63, Subpart B, Section 63.41(q)(1), preceding the numeral “50,” write out the word “fifty” and add parentheses around the numeral “50” for number denotation consistency throughout the text of the regulation to read:

(1) The fixed capital cost of the new components exceeds fifty (50) percent of the fixed capital cost that would be required to construct a comparable process or production unit; and

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At R.61-62.63, Subpart B, Section 63.41(q)(2), strike the phrase “maximum achievable control technology” and replace it with the previously established abbreviation “MACT” for consistency throughout the text of the regulation to read:

(2) It is technically and economically feasible for the reconstructed major source to meet the applicable MACT emission limitation for new sources established under this subpart.

At R.61-62.63, Subpart B, Section 63.42, Introductory Text, make the word “section” uppercase and the abbreviation “HAP” plural for consistency and grammatical correctness to read:

Prohibition:

After the effective date of Section 112(g)(2)(B) in the State, no person may begin actual construction or reconstruction of a major source of HAPs in the State unless:

At R.61-62.63, Subpart B, Section 63.42(a), capitalize each instance of the word “section,” add a serial comma after the reference “Section 112(h),” strike the word “Part” from both instances of the reference “40 CFR Part 63,” and capitalize the word “subpart” for formatting consistency, citation consistency, and grammatical correctness to read:

(a) The major source in question has been specifically regulated or exempted from regulation under a standard issued pursuant to Section 112(d), Section 112(h), or Section 112(j) in 40 CFR 63, and the owner or operator has fully complied with all procedures and requirements for preconstruction review established by that standard, including any applicable requirements set forth in 40 CFR 63, Subpart A; or

At R.61-62.63, Subpart B, Section 63.42(b), strike the phrase “maximum achievable control technology” and replace it with the previously established abbreviation “MACT” for consistency throughout the text of the regulation to read:

(b) The Department has made a final and effective case-by-case determination pursuant to the provisions of Regulation 61-62.63, Section 63.43, such that emissions from the constructed or reconstructed major source will be controlled to a level no less stringent than the MACT emission limitation for new sources.

At R.61-62.63, Subpart B, Section 63.43, Title, strike the period at the end of the section title and replace it with a bolded period for consistency to read:

Section 63.43 – Maximum Achievable Control Technology (MACT) Determinations for Constructed and Reconstructed Major Sources.

At R.61-62.63, Subpart B, Section 63.43(a), pluralize the abbreviation “HAP,” strike the phrase “maximum achievable control technology,” and replace it with the previously established abbreviation “MACT” for consistency throughout the text of the regulation to read:

(a) Applicability:

The requirements of this section apply to an owner or operator who constructs or reconstructs a major source of HAPs subject to a case-by-case determination of MACT pursuant to Regulation 61-62.63, Section 63.42.

At R.61-62.63, Subpart B, Section 63.43(c)(2), strike the word “Part” in the citation “40 CFR Part 63” and capitalize the word “subpart” for citation consistency throughout the text of the regulation to read:

(2) The MACT emission limitation and requirements established shall be effective as required by paragraph (j) of this section, consistent with the principles established in paragraph (d) of this section, and supported by the information listed in paragraph (e) of this section. The owner or operator shall comply with the requirements in paragraphs (k) and (l) of this section, and with all applicable requirements in 40 CFR 63, Subpart A.

At R.61-62.63, Subpart B, Section 63.43(d)(2), pluralize the abbreviation “HAP” for grammatical correctness and consistency within the text of the regulation to read:

(2) Based upon available information, as defined in this subpart, the MACT emission limitation and control technology (including any requirements under paragraph (d)(3) of this section) recommended by the applicant and approved by the Department shall achieve the maximum degree of reduction in emissions of HAPs which can be achieved by utilizing those control technologies that can be identified from the available information, taking into consideration the costs of achieving such emission reduction and any non-air quality health and environmental impacts and energy requirements associated with the emission reduction.

At R.61-62.63, Subpart B, Section 63.43(d)(3), capitalize the word “section” for citation consistency throughout the text of the regulation to read:

(3) The applicant may recommend a specific design, equipment, work practice, or operational standard, or a combination thereof, and the Department may approve such a standard if the Department specifically determines that it is not feasible to prescribe or enforce an emission limitation under the criteria set forth in Section 112(h)(2) of the Act.

At R.61-62.63, Subpart B, Section 63.43(d)(4), capitalize each instance of the word “section” for citation consistency throughout the text of the regulation to read:

(4) If the Administrator has either proposed a relevant emission standard pursuant to Section 112(d) or Section 112(h) of the Act or adopted a presumptive MACT determination for the source category which includes the constructed or reconstructed major source, then the MACT requirements applied to the constructed or reconstructed major source shall have considered those MACT emission limitations and requirements of the proposed standard or presumptive MACT determination.

At R.61-62.63, Subpart B, Section 63.43(e)(2)(ix), strike the term “tons per year” and replace it with the previously established unit abbreviation “tpy” for consistency throughout the text of the regulation to read:

(ix) The controlled emissions for the constructed or reconstructed major source in tpy at expected and maximum utilization of capacity, to the extent this information is needed by the Department to determine MACT;

At R.61-62.63, Subpart B, Section 63.43(e)(2)(xiii), strike the word “Part” and capitalize the word “subpart” for citation consistency throughout the text of the regulation to read:

(xiii) Any other relevant information required pursuant to 40 CFR 63, Subpart A.

At R.61-62.63, Subpart B, Section 63.43(f)(1), preceding the numeral “45,” write out the word “forty-five” and add parentheses around the numeral “45” for number denotation consistency throughout the text of the regulation to read:

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(1) The Department will notify the owner or operator in writing, within forty-five (45) days from the date the application is first received, as to whether the application for a MACT determination is complete or whether additional information is required.

At R.61-62.63, Subpart B, Section 63.43(f)(2), preceding the numeral “30,” write out the word “thirty” and add parentheses around the numeral “30” for number denotation consistency throughout the text of the regulation to read:

(2) The Department will initially approve the recommended MACT emission limitation and other terms set forth in the application, or the Department will notify the owner or operator in writing of its intent to disapprove the application, within thirty (30) calendar days after the owner or operator is notified in writing that the application is complete.

At R.61-62.63, Subpart B, Section 63.43(f)(3), preceding the numeral “60,” write out the word “sixty” and add parentheses around the numeral “60” for number denotation consistency throughout the text of the regulation to read:

(3) The owner or operator may present, in writing, within sixty (60) calendar days after receipt of notice of the Department’s intent to disapprove the application, additional information or arguments pertaining to, or amendments to, the application for consideration by the Department before it decides whether to finally disapprove the application.

At R.61-62.63, Subpart B, Section 63.43(f)(4), preceding the numeral “90,” write out the word “ninety” and add parentheses around the numeral “90,” and preceding the numeral “30,” write out the word “thirty” and add parentheses around the numeral “30” for number denotation consistency throughout the text of the regulation to read:

(4) The Department will either initially approve or issue a final disapproval of the application within ninety (90) days after it notifies the owner or operator of an intent to disapprove or within thirty (30) days after the date additional information is received from the owner or operator, whichever is earlier.

At R.61-62.63, Subpart B, Section 63.43(g)(1), pluralize the abbreviation “HAP” for grammatical correctness and consistency within the text of the regulation to read:

(1) The Notice of MACT Approval will contain a MACT emission limitation (or a MACT work practice standard if the Department determines it is not feasible to prescribe or enforce an emission standard) to control the emissions of HAPs. The MACT emission limitation or standard will be determined by the Department and will conform to the principles set forth in paragraph (d) of this section.

At R.61-62.63, Subpart B, Section 63.43(g)(2), add a serial comma after the word “reporting” for punctuational consistency within the text of the regulation to read:

(2) The Notice of MACT Approval will specify any notification, operation and maintenance, performance testing, monitoring, reporting, and record keeping requirements. The Notice of MACT Approval will include:

At R.61-62.63, Subpart B, Section 63.43(g)(2)(i), add a serial comma after the phrase “operational limits” for punctuational consistency within the text of the regulation to read:

(i) In addition to the MACT emission limitation or MACT work practice standard established under this subpart, additional emission limits, production limits, operational limits, or other terms and conditions necessary to ensure federal enforceability of the MACT emission limitation;

At R.61-62.63, Subpart B, Section 63.43(g)(2)(ii), add a serial comma after the word “reporting” for punctuational consistency within the text of the regulation to read:

(ii) Compliance certifications, testing, monitoring, reporting, and record keeping requirements that are consistent with the requirements of Regulation 61-62.70.6(c);

At R.61-62.63, Subpart B, Section 63.43(g)(2)(iii), capitalize the word “section” for consistency within the text of the regulation to read:

(iii) In accordance with Section 114(a)(3) of the Act, requirements for monitoring capable of demonstrating continuous compliance during the applicable reporting period. Such monitoring data shall be of sufficient quality to be used as a basis for enforcing all applicable requirements established under this subpart, including emission limitations;

At R.61-62.63, Subpart B, Section 63.43(g)(2)(iv), strike the word “Part” in the reference “40 CFR Part 63” and capitalize the word “subpart” for citation consistency throughout the text of the regulation to read:

(iv) A statement requiring the owner or operator to comply with all applicable requirements contained in 40 CFR 63, Subpart A;

At R.61-62.63, Subpart B, Section 63.43(g)(4), preceding the numeral “18,” write out the word “eighteen” and add parentheses around the numeral “18,” and preceding the numeral “12,” write out the word “twelve” and add parentheses around the numeral “12” for number denotation consistency throughout the text of the regulation to read:

(4) The Notice of MACT Approval shall expire if construction or reconstruction has not commenced within eighteen (18) months of issuance, unless the Department has granted an extension which shall not exceed an additional twelve (12) months.

At R.61-62.63, Subpart B, Section 63.43(h)(2), preceding the numeral “30,” write out the word “thirty” and add parentheses around the numeral “30” for number denotation consistency throughout the text of the regulation to read:

(2) At the discretion of the Department, the Notice of MACT Approval setting forth the initial decision to approve the application may become final automatically at the end of the comment period if no adverse comments are received. If adverse comments are received, the Department will make any necessary revisions in its analysis and decide whether to finally approve the application within thirty (30) days after the end of the comment period.

At R.61-62.63, Subpart B, Section 63.43(l)(1), add a comma after the phrase “but not limited to” and strike the comma after the phrase “MACT work practice standard” for punctuational correctness and clarity to read:

(1) An owner or operator of a constructed or reconstructed major source that is subject to a MACT determination shall comply with all requirements in the final Notice of MACT Approval, including but not limited to, any MACT emission limitation or MACT work practice standard and any notification, operation and maintenance, performance testing, monitoring, reporting, and recordkeeping requirements.

At R.61-62.63, Subpart B, Section 63.43(l)(2), capitalize both instances of the word “section” for citation consistency throughout the text of the regulation to read:

(2) An owner or operator of a constructed or reconstructed major source which has obtained a MACT determination shall be deemed to be in compliance with Section 112(g)(2)(B) of the Act only to the extent that the constructed or reconstructed major source is in compliance with all requirements set forth in the final

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Notice of MACT Approval. Any violation of such requirements by the owner of operator shall be deemed by the Department and by EPA to be a violation of the prohibition on construction or reconstruction in Section 112(g)(2)(B) for whatever period the owner or operator is determined to be in violation of such requirements, and shall subject the owner or operator to appropriate enforcement action under the Act.

At R.61-62.63, Subpart B, Section 63.43(m), preceding the numeral “60,” write out the word “sixty” and add parentheses around the numeral “60” for number denotation consistency throughout the text of the regulation; strike the words “data base” and replace them with the compound word “database” for consistency throughout the text of the regulation to read:

(m) Reporting to the Administrator. Within sixty (60) days of the issuance of a final Notice of MACT Approval, the Department will provide a copy of such notice to the Administrator, and will provide a summary in a compatible electronic format for inclusion in the MACT database.

At R.61-62.63, Subpart B, Section 63.44(a), capitalize each lowercase instance of the word “section” for consistency throughout the text of the regulation to read:

(a) If the Administrator promulgates an emission standard under Section 112(d) or Section 112(h) of the Act or the Department issues a determination under Section 112(j) of the Act that is applicable to a stationary source or group of sources which would be deemed to be a constructed or reconstructed major source under this subpart before the date that the owner or operator has obtained a final and legally effective MACT determination under any of the review options available pursuant to Regulation 61-62.63, Section 63.43, the owner or operator of the source(s) shall comply with the promulgated standard or determination rather than any MACT determination under Section 112(g) by the Department, and the owner or operator shall comply with the promulgated standard by the compliance date in the promulgated standard.

At R.61-62.63, Subpart B, Section 63.44(b), capitalize each lowercase instance of the word “section” and each lowercase word “part” in the phrase “part 70 permit” for consistency throughout the text of the regulation. Strike both instances of the word “part” in the reference “40 CFR part 70 or part 71” for citation consistency throughout the text of the regulation to read:

(b) If the Administrator promulgates an emission standard under Section 112(d) or Section 112(h) of the Act or the Department makes a determination under Section 112(j) of the Act that is applicable to a stationary source or group of sources which was deemed to be a constructed or reconstructed major source under this subpart and has been subject to a prior case-by-case MACT determination pursuant to Regulation 61-62.63, Section 63.43, and the owner or operator obtained a final and legally effective case-by-case MACT determination prior to the promulgation date of such emission standard, then the Department will (if the initial Part 70 permit has not yet been issued) issue an initial operating permit which incorporates the emission standard or determination, or will (if the initial Part 70 permit has been issued) revise the operating permit according to the reopening procedures in Regulation 61-62.70, or 40 CFR 70 or 71, whichever is relevant, to incorporate the emission standard or determination.

At R.61-62.63, Subpart B, Section 63.44(b)(1), capitalize each lowercase instance of the word “section” for consistency throughout the text of the regulation; following the word “eight,” add the numeral “8” in parenthesis for number denotation consistency throughout the text of the regulation; and capitalize the word “part” in the phrase “part 70 operating permit” for consistency throughout the text of the regulation to read:

(1) The EPA may include in the emission standard established under Section 112(d) or Section 112(h) of the Act a specific compliance date for those sources which have obtained a final and legally effective MACT determination under this subpart and which have submitted the information required by Regulation 61-62.63, Section 63.43, to the Department before the close of the public comment period for the standard established

under Section 112(d) of the Act. Such date shall assure that the owner or operator shall comply with the promulgated standard as expeditiously as practicable, but not longer than eight (8) years after such standard is promulgated. In that event, the Department shall incorporate the applicable compliance date in the Part 70 operating permit.

At R.61-62.63, Subpart B, Section 63.44(b)(2), capitalize the word “Standard” in the citation “112 (h) standard,” capitalize each lowercase instance of the word “section” for consistency throughout the text of the regulation; following the word “eight,” add the numeral “8” in parenthesis for number denotation consistency throughout the text of the regulation to read:

(2) If no compliance date has been established in the promulgated 112(d) or 112(h) Standard or Section 112(j) determination, for those sources which have obtained a final and legally effective MACT determination under this subpart, then the Department shall establish a compliance date in the permit that assures that the owner or operator shall comply with the promulgated standard or determination as expeditiously as practicable, but not longer than eight (8) years after such standard is promulgated or a Section 112(j) determination is made.

At R.61-62.63, Subpart B, Section 63.44(c), capitalize each lowercase instance of the word “section” for consistency throughout the text of the regulation; add a space in the citation “Section 112(j)of” to correct a typographical error; and capitalize the word “part” in the phrase “part 70 operating permit” for consistency throughout the text of the regulation to read:

(c) Notwithstanding the requirements of paragraphs (a) and (b) of this section, if the Administrator promulgates an emission standard under Section 112(d) or Section 112(h) of the Act or the Department issues a determination under Section 112(j) of the Act that is applicable to a stationary source or group of sources which was deemed to be a constructed or reconstructed major source under this subpart and which is the subject of a prior case-by-case MACT determination pursuant to Regulation 61-62.63, Section 63.43 of this subpart, and the level of control required by the emission standard issued under Section 112(d) or Section 112(h) or the determination issued under Section 112(j) of the Act is less stringent than the level of control required by any emission limitation or standard in the prior MACT determination, the Department is not required to incorporate any less stringent terms of the promulgated standard in the Part 70 operating permit applicable to such source(s) and may in its discretion consider any more stringent provisions of the prior MACT determination to be applicable legal requirements when issuing or revising such an operating permit.

At R.61-62.63, Subpart B, Section 63.44, Note, strike the phrase “United States Environmental Protection Agency (USEPA)” and replace it with the previously established abbreviation “EPA;” strike the phrase “hazardous air pollutants” and replace it with the previously established abbreviation “HAPs;” strike the unnecessary abbreviation “US” from the abbreviation “USEPA” in both instances in order to utilize the previously established abbreviation for clarity and consistency; and capitalize the lowercase word “section” in two instances for consistency throughout the text of the regulation to read:

Note: Section 112 of the Clean Air Act as amended in 1990 requires the EPA to issue emission standards for all major sources of the listed HAPs. These rules are generally known as “maximum achievable control technology” (MACT) standards. On June 26, 1995 [60 FR 32913], the EPA granted full approval to the State of South Carolina under Section 112(l)(5) and 40 CFR 63.91 of the State’s program for receiving delegation of Section 112 standards that are unchanged from Federal rules as promulgated. These rules are incorporated by reference by the Department and the tables are periodically revised as Federal MACT standards are amended or promulgated. The word “Administrator” as used in these MACT standards shall mean the Department of Health and Environmental Control with the exception of the sections within these subparts that may not be delegated by the EPA.

At R.61-62.63, Subpart B, Section 63.50, Title, add the previously omitted hyphen between the section citation and title and add a period at the end of the title for consistency to read:

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Section 63.50 – Applicability.

At R.61-62.63, Subpart B, Section 63.50(a), Title, remove italics per regulation drafting guidelines to read:

(a) General applicability.

At R.61-62.63, Subpart B, Section 63.50(a)(1), strike each instance of the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors. In three instances, capitalize the word “section” which is part of a citation for consistency; in two instances, make the word “State” lowercase for consistency; and capitalize the word “title” in the citation “Title V” for consistency to read:

(1) The requirements of this section through Section 63.56 implement Section 112(j) of the Clean Air Act (as amended in 1990). The requirements of this section through Section 63.56 apply in each state beginning on the effective date of an approved Title V permit program in such state. The requirements of this section through Section 63.56 do not apply to research or laboratory activities as defined in Section 63.51.

At R.61-62.63, Subpart B, Section 63.50(a)(2), strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors to read:

(2) The requirements of this section through Section 63.56 apply to:

At R.61-62.63, Subpart B, Section 63.50(a)(2)(i), capitalize the word “title” in three instances of the name “title V” for consistency; capitalize two instances of the word “section” in a citation for consistency; make the word “State” lowercase for consistency; and add a serial comma after the word “local” for consistency and punctuational correctness to read:

(i) The owner or operator of affected sources within a source category or subcategory under this part that are located at a major source that is subject to an approved Title V permit program and for which the Administrator has failed to promulgate emission standards by the Section 112(j) deadlines. If Title V applicability has been deferred for a source category, then Section 112(j) is not applicable for sources in that category within that state, local, or tribal jurisdiction until those sources become subject to Title V permitting requirements; and

At R.61-62.63, Subpart B, Section 63.50(a)(2)(ii), capitalize the word “title” in name “title V” for consistency throughout the text of the regulation to read:

(ii) Permitting authorities with an approved Title V permit program.

At R.61-62.63, Subpart B, Section 63.50(b), make the word “State” lowercase in three instances for consistency; and strike each instance of the pluralized section symbol (§§) and replace it with the word “Sections” to avoid future software conversion errors to read:

(b) Relationship to state and local requirements. Nothing in Sections 63.50 through 63.56 shall prevent a state or local regulatory agency from imposing more stringent requirements, as a matter of state or local law, than those contained in Sections 63.50 through 63.56.

At R.61-62.63, Subpart B, Section 63.50(c), strike the pluralized section symbol (§§) and replace it with the word “Sections” to avoid future software conversion errors; capitalize the word “section” in each instance of the citations “section 112(j)” and “section 112(d)” for consistency; and make each instance of the capitalized word “Federal” lowercase for consistency to read:

(c) The procedures in Sections 63.50 through 63.56 apply for each affected source only after the Section 112(j) deadline for the source category or subcategory in question has passed, and only until such time as a generally applicable federal standard governing that source has been promulgated under Section 112(d) or 112(h) of the Act. Once a generally applicable federal standard governing that source has been promulgated, the owner or operator of the affected source and the permitting authority are not required to take any further actions to develop an equivalent emission limitation under Section 112(j) of the Act.

At R.61-62.63, Subpart B, Section 63.50(d), strike each instance of the pluralized section symbol (§§) and replace it with the word “Sections” to avoid future software conversion errors; make each instance of the capitalized word “Federal” lowercase for consistency; capitalize the word “section” in each instance of the citations “section 112(d),” “section 112(j),” and “section 112(j)(5)” for consistency; and strike the section symbol (§) and replace it with the word “Section” for consistency to read:

(d) Any final equivalent emission limitation for an affected source which is issued by the permitting authority pursuant to Sections 63.50 through 63.56 prior to promulgation of a generally applicable federal standard governing that source under Section 112(d) or 112(h) of the Act shall be deemed an applicable federal requirement adopted pursuant to Section 112(j) of the Act. Each such equivalent emission limitation shall take effect upon issuance of the permit containing that limitation under Section 112(j)(5) of the Act, and shall remain applicable to the source until such time as it may be revised or supplanted pursuant to the procedures established by Sections 63.50 through 63.56. Such a final equivalent emission limitation, and all associated requirements adopted pursuant to Section 63.52(f)(2), are directly enforceable under federal law regardless of whether or not any permit in which they may be contained remains in effect.

At R.61-62.63, Subpart B, Section 63.51, Title, add the previously omitted hyphen between the section citation and title and add a period at the end of the title for consistency to read:

Section 63.51 – Definitions.

At R.61-62.63, Subpart B, Section 63.51, Introductory Text, strike each instance of the pluralized section symbol (§§) and replace it with the word “Sections” to avoid future software conversion errors; and capitalize the word “subpart” for consistency to read:

Terms used in Sections 63.50 through 63.56 that are not defined in this section have the meaning given to them in the Act, or in Subpart A of this part.

At R.61-62.63, Subpart B, Section 63.51(a), capitalize each instance of the word “section” in the citations “section 112(c)” and “section 112(j)” for consistency throughout the text of the regulation to read:

(a) “Affected source” means the collection of equipment, activities, or both within a single contiguous area and under common control that is in a Section 112(c) source category or subcategory for which the Administrator has failed to promulgate an emission standard by the Section 112(j) deadline, and that is addressed by an applicable MACT emission limitation established pursuant to this subpart.

At R.61-62.63, Subpart B, Section 63.51(b), make the word “State” lowercase for consistency; capitalize the word “section” in the citation “section 112(j)” for consistency; and add the proper citation “(b)” in two instances in the citation “paragraph (1) through (5)” for citation consistency throughout the text of the regulation to read:

(b) “Available information” means, for purposes of conducting a MACT floor finding and identifying control technology options under this subpart, any information that is available as of the date on which the first Part 2 MACT application is filed for a source in the relevant source category or subcategory in the state or jurisdiction; and, pursuant to the requirements of this subpart, is additional relevant information that can be

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expeditiously provided by the Administrator, is submitted by the applicant or others prior to or during the public comment period on the Section 112(j) equivalent emission limitation for that source, or information contained in the information sources in paragraphs (b)(1) through (b)(5) of this definition.

At R.61-62.63, Subpart B, Section 63.51(b)(1), strike the semicolon at the end of the paragraph and replace it with a period for consistency to read:

- (1) A relevant proposed regulation, including all supporting information.

At R.61-62.63, Subpart B, Section 63.51(b)(3), add a serial comma after the word “information” for punctuational correctness to read:

- (3) Any relevant regulation, information, or guidance collected by the Administrator establishing a MACT floor finding and/or MACT determination.

At R.61-62.63, Subpart B, Section 63.51(b)(4), capitalize the word “section” in the citation “section 112(l)(3)” for consistency throughout the text of the regulation to read:

- (4) Relevant data and information available from the Clean Air Technology Center developed pursuant to Section 112(l)(3) of the Act.

At R.61-62.63, Subpart B, Section 63.51(b)(6), strike the comma and the succeeding word “and” and replace with a period for list consistency to read:

- (6) Any additional information that can be expeditiously provided by the Administrator.

At R.61-62.63, Subpart B, Section 63.51(c), strike the phrase “hazardous air pollutants” and replace it with the previously established abbreviation “HAPs” for consistency to read:

(c) “Control technology” means measures, processes, methods, systems, or techniques to limit the emission of HAPs including, but not limited to, measures which:

At R.61-62.63, Subpart B, Section 63.51(c)(1), strike the comma after the word “quantity” and the comma after the word “emissions” and add a serial comma after the word “materials” for punctuational correctness to read:

- (1) Reduce the quantity or eliminate emissions of such pollutants through process changes, substitution of materials, or other modifications;

At R.61-62.63, Subpart B, Section 63.51(c)(3), add a serial comma after the word “storage” for punctuational correctness to read:

- (3) Collect, capture, or treat such pollutants when released from a process, stack, storage, or fugitive emissions point;

At R.61-62.63, Subpart B, Section 63.51(c)(5), add the citation “(c)” in two instances in the citation “paragraphs (1) through (4)” for proper citation and consistency to read:

- (5) Are a combination of paragraphs (c)(1) through (c)(4) of this definition.

At R.61-62.63, Subpart B, Section 63.51(d), capitalize the word “title” for consistency to read:

(d) “Enhanced review” means a review process containing all administrative steps needed to ensure that the terms and conditions resulting from the review process can be incorporated using Title V permitting procedures.

At R.61-62.63, Subpart B, Section 63.51(e), capitalize the word “section” in both instances and add the clarifying citation “Section 112” before the citation “(h)” for proper citation to read:

(e) “Equivalent emission limitation” means an emission limitation, established under Section 112(j) of the Act, which is equivalent to the MACT standard that EPA would have promulgated under Section 112(d) or Section 112 (h) of the Act.

At R.61-62.63, Subpart B, Section 63.51(f), strike the phrase “hazardous air pollutants” and replace it with the previously established abbreviation “HAPs” for consistency to read:

(f) “Maximum achievable control technology (MACT) emission limitation for existing sources” means the emission limitation reflecting the maximum degree of reduction in emissions of HAPs (including a prohibition on such emissions, where achievable) that the Administrator, taking into consideration the cost of achieving such emission reductions, and any non-air quality health and environmental impacts and energy requirements, determines is achievable by sources in the category or subcategory to which such emission standard applies. This limitation shall not be less stringent than the MACT floor.

At R.61-62.63, Subpart B, Section 63.51(g), strike the phrase “hazardous air pollutants” and replace it with the previously established abbreviation “HAPs” for consistency to read:

(g) “Maximum achievable control technology (MACT) emission limitation for new sources” means the emission limitation which is not less stringent than the emission limitation achieved in practice by the best controlled similar source, and which reflects the maximum degree of reduction in emissions of HAPs (including a prohibition on such emissions, where achievable) that the Administrator, taking into consideration the cost of achieving such emission reduction, and any non-air quality health and environmental impacts and energy requirements, determines is achievable by sources in the category or subcategory to which such emission standard applies.

At R.61-62.63, Subpart B, Section 63.51(h)(1)(i), preceding the numerals “12,” “18,” and “30,” write out the words “twelve,” “eighteen,” and “thirty” and add parentheses around the numbers “12,” “18,” and “30,” respectively, for number denotation consistency throughout the text of the regulation. Strike the phrase “lowest achievable emission rate” and replace it with the previously established abbreviation “LAER,” and capitalize the word “section” in the reference “Section 171” for consistency throughout the text of the regulation to read:

(i) The average emission limitation achieved by the best performing twelve (12) percent of the existing sources in the United States (for which the Administrator has emissions information), excluding those sources that have, within eighteen (18) months before the emission standard is proposed or within thirty (30) months before such standard is promulgated, whichever is later, first achieved a level of emission rate or emission reduction which complies, or would comply if the source is not subject to such standard, with the LAER (as defined in Section 171 of the Act) applicable to the source category and prevailing at the time, in the category or subcategory, for categories and subcategories of stationary sources with thirty (30) or more sources; or

At R.61-62.63, Subpart B, Section 63.51(h)(1)(ii), following the word “five,” add the numeral “5” in parenthesis; preceding the numeral “30,” write out the word “thirty” and add parenthesis around the numeral “30” for number denotation consistency throughout the text of the regulation to read:

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(ii) The average emission limitation achieved by the best performing five (5) sources (for which the Administrator has or could reasonably obtain emissions information) in the category or subcategory, for categories or subcategories with fewer than thirty (30) sources;

At R.61-62.63, Subpart B, Section 63.51(i), capitalize the word “section” in the citation “section 112(j)” for citation consistency and strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors to read:

(i) “New affected source” means the collection of equipment, activities, or both, that if constructed after the issuance of a Section 112(j) permit for the source pursuant to Section 63.52, is subject to the applicable MACT emission limitation for new sources. Each permit must define the term “new affected source,” which will be the same as the “affected source” unless a different collection is warranted based on consideration of factors including:

At R.61-62.63, Subpart B, Section 63.51(i)(6), replace the abbreviation “e.g.,” which stands for the phrase “for example” with the text and comma “for example,” in order to avoid confusion and provide clarity to read:

(6) Feasibility and cost of controlling processes that share common equipment (for example, product recovery devices);

At R.61-62.63, Subpart B, Section 63.51(j), capitalize the word “part” in the citation “part 70” for consistency to read:

(j) “Permitting authority” means the permitting authority as defined in Part 70 of this chapter.

At R.61-62.63, Subpart B, Section 63.51(k), capitalize the word “section” in the citation “section 112(c)(7)” for consistency to read:

(k) “Research or laboratory activities” means activities whose primary purpose is to conduct research and development into new processes and products where such activities are operated under the close supervision of technically trained personnel and are not engaged in the manufacture of products for commercial sale in commerce, except in a de minimis manner; and where the source is not in a source category, specifically addressing research or laboratory activities, that is listed pursuant to Section 112(c)(7) of the Act.

At R.61-62.63, Subpart B, Section 63.51(l), preceding the numeral “18,” write out the word “eighteen” and add parentheses around the numeral “18” for number denotation consistency throughout the text of the regulation; capitalize the word “section” in the citation “section 112(j)” for consistency to read:

(l) “Section 112(j) deadline” means the date eighteen (18) months after the date for which a relevant standard is scheduled to be promulgated under this part, except that for all major sources listed in the source category schedule for which a relevant standard is scheduled to be promulgated by November 15, 1994, the Section 112(j) deadline is November 15, 1996, and for all major sources listed in the source category schedule for which a relevant standard is scheduled to be promulgated by November 15, 1997, the Section 112(j) deadline is December 15, 1999.

At R.61-62.63, Subpart B, Section 63.51(m), add a serial comma after the phrase “type of emissions” for punctuational correctness. Strike the phrase “hazardous air pollutants” and replace it with the previously established abbreviation “HAPs” for consistency throughout the text of the regulation. Add a hard return between the first and second sentences to correct the codification outlining error by adding the codification “(n)” before the second sentence. Reformat the phrase “*Source category schedule for standards*” to remove italics for consistency with regulation drafting guidelines. Capitalize the word “section” in the reference “section 112(e)” to read:

(m) “Similar source” means that equipment or collection of equipment that, by virtue of its structure, operability, type of emissions, and volume and concentration of emissions, is substantially equivalent to the new affected source and employs control technology for control of emissions of HAPs that is practical for use on the new affected source.

(n) “Source category schedule for standards” means the schedule for promulgating MACT standards issued pursuant to Section 112(e) of the Act.

At R.61-62.63, Subpart B, Section 63.52, Title, add a hyphen between the section reference and title name; capitalize the words “process,” “new,” “existing,” “affected,” and “sources”; and add a period at the end of the title for consistency to read:

Section 63.52 – Approval Process for New and Existing Affected Sources.

At R.61-62.63, Subpart B, Section 63.52(a), reformat the phrase “*Sources subject to section 112(j) as of the section 112(j) deadline.*” to remove italics for consistency with regulation drafting guidelines. Capitalize the word “section” in each instance of the reference “section 112(j),” add the citation “(a)” in the citation “paragraphs (a)(1) and (2),” and capitalize the word “title” in the phrase “title V” for consistency to read:

(a) Sources subject to Section 112(j) as of the Section 112(j) deadline. The requirements of paragraphs (a)(1) and (a)(2) of this section apply to major sources that include, as of the Section 112(j) deadline, one or more sources in a category or subcategory for which the Administrator has failed to promulgate an emission standard under this part on or before an applicable Section 112(j) deadline. Existing source MACT requirements (including relevant compliance deadlines), as specified in a Title V permit issued to the source pursuant to the requirements of the subpart, must apply to such sources.

At R.61-62.63, Subpart B, Section 63.52(a)(1), capitalize the word “title” in each instance of the phrase “title V” for consistency, strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors, and capitalize the word “section” in each instance of the reference “section 112(j)” to read:

(1) The owner or operator must submit an application for a Title V permit or for a revision to an existing Title V permit or a pending Title V permit meeting the requirements of Section 63.53(a) by the Section 112(j) deadline if the owner or operator can reasonably determine that one or more sources at the major source belong in the category or subcategory subject to Section 112(j).

At R.61-62.63, Subpart B, Section 63.52(a)(2), capitalize the word “title” in each instance of the phrase “title V” for consistency, strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors, and preceding the numeral “30,” write out the word “thirty” and add parentheses around the numeral “30” for number denotation consistency throughout the text of the regulation to read:

(2) If an application was not submitted under paragraph (a)(1) of this section and if notified by the permitting authority, the owner or operator must submit an application for a Title V permit or for a revision to an existing Title V permit or a pending Title V permit meeting the requirements of Section 63.53(a) within thirty (30) days after being notified in writing by the permitting authority that one or more sources at the major source belong to such category or subcategory. Permitting authorities are not required to make such notification.

At R.61-62.63, Subpart B, Section 63.52(a)(3), add the citation “(a)(3)” in the citation “paragraphs (a)(3)(i) through (ii)” for citation consistency, capitalize the word “title” in each instance of the phrase “title V” for consistency, capitalize the word “section” in each Clean Air Act citation for consistency to read:

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(3) The requirements in paragraphs (a)(3)(i) through (a)(3)(ii) of this section apply when the owner or operator has obtained a Title V permit that incorporates a case-by-case MACT determination by the permitting authority under Section 112(g) or has submitted a Title V permit application for a revision that incorporates a case-by-case MACT determination under Section 112(g), but has not submitted an application for a Title V permit revision that addresses the emission limitation requirements of Section 112(j).

At R.61-62.63, Subpart B, Section 63.52(a)(3)(i), capitalize the word “title” in each instance of the phrase “title V” for consistency; capitalize the word “section” in each Clean Air Act citation for consistency; strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors; preceding the numeral “30” in each instance, write out the word “thirty” and add parentheses around the numeral “30” for number denotation consistency throughout the text of the regulation to read:

(i) When the owner or operator has a Title V permit that incorporates a case-by-case MACT determination by the permitting authority under Section 112(g), the owner or operator must submit an application meeting the requirements of Section 63.53(a) for a Title V permit revision within thirty (30) days of the Section 112(j) deadline or within thirty (30) days of being notified in writing by the permitting authority that one or more sources at the major source belong in such category or subcategory. Using the procedures established in paragraph (e) of this section, the permitting authority must determine whether the emission limitations adopted pursuant to the prior case-by-case MACT determination under Section 112(g) are substantially as effective as the emission limitations which the permitting authority would otherwise adopt pursuant to Section 112(j) for the source in question. If the permitting authority determines that the emission limitations previously adopted to effectuate Section 112(g) are substantially as effective as the emission limitations which the permitting authority would otherwise adopt to effectuate Section 112(j) for the source, then the permitting authority must retain the existing emission limitations in the permit as the emission limitations to effectuate Section 112(j). The Title V permit applicable to that source must be revised accordingly. If the permitting authority does not retain the existing emission limitations in the permit as the emission limitations to effectuate Section 112(j), the MACT requirements of this subpart are satisfied upon issuance of a revised Title V permit incorporating any additional Section 112(j) requirements.

At R.61-62.63, Subpart B, Section 63.52(a)(3)(ii), capitalize the word “title” in each instance of the phrase “title V” for consistency; capitalize the word “section” in each Clean Air Act citation for consistency; preceding the numeral “30” in each instance, write out the word “thirty” and add parentheses around the numeral “30” for number denotation consistency throughout the text of the regulation; and strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors to read:

(ii) When the owner or operator has submitted a Title V permit application that incorporates a case-by-case MACT determination by the permitting authority under Section 112(g), but has not received the permit incorporating the Section 112(g) requirements, the owner or operator must continue to pursue a Title V permit that addresses the emission limitation requirements of Section 112(g). Within thirty (30) days of issuance of that Title V permit, the owner or operator must submit an application meeting the requirements of Section 63.53(a) for a change to the existing Title V permit. Using the procedures established in paragraph (e) of this section, the permitting authority must determine whether the emission limitations adopted pursuant to the prior case-by-case MACT determination under Section 112(g) are substantially as effective as the emission limitations which the permitting authority would otherwise adopt pursuant to Section 112(j) for the source in question. If the permitting authority determines that the emission limitations previously adopted to effectuate Section 112(g) are substantially as effective as the emission limitations which the permitting authority would otherwise adopt to effectuate Section 112(j) for the source, then the permitting authority must retain the existing emission limitations in the permit as the emission limitations to effectuate Section 112(j). The Title V permit applicable to that source must be revised accordingly. If the permitting authority does not retain the existing emission limitations in the permit as the emission limitations to effectuate Section 112(j), the MACT requirements of this subpart are satisfied upon issuance of a revised Title V permit incorporating any additional Section 112(j) requirements.

At R.61-62.63, Subpart B, Section 63.52(b), reformat the phrase “*Sources that become subject to section 112(j) after the section 112(j) deadline and that do not have a title V permit addressing section 112(j) requirements.*” to remove italics for consistency with regulation drafting guidelines. Capitalize the word “section” in each Clean Air Act citation for consistency; capitalize the word “title” in each instance of the phrase “title V” for consistency; and add the citation “(b)” in the citation “paragraphs (b)(1) through (4)” for citation consistency to read:

(b) Sources that become subject to Section 112(j) after the Section 112(j) deadline and that do not have a Title V permit addressing Section 112(j) requirements. The requirements of paragraphs (b)(1) through (b)(4) of this section apply to sources that do not meet the criteria in paragraph (a) of this section on the Section 112(j) deadline and are, therefore, not subject to Section 112(j) on that date, but where events occur subsequent to the Section 112(j) deadline that would bring the source under the requirements of this subpart, and the source does not have a Title V permit that addresses the requirements of Section 112(j).

At R.61-62.63, Subpart B, Section 63.52(b)(1), following the word “one,” add the numeral “1” in parenthesis for number denotation consistency throughout the text of the regulation; capitalize the word “section” in the citation “section 112(g)” for citation consistency; strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors; preceding the numeral “30,” write out the word “thirty” and add parentheses around the numeral “30” for number denotation consistency throughout the text of the regulation; and capitalize the word “title” in each instance of the phrase “title V” for consistency to read:

(1) When one (1) or more sources in a category or subcategory subject to the requirements of this subpart are installed at a major source, or result in the source becoming a major source due to the installation, and the installation does not invoke Section 112(g) requirements, the owner or operator must submit an application meeting the requirements of Section 63.53(a) within thirty (30) days of startup of the source. This application shall be reviewed using the procedures established in paragraph (e) of this section. Existing source MACT requirements (including relevant compliance deadlines), as specified in a Title V permit issued pursuant to the requirements of this subpart, shall apply to such sources.

At R.61-62.63, Subpart B, Section 63.52(b)(2), capitalize the word “section” in each Clean Air Act citation for consistency; capitalize the word “title” in each instance of the phrase “title V” for consistency; preceding the numeral “30,” write out the word “thirty” and add parentheses around the numeral “30” for number denotation consistency throughout the text of the regulation; and strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors to read:

(2) The requirements in this paragraph apply when one or more sources in a category or subcategory subject to this subpart are installed at a major source, or result in the source becoming a major source due to the installation, and the installation does require emission limitations to be established and permitted under Section 112(g), and the owner or operator has not submitted an application for a Title V permit revision that addresses the emission limitation requirements of Section 112(j). In this case, the owner or operator must apply for and obtain a Title V permit that addresses the emission limitation requirements of Section 112(g). Within thirty (30) days of issuance of that Title V permit, the owner or operator must submit an application meeting the requirements of Section 63.53(a) for a revision to the existing Title V permit. Using the procedures established in paragraph (e) of this section, the permitting authority must determine whether the emission limitations adopted pursuant to the prior case-by-case MACT determination under Section 112(g) are substantially as effective as the emission limitations which the permitting authority would otherwise adopt pursuant to Section 112(j) for the source in question. If the permitting authority determines that the emission limitations previously adopted to effectuate Section 112(g) are substantially as effective as the emission limitations which the permitting authority would otherwise adopt to effectuate Section 112(j) for the source, then the permitting authority must retain the existing emission limitations in the permit as the emission

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limitations to effectuate Section 112(j). The Title V permit applicable to that source must be revised accordingly. If the permitting authority does not retain the existing emission limitations in the permit as the emission limitations to effectuate Section 112(j), the MACT requirements of this subpart are satisfied upon issuance of a revised Title V permit incorporating any additional Section 112(j) requirements.

At R.61-62.63, Subpart B, Section 63.52(b)(3), strike the phrase “hazardous air pollutants” and replace it with the previously established abbreviation “HAPs” for consistency; strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors; capitalize the word “title” in each instance of the phrase “title V” for consistency; and preceding the numeral “30,” write out the word “thirty” and add parentheses around the numeral “30” for number denotation consistency throughout the text of the regulation to read:

(3) The owner or operator of an area source that, due to a relaxation in any federally enforceable emission limitation (such as a restriction on hours of operation), increases its potential to emit HAPs such that the source becomes a major source that is subject to this subpart, must submit an application meeting the requirements of Section 63.53(a) for a Title V permit or for an application for a Title V permit revision within thirty (30) days after the date that such source becomes a major source. This application must be reviewed using the procedures established in paragraph (e) of this section. Existing source MACT requirements (including relevant compliance deadlines), as specified in a Title V permit issued pursuant to the requirements of this subpart, must apply to such sources.

At R.61-62.63, Subpart B, Section 63.52(b)(4), capitalize the word “section” in each Clean Air Act citation for consistency; strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors; capitalize the word “title” in each instance of the phrase “title V” for consistency; and preceding the numeral “6,” write out the word “six” and add parentheses around the numeral “6” for number denotation consistency throughout the text of the regulation to read:

(4) On or after April 5, 2002, if the Administrator establishes a lesser quantity emission rate under Section 112(a)(1) of the Act that results in an area source becoming a major source that is subject to this subpart, then the owner or operator of such a major source must submit an application meeting the requirements of Section 63.53(a) for a Title V permit or for a change to an existing Title V permit or pending Title V permit on or before the date six (6) months after the date that such source becomes a major source. Existing source MACT requirements (including relevant compliance deadlines), as specified in a Title V permit issued pursuant to the requirements of this subpart, shall apply to such sources.

At R.61-62.63, Subpart B, Section 63.52(c), reformat the phrase “*Sources that have a title V permit addressing section 112(j) requirements.*” to remove italics for consistency with regulation drafting guidelines; capitalize the word “title” in each instance of the phrase “title V” for consistency; capitalize the word “section” in each Clean Air Act citation for consistency; and add the citation “(c)” in the citation “paragraphs (c)(1) and (2)” for citation consistency to read:

(c) Sources that have a Title V permit addressing Section 112(j) requirements. The requirements of paragraphs (c)(1) and (c)(2) of this section apply to major sources that include one or more sources in a category or subcategory for which the Administrator fails to promulgate an emission standard under this part on or before an applicable Section 112(j) deadline, and the owner or operator has a permit meeting the Section 112(j) requirements, and where changes occur at the major source to equipment, activities, or both, subsequent to the Section 112(j) deadline.

At R.61-62.63, Subpart B, Section 63.52(c)(1), capitalize the word “title” in each instance of the phrase “title V” for consistency; and capitalize the word “section” in each Clean Air Act citation for consistency to read:

(1) If the Title V permit already provides the appropriate requirements that address the events that occur under paragraph (c) of this section subsequent to the Section 112(j) deadline, then the source must comply with the applicable new source MACT or existing source MACT requirements as specified in the permit, and the Section 112(j) requirements are thus satisfied.

At R.61-62.63, Subpart B, Section 63.52(c)(2), capitalize the word “title” in each instance of the phrase “title V” for consistency; capitalize the word “section” in each Clean Air Act citation for consistency; strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors; and preceding the numeral “30,” write out the word “thirty” and add parentheses around the numeral “30” for number denotation consistency throughout the text of the regulation to read:

(2) If the Title V permit does not contain the appropriate requirements that address the events that occur under paragraph (c) of this section subsequent to the Section 112(j) deadline, then the owner or operator must submit an application for a revision to the existing Title V permit that meets the requirements of Section 63.53(a). The application must be submitted within thirty (30) days of beginning construction and must be reviewed using the procedures established in paragraph (e) of this section. Existing source MACT requirements (including relevant compliance deadlines), as specified in a Title V permit issued pursuant to the requirements of this subpart, shall apply to such sources.

At R.61-62.63, Subpart B, Section 63.52(d), reformat the phrase “*Requests for applicability determination or notice of MACT approval.*” to remove italics for consistency with regulation drafting guidelines to read:

(d) Requests for applicability determination or notice of MACT approval.

At R.61-62.63, Subpart B, Section 63.52(d)(1), capitalize the word “section” in the citation “section 112(j)” for citation consistency; and strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors to read:

(1) An owner or operator who is unsure of whether one or more sources at a major source belong in a category or subcategory for which the Administrator has failed to promulgate an emission standard under this part may, on or before an applicable Section 112(j) deadline, request an applicability determination from the permitting authority by submitting an application meeting the requirements of Section 63.53(a) by the applicable deadlines specified in paragraphs (a), (b), or (c) of this section.

At R.61-62.63, Subpart B, Section 63.52(d)(2), strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors to read:

(2) In addition to meeting the requirements of paragraphs (a), (b), and (c) of this section, the owner or operator of a new affected source may submit an application for a Notice of MACT Approval before construction, pursuant to Section 63.54.

At R.61-62.63, Subpart B, Section 63.52(e), reformat the phrase “*Permit application review.*” to remove italics for consistency with regulation drafting guidelines to read:

(e) Permit application review.

At R.61-62.63, Subpart B, Section 63.52(e)(1), strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors; capitalize the word “section” in each Clean Air Act citation for consistency; strike the sections symbol (§§) and replace it with the word “Sections” in order to avoid future software conversion errors; preceding the numeral “60,” write out the word “sixty” and add parentheses around the numeral “60” for number denotation consistency throughout the text of the regulation; and capitalize the word “title” in each instance of the phrase “title V” for consistency to read:

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(1) Each owner or operator who is required to submit to the permitting authority a Part 1 MACT application which meets the requirements of Section 63.53(a) for one or more sources in a category or subcategory subject to Section 112(j) must also submit to the permitting authority a timely Part 2 MACT application for the same sources which meets the requirements of Section 63.53(b). Each owner or operator shall submit the Part 2 MACT application for the sources in a particular category or subcategory no later than the applicable date specified in Table 1 to this subpart. The submission date specified in Table 1 to this subpart for Miscellaneous Organic Chemical Manufacturing shall apply to sources in each of the source categories listed in Table 2 to this subpart. When the owner or operator is required by Sections 63.50 through 63.56 to submit an application meeting the requirements of Section 63.53(a) by a date which is after the date for a Part 2 MACT application for sources in the category or subcategory in question established by Table 1 to this subpart, the owner or operator shall submit a Part 2 MACT application meeting the requirements of Section 63.53(b) within sixty (60) additional days after the applicable deadline for submission of the Part 1 MACT application. Part 2 MACT applications must be reviewed by the permitting authority according to procedures established in Section 63.55. The resulting MACT determination must be incorporated into the source's Title V permit according to procedures established under Title V, and any other regulations approved under Title V in the jurisdiction in which the affected source is located.

At R.61-62.63, Subpart B, Section 63.52(e)(2), add the citation “(e)(2)” in the citation “paragraphs (e)(2)(i) and (ii)” for citation consistency to read:

(2) Notwithstanding paragraph (e)(1) of this section, the owner or operator may request either an applicability determination or an equivalency determination by the permitting authority as provided in paragraphs (e)(2)(i) and (e)(2)(ii) of this section.

At R.61-62.63, Subpart B, Section 63.52(e)(2)(i), preceding the numeral “60,” write out the word “sixty” and add parentheses around the numeral “60” for number denotation consistency throughout the text of the regulation; capitalize the word “section” in the citation “Section 112(d)” for consistency; and strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors to read:

(i) Each owner or operator who submitted a request for an applicability determination pursuant to paragraph (d)(1) of this section on or before May 15, 2002, which remains pending before the permitting authority on May 30, 2003, and who still wishes to obtain such a determination, must resubmit that request by July 29, 2003, or by the date which is sixty (60) days after the Administrator publishes in the Federal Register a proposed standard under Section 112(d) or 112(h) of the Act for the category or subcategory in question, whichever is later. Each request for an applicability determination which is resubmitted under this paragraph (e)(2)(i) must be supplemented to discuss the relation between the source(s) in question and the applicability provision in the proposed standard for the category or subcategory in question, and to explain why there may still be uncertainties that require a determination of applicability. The permitting authority must take action upon each properly resubmitted and supplemented request for an applicability determination within an additional sixty (60) days after the applicable deadline for the resubmitted request. If the applicability determination is positive, the owner or operator must submit a Part 2 MACT application meeting the requirements of Section 63.53(b) by the date specified for the category or subcategory in question in Table 1 to this subpart. If the applicability determination is negative, then no further action by the owner or operator is necessary.

At R.61-62.63, Subpart B, Section 63.52(e)(2)(ii), strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors; capitalize the word “section” in each Clean Air Act citation for consistency; make each instance of the word “State” lowercase for consistency; preceding the numeral “3,” write out the word “three” and add parentheses around the numeral “3” for number denotation consistency throughout the text of the regulation; and capitalize the word “title” in each instance of the phrase “title V” for consistency to read:

(ii) As specified in paragraphs (a) and (b) of this section, an owner or operator who has submitted an application meeting the requirements of Section 63.53(a) may request a determination by the permitting authority of whether emission limitations adopted pursuant to a prior case-by-case MACT determination under Section 112(g) that apply to one or more sources at a major source in a relevant category or subcategory are substantially as effective as the emission limitations which the permitting authority would otherwise adopt pursuant to Section 112(j) for the source in question. Such a request must be submitted by the date for the category or subcategory in question specified in Table 1 to this subpart. Any owner or operator who previously submitted such a request under a prior version of this paragraph (e)(2)(ii) need not resubmit the request. Each request for an equivalency determination under this paragraph (e)(2)(ii), regardless of when it was submitted, will be construed in the alternative as a complete application for an equivalent emission limitation under Section 112(j). The process for determination by the permitting authority of whether the emission limitations in the prior case-by-case MACT determination are substantially as effective as the emission limitations which the permitting authority would otherwise adopt under Section 112(j) must include the opportunity for full public, EPA, and affected state review prior to a final determination. If the permitting authority determines that the emission limitations in the prior case-by-case MACT determination are substantially as effective as the emission limitations which the permitting authority would otherwise adopt under Section 112(j), then the permitting authority must adopt the existing emission limitations in the permit as the emission limitations to effectuate Section 112(j) for the source in question. If more than three (3) years remain on the current Title V permit, the owner or operator must submit an application for a Title V permit revision to make any conforming changes in the permit required to adopt the existing emission limitations as the Section 112(j) MACT emission limitations. If less than three (3) years remain on the current Title V permit, any required conforming changes must be made when the permit is renewed. If the permitting authority determines that the emission limitations in the prior case-by-case MACT determination under Section 112(g) are not substantially as effective as the emission limitations which the permitting authority would otherwise adopt for the source in question under Section 112(j), the permitting authority must make a new MACT determination and adopt a Title V permit incorporating an appropriate equivalent emission limitation under Section 112(j). Such a determination constitutes final action for purposes of judicial review under 40 CFR 70.4(b)(3)(x) and corresponding state Title V program provisions.

At R.61-62.63, Subpart B, Section 63.52(e)(3), preceding the numeral “60,” write out the word “sixty” and add parentheses around the numeral “60” for number denotation consistency throughout the text of the regulation; capitalize the word “title” in each instance of the phrase “title V” for consistency; capitalize the word “section” in each Clean Air Act citation for consistency; and preceding the numeral “6,” write out the word “six” and add parentheses around the numeral “6” for number denotation consistency throughout the text of the regulation to read:

(3) Within sixty (60) days of submittal of the Part 2 MACT application, the permitting authority must notify the owner or operator in writing whether the application is complete or incomplete. The Part 2 MACT application shall be deemed complete on the date it was submitted unless the permitting authority notifies the owner or operator in writing within sixty (60) days of the submittal that the Part 2 MACT application is incomplete. A Part 2 MACT application is complete if it is sufficient to begin processing the application for a Title V permit addressing Section 112(j) requirements. In the event that the permitting authority disapproves a permit application or determines that the application is incomplete, the owner or operator must revise and resubmit the application to meet the objections of the permitting authority. The permitting authority must specify a reasonable period in which the owner or operator is required to remedy the deficiencies in the disapproved or incomplete application. This period may not exceed six (6) months from the date the owner or operator is first notified that the application has been disapproved or is incomplete.

At R.61-62.63, Subpart B, Section 63.52(e)(5), capitalize the word “title” in each instance of the phrase “title V” for consistency; and capitalize the word “section” in each Clean Air Act citation for consistency to read:

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(5) If the owner or operator has submitted a timely and complete application as required by this section, any failure to have a Title V permit addressing Section 112(j) requirements shall not be a violation of Section 112(j), unless the delay in final action is due to the failure of the applicant to submit, in a timely manner, information required or requested to process the application. Once a complete application is submitted, the owner or operator shall not be in violation of the requirement to have a Title V permit addressing Section 112(j) requirements.

At R.61-62.63, Subpart B, Section 63.52(f), reformat the phrase “*Permit content.*” to remove italics for consistency with regulation drafting guidelines; capitalize the word “title” in each instance of the phrase “title V” for consistency; and capitalize the word “subpart” in the citation “subpart D” and the word “Section” in the citation “Section 112(i)(5)(a)” for citation consistency to read:

(f) Permit content. The Title V permit must contain an equivalent emission limitation (or limitations) for the relevant category or subcategory determined on a case-by-case basis by the permitting authority, or, if the applicable criteria in Subpart D of this part are met, the Title V permit may contain an alternative emission limitation. For the purposes of the preceding sentence, early reductions made pursuant to Section 112(i)(5)(A) of the Act must be achieved not later than the date on which the relevant standard should have been promulgated according to the source category schedule for standards.

At R.61-62.63, Subpart B, Section 63.52(f)(1), capitalize the word “title” in each instance of the phrase “title V” for consistency; strike the phrase “hazardous air pollutants” and replace it with the previously established abbreviation “HAPs”; and capitalize the word “Section” in the citation “Section 112(j)” for citation consistency to read:

(1) The Title V permit must contain an emission standard or emission limitation that is equivalent to existing source MACT and an emission standard or emission limitation that is equivalent to new source MACT for control of emissions of HAPs. The MACT emission standards or limitations must be determined by the permitting authority and must be based on the degree of emission reductions that can be achieved if the control technologies or work practices are installed, maintained, and operated properly. The permit must also specify the affected source and the new affected source. If construction of a new affected source or reconstruction of an affected source commences after a Title V permit meeting the requirements of Section 112(j) has been issued for the source, the new source MACT compliance dates must apply.

At R.61-62.63, Subpart B, Section 63.52(f)(2), capitalize the word “title” in each instance of the phrase “title V” for consistency; capitalize the word “subpart” in the citation “subpart A” for citation consistency; and add the citation “(f)(2)” in the citation “paragraphs (f)(2)(i) through (iii)” for citation consistency to read:

(2) The Title V permit must specify any notification, operation and maintenance, performance testing, monitoring, and reporting and recordkeeping requirements. In developing the Title V permit, the permitting authority must consider and specify the appropriate provisions of Subpart A of this part. The Title V permit must also include the information in paragraphs (f)(2)(i) through (f)(2)(iii) of this section.

At R.61-62.63, Subpart B, Section 63.52(f)(2)(i), add a serial comma after the phrase “operational limits” for punctuational correctness to read:

(i) In addition to the MACT emission limitation required by paragraph (f)(1) of this section, additional emission limits, production limits, operational limits, or other terms and conditions necessary to ensure practicable enforceability of the MACT emission limitation.

At R.61-62.63, Subpart B, Section 63.52(f)(2)(ii), add a serial comma after the word “reporting” for punctuational correctness and capitalize the word “title” in the phrase “title V” for consistency to read:

(ii) Compliance certifications, testing, monitoring, reporting, and recordkeeping requirements that are consistent with requirements established pursuant to Title V and paragraph (h) of this section.

At R.61-62.63, Subpart B, Section 63.52(f)(2)(iii)(A), capitalize the word “title” in each instance of the phrase “title V” for consistency; preceding the numeral “3,” write out the word “three” and add parentheses around the numeral “3” for number denotation consistency throughout the text of the regulation; capitalize the word “section” in each Clean Air Act citation for consistency; and capitalize the word “subpart” in the citation “subpart D” for citation consistency to read:

(A) The owner or operator of an affected source subject to the requirements of this subpart must comply with the emission limitation(s) by the date established in the source’s Title V permit. In no case shall such compliance date be later than three (3) years after the issuance of the permit for that source, except where the permitting authority issues a permit that grants an additional year to comply in accordance with Section 112(i)(3)(B) of the Act, or unless otherwise specified in Section 112(i), or in Subpart D of this part.

At R.61-62.63, Subpart B, Section 63.52(f)(2)(iii)(B), capitalize the word “title” in each instance of the phrase “title V” for consistency; and capitalize the word “section” in the citation “section 112(j)” for citation consistency to read:

(B) The owner or operator of a new affected source, as defined in the Title V permit meeting the requirements of Section 112(j), that is subject to the requirements of this subpart must comply with a new source MACT level of control immediately upon startup of the new affected source.

At R.61-62.63, Subpart B, Section 63.52(g), reformat the phrase “*Permit issuance dates.*” to remove italics for consistency with regulation drafting guidelines; capitalize the word “title” in the phrase “title V” for consistency; capitalize the word “section” in the citation “section 112(j)” for citation consistency; preceding the numeral “18,” write out the word “eighteen” and add parentheses around the numeral “18” for number denotation consistency throughout the text of the regulation to read:

(g) Permit issuance dates. The permitting authority must issue a Title V permit meeting Section 112(j) requirements within eighteen (18) months after submittal of the complete Part 2 MACT application.

At R.61-62.63, Subpart B, Section 63.52(h), reformat the phrase “*Enhanced monitoring.*” to remove italics for consistency with regulation drafting guidelines; and capitalize the word “section” in the citation “section 114(a)(3)” for citation consistency to read:

(h) Enhanced monitoring. In accordance with Section 114(a)(3) of the Act, monitoring shall be capable of demonstrating continuous compliance for each compliance period during the applicable reporting period. Such monitoring data shall be of sufficient quality to be used as a basis for directly enforcing all applicable requirements established under this subpart, including emission limitations.

At R.61-62.63, Subpart B, Section 63.52(i), reformat the phrase “*MACT emission limitations.*” to remove italics for consistency with regulation drafting guidelines to read:

(i) MACT emission limitations.

At R.61-62.63, Subpart B, Section 63.53, Title, add a hyphen between the section reference and title name; capitalize the words “content,” “case-by-case,” and “determinations”; and add a period at the end of the title for consistency to read:

Section 63.53 – Application Content for Case-by-Case MACT Determinations.

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At R.61-62.63, Subpart B, Section 63.53(a), reformat the phrase “*Part 1 MACT application.*” to remove italics for consistency with regulation drafting guidelines; add the citation “(a)” in the citation “paragraphs (a)(1) through (4)” for citation consistency to read:

(a) Part 1 MACT application. The Part 1 application for a MACT determination must contain the information in paragraphs (a)(1) through (a)(4) of this section.

At R.61-62.63, Subpart B, Section 63.53(a)(4), capitalize the word “section” in the citation “section 112(g)” for citation consistency to read:

(4) An identification of any affected sources for which a Section 112(g) MACT determination has been made.

At R.61-62.63, Subpart B, Section 63.53(b), reformat the phrase “*Part 2 MACT application.*” to remove italics for consistency with regulation drafting guidelines to read:

(b) Part 2 MACT application.

At R.61-62.63, Subpart B, Section 63.53(b)(1), capitalize the word “section” in the citation “section 112(d)” for citation consistency to read:

(1) In compiling a Part 2 MACT application, the owner or operator may cross-reference specific information in any prior submission by the owner or operator to the permitting authority, but in cross-referencing such information the owner or operator may not presume favorable action on any prior application or request which is still pending. In compiling a Part 2 MACT application, the owner or operator may also cross-reference any part of a standard proposed by the Administrator pursuant to Section 112(d) or 112(h) of the Act for any category or subcategory which includes sources to which the Part 2 application applies.

At R.61-62.63, Subpart B, Section 63.53(b)(2)(ii), strike each instance of the phrase “hazardous air pollutants” and replace it with the previously established abbreviation “HAPs”; and capitalize the word “section” in the citation “section 112(d)” for citation consistency to read:

(ii) Each emission point or group of emission points at the affected source which is part of a category or subcategory for which a Part 2 MACT application is required, and each of the HAPs emitted at those emission points. When the Administrator has proposed a standard pursuant to Section 112(d) or 112(h) of the Act for a category or subcategory, such information may be limited to those emission points and HAPs which would be subject to control under the proposed standard.

At R.61-62.63, Subpart B, Section 63.53(b)(2)(iii), make the words “federal” and “state” lowercase for consistency throughout the text of the regulation; and strike the phrase “hazardous air pollutants” and replace it with the previously established abbreviation “HAPs” to read:

(iii) Any existing federal, state, or local limitations or requirements governing emissions of HAPs from those emission points which are part of a category or subcategory for which a Part 2 application is required.

At R.61-62.63, Subpart B, Section 63.53(b)(3)(i), strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors to read:

(i) Recommended emission limitations for the affected source and support information consistent with Section 63.52(f). The owner or operator may recommend a specific design, equipment, work practice, or operational standard, or combination thereof, as an emission limitation.

At R.61-62.63, Subpart B, Section 63.54, Title, add a hyphen between the section reference and title name; capitalize the words “review,” “procedures,” “new,” “affected,” and “sources”; and add a period at the end of the title for consistency to read:

Section 63.54 – Preconstruction Review Procedures for New Affected Sources.

At R.61-62.63, Subpart B, Section 63.54, Introductory Text, strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors to read:

The requirements of this section apply to an owner or operator who constructs a new affected source subject to Section 63.52(c)(1). The purpose of this section is to describe alternative review processes that the permitting authority may use to make a MACT determination for the new affected source.

At R.61-62.63, Subpart B, Section 63.54(a), reformat the phrase “*Review process for new affected sources.*” to remove italics for consistency with regulation drafting guidelines to read:

(a) Review process for new affected sources.

At R.61-62.63, Subpart B, Section 63.54(a)(1), capitalize the word “title” in each instance of the phrase “title V” for consistency to read:

(1) If the permitting authority requires an owner or operator to obtain or revise a Title V permit before construction of the new affected source, or when the owner or operator chooses to obtain or revise a Title V permit before construction, the owner or operator must follow the procedures established under the applicable Title V permit program before construction of the new affected source.

At R.61-62.63, Subpart B, Section 63.54(a)(2), capitalize the word “title” in each instance of the phrase “title V” for consistency; capitalize the word “section” in each Clean Air Act citation for consistency; and add the citation “112” in the citation “section 112(j) and (g)” for citation consistency to read:

(2) If an owner or operator is not required to obtain or revise a Title V permit before construction of the new affected source (and has not elected to do so), but the new affected source is covered by any preconstruction or preoperation review requirements established pursuant to Section 112(g) of the Act, then the owner or operator must comply with those requirements in order to ensure that the requirements of Section 112(j) and 112(g) are satisfied. If the new affected source is not covered by Section 112(g), the permitting authority, in its discretion, may issue a Notice of MACT Approval, or the equivalent, in accordance with the procedures set forth in paragraphs (b) through (f) of this section, or an equivalent permit review process, before construction or operation of the new affected source.

At R.61-62.63, Subpart B, Section 63.54(a)(3), strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors; and capitalize the word “title” in each instance of the phrase “title V” for consistency to read:

(3) Regardless of the review process, the MACT determination shall be consistent with the principles established in Section 63.55. The application for a Notice of MACT Approval or a Title V permit, permit modification, or administrative amendment, whichever is applicable, shall include the documentation required by Section 63.53.

At R.61-62.63, Subpart B, Section 63.54(b), reformat the phrase “*Optional administrative procedures for preconstruction or preoperation review for new affected sources.*” to remove italics for consistency with regulation drafting guidelines; and capitalize the word “section” in the citation “section 112(j)” for citation consistency to read:

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(b) Optional administrative procedures for preconstruction or preoperation review for new affected sources. The permitting authority may provide for an enhanced review of Section 112(j) MACT determinations for review procedures and compliance requirements equivalent to those set forth in paragraphs (b) through (f) of this section.

At R.61-62.63, Subpart B, Section 63.54(b)(6), strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors to read:

(6) Approval of an applicant’s proposed control technology must be set forth in a Notice of MACT Approval (or the equivalent) as described in Section 63.52(f).

At R.61-62.63, Subpart B, Section 63.54(c), reformat the phrase “*Opportunity for public comment on Notice of MACT Approval.*” to remove italics for consistency with regulation drafting guidelines; strike the comma and the end of the item and replace it with a colon for punctuational correctness and consistency to read:

(c) Opportunity for public comment on Notice of MACT Approval. The permitting authority will provide opportunity for public comment on the preliminary Notice of MACT Approval prior to issuance, including, at a minimum:

At R.61-62.63, Subpart B, Section 63.54(c)(2), preceding the numeral “30,” write out the word “thirty” and add parentheses around the numeral “30” for number denotation consistency throughout the text of the regulation to read:

(2) A period for submittal of public comment of at least thirty (30) days; and

At R.61-62.63, Subpart B, Section 63.54(c)(3), strike section symbols (§) and replace them with the word “Section” in both instances in order to avoid future software conversion errors to read:

(3) A notice by prominent advertisement in the area affected of the location of the source information and analysis specified in Section 63.52(f). The form and content of the notice must be substantially equivalent to that found in Section 70.7 of this chapter.

At R.61-62.63, Subpart B, Section 63.54(c)(4), preceding the numeral “30,” write out the word “thirty” and add parentheses around the numeral “30” for number denotation consistency throughout the text of the regulation to read:

(4) An opportunity for a public hearing, if one is requested. The permitting authority will give at least thirty (30) days notice in advance of any hearing.

At R.61-62.63, Subpart B, Section 63.54(d), reformat the phrase “*Review by the EPA and affected States.*” to remove italics for consistency with regulation drafting guidelines; make the words “State” and “States” lowercase for consistency; and preceding the numeral “45,” write out the word “forty-five” and add parentheses around the numeral “45” for number denotation consistency throughout the text of the regulation to read:

(d) Review by the EPA and affected states. The permitting authority must send copies of the preliminary notice (in time for comment) and final notice required by paragraph (c) of this section to the Administrator through the appropriate Regional Office, and to all other state and local air pollution control agencies having jurisdiction in affected states. The permitting authority must provide EPA with a review period for the final notice of at least forty-five (45) days and shall not issue a final Notice of MACT Approval until EPA objections are satisfied.

At R.61-62.63, Subpart B, Section 63.54(e), reformat the phrase “*Compliance with MACT determinations.*” to remove italics for consistency with regulation drafting guidelines; strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors; capitalize the word “title” in the phrase “title V” for consistency; capitalize the word “subpart” in the citation “subpart A” for citation consistency to read:

(e) Compliance with MACT determinations. An owner or operator of a major source that is subject to a MACT determination must comply with notification, operation and maintenance, performance testing, monitoring, reporting, and recordkeeping requirements established under Section 63.52(h), under Title V, and at the discretion of the permitting authority, under Subpart A of this part. The permitting authority must provide the EPA with the opportunity to review compliance requirements for consistency with requirements established pursuant to Title V during the review period under paragraph (d) of this section.

At R.61-62.63, Subpart B, Section 63.54(f), reformat the phrase “*Equivalency under section 112(l).*” to remove italics for consistency with regulation drafting guidelines; capitalize the word “Section” in the citation “section 112(l)” for citation consistency; and capitalize the word “subpart” in the citation “subpart E” for citation consistency to read:

(f) Equivalency under Section 112(l). If a permitting authority requires preconstruction review for new source MACT determinations under this subpart, such requirement shall not necessitate a determination under Subpart E of this part.

At R.61-62.63, Subpart B, Section 63.55, Title, add a hyphen between the section reference and title name of the section; capitalize the words “achievable,” “control,” “technology,” “determinations,” “affected,” “sources,” “subject,” “case-by-case,” “determination,” “equivalent,” “emission,” and “limitations”; and add a period at the end of the title for consistency to read:

Section 63.55 – Maximum Achievable Control Technology (MACT) Determinations for Affected Sources Subject to Case-by-Case Determination of Equivalent Emission Limitations.

At R.61-62.63, Subpart B, Section 63.55(a), reformat the phrase “*Requirements for permitting authorities.*” to remove italics for consistency with regulation drafting guidelines; strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors; strike the phrase “hazardous air pollutant” and replace it with the previously established abbreviation “HAP”; capitalize the word “section” in the citation “section 112(d)” for citation consistency; and add the citation “112” in the citation “section 112(d) and (h)” for citation consistency to read:

(a) Requirements for permitting authorities. The permitting authority must determine whether the Section 63.53(a) Part 1 and Section 63.53(b) Part 2 MACT application is complete or an application for a Notice of MACT Approval is approvable. In either case, when the application is complete or approvable, the permitting authority must establish HAP emissions limitations equivalent to the limitations that would apply if an emission standard had been issued in a timely manner under Section 112(d) or 112(h) of the Act. The permitting authority must establish these emissions limitations consistent with the following requirements and principles:

At R.61-62.63, Subpart B, Section 63.55(a)(1), capitalize the word “section” in the citation “section 112(j)” for citation consistency to read:

(1) Emission limitations must be established for the equipment and activities within the affected sources within a source category or subcategory for which the Section 112(j) deadline has passed.

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At R.61-62.63, Subpart B, Section 63.55(a)(2), strike the phrase “hazardous air pollutants” and replace it with the previously established abbreviation “HAPs”; capitalize the word “section” in each Clean Air Act citation for consistency; and add the citation “112(d)(3)” in the citation “section 112(d)(3)(A) and 122(d)(3)(B)” for citation consistency to read:

(2) Each emission limitation for an existing affected source must reflect the maximum degree of reduction in emissions of HAPs (including a prohibition on such emissions, where achievable) that the permitting authority, taking into consideration the cost of achieving such emission reduction and any non-air quality health and environmental impacts and energy requirements, determines is achievable by affected sources in the category or subcategory for which the Section 112(j) deadline has passed. This limitation must not be less stringent than the MACT floor which must be established by the permitting authority according to the requirements of Section 112(d)(3)(A) and 112(d)(3)(B) and must be based upon available information.

At R.61-62.63, Subpart B, Section 63.55(a)(3), strike the phrase “hazardous air pollutants” and replace it with the previously established abbreviation “HAPs”; and capitalize the word “section” in the citation “section 112(d)(3)” for citation consistency to read:

(3) Each emission limitation for a new affected source must reflect the maximum degree of reduction in emissions of HAPs (including a prohibition on such emissions, where achievable) that the permitting authority, taking into consideration the cost of achieving such emission reduction and any non-air quality health and environmental impacts and energy requirements, determines is achievable. This limitation must not be less stringent than the emission limitation achieved in practice by the best controlled similar source which must be established by the permitting authority according to the requirements of Section 112(d)(3). This limitation must be based upon available information.

At R.61-62.63, Subpart B, Section 63.55(a)(4), strike the phrase “hazardous air pollutants” and replace it with the previously established abbreviation “HAPs”; and make the words “Federal” and “State” lowercase for consistency throughout the regulation to read:

(4) The permitting authority must select a specific design, equipment, work practice, or operational standard, or combination thereof, when it is not feasible to prescribe or enforce an equivalent emission limitation due to the nature of the process or pollutant. It is not feasible to prescribe or enforce a limitation when the Administrator determines that HAPs cannot be emitted through a conveyance designed and constructed to capture such pollutant, or that any requirement for, or use of, such a conveyance would be inconsistent with any federal, state, or local law, or the application of measurement methodology to a particular class of sources is not practicable due to technological and economic limitations.

At R.61-62.63, Subpart B, Section 63.55(a)(5), make the words “State” and “Federal” lowercase for consistency throughout the text of the regulation to read:

(5) Nothing in this subpart shall prevent a state or local permitting authority from establishing an emission limitation more stringent than required by federal regulations.

At R.61-62.63, Subpart B, Section 63.55(b), reformat the phrase “*Reporting to EPA.*” to remove italics for consistency with regulation drafting guidelines; and capitalize the word “title” in each instance of the phrase “title V” for consistency to read:

(b) Reporting to EPA. The owner or operator must submit additional copies of its Part 1 and Part 2 MACT application for a Title V permit, permit revision, or Notice of MACT Approval, whichever is applicable, to the EPA at the same time the material is submitted to the permitting authority.

At R.61-62.63, Subpart B, Section 63.56, Title, add a hyphen between the section reference and title name; capitalize the words “requirements,” “case-by-case,” “determination,” “equivalent,” “emission,” “limitations,” “after,” “promulgation,” “subsequent,” and “standard”; and add a period at the end of the title for consistency to read:

Section 63.56 – Requirements for Case-by-Case Determination of Equivalent Emission Limitations After Promulgation of Subsequent MACT Standard.

At R.61-62.63, Subpart B, Section 63.56(a), capitalize the word “title” in each instance of the phrase “title V” for consistency; and strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors to read:

(a) If the Administrator promulgates a relevant emission standard that is applicable to one or more affected sources within a major source before the date a permit application under this paragraph (a) is approved, the Title V permit must contain the promulgated standard rather than the emission limitation determined under Section 63.52, and the owner or operator must comply with the promulgated standard by the compliance date in the promulgated standard.

At R.61-62.63, Subpart B, Section 63.56(b), capitalize the word “section” in the citation “section 112(d)” for citation consistency; add the citation “112” in the citation “section 112(d) or (h)” for citation consistency; strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors; capitalize the word “title” in each instance of the phrase “title V” for consistency; preceding the numeral “8,” write out the word “eight” and add parentheses around the numeral “8” for number denotation consistency throughout the text of the regulation to read:

(b) If the Administrator promulgates a relevant emission standard under Section 112(d) or 112(h) of the Act that is applicable to a source after the date a permit is issued pursuant to Section 63.52 or Section 63.54, the permitting authority must incorporate requirements of that standard in the Title V permit upon its next renewal. The permitting authority must establish a compliance date in the revised permit that assures that the owner or operator must comply with the promulgated standard within a reasonable time, but not longer than eight (8) years after such standard is promulgated or eight (8) years after the date by which the owner or operator was first required to comply with the emission limitation established by the permit, whichever is earlier. However, in no event shall the period for compliance for existing sources be shorter than that provided for existing sources in the promulgated standard.

At R.61-62.63, Subpart B, Section 63.56(c), add the citation “(c)” in the citation “paragraphs (c)(1) and (2)” for citation consistency to read:

(c) Notwithstanding the requirements of paragraph (a) or (b) of this section, the requirements of paragraphs (c)(1) and (c)(2) of this section shall apply.

At R.61-62.63, Subpart B, Section 63.56(c)(1), capitalize the word “section” in the citation “section 112(d)” for citation consistency; add the citation “112” in the citation “section 112(d) or (h)” for citation consistency; and strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors to read:

(1) If the Administrator promulgates an emission standard under Section 112(d) or 112(h) that is applicable to an affected source after the date a permit application under this paragraph is approved under Section 63.52 or Section 63.54, the permitting authority is not required to change the emission limitation in the permit to reflect the promulgated standard if the permitting authority determines that the level of control required by the emission limitation in the permit is substantially as effective as that required by the promulgated standard pursuant to Section 63.1(e).

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At R.61-62.63, Subpart B, Section 63.56(c)(2), capitalize the word “section” in the citation “section 112(d)” for citation consistency; add the citation “112” in the citation “section 112(d) or (h)” for citation consistency; strike the section symbol (§) and replace it with the word “Section” in order to avoid future software conversion errors; capitalize the word “title” in each instance of the phrase “title V” for consistency to read:

(2) If the Administrator promulgates an emission standard under Section 112(d) or 112(h) of the Act that is applicable to an affected source after the date a permit application is approved under Section 63.52 or Section 63.54, and the level of control required by the promulgated standard is less stringent than the level of control required by any emission limitation in the prior MACT determination, the permitting authority is not required to incorporate any less stringent emission limitation of the promulgated standard in the Title V permit and may in its discretion consider any more stringent provisions of the MACT determination to be applicable legal requirements when issuing or revising such a Title V permit.

At R. 61-62.63, Table 1, (footnotes not included), add a period after the MACT standard title “Miscellaneous Organic Chemical” for table consistency; add a serial comma in the MACT standard title “Industrial Boilers, Institutional/Commercial Boilers and Process Heaters.”³ for punctuational correctness; and add a hard return after the title “Plywood and Composite Wood Products.” for consistency and readability to read:

TABLE 1 TO SUBPART B OF PART 63— SECTION 112(J) PART 2 APPLICATION DUE DATES	
Due date	MACT standard
10/30/03	Combustion Turbines. Lime Manufacturing. Site Remediation. Iron and Steel Foundries. Taconite Iron Ore Processing. Miscellaneous Organic Chemical Manufacturing (MON). ¹ Organic Liquids Distribution. Primary Magnesium Refining. Metal Can (Surface Coating). Plastic Parts and Products (Surface Coating). Chlorine Production. Miscellaneous Metal Parts and Products (Surface Coating) (and Asphalt/Coal Tar Application-Metal Pipes). ²
4/28/04	Industrial Boilers, Institutional/Commercial Boilers, and Process Heaters. ³ Plywood and Composite Wood Products. Reciprocating Internal Combustion Engines. ⁴ Auto and Light-Duty Truck (Surface Coating).
11/14/05	Industrial Boilers, Institutional/Commercial Boilers, and Process Heaters. ⁵ Hydrochloric Acid Production. ⁶

At R.61-62.63, Subpart C, in the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart C” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart C, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart C			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 61	June 18, 1996	[61 FR 30816]
Revision	Vol. 65	August 2, 2000	[65 FR 37342]
Revision	Vol. 69	November 29, 2004	[69 FR 69320]
Revision	Vol. 70	December 19, 2005	[70 FR 75047]

At R.61-62.63, Subpart D, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart D, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart D			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 57	December 29, 1992	[57 FR 61970]
Revision	Vol. 58	June 25, 1993	[58 FR 34369]
Revision	Vol. 58	October 27, 1993	[58 FR 57911]
Revision	Vol. 58	November 29, 1993	[58 FR 62539]
Revision	Vol. 59	October 21, 1994	[59 FR 53109]
Revision	Vol. 59	November 21, 1994	[59 FR 59921]

At R.61-62.63, Subpart E, in the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart E” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart E, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart E			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 69	February 17, 2004	[69 FR 7372]
Revision	Vol. 70	October 13, 2005	[70 FR 59848]
Revision	Vol. 72	May 16, 2007	[72 FR 27437]

At R.61-62.63, Subpart F, in the title, make the word “From” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart F – “National Emission Standards for Organic Hazardous Air Pollutants from the Synthetic Organic Chemical Manufacturing Industry”

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The provisions of 40 CFR Part 63 Subpart F, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart F			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 59	April 22, 1994	[59 FR 19454]
Revision	Vol. 59	September 20, 1994	[59 FR 48176]
Revision	Vol. 59	October 24, 1994	[59 FR 53360]
Revision	Vol. 59	October 28, 1994	[59 FR 54132]
Revision	Vol. 60	January 27, 1995	[60 FR 5321]
Revision	Vol. 60	April 10, 1995	[60 FR 18023]
Revision	Vol. 60	April 10, 1995	[60 FR 18028]
Revision	Vol. 60	December 12, 1995	[60 FR 63626]
Revision	Vol. 61	February 29, 1996	[61 FR 7718]
Revision	Vol. 61	June 20, 1996	[61 FR 31439]
Revision	Vol. 61	December 5, 1996	[61 FR 64574]
Revision	Vol. 62	January 17, 1997	[62 FR 2729]
Revision	Vol. 63	May 12, 1998	[63 FR 26081]
Revision	Vol. 64	April 26, 1999	[64 FR 20191]
Revision	Vol. 65	May 8, 2000	[65 FR 26491]
Revision	Vol. 66	January 22, 2001	[66 FR 6922]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 71	December 21, 2006	[71 FR 76603]

At **R.61-62.63, Subpart G**, in the title, make the word “From” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart G” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart G – “National Emission Standards for Organic Hazardous Air Pollutants from the Synthetic Organic Chemical Manufacturing Industry for Process Vents, Storage Vessels, Transfer Operations, and Wastewater”

The provisions of 40 CFR Part 63 Subpart G, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart G			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 59	April 22, 1994	[59 FR 19468]
Revision	Vol. 59	June 6, 1994	[59 FR 29201]
Revision	Vol. 59	October 24, 1994	[59 FR 53360]
Revision	Vol. 60	January 27, 1995	[60 FR 5321]
Revision	Vol. 60	April 10, 1995	[60 FR 18024]
Revision	Vol. 60	April 10, 1995	[60 FR 18029]
Revision	Vol. 60	December 12, 1995	[60 FR 63626]

40 CFR Part 63 Subpart G			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 61	February 29, 1996	[61 FR 7718]
Revision	Vol. 61	December 5, 1996	[61 FR 64575]
Revision	Vol. 62	January 17, 1997	[62 FR 2742]
Revision	Vol. 63	December 9, 1998	[63 FR 67792]
Revision	Vol. 64	April 26, 1999	[64 FR 20191]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 65	December 14, 2000	[65 FR 78268]
Revision	Vol. 66	January 22, 2001	[66 FR 6922]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 69	December 23, 2004	[69 FR 76859]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 71	December 21, 2006	[71 FR 76603]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]

At R.61-62.63, Subpart H, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart H, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart H			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 59	April 22, 1994	[59 FR 19568]
Revision	Vol. 59	September 20, 1994	[59 FR 48176]
Revision	Vol. 59	October 24, 1994	[59 FR 53360]
Revision	Vol. 60	January 27, 1995	[60 FR 5321]
Revision	Vol. 60	April 10, 1995	[60 FR 18024]
Revision	Vol. 60	April 10, 1995	[60 FR 18029]
Revision	Vol. 60	December 12, 1995	[60 FR 63631]
Revision	Vol. 61	June 20, 1996	[61 FR 31439]
Revision	Vol. 62	January 17, 1997	[62 FR 2788]
Revision	Vol. 64	April 26, 1999	[64 FR 20198]
Revision	Vol. 65	December 14, 2000	[65 FR 78268]
Revision	Vol. 66	January 22, 2001	[66 FR 6922]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]

At R.61-62.63, Subpart I, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

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The provisions of 40 CFR Part 63 Subpart I, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart I			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 59	April 22, 1994	[59 FR 19587]
Revision	Vol. 59	September 20, 1994	[59 FR 48178]
Revision	Vol. 59	October 24, 1994	[59 FR 53360]
Revision	Vol. 59	October 28, 1994	[59 FR 54132]
Revision	Vol. 60	January 27, 1995	[60 FR 5321]
Revision	Vol. 60	April 10, 1995	[60 FR 18025]
Revision	Vol. 60	April 10, 1995	[60 FR 18030]
Revision	Vol. 61	February 29, 1996	[61 FR 7718]
Revision	Vol. 61	June 20, 1996	[61 FR 31441]
Revision	Vol. 62	January 17, 1997	[62 FR 2792]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]

At **R.61-62.63, Subpart J**, in the introductory text, strike the word “Title” and the comma after “63” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart J, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart J			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 67	July 10, 2002	[67 FR 45866]

At **R.61-62.63, Subpart L**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart L, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart L			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 58	October 27, 1993	[58 FR 57911]
Revision	Vol. 59	January 13, 1994	[59 FR 1992]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 70	April 15, 2005	[70 FR 19992]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At R.61-62.63, Subpart M, in the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart M” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart M, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart M			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 58	September 22, 1993	[58 FR 49376]
Revision	Vol. 58	December 20, 1993	[58 FR 66289]
Revision	Vol. 61	June 3, 1996	[61 FR 27788]
Revision	Vol. 61	June 11, 1996	[61 FR 29485]
Revision	Vol. 61	September 19, 1996	[61 FR 49265]
Revision	Vol. 64	December 14, 1999	[64 FR 69637]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 70	December 19, 2005	[70 FR 75320]
Revision	Vol. 71	July 27, 2006	[71 FR 42724]
Revision	Vol. 71	September 21, 2006	[71 FR 55280]
Revision	Vol. 73	April 1, 2008	[73 FR 17252]
Revision	Vol. 73	July 11, 2008	[73 FR 39871]

At R.61-62.63, Subpart N, in the title, make the word “From” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart N” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart N – “National Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks”

The provisions of 40 CFR Part 63 Subpart N, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart N			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 60	January 25, 1995	[60 FR 4963]
Revision	Vol. 60	May 24, 1995	[60 FR 27598]
Revision	Vol. 60	June 27, 1995	[60 FR 33122]
Revision	Vol. 61	June 3, 1996	[61 FR 27787]
Revision	Vol. 62	January 30, 1997	[62 FR 4465]
Revision	Vol. 62	August 11, 1997	[62 FR 42920]
Revision	Vol. 64	December 14, 1999	[64 FR 69637]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 69	July 19, 2004	[69 FR 42885]
Revision	Vol. 70	December 19, 2005	[70 FR 75320]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

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At R.61-62.63, Subpart O, in the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart O” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart O, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart O			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 59	December 6, 1994	[59 FR 62589]
Revision	Vol. 61	June 3, 1996	[61 FR 27788]
Revision	Vol. 62	December 9, 1997	[62 FR 64736]
Revision	Vol. 63	December 4, 1998	[63 FR 66994]
Revision	Vol. 64	December 14, 1999	[64 FR 69637]
Revision	Vol. 66	November 2, 2001	[66 FR 55577]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 70	December 19, 2005	[70 FR 75320]

At R.61-62.63, Subpart Q, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart Q, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart Q			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 59	September 8, 1994	[59 FR 46350]
Revision	Vol. 63	July 23, 1998	[63 FR 39519]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 69	April 9, 2004	[69 FR 18801]
Revision	Vol. 71	April 7, 2006	[71 FR 17729]

At R.61-62.63, Subpart R, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart R, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart R			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 59	December 14, 1994	[59 FR 64318]
Revision	Vol. 60	February 8, 1995	[60 FR 7627]

40 CFR Part 63 Subpart R			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 60	June 26, 1995	[60 FR 32913]
Revision	Vol. 60	August 18, 1995	[60 FR 43260]
Revision	Vol. 60	December 8, 1995	[60 FR 62992]
Revision	Vol. 61	February 29, 1996	[61 FR 7723]
Revision	Vol. 62	February 28, 1997	[62 FR 9092]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 68	December 19, 2003	[68 FR 70960]
Revision	Vol. 71	April 6, 2006	[71 FR 17352]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]

At **R.61-62.63, Subpart S**, in the title, make the word “From” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart S – “National Emission Standards for Hazardous Air Pollutants from the Pulp and Paper Industry”

The provisions of 40 CFR Part 63 Subpart S, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart S			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 63	April 15, 1998	[63 FR 18616]
Revision	Vol. 63	August 7, 1998	[63 FR 42239]
Revision	Vol. 63	September 16, 1998	[63 FR 49459]
Revision	Vol. 63	December 28, 1998	[63 FR 71389]
Revision	Vol. 64	April 12, 1999	[64 FR 17563]
Revision	Vol. 65	December 22, 2000	[65 FR 80755]
Revision	Vol. 66	May 14, 2001	[66 FR 24268]
Revision	Vol. 66	October 16, 2001	[66 FR 52537]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]

At **R.61-62.63, Subpart T**, in the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart T” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart T, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart T			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 59	December 2, 1994	[59 FR 61805]
Revision	Vol. 59	December 30, 1994	[59 FR 67750]

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40 CFR Part 63 Subpart T			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 60	June 5, 1995	[60 FR 29485]
Revision	Vol. 63	May 5, 1998	[63 FR 24751]
Revision	Vol. 63	December 11, 1998	[63 FR 68400]
Revision	Vol. 64	July 13, 1999	[64 FR 37687]
Revision	Vol. 64	October 18, 1999	[64 FR 56173]
Revision	Vol. 64	December 3, 1999	[64 FR 67793]
Revision	Vol. 65	September 8, 2000	[65 FR 54419]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 70	December 19, 2005	[70 FR 75320]
Revision	Vol. 72	May 3, 2007	[72 FR 25138]

At **R.61-62.63, Subpart U**, in the introductory text, strike the word “Title” and the comma after “63” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart U, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart U			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 61	September 5, 1996	[61 FR 46924]
Revision	Vol. 62	January 14, 1997	[62 FR 1837]
Revision	Vol. 62	March 17, 1997	[62 FR 12549]
Revision	Vol. 62	July 15, 1997	[62 FR 37722]
Revision	Vol. 64	March 9, 1999	[64 FR 11542]
Revision	Vol. 64	May 7, 1999	[64 FR 24511]
Revision	Vol. 64	June 30, 1999	[64 FR 35028]
Revision	Vol. 65	June 19, 2000	[65 FR 38030]
Revision	Vol. 66	July 16, 2001	[66 FR 36924]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]
Revision	Vol. 76	April 21, 2011	[76 FR 22566]

At **R.61-62.63, Subpart W**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart W, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart W			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 60	March 8, 1995	[60 FR 12676]

40 CFR Part 63 Subpart W			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 65	May 8, 2000	[65 FR 26491]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]

At **R.61-62.63, Subpart X**, in the title, make the word “From” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart X – “National Emission Standards for Hazardous Air Pollutants from Secondary Lead Smelting”

The provisions of 40 CFR Part 63 Subpart X, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart X			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 60	June 23, 1995	[60 FR 32594]
Revision	Vol. 61	June 3, 1996	[61 FR 27788]
Revision	Vol. 61	December 12, 1996	[61 FR 65336]
Revision	Vol. 62	June 13, 1997	[62 FR 32216]
Revision	Vol. 63	August 24, 1998	[63 FR 45011]
Revision	Vol. 64	January 29, 1999	[64 FR 4572]
Revision	Vol. 64	December 14, 1999	[64 FR 69637]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]

At **R.61-62.63, Subpart Y**, in the introductory text, strike the word “Title” and the comma after “63” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart Y, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart Y			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 60	September 19, 1995	[60 FR 48399]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 76	April 21, 2011	[76 FR 22566]

At **R.61-62.63, Subpart AA**, in the title, make the word “From” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

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Subpart AA – “National Emission Standards for Hazardous Air Pollutants from Phosphoric Acid Manufacturing Plants”

The provisions of 40 CFR Part 63 Subpart AA, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart AA			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 10, 1999	[64 FR 31376]
Revision	Vol. 66	December 17, 2001	[66 FR 65072]
Revision	Vol. 67	June 12, 2002	[67 FR 40578]
Revision	Vol. 67	June 13, 2002	[67 FR 40814]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart BB**, in the title, make the word “From” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart BB – “National Emission Standards for Hazardous Air Pollutants from Phosphate Fertilizer Production Plants”

The provisions of 40 CFR Part 63 Subpart BB, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart BB			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 10, 1999	[64 FR 31382]
Revision	Vol. 66	December 17, 2001	[66 FR 65072]
Revision	Vol. 67	June 13, 2002	[67 FR 40814]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart CC**, in the title, make the word “From” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart CC – “National Emission Standards for Hazardous Air Pollutants from Petroleum Refineries”

The provisions of 40 CFR Part 63 Subpart CC, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart CC			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 60	August 18, 1995	[60 FR 43260]
Revision	Vol. 60	September 27, 1995	[60 FR 49976]

40 CFR Part 63 Subpart CC			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 61	February 23, 1996	[61 FR 7051]
Revision	Vol. 61	June 12, 1996	[61 FR 29878]
Revision	Vol. 61	June 28, 1996	[61 FR 33799]
Revision	Vol. 62	February 21, 1997	[62 FR 7938]
Revision	Vol. 63	March 20, 1998	[63 FR 13537]
Revision	Vol. 63	May 18, 1998	[63 FR 27212]
Revision	Vol. 63	June 9, 1998	[63 FR 31361]
Revision	Vol. 63	August 18, 1998	[63 FR 44140]
Revision	Vol. 65	May 8, 2000	[65 FR 26491]
Revision	Vol. 65	July 6, 2000	[65 FR 41594]
Revision	Vol. 66	May 25, 2001	[66 FR 28840]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 74	October 28, 2009	[74 FR 55670]
Revision	Vol. 75	June 30, 2010	[75 FR 37730]
Revision	Vol. 76	July 18, 2011	[76 FR 42052]

At **R.61-62.63, Subpart DD**, in the title, make the word “From” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart DD – “National Emission Standards for Hazardous Air Pollutants from Off-Site Waste and Recovery Operations”

The provisions of 40 CFR Part 63 Subpart DD, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart DD			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 61	July 1, 1996	[61 FR 34158]
Revision	Vol. 64	July 20, 1999	[64 FR 38963]
Revision	Vol. 66	January 8, 2001	[66 FR 1263]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart EE**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart EE, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

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40 CFR Part 63 Subpart EE			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 59	December 15, 1994	[59 FR 64596]
Revision	Vol. 64	April 9, 1999	[64 FR 17464]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]

At **R.61-62.63, Subpart GG**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart GG, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart GG			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 60	September 1, 1995	[60 FR 45956]
Revision	Vol. 61	February 9, 1996	[61 FR 4903]
Revision	Vol. 61	December 17, 1996	[61 FR 66227]
Revision	Vol. 63	March 27, 1998	[63 FR 15016]
Revision	Vol. 63	September 1, 1998	[63 FR 46532]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 65	December 8, 2000	[65 FR 76941]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart HH**, in the title, make the word “From” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart HH – “National Emission Standards for Hazardous Air Pollutants from Oil and Natural Gas Production Facilities”

The provisions of 40 CFR Part 63 Subpart HH, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart HH			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 17, 1999	[64 FR 32628]
Revisions	Vol. 66	June 29, 2001	[66 FR 34548]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 72	January 3, 2007	[72 FR 26]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]

At R.61-62.63, Subpart II, in the introductory text, strike the word “Title” and the comma after “63” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart II, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart II			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 60	December 15, 1995	[60 FR 64336]
Revision	Vol. 61	June 18, 1996	[61 FR 30816]
Revision	Vol. 61	December 17, 1996	[61 FR 66227]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	December 29, 2006	[71 FR 78369]
Revision	Vol. 72	February 27, 2007	[72 FR 8630]
Revision	Vol. 76	November 21, 2011	[76 FR 72050]

At R.61-62.63, Subpart JJ, in the introductory text, strike the word “Title” and the comma after “63” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart JJ, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart JJ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 60	December 7, 1995	[60 FR 62936]
Revision	Vol. 62	June 3, 1997	[62 FR 30259]
Revision	Vol. 62	June 9, 1997	[62 FR 31363]
Revision	Vol. 63	December 28, 1998	[63 FR 71380]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 76	November 21, 2011	[76 FR 72050]

At R.61-62.63, Subpart KK, in the introductory text, strike the word “Title” and the comma after “63” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart KK, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart KK			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 61	May 30, 1996	[61 FR 27140]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	May 24, 2006	[71 FR 29792]
Revision	Vol. 76	April 21, 2011	[76 FR 22566]

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At **R.61-62.63, Subpart LL**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart LL, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart LL			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 62	October 7, 1997	[62 FR 52407]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 69	April 9, 2004	[69 FR 18801]
Revision	Vol. 70	November 2, 2005	[70 FR 66280]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart MM**, in the title, make the words “For,” “At,” and “And” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart MM – “National Emission Standards for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semichemical Pulp Mills”

The provisions of 40 CFR Part 63 Subpart MM, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart MM			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 66	January 12, 2001	[66 FR 3180]
Revision	Vol. 66	March 26, 2001	[66 FR 16400]
Revision	Vol. 66	July 19, 2001	[66 FR 37591]
Revision	Vol. 66	August 6, 2001	[66 FR 41086]
Revision	Vol. 68	February 18, 2003	[68 FR 7706]
Revision	Vol. 68	May 8, 2003	[68 FR 24653]
Revision	Vol. 68	July 18, 2003	[68 FR 42603]
Revision	Vol. 68	December 5, 2003	[68 FR 67953]
Revision	Vol. 69	May 6, 2004	[69 FR 25321]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart OO**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart OO, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart OO			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 61	July 1, 1996	[61 FR 34184]
Revision	Vol. 64	July 20, 1999	[64 FR 38985]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]

At R.61-62.63, Subpart PP, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart PP, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart PP			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 61	July 1, 1996	[61 FR 34186]
Revision	Vol. 64	July 20, 1999	[64 FR 38987]
Revision	Vol. 66	January 8, 2001	[66 FR 1263]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]

At R.61-62.63, Subpart QQ, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart QQ, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart QQ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 61	July 1, 1996	[61 FR 34190]
Revision	Vol. 64	July 20, 1999	[64 FR 38988]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]

At R.61-62.63, Subpart RR, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart RR, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart RR			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 61	July 1, 1996	[61 FR 34193]
Revision	Vol. 64	July 20, 1999	[64 FR 38989]

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40 CFR Part 63 Subpart RR			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 66	January 8, 2001	[66 FR 1263]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]

At **R.61-62.63, Subpart SS**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart SS, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart SS			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 29, 1999	[64 FR 34866]
Revision	Vol. 64	November 22, 1999	[64 FR 63702]
Revision	Vol. 67	July 12, 2002	[67 FR 46258]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart TT**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart TT, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart TT			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 29, 1999	[64 FR 34886]
Revision	Vol. 64	November 22, 1999	[64 FR 63702]
Revision	Vol. 67	July 12, 2002	[67 FR 46258]

At **R.61-62.63, Subpart UU**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart UU, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart UU			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 29, 1999	[64 FR 34899]
Revision	Vol. 64	November 22, 1999	[64 FR 63702]
Revision	Vol. 67	July 12, 2002	[67 FR 46258]

At R.61-62.63, Subpart VV, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart VV, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart VV			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 61	July 1, 1996	[61 FR 34195]
Revision	Vol. 64	July 20, 1999	[64 FR 38991]
Revision	Vol. 66	January 8, 2001	[66 FR 1263]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]

At R.61-62.63, Subpart WW, in the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart WW” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart WW, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart WW			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 29, 1999	[64 FR 34918]
Revision	Vol.67	July 12, 2002	[67 FR 46258]

At R.61-62.63, Subpart XX, in the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart XX” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart XX, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart XX			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 67	July 12, 2002	[67 FR 46258]
Revision	Vol. 70	April 13, 2005	[70 FR 19266]

At R.61-62.63, Subpart YY, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

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The provisions of 40 CFR Part 63 Subpart YY, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart YY			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 29, 1999	[64 FR 34921]
Revision	Vol. 64	November 22, 1999	[64 FR 63695]
Revision	Vol. 64	December 22, 1999	[64 FR 71852]
Revision	Vol. 66	November 2, 2001	[66 FR 55844]
Revision	Vol. 67	June 7, 2002	[67 FR 39301]
Revision	Vol. 67	July 12, 2002	[67 FR 46258, 46289]
Revision	Vol. 68	February 10, 2003	[68 FR 6635]
Revision	Vol. 70	April 13, 2005	[70 FR 19266]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 72	June 29, 2007	[72 FR 35663]

At R.61-62.63, Subpart ZZ - BBB, strike the current combined text and list out Subparts ZZ, AAA, and BBB individually as reserved to read:

Subpart ZZ – [Reserved]

Subpart AAA – [Reserved]

Subpart BBB – [Reserved]

At R.61-62.63, Subpart CCC, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart CCC, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart CCC			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 22, 1999	[64 FR 33218]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At R.61-62.63, Subpart DDD, in the introductory text, strike the word “Title” and the comma after “63” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart DDD, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart DDD			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 1, 1999	[64 FR 29503]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 76	December 1, 2011	[76 FR 74708]

At **R.61-62.63, Subpart EEE**, in the title, make the word “From” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart EEE” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart EEE – “National Emission Standards for Hazardous Air Pollutants from Hazardous Waste Combustors”

The provisions of 40 CFR Part 63 Subpart EEE, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart EEE			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 63	June 19, 1998	[63 FR 33820]
Revision	Vol. 64	September, 30, 1999	[64 FR 53027]
Revision	Vol. 64	November 19, 1999	[64 FR 63209]
Revision	Vol. 65	July 10, 2000	[65 FR 42292]
Revision	Vol. 65	November 9, 2000	[65 FR 67268]
Revision	Vol. 66	May 14, 2001	[66 FR 24270]
Revision	Vol. 66	July 3, 2001	[66 FR 35087]
Revision	Vol. 66	October 15, 2001	[66 FR 52361]
Revision	Vol. 66	December 6, 2001	[66 FR 63313]
Revision	Vol. 67	February 13, 2002	[67 FR 6792]
Revision	Vol. 67	February 14, 2002	[67 FR 6968]
Revision	Vol. 67	December 19, 2002	[67 FR 77687]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 69	April 9, 2004	[69 FR 18801]
Revision	Vol. 70	June 14, 2005	[70 FR 34538]
Revision	Vol. 70	October 12, 2005	[70 FR 59402]
Revision	Vol. 70	December 19, 2005	[70 FR 75042]
Revision	Vol. 71	March 23, 2006	[71 FR 14655]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 71	October 25, 2006	[71 FR 62388]
Revision	Vol. 73	April 8, 2008	[73 FR 18970]
Revision	Vol. 73	October 28, 2008	[73 FR 64068]

At **R.61-62.63, Subpart GGG**, in the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart GGG” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

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The provisions of 40 CFR Part 63 Subpart GGG, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart GGG			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 63	September 21, 1998	[63 FR 50326]
Revision	Vol. 65	August 29, 2000	[65 FR 52588]
Revision	Vol. 66	August 2, 2001	[66 FR 40121]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 70	May 13, 2005	[70 FR 25666]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]
Revision	Vol. 76	April 21, 2011	[76 FR 22566]

At **R.61-62.63, Subpart HHH**, in the title, make the word “From” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart HHH – “National Emission Standards for Hazardous Air Pollutants from Natural Gas Transmission and Storage Facilities”

The provisions of 40 CFR Part 63 Subpart HHH, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart HHH			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 17, 1999	[64 FR 32647]
Revision	Vol. 66	June 29, 2001	[66 FR 34548]
Revision	Vol. 66	September 27, 2001	[66 FR 49299]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]

At **R.61-62.63, Subpart III**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart III, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart III			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 63	October 7, 1998	[63 FR 53996]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]

At R.61-62.63, Subpart JJJ, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart JJJ, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart JJJ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 61	September 12, 1996	[61 FR 48229]
Revision	Vol. 61	October 18, 1996	[61 FR 54342]
Revision	Vol. 62	January 14, 1997	[62 FR 1838]
Revision	Vol. 62	June 6, 1997	[62 FR 30995]
Revision	Vol. 62	July 15, 1997	[62 FR 37722]
Revision	Vol. 63	February 27, 1998	[63 FR 9944]
Revision	Vol. 63	March 31, 1998	[63 FR 15315]
Revision	Vol. 64	March 9, 1999	[64 FR 11547]
Revision	Vol. 64	June 8, 1999	[64 FR 30409]
Revision	Vol. 64	June 30, 1999	[64 FR 35028]
Revision	Vol. 65	June 19, 2000	[65 FR 38094]
Revision	Vol. 65	August 29, 2000	[65 FR 52588]
Revision	Vol. 65	October 26, 2000	[65 FR 64161]
Revision	Vol. 66	February 23, 2001	[66 FR 11233]
Revision	Vol. 66	February 26, 2001	[66 FR 11543]
Revision	Vol. 66	July 16, 2001	[66 FR 36924]
Revision	Vol. 66	August 6, 2001	[66 FR 40903]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 69	June 2, 2004	[69 FR 31008]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]

At R.61-62.63, Subpart LLL, in the introductory text, strike the word “Title” and the comma after “63” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart LLL, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart LLL			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 14, 1999	[64 FR 31925]
Revision	Vol. 64	September 30, 1999	[64 FR 53070]
Revision	Vol. 67	April 5, 2002	[67 FR 16614]
Revision	Vol. 67	December 6, 2002	[67 FR 72580]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	December 20, 2006	[71 FR 76518]

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40 CFR Part 63 Subpart LLL			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 75	September 9, 2010	[75 FR 54970]
Revision	Vol. 76	January 18, 2011	[76 FR 2832]

At **R.61-62.63, Subpart MMM**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart MMM, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart MMM			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 23, 1999	[64 FR 33589]
Revision	Vol. 66	November 21, 2001	[66 FR 58393]
Revision	Vol. 67	March 22, 2002	[67 FR 13508, 13514]
Revision	Vol. 67	May 1, 2002	[67 FR 21579]
Revision	Vol. 67	June 3, 2002	[67 FR 38200]
Revision	Vol. 67	September 20, 2002	[67 FR 59336]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart NNN**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart NNN, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart NNN			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 14, 1999	[64 FR 31708]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart OOO**, in the title, make the word “Of” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart OOO – “National Emission Standards for Hazardous Air Pollutant Emissions: Manufacture of Amino/Phenolic Resins”

The provisions of 40 CFR Part 63 Subpart OOO, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart OOO			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 65	January 20, 2000	[65 FR 3276]
Revision	Vol. 65	February 22, 2000	[65 FR 8768]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At R.61-62.63, Subpart PPP, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart PPP, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart PPP			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 1, 1999	[64 FR 29439]
Revision	Vol. 64	June 14, 1999	[64 FR 31895]
Revision	Vol. 65	May 8, 2000	[65 FR 26491]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 69	July 1, 2004	[69 FR 39862]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At R.61-62.63, Subpart QQQ, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart QQQ, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart QQQ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 67	June 12, 2002	[67 FR 40478]
Revision	Vol. 70	July 14, 2005	[70 FR 40672]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At R.61-62.63, Subpart RRR, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

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The provisions of 40 CFR Part 63 Subpart RRR, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart RRR			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 65	March 23, 2000	[65 FR 15690]
Revision	Vol. 67	June 14, 2002	[67 FR 41118]
Revision	Vol. 67	August 13, 2002	[67 FR 52616]
Revision	Vol. 67	September 24, 2002	[67 FR 59787]
Revision	Vol. 67	November 8, 2002	[67 FR 68038]
Revision	Vol. 67	December 30, 2002	[67 FR 79808]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 69	April 9, 2004	[69 FR 18801]
Revision	Vol. 69	September 3, 2004	[69 FR 53980]
Revision	Vol. 70	October 3, 2005	[70 FR 57513]
Revision	Vol. 70	December 19, 2005	[70 FR 75320]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart TTT**, in the introductory text, strike the word “Title” and the comma after “63” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart TTT, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart TTT			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	June 4, 1999	[64 FR 30204]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 76	November 15, 2011	[76 FR 70834]

At **R.61-62.63, Subpart UUU**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart UUU, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart UUU			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 67	April 11, 2002	[67 FR 17762]
Revision	Vol. 69	April 9, 2004	[69 FR 18801]
Revision	Vol. 70	February 9, 2005	[70 FR 6930]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart VVV**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart VVV, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart VVV			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	October 26, 1999	[64 FR 57572]
Revision	Vol. 66	March 23, 2001	[66 FR 16140]
Revision	Vol. 67	October 10, 2002	[67 FR 64742]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]

At **R.61-62.63, Subpart XXX**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart XXX, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart XXX			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 64	May 20, 1999	[64 FR 27458]
Revision	Vol. 66	March 22, 2001	[66 FR 16007]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart YYY - ZZZ**, strike the current combined text and list out Subparts YYY and ZZZ individually as reserved to read:

Subpart YYY – [Reserved]

Subpart ZZZ – [Reserved]

At **R.61-62.63, Subpart AAAA**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart AAAA – “National Emission Standards for Hazardous Air Pollutants: Municipal Solid Waste Landfills”

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The provisions of 40 CFR Part 63 Subpart AAAA, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart AAAA			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	January 16, 2003	[68 FR 2227]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart CCCC**, in the title, make the words “For” and “Of” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart CCCC – “National Emission Standards for Hazardous Air Pollutants: Manufacturing of Nutritional Yeast”

The provisions of 40 CFR Part 63 Subpart CCCC, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart CCCC			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 66	May 21, 2001	[66 FR 27876]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart DDDD**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart DDDD, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart DDDD			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 69	July 30, 2004	[69 FR 45944]
Revision	Vol. 71	February 16, 2006	[71 FR 8347]
Revision	Vol. 72	October 29, 2007	[72 FR 61060]

At **R.61-62.63, Subpart EEEE**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart EEEE, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart EEEE			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 69	February 3, 2004	[69 FR 5038]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 71	July 28, 2006	[71 FR 42898]
Revision	Vol. 73	April 23, 2008	[73 FR 21825]
Revision	Vol. 72	July 17, 2008	[73 FR 40977]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]

At **R.61-62.63, Subpart FFFF**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart FFFF” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart FFFF – “National Emission Standards for Hazardous Air Pollutants: Miscellaneous Organic Chemical Manufacturing”

The provisions of 40 CFR Part 63 Subpart FFFF, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart FFFF			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	November 10, 2003	[68 FR 63852]
Revision	Vol. 70	July 1, 2005	[70 FR 38554]
Revision	Vol. 70	August 30, 2005	[70 FR 51269]
Revision	Vol. 71	March 1, 2006	[71 FR 10439]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 71	July 14, 2006	[71 FR 40316]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]

At **R.61-62.63, Subpart GGGG**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart GGGG – “National Emission Standards for Hazardous Air Pollutants: Solvent Extraction for Vegetable Oil Production”

The provisions of 40 CFR Part 63 Subpart GGGG, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart GGGG			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 66	April 12, 2001	[66 FR 19006]
Revision	Vol. 67	April 5, 2002	[67 FR 16317]
Revision	Vol. 69	September 1, 2004	[69 FR 53338]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

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At **R.61-62.63, Subpart HHHH**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart HHHH – “National Emission Standards for Hazardous Air Pollutants for Wet-Formed Fiberglass Mat Production”

The provisions of 40 CFR Part 63 Subpart HHHH, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart HHHH			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 67	April 11, 2002	[67 FR 17824]
Revision	Vol. 69	April 9, 2004	[69 FR 18801]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart IIII**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart IIII, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart IIII			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 69	April 26, 2004	[69 FR 22602]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 71	December 22, 2006	[71 FR 76922]
Revision	Vol. 72	April 24, 2007	[72 FR 20227]

At **R.61-62.63, Subpart JJJJ**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart JJJJ – “National Emission Standards for Hazardous Air Pollutants: Paper and Other Web Coating”

The provisions of 40 CFR Part 63 Subpart JJJJ, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart JJJJ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 67	December 4, 2002	[67 FR 72330]
Revision	Vol. 71	May 24, 2006	[71 FR 29792]

At R.61-62.63, Subpart KKKK, in the title, make the words “For” and “Of” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart KKKK – “National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Cans”

The provisions of 40 CFR Part 63 Subpart KKKK, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart KKKK			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	November 12, 2003	[68 FR 64432]
Revision	Vol. 71	January 6, 2006	[71 FR 1378]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At R.61-62.63, Subpart MMMM, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart MMMM, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart MMMM			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 69	January 2, 2004	[69 FR 130]
Revision	Vol. 69	April 26, 2004	[69 FR 22602]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 71	December 22, 2006	[71 FR 76922]

At R.61-62.63, Subpart NNNN, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart NNNN – “National Emission Standards for Hazardous Air Pollutants: Surface Coating of Large Appliances”

The provisions of 40 CFR Part 63 Subpart NNNN, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart NNNN			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 67	July 23, 2002	[67 FR 48254]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

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At **R.61-62.63, Subpart OOOO**, in the title, make the words “For,” “And,” and “Of” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart OOOO – “National Emission Standards for Hazardous Air Pollutants: Printing, Coating, and Dyeing of Fabrics and Other Textiles”

The provisions of 40 CFR Part 63 Subpart OOOO, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart OOOO			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	May 29, 2003	[68 FR 32172]
Revision	Vol. 69	August 4, 2004	[69 FR 47001]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 71	May 24, 2006	[71 FR 29792]

At **R.61-62.63, Subpart PPPP**, in the introductory text, strike the word “Title” and the comma after “63” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart PPPP, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart PPPP			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 69	April 19, 2004	[69 FR 20968]
Revision	Vol. 69	April 26, 2004	[69 FR 22602]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 71	December 22, 2006	[71 FR 76922]
Revision	Vol. 72	April 24, 2007	[72 FR 20227]

At **R.61-62.63, Subpart QQQQ**, in the title, make the words “For” and “Of” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart QQQQ – “National Emission Standards for Hazardous Air Pollutants: Surface Coating of Wood Building Products”

The provisions of 40 CFR Part 63 Subpart QQQQ, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart QQQQ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	May 28, 2003	[68 FR 31746]

40 CFR Part 63 Subpart QQQQ			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart RRRR**, in the title, make the words “For” and “Of” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart RRRR – “National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Furniture”

The provisions of 40 CFR Part 63 Subpart RRRR, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart RRRR			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	May 23, 2003	[68 FR 28606]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart SSSS**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart SSSS – “National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Coil”

The provisions of 40 CFR Part 63 Subpart SSSS, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart SSSS			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 67	June 10, 2002	[67 FR 39794]
Revision	Vol. 68	March 17, 2003	[68 FR 12590]

At **R.61-62.63, Subpart TTTT**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart TTTT” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart TTTT – “National Emission Standards for Hazardous Air Pollutants for Leather Finishing Operations”

The provisions of 40 CFR Part 63 Subpart TTTT, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

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40 CFR Part 63 Subpart TTTT			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 67	February 27, 2002	[67 FR 9156]
Revision	Vol. 70	February 7, 2005	[70 FR 6355]

At **R.61-62.63, Subpart UUUU**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart UUUU” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart UUUU – “National Emission Standards for Hazardous Air Pollutants for Cellulose Products Manufacturing”

The provisions of 40 CFR Part 63 Subpart UUUU, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart UUUU			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 67	June 11, 2002	[67 FR 40044]
Revision	Vol. 70	June 24, 2005	[70 FR 36523]
Revision	Vol. 70	August 10, 2005	[70 FR 46684]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]

At **R.61-62.63, Subpart VVVV**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart VVVV – “National Emission Standards for Hazardous Air Pollutants for Boat Manufacturing”

The provisions of 40 CFR Part 63 Subpart VVVV, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart VVVV			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 66	August 22, 2001	[66 FR 44218]
Revision	Vol. 66	October 3, 2001	[66 FR 50504]

At **R.61-62.63, Subpart WWWW**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart WWWW – “National Emissions Standards for Hazardous Air Pollutants: Reinforced Plastic Composites Production”

The provisions of 40 CFR Part 63 Subpart WWWW, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart WWWW			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	April 21, 2003	[68 FR 19375]
Revision	Vol. 70	August 25, 2005	[70 FR 50118]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At R.61-62.63, Subpart XXXX, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart XXXX, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart XXXX			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 67	July 9, 2002	[67 FR 45588]
Revision	Vol. 68	March 12, 2003	[68 FR 11745]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At R.61-62.63, Subpart YYYY, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart YYYY, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart YYYY			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 69	March 5, 2004	[69 FR 10512]
Revision	Vol. 69	August 18, 2004	[69 FR 51184]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At R.61-62.63, Subpart ZZZZ, in the introductory text, strike the word “Title” and the comma after “63” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart ZZZZ, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

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40 CFR Part 63 Subpart ZZZZ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 69	June 15, 2004	[69 FR 33474]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 73	January 18, 2008	[73 FR 3568]
Revision	Vol. 75	March 3, 2010	[75 FR 9648]
Revision	Vol. 75	June 30, 2010	[75 FR 37732]
Revision	Vol. 75	August 20, 2010	[75 FR 51570]
Revision	Vol. 76	March 9, 2011	[76 FR 12863]

At **R.61-62.63, Subpart AAAAA**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart AAAAA, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart AAAAA			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 69	January 5, 2004	[69 FR 394]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart BBBB**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart BBBB – “National Emission Standards for Hazardous Air Pollutants for Semiconductor Manufacturing”

The provisions of 40 CFR Part 63 Subpart BBBB, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart BBBB			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	May 22, 2003	[68 FR 27913]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 73	July 22, 2008	[73 FR 42529]

At **R.61-62.63, Subpart CCCCC**, in the title, make the words “For” and “And” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart CCCCC – “National Emission Standards for Hazardous Air Pollutants for Coke Ovens: Pushing, Quenching, and Battery Stacks”

The provisions of 40 CFR Part 63 Subpart CCCCC, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart CCCCC			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	April 14, 2003	[68 FR 18008]
Revision	Vol. 69	October 13, 2004	[69 FR 60813]
Revision	Vol. 70	January 10, 2005	[70 FR 1670]
Revision	Vol. 70	August 2, 2005	[70 FR 44285]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At R.61-62.63, Subpart EEEEE, in the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart EEEEE” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart EEEEE, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart EEEEE			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 69	April 22, 2004	[69 FR 21906]
Revision	Vol. 70	May 20, 2005	[70 FR 29400]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 73	February 7, 2008	[73 FR 8408]

At R.61-62.63, Subpart FFFFF, in the title, make the words “For” and “And” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart FFFFF – “National Emission Standards for Hazardous Air Pollutants for Integrated Iron and Steel Manufacturing Facilities”

The provisions of 40 CFR Part 63 Subpart FFFFF, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart FFFFF			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	May 20, 2003	[68 FR 27646]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 71	July 13, 2006	[71 FR 39579]

At R.61-62.63, Subpart GGGGG, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

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Subpart GGGGG – “National Emission Standards for Hazardous Air Pollutants: Site Remediation”

The provisions of 40 CFR Part 63 Subpart GGGGG, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart GGGGG			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	October 8, 2003	[68 FR 58172]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 71	November 29, 2006	[71 FR 69011]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]

At **R.61-62.63, Subpart HHHHH**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” make the word “subpart” uppercase, and add a comma after the title “subpart HHHHH” for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart HHHHH – “National Emission Standards for Hazardous Air Pollutants: Miscellaneous Coating Manufacturing”

The provisions of 40 CFR Part 63 Subpart HHHHH, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart HHHHH			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	December 11, 2003	[68 FR 69164]
Revision	Vol. 68	December 29, 2003	[68 FR 75033]
Revision	Vol. 70	May 13, 2005	[70 FR 25676]
Revision	Vol. 70	July 6, 2005	[70 FR 38780]
Revision	Vol. 70	December 21, 2005	[70 FR 75924]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 71	October 4, 2006	[71 FR 58499]
Revision	Vol. 73	December 22, 2008	[73 FR 78199]

At **R.61-62.63, Subpart IIII**, in the title, make the words “For” and “From” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart IIII – “National Emission Standards for Hazardous Air Pollutants: Mercury Emissions from Mercury Cell Chlor-Alkali Plants”

The provisions of 40 CFR Part 63 Subpart IIII, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart IIII			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	December 19, 2003	[68 FR 70904]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart LLLLL**, in the title, make the words “For” and “And” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart LLLLL – “National Emission Standards for Hazardous Air Pollutants: Asphalt Processing and Asphalt Roofing Manufacturing”

The provisions of 40 CFR Part 63 Subpart LLLLL, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart LLLLL			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	April 29, 2003	[68 FR 22976]
Revision	Vol. 68	May 7, 2003	[68 FR 24562]
Revision	Vol. 70	May 17, 2005	[70 FR 28360]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart MMMMM**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart MMMMM – “National Emission Standards for Hazardous Air Pollutants: Flexible Polyurethane Foam Fabrication Operations”

The provisions of 40 CFR Part 63 Subpart MMMMM, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart MMMMM			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	April 14, 2003	[68 FR 18062]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart NNNNN**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

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Subpart NNNNN – “National Emission Standards for Hazardous Air Pollutants: Hydrochloric Acid Production”

The provisions of 40 CFR Part 63 Subpart NNNNN, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart NNNNN			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	April 17, 2003	[68 FR 19076]
Revision	Vol. 71	April 7, 2006	[71 FR 17738]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart PTTTT**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart PTTTT – “National Emission Standards for Hazardous Air Pollutants for Engine Test Cells/Standards”

The provisions of 40 CFR Part 63 Subpart PTTTT, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart PTTTT			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	May 27, 2003	[68 FR 28774]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart QTTTT**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart QTTTT – “National Emission Standards for Hazardous Air Pollutants for Friction Materials Manufacturing Facilities”

The provisions of 40 CFR Part 63 Subpart QTTTT, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart QTTTT			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 67	October 18, 2002	[67 FR 64498]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart RTTTT**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart RRRRR – “National Emission Standards for Hazardous Air Pollutants: Taconite Iron Ore Processing”

The provisions of 40 CFR Part 63 Subpart RRRRR, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart RRRRR			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	October 30, 2003	[68 FR 61868]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart SSSSS**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart SSSSS – “National Emission Standards for Hazardous Air Pollutants for Refractory Products Manufacturing”

The provisions of 40 CFR Part 63 Subpart SSSSS, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart SSSSS			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	April 16, 2003	[68 FR 18730]
Revision	Vol. 71	February 13, 2006	[71 FR 7415]
Revision	Vol. 71	April 14, 2006	[71 FR 19435]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart TTTTT**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart TTTTT – “National Emissions Standards for Hazardous Air Pollutants for Primary Magnesium Refining”

The provisions of 40 CFR Part 63 Subpart TTTTT, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart TTTTT			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	October 10, 2003	[68 FR 58615]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]

At **R.61-62.63, Subpart UUUUU**, make the entire item bold, strike the parentheses, and replace them with brackets for consistency throughout the text of the regulation to read:

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Subpart UUUUU – [Reserved]

At **R.61-62.63, Subpart VVVVV**, make the entire item bold, strike the parentheses, and replace them with brackets for consistency throughout the text of the regulation to read:

Subpart VVVVV – [Reserved]

At **R.61-62.63, Subpart WWWW**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” to remove italics per regulation drafting guidelines. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart WWWW, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart WWWW			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	December 28, 2007	[72 FR 73611]

At **R.61-62.63, Subpart XXXXX**, make the entire item bold, strike the parentheses, and replace them with brackets for consistency throughout the text of the regulation to read:

Subpart XXXXX – [Reserved]

At **R.61-62.63, Subpart YYYY**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart YYYY – “National Emission Standards for Hazardous Air Pollutants for Area Sources: Electric Arc Furnace Steelmaking Facilities”

The provisions of 40 CFR Part 63 Subpart YYYY, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart YYYY			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	December 28, 2007	[72 FR 74088]
Revision	Vol. 74	February 26, 2009	[74 FR 8756]

At **R.61-62.63, Subpart ZZZZ**, in the title, make the words “For” and “And” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” to remove italics per regulation drafting guidelines. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart ZZZZ – “National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries Area Sources”

The provisions of 40 CFR Part 63 Subpart ZZZZ, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart ZZZZZ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 73	January 2, 2008	[73 FR 226]

At **R.61-62.63, Subpart AAAAAA**, make the entire item bold, strike the parentheses, and replace them with brackets for consistency throughout the text of the regulation to read:

Subpart AAAAAA – [Reserved]

At **R.61-62.63, Subpart BBBBBB**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart BBBBBB, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart BBBBBB			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 73	January 10, 2008	[73 FR 1916]
Revision	Vol. 73	March 7, 2008	[73 FR 12275]
Revision	Vol. 76	January 24, 2011	[76 FR 4156]

At **R.61-62.63, Subpart CCCCCC**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart CCCCCC, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart CCCCCC			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 73	January 10, 2008	[73 FR 1916]
Revision	Vol. 73	March 7, 2008	[73 FR 12275]
Revision	Vol. 73	June 25, 2008	[73 FR 35939]
Revision	Vol. 76	January 24, 2011	[76 FR 4156]

At **R.61-62.63, Subpart DDDDDD**, in the title, make the words “For” and “And” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” to remove italics per regulation drafting guidelines. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart DDDDDD – “National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production Area Sources”

The provisions of 40 CFR Part 63 Subpart DDDDDD, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

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40 CFR Part 63 Subpart DDDDDD			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	January 23, 2007	[72 FR 2930]

At **R.61-62.63, Subpart EEEEE**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” to remove italics per regulation drafting guidelines. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart EEEEE – “National Emission Standards for Hazardous Air Pollutants for Primary Copper Smelting Area Sources”

The provisions of 40 CFR Part 63 Subpart EEEEE, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart EEEEE			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	January 23, 2007	[72 FR 2930]

At **R.61-62.63, Subpart FFFFF**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” to remove italics per regulation drafting guidelines. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart FFFFF – “National Emission Standards for Hazardous Air Pollutants for Secondary Copper Smelting Area Sources”

The provisions of 40 CFR Part 63 Subpart FFFFF, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart FFFFF			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	January 23, 2007	[72 FR 2930]
Revision	Vol. 72	July 3, 2007	[72 FR 36363]

At **R.61-62.63, Subpart GGGGG**, in the title, make the words “For” and “And” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” to remove italics per regulation drafting guidelines. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart GGGGG – “National Emission Standards for Hazardous Air Pollutants for Primary Nonferrous Metals Area Sources—Zinc, Cadmium, and Beryllium”

The provisions of 40 CFR Part 63 Subpart GGGGG, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart GGGGGG			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	January 23, 2007	[72 FR 2930]

At **R.61-62.63, Subpart HHHHHH**, in the title, make the words “For,” “And,” and “At” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart HHHHHH – “National Emission Standards for Hazardous Air Pollutants: Paint Stripping and Miscellaneous Surface Coating Operations at Area Sources”

The provisions of 40 CFR Part 63 Subpart HHHHHH, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart HHHHHH			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 73	January 9, 2008	[73 FR 1738]
Revision	Vol. 73	February 13, 2008	[73 FR 8408]

At **R.61-62.63, Subpart IIIII**, make the entire item bold, strike the parentheses, and replace them with brackets for consistency throughout the text of the regulation to read:

Subpart IIIII – [Reserved]

At **R.61-62.63, Subpart JJJJJ**, make the entire item bold, strike the parentheses, and replace them with brackets for consistency throughout the text of the regulation to read:

Subpart JJJJJ – [Reserved]

At **R.61-62.63, Subpart KKKKK**, make the entire item bold, strike the parentheses, and replace them with brackets for consistency throughout the text of the regulation to read:

Subpart KKKKK – [Reserved]

At **R.61-62.63, Subpart LLLLL**, in the title, make the words “For” and “And” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart LLLLL – “National Emission Standards for Hazardous Air Pollutants for Acrylic and Modacrylic Fibers Production Area Sources”

The provisions of 40 CFR Part 63 Subpart LLLLL, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

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40 CFR Part 63 Subpart LLLLLL			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	July 16, 2007	[72 FR 38864]
Revision	Vol. 73	March 26, 2008	[73 FR 15923]

At **R.61-62.63, Subpart MMMMMM**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart MMMMMM – “National Emission Standards for Hazardous Air Pollutants for Carbon Black Production Area Sources”

The provisions of 40 CFR Part 63 Subpart MMMMMM, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart MMMMMM			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	July 16, 2007	[72 FR 38864]
Revision	Vol. 73	March 26, 2008	[73 FR 15923]

At **R.61-62.63, Subpart NNNNNN**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart NNNNNN – “National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources: Chromium Compounds”

The provisions of 40 CFR Part 63 Subpart NNNNNN, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart NNNNNN			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	July 16, 2007	[72 FR 38864]
Revision	Vol. 73	March 26, 2008	[73 FR 15923]

At **R.61-62.63, Subpart OOOOOO**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart OOOOOO – “National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production and Fabrication Area Sources”

The provisions of 40 CFR Part 63 Subpart OOOOOO, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart OOOOOO			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	July 16, 2007	[72 FR 38864]
Revision	Vol. 73	March 26, 2008	[73 FR 15923]

At **R.61-62.63, Subpart PPPPPP**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart PPPPPP – “National Emission Standards for Hazardous Air Pollutants for Lead Acid Battery Manufacturing Area Sources”

The provisions of 40 CFR Part 63 Subpart PPPPPP, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart PPPPPP			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	July 16, 2007	[72 FR 38864]
Revision	Vol. 73	March 26, 2008	[73 FR 15923]

At **R.61-62.63, Subpart QQQQQQ**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” throughout the text to remove italics per regulation drafting guidelines. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart QQQQQQ – “National Emission Standards for Hazardous Air Pollutants for Wood Preserving Area Sources”

The provisions of 40 CFR Part 63 Subpart QQQQQQ, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart QQQQQQ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	July 16, 2007	[72 FR 38864]
Revision	Vol. 73	March 26, 2008	[73 FR 15923]

At **R.61-62.63, Subpart RRRRRR**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” to remove italics per regulation drafting guidelines. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart RRRRRR – “National Emission Standards for Hazardous Air Pollutants for Clay Ceramics Manufacturing Area Sources”

The provisions of 40 CFR Part 63 Subpart RRRRRR, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

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40 CFR Part 63 Subpart RRRRRR			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	December 26, 2007	[72 FR 73180]

At **R.61-62.63, Subpart SSSSSS**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” to remove italics per regulation drafting guidelines. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart SSSSSS – “National Emission Standards for Hazardous Air Pollutants for Glass Manufacturing Area Sources”

The provisions of 40 CFR Part 63 Subpart SSSSSS, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart SSSSSS			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	December 26, 2007	[72 FR 73180]

At **R.61-62.63, Subpart TTTTTT**, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” to remove italics per regulation drafting guidelines. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart TTTTTT – “National Emission Standards for Hazardous Air Pollutants for Secondary Nonferrous Metals Processing Area Sources”

The provisions of 40 CFR Part 63 Subpart TTTTTT, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart TTTTTT			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 72	December 26, 2007	[72 FR 73180]

At **R.61-62.63, Subpart VVVVVV**, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart VVVVVV, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart VVVVVV			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 74	October 29, 2009	[74 FR 56008]
Revision	Vol. 75	December 14, 2010	[75 FR 77760]
Revision	Vol. 76	March 14, 2011	[76 FR 13514]

At R.61-62.63, Subpart WWWWWW, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart WWWWWW, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart WWWWWW			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 73	July 1, 2008	[73 FR 37728]
Revision	Vol. 76	June 20, 2011	[76 FR 35744]
Revision	Vol. 76	September 19, 2011	[76 FR 57913]

At R.61-62.63, Subpart XXXXXX, in the title, make the words “For” and “And” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” to remove italics per regulation drafting guidelines. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart XXXXXX – “National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories”

The provisions of 40 CFR Part 63 Subpart XXXXXX, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart XXXXXX			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 73	July 23, 2008	[73 FR 42978]

At R.61-62.63, Subpart YYYYYY, in the title, make the word “For” lowercase for consistency. In the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Reformat the words “Federal Register” to remove italics per regulation drafting guidelines. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

Subpart YYYYYY – “National Emission Standards for Hazardous Air Pollutants for Area Sources: Ferroalloys Production Facilities”

The provisions of 40 CFR Part 63 Subpart YYYYYY, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart YYYYYY			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 73	December 23, 2008	[73 FR 78637]

At R.61-62.63, Subpart ZZZZZZ, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

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The provisions of 40 CFR Part 63 Subpart **ZZZZZZ**, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart ZZZZZZ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 74	June 25, 2009	[74 FR 30366]
Revision	Vol. 74	September 10, 2009	[74 FR 46493]

At R.61-62.63, Subpart AAAAAAA, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart AAAAAAA, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart AAAAAAA			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 74	December 2, 2009	[74 FR 63236]
Revision	Vol. 75	March 18, 2010	[75 FR 12988]

At R.61-62.63, Subpart BBBBBBB, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Add a comma after the word “below” for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart BBBBBBB, as originally published in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart BBBBBBB			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 74	December 30, 2009	[74 FR 69194]

At R.61-62.63, Subpart CCCCCC, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart CCCCCC, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart CCCCCC			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 74	December 3, 2009	[74 FR 63504]
Revision	Vol. 75	March 5, 2010	[75 FR 10184]
Revision	Vol. 75	June 3, 2010	[75 FR 31317]

At R.61-62.63, Subpart DDDDDDD, in the introductory text, strike the word “Title” and the comma after “63,” and make the word “subpart” uppercase for consistency. Make the word “subpart” uppercase in the table header for consistency to read:

The provisions of 40 CFR Part 63 Subpart DDDDDDD, as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below, are incorporated by reference as if fully repeated herein.

40 CFR Part 63 Subpart DDDDDDD			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 75	January 5, 2010	[75 FR 522]
Revision	Vol. 75	July 20, 2010	[75 FR 41991]
Revision	Vol. 76	December 23, 2011	[76 FR 80261]

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. International Building Code, 2012 Edition. The International Building Code, 2012 Edition, is the current successor code to the 2009 edition of the International Building Code.
2. The original promulgating authority for this code is:
International Code Council
900 Montclair Road
Birmingham, Alabama 35213-1206
3. This code is referenced by:
South Carolina Regulations 71-8300.2(A)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@lrr.sc.gov.

If no comments are received within sixty (60) days of publication of this notice, the Office of State Fire Marshal will promulgate this latest edition without amendment.

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. International Existing Building Code, 2012 Edition. The International Existing Building Code, 2012 Edition, is the current successor code to the 2009 edition of the International Existing Building Code.

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2. The original promulgating authority for this code is:
International Code Council
900 Montclair Road
Birmingham, Alabama 35213-1206
3. This code is referenced by:
South Carolina Regulation 71-8300.2(B)

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DEPARTMENT OF LABOR, LICENSING AND REGULATION OFFICE OF STATE FIRE MARSHAL

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. International Fire Code, 2012 Edition. The International Fire Code, 2012 Edition, is the current successor code to the 2009 edition of the International Fire Code.
2. The original promulgating authority for this code is:
International Code Council
900 Montclair Road
Birmingham, Alabama 35213-1206
3. This code is referenced by:
South Carolina Regulation 71-8300.2(C)

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**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. International Mechanical Code, 2012 Edition. The International Mechanical Code, 2012 Edition, is the current successor code to the 2009 edition of the International Code.
2. The original promulgating authority for this code is:
International Code Council
900 Montclair Road
Birmingham, Alabama 35213-1206
3. This code is referenced by:
South Carolina Regulation 71-8300.2(D)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@llr.sc.gov.

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**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. National Fire Protection Association 12, Standard on Carbon Dioxide Extinguishing Systems, 2011 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Rules and Regulations 71-8300.2(F)(2)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@llr.sc.gov.

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If no comments are received within sixty (60) days of publication of this notice, the Office of State Fire Marshal will promulgate this latest edition without amendment.

DEPARTMENT OF LABOR, LICENSING AND REGULATION OFFICE OF STATE FIRE MARSHAL

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. National Fire Protection Association 15, Standard for Water Spray Fixed Systems for Fire Protection, 2012 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Code of Law, Section 40-10-240
South Carolina Rules & Regulations 71-8300.2(G)(5)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@lir.sc.gov.

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DEPARTMENT OF LABOR, LICENSING AND REGULATION OFFICE OF STATE FIRE MARSHAL

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. National Fire Protection Association 16, Standard for the Installation of Foam-Water Sprinkler and Foam-Water Spray Systems, 2011 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Code of Law, Section 40-10-240
South Carolina Rules and Regulations 71-8300.2(G)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@lir.sc.gov.

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**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. National Fire Protection Association 18, Standard on Wetting Agents, 2011 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Code of Law, Section 40-10-240
South Carolina Rules and Regulations 71-8300.2(G)

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**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. National Fire Protection Association 25, Standard for the Inspection, Testing, and Maintenance of Water-Based Fire Protection Systems, 2011 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269

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3. This code is referenced by:
South Carolina Code of Law, Section 40-10-240
South Carolina Rules and Regulations 71-8300.2(G)(11)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@llr.sc.gov.

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DEPARTMENT OF LABOR, LICENSING AND REGULATION OFFICE OF STATE FIRE MARSHAL

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. National Fire Protection Association 30, Flammable and Combustible Liquids Code, 2012 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Code of Law, Section 39-41-260
South Carolina Rules and Regulations 71-8300.2(H)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@llr.sc.gov.

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DEPARTMENT OF LABOR, LICENSING AND REGULATION OFFICE OF STATE FIRE MARSHAL

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. National Fire Protection Association 30A, Code for Motor Fuel Dispensing Facilities and Repair Garages, 2012 Edition

2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Code of Law, Section 39-41-260
South Carolina Rules and Regulations 71-8300.2(I)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@llr.sc.gov.

If no comments are received within sixty (60) days of publication of this notice, the Office of State Fire Marshal will promulgate this latest edition without amendment.

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. National Fire Protection Association 58, Liquefied Petroleum Gas Code, 2011 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Code of Law, Section 40-82-70
South Carolina Rules and Regulations 71-8300.2(L)

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**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

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1. National Fire Protection Association 70, National Electrical Code, 2011 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Rules and Regulations 71-8300.2(N)

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**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

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1. National Fire Protection Association 99, Health Care Facilities Code, 2012 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Rules and Regulations 71-8300.2(Q)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@llr.sc.gov.

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**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

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1. National Fire Protection Association 101, Life Safety Code, 2012 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Code of Law, Section 23-45-140
South Carolina Rules and Regulations 71-8300.2(R)

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**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. National Fire Protection Association 102, Standard for Grandstands, Folding and Telescopic Seating, Tents, and Membrane Structures, 2011 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Rules and Regulations 71-8300.2(S)

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136 NOTICES

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DEPARTMENT OF LABOR, LICENSING AND REGULATION OFFICE OF STATE FIRE MARSHAL

NOTICE OF GENERAL PUBLIC INTEREST

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1. National Fire Protection Association 160, Standard for the Use of Flame Effects Before an Audience, 2011 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Rules and Regulations 71-8300.2(T)

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DEPARTMENT OF LABOR, LICENSING AND REGULATION OFFICE OF STATE FIRE MARSHAL

NOTICE OF GENERAL PUBLIC INTEREST

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1. National Fire Protection Association 214, Standard on Water-Cooling Towers, 2011 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Code of Law, Section 40-10-240(A)
South Carolina Rules and Regulations 71-8300.2(G)

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**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

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1. National Fire Protection Association 407, Standard for Aircraft Fuel Servicing, 2012 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Code of Law, Section 23-9-60
South Carolina Rules and Regulations 71-8300.2(U)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@llr.sc.gov.

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**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

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1. National Fire Protection Association 409, Standard on Aircraft Hangars, 2011 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269

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3. This code is referenced by:
South Carolina Code of Law, Section 40-10-240
South Carolina Rules and Regulations 71-8300.2(V)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@llr.sc.gov.

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DEPARTMENT OF LABOR, LICENSING AND REGULATION OFFICE OF STATE FIRE MARSHAL

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. National Fire Protection Association 1126, Standard for the Use of Pyrotechnics Before a Proximate Audience, 2011 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Code of Law, Section 23-35-45
South Carolina Rules and Regulations 71-8300.2(AA)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@llr.sc.gov.

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DEPARTMENT OF LABOR, LICENSING AND REGULATION OFFICE OF STATE FIRE MARSHAL

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. National Fire Protection Association 1142, Standard on Water Supplies for Suburban and Rural Fire Fighting, 2012 Edition

2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Rules and Regulations 71-8300.2(CC)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@lir.sc.gov.

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**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF STATE FIRE MARSHAL**

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 1-34-30 of the 1976 Code of Laws of South Carolina, as amended, the Department of Labor, Licensing and Regulation, Office of State Fire Marshal intends to adopt the latest edition of the following nationally recognized code.

1. National Fire Protection Association 2001, Standard on Clean Agent Fire Extinguishing Systems, 2012 Edition
2. The original promulgating authority for this code is:
National Fire Protection Association
1 Batterymarch Park
Quincy, Massachusetts 02269
3. This code is referenced by:
South Carolina Rules and Regulations 71-8300.2(F)(7)

The Office of State Fire Marshal specifically requests comments concerning sections of these editions which may be unsuitable for enforcement in South Carolina. Written comments may be submitted to Shane Ray at 141 Monticello Trail, Columbia, SC 29203, by fax at 803-896-9806, or by e-mail to Shane.Ray@lir.sc.gov.

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DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL CHAPTER 61

Statutory Authority: 1976 Code Sections 48-1-10 et seq.

Notice of Drafting:

The Department of Health and Environmental Control (Department) is proposing to amend Regulation 61-62, Air Pollution Control Regulations and Standards, and the South Carolina Air Quality Implementation Plan (State Implementation Plan or SIP). Interested persons are invited to present their views concerning these amendments in writing to Anthony T Lofton, Air Regulation and SIP Management Section, Bureau of Air Quality, 2600 Bull Street, Columbia, SC 29201, or via electronic mail at loftonat@dhec.sc.gov. To be considered, the Department must receive comments by 5:00 p.m. on June 24, 2013, the close of the drafting comment period.

Synopsis:

The United States Environmental Protection Agency (EPA) promulgates amendments to 40 CFR Parts 51, 52, 60 and 63 throughout each calendar year. Recent federal amendments include clarification, guidance and technical amendments regarding state implementation plan (SIP) requirements, New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAP) for Source Categories.

The Department proposes to amend Regulation 61-62.1, Definitions and General Requirements, to incorporate an amendment to the definition of Volatile Organic Compounds (VOCs) promulgated by the federal rule "Revision to Definition of Volatile Organic Compounds-Exclusion of trans-1,3,3,3-tetrafluoropropene" (77 FR 37610, June 22, 2012). The Department also proposes to amend Regulation 61-62.5, Standard No. 7, Prevention of Significant Deterioration, to incorporate a provision in the definition of "Regulated NSR Pollutant," as required by the federal rule "Implementation of the New Source Review (NSR) Program for Particulate Matter Less Than 2.5 Micrometers (PM_{2.5}): Amendment to the Definition of "Regulated NSR Pollutant" Concerning Condensable Particulate Matter" (77 FR 65107, October 25, 2012). Additionally, the Department proposes to amend Regulations 61-62.60, South Carolina Designated Facility Plan and New Source Performance Standards, and 61-62.63, National Emission Standards for Hazardous Air Pollutants (NESHAP) for Source Categories, to incorporate by reference recent federal amendments promulgated during the period from January 1, 2012, through December 31, 2012.

The Department may also propose other changes to Regulation 61-62 that may include corrections for internal consistency, clarification, reference, punctuation, codification, formatting, and spelling to improve the overall text of Regulation 61-62 as necessary.

Pursuant to S.C. Code Section 1-23-120(H)(1), the proposed amendments in this Notice will not be more stringent than current federal requirements and thus do not require legislative review.

BOARD OF EXAMINERS IN PSYCHOLOGY

CHAPTER 100

Statutory Authority: 1976 Code Sections 40-1-70 and 40-55-40(d)

Notice of Drafting:

The South Carolina Board of Examiners in Psychology proposes to amend its regulations and subsequent Appendices in conformance with its practice act. Interested persons may submit comments to Patricia Glenn, Administrator, State Board of Examiners in Psychology, Post Office Box 11329, Columbia, S.C. 29211-1329.

Synopsis:

The South Carolina Board of Examiners in Psychology proposes to amend its regulations. Legislative review of this amendment is required.

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Document No. 4381

STATE BOARD OF EDUCATION

CHAPTER 43

Statutory Authority: Individuals with Disabilities Education Improvement Act of 2004,
20 U.S.C. 1400 et seq. (2004)

43-243. Special Education, Education of Students with Disabilities

Preamble:

The State Board of Education proposes to amend R.43-243 to align state rules, regulations, and policies relating to the education of children with disabilities to the purposes and requirements of the Individuals with Disabilities Education Act of 2004 regulation 34 Parts 300 and 301 as amended March 2013. This regulation will amend current Regulation 43-243.

Notice of drafting for the proposed amendments was published in the *State Register* on March 22, 2013.

Section-by-Section Discussion

Section II(C)(c)	Adds term each public agency to clarify responsibility.
Section II(C)(9)(a)(1)	Adds term each public agency to clarify responsibility.
Section II(C)(10)	Adds term each public agency to clarify responsibility.
Section II(L)(1)(d)(2)(iv)	Amends language regarding accessing public benefits to be consistent with federal regulations.
Section II(L)(1)(d)(2)(v)	Adds language regarding accessing public benefits to be consistent with federal regulations.
Section II(M)(4)	Adds language regarding students with disabilities participation in public assessments to be consistent with federal regulations.
Section II(M)(4)	Renumbered section to section 5 to reflect addition of section.
Section II(M)(5)	Renumbered section to section 6 to reflect addition of section.
Section II(M)(6)	Renumbered section to section 7 to reflect addition of section.
Section II(M)(7)	Renumbered section to section 8 to reflect addition of section.
Section II(P)(4)(a)(1)	Change “an SEA” to “the SEA.”
Section II(Q)(1)(a)	Change “an SEA” to “the SEA.”
Section II(Q)(4)	Change “an SEA” to “the SEA.”
Section III(1) to (25)	Renumbered sections to conform with other sections of regulation.
Section III(15)(c)	Renumbered section to (O)(3) and changed “may” to “will.”
Section VI(C)(2)(a)	Amend dates for the collection of annual child count to be consistent with federal regulations. Adds term each public agency to clarify responsibility.
Section VIII(1) to (15)	Renumbered sections to conform with other sections of regulation.

Notice of Public Hearing and Opportunity for Public Comment:

A hearing pursuant to South Carolina Code Ann. Section 1-23-110(A)(3), as amended, will be held July 10, 2013, at 1:00 p.m. in the Rutledge Conference Center, Rutledge Building, 1429 Senate Street, Columbia, South Carolina 29201. Persons desiring to make oral comments at the hearing are asked to provide written copies of their presentation for the record. If a qualifying request pursuant to Section 1-23-110(A)(3) is not timely received, the hearing will be canceled.

Written comments, requests for the text of the proposed amendments or any other information, and any requests for a public hearing should be submitted to the Division of Accountability, Attn: Cathy Boshamer, Rutledge Building, Room 808-G, 1429 Senate Street, Columbia, South Carolina 29201, or

cboshamer@ed.sc.gov on or before 5:00 p.m. on June 24, 2013. Copies of the text of the proposed amendments for public notice and comment are available at <http://www.ed.sc.gov/agency/stateboard>.

Preliminary Fiscal Impact Statement:

There will be no increased costs to the state or its political subdivisions.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION: State Board of Education Regulation 43-243, Special Education, Education of Students with Disabilities.

Purpose: The amendments to this regulation are needed to clarify responsibilities of state and local public agencies, align the requirements for accessing public benefits for students with disabilities with the federal regulation, align the requirements for assessing students with disabilities on state and local assessments with the federal regulation, and change the date range for the collection of the annual child count.

The purpose of this regulation is to align state rules, regulations, and policies relating to the education of children with disabilities to the purposes and requirements of the Individuals with Disabilities Education Improvement Act of 2004 (IDEA) and its implementing regulation.

The federal IDEA regulation is incorporated into R.43-243, Special Education, Education of Students with Disabilities, by reference. This regulation is an outline of all provisions contained in Part B of the IDEA regulation. Most provisions of proposed R.43-243 are identical to the IDEA regulation.

Legal Authority: Individuals with Disabilities Education Improvement Act of 2004, 20 U.S.C 1400 et seq. (2004)

Plan for Implementation: The proposed amendment would be incorporated within Regulation 43-243 upon publication in the State Register as a final regulation. The South Carolina Department of Education provides routine training on the implementation of state and federal regulations.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The amendment is needed to clarify responsibility, align with federal regulation amendment, and change the annual child count date range.

DETERMINATION OF COSTS AND BENEFITS:

There will be no increased costs to the State or its political subdivisions.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates relative to the costs to the State or its political subdivisions.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

This regulation does not have any effect on the environment or public health.

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DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment or public health if this regulation is not implemented.

Statement of Rationale:

The purpose of the proposed amendment is to align SBE regulation 43-243 with federal regulations. This action is necessary to clarify responsibility, amend language regarding accessing public benefits, add language regarding assessment of students with disabilities, and change the date range for the annual child count collection.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 4382

DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF ELEVATORS AND AMUSEMENT RIDES
CHAPTER 71

Statutory Authority: 1976 Code Sections 41-16-40, 41-16-70, 41-18-70, 41-18-80, and 41-18-120

71-4800. Qualifications of Approved Special Inspectors

71-5400. Qualification of Special Inspectors

Preamble:

The South Carolina Office of Elevators and Amusement Rides is amending Regulations 71-4800 and 71-5400 regarding qualification of special inspectors.

Section-by-Section Discussion:

71-4800. Qualifications of Approved Special Inspectors.

- 1.-3. No changes.
4. Change Commissioner to Director.
5. Deletes in its entirety.
- 6.-7. Renumbers as 5.-6. for clarity.
7. Adds grounds for licensure revocation and denial of licensure.
8. Adds process for appealing revocation or denial of licensure to Director.
9. Adds process for appealing Director's decision to ALC.

71-5400. Qualification of Special Inspectors.

- 1.-2. No changes.
3. Deletes in its entirety.
- 4.-5. Renumbers as 3.-4. for clarity.
5. Adds grounds for licensure revocation or denial of licensure.
6. Adds process for appealing revocation or denial of licensure to Commissioner.
7. Adds process for appealing Commissioner's decision to ALC.

The Notice of Drafting was published in the *State Register* on February 22, 2013.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at June 27, 2013 at 10:00 a.m. Written comments may be directed to Duane Scott, Administrator, South Carolina Office of Elevators and Amusement Rides, Department of Labor, Licensing, and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1329, no later than 5:00 p.m., June 24, 2013. If a qualifying request pursuant to Section 1-23-110(A)(3) is not timely received, the hearing will be canceled.

Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions.

Statement of Need and Reasonableness:

These regulations are amended in accordance with S.C. Code Ann. §§41-16-40, 41-16-70, 41-18-70, 41-18-80, and 41-18-120 regarding qualifications of special inspectors for elevators and for amusement rides. Reg. 71-5400 provides for grounds for licensure revocation or denial of licensure in accordance with S.C. Code Ann. §§41-16-40 1.h. and 41-16-170, and Reg. 71-4800 provides for grounds for revocation or denial of licensure in conformance with S.C. Code Ann. §41-18-60(D) and (E). Additionally, these regulations ensure due process is afforded to special inspectors whose licenses have been revoked or who have been denied licensure.

DESCRIPTION OF REGULATION:

Purpose: The Agency is updating the regulations to reflect grounds for revocation and denial of licensure, and to afford due process to inspectors aggrieved by such decision.

Legal Authority: 1976 Code Sections 41-16-40, 41-16-70, 41-18-70, 41-18-80, and 41-18-120.

Plan for Implementation: The revised regulations will take effect upon approval by the General Assembly and upon publication in the *State Register*. LLR will notify licensees of the revised regulations and post the revised regulations on the agency's web site.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS THEREIN AND EXPECTED BENEFITS:

The Agency is updating the regulations to reflect grounds for revocation and denial of licensure, and to afford due process to inspectors aggrieved by such decision. These are necessary to ensure ethical conduct of inspectors in performing their duties and to ensure due process when inspectors are aggrieved by decisions of the Agency.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulations.

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EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

These regulations will have no effect on the environment. These regulations contribute to the Department's function of protecting public welfare in the state of South Carolina.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment and public health of this State if these regulations are not implemented.

Statement of Rationale:

These regulations are updated to require special inspectors to make reports on forms prescribed by the Department.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 4226
BUILDING CODES COUNCIL
 CHAPTER 8

Statutory Authority: 1976 Code Sections 6-8-20 and 40-1-70

8-225. Duties and Responsibilities of Department
 8-600 through 8-628. Modular Buildings Construction

Synopsis:

To satisfy the requirements of licensure in the field of building codes, Regulations 8-225 and 8-600 through 8-628 are updated in conformance with the current Building Codes Council Practice Act.

The Notice of Drafting was published in the *State Register* on November 25, 2011.

Instructions:

The following sections of Chapter 8 are modified as provided below. All other items and sections remain unchanged.

Text:

8-225. Duties and Responsibilities of Department.

(A) The Department shall provide the personnel to serve as staff for the Council. Such staff shall have the duty and responsibility to:

- (1) Maintain an accurate and complete record of all meetings, hearings, proceedings, correspondence and technical work performed by and for Council;
- (2) Make all records and documents of Council available for public inspection any time during normal working hours;
- (3) Prepare and provide all information, documents and exhibits necessary for the Council agendas and meetings; and,
- (4) Perform such other related tasks as may, from time to time, arise.

(B) The Department shall provide legal counsel for the Council.

ARTICLE 6

MODULAR BUILDINGS CONSTRUCTION

(Statutory Authority: 1976 Code Sections 23-43-40 and 40-1-70)

8-600. The South Carolina Modular Buildings Construction Act.

8-601. Purpose.

(1) The provisions of these regulations are adopted in implementation of the South Carolina Modular Buildings Construction Act of 1984, Chapter 43 of Title 23 of the South Carolina Code of Laws, 1976 as amended, and are intended to provide uniform standards for modular construction, while preserving and recognizing local governmental responsibility in regard to utilization of modular buildings within a community.

(2) Regulations provided herein are applicable to all modular buildings which are manufactured for and subsequently erected within the State of South Carolina, and all modular buildings manufactured in South Carolina erected in other states under reciprocal agreements. These regulations apply to all buildings erected in

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the State of South Carolina, regardless of whether or not building codes are adopted and administered in the areas where erection takes place.

(3) The definition of modular building does not include mobile or manufactured homes, as defined by the U.S. Department of Housing and Urban Development, which is any residential unit constructed to the Federal Mobile Home Construction and Safety Standards, 42 USC Sections 5401 and 24 CFR 3282 and 3283.

8-602. Definitions.

For the purpose of these regulations, the following words shall have the meanings indicated:

(1) "Act" means the South Carolina Modular Buildings Construction Act of 1984, Chapter 43 of Title 23 of the South Carolina Code of Laws, 1976 as amended.

(2) "Approved" means conforming to the requirements of Council.

(3) "Building System" means plans, specifications and documentation for a system of modular buildings or for a type or a system of building components, which may include structural, electrical, mechanical, plumbing and fire protection systems, and other building systems affecting life safety.

(4) "Closed Construction" means that condition when any building, component, assembly, subassembly, or system is manufactured in such a manner that all portions cannot be readily inspected at the erection site without disassembly.

(5) "Component" means any assembly, subassembly, or combination of elements of closed construction, for use as a part of a building, which may include structural, electrical, mechanical, plumbing and fire protection systems, and other building systems affecting life safety.

(6) "Council" means the South Carolina Building Codes Council as established by Section 6-9-63 of the South Carolina Code of Laws.

(7) "Custom Building" means any building manufactured to individual system specifications and not intended for duplication or repetitive manufacture.

(8) "Damage" means damage or breakage occurring to a modular building or any part thereof causing it to not comply with these regulations.

(9) "Days" shall be construed to be work days, and shall not include Saturdays, Sundays, or holidays.

(10) "Department" means the Department of Labor, Licensing and Regulation for the State of South Carolina.

(11) "Equipment" means all materials, appliances, devices, fixtures, fittings, or accessories installed in or used in the manufacture and assembly of a modular building.

(12) "Field technical service" means clarification in the field by the Council of technical data relating to the application of the regulations.

(13) "Labeled" means equipment bearing a label of certification by an approved listing organization.

(14) "Listed" means equipment or materials included in a list published by an approved listing organization.

(15) "Local Building Official" means the officer or other designated authority, or duly authorized representative, charged with the administration and enforcement of building codes and standards, for any county, city, town, or other political subdivision of the state.

(16) "Manufacturer" means any person, firm, or corporation which manufactures or assembles modular buildings.

(17) "Manufacturer's Representative" means any person employed by a modular building manufacturer who sells, or offers for sale, modular buildings or components.

(18) "Model" means a specific modular building design which is based on size, room arrangement, method of construction, and arrangement of plumbing, mechanical, or electrical equipment and systems therein.

(19) "Open Construction" means any modular building, building component, assembly, or system manufactured in such a manner that all parts or processes of manufacture can be readily inspected at the installation site without disassembly.

(20) "Site" means the location on which a modular building is erected or is to be erected.

(21) "Standard Design" means any building, system, model, series, or component intended for duplication or repetitive manufacture.

(22) "System Prototype" means a specific design of modular building designated by the manufacturer to be the standard for reproduction. A system prototype may include options that do not affect the performance or function of any system.

(23) "System Recognition" means a system of construction approved by an approved inspection agency.

(24) "Valuation" means the total fair market value of a structure in its completed state, including the combined costs of the modular building or components, the foundation system, porches steps and other "add-ons," additional required mechanical equipment and the installation and connection of all utilities.

8-603. Council Duties and Responsibilities.

(1) The Council shall require filing and final approval of all quality control manuals, system, and model design plans changes as they occur.

(2) Plans, manuals, and related documents will be accepted only after approval of and submittal by an approved inspection agency, but are subject to review as deemed necessary by the Council.

(3) Any person may request field technical services provided such requests are submitted to the Council in writing and are subject to the fee schedule in these regulations.

8-604. Adoption of Model Codes.

(1) The design and fabrication of modular buildings shall comply with the requirements of the building codes as listed in Chapter 9, Title 6, of the South Carolina Code of Laws, 1976 as amended.

(2) Energy code. The design and installation of thermal performance standards for all modular buildings shall comply with the requirements of Chapter 10, Title 6, of the South Carolina Code of Laws, 1976 as amended.

(3) Building official. Where reference is made, in any building code, to the building, plumbing, gas or mechanical official, administrative authority, enforcement official or any such authoritative person, it shall mean the Council administration.

(4) All service connections and foundations installed at the building site shall be regulated by the local building official.

(5) Barrier Free Design. The design and erection of modular buildings for the purpose of public use must be in compliance with the Barrier Free Design Standard, Code of Laws of South Carolina, 1976 as amended, Sections 10-5-210 through 10-5-250, and adopted regulations.

8-605. Enforcement Authority.

(1) It is the intent of the Act and these regulations, that those areas of authority rightfully belonging to the local government are specifically and entirely reserved thereto. Such areas are land use, zoning, fire zones, site development and subdivision control, as well as the review and regulation of architectural and aesthetic requirements. Such requirements and regulations not in conflict with the provisions of the Act or these regulations, which currently exist or may be enacted, must be reasonable and uniformly applied and enforced without distinction as to whether such building is modular or constructed on site in a conventional manner. Local zoning ordinances shall not restrict location of, or otherwise discriminate against modular buildings certified in accordance with the Act and these regulations.

(2) The local government shall furthermore be reserved the authority to:

(a) require a complete set of plans and specifications as certified by the Council for each modular building erected within its jurisdiction; and

(b) require that all permits be obtained before erection of any unit on a building site; and

(c) approve and inspect foundation systems and all connections thereto; and

(d) approve and inspect all electrical, plumbing, gas, or mechanical systems from the source of service to the point at which they connect to the building.

(3) The local building official shall report any modular building that has been damaged enroute to the erection site.

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(4) Any modular building unit bearing the Council's certification label shall be deemed to comply with the requirements of all building codes, ordinances, or regulations which govern building construction, enacted by any local government.

(5) The local building official shall require that all modular buildings bear a certification label before issuing a Certificate of Occupancy.

(6) The local building official shall report any violations of the Act or these regulations to the Council.

8-606. Delegation of Inspection Authority: Approved Inspection Agency's Qualifications, Acceptance Requirements.

(1) The Council shall consider an organization for acceptance as an approved inspection agency upon receipt of an application accompanied by a prospectus detailing its capabilities to perform in that capacity.

(2) Each organization applying for approval shall indicate in its application:

(a) its qualifications to inspect equipment and systems; and

(b) that the organization is not controlled by any manufacturer or supplier subject to the Council's jurisdiction; and

(c) that it will make available specific information as required by the Council; and

(d) that it retains a building construction oriented South Carolina registered professional engineer or architect who shall be responsible for compliance with these regulations; and

(e) its organizational structure; and

(f) the education and qualification of the employees to be doing the actual inspection and plan review; and

(g) Its agreement to perform inspections at the frequency specified in these regulations; and

(h) proof that all personnel performing inspections are certified by a testing agency recognized by the Council.

8-607. Approved Inspection Agency Authority.

(1) An approved inspection agency shall conduct inspections at the manufacturing plant to determine compliance with the approved plans. Violations of any of the provisions of these regulations or variations from the approved plans may be cause for revocation of the plan approval and shall be reported to the Council within one (1) day after discovery.

(2) Failure on the part of an approved inspection agency to fulfill its responsibilities or notify the Council of violations of these regulations or variations from the approved plans is cause for revocation of its approval.

(3) An approved inspection agency shall evaluate modular building plans for design approval before submission for final review by the Council.

(a) The design review submittal shall include a completed application on forms obtainable from the Council and three (3) complete sets of scaled plans, specifications and structural, electrical, mechanical, and energy calculations prepared by an architect or engineer licensed to practice in the State of South Carolina; quality control manuals, calculations, and any required test results for each system and prototype to be approved. The approved inspection agency shall designate its approval by affixing its seal to each print, the cover of the quality control manual, and supporting data prior to submittal.

(b) The approved inspection agency shall submit for the manufacturer, a request for Council review which may include any or all elements of building systems such as structural, mechanical, plumbing, and electrical components. All modular building system submittals must include at least the following:

(1) Structural:

(i) details specifying methods of field connection of units or models to each other and foundations;

and

(ii) all exterior elevations; and

(iii) elevations and details of elements, walls or sections thereof providing resistance to vertical loads or lateral forces; and

(iv) floor plans and floor framing plans; and

(v) details of framing system showing direction of face grain of plywood, blocking, connections, etc.; and

- (vi) vertical load calculations; and
- (vii) lateral force calculations; and
- (viii) overturning and uplift calculations; and
- (ix) details of all structural connections such as chord splices, corner and wall intersection details, post and beam splices, etc., (both inplant and onsite connections must be shown); and
- (x) complete roof framing plan showing method of framing, direction of face grain of plywood, connections, etc., roof covering material and roofing specifications; and
- (xi) cross sections as necessary to identify major building components; and
- (xii) information for plywood when used, such as thickness, index number, grade, direction of face grain, etc., and lumber grades; and
- (xiii) details of flashing, such as at openings and at penetrations through roofs flashing material and gage to be used; and
- (xiv) attic access and attic ventilation; and
- (xv) wall and soffit material as well as finish; and
- (xvi) interior wall and ceiling finish; and
- (xvii) fire separation details, when required by code; and
- (xviii) opening treatment for doors and windows including door swings; and
- (xix) all foundation vents and under floor access; and
- (xx) structural steel materials, sizes, finishes, and connection details; and
- (xxi) reinforcing, concrete and mesh materials, strengths, grades, sizes, spacing and details in accordance with "Building Code Requirements for Reinforced Concrete, ACI 318"; and
- (xxii) all work that is required on the building site; and
- (xxiii) details of all elements for access and use by people with disabilities.

(2) Plumbing:

- (i) plan and riser diagram of the plumbing layout showing size of piping, fittings, traps, vents, cleanouts and valves, etc., for gas, water, drainage, waste, and vent systems; and
- (ii) plumbing materials, make, model, and rating/capacity of fixtures; and
- (iii) make and model of safety controls and their locations; and
- (iv) intervals and method of horizontal piping support; and
- (v) vertical piping and valve supports; and
- (vi) location of flues and vents above roofs and required clearances from air intakes, other vents and flues, etc.; and
- (vii) method of testing.

(3) Mechanical:

- (i) location of all equipment and appliances; and
- (ii) listed or labeled appliances, units or equipment; and
- (iii) heat loss and heat gain calculations; and
- (iv) BTU, input and output rating of all appliances and equipment; and
- (v) duct and register locations, including size, and materials; and
- (vi) clearance from combustible material or surfaces for all appliances, equipment, ducts, flues, and chimneys; and
- (vii) method of providing required combustion air and return air; and
- (viii) location of flues, vents and chimneys, and clearances for air intakes; and
- (ix) details and approvals for dampers in ducts penetrating fire separation walls, floors and ceilings;

and

- (x) method of testing; and
- (xi) method of securing every appliance and its components to avoid displacement and movement from vibration and road shock.

(4) Electrical:

- (i) plan and detail of service equipment, including service entrance, conductors, service raceway and clearances, above ground, and above structures; and
- (ii) method and detail for grounding service equipment; and
- (iii) diagram of the entire electrical installation; and

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- (iv) complete load calculations for service and feeders; and
- (v) identification and sizes of all feeders and branch circuits; and
- (vi) size, rating, and location of main disconnect/overcurrent protective devices; and
- (vii) method of interconnection between modules or units and location of connections; and
- (viii) location of all outlets and junction boxes; and
- (ix) the protection of nonmetallic sheathed cable in locations subject to mechanical damage; and
- (x) method of backing, mounting, and strapping of fixtures and wiring; and
- (xi) name plate rating of all appliances and equipment; and
- (xii) method of testing; and
- (xiii) labeling of wiring, fixtures, and equipment.

(4) Calculations and test procedures. When the composition or configuration of elements, assemblies, or details of structural members are such that calculations of their safe load carrying capacity, basic structural integrity, or fire resistance cannot be accurately determined in accordance with generally established principles of engineering design, such structural properties, or fire resistance of the members or assemblies may be established by an approved inspection agency.

(5) Design plan approval expiration. Design plan approvals shall expire on the effective date of any applicable change to these regulations and the building codes referenced herein, when the change affects a system or component of the model involved.

(6) It shall be the responsibility of the manufacturer to submit an application for design plan renewal to the Council.

(7) Revocation of approval. Revocation of a plan approval shall occur upon the failure of the manufacturer to comply with the provisions of these regulations.

(8) Nonconforming application. If an application does not conform to the requirements of these regulations, the applicant shall be notified in writing. If corrections have not been received by the Council within ninety (90) days of such notice, the application will be deemed abandoned. Subsequent submission shall be as for a new application.

(9) Evidence of Council approval. Approved plans and specifications shall be evidenced by acknowledgment of the Council. Approved copies of the plans and specifications shall be returned to the manufacturer with a letter indicating the limitations of the approval. A copy of the letter shall be available for inspection use at each place of manufacture.

(10) Manufacturer's unit data plate. The manufacturer shall install on all modular building units, a data plate which shall contain, but not be limited to the following design information:

- (a) maximum live load; and
- (b) maximum snow load; and
- (c) maximum wind load; and
- (d) seismic zone; and
- (e) thermal transmittance value (U_o) of: walls, roof/ceiling, and floors.

(11) The data plate shall be permanently mounted in a conspicuous location.

(12) Manufacturer's component data plate. The manufacturer shall install on each modular component or package of modular components a data plate which indicates the limiting characteristics and design criteria of the components for determining how they can be installed and utilized within their capabilities.

8-608. Quality Control Procedures.

(1) The manufacturer shall establish a written agreement with an inspection agency approved by the Council, clearly stating the quality control procedures which it shall institute in its manufacturing facilities. The quality control procedures shall be documented in manual form, which the manufacturer shall submit to the approved inspection agency for approval. The quality control program outlines must comply with these regulations and be approved by the Council.

(2) The quality control manual shall include quality control procedures for the modular building manufacturing process such as, construction sequence; compliance of basic materials with specifications; frequency of inspection; administrative procedures and samples of quality control forms to be used; and, system description for retention of quality control records.

(3) The manufacturer shall designate an employee to be responsible for the quality control program in its plant and to maintain records to substantiate that each modular unit has been inspected in accordance with the approved plans and specifications.

(4) All modular buildings or components shall be manufactured in accordance with the building codes adopted in these regulations and the quality control procedures established by the manufacturer and accepted by the approved inspection agency and the Council.

(5) The Council shall perform a minimum of one (1) annual audit, at the address of record, for each licensed manufacturing facility and approved inspection agency, with or without notice.

8-609. Change in Status, Alterations.

(1) Changes to approved plans.

(a) If the manufacturer proposes to change any portion of its system or model designs, or if the Council regulations are amended to necessitate such change, it shall be required to submit to the Council, through its approved inspection agency; three (3) sets of detailed, supplemental plans. Plans shall be accompanied by a transmittal of supplementary plan application form, obtainable from the Council and the appropriate plan filing fee.

(b) A model name or designation may be changed or added prior to the expiration date by filing an amended application.

(c) If the manufacturer proposes changes in the quality control manual or procedures, three (3) copies of the changes shall be submitted to the Council through the approved inspection agency.

(2) Change of name, address, or ownership. In the event of a change of name, address, or ownership of a modular building manufacturer, the owner, or an officer shall notify the Council in writing within ten (10) days of such change.

(3) Discontinuance of manufacturer. When a manufacturer discontinues an approved model, the manufacturer shall, within ten (10) days, advise the Council of the date of the discontinuance and return all certification labels allocated to the model.

(4) Existing model approvals. In the event of amendment of these regulations or the building codes referenced herein, which will require changes to an approved model design, the Council shall notify the manufacturer of such changes, and shall allow the manufacturer ninety (90) days from the date of such notification, or such additional time as the Council shall deem reasonable, in which to submit revised plans for model approval.

(5) Revised model plans submitted pursuant to this section shall be processed as a supplemental detail, with appropriate fees.

(6) Alteration or conversion. Any unauthorized alteration or conversation made to an approved modular building prior to initial erection shall void the approval. The state certification label(s) affixed to the building shall be returned to or be confiscated by the Council.

(7) Any alteration or conversion made to an approved modular building after initial erection shall void the approval and certification label, and, be subject to the provisions of the building inspection program for the jurisdiction in which it is located.

8-610. Alternate Methods and Materials.

(1) The provision of these regulations are not intended to prevent the use of any material, appliance, device, system arrangement, or method of construction not specifically prescribed in accepted model codes, provided any such alternate has been approved by the Council.

(2) The Council may approve alternates if it finds that the proposed design is satisfactory and that the material, appliance, device arrangement, method, system, or work offered is at least the equivalent in performance, quality, strength, effectiveness, fire resistance, durability, and safety.

(3) Listed or labeled equipment and systems may be disapproved by the Council, if it determines that they are not adequate to serve their intended purposes.

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(4) All material submitted by the manufacturer to the Council in the form of plans, engineering data, test results quality control manual etc., will be considered as proprietary information of the applicant until such time as approval has been issued by the Council.

8-611. Approved Inspection Agency: Inspection.

(1) Inplant inspections. The approved inspection agency shall conduct announced and unannounced inspections at the manufacturing site to review any or all aspects of manufacturer's production and quality control procedures. The approved inspection agency shall make a complete inspection of at least one (1) unit through all phases of manufacture to assure that the manufacture has the capabilities to produce units in compliance with their approved design and/or the appropriate codes. Thereafter, inspection of every system of every building or component shall be made at least at one (1) point during the manufacturing process.

(2) Individual unit inspections. The quality control procedure set forth in these regulations may be waived by the Council at the manufacturer's request. Waiver of the quality control procedure, however, shall require the manufacturer to have all systems of each unit he it produces individually inspected.

8-612. Reciprocity.

(1) The Council may enter into agreements with other states for reciprocal approval of modular buildings when the Council determines that the requirements of the Act and these regulations are met.

(2) A modular building sold or erected in South Carolina, which has been inspected under a reciprocal agreement with another state, shall bear the certification label of South Carolina, and the certification label of the inspecting state or a common label approved by Council.

(3) The Council reserves the right to determine compliance of all units to be sold or erected in South Carolina which have been inspected under reciprocal agreement with another state.

(4) If the Council determines that standards and inspections of modular buildings prescribed by statutes of another state are equal to those of the Act and these regulations, and that such standards are equally enforced, the Council may enter into reciprocity with that state.

(5) If the reciprocating state suspends or revokes a manufacturer's certification, license or plan approval, the certification license or plan approval of the Council granted under these regulations shall likewise be suspended or revoked.

8-613. Multiple Site Manufacturing.

(1) If a manufacturer plans to produce at more than one (1) location, plan approval may be obtained for all locations at the time of filing subject to submission of the following:

(a) one (1) set of application forms for plan approval designating all locations of manufacture; and

(b) two (2) sets of plans and specifications, plus one (1) additional set for each location of manufacturer; and

(c) filing fees as designated in these regulations; and

(d) two (2) quality control manuals, plus one (1) additional manual for each location of manufacture.

(2) If a manufacturer wishes to obtain approval for one (1) or more points of manufacture, a manufacturer's license, and at least one (1) manufacturer's representative license must be issued for each location.

8-614. Council Certification Label.

(1) Each modular building, section, or component containing any portion of a closed system shall bear a certification label prior to leaving the manufacturing plant unless otherwise authorized by the Council. Each certification label shall be assigned and affixed to a specific unit in a visible location as approved by the Council and whenever possible on the electrical distribution panel cover.

(2) Certification labels are not transferable and void when not affixed to the building, room or component for which they are assigned. All voided certification labels shall be returned to, or may be confiscated by the Council.

(3) The control of certification labels shall remain with the Council and may be revoked by the Council in the event of violation of the conditions of approval.

8-615. Certification Label Application and Issuance.

A label request application, along with the appropriate fee, shall be submitted by the manufacturer to the Council. The application shall include the manufacturer’s model number of each unit for which a certification label is required. Additionally, the manufacturer shall file with the Council a certification label disposition report at least monthly, which indicates the model serial number, certification label number, and final location of each modular unit.

8-616. Certification Label Denial.

Should inspection reveal that a manufacturer is not manufacturing buildings or components in accordance with the approved plans and such manufacturer, after having been served with a notice fully stating the violations, fails to take the appropriate corrective action, then all subsequent applications for certification labels shall be denied and all certification labels previously issued, invalidated. Label issuance shall not resume until all violations have been corrected and proof of compliance submitted to the Council.

8-617. Removal of Certification Labels.

(1) In the event that a modular building or component bearing a certification label is found to be in violation of the approved plans, the approved inspection agency or the Council shall remove the certification label and furnish the manufacturer with a written statement of all violations.

(2) Following correction of all violations, the manufacturer shall request an inspection to be made by the approved inspection agency or Council, before a replacement certification label may be issued.

8-618. Schedule of Fees.

- (1) Modular building systems plan review:
 - (a) structural systems \$110.00
 - (b) electrical systems \$30.00
 - (c) plumbing systems \$30.00
 - (d) HVAC Systems \$30.00
 - Total of all Systems \$200.00
- (2) Component or core unit plan review:
 - (a) structural systems \$60.00
 - (b) electrical systems \$20.00
 - (c) plumbing systems \$20.00
 - (d) HVAC Systems \$20.00
 - Total of all Systems \$120.00
- (3) All fees are payable at the time of submittal of the application and are nonrefundable.
- (4) The Council will charge a rate of twenty dollars (\$20.00) per man hour to cover the costs of review and evaluation when the time involved exceeds ten (10) hours.
- (5) The annual plan maintenance fee shall be fifty dollars (\$50.00) per manufacturer.
- (6) Field technical services shall be charged at the rate established in paragraph four (4) above. Out of state services (field technical service, conference, inspections) shall be the same plus transportation and expenses as outlined by current state travel regulations. Minimum time is one (1) hour.
- (7) Label fees:
 - (a) any single modular systems \$45.00 each
 - (b) any floor, wall or roof/ceiling system \$15.00 each
 - (c) all other components \$5.00

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(8) The license fee for a manufacturer producing twenty-five (25) units or more shall be seven hundred fifty dollars (\$750.00) per year. The license fee for a manufacturer producing twenty-four (24) units or less shall be two hundred fifty dollars (\$250.00) per year.

(9) The license fee for a manufacturer's representative shall be one hundred dollars (\$100.00) per year.

(10) The reviewing fee for new or expired inspection agency applications shall be one hundred twenty-five dollars (\$125.00). The renewal fee shall be one hundred dollars (\$100.00) per year. The initial application fees and all subsequent renewal fees shall be payable at the time of submittal of the application and valid until the thirtieth (30th) of June following the date of approval. All filing fees are nonrefundable.

(11) Recertification Fee \$200.00.

8-619. Appeal Procedures.

(1) Any person or organization aggrieved by the application of these regulations may initiate an appeal by writing to the Council within thirty (30) days following the date of action upon which the appeal is based. The request shall contain:

- (a) the name and address of appellant; and
- (b) the names and addresses of all other persons involved; and
- (c) a summary of the action from which the appeal is taken; and
- (d) the grounds of disagreement with the action from which the appeal is taken; and
- (e) a statement that the appellant desires a hearing or decision based on written arguments and documents submitted; and
- (f) the signature of the appellant or responsible officer if the appellant is an organization; and
- (g) additional documents as the appellant may consider pertinent.

(2) Call of meeting. Upon receipt of a request, the Department shall call a meeting of the Council to be held within forty-five (45) days of the request. The Department shall provide written notice of the time, date, and place of the hearing to the appellant and all persons indicated in the request.

(3) Evidence. Technical rules of evidence shall not be applicable and all relevant evidence of reasonable value may be received.

(4) Ruling. A ruling of the Council shall require a majority vote of the members present. A record of the meeting, stating the Council's ruling and reasons therefore, shall be maintained for public review.

(5) Notification of ruling. The Department shall notify the appellant of the ruling within ten (10) days of the decision of the Council.

8-620. License Application Requirements.

(1) Every manufacturer that produces modular buildings to be erected in South Carolina, must be licensed in accordance with the Act and these regulations. The application for a modular building manufacturer's license shall include, but not be limited to the following:

- (a) the name of the business; and
- (b) the address or location of the business; and
- (c) the state in which the manufacturer is incorporated; and
- (d) a statement of the business history of each owner, partner, or officer of the manufacturing firm or corporation, for the past seven (7) years.

(2) Every manufacturer shall employ at least one (1) representative, who will be responsible for the sale of modular buildings or components. All manufacturer's representatives must be licensed in accordance with the Act and these regulations. The application for a modular building manufacturer's representative license shall include, but not be limited to:

- (a) the name of the applicant; and
 - (b) the residence address of the applicant; and
 - (c) the names and addresses of previous employers for the past three (3) years.
- (3) Manufacturer's representatives shall be directly employed by the manufacturer.

8-621. Sale of Modular Buildings.

(1) Only South Carolina licensed manufacturer's representatives or South Carolina licensed homebuilders or South Carolina licensed general contractors in the building classification within the group limitations of the license are permitted to sell modular buildings or components to consumers on a retail basis, provided that;

(a) if the modular building is purchased by a residential builder operating as a firm, the firm must meet the requirements of Sections 40-59-400 and 40-59-410, including, when applicable, the requirement to hold a residential business certificate of authorization issued by the Residential Builders Commission, or

(b) if the modular building is purchased by a company operating as a licensed general contractor, the company must meet the definition of an entity in Section 40-11-20 (7) and have a designated primary qualifying party, as required under Section 40-11-230. The primary qualifying party shall serve as the principal individual responsible for directing or reviewing work performed by the licensee in a particular license classification or subclassification; and

(c) the general contractor or residential builder must sell the modular building directly to the consumer and perform, and take responsibility for, erection of the structure and all its related systems and site work or must contract to have this work performed by a properly licensed general contractor or residential builder. A sales contract is required and must identify the seller and buyer by name.

8-622. License Issued.

(1) A license shall be issued by the Council when it is determined that the information contained on the application is in compliance with these regulations.

(2) Any change in the information presented on the original application shall be submitted to the Council within twenty (20) days.

8-623. Security Requirement.

Before any license may be issued, a corporate surety bond designating the applicant as principal or other security approved by the council must be provided. Bonds shall be in the amount of seventy-five thousand dollars (\$75,000.00) for manufacturers and ten thousand dollars (\$10,000.00) for manufacturer's representatives. All bonds shall be to the Council and in favor of any person who suffers loss as a result of any violation of the Act or these regulations. A new bond or proper continuation certificate shall be delivered to the Council at the beginning of each license period. The aggregate liability of the bond or security in any one (1) year shall not exceed its total annual amount. No applicant shall be required to have more than one (1) bond.

8-624. Duties and Responsibilities of Council.

(1) The Council shall keep minutes and records of all its transactions, proceedings and meetings, and duly certified copies thereof shall be sufficient to comply with the rules of evidence.

(2) The Council shall investigate on its own initiative or upon written complaint, allegations of wrongful acts involving a manufacturer, or manufacturer's representative.

8-625. Denial, Revocation or Suspension of License.

The Council shall have the power to deny issuance of or revoke or suspend any license issued for any of the following reasons:

- (a) providing false or inaccurate information on any license application; or
- (b) willfully or intentionally failing to comply with any provision of the Act or these regulations; or
- (c) failing to have an established place of business; or
- (d) employment of fraudulent methods or practices; or
- (e) using unfair methods of competition or deceptive acts or advertising; or
- (f) failing to obtain a license before doing business in South Carolina; or

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(g) failing to appear before the Council upon due notice or follow directives of the Council or Department;
or

(h) failing to comply with adopted codes or standards in the manufacture, sale, or delivery of modular buildings; or

(i) offering for sale unlicensed manufacturer's products, either wholesale or retail; or

(j) selling a modular building or component, for the purpose of resale, to an individual or entity other than a general contractor or residential builder.

8-626. Erection.

(1) Modular buildings shall be erected by South Carolina licensed general contractors or residential builders within the limitations of their license classifications in accordance with the manufacturer's recommended erection procedures and the building codes adopted in these regulations. Upon completion of erection, modular buildings shall be considered equal to structures constructed on site in a conventional manner. The general contractor or residential builder must assume the same responsibilities and liabilities for the work which they perform, as if the buildings were constructed on-site. All manufacturers, general contractors and residential builders to the extent of their work, shall be subject to the provisions of Section 15-3-630.

(2) All warranty periods offered by the manufacturers of modular buildings, building systems, building components and appliances will begin at the time the consumer takes possession of the building.

8-627. Exemption.

(1) Factory built structures meeting all of the following criteria will be exempt from these regulations. To be exempt the unit must:

- (a) be designed for continuous over-the-road travel; and
- (b) have a maximum width of eight (8) feet in its transportable mode; and
- (c) have a maximum length of fifty (50) feet; and
- (d) have permanently mounted running lights; and
- (e) have a current license plate; and
- (f) have permanent axle(s) and under carriage system; and
- (g) have stabilizers and permanent front jack stands; and
- (h) have a permanent fifth (5th) wheel connection; and
- (i) have a permanent suspension system; and
- (j) provide an electrical cord for temporary electrical service.

(2) Self-propelled structures, containing an integral cab and licensed as a motor vehicle will be exempt from these regulations.

8-628. Recertifying.

(1) Modular buildings, originally constructed, certified and labeled in accordance with the act and these regulations, may be recertified and relabeled if all of the following conditions are met.

(a) the original manufacturer must hold a current license issued in accordance with the act and these regulations; and

(b) the original certification label(s) must be attached to the building and be in good, legible condition;
and

(c) the building must be returned to the original manufacturing facility; and

(d) the building must be certified by an approved inspection agency as meeting all requirements of the building codes in effect and recognized by the Council at the time of recertification; and

(e) the manufacturer must install a new data plate on the building while at the manufacturing facility; and

(f) the approved inspection agency must install a new certification label on the building while at the manufacturing facility; and

(g) the manufacturer must pay the fee for recertification and purchase a new certification label; and

(h) the approved inspection agency must be present and witness the installation of the new certification label issued by the Council while at the manufacturing facility.

Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions.

Statement of Rationale:

These regulations are updated in conformance with the current Building Codes Council Practice Act.

Document No. 4301
DEPARTMENT OF CONSUMER AFFAIRS
 CHAPTER 28

Statutory Authority: 1976 Code Sections 37-6-104, 37-6-403, and 37-6-506

- 28-8. Notification and Fees Summary Procedures - Licensing
- 28-62. Adjustment of Dollar Amounts
- 28-70-2.305, 3.305. Filing and Posting Maximum Rate Schedules
- 28-500. "Lemon Law" Records and Arbitration

Synopsis:

The Department proposes to amend and modify Regulations 28-8, 28-62, 28-70-2.305, 3.305, and 28-500. The purpose of these proposed amendments is to revise and edit regulatory language to conform to current statutory requirements and to delete obsolete provisions.

South Carolina Code sections 37-6-104 and 37-6-403 authorize the Department to promulgate regulations necessary to effectuate the purposes of the chapter. The purposes of these proposed amendments are to revise and edit regulatory language to conform to current statutory requirements and to delete obsolete provisions.

Notice of Drafting for the proposed regulations was published in the *State Register* on August 24, 2012. Comments were solicited for consideration in drafting the proposed regulation.

Instructions:

- Replace Regulation 28-8. (Notification and Fees Summary Procedures – Licensing) as printed below.
- Replace Regulation 28-62. (Adjustment of Dollar Amounts) as printed below.
- Replace Regulation 28-70-2.305, 3.305. (Filing and Posting Maximum Rate Schedules) with Regulation 28-70 as printed below.
- Replace Regulation 28-500. ("Lemon Law" Records and Arbitration) as printed below.

Text:

28-8. Notification and Fees Summary Procedures - Licensing.

A. Notification. Pursuant to the authority contained in Sections 37-6-201, 37-6-202, 37-6-203 and 37-6-204 of the Code, the following rules are adopted for notification to this Department of a person engaged in this State in making consumer credit sales, consumer leases, consumer rental-purchase agreements or consumer loans and to a person having an office or place of business in this State who takes assignments of and undertakes direct collection of payments from or enforcement of rights against debtors arising from these sales, leases, rental-purchase agreements or loans.

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B. Forms. Persons subject to the section as in A above shall file a notification form with the Administrator within thirty (30) days after commencing business in this State and thereafter on or before January thirty-first of each year on the prescribed form which shall state:

- (1) Name of person;
- (2) Name in which business is transacted if different from (1) above;
- (3) Address of principal office giving street number, city, state and zip code (This may be outside the State of South Carolina);
- (4) Addresses of all offices or retail stores, if any, in this State at which consumer credit sales, consumer leases, consumer rental-purchase agreements or consumer loans are made, or in case of a person taking assignments of obligations, the offices or places of business within this State at which business is transacted;
- (5) If consumer credit sales, consumer leases, consumer rental-purchase agreements or consumer loans are made otherwise than at an office or retail store in this State, a brief description of the manner in which they are made;
- (6) Type of business conducted;
- (7) If consumer rental-purchase transactions are made at any location listed pursuant to (3) and (4) and cash or credit sales of merchandise are also made at those locations, an indication of that fact;
- (8) Address of designated agent upon whom service of process may be made in this State.

C. Fees. A person required to file notification shall on or before January thirty-first of each year pay to the Administrator an annual fee of one hundred twenty dollars for that year, for each address in this State listed in the notification; provided, however, that the fee for any one person shall not be less than one hundred twenty dollars; provided, further, that a person who does not extend credit pursuant to written contracts and a person whose annual gross volume of business does not exceed one hundred fifty thousand dollars shall be exempt from any fee and from the notification requirements of the section as in A above.

D. Application for License to Make Supervised Loans: Applications for licenses to make supervised loans shall be made to the South Carolina Board of Financial Institutions on a form pre-scribed by the Board and shall contain the following:

- (1) name and address of applicant;
- (2) name in which and address for which the license is to be issued;
- (3) name and address in South Carolina of agent upon whom process may be served;
- (4) business, if any, other than making supervised loans, which will be conducted at the licensed address;
- (5) all organizations related to the applicant and the character of business conducted by each;
- (6) name, address and telephone number of person to be contacted for further information about this application;
- (7) name, business address, residence address, official title and other business or occupation, if any, of the applicant, the manager and, as applicable, each partner, officer and director;
- (8) name and address of any person(s) listed under the subsection D(7) above and of any person(s) related to the applicant who have engaged in the business of making consumer loans in any state during the last five years (give details for each person so engaged);
- (9) a statement of whether any person listed under the subsection D(7) above has been convicted of a crime involving moral turpitude during the last ten years (if so give details);
- (10) a statement of whether any person listed under the subsection D(8) above has been the subject of any proceeding either to cancel, suspend or revoke a lending license or in which a regulatory authority or law enforcement agency alleged a violation of state or federal law (if so give details);
- (11) a current accurate statement of the financial condition of the applicant showing that he has available for operation of business in this State assets of at least \$25,000 for each license issued to him;
- (12) an investigation fee of \$100 plus a license fee of \$200, paid separately (the license fee will be returned if the application is denied; the investigation fee will not be refunded in any event);
- (13) a copy of any corporate charter and certificate of authority to do business in South Carolina, if applicable;
- (14) the signature of the applicant which must be notarized.

E. Investigation of Application for License: Upon receipt of the completed application with appropriate fees, the Board will conduct an investigation as it deems appropriate to enable it to determine whether:

(1) the character and fitness of the applicant, the members and the partners, officers and directors, where applicable, are such as to warrant belief that the business will be operated honestly and fairly;

(2) the applicant has available for operation of his business in this State assets of at least \$25,000 for each license issued in this State.

F. Issuance or Denial of License: The Board shall within sixty (60) days after the application for license has been filed either grant the license or notify the applicant in writing by mail that the application has been denied and stating, in substance, the Board's findings in such a concise and explicit manner as to reasonably inform the applicant of the underlying facts supporting its findings and denial of the application.

G. Request for Hearing Upon Denial of License: Upon written request, the applicant is entitled to a hearing on his application if the Board has notified the applicant in writing that his application has been denied, or the Board has not issued a license within sixty (60) days after the application for the license was filed. The request for hearing must be in writing and must be made not later than fifteen (15) days after denial of the application, as provided in Section 37-3-503(3) of the Code.

H. Hearing Procedure: If the applicant timely requests a hearing to which he is entitled such hearing shall be scheduled and conducted in accordance with the provisions of the Administrative Procedures Act, S.C. Code Ann. Sections 1-23-310 et seq. (as amended). For purposes of this Rule the term "Administrator" shall be deemed to include the Board of Financial Institutions, where the context so requires.

I. Annual License Fees: Each licensee shall on or before February 1 of each year pay to the Board an annual license fee for each licensed office based upon outstanding loan balances in such office as of December 31 of the preceding year according to the schedule published in South Carolina Board of Financial Institutions R.15-62.

J. Revocation, Suspension or Relinquishment of License: After a supervised lender's license has been issued, the Administrator may revoke or suspend the license pursuant to S.C. Code Ann. Section 37-3-504 on the grounds listed in that section, although the Administrator will comply with the notice and procedure requirements of the Administrative Procedures Act, (as amended).

28-62. Adjustment of Dollar Amounts.

(Statutory Authority: 1976 Code Sections 37-1-109 and 37-6-104(1)(e))

The dollar amounts referenced in Section 37-1-109(6) shall change by increasing 10% with the exception of Sections 37-2-203(2) and 37-3-203(2) which have a self-executing formula of 40%. These sections shall change by notice on July 1 of even-numbered years in accordance with Section 37-1-109.

28-70. Filing and Posting Maximum Rate Schedules.

A. Every creditor [Section 37-1-301(13)] other than an assignee of a credit obligation making consumer credit sales [Section 37-2-104] in this State, and intending to impose a credit service charge in excess of 18% per annum in this State, and every creditor [Section 37-1-301(13)] making supervised loans [Section 37-3-501(1)] or restricted loans [Section 37-3-501(3)] in this State, shall file with the Department of Consumer Affairs a rate schedule as shown on the Department's internet website. The original of the rate schedule shall be filed together with a fee of forty dollars per location.

B. Every creditor [Section 37-1-301(13)] other than an assignee of a credit obligation, making consumer credit sales [Section 37-2-104] and intending to impose a credit service charge in excess of 18% per annum in this State, and every creditor [Section 37-1-301(13)] making supervised loans [Section 37-3-501(1)] or restricted loans [Section 37-3-501(3)] in this State, shall post in one conspicuous place in every place of business in this State in which offers to make consumer credit sales, supervised loans or restricted loans are extended, a maximum rate schedule with rates that are identical to those listed in the rate schedule filed with the Department of Consumer Affairs pursuant to Section A. The posted rate schedule shall be reproduced in at least fourteen-point type, and the terms "credit service charge," or "loan finance charge" and "annual percentage rate" will be printed in larger size type than other terms in the posted rate schedule.

A creditor that has issued seller credit cards [Section 37-1-301(26)] or a creditor that has issued lender credit cards or similar arrangements [Section 37-1-301(16)] shall not be required to post a required rate schedule for

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such transactions in any place of business which is authorized to honor such transactions; provided that the creditor shall include a conspicuous statement of the maximum rate it intends to charge for these transactions in the initial disclosure statement required to be provided for the debtor by the Federal Truth-In-Lending Act and notifies the debtor of any change in the maximum rate on or before the effective date of the change; provided further that a creditor that has issued lender credit cards or similar arrangements shall nevertheless post the required rate schedule for such transactions at its central office (if financial transactions with consumers take place at the central office) and branch offices other than branch offices which are free standing automatic teller machines.

No posted rate schedule shall contain any statement, stamp of approval, or any language or symbol which suggests or implies that the posted rate(s) are suggested, or individually approved by the Department of Consumer Affairs or any other agency of State or Federal government.

C. The rate schedule required to be filed and posted by Sections A. and B. shall contain a list of the maximum credit service charges [Section 37-2-109] (in the case of consumer credit sales) or maximum loan finance charges [Section 37-3-109] (in the case of supervised or restricted consumer loans) stated as an annual percentage rate, determined in accordance with the Federal Truth-In-Lending Act as amended from time to time, and Federal Reserve Board Regulation Z as amended from time to time, that the creditor intends to charge for consumer credit transactions in each of the following categories of consumer credit:

- (a) Unsecured credit sales or loans;
- (b) Secured credit sales or personal loans, other than those secured by real estate;
- (c) Credit sales secured by real estate or real estate mortgage loans;
- (d) Open-end (revolving) credit;
- (e) All other

The creditor may include as many subcategories as it chooses under each of the specified categories in accordance with the instructions on the reverse side of Appendix A.

If a creditor with multiple locations wishes to charge different maximum rates for different locations, a separate maximum rate schedule shall be filed for each location which charges maximum rates which vary from the schedule filed and posted for the main or central location.

D. A rate schedule filed shall be effective for all consumer credit extended after the close of business on the day the certified schedule is received by the creditor or seven days after the date of submission postmark, whichever is earlier; provided, however, that certification by the Department of Consumer Affairs shall not make any maximum rate schedule effective where the creditor has not otherwise complied with Section 37-2-305, Section 37-3-305 and this Regulation, and such noncompliance is not apparent on the face of the certified rate schedule filed with the Department. An example of such noncompliance would be the posting of a schedule of rates which are lower than the actual maximum rates charged.

E. A rate schedule filed and posted as required by Section 37-2-305, Section 37-3-305, and this Regulation shall remain effective until January 31st of each year. A creditor wishing to change any of the maximum rates shown on a schedule previously filed and posted or to add or delete the prescribed categories or subcategories shall file with the Department of Consumer Affairs a revised schedule together with a fee of forty dollars per location.

28-500. "Lemon Law" Records.

(Statutory Authority: 1976 Code Sections 56-28-20 and 56-28-90)

A. DEFINITIONS

Definitions shall be those contained in the Enforcement of Motor Vehicle Express Warranty Act, S.C. Code Ann. 56-28-10 et seq. (1976 as amended)

B. RECORD KEEPING

(1) Between January 1 and January 31 of each year each manufacturer of new motor vehicles sold in this State shall provide a report, on a form provided by the Administrator, containing a written summary of all vehicles repurchased or replaced under Chapter 28 of Title 56 of the South Carolina Code of Laws. These reports shall contain at least the name and address of the customer, the make, model, color or colors, vehicle

identification number, and sales price of the motor vehicle, as well as a short description of the nonconformity or nonconformities complained of by the customer.

(2) Upon request of the administrator, the manufacturer shall make available for the inspection of the administrator or his designee, any paperwork, reports or other information regarding automobiles repaired or replaced or otherwise subject to the provisions of Chapter 28 of Title 56 of the South Carolina Code of Laws. Such information shall include, without limitation:

- (a) repair orders or repair date logs;
- (b) parts receipts or invoices;
- (c) retail installment contracts;
- (d) written or electronic documentation of diagnostic testing;
- (e) reports of customers or regional representatives;
- (f) parts themselves that have been retained;

(3) Upon a manufacturer's failure to provide the reports required by B(1) above, or upon a manufacturer's failure to respond to or upon an incomplete or evasive response to the administrator's reasonable request pursuant to B(2) above, the administrator may fine the manufacturer a penalty of up to one thousand (1,000.00) dollars for each failure; after notice and a hearing conducted pursuant to the Administrative Procedures Act (Act 176 of 1977 as amended.) After notice to the manufacturer, each day in which the manufacturer is shown to have failed to comply will be deemed a separate violation.

Fiscal Impact Statement:

The Department of Consumer Affairs estimates the costs incurred by the State in complying with the proposed regulation will be approximately \$0.

Statement of Rationale:

The South Carolina Consumer Protection Code specifically provides for the Department to promulgate regulations necessary to effectuate the purposes of the Code and these changes are being made to conform regulations to current statutory law.

Document No. 4302

**DEPARTMENT OF CONSUMER AFFAIRS
CHAPTER 28**

Statutory Authority: 1976 Code Sections 37-6-104, 37-6-402, 37-6-403, and 37-6-506

- 28-2. Organization
- 28-9. Other Cases - Summary Procedure
- 28-10. Place of Hearings
- 28-11. Case Numbers and Titles
- 28-12. Form and Size of Papers
- 28-13. Filing and Service
- 28-14. Procedure
- 28-16. Contents of Formal Complaint
- 28-17. Answers
- 28-18. Pleadings and Action
- 28-19. Investigative Cases
- 28-20. Hearings
- 28-21. Evidence
- 28-22. Close of Hearing

Synopsis:

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The department proposes to amend and modify Regulations 28-2, 28-9, 28-10, 28-11, 28-12, 28-13, 28-14, 28-16, 28-17, 28-18, 28-19, 28-20, 28-21, and 28-22. The purposes of these proposed amendments are to revise and edit regulatory language to conform to current statutory requirements and to delete obsolete provisions. South Carolina Code Sections 37-6-104 and 37-6-403 authorize the department to promulgate regulations necessary to effectuate the purposes of the chapter.

Notice of Drafting for the proposed regulations was published in the *State Register* on August 24, 2012. Comments were solicited for consideration in drafting the proposed regulation.

Instructions:

Replace Regulation 28-2. (Organization) as printed below.
Replace Regulation 28-9. (Other Cases - Summary Procedure) as printed below.
Delete Regulation 28-10. (Place of Hearings).
Delete Regulation 28-11. (Case Numbers and Titles).
Delete Regulation 28-12. (Form and Size of Papers).
Replace Regulation 28-13. (Filing and Service) as printed below.
Replace Regulation 28-14. (Procedure) as printed below.
Delete Regulation 28-16. (Contents of Formal Complaint).
Delete Regulation 28-17. (Answers).
Delete Regulation 28-18. (Pleadings and Action).
Replace Regulation 28-19. (Investigative Cases) as printed below.
Replace Regulation 28-20. (Hearings) as printed below.
Delete Regulation 28-21. (Evidence).
Delete Regulation 28-22. (Close of Hearing).

Text:

28-2. Organization.

A. Commission on Consumer Affairs: The Commission on Consumer Affairs is composed of nine members, one of whom is the Secretary of State serving ex officio and whose term coincides with the term of office. Four members are appointed by the Governor with the advice and consent of the Senate for terms of four years. Four members are elected by the General Assembly for terms of four years. The Commission elects its own chairman. The Commission is the policy-making and governing authority of the Department of Consumer Affairs, appoints the Administrator and is responsible for enforcement of the South Carolina Consumer Protection Code.

B. Council of Advisors on Consumer Credit: The Council of Advisors on Consumer Credit consists of sixteen members, who are appointed by the Governor for terms of four years. One of the advisors is designated by the Governor as chairman. The Council advises and consults with the Administrator concerning the exercise of his powers under the South Carolina Consumer Protection Code and may make recommendations to the Administrator. Members may assist the Administrator in obtaining compliance with the Code.

C. Office of Administrator of Consumer Affairs: The Administrator is appointed by the Commission on Consumer Affairs and serves at its pleasure. The Administrator is responsible to the Commission for faithfully administering and enforcing the South Carolina Consumer Protection Code.

D. Deputy Administrators and Deputy Consumer Advocates: The Administrator, with the approval of the Commission, may designate such Deputies as he determines necessary to assist him in performing the duties he is required to perform under the S.C. Consumer Protection Code and other statutes enforced by the Department.

E. Consumer Advocate: The Administrator of Consumer Affairs may be the Consumer Advocate or he may appoint the Consumer Advocate with approval of the Commission on Consumer Affairs. The Consumer Advocate must be an attorney qualified to practice in all South Carolina courts with a minimum of three years practice experience.

F. Board of Financial Institutions: The Board of Financial Institutions is the governmental agency of the State of South Carolina which is referred to as "the Board of Bank Control" in Act 686 of 1976 amending the Consumer Protection Code and is sometimes referred to as "the Board" in the Rules, and which has responsibility for examinations and investigations (Consumer Protection Code Section 37-3-506) of institutions licensed or chartered by it, and through its Consumer Finance Division has responsibility for matters pertaining to licenses (Consumer Protection Code Sections 37-3-503 and 37-3-504), and records and annual reports (Consumer Protection Code Section 37-3-505).

28-9. Other Cases - Summary Procedure.

A. Informal Complaint: Informal complaints may be made to the Administrator in writing and need not be in any particular form. Such matters may be disposed of by correspondence or other informal communication.

B. Record of Informal Complaints: A record shall be kept of each informal complaint listing the allegations and all action taken including any final disposition.

C. Investigation: If it appears from an informal complaint or other information brought to the attention of the Administrator that there is probable cause to believe that a person is committing or has committed an act or omission in violation of the Code, the Administrator may order an investigation to determine if the Act is being or has been committed. Such investigations may be instituted under the provisions of Code Section 37-6-106 or 37-6-118 as appropriate.

D. Summary Action: If, after investigation, the Administrator determines that a person is committing or has committed any act or omission in violation of the Code, he may take one or more of the following actions, as the situation may warrant:

- (1) Accept an assurance in writing that the person in violation of the Code will not engage in that conduct in the future;
- (2) Bring an administrative action;
- (3) Bring civil action for injunctive relief as provided in Sections 37-6-110, 37-6-111 and 37-6-112 of the Code;
- (4) Bring a civil action as provided in Section 37-6-113 of the Code;
- (5) Bring an individual action for a consumer as provided in Section 37-6-117 of the Code.

E. Initiation of Formal Proceedings: The Administrator may initiate formal or investigative proceedings upon any matter arising out of an informal complaint.

28-13. Filing and Service.

A. Service: All notices, findings of fact, opinions and orders required to be served by the Administrator and all documents filed by any party may be served by mail, and service shall be deemed complete when a true copy of such paper or document, properly addressed and stamped, is deposited in the United States mail.

B. Proof of Service: On all documents required to be served there may appear an acknowledgement or affidavit of service or the following certificate:

I hereby certify that I have this day served the foregoing document upon all parties of record in this proceeding (by delivering a copy in person to _____) (by mailing a copy thereof, properly addressed, with postage prepaid, to) _____.

Dated at _____, this _____ day of _____, 20____ .

Signature

C. Alternative Service: In the alternative, service as permitted by the S.C. Rules of Civil Procedure.

28-14. Procedure.

Applicability of Administrative Procedures Act: All parties to formal or investigative cases shall follow the notice and procedure requirements of the South Carolina Administrative Procedures Act, S.C. Code Ann. Sections 1-23-310 et seq. (as amended).

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28-19. Investigative Cases.

Commenced by Administrator: On his own motion the Administrator may institute an investigative case inquiring into any matters or the acts of any person which are subject to the Code.

28-20. Hearings.

Hearings shall be conducted as set forth by the rules of the Administrative Law Court.

Fiscal Impact Statement:

The Department of Consumer Affairs estimates the costs incurred by the State in complying with the proposed regulation will be approximately \$0.

Statement of Rationale:

The South Carolina Consumer Protection Code specifically provides for the Department to promulgate regulations necessary to effectuate the purposes of the Code and these changes are being made to conform regulations to current statutory law.

Document No. 4303

STATE BOARD OF EDUCATION

CHAPTER 43

Statutory Authority: 1976 Code Section 59-5-60 (2004)

43-183. Buildings and Grounds-Cleaning Program

Synopsis:

The Board proposes repeal of Regulation 43-183. Regulation 43-183 simply references custodial services in vocational centers. This is a matter that should be managed by the local school districts and therefore a state-level regulation is unnecessary.

Notice of Drafting was published in the *State Register* on August 24, 2012.

Instructions: This regulation will be repealed in its entirety.

Text:

43-183. Repealed.

Fiscal Impact Statement:

No additional state funding is required or requested based on this repeal.

Statement of Rationale:

This regulation is no longer needed since Regulation 43-183 simply references custodial services in vocational centers. This is a matter that should be managed by the local school districts and therefore a state-level regulation is unnecessary.

Document No. 4304
STATE BOARD OF EDUCATION
 CHAPTER 43

Statutory Authority: 1976 Code Sections 59-5-60 (2004), 59-19-90 (2004 and Supp. 2011), and 59-23-210 (Supp. 2011)

43-180. Buildings and Grounds. Defined Minimum Program for South Carolina School District

Synopsis:

The Board proposes repeal of Regulation 43-180. Regulation 43-180 is obsolete now since state law was amended and now provides that “all construction, improvements, and renovation of public school buildings and property on or after the effective date of this section shall comply with the latest applicable standards and specifications set forth in the South Carolina School Facilities Planning and Construction Guide as published by the South Carolina Department of Education.” S.C. Code Ann. § 59-23-210 (Supp. 2011). This guide is updated annually by a committee appointed by the SCDE, as set forth in statute.

Notice of Drafting was published in the *State Register* on August 24, 2012.

Instructions: This regulation will be repealed in its entirety.

Text:

43-180. Repealed.

Fiscal Impact Statement:

No additional state funding is required or requested based on this repeal.

Statement of Rationale:

Regulation 43-180 is obsolete now since state law was amended and now provides that “all construction, improvements, and renovation of public school buildings and property on or after the effective date of this section shall comply with the latest applicable standards and specifications set forth in the South Carolina School Facilities Planning and Construction Guide as published by the South Carolina Department of Education.” S.C. Code Ann. § 59-23-210 (Supp. 2011). This guide is updated annually by a committee appointed by the SCDE, as set forth in statute.

Document No. 4305
STATE BOARD OF EDUCATION
 CHAPTER 43

Statutory Authority: 1976 Code Section 59-23-160 (Repealed)

43-187. Buildings and Grounds-Heating and Lighting

Synopsis:

The Board proposes repeal of Regulation 43-187. The authorizing statute has been repealed; therefore, this regulation is obsolete.

Notice of Drafting was published in the *State Register* on August 24, 2012.

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Instructions: This regulation will be repealed in its entirety.

Text:

43-187. Repealed.

Fiscal Impact Statement:

No additional state funding is required or requested based on this repeal.

Statement of Rationale:

This regulation is no longer needed since S.C. Code Ann. § 59-23-160 was repealed.

Document No. 4306
STATE BOARD OF EDUCATION
CHAPTER 43

Statutory Authority: 1976 Code Sections 59-5-60 (2004) and 59-19-90 (2004 and Supp. 2011)

43-181. Buildings and Grounds Management-Fire Prevention

Synopsis:

The Board proposes repeal of Regulation 43-181. Regulation 43-181 is obsolete now since state law was amended and now provides that “all construction, improvements, and renovation of public school buildings and property on or after the effective date of this section shall comply with the latest applicable standards and specifications set forth in the South Carolina School Facilities Planning and Construction Guide as published by the South Carolina Department of Education.” S.C. Code Ann. § 59-23-210 (Supp. 2011). This guide is updated annually by a committee appointed by the SCDE, as set forth in statute.

Notice of Drafting was published in the State Register on August 24, 2012.

Instructions: This regulation will be repealed in its entirety.

Text:

43-181. Repealed.

Fiscal Impact Statement:

No additional state funding is required or requested based on this repeal.

Statement of Rationale:

This regulation is no longer needed since S.C. Code Ann. § 59-23-210 requires that “all construction, improvements, and renovation of public school buildings and property on or after the effective date of this section shall comply with the latest applicable standards and specifications set forth in the South Carolina School Facilities Planning and Construction Guide as published by the South Carolina Department of Education.”

Document No. 4307

STATE BOARD OF EDUCATION

CHAPTER 43

Statutory Authority: 1976 Code Section 59-23-210 (Supp. 2011)

43-191. Facility Specifications

Synopsis:

The Board proposes repeal of Regulation 43-191. Regulation 43-191 is obsolete now since state law was amended and now provides that “all construction, improvements, and renovation of public school buildings and property on or after the effective date of this section shall comply with the latest applicable standards and specifications set forth in the South Carolina School Facilities Planning and Construction Guide as published by the South Carolina Department of Education.” S.C. Code Ann. Section 59-23-210 (Supp. 2011). This guide is updated annually by a committee appointed by the SCDE, as set forth in statute.

Notice of Drafting was published in the *State Register* on August 24, 2012.

Instructions: This regulation will be repealed in its entirety.

Text:

43-191. Repealed.

Fiscal Impact Statement:

No additional state funding is required or requested based on this repeal.

Statement of Rationale:

This regulation is no longer needed since S.C. Code Ann. § 59-23-210 requires that “all construction, improvements, and renovation of public school buildings and property on or after the effective date of this section shall comply with the latest applicable standards and specifications set forth in the South Carolina School Facilities Planning and Construction Guide as published by the South Carolina Department of Education.”

Document No. 4310

STATE BOARD OF EDUCATION

CHAPTER 43

Statutory Authority: 1976 Code Section 59-23-210 (Supp. 2011)

43-190. Project Plans and Specifications

Synopsis:

The Board proposes repeal of Regulation 43-190. Regulation 43-190 is obsolete now since state law was amended and now provides that “all construction, improvements, and renovation of public school buildings and property on or after the effective date of this section shall comply with the latest applicable standards and specifications set forth in the South Carolina School Facilities Planning and Construction Guide as published by the South Carolina Department of Education.” S.C. Code Ann. Section 59-23-210 (Supp. 2011). This guide is updated annually by a committee appointed by the SCDE, as set forth in statute.

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Notice of Drafting was published in the *State Register* on August 24, 2012.

Instructions: This regulation will be repealed in its entirety.

Text:

43-190. Repealed.

Fiscal Impact Statement:

No additional state funding is required or requested based on this repeal.

Statement of Rationale:

This regulation is no longer needed since S.C. Code Ann. Section 59-23-210 requires that “all construction, improvements, and renovation of public school buildings and property on or after the effective date of this section shall comply with the latest applicable standards and specifications set forth in the South Carolina School Facilities Planning and Construction Guide as published by the South Carolina Department of Education.”

Document No. 4259

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

CHAPTER 61

Statutory Authority: 1976 Code Section 44-29-40

61-120. South Carolina Immunization Registry

Synopsis:

The South Carolina General Assembly amended S.C. Code Ann. Section 44-29-40 by 2010 Act No. 210. This Act created a South Carolina immunization registry into which immunizations shall be entered by health care providers.

This new regulation will implement this statutory provision. The regulation addresses the required entry of all immunizations given by health care providers into the South Carolina Immunization Information System (Registry). It is intended to facilitate health care workers giving the right vaccine to each child on time, preventing duplicate administration of the same vaccine, reduce costs of vaccine and immunization delivery, and thereby, reduce vaccine-preventable infections. Specific areas addressed in the regulation include definitions of terms, registration and reporting requirements, the schedule of implementation by providers, permitted uses and disclosures, compliance and enforcement, exceptions to the requirements, and severability.

A Notice of Drafting for this proposed regulation was published in the *State Register* on October 28, 2011. See Discussion below and Statement of Need and Reasonableness and Rationale herein.

Discussion of Regulation:

Section A provides a purpose and scope of the regulation.

Section B provides the definitions of key terms in the regulation.

Section C discusses registration and reporting requirements of the regulation.

Section D presents the schedule of implementation of the regulation. Providers are not expected to have to enter all immunizations given to all patients, in the beginning, but instead to phase them in over four years.

Section E presents the permitted uses and disclosures of registry information and the requirements for protecting confidentiality.

Section F presents provisions for promoting compliance and enforcement.

Section G provides for certain exceptions to the requirements when these are reasonable and do not compromise health and safety of patients.

Section H addresses the severability of portions of the regulation.

Instructions: Add new R.61-120, South Carolina Immunization Registry, to Chapter 61 regulations.

Text:

61-120. SOUTH CAROLINA IMMUNIZATION REGISTRY.

Table of Contents:

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A. Purpose and Scope.

The purpose of this regulation is to provide rules, implementing Section 44-29-40 of the S.C. Code of Laws, 1976, as amended, regarding the South Carolina Immunization Registry requirements for reporting immunizations occurring in South Carolina, implementation and operation of the registry, data elements to be collected, content of electronic forms and reports, and the procedures for disclosure of confidential registry information. This regulation will apply to all healthcare providers who give immunizations in South Carolina. Nothing in this regulation shall be construed to affect statutory or common law principles governing the liabilities of health care providers for acts or omissions of their employees, agents, or contractors. Nothing in this regulation shall be construed to conflict with any state law or regulation governing immunizations or to alter, add to, or eliminate any requirement of state law or regulation regarding the administration of immunizations or to regulate the practice of any of the health care professions.

B. Definitions.

1. **AUTHORIZED USER** means an employee of an immunization provider who has been identified during the registration process as a user of the registry.

2. **DEPARTMENT** means the Department of Health and Environmental Control.

3. **IMMUNIZATION PROVIDER** means an individual health care provider licensed, certified, registered, or otherwise authorized by law to provide immunizations, and an organization, facility, or other entity that provides immunizations through such individual providers.

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4. **PATIENT** means an individual who receives an immunization or other health care services.

5. **REGISTRY** means the data system for the collection, storage, and dissemination of information on immunizations administered in South Carolina established by the Department pursuant to Section 44-29-40.

C. Registration and Reporting Requirements.

1. Immunization providers shall register with the Department for access to the Registry.

a. Existing immunization providers shall register with the Department within ninety (90) days from the effective date of this regulation. New immunization providers, such as health care professionals and entities licensed or organized after the effective date of this regulation, shall register with the Department before administering any immunizations for which reporting is required under the implementation schedule in this regulation. This section governs only the registration requirement and is not intended to prohibit or restrict the administration of immunizations by any person authorized by law to do so.

b. Authorized users shall complete training under schedules established by the Department in a format determined by the Department. The Department will contact registered users to schedule and provide the training and other needed activities in order to use the registry. Immunization providers will not be responsible for completing the reporting requirements of this regulation until necessary training and set up have been completed by the Department.

c. An immunization provider that is a facility or business entity administering vaccines through employees, agents, or contractors may register in its own name, and the employees, agents, and contractors of such facilities or business entities need not register individually. An immunization provider that is a business entity with multiple locations may register once as a single provider for more than one location. Individual immunization providers who practice in a group or with a facility or business entity may register individually or in the name of the group or facility or business entity.

2. Each immunization provider shall identify one or more employees who will be authorized users of the registry on behalf of the immunization provider.

a. All authorized users shall maintain the confidentiality of their individual access codes and passwords for the immunization registry, and shall not share or exchange such codes with any other person, regardless of whether or not that other person is an authorized user.

b. Each immunization provider and authorized user shall be individually responsible for complying with this regulation and the user agreement. The immunization provider shall be responsible, according to existing principles of agency law, for its authorized users' access to the registry and uses and disclosures of registry information, and compliance with this regulation and the user agreement.

c. Immunization providers and authorized users shall enter into and comply with user agreements specifying terms of use and confidentiality and other obligations. A breach of a user agreement is a violation of this regulation.

3. The immunization provider shall notify the Department within fifteen (15) business days after an authorized user is terminated or leaves employment for any reason. The immunization provider shall not be liable for applicable statutory penalties for its authorized users' post-employment violations of this regulation, if the immunization provider has notified the Department that the authorized user is no longer employed. This regulation shall not be construed to affect the immunization provider's liability to any third party for acts or omissions of its employee or other authorized user.

4. Immunization providers shall report all immunizations administered to the registry within ten (10) business days of administration. Immunizations shall be reported in a standard electronic format specified by the Department via the internet at a website specified by the Department, or via the South Carolina Health Information Exchange or other method specified by the Department. An immunization provider that is a facility or business entity administering vaccines through employees, agents, or contractors shall report immunizations administered by its employees, agents, and contractors.

5. For each immunization administered, immunization providers shall report, at a minimum, the date of immunization; specific type of vaccine given; first and last name, gender, and date of birth of the person receiving the vaccine; and name of the registered immunization provider. The Department may require reporting of other data as needed to comply with federal requirements.

6. In the event of a state or federal declared disaster, state of emergency, or public health emergency, at the Department's discretion, immunization providers shall report to the Department information regarding administration or dispensing of certain drugs, medications, chemicals, vaccines, or biological products used in response to the declared disaster, state of emergency, or public health emergency.

7. Immunization providers in other states who administer immunizations in South Carolina must comply with the requirements of this regulation. Immunization providers who administer immunizations in other states to South Carolina residents are not required to register with or report immunizations administered out of state to the registry, but may register and report voluntarily. Out-of-state immunization providers who register voluntarily are subject to and must comply with the provisions of this regulation governing permitted uses and disclosures of registry information and compliance and enforcement as fully as if located in and administering immunizations in South Carolina.

8. Immunization providers who do not administer vaccines may register with the Department for access to the registry. Immunization providers who register under this paragraph and their authorized users are subject to and will comply with all provisions of this regulation applicable to immunization providers and authorized users and may access and use registry information under Section E.

D. Implementation Schedule.

1. Immunization providers will enter all immunizations into the registry on the following schedule, according to the date of administration and date of birth of the immunized patient:

a. All immunizations administered after December 31, 2013, or the effective date of this regulation, whichever is later, to children born after December 31, 2013, and to adults born before 1946;

b. All immunizations administered after December 31, 2014, to children born after December 31, 2008, and to adults born before 1950;

c. All immunizations administered after December 31, 2015 to children born after December 31, 2003 and to adults born before 1961;

d. All immunizations administered after December 31, 2016.

2. Immunizations administered before the designated dates are not required to be entered in the Registry, but may be entered voluntarily.

E. Permitted Uses and Disclosures of Immunization Registry Information.

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1. Information in the immunization registry is confidential and shall be made available only to registered immunization providers through their authorized users. Immunizations providers who have registered for access to the registry may obtain information from the registry pertaining only to their own patients.

2. Immunization providers may use registry information for the following purposes:

- a. To provide care and treatment to their patients;
- b. To determine appropriate and needed immunizations for their patients;
- c. To generate reports to review their practice's coverage;
- d. To generate reminder and recall notices;
- e. To review their practice's immunizations for quality improvement purposes;
- f. To print a patient's immunization record;
- g. To print a South Carolina Certificate of Immunization for a patient for school and daycare attendance; and for
- h. Other uses specifically authorized by the Department.

3. Immunization providers and authorized users may not disclose identifying information obtained from the registry except as allowed or required by applicable law.

4. The Department may use registry information for public health purposes, including, but not limited to, the following:

- a. To determine appropriate and needed immunizations for patients;
- b. To print a patient's immunization record at the request or with permission of an immunization provider;
- c. To print a copy of a patient's immunization record at the written request of a patient, or a parent or legal guardian of the patient if the patient is under eighteen (18) years of age;
- d. To investigate vaccine fraud;
- e. To prevent, investigate, and control outbreaks of vaccine preventable communicable diseases;
- f. To conduct epidemiological studies;
- g. To provide data that does not identify an individual either directly or indirectly for research and only if the researcher submits a research protocol describing, at a minimum: the intended use of the data, the methodology of the research project; why access to the information is necessary, and approval by an official Institutional Review Board;
- h. To assure the quality of the data entered into the registry;
- i. To review the quality of the immunization practices of immunization providers;
- j. To publish aggregate data that does not identify an individual either directly or indirectly;

k. When deemed necessary by the Director in the event of a disaster, state of emergency, or public health emergency;

l. To perform repairs, maintenance, and updates of the Immunization registry;

m. To provide information needed by law enforcement officers and agencies in the investigation or prosecution of a crime; and

n. To implement this regulation, including compliance assistance and enforcement activities.

5. Uses and disclosures by immunization providers or authorized users of registry information not authorized by this section are prohibited. Nothing in this regulation authorizes an immunization provider or authorized user to make any use or disclosure of registry information that is otherwise prohibited by law.

F. Compliance and Enforcement.

1. Immunization providers shall make immunization records available within a reasonable time to authorized representatives of the Department for inspection upon request.

2. For a violation of this regulation, the Department may:

a. Require an immunization provider or an authorized user to attend registry training;

b. Suspend or revoke access to the registry; or

c. Assess civil penalties as authorized by Section 44-1-150, S.C. Code of Laws, 1976, as amended.

3. A Department decision under Section F.2 may be appealed by an immunization provider or authorized user, pursuant to applicable law, including S.C. Code Title 44, Chapter 1 and Title 1, Chapter 23.

G. Exceptions to Regulation.

1. The Department may grant a waiver to a requirement of this regulation, in its discretion when an immunization provider demonstrates to the Department's satisfaction that compliance would cause substantial hardship, that the waiver would protect and promote the health and safety of patients, and that the requirement is not specifically mandated by statute.

2. A delay in reporting caused by an act of God, war, strike, riot, or other catastrophe as to which negligence or willfulness on the part of the immunization provider was not the proximate cause will not be considered a violation of this regulation, as long as the immunization provider reports as required at the earliest practicable time after the event or catastrophe.

H. Severability.

If a court of competent jurisdiction rules any part of this regulation invalid or otherwise unenforceable, the remaining portions of this regulation shall remain in effect as if the invalid portions were not originally a part of this regulation.

Fiscal Impact Statement:

The Department estimates no additional costs will be incurred by the state or its political subdivisions by the implementation of the South Carolina Immunization Registry regulation.

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Statement of Need and Reasonableness:

This statement of need and reasonableness (and Preliminary assessment report) was determined by staff analysis pursuant to S.C. Code Section 1-23-115(1)-(3) and (9)-(11).

DESCRIPTION OF REGULATION: New Regulation 61-120, South Carolina Immunization Registry.

Purpose: The purpose of this regulation is to provide rules implementing S.C. Code Section 44-29-40 as amended, regarding the South Carolina Immunization Registry requirements for reporting immunizations occurring in South Carolina, implementation and operation of the registry, data elements to be collected, content of electronic forms and reports, and the procedures for disclosure of confidential registry information.

Legal authority: S.C. Code Ann. Section 44-29-40 as amended in 2010.

Plan for Implementation: Upon approval by the Board of Health and Environmental Control, the General Assembly and publication in the State Register as a final regulation, this regulation will provide the detailed specifications for this immunization data collection and submission to the South Carolina Immunization Registry. The Department will also distribute detailed information on the regulation's requirements via its Health Alert Network to all providers on that network.

DETERMINATION OF NEED AND REASONABLENESS OF THE REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

This regulation is needed and reasonable because its development will satisfy a legislative mandate pursuant to S.C. Code Ann. Section 44-29-40. This regulation is necessary to provide detailed specifications of all immunization administered by South Carolina health care providers to assure complete information is available for patient care throughout the state. An immunization registry (immunization information system) is an electronic database which contains all immunizations received by citizens of a jurisdiction, and which can be used exclusively by healthcare providers caring for a specific patient(s) to learn which immunizations that patient has received and is protected for, and which immunizations that child or adult needs at that provider visit to maintain protection. It will also tell the provider which immunizations a specific patient is missing so that the patient can be reminded to seek them. It will also tell state public health officials in which areas protection against a specific immunizable disease is low so that public health can be prepared for outbreaks and can promote higher immunization levels there.

Clearly, such an immunization information system will only be useful if most health providers enter the great majority of immunizations into the system. Otherwise, if a child is missing a vaccine according to the registry, it will not be known if the vaccine was truly not given, or was simply not entered in the system when given. This situation leads to duplication of immunizations since the provider wants to be sure the patient is protected; given the high cost of many vaccines this wastes substantial healthcare dollars, and in certain cases subjects the patient to risk of side effects from excess immunization. Thus there are clear and substantial benefits to health and economics of having a well-used immunization information system (registry). Scientific studies that have demonstrated this include the *Journal of Public Health Management* 2007, vol. 13 page 559; *Public Health Reports* 2002, vol. 117 page 386; and *Pediatrics* 2006, vol. 118, page 1293.

Most states in the United States have had functioning immunization information systems for 5-10 years that include the great majority of immunizations given within the state, but South Carolina's system is currently less than 20 percent used. This level of completeness is too low to provide the benefits described above for patients and the health care providers. The agency has improved the system's usability and provided substantial education and training efforts to increase usage, with incomplete success, even though pediatricians and family physicians agree that such a system is very beneficial to patient care. At least 16 states (as of August 2010) have solved this problem by requiring that providers use the system

DETERMINATION OF COSTS AND BENEFITS:

State and Agency Costs: The registry is fully developed and is ready to receive data from the providers. The ongoing cost of the registry is currently being covered by state and federal appropriations. No further resources are needed at this time to implement the registry for state operations.

External Costs: There will be a potential cost to vaccine providers depending on how they submit data for the registry. Currently, there are two basic options for submitting data into the registry.

Option 1: The vaccine provider can key data into the registry through the internet. In this case, the only cost they would incur would be the staff time necessary to key the data. All other costs would be minimal. It is estimated that the providers would need an average of two to two and one-half minutes to key an individual vaccine administered to a single patient. The amount of the cost then would depend on the number of vaccinations provided.

Option 2: If the provider is using an electronic system for maintaining their medical information and their current system allows for electronic (HL7) data transmission, the cost should be minimal. If they are using an electronic system that does not include electronic (HL7) data transmission, there will be a onetime cost for converting their system to allow for this information uploading. Estimates for this one time cost indicate the amount will be between \$2,999 and \$10,000. Systems could be set up at that time to automatically upload the data without additional cost for most providers. Some vendors may also charge a monthly maintenance fee to providers. If the provider chooses, they can submit data to the South Carolina Health Information Exchange (SCHIEX). This system is being configured to automatically submit immunization data into the registry so no additional cost would be incurred.

The agency is evaluating methods that can be used to assist in mitigating these costs to the providers. This may include a plan to reimburse electronic medical record vendors a non-recurring amount to cover their cost of development if they will distribute these modifications to the clients that use their system at little or no cost. This could be made available to vendors developing connections to SCHIEX as well for connections to the immunization registry. In addition, for those without an electronic medical record that can submit data, a plan is being evaluated to offer a centralized keying unit to be managed by the Department which would allow providers to submit data to the agency on paper forms for keying into the registry. If these plans are implemented, it is assumed that existing funds going to the agency would be utilized.

External Benefits: The ability to know the vaccinations that have been given to a patient is a significant benefit to the state, communities in South Carolina, insurance companies, the vaccination providers, and the patients. At the state and community level, coverage levels of vaccines can make a significant difference in public health decisions related to disease outbreak management which has the potential to save lives. The vaccine preventable disease burden would be greatly reduced with increased vaccine coverage rates. For the providers, there will be a reduction in duplicate doses of vaccine administered as well as being able to provide more effective interventions for individual patients. In addition, use of the registry by providers would allow for some cost savings due to a reduction in time needed to produce school certificates needed for children getting admission for schools and day cares which will reduce current administrative burdens.

For the patients, fewer duplicated vaccines mean less cost, for both out of pocket and deductibles for their insurance coverage plus they would be able to more easily find out what vaccinations they had received.

UNCERTAINTIES OF ESTIMATES:

The actual amount of computer system upgrade costs are not known as there are many different electronic medical record vendors which sell products in South Carolina and the choice of an electronic medical record is at the discretion of the medical provider. The agency is surveying the providers to better estimate these costs.

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In addition, the exact total number of vaccine providers in South Carolina has not been known up to this point in time.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

There will be no effect on the environment. The regulation will promote public health by improving knowledge and information regarding immunization coverage of vaccine preventable diseases, including rates and trends, in South Carolina. This will enable research on the causes, distribution, and prevention of vaccine preventable diseases and assist in the development of effective public health strategies.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

If the regulation is not implemented, the Department and the state of South Carolina would lose the opportunity to gain critically needed information about immunization coverage in South Carolina and to improve the health and quality of life of its citizens. Potential opportunities to understand and reduce the economic burden of vaccine preventable diseases to the state would also be lost.

Statement of Rationale:

This regulation implements the provisions of the S.C. Statewide Immunization Registry Law at S.C. Code Ann. Section 44-29-40.B.

Document No. 4237
DEPARTMENT OF LABOR, LICENSING AND REGULATION
PANEL FOR DIETETICS
CHAPTER 40
Statutory Authority: 1976 Code Section 40-20-50

40-1. Definitions.

Synopsis:

To satisfy the requirements of licensure for dietitians, Regulation 40-1 is updated in conformance with the current Dietetics Practice Act.

The Notice of Drafting was published in the *State Register* on November 25, 2011.

Instructions:

The following section of Chapter 40 is modified as provided below. All other items and sections remain unchanged.

Text:

40-1. Definitions.

Definitions found in Section 40-20-20, et seq., apply to this chapter.

(A) "Applicant" means any person who has made application for licensure in this state to engage in the practice of dietetics. Applicants may include those exempt from the licensing requirements pursuant to Section 40-20-110.

(B) "Continuing education" means an organized educational program designed to expand a licensee's knowledge base beyond the basic entry-level educational requirements for the practice of dietetics. Course content must relate to the practice of dietetics whether the subject is research, treatment, documentation, education, or management.

(C) For purposes of continuing education as defined in this chapter, "One Continuing Professional Education (CPE) hour" is sixty (60) minutes of instruction or organized learning for all purposes including continuing competency.

(D) "Nutritional assessment" means the integrative evaluation of nutritionally relevant data to develop an individualized nutritional care plan. These data may include:

- (1) Nutrient intake;
- (2) Anthropometric measurements;
- (3) Biochemical values;
- (4) Physical and metabolic parameters;
- (5) Socio-economic factors;
- (6) Current medical diagnosis and medications; and
- (7) Pathophysiological processes.

The mere collection of these data for use in assessment is not nutritional assessment and does not require a dietitian licensed under this section.

(E) "Nutritional counseling" means the advising of individuals or groups regarding nutritional intake by integrating information from the nutritional assessment with information on food and other sources of nutrients and meal preparation consistent with cultural background and socioeconomic status. The distribution by an individual of written information prepared by a licensee is not nutritional counseling, and any person distributing the written information need not be licensed under this section.

(F) "Nutritional education" means a planned program based on learning objectives with expected outcomes designed to modify nutrition-related behaviors. This does not prohibit an individual from providing general non-medical nutrition information if the person does not violate this section.

(G) "Nutritional care standards" means policies and procedures pertaining to the provision of nutritional care in institutional and community settings.

(H) "Nutritional care" means the application of the science of nutrition in the health and disease of people.

(I) "Commission" means "The Commission on Dietetic Registration" of the Academy of Nutrition and Dietetics.

(J) "The Academy" means "The Academy of Nutrition and Dietetics."

(K) "Medical nutrition therapy" means the use of specific nutrition services to treat, or rehabilitate an illness, injury, or condition. Medical nutrition therapy includes nutrition assessment, intervention, education, and counseling.

(L) "Council on postsecondary accreditation" is synonymous with "Commission on recognition of post-secondary accreditation."

(M) For purposes of this section, the terms "Nutritionist", "Nutrition counselor" and like terms may indicate the person is practicing dietetics.

(N) "General nutrition information" means information on the following:

- (1) Principles of good nutrition and food preparation;
- (2) Food to be included in the normal daily diet;
- (3) The essential nutrients needed by the body;
- (4) Recommended amounts of the essential nutrients;
- (5) The actions of nutrients on the body;
- (6) The effects of deficiencies or excesses of nutrients; or
- (7) Food and supplements that are good sources of essential nutrients.

Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions.

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Statement of Rationale:

This regulation is updated in conformance with the current Dietetics Practice Act.

Document No. 4243
MANUFACTURED HOUSING BOARD
CHAPTER 79

Statutory Authority: 1976 Code Sections 40-1-70 and 40-29-10

79-9. Board Authorized to Make Investigations and Deny, Suspend or Revoke Licenses.

Synopsis:

To satisfy the requirements of licensure for manufactured home builders and salespersons, Regulation 79-9 is updated in conformance with the current Manufactured Housing Board Practice Act.

The Notice of Drafting was published in the *State Register* on November 25, 2011.

Instructions:

The following section of Chapter 79 is modified as provided below. All other items and sections remain unchanged.

Text:

79-9. Board Authorized to Make Investigations and Deny, Suspend or Revoke Licenses.

A. The Board may, if it deems necessary, cause an investigation to be made to ascertain if all the criteria set forth in an application for license are true and shall not issue a license to the applicant until it is satisfied as to the accuracy of the application. The Board may deny or refuse to license any applicant based on misrepresentation of facts presented on the application for license, and/or for any of the reasons set forth in the Act, and if the application requirements are not met.

B. The Department shall investigate in accordance with Section 40-29-50 or upon receipt of inquiries or complaints any allegation of a wrongful act or acts involving licensees, and the Board shall have the authority to take appropriate action as provided in the Act.

C. If a licensee has been licensed in another state and that license has been suspended or revoked and/or if there is an outstanding penalty, the Board at its discretion based on information received with regard to any such suspension, revocation, or penalty may deny, suspend or revoke that licensee's ability to do business within the State of South Carolina.

Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions.

Statement of Rationale:

This regulation is updated in conformance with the current Manufactured Housing Practice Act.

Document No. 4311
DEPARTMENT OF TRANSPORTATION
CHAPTER 63
Statutory Authority: 1976 Code Section 57-9-10

63-1000. Sign Requirements for Petitions to Close Road

Synopsis:

The South Carolina Department of Transportation seeks to promulgate Regulation 63-1000, Sign Requirements for Petitions to Close Road. These new regulations are being proposed to comply with the 2012 amendment to Section 57-9-10 requiring the promulgation of regulations to establish the minimum mandatory size, language and specific positioning of signs to give notice of petitions to close any street, road or highway.

Notice of Drafting was published in the *State Register* on September 28, 2012.

Instructions:

63-1000. Print as shown below.

Text:

63-1000. Sign Requirements for Petitions to Close Road.

A. Costs. Signs required by parties petitioning to abandon or close any street, road or highway pursuant to Section 57-9-10 must be fabricated and posted by the petitioning party. All costs for the fabrication and placement of the signs shall be the responsibility of the petitioner.

B. Minimum Size. The sign shall have a minimum width of 30 inches, a minimum height of 36 inches and shall comply with the general requirements for sign materials set forth in the Federal Highway Administration's Manual on Uniform Traffic Control Devices (MUTCD).

C. Design and Content. The sign shall be in substantial compliance with the illustration and table shown below. A detailed layout is available from the South Carolina Department of Transportation by contacting the Director of Traffic Engineering.



SIGN ELEMENT	LEGEND COLOR	BACKGROUND COLOR	LEGEND SIZE	LEGEND FONT	BORDER INSET
BORDER	BLACK	YELLOW/WHITE	0.625"	N/A	.5/1.875"
NOTICE	BLACK	YELLOW	4"	HWY D	N/A
PENDING RD	BLACK	WHITE	3"	HWY D	N/A
CLOSURE	BLACK	WHITE	3"	HWY D	N/A
DIVIDER LINE	BLACK	WHITE	0.625"	N/A	4"
§57-9-10	BLACK	WHITE	2"	HWY D	N/A
DIVIDER LINE	BLACK	WHITE	0.625"	N/A	4"
FOR INFORMATION	BLACK	WHITE	2"	HWY D	N/A
CALL	BLACK	WHITE	2"	HWY D	N/A
(000) 000-0000	BLACK	WHITE	2.25"	HWY D	N/A

D. Contact number. The petitioning party shall provide a phone number, shown on the sign layout as (000) 000-0000, for the public to call for the purpose of obtaining additional information about the proposed road closure. The phone number shall be either the petitioning party’s local or toll free number, or that of their legal counsel. A representative shall be available during normal weekday business hours, 9:00 am to 5:00 pm, to provide information and answers to inquiries, or a mechanism shall be in place to allow a person to leave a message which will be returned at a convenient time for both parties.

E. Installation. Each sign shall be installed on a single u-channel or square tube breakaway post. The signs shall be installed in compliance with the requirements of MUTCD. For rural roadways where no sidewalk is present, the signs shall be erected within the public right-of-way, but no less than 6 feet horizontally from the edge of pavement. The vertical distance from the edge of pavement to the bottom of the sign (mounting height) shall be a minimum of 5 feet. For roadways having curb and gutter and sidewalk, the signs shall be erected no less than 2 feet horizontally from the face of the curb. In this situation, the mounting height shall be no less than 7 feet.

F. Positioning. If the entire road is to be closed, one sign shall be erected within 100 feet of each terminal end on the right shoulder of the road in the direction of traffic and facing traffic entering the portion the petitioner proposes to close. If only a portion of the road is proposed to be closed, signs shall be erected at the beginning and ending points to be described in the petition and shall be oriented as detailed previously. Additional signs shall also be erected along the roadway where any public road intersects the affected portion. Such additional signs shall be erected within 100 feet of the intersection in both directions on the right shoulder of the road in the direction of traffic and facing traffic departing from the intersection.

G. Permission. Prior to installation of any signs, the petitioning party must submit a request for approval to encroach upon the public right-of-way to the governmental entity having authority over the road. Such request shall include a detailed description or diagram of the proposed sign locations. The petitioner shall also be responsible for locating any existing utilities prior to driving any sign posts.

H. Removal. Upon the court ruling on the road closure petition, the petitioner shall remove all signs erected under these regulations at its expense.

Fiscal Impact Statement:

There will be no increased costs incurred by the State or any of its political subdivisions.

Statement of Rationale:

The purpose of amending Regulation 63-1000 is to comply with the amendment to Section 57-9-10 requiring that the South Carolina Department of Transportation promulgate regulations which establish the minimum mandatory size, language and specific positioning of signs to be posted by parties petitioning to close a street, road or highway.

Document No. 4312
DEPARTMENT OF TRANSPORTATION
CHAPTER 63
Statutory Authority: 1976 Code Section 57-25-170

63-338. Specific Information Service Signing

Synopsis:

The Department of Transportation seeks to amend Regulation 63-338 by revising certain terms to be consistent with the Manual on Uniform Traffic Control Devices (MUTCD). The modification will avoid miscommunications in describing and implementing the program. Additionally, Regulation 63-338 will be amended to provide clarification to the criteria for the display of specific service signs and logo sign panels at interchanges under the program.

Notice of Drafting was published in the *State Register* on September 28, 2012.

Instructions:

Replace Regulation 63-338. (Specific Information Service Signing) as printed below.

Text:

63-338. Specific Information Service Signing.

A.Introduction. The South Carolina Department of Transportation has developed this program for the installation of specific service signs and logo sign panels on fully controlled access highways.

B.Purpose. The purpose of this program is:

- (1) To provide motorists with business identification and directional information for essential motorist services and for eligible attractions;
- (2) To eliminate illegal outdoor advertising signs as required by the South Carolina Highway Advertising Control Act. 57-25-110, et seq.

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C. Definitions

- (1) Department is the South Carolina Department of Transportation or its authorized agents.
- (2) A Specific Service Sign is an official sign, rectangular in shape, located within the highway right-of-way and carrying legend for up to three (3) of the following services: gas, food, lodging, camping, or attraction along with directional information and space for one (1) to six (6) individual logo sign panels.
- (3) A Logo Sign Panel is a separately attached sign, rectangular in shape, mounted on the specific service sign to show the brand or trademark and name, or both, of a qualified motorist service available at or near the next interchange.
- (4) A Ramp Sign is an official sign, rectangular in shape, located along an exit ramp and carrying legend for up to three (3) of the following services: gas, food, lodging, camping or attraction together with directional information and space for one (1) to six (6) individual logo sign panels of the same design as logo sign panels, but smaller.
- (5) A Trailblazer Sign is an official sign, rectangular in shape, located on the right of way of a highway with directional arrows and space for one (1) to four (4) individual logo sign panels of the same design as logo sign panels, but smaller.
- (6) A Business is an individual business that provides gas, food, lodging, camping, or attraction services to motorists.
- (7) Continuous Operation is the unremitting availability of motorist services within a prescribed number of hours.
- (8) Rest Room Facilities are separate facilities for men and women, to include sink and toilet, and available to all motorists at no charge.
- (9) Drinking Water is a water fountain and/or cups of water provide to all motorists at no charge.
- (10) Public Telephone is a coin operated telephone available to all motorists. Private or business phones may be allowed if the business is unable to obtain a coin operated telephone so long as its use is provided to motorists.

D. Specific Service Signs

- (1) A specific service sign bearing one (1) to six (6) separately attached logo sign panels may be erected on fully controlled access highways between the previous interchange and the exit direction sign where space permits.
- (2) The specific service sign nearest to the interchange should be erected no closer than 1600 feet to the beginning of exit ramp taper of the approaching interchange with at least 800 foot spacing between the information signs. The specific service sign should be located longitudinally so as to take advantage of natural terrain and have the least impact on the scenic environment.
- (3) No more than two (2) specific service signs for gas, food, lodging, camping, or attractions shall be erected in each direction approaching an interchange. Where more than six (6) businesses of a specific service type are eligible for logo signing at the same interchange, additional logo sign panels of the same service may be displayed on the available signs in accordance with the following provisions:
 - (a) No more than twelve (12) logo sign panels of a specific service type shall be displayed on no more than two (2) specific service signs.
 - (b) No more than six (6) logo sign panels shall be displayed on a single specific service sign.
 - (c) The number of specific service signs along an approach to an interchange, shall be limited to a maximum of four (4).
- (4) A combination sign is a specific service sign that may display a maximum of three (3) specific services. The total number of logo sign panels on a combination sign shall be limited to six (6). If three (3) types of services are displayed on one (1) sign, then the logo sign panels shall be limited to two (2) for each service type (for a total of six (6) logo sign panels). If only two (2) types of services are displayed on one (1) sign, then the logo sign panel shall be limited to either three (3) for each service type (horizontal divider) or four (4) for one (1) service type and two (2) for the other service type (vertical divider). Combination specific service signs may be used to maximize the number of businesses displayed.
- (5) The size of specific service signs should be adequate to accommodate the number of logo sign panels to be erected, using the required legend height and spacing in accordance with the latest Department specifications.

(6) For double exit interchanges the specific service sign shall consist of two sections, one for each exit. The top or left section shall display the logo sign panels for the first exit and the lower or right section shall display the logo sign panels for the second exit. Where participation for one exit is less than three (3) businesses for a service, the specific service sign may be arranged to allow for four (4) to six (6) logo sign panels to be displayed for the other exit. No more than twelve (12) logo sign panels shall be displayed for any service at an interchange.

(7) The background color of a specific service sign shall be blue with white reflectorized border. The words gas, food, lodging, camping or attraction and directional information shall be white reflectorized legend mounted on the blue sign.

(8) Specific service signs shall not be erected at any interchange with another controlled access facility; nor shall they be erected at any interchange where there is no entrance ramp at the interchange or at another reasonably convenient interchange by which the motorist may proceed in the desired direction of travel without undue indirection or use of poor connecting roads.

(9) In the direction of travel, the specific service signs shall be for attractions, camping, lodging, food, and gas services, in that order.

(10) Attraction signing shall not be used for stand-alone or strip-mall facilities that have the primary purpose of retail sales. Malls, shopping complexes or stores located in close proximity to one another having a unified theme may be eligible for participation if the criteria listed in Section I (e) are met.

E. Logo Sign Panels- Main Roadway

(1) Logo sign panels, separately attached on a specific service sign shall show the brand or trademark and name, or both, of the gas, food, lodging, camping or attraction facility located at or conveniently accessible from an interchange. Nationally, regionally or locally known commercial symbols or trademarks shall be used when applicable. The brand or trademark identification symbol used shall be reproduced with the colors and general shape consistent with customary use. Any messages, trademarks or brand symbols which interfere with, imitate or resemble an official traffic control device will not be permitted.

(2) Each logo sign panel on a specific service sign shall be contained in a rectangular background area. Any logo sign panel that does not display a nationally, regionally or locally known symbol or trademark shall display the business name in legend that contrasts effectively with the background.

(3) If a food business is only open six (6) days a week, it will be required to incorporate into the design of its logo sign panels a message indicating the day the business is closed. This message shall be legend that says "CLOSED" followed by the day of week the business is closed. The color of the legend shall contrast effectively with the background of the sign logo sign panel.

(4) Only one logo sign panel may be shown in each direction of travel for each service provided by a business, even though the business may be accessible from more than one interchange. Signing will be provided at the interchange closest to the business, as determined by the Department.

(5) Where the number of fully qualifying gas, food, lodging, camping or attraction businesses exceeds the available spaces on the specific service panels, the Department will solicit bids from all of the qualified businesses. Bid solicitation and selection will be governed by the Department's policies and procedures.

F. Ramp Signs

(1) When the Department determines that any participating business is not visible from the terminal or decision point of a ramp which permits traffic to proceed in more than one direction on the crossroad, a ramp sign shall be placed on the exit ramp or at its terminus.

(2) Ramp signs shall not be erected for businesses not displaying logo sign panels on a specific service sign.

(3) A ramp combination sign is a ramp sign that may display a maximum of three (3) specific services. The total number of ramp logo sign panels on a ramp combination sign shall be limited to six (6).

(4) Ramp signs will be of an appropriate size to display the required number of ramp logo sign panels.

(5) The background color of a ramp sign shall be blue with white reflectorized border. The words gas, food, lodging, camping or attraction and directional information shall be in white reflectorized legend mounted on the blue sign.

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G. Trailblazer Signs

(1) When the Department determines that the route to a business requires a direction change, it is questionable as to which roadway to follow, or when additional guidance is needed, a trailblazer panel may be placed along a crossroad up to 500 feet prior to any required turn.

(2) Trailblazer signs will be of an appropriate size to display the required number of trailblazer logo sign panels.

(3) The background color of a trailblazer signs shall be blue with white reflectorized border. White reflectorized directional arrows shall be mounted on the blue sign as needed for proper guidance.

(4) Trailblazer signs shall not be erected for businesses not displaying logo sign panels on a special service sign and a ramp sign.

(5) A trailblazer sign may contain various types of services on a single panel.

(6) When space along the right-of-way limits the number of signs or panels that can be erected, all other Department signing shall take priority over trailblazer signs.

H. Logo Sign Panels – Ramp and Trailblazer

(1) Ramp and trailblazer logo sign panels shall be of the same design as logo sign panels, but smaller.

(2) Each logo sign panel mounted on a ramp sign and trailblazer sign shall be contained in a rectangular background area. Any logo sign panel which does not display a nationally, regionally or locally known symbol or trademark shall display the business name legend which contrasts effectively with the background.

(3) If a food business is only open six (6) days a week, it will be required to incorporate into the design of its logo sign panel a message indicating what day the business is closed. This message shall say "CLOSED" followed by the day of week the business is closed. The color of the legend shall contrast effectively with the background of the logo sign panel.

I. Criteria

(1) A business located at or conveniently accessible from an interchange on a fully controlled access highway shall be eligible to have its logo sign panel placed on a specific service sign, a ramp sign, and on a trailblazer sign (but in accordance with Section F(1) and G(1)) if it meets the following conditions:

(a) Gas:

1. Located within three (3) miles of the interchange;
2. Vehicle services shall include fuel, oil and water;
3. Continuous operation at least sixteen (16) hours per day, seven (7) days a week;
4. Rest room facilities;
5. Drinking water;
6. Public telephone;

(b) Food:

1. Located within three (3) miles of the interchange;
2. Maintain a "Grade A" rating as defined by the South Carolina Department of Health and Environmental Control;
3. Continuous operation at least twelve (12) hours a day, six (6) days a week;
4. Rest room facilities;
5. Public telephone;
6. Indoor seating capacity for at least twenty (20) persons and/or drive-thru service;

(c) Lodging:

1. Located within three (3) miles of the interchange;
2. Continuous operation, twelve (12) months per year;
3. At least ten (10) lodging rooms;
4. Public telephone;

(d) Camping:

1. Located within six (6) miles of the interchange;
2. Permit to operate by the South Carolina Department of Health and Environmental Control;
3. Modern sanitary facilities including restrooms and showers;
4. Drinking water;

5. Overnight accommodations for all types of travel trailers, tents and camping vehicles;
6. Adequate parking accommodations for at least ten (10) camping vehicles;
7. Continuous operation, seven (7) days a week;
8. If operated on a seasonal basis, signs will be removed;
9. Public telephone.

(e) Attraction:

1. Located within fifteen (15) miles of the interchange;
2. Be an activity or location that is one of the following:
 - (i) Amusement Park: a permanent area, open to the general public, whose principle activities include boating, entertainment rides, swimming, etc.;
 - (ii) Arena: an auditorium, civic or convention center, racetrack, sports complex, or stadium having a minimum seating capacity of 5,000;
 - (iii) College or University Facilities: an institution that is approved by a nationally recognized accreditation agency, has an enrollment of at least 500 fulltime students, and grants degrees;
 - (iv) Commerce Park: a group of commercial manufacturing or research facilities;
 - (v) Cultural Center: a facility for cultural events;
 - (vi) Facility Tour Location: a facility such as a factory, institution, or plant which conducts daily or weekly public tours on regular scheduled basis year-round;
 - (vii) Fairground: a tract of land where fairs or exhibitions are held and which has permanent buildings including, but not limited to, bandstands, exhibition halls, livestock exhibition pens, etc.;
 - (viii) Historical Site or District: a structure or area listed on the national or state historical register and recognized by the Department as a historic attraction or location. Historic districts shall provide the public with a single, central location, such as a self-service kiosk or welcome center, where motorists can obtain information regarding the district;
 - (ix) Recreational Area: a recreational attraction recognized by the Department including, but not limited to, bicycling, boating, fishing, hiking, picnicking, or rafting;
 - (x) Natural Phenomenon: a naturally occurring area which is of outstanding interest to the general public, such as a waterfall or a cavern;
 - (xi) Visitor Information Center: visitor information centers other than those operated by the South Carolina Department of Parks, Recreation and Tourism must meet the criteria outlined by the Department;
 - (xii) Zoological/Botanical Park: a facility in which living animals or plants are kept and exhibited to the public;
 - (xiii) Malls/Shopping Areas: a shopping mall must have a minimum enclosed, climate-controlled shopping area of 400,000 square feet. A shopping area must consist of a group of ten (10) or more enclosed, climate-controlled retail establishments located in close proximity to one another and having a unified theme carried out by individual shops in their architectural design or their merchandise.

3. Maintain regular hours for that type of establishment;
4. Public restrooms;
5. Adequate parking accommodations.

(2) Where space is available on an existing gas, food or lodging specific service sign, distances for participation may be extended to a total of six (6) miles from the interchange. Extension of distances will be at the sole discretion of the Department and will be measured as described in Section I (3). In all instances, businesses meeting all of the provisions of Section I will be given first priority.

(3) In determining distances from the interchange, roadway mileages are to be used, measured from the off-ramp terminal (where the off-ramp intersects the crossing road or frontage road) nearest to the business under consideration. The measurement shall begin where the left edge of the off-ramp pavement intersects the near edge of the crossing road pavement. If the off-ramp terminal is channelized, the measurement shall begin at the intersection portion of the terminal nearest to the business under consideration.

(a) For gas, food, lodging, and attractions the measurement will terminate at the main entrance of the building where payment is received for services rendered.

(b) For camping facilities, the distance will be measured to the registration office on the property of the camping facility.

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J. Installation and Maintenance

(1) The cost to the business for participation in the specific service signing program shall be determined by the Department based on each logo sign panel installed based upon interchange classification. Additional participation fees may be charged for installation, covering maintenance or replacement of logo sign panels. Fees may be charged for each occurrence.

(2) All logo sign panels will be furnished to the Department by the business at no cost to the Department and shall be manufactured to the standard specifications and approved design of the Department. Logo sign panels not meeting the specifications shall not be used.

(3) The Department shall be responsible for all required installation, routine maintenance, removal and placement of logo sign panels upon the specific service and ramp signs.

(4) The Department shall not be responsible for any damage, deterioration or loss of any logo sign panel. The business shall be responsible for furnishing replacement logo sign panels to the Department.

K. General Provisions

(1) Upon application to participate in the specific service signing program, a business shall give written assurance of its conformity with all applicable laws concerning the provision of public accommodations without regard to race, religion, color or national origin.

(2) If a business, at any time, fails to comply with applicable laws or these rules and regulations, the Department will take the necessary actions to remove the logo sign panels and disqualify that business from further participation in the program, except when a business closing is due to damages sustained by fire, accident or similar causes and when the Department is notified in writing within ten (10) days of such closing. In such cases the logo sign panel shall be removed or covered until the business is re-opened.

(3) Any business that maintains any form of illegal outdoor advertising as determined by the South Carolina Highway Advertising Control Act shall be ineligible to participate in this program until such illegal advertising devices are removed.

(4) The Department reserves the right to cover or remove any or all logo sign panels during maintenance or construction operations or for research studies, or whenever deemed by the Department to be in the best interest of the Department or the traveling public without advance notice. The Department reserves the right to terminate the program or any portion thereof by furnishing the business written notice of such intent not less than thirty (30) calendar days prior to such action.

(5) The Department will prescribe the format and content of standard application and agreement forms to be used in the administration of this program.

(6) After a business has received approval of its application for participation in the program, an agreement, in accordance with these regulations, will be entered into between the Department and the business. Designs for the logo sign panels should be submitted, if required, for approval as soon as possible upon application.

Fiscal Impact Statement:

There will be no increased costs incurred by the State or any of its political subdivisions..

Statement of Rationale:

The purpose of amending Regulation 63-338 is to revise certain terms to be consistent with the Manual on Uniform Traffic Control Devices (MUTCD). The modification will avoid miscommunications in describing and implementing the program. Additionally, Regulation 63-338 will be amended to provide clarification to the criteria for the display of specific service signs and logo sign panels at interchanges under the program.