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# SOUTH CAROLINA STATE REGISTER

PUBLISHED BY  
THE LEGISLATIVE COUNCIL  
of the  
GENERAL ASSEMBLY

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Published December 26, 2025

Volume 49 Issue No. 12

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 of 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:

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

**Executive Orders** are actions issued and taken by the Governor.

**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 a proposed regulation.

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

**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.

## **2026 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 must be submitted no later than 5:00 P.M. on the second Friday of each month. The modification or withdrawal of documents filed for publication must be made **by 5:00 P.M.** on the submission deadline for that issue.

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

## 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*.

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## 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 and a Notice of the Proposed Regulation that contains an estimate of the proposed action's economic impact and 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-ten days to consider the regulation. If no legislation is introduced to disapprove or enacted to approve the regulation before the expiration of the one-hundred-ten-day review period, the regulation is approved on the one-hundred-tenth 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 laws 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 the legislative interim, the regulation may be refiled for one additional ninety-day period.

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The history, status, and full text of these regulations are available on the  
South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>

DOC. No.	RAT. No.	FINAL ISSUE	SUBJECT	EXP. DATE	AGENCY	HOUSE COMMITTEE	SENATE COMMITTEE
5342			Residential Treatment Facilities for Children and Adolescents	01/25/2026	Department of Public Health	Regs, Admin. Proc., AI & CS	Medical Affair
5319			Sign Language Interpreters	02/01/2026	State Board of Education	Regs, Admin. Proc., AI & CS	Education
5370			Honey Bees	03/05/2026*	Clemson University	Regs, Admin. Proc., AI & CS	Ag and Nat Resources
5366			Procedures and Standards for Review of Charter School Applications	04/04/2026*	State Board of Education	Regs, Admin. Proc., AI & CS	Education
5371			Defined Program, Grades 9-12 and Graduation Requirements	05/02/2026*	State Board of Education	Regs, Admin. Proc., AI & CS	Education
5373			General Retention Schedule for Data Processing Records of State Agencies/Institutions	05/03/2026	SC Department of Archives and History		
5374			General Retention Schedule for State Personnel Records	05/03/2026	SC Department of Archives and History		
5375			General Retention Schedules for County Records	05/03/2026	SC Department of Archives and History		
5376			General Retention Schedules for Municipal Records	05/03/2026	SC Department of Archives and History		
5377			General Retention Schedule for Electronic Records Common to Most State Agencies/Institutions	05/03/2026	SC Department of Archives and History		
5378			General Retention Schedule for State Administrative Records	05/03/2026	SC Department of Archives and History		
5379			General Retention Schedule for State Colleges and Universities	05/03/2026	SC Department of Archives and History		
5380			General Retention Schedule for State Financial Records	05/03/2026	SC Department of Archives and History		
5381			General Retention Schedules for School Districts	05/03/2026	SC Department of Archives and History		
5402			Charter Schools	05/03/2026	State Board of Education		
5403			Test Security	05/03/2026	State Board of Education		
5393			Non-interest Bearing Negotiable Order of Withdrawal (NINOW) Accounts by State-chartered Savings and Loan Associations	05/03/2026	State Board of Financial Institutions		
5405			Palmetto Fellows Scholarship Program	05/03/2026	State Commission on Higher Education		
5406			Use of the State Aviation Fund; Procedure for Protection of Public Investment in Airports	05/03/2026	South Carolina Aeronautics Commission		
5407			Standards for Licensing In-Home Care Providers	05/03/2026	Department of Public Health		
5408			Minimum Standards for Licensing Hospitals and Institutional General Infirmaries	05/03/2026	Department of Public Health		
5412			Parking and Transportation Services	05/03/2026	University of South Carolina		
5413			Regulations on Allocation of State Ceiling on Issuance of Private Activity Bonds	05/03/2026	State Fiscal Accountability Authority		
<b>Agency Withdrawal</b>							
5199			R.45-9, Write-in Ballots, Sealed After Tabulation	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5201			Emergency Election Procedures	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5202			Poll Worker Training; Candidate Withdrawals	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5203			Procedures for Electronic Petitions	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5192			R.45-1, Definitions	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5204			R.45-10, Retention and Disposition of Certain Voting Records	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary

\*Revised 120-Day Review Expiration Date for Automatic Approval to 110-Day Review Expiration Date per S.164



## 2 REGULATIONS SUBMITTED TO GENERAL ASSEMBLY

5205	Reports to State Election Commission by County Boards of Voter Registration and Elections	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5193	R.45-2, Instructions and Certification of Managers and Clerks in the Use of Vote Recorders	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5225	Retention and Storage of Election Records and Election Equipment	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5194	R.45-3, Tabulating Center Personnel	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5195	R.45-4, Certification of Program Instructions	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5196	R.45-5, Ballot Envelopes and Fold Over Ballot Cards	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5197	R.45-6, Defective Ballot Cards	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5198	R.45-7, Ballot Cards, Sealed After Tabulation	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
<b>Committee Request Withdrawal</b>					
5314	Regulations for the Licensing of Child Care Centers	Tolled	Department of Social Services	Regs, Admin. Proc., AI & CS	Family and Veterans' Services

\*Revised 120-Day Review Expiration Date for Automatic Approval to 110-Day Review Expiration Date per S.164

**Executive Order No. 2025-40**

**WHEREAS**, racial discrimination is wrong, and “[d]istinctions between citizens solely because of their ancestry are by their very nature odious to a free people whose institutions are founded upon the doctrine of equality.” *Students for Fair Admissions, Inc. v. President & Fellows of Harvard Coll.*, 600 U.S. 181, 208 (2023); and

**WHEREAS**, nowhere in South Carolina law should there be provisions that discriminate on the basis of race; and

**WHEREAS**, several sections of the South Carolina Code of Laws, as amended, call for unlawful racial discrimination in state procurement and contract decisions; and

**WHEREAS**, Chapter 35, Article 21 of Title 11 of the South Carolina Code, as amended, titled “Assistance to Minority Businesses,” makes race a central feature of procurement policy (“Title 11 Race-Based Procurement Policy”); and

**WHEREAS**, the Title 11 Race-Based Procurement Policy calls for selectively favoring “Minority Business Enterprises” (MBEs) in the procurement process; and

**WHEREAS**, Regulation 19-445.2160 creates a race-based distinction by defining a “Minority Business Enterprise” as “a business which has been certified as a socially and economically disadvantaged small business” and defines “social disadvantaged individuals” as people who have “been subject to racial or ethnic prejudice or cultural bias because of their identification as members of a certain group without regard to their individual qualities.” S.C. Code Ann. Regs. 19-445.2160(A)(2), (6); and

**WHEREAS**, the law incentivizes racial discrimination by providing that “[f]irms with state contracts that subcontract with minority firms shall be eligible for an income tax credit equal to four percent of the payments to minority subcontractors for work pursuant to a state contract,” subject to certain limitations, S.C. Code Ann. § 11-35-5230(B); *see also id.* § 12-6-3350; and

**WHEREAS**, the Title 11 Race-Based Procurement Policy requires “each agency director [to] develop a Minority Business Enterprise (MBE) Utilization Plan,” which must include, among other things, “a policy statement expressing a commitment by the governmental body to use MBEs in all aspects of procurement” and a “goal[]” of spending “ten percent of [that] governmental body’s total dollar amount of funds expended” on minority businesses. *Id.* § 11-35-5240(1); and

**WHEREAS**, an agency’s MBE Utilization Plan must be submitted annually to the Division of Small and Minority Business Contracting and Certification, and an agency must submit quarterly progress reports to the Division. *Id.* § 11-35-5240(1); *see also id.* § 11-35-5270 (revised by 2014 S.C. Acts No. 121 to transfer responsibility from the Small and Minority Business Assistance Office to the Division); and

**WHEREAS**, the Title 11 Race-Based Procurement Policy requires an annual report to the Governor “concerning the number and dollar value of contracts awarded for each governmental body to a firm certified as a minority firm pursuant to Section 11-35-5230 during the preceding fiscal year.” *Id.* § 11-35-5260; and

**WHEREAS**, at least one other provision of South Carolina law poses similar problems of racial discrimination in contracting. Section 12-28-2930 of the South Carolina Code of Laws, as amended, requires the South Carolina Department of Transportation to “ensure that not less than five percent” of state source highway funds be “expended through direct contracts with certain estimated values . . . with small business concerns owned and controlled by socially and economically disadvantaged ethnic minorities (MBEs)” (“Title 12 Race-Based Procurement Policy”); and

#### 4 EXECUTIVE ORDERS

**WHEREAS**, the “core purpose” of the Fourteenth Amendment’s Equal Protection Clause is “doing away with all governmentally imposed discrimination based on race” “[b]ecause racial discrimination is invidious in all contexts,” *Students for Fair Admissions*, 600 U.S. at 206, 214 (internal quotation marks and alterations omitted); and

**WHEREAS**, both the Title 11 Race-Based Procurement Policy and the Title 12 Race-Based Procurement Policy represent governmentally imposed discrimination based on race by favoring some races at the expense of others; and

**WHEREAS**, these policies rest on the false assumption that the solution to perceived historical wrongs is to racially discriminate against individuals in the present; and

**WHEREAS**, “[t]he way to stop discrimination on the basis of race is to stop discriminating on the basis of race,” *Parents Involved in Cmty. Sch. v. Seattle Sch. Dist. No. 1*, 551 U.S. 701, 748 (2007); and

**WHEREAS**, the Supreme Court of the United States has held that race-based programs “must comply with strict scrutiny, they may never use race as a stereotype or negative, and—at some point—they must end.” *Students for Fair Admissions*, 600 U.S. at 213; and

**WHEREAS**, the Title 11 Race-Based Procurement Policy and the Title 12 Race-Based Procurement Policy meet none of these constitutional requirements to permit racial discrimination. *See City of Richmond v. J.A. Croson Co.*, 488 U.S. 469 (1989) (striking down a 30% set aside in government contracting for MBEs); *Mid-Am. Milling Co., LLC v. U.S. Dep’t of Transp.*, No. 3:23-CV-00072-GFVT, 2024 WL 4267183, at \*1 (E.D. Ky. Sept. 23, 2024) (granting a preliminary injunction against the federal government’s “Disadvantaged Enterprise Program” that “require[s] that ten percent of federal highway construction funds be paid to small businesses owned and controlled by ‘socially and economically disadvantaged individuals’”); *Students for Fair Admissions*, 600 U.S. at 218–19 (holding that “zero-sum” policies, such as the State awarding contracts, necessarily treat race as a “negative”); *id.* at 213 (explaining that a race-based law lacks a logical end point where it has “no end . . . in sight”); and

**WHEREAS**, the United States Constitution “shall be the supreme Law of the Land,” U.S. Const. art. VI, cl. 2, so when state law conflicts with any federal law, “the state law must yield.” *Martin v. United States*, 605 U.S. 395, 409 (2025); and

**WHEREAS**, the undersigned has sworn to “preserve, protect, and defend” both the South Carolina Constitution and the United States Constitution, S.C. Const. art. VI, § 5, and is charged with “tak[ing] care that the laws be faithfully executed,” *id.* art. IV, § 15; and

**WHEREAS**, the Title 11 Race-Based Procurement Policy and the Title 12 Race-Based Procurement Policy are incompatible with the Fourteenth Amendment’s Equal Protection Clause; and

**WHEREAS**, these laws “also undermine our national unity, as they deny, discredit, and undermine the traditional American values of hard work, excellence, and individual achievement in favor of an unlawful, corrosive, and pernicious identity-based spoils system.” President Donald J. Trump, Executive Order 14173, § 2, *Ending Illegal Discrimination and Restoring Merit-Based Opportunity* (Jan. 21, 2025); and

**WHEREAS**, hardworking South Carolinians “who deserve a shot at the American Dream should not be stigmatized, demeaned, or shut out of opportunities because of their race.” *Id.*; and

**WHEREAS**, the federal government, under the leadership of President Donald J. Trump, is similarly working to “terminate all discriminatory and illegal preferences, mandates, policies, programs, activities, guidance, regulations, enforcement actions, consent orders, and requirements.” *Id.*; and

**WHEREAS**, the undersigned has the constitutional and statutory authority to demand information from state agencies. *See* S.C. Const. art. IV, § 17; S.C. Code Ann. § 1-1-840; *id.* § 1-3-10.

**NOW, THEREFORE**, by virtue of the authority vested in me as Governor of the State of South Carolina and pursuant to the Constitution and Laws of this State and the powers conferred upon me therein, I hereby order and direct as follows:

**Section 1. Eliminating Unlawful Racial Discrimination in State Procurement and Contract Decisions**

A. I hereby direct all departments, agencies, and other offices in the Executive Branch to comply with the Equal Protection Clause by not discriminating based on race in any procurement or contract matter.

B. I hereby direct, until any statutory change requires otherwise, that when departments, agencies, and other offices in the Executive Branch report to the Division of Small and Minority Business Contracting and Certification as required by Section 11-35-5260 of the South Carolina Code of Laws, as amended, the report shall certify that the department, agency, or other office is complying with the Equal Protection Clause and this Executive Order in all procurement and contract decisions.

C. I hereby direct all departments, agencies, and other offices in the Executive Branch to provide to the Office of the Governor by January 9, 2026, information about any regulation, policy, or practice that requires or permits the department, agency, or other office to consider race in any procurement or contract decision, regardless of whether that regulation, policy, or practice is connected to the Title 11 Race-Based Procurement Policy or the Title 12 Race-Based Procurement Policy.

D. No department, agency, or other office in the Executive Branch shall enter into any contract under either the Title 11 Race-Based Procurement Policy or the Title 12 Race-Based Procurement Policy until further order or instruction from the undersigned.

E. This Executive Order is prospective only. No department, agency, or other office in the Executive Branch shall breach any existing contract under this Executive Order.

**Section 2. General Provisions**

A. This Order is not intended to create, and does not create, any individual right, privilege, or benefit, whether substantive or procedural, enforceable at law or in equity by any party against the State of South Carolina, its agencies, departments, political subdivisions, or other entities, or any officers, employees, or agents thereof, or any other person.

B. If any section, subsection, paragraph, subparagraph, sentence, clause, phrase, or word of this Order is for any reason held to be unconstitutional or invalid, such holding shall not affect the constitutionality or validity of the remaining portions of this Order, as the undersigned would have issued this Order, and each and every section, subsection, paragraph, subparagraph, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more other sections, subsections, paragraphs, subparagraphs, sentences, clauses, phrases, or words hereof may be declared to be unconstitutional, invalid, or otherwise ineffective.

C. This Order shall be implemented consistent with and to the maximum extent provided by applicable law and shall be subject to the availability of appropriations. This Order shall not be interpreted, applied, implemented, or construed in a manner so as to impair, impede, or otherwise affect the authority granted by law to an executive agency or department, or the officials or head thereof, including the undersigned.

D. I hereby expressly authorize the Office of the Governor to provide or issue any necessary and appropriate additional or supplemental guidance, rules, regulations, or restrictions regarding the application of

## **6 EXECUTIVE ORDERS**

this Order or to otherwise provide clarification regarding the same, through appropriate means, without the need for further Orders.

**GIVEN UNDER MY HAND AND THE GREAT  
SEAL OF THE STATE OF SOUTH CAROLINA,  
THIS 3rd DAY OF DECEMBER, 2025.**

**HENRY DARGAN MCMASTER  
Governor**

**DEPARTMENT OF PUBLIC HEALTH**  
**NOTICE OF GENERAL PUBLIC INTEREST**

In accordance with Section 44-7-200(D), Code of Laws of South Carolina, and Regulation 60-15, the public is hereby notified that a Certificate of Need application has been accepted for filing and publication on **December 26, 2025**, 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 Certificate of Need Program, at (803)545-4200, or by email at [coninfo@dph.sc.gov](mailto:coninfo@dph.sc.gov).

**Affecting Fairfield, Kershaw, Lexington, and Richland Counties**

**Careon Home Health Agency, LLC**

The establishment of a home health agency in Fairfield, Kershaw, Lexington, and Richland Counties at a total project cost of \$14,500.00.

**Affecting Greenville County**

**From the Heart Home Health Care, LLC d/b/a From the Heart Home Health Care**

The establishment of a Home Health Agency in Greenville County at a total project cost of \$65,000.00.

In accordance with Section 44-7-210(A), Code of Laws of South Carolina, and Regulation 60-15, 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 no earlier than 30 days, but no later than 90 days, from **December 26, 2025**. "Affected persons" have 30 days from the above date to submit requests for a public hearing to Certificate of Need Program, P.O. Box 2046 West Columbia, SC 29171. If a public hearing is timely requested, the Department's decision will be made after the public hearing, but no later than 120 days from the above date. For further information call (803) 545-4200 or email [coninfo@dph.sc.gov](mailto:coninfo@dph.sc.gov).

**Affecting Darlington, Dillon, Florence, Horry, Kershaw, Marion, and Sumter Counties**

**Beacon Nursing Care, LLC\***

The establishment of a home health agency in Florence, Kershaw, Sumter, Darlington, Dillon, Marion, and Horry Counties at a total project cost of \$19,200.00.

**Affecting Horry County**

**Embrace Home Health, LLC d/b/a Embrace Home Health – Horry County**

The establishment of a Home Health Agency in Horry County at a total project cost of \$64,000.00.

\* Amended to correct company name and total project cost.

## 8 DRAFTING NOTICES

### DEPARTMENT OF TRANSPORTATION

#### CHAPTER 63

Statutory Authority: 1976 Code Section 57-3-110

#### **Notice of Drafting:**

The South Carolina Department of Transportation is considering repealing or amending existing regulations which govern, to the extent authorized by S. C. Code, Title 57, regulations concerning driveways, erosion control, tandem trailer combinations, disadvantaged business enterprise program, guidelines for selection of set aside projects, and bus shelters permitting.

Interested parties should submit written comments to Barbara M. Wessinger, Chief Counsel, South Carolina Department of Transportation, 955 Park Street, Columbia, S. C. 29202.

#### **Synopsis:**

The South Carolina Department of Transportation proposes to repeal Chapter 63, Article 4, Subarticle 5 entitled “Private Driveway Entrances to Highways”. This regulation was promulgated in 1983. The residential driveway provisions are already codified in Section 57-5-1140 (including widths and culvert-cost responsibilities), and SCDOT’s exclusive authority under Section 57-3-110 is implemented through the ARMS manual and Engineering Directives, which govern driveway design and the encroachment-permit process.

The South Carolina Department of Transportation proposes to repeal Chapter 63, Article 4, Subarticle 6 entitled “Erosion Control”. This regulation has been replaced by Regulations 72-405 through 72-445 standards for Stormwater Management and Sediment Reduction, 1976 Code Section 48-18-70(4).

The South Carolina Department of Transportation proposes to amend Chapter 63, Article 4, Subarticle 7 entitled “Tandem Trailer Combination and Other Larger Vehicle Access Control Act”. This subarticle sets forth the regulations governing the operation of tandem trailer combination and other large vehicles within the State. In consultation with SC State Transport Police (STP), a Law Enforcement Division of South Carolina Department of Public Safety, STP has confirmed that they do not currently use these regulations. The South Carolina Department of Transportation proposes to retain Regulation 63-390 and strike the remaining provisions.

The South Carolina Department of Transportation proposes to repeal Chapter 63, Article 8 entitled “Disadvantaged Business Enterprises Program”. This article was promulgated to carry out the disadvantaged business enterprise program mandated by Section 12-28-2930 of the Code of Laws (1976) as amended, (hereinafter “State DBE Program”) and to comply with 49 CFR Part 26 (hereinafter Federal DBE Program). The program requires participation by ethnic minority and female/women owned businesses. The federal program requires removal of minority and sex-based certification. The department, as recipient of federal-aid highway and transit funds, is required and intends to implement DBE Program in accordance with 49 CFR part 26 criteria.

The South Carolina Department of Transportation proposes to repeal Chapter 63, Article 9 entitled “Bus Shelters”. This Article was intended to regulate the placement of bus shelters, with commercial advertisement, on state right of way.

These regulations will not require legislative action.

Document No. 5443  
**STATE COMMISSION ON HIGHER EDUCATION**  
**CHAPTER 62**  
 Statutory Authority: 1976 Code Section 59-112-100

62-600 - 62-612. Determination of Rates of Tuition and Fees.

**Preamble:**

R.62-600 through 62-612 of Chapter 62 is being amended and replaced in its entirety. Revisions to the existing regulation for the SC Residency Regulation are being considered to clarify the policies and procedures for administering the program. In the proposed amendments, the regulation is being updated to reflect recently passed Act 51 of 2023, relating to the requirement to acquire a South Carolina Driver's license within a 45 day period of relocating to the state. In addition, the number of items required to show intent are being reduced. There are other revisions which seek to simplify the residency process for both applicants and institutions. The revisions seek to promote flexibility among the State institutions and their residency classification processes.

The proposed regulation will require legislative review.

A Notice of Drafting was published in the *South Carolina State Register* on June 27, 2025.

Section-by-Section Discussion:

- |                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
|-----------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 62-600: | B. Language added to clarify Section of S.C. Code that places residency at college level                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Section 62-602: | <p>C. Language added to clarify definition of a "Dependent Person". Language added to clarify that residency determination may be based on one S.C. resident parent or guardian.</p> <p>D. Language added to allow institution to determine fair value of rental cost in area.</p> <p>F. Language added to clarify where five tests for dependency are located in Internal Revenue Service publications.</p> <p>H. Language added to include state income taxes (when applicable) when determining if an applicant is independent for financial purposes.</p> <p>J. Inserts language already in the regulation to this section, regarding VISA's that are eligible for in-state charges.</p> <p>M. Adding language referencing section 62-605 (C), which lists items of intent that can be shown to prove SC residency.</p> |
| Section 62-603: | <p>A. Language added to clarify that residency is based on independent persons, as well as parent, spouse or legal guardian. Language added to clarify when twelve month residency period begins.</p> <p>B. Language added to clarify the minimum items an applicant must show to demonstrate intent to be a S.C. resident.</p> <p>C. Language added to clarify that an institution may consider alternate year tax filing situations with divorced or separated parents.</p>                                                                                                                                                                                                                                                                                                                                               |
| Section 62-604: | A. Language removed for clarity. Language added to allow individuals who are receiving in-state charges while on an approved VISA, who then receive permanent status, to continue paying in-state charges without any break.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Section 62-605: | <p>B. Language added to clarify the minimum items an applicant must show to demonstrate intent to be a S.C. resident.</p> <p>C. Items of intent required to be show in the process to become a S.C. resident were set at a minimum of four. Items deemed no longer necessary for the list were removed. Required</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |



## 10 PROPOSED REGULATIONS

number of days to acquire a S.C. Driver's License reduced to 45 days in order to be consistent with state law. Number of vehicles required to be registered for residency purposes reduced to one.

D. Language removed to provide greater flexibility to institutions and applicants when attempting to prove intent to be a S.C. resident.

Section 62-609: A(2). Language added to allow Faculty and Administrative Employees at public colleges to qualify for twelve month exception to residency.  
A(3). Language to clarify how an individual working remotely for a company that has a S.C. location may qualify for twelve month exception to residency, based on full-time employment.

Section 62-611: A. Language removed to clarify that institutions may not prevent students from obtaining transcripts in the event they owe the institution funds.

Section 62-612: B. Language removed to provide institutions flexibility in the appeal process for residency.

### **Notice of Public Hearing and Opportunity for Public Comment:**

Interested members of the public and regulated community are invited to make oral or written comments on the proposed regulation at a public hearing to be conducted by the South Carolina Commission on Higher Education on February 5, 2026, to be held in the Main Conference Room at 1122 Lady Street, Suite 400, Columbia, SC. The meeting will commence at 1:00 p.m. at which time the Commission will consider items on its agenda in the order presented. The order of presentation for public hearings will be noted in the Commission's agenda to be published by the Commission ten days in advance of the meeting.

Interested persons are also provided an opportunity to submit written comments on the proposed regulation to [publiccomments@che.sc.gov](mailto:publiccomments@che.sc.gov) at the attention of Dr. Karen Woodfaulk, Director of Student Services, South Carolina Commission on Higher Education, 1122 Lady Street, Suite 400, Columbia, SC 29201. Comments must be received in writing no later than 5:00 p.m. on January 29, 2026. Comments received shall be considered by the staff in formulating the final proposed regulation for the public hearing on February 5, 2026, as noticed above. Comments received by the deadline shall be submitted to the Commission for consideration at the public hearing.

### **Preliminary Fiscal Impact Statement:**

There will be no cost incurred by the State or any of its political subdivisions.

### **Statement of Need and Reasonableness:**

The South Carolina Commission on Higher Education proposes the following revisions to Chapter 62 regulation, R.62-600 through 62-612, Determination of Rates of Tuition and Fees. Revisions to the existing regulation for the SC Residency Regulation are being considered to clarify the policies and procedures for administering the program. In the proposed amendments, the regulation is being updated to reflect recently passed Act 51 of 2023, relating to the requirement to acquire a South Carolina Driver's license within a 45 day period of relocating to the state. In addition, the number of items required to show intent are being reduced. There are other revisions which seek to simplify the residency process for both applicants and institutions. The revisions seek to promote flexibility among the State institutions and their residency classification processes.

### **DESCRIPTION OF REGULATION:**

**Purpose:** The Agency is updating the regulation to provide institutions with flexibility with residency determinations and update the regulation to be consistent with state law.

**Legal Authority:** SC Commission on Higher Education has general authority to promulgate regulations pursuant to 59-112-100.

**Plan for Implementation:** The revised regulations will take effect upon approval by the South Carolina General Assembly and publication in the *State Register*. CHE will notify the public of the revised regulations and post the revised regulations on the agency's website.

**DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:**

The agency is updating the regulations to assist institutions with determining resident classification and provide clarity.

**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.

**EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:**

These regulations will have no effect on the environment or public health.

**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 be consistent with changes in state laws regarding the S.C. Driver's License and to clarify the policies and procedures for determining the requirements for in-state resident classification.

**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.

## 12 EMERGENCY REGULATIONS

Filed: December 1, 2025 3:58pm

Document No. 5442  
**CLEMSON UNIVERSITY**  
**STATE LIVESTOCK-POULTRY HEALTH COMMISSION**  
CHAPTER 27  
Statutory Authority: 1976 Code Section 47-4-30

27-1011. Diseases and Health Documentation.

### **Emergency Situation:**

Clemson University Livestock-Poultry Health (CULPH) officials are closely monitoring a multi-state outbreak of Equine Herpes Virus (EHV-1) and its neurologic form, Equine Herpes Myeloencephalopathy (EHM), linked to barrel racing and rodeo-type events that occurred in Waco, Texas, and a follow-up event in Oklahoma. More than 1,800 horses attended the two events, with at least 27 EHM cases confirmed at the Women's Professional Rodeo Association World Championship Barrel Racing in Waco, Texas. There is a case of EHM reported in Maryland that is not associated with the Waco, Texas, outbreak.

EHV-1 is a highly contagious virus in horses and other equids. While EHV-1 most commonly causes respiratory disease, some strains cause outbreaks of EHM. Classic clinical signs of EHM include fever, swelling/stocking up of the limbs, hindlimb weakness, and urine dribbling. Some horses are more severely affected and display behavior changes, signs of cranial nerve dysfunction, seizures, and the inability to stand. While EHM is a serious disease, the majority of cases are not fatal. In most outbreaks of EHM, 60-70% of affected horses recover with treatment and supportive care.

To help prevent and protect South Carolina horses from being exposed to this strain of EHV-1, CULPH proposes to heighten awareness of the disease outbreak for increased vigilance and temporarily update equid movement safeguards.

### **Text:**

27-1011. Diseases and Health Documentation. (See generally Section 47-4-60).

A. All persons must report the diagnosed or suspected existence of the following diseases to the State Veterinarian within twenty-four (24) hours after discovery.

1. Brucellosis
2. Tuberculosis
3. Pseudorabies
4. Equine Infectious Anemia (EIA)
5. Paratuberculosis—Johne's Disease
6. Pullorum—Fowl Typhoid
7. Eastern Equine Encephalomyelitis (EEE)
8. Western Equine Encephalomyelitis (WEE)

9. Venezuelan Equine Encephalomyelitis (VEE)
10. West Nile (WNV) Encephalitis
11. Scrapie
12. Anthrax
13. Erysipelas
14. Rabies—coordinated with DHEC
15. Vesicular Stomatitis
16. Hog Cholera
17. Cattle Tick Fever
18. Foot and Mouth Disease
19. Vesicular Exanthema
20. Rinderpest
21. African Swine Fever
22. African Horse Sickness
23. Contagious Equine Metritis
24. Equine Viral Arteritis
25. Screwworm (*Cochliomyia hominivorax*)
26. Dourine (*Trypanosoma equiperdum*)
27. Glanders—*Burkholderia mallei* (formerly *Pseudomonas mallei*)
28. Highly Pathogenic Avian Influenza (Fowl Plague)
29. Newcastle Disease (Exotic)
30. Avian Infectious Laryngotracheitis
31. Heartwater (*Cowdria ruminantium*)
32. Q Fever (*Coxiella burnetii*)
33. Babesiosis (*Babesia bovis*, *B. bigemina*)
34. All foreign and Exotic Diseases and Parasites of Animals and Birds

## 14 EMERGENCY REGULATIONS

35. OIE Lists A&B, which is now the WOAHP Chapter 1.3. Diseases, Infections and Infestations Listed by WOAHP.

The State Veterinarian may declare other diseases as reportable, upon publication of such notice in the State Register.

### REPORTABLE DISEASE IN SOUTH CAROLINA BY CLINICAL SYMPTOMS

Sore Mouth-Muzzle: especially if accompanied by foot, udder, vulva or skin lesions (Blisters-Vesicles)

Ex: Foot & Mouth, Vesicular Stomatitis, etc.

Encephalitis (CNS) Conditions in All Animals and Birds.

Ex: Eastern, Western and Venezuelan Equine Encephalomyelitis, West Nile Encephalitis

Pseudorabies, Bovine Spongiform Encephalopathy—BSE

Caprine Arthritis Encephalitis

High Death Loss —especially over a short period and in older animals past several weeks old.

Ex : Hog Cholera, Erysipelas, Anthrax, Acute Septicemias

Reproductive Problems

Ex: Brucellosis, Pseudorabies, Contagious Equine Metritis (CEM)

Any Highly Unusual Condition —Disease or parasites differing from conditions one is familiar with.

Ex: All foreign and exotic diseases and parasites, unusual symptomatology of any kind.

B. Certificate of Veterinary Inspection (CVI)-In addition to the statutory requirements, each CVI shall list all applicable permit numbers, the date of issuance thereof, the name of the issuing agency and the farm or other location from whence the livestock/poultry originated.

1. All equines entering South Carolina must be traveling on a CVI signed by a licensed and accredited veterinarian.

a. Equines that may have been exposed to EHV-1 or EHM within 21 days prior to the CVI inspection are not eligible for importation into South Carolina.

b. Equines exhibiting any clinical signs consistent with EHV-1 or EHM are not eligible for importation into South Carolina.

c. The accredited and licensed veterinarian must include the following statement on the CVI completing the examination and confirm 1.a. and 1.b.: “The equine(s) listed on the CVI have not originated from a premises currently quarantined or exposed to EHV-1 in the last 21 days.”

2. The Extended Equine Certificates of Veterinary Inspection (EECVI) are suspended for importing equids into South Carolina until further notice.

3. For exporting horses from South Carolina to other states, participants in the program must check with other states for their requirements related to the movement of equids across state lines and their CVI requirements.

4. All other importation requirements for equids eligible for entry into South Carolina remain in place.

C. Health Permits (HP)-The State Veterinarian may authorize the issuance of HPs, under such terms and conditions as he deems appropriate. HPs shall not be employed as substitutes or in lieu of CVIs, but shall be

issued as temporary measures only in emergency situations or under circumstances which could not have been reasonably foreseen. HPs shall expire no more than 30 days after issue and may not be renewed.

D. Appropriate Test(s)-A requirement for a negative test for a particular disease or condition may be satisfied by a negative result from any test approved by the USDA for detection of the particular disease or condition, unless otherwise indicated.

**Statement of Need and Reasonableness:**

The proposed temporary addition of rational equid movement restrictions will help prevent the introduction of the virus into South Carolina, protecting the equid population.

**DESCRIPTION OF REGULATION:**

The emergency regulation changes impacting equine movement in South Carolina and the requisite veterinary inspection certificates for such equine movement covers:

1. All equines entering South Carolina must be traveling on a CVI signed by a licensed and accredited veterinarian.
  - a. Equines that may have been exposed to EHV-1 or EHM within 21 days prior to the CVI inspection are not eligible for importation into South Carolina.
  - b. Equines exhibiting any clinical signs consistent with EHV-1 or EHM are not eligible for importation into South Carolina.
  - c. The accredited and licensed veterinarian must include the following statement on the CVI completing the examination and confirm 1.a. and 1.b.: "The equine(s) listed on the CVI have not originated from a premises currently quarantined or exposed to EHV-1 in the last 21 days."
2. The Extended Equine Certificates of Veterinary Inspection (EECVI) are suspended for importing equids into South Carolina until further notice.
3. For exporting horses from South Carolina to other states, participants in the program must check with other states for their requirements related to the movement of equids across state lines and their CVI requirements.
4. All other importation requirements for equids eligible for entry into South Carolina remain in place.

Legal Authority: 1976 Code Section 47-4-30.

Plan for Implementation: LPH program staff will implement and enforce the described procedures immediately upon passage. Outreach and education efforts working with equid owners, exhibition leadership, and event organizers about risk analysis and biosecurity have already ensued and will continue. Additionally, any person, business, or entity regularly engaged in the possible movement of equid may contact LPH staff for guidance.

**DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:**

The temporary addition of rational equid movement restrictions will help prevent the introduction of the virus into South Carolina, protecting the equid population.

**DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:**

The temporary addition of rational equid movement restrictions will help prevent the introduction of the virus into South Carolina, protecting the equid population.

**DETERMINATION OF COSTS AND BENEFITS:**

## **16 EMERGENCY REGULATIONS**

The costs associated with restricting movement to CVIs approved and signed by accredited and licensed veterinarians is minimized by this already being a requirement for most equid movements. Requiring a veterinary statement attesting to the animals not exhibiting clinical disease and or having exposure is an additional safeguard to help prevent the virus currently associated with the EHM outbreak entering South Carolina. The 21 days listed in the veterinarian statement covers the incubation period of the virus and when clinical signs should have shown.

The Extended Equine Certificate of Veterinary Inspection (EECVI) is a program accepted in some states where eligible owners who show, exhibit, sell, or participate in many events during a six-month period can create a CVI without a veterinary signature. During disease outbreaks, this increases the risk of spreading disease into unaffected states. There will be additional fees for these owners by temporarily suspending this program, but suspending the program will help decrease the risk of the disease spread.

### **UNCERTAINTIES OF ESTIMATES:**

Great efforts have gone into predicting and mitigating unnecessary financial impacts to the aforementioned. Costs are already required to move animals interstate, and efforts were made to minimize those costs while mitigating the risk of disease spread and provide as little negative impact to the equid industry as possible, while providing good preventative measures/practices related to protecting equid health and disease spread across the state. The costs associated with treating an outbreak in South Carolina would exceed the costs of mitigation.

### **EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:**

This is an animal health disease that only affects equids.

### **DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:**

Without implementation of the proposed temporary regulations, the risk of the EHV-1 strain causing EHM entering South Carolina increases, which increases the risk of intra and interstate spread of the disease by not taking appropriate measures to prevent.

### **Statement of Rationale:**

The temporary addition of rational equid movement restrictions will help prevent the introduction of the virus into South Carolina, protecting the equid population.

Document No. 5410  
**CLEMSON UNIVERSITY**  
**STATE LIVESTOCK-POULTRY HEALTH COMMISSION**  
**CHAPTER 27**  
 Statutory Authority: 1976 Code Sections 47-4-30 and 47-17-130

27-1023. State Meat Inspection Regulation.

**Synopsis:**

These regulations are being promulgated to modernize, clarify and update existing regulations which govern, to the extent authorized by S. C. Code, Title 47, Chapter 4, the inspection of meat and meat food products produced for intrastate commerce. These updated regulations are necessary to comply with the Federal Meat Inspection Act (21 USCA 661, Section 301) which established Federal-State Cooperative Meat Inspection Programs. This is a grant program where federal funds for any year shall not exceed 50 per centum of the estimated total cost of the cooperative program. A cooperating state is required to adopt regulations at least as stringent as those adopted by the United States Government. This regulation will, in effect, adopt the current Federal Meat Inspection Regulations with some minor exceptions for some state specific requirements.

The Notice of Drafting was published in the *State Register* on August 22, 2025.

**Instructions:**

Print the regulation as shown below. All other items remain unchanged.

**Text:**

27-1023. State Meat Inspection Regulation.

A. Definitions.

1. Commission means the State Livestock-Poultry Health Commission, Clemson University.
2. Director means the Director, Livestock-Poultry Health Programs, Clemson University.
3. Custom Processor means the custom preparation by any person of carcasses, parts thereof, meat or meat food products derived from the slaughter by any individual of cattle, sheep, swine or goats of his own raising or from game animals, delivered by the owner thereof for such custom preparation and transportation in commerce of such custom prepared article, exclusively for the use in the household by the owner and members of the owners household and the owners non-paying guests and employees in an establishment permitted by the State Meat Inspection Department for that purpose.

B. Permit required; fee; application; refusal, revocation or suspension.

1. Custom processors shall secure a permit from the Commission.
2. The permit fee is twenty-five dollars (\$25.00) annually or for part of a year. The permit year is July 1 to June 30. The fee must be retained by the Commission. The Commission by regulation may increase the fee to not more than fifty dollars (\$50.00).
3. The Commission, for cause, may refuse to grant a permit, may revoke or modify a permit, or assess a civil penalty in accordance with Section 47-4-130, South Carolina Code of Laws (1976) as amended.

C. Adoption of Federal Meat Inspection Regulations.

The United States Department of Agriculture, Food Safety and Inspection Service, Meat Inspection Regulations, 9 CFR, Chapter III, Subchapter A, Parts 300-321, 325, 329, 332, 335, 352 and 354, and Subchapter E, Parts 412, 416-418, 424, 430, 441, 442 and 500 and all changes thereto in effect as of January 1, 2026, are hereby adopted as the State Meat Inspection Regulations, with exceptions as noted below.



## 18 FINAL REGULATIONS

### D. Exceptions to the Federal Meat Inspection Regulations.

1. Subchapter A, Part 307, Section 307.5(a) – Overtime Inspection Service. Fees and charges for overtime inspection service will be established, as required, by the Commission.

2. Subchapter A, Part 307, Section 307.5(b) – Holiday Inspection Service. State holidays as designated by the State Budget and Control Board will be utilized by the state inspection program.

3. Subchapter A, Part 312 – Official Marks, Devices and Certificates. Official state marks, devices and certificates of inspection will be utilized by the state inspection program.

4. Subchapter A, Part 352, Section 352.5 – Holiday and Overtime Inspection Services. Fees and charges for overtime and state holiday inspection services will be established, as required by the Commission.

5. Subchapter A, Part 352, Section 352.7 – Marking Inspected Products. Official state marks, devices and certificates of inspection will be utilized by the state inspection program.

E. In addition to temporary suspension in whole or in part of inspection services, as provided for in this regulation, the Director may, when he determines that the operator of any official establishment or any subsidiary therein, acting within the scope of his office, employment or agency, has threatened to forcibly assault or has forcibly assaulted, intimidated, harassed or interfered with any program employees in or on account of his official duties under the law, assess a civil penalty in accordance with Section 47-4-130(b), S.C. Code of Laws, (1976) as amended.

F. The complete text of these regulations is available for review at the Meat-Poultry Inspection Department, Livestock-Poultry Health Programs, Clemson University.

### Fiscal Impact Statement:

No additional state funding is requested.

### Statement of Rationale:

None.

Document No. 5411

**CLEMSON UNIVERSITY**

**STATE LIVESTOCK-POULTRY HEALTH COMMISSION**

**CHAPTER 27**

Statutory Authority: 1976 Code Sections 47-4-30, 47-19-30, and 47-19-170

27-1022. State Poultry Products Inspection Regulation.

### Synopsis:

These regulations are being promulgated to modernize, clarify and update existing regulations which govern, to the extent authorized by S.C. Code, Title 47, Chapter 4, the inspection of poultry products produced for intrastate commerce. These updated regulations are necessary to comply with the federal Poultry Products Inspection Act (21 USCA 454, Section 5) which establishes Federal-State Cooperative Poultry Inspection Programs. This is a grant program where federal funds for any year shall not exceed 50 per centum of the estimated total cost of the cooperative program. A cooperating state is required to adopt regulations “at least equal to” those adopted by the federal government. This regulation will, in effect, adopt the current Federal Poultry Products Inspection Regulations with some minor exceptions for some state specific requirements.

The Notice of Drafting was published in the *State Register* on August 22, 2025.

**Instructions:**

Print the regulation as shown below. All other items remain unchanged.

**Text:**

27-1022. State Poultry Products Inspection Regulation.

A. Definitions.

1. Commission means the State Livestock-Poultry Health Commission, Clemson University.
2. Director means the Director, Livestock-Poultry Health Programs, Clemson University.

B. Adoption of Federal Poultry Products Regulations.

The United States Department of Agriculture, Food Safety and Inspection Service, Poultry Products Inspection Regulations, 9 CFR, Chapter III, Subchapter A, Parts 362 and 381 and Subchapter E. Parts 412, 416-418, 424, 430, 441, 442 and 500 and all changes thereto in effect as of January 1, 2026, are hereby adopted as the State Poultry Inspection Regulations, with exception as noted below.

C. Exceptions to the Federal Poultry Products Inspection Regulations.

(1) Subchapter A, Part 362, Voluntary Poultry Inspection Regulations, Section 362.5. Fees and charges for voluntary inspection services will be established, as required, by the Commission.

(2) Subchapter A, Part 381, Subpart G, Facilities for Inspection, Section 381.38. State holidays as designated by the State Budget and Control Board will be utilized by the state inspection program.

(3) Subchapter A, Part 381, Subpart G, Facilities for Inspection, Section 381.39. Fees and charges for overtime and holiday inspection services will be established, as required, by the Commission.

(4) Subchapter A, Part 381, Subpart M, Official Marks, Devices and Certificates. Official state marks, devices and certificates of inspection will be utilized by the state inspection program.

D. The complete text of these regulations is available for review at the Meat-Poultry Inspection Department, Livestock-Poultry Health Programs, Clemson University.

**Fiscal Impact Statement:**

No additional state funding is requested.

**Statement of Rationale:**

None.

Document No. 5415

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

**CHAPTER 61**

Statutory Authority: 1976 Code Sections 48-1-10 et seq., 48-6-10 et seq., and 2023 Act No. 60, effective July 1, 2024

61-62. Air Pollution Control Regulations and Standards.

**Synopsis:**

Pursuant to S.C. Code Sections 48-1-10 et seq., 48-6-10 et seq., and 2023 Act No. 60 the Department is authorized to adopt emission control regulations, standards, and limitations.

## 20 FINAL REGULATIONS

The United States Environmental Protection Agency (EPA) promulgates amendments to the Code of Federal Regulations (CFR) throughout each calendar year. Recent federal amendments include revisions to New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAP) for Source Categories at 40 CFR Parts 60 and 63.

(1) The Department proposes amending Regulation 61-62.60, South Carolina Designated Facility Plan and New Source Performance Standards, to incorporate by reference federal amendments promulgated from January 1, 2023, through December 31, 2024.

(2) The Department proposes amending Regulation 61-62.63, National Emission Standards for Hazardous Air Pollutants (NESHAP) for Source Categories, to incorporate by reference federal amendments promulgated from January 1, 2023, through December 31, 2024.

The Department also proposes amending Regulation 61-62.60, Subpart CCCC, Standards of Performance for Commercial and Industrial Solid Waste Incineration Units, Subpart DDDD, Performance Standards and Compliance Times for Existing Commercial and Industrial Solid Waste Incineration Units, 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, and Subpart FFFF, Emission Guidelines and Compliance Times for Other Solid Waste Incineration Units That Commenced Construction on or Before December 9, 2024, to incorporate recent federal amendments to standards of performance under 40 CFR Part 60, Subparts CCCC and EEEE, and to update and clarify the applicability and scope of EPA emission guidelines provisions (found at 40 CFR Part 60, Subparts DDDD and FFFF) incorporated by the Department to ensure compliance with federal law.

The Department also proposes amending R.61-62.97, Cross-State Air Pollution Rule (CSAPR) Trading Program, and the SIP, to incorporate by reference recently promulgated federal amendments to the CSAPR NO<sub>x</sub> Annual Trading Program (found in 40 CFR Part 97, Subpart AAAAA) and the CSAPR SO<sub>2</sub> Group 2 Trading Program (found in 40 CFR Part 97, Subpart DDDDD) as necessary to maintain compliance with federal law.

The Department also proposes other changes to R.61-62, Air Pollution Control Regulations and Standards, as deemed necessary to maintain compliance with federal law. These changes include corrections or other changes for internal consistency, clarification, reference, punctuation, codification, formatting, spelling, and overall improvement to the text of R.61-62.

The Administrative Procedures Act, S.C. Code Section 1-23-120(H)(1), exempts these amendments from General Assembly review, as the Department proposes these amendments for compliance with federal law.

The Department had a Notice of Drafting published in the August 22, 2025, South Carolina State Register.

### **Instructions:**

Print the regulation as indicated below. All other items remain unchanged.

### **Text:**

61-62. Air Pollution Control Regulations and Standards.

Statutory Authority: 1976 Code Sections 48-1-10 et seq., 48-6-10 et seq., and 2023 Act No. 60, effective July 1, 2024

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

### **Regulation 61-62.60, Subpart A, shall be revised as follows:**

**Subpart A - “General Provisions”**

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.

<b>40 CFR Part 60 Subpart A</b>			
<b>Federal Register Citation</b>	<b>Volume</b>	<b>Date</b>	<b>Notice</b>
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]

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40 CFR Part 60 Subpart A			
Federal Register Citation	Volume	Date	Notice
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]
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]
Revision	Vol. 77	February 16, 2012	[77 FR 9304]
Revision	Vol. 77	August 14, 2012	[77 FR 48433]
Revision	Vol. 77	September 12, 2012	[77 FR 56422]
Revision	Vol. 78	January 30, 2013	[78 FR 6674]
Revision	Vol. 79	February 27, 2014	[79 FR 11228]
Revision	Vol. 79	April 4, 2014	[79 FR 18952]
Revision	Vol. 80	March 16, 2015	[80 FR 13671]
Revision	Vol. 81	June 3, 2016	[81 FR 35824]
Revision	Vol. 81	June 30, 2016	[81 FR 42542]
Revision	Vol. 81	August 29, 2016	[81 FR 59276, 59332]
Revision	Vol. 81	August 30, 2016	[81 FR 59800]

<b>40 CFR Part 60 Subpart A</b>			
<b>Federal Register Citation</b>	<b>Volume</b>	<b>Date</b>	<b>Notice</b>
Revision	Vol. 82	June 23, 2017	[82 FR 28561]
Revision	Vol. 82	July 17, 2017	[82 FR 32644]
Revision	Vol. 83	November 14, 2018	[83 FR 56713]
Revision	Vol. 83	November 26, 2018	[83 FR 60696]
Revision	Vol. 85	October 7, 2020	[85 FR 63394]
Revision	Vol. 88	February 23, 2023	[88 FR 11556]
Revision	Vol. 88	March 20, 2023	[88 FR 16732]
Revision	Vol. 88	March 27, 2023	[88 FR 18056]
Revision	Vol. 88	March 29, 2023	[88 FR 18396]
Revision	Vol. 88	May 9, 2023	[88 FR 29978]
Revision	Vol. 88	August 25, 2023	[88 FR 58442]
Revision	Vol. 88	November 20, 2023	[88 FR 80594]
Revision	Vol. 89	March 8, 2024	[89 FR 16820]
Revision	Vol. 89	May 16, 2024	[89 FR 42932]
Revision	Vol. 89	July 5, 2024	[89 FR 55521]
Revision	Vol. 89	October 15, 2024	[89 FR 83296]
Revision	Vol. 89	October 31, 2024	[89 FR 86743]
Revision	Vol. 90	June 30, 2025	[90 FR 27910]

**Regulation 61-62.60, Subpart Kb, shall be revised as follows:**

**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, and On or Before October 4, 2023”**

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.

<b>40 CFR Part 60 Subpart Kb</b>			
<b>Federal Register Citation</b>	<b>Volume</b>	<b>Date</b>	<b>Notice</b>
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]
Revision	Vol. 86	January 19, 2021	[86 FR 5013]
Revision	Vol. 89	October 15, 2024	[89 FR 83296]

**Regulation 61-62.60, Subpart Kc, shall be added as follows:**

**Subpart Kc - “Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After October 4, 2023”**

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The provisions of 40 CFR Part 60 Subpart Kc, 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 Kc			
Original Promulgation	Vol. 89	October 15, 2024	[89 FR 83296]

**Regulation 61-62.60, Subpart L, shall be revised as follows:**

**Subpart L - “Standards of Performance for Secondary Lead Smelters for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and On or Before December 1, 2022”**

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]
Revision	Vol. 88	November 20, 2023	[88 FR 80594]

**Regulation 61-62.60, Subpart La, shall be added as follows:**

**Subpart La - “Standards of Performance for Secondary Lead Smelters for Which Construction, Reconstruction, or Modification Commenced After December 1, 2022”**

The provisions of 40 CFR Part 60 Subpart La, 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 La			
Original Promulgation	Vol. 88	November 20, 2023	[88 FR 80594]

**Regulation 61-62.60, Subpart AA, shall be revised as follows:**

**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]

40 CFR Part 60 Subpart AA			
Federal Register Citation	Volume	Date	Notice
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]
Revision	Vol. 88	August 25, 2023	[88 FR 58442]
Revision	Vol. 89	February 14, 2024	[89 FR 11198]

**Regulation 61-62.60, Subpart AAa, shall be revised as follows:**

**Subpart AAa - “Standards of Performance for Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 17, 1983 and On or Before May 16, 2022”**

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]
Revision	Vol. 70	February 22, 2005	[70 FR 8523]
Revision	Vol. 88	August 25, 2023	[88 FR 58442]
Revision	Vol. 89	February 14, 2024	[89 FR 11198]

**Regulation 61-62.60, Subpart AAb, shall be added as follows:**

**Subpart AAb - “Standards of Performance for Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After May 16, 2022”**

The provisions of 40 CFR Part 60 Subpart AAb, 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 AAb			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 88	August 25, 2023	[88 FR 58442]
Revision	Vol. 89	February 14, 2024	[89 FR 11198]

**Regulation 61-62.60, Subpart KK, shall be revised as follows:**

**Subpart KK - “Standards of Performance for Lead-Acid Battery Manufacturing Plants for Which Construction, Reconstruction, or Modification Commenced After January 14, 1980, and On or Before February 23, 2022”**



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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]
Revision	Vol. 79	February 27, 2014	[79 FR 11228]
Revision	Vol. 88	February 23, 2023	[88 FR 11556]

**Regulation 61-62.60, Subpart KKa, shall be added as follows:**

**Subpart KKa - “Standards of Performance for Lead-Acid Battery Manufacturing Plants for Which Construction, Reconstruction, or Modification Commenced After February 23, 2022”**

The provisions of 40 CFR Part 60 Subpart KKa, 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 KKa			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 88	February 23, 2023	[88 FR 11556]

**Regulation 61-62.60, Subpart MM, shall be revised as follows:**

**Subpart MM - “Standards of Performance for Automobile and Light Duty Truck Surface Coating Operations for which Construction, Modification or Reconstruction Commenced After October 5, 1979, and On or Before May 18, 2022”**

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]
Revision	Vol. 88	May 9, 2023	[88 FR 29978]

**Regulation 61-62.60, Subpart MMA, shall be added as follows:**

**Subpart MMA - “Standards of Performance for Automobile and Light Duty Truck Surface Coating Operations for which Construction, Modification or Reconstruction Commenced After May 18, 2022”**

The provisions of 40 CFR Part 60 Subpart MMA, 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 MMA			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 88	May 9, 2023	[88 FR 29978]

**Regulation 61-62.60, Subpart VV, shall be revised as follows:**

**Subpart VV - “Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After January 5, 1981, and on or Before November 7, 2006”**

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]
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]
Revision	Vol. 89	May 16, 2024	[89 FR 42932]
Revision	Vol. 89	July 5, 2024	[89 FR 55522]

**Regulation 61-62.60, Subpart VVa, shall be revised as follows:**

**Subpart VVa - “Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006, and on or Before April 25, 2023”**

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]

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40 CFR Part 60 Subpart VVa			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 73	June 2, 2008	[73 FR 31376]
Revision	Vol. 89	May 16, 2024	[89 FR 42932]
Revision	Vol. 89	July 5, 2024	[89 FR 55522]
Revision	Vol. 89	September 12, 2024	[89 FR 74135]

**Regulation 61-62.60, Subpart VVb, shall be added as follows:**

**Subpart VVb - “Standards of Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After April 25, 2023”**

The provisions of 40 CFR Part 60 Subpart VVb, 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 VVb			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 89	May 16, 2024	[89 FR 42932]

**Regulation 61-62.60, Subpart AAA, shall be revised as follows:**

**Subpart AAA - “Standards of Performance for New Residential Wood Heaters”**

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]
Revision	Vol. 80	March 16, 2015	[80 FR 13671]
Revision	Vol. 85	April 2, 2020	[85 FR 18448]
Revision	Vol. 85	October 7, 2020	[85 FR 63394]
Revision	Vol. 88	March 29, 2023	[88 FR 18396]

**Regulation 61-62.60, Subpart III shall be revised as follows:**

**Subpart III - “Standards of Performance for Volatile Organic Compound (VOC) Emissions from the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes After October 21, 1983, and on or Before April 25, 2023”**

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]
Revision	Vol. 81	June 30, 2016	[81 FR 42542]
Revision	Vol. 81	July 6, 2016	[81 FR 43950]
Revision	Vol. 89	May 16, 2024	[89 FR 42932]
Revision	Vol. 89	September 12, 2024	[89 FR 74135]

**Regulation 61-62.60, Subpart IIIa, shall be added as follows:**

**Subpart IIIa - “Standards of Performance for Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes for Which Construction, Reconstruction, or Modification Commenced After April 25, 2023”**

The provisions of 40 CFR Part 60 Subpart IIIa, 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 IIIa			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 89	May 16, 2024	[89 FR 42932]

**Regulation 61-62.60, Subpart KKK shall be revised as follows:**

**Subpart KKK - “Standards of Performance for Equipment Leaks of VOC from Onshore Natural Gas Processing Plants for Which Construction, Reconstruction, or Modification Commenced After January 20, 1984, and on or Before August 23, 2011”**

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]
Revision	Vol. 77	August 16, 2012	[77 FR 49490]
Revision	Vol. 89	March 8, 2024	[89 FR 16820]

**Regulation 61-62.60, Subpart NNN shall be revised as follows:**

**Subpart NNN - “Standards of Performance for Volatile Organic Compound (VOC) Emissions from**

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### **Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations After December 30, 1983, and on or Before April 25, 2023”**

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]
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]
Revision	Vol. 79	February 27, 2014	[79 FR 11228]
Revision	Vol. 81	June 30, 2016	[81 FR 42542]
Revision	Vol. 81	July 6, 2016	[81 FR 43950]
Revision	Vol. 89	May 16, 2024	[89 FR 42932]
Revision	Vol. 89	September 12, 2024	[89 FR 74135]

**Regulation 61-62.60, Subpart NNNa, shall be added as follows:**

### **Subpart NNNa - “Standards of Performance for Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations for Which Construction, Reconstruction, or Modification Commenced After April 25, 2023”**

The provisions of 40 CFR Part 60 Subpart NNNa, 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 NNNa			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 89	May 16, 2024	[89 FR 42932]

**Regulation 61-62.60, Subpart RRR shall be revised as follows:**

### **Subpart RRR - “Standards of Performance for Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes After June 29, 1990, and on or Before April 25, 2023”**

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]

40 CFR Part 60 Subpart RRR			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 65	December 14, 2000	[65 FR 78268]
Revision	Vol. 89	May 16, 2024	[89 FR 42932]
Revision	Vol. 89	September 12, 2024	[89 FR 74135]

**Regulation 61-62.60, Subpart RRRa, shall be added as follows:**

**Subpart RRRa - “Standards of Performance for Volatile Organic Compound Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes for Which Construction, Reconstruction, or Modification Commenced After April 25, 2023”**

The provisions of 40 CFR Part 60 Subpart RRRa, 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 RRRa			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 89	May 16, 2024	[89 FR 42932]

**Regulation 61-62.60, Subpart TTT shall be revised as follows:**

**Subpart TTT - “Standards of Performance for Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines”**

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]
Revision	Vol. 54	June 15, 1989	[54 FR 25459]
Revision	Vol. 65	October 17, 2000	[65 FR 61744]
Revision	Vol. 88	March 27, 2023	[88 FR 18056]

**Regulation 61-62.60, Subpart TTTa shall be added as follows:**

**Subpart TTTa - “Standards of Performance for Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines for Which Construction, Reconstruction, or Modification Commenced After June 21, 2022”**

The provisions of 40 CFR Part 60 Subpart TTTa, 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 TTTa			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 88	March 27, 2023	[88 FR 18056]

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**Regulation 61-62.60, Subpart CCCC shall be revised as follows:**

### **Subpart CCCC - “Standards of Performance for Commercial and Industrial Solid Waste Incineration Units”**

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.

<b>40 CFR Part 60 Subpart CCCC</b>			
<b>Federal Register Citation</b>	<b>Volume</b>	<b>Date</b>	<b>Notice</b>
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]
Revision	Vol. 76	May 18, 2011	[76 FR 28662]
Revision	Vol. 78	February 7, 2013	[78 FR 9112]
Revision	Vol. 81	June 23, 2016	[81 FR 40956]
Revision	Vol. 84	April 16, 2019	[84 FR 15846]
Revision	Vol. 85	October 7, 2020	[85 FR 63394]
Revision	Vol. 88	March 20, 2023	[88 FR 16732]
Revision	Vol. 90	June 30, 2025	[90 FR 27910]

**Regulation 61-62.60, Subpart DDDD, unnumbered Table within Section (F), shall be revised as follows:**

<b>40 CFR Part 60 Subpart DDDD</b>			
<b>Federal Register Citation</b>	<b>Volume</b>	<b>Date</b>	<b>Notice</b>
Original Promulgation	Vol. 65	December 1, 2000	[65 FR 75338]
Revision	Vol. 70	September 22, 2005	[70 FR 55568]
Revision	Vol. 76	May 18, 2011	[76 FR 28662]
Revision	Vol. 78	February 7, 2013	[78 FR 9112]
Revision	Vol. 81	June 23, 2016	[81 FR 40956]
Revision	Vol. 84	April 16, 2019	[84 FR 15846]
Revision	Vol. 85	October 7, 2020	[85 FR 63394]
Revision	Vol. 88	March 20, 2023	[88 FR 16732]
Revision	Vol. 90	June 30, 2025	[90 FR 27910]

**Regulation 61-62.60, Subpart EEEE, shall be revised as follows:**

### **Subpart EEEE - “Standards of Performance for Other Solid Waste Incineration Units”**

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.

<b>40 CFR Part 60 Subpart EEEE</b>			
<b>Federal Register Citation</b>	<b>Volume</b>	<b>Date</b>	<b>Notice</b>
Original Promulgation	Vol. 70	December 16, 2005	[70 FR 74870]
Revision	Vol. 71	November 24, 2006	[71 FR 67802]
Revision	Vol. 89	April 17, 2024	[89 FR 27392]

40 CFR Part 60 Subpart EEEE			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 89	November 14, 2024	[89 FR 89928]
Revision	Vol. 90	June 30, 2025	[90 FR 27910]

**Regulation 61-62.60, Subpart FFFF, shall be revised as follows:**

**Subpart FFFF - “Performance Standards and Compliance Times for Other Solid Waste Incineration Units”**

(A) Except as provided below, incineration units that meet all three criteria set forth in 40 CFR 60.2991(a) through (c) are subject to this subpart and must comply with all applicable requirements of this subpart.

(B) This subpart excludes the types of units described in paragraphs (a) through (f) and (h) through (q) of 40 CFR 60.2993, so long as the owner or operator meets the requirements of 40 CFR 60.2993. For purposes of this paragraph, the word “Administrator” as used in 40 CFR 60.2993 shall be replaced by “Department”.

(C) Existing incineration units, subject to this subpart, are described in 40 CFR 60.2992 and include an OSWI unit as defined in 40 CFR 60.3078 or an air curtain incinerator as specified in 40 CFR 60.2994, which meets the criteria in 40 CFR 60.2992(a)(1), except as follows:

(1) If the owner or operator of an incineration unit that commenced construction on or before December 9, 2004, makes changes that meet the definition of modification or reconstruction on or after December 29, 2025, the unit becomes subject to 40 CFR Part 60, Subpart EEEE and Regulation 61-62.60, Subpart EEEE, and this subpart no longer applies to that unit.

(2) If an OSWI unit subject to this subpart is a very small municipal waste combustion unit or institutional waste incineration unit that commenced construction after December 9, 2004, and on or before August 31, 2020, and met the applicability of 40 CFR 60.2886(a)(1) before December 29, 2025, the unit is considered a new incineration unit and remains subject to the emission limitations of table 1 and applicable requirements of 40 CFR Part 60, Subpart EEEE and Regulation 61-62.60, Subpart EEEE until the unit becomes subject to an approved state plan or Federal plan implementing 40 CFR Part 60, Subpart FFFF.

(3) If an OSWI unit subject to this subpart is a very small municipal waste combustion unit or institutional waste incineration unit that commenced reconstruction or modification on or after June 16, 2006, and met the applicability of 40 CFR 60.2886(a)(2) before December 29, 2005, the unit remains subject to the emission limitations of table 1 and applicable requirements of 40 CFR Part 60, Subpart EEEE and Regulation 61-62.60, Subpart EEEE until the unit becomes subject to an approved state plan or Federal plan implementing 40 CFR Part 60, Subpart FFFF.

(4) If an OSWI unit subject to this subpart is a very small municipal waste combustion unit or institutional waste incineration unit that met the applicability of 40 CFR 60.2015 or 40 CFR 60.2550(a) as of December 29, 2025, then the unit remains subject to 40 CFR Part 60, Subpart CCCC and Regulation 61-62.60, Subpart CCCC, or Regulation 61-62.60, Subpart DDDD, or 40 CFR Part 62, Subpart IIIa until the unit becomes subject to the requirements of an approved state plan or Federal plan implementing 40 CFR Part 60, Subpart FFFF.

(5) If the owner or operator of an existing incineration unit makes physical or operational changes to the unit primarily to comply with this subpart, then 40 CFR Part 60, Subpart EEEE and Regulation 61-62.60, Subpart EEEE do not apply to that unit. Such changes do not qualify as modifications or reconstructions under 40 CFR Part 60, Subpart EEEE and Regulation 61-62.60, Subpart EEEE.

(D) This subpart does not apply to a unit if it is a rudimentary combustion device as defined in 40 CFR 60.3078.



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(E) If an existing incineration unit meets the requirements in 40 CFR 60.2991(a) or (b), and the owner or operator replaces the unit or make changes to the unit that meet the definition of modification or reconstruction, the unit is subject to the requirements in 40 CFR 60.2885 and Regulation 61-62.60.2885, except 40 CFR 60.2885(d) and Regulation 61-62.60.2885(d) do not apply.

(F) If an existing incineration unit meets the requirements in 40 CFR 60.2991(a) or (b), and the owner or operator makes physical or operational changes to the unit, that do not meet the definition of modification or reconstruction, the unit is still subject to this subpart's applicability requirements as set forth in (A), except (D) above does not apply.

(G) For purposes of this subpart, "you" means the owner or operator of an incineration unit.

(H) Each owner or operator of an existing incineration unit subject to this subpart shall comply with the model rule standards, requirements, and provisions of 40 CFR Part 60, Subpart FFFF (Emissions Guidelines and Compliance Times for Other Solid Waste Incineration Units), as originally published in the Federal Register and as subsequently amended upon publication in the Federal Register as listed below:

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]
Revision	Vol. 89	April 17, 2024	[89 FR 27392]
Revision	Vol. 89	November 14, 2024	[89 FR 89928]
Revision	Vol. 90	June 30, 2025	[90 FR 27910]

These standards, requirements, and provisions are hereby incorporated and adopted by reference as follows:

(1) 40 CFR 60.3000 through 40 CFR 60.3003, Compliance Schedule, except that Table 1 below specifies the final compliance date.

(2) 40 CFR 60.3010 through 40 CFR 60.3012, Waste Management Plan.

(3) 40 CFR 60.3014 through 40 CFR 60.3020, Operator Training and Qualification.

(4) 40 CFR 60.3022 through 60.3024, Emission Limitations and Operating Limits.

(5) 40 CFR 60.3027 through 60.3028, Performance Testing.

(6) 40 CFR 60.3030 through 60.3032, Initial Compliance Requirements.

(7) 40 CFR 60.3033 through 60.3036, Continuous Compliance Requirements.

(8) 40 CFR 60.3038 through 60.3044, Monitoring.

(9) 40 CFR 60.3046 through 60.3057, Recordkeeping and Reporting; with the exception of the following: all reports required under 40 CFR 60.3056(a) through (c) must be submitted to the Department in addition to being sent to the EPA.

(10) 40 CFR 60.3059 through 60.3060, Title V Operating Permits.

(11) 40 CFR 60.3061, Temporary-Use Incinerators and Air Curtain Incinerators Used in Disaster Recovery.

(12) 40 CFR 60.3062 through 60.60.3069, Air Curtain Incinerators That Burn Only Wood Waste, Clean Lumber, and Yard Waste.

(13) 40 CFR 60.3076, Equations.

(14) 40 CFR 60.3078, Definitions, except that the word “Administrator” shall mean “Department”, with the exception of provisions within this subpart that may not be delegated by the EPA.

(15) 40 CFR Part 60 Subpart FFFF Table 1, modified as follows:

**TABLE 1 TO SUBPART FFFF OF PART 60 - COMPLIANCE SCHEDULES**

<b>COMPLY WITH COMPLIANCE SCHEDULE</b>	<b>BY THIS DATE</b>
<b>FINAL COMPLIANCE<sup>1</sup> WITH PERFORMANCE STANDARDS</b>	July 1, 2030 or 3 years after the effective date of state plan approval, whichever is earlier.

<sup>1</sup> Final compliance means that you complete all process changes and retrofit of control devices so that, when the incineration unit is brought on line, all process changes and air pollution control devices necessary to meet the emission limitations operate as designed.

(16) 40 CFR Part 60 Subpart FFFF, Tables 2 through 5, retitled as follows:

(a) Table 2 to Subpart FFFF - Emission Limitations That Apply to OSWI Units With Capacities Greater Than 10 Tons per Day;

(b) Table 2a to Subpart FFFF - Emission Limitations That Apply to OSWI Units With Capacities Less Than or Equal to 10 Tons per Day On or After the Final Compliance Date Specified in Table 1;

(c) Table 3 to Subpart FFFF - Operating Limits for Incinerators;

(d) Table 4 to Subpart FFFF - Requirements for Continuous Emission Monitoring Systems (CEMS);

(e) Table 5 to Subpart FFFF - Summary of Reporting Requirements.

(I) For purposes of this subpart, the authorities referenced in 40 CFR 60.2990 will not be delegated to state, local, or tribal agencies.

**Regulation 61-62.60, Subpart IIII, shall be revised as follows:**

**Subpart IIII - “Standards of Performance for Stationary Compression Ignition Internal Combustion Engines”**

The provisions of 40 CFR Part 60 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.

<b>40 CFR Part 60 Subpart IIII</b>			
<b>Federal Register Citation</b>	<b>Volume</b>	<b>Date</b>	<b>Notice</b>
Original Promulgation	Vol. 71	July 11, 2006	[71 FR 39154]
Revision	Vol. 76	June 28, 2011	[76 FR 37954]
Revision	Vol. 78	January 30, 2013	[78 FR 6674]
Revision	Vol. 79	February 27, 2014	[79 FR 11228]
Revision	Vol. 81	July 7, 2016	[81 FR 44212]
Revision	Vol. 85	December 4, 2020	[85 FR 78412]
Revision	Vol. 86	June 29, 2021	[86 FR 34308]

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40 CFR Part 60 Subpart IIII			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 87	August 10, 2022	[87 FR 48603]
Revision	Vol. 88	January 24, 2023	[88 FR 4296]
Revision	Vol. 89	August 30, 2024	[89 FR 70505]

**Regulation 61-62.60, Subpart JJJJ, shall be revised as follows:**

### **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]
Revision	Vol. 78	January 30, 2013	[78 FR 6674]
Revision	Vol. 79	February 27, 2014	[79 FR 11228]
Revision	Vol. 81	August 30, 2016	[81 FR 59800]
Revision	Vol. 85	October 7, 2020	[85 FR 63394]
Revision	Vol. 85	December 4, 2020	[85 FR 78412]
Revision	Vol. 86	June 29, 2021	[86 FR 34308]
Revision	Vol. 87	August 10, 2022	[87 FR 48603]
Revision	Vol. 88	January 24, 2023	[88 FR 4296]
Revision	Vol. 89	August 30, 2024	[89 FR 70505]

**Regulation 61-62.60, Subpart QQQQ, shall be revised as follows:**

### **Subpart QQQQ - “Standards of Performance for New Residential Hydronic Heaters and Forced-Air Furnaces”**

The provisions of 40 CFR Part 60 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 60 Subpart QQQQ			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 80	March 16, 2015	[80 FR 13671]
Revision	Vol. 83	November 14, 2018	[83 FR 56713]
Revision	Vol. 85	April 2, 2020	[85 FR 18448]
Revision	Vol. 85	October 7, 2020	[85 FR 63394]
Revision	Vol. 88	March 29, 2023	[88 FR 18396]

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

**Regulation 61-62.63, Subpart A, shall be revised as follows:**

**Subpart A - “General Provisions”**

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.

<b>40 CFR Part 63 Subpart A</b>			
<b>Federal Register Citation</b>	<b>Volume</b>	<b>Date</b>	<b>Notice</b>
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]
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]

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40 CFR Part 63 Subpart A			
Federal Register Citation	Volume	Date	Notice
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]
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]
Revision	Vol. 77	February 16, 2012	[77 FR 9304]
Revision	Vol. 77	April 17, 2012	[77 FR 22848]
Revision	Vol. 77	September 11, 2012	[77 FR 55698]
Revision	Vol. 78	January 30, 2013	[78 FR 6674]
Revision	Vol. 78	January 31, 2013	[78 FR 7138]
Revision	Vol. 78	February 1, 2013	[78 FR 7488]
Revision	Vol. 78	June 20, 2013	[78 FR 37133]
Revision	Vol. 79	February 27, 2014	[79 FR 11228]
Revision	Vol. 79	March 27, 2014	[79 FR 17340]
Revision	Vol. 80	June 30, 2015	[80 FR 37365]
Revision	Vol. 80	August 19, 2015	[80 FR 50385]
Revision	Vol. 80	September 18, 2015	[80 FR 56699]
Revision	Vol. 80	October 15, 2015	[80 FR 62389]

<b>40 CFR Part 63 Subpart A</b>			
<b>Federal Register Citation</b>	<b>Volume</b>	<b>Date</b>	<b>Notice</b>
Revision	Vol. 80	October 26, 2015	[80 FR 65469]
Revision	Vol. 80	December 1, 2015	[80 FR 75178]
Revision	Vol. 80	December 4, 2015	[80 FR 75817]
Revision	Vol. 81	August 30, 2016	[81 FR 59800]
Revision	Vol. 82	January 18, 2017	[82 FR 5401]
Revision	Vol. 82	October 11, 2017	[82 FR 47328]
Revision	Vol. 82	October 16, 2017	[82 FR 48156]
Revision	Vol. 83	October 15, 2018	[83 FR 51842]
Revision	Vol. 83	November 14, 2018	[83 FR 56713]
Revision	Vol. 83	February 28, 2019	[84 FR 6676]
Revision	Vol. 84	March 4, 2019	[84 FR 7682]
Revision	Vol. 84	March 15, 2019	[84 FR 9590]
Revision	Vol. 85	February 25, 2020	[85 FR 10828]
Revision	Vol. 85	March 9, 2020	[85 FR 13524]
Revision	Vol. 85	March 12, 2020	[85 FR 14526]
Revision	Vol. 85	March 26, 2020	[85 FR 17244]
Revision	Vol. 85	July 2, 2020	[85 FR 39980]
Revision	Vol. 85	July 6, 2020	[85 FR 40386]
Revision	Vol. 85	July 7, 2020	[85 FR 40594]
Revision	Vol. 85	July 7, 2020	[85 FR 40740]
Revision	Vol. 85	July 8, 2020	[85 FR 41100]
Revision	Vol. 85	July 9, 2020	[85 FR 41276]
Revision	Vol. 85	July 10, 2020	[85 FR 41411]
Revision	Vol. 85	July 10, 2020	[85 FR 41680]
Revision	Vol. 85	July 13, 2020	[85 FR 42074]
Revision	Vol. 85	July 22, 2020	[85 FR 44216]
Revision	Vol. 85	July 24, 2020	[85 FR 44960]
Revision	Vol. 85	July 28, 2020	[85 FR 45476]
Revision	Vol. 85	August 12, 2020	[85 FR 49084]
Revision	Vol. 85	August 13, 2020	[85 FR 49434]
Revision	Vol. 85	August 14, 2020	[85 FR 49724]
Revision	Vol. 85	October 7, 2020	[85 FR 63394]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 86	March 11, 2021	[86 FR 13819]
Revision	Vol. 86	November 19, 2021	[86 FR 66038]
Revision	Vol. 86	November 19, 2021	[86 FR 66045]
Revision	Vol. 86	November 19, 2021	[86 FR 66096]
Revision	Vol. 88	March 29, 2023	[88 FR 18396]
Revision	Vol. 89	October 31, 2024	[89 FR 86743]

**Regulation 61-62.63, Subpart R, shall be revised as follows:**

**Subpart R - “National Emission Standards for Gasoline Distribution Facilities (Bulk Gasoline Terminals and Pipeline Breakout Stations)”**

The provisions of 40 CFR Part 63 Subpart R, as originally published in the Federal Register and as

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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 64303]
Revision	Vol. 60	February 8, 1995	[60 FR 7627]
Revision	Vol. 60	June 26, 1995	[60 FR 32912]
Revision	Vol. 60	August 18, 1995	[60 FR 43244]
Revision	Vol. 60	December 8, 1995	[60 FR 62991]
Revision	Vol. 61	February 29, 1996	[61 FR 7718]
Revision	Vol. 62	February 28, 1997	[62 FR 9087]
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]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 85	December 4, 2020	[85 FR 78412]
Revision	Vol. 89	May 8, 2024	[89 FR 39304]

**Regulation 61-62.63, Subpart S, shall be revised as follows:**

### **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 18504]
Revision	Vol. 63	August 7, 1998	[63 FR 42238]
Revision	Vol. 63	September 16, 1998	[63 FR 49455]
Revision	Vol. 63	December 28, 1998	[63 FR 71385]
Revision	Vol. 64	April 12, 1999	[64 FR 17555]
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]
Revision	Vol. 77	September 11, 2012	[77 FR 55698]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 88	March 29, 2023	[88 FR 18396]

**Regulation 61-62.63, Subpart U, shall be revised as follows:**

### **Subpart U - “National Emission Standards for Hazardous Air Pollutant Emissions: Group I Polymers and Resins”**

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]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 89	May 16, 2024	[89 FR 42932]

**Regulation 61-62.63, Subpart W, shall be revised as follows:**

**Subpart W - “National Emission Standards for Hazardous Air Pollutants for Epoxy Resins Production and Non-Nylon Polyamides Production”**

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]
Revision	Vol. 65	May 8, 2000	[65 FR 26491]
Revision	Vol. 68	June 23, 2003	[68 FR 37334]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 89	May 16, 2024	[89 FR 42932]

**Regulation 61-62.63, Subpart LL, shall be revised as follows:**

**Subpart LL - “National Emission Standards for Hazardous Air Pollutants for Primary Aluminum Reduction Plants”**

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.



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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. 70	November 2, 2005	[70 FR 66280]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 80	October 15, 2015	[80 FR 62389]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 88	March 20, 2023	[88 FR 16732]

**Regulation 61-62.63, Subpart EEE, shall be revised as follows:**

### **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 52828]
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]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 88	March 20, 2023	[88 FR 16732]
Revision	Vol. 88	March 29, 2023	[88 FR 18396]

**Regulation 61-62.63, Subpart XXX, shall be revised as follows:**

**Subpart XXX - “National Emission Standards for Hazardous Air Pollutants for Ferroalloys Production: Ferromanganese and Silicomanganese”**

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.

<b>40 CFR Part 63 Subpart XXX</b>			
<b>Federal Register Citation</b>	<b>Volume</b>	<b>Date</b>	<b>Notice</b>
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]
Revision	Vol. 80	June 30, 2015	[80 FR 37365]
Revision	Vol. 82	January 18, 2017	[82 FR 5401]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 88	March 20, 2023	[88 FR 16732]

**Regulation 61-62.63, Subpart JJJJ, shall be revised as follows:**

**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.

<b>40 CFR Part 63 Subpart JJJJ</b>			
<b>Federal Register Citation</b>	<b>Volume</b>	<b>Date</b>	<b>Notice</b>
Original Promulgation	Vol. 67	December 4, 2002	[67 FR 72330]
Revision	Vol. 71	May 24, 2006	[71 FR 29792]
Revision	Vol. 85	July 9, 2020	[85 FR 41276]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 88	March 29, 2023	[88 FR 18396]

**Regulation 61-62.63, Subpart QQQQ, shall be revised as follows:**

**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.

<b>40 CFR Part 63 Subpart QQQQ</b>			
<b>Federal Register Citation</b>	<b>Volume</b>	<b>Date</b>	<b>Notice</b>
Original Promulgation	Vol. 68	May 28, 2003	[68 FR 31746]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 84	March 4, 2019	[84 FR 7682]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]

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40 CFR Part 63 Subpart QQQQ			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 88	March 8, 2023	[88 FR 14280]

**Regulation 61-62.63, Subpart ZZZZ, shall be revised as follows:**

#### **Subpart ZZZZ - “National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines”**

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.

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]
Revision	Vol. 78	January 30, 2013	[78 FR 6674]
Revision	Vol. 78	March 6, 2013	[78 FR 14457]
Revision	Vol. 79	February 27, 2014	[79 FR 11228]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 85	December 4, 2020	[85 FR 78412]
Revision	Vol. 87	August 10, 2022	[87 FR 48603]
Revision	Vol. 88	March 29, 2023	[88 FR 18396]
Revision	Vol. 89	August 30, 2024	[89 FR 70505]

**Regulation 61-62.63, Subpart HHHHH, shall be revised as follows:**

#### **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]

40 CFR Part 63 Subpart HHHHH			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 73	December 22, 2008	[73 FR 78199]
Revision	Vol. 85	August 14, 2020	[85 FR 49724]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 85	November 25, 2020	[85 FR 75235]
Revision	Vol. 88	February 22, 2023	[88 FR 10842]

**Regulation 61-62.63, Subpart PPPPP, shall be revised as follows:**

**Subpart PPPPP - “National Emission Standards for Hazardous Air Pollutants for Engine Test Cells/Standards”**

The provisions of 40 CFR Part 63 Subpart PPPPP, 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 PPPPP			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 68	May 27, 2003	[68 FR 28774]
Revision	Vol. 68	August 28, 2003	[68 FR 51830]
Revision	Vol. 71	April 20, 2006	[71 FR 20446]
Revision	Vol. 85	June 3, 2020	[85 FR 34326]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 88	March 29, 2023	[88 FR 18396]

**Regulation 61-62.63, Subpart UUUUU, shall be revised as follows:**

**Subpart UUUUU - “National Emission Standards for Hazardous Air Pollutants: Coal- and Oil-Fired Electric Utility Steam Generating Units”**

The provisions of 40 CFR Part 63 Subpart UUUUU, 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 UUUUU			
Federal Register Citation	Volume	Date	Notice
Original Promulgation	Vol. 77	February 16, 2012	[77 FR 9304]
Revision	Vol. 77	April 19, 2012	[77 FR 23399]
Revision	Vol. 77	August 2, 2012	[77 FR 45967]
Revision	Vol. 78	April 24, 2013	[78 FR 24073]
Revision	Vol. 79	November 19, 2014	[79 FR 68777, 68795]
Revision	Vol. 80	March 24, 2015	[80 FR 15510]
Revision	Vol. 81	April 6, 2016	[81 FR 20172]
Revision	Vol. 82	April 6, 2017	[82 FR 16736]
Revision	Vol. 83	November 14, 2018	[83 FR 56713]
Revision	Vol. 85	April 15, 2020	[85 FR 20838]
Revision	Vol. 85	September 9, 2020	[85 FR 55744]
Revision	Vol. 88	March 29, 2023	[88 FR 18396]

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40 CFR Part 63 Subpart UUUUU			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 88	April 20, 2023	[88 FR 24339]

**Regulation 61-62.63, Subpart BBBBBB, shall be revised as follows:**

**Subpart BBBBBB - “National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities”**

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]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 89	May 8, 2024	[89 FR 39304]
Revision	Vol. 89	July 5, 2024	[89 FR 55522]

**Regulation 61-62.63, Subpart PPPPPP, shall be revised as follows:**

**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]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 88	February 23, 2023	[88 FR 11556]

**Regulation 61-62.63, Subpart QQQQQQ, shall be revised as follows:**

**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]

40 CFR Part 63 Subpart QQQQQQ			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 73	March 26, 2008	[73 FR 15923]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 88	March 8, 2023	[88 FR 14280]

**Regulation 61-62.63, Subpart AAAAAAA, shall be revised as follows:**

**Subpart AAAAAAA - “National Emission Standards for Hazardous Air Pollutants for Area Sources: Asphalt Processing and Asphalt Roofing Manufacturing”**

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]
Revision	Vol. 85	November 19, 2020	[85 FR 73854]
Revision	Vol. 88	March 20, 2023	[88 FR 16732]

**61-62.97, Cross-State Air Pollution Rule (CSAPR) Trading Program.**

**Regulation 61-62.97, Subpart A, Paragraph 1, shall be revised as follows:**

1. Except as provided in paragraphs 2. and 3. of this subpart, the provisions of the July 1, 2016, edition of 40 CFR 97.402 through 97.408, 97.411 through 97.418, 97.420 through 97.428, and 97.430 through 97.435, as subsequently amended upon publication in the Federal Register as listed below, are adopted and incorporated by reference as if fully repeated herein.

40 CFR Part 97 Subpart AAAAA			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 81	October 26, 2016	[81 FR 74504]
Revision	Vol. 86	April 30, 2021	[86 FR 23054]
Revision	Vol. 87	August 26, 2022	[87 FR 52473]
Revision	Vol. 88	June 5, 2023	[88 FR 36654]

**Regulation 61-62.97, Subpart B, Paragraph 1, shall be revised as follows:**

1. Except as provided in paragraphs 2. and 3. of this subpart, the provisions of the July 1, 2016, edition of 40 CFR 97.702 through 97.708, 97.711 through 97.718, 97.720 through 97.728, and 97.730 through 97.735, as subsequently amended upon publication in the Federal Register as listed below, are adopted and incorporated by reference as if fully repeated herein.

40 CFR Part 97 Subpart DDDDD			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 81	October 26, 2016	[81 FR 74504]
Revision	Vol. 86	April 30, 2021	[86 FR 23054]
Revision	Vol. 87	August 26, 2022	[87 FR 52473]

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40 CFR Part 97 Subpart DDDDD			
Federal Register Citation	Volume	Date	Notice
Revision	Vol. 88	June 5, 2023	[88 FR 36654]