

Summary of Reasons Supporting the Adoption of the Proposed Amendments to the Alabama Department of Environmental Management's Administrative Code for Division 3 (Air Division)

Revisions to the Division 3 Code are being proposed to incorporate by reference changes the EPA's New Source Performance Standards (NSPS), and National Emissions Standards for Hazardous Air Pollutants (NESHAPs) from July 3, 2007, to February 15, 2008.

Revisions to Chapter 335-3-10

EPA has set emission standards, notification and testing procedures, and monitoring requirements for a number of individual industrial sources or source categories. Standards of performance are not intended to achieve any specific air quality level. Instead, they are designed to reflect best-demonstrated technology (taking into account costs) for the source in question. New source performance standards apply only to stationary sources that are constructed, modified, or reconstructed after a relevant standard is established. In 1978, EPA published a list assigning priorities to 72 categories of sources for which new standards eventually would be developed. As soon as new standards are promulgated, facilities planning construction, reconstruction, or modification must comply.

ADEM incorporates by reference, the federal New Source Performance Standards (NSPS) into the Department's Air Pollution Administrative Code. This incorporation allows the EPA to delegate administrative enforcement of these regulations to ADEM.

EPA reviews its promulgated NSPS regulations periodically and makes revisions to the regulations or test procedures as technology advances. This revision by EPA subsequently requires ADEM to revise its existing regulations, as well as adopt new NSPS categories promulgated by EPA, to keep ADEM's NSPS delegation current. ADEM proposes to revise Chapter 335-3-10 to incorporate the Rules as described below which have been promulgated since ADEM's last rulemaking procedure.

November 16, 2007, 72 FR 64860
40 CFR 60, Subparts A, VV, VVa, GGG, and GGGa
Standards of Performance for Equipment Leaks of VOC in the
Synthetic Organic Chemicals Manufacturing Industry; Standards of
Performance for Equipment Leaks of VOC in Petroleum Refineries

SUMMARY: EPA issued final amendments to the standards of performance for equipment leaks of volatile organic compounds in the synthetic organic chemicals manufacturing industry and to the standards of performance for equipment leaks of volatile organic compounds in petroleum refineries. The amended standards for the synthetic organic chemicals manufacturing industry apply to affected facilities that are constructed, reconstructed, or modified after January 5, 1981, and on or before November 7, 2006. The amended standards for petroleum refineries apply to affected facilities that are constructed, reconstructed, or modified after January 4, 1983, and on or before November 7, 2006. In this action, EPA also issued new standards of performance for equipment leaks of volatile organic compounds in the synthetic organic chemicals manufacturing industry and for equipment leaks of volatile organic compounds in petroleum refineries which apply to affected facilities that are constructed, reconstructed, or modified after November 7, 2006. The final amendments and new standards are based on the results of EPA's review of the existing regulations as required by section 111(b)(1)(B) of the Clean Air Act.

Revisions to Chapter 335-3-11

ADEM proposes the addition of and technical amendments to Rules in Chapter 335-3-11. These rules will incorporate regulations in 40 CFR Part 63 (National Emission Standards for Hazardous Air Pollutants (NESHAPS) for Source Categories) and 40 CFR Part 61 (NESHAPS) by reference, into the state regulations.

The Environmental Protection Agency (EPA), in accordance with Section 112 of the Clean Air Act (CAA) as amended in 1990, is required to issue emission standards for all major sources of the 188 listed hazardous air pollutants. On July 16, 1992 [57 FR 31576], the EPA published an initial list of source categories for which air toxics emission standards are to be promulgated. By the year 2000, the EPA was required to develop rules for all of these categories that require maximum achievable reduction in emissions, considering cost and other factors. These rules are generally known as "maximum achievable control technology" (MACT) standards. On December 15, 1995 [60 FR 57346] under Section 112(l)(5) and 40 CFR 63.91, the EPA granted full approval to the State of Alabama

for the State's program for receiving delegation of Section 112 standards that are unchanged from Federal rules as promulgated.

This Chapter is periodically updated to incorporate standards for additional source categories as they are promulgated by EPA.

Revision to Rule 335-3-11-.01

Rule 335-3-11-.01 is being revised to correct an administrative error. Rule 335-3-11-.03 is mistakenly referenced, instead of Rule 335-3-11-.04, pertaining to word or phrase substitutions.

Revision to Rule 335-3-11-.06

Rule 335-3-11-.06(107) is being revised to delete the Boiler MACT standard (Subpart DDDDD– National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers and Process Heaters). On July 30, 2007, the U.S. Court of Appeals for the District of Columbia Circuit vacated this standard.

Rule 335-3-11-.06(113) is being revised to delete the MACT standard brick manufacturing facilities (Subpart JJJJJ– National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing). On June 18, 2007, the U.S. Court of Appeals for the District of Columbia Circuit vacated this standard.

Rule 335-3-11-.06(114) is being revised to delete the MACT standard clay ceramic manufacturing facilities (Subpart KKKKK– National Emission Standards for Hazardous Air Pollutants for Clay Ceramics Manufacturing). On June 18, 2007, the U.S. Court of Appeals for the District of Columbia Circuit vacated this standard.

October 29, 2007, 72 FR 61060

40 CFR 63, Subparts A, and DDDD

National Emission Standards for Hazardous Air Pollutants: Plywood and Composite Wood Products

SUMMARY: On June 19, 2007, the United States Court of Appeals for the District of Columbia Circuit (the Court) vacated EPA's provisions in the National Emission Standards for Hazardous Air Pollutants: Plywood and Composite Wood Products that established an October 1, 2008, compliance deadline and that created and delisted a low risk subcategory of plywood and composite wood products facilities. This action acknowledges the Court's decision and promulgates ministerial amendments to incorporate the Court's decision into the regulations.

November 16, 2007, 72 FR 64860

40 CFR 63, Subpart A

Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry; Standards of Performance for Equipment Leaks of VOC in Petroleum Refineries

SUMMARY: EPA issued final amendments to the standards of performance for equipment leaks of volatile organic compounds in the synthetic organic chemicals manufacturing industry and to the standards of performance for equipment leaks of volatile organic compounds in petroleum refineries. The amended standards for the synthetic organic chemicals manufacturing industry apply to affected facilities that are constructed, reconstructed, or modified after January 5, 1981, and on or before November 7, 2006. The amended standards for petroleum refineries apply to affected facilities that are constructed, reconstructed, or modified after January 4, 1983, and on or before November 7, 2006. In this action, EPA also issued new standards of performance for equipment leaks of volatile organic compounds in the synthetic organic chemicals manufacturing industry and for equipment leaks of volatile organic compounds in petroleum refineries which apply to affected facilities that are constructed, reconstructed, or modified after November 7, 2006. The final amendments and new standards are based on the results of EPA'S review of the existing regulations as required by section 111(b)(1)(B) of the Clean Air Act.

February 7, 2008, 73 FR 7210

40 CFR 63, Subpart A, and EEEEE

National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries

Summary: The EPA issued amendments to the national emission standards for hazardous air pollutants (NESHAP) for iron and steel foundries. These final amendments add alternative compliance options for cupolas at existing foundries and clarify several provisions to increase operational flexibility and improve understanding of the final rule requirements.

Revisions to Chapter 335-3-11A

August 27, 2007, 72 FR 48938

40 CFR 65, Subpart A

Revisions to Consolidated Federal Air Rule

SUMMARY: The EPA took direct final action on the General Provisions for Consolidated Federal Air Rule to allow extensions to the deadline imposed for source owners and operators to conduct required performance tests in certain specified force majeure circumstances. On May 16, 2007, EPA published a final rule that revised the General Provisions for Standards of Performance for New Stationary Sources, for National Emission Standards for Hazardous Air Pollutants, and for National Emission Standards for Hazardous Air Pollutants for Source Categories to allow extensions to the deadline imposed for source owners and operators to conduct required performance tests in certain specified force majeure circumstances. EPA realized that they should have also revised the Consolidated Federal Air Rule to allow for similar extensions.

December 28, 2007, 72 FR 73625

40 CFR 65, Subpart A

Revisions to Consolidated Federal Air Rule

SUMMARY: The EPA issued a final rule on August 27, 2007 (effective date November 26, 2007) that revised the General Provisions for Consolidated Federal Air Rule to allow extensions to the deadline imposed for source owners and operators to conduct required performance tests in specified force majeure circumstances. The final rule inadvertently stated that EPA was revising paragraph (c) introductory text when EPA actually added introductory text to paragraph (c). The purpose of this action is to correct this error. This action merely addresses a formatting issue.

**ADEM - AIR DIVISION
INDEX OF PROPOSED CHANGES TO DIVISION 3 REGULATIONS**

Chapter 335-3-10

Page	Rule	Proposed Changes
10-1	335-3-10-.01	Incorporate by reference amendments to 40 CFR 60, Subparts A, VV, and GGG, and adopt by reference VVa and GGGa.
10-8	335-3-10-.02(48)	Revise Subpart VV to read (Equipment Leaks of VOC in the Synthetic Organic Chemical Manufacturing Industry for which Construction, Reconstruction, or Modification Commenced After January 5, 1981, and on or before November 7, 2006).
10-8	335-3-10-.02(48)(a)	Addition of Subpart VVa (Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for which Construction, Reconstruction, or Modification Commenced After November 7, 2006).
10-9	335-3-10-.02(59)	Revise Subpart GGG to read (Equipment Leaks of VOC in Petroleum Refineries for which Construction, Reconstruction, or Modification Commenced After January 4, 1983, and on or Before November 7, 2006).
10-9	335-3-10-.02(59)(a)	Addition of Subpart GGGa (Equipment Leaks of VOC in Petroleum Refineries for which Construction, Reconstruction, or Modification Commenced After November 7, 2006).

Chapter 335-3-11

Page	Rule	Proposed Changes
11-1	335-3-11-.01	Correct the reference to Rule 335-3-11-.03 to Rule 335-3-11-.04, pertaining to word or phrase substitutions. Incorporate by reference amendments to 40 CFR 63 Subparts A, DDDD, and EEEEE.

Page	Rule	Proposed Changes
11-12	335-3-11-.06(107)	Delete Subpart DDDDD (Industrial, Commercial, and Institutional Boilers and Process Heaters)
11-12	335-3-11-.06(113)	Delete Subpart JJJJJ (Brick and Structural Clay Products Manufacturing)
11-12	335-3-11-.06(114)	Delete Subpart KKKKK (Clay Ceramics Manufacturing)

Chapter 335-3-11A

Page	Rule	Proposed Changes
11A-1	335-3-11A-.01	Incorporate by reference amendments to 40 CFR 65 Subpart A.

Appendix C

Appendix C will be revised to reflect changes to Chapters 335-3-10 and 335-3-11.

**ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
AIR DIVISION - AIR POLLUTION CONTROL PROGRAM**

**CHAPTER 335-3-10
STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES**

TABLE OF CONTENTS

335-3-10-.01 General
335-3-10-.02 Designated Standards of Performance
335-3-10-.03 Appendices to 40 CFR 60
335-3-10-.04 Word or Phrase Substitutions

335-3-10-.01 General.

(1) The Environmental Protection Agency Regulations, and the Appendices applicable thereto, governing Standards of Performance for New Stationary Sources (40 CFR 60 and Appendices) designated in rules 335-3-10-.02 and -.03 are incorporated by reference as they exist in 40 CFR 60 (2007), [72 FR 64860 \[11/16/07; addition of Subparts VVa and GGGa; amendments to Subparts A, VV, and GGG\]](#), as amended by the word or phrase substitutions given in rule 335-3-10-.04. References for specific documents containing the complete text of subject regulations are given in Appendix C to these Regulations. Authorities which are not delegable to the state are also listed in Appendix C.

[NOTE: The standards pertaining to the Consolidated Federal Air rule are located in chapter 335-3-11A.]

(a) The materials incorporated by reference are available for purchase and inspection at the Department's offices at 1400 Coliseum Boulevard, Montgomery, Alabama 36110.

(2) The emission standards in this chapter shall supercede the emission standards in chapters 335-3-3, -4, -5, -6, -7, and -8 if both of the following criteria are met:

(a) the source category is subject to the regulations in this chapter for the specific pollutants to which an emission standard under this chapter applies, and

(b) the emission standard under chapters 335-3-3, -4, -5, -6, -7, and -8 is more stringent than the emission standard in this chapter for the specific pollutants regulated.

(3) Definitions. For purposes of this chapter, the definitions listed in 40 CFR §60.2 will apply.

Author:

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: May 25, 1976.

Amended: February 13, 1985; June 9, 1987; June 16, 1988; September 21, 1989; November 1, 1990; March 28, 1991; July 31, 1991; September 19, 1991; October 24, 1991; December 28, 1993; April 27, 1995; November 21, 1996; September 25, 1997; March 27, 1998; July 15, 1999; January 13, 2000; September 7, 2000; March 14, 2002; October 3, 2002; April 3, 2003; October 2, 2003; March 22, 2005; December 12, 2005; July 11, 2006; April 3, 2007; January 22, 2008; [XXXXXX, 2008](#).

335-3-10-.02 Designated Standards of Performance.

- (1) Subpart A - General Provisions.
- (2) Subpart D - Fossil Fuel-Fired Steam Generators for which construction is commenced after August 17, 1971.
 - (a) Subpart Da - Electric Utility Steam Generating Units for which construction is commenced after September 18, 1978.
 - (b) Subpart Db - Industrial-Commercial-Institutional Steam Generating Units.
 - (c) Subpart Dc - Small Industrial-Commercial-Institutional Steam Generating Units.
- (3) Subpart E - Incinerators.
 - (a) Subpart Ea - Municipal Waste Combustors for which construction is commenced after December 20, 1989 and on or before September 20, 1994.
 - (b) Subpart Eb - Municipal Waste Combustors for which construction is commenced after September 20, 1994.
 - (c) Subpart Ec - Standards of Performance for Hospital/Medical/Infectious Waste Incinerators for which construction is commenced after June 20, 1996.
- (4) Subpart F - Portland Cement Plants.
- (5) Subpart G - Nitric Acid Plants.
- (6) Subpart H - Sulfuric Acid Plants.
- (7) Subpart I - Hot Mix Asphalt Facilities.
- (8) Subpart J - Petroleum Refineries.

(9) Subpart K - Storage Vessels for Petroleum Liquids constructed after June 11, 1973 and prior to May 19, 1978.

(a) Subpart Ka - Storage Vessels for Petroleum Liquids constructed after May 18, 1978.

(b) Subpart Kb - Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for which Construction, Reconstruction, or Modification Commenced after July 12, 1984.

(10) Reserved.

(11) Reserved.

(12) Subpart L - Secondary Lead Smelters.

(13) Subpart M - Secondary Brass and Bronze Ingot Production Plants.

(14) Subpart N - Primary Emissions from Basic Oxygen Process Furnaces for which construction is commenced after June 11, 1973.

(a) Subpart Na - Standards of Performance for Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for which construction is commenced after January 20, 1983.

(15) Subpart O - Sewage Treatment Plants.

(16) Subpart P - Primary Copper Smelters.

(17) Subpart Q - Primary Zinc Smelters.

(18) Subpart R - Primary Lead Smelters.

(19) Subpart S - Primary Aluminum Reduction Plants.

(20) Subpart T - Wet Process Phosphoric Acid Plants.

(21) Subpart U - Superphosphoric Acid Plants.

(22) Subpart V - Diammonium Phosphate Plants.

(23) Subpart W - Triple Superphosphate Plants.

(24) Subpart X - Granular Triple Superphosphate Storage Facilities.

(25) Subpart Y - Coal Preparation Plants.

(26) Subpart Z - Ferroalloy Production Facilities.

(27) Subpart AA - Steel Plants (Electric arc furnaces and dust-handling equipment).

(a) Subpart AAa - Steel Plants: Electric Arc Furnaces and Argon Oxygen-Decarburization Vessels.

(28) Subpart BB - Kraft Pulp Mills.

(29) Subpart CC - Standards of Performance for Glass Manufacturing Plants.

(30) Subpart DD - Grain Elevators.

(31) Subpart EE - Surface Coating of Metal Furniture.

(32) Subpart FF - Reserved.

(33) Subpart GG - Stationary Gas Turbines.

(34) Subpart HH - Lime Manufacturing Plants.

(35) Subpart II - Reserved.

(36) Subpart JJ - Reserved.

(37) Subpart KK - Lead-Acid Battery Manufacture.

(38) Subpart LL - Metallic Mineral Processing Plants.

(39) Subpart MM - Automobile and Light-Duty Truck Surface Coating Operations.

(40) Subpart NN - Phosphate Rock Plants.

(41) Subpart OO - Reserved.

(42) Subpart PP - Ammonium Sulfate Manufacturing.

(43) Subpart QQ - Graphic Arts Industry: Publication Rotogravure Printing.

(44) Subpart RR - Pressure Sensitive Tape and Label Surface Coating Industry.

(45) Subpart SS - Industrial Surface Coating - Large Appliances.

(46) Subpart TT - Metal Coil Surface Coating Operations.

(47) Subpart UU - Asphalt Processing and Asphalt Roofing Manufacture.

(48) Subpart VV - Equipment Leaks of VOC in the Synthetic Organic Chemical Manufacturing Industry- [for which Construction, Reconstruction, or Modification Commenced After January 5, 1981, and on or Before November 7, 2006.](#)

(a) Subpart VVa – Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for which Construction, Reconstruction, or Modification Commenced After November 7, 2006.

- (49) Subpart WW - Beverage Can Surface Coating Industry.
- (50) Subpart XX - Bulk Gasoline Terminals.
- (51) Subpart YY - Reserved.
- (52) Subpart ZZ - Reserved.
- (53) Subpart AAA - Reserved.
- (54) Subpart BBB - Rubber Tire Manufacturing Industry.
- (55) Subpart CCC - Reserved.
- (56) Subpart DDD - Volatile Organic Compound (VOC) Emissions from the Polymer Manufacturing Industry.
- (57) Subpart EEE - Reserved.
- (58) Subpart FFF - Flexible Vinyl and Urethane Coating and Printing.
- (59) Subpart GGG - ~~VOC Fugitive Emission Sources – Petroleum Refineries.~~ Equipment Leaks of VOC in Petroleum Refineries for which Construction, Reconstruction, or Modification Commenced After January 4, 1983, and on or Before November 7, 2006.

(a) Subpart GGGa – Equipment Leaks of VOC in Petroleum Refineries for which Construction, Reconstruction, or Modification Commenced After November 7, 2006.

- (60) Subpart HHH - Synthetic Fiber Production Facilities.
- (61) Subpart III - VOC Emissions from SOCM I Air Oxidation Unit Processes.
- (62) Subpart JJJ - Petroleum Dry Cleaners.
- (63) Subpart KKK - Equipment Leaks of VOC from Onshore Natural Gas Processing Plants.
- (64) Subpart LLL - Standards of Performance for Onshore Natural Gas Processing: SO₂ Emissions.
- (65) Subpart MMM - Reserved.
- (66) Subpart NNN - VOC Emissions from SOCM I Distillation Operations.

- (67) Subpart OOO - Nonmetallic Mineral Processing Plants.
- (68) Subpart PPP - Wool Fiberglass Insulation Manufacturing Plants.
- (69) Subpart QQQ - VOC Emissions from Petroleum Refinery Wastewater Systems.
- (70) Subpart RRR - Volatile Organic Compound (VOC) Emissions from the Synthetic Organic Chemical Manufacturing Industry Reactor Processes.
- (71) Subpart SSS - Magnetic Tape Manufacturing Industry.
- (72) Subpart TTT - Industrial Surface Coating; Plastic Parts for Business Machines.
- (73) Subpart UUU - Calciners and Dryers in Mineral Industries.
- (74) Subpart VVV - Polymeric Coating of Supporting Substrates.
- (75) Subpart WWW - Municipal Waste Landfills.
- (76) Subpart XXX - Reserved.
- (77) Subpart YYY - Reserved.
- (78) Subpart ZZZ - Reserved.
- (79) Subpart AAAA – Small Municipal Waste Combustion Units for which construction is commenced after August 30, 1999 or for which modification or reconstruction is commenced After June 6, 2001.
- (80) Subpart BBBB - Reserved.
- (81) Subpart CCCC - Commercial and Industrial Solid Waste Incineration Units for which construction is commenced after November 30, 1999 or for which modification or reconstruction is commenced on or after June 1, 2001.
- (82) Subpart DDDD – Reserved.
- (83) Subpart EEEE – Reserved.
- (84) Subpart FFFF – Reserved.
- (85) Subpart GGGG – Reserved.
- (86) Subpart HHHH – Reserved.
- (87) Subpart IIII – Stationary Compression Ignition Internal Combustion Engines.

(88) Subpart JJJJ – Reserved.

(89) Subpart KKKK – Stationary Combustion Turbines.

Author:

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: May 25, 1976.

Amended: June 23, 1981; February 13, 1985; April 15, 1987; June 16, 1988; September 21, 1989; November 1, 1990; March 28, 1991; July 31, 1991; September 19, 1991; October 24, 1991; December 28, 1993; April 27, 1995; November 21, 1996; September 25, 1997; March 27, 1998; July 15, 1999; January 13, 2000; September 7, 2000; March 14, 2002; October 3, 2002; April 3, 2003; October 2, 2003; March 22, 2005; December 12, 2005; July 11, 2006; November 14, 2006; April 3, 2007; January 22, 2008; [XXXXXX, 2008](#).

335-3-10-.03 Appendices to 40 CFR 60.

(1) Appendix A - Reference Method.

(2) Appendix B - Performance Specifications.

(3) Appendix F - Quality Assurance Procedures.

Author: Robert Cowne.

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: June 16, 1988.

Amended: November 1, 1990; March 28, 1991; July 31, 1991; September 19, 1991; October 24, 1991; December 28, 1993; November 21, 1996; March 27, 1998; January 13, 2000; September 7, 2000; March 14, 2002; October 3, 2002; March 22, 2005; November 14, 2006; April 3, 2007; January 22, 2008.

335-3-10-.04 Word or Phrase Substitutions. In all the standards designated in rule 335-3-10-.02 substitute:

(a) Director for Administrator.

(b) Department for U. S. Environmental Protection Agency (except in references).

Author:

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: May 25, 1976.

Amended: February 13, 1985; June 16, 1988; September 7, 2000.

**ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
AIR DIVISION - AIR POLLUTION CONTROL PROGRAM**

**CHAPTER 335-3-11
NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS**

TABLE OF CONTENTS

335-3-11-.01	<u>General</u>
335-3-11-.02	<u>Designated Emission Standards</u>
333-3-11-.03	<u>Appendices to 40 CFR 61</u>
335-3-11-.04	<u>Word or Phrase Substitutions</u>
335-3-11-.05	<u>Certification of Asbestos Abatement Contractors</u>
335-3-11-.06	<u>National Emission Standards for Hazardous Air Pollutants for Source Categories</u>
335-3-11-.07	<u>Appendices to 40 CFR 63</u>

335-3-11-.01 General.

(1) The Environmental Protection Agency Regulations, and the Appendices applicable thereto, governing Hazardous Air Pollutants, 40 CFR, Part 61 and Appendices, designated in rules 335-3-11-.02 and 335-3-11-.03 and 40 CFR Part 63, and Appendices designated in rules 335-3-11-.06 and 335-3-11-.07 are incorporated by reference as they exist in 40 CFR 61 (2007) and 40 CFR 63 (2007), [72 FR 61060 \[10/29/07; amendments to Subparts A and DDDD\]](#), [72 FR 64860 \[11/16/07; amendments to Subpart A\]](#), and [73 FR 7210 \[02/07/08; amendments to Subparts A and EEEEE\]](#), as amended by the word or phrase substitutions given in rule 335-3-11-.034. References for specific documents containing the complete text of subject regulations are given in Appendix C to these Regulations. Authorities which are not delegable to the state are also listed in Appendix C.

[NOTE: The standards pertaining to the Consolidated Federal Air rule are located in chapter 335-3-11A.]

(a) The materials incorporated by reference are available for purchase and inspection at the Department's offices at 1400 Coliseum Boulevard, Montgomery, Alabama 36110.

(2) In the event of any conflict between the regulations contained in this chapter and regulations contained in other chapters, the more stringent regulations will take precedence.

(3) Definitions. For purposes of this chapter, the definitions listed in 40 CFR 61.02, Subpart A will apply in rules 335-3-11-.02 and 335-3-11-.03 and the definitions listed in 40 CFR 63.2, Subpart A will apply in rules 335-3-11-.06 and 335-3-11-.07.

Author:

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: May 25, 1976.

Amended: February 13, 1985; June 9, 1987; June 16, 1988; November 1, 1990; March 28, 1991; July 31, 1991; September 19, 1991; October 30, 1992; December 28, 1993; November 23, 1995; November 21, 1996; September 25, 1997; March 27, 1998; November 19, 1998; July 15, 1999; January 13, 2000; September 7, 2000; March 14, 2002; October 3, 2002; April 3, 2003; October 2, 2003; March 22, 2005; December 12, 2005; July 11, 2006; April 3, 2007; January 22, 2008; [XXXXXX, 2008](#).

335-3-11-.02 Designated Emission Standards.

- (1) Subpart A – General Provisions.
- (2) Subpart C - Beryllium.
- (3) Subpart D - Beryllium Rocket Motor Firing.
- (4) Subpart E - Mercury.
- (5) Subpart F - Vinyl Chloride.
- (6) Reserved.
- (7) Reserved.
- (8) Reserved.
- (9) Subpart J - Benzene Equipment Leaks.
- (10) Reserved.
- (11) Subpart L - Benzene Emissions from Coke By-Product Recovery Plants.
- (12) Subpart M - Asbestos.
- (13) Subpart N - Standard for Inorganic Arsenic Emissions from Glass Manufacturing Plants.
- (14) Subpart O - Standard for Inorganic Arsenic Emissions from Primary Copper Smelters.
- (15) Subpart P - Standard for Inorganic Arsenic Emission from Arsenic Trioxide and Metallic Arsenic Production Facilities.
- (16) Reserved.

- (17) Reserved.
- (18) Reserved.
- (19) Reserved.
- (20) Reserved.
- (21) Subpart V - Equipment Leaks (Fugitive Emission Sources).
- (22) Reserved.
- (23) Reserved.
- (24) Subpart Y - Benzene Emissions from Benzene Storage Vessels.
- (25) Reserved.
- (26) Reserved.
- (27) Subpart BB - Benzene Emissions from Benzene Transfer Operations.
- (28) Reserved.
- (29) Reserved.
- (30) Reserved.
- (31) Subpart FF - Benzene Emissions from Benzene Waste Operations.

Author:

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: May 25, 1976.

Amended: June 23, 1981; February 13, 1985; June 9, 1987; November 1, 1990; March 28, 1991; July 31, 1991; September 19, 1991; October 30, 1992; December 28, 1993; January 13, 2000; March 14, 2002; October 2, 2003; March 22, 2005; December 12, 2005; January 22, 2008.

335-3-11-.03 Appendices to 40 CFR 61.

- (1) Appendix B - Test Methods.

Author: Robert W. Cowne.

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: June 16, 1988

Amended: March 28, 1991; November 21, 1996; March 14, 2002.

335-3-11-.04 Word or Phrase Substitutions. In all of the standards designated in rules 335-3-11-.02 and 335-3-11-.06 substitute:

(a) Director for Administrator.

(b) Department for U. S. Environmental Protection Agency (except in references).

Author:

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: May 25, 1976.

Amended: February 13, 1985; June 16, 1988; November 23, 1995; September 7, 2000.

335-3-11-.05 Certification of Asbestos Abatement Contractors.

(1) Any person, firm, organization, or corporation who is the owner or operator of any asbestos removal project for which notification is required pursuant to the requirements of rule 335-3-11-.02(12) shall ensure that the parties executing the asbestos removal project are certified by the Department.

(2) Procedures for application for certification and recertification.

(a) An application for certification or recertification must be completed on forms that are supplied by the Department.

(b) Applications shall include, at minimum, the following information:

1. Lists of supervisors and workers, including their accreditation numbers issued by the state-approved accreditation program.

2. A list of asbestos removal operations performed by the party during the previous twelve (12) months.

3. Assurance that all supervisors or workers used in asbestos removal operations employed by the party shall have a current accreditation by the state-approved accreditation program before performing any work inside or outside a removal site.

4. A written certification from the principal officer or person stating that he/she understands state regulations pertaining to asbestos removal and will abide by said regulations.

(c) The Department may issue a certificate of certification to a party if it has been determined that:

1. Each supervisor and worker involved in asbestos removal is accredited by the state-approved accreditation program.

2. All application forms and attachments are properly completed and have been submitted.

3. The application fees have been paid.

(d) The Department may deny certification if it determines that the applicant is unable or unwilling to fully comply with applicable requirements, procedures, rules and standards promulgated or established by the Commission or the Department. All notices regarding the denial of certification will be sent via certified mail.

(3) Parties must reapply annually in order to maintain proper certification.

(4) A copy of the party's current certification must be available at each of its removal sites.

(5) Annual accreditation of supervisors and workers is required.

(6) Copies of accreditation for every supervisor and worker must be kept at each removal site.

(7) The Department may revoke certification of any party duly certified if the party repeatedly fails to comply with applicable rules and standards or fails to comply with any certification requirements.

(8) The requirements of this rule become enforceable 120 days after the effective date.

Author: Ludwig C. Hoffmann III.

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 22-39-5.

History: Effective Date: November 1, 1990.

Amended: April 27, 1995; November 21, 1996.

335-3-11-.06 National Emission Standards for Hazardous Air Pollutants for Source Categories.

(1) Subpart A – General Provisions.

(2) Subpart B - Requirements for Control Technology Determinations for Major Sources in Accordance With Clean Air Act Sections, Sections 112(g) and 112(j).

[NOTE: The requirements for implementation of §112(g) are found in rule 335-3-14-.06]

(3) Subpart D - Regulations Governing Compliance Extensions for Early Reductions of Hazardous Air Pollutants.

(4) Reserved.

(5) Subpart F - National Emission Standards for Hazardous Air Pollutants From Synthetic Organic Chemical Manufacturing Industry.

(6) Subpart G - National Emission Standards for Organic Hazardous Air Pollutants From Synthetic Organic Chemical Manufacturing Industry Process Vents, Storage Vessels, Transfer Operations, and Wastewater.

(7) Subpart H - National Emission Standards for Organic Hazardous Air Pollutants for Equipment Leaks.

(8) Subpart I - National Emission Standards for Organic Hazardous Air Pollutants for Certain Processes Subject to the Negotiated Regulation for Equipment Leaks.

(9) Reserved.

(10) Reserved.

(11) Subpart L - National Emission Standards for Coke Oven Batteries.

(12) Subpart M - National Perchloroethylene Air Emission Standards for Dry Cleaning Facilities.

(13) Subpart N - National Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks.

(14) Subpart O - Ethylene Oxide Emissions Standards for Sterilization Facilities.

(15) Reserved.

(16) Subpart Q - National Emission Standards for Hazardous Air Pollutants for Industrial Process Cooling Towers.

(17) Subpart R - National Emission Standards for Gasoline Distribution Facilities (Bulk Gasoline Terminals and Pipeline Breakout Stations).

(18) Subpart S - National Emission Standards for Hazardous Air Pollutants for Pulp and Paper Production.

(19) Subpart T - National Emission Standards for Halogenated Solvent Cleaning.

(20) Subpart U - National Emission Standards for Hazardous Air Pollutant Emissions: Group I Polymers and Resins.

(21) Reserved.

(22) Subpart W - National Emission Standards for Hazardous Air Pollutants for Epoxy Resins Production and Non-Nylon Polyamides Production.

(23) Subpart X - National Emission Standards from Secondary Lead Smelting.

(24) Subpart Y - National Emission Standards for Marine Tank Vessel Loading Operations [with the exceptions of those subsections referencing the Valdez Marine Terminal (VMT) in Alaska].

(25) Reserved.

(26) Subpart AA - National Emission Standards for Hazardous Air Pollutants from Phosphoric Acid Manufacturing Plants.

(27) Subpart BB - National Emission Standards for Hazardous Air Pollutants from Phosphate Fertilizers Production Plants.

(28) Subpart CC - National Emission Standards for Hazardous Air Pollutants from Petroleum Refineries.

(29) Subpart DD - National Emission Standards for Hazardous Air Pollutants from Off-Site Waste and Recovery Operations.

(30) Subpart EE - National Emission Standards for Magnetic Tape Manufacturing Operations.

(31) Reserved.

(32) Subpart GG - National Emission Standards for Aerospace Manufacturing and Rework Facilities.

(33) Subpart HH - National Emission Standards for Hazardous Air Pollutants From Oil and Natural Gas Production Facilities.

(34) Subpart II - National Emission Standards for Shipbuilding and Ship Repair (Surface Coating) Operations.

(35) Subpart JJ - National Emission Standards for Wood Furniture Manufacturing Operations.

(36) Subpart KK - National Emission Standards for the Printing and Publishing Industry.

(37) Reserved.

(38) Subpart MM - National Emission Standards for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfitic, and Stand-Alone Semicemical Pulp Mills.

(39) Reserved.

(40) Subpart OO - National Emission Standards for Tanks - Level 1.

(41) Subpart PP - National Emission Standards for Containers.

(42) Subpart QQ - National Emission Standards for Surface Impoundments.

(43) Subpart RR - National Emission Standards for Individual Drain Systems.

(44) Subpart SS - National Emission Standards Closed Vent Systems, Control Devices, Recovery Devices and Routing to a Fuel Gas System or a Process.

(45) Subpart TT - National Emission Standards for Equipment Leaks - Control Level 1.

(46) Subpart UU - National Emission Standards for Equipment Leaks - Control Level 2 Standards.

(47) Subpart VV National Emission Standards for Oil-Water Separators and Organic-Water Separators.

(48) Subpart WW - National Emission Standards for Storage Vessels (Tanks) - Control Level 2.

(49) Subpart XX - National Emission Standards for Ethylene Manufacturing Process Units: Heat Exchange Systems and Waste Operations.

(50) Subpart YY - National Emission Standards for Hazardous Air Pollutants for Source Categories: Generic Maximum Achievable Control Technology Standards.

(51) Reserved.

(52) Reserved.

(53) Reserved.

(54) Subpart CCC – National Emission Standards for Hazardous Air Pollutants for Steel Pickling – HCl Process Facilities and Hydrochloric Acid Regeneration Plants.

(55) Subpart DDD – National Emission Standards for Hazardous Air Pollutants for Mineral Wool Production.

(56) Subpart EEE - National Emission Standards for Hazardous Air Pollutants From Hazardous Waste Combustors.

(57) Reserved.

(58) Subpart GGG - National Emission Standards for Hazardous Air Pollutants for Source Categories: Pharmaceuticals Production.

(59) Subpart HHH – National Emission Standards for Hazardous Air Pollutants from Natural Gas Transmission and Storage Facilities.

(60) Subpart III - National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production.

(61) Subpart JJJ - National Emission Standards for Hazardous Air Pollutant Emissions: Group IV Polymers and Resins.

(62) Reserved.

(63) Subpart LLL - National Emission Standards for Hazardous Air Pollutants From the Portland Cement Manufacturing Industry.

(64) Subpart MMM – National Emission Standards for Hazardous Air Pollutants for Pesticide Active Ingredient Production.

(65) Subpart NNN – National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing.

(66) Subpart OOO – National Emission Standards for Hazardous Air Pollutants for Amino/Phenolic Resins Production.

(67) Subpart PPP – National Emission Standards for Hazardous Air Pollutants for Polyether Polyols Production.

(68) Reserved.

(69) Subpart RRR – National Emission Standards for Hazardous Air Pollutants for Secondary Aluminum Production.

(70) Reserved.

(71) Reserved.

(72) Subpart UUU – National Emission Standards for Hazardous Air Pollutants for Petroleum Refineries: Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units.

(73) Subpart VVV – National Emission Standards for Hazardous Air Pollutants: Publicly Owned Treatment Works.

(74) Reserved.

(75) Subpart XXX – National Emission Standards for Hazardous Air Pollutants for Ferroalloys Production: Ferromanganese and Silicomanganese.

(76) Reserved.

(77) Reserved.

(78) Subpart AAAA – National Emission Standards for Hazardous Air Pollutants: Municipal Solid Waste Landfills.

(79) Reserved.

(80) Subpart CCCC – National Emission Standards for Hazardous Air Pollutants: Nutritional Yeast.

(81) Subpart DDDD – National Emission Standards for Hazardous Air Pollutants: Plywood and Composite Wood Products.

(82) Subpart EEEE – National Emission Standards for Hazardous Air Pollutants: Organic Liquids Distribution (Non-Gasoline).

(83) Subpart FFFF – National Emission Standards for Hazardous Air Pollutants: Miscellaneous Organic Chemical Manufacturing.

(84) Subpart GGGG – National Emission Standards for Hazardous Air Pollutants: Solvent Extraction for Vegetable Oil Production.

(85) Subpart HHHH – National Emission Standards for Hazardous Air Pollutants for Wet-Formed Fiberglass Mat Production.

(86) Subpart IIII – National Emission Standards for Hazardous Air Pollutants: Surface Coating of Automobiles and Light-Duty Trucks.

(87) Subpart JJJJ – National Emission Standards for Hazardous Air Pollutants: Paper and Other Web Coating.

(88) Subpart KKKK – National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Cans.

- (89) Reserved.
- (90) Subpart MMMM – National Emission Standards for Hazardous Air Pollutants for Surface Coating of Miscellaneous Metal Parts and Products.
- (91) Subpart NNNN – National Emission Standards for Hazardous Air Pollutants: Surface Coating of Large Appliances.
- (92) Subpart OOOO – National Emission Standards for Hazardous Air Pollutants: Printing, Coating, and Dyeing of Fabrics and Other Textiles.
- (93) Subpart PPPP – National Emission Standards for Hazardous Air Pollutants for Surface Coating of Plastic Parts and Products.
- (94) Subpart QQQQ – National Emission Standards for Hazardous Air Pollutants: Surface Coating of Wood Building Products.
- (95) Subpart RRRR – National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Furniture.
- (96) Subpart SSSS – National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Coil.
- (97) Reserved.
- (98) Reserved.
- (99) Subpart VVVV – National Emission Standards for Hazardous Air Pollutants for Boat Manufacturing.
- (100) Subpart WWWW – National Emission Standards for Hazardous Air Pollutants: Reinforced Plastic Composites Production.
- (101) Subpart XXXX – National Emission Standards for Hazardous Air Pollutants: Rubber Tire Manufacturing.
- (102) Subpart YYYY – National Emission Standards for Hazardous Air Pollutants for Stationary Combustion Turbines.
- (103) Subpart ZZZZ – National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.
- (104) Subpart AAAAA – National Emission Standards for Hazardous Air Pollutants for Lime Manufacturing Plants.
- (105) Subpart BBBB – National Emission Standards for Hazardous Air Pollutants for Semiconductor Manufacturing.
- (106) Subpart CCCC – National Emission Standards for Hazardous Air Pollutants for Coke Ovens: Pushing, Quenching, and Battery Stacks.

(107) ~~Subpart DDDDD – National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers and Process Heaters.~~ Reserved.

(108) Subpart EEEEE – National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries.

(109) Subpart FFFFF – National Emission Standards for Hazardous Air Pollutants for Integrated Iron and Steel Manufacturing Facilities.

(110) Subpart GGGGG – National Emission Standards for Hazardous Air Pollutants: Site Remediation.

(111) Subpart HHHHH – National Emission Standards for Hazardous Air Pollutants: Miscellaneous Coating Manufacturing.

(112) Subpart IIIII – National Emission Standards for Hazardous Air Pollutants: Mercury Emissions From Mercury Cell Chlor-Alkali Plants.

(113) ~~Subpart JJJJJ – National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing.~~ Reserved.

(114) ~~Subpart KKKKK – National Emission Standards for Hazardous Air Pollutants for Clay Ceramics Manufacturing.~~ Reserved.

(115) Subpart LLLLL – National Emission Standards for Hazardous Air Pollutants: Asphalt Processing and Asphalt Roofing Manufacturing.

(116) Reserved.

(117) Subpart NNNNN – National Emission Standards for Hazardous Air Pollutants: Hydrochloric Acid Production.

(118) Reserved.

(119) Subpart PTTTT – National Emission Standards for Hazardous Air Pollutants for Engine Test Cells/Standards.

(120) Subpart QQQQQ – National Emission Standards for Hazardous Air Pollutants for Friction Materials Manufacturing Facilities

(121) Subpart RRRRR – National Emission Standards for Hazardous Air Pollutants: Taconite Iron Ore Processing.

(122) Reserved.

(123) Subpart TTTTT – National Emission Standards for Hazardous Air Pollutants for Primary Magnesium Refining.

(124) Reserved.

(125) Reserved.

(126) Reserved.

(127) Reserved.

(128) Reserved.

(129) Reserved.

(130) Reserved.

(131) Reserved.

(132) Reserved.

(133) Subpart DDDDDD – National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production Area Sources.

(134) Subpart EEEEEEE – National Emission Standards for Hazardous Air Pollutants for Primary Copper Smelting Area Sources.

(135) Subpart FFFFFFFF – National Emission Standards for Hazardous Air Pollutants for Secondary Copper Smelting Area Sources.

(136) Subpart GGGGGG – National Emission Standards for Hazardous Air Pollutants for Primary Nonferrous Metals Area Sources – Zinc, Cadmium, and Beryllium.

Author: Richard E. Grusnick.

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: November 23, 1995.

Amended: November 21, 1996; September 25, 1997; March 27, 1998; November 19, 1998; July 15, 1999; January 13, 2000; September 7, 2000; March 14, 2002; October 3, 2002; April 3, 2003; October 2, 2003; March 22, 2005; December 12, 2005; July 11, 2006; April 3, 2007; January 22, 2008; [XXXXXX, 2008](#).

335-3-11-.07 Appendices to 40 CFR 63.

(1) Appendix A - Test Methods.

(2) Appendix B - Sources Defined for Early Reduction Provisions.

(3) Appendix C - Determination of the Fraction Biodegraded (F_{bio}) in a Biological Treatment Unit.

(4) Appendix D - Alternative Validation Procedure for EPA Waste and Wastewater Methods.

(5) Appendix E – Monitoring Procedure for Nonthoroughly Mixed Open Biological Treatment System Systems at Kraft Pulp Mills Under Unsafe Sampling Conditions.

Author: Richard E. Grusnick.

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: November 23, 1995.

Amended: November 21, 1996; September 25, 1997; November 19, 1998; July 15, 1999; January 13, 2000; March 14, 2002.

**ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
AIR DIVISION - AIR POLLUTION CONTROL PROGRAM**

**CHAPTER 335-3-11A
CONSOLIDATED FEDERAL AIR RULE
REGARDING NEW SOURCE PERFORMANCE STANDARDS AND
NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS**

TABLE OF CONTENTS

335-3-11A-.01 General
335-3-11A-.02 Designated Emission Standards
335-3-11A-.03 Word or Phrase Substitutions

335-3-11A-.01 General.

(1) The Environmental Protection Agency Regulations designated in rule 335-3-11A-.02 are incorporated by reference as they exist in 40 CFR 65 (2009), [72 FR 48938 \[08/27/07; amendments to Subpart A\]](#) and [72 FR 73625 \[12/28/07; amendments to Subpart A\]](#), as amended by the word or phrase substitutions given in rule 335-3-11A-.03, except for the provisions found in 65.14, which are excluded. References for specific documents containing the complete text of subject regulations are given in Appendix C to these Regulations. Authorities that are not delegable to the state are also listed in Appendix C.

(a) The materials incorporated by reference are available for purchase and inspection at the Department's offices at 1400 Coliseum Boulevard, Montgomery, Alabama 36110.

(2) In the event of any conflict between the regulations contained in this chapter and regulations contained in other chapters, the more stringent regulations will take precedence.

(3) Definitions. For purposes of this chapter, the definitions listed in 40 CFR 65.2, Subpart A will apply in rule 335-3-11A-.02.

Author: Ronald W. Gore.

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: March 14, 2002.

Amended: October 2, 2003; [XXXXXX, 2008](#).

335-3-11A-.02 Designated Emission Standards.

(1) Subpart A – General Provisions.

- (2) Subpart B – Reserved.
- (3) Subpart C – Storage Vessels.
- (4) Subpart D – Process Vents.
- (5) Subpart E – Transfer Racks.
- (6) Subpart F – Equipment Leaks.

(7) Subpart G – Closed Vent Systems, Control Devices, and Routing to a Fuel Gas System or a Process.

Author: Ronald W. Gore.

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: March 14, 2002.

Amended: [XXXXXX, 2008.](#)

335-3-11A-.03 Word or Phrase Substitutions. In all of the standards designated in rule 335-3-11A-.02 substitute:

(a) Director for Administrator.

(b) Department for U. S. Environmental Protection Agency (except in references).

Author: Ronald W. Gore.

Statutory Authority: Code of Alabama 1975, §§22-28-14, 22-22A-5, 22-22A-6, 22-22A-8, and 41-22-9.

History: Effective Date: March 14, 2002.

Amended:

APPENDIX C**Environmental Protection Agency Regulations
Reference Documents****Cross Referenced to ADEM Rules and Regulations****New Source Performance Standards
National Emission Standards For Hazardous Air Pollutants**

The complete text of all finalized EPA regulations incorporated into these regulations is located in the documents listed below. Amendments, revisions, or clarifications of EPA regulations which have been codified in the CFR, as well as of finalized regulations which have not yet been codified, are not included in this listing and interested parties are advised to consult the Federal Register for such amendments or revisions. The exceptions listed below are identified by EPA as nondelegable to the States.

ADEM Chapter 335-3-10	40 CFR Part 60	Exceptions
335-3-10-.02(1) Subpart A	Subpart A	§60.8(b)(2) §60.8(b)(3) §60.11(e)(7) §60.11(e)(8) §60.13(g) §60.13(i) §60.13(j)(2)
335-3-10-.02(2)Subpart D	Subpart D	
335-3-10-.02(2)(a) Subpart Da	Subpart Da	§60.45a
335-3-10-.02(2)(b) Subpart Db	Subpart Db	§60.44b(f) §60.44b(g) §60.49b(a)(4)
335-3-10-.02(2)(c) Subpart Dc	Subpart Dc	§60.48c(a)(4)
335-3-10-.02(3) Subpart E	Subpart E	
335-3-10-.02(3)(a) Subpart Ea	Subpart Ea	
335-3-10-.02(3)(b) Subpart Eb	Subpart Eb	
335-3-10-.02(3)(c) Subpart Ec	Subpart Ec	§60.56c(i)
335-3-10-.02(4) Subpart F	Subpart F	

ADEM Chapter 335-3-10	40 CFR Part 60	Exceptions
335-3-10-.02(5) Subpart G	Subpart G	
335-3-10-.02(6) Subpart H	Subpart H	
335-3-10-.02(7) Subpart I	Subpart I	
335-3-10-.02(8) Subpart J	Subpart J	§60.105(a)(13)(iii) §60.106(i)(12)
335-3-10-.02(9) Subpart K	Subpart K	
335-3-10-.02(9)(a) Subpart Ka	Subpart Ka	§60.114a
335-3-10-.02(9)(b) Subpart Kb	Subpart Kb	§60.111b(f)(4) §60.114(b) §60.116(e)(3)(iii) §60.116(e)(3)(iv) §60.116b(f)(2)(iii)
335-3-10-.02(12) Subpart L	Subpart L	
335-3-10-.02(13) Subpart M	Subpart M	
335-3-10-.02(14) Subpart N	Subpart N	
335-3-10-.02(14)(a) Subpart Na	Subpart Na	
335-3-10-.02(15) Subpart O	Subpart O	§60.153(e)
335-3-10-.02(16) Subpart P	Subpart P	
335-3-10-.02(17) Subpart Q	Subpart Q	
335-3-10-.02(18) Subpart R	Subpart R	
335-3-10-.02(19) Subpart S	Subpart S	
335-3-10-.02(20) Subpart T	Subpart T	
335-3-10-.02(21) Subpart U	Subpart U	
335-3-10-.02(22) Subpart V	Subpart V	
335-3-10-.02(23) Subpart W	Subpart W	
335-3-10-.02(24) Subpart X	Subpart X	
335-3-10-.02(25) Subpart Y	Subpart Y	
335-3-10-.02(26) Subpart Z	Subpart Z	
335-3-10-.02(27) Subpart AA	Subpart AA	
335-3-10-.02(27)(a) Subpart AAa	Subpart AAa	
335-3-10-.02(28) Subpart BB	Subpart BB	
335-3-10-.02(29) Subpart CC	Subpart CC	
335-3-10-.02(30) Subpart DD	Subpart DD	

ADEM Chapter 335-3-10	40 CFR Part 60	Exceptions
335-3-10-.02(31) Subpart EE	Subpart EE	§60.316(d)
335-3-10-.02(32) Subpart FF	Subpart FF	
335-3-10-.02(33) Subpart GG	Subpart GG	§60.334(b)(2) §60.335(f)(1)
335-3-10-.02(34) Subpart HH	Subpart HH	
335-3-10-.02(35) Subpart II	Reserved	
335-3-10-.02(36) Subpart JJ	Reserved	
335-3-10-.02(37) Subpart KK	Subpart KK	
335-3-10-.02(38) Subpart LL	Subpart LL	
335-3-10-.02(39) Subpart MM	Subpart MM	
335-3-10-.02(40) Subpart NN	Subpart NN	
335-3-10-.02(41) Subpart OO	Reserved	
335-3-10-.02(42) Subpart PP	Subpart PP	
335-3-10-.02(43) Subpart QQ	Subpart QQ	
335-3-10-.02(44) Subpart RR	Subpart RR	§60.446(c)
335-3-10-.02(45) Subpart SS	Subpart SS	§60.456(d)
335-3-10-.02(46) Subpart TT	Subpart TT	§60.466(d)
335-3-10-.02(47) Subpart UU	Subpart UU	§60.474(g)
335-3-10-.02(48) Subpart VV	Subpart VV	§60.482-1(c)(2) §60.484
335-3-10-.02(48)(a) Subpart VVa	Subpart VVa	
335-3-10-.02(49) Subpart WW	Subpart WW	§60.496(c)
335-3-10-.02(50) Subpart XX	Subpart XX	§60.502(e)(6)
335-3-10-.02(51) Subpart YY	Reserved	
335-3-10-.02(52) Subpart ZZ	Reserved	
335-3-10-.02(53) Subpart AAA	Reserved	
335-3-10-.02(54) Subpart BBB	Subpart BBB	§60.543(c)(2)(ii)(B)
335-3-10-.02(55) Subpart CCC	Reserved	
335-3-10-.02(56) Subpart DDD	Subpart DDD	§60.562-2(c)
335-3-10-.02(57) Subpart EEE	Reserved	
335-3-10-.02(58) Subpart FFF	Subpart FFF	
335-3-10-.02(59) Subpart GGG	Subpart GGG	
335-3-10-.02(59)(a) Subpart GGGa	Subpart GGGa	

ADEM Chapter 335-3-10	40 CFR Part 60	Exceptions
335-3-10-.02(60) Subpart HHH	Subpart HHH	
335-3-10-.02(61) Subpart III	Subpart III	§60.613(e)
335-3-10-.02(62) Subpart JJJ	Subpart JJJ	
335-3-10-.02(63) Subpart KKK	Subpart KKK	
335-3-10-.02(64) Subpart LLL	Subpart LLL	
335-3-10-.02(65) Subpart MMM	Reserved	
335-3-10-.02(66) Subpart NNN	Subpart NNN	§60.663(e)
335-3-10-.02(67) Subpart OOO	Subpart OOO	
335-3-10-.02(68) Subpart PPP	Subpart PPP	
335-3-10-.02(69) Subpart QQQ	Subpart QQQ	
335-3-10-.02(70) Subpart RRR	Subpart RRR	§60.703(e)
335-3-10-.02(71) Subpart SSS	Subpart SSS	§60.711(a)(16) §60.713(b)(1)(i) §60.713(b)(1)(ii) §60.713(b)(5)(i) §60.713(d) §60.715(a) §60.716
335-3-10-.02(72) Subpart TTT	Subpart TTT	§60.723(b)(1) §60.723(b)(2)(i)(C) §60.723(b)(2)(iv) §60.724(e) §60.725(b)
335-3-10-.02(73) Subpart UUU	Subpart UUU	
335-3-10-.02(74) Subpart VVV	Subpart VVV	§60.743(a)(3)(v)(A) §60.743(a)(3)(v)(B) §60.743(e) §60.745(a) §60.746
335-3-10-.02(75) Subpart WWW	Subpart WWW	§60.754(a)(5)
335-3-10-.02(76) Reserved	Reserved	
335-3-10-.02(77) Reserved	Reserved	
335-3-10-.02(78) Reserved	Reserved	

ADEM Chapter 335-3-10	40 CFR Part 60	Exceptions
335-3-10-.02(79) Subpart AAAA	Subpart AAAA	
335-3-10-.02(80) Reserved	Reserved	
335-3-10-.02(81) Subpart CCCC	Subpart CCCC ¹	§60.2025 §60.2115 §60.2100(b)(2)
335-3-10-.02(82) Reserved		
335-3-10-.02(83) Reserved		
335-3-10-.02(84) Reserved		
335-3-10-.02(85) Reserved		
335-3-10-.02(86) Reserved		
335-3-10-.02(87) Subpart IIII	Subpart IIII	
335-3-10-.02(88) Reserved		
335-3-10-.02(89) Subpart KKKK	Subpart KKKK	
335-3-10-.03(1) Appendix A	Appendix A	
335-3-10-.03(2) Appendix B	Appendix B	
335-3-10-.03(3) Appendix F	Appendix F	
ADEM Chapter 335-3-11	40 CFR Part 61	Exceptions
335-3-11-.02(1) Subpart A	Subpart A	§61.04(b) §61.12 §61.13(h) §61.13(i) §61.14(d) §61.14(g)
335-3-11-.02(2) Subpart C	Subpart C	§61.32(b)
335-3-11-.02(3) Subpart D	Subpart D	
335-3-11-.02(4) Subpart E	Subpart E	§61.53(c)(4) §61.55(d)

¹ Approval to alternatives to the emission limitations in Table 1 of Subpart CCCC and operating limits established under §60.2100, as well as, approval of major alternatives to test methods, monitoring, and recordkeeping and reporting are not delegable to the State.

ADEM Chapter 335-3-11	40 CFR Part 61	Exceptions
335-3-11-.02(5) Subpart F	Subpart F	§61.66 §61.67(g)
335-3-11-.02(9) Subpart J	Subpart J	§61.112(c)
335-3-11-.02(11) Subpart L	Subpart L	§61.136(d)
335-3-11-.02(12) Subpart M	Subpart M	§61.149(c)(2) §61.150(a)(4) §61.151(c) §61.152(b)(3) §61.154(d) §61.155(a)
335-3-11-.02(13) Subpart N	Subpart N	§61.162(c) §61.163(h) §61.164(a)
335-3-11-.02(14) Subpart O	Subpart O	§61.174(a)
335-3-11-.02(15) Subpart P	Subpart P	
335-3-11-.02(21) Subpart V	Subpart V	§61.242-1(c)(2) §61.244
335-3-11-.02(22) Reserved	Reserved	
335-3-11-.02(23) Reserved	Reserved	
335-3-11-.02(24) Subpart Y	Subpart Y	§61.273
335-3-11-.02(25) Reserved	Reserved	
335-3-11-.02(26) Reserved	Reserved	
335-3-11-.02(27) Subpart BB	Subpart BB	
335-3-11-.02(28) Reserved	Reserved	
335-3-11-.02(29) Reserved	Reserved	
335-3-11-.02(30) Reserved	Reserved	
335-3-11-.02(31) Subpart FF	Subpart FF	§61.353
335-3-11-.03(1) Appendix B	Appendix B	

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(1) Subpart A	Subpart A	§63.6(g) §63.6(h)(9) §63.7(e)(2)(ii) §63.7(f) §63.8(f) §63.10(f)
335-3-11-.06(2) Subpart B	Subpart B	
335-3-11-.06(3) Subpart D	Subpart D	
335-3-11-.06(4) Reserved	Reserved	
335-3-11-.06(5) Subpart F	Subpart F ²	See Footnote
335-3-11-.06(6) Subpart G	Subpart G ³	See Footnote
335-4-11-.06(7) Subpart H	Subpart H ⁴	See Footnote

² The following are not delegable: (1) Approval of alternatives to requirements in §§ 63.100, 63.102, and 63.104. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

³ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.110, 63.112 through 63.113, 63.119, 63.126, 63.132 through 63.140, 63.148 through 63.149, and 63.150(i)(1) through (4). Follow the requirements in § 63.121 to request permission to use an alternative means of emission limitation for storage vessels. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. Where these standards reference another subpart and modify the requirements, the requirements shall be modified as described in this subpart. Delegation of the modified requirements will also occur according to the delegation provisions of the referenced subpart. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(8) Subpart I	Subpart I ⁵	See Footnote
335-3-11-.06(9) Reserved	Reserved	
335-3-11-.06(10) Reserved	Reserved	
335-3-11-.06(11) Subpart L	Subpart L ⁶	See Footnote
335-3-11-.06(12) Subpart M	Subpart M ⁷	See Footnote

⁴ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.160, 63.162 through 63.176, 63.178 through 63.179. Follow the applicable procedures of § 63.177 to request an alternative means of emission limitation for batch processes and enclosed-vented process units. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. Where these standards reference another subpart and modify the requirements, the requirements shall be modified as described in this subpart. Delegation of the modified requirements will also occur according to the delegation provisions of the referenced subpart. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁵ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.190 and 63.192(a) through (b), (e), and (h) through (j). Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁶ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.300 and 63.302 through 63.308 (except the authorities in 63.306(a)(2) and (d)). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of any changes to section 2 of Method 303 in appendix A of this part. (4) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (5) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁷ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.320 and 63.322(a) through (j). Follow the requirements

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(13) Subpart N	Subpart N ⁸	See Footnote
335-3-11-.06(14) Subpart O	Subpart O ⁹	See Footnote
335-3-11-.06(15) Reserved	Reserved	
335-3-11-.06(16) Subpart Q	Subpart Q ¹⁰	See Footnote
335-3-11-.06(17) Subpart R	Subpart R ¹¹	See Footnote

in § 63.325 to demonstrate that alternative equipment or procedures are equivalent to the requirements of § 63.322. (2) Approval of major alternatives to test methods under 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁸ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.340, 63.342(a) through (e) and (g), and 63.343(a). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁹ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.360 and 63.362. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

¹⁰ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.400 and 63.402 through 63.403. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

¹¹ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.420, 63.422 through 63.423, and 63.424. Any owner or operator requesting to use an alternative means of emission limitation for storage vessels covered by § 63.423 must follow the procedures in § 63.426. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(18) Subpart S	Subpart S ¹²	See Footnote
335-3-11-.06(19) Subpart T	Subpart T ¹³	See Footnote
335-3-11-.06(20) Subpart U	Subpart U ¹⁴	See Footnote

alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart, and any alternatives to § 63.427(a)(1) through (4) per § 63.427(a)(5). (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

¹² The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.440, 63.443 through 63.447 and 63.450. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. (2) Approval of alternatives to using §§ 63.457(b)(5)(iii), 63.457(c)(5)(ii) through (iii), and 63.257(c)(5)(ii), and any major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of alternatives using § 64.453(m) and any major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

¹³ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.460, 63.462(a) through (d), and 63.463 through 63.464 (except for the authorities in § 63.463(d)(9)). Use the procedures in § 63.469 to request the use of alternative equipment or procedures. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

¹⁴ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.480 through 63.481, 63.483(a) through (c), 63.484, 63.485(a) through (k), (m), through (s), (u), 63.486 through 63.487, 63.488(a), (b)(1) through (4), (5)(iv) through (v), (6) through (7), (c) through (i), 63.493 through 63.494, 63.500(a)(1) through (3), (b), 63.501, 63.502(a) through (f), (i), (k) through (m), and 63.503. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. Where these standards reference another subpart and modify the requirements, the requirements shall be modified as described in this subpart. Delegation of the modified requirements will also occur according to the delegation provisions of the referenced subpart. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(21) Reserved	Reserved	
335-3-11-.06(22) Subpart W	Subpart W ¹⁵	See Footnote
335-3-11-.06(23) Subpart X	Subpart X ¹⁶	See Footnote
335-3-11-.06(24) Subpart Y	Subpart Y ¹⁷	See Footnote
335-3-11-.06(25) Reserved	Reserved	
335-3-11-.06(26) Subpart AA	Subpart AA ¹⁸	See Footnote

subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

¹⁵ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.520, 63.521, 63.523, and 63.524. Where these standards reference another rule, the cited provisions in that rule will be delegated according to the delegation provisions of that rule. (2) Approval of major alternatives to test methods for under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

¹⁶ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.541, 63.543 through 63.544, 63.545(a) and (c) through (e), and 63.546. (2) Approval of major alternatives to test methods for under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

¹⁷ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.560 and 63.562(a) through (d). (2) Approval of major alternatives to test methods for under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

¹⁸ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.600, 63.602 through 63.604, and 63.609 through 63.610. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(27) Subpart BB	Subpart BB ¹⁹	See Footnote
335-3-11-.06(28) Subpart CC	Subpart CC ²⁰	See Footnote
335-3-11-.06(29) Subpart DD	Subpart DD ²¹	See Footnote
335-3-11-.06(30) Subpart EE	Subpart EE ²²	See Footnote

and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

¹⁹ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.620, 63.622 through 63.624, and 63.629 through 63.631. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

²⁰ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.640, 63.642(g) through (l), 63.643, and 63.646 through 63.652. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. Where these standards reference another subpart and modify the requirements, the requirements shall be modified as described in this subpart. Delegation of the modified requirements will also occur according to the delegation provisions of the referenced subpart. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

²¹ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.680, 63.683 through 63.691, and 63.693. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

²² The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.701 and 63.703. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f),

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(31) Reserved	Reserved	
335-3-11-.06(32) Subpart GG	Subpart GG ²³	See Footnote
335-3-11-.06(33) Subpart HH	Subpart HH ²⁴	See Footnote
335-3-11-.06(34) Subpart II	Subpart II ²⁵	See Footnote
335-3-11-.06(35) Subpart JJ	Subpart JJ ²⁶	See Footnote

as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

²³ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.741, 63.743, 63.744(a)(3), (b) through (e), 63.745 through 63.748, and 63.649(a). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

²⁴ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.760, 63.764 through 63.766, 63.769, 63.771, and 63.777. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

²⁵ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.780 through 63.781, and 63.783 through 63.784. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

²⁶ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.800, 63.802, and 63.803(a)(1), (b), (c) introductory text, and (d) through (l). (2) Approval of alternatives to the monitoring and compliance requirements in §§ 63.804(f)(4)(iv)(D) and (E), 63.804(g)(4)(iii)(C), 63.804(g)(4)(vi), and 63.804(g)(6)(vi). (3) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart, as well as approval of any alternatives to the specific test methods under §§ 63.805(a), 63.805(d)(2)(v), and 63.805(e)(1). (4) Approval of major

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(36) Subpart KK	Subpart KK ²⁷	See Footnote
335-3-11-.06(37) Reserved	Reserved	
335-3-11-.06(38) Subpart MM	Subpart MM ²⁸	See Footnote
335-3-11-.06(39) Reserved	Reserved	
335-3-11-.06(40) Subpart OO	Subpart OO ²⁹	See Footnote
335-3-11-.06(41) Subpart PP	Subpart PP ³⁰	See Footnote

alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (5) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

²⁷ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.820 through 63.821 and 63.823 through 63.826. (2) Approval of alternatives to the test method for organic HAP content determination in § 63.827(b) and alternatives to the test method for volatile matter in § 63.827(c), and major alternatives to other test methods under § 63.7(e)((2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in defined in § 63.90, and as required in this subpart.

²⁸ The following are not delegable: (1) Pursuant to §63.6(g), approval of alternatives to standards in §63.862. (2) Pursuant to §63.7(e)(2)(ii) and (f) and as defined in §63.90, approval of major alternatives to test methods. (3) Pursuant to §63.8(f) and as defined in §63.90, approval of major alternatives to monitoring. (4) Pursuant to §63.10(f) and as defined in §63.90, approval of major alternatives to recordkeeping and reporting.

²⁹ The following are not delegable: (1) Approval of alternatives to the requirements in § 63.900 and 63.902. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

³⁰ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.920 and 63.922 through 63.924. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(42) Subpart QQ	Subpart QQ ³¹	See Footnote
335-3-11-.06(43) Subpart RR	Subpart RR ³²	See Footnote
335-3-11-.06(44) Subpart SS	Subpart SS ³³	See Footnote
335-3-11-.06(45) Subpart TT	Subpart TT ³⁴	See Footnote

monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

³¹ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.940, 63.942, and 63.943. Where these standards reference subpart DD, the cited provisions will be delegated according to the delegation provisions of subpart DD. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

³² The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.960 and 63.962. Where these standards reference subpart DD, the cited provisions will be delegated according to the delegation provisions subpart DD of this part. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

³³ The following are not delegable: (1) Approval of alternatives to the non-opacity emissions standards in § 63.983(a) and (d), 63.984, 63.985(a), 63.986(a), 63.987 (a), 63.988(a), 63.990(a), 63.993(a), 63.994(a), and 63.995(a) under § 63.6(g). Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. (2) Reserved. (3) Approval of major changes to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (4) Approval of major changes to monitoring under § 63.8(f) and as defined in § 63.90. (5) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

³⁴ The following are not delegable: (1) Approval of alternatives to the non-opacity emissions standards in § 63.1003 through 63.1015, under § 63.6(g). Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. (2) Reserved. (3) Approval of major changes to test methods

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(46) Subpart UU	Subpart UU ³⁵	See Footnote
335-3-11-.06(47) Subpart VV	Subpart VV ³⁶	See Footnote
335-3-11-.06(48) Subpart WW	Subpart WW ³⁷	See Footnote
335-3-11-.06(49) Subpart XX	Subpart XX ³⁸	See Footnote

under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (4) Approval of major changes to monitoring under § 63.8(f) and as defined in § 63.90. (5) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

³⁵ The following are not delegable: (1) Approval of alternatives to the non-opacity emissions standards in § 63.1022 through 63.1034, under § 63.6(g), and the standards for quality improvement programs in § 63.1035. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. (2) Reserved. (3) Approval of major changes to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (4) Approval of major changes to monitoring under § 63.8(f) and as defined in § 63.90. (5) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

³⁶ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1040 and 63.1042 through 63.1045. Where these standards reference subpart DD, the cited provisions will be delegated according to the delegation provisions of subpart DD of this part. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

³⁷ The following are not delegable: (1) Approval of alternatives to the non-opacity emissions standards in §§ 63.1062 and 63.1063(a) and (b) for alternative means of emission limitation, under § 63.6(g). (2) Reserved. (3) Approval of major changes to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (4) Approval of major changes to monitoring under § 63.8(f) and as defined in § 63.90. (5) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

³⁸ The following are not delegable: (1) Approval of alternatives to the non-opacity emissions standards in §§ 63.1085, 63.1086 and 63.1095 under § 63.6(g). Where these standards reference another subpart, the cited provisions will be delegated provisions of the referenced subpart. (2) Reserved. (3) Approval of major changes to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (4) Approval of major changes to monitoring under

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(50) Subpart YY	Subpart YY ³⁹	See Footnote
335-3-11-.06(51) Reserved	Reserved	
335-3-11-.06(52) Reserved	Reserved	
335-3-11-.06(53) Reserved	Reserved	
335-3-11-.06(54) Subpart CCC	Subpart CCC ⁴⁰	See Footnote
335-3-11-.06(55) Subpart DDD	Subpart DDD ⁴¹	See Footnote

§ 63.90. (5) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

³⁹ The following are not delegable: (1) Approval of alternatives to the non-opacity emissions standards in § 63.1103(a)(3), (b)(3) through (5), (c)(3), (d)(3), (e)(3), (f)(3), (g)(3) and (4), and (h)(3) under § 63.6(g). Follow the requirements in § 63.1113 to request permission to use an alternative means of emission limitation. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. (2) Reserved. (3) Approval of major changes to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (4) Approval of major changes to monitoring under § 63.8(f) and as defined in § 63.90. (5) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁴⁰ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1155, 63.1157 through 63.1159, and 63.1160(a). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of any alternative measurement methods for HCl and CL₂ to those specified in § 63.1161(d)(1). (4) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (5) Approval of any alternative monitoring requirements to those specified in §§ 63.1162(a)(2) through (5) and 63.1162(b)(1) through (3). (6) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart. (7) Waiver of recordkeeping requirements specified in § 63.1165. (8) Approval of an alternative schedule for conducting performance tests to the requirement specified in § 63.1162 (a)(1).

⁴¹ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1177 through 63.1180. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(56) Subpart EEE	Subpart EEE ⁴²	See Footnote
335-3-11-.06(57) Reserved	Reserved	
335-3-11-.06(58) Subpart GGG	Subpart GGG ⁴³	See Footnote
335-3-11-.06(59) Subpart HHH	Subpart HHH ⁴⁴	See Footnote
335-3-11-.06(60) Subpart III	Subpart III ⁴⁵	See Footnote

⁴² The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1200, 63.1203 through 63.1205, and 63.1206(a). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁴³ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1250 and 63.1252 through 63.1256. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁴⁴ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1270, 63.1274 through 63.1275, 63.1281, and 63.1287. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁴⁵ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1290, 63.1291, 63.1293 through 63.1301, and 63.1305. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of alternatives to the specific monitoring requirements of § 63.1303(b)(5). (5) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(61) Subpart JJJ	Subpart JJJ ⁴⁶	See Footnote
335-3-11-.06(62) Reserved	Reserved	
335-3-11-.06(63) Subpart LLL	Subpart LLL ⁴⁷	See Footnote
335-3-11-.06(64) Subpart MMM	Subpart MMM ⁴⁸	See Footnote

⁴⁶ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1310 through 63.1311, 63.1313 through 63.1315(a)(1) through (9), (11) through (18), (b) through (e), 63.1316, 63.1321 through 63.1322, 63.1323(a), (b)(1) through (4), (b)(5)(iv) through (v), (b)(6) through (7), (c) through (j), and 63.1328 through 63.1332. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. Where these standards reference another subpart and modify the requirements, the requirements shall be modified as described in this subpart. Delegation of the modified requirements will also occur according to the delegation provisions of the referenced subpart. (2) Approval of major alternatives to test methods for under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁴⁷ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1340, 63.1342 through 63.1348, and 63.1351. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁴⁸ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1360 and 63.1362 through 63.1364. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. Where these standards reference another subpart and modify the requirements, the requirements shall be modified as described in this subpart. Delegation of the modified requirements will also occur according to the delegation provisions of the referenced subpart. (2) Approval of major alternatives to test methods for under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(65) Subpart NNN	Subpart NNN ⁴⁹	See Footnote
335-3-11-.06(66) Subpart OOO	Subpart OOO ⁵⁰	See Footnote
335-3-11-.06(67) Subpart PPP	Subpart PPP ⁵¹	See Footnote
335-3-11-.06(68) Reserved	Reserved	
335-3-11-.06(69) Subpart RRR	Subpart RRR ⁵²	See Footnote

⁴⁹ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1380, 63., and 63.1387. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁵⁰ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1400 through 63.1401 and 63.1404 through 63.1410. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the reference subpart. Where these standards reference another subpart and modify the requirements, the requirements shall be modified as described in this subpart. Delegation of the modified requirements will also occur according to the delegation provisions of the referenced subpart. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁵¹ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1420, 63.1422, 63.1424 through 63.1428, and 63.1432 through 63.1436. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. Where these standards reference another subpart and modify the requirements, the requirements shall be modified as described in this subpart. Delegation of the modified requirements will also occur according to the delegation provisions of the referenced subpart. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁵² The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1500 through 63.1501 and 63.1505 through 63.1506. (2) Approval of major alternatives to test methods for under § 63.7(e)(2)(ii) and

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(70) Reserved	Reserved	
335-3-11-.06(71) Reserved	Reserved	
335-3-11-.06(72) Subpart UUU	Subpart UUU ⁵³	See Footnote
335-3-11-.06(73) Subpart VVV	Subpart VVV ⁵⁴	See Footnote
335-3-11-.06(74) Reserved	Reserved	
335-3-11-.06(75) Subpart XXX	Subpart XXX ⁵⁵	See Footnote
335-3-11-.06(76) Reserved	Reserved	
335-3-11-.06(77) Reserved	Reserved	
335-3-11-.06(78) Subpart AAAA	Subpart AAAA ⁵⁶	See Footnote

(f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁵³ The following are not delegable: (1) Approval of alternatives to the non-opacity emission limitations and work practice standards in §§63.1564 through 63.1569 under §63.6(g). (2) Approval of alternative opacity emission limitations in §§63.1564 through 63.1569 under §63.6(h)(9). (3) Approval of major alternatives to test methods under §63.7(e)(2)(ii) and (f) and as defined in §63.90. (4) Approval of major alternatives to monitoring under §63.8(f) and as defined in §63.90. (5) Approval of major alternatives to recordkeeping and reporting under §63.10(f) and as defined in §63.90.

⁵⁴ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1580, 63.1583 through 63.1584, and 63.1586 through 63.1587. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

⁵⁵ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.1650 and 63.1652 through 63.1654. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart. (3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(79) Reserved	Reserved	
335-3-11-.06(80) Subpart CCCC	Subpart CCCC	
335-3-11-.06(81) Subpart DDDD	Subpart DDDD ⁵⁷	See Footnote
335-3-11-.06(82) Subpart EEEE	Subpart EEEE ⁵⁸	See Footnote
335-3-11-.06(83) Subpart FFFF	Subpart FFFF ⁵⁹	See Footnote
335-3-11-.06(84) Subpart GGGG	Subpart GGGG	
335-3-11-.06(85) Subpart HHHH	Subpart HHHH ⁶⁰	See Footnote

⁵⁶ The following is not delegable: Approval of alternatives to the standards in §63.1955.

⁵⁷ The following is not delegable: (1) Approval of alternatives to the compliance options, operating requirements, and work practice requirements in §§ 63.2240 and 63.2241 as specified in § 63.6(g). For the purposes of delegation authority under 40 CFR part 63, subpart E, "compliance options" represent "emission limits"; "operating requirements" represent "operating limits"; and "work practice requirements" represent "work practice standards." (2) Approval of major alternatives to test methods as specified in § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring as specified in § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting as specified in § 63.10(f) and as defined in § 63.90. (5) Approval of PCWP sources demonstrations of eligibility for the low-risk subcategory developed according to appendix B of this subpart.

⁵⁸ The following are not delegable: (1) Approval of alternatives to the non-opacity emission limitations, operating limits, and work practice standards in § 63.2346(a) through (c) under § 63.6(g). (2) Approval of major ~~alternatives changes~~ to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major ~~alternatives changes~~ to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major ~~alternatives changes~~ to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁵⁹ The following are not delegable: (1) Approval of alternatives to the non-opacity emission limits and work practice standards in § 63.2450(a) under § 63.6(g). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁶⁰ The following are not delegable: (1) The authority under § 63.6(g) to approve alternatives to the emission limits in §63.2983 and operating limits in § 63.2984. (2) The authority under § 63.7(e)(2)(ii) and (f) to approve of major alternatives (as defined in § 63.90) to the test methods in § 63.2993. (3) The

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(86) Subpart IIII	Subpart IIII ⁶¹	See Footnote
335-3-11-.06(87) Subpart JJJJ	Subpart JJJJ ⁶²	See Footnote
335-3-11-.06(88) Subpart KKKK	Subpart KKKK ⁶³	See Footnote
335-3-11-.06(89) Reserved	Reserved	
335-3-11-.06(90) Subpart MMMM	Subpart MMMM ⁶⁴	See Footnote
335-3-11-.06(91) Subpart NNNN	Subpart NNNN ⁶⁵	See Footnote

authority under § 63.8(f) to approve major alternatives (as defined in § 63.90) to the monitoring requirements in §§ 63.2996 and 63.2997. (4) The authority under § 63.10(f) to approve major alternatives (as defined in § 63.90) to recordkeeping, notification, and reporting requirements in §§ 63.2998 through 63.3000.

⁶¹ The following are not delegable: (1) Approval of alternatives to the work practice standards in § 63.3094 under § 63.6(g). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁶² The following are not delegable: (1) § 63.3360(c), approval of alternate test method for organic HAP content determination; (2) § 63.3360(d), approval of alternate test method for volatile matter determination.

⁶³ The following are not delegable: (1) Approval of alternatives to the work practice standards in § 63.3493. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁶⁴ The following are not delegable: (1) Approval of alternatives to the requirements in § 63.3881 through 3883 and § 63.3890 through 3893. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁶⁵ The following are not delegable: (1) Approval of alternatives to the work practice standards in § 63.4093 under § 63.6(g). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(92) Subpart OOOO	Subpart OOOO ⁶⁶	See Footnote
335-3-11-.06(93) Subpart PPPP	Subpart PPPP ⁶⁷	See Footnote
335-3-11-.06(94) Subpart QQQQ	Subpart QQQQ ⁶⁸	See Footnote
335-3-11-.06(95) Subpart RRRR	Subpart RRRR ⁶⁹	See Footnote
335-3-11-.06(96) Subpart SSSS	Subpart SSSS ⁷⁰	See Footnote
335-3-11-.06(97) Reserved	Reserved	
335-3-11-.06(98) Reserved	Reserved	

⁶⁶ The following are not delegable: (1) Approval of alternatives to the work practice standards in § 63.4293 under § 63.6(g). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁶⁷ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.4481 through 4483 and §§ 63.4490 through 4493. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁶⁸ The following are not delegable: (1) Approval of alternatives to the work practice standards under § 63.4693. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁶⁹ The following are not delegable: (1) Approval of alternatives to the work practice standards in § 63.4893 under § 63.6(g). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁷⁰ The following are not delegable: (1) Approval of alternatives to the emission limitation in §63.5120. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in §63.5160. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.5150. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in §§ 63.5180 and 63.5190.

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(99) Subpart VVVV	Subpart VVVV ⁷¹	§63.5698 §63.5728 §63.5731(a) §63.5734 §63.5740(a) §63.5743 §63.5746(g)
335-3-11-.06(100) Subpart WWWW	Subpart WWWW ⁷²	See Footnote
335-3-11-.06(101) Subpart XXXX	Subpart XXXX ⁷³	See Footnote
335-3-11-.06(102) Subpart YYYY	Subpart YYYY ⁷⁴	See Footnote

⁷¹ The following are also not delegable: Pursuant to § 63.7(e)(2)(ii) and (f), the authority to approve alternatives to the test methods in §§ 63.5719(b), 63.5719(c), 63.5725(d)(1), and 63.5758; pursuant to § 63.8(f), the authority to approve major alternatives to the monitoring requirements in § 63.5725; pursuant to § 63.10(f), the authority to approve major alternatives to the reporting and recordkeeping requirements listed in §§ 63.5764, 63.5767, and 63.5770.

⁷² The following are not delegable: (1) Approval of alternatives to the organic HAP emissions standards in § 63.5805 under § 63.6(g). (2) Approval of major changes to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major changes to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁷³ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.5981 through 63.5984, 63.5986, and 63.5988. (2) Approval of major changes to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major changes to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁷⁴ The following are not delegable: (1) Approval of alternatives to the emission limitations or operating limitations in § 63.6100 under § 63.6(g). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90. (5) Approval of a performance test which was conducted prior to the effective date of the rule to determine outlet formaldehyde concentration as specified in § 63.6110(b).

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(103) Subpart ZZZZ	Subpart ZZZZ ⁷⁵	See Footnote
335-3-11-.06(104) Subpart AAAAA	Subpart AAAAA ⁷⁶	See Footnote
335-3-11-.06(105) Subpart BBBB	Subpart BBBB ⁷⁷	See Footnote
335-3-11-.06(106) Subpart CCCCC	Subpart CCCCC ⁷⁸	See Footnote

⁷⁵ The following are not delegable: (1) Approval of alternatives to the non-opacity emission limitations in § 63.6600 under § 63.6(g). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90. (5) Approval of a performance test which was conducted prior to the effective date of the rule, as specified in § 63.6610(b).

⁷⁶ The following are not delegable: (1) Approval of alternatives to the non-opacity emission limitations in § 63.7090(a). (2) Approval of alternative opacity emission limitations in § 63.7090(a). (3) Approval of alternatives to the operating limits in § 63.7090(b). (4) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (5) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (6) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁷⁷ The following are not delegable: (1) Approval of alternatives to the non-opacity emission limitations in § 63.7184 under § 63.6(g). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and defined in § 63.90.

⁷⁸ The following are not delegable: (1) Approval of alternatives to work practice standards for fugitive pushing emissions in § 63.7291(a) for a by-product coke oven battery with vertical flues, fugitive pushing emissions in § 63.7292(a) for a by-product coke oven battery with horizontal flues, fugitive pushing emissions in § 63.7293 for a non-recovery coke oven battery, soaking for a by-product coke oven battery in § 63.7294(a), and quenching for a coke oven battery in § 63.7295(b) under § 63.6(g). (2) Approval of alternatives opacity emission limitations for a by-product coke oven battery under § 63.6(h)(9). (3) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90, except for alternative procedures in § 63.7334(a)(7). (4) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (5) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90. (6) Approval of the work practice plan for

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(107) Subpart DDDDD <u>Reserved</u>	Subpart DDDDD ⁷⁹ <u>Reserved</u>	See Footnote
335-3-11-.06(108) Subpart EEEEE	Subpart EEEEE ⁸⁰	See Footnote
335-3-11-.06(109) Subpart FFFFF	Subpart FFFFF ⁸¹	See Footnote
335-3-11-.06(110) Subpart GGGGG	Subpart GGGGG ⁸²	See Footnote
335-3-11-.06(111) Subpart HHHHH	Subpart HHHHH ⁸³	See Footnote

by-product coke oven batteries with horizontal flues submitted under § 63.7292(a)(1).

~~⁷⁹ The following are not delegable: (1) Approval of alternatives to the non-opacity emissions limits and work standards in § 63.7500(a) and (b) under § 63.6(g). (2) Approval of alternative opacity emission limits in § 63.7500(a) under § 63.6(h)(9). (3) Approval of major change to test methods in Table 5 to this subpart under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (4) Approval of major change to monitoring under § 63.8(f) and as defined in § 63.90. (5) Approval of major change to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.~~

⁸⁰ The following are not delegable: (1) Approval of alternatives to non-opacity emissions limitations in § 63.7690 and work practice standards in § 63.7700 under § 63.6(g). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁸¹ The following are not delegable: (1) Approval of alternative opacity emission limits in Table 1 to this subpart under § 63.6(h)(9). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90, except for approval of an alternative method for the oil content of the sinter plant feedstock or volatile organic compound measurements for the sinter plant windbox exhaust stream stack as provided in § 63.7824(f). (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁸² The following are not delegable: (1) Approval of alternatives to the non-opacity emissions limitations and work practice standards in this subpart under § 63.6(g). (2) Approval of major changes to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major changes to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(112) Subpart IIIII	Subpart IIIII ⁸⁴	See Footnote
335-3-11-.06(113) Subpart JJJJJ <u>Reserved</u>	Subpart JJJJJ ⁸⁵ <u>Reserved</u>	See Footnote
335-3-11-.06(114) Subpart KKKKK <u>Reserved</u>	Subpart KKKKK ⁸⁶ <u>Reserved</u>	See Footnote
335-3-11-.06(115) Subpart LLLLL	Subpart LLLLL ⁸⁷	See Footnote

⁸³ The following are not delegable: (1) Approval of alternatives to the non-opacity emission limits and work practice standards in § 63.8000(a) under § 63.6(g). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁸⁴ The following are not delegable: (1) Approval of alternatives under § 63.6(g) to the non-opacity emission limitations in § 63.8190 and work practice standards in § 63.8192. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

~~⁸⁵ The following are not delegable: (1) Approval of alternatives to the applicability requirements in §§ 63.8385 and 63.8390, the compliance date requirements in § 63.8395, and the non-opacity emission limitations in § 63.8405. (2) Approval of major changes to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major changes to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.~~

~~⁸⁶ The following are not delegable: (1) Approval of alternatives to the applicability requirements in §§ 63.8535 and 63.8540, the compliance date requirements in § 63.8545, and the non-opacity emission limitations in § 63.8555. (2) Approval of major changes to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major changes to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.~~

⁸⁷ The following are not delegable: (1) Approval of alternatives to the requirements in §§ 63.8681, 63.8682, 63.8683, 63.8684(a) through (c), 63.8686, 63.8687, 63.8688, 63.8689, 63.8690, and 63.8691. (2) Approval of major changes to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major changes to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(116) Reserved	Reserved	
335-3-11-.06(117) Subpart NNNNN	Subpart NNNNN ⁸⁸	See Footnote
335-3-11-.06(118) Reserved	Reserved	
335-3-11-.06(119) Subpart PTTTT	Subpart PTTTT ⁸⁹	See Footnote
335-3-11-.06(120) Subpart QQQQQ	Subpart QQQQQ ⁹⁰	See Footnote
335-3-11-.06(121) Subpart RRRRR	Subpart RRRRR ⁹¹	See Footnote
335-3-11-.06(122) Reserved	Reserved	
335-3-11-.06(123) Subpart TTTTT	Subpart TTTTT ⁹²	See Footnote

⁸⁸ The following are not delegable: (1) Approval of alternatives to requirements in §§ 63.8980, 63.8985, 63.8990, 63.8995, and 63.9000. (2) Approval of major changes to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major changes to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁸⁹ The following are not delegable: (1) Approval of alternatives to the emission limitations in § 63.9300 under § 63.6(g). (2) Approval of major changes to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major changes to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major changes to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁹⁰ The following are not delegable: (1) Approval of alternatives to the emission limitations in § 63.9500(a) and (b) under § 63.6(g). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁹¹ The following are not delegable: (1) Approval of non-opacity emission limitations and work practice standards under § 63.6(h)(9) and as defined in § 63.90. (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁹² The following are not delegable: (1) Approval of alternatives to the non-opacity emission limitations in § 63.9890 and work practice standards in § 63.9891 under § 63.6(g). (2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f) and as defined in § 63.90. (3) Approval of major

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(124) Reserved	Reserved	
335-3-11-.06(125) Reserved	Reserved	
335-3-11-.06(126) Reserved	Reserved	
335-3-11-.06(127) Reserved	Reserved	
335-3-11-.06(128) Reserved	Reserved	
335-3-11-.06(129) Reserved	Reserved	
335-3-11-.06(130) Reserved	Reserved	
335-3-11-.06(131) Reserved	Reserved	
335-3-11-.06(132) Reserved	Reserved	
335-3-11-.06(133) Subpart DDDDDD	Subpart DDDDDD⁹³	See Footnote
335-3-11-.06(134) Subpart EEEEEEE	Subpart EEEEEEE⁹⁴	See Footnote
335-3-11-.06(135) Subpart FFFFFFF	Subpart FFFFFFF⁹⁵	See Footnote

alternatives to monitoring under § 63.8(f) and as defined in § 63.90. (4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f) and as defined in § 63.90.

⁹³ [The following are not delegable: \(1\) Approval of an alternative means of emissions limitation under 40 CFR 61.12\(d\). \(2\) Approval of a major change to test methods under 40 CFR 61.13\(h\). A "major change to test method" is defined in § 63.90. \(3\) Approval of a major change to monitoring under 40 CFR 61.14\(g\). A "major change to monitoring" is defined in § 63.90. \(4\) Approval of a major change to recordkeeping/reporting under 40 CFR 61.10. A "major change to recordkeeping/reporting" is defined in § 63.90.](#)

⁹⁴ [The following are not delegable: \(1\) Approval of an alternative non-opacity emissions standard under § 63.6\(g\). \(2\) Approval of an alternative opacity emissions standard under § 63.6\(h\)\(9\). \(3\) Approval of a major change to a test method under § 63.7\(e\)\(2\)\(ii\) and \(f\). A "major change to test method" is defined in § 63.90. \(4\) Approval of a major change to monitoring under § 63.8\(f\). A "major change to monitoring" is defined in § 63.90. \(5\) Approval of a major change to recordkeeping/reporting under § 63.10\(f\). A "major change to recordkeeping/reporting" is defined in § 63.90.](#)

⁹⁵ [The following are not delegable: \(1\) Approval of an alternative non-opacity emissions standard under § 63.6\(g\). \(2\) Approval of a major change to test methods under § 63.7\(e\)\(2\)\(ii\) and \(f\). A "major change to test method" is defined in § 63.90. \(3\) Approval of a major change to monitoring under § 63.8\(f\). A "major change to monitoring" is defined in § 63.90. \(4\) Approval of a major change to recordkeeping/reporting under § 63.10\(f\). A "major change to recordkeeping/reporting" is defined in § 63.90.](#)

ADEM Chapter 335-3-11	40 CFR Part 63	Exceptions
335-3-11-.06(136) Subpart GGGGGG	Subpart GGGGGG⁹⁶	See Footnote
335-3-11-.07 Appendix A	Appendix A	Sect. 2, Method 303
335-3-11-.07 Appendix B	Appendix B	
335-3-11-.07 Appendix C	Appendix C	
ADEM Chapter 335-3-11A	40 CFR Part 65	Exceptions
335-3-11A-.02(1) Subpart A	Subpart A	§65.8 §65.46 §65.102 §65.156(b)(1)(ii) §65.158(a)(2)(ii)
335-3-11A-.02(2) Reserved	Reserved	
335-3-11A-.02(3) Subpart C	Subpart C	
335-3-11A-.02(4) Subpart D	Subpart D	
335-3-11A-.02(5) Subpart E	Subpart E	
335-3-11A-.02(6) Subpart F	Subpart F	
335-3-11A-.02(7) Subpart G	Subpart G	

⁹⁶ [For primary zinc production facilities, the following are not delegable: \(1\) Approval of an alternative non-opacity emissions standard under § 63.6\(g\). \(2\) Approval of an alternative opacity emissions standard under § 63.6\(h\)\(9\). \(3\) Approval of a major change to test methods under § 63.7\(e\)\(2\)\(ii\) and \(f\). A "major change to test method" is defined in § 63.90. \(4\) Approval of a major change to monitoring under § 63.8\(f\). A "major change to monitoring" is defined in § 63.90. \(5\) Approval of a major change to recordkeeping/reporting under § 63.10\(f\). A "major change to recordkeeping/reporting" is defined in § 63.90. For primary beryllium manufacturing facilities, the following are not delegable: \(1\) Approval of an alternative non-opacity emissions standard under 40 CFR 61.12\(d\). \(2\) Approval of a major change to test methods under 40 CFR 61.13\(h\). A "major change to test method" is defined in §63.90. \(3\) Approval of a major change to monitoring under 40 CFR 61.14\(g\). A "major change to monitoring" is defined in § 63.90. \(4\) Approval of a major change to recordkeeping/reporting under 40 CFR 61.10. A "major change to recordkeeping/reporting" is defined in § 63.90.](#)