

**PROPOSED REGULATION OF THE
STATE ENVIRONMENTAL COMMISSION**

LCB File No. R126-98

August 3, 1998

EXPLANATION – Matter in *italics* is new; matter in brackets [] is material to be omitted.

AUTHORITY: §1, NRS 445B.210 and 445B.300.

Section 1. NAC 445B.221 is hereby amended to read as follows:

445B.221 1. Title 40 C.F.R. §§ 51.100(s), 51.100(hh) to 51.100(kk), inclusive, 51.100(nn), 51.165, and 52.21, and Appendix S and Appendix W of Title 40 C.F.R. Part 51 are hereby adopted by reference as they existed on July 1, 1997.

2. The following subparts of Title 40 C.F.R. Part 60 are hereby adopted by reference as they existed on July 1, 1997:

(a) Subpart A, General Provisions.

(b) Subpart D, Standards of Performance for Fossil-Fuel-Fired Steam Generators for Which Construction is Commenced After August 17, 1971.

(c) Subpart Da, Standards of Performance for Electric Utility Steam Generating Units for Which Construction is Commenced After September 18, 1978.

(d) Subpart Db, Standards of Performance for Industrial-Commercial-Institutional Steam Generating Units.

(e) Subpart Dc, Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units.

- (f) Subpart E, Standards of Performance for Incinerators.
- (g) Subpart Ea, Standards of Performance for Municipal Waste Combustors for Which Construction is Commenced After December 20, 1989 and On or Before September 20, 1994.
- (h) Subpart F, Standards of Performance for Portland Cement Plants.
- (i) Subpart G, Standards of Performance for Nitric Acid Plants.
- (j) Subpart H, Standards of Performance for Sulfuric Acid Plants.
- (k) Subpart I, Standards of Performance for Hot Mix Asphalt Facilities.
- (l) Subpart J, Standards of Performance for Petroleum Refineries.
- (m) Subpart K, Standards of Performance for Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978.
- (n) Subpart Ka, Standards of Performance for Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984.
- (o) Subpart Kb, Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984.
- (p) Subpart L, Standards of Performance for Secondary Lead Smelters.
- (q) Subpart M, Standards of Performance for Secondary Brass and Bronze Production Plants.
- (r) Subpart N, Standards of Performance for Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973.

- (s) Subpart Na, Standards of Performance for Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983.
- (t) Subpart O, Standards of Performance for Sewage Treatment Plants.
- (u) Subpart P, Standards of Performance for Primary Copper Smelters.
- (v) Subpart Q, Standards of Performance for Primary Zinc Smelters.
- (w) Subpart R, Standards of Performance for Primary Lead Smelters.
- (x) Subpart S, Standards of Performance for Primary Aluminum Reduction Plants.
- (y) Subpart T, Standards of Performance for the Phosphate Fertilizer Industry: Wet-Process Phosphoric Acid Plants.
- (z) Subpart U, Standards of Performance for the Phosphate Fertilizer Industry: Superphosphoric Acid Plants.
- (aa) Subpart V, Standards of Performance for the Phosphate Fertilizer Industry: Diammonium Phosphate Plants.
- (bb) Subpart W, Standards of Performance for the Phosphate Fertilizer Industry: Triple Superphosphate Plants.
- (cc) Subpart X, Standards of Performance for the Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities.
- (dd) Subpart Y, Standards of Performance for Coal Preparation Plants.
- (ee) Subpart Z, Standards of Performance for Ferroalloy Production Facilities.
- (ff) Subpart AA, Standards of Performance for Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974, and on or Before August 17, 1983.

- (gg) Subpart AAa, Standards of Performance for Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 7, 1983.
- (hh) Subpart BB, Standards of Performance for Kraft Pulp Mills.
- (ii) Subpart CC, Standards of Performance for Glass Manufacturing Plants.
- (jj) Subpart DD, Standards of Performance for Grain Elevators.
- (kk) Subpart EE, Standards of Performance for Surface Coating of Metal Furniture.
- (ll) Subpart GG, Standards of Performance for Stationary Gas Turbines.
- (mm) Subpart HH, Standards of Performance for Lime Manufacturing Plants.
- (nn) Subpart KK, Standards of Performance for Lead-Acid Battery Manufacturing Plants.
- (oo) Subpart LL, Standards of Performance for Metallic Mineral Processing Plants.
- (pp) Subpart MM, Standards of Performance for Automobile and Light-Duty Truck Surface Coating Operations.
- (qq) Subpart NN, Standards of Performance for Phosphate Rock Plants.
- (rr) Subpart PP, Standards of Performance for Ammonium Sulfate Manufacture.
- (ss) Subpart QQ, Standards of Performance for the Graphic Arts Industry: Publication Rotogravure Printing.
- (tt) Subpart RR, Standards of Performance for Pressure Sensitive Tape and Label Surface Coating Operations.
- (uu) Subpart SS, Standards of Performance for Industrial Surface Coating: Large Appliances.
- (vv) Subpart TT, Standards of Performance for Metal Coil Surface Coating.

(ww) Subpart UU, Standards of Performance for Asphalt Processing and Asphalt Roofing Manufacture.

(xx) Subpart VV, Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry.

(yy) Subpart WW, Standards of Performance for the Beverage Can Surface Coating Industry.

(zz) Subpart XX, Standards of Performance for Bulk Gasoline Terminals.

(aaa) Subpart DDD, Standards of Performance for Volatile Organic Compound (VOC) Emissions from the Polymer Manufacturing Industry.

(bbb) Subpart FFF, Standards of Performance for Flexible Vinyl and Urethane Coating and Printing.

(ccc) Subpart GGG, Standards of Performance for Equipment Leaks of VOC in Petroleum Refineries.

(ddd) Subpart HHH, Standards of Performance for Synthetic Fiber Production Facilities.

(eee) Subpart III, Standards of Performance for Volatile Organic Compound (VOC) Emissions from the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes.

(fff) Subpart JJJ, Standards of Performance for Petroleum Dry Cleaners.

(ggg) Subpart KKK, Standards of Performance for Equipment Leaks of VOC from Onshore Natural Gas Processing Plants.

(hhh) Subpart LLL, Standards of Performance for Onshore Natural Gas Processing: SO₂ Emissions.

(iii) Subpart NNN, Standards of Performance for Volatile Organic Compound (VOC) Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations.

(jjj) Subpart OOO, Standards of Performance for Nonmetallic Mineral Processing Plants.

(kkk) Subpart PPP, Standards of Performance for Wool Fiberglass Insulation Manufacturing Plants.

(lll) Subpart UUU, Standards of Performance for Calciners and Dryers in Mineral Industries.

(mmm) Subpart WWW, Standards of Performance for Municipal Solid Waste Landfills.

3. Title 40 C.F.R. Part 60, Subpart Ec, Standards of Performance for Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996, is hereby adopted by reference as it existed on September 15, 1997. A copy of Subpart Ec may be obtained free of charge from the Nevada Bureau of Air Quality, 333 West Nye Lane, Carson City, Nevada 89706-0851.

4. The following subparts of Title 40 C.F.R. Part 61 are hereby adopted by reference as they existed on July 1, 1997:

(a) Subpart A, General Provisions.

(b) Subpart C, National Emission Standard for Beryllium.

(c) Subpart D, National Emission Standard for Beryllium Rocket Motor Firing.

(d) Subpart E, National Emission Standard for Mercury.

(e) Subpart F, National Emission Standard for Vinyl Chloride.

(f) Subpart BB, National Emission Standard for Benzene Emissions from Benzene Transfer Operations.

(g) Subpart FF, National Emission Standard for Benzene Waste Operations.

5. The following subparts of Title 40 C.F.R. Part 63 are hereby adopted by reference as they existed on July 1, 1997:

(a) Subpart A, General Provisions.

(b) *Subpart B, Requirements for Control Technology Determinations, sections 63.40 to 63.44, inclusive.*

(c) Subpart M, National Perchloroethylene Air Emission Standards for Dry Cleaning Facilities.

[(c)] (d) Subpart N, National Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks.

[(d)] (e) Subpart Q, National Emission Standards for Hazardous Air Pollutants for Industrial Process Cooling Towers.

[(e)] (f) Subpart T, National Emission Standards for Halogenated Solvent Cleaning.

[(f)] (g) Subpart JJ, National Emission Standards for Wood Furniture Manufacturing Operations.

[(g)] (h) Subpart KK, National Emission Standards for the Printing and Publishing Industry.

[(h)] (i) Subpart OO, National Emission Standards for Tanks - Level 1.

[(i)] (j) Subpart PP, National Emission Standards for Containers.

[(j)] (k) Subpart QQ, National Emission Standards for Surface Impoundments.

[(k)] (l) Subpart RR, National Emission Standards for Individual Drain Systems.

~~(1)~~ (m) Subpart VV, National Emission Standards for Oil-Water Separators and Organic-Water Separators.

6. Title 40 C.F.R. Part 72 is hereby adopted by reference as it existed on ~~[July 1, 1997.]~~ *January 1, 1998*. If the provisions of 40 C.F.R. Part 72 conflict with or are not included in NAC 445B.001 to 445B.395, inclusive, the provisions of 40 C.F.R. Part 72 apply.

7. Title 40 C.F.R. Part 76 is hereby adopted by reference as it existed on ~~[July 1, 1997.]~~ *January 1, 1998*. If the provisions of 40 C.F.R. Part 76 conflict with or are not included in NAC 445B.001 to 445B.395, inclusive, the provisions of ~~[30]~~ 40 C.F.R. Part 76 apply.

8. Title 42 of the United States Code, section 7412(b), List of Hazardous Air Pollutants, and the amendments to section 7412 contained in 40 C.F.R. Part 63, Subpart C, are hereby adopted by reference as they existed on July 1, 1997.

9. The “Standard Industrial Classification Manual,” 1987 edition, published by the United States Office of Management and Budget, is hereby adopted by reference. A copy of the manual may be obtained from the Superintendent of Documents, P.O. Box 371954, Pittsburgh, Pennsylvania 15250-7954 or 301 Second, Marathon Plaza, Suite 1415, San Francisco, California 94107-1366, for the price of \$29.

10. Except as otherwise provided in subsections 3 and 9, a copy of the publications which contain these provisions may be obtained from the:

(a) Superintendent of Documents, P.O. Box 371954, Pittsburgh, Pennsylvania 15250-7954 or 301 Second, Marathon Plaza, Suite 1415, San Francisco, California 94107-1366. The price is:

(1) For *the volume containing* §§ 51.100(s), 51.100(hh) to 51.100(kk), inclusive, [and 51.100(nn)..... \$50

(2) For Part 51, Appendix S 50

(3) For § 51.165..... 50

(4) For Part 51, Appendix W 50

(5)] *51.100(nn), 51.165 and Appendices S and W of Part 51*..... 23

(2) For § 52.21 [42

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(6) *For the volume containing Parts 72 and 76*..... 35

(b) Division of state library and archives of the department of museums, library and arts for 15 cents per page.

11. For the purposes of the provisions of Parts 60, 61 and 63, Chapter I, Title 40, Code of Federal Regulations adopted pursuant to this section, the director may not approve alternate or equivalent test methods or alternative standards or work practices.

12. Except as otherwise provided in subsections 6 and 7, the provisions adopted by reference in this section supersede the requirements of NAC 445B.001 to 445B.395, inclusive, for all stationary sources subject to the provisions adopted by reference only if those requirements adopted by reference are more stringent.

13. For the purposes of this section, “administrator” as used in the provisions of Parts 60, 61 and 63, Chapter I, Title 40, Code of Federal Regulations adopted pursuant to this section means the director.