

Readopt with amendment Env-A 501.01, eff. 9-22-17 (Document #12387), to read as follows:

Env-A 501.01 Purpose. The purpose of this chapter is to establish state standards to regulate:

(a) Certain new or modified facilities in accordance with authority delegated by the EPA under §111(c) of the Clean Air Act;

(b) Certain sources of hazardous air pollutants in accordance with authority delegated by the EPA under §112 of the Clean Air Act;

(c) Certain sewage sludge incineration units that commenced construction on or before October 14, 2010 in accordance with authority delegated by the EPA under §129(b)(2) of the Clean Air Act; and

(d) Certain municipal solid waste landfills that commenced construction on or before July 17, 2014 and have not been modified or reconstructed since July 17, 2014 in accordance with authority delegated by the EPA under §111(d) of the Clean Air Act.

Readopt with amendment Env-A 502.01, eff. 5-25-21 (Document #13209), to read as follows:

Env-A 502.01 References.

(a) For the purpose of this chapter, unless otherwise specified all references to 40 CFR 60, 40 CFR 61, 40 CFR 62, or 40 CFR 63 shall be to the July 1, 2021 edition.

(b) If any requirement specified in Env-A 503.01, Env-A 504.01, Env-A 505.01, or Env-A 506.01 is inconsistent with any requirement specified in other provisions of Env-A 100 et seq., NH Rules Governing the Control of Air Pollution, the more stringent requirement shall control.

Readopt with amendment Env-A 503.01, eff. 5-25-21 (doc #13209), to read as follows:

Env-A 503.01 New Source Performance Standards. The owner or operator of a new or modified facility shall comply with the following provisions of 40 CFR 60, Standards of Performance for New Stationary Sources, as applicable:

(a) Subpart A, General Provisions, except for §§60.4, 60.9, 60.10, and 60.16;

(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 Eb, Standards of Performance for Large Municipal Waste Combustors for which Construction is Commenced after September 20, 1994 or for which Modification or Reconstruction is Commenced after June 19, 1996;

(i) Subpart Ec, Standards of Performance for Hospital/Medical/Infectious Waste Incinerators for which Construction is Commenced after June 20, 1996;

(j) Subpart I, Standards of Performance for Hot Mix Asphalt Facilities;

(k) Subpart J, Standards of Performance for Petroleum Refineries;

(l) Subpart Ja, Standards of Performance for Petroleum Refineries for which Construction, Reconstruction, or Modification Commenced after May 14, 2007;

(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 O, Standards of Performance for Sewage Treatment Plants;

(t) Subpart Y, Standards of Performance for Coal Preparation and Processing Plants;

(u) Subpart AA, Standards of Performance for Steel Plants: Electric Arc Furnaces Constructed after October 21, 1974 and on or before August 17, 1983;

(v) Subpart AAa, New Source Performance Standards for Electric Arc Furnaces and Argon-Oxygen Steel Plants;

(w) Subpart BB, Standards of Performance for Kraft Pulp Mills;

(x) Subpart DD, Standards of Performance for Grain Elevators;

(y) Subpart EE, Standards of Performance for Surface Coating of Metal Furniture;

(z) Subpart GG, Standards of Performance for Stationary Gas Turbines;

(aa) Subpart KK, Standards of Performance for Lead-Acid Battery Manufacturing Plants;

(ab) Subpart LL, Standards of Performance for Metallic Mineral Processing Plants;

(ac) Subpart QQ, Standards of Performance for the Graphic Arts Industry: Publication Rotogravure Printing;

(ad) Subpart RR, Standards of Performance for Pressure Sensitive Tape and Label Surface Coating Operations;

(ae) Subpart TT, Standards of Performance for Metal Coil Surface Coating;

(af) Subpart UU, Standards of Performance for Asphalt Processing and Asphalt Roofing Manufacture;

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

(ah) Subpart VVa, Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced after November 7, 2006;

(ai) Subpart WW, Standards of Performance for the Beverage Can Surface Coating Industry;

(aj) Subpart XX, Standards of Performance for Bulk Gasoline Terminals;

(ak) The following sections of Subpart AAA, Standards of Performance for New Residential Wood Heaters:

(1) §§60.530-531;

(2) §60.532(a)-(c);

(3) §60.536(a)-(f); and

(4) §60.538(a)-(d) and (g)-(i);

(al) Subpart BBB, Standards of Performance for the Rubber Tire Manufacturing Industry;

(am) Subpart FFF, Standards of Performance for Flexible Vinyl and Urethane Coating and Printing;

(an) Subpart GGG, Standards of Performance for Equipment Leaks of VOC in Petroleum Refineries;

(ao) Subpart HHH, Standards of Performance for Synthetic Fiber Production Facilities;

(ap) Subpart JJJ, Standards of Performance for Petroleum Dry Cleaners;

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

(ar) Subpart OOO, Standards of Performance for Nonmetallic Mineral Processing Plants;

(as) Subpart QQQ, Standards of Performance for VOC Emissions from Petroleum Waste Water Systems;

(at) Subpart SSS, Standards of Performance for Magnetic Tape Coating Facilities;

(au) Subpart TTT, Standards of Performance for Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines;

(av) Subpart UUU, Standards of Performance for Calciners and Dryers in Mineral Industries;

(aw) Subpart VVV, Standards of Performance for Polymeric Coating of Supporting Substrates Facilities;

- (ax) Subpart WWW, Standards of Performance for Municipal Solid Waste Landfills;
- (ay) Subpart XXX, Standards of Performance for Municipal Solid Waste Landfills That Commenced Construction, Reconstruction, or Modification After July 17, 2014, effective August 29, 2016;
- (az) Subpart AAAA, Standards of Performance for Small Municipal Waste Combustion Units;
- (ba) Subpart CCCC, Standards of Performance for Commercial and Industrial Solid Waste Incineration Units;
- (bb) Subpart EEEE, Standards of Performance for Other Solid Waste Incineration Units;
- (bc) Subpart IIII, Stationary Compression Ignition Internal Combustion Engines;
- (bd) Subpart JJJJ, Stationary Spark Ignition Internal Combustion Engines;
- (be) Subpart KKKK, Stationary Combustion Turbines;
- (bf) Subpart LLLL, Standards of Performance for New Sewage Sludge Incineration Units;
- (bg) Subpart OOOO, Standards of Performance for Crude Oil and Natural Gas Production, Transmission and Distribution for which Construction, Modification or Reconstruction Commenced after August 23, 2011, and on or before September 18, 2015;
- (bh) Subpart OOOOa, Standards of Performance for Crude Oil and Natural Gas Facilities for Which Construction, Modification or Reconstruction Commenced after September 18, 2015;
- (bi) The following sections of Subpart QQQQ, Standards of Performance for New Residential Hydronic Heaters and Forced-Air Furnaces:
 - (1) §§60.5472-5473;
 - (2) §60.5474(a) and (b);
 - (3) §60.5478(a)-(e); and
 - (4) §60.5480(a)-(d) and (g)-(i); and
- (bj) Subpart TTTT, Standards of Performance for Greenhouse Gas Emissions for Electric Utility Generating Units.

Readopt with amendment Env-A 506.01, eff. 9-22-17 (Document #12387), to read as follows:

Env-A 506.01 State Plans for Designated Facilities and Pollutants. The owner or operator of a designated stationary source shall comply with the following subparts of 40 CFR 62, Approval and Promulgation of State Plans for Designated Facilities and Pollutants, as applicable:

- (a) Subpart LLL, Federal Plan for Existing Source Sewage Sludge Incineration Units; and
- (b) Subpart OOO, Federal Plan Requirements for Municipal Solid Waste Landfills That Commenced Construction On or Before July 17, 2014 and Have Not Been Modified or Reconstructed Since July 17, 2014.

APPENDIX

Rule	Specific Section of State or Federal Statute or Regulation which the Rule Implements
Env-A 501.01(a)	RSA 125-C:4, I(a); 42 U.S.C. §7411(c); 40 CFR 60
Env-A 501.01(b)	RSA 125-C:4, I(a); 42 U.S.C. §7412(l); 40 CFR 61; 40 CFR 63; 42 U.S.C. §7412(l); 40 CFR 61; 40 CFR 63
Env-A 501.01(c)	RSA 125-C:4, I(a); 42 U.S.C. §7411(d); 40 CFR 62
Env-A 502	RSA 125-C:4, I(a); 42 U.S.C. §7411(c); 40 CFR 60; 42 U.S.C. §7412(l); 40 CFR 61; 40 CFR 63
Env-A 502.01	RSA 125-C:4, I(a); 42 U.S.C. §7411(c), (d); 42 U.S.C. §7412(l); 40 CFR 60; 40 CFR 61; 40 CFR 62; 40 CFR 63
Env-A 503	RSA 125-C:4, I(a); 42 U.S.C. §7411(c); 40 CFR 60
Env-A 503.01	RSA 125-C:1; RSA 125-C:6, II & XI; 42 U.S.C. §7411(c); 40 CFR 60
Env-A 504	RSA 125-C:4, I(a); 42 U.S.C. §7412(l); 40 CFR 61
Env-A 505.01 intro, (cg), (cv) – (cx)	RSA 125-C:4, I(a); 42 U.S.C §7412(l); 40 CFR 63
Env-A 505.01 intro., (h)	RSA 125-C:4, I(a); 42 U.S.C. §7412(l); 40 CFR 63
Env-A 505.01(an)	RSA 125-C:4, I(a); 42 U.S.C. §7412(l); 40 CFR 63
Env-A 505.01 intro, (cg), (cw)	RSA 125-C:1; RSA 125-C:6, II & X; 42 U.S.C. §7412(l); 40 CFR 63
Env-A 506.01	RSA 125-C: 4, I(a); 42 U.S.C. §7411(d); 40 CFR 62