

## **TITLE 326 AIR POLLUTION CONTROL BOARD**

LSA Document #04-299(F)

### **DIGEST**

Amends 326 IAC 1-1-3 to update any references to the Code of Federal Regulations (CFR) in Title 326 to mean the July 1, 2004 edition. Amends 326 IAC 1-1-3.5 to update Compilation of Air Pollution Factors AP-42 and Supplements (AP-42) to the year 2004. Effective 30 days after filing with the Secretary of State.

### **HISTORY**

IC 13-14-9-8 Notice and Notice of First Hearing: December 1, 2004, Indiana Register (28 IR 1075).

Date of First Hearing: February 2, 2005.

Proposed Rule: March 1, 2005, Indiana Register (28 IR 1815).

Change of Hearing Notice: May 1, 2005, Indiana Register (28 IR 2406).

Date of Second Hearing: June 1, 2005.

### **326 IAC 1-1-3**

#### **326 IAC 1-1-3.5**

SECTION 1. 326 IAC 1-1-3, AS AMENDED AT 28 IR 17, SECTION 1, IS AMENDED TO READ AS FOLLOWS:

#### **326 IAC 1-1-3 References to the Code of Federal Regulations**

**Authority:** IC 13-14-8; IC 13-17-3-4; IC 13-17-3-11

**Affected:** IC 13-15; IC 13-17

Sec. 3. Unless otherwise indicated, any reference to a provision of the Code of Federal Regulations (CFR) shall mean the July 1, 2002, 2004, edition\*.

\*This body of documents is incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Department of Environmental Management, Office of Air Quality, Indiana Government Center-North, Tenth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204. (*Air Pollution Control Board; 326 IAC 1-1-3; filed Mar 10, 1988, 1:20 p.m.: 11 IR 2369; filed Jan 6, 1989, 3:30 p.m.: 12 IR 1102; filed Dec 14, 1989, 9:35 a.m.: 13 IR 868; filed Aug 9, 1991, 11:00 a.m.: 14 IR 2218; filed May 25, 1994, 11:00 a.m.: 17 IR 2237; filed Jul 25, 1995, 5:00 p.m.: 18 IR 3381; filed Jul 25, 1997, 4:00 p.m.: 20 IR 3298; filed Oct 30, 2000, 2:13 p.m.: 24 IR 667; filed May 21, 2002, 10:20 a.m.: 25 IR 3054; filed Aug 26, 2004, 11:30 a.m.: 28 IR 17; filed Oct 14, 2005, 10:00 a.m.: 29 IR 795*)

SECTION 2. 326 IAC 1-1-3.5, AS AMENDED AT 28 IR 18, SECTION 2, IS AMENDED TO READ AS FOLLOWS:

#### **326 IAC 1-1-3.5 References to the Compilation of Air Pollution Emission Factors AP-42 and Supplements**

**Authority:** IC 13-14-8; IC 13-17-3-4; IC 13-17-3-11

**Affected:** IC 13-15; IC 13-17

Sec. 3.5. Unless otherwise indicated, any reference to the Compilation of Air Pollution Emission Factors AP-42 (AP-42) means the January 1995, Fifth Edition, Volume I\*, including the following AP-42, Fifth Edition, Volume I supplements:

- (1) Supplement A, February 1996\*.
- (2) Supplement B, November 1996\*.
- (3) Supplement C, November 1997\*.
- (4) Supplement D, August 1998\*.
- (5) Supplement E, September 1999\*.
- (6) Supplement F, September 2000\*.

- (7) Update 2001\*.
- (8) Update 2002\*.
- (9) Update 2003\*.**
- (10) Update 2004\*.**

\*These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Department of Environmental Management, Office of Air Quality, Indiana Government Center-North, Tenth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204. (*Air Pollution Control Board; 326 IAC 1-1-3.5; filed May 21, 2002, 10:20 a.m.: 25 IR 3055; filed Aug 26, 2004, 11:30 a.m.: 28 IR 18; filed Oct 14, 2005, 10:00 a.m.: 29 IR 795*)

*LSA Document #04-299(F)*

*Proposed Rule Published: March 1, 2005; 28 IR 1815*

*Hearing Held: June 1, 2005*

*Approved by Attorney General: September 29, 2005*

*Approved by Governor: October 14, 2005*

*Filed with Secretary of State: October 14, 2005, 10:00 a.m.*

*IC 4-22-7-5(c) Notice from Secretary of State Regarding Documents Incorporated by Reference: 29 CFR, July 1, 2004 Edition; 40 CFR, July 1, 2004 Edition; Update Supplements to the January 1995, Fifth Edition, Volume I\*, including the following AP-42, Fifth Edition; Update 2003; Update 2004*