

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 4, 2023

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: RULE TITLE:

62-204.800 Federal Regulations Adopted by Reference

PURPOSE, EFFECT AND SUMMARY: The proposed rule amendments update the Department's adoption by reference of air pollution regulations promulgated by the U.S. Environmental Protection Agency (EPA) at Title 40, Code of Federal Regulations (C.F.R.), to incorporate requirements of the Department's federally approved and delegated air pollution programs. These rule amendments include adoption of New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAP) amendments and streamlines adoptions by reference where appropriate.

RULEMAKING AUTHORITY: 403.061, 403.8055, F.S.

LAW IMPLEMENTED: 403.061, 403.087, 403.8055, F.S.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 403.8055, F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO: Terri Long, Division of Air Resource Management, 2600 Blair Stone Road, MS 5500, Tallahassee, Florida 32399-2400, or Terri.Long@FloridaDEP.gov. SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE ENVIRONMENTAL REGULATION COMMISSION, ADMINISTRATIVE ASSISTANT, DEP, MS 35, 3900 COMMONWEALTH BOULEVARD, TALLAHASSEE, FLORIDA 32399-3000. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

62-204.800 Federal Regulations Adopted by Reference.

All federal regulations cited throughout the air pollution rules of the Department are adopted and incorporated by reference in this rule. The purpose and effect of each such federal regulation is determined by the context in which it is cited. Procedural and substantive requirements in the incorporated federal regulations are binding as a matter of state law only where the context so provides. Copies of the reference materials may be obtained by writing to the Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or by calling (850)717-9000.

(1) Title 40, Code of Federal Regulations, Part 50, National Primary and Secondary Ambient Air Quality Standards.

(a) The provisions of 40 C.F.R. Part 50, §§50.1 through 50.19, revised as of July 1, 2021 (link)2016

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-08863>), are adopted and incorporated by reference.

(b) Appendices A-1 through U of 40 C.F.R. Part 50, revised as of July 1, 2021 (link)2016 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08863>), are adopted and incorporated by reference.

(2) Title 40, Code of Federal Regulations, Part 51, Requirements for Preparation, Adoption, and Submittal of Implementation Plans. The following subparts and appendices of 40 C.F.R. Part 51, are adopted and incorporated by reference:

(a) Subparts F, I, P, T, and W of 40 C.F.R. Part 51, revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08865>), are adopted and incorporated by reference; amended November 28, 2018, at 83 FR 61127 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11956>); amended November 24, 2020, at 85 FR 74890 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13574>); amended July 19, 2021, at 86 FR 37918 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-13575>).

(b) Appendices M, P, W, and Y of 40 C.F.R. Part 51, revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08864>); amended March 21, 2018, at 83 FR 12260 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09801>); amended November 14, 2018, at 83 FR 56713 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11965>); amended August 14, 2020, at 85 FR 49596 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13573>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>), are adopted and incorporated by reference.

(3) Title 40, Code of Federal Regulations, Part 52, Approval and Promulgation of Implementation Plans. The following subparts of 40 C.F.R. Part 52, are adopted and incorporated by reference:

(a) 40 C.F.R. Part 52, Subpart A, General Provisions; revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09692>), or later as specifically indicated, are adopted and incorporated by reference; amended January 10, 2017, at 82 FR 3078 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08895>); amended November 24, 2020, at 85 FR 74890 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13574>); amended July 19, 2021, at 86 FR 37918 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-13575>).

(b) 40 C.F.R. Part 52, Subpart K, Florida; revised as of July 1, 2021 (link)2019 (<http://www.flrules.org/Gateway/reference.asp?No=Ref->

~~11959); amended November 12, 2019, at 84 FR 60927 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11958>); amended February 20, 2020, at 85 FR 9666 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11960>); amended April 6, 2020, at 85 FR 19089 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13576>); amended May 1, 2020, at 85 FR 25295 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13577>); amended July 29, 2020, at 85 FR 45539 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13580>); amended September 16, 2020, at 85 FR 57707 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13581>); amended June 4, 2021, at 86 FR 29949 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13578>); amended July 7, 2021, at 86 FR 35608 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13579>); amended December 2, 2021 at 86 FR 68413 (link); amended January 25, 2022, at 87 FR 3661(link).~~

(4) through (7) No change.

(8) Title 40, Code of Federal Regulations, Part 60, Standards of Performance for New Stationary Sources.

(a) No change.

(b) Standards Adopted. The following Standards of Performance for New Stationary Sources contained in 40 C.F.R. Part 60, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:

1. through 14. No change.

15. 40 C.F.R. Part 60, Subpart Ja, Standards of Performance for Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007; revised as of July 1, 2021 (link)~~2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09747>); amended November 26, 2018, at 83 FR 60696 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11962>).~~

16. through 17. No change.

18. 40 C.F.R. Part 60, Subpart Kb, Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984; revised as of July 1, 2021 (link)~~2017~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-09752>); amended January 19, 2021, at 86 FR 5013 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13583>).~~

19. through 37. No change.

38. 40 C.F.R., Part 60, Subpart BBa, Standards of Performance for Kraft Pulp Mill Affected Sources for which Construction, Reconstruction, or Modification Commenced After May 23, 2013; revised as of July 1, 2021 (link)~~2017 ([~~08875\); amended November 5, 2020, at 85 FR 70487 \(<https://www.flrules.org/Gateway/reference.asp?No=Ref-13614>\).~~](http://www.flrules.org/Gateway/reference.asp?No=Ref-</a></del></p>
</div>
<div data-bbox=)~~

39. through 56. No change.

57. 40 C.F.R. Part 60, Subpart XX, Bulk Gasoline Terminals; amended December 19, 2003, at 68 FR 70959; revised as of July 1, 2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09797>).

58. through 76. No change.

77. 40 C.F.R. Part 60, Subpart WWW, Municipal Solid Waste Landfills; revised as of July 1, 2021 (link)~~2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09795>); amended March 26, 2020, at 85 FR 17244 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11963>); amended October 13, 2020, at 85 FR 64398 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13585>).~~

78. 40 CFR Part 60, Subpart XXX, Municipal Solid Waste Landfills; revised as of July 1, 2021 (link); amended February 14, 2022 at 87 FR 8197 (link)~~2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09798>); amended March 26, 2020, at 85 FR 17244 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11963>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>).~~

79. 40 C.F.R. Part 60, Subpart AAAA, New Small Municipal Waste Combustion Units for Which Construction is Commenced Ater August 30, 1999 or for Which Modification or Reconstruction is Commenced After July 6, 2001; revised as of July 1, 2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09716>).

80. 40 C.F.R. Part 60, Subpart CCCC, Commercial and Industrial Solid Waste Incineration Units; revised as of July 1, 2021 (link)~~2017~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-09720>); amended April 16, 2019, at 84 FR 15846 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11964>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>).~~

81. No change.

82. 40 C.F.R. Part 60, Subpart IIII, Standards of Performance for Stationary Compression Ignition Internal Combustion Engines; revised as of July 1, 2021 (link); amended August 10, 2022, at 87 FR 48603 (link)~~2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09745>); amended December 4, 2020, at 85 FR 78412~~

<https://www.flrules.org/Gateway/reference.asp?No=Ref-13582>).

83. 40 C.F.R. Part 60, Subpart JJJJ, Standards of Performance for Stationary Spark Ignition Internal Combustion Engines; revised as of July 1, 2021 (link)2017 amended August 10, 2022, at 87 FR 48603 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09749>); amended December 4, 2020, at 85 FR 78412 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13582>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>).

84. 40 C.F.R. Part 60, Subpart KKKK, Standards for Stationary Combustion Turbines; revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09755>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>).

85. No change.

86. 40 C.F.R. Part 60, Subpart OOOO, Standards of Performance for Crude Oil and Natural Gas Production, Transmission and Distribution; revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09768>); amended September 14, 2020, at 85 FR 57018 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13584>).

87. 40 C.F.R. Part 60, Subpart OOOOa, Oil and Natural Gas Sector: Emission Standards for New, Reconstructed, and Modified Sources; revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09769>); amended March 12, 2018 at 83 FR 10628 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09806>); amended September 14, 2020, at 85 FR 57018 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13584>).

88. No change.

(c) General Provisions Adopted. The general provisions of 40 C.F.R. Part 60, Subpart A, revised as of July 1, 2021 (link)2017, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08874>), are adopted and incorporated by reference; amended November 14, 2018, at 83 FR 56713 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11965>); amended November 26, 2018, at 83 FR 60696 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11962>); amended April 16, 2019, at 84 FR 15846 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11964>); amended October 7, 2020, at 85 FR 63394

<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>).

(d) Appendices Adopted. The following appendices of 40 C.F.R. Part 60, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 C.F.R. Part 60, Appendix A-1, Test Methods 1 through 2F; revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09703>); amended November 14, 2018, at 83 FR 56713 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11965>).

2. No change.

3. 40 C.F.R. Part 60, Appendix A-3, Test Methods 4 through 5I; revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09705>); amended November 14, 2018, at 83 FR 56713 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11965>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>); amended February 16, 2021, at 86 FR 9470 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13586>); March 23, 2021, at 86 FR 15421 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13587>).

4. 40 C.F.R. Part 60, Appendix A-4, Test Methods 6 through 10B; revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09706>); amended November 14, 2018, at 83 FR 56713 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11965>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>).

5. 40 C.F.R. Part 60, Appendix A-5, Test Methods 11 through 15A; revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09707>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>).

6. 40 C.F.R. Part 60, Appendix A-6, Test Methods 16 through 18; revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09708>); amended November 14, 2018, at 83 FR 56713 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11965>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>).

7. 40 C.F.R. Part 60, Appendix A-7, Test Methods 19 through 25E; revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09709>); amended November 14, 2018, at 83 FR 56713 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11965>).

~~11965~~); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>); except that in Method 23, the toluene rinse concentrate may be added to the acetone and methylene chloride concentrate, the filter, and the resin in the Soxhlet apparatus specified at section 5.1.4 of the method prior to analysis, in lieu of separate analysis of the toluene rinse extract pursuant to section 5.1.6 of the method.

8. 40 C.F.R. Part 60, Appendix A-8, Test Methods 26 through 30B; revised as of July 1, 2021 (link)~~2017~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09710>); amended November 14, 2018, at 83 FR 56713 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11965>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>).

9. 40 C.F.R. Part 60, Appendix B, Performance Specifications; revised as of July 1, 2021 (link)~~2017~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09711>); amended August 7, 2017, at 82 FR 36688 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09805>); amended September 21, 2017 at 82 FR 44106 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10921>); amended November 14, 2018, at 83 FR 56713 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11965>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>).

10. through 11. No change.

12. 40 C.F.R. Part 60, Appendix F, Quality Assurance Procedures; revised as of July 1, 2021 (link)~~2017~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08873>); amended August 14, 2017, at 82 FR 37822 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08903>); amended September 21, 2017, at 82 FR 44106 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08904>); amended November 14, 2018, at 83 FR 56713 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11965>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>).

(9) Title 40, Code of Federal Regulations, Part 60, Emission Guidelines and Compliance Times. This subsection contains regulatory language that implements EPA's Emission Guidelines for various source categories. These regulations have been submitted to EPA as Clean Air Act Section 111(d) State Plans. EPA's approvals of Florida's 111(d) State Plans are codified at 40 C.F.R. Part 62, Subpart K which are hereby adopted and incorporated by reference, revised as of July 1, 2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09694>).

(a) through (e) No change.

(f) Commercial and Industrial Solid Waste Incineration (CISWI) Units. 40 C.F.R. Part 60, Subpart DDDD, Emission Guidelines and Compliance Times for Commercial and Industrial Solid Waste Incineration Units that Commenced Construction on or Before June 4, 2010, revised as of July 1, 2021 (link)~~2019~~,

(<https://www.flrules.org/Gateway/reference.asp?No=Ref-11684>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>), is hereby adopted and incorporated by reference subject to the following provisions (all cross-references to 40 C.F.R. 63 Subpart LLL [40 C.F.R. §§63.1340 through 1359], are adopted and incorporated by reference at paragraph 62-204.800(11)(b), F.A.C.):

1. through 13. No change.

(g) No change.

(h) Municipal Solid Waste Landfills. 40 C.F.R. Part 60, Subpart Cf, Emission Guidelines and Compliance Times for Municipal Solid Waste Landfills that commenced construction, reconstruction, or modification on or before July 17, 2014, revised as of July 1, 2021 (link)~~promulgated as of August 29, 2016,~~ at 81 FR 59276 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07805>); amended March 26, 2020, at 85 FR 17244 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11963>), is hereby adopted and incorporated by reference subject to the following provisions:

1. through 12. No change.

(10) Title 40, Code of Federal Regulations, Part 61, National Emission Standards for Hazardous Air Pollutants.

(a) through (d) No change.

(e) Appendices Adopted. Appendices A, B and C of 40 C.F.R. Part 61, revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10944>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>), or later as specifically indicated are adopted and incorporated by reference:

(11) Title 40, Code of Federal Regulations, Part 63, National Emission Standards for Hazardous Air Pollutants for Source Categories.

(a) No change.

(b) Standards Adopted. The following National Emission Standards for Hazardous Air Pollutants contained in 40 C.F.R. Part 63, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:

1. through 10. No change.

11. 40 C.F.R. Part 63, Subpart R, Gasoline Distribution Facilities (Bulk Gasoline Terminals and Pipeline Breakout Stations); revised as of July 1, 2021 (link)~~2017~~

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-10957>); amended December 4, 2020, at 85 FR 78412 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13582>).~~

12. through 17. No change.

18. 40 C.F.R. Part 63, Subpart AA, Phosphoric Acid Manufacturing Plants; revised as of July 1, 2021 (link)~~2017~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08877>); amended September 28, 2017, at 82 FR 45193 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08905>).

19. 40 C.F.R. Part 63, Subpart BB, Phosphate Fertilizers Production Plants; revised as of July 1, 2021 (link)~~2017~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08878>); amended September 28, 2017, at 82 FR 45193 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08905>).

20. 40 C.F.R. Part 63, Subpart CC, Petroleum Refineries; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10966>); amended November 26, 2018, at 83 FR 60696 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11962>); amended February 4, 2020, at 85 FR 6064 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11977>).

21. 40 C.F.R. Part 63, Subpart DD, Off-Site Waste and Recovery Operations; revised as of July 1, 2021 (link)~~2017~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09698>); amended January 29, 2018 at 83 FR 3986 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09808>).

22. 40 C.F.R. Part 63, Subpart EE, Magnetic Tape Manufacturing Operations; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10967>).

23. through 28. No change.

29. 40 C.F.R. Part 63, Subpart MM, Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semicheical Pulp Mills; revised as of July 1, 2021 (link)~~2017~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08879>); amended October 11, 2017, at 82 FR 47328 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08906>); amended November 5, 2020, at 85 FR 70487 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13614>).

30. through 33. No change.

34. 40 C.F.R. Part 63, Subpart SS, Closed Vent Systems, Control Devices, Recovery Devices and Routing to a Fuel Gas System or a Process; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10979>); amended July 6, 2020, at 85 FR 40386 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13600>).

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-10979>); amended July 6, 2020, at 85 FR 40386 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13600>).~~

35. through 38. No change.

39. 40 C.F.R. Part 63, Subpart XX, Ethylene Manufacturing Process Units: Heat Exchange Systems and Waste Operations; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10984>); amended July 6, 2020, at 85 FR 40386 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13600>).

40. 40 C.F.R. Part 63, Subpart YY, Generic Maximum Achievable Control Technology Standards; revised as of July 1, 2021 (link); amended November 19, 2021, at 86 FR 66096 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10985>); amended July 6, 2020, at 85 FR 40386 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13600>).

41. 40 C.F.R. Part 63, Subpart CCC, Steel Pickling – HCL Process Facilities and Hydrochloric Acid Regeneration Plants; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10986>).

42. 40 C.F.R. Part 63, Subpart DDD, Mineral Wool Production; revised as of July 1, 2021 (link) ~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10987>).

43. 40 C.F.R. Part 63, Subpart EEE, Hazardous Waste Combustors; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10988>).

44. 40 C.F.R. Part 63, Subpart GGG, Pharmaceuticals Production; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10989>).

45. 40 C.F.R. Part 63, Subpart HHH, Natural Gas Transmission and Storage Facilities; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10990>).

46. 40 C.F.R. Part 63, Subpart III, Flexible Polyurethane Foam Production; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10991>).

47. 40 C.F.R. Part 63, Subpart JJJ, Group IV Polymers and Resins; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10992>).

48. 40 C.F.R. Part 63, Subpart LLL, Portland Cement Manufacturing Industry; revised as of July 1, 2021 (link)~~2017~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-09699>); amended August 22, 2017, at 82 FR 39671 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09809>); amended July 25, 2018, at 83 FR 35122 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10922>); amended August 3, 2018, at 83 FR 38036 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10923>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>).~~

49. No change.

50. 40 C.F.R. Part 63, Subpart NNN, Wool Fiberglass Manufacturing; revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09700>); amended December 26, 2017 at 82 FR 60873 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09810>).

51. 40 C.F.R. Part 63, Subpart OOO, Manufacture of Amino/Phenolic Resins; revised as of July 1, 2021 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10994>); amended October 15, 2018, at 83 FR 51842 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11968>).

52. through 55. No change.

56. 40 C.F.R. Part 63, Subpart UUU, Petroleum Refineries: Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units; revised as of July 1, 2021 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10999>); amended November 26, 2018, at 83 FR 60696 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11962>); amended February 4, 2020, at 85 FR 6064 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11977>).

57. 40 C.F.R. Part 63, Subpart VVV, Publicly Owned Treatment Works; revised as of July 1, 2021 (link)2017 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09701>); amended October 26, 2017 at 82 FR 49513 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09812>).

58. No change.

59. 40 C.F.R. Part 63, Subpart AAAA, Municipal Solid Waste Landfills; revised as of July 1, 2021 (link); amended February 14, 2022 at 87 FR 8197 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11001>); amended March 26, 2020, at 85 FR 17244 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11963>); amended October 13, 2020, at 85 FR 64398 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13585>).

60. 40 C.F.R. Part 63, Subpart CCCC, Manufacturing of Nutritional Yeast; revised as of July 1, 2021 (link)2017

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-09697>); amended October 16 2017, at 82 FR 48156 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09811>).~~

61. 40 C.F.R. Part 63, Subpart DDDD, Plywood and Composite Wood Products; revised as of July 1, 2021 (link)2017

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-11002>); amended August 13, 2020, at 85 FR 49434 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13591>); amended August 21, 2020, at 85 FR 51668 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13602>).~~

62. 40 C.F.R. Part 63, Subpart EEEE, Organic Liquids Distribution (Non-Gasoline); revised as of July 1, 2021 (link)2017

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-11003>); amended July 7, 2020, at 85 FR 40740 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13592>); amended July 22, 2020, at 85 FR 44216 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13593>).~~

63. 40 C.F.R. Part 63, Subpart FFFF, Miscellaneous Organic Chemical Manufacturing; revised as of July 1, 2021 (link)2017

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-11004>); amended August 12, 2020, at 85 FR 49084 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13594>).~~

64. 40 C.F.R. Part 63, Subpart GGGG, Solvent Extraction for Vegetable Oil Production; revised as of July 1, 2021 (link)2017

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-11005>); amended March 18, 2020, at 85 FR 15608 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11978>).~~

65. 40 C.F.R. Part 63, Subpart HHHH, Wet-Formed Fiberglass Mat Productions; revised as of July 1, 2021 (link)2017

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-11006>); amended February 28, 2019, at 84 FR 6676 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11974>).~~

66. 40 C.F.R. Part 63, Subpart IIII, Surface Coating of Automobiles and Light-Duty Trucks; revised as of July 1, 2021 (link); amended November 19, 2021, at 86 FR 66038 (link)2017

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-11007>); amended July 8, 2020, at 85 FR 41100 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13596>).~~

67. 40 C.F.R. Part 63, Subpart JJJJ, Paper and Other Web Coating; revised as of July 1, 2021 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11008>); amended July 9, 2020, at 85 FR 41276 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13598>).

68. 40 C.F.R. Part 63, Subpart KKKK, Surface Coating of Metal Cans; revised as of July 1, 2021 (link); amended November 19, 2021, at 86 FR 66038 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11009>); amended February 25, 2020, at 85 FR 10828 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11966>).

69. 40 C.F.R. Part 63, Subpart MMMM, Surface Coating of Miscellaneous Metal Parts and Products; revised as of July 1, 2021 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11010>); amended July 8, 2020, at 85 FR 41100 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13596>).

70. 40 C.F.R. Part 63, Subpart NNNN, Surface Coating of Large Appliances; revised as of July 1, 2021 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11011>); amended March 15, 2019, at 84 FR 9590 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11976>); amended July 8, 2020, at 85 FR 41100 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13596>).

71. 40 C.F.R. Part 63, Subpart OOOO, Printing, Coating, and Dyeing of Fabrics and Other Textiles; revised as of July 1, 2021 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11012>); amended March 15, 2019, at 84 FR 9590 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11976>); amended July 8, 2020, at 85 FR 41100 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13596>).

72. 40 C.F.R. Part 63, Subpart PPPP, Surface Coating of Plastic Parts and Products; revised as of July 1, 2021 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11013>); amended July 8, 2020, at 85 FR 41100 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13596>).

73. 40 C.F.R. Part 63, Subpart QQQQ, Surface Coating of Wood Building Products; revised as of July 1, 2021 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11014>); amended March 4, 2019, at 84 FR 7682 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11979>).

74. 40 C.F.R. Part 63, Subpart RRRR, Surface Coating of Metal Furniture; revised as of July 1, 2021 (link)2017

(<https://www.flrules.org/Gateway/reference.asp?No=Ref-11015>); amended March 15, 2019, at 84 FR 9590 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11976>); amended July 8, 2020, at 85 FR 41100 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13596>).

75. 40 C.F.R. Part 63, Subpart SSSS, Surface Coating of Metal Coil; revised as of July 1, 2021 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11016>); amended February 25, 2020, at 85 FR 10828 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11966>).

76. 40 C.F.R. Part 63, Subpart TTTT, Leather Finishing Operations, revised as of July 1, 2021 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11017>); amended February 12, 2019, at 84 FR 3308 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11972>).

77. 40 C.F.R. Part 63, Subpart UUUU, Cellulose Products Manufacturing; revised as of July 1, 2021 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11018>); amended July 2, 2020, at 85 FR 39980 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13601>).

78. 40 C.F.R. Part 63, Subpart VVVV, Boat Manufacturing, revised as of July 1, 2021 (link); amended November 19, 2021, at 86 FR 66038 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11019>); amended March 20, 2020, at 85 FR 15960 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11980>).

79. 40 C.F.R. Part 63, Subpart WWWW, Reinforced Plastic Composites Production; revised as of July 1, 2021 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11023>); amended March 20, 2020, at 85 FR 15960 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11980>).

80. 40 C.F.R. Part 63, Subpart XXXX, Rubber Tire Manufacturing; revised as of July 1, 2021 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11020>); amended July 24, 2020, at 85 FR 44752 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13609>).

81. 40 C.F.R. Part 63, Subpart YYYY, Stationary Combustion Turbines; revised as of July 1, 2021 (link); amended March 9, 2022, at 87 FR 13183 (link)2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11021>); amended March 9, 2020, at 85 FR 13524 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11981>).

82. 40 C.F.R. Part 63, Subpart ZZZZ, Stationary Reciprocating Internal Combustion Engines; revised as of July 1, 2021 (link); amended August 10, 2022, at 87 FR 48603 (link); amended December 4, 2020, at 85 FR 78412 (link); amended July 1, 2021 (link); amended August 14, 2020, at 85 FR 49724 (link); amended November 25, 2020, at 85 FR 75235 (link); amended May 6, 2022, at 87 FR 27002 (link).

83. 40 C.F.R. Part 63, Subpart AAAA, Lime Manufacturing Plants; revised as of July 1, 2021 (link); amended July 24, 2020, at 85 FR 44960 (link); amended November 19, 2021, at 86 FR 66038 (link); amended May 6, 2022, at 87 FR 27002 (link).

84. 40 C.F.R. Part 63, Subpart BBBB, Semiconductor Manufacturing; revised as of July 1, 2021 (link); amended November 19, 2021, at 86 FR 66038 (link); amended May 6, 2022, at 87 FR 27002 (link).

85. 40 C.F.R. Part 63, Subpart CCCC, Coke Ovens: Pushing, Quenching, and Battery Stacks; revised as of July 1, 2021 (link); amended November 19, 2021, at 86 FR 66038 (link); amended November 1, 2019, at 84 FR 58601 (link); amended March 12, 2020, at 85 FR 14526 (link); amended June 3, 2020, at 85 FR 34326 (link).

86. 40 C.F.R. Part 63, Subpart DDDD, Industrial, Commercial, and Institutional Boilers and Process Heaters; revised as of July 1, 2021 (link); amended October 6, 2022 at 87 FR 60816 (link); amended November 14, 2018, at 83 FR 56713 (link); amended March 12, 2020, at 85 FR 14526 (link); amended June 3, 2020, at 85 FR 34326 (link).

87. 40 C.F.R. Part 63, Subpart EEEE, Iron and Steel Foundries; revised as of July 1, 2021 (link); amended September 10, 2020, at 85 FR 56080 (link); amended July 13, 2020, at 85 FR 42074 (link); amended July 10, 2020, at 85 FR 41680 (link); amended July 10, 2020, at 85 FR 41680 (link).

88. 40 C.F.R. Part 63, Subpart FFFF, Integrated Iron and Steel Manufacturing Facilities; revised as of July 1, 2021 (link); amended July 13, 2020, at 85 FR 42074 (link); amended July 10, 2020, at 85 FR 41680 (link); amended July 10, 2020, at 85 FR 41680 (link).

89. 40 C.F.R. Part 63, Subpart GGGG, Site Remediation; revised as of July 1, 2021 (link); amended July 10, 2020, at 85 FR 41680 (link); amended July 10, 2020, at 85 FR 41680 (link).

90. 40 C.F.R. Part 63, Subpart HHHH, Miscellaneous Coating Manufacturing; revised as of July 1, 2021 (link); amended August 14, 2020, at 85 FR 49724 (link); amended November 25, 2020, at 85 FR 75235 (link); amended May 6, 2022, at 87 FR 27002 (link).

91. 40 C.F.R. Part 63, Subpart IIII, Mercury Emissions from Mercury Cell Chlor-Alkali Plants; revised as of July 1, 2021 (link); amended November 19, 2021, at 86 FR 66038 (link); amended May 6, 2022, at 87 FR 27002 (link).

92. 40 C.F.R. Part 63, Subpart JJJJ, Brick and Structural Clay Products Manufacturing; revised as of July 1, 2021 (link); amended November 19, 2021, at 86 FR 66038 (link); amended November 1, 2019, at 84 FR 58601 (link); amended March 12, 2020, at 85 FR 14526 (link); amended June 3, 2020, at 85 FR 34326 (link).

93. 40 C.F.R. Part 63, Subpart KKKK, Clay Ceramics Manufacturing; revised as of July 1, 2021 (link); amended November 19, 2021, at 86 FR 66038 (link); amended November 1, 2019, at 84 FR 58601 (link); amended March 12, 2020, at 85 FR 14526 (link); amended June 3, 2020, at 85 FR 34326 (link).

94. 40 C.F.R. Part 63, Subpart LLLL, Asphalt Processing and Asphalt Roofing Manufacturing; revised as of July 1, 2021 (link); amended March 12, 2020, at 85 FR 14526 (link); amended June 3, 2020, at 85 FR 34326 (link).

95. 40 C.F.R. Part 63, Subpart MMMM, Flexible Polyurethane Foam Fabrication Operations; revised as of July 1, 2021 (link); amended November 18, 2021, at 86 FR 64385 (link).

96. 40 C.F.R. Part 63, Subpart NNNN, Hydrochloric Acid Production; revised as of July 1, 2021 (link); amended April 15, 2020, at 85 FR 20855 (link); amended July 10, 2020, at 85 FR 41680 (link).

97. 40 C.F.R. Part 63, Subpart PPPP, Engine Test Cells/Stands; revised as of July 1, 2021 (link); amended June 3, 2020, at 85 FR 34326 (link).



98. 40 C.F.R. Part 63, Subpart QQQQQ, Friction Materials Manufacturing Facilities; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11039>); ~~amended February 8, 2019, at 84 FR 2742~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11971>).

99. 40 C.F.R. Part 63, Subpart RRRRR, Taconite Iron Ore Processing; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11040>); ~~amended July 28, 2020, at 85 FR 45476~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13599>).

100. 40 C.F.R. Part 63, Subpart SSSSS, Refractory Products Manufacturing; revised as of July 1, 2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11041>); amended November 19, 2021, at 86 FR 66045 (link).

101. 40 C.F.R. Part 63, Subpart TTTTT, Primary Magnesium Refining; revised as of July 1, 2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11042>); amended November 19, 2021, at 76 FR 66045 (link).

102. 40 C.F.R. Part 63, Subpart UUUUU, Coal and Oil-Fired Electric Utility Steam Generating Units; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11043>); ~~amended July 2, 2018, at 83 FR 30879~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-10924>); ~~amended November 14, 2018, at 83 FR 56713~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11965>); ~~amended May 23, 2019, at 84 FR 23727~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11973>); ~~amended September 9, 2020, at 85 FR 55744~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13608>).

103. No change.

104. 40 C.F.R. Part 63, Subpart ZZZZZ, Iron and Steel Foundries Area Sources; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11045>); ~~amended September 10, 2020, at 85 FR 56080~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13603>).

105. 40 C.F.R. Part 63, Subpart DDDDDD, Polyvinyl Chloride and Copolymers Production Area Sources; revised as of July 1, 2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11046>).

106. through 112. No change.

113. 40 C.F.R. Part 63, Subpart OOOOOO, Flexible Polyurethane Foam Production and Fabrication Area Sources; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11054>); amended November 18, 2021, at 86 FR 64385 (link).

114. 40 C.F.R. Part 63, Subpart PTTTTT, Lead Acid Battery Manufacturing Area Sources; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11055>).

115. 40 C.F.R. Part 63, Subpart QQQQQQ, Wood Preserving Area Sources; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11056>).

116. 40 C.F.R. Part 63, Subpart RRRRRR, Clay Ceramics Manufacturing Area Sources; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11057>).

117. No change.

118. 40 C.F.R. Part 63, Subpart TTTTTT, Secondary Nonferrous Metals Processing Area Sources; revised as of July 1, 2021 (link)~~2017~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11059>).

(c) No change.

(d) General Subparts Adopted. The following general subparts of 40 C.F.R. Part 63, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 C.F.R. Part 63, Subpart A, General Provisions; revised as of July 1, 2021 (link); amended October 6, 2022, at 87 FR 60816 (link); amended November 19, 2021, at 86 FR 66038 (link); amended November 19, 2021, at 86 FR 66045 (link); amended November 19, 2021, at 86 FR 66096 (link)~~2019~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-13617>); ~~amended November 1, 2019, at 84 FR 58601~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11969>); ~~February 25, 2020, at 85 FR 10828~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11966>); ~~amended March 9, 2020, at 85 FR 13524~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11981>); ~~amended March 12, 2020, at 85 FR 14526~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11970>); ~~amended March 26, 2020, at 85 FR 17244~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11963>); ~~amended July 2, 2020, at 85 FR 39980~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13601>); ~~amended July 6, 2020, at 85 FR 40386~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13600>); ~~amended July 7, 2020, at 85 FR 40740~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13592>); ~~amended July 8, 2020, at 85 FR 41100~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13596>); ~~amended July 9, 2020, at 85 FR 41276~~ (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13596>).

~~13598); amended July 10, 2020, at 85 FR 41411 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13610>); amended July 10, 2020, at 85 FR 41680 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13616>); amended July 13, 2020, at 85 FR 42074 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13588>); amended July 22, 2020, at 85 FR 44216 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13593>); amended July 24, 2020, at 85 FR 44960 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13590>); amended July 28, 2020, at 85 FR 45476 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13599>); amended August 12, 2020, at 85 FR 49084 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13594>); amended August 13, 2020, at 85 FR 49434 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13591>); amended August 14, 2020, at 85 FR 49724 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13595>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>); amended March 11, 2021, at 86 FR 13819 (40 CFR Part 63 Subpart A 3-11-21).~~

2. No change.

3. 40 C.F.R. Part 63, Subpart C, List of Hazardous Air Pollutants, Petitions Process, Lesser Quantity Designations, Source Category List; revised as of July 1, 2017 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11061>); amended January 5, 2022, at 87 FR 396 (link).

4. through 5. No change.

(e) Appendices Adopted. The following appendices of 40 C.F.R. Part 63, revised as of July 1, 2017, or later as specifically indicated, are adopted and incorporated by reference:

1. Appendix A, Test Methods; revised as of July 1, 2021 (link)2017

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-13618>); amended October 7, 2020, at 85 FR 63394 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13613>); December 2, 2020, at 85 FR 77384 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-13589>).~~

2. through 5. No change.

(12) No change.

(13) Title 40, Code of Federal Regulations, Part 65, Consolidated Federal Air Rule. Subparts A through G of 40 C.F.R. Part 65, revised as of July 1, 2021 (link)2016 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08882>), are adopted and incorporated by reference.

(14) No change.

(15) Title 40, Code of Federal Regulations, Part 70, State Operating Permit Programs. The provisions of 40 C.F.R. Part 70, §§70.1 through 70.11, revised as of July 1, 2021 (link)2016

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-08883>); amended February 5, 2020, at 85 FR 6431 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11982>), are adopted and incorporated by reference.~~

(16) through (20) No change.

(21) Title 40, Code of Federal Regulations, Part 77, Excess Emissions, revised as of July 1, 2016 revised as of July 1, 2016 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08889>), is adopted and incorporated by reference.

(22) Title 40, Code of Federal Regulations, Part 78, Appeal Procedures for Acid Rain Program, revised as of July 1, 2021 (link)2016

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-08890>), is adopted and incorporated by reference.~~

(23) Title 40, Code of Federal Regulations, Part 81, Designation of Areas for Air Quality Planning Purposes.

(a) No change.

(b) The provisions of 40 C.F.R. Part 81, §81.310, revised as of July 1, 2021 (link)2019 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11984>); amended November 12, 2019, at 84 FR 60927 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11958>); amended February 20, 2020, at 85 FR 9666 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11960>), are adopted and incorporated by reference.

(c) No change.

(24) Title 40, Code of Federal Regulations, Part 82, Protection of Stratospheric Ozone. Subpart A of 40 C.F.R. Part 82, revised as of July 1, 2021 (link)2016 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-08892>); amended March 11, 2020, at 85 FR 14150 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-11983>), or later as specifically indicated, is adopted and incorporated by reference.

(25) Title 40, Code of Federal Regulations, Part 89, Control of Emissions From New and In-Use Nonroad Compression-Ignition Engines. Subparts A and B of 40 C.F.R. Part 89, revised as of July 1, 2021 (link)2016 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-08893>), are adopted and incorporated by reference.

(26) Title 40, Code of Federal Regulations, Part 93, Determining Conformity of Federal Actions to State or Federal Implementation Plans. Subparts A and B of 40 C.F.R. Part 93, revised as of July 1, 2021 (link)2016 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08894>), are adopted and incorporated by reference.

Rulemaking Authority 403.061, 403.8055 FS. Law Implemented 403.031, 403.061, 403.087, 403.0872, 403.8055 FS. History—New 3-13-96, Amended 6-25-96, 10-7-96, 10-17-96, 12-20-96, 4-18-97, 6-18-97, 7-7-97, 10-3-97, 12-10-97, 3-2-98, 4-7-98, 5-20-98, 6-8-98, 10-19-98, 4-1-99, 7-1-99, 9-1-99, 10-1-99, 4-1-00, 10-1-00, 1-1-01, 8-1-01, 10-1-01, 4-1-02, 7-1-02, 10-1-02, 1-1-03, 4-1-03, 10-1-03, 1-1-04,

4-1-04, 7-1-04, 10-1-04, 1-1-05, 4-1-05, 7-1-05, 10-1-05, 1-1-06, 4-1-06, 7-1-06, 9-4-06, 9-6-06, 1-8-07, 1-31-07, 4-2-07, 5-31-07, 7-2-07, 10-1-07, 2-1-08, 7-1-08, 10-1-08, 10-6-08, 12-1-08, 11-18-09, 6-11-10, 7-1-10, 10-1-10, 12-30-10, 12-1-11, 12-1-12, 5-22-13, 12-17-13, 1-24-14, 1-14-15, 1-7-16, 10-23-16, 1-13-17, 12-21-17, 9-25-18, 8-12-19, 4-2-20, 6-15-20, 10-8-21,\_\_\_\_\_.

## FISH AND WILDLIFE CONSERVATION COMMISSION

### Vessel Registration and Boating Safety

RULE NO.: RULE TITLE:

68D-24.018 St. Johns River Boating Restricted Areas

PURPOSE AND EFFECT: The proposed rule amendments modify the boating restricted areas on the St. Johns River in Lake. Seminole, and Volusia counties and/or clarify the coordinates used in the description of zone boundaries and site location of the United States Geological Survey gauge for purposes of measuring water levels.

SUMMARY: The proposed rule amendments reference the GPS coordinates for boundaries and identify the site location for measuring water levels at the United States Geological Survey gauge. This information provides a more specific description of the boating restricted areas on the St. Johns River.

#### SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the nature of the rule and the preliminary analysis conducted to determine whether a SERC was required,

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 327.04, 327.46, FS.

LAW IMPLEMENTED: 327.33(3), 327.46 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: : Kate Grimes, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, kate.grimes@myfwc.com; (850)617-9493.

THE FULL TEXT OF THE PROPOSED RULE IS:

### 68D-24.018 St. Johns River Boating Restricted Areas.

(1) For the purpose of regulating the speed and operation of vessel traffic on the St. Johns River in Lake, Seminole and Volusia Counties, Florida the following boating restricted areas are established. Coordinates used in the description of zone boundaries are referenced to the North American Datum of 1983 (NAD83). The boating restricted areas exclude all associated tributaries, creeks, canals, backwaters, channels, boat basins and other waterways unless otherwise designated or specifically described for inclusion:

- (a) No Change.
- (b) Flood Zones.

1. Astor: During flooding, an Idle Speed No Wake zone from shoreline to shoreline in the St. Johns River, bounded on the northwest by a line drawn perpendicular to the centerline of the St. Johns River 50 feet north of the confluence of South Moon Canal and the St. Johns River and bounded on the south by a line drawn perpendicular to the centerline of the St. Johns River approximately 4,160 ~~2,125~~ feet south of the south end of the fender of the SR 40 (Astor) Bridge to GPS position 29° 9.37267' North 81°31.38050' West, as depicted in Drawing J, when the St. Johns River water level is 2.3 feet or higher when measured at the United States Geological Survey gauge at Astor (USGS site # 02236125), as determined by the flood stage established by the National Weather Service as indicated by the St. Johns River Water Management District gauge at the SR 40 (Astor) Bridge.

2. Highbanks Boat Ramp: During flooding, an Idle Speed No Wake zone from shoreline to shoreline in the St. Johns River, bounded on the north by a line drawn perpendicular to the centerline of the St. Johns River 1,700 feet north of the centerline of Highbanks Road Boat Ramp and bounded on the southwest by a line perpendicular to the centerline of the St. Johns River 1,800 feet south of the centerline of the Highbanks Boat Ramp, as depicted in Drawing K, when the St. Johns River water level is 5.5 feet or higher when measured at the United States Geological Survey gauge at Sanford (USGS site #02234500), as determined by the flood stage established by the National Weather Service 5.6 feet or higher as indicated by the St. Johns River Water Management District gauge at the Sanford Station.

3. Mullet Lake Park: During flooding, an Idle Speed No Wake zone from shoreline to shoreline in the St. Johns River, bounded on the east by a line drawn perpendicular to the centerline of the St. Johns River at Mullet Lake Park Boat Ramp and bounded on the west by a line drawn perpendicular to the centerline of the St. Johns River 3,000 feet west of Mullet Lake Park Boat Ramp, as depicted in Drawing L, when the St. Johns