

Environmental Protection Agency

§ 52.171

EPA-APPROVED STATUTES IN THE ARKANSAS SIP—Continued

| State citation | Title/subject | State submittal/ effective date | EPA approval date | Explanation |
|----------------|--|---------------------------------|---------------------------|----------------------|
| 82-1937 | Industrial Secrets Confidential—Revealing a Misdemeanor. | 11/25/85 | 08/04/86 (51 FR 27840) .. | Ref 52.200(c)(23). |
| 82-1938 | Unlawful Acts | 01/28/72 | 05/31/72 (37 FR 10841) .. | Ref 52.200(a) & (b). |
| 82-1939 | Variance from Regulations. | 01/28/72 | 05/31/72 (37 FR 10841) .. | Ref 52.200(a) & (b). |
| 82-1940 | Application of Water Pollution Provisions. | 01/28/72 | 05/31/72 (37 FR 10841) .. | Ref 52.200(a) & (b). |
| 82-1941 | Political Subdivision Forbidden to Legislate on Air Pollution. | 01/28/72 | 05/31/72 (37 FR 10841) .. | Ref 52.200(a) & (b). |
| 82-1942 | Radiation Control Law Not Amended or Repealed—No Authority to Commission Over Employer-Employee Relationships. | 01/28/72 | 05/31/72 (37 FR 10841) .. | Ref 52.200(a) & (b). |
| 82-1943 | Private Rights Unchanged | 01/28/72 | 05/31/72 (37 FR 10841) .. | Ref 52.200(a) & (b). |

Small Business Assistance Program Act (Act 251 of 1993)

| | | | | |
|---------------|----------------|----------|---------------------------|--------------------|
| Act 251 | SBAP Act | 02/26/93 | 03/08/95 (60 FR 12691) .. | Ref 52.200(c)(31). |
|---------------|----------------|----------|---------------------------|--------------------|

EPA-APPROVED CONTROL MEASURES IN THE ARKANSAS SIP

| Control measures | Applicable geographic or nonattainment area | State submittal/ effective date | EPA approval date | Explanation |
|---|---|---------------------------------|----------------------------|--------------------------|
| Air Quality Surveillance | Statewide | 04/24/80 | 08/06/81 (46 FR 40005) .. | Ref 52.200(c)(6) & (20). |
| Lead SIP | Statewide | 12/10/79 | 04/16/82 (47 FR 16328) .. | Ref 52.200(c)(17). |
| Protection of Visibility in Mandatory Class I Federal Areas. | Statewide | 06/12/85 | 02/10/86 (51 FR 4910) | Ref 52.200(c)(22). |
| Part II of the Visibility Protection Plan. | Statewide | 10/09/87 | 07/21/88 (53 FR 27514) .. | Ref 52.200(c)(25). |
| Good Engineering Practice Stack Height Regulations. | Statewide | 06/1/87 | 02/23/89 (54 FR 7764) | Ref 52.200(c)(26). |
| Small Business Stationary Source Technical and Environmental Compliance Assistance Program. | Statewide | 11/06/92 | 03/08/95 (60 FR 12691) .. | Ref 52.200(c)(31). |

EPA-APPROVED NON-REGULATORY PROVISIONS AND QUASI-REGULATORY MEASURES IN THE ARKANSAS SIP

| Name of SIP provision | Applicable geographic or nonattainment area | State submittal/ effective date | EPA approval date | Explanation |
|---|---|---------------------------------|---|-------------|
| Emissions Inventory for Crittenden County 8-Hour Ozone Maintenance plan for the Crittenden County, Arkansas Area. | Crittenden County Crittenden, Shelby County. | 6/22/07 2/26/2009 | 1/15/09 (74 FR 2383). 3/24/2010 (75 FR 14077). | |

[63 FR 56927, Oct. 23, 1998, as amended at 65 FR 61107, Oct. 16, 2000; 66 FR 51316, Oct. 9, 2001; 71 FR 13545, Mar. 16, 2006; 72 FR 18396, Apr. 12, 2007; 72 FR 54561, Sept. 26, 2007; 74 FR 2386, Jan. 15, 2009; 75 FR 14080, Mar. 24, 2010]

§ 52.171 Classification of regions.

The Arkansas plan was evaluated on the basis of the following classifications:

| Air quality control region | Pollutant | | | | |
|--|--------------------|---------------|------------------|-----------------|-------|
| | Particulate matter | Sulfur oxides | Nitrogen dioxide | Carbon monoxide | Ozone |
| Central Arkansas Intrastate | II | III | III | III | III |
| Metropolitan Fort Smith Interstate | II | III | III | III | III |
| Metropolitan Memphis Interstate | I | III | III | III | I |
| Monroe (Louisiana)-El Dorado (Arkansas) Interstate | II | III | III | III | III |
| Northeast Arkansas Intrastate | III | III | III | III | III |
| Northwest Arkansas Intrastate | III | III | III | III | III |
| Shreveport-Texarkana-Tyler Interstate | II | III | III | III | III |

[37 FR 10850, May 31, 1972, as amended at 39 FR 16346, May 8, 1974; 45 FR 6571, Jan. 29, 1980]

§ 52.172 Approval status.

With the exceptions set forth in this subpart, the Administrator approves Arkansas' plan for the attainment and maintenance of the national standards under section 110 of the Clean Air Act. Further, the Administrator finds that the plan satisfies all requirements of Part D of the Clean Air Act, as amended in 1977, except as noted below.

[45 FR 6571, Jan. 29, 1980]

§§ 52.173-52.180 [Reserved]

§ 52.181 Significant deterioration of air quality.

(a) The plan submitted by the Governor of Arkansas as follows:

(1) April 23, 1981—submittal of the PSD Supplement Arkansas Plan of Implementation for Pollution Control (the "PSD Supplement") submitted April 23, 1981 (as adopted by the Arkansas Commission on Pollution Control and Ecology (ACPCE) on April 10, 1981);

(2) June 3, 1988—submittal of revisions to the PSD Supplement (revised and adopted by the ACPCE on March 25, 1988);

(3) June 19, 1990—submittal of revisions to the PSD Supplement (revised and adopted by the ACPCE on May 25, 1990), and;

(4) March 5, 1999—submittal of Regulation 19, Chapter 9, Prevention of Significant Deterioration which recodified Arkansas' PSD regulations (as adopted by the Arkansas Pollution Control and Ecology Commission on January 22, 1999)

(b) The requirements of sections 160 through 165 of the Clean Air Act are not met for federally designated Indian lands. Therefore, the provisions of

§ 52.21 except paragraph (a)(1) are hereby incorporated and made a part of the applicable implementation plan and are applicable to sources located on land under the control of Indian governing bodies.

[56 FR 20139, May 2, 1991, as amended at 63 FR 17683, Apr. 10, 1998; 63 FR 32981, June 17, 1998; 65 FR 61108, Oct. 16, 2000; 68 FR 11322, Mar. 10, 2003; 68 FR 74488, Dec. 24, 2003]

§ 52.183 Small business assistance program.

The Governor of Arkansas submitted on November 6, 1992, a plan revision to develop and implement a Small Business Stationary Source Technical and Environmental Compliance Assistance Program (PROGRAM) to meet the requirements of section 507 of the Clean Air Act by November 15, 1994. The plan commits to provide technical and compliance assistance to small businesses, hire an Ombudsman to serve as an independent advocate for small businesses, and establish a Compliance Advisory Panel to advise the program and report to the EPA on the program's effectiveness. On April 23, 1993, the Governor submitted Act 251 of 1993 which establishes the Compliance Advisory Panel for the PROGRAM.

[60 FR 12695, Mar. 8, 1995]

§ 52.200 Original identification of plan section.

(a) This section identifies the original "Arkansas Plan for Implementation for Air Pollution Control" and all revisions submitted by Arkansas that were federally approved prior to July 1, 1998.

(b) The plan was officially submitted on January 28, 1972.