

(h) cause or contribute to a violation of the national ambient air quality standards.

**R307-405-9. Stack Heights.**

The provisions of 40 CFR 52.21(h), effective July 1, 2006, are hereby incorporated by reference.

**R307-405-10. Exemptions.**

(1) The provisions of 40 CFR 52.21(i)(1)(vi) through (viii), effective July 1, 2006, are hereby incorporated by reference.

(2) The provisions of 40 CFR 52.21(i)(2) through (5), effective July 1, 2006, are hereby incorporated by reference.

**R307-405-11 Control Technology Review.**

The provisions of 40 CFR 52.21(j), effective July 1, 2006, are hereby incorporated by reference.

**R307-405-12. Source Impact Analysis.**

The provisions of 40 CFR 52.21(k), effective July 1, 2006, are hereby incorporated by reference.

**R307-405-13. Air Quality Models.**

The provisions of 40 CFR 52.21(l), effective July 1, 2006, are hereby incorporated by reference.

**R307-405-14. Air Quality Analysis.**

(1) The provisions of 40 CFR 52.21(m)(1)(i) through (iv), (vi), and (viii), effective July 1, 2006, are hereby incorporated by reference.

(2) The provisions of 40 CFR 52.21(m)(2) and (3), effective July 1, 2006, are hereby incorporated by reference.

**R307-405-15. Source Information.**

The provisions of 40 CFR 52.21(n), effective July 1, 2006, are hereby incorporated by reference.

**R307-405-16. Additional Impact Analysis.**

The provisions of 40 CFR 52.21(o), effective July 1, 2006, are hereby incorporated by reference.

**R307-405-17. Sources Impacting Federal Class I Areas: Additional Requirements.**

(1) The provisions of 40 CFR 52.21(p), effective July 1, 2006, are hereby incorporated by reference.

(2) The executive secretary will transmit to the EPA Administrator a copy of each permit application relating to a major stationary source or major modification and provide notice to the EPA Administrator of every action related to the consideration of such permit.

**R307-405-18. Public Participation.**

(1) Except as provided in (2), the provisions of 40 CFR 51.166(q)(1) and (2), effective July 1, 2006, are hereby incorporated by reference.

(2) The phrase "within a specified time period" in 40 CFR 51.166(q)(1) shall be replaced with the phrase "within 30 days of receipt of the PSD permit application".

**R307-405-19. Source Obligation.**

(1) Except as provided in (2) below, the provisions of 40 CFR 52.21(r), effective July 1, 2006, are hereby incorporated by reference.

(2) The parenthetical phrase in the first sentence in 40 CFR 52.21(r)(6) shall be changed to read "(other than projects at a source with a PAL)."

**R307-405-20. Innovative Control Technology.**

(1) Except as provided in (2), the provisions of 40 CFR 52.21(v), effective July 1, 2006, are hereby incorporated by reference.

(2)(a) The reference to "40 CFR 124.10" in 40 CFR 52.21(v)(1) shall be changed to "R307-405-18".

(b) 40 CFR 52.21(v)(2) shall be changed to read "The executive secretary shall, with the consent of the governors of other affected states, determine that the source or modification may employ a system of innovative control technology, if:".

**R307-405-21. Actuals PALs.**

(1) Except as provided in (2), the provisions of 40 CFR 52.21(aa), effective July 1, 2006, are hereby incorporated by reference.

(2)(a) The reference to "51.165(a)(3)(ii) of this chapter" in 40 CFR 52.21(aa)(4)(ii) shall be changed to "R307-403".

(b) The reference to "51.165(a)(3)(ii) of this chapter" in 40 CFR 52.21(aa)(8)(ii)(2) shall be changed to "R307-403".

(c) The references to "70.6(a)(3)(iii)(B) of this chapter" in 40 CFR 52.21(aa)(14)(ii) shall be changed to "R307-415-6a(3)(c)(ii)".

(d) The date of "March 3, 2003" in 40 CFR 52.21(aa)(15)(i) and (ii) shall be changed to "June 16, 2006".

**R307-405-22. Banking of Emission Offset Credit in PSD Areas.**

Banking of emission offset credits in PSD areas will be permitted. To preserve banked emission reductions the executive secretary must identify them in either the Utah SIP or an order. The executive secretary will provide a registry to identify the person, private entity, or government authority that has the right to use or allocate the banked emission reduction and to record any transfer of or lien on these rights.

**KEY: air pollution, PSD, Class I area**

**Date of Enactment or Last Substantive Amendment: September 7, 2007**

**Notice of Continuation: July 13, 2007**

**Authorizing, and Implemented or Interpreted Law: 19-2-104**

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