

Secretary of State
Filing Data

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Regulations**

For Emergency
Regulations Only

Effective Date

Expiration Date

Governor's Signature

State Environmental Commission

Classification Proposed Adopted By Agency Temporary Emergency Permanent

Permanent Regulation R088-09: Adopt by Reference Federal Regulations: This state air quality regulation proposed by the Nevada Division of Environmental Protection (NDEP) adopts by reference appropriate new and revised federal New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAP) promulgated by the U.S. Environmental Protection Agency (EPA). NDEP then requests delegation of the NSPS and NESHAP programs to Nevada; however, it is necessary for the state to first adopt the federal rule so that US EPA can delegate the implementation.

These proposed amendments update NAC 445B.221 with applicable new and revised federal NSPS and NESHAP rules that became effective after March 2008. This update will allow the regulated industry to continue to work with the state as opposed to the US EPA. Additionally, adopting the test methods will allow the NDEP to use methods approved by US EPA and recognized by the scientific community to measure emissions from sources.

Authority citation other than 233B: §1, NRS 445b.210

Notice date: September 03, 2009

Hearing date: October 6, 2009