

Instructions for Use

This document contains the Federally approved air pollution regulations of the Nebraska Department of Environmental Quality (NDEQ), codified by the state as Nebraska Air Pollution Control Rules and Regulations (Title 129) and Rules of Practice and Procedure (Title 115). In addition, it includes other regulatory requirements (orders, permits, etc.), as well as the regulations of the local authorities in the cities of Lincoln and Omaha and in Lancaster County. All have been approved by the EPA pursuant to the Clean Air Act (CAA) and, as such, are Federally enforceable. This document contains rules approved as part of the State Implementation Plan (SIP), rules approved pursuant to section 111(d), rules approved pursuant to section 112(1), and the approved Title V regulations.

Following each regulation is a historical record of the EPA's actions approving or disapproving all or part of the rule. The entries begin with the most current revision to the rule. The following explanation of the entries may be helpful to you:

- CFR** - The citation in the Code of Federal Regulations which approved the rule or rule revision. **NOTE: On February 12, 1999, the Region restructured 40 CFR Part 52, Subpart CC, for the state of Nebraska. For citations in this compilation to 40 CFR 52.1420 prior to this date, the reader should now refer to 40 CFR 52.1426. (See 64 FR 7091.)**
- FRM** - The citation and date of the EPA's final rulemaking as published in the Federal Register.
- PRM** - The citation and date of the EPA's proposed rulemaking as published in the Federal Register. In some instances, no proposal was published.
- State Submission** - The date of the letter from the Governor or his/her designated representative submitting the rule or rule revision.
- State Proposal** - Generally, the date of the public hearing.
- State Final** - The effective date of the state or local rule.

APDB File - The file in the Air Planning and Development Branch (APDB) which contains the relevant documentation.

Description - A description of the EPA's action on the state's submission.

Difference Between State (Local) and the EPA-Approved Regulation To the extent possible, a description of the difference between the state (local) version of the rule and the Federally approved regulation is given.

Many of these regulations have been approved piecemeal as part of the SIP. Where the state never submitted a change or where the EPA disapproved (or did not act on) a revision, the result can be a Federally approved rule with sections, paragraphs, and/or language missing, as well as internal numbering that appears inappropriate. Efforts are being made to resolve these discrepancies. However, such problems will remain where the EPA and the state have firm differing opinions on a regulatory issue. For a current version of a state or local rule, you should consult the appropriate state or local agency.

When the EPA approves a regulatory change to the SIP, a section 111(d) rule, or the operating permit regulations, the Air Planning and Development Branch will provide you with an updated version of the complete rule within 60 days of the effective date of the EPA's action.

Finally, any errors in this document should be brought to the attention of the SIP Coordinator (913/551-7659) in the Air Planning and Development Branch.