

Title 129 - Nebraska Air Quality Regulations

Chapter 36 - CONTROL REGULATIONS; CIRCUMVENTION, WHEN EXCEPTED

001 No person shall cause or permit the installation or use of any machine, equipment, device or other article, or alter any process in any manner which conceals or dilutes the emissions of contaminants without resulting in a reduction of the total amounts of contaminants emitted.

002 Exception to 001 may be granted by the Department, upon request, provided that such action is intended to convert the physical and/or chemical nature of the contaminant emission and that failure to reduce total contaminant emissions results solely from the introduction of contaminants which are not deemed to be detrimental to the public interest.

Enabling Legislation: Neb. Rev. Stat. §§81-1504(1)(2);  
81-1505(12)

Legal Citation: Title 129, Ch. 36, Nebraska Department of  
Environmental Quality

EPA Rulemakings

CFR: 40 C.F.R. 52.1420(c)(41)  
FRM: 60 FR 372 (01/04/95)  
PRM: 60 FR 418 (01/04/95)  
State Submission: 2/16/94  
State Proposal: 9/16/93  
State Final: 6/26/94  
APDB File: NE-31  
Description: The EPA approved the renumbering of this rule as part of the overall recodification of the Nebraska rules. The rule was previously Chapter 21.

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Note: All previous versions of the rule are obsolete; the record of prior rulemakings is shown below for historical purposes only.

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CFR: 40 C.F.R. 52.1420(c)(37)  
FRM: 54 FR 21059 (5/16/89)  
PRM: None  
State Submission: 6/15/88  
State Proposal: 2/5/88  
State Final: 6/5/88  
APDB File: NE-21  
Description: The EPA reapproved this rule as Chapter 21 as part of an action to update the entire set of regulations in the Nebraska SIP.

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CFR: 40 C.F.R. 52.1420(c)(4)  
FRM: 41 FR 8962 (3/2/76)  
PRM: None  
State Submission: 6/9/72  
State Proposal: Unknown  
State Final: 6/6/72  
APDB File: NE-00  
Description: As part of an action to clarify the list of SIP revisions submitted by the states, the EPA reapproved this rule. There were no apparent changes.

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CFR: 40 C.F.R. 52.1420(a)  
FRM: 37 FR 10842 (5/31/72)  
PRM: None  
State Submission: 1/28/72  
State Proposal: Unknown  
State Final: 6/6/72  
APDB File: NE-00  
Description: The EPA approved this as Rule 8 pertaining to circumvention in the original SIP.

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Difference Between the State and EPA-Approved Regulation

None.