



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
We make Indiana a cleaner, healthier place to live.

Mitchell E. Daniels, Jr.
Governor

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Commissioner

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February 14, 2005

Mr. Bharat Mathur
Acting Regional Administrator
U.S. EPA, Region V
77 West Jackson Boulevard
Chicago, IL 60604

Re: Clean Air Act, Section 112(l)
Delegation Request

Dear Mr. Mathur:

This letter is to request delegation of authority to Indiana to implement and enforce federal standards promulgated under Section 112 of the Clean Air Act. This request is consistent with U.S. EPA's final rule addressing delegation of authority (65 FR 55809, September 14, 2000) and final rule approving Indiana's Section 112(l) Program of Delegation (62 FR 36460, July 8, 1997).

U.S. EPA issued final rules in July 1997, March 2000 and April 2004 delegating Indiana implementation and enforcement authority for Section 112(l) standards promulgated through those dates, respectively.

Based on prior program submittals and approvals for Indiana's Title V air permit and Section 112 delegation programs, Indiana has met the "up-front" approval requirements as specified in 40 CFR 63.91(d). The remaining criterion for approval is a demonstration that the State has adequate legal authority to implement and enforce the applicable federal standard. While incorporation of the federal requirements into the Title V air permit provides sufficient authority, Indiana also has incorporated the federal standards by reference into the state rules, providing legal authority outside of the Title V program.

This request covers those Section 112 standards adopted into Indiana rules, unchanged from the federal standard, since April 26, 2004. A copy of the state rule language is enclosed (Enclosure A). A complete list of previously delegated Section 112 standards is also enclosed (Enclosure B).

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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DATE: 8/24/05

TO: Steve Rosenthal TELEFAX: 312-886-5824

COMPANY/DIVISION: EPA - Region V TELEPHONE: 312-886-6052

FROM: Pat Troth TELEPHONE:

COMMISSION/SECTION: OAQ - Rules Section NUMBER OF PAGES: 16 + Cover

COMMENTS: Feb. 14, 2005 letter to Bharat Mathur and Enclosures.

INDIANA GOVERNMENT CENTER NORTH / AREA CODE 317:

IDEM LOCATION:	FLOOR:	FAX NUMBER:	CONFIRM NUMBER:
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Air Mgmt-Air Programs	10th	233-2342	233-1179
Air Mgmt Asbestos	10th	233-3257	233-3861
Air Mgmt General	10th	233-5967	233-0178
Air Mgmt Permits	10th	232-6749	232-8384
Drinking Water	11th	233-4165	233-4222
Drink Water/Compliance	11th	233-0241	233-4222
Enforcement	13th	232-5968	233-5529
Enviro Response/M.I.S.	12th	233-6358	233-6352
External Affairs	13th	232-8564	232-8560
IDEM Commissioner	13th	233-6647	232-8162
Legal Counsel	13th	233-5517	232-8753
Mgmt/Budget/Admin/M.I.S	13th	232-5539	232-8162
OSHWI File Room	11th	232-3403	232-3399
Water Management	11th	232-8406	232-8476
Water Management	12th	232-8637	232-8670

Air Management/Shadeland		308-3239	308-3236
Water Management/Shadeland(Compliance)		308-3340	308-3280
Northwest Office Gary, IN		(219) 881-6745	(219)881-6712

The following standards are included in this request:

<u>NESHAP</u>	<u>Federal Citation</u> 40 CFR Part 63	<u>State Citation</u> 326 IAC	<u>Effective Date</u>
Chemical Recovery	MM	20-49	May 1, 2004
Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semichemical Pulp Mills			
Petroleum Refineries: Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units	UUU	20-50	May 1, 2004
Manufacturing of Nutritional Yeast	CCCC	20-51	May 1, 2004
Wet-Formed Fiberglass Mat Production	HHHH	20-52	May 1, 2004
Leather Finishing Operations	TTTT	20-53	May 1, 2004
Cellulose Products Manufacturing	UUUU	20-54	May 1, 2004
Rubber Tire Manufacturing	XXXX	20-55	May 1, 2004
Pharmaceuticals Production	GGG	20-57	October 2, 2004
Amino and Phenolic Resins	OOO	20-58	October 2, 2004
Polyether Polyols Production	PPP	20-59	October 2, 2004
Solvent Extraction for Vegetable Oil Production	GGGG	20-60	October 2, 2004
Semiconductor Manufacturing	BBBBB	20-61	October 2, 2004
Refractory Products Manufacturing	SSSSS	20-62	October 2, 2004
Surface Coating of Large Appliances	NNNN	20-63	October 2, 2004
Surface Coating of Metal Coil	SSSS	20-64	October 2, 2004
Paper and Other Web Coating	JJJ	20-65	October 2, 2004
Flexible Polyurethane Foam Fabrication Operations	MMMMM	20-66	October 2, 2004
Municipal Solid Waste Landfills	AAAA	20-67	October 2, 2004
Friction Material Manufacturing Facilities	QQQQQ	20-68	October 2, 2004
Polyvinyl Chloride and Copolymers Production	J	20-69	October 2, 2004
Secondary Aluminum	RRR	20-70	October 2, 2004

In amendments to the Section 112(l) program, U.S. EPA clarified that certain authorities granted to the Administrator may be delegated to the states (65 FR 55809, September 14, 2000). These authorities, identified as Category 1 authorities, are listed in the final federal rule. Indiana requests delegation of these authorities, as applicable to current and future delegated Section 112 standards and programs, to provide clarity for affected sources.

If you should need additional information, please contact Kathryn A. Watson of the Office of Air Quality at 317-233-5694.

Sincerely,



Thomas W. Easterly
Commissioner

Enclosures
TWE/pst

Enclosure A

Rule 49. Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semicheical Pulp Mills
326 IAC 20-49-1 Applicability; incorporation by reference of federal standards

Authority: IC 13-14-8; IC 13-17-3-4; IC 13-17-3-11

Affected: IC 13-15; IC 13-17

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.860* (66 FR 3193, January 12, 2001).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart MM*, (66 FR 3193, January 12, 2001, 66 FR 37591, July 19, 2001, and 66 FR 41086, August 6, 2001), National Emission Standards for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semicheical Pulp Mills.

*These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Department of Environmental Management, Office of Air Quality, Indiana Government Center-North, Tenth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204. (*Air Pollution Control Board; 326 IAC 20-49-1; filed Apr 1, 2004, 3:15 p.m.; 27 IR 2473*)

Rule 50. Petroleum Refineries: Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units

326 IAC 20-50-1 Applicability; incorporation by reference of federal standards

Authority: IC 13-14-8; IC 13-17-3-4; IC 13-17-3-11

Affected: IC 13-15; IC 13-17

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.1561* (67 FR 17774, April 11, 2002).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart UUU*, (67 FR 17773, April 11, 2002), National Emission Standards for Hazardous Air Pollutants for Petroleum Refineries: Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units.

*These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Department of Environmental Management, Office of Air Quality, Indiana Government Center-North, Tenth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204. (*Air Pollution Control Board; 326 IAC 20-50-1; filed Apr 1, 2004, 3:15 p.m.; 27 IR 2473*)

Rule 51. Manufacturing of Nutritional Yeast

326 IAC 20-51-1 Applicability; incorporation by reference of federal standards

Authority: IC 13-14-8; IC 13-17-3-4; IC 13-17-3-11

Affected: IC 13-15; IC 13-17

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.2131* (66 FR 27884, May 21, 2001).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart CCCC*, (66 FR 27884, May 21, 2001), National Emission Standards for Hazardous Air Pollutants: Manufacturing of Nutritional Yeast.

*These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Department of Environmental Management, Office of Air Quality, Indiana Government Center-North, Tenth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204. (*Air Pollution Control Board; 326 IAC 20-51-1; filed Apr 1, 2004, 3:15 p.m.; 27 IR 2473*)

Rule 52. Wet-Formed Fiberglass Mat Production

326 IAC 20-52-1 Applicability; incorporation by reference of federal standards

Authority: IC 13-14-8; IC 13-17-3-4; IC 13-17-3-11

Affected: IC 13-15; IC 13-17

Sec. 1. (a) This rule applies to sources as provided in 40 CFR 63.2981* (67 FR 17835, April 11, 2002).

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart HHHH*, (67 FR 17835, April 11, 2002), National Emission Standards for Hazardous Air Pollutants for Wet-Formed Fiberglass Mat Production.

*These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana