

40 C.F.R. § 52.170

Identification of plan.

(a) *Purpose and scope.* This section sets forth the applicable State Implementation Plan (SIP) for Arkansas under section 110 of the Clean Air Act, 42 U.S.C. 7410, and 40 CFR part 51 to meet national ambient air quality standards.

(b) *Incorporation by reference.* (1) Material listed in paragraphs (c) and (d) of this section with an EPA approval date prior to December 1, 2005, was approved for incorporation by reference by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Material is incorporated as it exists on the date of the approval, and notice of any change in the material will be published in the Federal Register. Entries in paragraphs (c) and (d) of this section with EPA approval dates after December 1, 2005, will be incorporated by reference in the next update to the SIP compilation.

(2) EPA Region 6 certifies that the rules/regulations provided by EPA in the SIP compilation at the addresses in paragraph (b)(3) of this section are an exact duplicate of the officially promulgated State rules/regulations that have been approved as part of the State implementation plan as of December 1, 2005.

(3) Copies of the materials incorporated by reference may be inspected at <https://www.epa.gov/sips-ar> or the Environmental Protection Agency, Region 6, 1201 Elm Street, Suite 500, Dallas, Texas 75270-2102. If you wish to obtain material from the EPA Regional Office, please call (800) 887-6063 or (214) 665-2760.

(c) *EPA approved regulations.*

EPA-Approved Regulations in the Arkansas SIP

State citation	Title/subject	State submittal/effective date	EPA approval date	Explanation
Rule No. 19: Regulations of the Arkansas Plan of Implementation for Air Pollution Control				
Chapter 1: Title, Intent and Purpose				
Rule 19.101	Title	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.102	Applicability	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.103	Intent and Construction	6/22/2022	12/29/2023, 88 FR 90121	

Rule 19.104	Severability	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.105	Incorporation by Reference	6/22/2022	12/29/2023, 88 FR 90121	
Chapter 2: Definitions				
Chapter 2	Definitions	6/22/2022	12/29/2023, 88 FR 90121	
Chapter 3: Protection of the National Ambient Air Quality Standards				
Rule 19.301	Purpose	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.302	Division Responsibilities	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.303	Regulated Sources Responsibilities	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.304	Delegated Federal Programs	6/22/2022	12/29/2023, 88 FR 90121	
Chapter 4: Minor Source Review				
Rule 19.401	General Applicability	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.402	Approval Criteria	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.403	Owner/Operator's Responsibilities	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.404	Required Information	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.405	Action on Application	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.406	Public Participation	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.407	Permit Amendments	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.408	Exemption from Permitting	6/22/2022	12/29/2023, 88 FR 90121	

Rule 19.409	[Reserved]	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.410	Permit Revocation and Cancellation	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.411	General Permits	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.412	Dispersion Modeling	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.413	Confidentiality	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.414	Operational Flexibility— Applicant's Duty to Apply for Alternative Scenarios	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.415	Changes Resulting in No Emissions Increases	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.416	Permit Flexibility	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.417	Registration	6/22/2022	12/29/2023, 88 FR 90121	
Chapter 5: General Emission Limitations Applicability to Equipment				
Rule 19.501	Purpose	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.502	General Rules	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.503	Visible Emission Rules	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.504	Stack Height/Dispersion Rules	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.505	Revised Emissions Limitation	6/22/2022	12/29/2023, 88 FR 90121	
Chapter 6: Upset and Emergency Conditions				

Rule 19.601	Upset Conditions	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.602	Emergency Conditions	6/22/2022	12/29/2023, 88 FR 90121	
Chapter 7: Sampling, Monitoring, and Reporting Requirements				
Rule 19.701	Purpose	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.702	Air Emissions Sampling	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.703	Continuous Emissions Monitoring	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.704	Notice of Completion	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.705	Record Keeping and Reporting Requirements	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.706	Public Availability of Emissions Data	6/22/2022	12/29/2023, 88 FR 90121	
Chapter 9: Prevention of Significant Deterioration				
Rule 19.901	Title	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.902	Purposes	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.903	Definitions	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.904	Adoption of Rules	6/22/2022	12/29/2023, 88 FR 90121	
Chapter 10: Rules for the Control of Volatile Organic Compounds in Pulaski County				
Rule 19.1001	Title	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1002	Purpose	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1003	Definitions	6/22/2022	12/29/2023, 88 FR 90121	

Rule 19.1004	[Reserved]	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1005	Provisions for Specific Processes	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1006	[Reserved]	6/22/2022	12/29/2023, 88 FR 90121	
Chapter 11: Major Source Permitting Procedures				
Chapter 11	Major Source Permitting Procedures	6/22/2022	12/29/2023, 88 FR 90121	
Chapter 13: Stage 1 Vapor Recovery				
Rule 19.1301	Purpose	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1302	Applicability	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1303	Definitions	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1304	Exemptions	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1305	Prohibited Activities	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1306	Record Keeping	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1307	Inspections	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1308	Vapor Recovery Systems	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1309	Gasoline Delivery Vessels	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1310	Owner/Operator Responsibility	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1311	Test Methods	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1312	Effective Date	6/22/2022	12/29/2023, 88 FR 90121	

Chapter 14: [RESERVED]				
Chapter 15: Best Available Retrofit Technology				
Rule 19.1501	Purpose	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1502	Definitions	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1503	[Reserved]	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1504	[Reserved]	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1505	Best Available Retrofit Technology Requirements	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1506	Compliance Provisions	6/22/2022	12/29/2023, 88 FR 90121	
Rule 19.1507	[Reserved]	6/22/2022	12/29/2023, 88 FR 90121	
Chapter 18: Effective Date				
Rule 19.1801	Effective Date	6/22/2022	12/29/2023, 88 FR 90121	
Appendix A: Insignificant Activities List				
Appendix A	Insignificant Activities List	6/22/2022	12/29/2023, 88 FR 90121	
Appendix B: National Ambient Air Quality Standards List				
Appendix B	National Ambient Air Quality Standards List	6/22/2022	12/29/2023, 88 FR 90121	
Regulation 26: Regulations of the Arkansas Operating Permit Program				
Chapter 3: Requirements for Permit Applicability				
Reg. 26.301	Requirement for a permit	7/26/2010	8/23/2019, 84 FR 44235	

Reg. 26.302	Sources subject to permitting	3/24/2017	8/23/2019, 84 FR 44235	
Chapter 4: Applications for Permits				
Reg. 26.401	Duty to apply	3/24/2017	8/23/2019, 84 FR 44235	
Reg. 26.402	Standard application form and required information	3/24/2017	8/23/2019, 84 FR 44235	
Reg. 26.407	Complete application	3/24/2017	8/23/2019, 84 FR 44235	
Reg. 26.409	Applicant's duty to supplement correct application	7/26/2010	8/23/2019, 84 FR 44235	
Reg. 26.410	Certification by responsible official	7/26/2010	8/23/2019, 84 FR 44235	
Chapter 5: Action on Application				
Reg. 26.501	Action on part 70 permit applications	7/26/2010	8/23/2019, 84 FR 44235	
Reg. 26.502	Final action on permit application	3/24/2017	8/23/2019, 84 FR 44235	
Chapter 6: Permit Review by the Public, Affected States, and EPA				
Reg. 26.601	Applicability	7/26/2010	8/23/2019, 84 FR 44235	
Reg. 26.602	Public participation	3/24/2017	8/23/2019, 84 FR 44235	
Reg. 26.603	Transmission of permit information to the Administrator	3/24/2017	8/23/2019, 84 FR 44235	

Reg. 26.604	Review of draft permit by affected States	3/24/2017	8/23/2019, 84 FR 44235	
Regulation No. 31: Nonattainment New Source Review Requirements				
Chapter 1: Title, Intent, and Purpose				
Reg. 31.101	Title	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.102	Applicability	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.103	Severability	7/3/2006	4/12/2007, 72 FR 18394	
Chapter 2: Definitions				
Chapter 2	Definitions	7/3/2006	4/12/2007, 72 FR 18394	
Chapter 3: Preconstruction review				
Reg. 31.301	Requirement for a Permit	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.302	Required Information	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.303	Approval Criteria	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.304	Offsets	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.305	Zones Targeted for Economic Development	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.306	Control Technology Information	7/3/2006	4/12/2007, 72 FR 18394	

Reg. 31.307	Approval to Construct	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.308	Applicability of Nonattainment Review	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.309	Applicability of Other Regulations	7/3/2006	4/12/2007, 72 FR 18394	
Chapter 4: Applicability Tests				
Reg. 31.401	Actual-to- Projected-Actual Applicability Test	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.402	Actual-to-Potential Test	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.403	[Reserved]	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.404	[Reserved]	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.405	Emission Baseline Credits	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.406	Relaxation of Limits	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.407	Modifications to Existing Units	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.408	Public Availability of Information	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.409	Applicability of Nitrogen Oxides	7/3/2006	4/12/2007, 72 FR 18394	

Reg. 31.410	Offset Requirements	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.411	PM ₁₀ Precursors	7/3/2006	4/12/2007, 72 FR 18394	
Chapter 5: [Reserved]				
Chapter 6: [Reserved]				
Chapter 7: [Reserved]				
Chapter 8: Actual PALS				
Reg. 31.801	Applicability	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.802	Definitions	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.803	Permit Application Requirements	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.804	General Requirements for Establishing PALS	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.805	Public Participation Requirement for PALS	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.806	Setting the 10-year Actuals PAL Level	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.807	Contents of the PAL Permit	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.808	Reopening of the PAL Permit	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.809	PAL Effective Period	7/3/2006	4/12/2007, 72 FR 18394	

Reg. 31.810	Expiration of a PAL	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.811	Renewal of a PAL	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.812	Increasing a PAL During the PAL Effective Period	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.813	Monitoring Requirements for PALs	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.814	Recordkeeping Requirements	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.815	Reporting and Notification Requirements	7/3/2006	4/12/2007, 72 FR 18394	
Reg. 31.816	Transition Requirements	7/3/2006	4/12/2007, 72 FR 18394	
Chapter 9: Effective Date				
Reg. 31.901	Effective Date	7/3/2006	4/12/2007, 72 FR 18394	
Regulation No. 9: Fee Regulation				
Chapter 1	Title	7/9/2012	4/30/2015, 80 FR 24216	
Chapter 2	Definitions	7/9/2012	4/30/2015, 80 FR 24216	The following definitions do not relate to the air program and are not being approved into the SIP: "Category", "Certificate", "Confined Animal Operation", "Discretionary Major Facility", "Evaluation", "Laboratory", "Major Municipal Facility", "Non-Municipal Major Facility", "Parameter", "Program".
Chapter 3	Permit Fee Payment	7/9/2012	4/30/2015, 80 FR 24216	

Chapter 5	Air Permit Fees	7/9/2012	4/30/2015, 80 FR 24216	
Chapter 9	Administrative Procedures	7/9/2012	4/30/2015, 80 FR 24216	

This document is only available to subscribers. Please log in or purchase access.

[Purchase Login](#)