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# 40 C.F.R. § 52.2723

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## EPA-approved Puerto Rico regulations and laws.

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### Regulation for the Control of Atmospheric Pollution and Puerto Rico Laws

Puerto Rico regulation	Commonwealth effective date	EPA approval date	Comments
<b>PART I, GENERAL PROVISIONS</b>			
Rule 101—Title	9/28/95	1/22/97, 62 FR 3213	
Rule 102—Definitions	2/18/11	8/29/12, 77 FR 52235	Puerto Rico's Environmental Public Policy Act Law No. 9 of June 18, 1970 was replaced with Law 416 of September 22, 2004.
Rule 103—Source Monitoring, Recordkeeping, Reporting, Sampling and Testing Methods	9/28/95	1/22/97, 62 FR 3213	
Rule 104—Emission Data Available to Public Participation	9/28/95	.....do	
Rule 105—Malfunction	9/28/95	.....do	
Rule 106—Test Methods	9/28/95	.....do	
Rule 107—Air Pollution Emergencies	9/28/95	.....do	
Rule 108—Air Pollution Control Equipment	9/28/95	.....do	
Rule 109—Notice of Violation	9/28/95	.....do	
Rule 110—Revision of Applicable Rules and Regulations	9/28/95	.....do	
Rule 111—Applications, Public Hearings and Public Notice	2/18/11	8/29/12, 77 FR 52235	Puerto Rico's Environmental Public Policy Act Law No. 9 of June 18, 1970 was replaced with Law 416 of September 22, 2004.

Rule 113— Closure of a Source	9/28/95	1/22/97, 62 FR 3213	
Rule 114— Compulsory and Optional Hearing	9/28/95	.....do	
Rule 115— Penalties	2/18/11	8/29/12, 77 FR 52235	Puerto Rico's Environmental Public Policy Act Law No. 9 of June 18, 1970 was replaced with Law 416 of September 22, 2004.
Rule 116— Public Nuisance	2/18/11	8/29/12, 77 FR 52235	Puerto Rico's Environmental Public Policy Act Law No. 9 of June 18, 1970 was replaced with Law 416 of September 22, 2004.
Rule 117— Overlapping or Contradictory Provisions	9/28/95	1/22/97, 62 FR 3213	
Rule 118— Segregation and Combination of Emissions	9/28/95	.....do	
Rule 119— Derogation	9/28/95	.....do	
Rule 120— Separability Clause	9/28/95	.....do	
Rule 121— Effectiveness	9/28/95	.....do	
<b>PART II, APPROVAL AND PERMIT</b>			
Rule 201— Location Approval	9/28/95	.....do	
Rule 202— Air Quality Impact Analysis	9/28/95	.....do	
Rule 203— Permit to Construct a Source	9/28/95	.....do	
Rule 204— Permit to Operate a Source	9/28/95	.....do	
Rule 205— Compliance Plan for Existing Emission Sources	9/28/95	.....do	
Rule 206— Exemptions	9/28/95	.....do	
Rule 207— Continuing Responsibility for Compliance	9/28/95	.....do	
Rule 208— Agricultural Burning Authorized	9/28/95	.....do	
Rule 209— Modification of the Allowed Sulfur-in-Fuel Percentage	9/28/95	.....do	
Rule 210— (Reserved) Part III, “Variance”			
<b>PART III, VARIANCE</b>			

Rule 301—Variances Authorized	9/28/95	.....do	
Rule 302—Emergency Variances	9/28/95	.....do	
<b>PART IV, PROHIBITIONS</b>			
Rule 401—Generic Prohibitions	9/28/95	.....do	
Rule 402—Open Burning	9/28/95	.....do	
Rule 403—Visible Emissions	9/28/95	.....do	
Rule 404—Fugitive Emissions	9/28/95	.....do	
Rule 405—Incineration	9/28/95	.....do	
Rule 406—Fuel Burning Equipment	9/28/95	.....do	
Rule 407—Process Sources	9/28/95	.....do	
Rule 408—Asphaltic Concrete Batching Plants	9/28/95	.....do	
Rule 409—Non-Process Sources	9/28/95	.....do	
Rule 410—Maximum Sulfur Content in Fuels	9/28/95	.....do	
Rule 412—Sulfur Dioxide Emissions: General	9/28/95	.....do	
Rule 413—Sulfuric Acid Plants	9/28/95	.....do	
Rule 414—Sulfur Recovery Plants	9/28/95	.....do	
Rule 415—Non-Ferrous Smelters	9/28/95	.....do	
Rule 416—Sulfite Pulp Mills	9/28/95	.....do	
Rule 417—Storage of Volatile Organic Compounds	9/28/95	.....do	
Rule 423, Limitations for the Guaynabo PM <sub>10</sub> Maintenance Area	5/28/09	1/12/10, 75 FR 1543.	
<b>PART V, FEES</b>			
Rule 501—Permit Fees	9/28/95	1/22/97; 62 FR 3213	
Rule 502—Excess Emission Fees	9/28/95	.....do	
Rule 503—Test Fees	9/28/95	.....do	
Rule 504—Modification	9/28/95	.....do	
<b>APPENDICES</b>			

Appendix A, Hazardous Air Pollutants—Section 112(b) of the Clean Air Act	2/18/11	8/29/12, 77 FR 52235	
<b>PUERTO RICO LAWS</b>			
Act 1 (“Puerto Rico Government Ethics Act of 2011”), Chapter V, “Financial Reports”	1/3/12	9/13/16, 81 FR 62816	These provisions are intended to apply to any person subject to Clean Air Act section 128, and are included in the SIP for the limited purpose of satisfying the requirements of Clean Air Act sections 110(a)(2)(E)(ii) and 128. January 3, 2012 is the Commonwealth approval date.
Act 416 (Commonwealth of Puerto Rico’s “Environmental Public Policy Act”), Title II, “On the Environmental Board,” Section 7, “Creating the Board; Members; Terms,” sections A. and D	9/22/04	9/13/16, 81 FR 62816	These provisions are intended to apply to any person subject to Clean Air Act section 128, and are included in the SIP for the limited purpose of satisfying the requirements of Clean Air Act sections 110(a)(2)(E)(ii) and 128. September 22, 2004 is the Commonwealth approval date.

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