

Subpart S—Kentucky

§ 52.919 Identification of plan-conditional approval.

EPA is conditionally approving Rule 401 KAR 50:080, “Regulatory Limit on Potential to Emit,” effective January 15, 2001, into the Kentucky SIP contingent on the Commonwealth clarifying language in sections 2(3) and (4) according to a projected promulgation schedule committed to in a letter dated April 18, 2002, from the Commonwealth of Kentucky to EPA Region 4.

[67 FR 53314, Aug. 15, 2002]

§ 52.920 Identification of plan.

(a) *Purpose and scope.* This section sets forth the applicable State Implementation Plan for Kentucky under section 110 of the Clean Air Act, 42 U.S.C. 7401, and 40 CFR part 51 to meet national ambient air quality standards.

(b) *Incorporation by reference.* (1) Material listed in paragraph (c) of this section with an EPA approval date prior to October 1, 2003, for the Commonwealth of Kentucky (Table 1) and November 23, 2001, for Jefferson County, Kentucky (Table 2) 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 REG-

ISTER. Entries in paragraph (c), Table 1, and paragraph (d) of this section with EPA approval dates after October 1, 2003, will be incorporated by reference in the next update to the SIP compilation. Entries in paragraph (c), Table 2, with EPA approval dates after October 23, 2001, will be incorporated by reference in the next update to the Jefferson County portion of the Kentucky SIP compilation.

(2) EPA Region 4 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 which have been approved as part of the State and Local Implementation Plans listed in paragraph (b)(1) of this section.

(3) Copies of the materials incorporated by reference may be inspected at the Region 4 EPA Office at 61 Forsyth Street, SW., Atlanta, GA 30303; at the EPA, Office of Air and Radiation Docket and Information Center, Room B-108, 1301 Constitution Avenue, (Mail Code 6102T) NW., Washington, DC 20460; or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

(c) *EPA approved regulations.*

TABLE 1.—EPA-APPROVED KENTUCKY REGULATIONS

| State citation | Title/subject | State effective date | EPA approval date | Explanation |
|---|--|----------------------|------------------------------|-------------|
| Chapter 50 Division for Air Quality; General Administrative Procedures | | | | |
| 401 KAR 50:005 | General application | 06/06/79 | 07/12/82, 47 FR 30059. | |
| 401 KAR 50:010 | Definitions and abbreviations of terms used in Title 401, Chapters 50, 51, 53, 55, 57, 59, 61, 63, and 65. | 06/06/96 | 01/21/97, 62 FR 2915. | |
| 401 KAR 50:012 | General application | 11/12/97 | 07/24/98, 63 FR 39739. | |
| 401 KAR 50:015 | Documents incorporated by reference | 04/14/88 | 02/07/90, 55 FR 4169. | |
| 401 KAR 50:020 | Air quality control regions | 06/06/79 | 07/12/82, 47 FR 30059. | |
| 401 KAR 50:025 | Classification of counties | 06/01/83 | 04/02/96, 61 FR 14489. | |