

DRAFT FINAL-FORM RULEMAKING

Annex A

TITLE 25. ENVIRONMENTAL PROTECTION

PART I. DEPARTMENT OF ENVIRONMENTAL PROTECTION

Subpart C. PROTECTION OF NATURAL RESOURCES

ARTICLE III. AIR RESOURCES

**CHAPTER 122. NATIONAL STANDARDS OF PERFORMANCE FOR NEW
STATIONARY SOURCES**

(Editor's Note: The following section is proposed to be added and is printed in regular type to enhance readability.)

§ 122.4. Adoption of Federal Plans for existing sources.

(a) Federal Plan requirements for existing sources promulgated in 40 CFR Part 62 (relating to approval and promulgation of state plans for designated facilities and pollutants) by the Administrator of the EPA under 42 U.S.C. § 7411(d) (relating to standards of performance for new stationary sources), and 42 U.S.C. § 7429 (relating to solid waste combustion) as applicable, for which a complete and approvable state plan under 40 CFR Part 60 (relating to standards of performance for new stationary sources) has not been submitted to the EPA, are adopted in their entirety by the Department and incorporated herein by reference, including all amendments and supplements thereto consistent with 1 Pa.C.S. § 1937 (relating to references to statutes and regulations).

(b) The incorporation by reference specified in subsection (a) does not include incorporation by reference of state plans for designated facilities and pollutants and approved delegations of authority of Federal Plans codified by the Administrator of the EPA in 40 CFR Part 62, Subparts B—DDD.