

**15A NCAC 02Q .0401 PURPOSE AND APPLICABILITY**

- (a) The purpose of this Rule is to implement Phase II of the federal acid rain program pursuant to the requirements of Title IV of the Clean Air Act as provided in 40 C.F.R Parts 72 and 76.
- (b) This Section applies to the sources described in 40 C.F.R 72.6 with such exceptions as allowed under 40 C.F.R 72.6.
- (c) A certifying official of any unit may petition the Administrator for a determination of applicability under 40 C.F.R 72.6(c). The Administrator's determination of applicability shall be binding upon the Division, except as allowed under 40 C.F.R 72.6(c).

*History Note: Filed as a Temporary Rule Eff. March 8, 1994 for a period of 180 days or until the permanent rule is effective, whichever is sooner;*  
*Authority G.S. 143-215.3(a)(1); 143-215.107(a)(8); 143-215.108;*  
*Eff. July 1, 1994;*  
*Amended Eff. April 1, 2001; April 1, 1999; April 1, 1996.*