Express Terms

6 NYCRR Part 200, General Provisions

Existing section 200.1 through subdivision 200.1(bi) remains unchanged.

Existing subdivision 200.1(bj) is amended as follows:

(bj) '[PM10] PM-10'. [Particulate matter or particles with an aerodynamic diameter less than or equal to a nominal 10 micro-meters.] Filterable particulate matter with an aerodynamic diameter less than or equal to 10 micrometers and material that is vapor phase at stack conditions but which condenses and/or reacts upon cooling and dilution in the ambient air to form solid or liquid particulate immediately after discharge from the stack.

Existing subdivision 200.1(bk) remains unchanged.

Existing subdivision 200.1(bl) is amended as follows:

(bl) 'Potential to emit'. The maximum capacity of an air contamination source to emit any regulated air pollutant under its physical and operational design. Any physical or operational limitation on the capacity of the emission source to emit a regulated air pollutant, including air pollution control equipment and/or restrictions on the hours of operation, or on the type or amount of material combusted, stored, or processed, shall be treated as a part of the design if the limitation is enforceable by the department and the administrator. Fugitive emissions, to the extent that they are quantifiable, are included in determining the potential to emit where required by an applicable requirement. Secondary emissions (as defined in Part 231-4 of this Title) are not to be included when calculating an emission source's potential to emit. For emergency power generating stationary internal combustion engines, the potential to emit will be based on a maximum of 500 hours of operation per year per

engine unless a more restrictive limitation exists in a permit or registration.

Existing subdivision 200.1(bm) through subdivision 200.1(ci) remains unchanged.

Existing subdivision 200.1(cj) is amended as follows:

(cj) '[$PM_{2.5}$] PM-2.5'. [Particulate matter or particles with an aerodynamic diameter less than or equal to 2.5 micrometers based upon a regulatory size cut defined in the Code of Federal Regulations; appendix L of part 50 - Reference Method (see Table 1, section 200.9 of this Part) for the determination of fine particulate matter as $PM_{2.5}$ in the atmosphere.] Filterable particulate matter with an aerodynamic diameter less than or equal to 2.5 micrometers and material that is vapor phase at stack conditions but which condenses and/or reacts upon cooling and dilution in the ambient air to form solid or liquid particulate immediately after discharge from the stack.

Existing subdivision 200.1(ck) through subdivision 200.1(ct) remains unchanged.

New subdivisions 200.1(cu) through 200.1(cv) are added to read as follows:

(cu) 'Greenhouse gases'. The aggregate group of six contaminants: carbon dioxide, nitrous oxide, methane, hydrofluorocarbons, perfluorocarbons, and sulfur hexafluoride.

(cv) 'CO_2 equivalent'. The sum of each of the six greenhouse gases multiplied by their respective global warming potentials. The global warming potentials can be found in Table 9 of Subpart 231-13.

Existing section 200.2 through section 200.8 remains unchanged.

Existing section 200.9, Table 1 is amended to read as follows:

Regulation	Referenced material	Availability
6 NYCRR Part/sec./etc	CFR (Code of Federal Regulations) or other	
201-2.1(b)(21)	Clean Air Act, 42 U.S.C. Section 111 as amended by Public Law 101-549 (November 15, 1990)	**
	Clean Air Act, 42 U.S.C. Section 112 as amended by Public Law 101-549 (November 15, 1990)	**
231-13.9	[Clean Air Act, 42 U.S.C. Section 111 as amended by Public Law 101-549 (November 15, 1990)]	[**]
	[Clean Air Act, 42 U.S.C. Section 302(j) as amended by Public Law 101-549 (November 15, 1990)]	[**]
	[Clean Air Act, 42 U.S.C. Section 112 as amended by Public Law 101-549 (November 15, 1990)]	[**]
	74 FR 56395-56396, Table A-1, (October 30, 2009)	+++