

**1100 Air Quality Management Section**

**1116 Sources Having an Interstate Air Pollution Potential**

02/01/1981

**1.0 General Provisions**

- 1.1 Air contaminant emissions within the jurisdiction of the State of Delaware must be controlled to the extent that a neighboring state regulation shall not be compromised.
- 1.2 Nothing contained in this regulation shall be construed as to allow to a lesser degree of control as may be required by any additional regulation adopted by the Department.

02/01/1981

**2.0 Limitations**

This regulation shall apply to air contaminant sources only when the following factors are satisfied:

- 2.1 The receptor state has adopted a similar, reciprocal measure.
- 2.2 The receptor state has adopted ambient air quality criteria or standards for the area and air contaminant in question and had demonstrated that such measures are being enforced.
- 2.3 The receptor state demonstrates, to the satisfaction of the Department that a source within the State of Delaware is substantially affecting such established criteria or standards.

02/01/1981

**3.0 Requirements**

- 3.1 The Department shall require existing sources of air contaminants, whose emissions are carried into a neighboring state, to control their emissions to such an extent as to not substantially affect the ambient air quality in the receptor state.
- 3.2 All new sources of air contaminants, whose emissions are carried into a neighboring state, shall control their emissions to such an extent as to not substantially affect the ambient air quality of the receptor state.

**12 DE Reg. 347 (09/01/08)**