

**K.A.R. 28-19-17 PREVENTION OF SIGNIFICANT DETERIORATION OF AIR
QUALITY; CROSS REFERENCE**

Each reference in this article to K.A.R. 28-19-17 through K.A.R. 28-19-17q, individually or collectively, shall be interpreted to refer to K.A.R. 28-19-350. (Authorized by and implementing K.S.A. 2001 Supp. 65-3005, 65-3008, and K.S.A. 65-3010; effective May 1, 1983; amended May 1, 1986; amended May 1, 1987; amended June 8, 1992; amended November 22, 2002.)

K.A.R. 28-19-17

EPA Rulemakings

CFR: 40 C.F.R. 52.870(c)
FRM: 6858 FR 8845 (02/26/2003)
PRM: 68 FR 8871 (02/26/2003)
State Submission: 12/10/2002
State Final: 10/30/2002
APDB File: KS-42
Description: This revision shows that Prevention of Significant Deterioration of Air Quality regulations are now located in K.A.R. 28-19-350. K.A.R. 28-19-17a through 28-19-17q have been rescinded.

CFR: 40 C.F.R. 52.870(c) (27) (i) (A)
FRM: 58 FR 3847 (1/12/93)
PRM: None
State Submission: 9/15/92
State Effective Date: 6/8/92
APDB File: KS-34
Description: This revision adopted references to 40 C.F.R. 52.21 and, where appropriate, updated references to the Federal rules. The state adopted two provisions: (1) innovative control technology, and (2) the state has authority to act on PSD permits for marine terminals with vessel emissions. This revision also adopted the NO_x increment rule.

CFR: 40 C.F.R. 52.870(c) (25) (i) (A)
FRM: 55 FR 1422 (1/16/90)
PRM: 54 FR 11413 (3/20/89)
State Submission: 10/5/89
State Effective Date: 10/16/89
APDB File: KS-29
Description: This revision adopts by reference all pertinent definitions of major stationary source, major modification, stationary source, emission unit, BACT, and significant. Establishes the significant levels for determining whether a source shall be considered to cause or contribute to a violation of an NAAQS-includes PM₁₀ levels. Amended to include the effective date of Federal regulations which are adopted by reference.

CFR: 40 C.F.R. 52.870(c) (24) (i) (A)
FRM: 54 FR 15934 (4/20/89)
PRM: 52 FR 5559 (2/25/87)
State Submission: 3/27/86
State Effective Date: 5/1/86
APDB File: KS-27
Description: This rule is revised to correctly classify the PSD area classifications (Class I, Class II, and Class III) to the CAA and also corrects minor wording changes. The time required for action on permit applications is deleted.

CFR: 40 C.F.R. 52.870(c) (21) (i) (A)
FRM: 53 FR 31861 (8/22/88)
PRM: none
State Submission: 1/6/88
State Effective Date: 5/1/88
APDB File: KS-32
Description: This rule revision incorporates the EPA's Guidelines on Air Quality Models (1986), adds two new definitions, and, because of the addition of the new definitions, changes the lettering.

CFR: 40 C.F.R. 52.870(c) (16) (i) (A)
FRM: 49 FR 48185 (12/11/84)
PRM: 48 FR 19874 (10/28/83)
State Submission: 5/5/83
State Effective Date: 5/1/83
APDB File: KS-15
Description: This revision approves all definitions as amended through June 25, 1982, except for "Federally enforceable" (that is at 17a(e)), requires all new or proposed modified source permits be reviewed for PSD applicability, adopts by reference CTG review, and adopts by reference Air Quality Models and Air Quality Analysis.

Difference Between the State and EPA-Approved Regulation

In Section 52.884 - Significant deterioration of air quality, the EPA retains PSD permit authority for Indian lands in the state of Kansas.