

**TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY
CHAPTER 100. AIR POLLUTION CONTROL**

SUBCHAPTER 2. INCORPORATION BY REFERENCE

252:100-2-1. Purpose

The purpose of this Subchapter is to incorporate by reference applicable provisions of Title 40 of the Code of Federal Regulations (40 CFR) ~~(see OAC 252:100, Appendix Q).~~

252:100-2-3. ~~Reference to Title 40, Code of Federal Regulations (40 CFR)~~ Incorporation by reference

Except as provided under this section, the provisions of 40 CFR listed in Appendix Q are hereby incorporated by reference as they existed on August 1, 2011.

~~(a)~~ (1) **Inclusion of 40 CFR citations and definitions.** When a provision of 40 CFR is incorporated by reference, all citations contained therein are also incorporated by reference.

~~(b)~~ (2) **Inconsistencies or duplications of requirements or incorporation dates.**

~~(+)~~ (A) In the event that there are inconsistencies or duplications between the requirements of this Chapter and the requirements of those provisions incorporated by reference in Appendix Q or elsewhere in a specific subchapter of this Chapter, the more stringent requirements shall apply.

~~(2)~~ (B) In the event that a specific date of incorporation is indicated in Appendix Q or a specific subchapter of this Chapter, the specified date of incorporation ~~specified in the specific subchapter~~ shall apply.

~~(e)~~ (3) **Terminology related to 40 CFR.** For purposes of interfacing with 40 CFR and unless the context clearly indicates otherwise, the following terms apply.

~~(1)~~ (A) "Administrator" is synonymous with "Executive Director."

~~(2)~~ (B) "EPA" is synonymous with "Department of Environmental Quality" (DEQ).