

**RULES
OF
THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION
AIR POLLUTION CONTROL**

**CHAPTER 0400-30-39
STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES**

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0400-30-39-.01 STATIONARY COMPRESSION IGNITION INTERNAL COMBUSTION ENGINES.

- (1) Emergency stationary compression ignition internal combustion engines subject to the provisions of this rule may qualify for a permit-by-rule as specified in Rule 1200-03-09-.07.
- (2) The provisions of 40 CFR 60 Subpart IIII (Standards of Performance for Stationary Compression Ignition Internal Combustion Engines) are hereby adopted by reference as published in the July 1, 2017, edition of the Code of Federal Regulations (CFR), except as provided in subparagraph (a) of this paragraph.
 - (a) Any reference contained in 40 CFR 60 Subpart IIII to the:
 1. Administrator shall instead be a reference to the Technical Secretary; and
 2. Applicable EPA regional office for the State of Tennessee shall instead be a reference to the EPA Region IV office.

Authority: T.C.A. §§ 4-5-201, et seq. and 68-201-101, et seq. **Administrative History:** Original rule filed January 8, 2018; effective April 8, 2018.

0400-30-39-.02 STATIONARY SPARK IGNITION INTERNAL COMBUSTION ENGINES.

- (1) Emergency stationary spark ignition internal combustion engines subject to the provisions of this rule may qualify for a permit-by-rule as specified in Rule 1200-03-09-.07.
- (2) The provisions of 40 CFR 60 Subpart JJJJ (Standards of Performance for Stationary Spark Ignition Internal Combustion Engines) are hereby adopted by reference as published in the July 1, 2017, edition of the Code of Federal Regulations (CFR), except as provided in subparagraph (a) of this paragraph.
 - (a) Any reference contained in 40 CFR 60 Subpart JJJJ to the:
 1. Administrator shall instead be a reference to the Technical Secretary; and
 2. Applicable EPA regional office for the State of Tennessee shall instead be a reference to the EPA Region IV office.

Authority: T.C.A. §§ 4-5-201, et seq. and 68-201-101, et seq. **Administrative History:** Original rule filed January 8, 2018; effective April 8, 2018.

0400-30-39-.03 EMISSION GUIDELINES AND COMPLIANCE TIMES FOR MUNICIPAL SOLID WASTE LANDFILLS.

- (1) Each municipal solid waste landfill for which construction, reconstruction, or modification was commenced on or before July 17, 2014, that has accepted waste at any time since November 8, 1987, or has additional design capacity available for future waste deposition, shall satisfy the following standards and requirements:
 - (a) For the purpose of this paragraph, the definitions listed in 40 C.F.R. Part 62 Subpart OOO, § 60.16730 (2022) apply, except as follows:
 1. “Administrator” means the Technical Secretary of the Tennessee Air Pollution Control Board, except that with respect to 40 C.F.R. §§ 62.16710(b) (and the specific authorities enumerated therein), 62.16711(b), 62.16712(a)(5), 62.16718(a)(5), and 62.16724 “Administrator” means the Administrator of the United States Environmental Protection Agency or the Administrator’s authorized representative.
 2. “State” means the State of Tennessee.
 - (b) All facilities subject to this paragraph shall comply with the provisions of 40 C.F.R. Part 62 Subpart OOO, §§ 62.16710 through 62.16730 (2022).
 - (c) The provisions of 40 C.F.R. Part 62 Subpart OOO (Federal Plan Requirements for Municipal Solid Waste Landfills That Commenced Construction On or Before July 17, 2014 and Have Not Been Modified or Reconstructed Since July 17, 2014), as published in the July 1, 2022, edition of the Code of Federal Regulations, are hereby adopted by reference. If the definitions in 40 C.F.R. Part 62 Subpart OOO, as incorporated, conflict with the definitions in subparagraph (a) of this paragraph, the definitions in subparagraph (a) of this paragraph shall apply.

Authority: T.C.A. §§ 4-5-201, et seq. and 68-201-101, et seq. **Administrative History:** New rule filed July 10, 2023; effective October 8, 2023.