

40 CFR 51.300

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**TITLE 40** -- PROTECTION OF ENVIRONMENT

REVISED AS OF JULY 1, 2004

CHAPTER I -- ENVIRONMENTAL PROTECTION AGENCY

SUBCHAPTER C -- AIR PROGRAMS

**PART 51** -- REQUIREMENTS FOR PREPARATION, ADOPTION, AND SUBMITTAL OF  
IMPLEMENTATION PLANS

SUBPART P -- PROTECTION OF VISIBILITY

40 CFR **51.300**

§ 51.300 Purpose and applicability.

(a) Purpose. The primary purposes of this subpart are to require States to develop programs to assure reasonable progress toward meeting the national goal of preventing any future, and remedying any existing, impairment of visibility in mandatory Class I Federal areas which impairment results from manmade air pollution; and to establish necessary additional procedures for new source permit applicants, States and Federal Land Managers to use in conducting the visibility impact analysis required for new sources under § 51.166. This subpart sets forth requirements addressing visibility impairment in its two principal forms: "reasonably attributable" impairment (i.e., impairment attributable to a single source/small group of sources) and regional haze (i.e., widespread haze from a multitude of sources which impairs visibility in every direction over a large area).

(b) Applicability. (1) General Applicability. The provisions of this subpart pertaining to implementation plan requirements for assuring reasonable progress in preventing any future and remedying any existing visibility impairment are applicable to:

(i) Each State which has a mandatory Class I Federal area identified in part 81, subpart D, of this title, and (ii) each State in which there is any source the emissions from which may reasonably be anticipated to cause or contribute to any impairment of visibility in any such area.

(2) The provisions of this subpart pertaining to implementation plans to address reasonably attributable visibility impairment are applicable to the following States:

Alabama, Alaska, Arizona, Arkansas, California, Colorado, Florida, Georgia, Hawaii, Idaho, Kentucky, Louisiana, Maine, Michigan, Minnesota, Missouri, Montana, Nevada, New Hampshire, New Jersey, New Mexico, North Carolina, North Dakota, Oklahoma, Oregon, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Virgin Islands, Washington, West Virginia, Wyoming.

(3) The provisions of this subpart pertaining to implementation plans to address regional haze visibility impairment are applicable to all States as defined in section 302(d) of the Clean Air Act (CAA) except Guam, Puerto Rico, American Samoa, and the Northern Mariana Islands.

**HISTORY:**

[45 FR 80089, Dec. 2, 1980; 64 FR 35714, 35763, July 1, 1999]

**AUTHORITY:**

AUTHORITY NOTE APPLICABLE TO ENTIRE PART:

23 U.S.C. 101; 42 U.S.C. 7401-7671q.

**NOTES:**

[EFFECTIVE DATE NOTE: 64 FR 35714, 35763, July 1, 1999, amended this section, effective Aug. 30, 1999.]

**NOTES APPLICABLE TO ENTIRE CHAPTER:**

[PUBLISHER'S NOTE: Nomenclature changes to Chapter I appear at 65 FR 47323, 47324, 47325, Aug. 2, 2000.]

**NOTES APPLICABLE TO ENTIRE PART:**

[PUBLISHER'S NOTE: For Federal Register citation concerning Part 51 State Implementation Plan, see: 65 FR 81366, Dec. 26, 2000; 66 FR 40609, Aug. 3, 2001; 67 FR 10844, Mar. 11, 2002; 67 FR 48032, July 23, 2002; 67 FR 50600, Aug. 5, 2002.]

[PUBLISHER'S NOTE: For Federal Register citation concerning Part 51 Response to court remand of rules, see: 67 FR 21868, May 1, 2002.]

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