

3745-79-01

**Definitions.**

[Comment: For dates of non-regulatory government publications, publications of recognized organizations and associations, federal rules, and federal statutory provisions referenced in this rule, see paragraph (D) of this rule titled "Referenced materials."]

(A) Except as otherwise provided in this rule, the definitions in rule 3745-15-01 of the Administrative Code shall apply to this chapter.

(B) "Small business stationary source" means any building, structure, facility, or installation that emits any federally regulated air pollutant and is owned or operated by a person who employs one hundred or fewer individuals; is a small business concern as defined in the Small Business Act; is not a major stationary source as defined in paragraph (j) of Section 302 of the Clean Air Act; does not emit fifty tons or more per year of any federally regulated air pollutant or any hazardous air pollutant, and emits less than seventy-five tons per year of all federally regulated air pollutants. For the purposes of this definition, the number of individuals employed will be based upon a full-time equivalent employee calculation. Total annual hours worked by all employees, including contract employees, divided by two thousand, will equal the number of individuals employed by the owner or operator of a source.

(C) "Small business technical and environmental compliance assistance program" means the program established pursuant to section 3704.18 of the Revised Code.

(D) Referenced materials. This chapter includes references to certain matter or materials. The text of the referenced materials is not included in the rules contained in this chapter. Information on the availability of the referenced materials as well as the date of, ~~and/or~~ and the particular edition or version of the material is included in this rule. For materials subject to change, only the specific versions specified in this rule are referenced. Material is referenced as it exists on the effective date of this rule. Except for subsequent annual publication of existing (unmodified) Code of Federal Regulation compilations, any amendment or revision to a referenced document is not applicable unless and until this rule has been amended to specify the new dates.

(1) Availability. The referenced materials are available as follows:

- (a) Clean Air Act. Information and copies may be obtained by writing to: "Superintendent of Documents, Attn: New Orders, PO Box 371954, Pittsburgh, PA 15250-7954." The full text of the Act as amended in 1990 is also available in electronic format at [www.epa.gov/oar/caa/](http://www.epa.gov/oar/caa/). A copy of the Act is also available for inspection and ~~copying~~ use at most public libraries and "The State Library of Ohio."

- (b) Code of Federal Regulations. Information and copies may be obtained by writing to: "Superintendent of Documents, Attention: New Orders, PO Box 371954, Pittsburgh, PA 15250-7954." The full text of the CFR is also available in electronic format at [www.gpoaccess.gov/cfr/index.html](http://www.gpoaccess.gov/cfr/index.html) [www.ecfr.gov](http://www.ecfr.gov). The CFR compilations are also available for inspection and ~~copying~~ use at most public libraries and "The State Library of Ohio."
- (c) Ohio EPA weekly review. Information and copies may be obtained by writing to: Ohio EPA Legal Department, 122 S. Front Street, Columbus, Ohio, 43125. The full text of the Ohio EPA Weekly Review is also available in electronic format at [www.epa.ohio.gov/legal/pubnots.aspx](http://www.epa.ohio.gov/legal/pubnots.aspx). The Ohio EPA Weekly Review compilations are also available for inspection and ~~copying~~ use at most Ohio public libraries and "The State Library of Ohio."
- (d) Small Business Act. Information and copies may be obtained by writing to : "Superintendent of Documents, Attn: New Orders, PO Box 371954, Pittsburgh, PA 15250-7954." The full text of the Act is also available in electronic format at [www.sba.gov/content/small-business-act](http://www.sba.gov/content/small-business-act). A copy of the Act is also available for inspection and ~~copying~~ use at most public libraries and "The State Library of Ohio."
- (e) United States Code. Information and copies may be obtained by writing to: "Superintendent of Documents, Attn: New Orders, PO Box 371954, Pittsburgh, PA 15250-7954." The full text of the United States Code is also available in electronic format at [www.gpoaccess.gov/uscode/](http://www.gpoaccess.gov/uscode/). The USC compilations are also available for inspection and ~~copying~~ use at most public libraries and "The State Library of Ohio."

(2) Referenced materials.

- (a) Clean Air Act; contained in 42 USC 7401 to 7671q; "The Public Health and Welfare-Air Pollution Prevention and Control;" published ~~February 1, 2010~~ April 3, 2014 in Supplement ~~HH II~~ of the ~~2006~~ 2012 edition of the United States Code.
- (b) Section 302(j) of the Clean Air Act; contained in 42 USC 7642; "Definitions;" published ~~February 1, 2010~~ April 3, 2014 in Supplement ~~HH II~~ of the ~~2006~~ 2012 edition of the United States Code.
- (c) Small Business Act; contained in 15 USC 632; "Small-business concern;"

published ~~February 1, 2010~~ August 26, 2013 in Supplement ~~III~~ I of the ~~2006~~ 2012 edition of the United States Code.

Effective:

Five Year Review (FYR) Dates: 09/20/2016

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Certification

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Date

Promulgated Under: 119.03  
Statutory Authority: 3704.036(B)  
Rule Amplifies: 3704.036(A), 3704.036(B)  
Prior Effective Dates: 4/20/92, 10/27/06, 2/16/12