

matter. (Note that one change we will be codifying is the addition of NO<sub>x</sub> as an ozone precursor. This is discussed in more detail later in this section).

In areas newly designated as nonattainment for the 8-hour ozone standard, however, a number of implementation issues will arise, which we discuss below. Typically, upon designation, nonattainment areas would be required to implement nonattainment NSR for major sources and major modifications.<sup>66</sup> However, in order to

reduce the burden for nonattainment areas meeting certain conditions, we are proposing a revised set of major NSR requirements under the authority of 40 CFR Part 51, appendix S, section VI. We are referring to this as the transitional program, and it is discussed in more detail later in this section.

## 2. Nonattainment NSR Under the 8-Hour Ozone Standard

Some States may already have in place a part D major source program

applicable to newly designated 8-hour ozone nonattainment areas. For nonattainment areas in States whose SIPs contain a generic requirement to issue part D major source NSR permits in areas designated as nonattainment, nonattainment NSR permit requirements will become automatically effective upon designation (See Figure 1).<sup>67</sup>

<sup>66</sup> Should EPA issue revisions to these regulations, the revised NSR program would of

course apply to new sources and major modifications.

<sup>67</sup> States with already applicable part D NSR programs may choose to amend their SIPs to allow them to take advantage of the transitional option described in this section, provided they meet the transitional program eligibility criteria.