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This is an amendment to 20.2.1 NMAC, Sections 108, 111, and 116; adding Section 117; and an update to the annotation following the history note for Section 5, effective 02/27/15.

20.2.1.5 EFFECTIVE DATE: October 27, 1995, unless a later date is cited at the end of a section. [09/05/95, 10/27/95; 20.2.1.5 NMAC - Rn, 20 NMAC 2.1.104, 10/31/02; A, 06/01/10]
[The latest effective date of any section in this part is [06/01/10] 02/27/15]

20.2.1.108 SAVING CLAUSE: Supersession of any Air Quality Control Regulation (AQCR) shall not [effect] affect any administrative or judicial enforcement action pending on the effective date of any part under Chapter 2 of Title 20, nor the validity of any permit issued pursuant to any AQCR. [09/05/95; 20.2.1.108 NMAC - Rn, 20 NMAC 2.1.108, 10/31/02; A, 02/27/15]

20.2.1.111 AVAILABILITY OF MATERIALS INCORPORATED BY REFERENCE: Materials incorporated by reference into any part under Chapter 2 of Title 20 may be viewed at the state records center [(404 Montezuma, Santa Fe, NM 87503) [1205 Camino Carlos Rey, Santa Fe, NM 87505]] or at the New Mexico environment department, air quality bureau [(Harold Runnels Building, 1190 St. Francis Dr., Santa Fe, NM 87503) [2048 Galisteo St., Santa Fe, NM 87505]]. [09/05/95; 20.2.1.111 NMAC - Rn, 20 NMAC 2.1.111 10/31/02; A, 02/27/15]
[As of 02/27/15, the State Records Center is located at 1205 Camino Carlos Rey, Santa Fe, NM 87505; and the New Mexico Environment Department, Air Quality Bureau, is located at 525 Camino de los Marquez, Suite 1, Santa Fe, NM, 87505]

20.2.1.116 SIGNIFICANT FIGURES:

A. All emissions standards are deemed to have at least two significant figures, but not more than three significant figures.

B. At least five significant figures shall be retained in all intermediate calculations.

C. In calculating emissions to determine compliance with an emission standard, the following rounding off procedures shall be used:

(1) if the first digit to be discarded is less than the number five, the last digit retained shall not be changed;

(2) if the first digit discarded is greater than the number five, or if it is the number five followed by at least one digit other than the number zero, the last figure retained shall be increased by one unit; and

(3) if the first digit discarded is exactly the number five, followed only by zeros, the last digit retained shall be rounded upward if it is an odd number, but no adjustment shall be made if it is an even number.

[4] D. The final result of the calculation shall be expressed in the units of the standard.

[20.2.1.116 NMAC - N, 06/01/10; A, 02/27/15]

20.2.1.117 ELECTRONIC REPORTING AND PERMIT APPLICATIONS:

A. Applicability. Pursuant to the *Cross-Media Electronic Reporting Rule (CROMERR)* as defined by Title 40 of the Code of Federal Regulations (CFR) Part 3, and the *Uniform Electronic Transactions Act, NMSA 1978, Sections 14-16-1 to -21 (2001 as amended through 2013)*, any submittal to the department required by any part under Chapter 2, *Air Quality (Statewide)*, of Title 20, *Environmental Protection*, of the New Mexico administrative code, for which the department has notified persons subject to the applicable requirement that it is accepting specified electronic documents in lieu of paper, shall be submitted electronically, provided that the method of submittal complies with applicable federal and state standards for electronic submissions. The department may grant a waiver of this requirement on a case-by-case basis if requested by the regulated source.

B. Deadline extension due to computer system failure.

(1) If electronic submittal capability is in place, but the department's electronic document receiving system is temporarily unavailable, then the department may grant a deadline extension to the regulated source.

(2) If electronic submittal capability is in place, but the regulated source's computer system or its internet service provider is temporarily unavailable, then the source may request a deadline extension. The department may grant a deadline extension to the regulated source.

[20.2.1.117 NMAC - N, 02/27/15]