

1 **TITLE 20 ENVIRONMENTAL PROTECTION**
2 **CHAPTER 2 AIR QUALITY (STATEWIDE)**
3 **PART 12 CEMENT KILNS**

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6 **20.2.12.1 ISSUING AGENCY:** Environmental Improvement Board.
7 [~~11/30/95; 20.2.12.1 NMAC—Rn, 20 NMAC 2.12.100 10/31/02~~]

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9 **20.2.12.2 SCOPE:** All geographic areas within the jurisdiction of the Environmental Improvement Board.
10 [~~11/30/95; 20.2.12.2 NMAC—Rn, 20 NMAC 2.12.101 10/31/02~~]

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12 **20.2.12.3 STATUTORY AUTHORITY:** Environmental Improvement Act, NMSA 1978, section 74-1-
13 8(A)(4) and (7), and Air Quality Control Act, NMSA 1978, sections 74-2-1 et seq., including specifically, section
14 74-2-5(A), (B) and (C).
15 [~~11/30/95; 20.2.12.3 NMAC—Rn, 20 NMAC 2.12.102 10/31/02~~]

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17 **20.2.12.4 DURATION:** Permanent.
18 [~~11/30/95; 20.2.12.4 NMAC—Rn, 20 NMAC 2.12.103 10/31/02~~]

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20 **20.2.12.5 EFFECTIVE DATE:** November 30, 1995.
21 [~~11/30/95; 20.2.12.5 NMAC—Rn, 20 NMAC 2.12.104 10/31/02~~]
22 [~~The latest effective date of any section in this Part is 10/31/02.~~]

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24 **20.2.12.6 OBJECTIVE:** The objective of this Part is to establish particulate matter emission standards for cement
25 kilns.
26 [~~11/30/95; 20.2.12.6 NMAC—Rn, 20 NMAC 2.12.105 10/31/02~~]

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28 **20.2.12.7 DEFINITIONS:** In addition to the terms defined in 20.2.2 NMAC (Definitions), as used in this
29 Part: "Part" means an air quality control regulation under Title 20, Chapter 2 of the New Mexico Administrative
30 Code, unless otherwise noted; as adopted or amended by the Board.
31 [~~11/30/95; 20.2.12.7 NMAC—Rn, 20 NMAC 2.12.107 10/31/02~~]

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33 **20.2.12.8 AMENDMENT AND SUPERSESSION OF PRIOR REGULATIONS:** This Part amends and
34 supersedes Air Quality Control Regulation ("AQCR") 502—Cement Kilns last filed January 27, 1970.
35 **A.** All references to AQCR 502 in any other rule shall be construed as a reference to this Part.
36 **B.** The amendment and supersession of AQCR 502 shall not affect any administrative or judicial enforcement action
37 pending on the effective date of such amendment nor the validity of any permit issued pursuant to AQCR 502.
38 [~~11/30/95; 20.2.12.8 NMAC—Rn, 20 NMAC 2.12.106 10/31/02~~]

39
40 **20.2.12.9 to 20.2.12.107 [RESERVED]**

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42 **20.2.12.108 EMISSION LIMITATIONS:** The owner or operator of a cement kiln shall not permit, cause, suffer or
43 allow particulate matter emissions in excess of the 230 mg/m³ of exhaust gas.
44 [~~11/30/95; 20.2.12.108 NMAC—Rn, 20 NMAC 2.12.108 10/31/02~~]

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46 **HISTORY OF 20.2.12 NMAC:**

47 **Pre-NMAC History:** The material in this part was derived from that previously filed with the Commission of
48 Public Records-State Records Center and Archives.
49 HSSD 70-1, Ambient Air Quality Standards And Air Quality Control Regulations, 01/27/70.

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51 **History of Repealed Material:** [RESERVED]

52
53 **Other History:**

54 20.2.12 NMAC 2
55 HSSD 70-1, Ambient Air Quality Standards And Air Quality Control Regulations, (relating to that portion
56 numbered 502) filed 01/27/70, was **renumbered** into first version of the New Mexico Administrative Code as 20

- 1 NMAC 2.12, Cement Kilns, filed 10/30/95.
- 2 20 NMAC 2.12, Cement Kilns, filed 10/30/95, was **renumbered, reformatted and replaced** by 20.2.12 NMAC,
- 3 Cement Kilns, effective 10/31/02.
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