**GUIDANCE ON IMPLEMENTATION OF THE 1-hour NO2 and SO2 STANDARDS**

This guidance is written to directly address 1-hour NO2 & SO2 standards, but applies equally to all modeled criteria pollutants.

1. **20.2.70 NMAC Actions - Title V:**

For Title V applications, compliance shall be based on (20.2.70.300.D(10)(a) NMAC):

1. For first time TV applications for sources that have construction permits under 20.2.72 or 20.2.74 NMAC, compliance shall be based on the modeling submitted with the application for the pre-construction permit under 20.2.72 or 20.2.74 NMAC.
2. For TV permit modifications and renewal applications for facilities that have construction permits issued pursuant to 20.2.72 or 20.2.74 NMAC, compliance shall be based on complying with the relevant terms and conditions of the current operating permit.
3. For new TV applications for sources that do not have construction permits issued pursuant to 20.2.72 or 20.2.74 NMAC (also known as “grandfathered sources), compliance shall be based on modeling of the 1-hour NO2 & SO2 standards.

**2. 20.2.72 NMAC Actions**

1. New and Significant Revisions (Minor NSR):

New or significant revision applications will be ruled administratively incomplete if the modeling submitted does not include a demonstration of compliance with the 1-hour NO2 & SO2 standards..

1. Minor NSR technical revisions

Applicants may be required to submit 1-hour NO2/SO2 modeling if the action is an equipment replacement under section 20.2.72.219.B.1(d) NMAC, and the replacement involves combustion equipment. At AQB’s request, the applicant will submit such modeling prior to the 30-day deadline for the tech revision. If the applicant is unable to provide the requested modeling, such technical revision applications will be denied under Section 219.B.4(b) with the option of using the significant revision process due to the 1-hour NO2/SO2 issue.

1. **20.2.74 NMAC Actions – PSD: PSD Major new or Major Modification**

All PSD permit applications that are major for NOx or SOx, must model and show compliance with 1-hour SO2 NAAQS and with 1-hour NO2 NAAQS.