The delegation will include the authority for the following sections of 40 CFR part 55, as exists on July 1, 2013:

- 55.1 Statutory authority and scope.
- 55.2 Definitions.
- 55.3 Applicability.
- 55.4 Requirements to submit a notice of intent.
- 55.6 Permit requirements.
- 55.7 Exemptions.
- 55.8 Monitoring, reporting, inspections, and compliance.
- 55.9 Enforcement.
- 55.10 Fees.
- 55.13 Federal requirements that apply to OCS sources.
- 55.14 Requirements that apply to OCS sources located within 25 miles of States’ seaward boundaries, by State.
- 55.15 Specific designation of corresponding onshore areas.
- Appendix A to Part 55—Listing of State and Local Requirements Incorporated by Reference Into Part 55, by State.
- 40 CFR Part 55.11 (b), EPA shall delegate implementation and enforcement authority if it is determined that the State’s regulations are adequate, including a demonstration by the state that the state has:
  - (1) Adopted the appropriate portions of 40 CFR part 55 into state law;
  - (2) Submitted a letter from the State Attorney General confirming that Maryland has adequate authority under the state law to implement and enforce the relevant portions of 40 CFR part 55;
  - (3) Adequate resources to implement and enforce the requirements of 40 CFR part 55; and
  - (4) Adequate administrative procedures to implement and enforce the requirements of this part, including public notice and comment procedures.

EPA has reviewed MDE’s delegation request and concludes that it meets the requirements for delegation. Therefore, delegation will be effective on the date EPA receives a NOI of constructing an OCS source adjacent to Maryland. On this date, MDE will automatically be authorized to implement, administer, and enforce the sections of 40 CFR part 55 listed above for the OCS sources in which Maryland will be the corresponding onshore area.

I appreciate MDE’s efforts to implement the OCS regulations and look forward to working with you to foster the growth of alternative energy projects in Maryland. If you have any questions, please do not hesitate to contact me or have your staff contact Ms. Linda Miller, Maryland Liaison, at 215-814-2068.

Sincerely,

Shawn M. Garvin
Regional Administrator

This notice acknowledges that MDE has been delegated the authority to implement and enforce OSC Air Regulations.

Dated: July 10, 2015.
William C. Early
Acting, Regional Administrator, Region III.

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