

**116.96 DEFINITIONS.**

Subdivision 1. **Scope.** The definitions in this section apply to sections 116.96 to 116.99.

Subd. 2. **Agency.** "Agency" means the Pollution Control Agency.

Subd. 3. **Clean Air Act.** "Clean Air Act" means the federal Clean Air Act, United States Code, title 42, section 7401 et seq., as amended.

Subd. 4. **Commissioner.** "Commissioner" means the commissioner of the Pollution Control Agency.

Subd. 5. **Regulated pollutant.** "Regulated pollutant" means:

- (1) a volatile organic compound that participates in atmospheric photochemical reactions;
- (2) a pollutant for which a national ambient air quality standard has been promulgated;
- (3) a pollutant that is addressed by a standard promulgated under section 7411 or 7412 of the Clean Air Act; or

(4) any pollutant that is regulated under this chapter or air quality rules adopted under this chapter.

Subd. 6. **Small business stationary source.** "Small business stationary source" means a business that:

- (1) is owned or operated by a person that employs 100 or fewer individuals;
- (2) is a small business concern as defined in the Small Business Act, United States Code, title 15, section 632(a);
- (3) is not a major stationary source as defined in section 7661 of the Clean Air Act;
- (4) does not emit 50 tons or more per year of any regulated pollutant; and
- (5) emits less than 75 tons per year of all regulated pollutants.

**History:** 1992 c 546 s 6; 1995 c 220 s 107