

**CERTIFICATION OF ADMINISTRATIVE RULES  
FILED WITH THE LEGISLATIVE SERVICES AGENCY  
OTHNI LATHRAM, DIRECTOR**

(Pursuant to Code of Alabama 1975, §41-22-6, as amended).

I certify that the attached is/are correct copy/copies of rule/s as promulgated and adopted on Friday, December 8, 2023, and filed with the agency secretary on Friday, December 8, 2023.

**AGENCY NAME:** Alabama Department of Environmental Management Air Division

**INTENDED ACTION:** Amend

**RULE NO.:** 335-3-8-.67

(If amended rule, give specific paragraph, subparagraphs, etc., being amended)

**RULE TITLE:** Monitoring System Out-Of-Control Periods

**ACTION TAKEN:** State whether the rule was adopted with or without changes from the proposal due to written or oral comments:

**Adopted without changes**

NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XLI, ISSUE NO. 11, AAM,  
DATED THURSDAY, AUGUST 31, 2023.

**STATUTORY RULEMAKING AUTHORITY:**

Ala. Code §§ 22- 22A- 5, 22- 22-A 6,  
22- 22A-8, 22 -28 -14, 22-22A-4,  
41-22-9

(Date Filed)  
(For IRS Use Only)  
**REC'D & FILED**  
DEC 11, 2023  
**LEGISLATIVE SVC AGENCY**

*marilyn elliott*

Marilyn Elliott

Certifying Officer or his or her  
Deputy

(NOTE: In accordance with §41-22-6(b), as amended, a proposed rule is required to be certified within 90 days after completion of the notice.)

**335-3-8-.67      Monitoring System Out-Of-Control Periods.**

The Environmental Protection Agency Regulations governing Monitoring System Out-of-Control Periods, are incorporated by reference as they exist in 40 CFR §97.832, Subpart EEEEE as of October 26, 2016 (81 FR 74504). (The materials incorporated by reference are available for purchase and inspection at the Department's offices.)

**Author:** Ronald W. Gore

**Statutory Authority:** Code of Ala. 1975, §§22-28-10, 22-28-11, 22-28-14, 22-28-18, 22-28-20, 22-28-22, 22-22A-5, 22-22A-6, 22-22A-8.

**History:** **New Rule:** Filed October 20, 2015; effective November 24, 2015. **Amended:** Filed April 25, 2017; effective June 9, 2017. **Amended:** Published December 29, 2023; effective February 12, 2024.