

**CHAPTER 7-12-03**  
**RISK MANAGEMENT PROGRAM FOR AGRICULTURAL ANHYDROUS AMMONIA**  
**FACILITIES**

Section

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**7-12-03-01. Scope.**

The requirements of this chapter apply only to agricultural anhydrous ammonia facilities.

**History:** Effective April 1, 2013.

**General Authority:** NDCC 4.1-37-01

**Law Implemented:** NDCC 4.1-37-01

**7-12-03-02. Incorporation by reference.**

The provisions of 40 CFR part 68 as they existed on June 30, 2011, are incorporated by reference into this chapter, with the following exceptions:

1. Where the term "stationary source" appears in 40 CFR part 68, for the purposes of this chapter only reference the term "agricultural anhydrous ammonia facility" as defined in section 7-12-03-03.
2. Not adopted by reference in 40 CFR section 68.120.
3. Not adopted by reference are 40 CFR section 68.210, and 40 CFR section 68.215.

**History:** Effective April 1, 2013.

**General Authority:** NDCC 4.1-37-01

**Law Implemented:** NDCC 4.1-37-01

**7-12-03-03. Definitions.**

The definitions in 40 CFR part 68 apply to this chapter. The following additional definitions also apply:

1. "Agricultural anhydrous ammonia facility" means any facility that has at least ten thousand pounds [4535 kilograms] of storage capacity and stores anhydrous ammonia intended to be used as a fertilizer or in the manufacturing of a fertilizer.
2. "Fertilizer" means any substance regulated as a fertilizer under North Dakota Century Code chapter 19-20.1.

**History:** Effective April 1, 2013.

**General Authority:** NDCC 4.1-37-01

**Law Implemented:** NDCC 4.1-37-01