

RULE 176. INFORMATION SUPPLIED TO DISTRICT

(a) When requesting information from a person for determining the amount of air contaminants from non-vehicular sources, the Air Pollution Control District shall identify the information requested with sufficient specificity to enable the person to identify the information sought. The District shall give notice in writing that the information provided may be released (1) to the public on request, except trade secrets which are not emission data, and (2) to the Federal Environmental Protection Agency, which protects trade secrets as provided in Section 114(c) of the Clean Air Act as amended in 1970, and in 40 Code of Federal Regulations, Chapter 1, Part 2.

(b) Any person from whom the Air Pollution Control District obtains any records, whether requested by the District or furnished by the person for some other reason, may label as "trade secret" any part of those records which are entitled to confidentiality. Written justification of the "trade secret" designation shall be furnished with the records so designated, and the justification shall be a public record. The justification shall be as detailed as possible without disclosing the trade secret; the person may submit additional information to support the justification, which information, on request, will be kept confidential in the same manner as the record sought to be protected.