

## Chapter NR 494

ENFORCEMENT AND PENALTIES FOR VIOLATION  
OF AIR POLLUTION CONTROL PROVISIONS

NR 494.01 Applicability; purpose.  
NR 494.02 Definitions.

NR 494.03 Procedure.  
NR 494.05 Penalties.

**Note:** Corrections made under s. 13.93 (2m) (b) 7., Stats., Register, January, 1997, No. 493.

**NR 494.01 Applicability; purpose. (1) APPLICABILITY.** This chapter applies to all air contaminant sources governed by ch. 285, Stats., or s. 299.15, Stats., or by chs. NR 400 to 499, and to their owners and operators.

**(2) PURPOSE.** This chapter is adopted under ss. 285.11, 285.13, 285.83 and 285.87, Stats., to provide enforcement procedures and penalties for violations of any provision of ch. 285, Stats., or s. 299.15, Stats., or of chs. NR 400 to 499, or of a permit, plan approval or special order under ch. 285, Stats., or s. 299.15, Stats., or chs. NR 400 to 499.

**History:** Cr. Register, September, 1986, No. 369, eff. 10-1-86; am. (1), Register, May, 1992, No. 437, eff. 6-1-92; am. Register, June, 1993, No. 450, eff. 7-1-93.

**NR 494.02 Definitions.** The definitions contained in ch.

NR 400 apply to the terms used in this chapter.

**History:** Cr. Register, September, 1986, No. 369, eff. 10-1-86.

**NR 494.03 Procedure.** If the department has reason to believe that a violation of ch. 285 or s. 299.15, Stats., chs. NR 400 to 499, or of a permit, plan approval or special order issued by the department under ch. 285 or s. 299.15, Stats., has occurred, the department may proceed under s. 285.83, Stats.

**History:** Renum. from NR 154.08 (1) and am. Register, September, 1986, No. 369, eff. 10-1-86; renum. from NR 494.025, Register, January, 1993, No. 445, eff. 2-1-93; am. Register, June, 1993, No. 450, eff. 7-1-93.

**NR 494.05 Penalties.** Any person who violates any provision of ch. 285, Stats., or s. 299.15, Stats., chs. NR 400 to 499 or a permit or special order issued by the department under ch. 285, Stats., or s. 299.15, Stats., is subject to the penalties provided under s. 285.87, Stats.

**History:** Renum. from NR 154.08 (2) and am. Register, September, 1986, No. 369, eff. 10-1-86; renum. from NR 494.03, Register, January, 1993, No. 445, eff. 2-1-93; am. Register, June, 1993, No. 450, eff. 7-1-93.