

# ADEQ DRAFT OPERATING AIR PERMIT

Pursuant to the Regulations of the Arkansas Operating Air Permit Program, Regulation 26:

Permit No. : 1165-AOP-R9

IS ISSUED TO:

Arkansas Electric Cooperative Corporation - Thomas B. Fitzhugh  
Generating Station  
6006 Lock and Dam Road  
Ozark, AR 72949  
Franklin County  
AFIN: 24-00012

THIS PERMIT AUTHORIZES THE ABOVE REFERENCED PERMITTEE TO INSTALL, OPERATE, AND MAINTAIN THE EQUIPMENT AND EMISSION UNITS DESCRIBED IN THE PERMIT APPLICATION AND ON THE FOLLOWING PAGES. THIS PERMIT IS VALID BETWEEN:

July 31, 2018 AND July 30, 2023

THE PERMITTEE IS SUBJECT TO ALL LIMITS AND CONDITIONS CONTAINED HEREIN.

Signed:

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Stuart Spencer  
Associate Director, Office of Air Quality

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Date

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List of Acronyms and Abbreviations

Ark. Code Ann.	Arkansas Code Annotated
AFIN	ADEQ Facility Identification Number
C.F.R.	Code of Federal Regulations
CO	Carbon Monoxide
HAP	Hazardous Air Pollutant
lb/hr	Pound Per Hour
MVAC	Motor Vehicle Air Conditioner
No.	Number
NO <sub>x</sub>	Nitrogen Oxide
PM	Particulate Matter
PM <sub>10</sub>	Particulate Matter Smaller Than Ten Microns
SNAP	Significant New Alternatives Program (SNAP)
SO <sub>2</sub>	Sulfur Dioxide
SSM	Startup, Shutdown, and Malfunction Plan
Tpy	Tons Per Year
UTM	Universal Transverse Mercator
VOC	Volatile Organic Compound

Arkansas Electric Cooperative Corporation - Thomas B. Fitzhugh Generating Station  
Permit #: 1165-AOP-R9  
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**SECTION I: FACILITY INFORMATION**

PERMITTEE: Arkansas Electric Cooperative Corporation - Thomas B. Fitzhugh Generating Station

AFIN: 24-00012

PERMIT NUMBER: 1165-AOP-R9

FACILITY ADDRESS: 6006 Lock and Dam Road  
Ozark, AR 72949

MAILING ADDRESS: P.O. Box 194208  
Little Rock, AR 72219

COUNTY: Franklin County

CONTACT NAME: Stephen Cain

CONTACT POSITION: Manager - Environmental Compliance

TELEPHONE NUMBER: (501) 570-2420

REVIEWING ENGINEER: John Mazurkiewicz

UTM North South (Y): Zone 15: 3924757.43 m

UTM East West (X): Zone 15: 427059.88 m

## **SECTION II: INTRODUCTION**

### **Summary of Permit Activity**

Arkansas Electric Cooperative Corporation (AECC) operates a Westinghouse 501D5A combustion turbine at the existing Thomas B. Fitzhugh Generating Station located at 6006 Lock and Dam Road in Ozark, Arkansas 72949. The facility has submitted an application to revise the existing Title V permit. This permit includes the following revisions.

- Specific Condition #5 has been revised to clarify that compliance with the short term (lb/hr) limits for the Westinghouse 501D5A Combustion Turbine & HRSG Duct Burners (SN-06) will be demonstrated by a 3-hour rolling average. The existing permit does not specify an averaging period for determining compliance.
- Specific Conditions #20 through #24 have been added. The conditions include additional requirements for periods of startup and shutdown. These conditions will be the basis for determining compliance for CO emissions during these events as the numerical limits established pursuant to BACT do not apply at these times.
- Specific Condition #16(f) has been removed as the requirement no longer applies to the facility.

Annual permitted emissions will remain the same.

### **Process Description**

This plant currently produces an electrical output of 170.6 MW at a thermal efficiency of 42.0%. The generating unit at the plant is a Siemens Westinghouse 501D5A combustion turbine with one heat recovery steam generator (HRSG) with duct burners (SN-06). The combustion turbine is permitted to burn a lean mixture of compressed air and pipeline quality natural gas or No. 2 fuel oil. The duct burners burn only pipeline quality natural gas. The combustion turbine is equipped with dry-low NO<sub>x</sub> burners. The combustion turbine also utilizes water injection when combusting fuel oil to reduce NO<sub>x</sub> emissions.

SN-06 replaced the original boiler (SN-01) which was at the end of its useful life. SN-06 is now the steam source for the original steam turbine.

This arrangement is typically referred to as combine cycle “repowering”. The combustion turbine drives an electric generator along a common shaft. The high temperature exhaust from the combustion turbine is used to generate steam in the HRSG; the HRSG is the steam source for the original steam turbine.

The benefits of this arrangement are much higher thermal efficiency as well as significantly lower emissions per unit of electricity produced.

SN-06 has a diverter damper and bypass stack installed between the combustion turbine exhaust and the HRSG. The diverter damper allows AECC to start up the combustion turbine at a faster rate (which greatly reduced air emissions because the unit achieves optimum combustion in a relatively short amount of time). The damper modulates the exhaust out of the bypass stack and sends the exhaust to the HRSG to produce steam at a rate necessary to accommodate the steam turbine ramping requirements. It also allows the unit to run in simple-cycle mode if the HRSG or steam turbine is shut down for maintenance.

SN-06 has a supplemental duct burner system in the HRSG. During periods of peak electrical demand, the duct burners are used to supplement the amount of waste heat from the combustion turbine allowing the HRSG's maximum steam production to match the existing steam turbine's maximum capability. The duct burner system is used only rarely when the demand for electricity is very high.

SN-06 is primarily used to generate electricity for intermediate and peak load conditions.

Other permitted equipment at the plant includes two fuel oil storage tanks (SN-04 and SN-05), and a gasoline tank (SN-10). A cooling tower (SN-07) is used to reduce the temperature of the effluent before it is discharged to the Arkansas River. The facility also operates two reciprocating internal combustion engines including a Stand-By Diesel Generator Engine (SN-08) and Stand-By Fire Pump Engine (SN-11).

### Regulations

The following table contains the regulations applicable to this permit.

Regulations
Arkansas Air Pollution Control Code, Regulation 18, effective March 14, 2016
Regulations of the Arkansas Plan of Implementation for Air Pollution Control, Regulation 19, effective March 14, 2016
Regulations of the Arkansas Operating Air Permit Program, Regulation 26, effective March 14, 2016
40 C.F.R. § 52.21 - <i>Prevention of significant deterioration of air quality</i>
40 C.F.R. Part 60, Subpart GG - <i>Standards of Performance for Stationary Gas Turbines</i>
40 C.F.R. Part 60, Subpart Db - <i>Standards of Performance for Electric Utility Steam Generating Units</i>
40 C.F.R. Part 60, Subpart IIII - <i>Standards of Performance for Stationary Compression Ignition Combustion Engines</i>
40 C.F.R. Part 63, Subpart ZZZZ - <i>National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines</i>
40 C.F.R. Part 63, Subpart CCCCCC - <i>National Emission Standards for Hazardous Air</i>

<i>Pollutants for Source Category: Gasoline Dispensing Facilities</i>
40 C.F.R. Part 75 - <i>Continuous Emission Monitoring</i>
40 C.F.R. Part 97, Subpart EEEEE – <i>CSAPR NO<sub>x</sub> Ozone Season Group 2 Trading Program</i>

This facility is classified as a major source of greenhouse gas emissions.

### Emission Summary

The following table is a summary of emissions from the facility. This table, in itself, is not an enforceable condition of the permit.

EMISSION SUMMARY				
Source Number	Description	Pollutant	Emission Rates	
			lb/hr	tpy
Total Allowable Emissions		PM	55.1	91.1
		PM <sub>10</sub>	55.1	91.1
		PM <sub>2.5</sub>	See Note*	
		SO <sub>2</sub>	514.2	840
		VOC	11.8	27.6
		CO	306.7	500.4
		NO <sub>x</sub>	278.9	452.5
HAPs**		Single HAP	1.18	3.43
		Total HAPs	2.29	5.79
04	Fuel Oil Storage Tank #2	VOC	0.1	0.4
		Single HAP	0.04	0.18
		Total HAPs	0.09	0.38
05	Fuel Oil Storage Tank #3	VOC	0.1	0.4
		Single HAP	0.05	0.19
		Total HAPs	0.10	0.40

EMISSION SUMMARY				
Source Number	Description	Pollutant	Emission Rates	
			lb/hr	tpy
06	Westinghouse 501D5A Combustion Turbine & HRSG Duct Burners	PM	54.4	88.9
		PM <sub>10</sub>	54.4	88.9
		SO <sub>2</sub>	514.0	839.8
		VOC	11.2	26.4
		CO	305.8***	499.6
		NO <sub>x</sub>	273.6	447.0
		Single HAP	1.06	3.03
		Total HAPs	1.77	4.68
07	Cooling Tower	PM	0.5	2.0
		PM <sub>10</sub>	0.5	2.0
08	Stand-By Diesel Generator Engine	PM	0.1	0.1
		PM <sub>10</sub>	0.1	0.1
		SO <sub>2</sub>	0.1	0.1
		VOC	0.2	0.2
		CO	0.6	0.7
		NO <sub>x</sub>	4.2	5.2
		Single HAP	0.01	0.01
		Total HAPs	0.20	0.20
10	Gasoline Tank (140 gal)	VOC	0.1	0.1
		Single HAP	0.01	0.01
		Total HAPs	0.03	0.03
11	Stand-By Fire Pump Engine	PM	0.1	0.1
		PM <sub>10</sub>	0.1	0.1
		SO <sub>2</sub>	0.1	0.1
		VOC	0.1	0.1
		CO	0.3	0.1
		NO <sub>x</sub>	1.1	0.3
		Single HAP	0.01	0.01
		Total HAPs	0.10	0.10

\*PM<sub>2.5</sub> limits are source specific, if required. Not all sources have PM<sub>2.5</sub> limits.

\*\*HAPs included in the VOC totals. Other HAPs are not included in any other totals unless specifically stated.

\*\*\*CO (lb/hr) limit does not apply to periods of startup.



### **SECTION III: PERMIT HISTORY**

Permit #1165-A was issued on June 10, 1991. It allowed this facility to restart operations after six years of down time. It allowed emissions of 9.0 tpy PM<sub>10</sub>, 4.0 tpy SO<sub>2</sub>, 1578 tpy NO<sub>x</sub>, 114 tpy CO, and 4.0 tpy VOC.

Permit #1165-AR-1 was issued on September 22, 1992. This permit updated emissions from the facility to reflect testing results. The facility agreed to limit the fuel firing rate to 65% of the maximum in order to avoid PSD. This permit also included emissions from the combustion of #6 fuel oil in times of natural gas curtailment and added the fuel oil heater and 100 HP boiler. Emissions totals were 5.7 tpy PM<sub>10</sub>, 2.8 tpy SO<sub>2</sub>, 1484.1 tpy NO<sub>x</sub>, 74.0 tpy CO, and 2.8 tpy VOC.

Permit #1165-AR-2 was issued on May 1, 1994. This modification once again changed the emission rates to reflect testing results and added the fuel oil storage tanks to the permit. Emission rates were 340.1 tpy PM/PM<sub>10</sub>, 2056.75 tpy SO<sub>2</sub>, 13.17 tpy VOC, 77.96 tpy CO, and 2788.98 tpy NO<sub>x</sub>.

Permit #1165-AOP-R0 was issued on October 20, 1997. This was the initial Title V for this facility and no physical changes were made. Emission rates were 160 tpy PM/PM<sub>10</sub>, 2,024.7 tpy SO<sub>2</sub>, 13.8 tpy VOC, 77.8 tpy CO, and 2,784.6 tpy NO<sub>x</sub>.

Permit #1165-AOP-R1 was issued on February 26, 2002. Arkansas Electric Cooperative Corporation (AECC) constructed a Westinghouse 501D5A combustion turbine at the existing Thomas B. Fitzhugh Generating Station (Fitzhugh) (AFIN: 24-00012) located at 6006 Lock and Dam Road in Ozark, Arkansas 72949. This unit is used primarily for intermediate and peak load conditions. This new combustion turbine and associated heat recovery steam generator (SN-06) replaced the existing boiler (SN-01). The existing boiler was retired once the new unit was in operation. Also, the SO<sub>2</sub> emissions for the remaining boiler were revised based on an allowable sulfur content of the fuel oil of 0.33% by weight.

In addition to the combustion turbine, a cooling tower (SN-07) was added to the facility. This cooling tower was installed on the existing non-contact, non-chlorinated cooling water system to decrease outfall temperatures when the river water temperatures are high. The addition of this tower was to allow this facility to better comply with its NPDES permit.

Other changes to the permit included removing the fuel oil burning allowance for the auxiliary boiler (SN-02). This boiler now burns only natural gas as fuel. The existing fuel oil tanks (SN-03 through SN-05) remained in the permit. This permit modification also added an emergency generator and a 300 gallon diesel fuel tank for the emergency generator to the facility's insignificant source list.

### Prevention of Significant Deterioration

#### BACT Summary

The following table is a summary of the BACT determinations for the facility.

Source	Pollutant	BACT Determination		
Combustion Turbine (SN-06)	PM/PM <sub>10</sub>	Low-ash Fuels	5.9 lb/hr	Natural Gas
			49.8 lb/hr	No. 2 Fuel Oil
	CO	Good combustion practices and design	10 ppm @ 15% O <sub>2</sub>	Natural Gas
			90 ppm @ 15% O <sub>2</sub>	No. 2 Fuel Oil
	SO <sub>2</sub>	Good combustion practices and design	1 ppm @ 15% O <sub>2</sub>	Natural Gas
			Good combustion practices and design 0.33% sulfur	85 ppm @ 15% O <sub>2</sub>
Duct Burners HRSG	PM/PM <sub>10</sub>	Low-ash Fuels	4.4 lb/hr	Natural Gas
	CO	Good combustion practices and design	12 ppm @ 15% O <sub>2</sub>	Natural Gas
	SO <sub>2</sub>	Good combustion practices and design	<1 ppm @ 15% O <sub>2</sub>	Natural Gas
Cooling Tower	PM/PM <sub>10</sub>	Drift Eliminators	0.4 lb/hr	

Permit #1165-AOP-R2 was issued to Arkansas Electric Cooperative Corporation (AECC) on August 23, 2003. This modification allowed a start-up/shutdown exemption to be added to the permit for SN-06.

Permit #1165-AOP-R3 was issued on July 26, 2007. This modification was to renew the facility's existing permit. In addition, the facility requested the following changes:

- The removal of the Main Boiler (SN-01) which was retired in April 2003.
- The listing of the Auxiliary Boiler (SN-02) as an Insignificant Activity.
- The removal of Fuel Oil Storage Tank #1 (SN-03).
- The addition of language to treat the CO monitor as a 40 CFR Part 75 monitor as agreed upon in CAO LIS#06-078.
- The removal of daily observation of opacity requirement when burning natural gas for SN-06.

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The facility requested to remove the requirement to use two CEMS on the CT/HRSG (SN-06). The Department was unable to comply with the request because both the duct burner and combustion turbine are affected units under the Acid Rain Program. 40 CFR Part 72, §72.6(a)(3) requires new units to comply with the requirements of the Acid Rain Program.

The facility also requested to remove the requirements to submit semi-annual monitoring reports as required in Specific Condition #3 and #9. The Department was unable to comply with the request. The requirements remained as written. With this permitting action there were no changes to the existing permitted emission limits.

Permit #1165-AOP-R4 was issued on May 18, 2009. This modification was to incorporate Clean Air Interstate Rule (CAIR) requirements set forth in Regulation 19, Chapter 14. Permitted emissions remained unchanged.

Permit #1165-AOP-R5 was issued on July 30, 2013. This modification was to renew the facility's existing permit. During this renewal period the Stand-By Diesel Generator Engine (SN-08), the Emergency Fire Pump Engine (SN-09) and the Gasoline Tank (SN-10) were moved from insignificant activities to permitted sources due to their applicability to federal standards. SN-08 is subject to 40 CFR Part 60 Subpart IIII and 40 CFR Part 63 Subpart ZZZZ. SN-09 is subject 40 CFR Part 63 Subpart ZZZZ. SN-10 is subject to 40 CFR Part 63 Subpart CCCCC.

The facility requested to remove the requirement to use two CEMS on the CT/HRSG (SN-06) to eliminate confusion for reporting, maintenance and operation purposes. The facility suggested removing the CEMS on the HRSG stack and only maintaining the CEMS on the CT. The facility proposed to assume worst-case emissions from the duct burners for reporting purpose.

The Department maintained its previous stance; given that both the duct burner and combustion turbine are affected units under the Acid Rain Program both units must individually meet the federal requirements.

Permitted emissions increased as follows: PM/PM<sub>10</sub> by 0.3 tons/year (tpy), SO<sub>2</sub> by 0.4 tpy, VOC by 0.6 tpy, CO by 0.4 tpy, NO<sub>x</sub> by 1.4 tpy and HAPs by 0.001 tpy.

Permit #1165-AOP-R6 was issued on January 22, 2015. This was an administrative amendment to reestablish the diesel fuel tank as an insignificant activity. During the modification in Permit #1165-AOP-R5, the diesel fuel tank for the stand-by generator was inadvertently omitted from the insignificant activities list. There are no permitted emission changes with this modification.

Permit #1165-AOP-R7 was issued September 20, 2016. This minor modification removed the Emergency Fire Pump Engine (SN-09) from the permit and replaced it with a Stand-By Fire Pump Engine (SN-11). Acid and caustic tanks were also removed from the list of insignificant activities and three tanks (300-gallon diesel tank, 525-gallon diesel tank, and 2,000-gallon diesel tank) were added to the list. Total facility-wide permitted emissions decreased by 0.1 tpy PM/PM<sub>10</sub>, 0.1 tpy CO and 0.3 tpy VOC.

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Permit #1165-AOP-R8 was issued July 31, 2018. This revision renewed the existing Title V permit with the following modifications. The hours of operation for the Stand-By Diesel Generator Engine (SN-08) increased from 500 hours to 2,500 hours per rolling twelve month period; HAP emissions were combined to include a single limit for Total HAPs; VOC emission limits for the Fuel Oil Storage Tanks (SN-04 and SN-05) were revised based on TANKS 4.0.9d; HAP emission limits were included for the Fuel Oil Storage Tanks (SN-04 and SN-05), and the Gasoline Tank (SN-10), and SO<sub>2</sub> emission limits were revised for the Stand-By Diesel Generator Engine (SN-08) based on a mass balance. As a result of these modifications, permitted emission rates increase by 0.5 tpy VOC; 0.5 tpy CO; 4.1 tpy NO<sub>x</sub>, and 2.59 tpy HAPs, and decrease by 0.2 tpy SO<sub>2</sub>.

**SECTION IV: SPECIFIC CONDITIONS**

SN-04 and SN-05 - Fuel Oil Storage Tanks

Source Description

Fuel oil for use in the combustion turbine is stored in these tanks. The storage capacities of these tanks are 824,962 gallons and 1,036,702 gallons, respectively. These tanks were installed prior to the effective date of the NSPS Subpart K.

Specific Conditions

1. The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by complying with Specific Condition #3. [Reg.19.501 *et seq.* and 40 C.F.R. § 52 Subpart E]

SN	Description	Pollutant	lb/hr	tpy
04	Fuel Oil Storage Tank #2	VOC	0.1	0.4
05	Fuel Oil Storage Tank #3	VOC	0.1	0.4

2. The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by complying with Specific Condition #3. [Reg.18.801 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

SN	Description	Pollutant	lb/hr	tpy
04	Fuel Oil Storage Tank #2	Single HAP	0.04	0.18
		Total HAPs	0.09	0.38
05	Fuel Oil Storage Tank #3	Single HAP	0.05	0.19
		Total HAPs	0.10	0.40

3. The permittee shall not exceed a combined throughput of 35.1 million gallons of fuel oil at SN-04 and SN-05 per rolling 12 month period. [Reg.19.705, Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. § 70.6]
4. The permittee shall maintain monthly records to demonstrate compliance with Specific Condition #3. The permittee shall update these records by the fifteenth day of the month following the month to which the records pertain. The twelve month rolling totals and each individual month's data shall be maintained on-site, made available to Department

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personnel upon request, and submitted in accordance with General Provision #7.  
[Reg.19.705 and 40 C.F.R. § 52 Subpart E]

SN-06 - Westinghouse 501D5A - Combustion Turbine & HRSG Duct Burners

Source Description

This source is a Westinghouse 501D5A combined-cycle combustion turbine which drives an electric generator, and a heat recovery steam generator (HRSG) which generates steam to drive the existing steam turbine. The generating capacity of the repowered facility unit is estimated at 170.6 MW during summer conditions (98°F). The unit is equipped with duct burners in the HRSG. The duct burners have a heat input of 220 MMBtu/hr.

The combustion turbine is equipped with dry-low NO<sub>x</sub> (DLN) burners. These burners are designed to limit the amount of NO<sub>x</sub> produced during the combustion process.

SN-06 utilizes water injection when burning fuel oil to reduce NO<sub>x</sub> emissions.

Specific Conditions

- The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by complying with Specific Condition #7, #10, #11, and #18. Compliance with the short term (lb/hr) limits for CO and NO<sub>x</sub> will be demonstrated by a 3-hour rolling average. [Reg.19.501 et seq. and 40 C.F.R. § 52 Subpart E]

SN	Description	Pollutant	lb/hr	tpy
06	Westinghouse 501D5A Combustion Turbine & HRSG Duct Burners	PM <sub>10</sub>	54.4	88.9
		SO <sub>2</sub>	514.0	839.8
		VOC	11.2	26.4
		CO	305.8	499.6
		NO <sub>x</sub>	273.6	447.0

- The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by complying with Specific Condition #7 and #10. [Reg.18.801 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

SN	Description	Pollutant	lb/hr	tpy
06	Westinghouse 501D5A Combustion Turbine & HRSG Duct Burners	PM	54.4	88.9
		Single HAP	1.06	3.03
		Total HAP	1.77	4.68

7. The permittee shall comply with the following BACT determinations for the combustion turbine / heat recovery system generator. Compliance with the emissions limits set forth in the following table was demonstrated by the initial performance test of the generator performed during August 2003. [§19.901 of Regulation 19 *et seq.*, and 40 CFR Part 52, Subpart E]

Sources	Pollutant	BACT Determination		
Combustion Turbine (SN-06)	PM/PM <sub>10</sub>	Low-ash Fuels	5.9 lb/hr	Natural Gas
			49.8 lb/hr	No. 2 Fuel Oil
	CO	Good combustion practices and design	10 ppm @ 15% O <sub>2</sub>	Natural Gas
			90 ppm @ 15% O <sub>2</sub>	No. 2 Fuel Oil
	SO <sub>2</sub>	Good combustion practices and design	1 ppm @ 15% O <sub>2</sub>	Natural Gas
			Good combustion practices and design 0.33% sulfur	85 ppm @ 15% O <sub>2</sub>
Duct Burners HRSG	PM/PM <sub>10</sub>	Low-ash Fuels	4.4 lb/hr	Natural Gas
	CO	Good combustion practices and design	12 ppm @ 15% O <sub>2</sub>	Natural Gas
	SO <sub>2</sub>	Good combustion practices and design	<1 ppm @ 15% O <sub>2</sub>	Natural Gas

8. The permittee shall not use more than 9.626 billion cubic feet of natural gas and 35.14 million gallons of fuel oil at SN-06 per rolling 12 month period. When fuel oil and natural gas are combusted during the same twelve month period, natural gas usage shall be limited by the equation in Specific Condition #9. [Reg.19.705, Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. Part 52, Subpart E]
9. When both fuels are combusted in the turbine during the same twelve month period, the following equation shall be used to determine compliance with the fuel limits set forth in Specific Condition #8.

$$y = -0.2535x + 9.626$$

Where:

x = million gallons of No. 2 fuel oil



y = billion standard cubic feet of natural gas

Input the amount of No. 2 fuel oil for x and solve for y. Y will be the maximum amount of natural gas that could be burned in the same twelve month period to remain in compliance. In no case can the limits in Specific Condition #8 be exceeded. [Reg.19.705, Reg.18.1004, Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. Part 52, Subpart E]

10. The permittee shall maintain monthly records to demonstrate compliance with Specific Condition #8. The permittee shall update these records by the fifteenth day of the month following the month to which the records pertain. The twelve month rolling totals and each individual month's data shall be maintained on-site, made available to Department personnel upon request, and submitted in accordance with General Provision #7. [Reg.19.705, Reg.18.1004, 40 C.F.R. Part 52, Subpart E and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
11. The permittee shall maintain, in service, a CEM which monitors the CO emissions for SN-06. With the exception of daily calibrations, quarterly linearity checks, RATA frequencies, and allowable relative accuracies, these CEMS shall be operated in accordance with all applicable conditions of the Department's Continuous Emission Monitoring Systems Conditions as found in Appendix H of this permit. [Reg.19.703, 40 C.F.R. Part 52, Subpart E and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

#### Opacity

12. The visible emissions from this source shall not exceed 20% opacity when burning fuel oil and 5% opacity when burning natural gas. Compliance shall be demonstrated through compliance with Specific Condition #13 and #14, respectively. [Reg.19.503 and 40 C.F.R. § 52 Subpart E]
13. The permittee shall conduct daily observations of the opacity from this source during fuel oil combustion and keep a record of these observations. This daily observation may be performed with a continuous opacity monitor during fuel oil combustion if the permittee chooses to do so. If visible emissions that exceed 20% opacity are detected, the permittee shall take corrective action and perform the observation again. If visible emissions above permitted levels are still present, the permittee shall conduct a 6-minute opacity reading in accordance with EPA Reference Method #9. The results of these readings shall be kept on site and made available to Department personnel upon request. [Reg.19.705, Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. Part 52, Subpart E]
14. Compliance with the natural gas opacity limit of 5% shall be demonstrated by burning only pipeline natural gas. There is no daily opacity observation required when burning

natural gas. [Reg.18.501 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

#### NSPS Db

15. The duct burners (SN-06) are subject to and shall comply with applicable provisions of 40 C.F.R. Part 60 Subpart A - General Provisions and 40 C.F.R. Part 60 Subpart Db. A copy of Subpart Db is provided in Appendix C. Applicable provisions of Subpart Db include, but are not limited to, the following:
  - a. NO<sub>x</sub> emissions shall not exceed 0.2 lb/MMBtu heat input. This condition will be met by complying with Specific Condition #18. [Reg.19.304 and 40 C.F.R. §60.44b(a)(4)(i)]
  - b. The nitrogen oxides emission standards under §60.44b apply at all times, this includes periods of startup, shutdown, and malfunction. [Reg.19.304 and 40 C.F.R. §60.46b(a)]
  - c. To determine compliance with the emission limit for nitrogen oxides required by 40 C.F.R. §60.44b(a)(4) for duct burners, the owner or operator of the facility shall conduct a performance test required under 40 C.F.R. §60.8 using the nitrogen oxides and oxygen measurement procedures in 40 C.F.R. part 60 Appendix A, Method 20. During the performance test, one sampling site shall be located as close as practicable to the exhaust of the turbine; as provided by 6.1.1 of Method 20. A second sampling site shall be located at the outlet to the steam generating unit. Measurements of nitrogen oxides and oxygen shall be taken at both sampling sites during the performance test. The nitrogen oxides emission rate from the combined cycle system shall be calculated by subtracting the nitrogen oxides emission rate measured at the sampling site at the outlet from the combustion turbine from the nitrogen oxides emission rate measured at the sampling site at the outlet from the HRSG. [Reg.19.304 and 40 C.F.R. §60.46b(f)]
  - d. The owner shall record and maintain records of the amounts of fuel combusted during each day and calculate the annual capacity factor individually for each calendar quarter. The annual capacity factor is determined on a 12-month rolling average basis with a new annual capacity factor calculated at the end of each calendar month. [Reg.19.304 and 40 C.F.R. §60.49b(d)]
  - e. All records required under the section shall be maintained by the owner or operator of the facility for a period of 2 years following the date of such record. [Reg.19.304 and 40 C.F.R. §60.49b(o)]

#### NSPS GG

16. The combustion turbine (SN-06) is subject to and shall comply with all applicable provisions of 40 C.F.R. Part 60, Subpart A - General Provisions and Subpart GG - *Standards of Performance for Stationary Gas Turbines* (Appendix B). Applicable provisions of Subpart GG include, but are not limited to the following:

- a. NO<sub>x</sub> emissions shall not exceed 163.1 ppmvd at 15% O<sub>2</sub> at ISO conditions. This condition will be met by complying with Specific Condition #18. [Reg.19.304 and 40 C.F.R. §60.332(a)(1)]
- b. No fuel shall be fired at SN-06 that contains sulfur in excess of 0.8 percent by weight. [Reg.19.304 and 40 C.F.R. §60.333(b)]
- c. The sulfur content and nitrogen content of the natural gas fired at SN-06 shall be determined and recorded daily. [Reg.19.304 and 40 C.F.R. §60.334(b)]
- d. Periods of excess emissions for NO<sub>x</sub> is defined as any period during which the fuel-bound nitrogen in the fuel is greater than the maximum nitrogen content allowed per the performance test. A report of excess emissions shall include the average fuel consumption, ambient conditions, gas turbine load, nitrogen content of the fuel during the period of excess emissions, and copies of any graphs/figures developed during the performance testing. [Reg.19.304 and 40 C.F.R. §60.334(c)(1)]
- e. Periods of excess emissions for SO<sub>2</sub> is defined as any daily period during which the sulfur content of the fuel being fired exceeds 0.8 percent. [Reg.19.304 and 40 C.F.R. §60.334(c)(2)]
- f. Reserved.
- g. The monitoring and testing requirements of Specific Condition #16(c) and #16(d) are waived if EPA approves the use of 40 C.F.R. Part 75 NO<sub>x</sub> CEMS monitoring procedures as an alternative to these requirements. If this approval is granted, excess emissions reporting per Specific Condition #16(d) shall be based on the 40 C.F.R. Part 75 CEMS data.

[Reg.19.304 and 40 C.F.R. Part 60, Subpart GG]

17. Monitoring requirements relative to NO<sub>x</sub> emissions from the Combustion Turbine/HRSG shall be as follows:
  - a. The permittee shall install, calibrate, maintain, and operate a NO<sub>x</sub> CEMS on each Combustion Turbine/HRSG with Duct Burner stack. The CEMS shall comply with 40 CFR Part 75. The permittee shall use the measured concentrations of NO<sub>x</sub> and O<sub>2</sub> in the flue gas along with the measured fuel flow (or another 40 CFR Part 75 procedure) to calculate NO<sub>x</sub> mass emissions.
  - b. The permittee shall monitor fuel nitrogen content (unless approval from U.S. EPA to use the NO<sub>x</sub> CEMS in lieu of fuel nitrogen content sampling is obtained).
  - c. The permittee shall maintain records which demonstrate compliance with Specific Condition #17 (a) and (b).

[Reg.19.703, 40 C.F.R. Part 52, Subpart E, 40 C.F.R. Part 60, Subpart GG, 40 C.F.R. Part 75, Subpart B and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

18. CEMS shall be used to demonstrate compliance with NO<sub>x</sub> and CO emission limits in Specific Condition #5 and #20, and NO<sub>x</sub> limits listed in Specific Condition #15 and #16. [Reg.19.901 *et seq.*, 40 C.F.R. Part 52, Subpart E, Reg.19.304 and 40 C.F.R. Part 75]

#### Startup and Shutdown

19. For the purposes of this permit, "upset condition" reports as required by Reg.19.601 shall not be required for periods of startup excess emissions from SN-06 unless such periods of excess startup emissions exceed a four hour period or are in violation after initial attainment of 80 megawatts from the combustion turbine generator (whichever is less). Reports shall not be required during a one hour period preceding shutdown. This shall only apply for "upset conditions" which directly result from the start-up and/or shut down of SN-06. All other "upset conditions" must be reported as required by Regulation 19. Additionally, the following conditions must be met during start up and shut down periods.
  - a. CEM systems for SN-06 must be operating during start up and shut down. The emissions recorded during these periods shall count toward the annual ton per year permit limits.
  - b. The permittee shall maintain a log or equivalent electronic data storage which shall indicate the date, start time, and duration of each start up and shut down procedure. "Start-up" shall be defined as the period of time beginning with the first fire within the combustion turbine firing chamber until the unit initially reaches an output of 80 megawatts from the combustion turbine generator or a maximum of four hours. "Shut down" shall be defined as the period of time up to one hour beginning with the initiation of the shutdown procedure and ending when emissions are no longer detected from the source. This log or equivalent electronic data storage shall be made available to Department personnel upon request.
  - c. Excess opacity is not included. If any excess opacity should ever occur, upset condition reporting is required.
  - d. Operating mode, specifically the current combustion turbine operating load, shall be able to be identified at any time from the control area for that unit and shall be available for inspection by ADEQ representatives at any time.
  - e. Requirements of ADEQ CEMS Condition (II) (F) are not applicable to this permit. However, the facility shall still comply with the 40 CFR 60.7 requirements to maintain 95% CEMS uptime during non-startup/ shutdown periods and 99% compliance demonstration during these periods along with the required reporting requirements.

[Reg.19.601 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

20. During startup and shutdown, the permittee shall not exceed the emission rates or durations set forth in the following table. The permittee shall demonstrate compliance

with this condition by complying with Specific Conditions #21 through #24.  
 [Reg.19.501 et seq. and 40 C.F.R. § 52 Subpart E]

Event	Maximum Duration (hr)	CO Emission (lb/event)
Startup	4	6,000
Shutdown	1	305.8

21. The permittee shall calculate and record the total emissions during each startup and shutdown event. Records shall be compared to the table in Specific Condition #20 to determine compliance. [Reg.19.705, Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. Part 52, Subpart E]
22. Any exceedance of the maximum duration without an emission exceedance is not required to be reported as an upset condition, but shall be submitted in accordance with General Provision #7. [Reg.19.705, Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. Part 52, Subpart E]
23. Any 3-hour averaging period that includes startup or shutdown emissions, and exceeds the short term (lb/hr) limit in Specific Condition #5 will not be considered an upset condition, but all emissions shall be counted toward the annual limits. [Reg.19.705, Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. Part 52, Subpart E]
24. The permittee shall maintain monthly records to demonstrate compliance with Specific Conditions #20 and #21. The permittee shall update these records by the fifteenth day of the month following the month to which the records pertain. The twelve month rolling totals and each individual month's data shall be maintained on-site, made available to Department personnel upon request, and submitted in accordance with General Provision #7. [Reg.19.705 and 40 C.F.R. § 52 Subpart E]

SN-07 - Cooling Tower

Source Description

The cooling tower is use to reduce the temperature of the effluent before it is discharged to the Arkansas River.

Specific Conditions

25. The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by complying with Specific Condition 27. [Reg.19.501 *et seq.* and 40 C.F.R. § 52 Subpart E]

SN	Description	Pollutant	lb/hr	tpy
07	Cooling Tower	PM <sub>10</sub>	0.5	2.0

26. The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by complying with Specific Condition #27. [Reg.18.801 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

SN	Description	Pollutant	lb/hr	tpy
07	Cooling Tower	PM	0.5	2.0

27. The permittee shall operate the cooling tower with a drift eliminator according to the manufacturer's specifications. [Reg.19.303, Reg.18.1104, and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
28. The permittee shall monitor Total Dissolved Solids (TDS) monthly. Results less than 1,000 ppm TDS, or equivalent conductivity, will demonstrate compliance with the requirements in Specific Conditions #25 and #26. These records shall be updated on a monthly basis. If the facility chooses to use conductivity in place of TDS testing the permittee shall develop a conductivity vs. TDS curve and test for conductivity on a weekly basis when the cooling towers are operating. The conductivity result shall not exceed the level which correlates with 1,000 ppm TDS for any sample result taken when the cooling towers are operating. The permittee shall also determine, directly, TDS once every quarter. The results shall be kept on site and made available to Department personnel upon request. The permittee shall submit these records in accordance with General Provision 7. [Reg.19.705 and Reg.19.703, Reg.18.1004 and Reg.18.1003, and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

SN-08 - Stand-By Diesel Generator Engine

Source Description

The Stand-By Diesel Generator is a reciprocating internal combustion engine subject to NSPS Subpart IIII and NESHAP Subpart ZZZZ. The unit is a 460-hp rated diesel-fired engine that produces approximately 300 kW at full-load.

Specific Conditions

29. The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by complying with Specific Condition #36 through #42. [Reg.19.501 *et seq.* and 40 C.F.R. § 52 Subpart E]

SN	Description	Pollutant	lb/hr	tpy
08	Stand-By Diesel Generator Engine	PM <sub>10</sub>	0.1	0.1
		SO <sub>2</sub>	0.1	0.1
		VOC	0.2	0.2
		CO	0.6	0.7
		NO <sub>x</sub>	4.2	5.2

30. The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by complying with Specific Condition #36 through #42. [Reg.18.801 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

SN	Description	Pollutant	lb/hr	tpy
08	Stand-By Diesel Generator Engine	PM	0.1	0.1
		Single HAP	0.01	0.01
		Total HAPs*	0.20	0.20

\*Total HAPs are limited by the VOC emission rate.

Opacity

31. Visible emissions may not exceed the limits specified in the following table of this permit as measured by EPA Reference Method 9.

SN	Limit	Regulatory Citation
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SN	Limit	Regulatory Citation
08	20%	Reg.19.503 and 40 C.F.R. § 52 Subpart E

32. Annual observations of the opacity from the Stand-By Diesel Generator Engine (SN-08) shall be conducted by a person trained but not necessarily certified in EPA Reference Method 9. If visible emissions in excess of the permitted levels are detected, the permittee shall immediately take action to identify the cause of the visible emissions in excess of the permit limit, implement corrective action, and document that visible emissions did not appear to be in excess of the permitted opacity following the corrective action. The permittee shall maintain records which contain the following items in order to demonstrate compliance with this specific condition. These records shall be updated annually, kept on site, and made available to Department personnel upon request.
- The date and time of the observation.
  - If visible emissions which appeared to be above the permitted limit were detected.
  - If visible emissions which appeared to be above the permitted limit were detected, the cause of the exceedance of the opacity limit, the corrective action taken, and if the visible emissions appeared to be below the permitted limit after the corrective action was taken.
  - The name of the person conducting the opacity observations.

[Reg.18.1004 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

33. The permittee shall not operate SN-08 in excess of 2,500 total hours per rolling twelve month period in order to demonstrate compliance with the annual emission rate limits. [Reg.19.705, Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. §70.6]
34. The permittee shall maintain monthly records to demonstrate compliance with Specific Condition #33. The permittee shall update these records by the fifteenth day of the month following the month to which the records pertain. The calendar year totals and each individual month's data shall be maintained on-site, made available to Department personnel upon request, and submitted in accordance with General Provision #7. [Reg.19.705 and 40 C.F.R. §52 Subpart E]

NESHAP ZZZZ

35. The Stand-By Diesel Generator Engine (SN-08) must meet the requirements of 40 C.F.R. Part 63, Subpart ZZZZ by meeting the requirements of 40 C.F.R. Part 60, Subpart III. [Reg.19.304 and 40 C.F.R. §63.6590(c)(1)]



NSPS IIII

36. The permittee must certify SN-08 to the certification emission standards for new nonroad CI engines in 40 C.F.R. §89.112, for all pollutants, for the same model year and maximum engine power. The permittee shall meet the emission standards as required in §60.4205 over the entire life of the engine. [Reg.19.304 and 40 C.F.R. §§60.4201(a), 60.4204(b), 60.4206]
37. The permittee shall only use diesel fuel that meets the requirements of 40 C.F.R. §80.510(a) and (b). [Reg.19.304 and 40 C.F.R. §§60.4207(a) and (b)]
38. The permittee shall not import or install a stationary CI ICE that do not meet the applicable requirements for 2011 model year non-emergency engines. [Reg.19.304 and 40 C.F.R. §60.4208(e)]
39. If this engine is fitted with a diesel particulate filter, then it should have a backpressure monitor that notifies the permittee when the high pressure limit of the engine is approached to meet the monitoring requirements of Subpart IIII. The permittee shall keep records of any corrective action taken after the backpressure monitor has notified the permittee. [Reg.19.304 and 40 C.F.R. §§60.4209(b) and 60.4214(b)]
40. The permittee shall demonstrate compliance with the emission standards in Subpart IIII by complying with the following except as permitted under Specific Condition #42:
  - a. Operate and maintain SN-08 according to the manufacturer's emission-related written instructions;
  - b. Change only those emission related settings that are permitted by the manufacturer; and
  - c. Meet the requirements of 40 C.F.R. pt 89, 94, and/or 1068, as applicable.

[Reg.19.304 and 40 C.F.R. §§60.4211(a)(1), (2) and (3)]

41. The permittee must comply with Specific Condition #36 by purchasing an engine certified to the emission standards in §60.4205(c) as applicable, for the same model year and maximum (or in the case of fire pumps, NFPA nameplate) engine power. The engine must be installed and configured according to the manufacturer's emission-related specifications, except as permitted in Specific Condition #42. [Reg.19.304 and 40 C.F.R. §60.4211(c)]
42. If the permittee does not install, configure, operate, and maintain the engine and control device according to the manufacturer's emission-related written instructions, or changes emission-related settings in a way that is not permitted by the manufacturer, the permittee must demonstrate compliance as follows: [Reg.19.304 and 40 C.F.R. §60.4011(g)]
  - The permittee must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in

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a manner consistent with good air pollution control practice for minimizing emissions. In addition, the permittee must conduct an initial performance test to demonstrate compliance with the applicable emission standards within 1 year of startup, or within 1 year after an engine and control device is no longer installed, configured, operated, and maintained in accordance with the manufacturer's emission-related written instructions, or within 1 year after you change emission-related settings in a way that is not permitted by the manufacturer.

SN-10 - Gasoline Tank

Source Description

This unit is a 140-gallon tank that fuels fleet vehicles and other small engines. The monthly throughput of this tank is less than 10,000 gallons of gasoline. This unit is subject to NESHAP CCCCCC.

Specific Conditions

43. The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by complying with Specific Condition #45. [Reg.19.501 *et seq.* and 40 C.F.R. § 52 Subpart E]

SN	Description	Pollutant	lb/hr	tpy
10	Gasoline Tank	VOC	0.1	0.1

44. The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by complying with Specific Condition #3. [Reg.18.801 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

SN	Description	Pollutant	lb/hr	tpy
10	Gasoline Tank	Single HAP	0.01	0.01
		Total HAPs	0.03	0.03

45. The permittee shall not exceed a throughput of 10,000 gallons of gasoline at SN-10 per month. [Reg.19.705, Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. § 70.6]
46. The permittee shall maintain monthly records to demonstrate compliance with Specific Condition #45. The permittee shall update these records by the fifteenth day of the month following the month to which the records pertain. The twelve month rolling totals and each individual month's data shall be maintained on-site, made available to Department personnel upon request, and submitted in accordance with General Provision #7. [Reg.19.705 and 40 C.F.R. § 52 Subpart E]

NESHAP CCCCCC

47. The permittee shall not allow gasoline to be handled in a manner that would result in vapor releases to the atmosphere for extended periods of time. Measures to be taken include, but are not limited to, the following:

- a. Minimize gasoline spills;
- b. Clean up spills as expeditiously as practicable;
- c. Cover all open gasoline storage tank fill-pipes with a gasketed seal when not in use;
- d. Minimize gasoline sent to open waste collection systems that collect and transport gasoline to reclamation and recycling devices, such as oil/water separators.

[Reg.19.304 and 40 C.F.R. §63.1116(a)]

48. The permittee shall have records available within 24 hours of a request by the Department to document gasoline throughput. [Reg.19.304 and 40 C.F.R. §63.1116(b)]

SN-11 - Stand-By Fire Pump Engine

Source Description

The Stand-By Fire Pump Engine is a diesel-fired engine that drives a fire pump. This unit is subject to NSPS Subpart IIII and NESHAP Subpart ZZZZ. This source is a 175-horsepower compression ignition engine located at an area source for HAPs.

Specific Conditions

49. The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by complying with Specific Condition #51 through #61. [Reg.19.501 *et seq.* and 40 C.F.R. § 52 Subpart E]

SN	Description	Pollutant	lb/hr	tpy
11	Stand-By Fire Pump Engine	PM <sub>10</sub>	0.1	0.1
		SO <sub>2</sub>	0.1	0.1
		VOC	0.1	0.1
		CO	0.3	0.1
		NO <sub>x</sub>	1.1	0.3

50. The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by complying with Specific Condition #51 through #61. [Reg.18.801 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

SN	Description	Pollutant	lb/hr	tpy
11	Stand-By Fire Pump Engine	PM	0.1	0.1
		Single HAP	0.01	0.01
		Total HAPs*	0.10	0.10

\*Total HAPs are limited by the VOC emission rate.

51. Visible emissions may not exceed the limits specified in the following table of this permit as measured by EPA Reference Method 9.

SN	Limit	Regulatory Citation
11	20%	Reg.19.503 and 40 C.F.R. § 52 Subpart E

52. Annual observations of the opacity from the Stand-By Fire Pump Engine (SN-11) shall be conducted by a person trained but not necessarily certified in EPA Reference Method 9/a certified EPA Reference Method 9 reader. If visible emissions in excess of the permitted levels are detected, the permittee shall immediately take action to identify the cause of the visible emissions in excess of the permit limit, implement corrective action, and document that visible emissions did not appear to be in excess of the permitted opacity following the corrective action/perform an EPA Reference Method 9 test to verify emissions are not in excess of the permitted level]. The permittee shall maintain records which contain the following items in order to demonstrate compliance with this specific condition. These records shall be updated annually, kept on site, and made available to Department personnel upon request.
- a. The date and time of the observation.
  - b. If visible emissions which appeared to be above the permitted limit were detected.
  - c. If visible emissions which appeared to be above the permitted limit were detected, the cause of the exceedance of the opacity limit, the corrective action taken, and if the visible emissions appeared to be below the permitted limit after the corrective action was taken.
  - d. The name of the person conducting the opacity observations.

[Reg.18.1004 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

53. The permittee shall not operate SN-11 in excess of 500 total hours (emergency and non-emergency) per rolling twelve month period in order to demonstrate compliance with the annual emission rate limits. Emergency operation in excess of these hours may be allowable but shall be reported and will be evaluated in accordance with Reg.19.602 and other applicable regulations. [Reg.19.705, Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. §70.6]
54. The permittee shall maintain monthly records to demonstrate compliance with Specific Condition #53. The permittee shall update these records by the fifteenth day of the month following the month to which the records pertain. The calendar year totals and each individual month's data shall be maintained on-site, made available to Department personnel upon request, and submitted in accordance with General Provision #7. [Reg.19.705 and 40 C.F.R. §52 Subpart E]

NESHAP ZZZZ

55. The Stand-By Fire Pump Engine (SN-11) must meet the requirements of 40 C.F.R. Part 63, Subpart ZZZZ by meeting the requirements of 40 C.F.R. Part 60, Subpart III. [Reg.19.304 and 40 C.F.R. §63.6590(c)(1)]

NSPS IIII

56. The permittee must comply with the emission standards in Table 1 below to this for all pollutants. [Reg.19.304 and 40 C.F.R. §60.4205(c)]

Table 1: Emission Standards for Stationary Fire Pump Engines in g/KW-hr (g/HP-hr)

NMHC + NO <sub>x</sub>	PM
4.0(3.0)	0.20(0.15)

57. The permittee must operate and maintain stationary CI ICE that achieve the emission standards as required in Specific Condition #56 over the entire life of the engine. [Reg.19.304 and 40 C.F.R. §60.4206]
58. The permittee must use diesel fuel that meets the requirements of 40 C.F.R. 80.510(b). [Reg.19.304 and 40 C.F.R. §60.4207(b)]
59. The permittee must do all of the following, except as permitted under Specific Condition #61: [Reg.19.304 and 40 C.F.R. §60.4211(a)]
- a) Operate and maintain the stationary CI internal combustion engine and control device according to the manufacturer's emission-related written instructions;
  - b) Change only those emission-related settings that are permitted by the manufacturer; and
  - c) Meet the requirements of 40 CFR parts 89, 94 and/or 1068, as they apply to you.
60. The permittee must comply with specific Condition #56 by purchasing an engine certified to the emission standards in §60.4205(c) as applicable, for the same model year and maximum (or in the case of fire pumps, NFPA nameplate) engine power. The engine must be installed and configured according to the manufacturer's emission-related specifications, except as permitted in Specific Condition #61. [Reg.19.304 and 40 C.F.R. §60.4211(c)]
61. If the permittee does not install, configure, operate, and maintain the engine and control device according to the manufacturer's emission-related written instructions, or changes emission-related settings in a way that is not permitted by the manufacturer, the permittee must demonstrate compliance as follows: [Reg.19.304 and 40 C.F.R. §60.4011(g)]
- The permittee must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, the permittee must conduct an initial performance test to demonstrate compliance with the applicable emission standards within 1 year of startup, or within 1 year after an engine and control device is no longer installed, configured, operated, and maintained in accordance with the manufacturer's

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emission-related written instructions, or within 1 year after you change emission-related settings in a way that is not permitted by the manufacturer.



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## **SECTION V: COMPLIANCE PLAN AND SCHEDULE**

Arkansas Electric Cooperative Corporation - Thomas B. Fitzhugh Generating Station will continue to operate in compliance with those identified regulatory provisions. The facility will examine and analyze future regulations that may apply and determine their applicability with any necessary action taken on a timely basis.

## SECTION VI: PLANTWIDE CONDITIONS

1. The permittee shall notify the Director in writing within thirty (30) days after commencing construction, completing construction, first placing the equipment and/or facility in operation, and reaching the equipment and/or facility target production rate. [Reg.19.704, 40 C.F.R. § 52 Subpart E, and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
2. If the permittee fails to start construction within eighteen months or suspends construction for eighteen months or more, the Director may cancel all or part of this permit. [Reg.19.410(B) and 40 C.F.R. § 52 Subpart E]
3. The permittee must test any equipment scheduled for testing, unless otherwise stated in the Specific Conditions of this permit or by any federally regulated requirements, within the following time frames: (1) new equipment or newly modified equipment within sixty (60) days of achieving the maximum production rate, but no later than 180 days after initial start up of the permitted source or (2) operating equipment according to the time frames set forth by the Department or within 180 days of permit issuance if no date is specified. The permittee must notify the Department of the scheduled date of compliance testing at least fifteen (15) business days in advance of such test. The permittee shall submit the compliance test results to the Department within thirty (30) calendar days after completing the testing. [Reg.19.702 and/or Reg.18.1002 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
4. The permittee must provide:
  - a. Sampling ports adequate for applicable test methods;
  - b. Safe sampling platforms;
  - c. Safe access to sampling platforms; and
  - d. Utilities for sampling and testing equipment.

[Reg.19.702 and/or Reg.18.1002 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
5. The permittee must operate the equipment, control apparatus and emission monitoring equipment within the design limitations. The permittee shall maintain the equipment in good condition at all times. [Reg.19.303 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
6. This permit subsumes and incorporates all previously issued air permits for this facility. [Reg. 26 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

#### Acid Rain (Title IV)

7. The Director prohibits the permittee to cause any emissions exceeding any allowances the source lawfully holds under Title IV of the Act or the regulations promulgated under the Act. No permit revision is required for increases in emissions allowed by allowances acquired pursuant to the acid rain program, if such increases do not require a permit revision under any other applicable requirement. This permit establishes no limit on the number of allowances held by the permittee. However, the source may not use allowances as a defense for noncompliance with any other applicable requirement of this permit or the Act. The permittee will account for any such allowance according to the procedures established in regulations promulgated under Title IV of the Act. A copy of the facility's Acid Rain Permit is attached in an appendix to this Title V permit. [Reg.26.701 and 40 C.F.R. § 70.6(a)(4)]

#### Title VI Provisions

8. The permittee must comply with the standards for labeling of products using ozone-depleting substances. [40 C.F.R. § 82 Subpart E]
  - a. All containers containing a class I or class II substance stored or transported, all products containing a class I substance, and all products directly manufactured with a class I substance must bear the required warning statement if it is being introduced to interstate commerce pursuant to § 82.106.
  - b. The placement of the required warning statement must comply with the requirements pursuant to § 82.108.
  - c. The form of the label bearing the required warning must comply with the requirements pursuant to § 82.110.
  - d. No person may modify, remove, or interfere with the required warning statement except as described in § 82.112.
9. The permittee must comply with the standards for recycling and emissions reduction, except as provided for MVACs in Subpart B. [40 C.F.R. § 82 Subpart F]
  - a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices pursuant to § 82.156.
  - b. Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment pursuant to § 82.158.
  - c. Persons performing maintenance, service repair, or disposal of appliances must be certified by an approved technician certification program pursuant to § 82.161.
  - d. Persons disposing of small appliances, MVACs, and MVAC like appliances must comply with record keeping requirements pursuant to § 82.166. ("MVAC like appliance" as defined at § 82.152)
  - e. Persons owning commercial or industrial process refrigeration equipment must comply with leak repair requirements pursuant to § 82.156.

- f. Owners/operators of appliances normally containing 50 or more pounds of refrigerant must keep records of refrigerant purchased and added to such appliances pursuant to § 82.166.
10. If the permittee manufactures, transforms, destroys, imports, or exports a class I or class II substance, the permittee is subject to all requirements as specified in 40 C.F.R. § 82 Subpart A, Production and Consumption Controls.
11. If the permittee performs a service on motor (fleet) vehicles when this service involves ozone depleting substance refrigerant (or regulated substitute substance) in the motor vehicle air conditioner (MVAC), the permittee is subject to all the applicable requirements as specified in 40 C.F.R. § 82 Subpart B, Servicing of Motor Vehicle Air Conditioners.  
  
The term “motor vehicle” as used in Subpart B does not include a vehicle in which final assembly of the vehicle has not been completed. The term “MVAC” as used in Subpart B does not include the air tight sealed refrigeration system used as refrigerated cargo, or the system used on passenger buses using HCFC 22 refrigerant.
12. The permittee can switch from any ozone depleting substance to any alternative listed in the Significant New Alternatives Program (SNAP) promulgated pursuant to 40 C.F.R. § 82 Subpart G.

#### CSAPR

##### Transport Rule (TR) NO<sub>x</sub> Ozone Season Group 2 Trading Program Requirements

13. The permittee shall comply with the following Cross-State Air Pollution Rule (CSAPR) NO<sub>x</sub> Ozone Season Group 2 Trading Program Requirements. The unit-specific monitoring provisions are attached to this Title V permit. [40 C.F.R. § 97 Subpart EEEEE and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
  - a. Designated representative requirements.  
The owners and operators shall comply with the requirement to have a designated representative, and may have an alternate designated representative, in accordance with 40 C.F.R. §§ 97.813 through 97.818.
  - b. Emissions monitoring, reporting, and recordkeeping requirements.
    1. The owners and operators, and the designated representative, of each TR NO<sub>x</sub> Ozone Season Group 2 source and each TR NO<sub>x</sub> Ozone Season Group 2 unit at the source shall comply with the monitoring, reporting, and recordkeeping requirements of 40 C.F.R. §§ 97.830 (general requirements, including installation, certification, and data accounting, compliance deadlines, reporting data, prohibitions, and long-term cold storage), 97.831 (initial monitoring system certification and recertification procedures), 97.832 (monitoring system out-of-control periods), 97.833

- (notifications concerning monitoring), 97.834 (recordkeeping and reporting, including monitoring plans, certification applications, quarterly reports, and compliance certification), and 97.835 (petitions for alternatives to monitoring, recordkeeping, or reporting requirements).
2. The emissions data determined in accordance with 40 C.F.R. §§ 97.830 through 97.835 shall be used to calculate allocations of TR NO<sub>x</sub> Ozone Season Group 2 allowances under 40 C.F.R. §§ 97.811(a)(2) and (b) and 97.812 and to determine compliance with the TR NO<sub>x</sub> Ozone Season Group 2 emissions limitation and assurance provisions under paragraph (c) below, provided that, for each monitoring location from which mass emissions are reported, the mass emissions amount used in calculating such allocations and determining such compliance shall be the mass emissions amount for the monitoring location determined in accordance with 40 C.F.R. §§ 97.830 through 97.835 and rounded to the nearest ton, with any fraction of a ton less than 0.50 being deemed to be zero.
- c. NO<sub>x</sub> emissions requirements.
1. TR NO<sub>x</sub> Ozone Season Group 2 emissions limitation.
    - i. As of the allowance transfer deadline for a control period in a given year, the owners and operators of each TR NO<sub>x</sub> Ozone Season Group 2 source and each TR NO<sub>x</sub> Ozone Season Group 2 unit at the source shall hold, in the source's compliance account, TR NO<sub>x</sub> Ozone Season Group 2 allowances available for deduction for such control period under 40 C.F.R. § 97.824(a) in an amount not less than the tons of total NO<sub>x</sub> emissions for such control period from all TR NO<sub>x</sub> Ozone Season Group 2 units at the source.
    - ii. If total NO<sub>x</sub> emissions during a control period in a given year from the TR NO<sub>x</sub> Ozone Season Group 2 units at a TR NO<sub>x</sub> Ozone Season Group 2 source are in excess of the TR NO<sub>x</sub> Ozone Season Group 2 emissions limitation set forth in paragraph (c)(1)(i) above, then:
      - A. The owners and operators of the source and each TR NO<sub>x</sub> Ozone Season Group 2 unit at the source shall hold the TR NO<sub>x</sub> Ozone Season Group 2 allowances required for deduction under 40 C.F.R. § 97.824(d); and
      - B. The owners and operators of the source and each TR NO<sub>x</sub> Ozone Season Group 2 unit at the source shall pay any fine, penalty, or assessment or comply with any other remedy imposed, for the same violations, under the Clean Air Act, and each ton of such excess emissions and each day of such control period shall constitute a separate violation of 40 C.F.R. § 97 Subpart EEEEE and the Clean Air Act.
  2. TR NO<sub>x</sub> Ozone Season Group 2 assurance provisions.
    - i. If total NO<sub>x</sub> emissions during a control period in a given year from all base TR NO<sub>x</sub> Ozone Season Group 2 units at base TR NO<sub>x</sub>

Ozone Season Group 2 sources in the State exceed the State assurance level, then the owners and operators of such sources and units in each group of one or more sources and units having a common designated representative for such control period, where the common designated representative's share of such NO<sub>x</sub> emissions during such control period exceeds the common designated representative's assurance level for the State and such control period, shall hold (in the assurance account established for the owners and operators of such group) TR NO<sub>x</sub> Ozone Season Group 2 allowances available for deduction for such control period under 40 C.F.R. § 97.825(a) in an amount equal to two times the product (rounded to the nearest whole number), as determined by the Administrator in accordance with 40 C.F.R. § 97.825(b), of multiplying—

- A. The quotient of the amount by which the common designated representative's share of such NO<sub>x</sub> emissions exceeds the common designated representative's assurance level divided by the sum of the amounts, determined for all common designated representatives for such sources and units in the State for such control period, by which each common designated representative's share of such NO<sub>x</sub> emissions exceeds the respective common designated representative's assurance level; and
  - B. The amount by which total NO<sub>x</sub> emissions from all base TR NO<sub>x</sub> Ozone Season Group 2 units at base TR NO<sub>x</sub> Ozone Season Group 2 sources in the State for such control period exceed the State assurance level.
- ii. The owners and operators shall hold the TR NO<sub>x</sub> Ozone Season Group 2 allowances required under paragraph (c)(2)(i) above, as of midnight of November 1 (if it is a business day), or midnight of the first business day thereafter (if November 1 is not a business day), immediately after the year of such control period.
  - iii. Total NO<sub>x</sub> emissions from all base TR NO<sub>x</sub> Ozone Season Group 2 units at base TR NO<sub>x</sub> Ozone Season Group 2 sources in the State during a control period in a given year exceed the state assurance level if such total NO<sub>x</sub> emissions exceed the sum, for such control period, of the State NO<sub>x</sub> Ozone Season Group 2 trading budget under 40 C.F.R. § 97.810(a) and the state's variability limit under 40 C.F.R. § 97.810(b).
  - iv. It shall not be a violation of 40 C.F.R. § 97 Subpart EEEEE or of the Clean Air Act if total NO<sub>x</sub> emissions from all base TR NO<sub>x</sub> Ozone Season Group 2 units at base TR NO<sub>x</sub> Ozone Season Group 2 sources in the State during a control period exceed the State assurance level or if a common designated representative's share of total NO<sub>x</sub> emissions from the base TR NO<sub>x</sub> Ozone Season

- Group 2 units at base TR NO<sub>x</sub> Ozone Season Group 2 sources in the State during a control period exceeds the common designated representative's assurance level.
- v. To the extent the owners and operators fail to hold TR NO<sub>x</sub> Ozone Season Group 2 allowances for a control period in a given year in accordance with paragraphs (c)(2)(i) through (iii) above,
    - A. The owners and operators shall pay any fine, penalty, or assessment or comply with any other remedy imposed under the Clean Air Act; and
    - B. Each TR NO<sub>x</sub> Ozone Season Group 2 allowance that the owners and operators fail to hold for such control period in accordance with paragraphs (c)(2)(i) through (iii) above and each day of such control period shall constitute a separate violation of 40 C.F.R. § 97 Subpart EEEEE and the Clean Air Act.
3. Compliance periods.
    - i. A TR NO<sub>x</sub> Ozone Season Group 2 unit shall be subject to the requirements under paragraph (c)(1) above for the control period starting on the later of May 1, 2017 or the deadline for meeting the unit's monitor certification requirements under 40 C.F.R. § 97.830(b) and for each control period thereafter.
    - ii. A base TR NO<sub>x</sub> Ozone Season Group 2 unit shall be subject to the requirements under paragraph (c)(2) above for the control period starting on the later of May 1, 2017 or the deadline for meeting the unit's monitor certification requirements under 40 C.F.R. § 97.830(b) and for each control period thereafter.
  4. Vintage of TR NO<sub>x</sub> Ozone Season Group 2 allowances held for compliance.
    - i. A TR NO<sub>x</sub> Ozone Season Group 2 allowance held for compliance with the requirements under paragraph (c)(1)(i) above for a control period in a given year must be a TR NO<sub>x</sub> Ozone Season Group 2 allowance that was allocated or auctioned for such control period or a control period in a prior year.
    - ii. A TR NO<sub>x</sub> Ozone Season Group 2 allowance held for compliance with the requirements under paragraphs (c)(1)(ii)(A) and (c)(2)(i) through (iii) above for a control period in a given year must be a TR NO<sub>x</sub> Ozone Season Group 2 allowance that was allocated or auctioned for a control period in a prior year or the control period in the given year or in the immediately following year.
  5. Allowance Management System requirements. Each TR NO<sub>x</sub> Ozone Season Group 2 allowance shall be held in, deducted from, or transferred into, out of, or between Allowance Management System accounts in accordance with 40 C.F.R. § 97 Subpart EEEEE.

6. Limited authorization. A TR NO<sub>x</sub> Ozone Season Group 2 allowance is a limited authorization to emit one ton of NO<sub>x</sub> during the control period in one year. Such authorization is limited in its use and duration as follows:
    - i. Such authorization shall only be used in accordance with the TR NO<sub>x</sub> Ozone Season Group 2 Trading Program; and
    - ii. Notwithstanding any other provision of 40 C.F.R. § 97 Subpart EEEEE, the Administrator has the authority to terminate or limit the use and duration of such authorization to the extent the Administrator determines is necessary or appropriate to implement any provision of the Clean Air Act.
  7. Property right. A TR NO<sub>x</sub> Ozone Season Group 2 allowance does not constitute a property right.
- d. Title V permit requirements.
1. No title V permit revision shall be required for any allocation, holding, deduction, or transfer of TR NO<sub>x</sub> Ozone Season Group 2 allowances in accordance with 40 C.F.R. § 97 Subpart EEEEE.
  2. This permit incorporates the TR emissions monitoring, recordkeeping and reporting requirements pursuant to 40 C.F.R. §§ 97.830 through 97.835, and the requirements for a continuous emission monitoring system (pursuant to 40 C.F.R. § 75 Subparts B and H), an excepted monitoring system (pursuant to 40 C.F.R. § 75, appendices D and E), a low mass emissions excepted monitoring methodology (pursuant to 40 C.F.R. § 75.19), and an alternative monitoring system (pursuant to 40 C.F.R. § 75 Subpart E). Therefore, the Description of TR Monitoring Provisions table for units identified in this permit may be added to, or changed, in this title V permit using minor permit modification procedures in accordance with 40 C.F.R. §§ 97.806(d)(2) and 70.7(e)(2)(i)(B) or 71.7(e)(1)(i)(B).
- e. Additional recordkeeping and reporting requirements.
1. Unless otherwise provided, the owners and operators of each TR NO<sub>x</sub> Ozone Season Group 2 source and each TR NO<sub>x</sub> Ozone Season Group 2 unit at the source shall keep on site at the source each of the following documents (in hardcopy or electronic format) for a period of 5 years from the date the document is created. This period may be extended for cause, at any time before the end of 5 years, in writing by the Administrator.
    - i. The certificate of representation under 40 C.F.R. § 97.816 for the designated representative for the source and each TR NO<sub>x</sub> Ozone Season Group 2 unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such certificate of representation and documents are superseded because of the submission of a new certificate of representation under 40 C.F.R. § 97.816 changing the designated representative.
    - ii. All emissions monitoring information, in accordance with 40 C.F.R. § 97 Subpart EEEEE.



- iii. Copies of all reports, compliance certifications, and other submissions and all records made or required under, or to demonstrate compliance with the requirements of, the TR NO<sub>x</sub> Ozone Season Group 2 Trading Program.
  2. The designated representative of a TR NO<sub>x</sub> Ozone Season Group 2 source and each TR NO<sub>x</sub> Ozone Season Group 2 unit at the source shall make all submissions required under the TR NO<sub>x</sub> Ozone Season Group 2 Trading Program, except as provided in 40 C.F.R. § 97.818. This requirement does not change, create an exemption from, or otherwise affect the responsible official submission requirements under a title V operating permit program in 40 C.F.R. §§ 70 and 71.
- f. Liability.
  1. Any provision of the TR NO<sub>x</sub> Ozone Season Group 2 Trading Program that applies to a TR NO<sub>x</sub> Ozone Season Group 2 source or the designated representative of a TR NO<sub>x</sub> Ozone Season Group 2 source shall also apply to the owners and operators of such source and of the TR NO<sub>x</sub> Ozone Season Group 2 units at the source.
  2. Any provision of the TR NO<sub>x</sub> Ozone Season Group 2 Trading Program that applies to a TR NO<sub>x</sub> Ozone Season Group 2 unit or the designated representative of a TR NO<sub>x</sub> Ozone Season Group 2 unit shall also apply to the owners and operators of such unit.
- g. Effect on other authorities.

No provision of the TR NO<sub>x</sub> Ozone Season Group 2 Trading Program or exemption under 40 C.F.R. § 97.805 shall be construed as exempting or excluding the owners and operators, and the designated representative, of a TR NO<sub>x</sub> Ozone Season Group 2 source or TR NO<sub>x</sub> Ozone Season Group 2 unit from compliance with any other provision of the applicable, approved state implementation plan, a federally enforceable permit, or the Clean Air Act.

**SECTION VII: INSIGNIFICANT ACTIVITIES**

The Department deems the following types of activities or emissions as insignificant on the basis of size, emission rate, production rate, or activity in accordance with Group A of the Insignificant Activities list found in Regulation 18 and Regulation 19 Appendix A. Group B insignificant activities may be listed but are not required to be listed in permits. Insignificant activity emission determinations rely upon the information submitted by the permittee in an application dated September 24, 2018. [Reg.26.304 and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]

Description	Category
Main building heater (4.185 MMBTU/hr natural gas fired)	A-1
Shop heater (0.15 MMBTU/hr natural gas fired)	A-1
Warehouse heater (0.08 MMBTU/hr natural gas fired)	A-1
Warehouse heater (0.075 MMBTU/hr natural gas fired)	A-1
Intake heater (0.15 MMBTU/hr natural gas fired)	A-1
Firehouse heater (0.08 MMBTU/hr natural gas fired)	A-1
Diesel fuel tank for Stand-By Diesel Generator (250 gallon) – Back up tank	A-3
Diesel fuel tank for Stand-By Fire Pump Engine (300 gallon)	A-3
Diesel fuel tank for Stand-By Diesel Generator (525 gallon)	A-3
Diesel fuel tank (2,000 gallon) – Back up tank	A-3

### SECTION VIII: GENERAL PROVISIONS

1. Any terms or conditions included in this permit which specify and reference Arkansas Pollution Control & Ecology Commission Regulation 18 or the Arkansas Water and Air Pollution Control Act (Ark. Code Ann. § 8-4-101 *et seq.*) as the sole origin of and authority for the terms or conditions are not required under the Clean Air Act or any of its applicable requirements, and are not federally enforceable under the Clean Air Act. Arkansas Pollution Control & Ecology Commission Regulation 18 was adopted pursuant to the Arkansas Water and Air Pollution Control Act (Ark. Code Ann. § 8-4-101 *et seq.*). Any terms or conditions included in this permit which specify and reference Arkansas Pollution Control & Ecology Commission Regulation 18 or the Arkansas Water and Air Pollution Control Act (Ark. Code Ann. § 8-4-101 *et seq.*) as the origin of and authority for the terms or conditions are enforceable under this Arkansas statute. [40 C.F.R. § 70.6(b)(2)]
2. This permit shall be valid for a period of five (5) years beginning on the date this permit becomes effective and ending five (5) years later. [40 C.F.R. § 70.6(a)(2) and Reg.26.701(B)]
3. The permittee must submit a complete application for permit renewal at least six (6) months before permit expiration. Permit expiration terminates the permittee's right to operate unless the permittee submitted a complete renewal application at least six (6) months before permit expiration. If the permittee submits a complete application, the existing permit will remain in effect until the Department takes final action on the renewal application. The Department will not necessarily notify the permittee when the permit renewal application is due. [Reg.26.406]
4. Where an applicable requirement of the Clean Air Act, as amended, 42 U.S.C. 7401, *et seq.* (Act) is more stringent than an applicable requirement of regulations promulgated under Title IV of the Act, the permit incorporates both provisions into the permit, and the Director or the Administrator can enforce both provisions. [40 C.F.R. § 70.6(a)(1)(ii) and Reg.26.701(A)(2)]
5. The permittee must maintain the following records of monitoring information as required by this permit.
  - a. The date, place as defined in this permit, and time of sampling or measurements;
  - b. The date(s) analyses performed;
  - c. The company or entity performing the analyses;
  - d. The analytical techniques or methods used;
  - e. The results of such analyses; and
  - f. The operating conditions existing at the time of sampling or measurement.

[40 C.F.R. § 70.6(a)(3)(ii)(A) and Reg.26.701(C)(2)]

6. The permittee must retain the records of all required monitoring data and support information for at least five (5) years from the date of the monitoring sample, measurement, report, or application. Support information includes all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation, and copies of all reports required by this permit. [40 C.F.R. § 70.6(a)(3)(ii)(B) and Reg.26.701(C)(2)(b)]
7. The permittee must submit reports of all required monitoring every six (6) months. If the permit establishes no other reporting period, the reporting period shall end on the last day of the month six months after the issuance of the initial Title V permit and every six months thereafter. The report is due on the first day of the second month after the end of the reporting period. The first report due after issuance of the initial Title V permit shall contain six months of data and each report thereafter shall contain 12 months of data. The report shall contain data for all monitoring requirements in effect during the reporting period. If a monitoring requirement is not in effect for the entire reporting period, only those months of data in which the monitoring requirement was in effect are required to be reported. The report must clearly identify all instances of deviations from permit requirements. A responsible official as defined in Reg.26.2 must certify all required reports. The permittee will send the reports to the address below:

Arkansas Department of Environmental Quality  
Office of Air Quality  
ATTN: Compliance Inspector Supervisor  
5301 Northshore Drive  
North Little Rock, AR 72118-5317

[40 C.F.R. § 70.6(a)(3)(iii)(A) and Reg.26.701(C)(3)(a)]

8. The permittee shall report to the Department all deviations from permit requirements, including those attributable to upset conditions as defined in the permit.
  - a. For all upset conditions (as defined in Reg.19.601), the permittee will make an initial report to the Department by the next business day after the discovery of the occurrence. The initial report may be made by telephone and shall include:
    - i. The facility name and location;
    - ii. The process unit or emission source deviating from the permit limit;
    - iii. The permit limit, including the identification of pollutants, from which deviation occurs;
    - iv. The date and time the deviation started;
    - v. The duration of the deviation;
    - vi. The emissions during the deviation;
    - vii. The probable cause of such deviations;
    - viii. Any corrective actions or preventive measures taken or being taken to prevent such deviations in the future; and

ix. The name of the person submitting the report.

The permittee shall make a full report in writing to the Department within five (5) business days of discovery of the occurrence. The report must include, in addition to the information required by the initial report, a schedule of actions taken or planned to eliminate future occurrences and/or to minimize the amount the permit's limits were exceeded and to reduce the length of time the limits were exceeded. The permittee may submit a full report in writing (by facsimile, overnight courier, or other means) by the next business day after discovery of the occurrence, and the report will serve as both the initial report and full report.

b. For all deviations, the permittee shall report such events in semi-annual reporting and annual certifications required in this permit. This includes all upset conditions reported in 8a above. The semi-annual report must include all the information as required by the initial and full reports required in 8a.

[Reg.19.601, Reg.19.602, Reg.26.701(C)(3)(b), and 40 C.F.R. § 70.6(a)(3)(iii)(B)]

9. If any provision of the permit or the application thereof to any person or circumstance is held invalid, such invalidity will not affect other provisions or applications hereof which can be given effect without the invalid provision or application, and to this end, provisions of this Regulation are declared to be separable and severable. [40 C.F.R. § 70.6(a)(5), Reg.26.701(E), and Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
10. The permittee must comply with all conditions of this Part 70 permit. Any permit noncompliance with applicable requirements as defined in Regulation 26 constitutes a violation of the Clean Air Act, as amended, 42 U.S.C. § 7401, *et seq.* and is grounds for enforcement action; for permit termination, revocation and reissuance, for permit modification; or for denial of a permit renewal application. [40 C.F.R. § 70.6(a)(6)(i) and Reg.26.701(F)(1)]
11. It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity to maintain compliance with the conditions of this permit. [40 C.F.R. § 70.6(a)(6)(ii) and Reg.26.701(F)(2)]
12. The Department may modify, revoke, reopen and reissue the permit or terminate the permit for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition. [40 C.F.R. § 70.6(a)(6)(iii) and Reg.26.701(F)(3)]
13. This permit does not convey any property rights of any sort, or any exclusive privilege. [40 C.F.R. § 70.6(a)(6)(iv) and Reg.26.701(F)(4)]

14. The permittee must furnish to the Director, within the time specified by the Director, any information that the Director may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee must also furnish to the Director copies of records required by the permit. For information the permittee claims confidentiality, the Department may require the permittee to furnish such records directly to the Director along with a claim of confidentiality. [40 C.F.R. § 70.6(a)(6)(v) and Reg.26.701(F)(5)]
15. The permittee must pay all permit fees in accordance with the procedures established in Regulation 9. [40 C.F.R. § 70.6(a)(7) and Reg.26.701(G)]
16. No permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading and other similar programs or processes for changes provided for elsewhere in this permit. [40 C.F.R. § 70.6(a)(8) and Reg.26.701(H)]
17. If the permit allows different operating scenarios, the permittee shall, contemporaneously with making a change from one operating scenario to another, record in a log at the permitted facility a record of the operational scenario. [40 C.F.R. § 70.6(a)(9)(i) and Reg.26.701(I)(1)]
18. The Administrator and citizens may enforce under the Act all terms and conditions in this permit, including any provisions designed to limit a source's potential to emit, unless the Department specifically designates terms and conditions of the permit as being federally unenforceable under the Act or under any of its applicable requirements. [40 C.F.R. § 70.6(b) and Reg.26.702(A) and (B)]
19. Any document (including reports) required by this permit pursuant to 40 C.F.R. § 70 must contain a certification by a responsible official as defined in Reg.26.2. [40 C.F.R. § 70.6(c)(1) and Reg.26.703(A)]
20. The permittee must allow an authorized representative of the Department, upon presentation of credentials, to perform the following: [40 C.F.R. § 70.6(c)(2) and Reg.26.703(B)]
  - a. Enter upon the permittee's premises where the permitted source is located or emissions related activity is conducted, or where records must be kept under the conditions of this permit;
  - b. Have access to and copy, at reasonable times, any records required under the conditions of this permit;
  - c. Inspect at reasonable times any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit; and
  - d. As authorized by the Act, sample or monitor at reasonable times substances or parameters for assuring compliance with this permit or applicable requirements.

21. The permittee shall submit a compliance certification with the terms and conditions contained in the permit, including emission limitations, standards, or work practices. The permittee must submit the compliance certification annually. If the permit establishes no other reporting period, the reporting period shall end on the last day of the anniversary month of the initial Title V permit. The report is due on the first day of the second month after the end of the reporting period. The permittee must also submit the compliance certification to the Administrator as well as to the Department. All compliance certifications required by this permit must include the following: [40 C.F.R. § 70.6(c)(5) and Reg.26.703(E)(3)]
  - a. The identification of each term or condition of the permit that is the basis of the certification;
  - b. The compliance status;
  - c. Whether compliance was continuous or intermittent;
  - d. The method(s) used for determining the compliance status of the source, currently and over the reporting period established by the monitoring requirements of this permit; and
  - e. Such other facts as the Department may require elsewhere in this permit or by § 114(a)(3) and § 504(b) of the Act.
22. Nothing in this permit will alter or affect the following: [Reg.26.704(C)]
  - a. The provisions of Section 303 of the Act (emergency orders), including the authority of the Administrator under that section;
  - b. The liability of the permittee for any violation of applicable requirements prior to or at the time of permit issuance;
  - c. The applicable requirements of the acid rain program, consistent with § 408(a) of the Act; or
  - d. The ability of EPA to obtain information from a source pursuant to § 114 of the Act.
23. This permit authorizes only those pollutant emitting activities addressed in this permit. [Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311]
24. The permittee may request in writing and at least 15 days in advance of the deadline, an extension to any testing, compliance or other dates in this permit. No such extensions are authorized until the permittee receives written Department approval. The Department may grant such a request, at its discretion in the following circumstances:
  - a. Such an extension does not violate a federal requirement;
  - b. The permittee demonstrates the need for the extension; and
  - c. The permittee documents that all reasonable measures have been taken to meet the current deadline and documents reasons it cannot be met.

[Reg.18.314(A), Reg.19.416(A), Reg.26.1013(A), Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. § 52 Subpart E]

25. The permittee may request in writing and at least 30 days in advance, temporary emissions and/or testing that would otherwise exceed an emission rate, throughput requirement, or other limit in this permit. No such activities are authorized until the permittee receives written Department approval. Any such emissions shall be included in the facility's total emissions and reported as such. The Department may grant such a request, at its discretion under the following conditions:
- a. Such a request does not violate a federal requirement;
  - b. Such a request is temporary in nature;
  - c. Such a request will not result in a condition of air pollution;
  - d. The request contains such information necessary for the Department to evaluate the request, including but not limited to, quantification of such emissions and the date/time such emission will occur;
  - e. Such a request will result in increased emissions less than five tons of any individual criteria pollutant, one ton of any single HAP and 2.5 tons of total HAPs; and
  - f. The permittee maintains records of the dates and results of such temporary emissions/testing.

[Reg.18.314(B), Reg.19.416(B), Reg.26.1013(B), Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. § 52 Subpart E]

26. The permittee may request in writing and at least 30 days in advance, an alternative to the specified monitoring in this permit. No such alternatives are authorized until the permittee receives written Department approval. The Department may grant such a request, at its discretion under the following conditions:
- a. The request does not violate a federal requirement;
  - b. The request provides an equivalent or greater degree of actual monitoring to the current requirements; and
  - c. Any such request, if approved, is incorporated in the next permit modification application by the permittee.

[Reg.18.314(C), Reg.19.416(C), Reg.26.1013(C), Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. § 52 Subpart E]

27. Any credible evidence based on sampling, monitoring, and reporting may be used to determine violations of applicable emission limitations. [Reg.18.1001, Reg.19.701, Ark. Code Ann. § 8-4-203 as referenced by Ark. Code Ann. §§ 8-4-304 and 8-4-311, and 40 C.F.R. § 52 Subpart E]



**Appendix A:**  
*40 C.F.R. §52.21*



# Electronic Code of Federal Regulations

## e-CFR data is current as of May 15, 2018

[Title 40](#) → [Chapter I](#) → [Subchapter C](#) → [Part 52](#) → [Subpart A](#) → §52.21

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Title 40: Protection of Environment

[PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS](#)

[Subpart A—General Provisions](#)

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### **§52.21 Prevention of significant deterioration of air quality.**

(a)(1) *Plan disapproval.* The provisions of this section are applicable to any State implementation plan which has been disapproved with respect to prevention of significant deterioration of air quality in any portion of any State where the existing air quality is better than the national ambient air quality standards. Specific disapprovals are listed where applicable, in subparts B through DDD and FFF of this part. The provisions of this section have been incorporated by reference into the applicable implementation plans for various States, as provided in subparts B through DDD and FFF of this part. Where this section is so incorporated, the provisions shall also be applicable to all lands owned by the Federal Government and Indian Reservations located in such State. No disapproval with respect to a State's failure to prevent significant deterioration of air quality shall invalidate or otherwise affect the obligations of States, emission sources, or other persons with respect to all portions of plans approved or promulgated under this part.

(2) *Applicability procedures.* (i) The requirements of this section apply to the construction of any new major stationary source (as defined in paragraph (b)(1) of this section) or any project at an existing major stationary source in an area designated as attainment or unclassifiable under sections 107(d)(1)(A)(ii) or (iii) of the Act.

(ii) The requirements of paragraphs (j) through (r) of this section apply to the construction of any new major stationary source or the major modification of any existing major stationary source, except as this section otherwise provides.

(iii) No new major stationary source or major modification to which the requirements of paragraphs (j) through (r)(5) of this section apply shall begin actual construction without a permit that states that the major stationary source or major modification will meet those requirements. The Administrator has authority to issue any such permit.

(iv) The requirements of the program will be applied in accordance with the principles set out in paragraphs (a)(2)(iv)(a) through (f) of this section.

(a) Except as otherwise provided in paragraphs (a)(2)(v) and (vi) of this section, and consistent with the definition of major modification contained in paragraph (b)(2) of this section, a project is a major modification for a regulated NSR pollutant if it causes two types of emissions increases—a significant emissions increase (as defined in paragraph (b)(40) of this section), and a significant net emissions increase (as defined in paragraphs (b)(3) and (b)(23) of this section). The project is not a major modification if it does not cause a significant emissions increase. If the project causes a significant emissions increase, then the project is a major modification only if it also results in a significant net emissions increase.

(b) The procedure for calculating (before beginning actual construction) whether a significant emissions increase (i.e., the first step of the process) will occur depends upon the type of emissions units being modified, according to paragraphs (a)(2)(iv)(c) through (f) of this section. The procedure for calculating (before beginning actual construction) whether a significant net emissions increase will occur at the major stationary source (i.e., the second step of the process) is contained in the definition in paragraph (b)(3) of this section. Regardless of any such preconstruction projections, a major modification results if the project causes a significant emissions increase and a significant net emissions increase.

(c) *Actual-to-projected-actual applicability test for projects that only involve existing emissions units.* A significant emissions increase of a regulated NSR pollutant is projected to occur if the sum of the difference between the projected actual emissions (as defined in paragraph (b)(41) of this section) and the baseline actual emissions (as defined in paragraphs (b)(48)(i) and (ii) of this section), for each existing emissions unit, equals or exceeds the significant amount for that pollutant (as defined in paragraph (b)(23) of this section).

(d) *Actual-to-potential test for projects that only involve construction of a new emissions unit(s).* A significant emissions increase of a regulated NSR pollutant is projected to occur if the sum of the difference between the potential to emit (as defined in paragraph (b)(4) of this section) from each new emissions unit following completion of the project and the baseline actual emissions (as defined in paragraph (b)(48)(iii) of this section) of these units before the project equals or exceeds the significant amount for that pollutant (as defined in paragraph (b)(23) of this section).

(e) [Reserved]

(f) *Hybrid test for projects that involve multiple types of emissions units.* A significant emissions increase of a regulated NSR pollutant is projected to occur if the sum of the emissions increases for each emissions unit, using the method specified in paragraphs (a)(2)(iv)(c) through (d) of this section as applicable with respect to each emissions unit, for each type of emissions unit equals or exceeds the significant amount for that pollutant (as defined in paragraph (b)(23) of this section).

(v) For any major stationary source for a PAL for a regulated NSR pollutant, the major stationary source shall comply with the requirements under paragraph (aa) of this section.

(b) *Definitions.* For the purposes of this section:

(1)(i) *Major stationary source* means:

(a) Any of the following stationary sources of air pollutants which emits, or has the potential to emit, 100 tons per year or more of any regulated NSR pollutant: Fossil fuel-fired steam electric plants of more than 250 million British thermal units per hour heat input, coal cleaning plants (with thermal dryers), kraft pulp mills, portland cement plants, primary zinc smelters, iron and steel mill plants, primary aluminum ore reduction plants (with thermal dryers), primary copper smelters, municipal incinerators capable of charging more than 250 tons of refuse per day, hydrofluoric, sulfuric, and nitric acid plants, petroleum refineries, lime plants, phosphate rock processing plants, coke oven batteries, sulfur recovery plants, carbon black plants (furnace process), primary lead smelters, fuel conversion plants, sintering plants, secondary metal production plants, chemical process plants (which does not include ethanol production facilities that produce ethanol by natural fermentation included in NAICS codes 325193 or 312140), fossil-fuel boilers (or combinations thereof) totaling more than 250 million British thermal units per hour heat input, petroleum storage and transfer units with a total storage capacity exceeding 300,000 barrels, taconite ore processing plants, glass fiber processing plants, and charcoal production plants;

(b) Notwithstanding the stationary source size specified in paragraph (b)(1)(i) of this section, any stationary source which emits, or has the potential to emit, 250 tons per year or more of a regulated NSR pollutant; or

(c) Any physical change that would occur at a stationary source not otherwise qualifying under paragraph (b)(1) of this section, as a major stationary source, if the changes would constitute a major stationary source by itself.

(ii) A major source that is major for volatile organic compounds or NO<sub>x</sub> shall be considered major for ozone.

(iii) The fugitive emissions of a stationary source shall not be included in determining for any of the purposes of this section whether it is a major stationary source, unless the source belongs to one of the following categories of stationary sources:

(a) Coal cleaning plants (with thermal dryers);

(b) Kraft pulp mills;

(c) Portland cement plants;

(d) Primary zinc smelters;

(e) Iron and steel mills;

(f) Primary aluminum ore reduction plants;

(g) Primary copper smelters;

(h) Municipal incinerators capable of charging more than 250 tons of refuse per day;

(i) Hydrofluoric, sulfuric, or nitric acid plants;

(j) Petroleum refineries;

(k) Lime plants;

(l) Phosphate rock processing plants;

(m) Coke oven batteries;

(n) Sulfur recovery plants;

(o) Carbon black plants (furnace process);

(p) Primary lead smelters;

(q) Fuel conversion plants;

(r) Sintering plants;

(s) Secondary metal production plants;

(t) Chemical process plants—The term chemical processing plant shall not include ethanol production facilities that produce ethanol by natural fermentation included in NAICS codes 325193 or 312140;

(u) Fossil-fuel boilers (or combination thereof) totaling more than 250 million British thermal units per hour heat input;

(v) Petroleum storage and transfer units with a total storage capacity exceeding 300,000 barrels;

(w) Taconite ore processing plants;

(x) Glass fiber processing plants;

(y) Charcoal production plants;

(z) Fossil fuel-fired steam electric plants of more than 250 million British thermal units per hour heat input, and

(aa) Any other stationary source category which, as of August 7, 1980, is being regulated under section 111 or 112 of the Act.

(2)(i) *Major modification* means any physical change in or change in the method of operation of a major stationary source that would result in: a significant emissions increase (as defined in paragraph (b)(40) of this section) of a regulated NSR pollutant (as defined in paragraph (b)(50) of this section); and a significant net emissions increase of that pollutant from the major stationary source.

(ii) Any significant emissions increase (as defined at paragraph (b)(40) of this section) from any emissions units or net emissions increase (as defined in paragraph (b)(3) of this section) at a major stationary source that is significant for volatile organic compounds or NO<sub>x</sub> shall be considered significant for ozone.

(iii) A physical change or change in the method of operation shall not include:

(a) Routine maintenance, repair and replacement. Routine maintenance, repair and replacement shall include, but not be limited to, any activity(s) that meets the requirements of the equipment replacement provisions contained in paragraph (cc) of this section;

NOTE TO PARAGRAPH (b)(2)(iii)(A): By court order on December 24, 2003, the second sentence of this paragraph (b)(2)(iii)(a) is stayed indefinitely. The stayed provisions will become effective immediately if the court terminates the stay. At that time, EPA will publish a document in the FEDERAL REGISTER advising the public of the termination of the stay.

(b) Use of an alternative fuel or raw material by reason of an order under sections 2 (a) and (b) of the Energy Supply and Environmental Coordination Act of 1974 (or any superseding legislation) or by reason of a natural gas curtailment plant pursuant to the Federal Power Act;

(c) Use of an alternative fuel by reason of an order or rule under section 125 of the Act;

(d) Use of an alternative fuel at a steam generating unit to the extent that the fuel is generated from municipal solid waste;

(e) Use of an alternative fuel or raw material by a stationary source which:

(1) The source was capable of accommodating before January 6, 1975, unless such change would be prohibited under any federally enforceable permit condition which was established after January 6, 1975 pursuant to 40 CFR 52.21 or under regulations approved pursuant to 40 CFR subpart I or 40 CFR 51.166; or

(2) The source is approved to use under any permit issued under 40 CFR 52.21 or under regulations approved pursuant to 40 CFR 51.166;

(f) An increase in the hours of operation or in the production rate, unless such change would be prohibited under any federally enforceable permit condition which was established after January 6, 1975, pursuant to 40 CFR 52.21 or under regulations approved pursuant to 40 CFR subpart I or 40 CFR 51.166.

(g) Any change in ownership at a stationary source.

(h) [Reserved]

(i) The installation, operation, cessation, or removal of a temporary clean coal technology demonstration project, provided that the project complies with:

(1) The State implementation plan for the State in which the project is located, and

(2) Other requirements necessary to attain and maintain the national ambient air quality standards during the project and after it is terminated.

(j) The installation or operation of a permanent clean coal technology demonstration project that constitutes repowering, provided that the project does not result in an increase in the potential to emit of any regulated pollutant emitted by the unit. This exemption shall apply on a pollutant-by-pollutant basis.

(k) The reactivation of a very clean coal-fired electric utility steam generating unit.

(iv) This definition shall not apply with respect to a particular regulated NSR pollutant when the major stationary source is complying with the requirements under paragraph (aa) of this section for a PAL for that pollutant. Instead, the definition at paragraph (aa)(2)(viii) of this section shall apply.

(v) Fugitive emissions shall not be included in determining for any of the purposes of this section whether a physical change in or change in the method of operation of a major stationary source is a major modification, unless the source belongs to one of the source categories listed in paragraph (b)(1)(iii) of this section.

(3)(i) *Net emissions increase* means, with respect to any regulated NSR pollutant emitted by a major stationary source, the amount by which the sum of the following exceeds zero:

(a) The increase in emissions from a particular physical change or change in the method of operation at a stationary source as calculated pursuant to paragraph (a)(2)(iv) of this section; and

(b) Any other increases and decreases in actual emissions at the major stationary source that are contemporaneous with the particular change and are otherwise creditable. Baseline actual emissions for calculating increases and decreases under this paragraph (b)(3)(i)(b) shall be determined as provided in paragraph (b)(48) of this section, except that paragraphs (b)(48)(i)(c) and (b)(48)(ii)(d) of this section shall not apply.

(ii) An increase or decrease in actual emissions is contemporaneous with the increase from the particular change only if it occurs between:

(a) The date five years before construction on the particular change commences; and

(b) The date that the increase from the particular change occurs.

(iii) An increase or decrease in actual emissions is creditable only if:

(a) The Administrator or other reviewing authority has not relied on it in issuing a permit for the source under this section, which permit is in effect when the increase in actual emissions from the particular change occurs; and

(b) The increase or decrease in emissions did not occur at a Clean Unit except as provided in paragraphs (x)(8) and (y)(10) of this section.

(c) As it pertains to an increase or decrease in fugitive emissions (to the extent quantifiable), it occurs at an emissions unit that is part of one of the source categories listed in paragraph (b)(1)(iii) of this section or it occurs at an emission unit that is located at a major stationary source that belongs to one of the listed source categories. (iv) An increase or decrease in actual emissions of sulfur dioxide, particulate matter, or nitrogen oxides that occurs before the applicable minor source baseline date is creditable only if it is required to be considered in calculating the amount of maximum allowable increases remaining available.

(v) An increase in actual emissions is creditable only to the extent that the new level of actual emissions exceeds the old level.

(vi) A decrease in actual emissions is creditable only to the extent that:

(a) The old level of actual emissions or the old level of allowable emissions, whichever is lower, exceeds the new level of actual emissions;

(b) It is enforceable as a practical matter at and after the time that actual construction on the particular change begins.

(c) It has approximately the same qualitative significance for public health and welfare as that attributed to the increase from the particular change; and

(vii) [Reserved]

(viii) An increase that results from a physical change at a source occurs when the emissions unit on which construction occurred becomes operational and begins to emit a particular pollutant. Any replacement unit that requires shakedown becomes operational only after a reasonable shakedown period, not to exceed 180 days.

(ix) Paragraph (b)(21)(ii) of this section shall not apply for determining creditable increases and decreases.

(4) *Potential to emit* means the maximum capacity of a stationary source to emit a pollutant under its physical and operational design. Any physical or operational limitation on the capacity of the source to emit a pollutant, including air pollution control equipment and restrictions on hours of operation or on the type or amount of material combusted, stored, or processed, shall be treated as part of its design if the limitation or the effect it would have on emissions is federally enforceable. Secondary emissions do not count in determining the potential to emit of a stationary source.

(5) *Stationary source* means any building, structure, facility, or installation which emits or may emit a regulated NSR pollutant.

(6)(i) *Building, structure, facility, or installation* means all of the pollutant-emitting activities which belong to the same industrial grouping, are located on one or more contiguous or adjacent properties, and are under the control of the same person (or persons under common control) except the activities of any vessel. Pollutant-emitting activities shall be considered as part of the same industrial grouping if they belong to the same "Major Group" (*i.e.*, which have the same first two digit code) as described in the *Standard Industrial Classification Manual, 1972*, as amended by the 1977 Supplement (U.S. Government Printing Office stock numbers 4101-0066 and 003-005-00716-0, respectively).



(ii) Notwithstanding the provisions of paragraph (b)(6)(i) of this section, *building, structure, facility, or installation* means, for onshore activities under Standard Industrial Classification (SIC) Major Group 13: Oil and Gas Extraction, all of the pollutant-emitting activities included in Major Group 13 that are located on one or more contiguous or adjacent properties, and are under the control of the same person (or persons under common control). Pollutant emitting activities shall be considered adjacent if they are located on the same surface site; or if they are located on surface sites that are located within ¼ mile of one another (measured from the center of the equipment on the surface site) and they share equipment. Shared equipment includes, but is not limited to, produced fluids storage tanks, phase separators, natural gas dehydrators or emissions control devices. Surface site, as used in this paragraph (b)(6)(ii), has the same meaning as in 40 CFR 63.761.

(7) *Emissions unit* means any part of a stationary source that emits or would have the potential to emit any regulated NSR pollutant and includes an electric utility steam generating unit as defined in paragraph (b)(31) of this section. For purposes of this section, there are two types of emissions units as described in paragraphs (b)(7)(i) and (ii) of this section.

(i) A new emissions unit is any emissions unit that is (or will be) newly constructed and that has existed for less than 2 years from the date such emissions unit first operated.

(ii) An existing emissions unit is any emissions unit that does not meet the requirements in paragraph (b)(7)(i) of this section. A replacement unit, as defined in paragraph (b)(33) of this section, is an existing emissions unit.

(8) *Construction* means any physical change or change in the method of operation (including fabrication, erection, installation, demolition, or modification of an emissions unit) that would result in a change in emissions.

(9) *Commence* as applied to construction of a major stationary source or major modification means that the owner or operator has all necessary preconstruction approvals or permits and either has:

(i) Begun, or caused to begin, a continuous program of actual on-site construction of the source, to be completed within a reasonable time; or

(ii) Entered into binding agreements or contractual obligations, which cannot be cancelled or modified without substantial loss to the owner or operator, to undertake a program of actual construction of the source to be completed within a reasonable time.

(10) *Necessary preconstruction approvals or permits* means those permits or approvals required under Federal air quality control laws and regulations and those air quality control laws and regulations which are part of the applicable State Implementation Plan.

(11) *Begin actual construction* means, in general, initiation of physical on-site construction activities on an emissions unit which are of a permanent nature. Such activities include, but are not limited to, installation of building supports and foundations, laying underground pipework and construction of permanent storage structures. With respect to a change in method of operations, this term refers to those on-site activities other than preparatory activities which mark the initiation of the change.

(12) *Best available control technology* means an emissions limitation (including a visible emission standard) based on the maximum degree of reduction for each pollutant subject to regulation under Act which would be emitted from any proposed major stationary source or major modification which the Administrator, on a case-by-case basis, taking into account energy, environmental, and economic impacts and other costs, determines is achievable for such source or modification through application of production processes or available methods, systems, and techniques, including fuel cleaning or treatment or innovative fuel combustion techniques for control of such pollutant. In no event shall application of best available control technology result in emissions of any pollutant which would exceed the emissions allowed by any applicable standard under 40 CFR parts 60 and 61. If the Administrator determines that technological or economic limitations on the application of measurement methodology to a particular emissions unit would make the imposition of an emissions standard infeasible, a design,

equipment, work practice, operational standard, or combination thereof, may be prescribed instead to satisfy the requirement for the application of best available control technology. Such standard shall, to the degree possible, set forth the emissions reduction achievable by implementation of such design, equipment, work practice or operation, and shall provide for compliance by means which achieve equivalent results.

(13)(i) *Baseline concentration* means that ambient concentration level that exists in the baseline area at the time of the applicable minor source baseline date. A baseline concentration is determined for each pollutant for which a minor source baseline date is established and shall include:

(a) The actual emissions, as defined in paragraph (b)(21) of this section, representative of sources in existence on the applicable minor source baseline date, except as provided in paragraph (b)(13)(ii) of this section; and

(b) The allowable emissions of major stationary sources that commenced construction before the major source baseline date, but were not in operation by the applicable minor source baseline date.

(ii) The following will not be included in the baseline concentration and will affect the applicable maximum allowable increase(s):

(a) Actual emissions, as defined in paragraph (b)(21) of this section, from any major stationary source on which construction commenced after the major source baseline date; and

(b) Actual emissions increases and decreases, as defined in paragraph (b)(21) of this section, at any stationary source occurring after the minor source baseline date.

(14)(i) *Major source baseline date* means:

(a) In the case of PM<sub>10</sub> and sulfur dioxide, January 6, 1975;

(b) In the case of nitrogen dioxide, February 8, 1988; and

(c) In the case of PM<sub>2.5</sub>, October 20, 2010.

(ii) "Minor source baseline date" means the earliest date after the trigger date on which a major stationary source or a major modification subject to 40 CFR 52.21 or to regulations approved pursuant to 40 CFR 51.166 submits a complete application under the relevant regulations. The trigger date is:

(a) In the case of PM<sub>10</sub> and sulfur dioxide, August 7, 1977;

(b) In the case of nitrogen dioxide, February 8, 1988; and

(c) In the case of PM<sub>2.5</sub>, October 20, 2011.

(iii) The baseline date is established for each pollutant for which increments or other equivalent measures have been established if:

(a) The area in which the proposed source or modification would construct is designated as attainment or unclassifiable under section 107(d)(1)(A)(ii) or (iii) of the Act for the pollutant on the date of its complete application under 40 CFR 52.21 or under regulations approved pursuant to 40 CFR 51.166; and

(b) In the case of a major stationary source, the pollutant would be emitted in significant amounts, or, in the case of a major modification, there would be a significant net emissions increase of the pollutant.

(iv) Any minor source baseline date established originally for the TSP increments shall remain in effect and shall apply for purposes of determining the amount of available PM-10 increments, except that the Administrator shall rescind a minor source baseline date where it can be shown, to the satisfaction of the Administrator, that the emissions increase from the major stationary source, or net emissions increase from the major modification, responsible for triggering that date did not result in a significant amount of PM-10 emissions.

(15)(i) *Baseline area* means any intrastate area (and every part thereof) designated as attainment or unclassifiable under section 107(d)(1)(A)(ii) or (iii) of the Act in which the major source or major modification establishing the minor source baseline date would construct or would have an air quality impact for the pollutant for which the baseline date is established, as follows: equal to or greater than 1  $\mu\text{g}/\text{m}^3$  (annual average) for  $\text{SO}_2$ ,  $\text{NO}_2$ , or  $\text{PM}_{10}$ ; or equal to or greater than 0.3  $\mu\text{g}/\text{m}^3$  (annual average) for  $\text{PM}_{2.5}$ .

(ii) Area redesignations under section 107(d)(1)(A)(ii) or (iii) of the Act cannot intersect or be smaller than the area of impact of any major stationary source or major modification which:

(a) Establishes a minor source baseline date; or

(b) Is subject to 40 CFR 52.21 and would be constructed in the same state as the state proposing the redesignation.

(iii) Any baseline area established originally for the TSP increments shall remain in effect and shall apply for purposes of determining the amount of available PM-10 increments, except that such baseline area shall not remain in effect if the Administrator rescinds the corresponding minor source baseline date in accordance with paragraph (b)(14)(iv) of this section.

(16) *Allowable emissions* means the emissions rate of a stationary source calculated using the maximum rated capacity of the source (unless the source is subject to federally enforceable limits which restrict the operating rate, or hours of operation, or both) and the most stringent of the following:

(i) The applicable standards as set forth in 40 CFR parts 60 and 61;

(ii) The applicable State Implementation Plan emissions limitation, including those with a future compliance date; or

(iii) The emissions rate specified as a federally enforceable permit condition, including those with a future compliance date.

(17) *Federally enforceable* means all limitations and conditions which are enforceable by the Administrator, including those requirements developed pursuant to 40 CFR parts 60 and 61, requirements within any applicable State implementation plan, any permit requirements established pursuant to 40 CFR 52.21 or under regulations approved pursuant to 40 CFR part 51, subpart I, including operating permits issued under an EPA-approved program that is incorporated into the State implementation plan and expressly requires adherence to any permit issued under such program.

(18) *Secondary emissions* means emissions which would occur as a result of the construction or operation of a major stationary source or major modification, but do not come from the major stationary source or major modification itself. Secondary emissions include emissions from any offsite support facility which would not be constructed or increase its emissions except as a result of the construction or operation of the major stationary source or major modification. Secondary emissions do not include any emissions which come directly from a mobile source, such as emissions from the tailpipe of a motor vehicle, from a train, or from a vessel.

(i) Emissions from ships or trains coming to or from the new or modified stationary source; and

(ii) Emissions from any offsite support facility which would not otherwise be constructed or increase its emissions as a result of the construction or operation of the major stationary source or major modification.

(19) *Innovative control technology* means any system of air pollution control that has not been adequately demonstrated in practice, but would have a substantial likelihood of achieving greater continuous emissions reduction than any control system in current practice or of achieving at least comparable reductions at lower cost in terms of energy, economics, or nonair quality environmental impacts.

(20) *Fugitive emissions* means those emissions which could not reasonably pass through a stack, chimney, vent, or other functionally equivalent opening.

(21)(i) *Actual emissions* means the actual rate of emissions of a regulated NSR pollutant from an emissions unit, as determined in accordance with paragraphs (b)(21)(ii) through (iv) of this section, except that this definition shall not apply for calculating whether a significant emissions increase has occurred, or for establishing a PAL under paragraph (aa) of this section. Instead, paragraphs (b)(41) and (b)(48) of this section shall apply for those purposes.

(ii) In general, actual emissions as of a particular date shall equal the average rate, in tons per year, at which the unit actually emitted the pollutant during a consecutive 24-month period which precedes the particular date and which is representative of normal source operation. The Administrator shall allow the use of a different time period upon a determination that it is more representative of normal source operation. Actual emissions shall be calculated using the unit's actual operating hours, production rates, and types of materials processed, stored, or combusted during the selected time period.

(iii) The Administrator may presume that source-specific allowable emissions for the unit are equivalent to the actual emissions of the unit.

(iv) For any emissions unit that has not begun normal operations on the particular date, actual emissions shall equal the potential to emit of the unit on that date.

(22) *Complete* means, in reference to an application for a permit, that the application contains all of the information necessary for processing the application.

(23)(i) Significant means, in reference to a net emissions increase or the potential of a source to emit any of the following pollutants, a rate of emissions that would equal or exceed any of the following rates:

#### POLLUTANT AND EMISSIONS RATE

Carbon monoxide: 100 tons per year (tpy)

Nitrogen oxides: 40 tpy

Sulfur dioxide: 40 tpy

Particulate matter: 25 tpy of particulate matter emissions

PM<sub>10</sub>: 15 tpy

PM<sub>2.5</sub>: 10 tpy of direct PM<sub>2.5</sub> emissions; 40 tpy of sulfur dioxide emissions; 40 tpy of nitrogen oxide emissions unless demonstrated not to be a PM<sub>2.5</sub> precursor under paragraph (b)(50) of this section

Ozone: 40 tpy of volatile organic compounds or nitrogen oxides

Lead: 0.6 tpy

Fluorides: 3 tpy

Sulfuric acid mist: 7 tpy

Hydrogen sulfide (H<sub>2</sub>S): 10 tpy

Total reduced sulfur (including H<sub>2</sub>S): 10 tpy

Reduced sulfur compounds (including H<sub>2</sub>S): 10 tpy

Municipal waste combustor organics (measured as total tetra-through octa-chlorinated dibenzo-p-dioxins and dibenzofurans):  $3.2 \times 10^{-6}$  megagrams per year ( $3.5 \times 10^{-6}$  tons per year)

Municipal waste combustor metals (measured as particulate matter): 14 megagrams per year (15 tons per year)

Municipal waste combustor acid gases (measured as sulfur dioxide and hydrogen chloride): 36 megagrams per year (40 tons per year)

Municipal solid waste landfills emissions (measured as nonmethane organic compounds): 45 megagrams per year (50 tons per year)

(ii) *Significant* means, in reference to a net emissions increase or the potential of a source to emit a regulated NSR pollutant that paragraph (b)(23)(i) of this section, does not list, any emissions rate.

(iii) Notwithstanding paragraph (b)(23)(i) of this section, *significant* means any emissions rate or any net emissions increase associated with a major stationary source or major modification, which would construct within 10 kilometers of a Class I area, and have an impact on such area equal to or greater than 1 µg/m<sup>3</sup>, (24-hour average).

(24) *Federal Land Manager* means, with respect to any lands in the United States, the Secretary of the department with authority over such lands.

(25) *High terrain* means any area having an elevation 900 feet or more above the base of the stack of a source.

(26) *Low terrain* means any area other than high terrain.

(27) *Indian Reservation* means any federally recognized reservation established by Treaty, Agreement, executive order, or act of Congress.

(28) *Indian Governing Body* means the governing body of any tribe, band, or group of Indians subject to the jurisdiction of the United States and recognized by the United States as possessing power of self government.

(29) *Adverse impact on visibility* means visibility impairment which interferes with the management, protection, preservation or enjoyment of the visitor's visual experience of the Federal Class I area. This determination must be made on a case-by-case basis taking into account the geographic extent, intensity, duration, frequency and time of visibility impairment, and how these factors correlate with (1) times of visitor use of the Federal Class I area, and (2) the frequency and timing of natural conditions that reduce visibility.

(30) *Volatile organic compounds (VOC)* is as defined in §51.100(s) of this chapter.

(31) *Electric utility steam generating unit* means any steam electric generating unit that is constructed for the purpose of supplying more than one-third of its potential electric output capacity and more than 25 MW electrical output to any utility power distribution system for sale. Any steam supplied to a steam distribution system for the purpose of providing steam to a steam-electric generator that would produce electrical energy for sale is also considered in determining the electrical energy output capacity of the affected facility.

(32) [Reserved]

(33) *Replacement unit* means an emissions unit for which all the criteria listed in paragraphs (b)(33)(i) through (iv) of this section are met. No creditable emission reductions shall be generated from shutting down the existing emissions unit that is replaced.

(i) The emissions unit is a reconstructed unit within the meaning of §60.15(b)(1) of this chapter, or the emissions unit completely takes the place of an existing emissions unit.

(ii) The emissions unit is identical to or functionally equivalent to the replaced emissions unit.

(iii) The replacement does not alter the basic design parameters (as discussed in paragraph (cc)(2) of this section) of the process unit.

(iv) The replaced emissions unit is permanently removed from the major stationary source, otherwise permanently disabled, or permanently barred from operation by a permit that is enforceable as a practical matter. If the replaced emissions unit is brought back into operation, it shall constitute a new emissions unit.

(34) *Clean coal technology* means any technology, including technologies applied at the precombustion, combustion, or post combustion stage, at a new or existing facility which will achieve significant reductions in air emissions of sulfur dioxide or oxides of nitrogen associated with the utilization of coal in the generation of electricity, or process steam which was not in widespread use as of November 15, 1990.

(35) *Clean coal technology demonstration project* means a project using funds appropriated under the heading “Department of Energy-Clean Coal Technology”, up to a total amount of \$2,500,000,000 for commercial demonstration of clean coal technology, or similar projects funded through appropriations for the Environmental Protection Agency. The Federal contribution for a qualifying project shall be at least 20 percent of the total cost of the demonstration project.

(36) *Temporary clean coal technology demonstration project* means a clean coal technology demonstration project that is operated for a period of 5 years or less, and which complies with the State implementation plans for the State in which the project is located and other requirements necessary to attain and maintain the national ambient air quality standards during the project and after it is terminated.

(37) (i) *Repowering* means replacement of an existing coal-fired boiler with one of the following clean coal technologies: atmospheric or pressurized fluidized bed combustion, integrated gasification combined cycle, magnetohydrodynamics, direct and indirect coal-fired turbines, integrated gasification fuel cells, or as determined by the Administrator, in consultation with the Secretary of Energy, a derivative of one or more of these technologies, and any other technology capable of controlling multiple combustion emissions simultaneously with improved boiler or generation efficiency and with significantly greater waste reduction relative to the performance of technology in widespread commercial use as of November 15, 1990.

(ii) Repowering shall also include any oil and/or gas-fired unit which has been awarded clean coal technology demonstration funding as of January 1, 1991, by the Department of Energy.

(iii) The Administrator shall give expedited consideration to permit applications for any source that satisfies the requirements of this subsection and is granted an extension under section 409 of the Clean Air Act.

(38) *Reactivation of a very clean coal-fired electric utility steam generating unit* means any physical change or change in the method of operation associated with the commencement of commercial operations by a coal-fired utility unit after a period of discontinued operation where the unit:

(i) Has not been in operation for the two-year period prior to the enactment of the Clean Air Act Amendments of 1990, and the emissions from such unit continue to be carried in the permitting authority's emissions inventory at the time of enactment;

(ii) Was equipped prior to shut-down with a continuous system of emissions control that achieves a removal efficiency for sulfur dioxide of no less than 85 percent and a removal efficiency for particulates of no less than 98 percent;

(iii) Is equipped with low-NO<sub>x</sub> burners prior to the time of commencement of operations following reactivation; and

(iv) Is otherwise in compliance with the requirements of the Clean Air Act.

(39) *Pollution prevention* means any activity that through process changes, product reformulation or redesign, or substitution of less polluting raw materials, eliminates or reduces the release of air pollutants (including fugitive emissions) and other pollutants to the environment prior to recycling, treatment, or disposal; it does not mean recycling (other than certain “in-process recycling” practices), energy recovery, treatment, or disposal.

(40) *Significant emissions increase* means, for a regulated NSR pollutant, an increase in emissions that is significant (as defined in paragraph (b)(23) of this section) for that pollutant.

(41)(i) *Projected actual emissions* means the maximum annual rate, in tons per year, at which an existing emissions unit is projected to emit a regulated NSR pollutant in any one of the 5 years (12-month period) following the date the unit resumes regular operation after the project, or in any one of the 10 years following that date, if the project involves increasing the emissions unit's design capacity or its potential to emit that regulated NSR pollutant and full utilization of the unit would result in a significant emissions increase or a significant net emissions increase at the major stationary source.

(ii) In determining the projected actual emissions under paragraph (b)(41)(i) of this section (before beginning actual construction), the owner or operator of the major stationary source:

(a) Shall consider all relevant information, including but not limited to, historical operational data, the company's own representations, the company's expected business activity and the company's highest projections of business activity, the company's filings with the State or Federal regulatory authorities, and compliance plans under the approved State Implementation Plan; and

(b) Shall include fugitive emissions to the extent quantifiable, and emissions associated with startups, shutdowns, and malfunctions; and

(c) Shall exclude, in calculating any increase in emissions that results from the particular project, that portion of the unit's emissions following the project that an existing unit could have accommodated during the consecutive 24-month period used to establish the baseline actual emissions under paragraph (b)(48) of this section and that are also unrelated to the particular project, including any increased utilization due to product demand growth; or

(d) In lieu of using the method set out in paragraphs (a)(41)(ii)(a) through (c) of this section, may elect to use the emissions unit's potential to emit, in tons per year, as defined under paragraph (b)(4) of this section.

(42) [Reserved]

(43) *Prevention of Significant Deterioration (PSD) program* means the EPA-implemented major source preconstruction permit programs under this section or a major source preconstruction permit program that has been approved by the Administrator and incorporated into the State Implementation Plan pursuant to §51.166 of this chapter to implement the requirements of that section. Any permit issued under such a program is a major NSR permit.

(44) *Continuous emissions monitoring system (CEMS)* means all of the equipment that may be required to meet the data acquisition and availability requirements of this section, to sample, condition (if applicable), analyze, and provide a record of emissions on a continuous basis.

(45) *Predictive emissions monitoring system (PEMS)* means all of the equipment necessary to monitor process and control device operational parameters (for example, control device secondary voltages and electric currents) and other information (for example, gas flow rate, O<sub>2</sub> or CO<sub>2</sub> concentrations), and calculate and record the mass emissions rate (for example, lb/hr) on a continuous basis.

(46) *Continuous parameter monitoring system (CPMS)* means all of the equipment necessary to meet the data acquisition and availability requirements of this section, to monitor process and control device operational parameters (for example, control device secondary voltages and electric currents) and other information (for example, gas flow rate, O<sub>2</sub> or CO<sub>2</sub> concentrations), and to record average operational parameter value(s) on a continuous basis.

(47) *Continuous emissions rate monitoring system (CERMS)* means the total equipment required for the determination and recording of the pollutant mass emissions rate (in terms of mass per unit of time).

(48) *Baseline actual emissions* means the rate of emissions, in tons per year, of a regulated NSR pollutant, as determined in accordance with paragraphs (b)(48)(i) through (iv) of this section.

(i) For any existing electric utility steam generating unit, baseline actual emissions means the average rate, in tons per year, at which the unit actually emitted the pollutant during any consecutive 24-month period selected by the owner or operator within the 5-year period immediately preceding when the owner or operator begins actual construction of the project. The Administrator shall allow the use of a different time period upon a determination that it is more representative of normal source operation.

(a) The average rate shall include fugitive emissions to the extent quantifiable, and emissions associated with startups, shutdowns, and malfunctions.

(b) The average rate shall be adjusted downward to exclude any non-compliant emissions that occurred while the source was operating above any emission limitation that was legally enforceable during the consecutive 24-month period.

(c) For a regulated NSR pollutant, when a project involves multiple emissions units, only one consecutive 24-month period must be used to determine the baseline actual emissions for the emissions units being changed. A different consecutive 24-month period can be used For each regulated NSR pollutant.

(d) The average rate shall not be based on any consecutive 24-month period for which there is inadequate information for determining annual emissions, in tons per year, and for adjusting this amount if required by paragraph (b)(48)(i)(b) of this section.

(ii) For an existing emissions unit (other than an electric utility steam generating unit), baseline actual emissions means the average rate, in tons per year, at which the emissions unit actually emitted the pollutant during any consecutive 24-month period selected by the owner or operator within the 10-year period immediately preceding either the date the owner or operator begins actual construction of the project, or the date a complete permit application is received by the Administrator for a permit required under this section or by the reviewing authority for a permit required by a plan, whichever is earlier, except that the 10-year period shall not include any period earlier than November 15, 1990.

(a) The average rate shall include fugitive emissions to the extent quantifiable, and emissions associated with startups, shutdowns, and malfunctions.



(b) The average rate shall be adjusted downward to exclude any non-compliant emissions that occurred while the source was operating above an emission limitation that was legally enforceable during the consecutive 24-month period.

(c) The average rate shall be adjusted downward to exclude any emissions that would have exceeded an emission limitation with which the major stationary source must currently comply, had such major stationary source been required to comply with such limitations during the consecutive 24-month period. However, if an emission limitation is part of a maximum achievable control technology standard that the Administrator proposed or promulgated under part 63 of this chapter, the baseline actual emissions need only be adjusted if the State has taken credit for such emissions reductions in an attainment demonstration or maintenance plan consistent with the requirements of §51.165(a)(3)(ii)(G) of this chapter.

(d) For a regulated NSR pollutant, when a project involves multiple emissions units, only one consecutive 24-month period must be used to determine the baseline actual emissions for all the emissions units being changed. A different consecutive 24-month period can be used For each regulated NSR pollutant.

(e) The average rate shall not be based on any consecutive 24-month period for which there is inadequate information for determining annual emissions, in tons per year, and for adjusting this amount if required by paragraphs (b)(48)(ii)(b) and (c) of this section.

(iii) For a new emissions unit, the baseline actual emissions for purposes of determining the emissions increase that will result from the initial construction and operation of such unit shall equal zero; and thereafter, for all other purposes, shall equal the unit's potential to emit.

(iv) For a PAL for a stationary source, the baseline actual emissions shall be calculated for existing electric utility steam generating units in accordance with the procedures contained in paragraph (b)(48)(i) of this section, for other existing emissions units in accordance with the procedures contained in paragraph (b)(48)(ii) of this section, and for a new emissions unit in accordance with the procedures contained in paragraph (b)(48)(iii) of this section.

(49) *Subject to regulation* means, for any air pollutant, that the pollutant is subject to either a provision in the Clean Air Act, or a nationally-applicable regulation codified by the Administrator in subchapter C of this chapter, that requires actual control of the quantity of emissions of that pollutant, and that such a control requirement has taken effect and is operative to control, limit or restrict the quantity of emissions of that pollutant released from the regulated activity. Except that:

(i) *Greenhouse gases (GHGs)*, the air pollutant defined in §86.1818-12(a) of this chapter as the aggregate group of six greenhouse gases: Carbon dioxide, nitrous oxide, methane, hydrofluorocarbons, perfluorocarbons, and sulfur hexafluoride, shall not be subject to regulation except as provided in paragraphs (b)(49)(iv) through (v) of this section and shall not be subject to regulation if the stationary source maintains its total source-wide emissions below the GHG PAL level, meets the requirements in paragraphs (aa)(1) through (15) of this section, and complies with the PAL permit containing the GHG PAL.

(ii) For purposes of paragraphs (b)(49)(iii) through (v) of this section, the term tpy *CO<sub>2</sub> equivalent emissions (CO<sub>2</sub>e)* shall represent an amount of GHGs emitted, and shall be computed as follows:

(a) Multiplying the mass amount of emissions (tpy), for each of the six greenhouse gases in the pollutant GHGs, by the gas's associated global warming potential published at Table A-1 to subpart A of part 98 of this chapter—Global Warming Potentials. For purposes of this paragraph, prior to July 21, 2014, the mass of the greenhouse gas carbon dioxide shall not include carbon dioxide emissions resulting from the combustion or decomposition of non-fossilized and biodegradable organic material originating from plants, animals, or micro-organisms (including products, by-products, residues and waste from agriculture, forestry and related industries as well as the non-fossilized and biodegradable organic fractions of industrial and municipal wastes, including gases and liquids recovered from the decomposition of non-fossilized and biodegradable organic material).

(b) Sum the resultant value from paragraph (b)(49)(ii)(a) of this section for each gas to compute a tpy CO<sub>2</sub>e.

(iii) The term *emissions increase* as used in paragraphs (b)(49)(iv) through (v) of this section shall mean that both a significant emissions increase (as calculated using the procedures in paragraph (a)(2)(iv) of this section) and a significant net emissions increase (as defined in paragraphs (b)(3) and (b)(23) of this section) occur. For the pollutant GHGs, an emissions increase shall be based on tpy CO<sub>2</sub>e, and shall be calculated assuming the pollutant GHGs is a regulated NSR pollutant, and “significant” is defined as 75,000 tpy CO<sub>2</sub>e instead of applying the value in paragraph (b)(23)(ii) of this section.

(iv) Beginning January 2, 2011, the pollutant GHGs is subject to regulation if:

(a) The stationary source is a new major stationary source for a regulated NSR pollutant that is not GHGs, and also will emit or will have the potential to emit 75,000 tpy CO<sub>2</sub>e or more; or

(b) The stationary source is an existing major stationary source for a regulated NSR pollutant that is not GHGs, and also will have an emissions increase of a regulated NSR pollutant, and an emissions increase of 75,000 tpy CO<sub>2</sub>e or more; and,

(50) *Regulated NSR pollutant*, for purposes of this section, means the following:

(i) Any pollutant for which a national ambient air quality standard has been promulgated. This includes, but is not limited to, the following:

(a) PM<sub>2.5</sub> emissions and PM<sub>10</sub> emissions shall include gaseous emissions from a source or activity, which condense to form particulate matter at ambient temperatures. On or after January 1, 2011, such condensable particulate matter shall be accounted for in applicability determinations and in establishing emissions limitations for PM<sub>2.5</sub> and PM<sub>10</sub> in PSD permits. Compliance with emissions limitations for PM<sub>2.5</sub> and PM<sub>10</sub> issued prior to this date shall not be based on condensable particulate matter unless required by the terms and conditions of the permit or the applicable implementation plan. Applicability determinations made prior to this date without accounting for condensable particulate matter shall not be considered in violation of this section unless the applicable implementation plan required condensable particulate matter to be included.

(b) Any pollutant identified under this paragraph (b)(50)(i)(b) as a constituent or precursor for a pollutant for which a national ambient air quality standard has been promulgated. Precursors identified by the Administrator for purposes of NSR are the following:

(1) Volatile organic compounds and nitrogen oxides are precursors to ozone in all attainment and unclassifiable areas.

(2) Sulfur dioxide is a precursor to PM<sub>2.5</sub> in all attainment and unclassifiable areas.

(3) Nitrogen oxides are presumed to be precursors to PM<sub>2.5</sub> in all attainment and unclassifiable areas, unless the State demonstrates to the Administrator's satisfaction or EPA demonstrates that emissions of nitrogen oxides from sources in a specific area are not a significant contributor to that area's ambient PM<sub>2.5</sub> concentrations.

(4) Volatile organic compounds are presumed not to be precursors to PM<sub>2.5</sub> in any attainment or unclassifiable area, unless the State demonstrates to the Administrator's satisfaction or EPA demonstrates that emissions of volatile organic compounds from sources in a specific area are a significant contributor to that area's ambient PM<sub>2.5</sub> concentrations.

(ii) Any pollutant that is subject to any standard promulgated under section 111 of the Act;

(iii) Any Class I or II substance subject to a standard promulgated under or established by title VI of the Act;

(iv) Any pollutant that otherwise is subject to regulation under the Act as defined in paragraph (b)(49) of this section.

(v) Notwithstanding paragraphs (b)(50)(i) through (iv) of this section, the term *regulated NSR pollutant* shall not include any or all hazardous air pollutants either listed in section 112 of the Act, or added to the list pursuant to section 112(b)(2) of the Act, and which have not been delisted pursuant to section 112(b)(3) of the Act, unless the listed hazardous air pollutant is also regulated as a constituent or precursor of a general pollutant listed under section 108 of the Act.

(51) *Reviewing authority* means the State air pollution control agency, local agency, other State agency, Indian tribe, or other agency authorized by the Administrator to carry out a permit program under §51.165 and §51.166 of this chapter, or the Administrator in the case of EPA-implemented permit programs under this section.

(52) *Project* means a physical change in, or change in the method of operation of, an existing major stationary source.

(53) *Lowest achievable emission rate (LAER)* is as defined in §51.165(a)(1)(xiii) of this chapter.

(54) *Reasonably available control technology (RACT)* is as defined in §51.100(o) of this chapter.

(55)(i) In general, *process unit* means any collection of structures and/or equipment that processes, assembles, applies, blends, or otherwise uses material inputs to produce or store an intermediate or a completed product. A single stationary source may contain more than one process unit, and a process unit may contain more than one emissions unit.

(ii) Pollution control equipment is not part of the process unit, unless it serves a dual function as both process and control equipment. Administrative and warehousing facilities are not part of the process unit.

(iii) For replacement cost purposes, components shared between two or more process units are proportionately allocated based on capacity.

(iv) The following list identifies the process units at specific categories of stationary sources.

(a) For a steam electric generating facility, the process unit consists of those portions of the plant that contribute directly to the production of electricity. For example, at a pulverized coal-fired facility, the process unit would generally be the combination of those systems from the coal receiving equipment through the emission stack (excluding post-combustion pollution controls), including the coal handling equipment, pulverizers or coal crushers, feedwater heaters, ash handling, boiler, burners, turbine-generator set, condenser, cooling tower, water treatment system, air preheaters, and operating control systems. Each separate generating unit is a separate process unit.

(b) For a petroleum refinery, there are several categories of process units: those that separate and/or distill petroleum feedstocks; those that change molecular structures; petroleum treating processes; auxiliary facilities, such as steam generators and hydrogen production units; and those that load, unload, blend or store intermediate or completed products.

(c) For an incinerator, the process unit would consist of components from the feed pit or refuse pit to the stack, including conveyors, combustion devices, heat exchangers and steam generators, quench tanks, and fans.

NOTE TO PARAGRAPH (b)(55): By a court order on December 24, 2003, this paragraph (b)(55) is stayed indefinitely. The stayed provisions will become effective immediately if the court terminates the stay. At that time, EPA will publish a document in the FEDERAL REGISTER advising the public of the termination of the stay.

(56) *Functionally equivalent component* means a component that serves the same purpose as the replaced component.

NOTE TO PARAGRAPH (b)(56): By a court order on December 24, 2003, this paragraph (b)(56) is stayed indefinitely. The stayed provisions will become effective immediately if the court terminates the stay. At that time, EPA will publish a document in the FEDERAL REGISTER advising the public of the termination of the stay.

(57) *Fixed capital cost* means the capital needed to provide all the depreciable components. “Depreciable components” refers to all components of fixed capital cost and is calculated by subtracting land and working capital from the total capital investment, as defined in paragraph (b)(58) of this section.

NOTE TO PARAGRAPH (b)(57): By a court order on December 24, 2003, this paragraph (b)(57) is stayed indefinitely. The stayed provisions will become effective immediately if the court terminates the stay. At that time, EPA will publish a document in the FEDERAL REGISTER advising the public of the termination of the stay.

(58) *Total capital investment* means the sum of the following: all costs required to purchase needed process equipment (purchased equipment costs); the costs of labor and materials for installing that equipment (direct installation costs); the costs of site preparation and buildings; other costs such as engineering, construction and field expenses, fees to contractors, startup and performance tests, and contingencies (indirect installation costs); land for the process equipment; and working capital for the process equipment.

NOTE TO PARAGRAPH (b)(58): By a court order on December 24, 2003, this paragraph (b)(58) is stayed indefinitely. The stayed provisions will become effective immediately if the court terminates the stay. At that time, EPA will publish a document in the FEDERAL REGISTER advising the public of the termination of the stay.

(c) *Ambient air increments*. In areas designated as Class I, II or III, increases in pollutant concentration over the baseline concentration shall be limited to the following:

<b>Pollutant</b>	<b>Maximum allowable increase (micrograms per cubic meter)</b>
Class I Area	
PM <sub>2.5</sub> :	
Annual arithmetic mean	1
24-hr maximum	2
PM <sub>10</sub> :	
Annual arithmetic mean	4
24-hr maximum	8
Sulfur dioxide:	
Annual arithmetic mean	2
24-hr maximum	5
3-hr maximum	25
Nitrogen dioxide:	

Annual arithmetic mean	2.5
Class II Area	
PM <sub>2.5</sub> :	
Annual arithmetic mean	4
24-hr maximum	9
PM <sub>10</sub> :	
Annual arithmetic mean	17
24-hr maximum	30
Sulfur dioxide:	
Annual arithmetic mean	20
24-hr maximum	91
3-hr maximum	512
Nitrogen dioxide:	
Annual arithmetic mean	25
Class III Area	
PM <sub>2.5</sub> :	
Annual arithmetic mean	8
24-hr maximum	18
PM <sub>10</sub> :	
Annual arithmetic mean	34
24-hr maximum	60
Sulfur dioxide:	
Annual arithmetic mean	40
24-hr maximum	182
3-hr maximum	700
Nitrogen dioxide:	
Annual arithmetic mean	50

For any period other than an annual period, the applicable maximum allowable increase may be exceeded during one such period per year at any one location.

(d) *Ambient air ceilings.* No concentration of a pollutant shall exceed:

(1) The concentration permitted under the national secondary ambient air quality standard, or

(2) The concentration permitted under the national primary ambient air quality standard, whichever concentration is lowest for the pollutant for a period of exposure.

(e) *Restrictions on area classifications.* (1) All of the following areas which were in existence on August 7, 1977, shall be Class I areas and may not be redesignated:

(i) International parks,

(ii) National wilderness areas which exceed 5,000 acres in size,

(iii) National memorial parks which exceed 5,000 acres in size, and

(iv) National parks which exceed 6,000 acres in size.

(2) Areas which were redesignated as Class I under regulations promulgated before August 7, 1977, shall remain Class I, but may be redesignated as provided in this section.

(3) Any other area, unless otherwise specified in the legislation creating such an area, is initially designated Class II, but may be redesignated as provided in this section.

(4) The following areas may be redesignated only as Class I or II:

(i) An area which as of August 7, 1977, exceeded 10,000 acres in size and was a national monument, a national primitive area, a national preserve, a national recreational area, a national wild and scenic river, a national wildlife refuge, a national lakeshore or seashore; and

(ii) A national park or national wilderness area established after August 7, 1977, which exceeds 10,000 acres in size.

(f) [Reserved]

(g) *Redesignation.* (1) All areas (except as otherwise provided under paragraph (e) of this section) are designated Class II as of December 5, 1974. Redesignation (except as otherwise precluded by paragraph (e) of this section) may be proposed by the respective States or Indian Governing Bodies, as provided below, subject to approval by the Administrator as a revision to the applicable State implementation plan.

(2) The State may submit to the Administrator a proposal to redesignate areas of the State Class I or Class II provided that:

(i) At least one public hearing has been held in accordance with procedures established in §51.102 of this chapter;

(ii) Other States, Indian Governing Bodies, and Federal Land Managers whose lands may be affected by the proposed redesignation were notified at least 30 days prior to the public hearing;

(iii) A discussion of the reasons for the proposed redesignation, including a satisfactory description and analysis of the health, environmental, economic, social and energy effects of the proposed redesignation, was prepared and made available for public inspection at least 30 days prior to the hearing and the notice announcing the hearing contained appropriate notification of the availability of such discussion;

(iv) Prior to the issuance of notice respecting the redesignation of an area that includes any Federal lands, the State has provided written notice to the appropriate Federal Land Manager and afforded adequate opportunity (not in excess of 60 days) to confer with the State respecting the redesignation and to submit written comments and recommendations. In redesignating any area with respect to which any Federal Land Manager had submitted written comments and recommendations, the State shall have published a list of any inconsistency between such redesignation and such comments and recommendations (together with the reasons for making such redesignation against the recommendation of the Federal Land Manager); and

(v) The State has proposed the redesignation after consultation with the elected leadership of local and other substate general purpose governments in the area covered by the proposed redesignation.

(3) Any area other than an area to which paragraph (e) of this section refers may be redesignated as Class III if—

(i) The redesignation would meet the requirements of paragraph (g)(2) of this section;

(ii) The redesignation, except any established by an Indian Governing Body, has been specifically approved by the Governor of the State, after consultation with the appropriate committees of the legislature, if it is in session, or with the leadership of the legislature, if it is not in session (unless State law provides that the redesignation must be specifically approved by State legislation) and if general purpose units of local government representing a majority of the residents of the area to be redesignated enact legislation or pass resolutions concurring in the redesignation:

(iii) The redesignation would not cause, or contribute to, a concentration of any air pollutant which would exceed any maximum allowable increase permitted under the classification of any other area or any national ambient air quality standard; and

(iv) Any permit application for any major stationary source or major modification, subject to review under paragraph (l) of this section, which could receive a permit under this section only if the area in question were redesignated as Class III, and any material submitted as part of that application, were available insofar as was practicable for public inspection prior to any public hearing on redesignation of the area as Class III.

(4) Lands within the exterior boundaries of Indian Reservations may be redesignated only by the appropriate Indian Governing Body. The appropriate Indian Governing Body may submit to the Administrator a proposal to redesignate areas Class I, Class II, or Class III: *Provided*, That:

(i) The Indian Governing Body has followed procedures equivalent to those required of a State under paragraphs (g)(2), (g)(3)(iii), and (g)(3)(iv) of this section; and

(ii) Such redesignation is proposed after consultation with the State(s) in which the Indian Reservation is located and which border the Indian Reservation.

(5) The Administrator shall disapprove, within 90 days of submission, a proposed redesignation of any area only if he finds, after notice and opportunity for public hearing, that such redesignation does not meet the procedural requirements of this paragraph or is inconsistent with paragraph (e) of this section. If any such disapproval occurs, the classification of the area shall be that which was in effect prior to the redesignation which was disapproved.

(6) If the Administrator disapproves any proposed redesignation, the State or Indian Governing Body, as appropriate, may resubmit the proposal after correcting the deficiencies noted by the Administrator.

(h) *Stack heights.* (1) The degree of emission limitation required for control of any air pollutant under this section shall not be affected in any manner by—

(i) So much of the stack height of any source as exceeds good engineering practice, or

(ii) Any other dispersion technique.

(2) Paragraph (h)(1) of this section shall not apply with respect to stack heights in existence before December 31, 1970, or to dispersion techniques implemented before then.

(i) *Exemptions.* (1) The requirements of paragraphs (j) through (r) of this section shall not apply to a particular major stationary source or major modification, if;

(i) Construction commenced on the source or modification before August 7, 1977. The regulations at 40 CFR 52.21 as in effect before August 7, 1977, shall govern the review and permitting of any such source or modification; or

(ii) The source or modification was subject to the review requirements of 40 CFR 52.21(d)(1) as in effect before March 1, 1978, and the owner or operator:

(a) Obtained under 40 CFR 52.21 a final approval effective before March 1, 1978;

(b) Commenced construction before March 19, 1979; and

(c) Did not discontinue construction for a period of 18 months or more and completed construction within a reasonable time; or

(iii) The source or modification was subject to 40 CFR 52.21 as in effect before March 1, 1978, and the review of an application for approval for the stationary source or modification under 40 CFR 52.21 would have been completed by March 1, 1978, but for an extension of the public comment period pursuant to a request for such an extension. In such a case, the application shall continue to be processed, and granted or denied, under 40 CFR 52.21 as in effect prior to March 1, 1978; or

(iv) The source or modification was not subject to 40 CFR 52.21 as in effect before March 1, 1978, and the owner or operator:

(a) Obtained all final Federal, state and local preconstruction approvals or permits necessary under the applicable State Implementation Plan before March 1, 1978;

(b) Commenced construction before March 19, 1979; and

(c) Did not discontinue construction for a period of 18 months or more and completed construction within a reasonable time; or

(v) The source or modification was not subject to 40 CFR 52.21 as in effect on June 19, 1978 or under the partial stay of regulations published on February 5, 1980 (45 FR 7800), and the owner or operator:

(a) Obtained all final Federal, state and local preconstruction approvals or permits necessary under the applicable State Implementation Plan before August 7, 1980;

(b) Commenced construction within 18 months from August 7, 1980, or any earlier time required under the applicable State Implementation Plan; and

(c) Did not discontinue construction for a period of 18 months or more and completed construction within a reasonable time; or



(vi) The source or modification would be a nonprofit health or nonprofit educational institution, or a major modification would occur at such an institution, and the governor of the state in which the source or modification would be located requests that it be exempt from those requirements; or

(vii) The source or modification would be a major stationary source or major modification only if fugitive emissions, to the extent quantifiable, are considered in calculating the potential to emit of the stationary source or modification and the source does not belong to any of the following categories:

(a) Coal cleaning plants (with thermal dryers);

(b) Kraft pulp mills;

(c) Portland cement plants;

(d) Primary zinc smelters;

(e) Iron and steel mills;

(f) Primary aluminum ore reduction plants;

(g) Primary copper smelters;

(h) Municipal incinerators capable of charging more than 250 tons of refuse per day;

(i) Hydrofluoric, sulfuric, or nitric acid plants;

(j) Petroleum refineries;

(k) Lime plants;

(l) Phosphate rock processing plants;

(m) Coke oven batteries;

(n) Sulfur recovery plants;

(o) Carbon black plants (furnace process);

(p) Primary lead smelters;

(q) Fuel conversion plants;

(r) Sintering plants;

(s) Secondary metal production plants;

(t) Chemical process plants—The term chemical processing plant shall not include ethanol production facilities that produce ethanol by natural fermentation included in NAICS codes 325193 or 312140;

(u) Fossil-fuel boilers (or combination thereof) totaling more than 250 million British thermal units per hour heat input;

(v) Petroleum storage and transfer units with a total storage capacity exceeding 300,000 barrels;

(w) Taconite ore processing plants;

(x) Glass fiber processing plants;

(y) Charcoal production plants;

(z) Fossil fuel-fired steam electric plants of more than 250 million British thermal units per hour heat input;

(aa) Any other stationary source category which, as of August 7, 1980, is being regulated under section 111 or 112 of the Act; or

(viii) The source is a portable stationary source which has previously received a permit under this section, and

(a) The owner or operator proposes to relocate the source and emissions of the source at the new location would be temporary; and

(b) The emissions from the source would not exceed its allowable emissions; and

(c) The emissions from the source would impact no Class I area and no area where an applicable increment is known to be violated; and

(d) Reasonable notice is given to the Administrator prior to the relocation identifying the proposed new location and the probable duration of operation at the new location. Such notice shall be given to the Administrator not less than 10 days in advance of the proposed relocation unless a different time duration is previously approved by the Administrator.

(ix) The source or modification was not subject to §52.21, with respect to particulate matter, as in effect before July 31, 1987, and the owner or operator:

(a) Obtained all final Federal, State, and local preconstruction approvals or permits necessary under the applicable State implementation plan before July 31, 1987;

(b) Commenced construction within 18 months after July 31, 1987, or any earlier time required under the State implementation plan; and

(c) Did not discontinue construction for a period of 18 months or more and completed construction within a reasonable period of time.

(x) The source or modification was subject to 40 CFR 52.21, with respect to particulate matter, as in effect before July 31, 1987 and the owner or operator submitted an application for a permit under this section before that date, and the Administrator subsequently determines that the application as submitted was complete with respect to the particular matter requirements then in effect in the section. Instead, the requirements of paragraphs (j) through (r) of this section that were in effect before July 31, 1987 shall apply to such source or modification.

(2) The requirements of paragraphs (j) through (r) of this section shall not apply to a major stationary source or major modification with respect to a particular pollutant if the owner or operator demonstrates that, as to that pollutant, the source or modification is located in an area designated as nonattainment under section 107 of the Act. Nonattainment designations for revoked NAAQS, as contained in 40 CFR part 81, shall not be viewed as current designations under section 107 of the Act for purposes of determining the applicability of paragraphs (j) through (r) of this section to a major stationary source or major modification after the revocation of that NAAQS is effective.

(3) The requirements of paragraphs (k), (m) and (o) of this section shall not apply to a major stationary source or major modification with respect to a particular pollutant, if the allowable emissions of that pollutant from the source, or the net emissions increase of that pollutant from the modification:

(i) Would impact no Class I area and no area where an applicable increment is known to be violated, and

(ii) Would be temporary.

(4) The requirements of paragraphs (k), (m) and (o) of this section as they relate to any maximum allowable increase for a Class II area shall not apply to a major modification at a stationary source that was in existence on March 1, 1978, if the net increase in allowable emissions of each regulated NSR pollutant from the modification after the application of best available control technology would be less than 50 tons per year.

(5) The Administrator may exempt a stationary source or modification from the requirements of paragraph (m) of this section, with respect to monitoring for a particular pollutant if:

(i) The emissions increase of the pollutant from the new source or the net emissions increase of the pollutant from the modification would cause, in any area, air quality impacts less than the following amounts:

(a) Carbon monoxide—575  $\mu\text{g}/\text{m}^3$ , 8-hour average;

(b) Nitrogen dioxide—14  $\mu\text{g}/\text{m}^3$ , annual average;

(c)  $\text{PM}_{2.5}$ —0  $\mu\text{g}/\text{m}^3$ ;

(c) Note to paragraph (i)(5)(i)(c): In accordance with *Sierra Club v. EPA*, 706 F.3d 428 (DC Cir. 2013), no exemption is available with regard to  $\text{PM}_{2.5}$ .

(d)  $\text{PM}_{10}$ —10  $\mu\text{g}/\text{m}^3$ , 24-hour average;

(e) Sulfur dioxide—13  $\mu\text{g}/\text{m}^3$ , 24-hour average;

(f) Ozone;

(g) Lead—0.1  $\mu\text{g}/\text{m}^3$ , 3-month average;

(h) Fluorides—0.25  $\mu\text{g}/\text{m}^3$ , 24-hour average;

(i) Total reduced sulfur—10  $\mu\text{g}/\text{m}^3$ , 1-hour average;

(j) Hydrogen sulfide—0.2  $\mu\text{g}/\text{m}^3$ , 1-hour average;

(k) Reduced sulfur compounds—10  $\mu\text{g}/\text{m}^3$ , 1-hour average; or

NOTE TO PARAGRAPH (c)(5)(i)(f): No *de minimis* air quality level is provided for ozone. However, any net emissions increase of 100 tons per year or more of volatile organic compounds or nitrogen oxides subject to PSD would be required to perform an ambient impact analysis, including the gathering of ambient air quality data.

(ii) The concentrations of the pollutant in the area that the source or modification would affect are less than the concentrations listed in paragraph (i)(5)(i) of this section; or

(iii) The pollutant is not listed in paragraph (i)(5)(i) of this section.

(6) The requirements for best available control technology in paragraph (j) of this section and the requirements for air quality analyses in paragraph (m)(1) of this section, shall not apply to a particular stationary source or modification that was subject to 40 CFR 52.21 as in effect on June 19, 1978, if the owner or operator of the source or modification submitted an application for a permit under those regulations before August 7, 1980, and the Administrator subsequently determines that the application as submitted before that date was complete. Instead, the requirements at 40 CFR 52.21(j) and (n) as in effect on June 19, 1978 apply to any such source or modification.

(7)(i) The requirements for air quality monitoring in paragraphs (m)(1) (ii) through (iv) of this section shall not apply to a particular source or modification that was subject to 40 CFR 52.21 as in effect on June 19, 1978, if the owner or operator of the source or modification submits an application for a permit under this section on or before June 8, 1981, and the Administrator subsequently determines that the application as submitted before that date was complete with respect to the requirements of this section other than those in paragraphs (m)(1) (ii) through (iv) of this section, and with respect to the requirements for such analyses at 40 CFR 52.21(m)(2) as in effect on June 19, 1978. Instead, the latter requirements shall apply to any such source or modification.

(ii) The requirements for air quality monitoring in paragraphs (m)(1) (ii) through (iv) of this section shall not apply to a particular source or modification that was not subject to 40 CFR 52.21 as in effect on June 19, 1978, if the owner or operator of the source or modification submits an application for a permit under this section on or before June 8, 1981, and the Administrator subsequently determines that the application as submitted before that date was complete, except with respect to the requirements in paragraphs (m)(1) (ii) through (iv).

(8)(i) At the discretion of the Administrator, the requirements for air quality monitoring of PM<sub>10</sub> in paragraphs (m)(1) (i)-(iv) of this section may not apply to a particular source or modification when the owner or operator of the source or modification submits an application for a permit under this section on or before June 1, 1988 and the Administrator subsequently determines that the application as submitted before that date was complete, except with respect to the requirements for monitoring particulate matter in paragraphs (m)(1) (i)-(iv).

(ii) The requirements for air quality monitoring of PM<sub>10</sub> in paragraphs (m)(1), (ii) and (iv) and (m)(3) of this section shall apply to a particular source or modification if the owner or operator of the source or modification submits an application for a permit under this section after June 1, 1988 and no later than December 1, 1988. The data shall have been gathered over at least the period from February 1, 1988 to the date the application becomes otherwise complete in accordance with the provisions set forth under paragraph (m)(1)(viii) of this section, except that if the Administrator determines that a complete and adequate analysis can be accomplished with monitoring data over a shorter period (not to be less than 4 months), the data that paragraph (m)(1)(iii) requires shall have been gathered over a shorter period.

(9) The requirements of paragraph (k)(1)(ii) of this section shall not apply to a stationary source or modification with respect to any maximum allowable increase for nitrogen oxides if the owner or operator of the source or modification submitted an application for a permit under this section before the provisions embodying the maximum allowable increase took effect as part of the applicable implementation plan and the Administrator subsequently determined that the application as submitted before that date was complete.

(10) The requirements in paragraph (k)(1)(ii) of this section shall not apply to a stationary source or modification with respect to any maximum allowable increase for PM-10 if (i) the owner or operator of the source or modification submitted an application for a permit under this section before the provisions embodying the maximum allowable increases for PM-10 took effect in an implementation plan to which this section applies, and (ii) the Administrator subsequently determined that the application as submitted before that date was otherwise complete. Instead, the requirements in paragraph (k)(1)(ii) shall apply with respect to the maximum allowable increases for TSP as in effect on the date the application was submitted.

(11) The requirements of paragraph (k)(1) of this section shall not apply to a stationary source or modification with respect to the national ambient air quality standards for PM<sub>2.5</sub> in effect on March 18, 2013 if:

(i) The Administrator has determined a permit application subject to this section to be complete on or before December 14, 2012. Instead, the requirements in paragraph (k)(1) of this section shall apply with respect to the national ambient air quality standards for PM<sub>2.5</sub> in effect at the time the Administrator determined the permit application to be complete; or

(ii) The Administrator has first published before March 18, 2013 a public notice that a draft permit subject to this section has been prepared. Instead, the requirements in paragraph (k)(1) of this section shall apply with respect to the national ambient air quality standards for PM<sub>2.5</sub> in effect on the date the Administrator first published a public notice that a draft permit has been prepared.

(12) The requirements of paragraph (k)(1) of this section shall not apply to a permit application for a stationary source or modification with respect to the revised national ambient air quality standards for ozone published on October 26, 2015 if:

(i) The Administrator has determined the permit application subject to this section to be complete on or before October 1, 2015. Instead, the requirements in paragraph (k)(1) of this section shall apply with respect to the national ambient air quality standards for ozone in effect at the time the Administrator determined the permit application to be complete; or

(ii) The Administrator has first published before December 28, 2015 a public notice of a preliminary determination or draft permit for the permit application subject to this section. Instead, the requirements in paragraph (k)(1) of this section shall apply with respect to the national ambient air quality standards for ozone in effect on the date the Administrator first published a public notice of a preliminary determination or draft permit.

(j) *Control technology review.* (1) A major stationary source or major modification shall meet each applicable emissions limitation under the State Implementation Plan and each applicable emissions standard and standard of performance under 40 CFR parts 60 and 61.

(2) A new major stationary source shall apply best available control technology for each regulated NSR pollutant that it would have the potential to emit in significant amounts.

(3) A major modification shall apply best available control technology for each regulated NSR pollutant for which it would result in a significant net emissions increase at the source. This requirement applies to each proposed emissions unit at which a net emissions increase in the pollutant would occur as a result of a physical change or change in the method of operation in the unit.

(4) For phased construction projects, the determination of best available control technology shall be reviewed and modified as appropriate at the latest reasonable time which occurs no later than 18 months prior to commencement of construction of each independent phase of the project. At such time, the owner or operator of the applicable stationary source may be required to demonstrate the adequacy of any previous determination of best available control technology for the source.

(k) *Source impact analysis—(1) Required demonstration.* The owner or operator of the proposed source or modification shall demonstrate that allowable emission increases from the proposed source or modification, in conjunction with all other applicable emissions increases or reductions (including secondary emissions), would not cause or contribute to air pollution in violation of:

(i) Any national ambient air quality standard in any air quality control region; or

(ii) Any applicable maximum allowable increase over the baseline concentration in any area.

(2) [Reserved]

(1) *Air quality models.* (1) All estimates of ambient concentrations required under this paragraph shall be based on applicable air quality models, data bases, and other requirements specified in appendix W of part 51 of this chapter (Guideline on Air Quality Models).

(2) Where an air quality model specified in appendix W of part 51 of this chapter (Guideline on Air Quality Models) is inappropriate, the model may be modified or another model substituted. Such a modification or substitution of a model may be made on a case-by-case basis or, where appropriate, on a generic basis for a specific state program. Written approval of the Administrator must be obtained for any modification or substitution. In addition, use of a modified or substituted model must be subject to notice and opportunity for public comment under procedures developed in accordance with paragraph (q) of this section.

(m) *Air quality analysis—(1) Preapplication analysis.* (i) Any application for a permit under this section shall contain an analysis of ambient air quality in the area that the major stationary source or major modification would affect for each of the following pollutants:

(a) For the source, each pollutant that it would have the potential to omit in a significant amount;

(b) For the modification, each pollutant for which it would result in a significant net emissions increase.

(ii) With respect to any such pollutant for which no National Ambient Air Quality Standard exists, the analysis shall contain such air quality monitoring data as the Administrator determines is necessary to assess ambient air quality for that pollutant in any area that the emissions of that pollutant would affect.

(iii) With respect to any such pollutant (other than nonmethane hydrocarbons) for which such a standard does exist, the analysis shall contain continuous air quality monitoring data gathered for purposes of determining whether emissions of that pollutant would cause or contribute to a violation of the standard or any maximum allowable increase.

(iv) In general, the continuous air quality monitoring data that is required shall have been gathered over a period of at least one year and shall represent at least the year preceding receipt of the application, except that, if the Administrator determines that a complete and adequate analysis can be accomplished with monitoring data gathered over a period shorter than one year (but not to be less than four months), the data that is required shall have been gathered over at least that shorter period.

(v) For any application which becomes complete, except as to the requirements of paragraphs (m)(1) (iii) and (iv) of this section, between June 8, 1981, and February 9, 1982, the data that paragraph (m)(1)(iii) of this section, requires shall have been gathered over at least the period from February 9, 1981, to the date the application becomes otherwise complete, except that:

(a) If the source or modification would have been major for that pollutant under 40 CFR 52.21 as in effect on June 19, 1978, any monitoring data shall have been gathered over at least the period required by those regulations.

(b) If the Administrator determines that a complete and adequate analysis can be accomplished with monitoring data over a shorter period (not to be less than four months), the data that paragraph (m)(1)(iii) of this section, requires shall have been gathered over at least that shorter period.

(c) If the monitoring data would relate exclusively to ozone and would not have been required under 40 CFR 52.21 as in effect on June 19, 1978, the Administrator may waive the otherwise applicable requirements of this paragraph (v) to the extent that the applicant shows that the monitoring data would be unrepresentative of air quality over a full year.

(vi) The owner or operator of a proposed stationary source or modification of volatile organic compounds who satisfies all conditions of 40 CFR part 51 Appendix S, section IV may provide post-approval monitoring data for ozone in lieu of providing preconstruction data as required under paragraph (m)(1) of this section.

(vii) For any application that becomes complete, except as to the requirements of paragraphs (m)(1) (iii) and (iv) pertaining to PM<sub>10</sub>, after December 1, 1988 and no later than August 1, 1989 the data that paragraph (m)(1)(iii) requires shall have been gathered over at least the period from August 1, 1988 to the date the application becomes otherwise complete, except that if the Administrator determines that a complete and adequate analysis can be accomplished with monitoring data over a shorter period (not to be less than 4 months), the data that paragraph (m)(1)(iii) requires shall have been gathered over that shorter period.

(viii) With respect to any requirements for air quality monitoring of PM<sub>10</sub> under paragraphs (i)(11) (i) and (ii) of this section the owner or operator of the source or modification shall use a monitoring method approved by the Administrator and shall estimate the ambient concentrations of PM<sub>10</sub> using the data collected by such approved monitoring method in accordance with estimating procedures approved by the Administrator.

(2) Post-construction monitoring. The owner or operator of a major stationary source or major modification shall, after construction of the stationary source or modification, conduct such ambient monitoring as the Administrator determines is necessary to determine the effect emissions from the stationary source or modification may have, or are having, on air quality in any area.

(3) Operations of monitoring stations. The owner or operator of a major stationary source or major modification shall meet the requirements of Appendix B to part 58 of this chapter during the operation of monitoring stations for purposes of satisfying paragraph (m) of this section.

(n) *Source information.* The owner or operator of a proposed source or modification shall submit all information necessary to perform any analysis or make any determination required under this section.

(1) With respect to a source or modification to which paragraphs (j), (l), (n) and (p) of this section apply, such information shall include:

(i) A description of the nature, location, design capacity, and typical operating schedule of the source or modification, including specifications and drawings showing its design and plant layout;

(ii) A detailed schedule for construction of the source or modification;

(iii) A detailed description as to what system of continuous emission reduction is planned for the source or modification, emission estimates, and any other information necessary to determine that best available control technology would be applied.

(2) Upon request of the Administrator, the owner or operator shall also provide information on:

(i) The air quality impact of the source or modification, including meteorological and topographical data necessary to estimate such impact; and

(ii) The air quality impacts, and the nature and extent of any or all general commercial, residential, industrial, and other growth which has occurred since August 7, 1977, in the area the source or modification would affect.

(o) *Additional impact analyses.* (1) The owner or operator shall provide an analysis of the impairment to visibility, soils and vegetation that would occur as a result of the source or modification and general commercial, residential, industrial and other growth associated with the source or modification. The owner or operator need not provide an analysis of the impact on vegetation having no significant commercial or recreational value.

(2) The owner or operator shall provide an analysis of the air quality impact projected for the area as a result of general commercial, residential, industrial and other growth associated with the source or modification.

(3) *Visibility monitoring.* The Administrator may require monitoring of visibility in any Federal class I area near the proposed new stationary source for major modification for such purposes and by such means as the Administrator deems necessary and appropriate.

(p) *Sources impacting Federal Class I areas—additional requirements—(1) Notice to Federal land managers.* The Administrator shall provide written notice of any permit application for a proposed major stationary source or major modification, the emissions from which may affect a Class I area, to the Federal land manager and the Federal official charged with direct responsibility for management of any lands within any such area. Such notification shall include a copy of all information relevant to the permit application and shall be given within 30 days of receipt and at least 60 days prior to any public hearing on the application for a permit to construct. Such notification shall include an analysis of the proposed source's anticipated impacts on visibility in the Federal Class I area. The Administrator shall also provide the Federal land manager and such Federal officials with a copy of the preliminary determination required under paragraph (q) of this section, and shall make available to them any materials used in making that determination, promptly after the Administrator makes such determination. Finally, the Administrator shall also notify all affected Federal land managers within 30 days of receipt of any advance notification of any such permit application.

(2) *Federal Land Manager.* The Federal Land Manager and the Federal official charged with direct responsibility for management of such lands have an affirmative responsibility to protect the air quality related values (including visibility) of such lands and to consider, in consultation with the Administrator, whether a proposed source or modification will have an adverse impact on such values.

(3) *Visibility analysis.* The Administrator shall consider any analysis performed by the Federal land manager, provided within 30 days of the notification required by paragraph (p)(1) of this section, that shows that a proposed new major stationary source or major modification may have an adverse impact on visibility in any Federal Class I area. Where the Administrator finds that such an analysis does not demonstrate to the satisfaction of the Administrator that an adverse impact on visibility will result in the Federal Class I area, the Administrator must, in the notice of public hearing on the permit application, either explain his decision or give notice as to where the explanation can be obtained.

(4) *Denial—impact on air quality related values.* The Federal Land Manager of any such lands may demonstrate to the Administrator that the emissions from a proposed source or modification would have an adverse impact on the air quality-related values (including visibility) of those lands, notwithstanding that the change in air quality resulting from emissions from such source or modification would not cause or contribute to concentrations which would exceed the maximum allowable increases for a Class I area. If the Administrator concurs with such demonstration, then he shall not issue the permit.

(5) *Class I variances.* The owner or operator of a proposed source or modification may demonstrate to the Federal Land Manager that the emissions from such source or modification would have no adverse impact on the air quality related values of any such lands (including visibility), notwithstanding that the change in air quality resulting from emissions from such source or modification would cause or contribute to concentrations which would exceed the maximum allowable increases for a Class I area. If the Federal land manager concurs with such demonstration and he so certifies, the State may authorize the Administrator: *Provided*, That the applicable requirements of this section are otherwise met, to issue the permit with such emission limitations as may be necessary to assure that emissions of sulfur dioxide, PM<sub>2.5</sub>, PM<sub>10</sub>, and nitrogen oxides would not exceed the following maximum allowable increases over minor source baseline concentration for such pollutants:

<b>Pollutant</b>	<b>Maximum allowable increase (micrograms per cubic meter)</b>
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PM <sub>2.5</sub> :	
Annual arithmetic mean	4
24-hr maximum	9
PM <sub>10</sub> :	
Annual arithmetic mean	17
24-hr maximum	30
Sulfur dioxide:	
Annual arithmetic mean	20
24-hr maximum	91
3-hr maximum	325
Nitrogen dioxide:	
Annual arithmetic mean	25

(6) *Sulfur dioxide variance by Governor with Federal Land Manager's concurrence.* The owner or operator of a proposed source or modification which cannot be approved under paragraph (q)(4) of this section may demonstrate to the Governor that the source cannot be constructed by reason of any maximum allowable increase for sulfur dioxide for a period of twenty-four hours or less applicable to any Class I area and, in the case of Federal mandatory Class I areas, that a variance under this clause would not adversely affect the air quality related values of the area (including visibility). The Governor, after consideration of the Federal Land Manager's recommendation (if any) and subject to his concurrence, may, after notice and public hearing, grant a variance from such maximum allowable increase. If such variance is granted, the Administrator shall issue a permit to such source or modification pursuant to the requirements of paragraph (q)(7) of this section: *Provided*, That the applicable requirements of this section are otherwise met.

(7) *Variance by the Governor with the President's concurrence.* In any case where the Governor recommends a variance in which the Federal Land Manager does not concur, the recommendations of the Governor and the Federal Land Manager shall be transmitted to the President. The President may approve the Governor's recommendation if he finds that the variance is in the national interest. If the variance is approved, the Administrator shall issue a permit pursuant to the requirements of paragraph (q)(7) of this section: *Provided*, That the applicable requirements of this section are otherwise met.

(8) *Emission limitations for Presidential or gubernatorial variance.* In the case of a permit issued pursuant to paragraph (q) (5) or (6) of this section the source or modification shall comply with such emission limitations as may be necessary to assure that emissions of sulfur dioxide from the source or modification would not (during any day on which the otherwise applicable maximum allowable increases are exceeded) cause or contribute to concentrations which would exceed the following maximum allowable increases over the baseline concentration and to assure that such emissions would not cause or contribute to concentrations which exceed the otherwise applicable maximum allowable increases for periods of exposure of 24 hours or less for more than 18 days, not necessarily consecutive, during any annual period:

**MAXIMUM ALLOWABLE INCREASE**

[Micrograms per cubic meter]

Period of exposure	Terrain areas	
	Low	High
24-hr maximum	36	62
3-hr maximum	130	221

(q) *Public participation.* The administrator shall follow the applicable procedures of 40 CFR part 124 in processing applications under this section.

(r) *Source obligation.* (1) Any owner or operator who constructs or operates a source or modification not in accordance with the application submitted pursuant to this section or with the terms of any approval to construct, or any owner or operator of a source or modification subject to this section who commences construction after the effective date of these regulations without applying for and receiving approval hereunder, shall be subject to appropriate enforcement action.

(2) Approval to construct shall become invalid if construction is not commenced within 18 months after receipt of such approval, if construction is discontinued for a period of 18 months or more, or if construction is not completed within a reasonable time. The Administrator may extend the 18-month period upon a satisfactory showing that an extension is justified. This provision does not apply to the time period between construction of the approved phases of a phased construction project; each phase must commence construction within 18 months of the projected and approved commencement date.

(3) Approval to construct shall not relieve any owner or operator of the responsibility to comply fully with applicable provisions of the State implementation plan and any other requirements under local, State, or Federal law.

(4) At such time that a particular source or modification becomes a major stationary source or major modification solely by virtue of a relaxation in any enforceable limitation which was established after August 7, 1980, on the capacity of the source or modification otherwise to emit a pollutant, such as a restriction on hours of operation, then the requirements or paragraphs (j) through (s) of this section shall apply to the source or modification as though construction had not yet commenced on the source or modification.

(5) [Reserved]

(6) Except as otherwise provided in paragraph (r)(6)(vi)(b) of this section, the provisions of this paragraph (r)(6) apply with respect to any regulated NSR pollutant emitted from projects at existing emissions units at a major stationary source (other than projects at a source with a PAL) in circumstances where there is a reasonable possibility, within the meaning of paragraph (r)(6)(vi) of this section, that a project that is not a part of a major modification may result in a significant emissions increase of such pollutant, and the owner or operator elects to use the method specified in paragraphs (b)(41)(ii)(a) through (c) of this section for calculating projected actual emissions.

(i) Before beginning actual construction of the project, the owner or operator shall document and maintain a record of the following information:

(a) A description of the project;

(b) Identification of the emissions unit(s) whose emissions of a regulated NSR pollutant could be affected by the project; and

(c) A description of the applicability test used to determine that the project is not a major modification for any regulated NSR pollutant, including the baseline actual emissions, the projected actual emissions, the amount of

emissions excluded under paragraph (b)(41)(ii)(c) of this section and an explanation for why such amount was excluded, and any netting calculations, if applicable.

(ii) If the emissions unit is an existing electric utility steam generating unit, before beginning actual construction, the owner or operator shall provide a copy of the information set out in paragraph (r)(6)(i) of this section to the Administrator. Nothing in this paragraph (r)(6)(ii) shall be construed to require the owner or operator of such a unit to obtain any determination from the Administrator before beginning actual construction.

(iii) The owner or operator shall monitor the emissions of any regulated NSR pollutant that could increase as a result of the project and that is emitted by any emissions unit identified in paragraph (r)(6)(i)(b) of this section; and calculate and maintain a record of the annual emissions, in tons per year on a calendar year basis, for a period of 5 years following resumption of regular operations after the change, or for a period of 10 years following resumption of regular operations after the change if the project increases the design capacity or potential to emit that regulated NSR pollutant at such emissions unit.

(iv) If the unit is an existing electric utility steam generating unit, the owner or operator shall submit a report to the Administrator within 60 days after the end of each year during which records must be generated under paragraph (r)(6)(iii) of this section setting out the unit's annual emissions during the calendar year that preceded submission of the report.

(v) If the unit is an existing unit other than an electric utility steam generating unit, the owner or operator shall submit a report to the Administrator if the annual emissions, in tons per year, from the project identified in paragraph (r)(6)(i) of this section, exceed the baseline actual emissions (as documented and maintained pursuant to paragraph (r)(6)(i)(c) of this section), by a significant amount (as defined in paragraph (b)(23) of this section) for that regulated NSR pollutant, and if such emissions differ from the preconstruction projection as documented and maintained pursuant to paragraph (r)(6)(i)(c) of this section. Such report shall be submitted to the Administrator within 60 days after the end of such year. The report shall contain the following:

(a) The name, address and telephone number of the major stationary source;

(b) The annual emissions as calculated pursuant to paragraph (r)(6)(iii) of this section; and

(c) Any other information that the owner or operator wishes to include in the report (e.g., an explanation as to why the emissions differ from the preconstruction projection).

(vi) A "reasonable possibility" under paragraph (r)(6) of this section occurs when the owner or operator calculates the project to result in either:

(a) A projected actual emissions increase of at least 50 percent of the amount that is a "significant emissions increase," as defined under paragraph (b)(40) of this section (without reference to the amount that is a significant net emissions increase), for the regulated NSR pollutant; or

(b) A projected actual emissions increase that, added to the amount of emissions excluded under paragraph (b)(41)(ii)(c) of this section, sums to at least 50 percent of the amount that is a "significant emissions increase," as defined under paragraph (b)(40) of this section (without reference to the amount that is a significant net emissions increase), for the regulated NSR pollutant. For a project for which a reasonable possibility occurs only within the meaning of paragraph (r)(6)(vi)(b) of this section, and not also within the meaning of paragraph (r)(6)(vi)(a) of this section, then provisions (r)(6)(ii) through (v) do not apply to the project.

(7) The owner or operator of the source shall make the information required to be documented and maintained pursuant to paragraph (r)(6) of this section available for review upon a request for inspection by the Administrator or the general public pursuant to the requirements contained in §70.4(b)(3)(viii) of this chapter.

(s) *Environmental impact statements.* Whenever any proposed source or modification is subject to action by a Federal Agency which might necessitate preparation of an environmental impact statement pursuant to the National Environmental Policy Act (42 U.S.C. 4321), review by the Administrator conducted pursuant to this section shall be coordinated with the broad environmental reviews under that Act and under section 309 of the Clean Air Act to the maximum extent feasible and reasonable.

(t) *Disputed permits or redesignations.* If any State affected by the redesignation of an area by an Indian Governing Body, or any Indian Governing Body of a tribe affected by the redesignation of an area by a State, disagrees with such redesignation, or if a permit is proposed to be issued for any major stationary source or major modification proposed for construction in any State which the Governor of an affected State or Indian Governing Body of an affected tribe determines will cause or contribute to a cumulative change in air quality in excess of that allowed in this part within the affected State or Indian Reservation, the Governor or Indian Governing Body may request the Administrator to enter into negotiations with the parties involved to resolve such dispute. If requested by any State or Indian Governing Body involved, the Administrator shall make a recommendation to resolve the dispute and protect the air quality related values of the lands involved. If the parties involved do not reach agreement, the Administrator shall resolve the dispute and his determination, or the results of agreements reached through other means, shall become part of the applicable State implementation plan and shall be enforceable as part of such plan. In resolving such disputes relating to area redesignation, the Administrator shall consider the extent to which the lands involved are of sufficient size to allow effective air quality management or have air quality related values of such an area.

(u) *Delegation of authority.* (1) The Administrator shall have the authority to delegate his responsibility for conducting source review pursuant to this section, in accordance with paragraph (u)(2) of this section.

(2) Where the Administrator delegates the responsibility for conducting source review under this section to any agency other than a Regional Office of the Environmental Protection Agency, the following provisions shall apply:

(i) Where the delegate agency is not an air pollution control agency, it shall consult with the appropriate state, tribe, and local air pollution control agency prior to making any determination under this section. Similarly, where the delegate agency does not have continuing responsibility for managing land use, it shall consult with the appropriate state, tribe, and local agency primarily responsible for managing land use prior to making any determination under this section.

(ii) The delegate agency shall send a copy of any public comment notice required under paragraph (r) of this section to the Administrator through the appropriate Regional Office.

(3) In the case of a source or modification which proposes to construct in a class III area, emissions from which would cause or contribute to air quality exceeding the maximum allowable increase applicable if the area were designated a class II area, and where no standard under section 111 of the act has been promulgated for such source category, the Administrator must approve the determination of best available control technology as set forth in the permit.

(v) *Innovative control technology.* (1) An owner or operator of a proposed major stationary source or major modification may request the Administrator in writing no later than the close of the comment period under 40 CFR 124.10 to approve a system of innovative control technology.

(2) The Administrator shall, with the consent of the governor(s) of the affected state(s), determine that the source or modification may employ a system of innovative control technology, if:

(i) The proposed control system would not cause or contribute to an unreasonable risk to public health, welfare, or safety in its operation or function;

(ii) The owner or operator agrees to achieve a level of continuous emissions reduction equivalent to that which would have been required under paragraph (j)(2) of this section, by a date specified by the Administrator. Such date shall not be later than 4 years from the time of startup or 7 years from permit issuance;

(iii) The source or modification would meet the requirements of paragraphs (j) and (k) of this section, based on the emissions rate that the stationary source employing the system of innovative control technology would be required to meet on the date specified by the Administrator;

(iv) The source or modification would not before the date specified by the Administrator:

(a) Cause or contribute to a violation of an applicable national ambient air quality standard; or

(b) Impact any area where an applicable increment is known to be violated; and

(v) All other applicable requirements including those for public participation have been met.

(vi) The provisions of paragraph (p) of this section (relating to Class I areas) have been satisfied with respect to all periods during the life of the source or modification.

(3) The Administrator shall withdraw any approval to employ a system of innovative control technology made under this section, if:

(i) The proposed system fails by the specified date to achieve the required continuous emissions reduction rate; or

(ii) The proposed system fails before the specified date so as to contribute to an unreasonable risk to public health, welfare, or safety; or

(iii) The Administrator decides at any time that the proposed system is unlikely to achieve the required level of control or to protect the public health, welfare, or safety.

(4) If a source or modification fails to meet the required level of continuous emission reduction within the specified time period or the approval is withdrawn in accordance with paragraph (v)(3) of this section, the Administrator may allow the source or modification up to an additional 3 years to meet the requirement for the application of best available control technology through use of a demonstrated system of control.

(w) *Permit rescission.* (1) Any permit issued under this section or a prior version of this section shall remain in effect, unless and until it expires under paragraph (r) of this section or is rescinded under this paragraph (w).

(2) An owner or operator of a stationary source or modification who holds a permit issued under this section for the construction of a new source or modification that meets the requirement in paragraph (w)(3) of this section may request that the Administrator rescind the permit or a particular portion of the permit.

(3) The Administrator may grant an application for rescission if the application shows that this section would not apply to the source or modification.

(4) If the Administrator rescinds a permit under this paragraph, the Administrator shall post a notice of the rescission determination on a public Web site identified by the Administrator within 60 days of the rescission.

(x)-(z) [Reserved]

(aa) *Actuals PALs.* The provisions in paragraphs (aa)(1) through (15) of this section govern actuals PALs.

(1) *Applicability.* (i) The Administrator may approve the use of an actuals PAL, including for GHGs on either a mass basis or a CO<sub>2</sub>e basis, for any existing major stationary source or any existing GHG-only source if the PAL meets the requirements in paragraphs (aa)(1) through (15) of this section. The term “PAL” shall mean “actuals PAL” throughout paragraph (aa) of this section.

(ii) Any physical change in or change in the method of operation of a major stationary source or a GHG-only source that maintains its total source-wide emissions below the PAL level, meets the requirements in paragraphs (aa)(1) through (15) of this section, and complies with the PAL permit:

(a) Is not a major modification for the PAL pollutant;

(b) Does not have to be approved through the PSD program;

(c) Is not subject to the provisions in paragraph (r)(4) of this section (restrictions on relaxing enforceable emission limitations that the major stationary source used to avoid applicability of the major NSR program); and

(d) Does not make GHGs subject to regulation as defined by paragraph (b)(49) of this section.

(iii) Except as provided under paragraph (aa)(1)(ii)(c) of this section, a major stationary source or a GHG-only source shall continue to comply with all applicable Federal or State requirements, emission limitations, and work practice requirements that were established prior to the effective date of the PAL.

(2) *Definitions.* For the purposes of this section, the definitions in paragraphs (aa)(2)(i) through (xi) of this section apply. When a term is not defined in these paragraphs, it shall have the meaning given in paragraph (b) of this section or in the Act.

(i) *Actuals PAL* for a major stationary source means a PAL based on the baseline actual emissions (as defined in paragraph (b)(48) of this section) of all emissions units (as defined in paragraph (b)(7) of this section) at the source, that emit or have the potential to emit the PAL pollutant. For a GHG-only source, *actuals PAL* means a PAL based on the baseline actual emissions (as defined in paragraph (aa)(2)(xiii) of this section) of all emissions units (as defined in paragraph (aa)(2)(xiv) of this section) at the source, that emit or have the potential to emit GHGs.

(ii) *Allowable emissions* means “allowable emissions” as defined in paragraph (b)(16) of this section, except as this definition is modified according to paragraphs (aa)(2)(ii)(a) and (b) of this section.

(a) The allowable emissions for any emissions unit shall be calculated considering any emission limitations that are enforceable as a practical matter on the emissions unit's potential to emit.

(b) An emissions unit's potential to emit shall be determined using the definition in paragraph (b)(4) of this section, except that the words “or enforceable as a practical matter” should be added after “federally enforceable.”

(iii) *Small emissions unit* means an emissions unit that emits or has the potential to emit the PAL pollutant in an amount less than the significant level for that PAL pollutant, as defined in paragraph (b)(23) of this section or in the Act, whichever is lower. For a GHG PAL issued on a CO<sub>2</sub>e basis, *small emissions unit* means an emissions unit that emits or has the potential to emit less than the amount of GHGs on a CO<sub>2</sub>e basis defined as “significant” for the purposes of paragraph (b)(49)(iii) of this section at the time the PAL permit is being issued.

(iv) *Major emissions unit* means:

(a) Any emissions unit that emits or has the potential to emit 100 tons per year or more of the PAL pollutant in an attainment area; or

(b) Any emissions unit that emits or has the potential to emit the PAL pollutant in an amount that is equal to or greater than the major source threshold for the PAL pollutant as defined by the Act for nonattainment areas. For example, in accordance with the definition of major stationary source in section 182(c) of the Act, an emissions unit would be a major emissions unit for VOC if the emissions unit is located in a serious ozone nonattainment area and it emits or has the potential to emit 50 or more tons of VOC per year.

(c) For a GHG PAL issued on a CO<sub>2</sub>e basis, any emissions unit that emits or has the potential to emit equal to or greater than the amount of GHGs on a CO<sub>2</sub>e basis that would be sufficient for a new source to trigger permitting requirements under paragraph (b)(49) of this section at the time the PAL permit is being issued.

(v) *Plantwide applicability limitation (PAL)* means an emission limitation expressed on a mass basis in tons per year, or expressed in tons per year CO<sub>2</sub>e for a CO<sub>2</sub>e-based GHG emission limitation, for a pollutant at a major stationary source or GHG-only source, that is enforceable as a practical matter and established source-wide in accordance with paragraphs (aa)(1) through (15) of this section.

(vi) *PAL effective date* generally means the date of issuance of the PAL permit. However, the PAL effective date for an increased PAL is the date any emissions unit that is part of the PAL major modification becomes operational and begins to emit the PAL pollutant.

(vii) *PAL effective period* means the period beginning with the PAL effective date and ending 10 years later.

(viii) *PAL major modification* means, notwithstanding paragraphs (b)(2), (b)(3), and (b)(49) of this section (the definitions for major modification, net emissions increase, and subject to regulation), any physical change in or change in the method of operation of the PAL source that causes it to emit the PAL pollutant at a level equal to or greater than the PAL.

(ix) *PAL permit* means the major NSR permit, the minor NSR permit, or the State operating permit under a program that is approved into the State Implementation Plan, or the title V permit issued by the Administrator that establishes a PAL for a major stationary source or a GHG-only source.

(x) *PAL pollutant* means the pollutant for which a PAL is established at a major stationary source or a GHG-only source. For a GHG-only source, the only available PAL pollutant is greenhouse gases.

(xi) *Significant emissions unit* means an emissions unit that emits or has the potential to emit a PAL pollutant in an amount that is equal to or greater than the significant level (as defined in paragraph (b)(23) of this section or in the Act, whichever is lower) for that PAL pollutant, but less than the amount that would qualify the unit as a major emissions unit as defined in paragraph (aa)(2)(iv) of this section. For a GHG PAL issued on a CO<sub>2</sub>e basis, *significant emissions unit* means any emissions unit that emits or has the potential to emit GHGs on a CO<sub>2</sub>e basis in amounts equal to or greater than the amount that would qualify the unit as small emissions unit as defined in paragraph (aa)(2)(iii) of this section, but less than the amount that would qualify the unit as a major emissions unit as defined in paragraph (aa)(2)(iv)(c) of this section.

(xii) *GHG-only source* means any existing stationary source that emits or has the potential to emit GHGs in the amount equal to or greater than the amount of GHGs on a mass basis that would be sufficient for a new source to trigger permitting requirements for GHGs under paragraph (b)(1) of this section and the amount of GHGs on a CO<sub>2</sub>e basis that would be sufficient for a new source to trigger permitting requirements for GHGs under paragraph (b)(49) of this section at the time the PAL permit is being issued, but does not emit or have the potential to emit any other non-GHG regulated NSR pollutant at or above the applicable major source threshold. A GHG-only source may only obtain a PAL for GHG emissions under paragraph (aa) of this section.

(xiii) *Baseline actual emissions* for a GHG PAL means the average rate, in tons per year CO<sub>2</sub>e or tons per year GHG, as applicable, at which the emissions unit actually emitted GHGs during any consecutive 24-month period selected by the owner or operator within the 10-year period immediately preceding either the date the owner or operator begins actual construction of the project, or the date a complete permit application is received by the

Administrator for a permit required under this section or by the permitting authority for a permit required by a plan, whichever is earlier. For any existing electric utility steam generating unit, *baseline actual emissions* for a GHG PAL means the average rate, in tons per year CO<sub>2</sub>e or tons per year GHG, as applicable, at which the emissions unit actually emitted the GHGs during any consecutive 24-month period selected by the owner or operator within the 5-year period immediately preceding either the date the owner or operator begins actual construction of the project, except that the Administrator shall allow the use of a different time period upon a determination that it is more representative of normal source operation.

(a) The average rate shall include fugitive emissions to the extent quantifiable, and emissions associated with startups, shutdowns, and malfunctions.

(b) The average rate shall be adjusted downward to exclude any non-compliant emissions that occurred while the source was operating above an emission limitation that was legally enforceable during the consecutive 24-month period.

(c) The average rate shall be adjusted downward to exclude any emissions that would have exceeded an emission limitation with which the stationary source must currently comply, had such stationary source been required to comply with such limitations during the consecutive 24-month period.

(d) The average rate shall not be based on any consecutive 24-month period for which there is inadequate information for determining annual GHG emissions and for adjusting this amount if required by paragraphs (aa)(2)(xiii)(b) and (c) of this section.

(xiv) *Emissions unit* with respect to GHGs means any part of a stationary source that emits or has the potential to emit GHGs. For purposes of this section, there are two types of emissions units as described in the following:

(a) A new emissions unit is any emissions unit that is (or will be) newly constructed and that has existed for less than 2 years from the date such emissions unit first operated.

(b) An existing emissions unit is any emissions unit that does not meet the requirements in paragraph (aa)(2)(xiv)(a) of this section.

(xv) *Minor source* means any stationary source that does not meet the definition of major stationary source in paragraph (b)(1) of this section for any pollutant at the time the PAL is issued.

(3) *Permit application requirements.* As part of a permit application requesting a PAL, the owner or operator of a major stationary source or a GHG-only source shall submit the following information to the Administrator for approval:

(i) A list of all emissions units at the source designated as small, significant or major based on their potential to emit. In addition, the owner or operator of the source shall indicate which, if any, Federal or State applicable requirements, emission limitations, or work practices apply to each unit.

(ii) Calculations of the baseline actual emissions (with supporting documentation). Baseline actual emissions are to include emissions associated not only with operation of the unit, but also emissions associated with startup, shutdown, and malfunction.

(iii) The calculation procedures that the major stationary source owner or operator proposes to use to convert the monitoring system data to monthly emissions and annual emissions based on a 12-month rolling total for each month as required by paragraph (aa)(13)(i) of this section.

(iv) As part of a permit application requesting a GHG PAL, the owner or operator of a major stationary source or a GHG-only source shall submit a statement by the source owner or operator that clarifies whether the source is



an existing major source as defined in paragraph (b)(1)(i)(a) and (b) of this section or a GHG-only source as defined in paragraph (aa)(2)(xii) of this section.

(4) *General requirements for establishing PALs.* (i) The Administrator is allowed to establish a PAL at a major stationary source or a GHG-only source, provided that at a minimum, the requirements in paragraphs (aa)(4)(i)(a) through (g) of this section are met.

(a) The PAL shall impose an annual emission limitation expressed on a mass basis in tons per year, or expressed in tons per year CO<sub>2</sub>e, that is enforceable as a practical matter, for the entire major stationary source or GHG-only source. For each month during the PAL effective period after the first 12 months of establishing a PAL, the major stationary source or GHG-only source owner or operator shall show that the sum of the monthly emissions from each emissions unit under the PAL for the previous 12 consecutive months is less than the PAL (a 12-month average, rolled monthly). For each month during the first 11 months from the PAL effective date, the major stationary source or GHG-only source owner or operator shall show that the sum of the preceding monthly emissions from the PAL effective date for each emissions unit under the PAL is less than the PAL.

(b) The PAL shall be established in a PAL permit that meets the public participation requirements in paragraph (aa)(5) of this section.

(c) The PAL permit shall contain all the requirements of paragraph (aa)(7) of this section.

(d) The PAL shall include fugitive emissions, to the extent quantifiable, from all emissions units that emit or have the potential to emit the PAL pollutant at the major stationary source or GHG-only source.

(e) Each PAL shall regulate emissions of only one pollutant.

(f) Each PAL shall have a PAL effective period of 10 years.

(g) The owner or operator of the major stationary source or GHG-only source with a PAL shall comply with the monitoring, recordkeeping, and reporting requirements provided in paragraphs (aa)(12) through (14) of this section for each emissions unit under the PAL through the PAL effective period.

(ii) At no time (during or after the PAL effective period) are emissions reductions of a PAL pollutant that occur during the PAL effective period creditable as decreases for purposes of offsets under §51.165(a)(3)(ii) of this chapter unless the level of the PAL is reduced by the amount of such emissions reductions and such reductions would be creditable in the absence of the PAL.

(5) *Public participation requirements for PALs.* PALs for existing major stationary sources or GHG-only sources shall be established, renewed, or increased through a procedure that is consistent with §§51.160 and 51.161 of this chapter. This includes the requirement that the Administrator provide the public with notice of the proposed approval of a PAL permit and at least a 30-day period for submittal of public comment. The Administrator must address all material comments before taking final action on the permit.

(6) *Setting the 10-year actuals PAL level.* (i) Except as provided in paragraph (aa)(6)(ii) and (iii) of this section, the plan shall provide that the actuals PAL level for a major stationary source or a GHG-only source shall be established as the sum of the baseline actual emissions (as defined in paragraph (b)(48) of this section or, for GHGs, paragraph (aa)(2)(xiii) of this section) of the PAL pollutant for each emissions unit at the source; plus an amount equal to the applicable significant level for the PAL pollutant under paragraph (b)(23) of this section or under the Act, whichever is lower. When establishing the actuals PAL level, for a PAL pollutant, only one consecutive 24-month period must be used to determine the baseline actual emissions for all existing emissions units. However, a different consecutive 24-month period may be used for each different PAL pollutant. Emissions associated with units that were permanently shut down after this 24-month period must be subtracted from the PAL level. The reviewing authority shall specify a reduced PAL level(s) (in tons/yr) in the PAL permit to become effective on the

future compliance date(s) of any applicable Federal or State regulatory requirement(s) that the reviewing authority is aware of prior to issuance of the PAL permit. For instance, if the source owner or operator will be required to reduce emissions from industrial boilers in half from baseline emissions of 60 ppm NO<sub>x</sub> to a new rule limit of 30 ppm, then the permit shall contain a future effective PAL level that is equal to the current PAL level reduced by half of the original baseline emissions of such unit(s).

(ii) For newly constructed units (which do not include modifications to existing units) on which actual construction began after the 24-month period, in lieu of adding the baseline actual emissions as specified in paragraph (aa)(6)(i) of this section, the emissions must be added to the PAL level in an amount equal to the potential to emit of the units.

(iii) For CO<sub>2</sub>e based GHG PAL, the actuals PAL level shall be established as the sum of the GHGs baseline actual emissions (as defined in paragraph (aa)(2)(xiii) of this section) of GHGs for each emissions unit at the source, plus an amount equal to the amount defined as “significant” on a CO<sub>2</sub>e basis for the purposes of paragraph (b)(49)(iii) at the time the PAL permit is being issued. When establishing the actuals PAL level for a CO<sub>2</sub>e-based PAL, only one consecutive 24-month period must be used to determine the baseline actual emissions for all existing emissions units. Emissions associated with units that were permanently shut down after this 24-month period must be subtracted from the PAL level. The reviewing authority shall specify a reduced PAL level (in tons per year CO<sub>2</sub>e) in the PAL permit to become effective on the future compliance date(s) of any applicable Federal or state regulatory requirement(s) that the reviewing authority is aware of prior to issuance of the PAL permit.

(7) *Contents of the PAL permit.* The PAL permit must contain, at a minimum, the information in paragraphs (aa)(7)(i) through (xi) of this section.

(i) The PAL pollutant and the applicable source-wide emission limitation in tons per year or tons per year CO<sub>2</sub>e.

(ii) The PAL permit effective date and the expiration date of the PAL (PAL effective period).

(iii) Specification in the PAL permit that if a major stationary source or a GHG-only source owner or operator applies to renew a PAL in accordance with paragraph (aa)(10) of this section before the end of the PAL effective period, then the PAL shall not expire at the end of the PAL effective period. It shall remain in effect until a revised PAL permit is issued by a reviewing authority.

(iv) A requirement that emission calculations for compliance purposes must include emissions from startups, shutdowns, and malfunctions.

(v) A requirement that, once the PAL expires, the major stationary source or GHG-only source is subject to the requirements of paragraph (aa)(9) of this section.

(vi) The calculation procedures that the major stationary source or GHG-only source owner or operator shall use to convert the monitoring system data to monthly emissions and annual emissions based on a 12-month rolling total as required by paragraph (aa)(13)(i) of this section.

(vii) A requirement that the major stationary source or GHG-only source owner or operator monitor all emissions units in accordance with the provisions under paragraph (aa)(12) of this section.

(viii) A requirement to retain the records required under paragraph (aa)(13) of this section on site. Such records may be retained in an electronic format.

(ix) A requirement to submit the reports required under paragraph (aa)(14) of this section by the required deadlines.

(x) Any other requirements that the Administrator deems necessary to implement and enforce the PAL.

(xi) A permit for a GHG PAL issued to a GHG-only source shall also include a statement denoting that GHG emissions at the source will not be subject to regulation under paragraph (b)(49) of this section as long as the source complies with the PAL.

(8) *PAL effective period and reopening of the PAL permit.* The requirements in paragraphs (aa)(8)(i) and (ii) of this section apply to actuals PALs.

(i) *PAL effective period.* The Administrator shall specify a PAL effective period of 10 years.

(ii) *Reopening of the PAL permit.* (a) During the PAL effective period, the Administrator must reopen the PAL permit to:

(1) Correct typographical/calculation errors made in setting the PAL or reflect a more accurate determination of emissions used to establish the PAL;

(2) Reduce the PAL if the owner or operator of the major stationary source creates creditable emissions reductions for use as offsets under §51.165(a)(3)(ii) of this chapter; and

(3) Revise the PAL to reflect an increase in the PAL as provided under paragraph (aa)(11) of this section.

(b) The Administrator shall have discretion to reopen the PAL permit for the following:

(1) Reduce the PAL to reflect newly applicable Federal requirements (for example, NSPS) with compliance dates after the PAL effective date;

(2) Reduce the PAL consistent with any other requirement, that is enforceable as a practical matter, and that the State may impose on the major stationary source or GHG-only source under the State Implementation Plan; and

(3) Reduce the PAL if the reviewing authority determines that a reduction is necessary to avoid causing or contributing to a NAAQS or PSD increment violation, or to an adverse impact on an air quality related value that has been identified for a Federal Class I area by a Federal Land Manager and for which information is available to the general public.

(c) Except for the permit reopening in paragraph (aa)(8)(ii)(a)(1) of this section for the correction of typographical/calculation errors that do not increase the PAL level, all other reopenings shall be carried out in accordance with the public participation requirements of paragraph (aa)(5) of this section.

(9) *Expiration of a PAL.* Any PAL that is not renewed in accordance with the procedures in paragraph (aa)(10) of this section shall expire at the end of the PAL effective period, and the requirements in paragraphs (aa)(9)(i) through (v) of this section shall apply.

(i) Each emissions unit (or each group of emissions units) that existed under the PAL shall comply with an allowable emission limitation under a revised permit established according to the procedures in paragraphs (aa)(9)(i)(a) and (b) of this section.

(a) Within the time frame specified for PAL renewals in paragraph (aa)(10)(ii) of this section, the major stationary source or GHG-only source shall submit a proposed allowable emission limitation for each emissions unit (or each group of emissions units, if such a distribution is more appropriate as decided by the Administrator) by distributing the PAL allowable emissions for the major stationary source or GHG-only source among each of the emissions units that existed under the PAL. If the PAL had not yet been adjusted for an applicable requirement that

became effective during the PAL effective period, as required under paragraph (aa)(10)(v) of this section, such distribution shall be made as if the PAL had been adjusted.

(b) The Administrator shall decide whether and how the PAL allowable emissions will be distributed and issue a revised permit incorporating allowable limits for each emissions unit, or each group of emissions units, as the Administrator determines is appropriate.

(ii) Each emissions unit(s) shall comply with the allowable emission limitation on a 12-month rolling basis. The Administrator may approve the use of monitoring systems (source testing, emission factors, etc.) other than CEMS, CERMS, PEMS, or CPMS to demonstrate compliance with the allowable emission limitation.

(iii) Until the Administrator issues the revised permit incorporating allowable limits for each emissions unit, or each group of emissions units, as required under paragraph (aa)(9)(i)(b) of this section, the source shall continue to comply with a source-wide, multi-unit emissions cap equivalent to the level of the PAL emission limitation.

(iv) Any physical change or change in the method of operation at the major stationary source or GHG-only source will be subject to major NSR requirements if such change meets the definition of major modification in paragraph (b)(2) of this section.

(v) The major stationary source or GHG-only source owner or operator shall continue to comply with any State or Federal applicable requirements (BACT, RACT, NSPS, etc.) that may have applied either during the PAL effective period or prior to the PAL effective period except for those emission limitations that had been established pursuant to paragraph (r)(4) of this section, but were eliminated by the PAL in accordance with the provisions in paragraph (aa)(1)(ii)(c) of this section.

(10) *Renewal of a PAL.* (i) The Administrator shall follow the procedures specified in paragraph (aa)(5) of this section in approving any request to renew a PAL for a major stationary source or a GHG-only source, and shall provide both the proposed PAL level and a written rationale for the proposed PAL level to the public for review and comment. During such public review, any person may propose a PAL level for the source for consideration by the Administrator.

(ii) *Application deadline.* A major stationary source or GHG-only source owner or operator shall submit a timely application to the Administrator to request renewal of a PAL. A timely application is one that is submitted at least 6 months prior to, but not earlier than 18 months from, the date of permit expiration. This deadline for application submittal is to ensure that the permit will not expire before the permit is renewed. If the owner or operator of a major stationary source or GHG-only source submits a complete application to renew the PAL within this time period, then the PAL shall continue to be effective until the revised permit with the renewed PAL is issued.

(iii) *Application requirements.* The application to renew a PAL permit shall contain the information required in paragraphs (aa)(10)(iii)(a) through (d) of this section.

(a) The information required in paragraphs (aa)(3)(i) through (iii) of this section.

(b) A proposed PAL level.

(c) The sum of the potential to emit of all emissions units under the PAL (with supporting documentation).

(d) Any other information the owner or operator wishes the Administrator to consider in determining the appropriate level for renewing the PAL.

(iv) *PAL adjustment.* In determining whether and how to adjust the PAL, the Administrator shall consider the options outlined in paragraphs (aa)(10)(iv)(a) and (b) of this section. However, in no case may any such adjustment fail to comply with paragraph (aa)(10)(iv)(c) of this section.

(a) If the emissions level calculated in accordance with paragraph (aa)(6) of this section is equal to or greater than 80 percent of the PAL level, the Administrator may renew the PAL at the same level without considering the factors set forth in paragraph (aa)(10)(iv)(b) of this section; or

(b) The Administrator may set the PAL at a level that he or she determines to be more representative of the source's baseline actual emissions, or that he or she determines to be more appropriate considering air quality needs, advances in control technology, anticipated economic growth in the area, desire to reward or encourage the source's voluntary emissions reductions, or other factors as specifically identified by the Administrator in his or her written rationale.

(c) Notwithstanding paragraphs (aa)(10)(iv)(a) and (b) of this section:

(1) If the potential to emit of the major stationary source or GHG-only source is less than the PAL, the Administrator shall adjust the PAL to a level no greater than the potential to emit of the source; and

(2) The Administrator shall not approve a renewed PAL level higher than the current PAL, unless the major stationary source or GHG-only source has complied with the provisions of paragraph (aa)(11) of this section (increasing a PAL).

(v) If the compliance date for a State or Federal requirement that applies to the PAL source occurs during the PAL effective period, and if the Administrator has not already adjusted for such requirement, the PAL shall be adjusted at the time of PAL permit renewal or title V permit renewal, whichever occurs first.

(11) *Increasing a PAL during the PAL effective period.* (i) The Administrator may increase a PAL emission limitation only if the major stationary source or GHG-only source complies with the provisions in paragraphs (aa)(11)(i)(a) through (d) of this section.

(a) The owner or operator of the major stationary source or GHG-only source shall submit a complete application to request an increase in the PAL limit for a PAL major modification. Such application shall identify the emissions unit(s) contributing to the increase in emissions so as to cause the major stationary or GHG-only source's emissions to equal or exceed its PAL.

(b) As part of this application, the major stationary source or GHG-only source owner or operator shall demonstrate that the sum of the baseline actual emissions of the small emissions units, plus the sum of the baseline actual emissions of the significant and major emissions units assuming application of BACT equivalent controls, plus the sum of the allowable emissions of the new or modified emissions unit(s) exceeds the PAL. The level of control that would result from BACT equivalent controls on each significant or major emissions unit shall be determined by conducting a new BACT analysis at the time the application is submitted, unless the emissions unit is currently required to comply with a BACT or LAER requirement that was established within the preceding 10 years. In such a case, the assumed control level for that emissions unit shall be equal to the level of BACT or LAER with which that emissions unit must currently comply.

(c) The owner or operator obtains a major NSR permit for all emissions unit(s) identified in paragraph (aa)(11)(i)(a) of this section, regardless of the magnitude of the emissions increase resulting from them (that is, no significant levels apply). These emissions unit(s) shall comply with any emissions requirements resulting from the major NSR process (for example, BACT), even though they have also become subject to the PAL or continue to be subject to the PAL.

(d) The PAL permit shall require that the increased PAL level shall be effective on the day any emissions unit that is part of the PAL major modification becomes operational and begins to emit the PAL pollutant.

(ii) The Administrator shall calculate the new PAL as the sum of the allowable emissions for each modified or new emissions unit, plus the sum of the baseline actual emissions of the significant and major emissions units

(assuming application of BACT equivalent controls as determined in accordance with paragraph (aa)(11)(i)(b)), plus the sum of the baseline actual emissions of the small emissions units.

(iii) The PAL permit shall be revised to reflect the increased PAL level pursuant to the public notice requirements of paragraph (aa)(5) of this section.

(12) *Monitoring requirements for PALs.* (i) *General requirements.* (a) Each PAL permit must contain enforceable requirements for the monitoring system that accurately determines plantwide emissions of the PAL pollutant in terms of mass per unit of time or CO<sub>2</sub>e per unit of time. Any monitoring system authorized for use in the PAL permit must be based on sound science and meet generally acceptable scientific procedures for data quality and manipulation. Additionally, the information generated by such system must meet minimum legal requirements for admissibility in a judicial proceeding to enforce the PAL permit.

(b) The PAL monitoring system must employ one or more of the four general monitoring approaches meeting the minimum requirements set forth in paragraphs (aa)(12)(ii)(a) through (d) of this section and must be approved by the Administrator.

(c) Notwithstanding paragraph (aa)(12)(i)(b) of this section, you may also employ an alternative monitoring approach that meets paragraph (aa)(12)(i)(a) of this section if approved by the Administrator.

(d) Failure to use a monitoring system that meets the requirements of this section renders the PAL invalid.

(ii) Minimum performance requirements for approved monitoring approaches. The following are acceptable general monitoring approaches when conducted in accordance with the minimum requirements in paragraphs (aa)(12)(iii) through (ix) of this section:

(a) Mass balance calculations for activities using coatings or solvents;

(b) CEMS;

(c) CPMS or PEMS; and

(d) Emission factors.

(iii) *Mass balance calculations.* An owner or operator using mass balance calculations to monitor PAL pollutant emissions from activities using coating or solvents shall meet the following requirements:

(a) Provide a demonstrated means of validating the published content of the PAL pollutant that is contained in or created by all materials used in or at the emissions unit;

(b) Assume that the emissions unit emits all of the PAL pollutant that is contained in or created by any raw material or fuel used in or at the emissions unit, if it cannot otherwise be accounted for in the process; and

(c) Where the vendor of a material or fuel, which is used in or at the emissions unit, publishes a range of pollutant content from such material, the owner or operator must use the highest value of the range to calculate the PAL pollutant emissions unless the Administrator determines there is site-specific data or a site-specific monitoring program to support another content within the range.

(iv) *CEMS.* An owner or operator using CEMS to monitor PAL pollutant emissions shall meet the following requirements:

(a) CEMS must comply with applicable Performance Specifications found in 40 CFR part 60, appendix B; and

(b) CEMS must sample, analyze and record data at least every 15 minutes while the emissions unit is operating.

(v) *CPMS or PEMS*. An owner or operator using CPMS or PEMS to monitor PAL pollutant emissions shall meet the following requirements:

(a) The CPMS or the PEMS must be based on current site-specific data demonstrating a correlation between the monitored parameter(s) and the PAL pollutant emissions across the range of operation of the emissions unit; and

(b) Each CPMS or PEMS must sample, analyze, and record data at least every 15 minutes, or at another less frequent interval approved by the Administrator, while the emissions unit is operating.

(vi) *Emission factors*. An owner or operator using emission factors to monitor PAL pollutant emissions shall meet the following requirements:

(a) All emission factors shall be adjusted, if appropriate, to account for the degree of uncertainty or limitations in the factors' development;

(b) The emissions unit shall operate within the designated range of use for the emission factor, if applicable; and

(c) If technically practicable, the owner or operator of a significant emissions unit that relies on an emission factor to calculate PAL pollutant emissions shall conduct validation testing to determine a site-specific emission factor within 6 months of PAL permit issuance, unless the Administrator determines that testing is not required.

(vii) A source owner or operator must record and report maximum potential emissions without considering enforceable emission limitations or operational restrictions for an emissions unit during any period of time that there is no monitoring data, unless another method for determining emissions during such periods is specified in the PAL permit.

(viii) Notwithstanding the requirements in paragraphs (aa)(12)(iii) through (vii) of this section, where an owner or operator of an emissions unit cannot demonstrate a correlation between the monitored parameter(s) and the PAL pollutant emissions rate at all operating points of the emissions unit, the Administrator shall, at the time of permit issuance:

(a) Establish default value(s) for determining compliance with the PAL based on the highest potential emissions reasonably estimated at such operating point(s); or

(b) Determine that operation of the emissions unit during operating conditions when there is no correlation between monitored parameter(s) and the PAL pollutant emissions is a violation of the PAL.

(ix) *Re-validation*. All data used to establish the PAL pollutant must be re-validated through performance testing or other scientifically valid means approved by the Administrator. Such testing must occur at least once every 5 years after issuance of the PAL.

(13) *Recordkeeping requirements*. (i) The PAL permit shall require an owner or operator to retain a copy of all records necessary to determine compliance with any requirement of paragraph (aa) of this section and of the PAL, including a determination of each emissions unit's 12-month rolling total emissions, for 5 years from the date of such record.

(ii) The PAL permit shall require an owner or operator to retain a copy of the following records for the duration of the PAL effective period plus 5 years:

(a) A copy of the PAL permit application and any applications for revisions to the PAL; and

(b) Each annual certification of compliance pursuant to title V and the data relied on in certifying the compliance.

(14) *Reporting and notification requirements.* The owner or operator shall submit semi-annual monitoring reports and prompt deviation reports to the Administrator in accordance with the applicable title V operating permit program. The reports shall meet the requirements in paragraphs (aa)(14)(i) through (iii) of this section.

(i) *Semi-annual report.* The semi-annual report shall be submitted to the Administrator within 30 days of the end of each reporting period. This report shall contain the information required in paragraphs (aa)(14)(i)(a) through (g) of this section.

(a) The identification of owner and operator and the permit number.

(b) Total annual emissions (expressed on a mass-basis in tons per year, or expressed in tons per year CO<sub>2</sub>e) based on a 12-month rolling total for each month in the reporting period recorded pursuant to paragraph (aa)(13)(i) of this section.

(c) All data relied upon, including, but not limited to, any Quality Assurance or Quality Control data, in calculating the monthly and annual PAL pollutant emissions.

(d) A list of any emissions units modified or added to the major stationary source or GHG-only source during the preceding 6-month period.

(e) The number, duration, and cause of any deviations or monitoring malfunctions (other than the time associated with zero and span calibration checks), and any corrective action taken.

(f) A notification of a shutdown of any monitoring system, whether the shutdown was permanent or temporary, the reason for the shutdown, the anticipated date that the monitoring system will be fully operational or replaced with another monitoring system, and whether the emissions unit monitored by the monitoring system continued to operate, and the calculation of the emissions of the pollutant or the number determined by method included in the permit, as provided by (aa)(12)(vii).

(g) A signed statement by the responsible official (as defined by the applicable title V operating permit program) certifying the truth, accuracy, and completeness of the information provided in the report.

(ii) *Deviation report.* The major stationary source or GHG-only source owner or operator shall promptly submit reports of any deviations or exceedance of the PAL requirements, including periods where no monitoring is available. A report submitted pursuant to §70.6(a)(3)(iii)(B) of this chapter shall satisfy this reporting requirement. The deviation reports shall be submitted within the time limits prescribed by the applicable program implementing §70.6(a)(3)(iii)(B) of this chapter. The reports shall contain the following information:

(a) The identification of owner and operator and the permit number;

(b) The PAL requirement that experienced the deviation or that was exceeded;

(c) Emissions resulting from the deviation or the exceedance; and

(d) A signed statement by the responsible official (as defined by the applicable title V operating permit program) certifying the truth, accuracy, and completeness of the information provided in the report.



(iii) *Re-validation results.* The owner or operator shall submit to the Administrator the results of any re-validation test or method within 3 months after completion of such test or method.

(15) *Transition requirements.* (i) The Administrator may not issue a PAL that does not comply with the requirements in paragraphs (aa)(1) through (15) of this section after March 3, 2003.

(ii) The Administrator may supersede any PAL that was established prior to March 3, 2003 with a PAL that complies with the requirements of paragraphs (aa)(1) through (15) of this section.

(bb) If any provision of this section, or the application of such provision to any person or circumstance, is held invalid, the remainder of this section, or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.

(cc) Without regard to other considerations, routine maintenance, repair and replacement includes, but is not limited to, the replacement of any component of a process unit with an identical or functionally equivalent component(s), and maintenance and repair activities that are part of the replacement activity, provided that all of the requirements in paragraphs (cc)(1) through (3) of this section are met.

(1) *Capital cost threshold for equipment replacement.* (i) For an *electric utility steam generating unit*, as defined in §52.21(b)(31), the fixed capital cost of the replacement component(s) plus the cost of any associated maintenance and repair activities that are part of the replacement shall not exceed 20 percent of the replacement value of the process unit, at the time the equipment is replaced. For a process unit that is not an electric utility steam generating unit the fixed capital cost of the replacement component(s) plus the cost of any associated maintenance and repair activities that are part of the replacement shall not exceed 20 percent of the replacement value of the process unit, at the time the equipment is replaced.

(ii) In determining the replacement value of the process unit; and, except as otherwise allowed under paragraph (cc)(1)(iii) of this section, the owner or operator shall determine the replacement value of the process unit on an estimate of the fixed capital cost of constructing a new process unit, or on the current appraised value of the process unit.

(iii) As an alternative to paragraph (cc)(1)(ii) of this section for determining the replacement value of a process unit, an owner or operator may choose to use insurance value (where the insurance value covers only complete replacement), investment value adjusted for inflation, or another accounting procedure if such procedure is based on Generally Accepted Accounting Principles, provided that the owner or operator sends a notice to the reviewing authority. The first time that an owner or operator submits such a notice for a particular process unit, the notice may be submitted at any time, but any subsequent notice for that process unit may be submitted only at the beginning of the process unit's fiscal year. Unless the owner or operator submits a notice to the reviewing authority, then paragraph (cc)(1)(ii) of this section will be used to establish the replacement value of the process unit. Once the owner or operator submits a notice to use an alternative accounting procedure, the owner or operator must continue to use that procedure for the entire fiscal year for that process unit. In subsequent fiscal years, the owner or operator must continue to use this selected procedure unless and until the owner or operator sends another notice to the reviewing authority selecting another procedure consistent with this paragraph or paragraph (cc)(1)(ii) of this section at the beginning of such fiscal year.

(2) *Basic design parameters.* The replacement does not change the basic design parameter(s) of the process unit to which the activity pertains.

(i) Except as provided in paragraph (cc)(2)(iii) of this section, for a process unit at a steam electric generating facility, the owner or operator may select as its basic design parameters either maximum hourly heat input and maximum hourly fuel consumption rate or maximum hourly electric output rate and maximum steam flow rate. When establishing fuel consumption specifications in terms of weight or volume, the minimum fuel quality based on British Thermal Units content shall be used for determining the basic design parameter(s) for a coal-fired electric utility steam generating unit.

(ii) Except as provided in paragraph (cc)(2)(iii) of this section, the basic design parameter(s) for any process unit that is not at a steam electric generating facility are maximum rate of fuel or heat input, maximum rate of material input, or maximum rate of product output. Combustion process units will typically use maximum rate of fuel input. For sources having multiple end products and raw materials, the owner or operator should consider the primary product or primary raw material when selecting a basic design parameter.

(iii) If the owner or operator believes the basic design parameter(s) in paragraphs (cc)(2)(i) and (ii) of this section is not appropriate for a specific industry or type of process unit, the owner or operator may propose to the reviewing authority an alternative basic design parameter(s) for the source's process unit(s). If the reviewing authority approves of the use of an alternative basic design parameter(s), the reviewing authority shall issue a permit that is legally enforceable that records such basic design parameter(s) and requires the owner or operator to comply with such parameter(s).

(iv) The owner or operator shall use credible information, such as results of historic maximum capability tests, design information from the manufacturer, or engineering calculations, in establishing the magnitude of the basic design parameter(s) specified in paragraphs (cc)(2)(i) and (ii) of this section.

(v) If design information is not available for a process unit, then the owner or operator shall determine the process unit's basic design parameter(s) using the maximum value achieved by the process unit in the five-year period immediately preceding the planned activity.

(vi) Efficiency of a process unit is not a basic design parameter.

(3) The replacement activity shall not cause the process unit to exceed any emission limitation, or operational limitation that has the effect of constraining emissions, that applies to the process unit and that is legally enforceable.

NOTE TO PARAGRAPH (cc): By a court order on December 24, 2003, this paragraph (cc) is stayed indefinitely. The stayed provisions will become effective immediately if the court terminates the stay. At that time, EPA will publish a document in the FEDERAL REGISTER advising the public of the termination of the stay.

[43 FR 26403, June 19, 1978]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting §52.21, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and at [www.fdsys.gov](http://www.fdsys.gov).

EFFECTIVE DATE NOTE: At 76 FR 17556, Mar. 30, 2011, §52.21(b)(2)(v) and (b)(3)(iii)(c) were stayed indefinitely.

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**Appendix B:**  
*40 C.F.R. Part 60, Subpart GG*



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Title 40: Protection of Environment

[PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES](#)

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### Subpart GG—Standards of Performance for Stationary Gas Turbines

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#### **§60.330 Applicability and designation of affected facility.**

(a) The provisions of this subpart are applicable to the following affected facilities: All stationary gas turbines with a heat input at peak load equal to or greater than 10.7 gigajoules (10 million Btu) per hour, based on the lower heating value of the fuel fired.

(b) Any facility under paragraph (a) of this section which commences construction, modification, or reconstruction after October 3, 1977, is subject to the requirements of this part except as provided in paragraphs (e) and (j) of §60.332.

[44 FR 52798, Sept. 10, 1979, as amended at 52 FR 42434, Nov. 5, 1987; 65 FR 61759, Oct. 17, 2000]

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#### **§60.331 Definitions.**

As used in this subpart, all terms not defined herein shall have the meaning given them in the Act and in subpart A of this part.

(a) *Stationary gas turbine* means any simple cycle gas turbine, regenerative cycle gas turbine or any gas turbine portion of a combined cycle steam/electric generating system that is not self propelled. It may, however, be mounted on a vehicle for portability.

(b) *Simple cycle gas turbine* means any stationary gas turbine which does not recover heat from the gas turbine exhaust gases to preheat the inlet combustion air to the gas turbine, or which does not recover heat from the gas turbine exhaust gases to heat water or generate steam.

(c) *Regenerative cycle gas turbine* means any stationary gas turbine which recovers heat from the gas turbine exhaust gases to preheat the inlet combustion air to the gas turbine.

(d) *Combined cycle gas turbine* means any stationary gas turbine which recovers heat from the gas turbine exhaust gases to heat water or generate steam.

(e) *Emergency gas turbine* means any stationary gas turbine which operates as a mechanical or electrical power source only when the primary power source for a facility has been rendered inoperable by an emergency situation.

(f) *Ice fog* means an atmospheric suspension of highly reflective ice crystals.

(g) *ISO standard day conditions* means 288 degrees Kelvin, 60 percent relative humidity and 101.3 kilopascals pressure.

(h) *Efficiency* means the gas turbine manufacturer's rated heat rate at peak load in terms of heat input per unit of power output based on the lower heating value of the fuel.

(i) *Peak load* means 100 percent of the manufacturer's design capacity of the gas turbine at ISO standard day conditions.

(j) *Base load* means the load level at which a gas turbine is normally operated.

(k) *Fire-fighting turbine* means any stationary gas turbine that is used solely to pump water for extinguishing fires.

(l) *Turbines employed in oil/gas production or oil/gas transportation* means any stationary gas turbine used to provide power to extract crude oil/natural gas from the earth or to move crude oil/natural gas, or products refined from these substances through pipelines.

(m) A *Metropolitan Statistical Area* or *MSA* as defined by the Department of Commerce.

(n) *Offshore platform gas turbines* means any stationary gas turbine located on a platform in an ocean.

(o) *Garrison facility* means any permanent military installation.

(p) *Gas turbine model* means a group of gas turbines having the same nominal air flow, combustor inlet pressure, combustor inlet temperature, firing temperature, turbine inlet temperature and turbine inlet pressure.

(q) *Electric utility stationary gas turbine* means any stationary gas turbine constructed for the purpose of supplying more than one-third of its potential electric output capacity to any utility power distribution system for sale.

(r) *Emergency fuel* is a fuel fired by a gas turbine only during circumstances, such as natural gas supply curtailment or breakdown of delivery system, that make it impossible to fire natural gas in the gas turbine.

(s) *Unit operating hour* means a clock hour during which any fuel is combusted in the affected unit. If the unit combusts fuel for the entire clock hour, it is considered to be a full unit operating hour. If the unit combusts fuel for only part of the clock hour, it is considered to be a partial unit operating hour.

(t) *Excess emissions* means a specified averaging period over which either:

(1) The NO<sub>x</sub> emissions are higher than the applicable emission limit in §60.332;

(2) The total sulfur content of the fuel being combusted in the affected facility exceeds the limit specified in §60.333; or

(3) The recorded value of a particular monitored parameter is outside the acceptable range specified in the parameter monitoring plan for the affected unit.

(u) *Natural gas* means a naturally occurring fluid mixture of hydrocarbons (e.g., methane, ethane, or propane) produced in geological formations beneath the Earth's surface that maintains a gaseous state at standard atmospheric temperature and pressure under ordinary conditions. Natural gas contains 20.0 grains or less of total sulfur per 100 standard cubic feet. Equivalents of this in other units are as follows: 0.068 weight percent total sulfur, 680 parts per million by weight (ppmw) total sulfur, and 338 parts per million by volume (ppmv) at 20 degrees Celsius total sulfur. Additionally, natural gas must either be composed of at least 70 percent methane by volume or have a gross calorific value between 950 and 1100 British thermal units (Btu) per standard cubic foot. Natural gas does not include the following gaseous fuels: landfill gas, digester gas, refinery gas, sour gas, blast furnace gas, coal-derived gas, producer gas, coke oven gas, or any gaseous fuel produced in a process which might result in highly variable sulfur content or heating value.

(v) *Duct burner* means a device that combusts fuel and that is placed in the exhaust duct from another source, such as a stationary gas turbine, internal combustion engine, kiln, etc., to allow the firing of additional fuel to heat the exhaust gases before the exhaust gases enter a heat recovery steam generating unit.

(w) *Lean premix stationary combustion turbine* means any stationary combustion turbine where the air and fuel are thoroughly mixed to form a lean mixture for combustion in the combustor. Mixing may occur before or in the combustion chamber. A unit which is capable of operating in both lean premix and diffusion flame modes is considered a lean premix stationary combustion turbine when it is in the lean premix mode, and it is considered a diffusion flame stationary combustion turbine when it is in the diffusion flame mode.

(x) *Diffusion flame stationary combustion turbine* means any stationary combustion turbine where fuel and air are injected at the combustor and are mixed only by diffusion prior to ignition. A unit which is capable of operating in both lean premix and diffusion flame modes is considered a lean premix stationary combustion turbine when it is in the lean premix mode, and it is considered a diffusion flame stationary combustion turbine when it is in the diffusion flame mode.

(y) *Unit operating day* means a 24-hour period between 12:00 midnight and the following midnight during which any fuel is combusted at any time in the unit. It is not necessary for fuel to be combusted continuously for the entire 24-hour period.

[44 FR 52798, Sept. 10, 1979, as amended at 47 FR 3770, Jan. 27, 1982; 65 FR 61759, Oct. 17, 2000; 69 FR 41359, July 8, 2004]

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**§60.332 Standard for nitrogen oxides.**



(a) On and after the date on which the performance test required by §60.8 is completed, every owner or operator subject to the provisions of this subpart as specified in paragraphs (b), (c), and (d) of this section shall comply with one of the following, except as provided in paragraphs (e), (f), (g), (h), (i), (j), (k), and (l) of this section.

(1) No owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any stationary gas turbine, any gases which contain nitrogen oxides in excess of:

$$STD = 0.0075 \frac{(14.4)}{Y} + F$$

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where:

STD = allowable ISO corrected (if required as given in §60.335(b)(1)) NO<sub>x</sub> emission concentration (percent by volume at 15 percent oxygen and on a dry basis),

Y = manufacturer's rated heat rate at manufacturer's rated load (kilojoules per watt hour) or, actual measured heat rate based on lower heating value of fuel as measured at actual peak load for the facility. The value of Y shall not exceed 14.4 kilojoules per watt hour, and

F = NO<sub>x</sub> emission allowance for fuel-bound nitrogen as defined in paragraph (a)(4) of this section.

(2) No owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any stationary gas turbine, any gases which contain nitrogen oxides in excess of:

$$STD = 0.0150 \frac{(14.4)}{Y} + F$$

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where:

STD = allowable ISO corrected (if required as given in §60.335(b)(1)) NO<sub>x</sub> emission concentration (percent by volume at 15 percent oxygen and on a dry basis),

Y = manufacturer's rated heat rate at manufacturer's rated peak load (kilojoules per watt hour), or actual measured heat rate based on lower heating value of fuel as measured at actual peak load for the facility. The value of Y shall not exceed 14.4 kilojoules per watt hour, and

F = NO<sub>x</sub> emission allowance for fuel-bound nitrogen as defined in paragraph (a)(4) of this section.

(3) The use of F in paragraphs (a)(1) and (2) of this section is optional. That is, the owner or operator may choose to apply a NO<sub>x</sub> allowance for fuel-bound nitrogen and determine the appropriate F-value in accordance with paragraph (a)(4) of this section or may accept an F-value of zero.

(4) If the owner or operator elects to apply a NO<sub>x</sub> emission allowance for fuel-bound nitrogen, F shall be defined according to the nitrogen content of the fuel during the most recent performance test required under §60.8 as follows:

Fuel-bound nitrogen (percent by weight)	F (NO <sub>x</sub> percent by volume)
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$N \leq .015$	0
$0.015 < N \leq 0.1$	0.04 (N)
$0.1 < N \leq 0.25$	$0.004 + 0.0067(N-0.1)$
$N > 0.25$	0.005

Where:

N = the nitrogen content of the fuel (percent by weight).

or:

Manufacturers may develop and submit to EPA custom fuel-bound nitrogen allowances for each gas turbine model they manufacture. These fuel-bound nitrogen allowances shall be substantiated with data and must be approved for use by the Administrator before the initial performance test required by §60.8. Notices of approval of custom fuel-bound nitrogen allowances will be published in the FEDERAL REGISTER.

(b) Electric utility stationary gas turbines with a heat input at peak load greater than 107.2 gigajoules per hour (100 million Btu/hour) based on the lower heating value of the fuel fired shall comply with the provisions of paragraph (a)(1) of this section.

(c) Stationary gas turbines with a heat input at peak load equal to or greater than 10.7 gigajoules per hour (10 million Btu/hour) but less than or equal to 107.2 gigajoules per hour (100 million Btu/hour) based on the lower heating value of the fuel fired, shall comply with the provisions of paragraph (a)(2) of this section.

(d) Stationary gas turbines with a manufacturer's rated base load at ISO conditions of 30 megawatts or less except as provided in §60.332(b) shall comply with paragraph (a)(2) of this section.

(e) Stationary gas turbines with a heat input at peak load equal to or greater than 10.7 gigajoules per hour (10 million Btu/hour) but less than or equal to 107.2 gigajoules per hour (100 million Btu/hour) based on the lower heating value of the fuel fired and that have commenced construction prior to October 3, 1982 are exempt from paragraph (a) of this section.

(f) Stationary gas turbines using water or steam injection for control of NO<sub>x</sub> emissions are exempt from paragraph (a) when ice fog is deemed a traffic hazard by the owner or operator of the gas turbine.

(g) Emergency gas turbines, military gas turbines for use in other than a garrison facility, military gas turbines installed for use as military training facilities, and fire fighting gas turbines are exempt from paragraph (a) of this section.

(h) Stationary gas turbines engaged by manufacturers in research and development of equipment for both gas turbine emission control techniques and gas turbine efficiency improvements are exempt from paragraph (a) on a case-by-case basis as determined by the Administrator.

(i) Exemptions from the requirements of paragraph (a) of this section will be granted on a case-by-case basis as determined by the Administrator in specific geographical areas where mandatory water restrictions are required by governmental agencies because of drought conditions. These exemptions will be allowed only while the mandatory water restrictions are in effect.

(j) Stationary gas turbines with a heat input at peak load greater than 107.2 gigajoules per hour that commenced construction, modification, or reconstruction between the dates of October 3, 1977, and January 27,

1982, and were required in the September 10, 1979, FEDERAL REGISTER (44 FR 52792) to comply with paragraph (a)(1) of this section, except electric utility stationary gas turbines, are exempt from paragraph (a) of this section.

(k) Stationary gas turbines with a heat input greater than or equal to 10.7 gigajoules per hour (10 million Btu/hour) when fired with natural gas are exempt from paragraph (a)(2) of this section when being fired with an emergency fuel.

(l) Regenerative cycle gas turbines with a heat input less than or equal to 107.2 gigajoules per hour (100 million Btu/hour) are exempt from paragraph (a) of this section.

[44 FR 52798, Sept. 10, 1979, as amended at 47 FR 3770, Jan. 27, 1982; 65 FR 61759, Oct. 17, 2000; 69 FR 41359, July 8, 2004]

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### **§60.333 Standard for sulfur dioxide.**

On and after the date on which the performance test required to be conducted by §60.8 is completed, every owner or operator subject to the provision of this subpart shall comply with one or the other of the following conditions:

(a) No owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any stationary gas turbine any gases which contain sulfur dioxide in excess of 0.015 percent by volume at 15 percent oxygen and on a dry basis.

(b) No owner or operator subject to the provisions of this subpart shall burn in any stationary gas turbine any fuel which contains total sulfur in excess of 0.8 percent by weight (8000 ppmw).

[44 FR 52798, Sept. 10, 1979, as amended at 69 FR 41360, July 8, 2004]

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### **§60.334 Monitoring of operations.**

(a) Except as provided in paragraph (b) of this section, the owner or operator of any stationary gas turbine subject to the provisions of this subpart and using water or steam injection to control NO<sub>x</sub> emissions shall install, calibrate, maintain and operate a continuous monitoring system to monitor and record the fuel consumption and the ratio of water or steam to fuel being fired in the turbine.

(b) The owner or operator of any stationary gas turbine that commenced construction, reconstruction or modification after October 3, 1977, but before July 8, 2004, and which uses water or steam injection to control NO<sub>x</sub> emissions may, as an alternative to operating the continuous monitoring system described in paragraph (a) of this section, install, certify, maintain, operate, and quality-assure a continuous emission monitoring system (CEMS) consisting of NO<sub>x</sub> and O<sub>2</sub> monitors. As an alternative, a CO<sub>2</sub> monitor may be used to adjust the measured NO<sub>x</sub> concentrations to 15 percent O<sub>2</sub> by either converting the CO<sub>2</sub> hourly averages to equivalent O<sub>2</sub> concentrations using Equation F-14a or F-14b in appendix F to part 75 of this chapter and making the adjustments to 15 percent O<sub>2</sub>, or by using the CO<sub>2</sub> readings directly to make the adjustments, as described in Method 20. If the option to use a CEMS is chosen, the CEMS shall be installed, certified, maintained and operated as follows:

(1) Each CEMS must be installed and certified according to PS 2 and 3 (for diluent) of 40 CFR part 60, appendix B, except the 7-day calibration drift is based on unit operating days, not calendar days. Appendix F, Procedure 1 is not required. The relative accuracy test audit (RATA) of the NO<sub>x</sub> and diluent monitors may be performed individually or on a combined basis, *i.e.*, the relative accuracy tests of the CEMS may be performed either:

(i) On a ppm basis (for NO<sub>x</sub>) and a percent O<sub>2</sub> basis for oxygen; or

(ii) On a ppm at 15 percent O<sub>2</sub> basis; or

(iii) On a ppm basis (for NO<sub>x</sub>) and a percent CO<sub>2</sub> basis (for a CO<sub>2</sub> monitor that uses the procedures in Method 20 to correct the NO<sub>x</sub> data to 15 percent O<sub>2</sub>).

(2) As specified in §60.13(e)(2), during each full unit operating hour, each monitor must complete a minimum of one cycle of operation (sampling, analyzing, and data recording) for each 15-minute quadrant of the hour, to validate the hour. For partial unit operating hours, at least one valid data point must be obtained for each quadrant of the hour in which the unit operates. For unit operating hours in which required quality assurance and maintenance activities are performed on the CEMS, a minimum of two valid data points (one in each of two quadrants) are required to validate the hour.

(3) For purposes of identifying excess emissions, CEMS data must be reduced to hourly averages as specified in §60.13(h).

(i) For each unit operating hour in which a valid hourly average, as described in paragraph (b)(2) of this section, is obtained for both NO<sub>x</sub> and diluent, the data acquisition and handling system must calculate and record the hourly NO<sub>x</sub> emissions in the units of the applicable NO<sub>x</sub> emission standard under §60.332(a), *i.e.*, percent NO<sub>x</sub> by volume, dry basis, corrected to 15 percent O<sub>2</sub> and International Organization for Standardization (ISO) standard conditions (if required as given in §60.335(b)(1)). For any hour in which the hourly average O<sub>2</sub> concentration exceeds 19.0 percent O<sub>2</sub>, a diluent cap value of 19.0 percent O<sub>2</sub> may be used in the emission calculations.

(ii) A worst case ISO correction factor may be calculated and applied using historical ambient data. For the purpose of this calculation, substitute the maximum humidity of ambient air (H<sub>o</sub>), minimum ambient temperature (T<sub>a</sub>), and minimum combustor inlet absolute pressure (P<sub>o</sub>) into the ISO correction equation.

(iii) If the owner or operator has installed a NO<sub>x</sub> CEMS to meet the requirements of part 75 of this chapter, and is continuing to meet the ongoing requirements of part 75 of this chapter, the CEMS may be used to meet the requirements of this section, except that the missing data substitution methodology provided for at 40 CFR part 75, subpart D, is not required for purposes of identifying excess emissions. Instead, periods of missing CEMS data are to be reported as monitor downtime in the excess emissions and monitoring performance report required in §60.7(c).

(c) For any turbine that commenced construction, reconstruction or modification after October 3, 1977, but before July 8, 2004, and which does not use steam or water injection to control NO<sub>x</sub> emissions, the owner or operator may, but is not required to, for purposes of determining excess emissions, use a CEMS that meets the requirements of paragraph (b) of this section. Also, if the owner or operator has previously submitted and received EPA, State, or local permitting authority approval of a procedure for monitoring compliance with the applicable NO<sub>x</sub> emission limit under §60.332, that approved procedure may continue to be used.

(d) The owner or operator of any new turbine constructed after July 8, 2004, and which uses water or steam injection to control NO<sub>x</sub> emissions may elect to use either the requirements in paragraph (a) of this section for continuous water or steam to fuel ratio monitoring or may use a NO<sub>x</sub> CEMS installed, certified, operated, maintained, and quality-assured as described in paragraph (b) of this section.

(e) The owner or operator of any new turbine that commences construction after July 8, 2004, and which does not use water or steam injection to control NO<sub>x</sub> emissions, may, but is not required to, elect to use a NO<sub>x</sub> CEMS installed, certified, operated, maintained, and quality-assured as described in paragraph (b) of this section. Other acceptable monitoring approaches include periodic testing approved by EPA or the State or local permitting authority or continuous parameter monitoring as described in paragraph (f) of this section.

(f) The owner or operator of a new turbine that commences construction after July 8, 2004, which does not use water or steam injection to control NO<sub>x</sub> emissions may, but is not required to, perform continuous parameter monitoring as follows:

(1) For a diffusion flame turbine without add-on selective catalytic reduction controls (SCR), the owner or operator shall define at least four parameters indicative of the unit's NO<sub>x</sub> formation characteristics and shall monitor these parameters continuously.

(2) For any lean premix stationary combustion turbine, the owner or operator shall continuously monitor the appropriate parameters to determine whether the unit is operating in low-NO<sub>x</sub> mode.

(3) For any turbine that uses SCR to reduce NO<sub>x</sub> emissions, the owner or operator shall continuously monitor appropriate parameters to verify the proper operation of the emission controls.

(4) For affected units that are also regulated under part 75 of this chapter, if the owner or operator elects to monitor NO<sub>x</sub> emission rate using the methodology in appendix E to part 75 of this chapter, or the low mass emissions methodology in §75.19 of this chapter, the requirements of this paragraph (f) may be met by performing the parametric monitoring described in section 2.3 of appendix E or in §75.19(c)(1)(iv)(H) of this chapter.

(g) The steam or water to fuel ratio or other parameters that are continuously monitored as described in paragraphs (a), (d) or (f) of this section shall be monitored during the performance test required under §60.8, to establish acceptable values and ranges. The owner or operator may supplement the performance test data with engineering analyses, design specifications, manufacturer's recommendations and other relevant information to define the acceptable parametric ranges more precisely. The owner or operator shall develop and keep on-site a parameter monitoring plan which explains the procedures used to document proper operation of the NO<sub>x</sub> emission controls. The plan shall include the parameter(s) monitored and the acceptable range(s) of the parameter(s) as well as the basis for designating the parameter(s) and acceptable range(s). Any supplemental data such as engineering analyses, design specifications, manufacturer's recommendations and other relevant information shall be included in the monitoring plan. For affected units that are also subject to part 75 of this chapter and that use the low mass emissions methodology in §75.19 of this chapter or the NO<sub>x</sub> emission measurement methodology in appendix E to part 75, the owner or operator may meet the requirements of this paragraph by developing and keeping on-site (or at a central location for unmanned facilities) a quality-assurance plan, as described in §75.19 (e)(5) or in section 2.3 of appendix E and section 1.3.6 of appendix B to part 75 of this chapter.

(h) The owner or operator of any stationary gas turbine subject to the provisions of this subpart:

(1) Shall monitor the total sulfur content of the fuel being fired in the turbine, except as provided in paragraph (h)(3) of this section. The sulfur content of the fuel must be determined using total sulfur methods described in §60.335(b)(10). Alternatively, if the total sulfur content of the gaseous fuel during the most recent performance test was less than 0.4 weight percent (4000 ppmw), ASTM D4084-82, 94, D5504-01, D6228-98, or Gas Processors Association Standard 2377-86 (all of which are incorporated by reference-see §60.17), which measure the major sulfur compounds may be used; and

(2) Shall monitor the nitrogen content of the fuel combusted in the turbine, if the owner or operator claims an allowance for fuel bound nitrogen (*i.e.*, if an F-value greater than zero is being or will be used by the owner or operator to calculate STD in §60.332). The nitrogen content of the fuel shall be determined using methods described in §60.335(b)(9) or an approved alternative.

(3) Notwithstanding the provisions of paragraph (h)(1) of this section, the owner or operator may elect not to monitor the total sulfur content of the gaseous fuel combusted in the turbine, if the gaseous fuel is demonstrated to meet the definition of natural gas in §60.331(u), regardless of whether an existing custom schedule approved by the administrator for subpart GG requires such monitoring. The owner or operator shall use one of the following sources of information to make the required demonstration:

(i) The gas quality characteristics in a current, valid purchase contract, tariff sheet or transportation contract for the gaseous fuel, specifying that the maximum total sulfur content of the fuel is 20.0 grains/100 scf or less; or

(ii) Representative fuel sampling data which show that the sulfur content of the gaseous fuel does not exceed 20 grains/100 scf. At a minimum, the amount of fuel sampling data specified in section 2.3.1.4 or 2.3.2.4 of appendix D to part 75 of this chapter is required.

(4) For any turbine that commenced construction, reconstruction or modification after October 3, 1977, but before July 8, 2004, and for which a custom fuel monitoring schedule has previously been approved, the owner or operator may, without submitting a special petition to the Administrator, continue monitoring on this schedule.

(i) The frequency of determining the sulfur and nitrogen content of the fuel shall be as follows:

(1) *Fuel oil.* For fuel oil, use one of the total sulfur sampling options and the associated sampling frequency described in sections 2.2.3, 2.2.4.1, 2.2.4.2, and 2.2.4.3 of appendix D to part 75 of this chapter (*i.e.*, flow proportional sampling, daily sampling, sampling from the unit's storage tank after each addition of fuel to the tank, or sampling each delivery prior to combining it with fuel oil already in the intended storage tank). If an emission allowance is being claimed for fuel-bound nitrogen, the nitrogen content of the oil shall be determined and recorded once per unit operating day.

(2) *Gaseous fuel.* Any applicable nitrogen content value of the gaseous fuel shall be determined and recorded once per unit operating day. For owners and operators that elect not to demonstrate sulfur content using options in paragraph (h)(3) of this section, and for which the fuel is supplied without intermediate bulk storage, the sulfur content value of the gaseous fuel shall be determined and recorded once per unit operating day.

(3) *Custom schedules.* Notwithstanding the requirements of paragraph (i)(2) of this section, operators or fuel vendors may develop custom schedules for determination of the total sulfur content of gaseous fuels, based on the design and operation of the affected facility and the characteristics of the fuel supply. Except as provided in paragraphs (i)(3)(i) and (i)(3)(ii) of this section, custom schedules shall be substantiated with data and shall be approved by the Administrator before they can be used to comply with the standard in §60.333.

(i) The two custom sulfur monitoring schedules set forth in paragraphs (i)(3)(i)(A) through (D) and in paragraph (i)(3)(ii) of this section are acceptable, without prior Administrative approval:

(A) The owner or operator shall obtain daily total sulfur content measurements for 30 consecutive unit operating days, using the applicable methods specified in this subpart. Based on the results of the 30 daily samples, the required frequency for subsequent monitoring of the fuel's total sulfur content shall be as specified in paragraph (i)(3)(i)(B), (C), or (D) of this section, as applicable.

(B) If none of the 30 daily measurements of the fuel's total sulfur content exceeds 0.4 weight percent (4000 ppmw), subsequent sulfur content monitoring may be performed at 12 month intervals. If any of the samples taken at 12-month intervals has a total sulfur content between 0.4 and 0.8 weight percent (4000 and 8000 ppmw), follow the procedures in paragraph (i)(3)(i)(C) of this section. If any measurement exceeds 0.8 weight percent (8000 ppmw), follow the procedures in paragraph (i)(3)(i)(D) of this section.

(C) If at least one of the 30 daily measurements of the fuel's total sulfur content is between 0.4 and 0.8 weight percent (4000 and 8000 ppmw), but none exceeds 0.8 weight percent (8000 ppmw), then:

(1) Collect and analyze a sample every 30 days for three months. If any sulfur content measurement exceeds 0.8 weight percent (8000 ppmw), follow the procedures in paragraph (i)(3)(i)(D) of this section. Otherwise, follow the procedures in paragraph (i)(3)(i)(C)(2) of this section.

(2) Begin monitoring at 6-month intervals for 12 months. If any sulfur content measurement exceeds 0.8 weight percent (8000 ppmw), follow the procedures in paragraph (i)(3)(i)(D) of this section. Otherwise, follow the procedures in paragraph (i)(3)(i)(C)(3) of this section.

(3) Begin monitoring at 12-month intervals. If any sulfur content measurement exceeds 0.8 weight percent (8000 ppmw), follow the procedures in paragraph (i)(3)(i)(D) of this section. Otherwise, continue to monitor at this frequency.

(D) If a sulfur content measurement exceeds 0.8 weight percent (8000 ppmw), immediately begin daily monitoring according to paragraph (i)(3)(i)(A) of this section. Daily monitoring shall continue until 30 consecutive daily samples, each having a sulfur content no greater than 0.8 weight percent (8000 ppmw), are obtained. At that point, the applicable procedures of paragraph (i)(3)(i)(B) or (C) of this section shall be followed.

(ii) The owner or operator may use the data collected from the 720-hour sulfur sampling demonstration described in section 2.3.6 of appendix D to part 75 of this chapter to determine a custom sulfur sampling schedule, as follows:

(A) If the maximum fuel sulfur content obtained from the 720 hourly samples does not exceed 20 grains/100 scf (*i.e.*, the maximum total sulfur content of natural gas as defined in §60.331(u)), no additional monitoring of the sulfur content of the gas is required, for the purposes of this subpart.

(B) If the maximum fuel sulfur content obtained from any of the 720 hourly samples exceeds 20 grains/100 scf, but none of the sulfur content values (when converted to weight percent sulfur) exceeds 0.4 weight percent (4000 ppmw), then the minimum required sampling frequency shall be one sample at 12 month intervals.

(C) If any sample result exceeds 0.4 weight percent sulfur (4000 ppmw), but none exceeds 0.8 weight percent sulfur (8000 ppmw), follow the provisions of paragraph (i)(3)(i)(C) of this section.

(D) If the sulfur content of any of the 720 hourly samples exceeds 0.8 weight percent (8000 ppmw), follow the provisions of paragraph (i)(3)(i)(D) of this section.

(j) For each affected unit that elects to continuously monitor parameters or emissions, or to periodically determine the fuel sulfur content or fuel nitrogen content under this subpart, the owner or operator shall submit reports of excess emissions and monitor downtime, in accordance with §60.7(c). Excess emissions shall be reported for all periods of unit operation, including startup, shutdown and malfunction. For the purpose of reports required under §60.7(c), periods of excess emissions and monitor downtime that shall be reported are defined as follows:

(1) Nitrogen oxides.

(i) For turbines using water or steam to fuel ratio monitoring:

(A) An excess emission shall be any unit operating hour for which the average steam or water to fuel ratio, as measured by the continuous monitoring system, falls below the acceptable steam or water to fuel ratio needed to demonstrate compliance with §60.332, as established during the performance test required in §60.8. Any unit operating hour in which no water or steam is injected into the turbine shall also be considered an excess emission.

(B) A period of monitor downtime shall be any unit operating hour in which water or steam is injected into the turbine, but the essential parametric data needed to determine the steam or water to fuel ratio are unavailable or invalid.

(C) Each report shall include the average steam or water to fuel ratio, average fuel consumption, ambient conditions (temperature, pressure, and humidity), gas turbine load, and (if applicable) the nitrogen content of the fuel during each excess emission. You do not have to report ambient conditions if you opt to use the worst case ISO

correction factor as specified in §60.334(b)(3)(ii), or if you are not using the ISO correction equation under the provisions of §60.335(b)(1).

(ii) If the owner or operator elects to take an emission allowance for fuel bound nitrogen, then excess emissions and periods of monitor downtime are as described in paragraphs (j)(1)(ii)(A) and (B) of this section.

(A) An excess emission shall be the period of time during which the fuel-bound nitrogen (N) is greater than the value measured during the performance test required in §60.8 and used to determine the allowance. The excess emission begins on the date and hour of the sample which shows that N is greater than the performance test value, and ends with the date and hour of a subsequent sample which shows a fuel nitrogen content less than or equal to the performance test value.

(B) A period of monitor downtime begins when a required sample is not taken by its due date. A period of monitor downtime also begins on the date and hour that a required sample is taken, if invalid results are obtained. The period of monitor downtime ends on the date and hour of the next valid sample.

(iii) For turbines using NO<sub>x</sub> and diluent CEMS:

(A) An hour of excess emissions shall be any unit operating hour in which the 4-hour rolling average NO<sub>x</sub> concentration exceeds the applicable emission limit in §60.332(a)(1) or (2). For the purposes of this subpart, a “4-hour rolling average NO<sub>x</sub> concentration” is the arithmetic average of the average NO<sub>x</sub> concentration measured by the CEMS for a given hour (corrected to 15 percent O<sub>2</sub> and, if required under §60.335(b)(1), to ISO standard conditions) and the three unit operating hour average NO<sub>x</sub> concentrations immediately preceding that unit operating hour.

(B) A period of monitor downtime shall be any unit operating hour in which sufficient data are not obtained to validate the hour, for either NO<sub>x</sub> concentration or diluent (or both).

(C) Each report shall include the ambient conditions (temperature, pressure, and humidity) at the time of the excess emission period and (if the owner or operator has claimed an emission allowance for fuel bound nitrogen) the nitrogen content of the fuel during the period of excess emissions. You do not have to report ambient conditions if you opt to use the worst case ISO correction factor as specified in §60.334(b)(3)(ii), or if you are not using the ISO correction equation under the provisions of §60.335(b)(1).

(iv) For owners or operators that elect, under paragraph (f) of this section, to monitor combustion parameters or parameters that document proper operation of the NO<sub>x</sub> emission controls:

(A) An excess emission shall be a 4-hour rolling unit operating hour average in which any monitored parameter does not achieve the target value or is outside the acceptable range defined in the parameter monitoring plan for the unit.

(B) A period of monitor downtime shall be a unit operating hour in which any of the required parametric data are either not recorded or are invalid.

(2) Sulfur dioxide. If the owner or operator is required to monitor the sulfur content of the fuel under paragraph (h) of this section:

(i) For samples of gaseous fuel and for oil samples obtained using daily sampling, flow proportional sampling, or sampling from the unit's storage tank, an excess emission occurs each unit operating hour included in the period beginning on the date and hour of any sample for which the sulfur content of the fuel being fired in the gas turbine exceeds 0.8 weight percent and ending on the date and hour that a subsequent sample is taken that demonstrates compliance with the sulfur limit.



(ii) If the option to sample each delivery of fuel oil has been selected, the owner or operator shall immediately switch to one of the other oil sampling options (*i.e.*, daily sampling, flow proportional sampling, or sampling from the unit's storage tank) if the sulfur content of a delivery exceeds 0.8 weight percent. The owner or operator shall continue to use one of the other sampling options until all of the oil from the delivery has been combusted, and shall evaluate excess emissions according to paragraph (j)(2)(i) of this section. When all of the fuel from the delivery has been burned, the owner or operator may resume using the as-delivered sampling option.

(iii) A period of monitor downtime begins when a required sample is not taken by its due date. A period of monitor downtime also begins on the date and hour of a required sample, if invalid results are obtained. The period of monitor downtime shall include only unit operating hours, and ends on the date and hour of the next valid sample.

(3) *Ice fog.* Each period during which an exemption provided in §60.332(f) is in effect shall be reported in writing to the Administrator quarterly. For each period the ambient conditions existing during the period, the date and time the air pollution control system was deactivated, and the date and time the air pollution control system was reactivated shall be reported. All quarterly reports shall be postmarked by the 30th day following the end of each calendar quarter.

(4) *Emergency fuel.* Each period during which an exemption provided in §60.332(k) is in effect shall be included in the report required in §60.7(c). For each period, the type, reasons, and duration of the firing of the emergency fuel shall be reported.

(5) All reports required under §60.7(c) shall be postmarked by the 30th day following the end of each 6-month period.

[44 FR 52798, Sept. 10, 1979, as amended at 47 FR 3770, Jan. 27, 1982; 65 FR 61759, Oct. 17, 2000; 69 FR 41360, July 8, 2004; 71 FR 9457, Feb. 24, 2006]

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### **§60.335 Test methods and procedures.**

(a) The owner or operator shall conduct the performance tests required in §60.8, using either

(1) EPA Method 20,

(2) ASTM D6522-00 (incorporated by reference, see §60.17), or

(3) EPA Method 7E and either EPA Method 3 or 3A in appendix A to this part, to determine NO<sub>x</sub> and diluent concentration.

(4) Sampling traverse points are to be selected following Method 20 or Method 1, (non-particulate procedures) and sampled for equal time intervals. The sampling shall be performed with a traversing single-hole probe or, if feasible, with a stationary multi-hole probe that samples each of the points sequentially. Alternatively, a multi-hole probe designed and documented to sample equal volumes from each hole may be used to sample simultaneously at the required points.

(5) Notwithstanding paragraph (a)(4) of this section, the owner or operator may test at few points than are specified in Method 1 or Method 20 if the following conditions are met:

(i) You may perform a stratification test for NO<sub>x</sub> and diluent pursuant to

(A) [Reserved]

(B) The procedures specified in section 6.5.6.1(a) through (e) appendix A to part 75 of this chapter.

(ii) Once the stratification sampling is completed, the owner or operator may use the following alternative sample point selection criteria for the performance test:

(A) If each of the individual traverse point NO<sub>x</sub> concentrations, normalized to 15 percent O<sub>2</sub>, is within 10 percent of the mean normalized concentration for all traverse points, then you may use 3 points (located either 16.7, 50.0, and 83.3 percent of the way across the stack or duct, or, for circular stacks or ducts greater than 2.4 meters (7.8 feet) in diameter, at 0.4, 1.2, and 2.0 meters from the wall). The 3 points shall be located along the measurement line that exhibited the highest average normalized NO<sub>x</sub> concentration during the stratification test; or

(B) If each of the individual traverse point NO<sub>x</sub> concentrations, normalized to 15 percent O<sub>2</sub>, is within 5 percent of the mean normalized concentration for all traverse points, then you may sample at a single point, located at least 1 meter from the stack wall or at the stack centroid.

(6) Other acceptable alternative reference methods and procedures are given in paragraph (c) of this section.

(b) The owner or operator shall determine compliance with the applicable nitrogen oxides emission limitation in §60.332 and shall meet the performance test requirements of §60.8 as follows:

(1) For each run of the performance test, the mean nitrogen oxides emission concentration (NO<sub>xo</sub>) corrected to 15 percent O<sub>2</sub> shall be corrected to ISO standard conditions using the following equation. Notwithstanding this requirement, use of the ISO correction equation is optional for: Lean premix stationary combustion turbines; units used in association with heat recovery steam generators (HRSG) equipped with duct burners; and units equipped with add-on emission control devices:

$$NO_x = (NO_{x_o})(P_r/P_o)^{0.5} e^{19(H_o - 0.00633)} (288 \text{ }^\circ\text{K}/T_a)^{1.53}$$

Where:

NO<sub>x</sub> = emission concentration of NO<sub>x</sub> at 15 percent O<sub>2</sub> and ISO standard ambient conditions, ppm by volume, dry basis,

NO<sub>xo</sub> = mean observed NO<sub>x</sub> concentration, ppm by volume, dry basis, at 15 percent O<sub>2</sub>,

P<sub>r</sub> = reference combustor inlet absolute pressure at 101.3 kilopascals ambient pressure. Alternatively, you may use 760 mm Hg (29.92 in Hg),

P<sub>o</sub> = observed combustor inlet absolute pressure at test, mm Hg. Alternatively, you may use the barometric pressure for the date of the test,

H<sub>o</sub> = observed humidity of ambient air, g H<sub>2</sub>O/g air,

e = transcendental constant, 2.718, and

T<sub>a</sub> = ambient temperature, °K.

(2) The 3-run performance test required by §60.8 must be performed within 5 percent at 30, 50, 75, and 90-to-100 percent of peak load or at four evenly-spaced load points in the normal operating range of the gas turbine, including the minimum point in the operating range and 90-to-100 percent of peak load, or at the highest achievable load point if 90-to-100 percent of peak load cannot be physically achieved in practice. If the turbine combusts both oil and gas as primary or backup fuels, separate performance testing is required for each fuel. Notwithstanding these requirements, performance testing is not required for any emergency fuel (as defined in §60.331).

(3) For a combined cycle turbine system with supplemental heat (duct burner), the owner or operator may elect to measure the turbine NO<sub>x</sub> emissions after the duct burner rather than directly after the turbine. If the owner or

operator elects to use this alternative sampling location, the applicable NO<sub>x</sub> emission limit in §60.332 for the combustion turbine must still be met.

(4) If water or steam injection is used to control NO<sub>x</sub> with no additional post-combustion NO<sub>x</sub> control and the owner or operator chooses to monitor the steam or water to fuel ratio in accordance with §60.334(a), then that monitoring system must be operated concurrently with each EPA Method 20, ASTM D6522-00 (incorporated by reference, see §60.17), or EPA Method 7E run and shall be used to determine the fuel consumption and the steam or water to fuel ratio necessary to comply with the applicable §60.332 NO<sub>x</sub> emission limit.

(5) If the owner operator elects to claim an emission allowance for fuel bound nitrogen as described in §60.332, then concurrently with each reference method run, a representative sample of the fuel used shall be collected and analyzed, following the applicable procedures described in §60.335(b)(9). These data shall be used to determine the maximum fuel nitrogen content for which the established water (or steam) to fuel ratio will be valid.

(6) If the owner or operator elects to install a CEMS, the performance evaluation of the CEMS may either be conducted separately (as described in paragraph (b)(7) of this section) or as part of the initial performance test of the affected unit.

(7) If the owner or operator elects to install and certify a NO<sub>x</sub> CEMS under §60.334(e), then the initial performance test required under §60.8 may be done in the following alternative manner:

(i) Perform a minimum of 9 reference method runs, with a minimum time per run of 21 minutes, at a single load level, between 90 and 100 percent of peak (or the highest physically achievable) load.

(ii) Use the test data both to demonstrate compliance with the applicable NO<sub>x</sub> emission limit under §60.332 and to provide the required reference method data for the RATA of the CEMS described under §60.334(b).

(iii) The requirement to test at three additional load levels is waived.

(8) If the owner or operator elects under §60.334(f) to monitor combustion parameters or parameters indicative of proper operation of NO<sub>x</sub> emission controls, the appropriate parameters shall be continuously monitored and recorded during each run of the initial performance test, to establish acceptable operating ranges, for purposes of the parameter monitoring plan for the affected unit, as specified in §60.334(g).

(9) To determine the fuel bound nitrogen content of fuel being fired (if an emission allowance is claimed for fuel bound nitrogen), the owner or operator may use equipment and procedures meeting the requirements of:

(i) For liquid fuels, ASTM D2597-94 (Reapproved 1999), D6366-99, D4629-02, D5762-02 (all of which are incorporated by reference, *see* §60.17); or

(ii) For gaseous fuels, shall use analytical methods and procedures that are accurate to within 5 percent of the instrument range and are approved by the Administrator.

(10) If the owner or operator is required under §60.334(i)(1) or (3) to periodically determine the sulfur content of the fuel combusted in the turbine, a minimum of three fuel samples shall be collected during the performance test. Analyze the samples for the total sulfur content of the fuel using:

(i) For liquid fuels, ASTM D129-00, D2622-98, D4294-02, D1266-98, D5453-00 or D1552-01 (all of which are incorporated by reference, *see* §60.17); or

(ii) For gaseous fuels, ASTM D1072-80, 90 (Reapproved 1994); D3246-81, 92, 96; D4468-85 (Reapproved 2000); or D6667-01 (all of which are incorporated by reference, *see* §60.17). The applicable ranges of some ASTM methods mentioned above are not adequate to measure the levels of sulfur in some fuel gases. Dilution of samples

before analysis (with verification of the dilution ratio) may be used, subject to the prior approval of the Administrator.

(11) The fuel analyses required under paragraphs (b)(9) and (b)(10) of this section may be performed by the owner or operator, a service contractor retained by the owner or operator, the fuel vendor, or any other qualified agency.

(c) The owner or operator may use the following as alternatives to the reference methods and procedures specified in this section:

(1) Instead of using the equation in paragraph (b)(1) of this section, manufacturers may develop ambient condition correction factors to adjust the nitrogen oxides emission level measured by the performance test as provided in §60.8 to ISO standard day conditions.

[69 FR 41363, July 8, 2004, as amended at 71 FR 9458, Feb. 24, 2006; 79 FR 11250, Feb. 27, 2014]

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**Appendix C:**  
*40 C.F.R. Part 60, Subpart Db*



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Title 40: Protection of Environment

[PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES](#)

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### Subpart Db—Standards of Performance for Industrial-Commercial-Institutional Steam Generating Units

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SOURCE: 72 FR 32742, June 13, 2007, unless otherwise noted.

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#### **§60.40b Applicability and delegation of authority.**

(a) The affected facility to which this subpart applies is each steam generating unit that commences construction, modification, or reconstruction after June 19, 1984, and that has a heat input capacity from fuels combusted in the steam generating unit of greater than 29 megawatts (MW) (100 million British thermal units per hour (MMBtu/hr)).

(b) Any affected facility meeting the applicability requirements under paragraph (a) of this section and commencing construction, modification, or reconstruction after June 19, 1984, but on or before June 19, 1986, is subject to the following standards:

(1) Coal-fired affected facilities having a heat input capacity between 29 and 73 MW (100 and 250 MMBtu/hr), inclusive, are subject to the particulate matter (PM) and nitrogen oxides (NO<sub>x</sub>) standards under this subpart.



(2) Coal-fired affected facilities having a heat input capacity greater than 73 MW (250 MMBtu/hr) and meeting the applicability requirements under subpart D (Standards of performance for fossil-fuel-fired steam generators; §60.40) are subject to the PM and NO<sub>x</sub> standards under this subpart and to the sulfur dioxide (SO<sub>2</sub>) standards under subpart D (§60.43).

(3) Oil-fired affected facilities having a heat input capacity between 29 and 73 MW (100 and 250 MMBtu/hr), inclusive, are subject to the NO<sub>x</sub> standards under this subpart.

(4) Oil-fired affected facilities having a heat input capacity greater than 73 MW (250 MMBtu/hr) and meeting the applicability requirements under subpart D (Standards of performance for fossil-fuel-fired steam generators; §60.40) are also subject to the NO<sub>x</sub> standards under this subpart and the PM and SO<sub>2</sub> standards under subpart D (§60.42 and §60.43).

(c) Affected facilities that also meet the applicability requirements under subpart J or subpart Ja of this part are subject to the PM and NO<sub>x</sub> standards under this subpart and the SO<sub>2</sub> standards under subpart J or subpart Ja of this part, as applicable.

(d) Affected facilities that also meet the applicability requirements under subpart E (Standards of performance for incinerators; §60.50) are subject to the NO<sub>x</sub> and PM standards under this subpart.

(e) Steam generating units meeting the applicability requirements under subpart Da (Standards of performance for electric utility steam generating units; §60.40Da) are not subject to this subpart.

(f) Any change to an existing steam generating unit for the sole purpose of combusting gases containing total reduced sulfur (TRS) as defined under §60.281 is not considered a modification under §60.14 and the steam generating unit is not subject to this subpart.

(g) In delegating implementation and enforcement authority to a State under section 111(c) of the Clean Air Act, the following authorities shall be retained by the Administrator and not transferred to a State.

(1) Section 60.44b(f).

(2) Section 60.44b(g).

(3) Section 60.49b(a)(4).

(h) Any affected facility that meets the applicability requirements and is subject to subpart Ea, subpart Eb, subpart AAAA, or subpart CCCC of this part is not subject to this subpart.

(i) Affected facilities (*i.e.*, heat recovery steam generators) that are associated with stationary combustion turbines and that meet the applicability requirements of subpart KKKK of this part are not subject to this subpart. This subpart will continue to apply to all other affected facilities (*i.e.* heat recovery steam generators with duct burners) that are capable of combusting more than 29 MW (100 MMBtu/h) heat input of fossil fuel. If the affected facility (*i.e.* heat recovery steam generator) is subject to this subpart, only emissions resulting from combustion of fuels in the steam generating unit are subject to this subpart. (The stationary combustion turbine emissions are subject to subpart GG or KKKK, as applicable, of this part.)

(j) Any affected facility meeting the applicability requirements under paragraph (a) of this section and commencing construction, modification, or reconstruction after June 19, 1986 is not subject to subpart D (Standards of Performance for Fossil-Fuel-Fired Steam Generators, §60.40).

(k) Any affected facility that meets the applicability requirements and is subject to an EPA approved State or Federal section 111(d)/129 plan implementing subpart Cb or subpart BBBB of this part is not covered by this subpart.

(l) Affected facilities that also meet the applicability requirements under subpart BB of this part (Standards of Performance for Kraft Pulp Mills) are subject to the SO<sub>2</sub> and NO<sub>x</sub> standards under this subpart and the PM standards under subpart BB.

(m) Temporary boilers are not subject to this subpart.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5084, Jan. 28, 2009; 77 FR 9459, Feb. 16, 2012]

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### **§60.41b Definitions.**

As used in this subpart, all terms not defined herein shall have the meaning given them in the Clean Air Act and in subpart A of this part.

*Annual capacity factor* means the ratio between the actual heat input to a steam generating unit from the fuels listed in §60.42b(a), §60.43b(a), or §60.44b(a), as applicable, during a calendar year and the potential heat input to the steam generating unit had it been operated for 8,760 hours during a calendar year at the maximum steady state design heat input capacity. In the case of steam generating units that are rented or leased, the actual heat input shall be determined based on the combined heat input from all operations of the affected facility in a calendar year.

*Byproduct/waste* means any liquid or gaseous substance produced at chemical manufacturing plants, petroleum refineries, or pulp and paper mills (except natural gas, distillate oil, or residual oil) and combusted in a steam generating unit for heat recovery or for disposal. Gaseous substances with carbon dioxide (CO<sub>2</sub>) levels greater than 50 percent or carbon monoxide levels greater than 10 percent are not byproduct/waste for the purpose of this subpart.

*Chemical manufacturing plants* mean industrial plants that are classified by the Department of Commerce under Standard Industrial Classification (SIC) Code 28.

*Coal* means all solid fuels classified as anthracite, bituminous, subbituminous, or lignite by the American Society of Testing and Materials in ASTM D388 (incorporated by reference, see §60.17), coal refuse, and petroleum coke. Coal-derived synthetic fuels, including but not limited to solvent refined coal, gasified coal not meeting the definition of natural gas, coal-oil mixtures, coke oven gas, and coal-water mixtures, are also included in this definition for the purposes of this subpart.

*Coal refuse* means any byproduct of coal mining or coal cleaning operations with an ash content greater than 50 percent, by weight, and a heating value less than 13,900 kJ/kg (6,000 Btu/lb) on a dry basis.

*Cogeneration*, also known as combined heat and power, means a facility that simultaneously produces both electric (or mechanical) and useful thermal energy from the same primary energy source.

*Coke oven gas* means the volatile constituents generated in the gaseous exhaust during the carbonization of bituminous coal to form coke.

*Combined cycle system* means a system in which a separate source, such as a gas turbine, internal combustion engine, kiln, etc., provides exhaust gas to a steam generating unit.

*Conventional technology* means wet flue gas desulfurization (FGD) technology, dry FGD technology, atmospheric fluidized bed combustion technology, and oil hydrodesulfurization technology.

*Distillate oil* means fuel oils that contain 0.05 weight percent nitrogen or less and comply with the specifications for fuel oil numbers 1 and 2, as defined by the American Society of Testing and Materials in ASTM D396 (incorporated by reference, see §60.17), diesel fuel oil numbers 1 and 2, as defined by the American Society for Testing and Materials in ASTM D975 (incorporated by reference, see §60.17), kerosine, as defined by the American Society of Testing and Materials in ASTM D3699 (incorporated by reference, see §60.17), biodiesel as defined by the American Society of Testing and Materials in ASTM D6751 (incorporated by reference, see §60.17), or biodiesel blends as defined by the American Society of Testing and Materials in ASTM D7467 (incorporated by reference, see §60.17).

*Dry flue gas desulfurization technology* means a SO<sub>2</sub> control system that is located downstream of the steam generating unit and removes sulfur oxides from the combustion gases of the steam generating unit by contacting the combustion gases with an alkaline reagent and water, whether introduced separately or as a premixed slurry or solution and forming a dry powder material. This definition includes devices where the dry powder material is subsequently converted to another form. Alkaline slurries or solutions used in dry flue gas desulfurization technology include but are not limited to lime and sodium.

*Duct burner* means a device that combusts fuel and that is placed in the exhaust duct from another source, such as a stationary gas turbine, internal combustion engine, kiln, etc., to allow the firing of additional fuel to heat the exhaust gases before the exhaust gases enter a steam generating unit.

*Emerging technology* means any SO<sub>2</sub> control system that is not defined as a conventional technology under this section, and for which the owner or operator of the facility has applied to the Administrator and received approval to operate as an emerging technology under §60.49b(a)(4).

*Federally enforceable* means all limitations and conditions that are enforceable by the Administrator, including the requirements of 40 CFR parts 60 and 61, requirements within any applicable State Implementation Plan, and any permit requirements established under 40 CFR 52.21 or under 40 CFR 51.18 and 51.24.

*Fluidized bed combustion technology* means combustion of fuel in a bed or series of beds (including but not limited to bubbling bed units and circulating bed units) of limestone aggregate (or other sorbent materials) in which these materials are forced upward by the flow of combustion air and the gaseous products of combustion.

*Fuel pretreatment* means a process that removes a portion of the sulfur in a fuel before combustion of the fuel in a steam generating unit.

*Full capacity* means operation of the steam generating unit at 90 percent or more of the maximum steady-state design heat input capacity.

*Gaseous fuel* means any fuel that is a gas at ISO conditions. This includes, but is not limited to, natural gas and gasified coal (including coke oven gas).

*Gross output* means the gross useful work performed by the steam generated. For units generating only electricity, the gross useful work performed is the gross electrical output from the turbine/generator set. For cogeneration units, the gross useful work performed is the gross electrical or mechanical output plus 75 percent of the useful thermal output measured relative to ISO conditions that is not used to generate additional electrical or mechanical output or to enhance the performance of the unit (*i.e.*, steam delivered to an industrial process).

*Heat input* means heat derived from combustion of fuel in a steam generating unit and does not include the heat derived from preheated combustion air, recirculated flue gases, or exhaust gases from other sources, such as gas turbines, internal combustion engines, kilns, etc.

*Heat release rate* means the steam generating unit design heat input capacity (in MW or Btu/hr) divided by the furnace volume (in cubic meters or cubic feet); the furnace volume is that volume bounded by the front furnace wall where the burner is located, the furnace side waterwall, and extending to the level just below or in front of the first row of convection pass tubes.

*Heat transfer medium* means any material that is used to transfer heat from one point to another point.

*High heat release rate* means a heat release rate greater than 730,000 J/sec-m<sup>3</sup> (70,000 Btu/hr-ft<sup>3</sup>).

*ISO Conditions* means a temperature of 288 Kelvin, a relative humidity of 60 percent, and a pressure of 101.3 kilopascals.

*Lignite* means a type of coal classified as lignite A or lignite B by the American Society of Testing and Materials in ASTM D388 (incorporated by reference, see §60.17).

*Low heat release rate* means a heat release rate of 730,000 J/sec-m<sup>3</sup> (70,000 Btu/hr-ft<sup>3</sup>) or less.

*Mass-feed stoker steam generating unit* means a steam generating unit where solid fuel is introduced directly into a retort or is fed directly onto a grate where it is combusted.

*Maximum heat input capacity* means the ability of a steam generating unit to combust a stated maximum amount of fuel on a steady state basis, as determined by the physical design and characteristics of the steam generating unit.

*Municipal-type solid waste* means refuse, more than 50 percent of which is waste consisting of a mixture of paper, wood, yard wastes, food wastes, plastics, leather, rubber, and other combustible materials, and noncombustible materials such as glass and rock.

*Natural gas* means:

(1) A naturally occurring mixture of hydrocarbon and nonhydrocarbon gases found in geologic formations beneath the earth's surface, of which the principal constituent is methane; or

(2) Liquefied petroleum gas, as defined by the American Society for Testing and Materials in ASTM D1835 (incorporated by reference, see §60.17); or

(3) A mixture of hydrocarbons that maintains a gaseous state at ISO conditions. Additionally, natural gas must either be composed of at least 70 percent methane by volume or have a gross calorific value between 34 and 43 megajoules (MJ) per dry standard cubic meter (910 and 1,150 Btu per dry standard cubic foot).

*Noncontinental area* means the State of Hawaii, the Virgin Islands, Guam, American Samoa, the Commonwealth of Puerto Rico, or the Northern Mariana Islands.

*Oil* means crude oil or petroleum or a liquid fuel derived from crude oil or petroleum, including distillate and residual oil.

*Petroleum refinery* means industrial plants as classified by the Department of Commerce under Standard Industrial Classification (SIC) Code 29.

*Potential sulfur dioxide emission rate* means the theoretical SO<sub>2</sub> emissions (nanograms per joule (ng/J) or lb/MMBtu heat input) that would result from combusting fuel in an uncleaned state and without using emission control systems. For gasified coal or oil that is desulfurized prior to combustion, the *Potential sulfur dioxide*

*emission rate* is the theoretical SO<sub>2</sub> emissions (ng/J or lb/MMBtu heat input) that would result from combusting fuel in a cleaned state without using any post combustion emission control systems.

*Process heater* means a device that is primarily used to heat a material to initiate or promote a chemical reaction in which the material participates as a reactant or catalyst.

*Pulp and paper mills* means industrial plants that are classified by the Department of Commerce under North American Industry Classification System (NAICS) Code 322 or Standard Industrial Classification (SIC) Code 26.

*Pulverized coal-fired steam generating unit* means a steam generating unit in which pulverized coal is introduced into an air stream that carries the coal to the combustion chamber of the steam generating unit where it is fired in suspension. This includes both conventional pulverized coal-fired and micropulverized coal-fired steam generating units. Residual oil means crude oil, fuel oil numbers 1 and 2 that have a nitrogen content greater than 0.05 weight percent, and all fuel oil numbers 4, 5 and 6, as defined by the American Society of Testing and Materials in ASTM D396 (incorporated by reference, see §60.17).

*Spreader stoker steam generating unit* means a steam generating unit in which solid fuel is introduced to the combustion zone by a mechanism that throws the fuel onto a grate from above. Combustion takes place both in suspension and on the grate.

*Steam generating unit* means a device that combusts any fuel or byproduct/waste and produces steam or heats water or heats any heat transfer medium. This term includes any municipal-type solid waste incinerator with a heat recovery steam generating unit or any steam generating unit that combusts fuel and is part of a cogeneration system or a combined cycle system. This term does not include process heaters as they are defined in this subpart.

*Steam generating unit operating day* means a 24-hour period between 12:00 midnight and the following midnight during which any fuel is combusted at any time in the steam generating unit. It is not necessary for fuel to be combusted continuously for the entire 24-hour period.

*Temporary boiler* means any gaseous or liquid fuel-fired steam generating unit that is designed to, and is capable of, being carried or moved from one location to another by means of, for example, wheels, skids, carrying handles, dollies, trailers, or platforms. A steam generating unit is not a temporary boiler if any one of the following conditions exists:

- (1) The equipment is attached to a foundation.
- (2) The steam generating unit or a replacement remains at a location for more than 180 consecutive days. Any temporary boiler that replaces a temporary boiler at a location and performs the same or similar function will be included in calculating the consecutive time period.
- (3) The equipment is located at a seasonal facility and operates during the full annual operating period of the seasonal facility, remains at the facility for at least 2 years, and operates at that facility for at least 3 months each year.
- (4) The equipment is moved from one location to another in an attempt to circumvent the residence time requirements of this definition.

*Very low sulfur oil* means for units constructed, reconstructed, or modified on or before February 28, 2005, oil that contains no more than 0.5 weight percent sulfur or that, when combusted without SO<sub>2</sub> emission control, has a SO<sub>2</sub> emission rate equal to or less than 215 ng/J (0.5 lb/MMBtu) heat input. For units constructed, reconstructed, or modified after February 28, 2005 and not located in a noncontinental area, *very low sulfur oil* means oil that contains no more than 0.30 weight percent sulfur or that, when combusted without SO<sub>2</sub> emission control, has a SO<sub>2</sub> emission rate equal to or less than 140 ng/J (0.32 lb/MMBtu) heat input. For units constructed, reconstructed, or modified

after February 28, 2005 and located in a noncontinental area, *very low sulfur oil* means oil that contains no more than 0.5 weight percent sulfur or that, when combusted without SO<sub>2</sub> emission control, has a SO<sub>2</sub> emission rate equal to or less than 215 ng/J (0.50 lb/MMBtu) heat input.

*Wet flue gas desulfurization technology* means a SO<sub>2</sub> control system that is located downstream of the steam generating unit and removes sulfur oxides from the combustion gases of the steam generating unit by contacting the combustion gas with an alkaline slurry or solution and forming a liquid material. This definition applies to devices where the aqueous liquid material product of this contact is subsequently converted to other forms. Alkaline reagents used in wet flue gas desulfurization technology include, but are not limited to, lime, limestone, and sodium.

*Wet scrubber system* means any emission control device that mixes an aqueous stream or slurry with the exhaust gases from a steam generating unit to control emissions of PM or SO<sub>2</sub>.

*Wood* means wood, wood residue, bark, or any derivative fuel or residue thereof, in any form, including, but not limited to, sawdust, sanderdust, wood chips, scraps, slabs, millings, shavings, and processed pellets made from wood or other forest residues.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5084, Jan. 28, 2009; 77 FR 9459, Feb. 16, 2012]

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#### **§60.42b Standard for sulfur dioxide (SO<sub>2</sub>).**

(a) Except as provided in paragraphs (b), (c), (d), or (j) of this section, on and after the date on which the performance test is completed or required to be completed under §60.8, whichever comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005, that combusts coal or oil shall cause to be discharged into the atmosphere any gases that contain SO<sub>2</sub> in excess of 87 ng/J (0.20 lb/MMBtu) or 10 percent (0.10) of the potential SO<sub>2</sub> emission rate (90 percent reduction) and the emission limit determined according to the following formula:

$$E_i = \frac{(K_a H_a + K_b H_b)}{(H_a + H_b)}$$

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Where:

E<sub>i</sub> = SO<sub>2</sub> emission limit, in ng/J or lb/MMBtu heat input;

K<sub>a</sub> = 520 ng/J (or 1.2 lb/MMBtu);

K<sub>b</sub> = 340 ng/J (or 0.80 lb/MMBtu);

H<sub>a</sub> = Heat input from the combustion of coal, in J (MMBtu); and

H<sub>b</sub> = Heat input from the combustion of oil, in J (MMBtu).

For facilities complying with the percent reduction standard, only the heat input supplied to the affected facility from the combustion of coal and oil is counted in this paragraph. No credit is provided for the heat input to the affected facility from the combustion of natural gas, wood, municipal-type solid waste, or other fuels or heat derived from exhaust gases from other sources, such as gas turbines, internal combustion engines, kilns, etc.

(b) On and after the date on which the performance test is completed or required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005, that combusts coal refuse alone in a fluidized bed combustion steam generating unit shall cause to be discharged into the atmosphere any gases that contain SO<sub>2</sub> in excess of 87 ng/J (0.20 lb/MMBtu) or 20 percent (0.20) of the potential SO<sub>2</sub> emission rate (80 percent reduction) and 520 ng/J (1.2 lb/MMBtu) heat input. If coal or oil is fired with coal refuse, the affected facility is subject to paragraph (a) or (d) of this section, as applicable. For facilities complying with the percent reduction standard, only the heat input supplied to the affected facility from the combustion of coal and oil is counted in this paragraph. No credit is provided for the heat input to the affected facility from the combustion of natural gas, wood, municipal-type solid waste, or other fuels or heat derived from exhaust gases from other sources, such as gas turbines, internal combustion engines, kilns, etc.

(c) On and after the date on which the performance test is completed or is required to be completed under §60.8, whichever comes first, no owner or operator of an affected facility that combusts coal or oil, either alone or in combination with any other fuel, and that uses an emerging technology for the control of SO<sub>2</sub> emissions, shall cause to be discharged into the atmosphere any gases that contain SO<sub>2</sub> in excess of 50 percent of the potential SO<sub>2</sub> emission rate (50 percent reduction) and that contain SO<sub>2</sub> in excess of the emission limit determined according to the following formula:

$$E_s = \frac{(K_c H_c + K_o H_o)}{(H_c + H_o)}$$

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Where:

$E_s$  = SO<sub>2</sub> emission limit, in ng/J or lb/MM Btu heat input;

$K_c$  = 260 ng/J (or 0.60 lb/MMBtu);

$K_o$  = 170 ng/J (or 0.40 lb/MMBtu);

$H_c$  = Heat input from the combustion of coal, in J (MMBtu); and

$H_o$  = Heat input from the combustion of oil, in J (MMBtu).

For facilities complying with the percent reduction standard, only the heat input supplied to the affected facility from the combustion of coal and oil is counted in this paragraph. No credit is provided for the heat input to the affected facility from the combustion of natural gas, wood, municipal-type solid waste, or other fuels, or from the heat input derived from exhaust gases from other sources, such as gas turbines, internal combustion engines, kilns, etc.

(d) On and after the date on which the performance test is completed or required to be completed under §60.8, whichever comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005 and listed in paragraphs (d)(1), (2), (3), or (4) of this section shall cause to be discharged into the atmosphere any gases that contain SO<sub>2</sub> in excess of 520 ng/J (1.2 lb/MMBtu) heat input if the affected facility combusts coal, or 215 ng/J (0.5 lb/MMBtu) heat input if the affected facility combusts oil other than very low sulfur oil. Percent reduction requirements are not applicable to affected facilities under paragraphs (d)(1), (2), (3) or (4) of this section. For facilities complying with paragraphs (d)(1), (2), or (3) of this section, only the heat input supplied to the affected facility from the combustion of coal and oil is counted in this paragraph. No credit is provided for the heat input to the affected facility from the combustion of natural gas, wood, municipal-type solid waste, or other fuels or heat derived from exhaust gases from other sources, such as gas turbines, internal combustion engines, kilns, etc.

(1) Affected facilities that have an annual capacity factor for coal and oil of 30 percent (0.30) or less and are subject to a federally enforceable permit limiting the operation of the affected facility to an annual capacity factor for coal and oil of 30 percent (0.30) or less;

(2) Affected facilities located in a noncontinental area; or

(3) Affected facilities combusting coal or oil, alone or in combination with any fuel, in a duct burner as part of a combined cycle system where 30 percent (0.30) or less of the heat entering the steam generating unit is from combustion of coal and oil in the duct burner and 70 percent (0.70) or more of the heat entering the steam generating unit is from the exhaust gases entering the duct burner; or

(4) The affected facility burns coke oven gas alone or in combination with natural gas or very low sulfur distillate oil.

(e) Except as provided in paragraph (f) of this section, compliance with the emission limits, fuel oil sulfur limits, and/or percent reduction requirements under this section are determined on a 30-day rolling average basis.

(f) Except as provided in paragraph (j)(2) of this section, compliance with the emission limits or fuel oil sulfur limits under this section is determined on a 24-hour average basis for affected facilities that (1) have a federally enforceable permit limiting the annual capacity factor for oil to 10 percent or less, (2) combust only very low sulfur oil, and (3) do not combust any other fuel.

(g) Except as provided in paragraph (i) of this section and §60.45b(a), the SO<sub>2</sub> emission limits and percent reduction requirements under this section apply at all times, including periods of startup, shutdown, and malfunction.

(h) Reductions in the potential SO<sub>2</sub> emission rate through fuel pretreatment are not credited toward the percent reduction requirement under paragraph (c) of this section unless:

(1) Fuel pretreatment results in a 50 percent or greater reduction in potential SO<sub>2</sub> emissions and

(2) Emissions from the pretreated fuel (without combustion or post-combustion SO<sub>2</sub> control) are equal to or less than the emission limits specified in paragraph (c) of this section.

(i) An affected facility subject to paragraph (a), (b), or (c) of this section may combust very low sulfur oil or natural gas when the SO<sub>2</sub> control system is not being operated because of malfunction or maintenance of the SO<sub>2</sub> control system.

(j) Percent reduction requirements are not applicable to affected facilities combusting only very low sulfur oil. The owner or operator of an affected facility combusting very low sulfur oil shall demonstrate that the oil meets the definition of very low sulfur oil by: (1) Following the performance testing procedures as described in §60.45b(c) or §60.45b(d), and following the monitoring procedures as described in §60.47b(a) or §60.47b(b) to determine SO<sub>2</sub> emission rate or fuel oil sulfur content; or (2) maintaining fuel records as described in §60.49b(r).

(k)(1) Except as provided in paragraphs (k)(2), (k)(3), and (k)(4) of this section, on and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commences construction, reconstruction, or modification after February 28, 2005, and that combusts coal, oil, natural gas, a mixture of these fuels, or a mixture of these fuels with any other fuels shall cause to be discharged into the atmosphere any gases that contain SO<sub>2</sub> in excess of 87 ng/J (0.20 lb/MMBtu) heat input or 8 percent (0.08) of the potential SO<sub>2</sub> emission rate (92 percent reduction) and 520 ng/J (1.2 lb/MMBtu) heat input. For facilities complying with the percent reduction standard and paragraph (k)(3) of this section, only the heat input supplied to the affected facility from the combustion of coal and oil is counted in paragraph (k) of this section. No credit is provided for the heat input to the affected facility from the combustion of



natural gas, wood, municipal-type solid waste, or other fuels or heat derived from exhaust gases from other sources, such as gas turbines, internal combustion engines, kilns, etc.

(2) Units firing only very low sulfur oil, gaseous fuel, a mixture of these fuels, or a mixture of these fuels with any other fuels with a potential SO<sub>2</sub> emission rate of 140 ng/J (0.32 lb/MMBtu) heat input or less are exempt from the SO<sub>2</sub> emissions limit in paragraph (k)(1) of this section.

(3) Units that are located in a noncontinental area and that combust coal, oil, or natural gas shall not discharge any gases that contain SO<sub>2</sub> in excess of 520 ng/J (1.2 lb/MMBtu) heat input if the affected facility combusts coal, or 215 ng/J (0.50 lb/MMBtu) heat input if the affected facility combusts oil or natural gas.

(4) As an alternative to meeting the requirements under paragraph (k)(1) of this section, modified facilities that combust coal or a mixture of coal with other fuels shall not cause to be discharged into the atmosphere any gases that contain SO<sub>2</sub> in excess of 87 ng/J (0.20 lb/MMBtu) heat input or 10 percent (0.10) of the potential SO<sub>2</sub> emission rate (90 percent reduction) and 520 ng/J (1.2 lb/MMBtu) heat input.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5084, Jan. 28, 2009; 76 FR 3523, Jan. 20, 2011]

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#### **§60.43b Standard for particulate matter (PM).**

(a) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005 that combusts coal or combusts mixtures of coal with other fuels, shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of the following emission limits:

(1) 22 ng/J (0.051 lb/MMBtu) heat input, (i) If the affected facility combusts only coal, or

(ii) If the affected facility combusts coal and other fuels and has an annual capacity factor for the other fuels of 10 percent (0.10) or less.

(2) 43 ng/J (0.10 lb/MMBtu) heat input if the affected facility combusts coal and other fuels and has an annual capacity factor for the other fuels greater than 10 percent (0.10) and is subject to a federally enforceable requirement limiting operation of the affected facility to an annual capacity factor greater than 10 percent (0.10) for fuels other than coal.

(3) 86 ng/J (0.20 lb/MMBtu) heat input if the affected facility combusts coal or coal and other fuels and

(i) Has an annual capacity factor for coal or coal and other fuels of 30 percent (0.30) or less,

(ii) Has a maximum heat input capacity of 73 MW (250 MMBtu/hr) or less,

(iii) Has a federally enforceable requirement limiting operation of the affected facility to an annual capacity factor of 30 percent (0.30) or less for coal or coal and other solid fuels, and

(iv) Construction of the affected facility commenced after June 19, 1984, and before November 25, 1986.

(4) An affected facility burning coke oven gas alone or in combination with other fuels not subject to a PM standard under §60.43b and not using a post-combustion technology (except a wet scrubber) for reducing PM or SO<sub>2</sub> emissions is not subject to the PM limits under §60.43b(a).

(b) On and after the date on which the performance test is completed or required to be completed under §60.8, whichever comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005, and that combusts oil (or mixtures of oil with other fuels) and uses a conventional or emerging technology to reduce SO<sub>2</sub> emissions shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of 43 ng/J (0.10 lb/MMBtu) heat input.

(c) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification on or before February 28, 2005, and that combusts wood, or wood with other fuels, except coal, shall cause to be discharged from that affected facility any gases that contain PM in excess of the following emission limits:

(1) 43 ng/J (0.10 lb/MMBtu) heat input if the affected facility has an annual capacity factor greater than 30 percent (0.30) for wood.

(2) 86 ng/J (0.20 lb/MMBtu) heat input if (i) The affected facility has an annual capacity factor of 30 percent (0.30) or less for wood;

(ii) Is subject to a federally enforceable requirement limiting operation of the affected facility to an annual capacity factor of 30 percent (0.30) or less for wood; and

(iii) Has a maximum heat input capacity of 73 MW (250 MMBtu/hr) or less.

(d) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that combusts municipal-type solid waste or mixtures of municipal-type solid waste with other fuels, shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of the following emission limits:

(1) 43 ng/J (0.10 lb/MMBtu) heat input;

(i) If the affected facility combusts only municipal-type solid waste; or

(ii) If the affected facility combusts municipal-type solid waste and other fuels and has an annual capacity factor for the other fuels of 10 percent (0.10) or less.

(2) 86 ng/J (0.20 lb/MMBtu) heat input if the affected facility combusts municipal-type solid waste or municipal-type solid waste and other fuels; and

(i) Has an annual capacity factor for municipal-type solid waste and other fuels of 30 percent (0.30) or less;

(ii) Has a maximum heat input capacity of 73 MW (250 MMBtu/hr) or less;

(iii) Has a federally enforceable requirement limiting operation of the affected facility to an annual capacity factor of 30 percent (0.30) or less for municipal-type solid waste, or municipal-type solid waste and other fuels; and

(iv) Construction of the affected facility commenced after June 19, 1984, but on or before November 25, 1986.

(e) For the purposes of this section, the annual capacity factor is determined by dividing the actual heat input to the steam generating unit during the calendar year from the combustion of coal, wood, or municipal-type solid waste, and other fuels, as applicable, by the potential heat input to the steam generating unit if the steam generating unit had been operated for 8,760 hours at the maximum heat input capacity.

(f) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that combusts coal, oil, wood, or mixtures of these fuels with any other fuels shall cause to be discharged into the atmosphere any gases that exhibit greater than 20 percent opacity (6-minute average), except for one 6-minute period per hour of not more than 27 percent opacity. An owner or operator of an affected facility that elects to install, calibrate, maintain, and operate a continuous emissions monitoring system (CEMS) for measuring PM emissions according to the requirements of this subpart and is subject to a federally enforceable PM limit of 0.030 lb/MMBtu or less is exempt from the opacity standard specified in this paragraph.

(g) The PM and opacity standards apply at all times, except during periods of startup, shutdown, or malfunction.

(h)(1) Except as provided in paragraphs (h)(2), (h)(3), (h)(4), (h)(5), and (h)(6) of this section, on and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commenced construction, reconstruction, or modification after February 28, 2005, and that combusts coal, oil, wood, a mixture of these fuels, or a mixture of these fuels with any other fuels shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of 13 ng/J (0.030 lb/MMBtu) heat input,

(2) As an alternative to meeting the requirements of paragraph (h)(1) of this section, the owner or operator of an affected facility for which modification commenced after February 28, 2005, may elect to meet the requirements of this paragraph. On and after the date on which the initial performance test is completed or required to be completed under §60.8, no owner or operator of an affected facility that commences modification after February 28, 2005 shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of both:

(i) 22 ng/J (0.051 lb/MMBtu) heat input derived from the combustion of coal, oil, wood, a mixture of these fuels, or a mixture of these fuels with any other fuels; and

(ii) 0.2 percent of the combustion concentration (99.8 percent reduction) when combusting coal, oil, wood, a mixture of these fuels, or a mixture of these fuels with any other fuels.

(3) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commences modification after February 28, 2005, and that combusts over 30 percent wood (by heat input) on an annual basis and has a maximum heat input capacity of 73 MW (250 MMBtu/h) or less shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of 43 ng/J (0.10 lb/MMBtu) heat input.

(4) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that commences modification after February 28, 2005, and that combusts over 30 percent wood (by heat input) on an annual basis and has a maximum heat input capacity greater than 73 MW (250 MMBtu/h) shall cause to be discharged into the atmosphere from that affected facility any gases that contain PM in excess of 37 ng/J (0.085 lb/MMBtu) heat input.

(5) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, an owner or operator of an affected facility not located in a noncontinental area that commences construction, reconstruction, or modification after February 28, 2005, and that combusts only oil that contains no more than 0.30 weight percent sulfur, coke oven gas, a mixture of these fuels, or either fuel (or a mixture of these fuels) in combination with other fuels not subject to a PM standard in §60.43b and not using a post-combustion technology (except a wet scrubber) to reduce SO<sub>2</sub> or PM emissions is not subject to the PM limits in (h)(1) of this section.

(6) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, an owner or operator of an affected facility located in a noncontinental area

that commences construction, reconstruction, or modification after February 28, 2005, and that combusts only oil that contains no more than 0.5 weight percent sulfur, coke oven gas, a mixture of these fuels, or either fuel (or a mixture of these fuels) in combination with other fuels not subject to a PM standard in §60.43b and not using a post-combustion technology (except a wet scrubber) to reduce SO<sub>2</sub> or PM emissions is not subject to the PM limits in (h)(1) of this section.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5084, Jan. 28, 2009; 77 FR 9459, Feb. 16, 2012]

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**§60.44b Standard for nitrogen oxides (NO<sub>x</sub>).**

(a) Except as provided under paragraphs (k) and (l) of this section, on and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that is subject to the provisions of this section and that combusts only coal, oil, or natural gas shall cause to be discharged into the atmosphere from that affected facility any gases that contain NO<sub>x</sub> (expressed as NO<sub>2</sub>) in excess of the following emission limits:

Fuel/steam generating unit type	Nitrogen oxide emission limits (expressed as NO <sub>2</sub> ) heat input	
	ng/J	lb/MMBTu
(1) Natural gas and distillate oil, except (4):		
(i) Low heat release rate	43	0.10
(ii) High heat release rate	86	0.20
(2) Residual oil:		
(i) Low heat release rate	130	0.30
(ii) High heat release rate	170	0.40
(3) Coal:		
(i) Mass-feed stoker	210	0.50
(ii) Spreader stoker and fluidized bed combustion	260	0.60
(iii) Pulverized coal	300	0.70
(iv) Lignite, except (v)	260	0.60
(v) Lignite mined in North Dakota, South Dakota, or Montana and combusted in a slag tap furnace	340	0.80
(vi) Coal-derived synthetic fuels	210	0.50
(4) Duct burner used in a combined cycle system:		
(i) Natural gas and distillate oil	86	0.20
(ii) Residual oil	170	0.40

(b) Except as provided under paragraphs (k) and (l) of this section, on and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that simultaneously combusts mixtures of only coal, oil, or natural gas shall cause to be discharged into the atmosphere from that affected facility any gases that contain NO<sub>x</sub> in excess of a limit determined by the use of the following formula:

$$E_n = \frac{(EL_g H_g) + (EL_o H_o) + (EL_c H_c)}{(H_g + H_o + H_c)}$$

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Where:

$E_n$  = NO<sub>x</sub> emission limit (expressed as NO<sub>2</sub>), ng/J (lb/MMBtu);

$EL_g$  = Appropriate emission limit from paragraph (a)(1) for combustion of natural gas or distillate oil, ng/J (lb/MMBtu);

$H_g$  = Heat input from combustion of natural gas or distillate oil, J (MMBtu);

$EL_o$  = Appropriate emission limit from paragraph (a)(2) for combustion of residual oil, ng/J (lb/MMBtu);

$H_o$  = Heat input from combustion of residual oil, J (MMBtu);

$EL_c$  = Appropriate emission limit from paragraph (a)(3) for combustion of coal, ng/J (lb/MMBtu); and

$H_c$  = Heat input from combustion of coal, J (MMBtu).

(c) Except as provided under paragraph (d) and (l) of this section, on and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that simultaneously combusts coal or oil, natural gas (or any combination of the three), and wood, or any other fuel shall cause to be discharged into the atmosphere any gases that contain NO<sub>x</sub> in excess of the emission limit for the coal, oil, natural gas (or any combination of the three), combusted in the affected facility, as determined pursuant to paragraph (a) or (b) of this section. This standard does not apply to an affected facility that is subject to and in compliance with a federally enforceable requirement that limits operation of the affected facility to an annual capacity factor of 10 percent (0.10) or less for coal, oil, natural gas (or any combination of the three).

(d) On and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that simultaneously combusts natural gas and/or distillate oil with a potential SO<sub>2</sub> emissions rate of 26 ng/J (0.060 lb/MMBtu) or less with wood, municipal-type solid waste, or other solid fuel, except coal, shall cause to be discharged into the atmosphere from that affected facility any gases that contain NO<sub>x</sub> in excess of 130 ng/J (0.30 lb/MMBtu) heat input unless the affected facility has an annual capacity factor for natural gas, distillate oil, or a mixture of these fuels of 10 percent (0.10) or less and is subject to a federally enforceable requirement that limits operation of the affected facility to an annual capacity factor of 10 percent (0.10) or less for natural gas, distillate oil, or a mixture of these fuels.

(e) Except as provided under paragraph (l) of this section, on and after the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, no owner or operator of an affected facility that simultaneously combusts only coal, oil, or natural gas with byproduct/waste shall cause to be discharged into the atmosphere any gases that contain NO<sub>x</sub> in excess of the emission limit determined by the following formula unless the affected facility has an annual capacity factor for coal, oil, and natural gas of 10 percent (0.10) or less and is subject to a federally enforceable requirement that limits operation of the affected facility to an annual capacity factor of 10 percent (0.10) or less:

(f) Any owner or operator of an affected facility that combusts byproduct/waste with either natural gas or oil may petition the Administrator within 180 days of the initial startup of the affected facility to establish a NO<sub>x</sub> emission limit that shall apply specifically to that affected facility when the byproduct/waste is combusted. The petition shall include sufficient and appropriate data, as determined by the Administrator, such as NO<sub>x</sub> emissions from the affected facility, waste composition (including nitrogen content), and combustion conditions to allow the Administrator to confirm that the affected facility is unable to comply with the emission limits in paragraph (e) of this section and to determine the appropriate emission limit for the affected facility.

(1) Any owner or operator of an affected facility petitioning for a facility-specific NO<sub>x</sub> emission limit under this section shall:

(i) Demonstrate compliance with the emission limits for natural gas and distillate oil in paragraph (a)(1) of this section or for residual oil in paragraph (a)(2) or (1)(1) of this section, as appropriate, by conducting a 30-day performance test as provided in §60.46b(e). During the performance test only natural gas, distillate oil, or residual oil shall be combusted in the affected facility; and

(ii) Demonstrate that the affected facility is unable to comply with the emission limits for natural gas and distillate oil in paragraph (a)(1) of this section or for residual oil in paragraph (a)(2) or (1)(1) of this section, as appropriate, when gaseous or liquid byproduct/waste is combusted in the affected facility under the same conditions and using the same technological system of emission reduction applied when demonstrating compliance under paragraph (f)(1)(i) of this section.

(2) The NO<sub>x</sub> emission limits for natural gas or distillate oil in paragraph (a)(1) of this section or for residual oil in paragraph (a)(2) or (1)(1) of this section, as appropriate, shall be applicable to the affected facility until and unless the petition is approved by the Administrator. If the petition is approved by the Administrator, a facility-specific NO<sub>x</sub> emission limit will be established at the NO<sub>x</sub> emission level achievable when the affected facility is combusting oil or natural gas and byproduct/waste in a manner that the Administrator determines to be consistent with minimizing NO<sub>x</sub> emissions. In lieu of amending this subpart, a letter will be sent to the facility describing the facility-specific NO<sub>x</sub> limit. The facility shall use the compliance procedures detailed in the letter and make the letter available to the public. If the Administrator determines it is appropriate, the conditions and requirements of the letter can be reviewed and changed at any point.

(g) Any owner or operator of an affected facility that combusts hazardous waste (as defined by 40 CFR part 261 or 40 CFR part 761) with natural gas or oil may petition the Administrator within 180 days of the initial startup of the affected facility for a waiver from compliance with the NO<sub>x</sub> emission limit that applies specifically to that affected facility. The petition must include sufficient and appropriate data, as determined by the Administrator, on NO<sub>x</sub> emissions from the affected facility, waste destruction efficiencies, waste composition (including nitrogen content), the quantity of specific wastes to be combusted and combustion conditions to allow the Administrator to determine if the affected facility is able to comply with the NO<sub>x</sub> emission limits required by this section. The owner or operator of the affected facility shall demonstrate that when hazardous waste is combusted in the affected facility, thermal destruction efficiency requirements for hazardous waste specified in an applicable federally enforceable requirement preclude compliance with the NO<sub>x</sub> emission limits of this section. The NO<sub>x</sub> emission limits for natural gas or distillate oil in paragraph (a)(1) of this section or for residual oil in paragraph (a)(2) or (1)(1) of this section, as appropriate, are applicable to the affected facility until and unless the petition is approved by the Administrator. (See 40 CFR 761.70 for regulations applicable to the incineration of materials containing polychlorinated biphenyls (PCB's).) In lieu of amending this subpart, a letter will be sent to the facility describing the facility-specific NO<sub>x</sub> limit. The facility shall use the compliance procedures detailed in the letter and make the letter available to the public. If the Administrator determines it is appropriate, the conditions and requirements of the letter can be reviewed and changed at any point.

(h) For purposes of paragraph (i) of this section, the NO<sub>x</sub> standards under this section apply at all times including periods of startup, shutdown, or malfunction.

(i) Except as provided under paragraph (j) of this section, compliance with the emission limits under this section is determined on a 30-day rolling average basis.

(j) Compliance with the emission limits under this section is determined on a 24-hour average basis for the initial performance test and on a 3-hour average basis for subsequent performance tests for any affected facilities that:

(1) Combust, alone or in combination, only natural gas, distillate oil, or residual oil with a nitrogen content of 0.30 weight percent or less;

(2) Have a combined annual capacity factor of 10 percent or less for natural gas, distillate oil, and residual oil with a nitrogen content of 0.30 weight percent or less; and

(3) Are subject to a federally enforceable requirement limiting operation of the affected facility to the firing of natural gas, distillate oil, and/or residual oil with a nitrogen content of 0.30 weight percent or less and limiting operation of the affected facility to a combined annual capacity factor of 10 percent or less for natural gas, distillate oil, and residual oil with a nitrogen content of 0.30 weight percent or less.

(k) Affected facilities that meet the criteria described in paragraphs (j)(1), (2), and (3) of this section, and that have a heat input capacity of 73 MW (250 MMBtu/hr) or less, are not subject to the NO<sub>x</sub> emission limits under this section.

(l) On and after the date on which the initial performance test is completed or is required to be completed under 60.8, whichever date is first, no owner or operator of an affected facility that commenced construction after July 9, 1997 shall cause to be discharged into the atmosphere from that affected facility any gases that contain NO<sub>x</sub> (expressed as NO<sub>2</sub>) in excess of the following limits:

(1) 86 ng/J (0.20 lb/MMBtu) heat input if the affected facility combusts coal, oil, or natural gas (or any combination of the three), alone or with any other fuels. The affected facility is not subject to this limit if it is subject to and in compliance with a federally enforceable requirement that limits operation of the facility to an annual capacity factor of 10 percent (0.10) or less for coal, oil, and natural gas (or any combination of the three); or

(2) If the affected facility has a low heat release rate and combusts natural gas or distillate oil in excess of 30 percent of the heat input on a 30-day rolling average from the combustion of all fuels, a limit determined by use of the following formula:

$$E_n = \frac{(0.10 \times H_{ng}) + (0.20 \times H_r)}{(H_{ng} + H_r)}$$

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Where:

E<sub>n</sub> = NO<sub>x</sub> emission limit, (lb/MMBtu);

H<sub>ng</sub> = 30-day heat input from combustion of natural gas or distillate oil; and

H<sub>r</sub> = 30-day heat input from combustion of any other fuel.

(3) After February 27, 2006, units where more than 10 percent of total annual output is electrical or mechanical may comply with an optional limit of 270 ng/J (2.1 lb/MWh) gross energy output, based on a 30-day rolling average. Units complying with this output-based limit must demonstrate compliance according to the

procedures of §60.48Da(i) of subpart Da of this part, and must monitor emissions according to §60.49Da(c), (k), through (n) of subpart Da of this part.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5086, Jan. 28, 2009; 77 FR 9459, Feb. 16, 2012]

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#### **§60.45b Compliance and performance test methods and procedures for sulfur dioxide.**

(a) The SO<sub>2</sub> emission standards in §60.42b apply at all times. Facilities burning coke oven gas alone or in combination with any other gaseous fuels or distillate oil are allowed to exceed the limit 30 operating days per calendar year for SO<sub>2</sub> control system maintenance.

(b) In conducting the performance tests required under §60.8, the owner or operator shall use the methods and procedures in appendix A (including fuel certification and sampling) of this part or the methods and procedures as specified in this section, except as provided in §60.8(b). Section 60.8(f) does not apply to this section. The 30-day notice required in §60.8(d) applies only to the initial performance test unless otherwise specified by the Administrator.

(c) The owner or operator of an affected facility shall conduct performance tests to determine compliance with the percent of potential SO<sub>2</sub> emission rate (% P<sub>s</sub>) and the SO<sub>2</sub> emission rate (E<sub>s</sub>) pursuant to §60.42b following the procedures listed below, except as provided under paragraph (d) and (k) of this section.

(1) The initial performance test shall be conducted over 30 consecutive operating days of the steam generating unit. Compliance with the SO<sub>2</sub> standards shall be determined using a 30-day average. The first operating day included in the initial performance test shall be scheduled within 30 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of the facility.

(2) If only coal, only oil, or a mixture of coal and oil is combusted, the following procedures are used:

(i) The procedures in Method 19 of appendix A-7 of this part are used to determine the hourly SO<sub>2</sub> emission rate (E<sub>ho</sub>) and the 30-day average emission rate (E<sub>30</sub>). The hourly averages used to compute the 30-day averages are obtained from the CEMS of §60.47b(a) or (b).

(ii) The percent of potential SO<sub>2</sub> emission rate (%P<sub>s</sub>) emitted to the atmosphere is computed using the following formula:

$$\%P_s = 100 \left( 1 - \frac{\%R_g}{100} \right) \left( 1 - \frac{\%R_f}{100} \right)$$

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Where:

%P<sub>s</sub> = Potential SO<sub>2</sub> emission rate, percent;

%R<sub>g</sub> = SO<sub>2</sub> removal efficiency of the control device as determined by Method 19 of appendix A of this part, in percent; and

%R<sub>f</sub> = SO<sub>2</sub> removal efficiency of fuel pretreatment as determined by Method 19 of appendix A of this part, in percent.

(3) If coal or oil is combusted with other fuels, the same procedures required in paragraph (c)(2) of this section are used, except as provided in the following:



(i) An adjusted hourly SO<sub>2</sub> emission rate (E<sub>ho</sub><sup>o</sup>) is used in Equation 19-19 of Method 19 of appendix A of this part to compute an adjusted 30-day average emission rate (E<sub>ao</sub><sup>o</sup>). The E<sub>ho</sub><sup>o</sup> is computed using the following formula:

$$E_{ho}^o = \frac{E_{ho} - E_w(1 - X_k)}{X_k}$$

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Where:

E<sub>ho</sub><sup>o</sup> = Adjusted hourly SO<sub>2</sub> emission rate, ng/J (lb/MMBtu);

E<sub>ho</sub> = Hourly SO<sub>2</sub> emission rate, ng/J (lb/MMBtu);

E<sub>w</sub> = SO<sub>2</sub> concentration in fuels other than coal and oil combusted in the affected facility, as determined by the fuel sampling and analysis procedures in Method 19 of appendix A of this part, ng/J (lb/MMBtu). The value E<sub>w</sub> for each fuel lot is used for each hourly average during the time that the lot is being combusted; and

X<sub>k</sub> = Fraction of total heat input from fuel combustion derived from coal, oil, or coal and oil, as determined by applicable procedures in Method 19 of appendix A of this part.

(ii) To compute the percent of potential SO<sub>2</sub> emission rate (%P<sub>s</sub>), an adjusted %R<sub>s</sub> (%R<sub>s</sub><sup>o</sup>) is computed from the adjusted E<sub>ao</sub><sup>o</sup> from paragraph (b)(3)(i) of this section and an adjusted average SO<sub>2</sub> inlet rate (E<sub>ai</sub><sup>o</sup>) using the following formula:

$$\%R_s^o = 100 \left( 1.0 - \frac{E_{ao}^o}{E_{ai}^o} \right)$$

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To compute E<sub>ai</sub><sup>o</sup>, an adjusted hourly SO<sub>2</sub> inlet rate (E<sub>hi</sub><sup>o</sup>) is used. The E<sub>hi</sub><sup>o</sup> is computed using the following formula:

$$E_{hi}^o = \frac{E_{hi} - E_w(1 - X_k)}{X_k}$$

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Where:

E<sub>hi</sub><sup>o</sup> = Adjusted hourly SO<sub>2</sub> inlet rate, ng/J (lb/MMBtu); and

E<sub>hi</sub> = Hourly SO<sub>2</sub> inlet rate, ng/J (lb/MMBtu).

(4) The owner or operator of an affected facility subject to paragraph (c)(3) of this section does not have to measure parameters E<sub>w</sub> or X<sub>k</sub> if the owner or operator elects to assume that X<sub>k</sub> = 1.0. Owners or operators of affected facilities who assume X<sub>k</sub> = 1.0 shall:

(i) Determine %P<sub>s</sub> following the procedures in paragraph (c)(2) of this section; and

(ii) Sulfur dioxide emissions (E<sub>s</sub>) are considered to be in compliance with SO<sub>2</sub> emission limits under §60.42b.

(5) The owner or operator of an affected facility that qualifies under the provisions of §60.42b(d) does not have to measure parameters  $E_w$  or  $X_k$  in paragraph (c)(3) of this section if the owner or operator of the affected facility elects to measure  $SO_2$  emission rates of the coal or oil following the fuel sampling and analysis procedures in Method 19 of appendix A-7 of this part.

(d) Except as provided in paragraph (j) of this section, the owner or operator of an affected facility that combusts only very low sulfur oil, natural gas, or a mixture of these fuels, has an annual capacity factor for oil of 10 percent (0.10) or less, and is subject to a federally enforceable requirement limiting operation of the affected facility to an annual capacity factor for oil of 10 percent (0.10) or less shall:

(1) Conduct the initial performance test over 24 consecutive steam generating unit operating hours at full load;

(2) Determine compliance with the standards after the initial performance test based on the arithmetic average of the hourly emissions data during each steam generating unit operating day if a CEMS is used, or based on a daily average if Method 6B of appendix A of this part or fuel sampling and analysis procedures under Method 19 of appendix A of this part are used.

(e) The owner or operator of an affected facility subject to §60.42b(d)(1) shall demonstrate the maximum design capacity of the steam generating unit by operating the facility at maximum capacity for 24 hours. This demonstration will be made during the initial performance test and a subsequent demonstration may be requested at any other time. If the 24-hour average firing rate for the affected facility is less than the maximum design capacity provided by the manufacturer of the affected facility, the 24-hour average firing rate shall be used to determine the capacity utilization rate for the affected facility, otherwise the maximum design capacity provided by the manufacturer is used.

(f) For the initial performance test required under §60.8, compliance with the  $SO_2$  emission limits and percent reduction requirements under §60.42b is based on the average emission rates and the average percent reduction for  $SO_2$  for the first 30 consecutive steam generating unit operating days, except as provided under paragraph (d) of this section. The initial performance test is the only test for which at least 30 days prior notice is required unless otherwise specified by the Administrator. The initial performance test is to be scheduled so that the first steam generating unit operating day of the 30 successive steam generating unit operating days is completed within 30 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of the facility. The boiler load during the 30-day period does not have to be the maximum design load, but must be representative of future operating conditions and include at least one 24-hour period at full load.

(g) After the initial performance test required under §60.8, compliance with the  $SO_2$  emission limits and percent reduction requirements under §60.42b is based on the average emission rates and the average percent reduction for  $SO_2$  for 30 successive steam generating unit operating days, except as provided under paragraph (d). A separate performance test is completed at the end of each steam generating unit operating day after the initial performance test, and a new 30-day average emission rate and percent reduction for  $SO_2$  are calculated to show compliance with the standard.

(h) Except as provided under paragraph (i) of this section, the owner or operator of an affected facility shall use all valid  $SO_2$  emissions data in calculating  $\%P_s$  and  $E_{no}$  under paragraph (c), of this section whether or not the minimum emissions data requirements under §60.46b are achieved. All valid emissions data, including valid  $SO_2$  emission data collected during periods of startup, shutdown and malfunction, shall be used in calculating  $\%P_s$  and  $E_{no}$  pursuant to paragraph (c) of this section.

(i) During periods of malfunction or maintenance of the  $SO_2$  control systems when oil is combusted as provided under §60.42b(i), emission data are not used to calculate  $\%P_s$  or  $E_s$  under §60.42b(a), (b) or (c), however, the emissions data are used to determine compliance with the emission limit under §60.42b(i).

(j) The owner or operator of an affected facility that only combusts very low sulfur oil, natural gas, or a mixture of these fuels with any other fuels not subject to an SO<sub>2</sub> standard is not subject to the compliance and performance testing requirements of this section if the owner or operator obtains fuel receipts as described in §60.49b(r).

(k) The owner or operator of an affected facility seeking to demonstrate compliance in §§60.42b(d)(4), 60.42b(j), 60.42b(k)(2), and 60.42b(k)(3) (when not burning coal) shall follow the applicable procedures in §60.49b(r).

[72 FR 32742, June 13, 2007, as amended at 74 FR 5086, Jan. 28, 2009]

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**§60.46b Compliance and performance test methods and procedures for particulate matter and nitrogen oxides.**

(a) The PM emission standards and opacity limits under §60.43b apply at all times except during periods of startup, shutdown, or malfunction. The NO<sub>x</sub> emission standards under §60.44b apply at all times.

(b) Compliance with the PM emission standards under §60.43b shall be determined through performance testing as described in paragraph (d) of this section, except as provided in paragraph (i) of this section.

(c) Compliance with the NO<sub>x</sub> emission standards under §60.44b shall be determined through performance testing under paragraph (e) or (f), or under paragraphs (g) and (h) of this section, as applicable.

(d) To determine compliance with the PM emission limits and opacity limits under §60.43b, the owner or operator of an affected facility shall conduct an initial performance test as required under §60.8, and shall conduct subsequent performance tests as requested by the Administrator, using the following procedures and reference methods:

(1) Method 3A or 3B of appendix A-2 of this part is used for gas analysis when applying Method 5 of appendix A-3 of this part or Method 17 of appendix A-6 of this part.

(2) Method 5, 5B, or 17 of appendix A of this part shall be used to measure the concentration of PM as follows:

(i) Method 5 of appendix A of this part shall be used at affected facilities without wet flue gas desulfurization (FGD) systems; and

(ii) Method 17 of appendix A-6 of this part may be used at facilities with or without wet scrubber systems provided the stack gas temperature does not exceed a temperature of 160 °C (320 °F). The procedures of sections 8.1 and 11.1 of Method 5B of appendix A-3 of this part may be used in Method 17 of appendix A-6 of this part only if it is used after a wet FGD system. Do not use Method 17 of appendix A-6 of this part after wet FGD systems if the effluent is saturated or laden with water droplets.

(iii) Method 5B of appendix A of this part is to be used only after wet FGD systems.

(3) Method 1 of appendix A of this part is used to select the sampling site and the number of traverse sampling points. The sampling time for each run is at least 120 minutes and the minimum sampling volume is 1.7 dscm (60 dscf) except that smaller sampling times or volumes may be approved by the Administrator when necessitated by process variables or other factors.

(4) For Method 5 of appendix A of this part, the temperature of the sample gas in the probe and filter holder is monitored and is maintained at  $160\pm 14$  °C ( $320\pm 25$  °F).

(5) For determination of PM emissions, the oxygen (O<sub>2</sub>) or CO<sub>2</sub> sample is obtained simultaneously with each run of Method 5, 5B, or 17 of appendix A of this part by traversing the duct at the same sampling location.

(6) For each run using Method 5, 5B, or 17 of appendix A of this part, the emission rate expressed in ng/J heat input is determined using:

(i) The O<sub>2</sub> or CO<sub>2</sub> measurements and PM measurements obtained under this section;

(ii) The dry basis F factor; and

(iii) The dry basis emission rate calculation procedure contained in Method 19 of appendix A of this part.

(7) Method 9 of appendix A of this part is used for determining the opacity of stack emissions.

(e) To determine compliance with the emission limits for NO<sub>x</sub> required under §60.44b, the owner or operator of an affected facility shall conduct the performance test as required under §60.8 using the continuous system for monitoring NO<sub>x</sub> under §60.48(b).

(1) For the initial compliance test, NO<sub>x</sub> from the steam generating unit are monitored for 30 successive steam generating unit operating days and the 30-day average emission rate is used to determine compliance with the NO<sub>x</sub> emission standards under §60.44b. The 30-day average emission rate is calculated as the average of all hourly emissions data recorded by the monitoring system during the 30-day test period.

(2) Following the date on which the initial performance test is completed or is required to be completed in §60.8, whichever date comes first, the owner or operator of an affected facility which combusts coal (except as specified under §60.46b(e)(4)) or which combusts residual oil having a nitrogen content greater than 0.30 weight percent shall determine compliance with the NO<sub>x</sub> emission standards in §60.44b on a continuous basis through the use of a 30-day rolling average emission rate. A new 30-day rolling average emission rate is calculated for each steam generating unit operating day as the average of all of the hourly NO<sub>x</sub> emission data for the preceding 30 steam generating unit operating days.

(3) Following the date on which the initial performance test is completed or is required to be completed under §60.8, whichever date comes first, the owner or operator of an affected facility that has a heat input capacity greater than 73 MW (250 MMBtu/hr) and that combusts natural gas, distillate oil, or residual oil having a nitrogen content of 0.30 weight percent or less shall determine compliance with the NO<sub>x</sub> standards under §60.44b on a continuous basis through the use of a 30-day rolling average emission rate. A new 30-day rolling average emission rate is calculated each steam generating unit operating day as the average of all of the hourly NO<sub>x</sub> emission data for the preceding 30 steam generating unit operating days.

(4) Following the date on which the initial performance test is completed or required to be completed under §60.8, whichever date comes first, the owner or operator of an affected facility that has a heat input capacity of 73 MW (250 MMBtu/hr) or less and that combusts natural gas, distillate oil, gasified coal, or residual oil having a nitrogen content of 0.30 weight percent or less shall upon request determine compliance with the NO<sub>x</sub> standards in §60.44b through the use of a 30-day performance test. During periods when performance tests are not requested, NO<sub>x</sub> emissions data collected pursuant to §60.48b(g)(1) or §60.48b(g)(2) are used to calculate a 30-day rolling average emission rate on a daily basis and used to prepare excess emission reports, but will not be used to determine compliance with the NO<sub>x</sub> emission standards. A new 30-day rolling average emission rate is calculated each steam generating unit operating day as the average of all of the hourly NO<sub>x</sub> emission data for the preceding 30 steam generating unit operating days.

(5) If the owner or operator of an affected facility that combusts residual oil does not sample and analyze the residual oil for nitrogen content, as specified in §60.49b(e), the requirements of §60.48b(g)(1) apply and the provisions of §60.48b(g)(2) are inapplicable.

(f) To determine compliance with the emissions limits for NO<sub>x</sub> required by §60.44b(a)(4) or §60.44b(1) for duct burners used in combined cycle systems, either of the procedures described in paragraph (f)(1) or (2) of this section may be used:

(1) The owner or operator of an affected facility shall conduct the performance test required under §60.8 as follows:

(i) The emissions rate (E) of NO<sub>x</sub> shall be computed using Equation 1 in this section:

$$E = E_{t,z} + \left( \frac{H_z}{H_b} \right) (E_{t,z} - E_z) \quad (\text{Eq.1})$$

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Where:

E = Emissions rate of NO<sub>x</sub> from the duct burner, ng/J (lb/MMBtu) heat input;

E<sub>g</sub> = Combined effluent emissions rate, in ng/J (lb/MMBtu) heat input using appropriate F factor as described in Method 19 of appendix A of this part;

H<sub>g</sub> = Heat input rate to the combustion turbine, in J/hr (MMBtu/hr);

H<sub>b</sub> = Heat input rate to the duct burner, in J/hr (MMBtu/hr); and

E<sub>z</sub> = Emissions rate from the combustion turbine, in ng/J (lb/MMBtu) heat input calculated using appropriate F factor as described in Method 19 of appendix A of this part.

(ii) Method 7E of appendix A of this part or Method 320 of appendix A of part 63 shall be used to determine the NO<sub>x</sub> concentrations. Method 3A or 3B of appendix A of this part shall be used to determine O<sub>2</sub> concentration.

(iii) The owner or operator shall identify and demonstrate to the Administrator's satisfaction suitable methods to determine the average hourly heat input rate to the combustion turbine and the average hourly heat input rate to the affected duct burner.

(iv) Compliance with the emissions limits under §60.44b(a)(4) or §60.44b(1) is determined by the three-run average (nominal 1-hour runs) for the initial and subsequent performance tests; or

(2) The owner or operator of an affected facility may elect to determine compliance on a 30-day rolling average basis by using the CEMS specified under §60.48b for measuring NO<sub>x</sub> and O<sub>2</sub> and meet the requirements of §60.48b. The sampling site shall be located at the outlet from the steam generating unit. The NO<sub>x</sub> emissions rate at the outlet from the steam generating unit shall constitute the NO<sub>x</sub> emissions rate from the duct burner of the combined cycle system.

(g) The owner or operator of an affected facility described in §60.44b(j) or §60.44b(k) shall demonstrate the maximum heat input capacity of the steam generating unit by operating the facility at maximum capacity for 24 hours. The owner or operator of an affected facility shall determine the maximum heat input capacity using the heat loss method or the heat input method described in sections 5 and 7.3 of the ASME *Power Test Codes* 4.1 (incorporated by reference, see §60.17). This demonstration of maximum heat input capacity shall be made during the initial performance test for affected facilities that meet the criteria of §60.44b(j). It shall be made within 60 days

after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial start-up of each facility, for affected facilities meeting the criteria of §60.44b(k). Subsequent demonstrations may be required by the Administrator at any other time. If this demonstration indicates that the maximum heat input capacity of the affected facility is less than that stated by the manufacturer of the affected facility, the maximum heat input capacity determined during this demonstration shall be used to determine the capacity utilization rate for the affected facility. Otherwise, the maximum heat input capacity provided by the manufacturer is used.

(h) The owner or operator of an affected facility described in §60.44b(j) that has a heat input capacity greater than 73 MW (250 MMBtu/hr) shall:

(1) Conduct an initial performance test as required under §60.8 over a minimum of 24 consecutive steam generating unit operating hours at maximum heat input capacity to demonstrate compliance with the NO<sub>x</sub> emission standards under §60.44b using Method 7, 7A, or 7E of appendix A of this part, Method 320 of appendix A of part 63 of this chapter, or other approved reference methods; and

(2) Conduct subsequent performance tests once per calendar year or every 400 hours of operation (whichever comes first) to demonstrate compliance with the NO<sub>x</sub> emission standards under §60.44b over a minimum of 3 consecutive steam generating unit operating hours at maximum heat input capacity using Method 7, 7A, or 7E of appendix A of this part, Method 320 of appendix A of part 63, or other approved reference methods.

(i) The owner or operator of an affected facility seeking to demonstrate compliance with the PM limit in paragraphs §60.43b(a)(4) or §60.43b(h)(5) shall follow the applicable procedures in §60.49b(r).

(j) In place of PM testing with Method 5 or 5B of appendix A-3 of this part, or Method 17 of appendix A-6 of this part, an owner or operator may elect to install, calibrate, maintain, and operate a CEMS for monitoring PM emissions discharged to the atmosphere and record the output of the system. The owner or operator of an affected facility who elects to continuously monitor PM emissions instead of conducting performance testing using Method 5 or 5B of appendix A-3 of this part or Method 17 of appendix A-6 of this part shall comply with the requirements specified in paragraphs (j)(1) through (j)(14) of this section.

(1) Notify the Administrator one month before starting use of the system.

(2) Notify the Administrator one month before stopping use of the system.

(3) The monitor shall be installed, evaluated, and operated in accordance with §60.13 of subpart A of this part.

(4) The initial performance evaluation shall be completed no later than 180 days after the date of initial startup of the affected facility, as specified under §60.8 of subpart A of this part or within 180 days of notification to the Administrator of use of the CEMS if the owner or operator was previously determining compliance by Method 5, 5B, or 17 of appendix A of this part performance tests, whichever is later.

(5) The owner or operator of an affected facility shall conduct an initial performance test for PM emissions as required under §60.8 of subpart A of this part. Compliance with the PM emission limit shall be determined by using the CEMS specified in paragraph (j) of this section to measure PM and calculating a 24-hour block arithmetic average emission concentration using EPA Reference Method 19 of appendix A of this part, section 4.1.

(6) Compliance with the PM emission limit shall be determined based on the 24-hour daily (block) average of the hourly arithmetic average emission concentrations using CEMS outlet data.

(7) At a minimum, valid CEMS hourly averages shall be obtained as specified in paragraphs (j)(7)(i) of this section for 75 percent of the total operating hours per 30-day rolling average.

(i) At least two data points per hour shall be used to calculate each 1-hour arithmetic average.

(ii) [Reserved]

(8) The 1-hour arithmetic averages required under paragraph (j)(7) of this section shall be expressed in ng/J or lb/MMBtu heat input and shall be used to calculate the boiler operating day daily arithmetic average emission concentrations. The 1-hour arithmetic averages shall be calculated using the data points required under §60.13(e)(2) of subpart A of this part.

(9) All valid CEMS data shall be used in calculating average emission concentrations even if the minimum CEMS data requirements of paragraph (j)(7) of this section are not met.

(10) The CEMS shall be operated according to Performance Specification 11 in appendix B of this part.

(11) During the correlation testing runs of the CEMS required by Performance Specification 11 in appendix B of this part, PM and O<sub>2</sub> (or CO<sub>2</sub>) data shall be collected concurrently (or within a 30-to 60-minute period) by both the continuous emission monitors and performance tests conducted using the following test methods.

(i) For PM, Method 5 or 5B of appendix A-3 of this part or Method 17 of appendix A-6 of this part shall be used; and

(ii) For O<sub>2</sub> (or CO<sub>2</sub>), Method 3A or 3B of appendix A-2 of this part, as applicable shall be used.

(12) Quarterly accuracy determinations and daily calibration drift tests shall be performed in accordance with procedure 2 in appendix F of this part. Relative Response Audit's must be performed annually and Response Correlation Audits must be performed every 3 years.

(13) When PM emissions data are not obtained because of CEMS breakdowns, repairs, calibration checks, and zero and span adjustments, emissions data shall be obtained by using other monitoring systems as approved by the Administrator or EPA Reference Method 19 of appendix A of this part to provide, as necessary, valid emissions data for a minimum of 75 percent of total operating hours per 30-day rolling average.

(14) As of January 1, 2012, and within 90 days after the date of completing each performance test, as defined in §60.8, conducted to demonstrate compliance with this subpart, you must submit relative accuracy test audit (*i.e.*, reference method) data and performance test (*i.e.*, compliance test) data, except opacity data, electronically to EPA's Central Data Exchange (CDX) by using the Electronic Reporting Tool (ERT) (see [http://www.epa.gov/ttn/chief/ert/ert\\_tool.html](http://www.epa.gov/ttn/chief/ert/ert_tool.html)) or other compatible electronic spreadsheet. Only data collected using test methods compatible with ERT are subject to this requirement to be submitted electronically into EPA's WebFIRE database.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5086, Jan. 28, 2009; 76 FR 3523, Jan. 20, 2011; 77 FR 9460, Feb. 16, 2012; 79 FR 11249, Feb. 27, 2014]

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#### **§60.47b Emission monitoring for sulfur dioxide.**

(a) Except as provided in paragraphs (b) and (f) of this section, the owner or operator of an affected facility subject to the SO<sub>2</sub> standards in §60.42b shall install, calibrate, maintain, and operate CEMS for measuring SO<sub>2</sub> concentrations and either O<sub>2</sub> or CO<sub>2</sub> concentrations and shall record the output of the systems. For units complying with the percent reduction standard, the SO<sub>2</sub> and either O<sub>2</sub> or CO<sub>2</sub> concentrations shall both be monitored at the inlet and outlet of the SO<sub>2</sub> control device. If the owner or operator has installed and certified SO<sub>2</sub> and O<sub>2</sub> or CO<sub>2</sub> CEMS according to the requirements of §75.20(c)(1) of this chapter and appendix A to part 75 of this chapter,

and is continuing to meet the ongoing quality assurance requirements of §75.21 of this chapter and appendix B to part 75 of this chapter, those CEMS may be used to meet the requirements of this section, provided that:

(1) When relative accuracy testing is conducted, SO<sub>2</sub> concentration data and CO<sub>2</sub> (or O<sub>2</sub>) data are collected simultaneously; and

(2) In addition to meeting the applicable SO<sub>2</sub> and CO<sub>2</sub> (or O<sub>2</sub>) relative accuracy specifications in Figure 2 of appendix B to part 75 of this chapter, the relative accuracy (RA) standard in section 13.2 of Performance Specification 2 in appendix B to this part is met when the RA is calculated on a lb/MMBtu basis; and

(3) The reporting requirements of §60.49b are met. SO<sub>2</sub> and CO<sub>2</sub> (or O<sub>2</sub>) data used to meet the requirements of §60.49b shall not include substitute data values derived from the missing data procedures in subpart D of part 75 of this chapter, nor shall the SO<sub>2</sub> data have been bias adjusted according to the procedures of part 75 of this chapter.

(b) As an alternative to operating CEMS as required under paragraph (a) of this section, an owner or operator may elect to determine the average SO<sub>2</sub> emissions and percent reduction by:

(1) Collecting coal or oil samples in an as-fired condition at the inlet to the steam generating unit and analyzing them for sulfur and heat content according to Method 19 of appendix A of this part. Method 19 of appendix A of this part provides procedures for converting these measurements into the format to be used in calculating the average SO<sub>2</sub> input rate, or

(2) Measuring SO<sub>2</sub> according to Method 6B of appendix A of this part at the inlet or outlet to the SO<sub>2</sub> control system. An initial stratification test is required to verify the adequacy of the sampling location for Method 6B of appendix A of this part. The stratification test shall consist of three paired runs of a suitable SO<sub>2</sub> and CO<sub>2</sub> measurement train operated at the candidate location and a second similar train operated according to the procedures in Section 3.2 and the applicable procedures in Section 7 of Performance Specification 2. Method 6B of appendix A of this part, Method 6A of appendix A of this part, or a combination of Methods 6 and 3 or 3B of appendix A of this part or Methods 6C or Method 320 of appendix A of part 63 of this chapter and 3A of appendix A of this part are suitable measurement techniques. If Method 6B of appendix A of this part is used for the second train, sampling time and timer operation may be adjusted for the stratification test as long as an adequate sample volume is collected; however, both sampling trains are to be operated similarly. For the location to be adequate for Method 6B of appendix A of this part, 24-hour tests, the mean of the absolute difference between the three paired runs must be less than 10 percent.

(3) A daily SO<sub>2</sub> emission rate, E<sub>D</sub>, shall be determined using the procedure described in Method 6A of appendix A of this part, section 7.6.2 (Equation 6A-8) and stated in ng/J (lb/MMBtu) heat input.

(4) The mean 30-day emission rate is calculated using the daily measured values in ng/J (lb/MMBtu) for 30 successive steam generating unit operating days using equation 19-20 of Method 19 of appendix A of this part.

(c) The owner or operator of an affected facility shall obtain emission data for at least 75 percent of the operating hours in at least 22 out of 30 successive boiler operating days. If this minimum data requirement is not met with a single monitoring system, the owner or operator of the affected facility shall supplement the emission data with data collected with other monitoring systems as approved by the Administrator or the reference methods and procedures as described in paragraph (b) of this section.

(d) The 1-hour average SO<sub>2</sub> emission rates measured by the CEMS required by paragraph (a) of this section and required under §60.13(h) is expressed in ng/J or lb/MMBtu heat input and is used to calculate the average emission rates under §60.42(b). Each 1-hour average SO<sub>2</sub> emission rate must be based on 30 or more minutes of steam generating unit operation. The hourly averages shall be calculated according to §60.13(h)(2). Hourly SO<sub>2</sub> emission rates are not calculated if the affected facility is operated less than 30 minutes in a given clock hour and are not counted toward determination of a steam generating unit operating day.



(e) The procedures under §60.13 shall be followed for installation, evaluation, and operation of the CEMS.

(1) Except as provided for in paragraph (e)(4) of this section, all CEMS shall be operated in accordance with the applicable procedures under Performance Specifications 1, 2, and 3 of appendix B of this part.

(2) Except as provided for in paragraph (e)(4) of this section, quarterly accuracy determinations and daily calibration drift tests shall be performed in accordance with Procedure 1 of appendix F of this part.

(3) For affected facilities combusting coal or oil, alone or in combination with other fuels, the span value of the SO<sub>2</sub>CEMS at the inlet to the SO<sub>2</sub> control device is 125 percent of the maximum estimated hourly potential SO<sub>2</sub> emissions of the fuel combusted, and the span value of the CEMS at the outlet to the SO<sub>2</sub> control device is 50 percent of the maximum estimated hourly potential SO<sub>2</sub> emissions of the fuel combusted. Alternatively, SO<sub>2</sub> span values determined according to section 2.1.1 in appendix A to part 75 of this chapter may be used.

(4) As an alternative to meeting the requirements of requirements of paragraphs (e)(1) and (e)(2) of this section, the owner or operator may elect to implement the following alternative data accuracy assessment procedures:

(i) For all required CO<sub>2</sub> and O<sub>2</sub> monitors and for SO<sub>2</sub> and NO<sub>x</sub> monitors with span values greater than or equal to 100 ppm, the daily calibration error test and calibration adjustment procedures described in sections 2.1.1 and 2.1.3 of appendix B to part 75 of this chapter may be followed instead of the CD assessment procedures in Procedure 1, section 4.1 of appendix F to this part.

(ii) For all required CO<sub>2</sub> and O<sub>2</sub> monitors and for SO<sub>2</sub> and NO<sub>x</sub> monitors with span values greater than 30 ppm, quarterly linearity checks may be performed in accordance with section 2.2.1 of appendix B to part 75 of this chapter, instead of performing the cylinder gas audits (CGAs) described in Procedure 1, section 5.1.2 of appendix F to this part. If this option is selected: The frequency of the linearity checks shall be as specified in section 2.2.1 of appendix B to part 75 of this chapter; the applicable linearity specifications in section 3.2 of appendix A to part 75 of this chapter shall be met; the data validation and out-of-control criteria in section 2.2.3 of appendix B to part 75 of this chapter shall be followed instead of the excessive audit inaccuracy and out-of-control criteria in Procedure 1, section 5.2 of appendix F to this part; and the grace period provisions in section 2.2.4 of appendix B to part 75 of this chapter shall apply. For the purposes of data validation under this subpart, the cylinder gas audits described in Procedure 1, section 5.1.2 of appendix F to this part shall be performed for SO<sub>2</sub> and NO<sub>x</sub> span values less than or equal to 30 ppm; and

(iii) For SO<sub>2</sub>, CO<sub>2</sub>, and O<sub>2</sub> monitoring systems and for NO<sub>x</sub> emission rate monitoring systems, RATAs may be performed in accordance with section 2.3 of appendix B to part 75 of this chapter instead of following the procedures described in Procedure 1, section 5.1.1 of appendix F to this part. If this option is selected: The frequency of each RATA shall be as specified in section 2.3.1 of appendix B to part 75 of this chapter; the applicable relative accuracy specifications shown in Figure 2 in appendix B to part 75 of this chapter shall be met; the data validation and out-of-control criteria in section 2.3.2 of appendix B to part 75 of this chapter shall be followed instead of the excessive audit inaccuracy and out-of-control criteria in Procedure 1, section 5.2 of appendix F to this part; and the grace period provisions in section 2.3.3 of appendix B to part 75 of this chapter shall apply. For the purposes of data validation under this subpart, the relative accuracy specification in section 13.2 of Performance Specification 2 in appendix B to this part shall be met on a lb/MMBtu basis for SO<sub>2</sub> (regardless of the SO<sub>2</sub> emission level during the RATA), and for NO<sub>x</sub> when the average NO<sub>x</sub> emission rate measured by the reference method during the RATA is less than 0.100 lb/MMBtu.

(f) The owner or operator of an affected facility that combusts very low sulfur oil or is demonstrating compliance under §60.45b(k) is not subject to the emission monitoring requirements under paragraph (a) of this section if the owner or operator maintains fuel records as described in §60.49b(r).

**§60.48b Emission monitoring for particulate matter and nitrogen oxides.**

(a) Except as provided in paragraph (j) of this section, the owner or operator of an affected facility subject to the opacity standard under §60.43b shall install, calibrate, maintain, and operate a continuous opacity monitoring systems (COMS) for measuring the opacity of emissions discharged to the atmosphere and record the output of the system. The owner or operator of an affected facility subject to an opacity standard under §60.43b and meeting the conditions under paragraphs (j)(1), (2), (3), (4), (5), or (6) of this section who elects not to use a COMS shall conduct a performance test using Method 9 of appendix A-4 of this part and the procedures in §60.11 to demonstrate compliance with the applicable limit in §60.43b by April 29, 2011, within 45 days of stopping use of an existing COMS, or within 180 days after initial startup of the facility, whichever is later, and shall comply with either paragraphs (a)(1), (a)(2), or (a)(3) of this section. The observation period for Method 9 of appendix A-4 of this part performance tests may be reduced from 3 hours to 60 minutes if all 6-minute averages are less than 10 percent and all individual 15-second observations are less than or equal to 20 percent during the initial 60 minutes of observation.

(1) Except as provided in paragraph (a)(2) and (a)(3) of this section, the owner or operator shall conduct subsequent Method 9 of appendix A-4 of this part performance tests using the procedures in paragraph (a) of this section according to the applicable schedule in paragraphs (a)(1)(i) through (a)(1)(iv) of this section, as determined by the most recent Method 9 of appendix A-4 of this part performance test results.

(i) If no visible emissions are observed, a subsequent Method 9 of appendix A-4 of this part performance test must be completed within 12 calendar months from the date that the most recent performance test was conducted or within 45 days of the next day that fuel with an opacity standard is combusted, whichever is later;

(ii) If visible emissions are observed but the maximum 6-minute average opacity is less than or equal to 5 percent, a subsequent Method 9 of appendix A-4 of this part performance test must be completed within 6 calendar months from the date that the most recent performance test was conducted or within 45 days of the next day that fuel with an opacity standard is combusted, whichever is later;

(iii) If the maximum 6-minute average opacity is greater than 5 percent but less than or equal to 10 percent, a subsequent Method 9 of appendix A-4 of this part performance test must be completed within 3 calendar months from the date that the most recent performance test was conducted or within 45 days of the next day that fuel with an opacity standard is combusted, whichever is later; or

(iv) If the maximum 6-minute average opacity is greater than 10 percent, a subsequent Method 9 of appendix A-4 of this part performance test must be completed within 45 calendar days from the date that the most recent performance test was conducted.

(2) If the maximum 6-minute opacity is less than 10 percent during the most recent Method 9 of appendix A-4 of this part performance test, the owner or operator may, as an alternative to performing subsequent Method 9 of appendix A-4 of this part performance tests, elect to perform subsequent monitoring using Method 22 of appendix A-7 of this part according to the procedures specified in paragraphs (a)(2)(i) and (ii) of this section.

(i) The owner or operator shall conduct 10 minute observations (during normal operation) each operating day the affected facility fires fuel for which an opacity standard is applicable using Method 22 of appendix A-7 of this part and demonstrate that the sum of the occurrences of any visible emissions is not in excess of 5 percent of the observation period (*i.e.*, 30 seconds per 10 minute period). If the sum of the occurrence of any visible emissions is greater than 30 seconds during the initial 10 minute observation, immediately conduct a 30 minute observation. If the sum of the occurrence of visible emissions is greater than 5 percent of the observation period (*i.e.*, 90 seconds per 30 minute period), the owner or operator shall either document and adjust the operation of the facility and demonstrate within 24 hours that the sum of the occurrence of visible emissions is equal to or less than 5 percent during a 30 minute observation (*i.e.*, 90 seconds) or conduct a new Method 9 of appendix A-4 of this part

performance test using the procedures in paragraph (a) of this section within 45 calendar days according to the requirements in §60.46d(d)(7).

(ii) If no visible emissions are observed for 10 operating days during which an opacity standard is applicable, observations can be reduced to once every 7 operating days during which an opacity standard is applicable. If any visible emissions are observed, daily observations shall be resumed.

(3) If the maximum 6-minute opacity is less than 10 percent during the most recent Method 9 of appendix A-4 of this part performance test, the owner or operator may, as an alternative to performing subsequent Method 9 of appendix A-4 performance tests, elect to perform subsequent monitoring using a digital opacity compliance system according to a site-specific monitoring plan approved by the Administrator. The observations shall be similar, but not necessarily identical, to the requirements in paragraph (a)(2) of this section. For reference purposes in preparing the monitoring plan, see OAQPS "Determination of Visible Emission Opacity from Stationary Sources Using Computer-Based Photographic Analysis Systems." This document is available from the U.S. Environmental Protection Agency (U.S. EPA); Office of Air Quality and Planning Standards; Sector Policies and Programs Division; Measurement Policy Group (D243-02), Research Triangle Park, NC 27711. This document is also available on the Technology Transfer Network (TTN) under Emission Measurement Center Preliminary Methods.

(b) Except as provided under paragraphs (g), (h), and (i) of this section, the owner or operator of an affected facility subject to a NO<sub>x</sub> standard under §60.44b shall comply with either paragraphs (b)(1) or (b)(2) of this section.

(1) Install, calibrate, maintain, and operate CEMS for measuring NO<sub>x</sub> and O<sub>2</sub> (or CO<sub>2</sub>) emissions discharged to the atmosphere, and shall record the output of the system; or

(2) If the owner or operator has installed a NO<sub>x</sub> emission rate CEMS to meet the requirements of part 75 of this chapter and is continuing to meet the ongoing requirements of part 75 of this chapter, that CEMS may be used to meet the requirements of this section, except that the owner or operator shall also meet the requirements of §60.49b. Data reported to meet the requirements of §60.49b shall not include data substituted using the missing data procedures in subpart D of part 75 of this chapter, nor shall the data have been bias adjusted according to the procedures of part 75 of this chapter.

(c) The CEMS required under paragraph (b) of this section shall be operated and data recorded during all periods of operation of the affected facility except for CEMS breakdowns and repairs. Data is recorded during calibration checks, and zero and span adjustments.

(d) The 1-hour average NO<sub>x</sub> emission rates measured by the continuous NO<sub>x</sub> monitor required by paragraph (b) of this section and required under §60.13(h) shall be expressed in ng/J or lb/MMBtu heat input and shall be used to calculate the average emission rates under §60.44b. The 1-hour averages shall be calculated using the data points required under §60.13(h)(2).

(e) The procedures under §60.13 shall be followed for installation, evaluation, and operation of the continuous monitoring systems.

(1) For affected facilities combusting coal, wood or municipal-type solid waste, the span value for a COMS shall be between 60 and 80 percent.

(2) For affected facilities combusting coal, oil, or natural gas, the span value for NO<sub>x</sub> is determined using one of the following procedures:

(i) Except as provided under paragraph (e)(2)(ii) of this section, NO<sub>x</sub> span values shall be determined as follows:

<b>Fuel</b>	<b>Span values for NO<sub>x</sub> (ppm)</b>
Natural gas	500.
Oil	500.
Coal	1,000.
Mixtures	$500(x + y) + 1,000z.$

Where:

x = Fraction of total heat input derived from natural gas;

y = Fraction of total heat input derived from oil; and

z = Fraction of total heat input derived from coal.

(ii) As an alternative to meeting the requirements of paragraph (e)(2)(i) of this section, the owner or operator of an affected facility may elect to use the NO<sub>x</sub> span values determined according to section 2.1.2 in appendix A to part 75 of this chapter.

(3) All span values computed under paragraph (e)(2)(i) of this section for combusting mixtures of regulated fuels are rounded to the nearest 500 ppm. Span values computed under paragraph (e)(2)(ii) of this section shall be rounded off according to section 2.1.2 in appendix A to part 75 of this chapter.

(f) When NO<sub>x</sub> emission data are not obtained because of CEMS breakdowns, repairs, calibration checks and zero and span adjustments, emission data will be obtained by using standby monitoring systems, Method 7 of appendix A of this part, Method 7A of appendix A of this part, or other approved reference methods to provide emission data for a minimum of 75 percent of the operating hours in each steam generating unit operating day, in at least 22 out of 30 successive steam generating unit operating days.

(g) The owner or operator of an affected facility that has a heat input capacity of 73 MW (250 MMBtu/hr) or less, and that has an annual capacity factor for residual oil having a nitrogen content of 0.30 weight percent or less, natural gas, distillate oil, gasified coal, or any mixture of these fuels, greater than 10 percent (0.10) shall:

(1) Comply with the provisions of paragraphs (b), (c), (d), (e)(2), (e)(3), and (f) of this section; or

(2) Monitor steam generating unit operating conditions and predict NO<sub>x</sub> emission rates as specified in a plan submitted pursuant to §60.49b(c).

(h) The owner or operator of a duct burner, as described in §60.41b, that is subject to the NO<sub>x</sub> standards in §60.44b(a)(4), §60.44b(e), or §60.44b(l) is not required to install or operate a continuous emissions monitoring system to measure NO<sub>x</sub> emissions.

(i) The owner or operator of an affected facility described in §60.44b(j) or §60.44b(k) is not required to install or operate a CEMS for measuring NO<sub>x</sub> emissions.

(j) The owner or operator of an affected facility that meets the conditions in either paragraph (j)(1), (2), (3), (4), (5), (6), or (7) of this section is not required to install or operate a COMS if:

(1) The affected facility uses a PM CEMS to monitor PM emissions; or

(2) The affected facility burns only liquid (excluding residual oil) or gaseous fuels with potential SO<sub>2</sub> emissions rates of 26 ng/J (0.060 lb/MMBtu) or less and does not use a post-combustion technology to reduce SO<sub>2</sub> or PM emissions. The owner or operator must maintain fuel records of the sulfur content of the fuels burned, as described under §60.49b(r); or

(3) The affected facility burns coke oven gas alone or in combination with fuels meeting the criteria in paragraph (j)(2) of this section and does not use a post-combustion technology to reduce SO<sub>2</sub> or PM emissions; or

(4) The affected facility does not use post-combustion technology (except a wet scrubber) for reducing PM, SO<sub>2</sub>, or carbon monoxide (CO) emissions, burns only gaseous fuels or fuel oils that contain less than or equal to 0.30 weight percent sulfur, and is operated such that emissions of CO to the atmosphere from the affected facility are maintained at levels less than or equal to 0.15 lb/MMBtu on a steam generating unit operating day average basis. Owners and operators of affected facilities electing to comply with this paragraph must demonstrate compliance according to the procedures specified in paragraphs (j)(4)(i) through (iv) of this section; or

(i) You must monitor CO emissions using a CEMS according to the procedures specified in paragraphs (j)(4)(i)(A) through (D) of this section.

(A) The CO CEMS must be installed, certified, maintained, and operated according to the provisions in §60.58b(i)(3) of subpart Eb of this part.

(B) Each 1-hour CO emissions average is calculated using the data points generated by the CO CEMS expressed in parts per million by volume corrected to 3 percent oxygen (dry basis).

(C) At a minimum, valid 1-hour CO emissions averages must be obtained for at least 90 percent of the operating hours on a 30-day rolling average basis. The 1-hour averages are calculated using the data points required in §60.13(h)(2).

(D) Quarterly accuracy determinations and daily calibration drift tests for the CO CEMS must be performed in accordance with procedure 1 in appendix F of this part.

(ii) You must calculate the 1-hour average CO emissions levels for each steam generating unit operating day by multiplying the average hourly CO output concentration measured by the CO CEMS times the corresponding average hourly flue gas flow rate and divided by the corresponding average hourly heat input to the affected source. The 24-hour average CO emission level is determined by calculating the arithmetic average of the hourly CO emission levels computed for each steam generating unit operating day.

(iii) You must evaluate the preceding 24-hour average CO emission level each steam generating unit operating day excluding periods of affected source startup, shutdown, or malfunction. If the 24-hour average CO emission level is greater than 0.15 lb/MMBtu, you must initiate investigation of the relevant equipment and control systems within 24 hours of the first discovery of the high emission incident and, take the appropriate corrective action as soon as practicable to adjust control settings or repair equipment to reduce the 24-hour average CO emission level to 0.15 lb/MMBtu or less.

(iv) You must record the CO measurements and calculations performed according to paragraph (j)(4) of this section and any corrective actions taken. The record of corrective action taken must include the date and time during which the 24-hour average CO emission level was greater than 0.15 lb/MMBtu, and the date, time, and description of the corrective action.

(5) The affected facility uses a bag leak detection system to monitor the performance of a fabric filter (baghouse) according to the most current requirements in section §60.48Da of this part; or

(6) The affected facility uses an ESP as the primary PM control device and uses an ESP predictive model to monitor the performance of the ESP developed in accordance and operated according to the most current requirements in section §60.48Da of this part; or

(7) The affected facility burns only gaseous fuels or fuel oils that contain less than or equal to 0.30 weight percent sulfur and operates according to a written site-specific monitoring plan approved by the permitting authority. This monitoring plan must include procedures and criteria for establishing and monitoring specific parameters for the affected facility indicative of compliance with the opacity standard.

(k) Owners or operators complying with the PM emission limit by using a PM CEMS must calibrate, maintain, operate, and record the output of the system for PM emissions discharged to the atmosphere as specified in §60.46b(j). The CEMS specified in paragraph §60.46b(j) shall be operated and data recorded during all periods of operation of the affected facility except for CEMS breakdowns and repairs. Data is recorded during calibration checks, and zero and span adjustments.

(l) An owner or operator of an affected facility that is subject to an opacity standard under §60.43b(f) is not required to operate a COMS provided that the unit burns only gaseous fuels and/or liquid fuels (excluding residue oil) with a potential SO<sub>2</sub> emissions rate no greater than 26 ng/J (0.060 lb/MMBtu), and the unit operates according to a written site-specific monitoring plan approved by the permitting authority is not required to operate a COMS. This monitoring plan must include procedures and criteria for establishing and monitoring specific parameters for the affected facility indicative of compliance with the opacity standard. For testing performed as part of this site-specific monitoring plan, the permitting authority may require as an alternative to the notification and reporting requirements specified in §§60.8 and 60.11 that the owner or operator submit any deviations with the excess emissions report required under §60.49b(h).

[72 FR 32742, June 13, 2007, as amended at 74 FR 5087, Jan. 28, 2009; 76 FR 3523, Jan. 20, 2011; 77 FR 9460, Feb. 16, 2012]

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#### **§60.49b Reporting and recordkeeping requirements.**

(a) The owner or operator of each affected facility shall submit notification of the date of initial startup, as provided by §60.7. This notification shall include:

(1) The design heat input capacity of the affected facility and identification of the fuels to be combusted in the affected facility;

(2) If applicable, a copy of any federally enforceable requirement that limits the annual capacity factor for any fuel or mixture of fuels under §60.42b(d)(1), §60.43b(a)(2), (a)(3)(iii), (c)(2)(ii), (d)(2)(iii), §60.44b(c), (d), (e), (i), (j), (k), §60.45b(d), (g), §60.46b(h), or §60.48b(i);

(3) The annual capacity factor at which the owner or operator anticipates operating the facility based on all fuels fired and based on each individual fuel fired; and

(4) Notification that an emerging technology will be used for controlling emissions of SO<sub>2</sub>. The Administrator will examine the description of the emerging technology and will determine whether the technology qualifies as an emerging technology. In making this determination, the Administrator may require the owner or operator of the affected facility to submit additional information concerning the control device. The affected facility is subject to the provisions of §60.42b(a) unless and until this determination is made by the Administrator.

(b) The owner or operator of each affected facility subject to the SO<sub>2</sub>, PM, and/or NO<sub>x</sub> emission limits under §§60.42b, 60.43b, and 60.44b shall submit to the Administrator the performance test data from the initial performance test and the performance evaluation of the CEMS using the applicable performance specifications in

appendix B of this part. The owner or operator of each affected facility described in §60.44b(j) or §60.44b(k) shall submit to the Administrator the maximum heat input capacity data from the demonstration of the maximum heat input capacity of the affected facility.

(c) The owner or operator of each affected facility subject to the NO<sub>x</sub> standard in §60.44b who seeks to demonstrate compliance with those standards through the monitoring of steam generating unit operating conditions in the provisions of §60.48b(g)(2) shall submit to the Administrator for approval a plan that identifies the operating conditions to be monitored in §60.48b(g)(2) and the records to be maintained in §60.49b(g). This plan shall be submitted to the Administrator for approval within 360 days of the initial startup of the affected facility. An affected facility burning coke oven gas alone or in combination with other gaseous fuels or distillate oil shall submit this plan to the Administrator for approval within 360 days of the initial startup of the affected facility or by November 30, 2009, whichever date comes later. If the plan is approved, the owner or operator shall maintain records of predicted nitrogen oxide emission rates and the monitored operating conditions, including steam generating unit load, identified in the plan. The plan shall:

(1) Identify the specific operating conditions to be monitored and the relationship between these operating conditions and NO<sub>x</sub> emission rates (*i.e.*, ng/J or lbs/MMBtu heat input). Steam generating unit operating conditions include, but are not limited to, the degree of staged combustion (*i.e.*, the ratio of primary air to secondary and/or tertiary air) and the level of excess air (*i.e.*, flue gas O<sub>2</sub> level);

(2) Include the data and information that the owner or operator used to identify the relationship between NO<sub>x</sub> emission rates and these operating conditions; and

(3) Identify how these operating conditions, including steam generating unit load, will be monitored under §60.48b(g) on an hourly basis by the owner or operator during the period of operation of the affected facility; the quality assurance procedures or practices that will be employed to ensure that the data generated by monitoring these operating conditions will be representative and accurate; and the type and format of the records of these operating conditions, including steam generating unit load, that will be maintained by the owner or operator under §60.49b(g).

(d) Except as provided in paragraph (d)(2) of this section, the owner or operator of an affected facility shall record and maintain records as specified in paragraph (d)(1) of this section.

(1) The owner or operator of an affected facility shall record and maintain records of the amounts of each fuel combusted during each day and calculate the annual capacity factor individually for coal, distillate oil, residual oil, natural gas, wood, and municipal-type solid waste for the reporting period. The annual capacity factor is determined on a 12-month rolling average basis with a new annual capacity factor calculated at the end of each calendar month.

(2) As an alternative to meeting the requirements of paragraph (d)(1) of this section, the owner or operator of an affected facility that is subject to a federally enforceable permit restricting fuel use to a single fuel such that the facility is not required to continuously monitor any emissions (excluding opacity) or parameters indicative of emissions may elect to record and maintain records of the amount of each fuel combusted during each calendar month.

(e) For an affected facility that combusts residual oil and meets the criteria under §60.46b(e)(4), §60.44b(j), or (k), the owner or operator shall maintain records of the nitrogen content of the residual oil combusted in the affected facility and calculate the average fuel nitrogen content for the reporting period. The nitrogen content shall be determined using ASTM Method D4629 (incorporated by reference, see §60.17), or fuel suppliers. If residual oil blends are being combusted, fuel nitrogen specifications may be prorated based on the ratio of residual oils of different nitrogen content in the fuel blend.

(f) For an affected facility subject to the opacity standard in §60.43b, the owner or operator shall maintain records of opacity. In addition, an owner or operator that elects to monitor emissions according to the requirements in §60.48b(a) shall maintain records according to the requirements specified in paragraphs (f)(1) through (3) of this section, as applicable to the visible emissions monitoring method used.

(1) For each performance test conducted using Method 9 of appendix A-4 of this part, the owner or operator shall keep the records including the information specified in paragraphs (f)(1)(i) through (iii) of this section.

(i) Dates and time intervals of all opacity observation periods;

(ii) Name, affiliation, and copy of current visible emission reading certification for each visible emission observer participating in the performance test; and

(iii) Copies of all visible emission observer opacity field data sheets;

(2) For each performance test conducted using Method 22 of appendix A-4 of this part, the owner or operator shall keep the records including the information specified in paragraphs (f)(2)(i) through (iv) of this section.

(i) Dates and time intervals of all visible emissions observation periods;

(ii) Name and affiliation for each visible emission observer participating in the performance test;

(iii) Copies of all visible emission observer opacity field data sheets; and

(iv) Documentation of any adjustments made and the time the adjustments were completed to the affected facility operation by the owner or operator to demonstrate compliance with the applicable monitoring requirements.

(3) For each digital opacity compliance system, the owner or operator shall maintain records and submit reports according to the requirements specified in the site-specific monitoring plan approved by the Administrator.

(g) Except as provided under paragraph (p) of this section, the owner or operator of an affected facility subject to the NO<sub>x</sub> standards under §60.44b shall maintain records of the following information for each steam generating unit operating day:

(1) Calendar date;

(2) The average hourly NO<sub>x</sub> emission rates (expressed as NO<sub>2</sub>) (ng/J or lb/MMBtu heat input) measured or predicted;

(3) The 30-day average NO<sub>x</sub> emission rates (ng/J or lb/MMBtu heat input) calculated at the end of each steam generating unit operating day from the measured or predicted hourly nitrogen oxide emission rates for the preceding 30 steam generating unit operating days;

(4) Identification of the steam generating unit operating days when the calculated 30-day average NO<sub>x</sub> emission rates are in excess of the NO<sub>x</sub> emissions standards under §60.44b, with the reasons for such excess emissions as well as a description of corrective actions taken;

(5) Identification of the steam generating unit operating days for which pollutant data have not been obtained, including reasons for not obtaining sufficient data and a description of corrective actions taken;

(6) Identification of the times when emission data have been excluded from the calculation of average emission rates and the reasons for excluding data;

(7) Identification of "F" factor used for calculations, method of determination, and type of fuel combusted;

(8) Identification of the times when the pollutant concentration exceeded full span of the CEMS;



(9) Description of any modifications to the CEMS that could affect the ability of the CEMS to comply with Performance Specification 2 or 3; and

(10) Results of daily CEMS drift tests and quarterly accuracy assessments as required under appendix F, Procedure 1 of this part.

(h) The owner or operator of any affected facility in any category listed in paragraphs (h)(1) or (2) of this section is required to submit excess emission reports for any excess emissions that occurred during the reporting period.

(1) Any affected facility subject to the opacity standards in §60.43b(f) or to the operating parameter monitoring requirements in §60.13(i)(1).

(2) Any affected facility that is subject to the NO<sub>x</sub> standard of §60.44b, and that:

(i) Combusts natural gas, distillate oil, gasified coal, or residual oil with a nitrogen content of 0.3 weight percent or less; or

(ii) Has a heat input capacity of 73 MW (250 MMBtu/hr) or less and is required to monitor NO<sub>x</sub> emissions on a continuous basis under §60.48b(g)(1) or steam generating unit operating conditions under §60.48b(g)(2).

(3) For the purpose of §60.43b, excess emissions are defined as all 6-minute periods during which the average opacity exceeds the opacity standards under §60.43b(f).

(4) For purposes of §60.48b(g)(1), excess emissions are defined as any calculated 30-day rolling average NO<sub>x</sub> emission rate, as determined under §60.46b(e), that exceeds the applicable emission limits in §60.44b.

(i) The owner or operator of any affected facility subject to the continuous monitoring requirements for NO<sub>x</sub> under §60.48(b) shall submit reports containing the information recorded under paragraph (g) of this section.

(j) The owner or operator of any affected facility subject to the SO<sub>2</sub> standards under §60.42b shall submit reports.

(k) For each affected facility subject to the compliance and performance testing requirements of §60.45b and the reporting requirement in paragraph (j) of this section, the following information shall be reported to the Administrator:

(1) Calendar dates covered in the reporting period;

(2) Each 30-day average SO<sub>2</sub> emission rate (ng/J or lb/MMBtu heat input) measured during the reporting period, ending with the last 30-day period; reasons for noncompliance with the emission standards; and a description of corrective actions taken; For an exceedance due to maintenance of the SO<sub>2</sub> control system covered in paragraph 60.45b(a), the report shall identify the days on which the maintenance was performed and a description of the maintenance;

(3) Each 30-day average percent reduction in SO<sub>2</sub> emissions calculated during the reporting period, ending with the last 30-day period; reasons for noncompliance with the emission standards; and a description of corrective actions taken;

(4) Identification of the steam generating unit operating days that coal or oil was combusted and for which SO<sub>2</sub> or diluent (O<sub>2</sub> or CO<sub>2</sub>) data have not been obtained by an approved method for at least 75 percent of the operating hours in the steam generating unit operating day; justification for not obtaining sufficient data; and description of corrective action taken;

(5) Identification of the times when emissions data have been excluded from the calculation of average emission rates; justification for excluding data; and description of corrective action taken if data have been excluded for periods other than those during which coal or oil were not combusted in the steam generating unit;

(6) Identification of “F” factor used for calculations, method of determination, and type of fuel combusted;

(7) Identification of times when hourly averages have been obtained based on manual sampling methods;

(8) Identification of the times when the pollutant concentration exceeded full span of the CEMS;

(9) Description of any modifications to the CEMS that could affect the ability of the CEMS to comply with Performance Specification 2 or 3;

(10) Results of daily CEMS drift tests and quarterly accuracy assessments as required under appendix F, Procedure 1 of this part; and

(11) The annual capacity factor of each fired as provided under paragraph (d) of this section.

(l) For each affected facility subject to the compliance and performance testing requirements of §60.45b(d) and the reporting requirements of paragraph (j) of this section, the following information shall be reported to the Administrator:

(1) Calendar dates when the facility was in operation during the reporting period;

(2) The 24-hour average SO<sub>2</sub> emission rate measured for each steam generating unit operating day during the reporting period that coal or oil was combusted, ending in the last 24-hour period in the quarter; reasons for noncompliance with the emission standards; and a description of corrective actions taken;

(3) Identification of the steam generating unit operating days that coal or oil was combusted for which SO<sub>2</sub> or diluent (O<sub>2</sub> or CO<sub>2</sub>) data have not been obtained by an approved method for at least 75 percent of the operating hours; justification for not obtaining sufficient data; and description of corrective action taken;

(4) Identification of the times when emissions data have been excluded from the calculation of average emission rates; justification for excluding data; and description of corrective action taken if data have been excluded for periods other than those during which coal or oil were not combusted in the steam generating unit;

(5) Identification of “F” factor used for calculations, method of determination, and type of fuel combusted;

(6) Identification of times when hourly averages have been obtained based on manual sampling methods;

(7) Identification of the times when the pollutant concentration exceeded full span of the CEMS;

(8) Description of any modifications to the CEMS that could affect the ability of the CEMS to comply with Performance Specification 2 or 3; and

(9) Results of daily CEMS drift tests and quarterly accuracy assessments as required under Procedure 1 of appendix F 1 of this part. If the owner or operator elects to implement the alternative data assessment procedures described in §§60.47b(e)(4)(i) through (e)(4)(iii), each data assessment report shall include a summary of the results of all of the RATAs, linearity checks, CGAs, and calibration error or drift assessments required by §§60.47b(e)(4)(i) through (e)(4)(iii).

(m) For each affected facility subject to the SO<sub>2</sub> standards in §60.42(b) for which the minimum amount of data required in §60.47b(c) were not obtained during the reporting period, the following information is reported to the Administrator in addition to that required under paragraph (k) of this section:

(1) The number of hourly averages available for outlet emission rates and inlet emission rates;

(2) The standard deviation of hourly averages for outlet emission rates and inlet emission rates, as determined in Method 19 of appendix A of this part, section 7;

(3) The lower confidence limit for the mean outlet emission rate and the upper confidence limit for the mean inlet emission rate, as calculated in Method 19 of appendix A of this part, section 7; and

(4) The ratio of the lower confidence limit for the mean outlet emission rate and the allowable emission rate, as determined in Method 19 of appendix A of this part, section 7.

(n) If a percent removal efficiency by fuel pretreatment (*i.e.*, %R<sub>i</sub>) is used to determine the overall percent reduction (*i.e.*, %R<sub>o</sub>) under §60.45b, the owner or operator of the affected facility shall submit a signed statement with the report.

(1) Indicating what removal efficiency by fuel pretreatment (*i.e.*, %R<sub>i</sub>) was credited during the reporting period;

(2) Listing the quantity, heat content, and date each pre-treated fuel shipment was received during the reporting period, the name and location of the fuel pretreatment facility; and the total quantity and total heat content of all fuels received at the affected facility during the reporting period;

(3) Documenting the transport of the fuel from the fuel pretreatment facility to the steam generating unit; and

(4) Including a signed statement from the owner or operator of the fuel pretreatment facility certifying that the percent removal efficiency achieved by fuel pretreatment was determined in accordance with the provisions of Method 19 of appendix A of this part and listing the heat content and sulfur content of each fuel before and after fuel pretreatment.

(o) All records required under this section shall be maintained by the owner or operator of the affected facility for a period of 2 years following the date of such record.

(p) The owner or operator of an affected facility described in §60.44b(j) or (k) shall maintain records of the following information for each steam generating unit operating day:

(1) Calendar date;

(2) The number of hours of operation; and

(3) A record of the hourly steam load.

(q) The owner or operator of an affected facility described in §60.44b(j) or §60.44b(k) shall submit to the Administrator a report containing:

(1) The annual capacity factor over the previous 12 months;

(2) The average fuel nitrogen content during the reporting period, if residual oil was fired; and

(3) If the affected facility meets the criteria described in §60.44b(j), the results of any NO<sub>x</sub> emission tests required during the reporting period, the hours of operation during the reporting period, and the hours of operation since the last NO<sub>x</sub> emission test.

(r) The owner or operator of an affected facility who elects to use the fuel based compliance alternatives in §60.42b or §60.43b shall either:

(1) The owner or operator of an affected facility who elects to demonstrate that the affected facility combusts only very low sulfur oil, natural gas, wood, a mixture of these fuels, or any of these fuels (or a mixture of these fuels) in combination with other fuels that are known to contain an insignificant amount of sulfur in §60.42b(j) or §60.42b(k) shall obtain and maintain at the affected facility fuel receipts (such as a current, valid purchase contract, tariff sheet, or transportation contract) from the fuel supplier that certify that the oil meets the definition of distillate oil and gaseous fuel meets the definition of natural gas as defined in §60.41b and the applicable sulfur limit. For the purposes of this section, the distillate oil need not meet the fuel nitrogen content specification in the definition of distillate oil. Reports shall be submitted to the Administrator certifying that only very low sulfur oil meeting this definition, natural gas, wood, and/or other fuels that are known to contain insignificant amounts of sulfur were combusted in the affected facility during the reporting period; or

(2) The owner or operator of an affected facility who elects to demonstrate compliance based on fuel analysis in §60.42b or §60.43b shall develop and submit a site-specific fuel analysis plan to the Administrator for review and approval no later than 60 days before the date you intend to demonstrate compliance. Each fuel analysis plan shall include a minimum initial requirement of weekly testing and each analysis report shall contain, at a minimum, the following information:

(i) The potential sulfur emissions rate of the representative fuel mixture in ng/J heat input;

(ii) The method used to determine the potential sulfur emissions rate of each constituent of the mixture. For distillate oil and natural gas a fuel receipt or tariff sheet is acceptable;

(iii) The ratio of different fuels in the mixture; and

(iv) The owner or operator can petition the Administrator to approve monthly or quarterly sampling in place of weekly sampling.

(s) Facility specific NO<sub>x</sub> standard for Cytec Industries Fortier Plant's C.AOG incinerator located in Westwego, Louisiana:

(1) *Definitions.*

*Oxidation zone* is defined as the portion of the C.AOG incinerator that extends from the inlet of the oxidizing zone combustion air to the outlet gas stack.

*Reducing zone* is defined as the portion of the C.AOG incinerator that extends from the burner section to the inlet of the oxidizing zone combustion air.

*Total inlet air* is defined as the total amount of air introduced into the C.AOG incinerator for combustion of natural gas and chemical by-product waste and is equal to the sum of the air flow into the reducing zone and the air flow into the oxidation zone.

(2) *Standard for nitrogen oxides.* (i) When fossil fuel alone is combusted, the NO<sub>x</sub> emission limit for fossil fuel in §60.44b(a) applies.

(ii) When natural gas and chemical by-product waste are simultaneously combusted, the NO<sub>x</sub> emission limit is 289 ng/J (0.67 lb/MMBtu) and a maximum of 81 percent of the total inlet air provided for combustion shall be provided to the reducing zone of the C.AOG incinerator.

(3) *Emission monitoring.* (i) The percent of total inlet air provided to the reducing zone shall be determined at least every 15 minutes by measuring the air flow of all the air entering the reducing zone and the air flow of all the air entering the oxidation zone, and compliance with the percentage of total inlet air that is provided to the reducing zone shall be determined on a 3-hour average basis.

(ii) The NO<sub>x</sub> emission limit shall be determined by the compliance and performance test methods and procedures for NO<sub>x</sub> in §60.46b(i).

(iii) The monitoring of the NO<sub>x</sub> emission limit shall be performed in accordance with §60.48b.

(4) *Reporting and recordkeeping requirements.* (i) The owner or operator of the C.AOG incinerator shall submit a report on any excursions from the limits required by paragraph (a)(2) of this section to the Administrator with the quarterly report required by paragraph (i) of this section.

(ii) The owner or operator of the C.AOG incinerator shall keep records of the monitoring required by paragraph (a)(3) of this section for a period of 2 years following the date of such record.

(iii) The owner or operator of the C.AOG incinerator shall perform all the applicable reporting and recordkeeping requirements of this section.

(t) Facility-specific NO<sub>x</sub> standard for Rohm and Haas Kentucky Incorporated's Boiler No. 100 located in Louisville, Kentucky:

(1) *Definitions.*

*Air ratio control damper* is defined as the part of the low NO<sub>x</sub> burner that is adjusted to control the split of total combustion air delivered to the reducing and oxidation portions of the combustion flame.

*Flue gas recirculation line* is defined as the part of Boiler No. 100 that recirculates a portion of the boiler flue gas back into the combustion air.

(2) *Standard for nitrogen oxides.* (i) When fossil fuel alone is combusted, the NO<sub>x</sub> emission limit for fossil fuel in §60.44b(a) applies.

(ii) When fossil fuel and chemical by-product waste are simultaneously combusted, the NO<sub>x</sub> emission limit is 473 ng/J (1.1 lb/MMBtu), and the air ratio control damper tee handle shall be at a minimum of 5 inches (12.7 centimeters) out of the boiler, and the flue gas recirculation line shall be operated at a minimum of 10 percent open as indicated by its valve opening position indicator.

(3) *Emission monitoring for nitrogen oxides.* (i) The air ratio control damper tee handle setting and the flue gas recirculation line valve opening position indicator setting shall be recorded during each 8-hour operating shift.

(ii) The NO<sub>x</sub> emission limit shall be determined by the compliance and performance test methods and procedures for NO<sub>x</sub> in §60.46b.

(iii) The monitoring of the NO<sub>x</sub> emission limit shall be performed in accordance with §60.48b.

(4) *Reporting and recordkeeping requirements.* (i) The owner or operator of Boiler No. 100 shall submit a report on any excursions from the limits required by paragraph (b)(2) of this section to the Administrator with the quarterly report required by §60.49b(i).

(ii) The owner or operator of Boiler No. 100 shall keep records of the monitoring required by paragraph (b)(3) of this section for a period of 2 years following the date of such record.

(iii) The owner or operator of Boiler No. 100 shall perform all the applicable reporting and recordkeeping requirements of §60.49b.

(u) *Site-specific standard for Merck & Co., Inc.'s Stonewall Plant in Elkton, Virginia.* (1) This paragraph (u) applies only to the pharmaceutical manufacturing facility, commonly referred to as the Stonewall Plant, located at Route 340 South, in Elkton, Virginia ("site") and only to the natural gas-fired boilers installed as part of the powerhouse conversion required pursuant to 40 CFR 52.2454(g). The requirements of this paragraph shall apply, and the requirements of §§60.40b through 60.49b(t) shall not apply, to the natural gas-fired boilers installed pursuant to 40 CFR 52.2454(g).

(i) The site shall equip the natural gas-fired boilers with low NO<sub>x</sub> technology.

(ii) The site shall install, calibrate, maintain, and operate a continuous monitoring and recording system for measuring NO<sub>x</sub> emissions discharged to the atmosphere and opacity using a continuous emissions monitoring system or a predictive emissions monitoring system.

(iii) Within 180 days of the completion of the powerhouse conversion, as required by 40 CFR 52.2454, the site shall perform a performance test to quantify criteria pollutant emissions.

(2) [Reserved]

(v) The owner or operator of an affected facility may submit electronic quarterly reports for SO<sub>2</sub> and/or NO<sub>x</sub> and/or opacity in lieu of submitting the written reports required under paragraphs (h), (i), (j), (k) or (l) of this section. The format of each quarterly electronic report shall be coordinated with the permitting authority. The electronic report(s) shall be submitted no later than 30 days after the end of the calendar quarter and shall be accompanied by a certification statement from the owner or operator, indicating whether compliance with the applicable emission standards and minimum data requirements of this subpart was achieved during the reporting period. Before submitting reports in the electronic format, the owner or operator shall coordinate with the permitting authority to obtain their agreement to submit reports in this alternative format.

(w) The reporting period for the reports required under this subpart is each 6 month period. All reports shall be submitted to the Administrator and shall be postmarked by the 30th day following the end of the reporting period.

(x) Facility-specific NO<sub>x</sub> standard for Weyerhaeuser Company's No. 2 Power Boiler located in New Bern, North Carolina:

(1) *Standard for nitrogen oxides.* (i) When fossil fuel alone is combusted, the NO<sub>x</sub> emission limit for fossil fuel in §60.44b(a) applies.

(ii) When fossil fuel and chemical by-product waste are simultaneously combusted, the NO<sub>x</sub> emission limit is 215 ng/J (0.5 lb/MMBtu).

(2) *Emission monitoring for nitrogen oxides.* (i) The NO<sub>x</sub> emissions shall be determined by the compliance and performance test methods and procedures for NO<sub>x</sub> in §60.46b.

(ii) The monitoring of the NO<sub>x</sub> emissions shall be performed in accordance with §60.48b.

(3) *Reporting and recordkeeping requirements.* (i) The owner or operator of the No. 2 Power Boiler shall submit a report on any excursions from the limits required by paragraph (x)(2) of this section to the Administrator with the quarterly report required by §60.49b(i).

(ii) The owner or operator of the No. 2 Power Boiler shall keep records of the monitoring required by paragraph (x)(3) of this section for a period of 2 years following the date of such record.

(iii) The owner or operator of the No. 2 Power Boiler shall perform all the applicable reporting and recordkeeping requirements of §60.49b.

(y) Facility-specific NO<sub>x</sub> standard for INEOS USA's AOGI located in Lima, Ohio:

(1) *Standard for NO<sub>x</sub>.* (i) When fossil fuel alone is combusted, the NO<sub>x</sub> emission limit for fossil fuel in §60.44b(a) applies.

(ii) When fossil fuel and chemical byproduct/waste are simultaneously combusted, the NO<sub>x</sub> emission limit is 645 ng/J (1.5 lb/MMBtu).

(2) *Emission monitoring for NO<sub>x</sub>.* (i) The NO<sub>x</sub> emissions shall be determined by the compliance and performance test methods and procedures for NO<sub>x</sub> in §60.46b.

(ii) The monitoring of the NO<sub>x</sub> emissions shall be performed in accordance with §60.48b.

(3) *Reporting and recordkeeping requirements.* (i) The owner or operator of the AOGI shall submit a report on any excursions from the limits required by paragraph (y)(2) of this section to the Administrator with the quarterly report required by paragraph (i) of this section.

(ii) The owner or operator of the AOGI shall keep records of the monitoring required by paragraph (y)(3) of this section for a period of 2 years following the date of such record.

(iii) The owner or operator of the AOGI shall perform all the applicable reporting and recordkeeping requirements of this section.

[72 FR 32742, June 13, 2007, as amended at 74 FR 5089, Jan. 28, 2009; 77 FR 9461, Feb. 16, 2012]

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**Appendix D:**  
*40 C.F.R. Part 60, Subpart III*



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Title 40: Protection of Environment

[PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES \(CONTINUED\)](#)

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### **Subpart III—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines**

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## WHAT THIS SUBPART COVERS

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### §60.4200 Am I subject to this subpart?

(a) The provisions of this subpart are applicable to manufacturers, owners, and operators of stationary compression ignition (CI) internal combustion engines (ICE) and other persons as specified in paragraphs (a)(1) through (4) of this section. For the purposes of this subpart, the date that construction commences is the date the engine is ordered by the owner or operator.

(1) Manufacturers of stationary CI ICE with a displacement of less than 30 liters per cylinder where the model year is:

- (i) 2007 or later, for engines that are not fire pump engines;
- (ii) The model year listed in Table 3 to this subpart or later model year, for fire pump engines.

(2) Owners and operators of stationary CI ICE that commence construction after July 11, 2005, where the stationary CI ICE are:

- (i) Manufactured after April 1, 2006, and are not fire pump engines, or
- (ii) Manufactured as a certified National Fire Protection Association (NFPA) fire pump engine after July 1, 2006.

(3) Owners and operators of any stationary CI ICE that are modified or reconstructed after July 11, 2005 and any person that modifies or reconstructs any stationary CI ICE after July 11, 2005.

(4) The provisions of §60.4208 of this subpart are applicable to all owners and operators of stationary CI ICE that commence construction after July 11, 2005.

(b) The provisions of this subpart are not applicable to stationary CI ICE being tested at a stationary CI ICE test cell/stand.

(c) If you are an owner or operator of an area source subject to this subpart, you are exempt from the obligation to obtain a permit under 40 CFR part 70 or 40 CFR part 71, provided you are not required to obtain a permit under 40 CFR 70.3(a) or 40 CFR 71.3(a) for a reason other than your status as an area source under this subpart. Notwithstanding the previous sentence, you must continue to comply with the provisions of this subpart applicable to area sources.

(d) Stationary CI ICE may be eligible for exemption from the requirements of this subpart as described in 40 CFR part 1068, subpart C (or the exemptions described in 40 CFR part 89, subpart J and 40 CFR part 94, subpart J, for engines that would need to be certified to standards in those parts), except that owners and operators, as well as manufacturers, may be eligible to request an exemption for national security.

(e) Owners and operators of facilities with CI ICE that are acting as temporary replacement units and that are located at a stationary source for less than 1 year and that have been properly certified as meeting the standards that would be applicable to such engine under the appropriate nonroad engine provisions, are not required to meet any other provisions under this subpart with regard to such engines.

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## **EMISSION STANDARDS FOR MANUFACTURERS**

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### **§60.4201 What emission standards must I meet for non-emergency engines if I am a stationary CI internal combustion engine manufacturer?**

(a) Stationary CI internal combustion engine manufacturers must certify their 2007 model year and later non-emergency stationary CI ICE with a maximum engine power less than or equal to 2,237 kilowatt (KW) (3,000 horsepower (HP)) and a displacement of less than 10 liters per cylinder to the certification emission standards for new nonroad CI engines in 40 CFR 89.112, 40 CFR 89.113, 40 CFR 1039.101, 40 CFR 1039.102, 40 CFR 1039.104, 40 CFR 1039.105, 40 CFR 1039.107, and 40 CFR 1039.115, as applicable, for all pollutants, for the same model year and maximum engine power.

(b) Stationary CI internal combustion engine manufacturers must certify their 2007 through 2010 model year non-emergency stationary CI ICE with a maximum engine power greater than 2,237 KW (3,000 HP) and a displacement of less than 10 liters per cylinder to the emission standards in table 1 to this subpart, for all pollutants, for the same maximum engine power.

(c) Stationary CI internal combustion engine manufacturers must certify their 2011 model year and later non-emergency stationary CI ICE with a maximum engine power greater than 2,237 KW (3,000 HP) and a displacement of less than 10 liters per cylinder to the certification emission standards for new nonroad CI engines in 40 CFR 1039.101, 40 CFR 1039.102, 40 CFR 1039.104, 40 CFR 1039.105, 40 CFR 1039.107, and 40 CFR 1039.115, as applicable, for all pollutants, for the same maximum engine power.

(d) Stationary CI internal combustion engine manufacturers must certify the following non-emergency stationary CI ICE to the certification emission standards for new marine CI engines in 40 CFR 94.8, as applicable, for all pollutants, for the same displacement and maximum engine power:

(1) Their 2007 model year through 2012 non-emergency stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder;

(2) Their 2013 model year non-emergency stationary CI ICE with a maximum engine power greater than or equal to 3,700 KW (4,958 HP) and a displacement of greater than or equal to 10 liters per cylinder and less than 15 liters per cylinder; and

(3) Their 2013 model year non-emergency stationary CI ICE with a displacement of greater than or equal to 15 liters per cylinder and less than 30 liters per cylinder.

(e) Stationary CI internal combustion engine manufacturers must certify the following non-emergency stationary CI ICE to the certification emission standards and other requirements for new marine CI engines in 40 CFR 1042.101, 40 CFR 1042.107, 40 CFR 1042.110, 40 CFR 1042.115, 40 CFR 1042.120, and 40 CFR 1042.145, as applicable, for all pollutants, for the same displacement and maximum engine power:

(1) Their 2013 model year non-emergency stationary CI ICE with a maximum engine power less than 3,700 KW (4,958 HP) and a displacement of greater than or equal to 10 liters per cylinder and less than 15 liters per cylinder; and

(2) Their 2014 model year and later non-emergency stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder.

(f) Notwithstanding the requirements in paragraphs (a) through (c) of this section, stationary non-emergency CI ICE identified in paragraphs (a) and (c) may be certified to the provisions of 40 CFR part 94 or, if Table 1 to 40 CFR 1042.1 identifies 40 CFR part 1042 as being applicable, 40 CFR part 1042, if the engines will be used solely in either or both of the following locations:

- (1) Remote areas of Alaska; and
- (2) Marine offshore installations.

(g) Notwithstanding the requirements in paragraphs (a) through (f) of this section, stationary CI internal combustion engine manufacturers are not required to certify reconstructed engines; however manufacturers may elect to do so. The reconstructed engine must be certified to the emission standards specified in paragraphs (a) through (e) of this section that are applicable to the model year, maximum engine power, and displacement of the reconstructed stationary CI ICE.

(h) Stationary CI ICE certified to the standards in 40 CFR part 1039 and equipped with auxiliary emission control devices (AECs) as specified in 40 CFR 1039.665 must meet the Tier 1 certification emission standards for new nonroad CI engines in 40 CFR 89.112 while the AEC is activated during a qualified emergency situation. A qualified emergency situation is defined in 40 CFR 1039.665. When the qualified emergency situation has ended and the AEC is deactivated, the engine must resume meeting the otherwise applicable emission standard specified in this section.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37967, June 28, 2011; 81 FR 44219, July 7, 2016]

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#### **§60.4202 What emission standards must I meet for emergency engines if I am a stationary CI internal combustion engine manufacturer?**

(a) Stationary CI internal combustion engine manufacturers must certify their 2007 model year and later emergency stationary CI ICE with a maximum engine power less than or equal to 2,237 KW (3,000 HP) and a displacement of less than 10 liters per cylinder that are not fire pump engines to the emission standards specified in paragraphs (a)(1) through (2) of this section.

(1) For engines with a maximum engine power less than 37 KW (50 HP):

(i) The certification emission standards for new nonroad CI engines for the same model year and maximum engine power in 40 CFR 89.112 and 40 CFR 89.113 for all pollutants for model year 2007 engines, and

(ii) The certification emission standards for new nonroad CI engines in 40 CFR 1039.104, 40 CFR 1039.105, 40 CFR 1039.107, 40 CFR 1039.115, and table 2 to this subpart, for 2008 model year and later engines.

(2) For engines with a maximum engine power greater than or equal to 37 KW (50 HP), the certification emission standards for new nonroad CI engines for the same model year and maximum engine power in 40 CFR 89.112 and 40 CFR 89.113 for all pollutants beginning in model year 2007.

(b) Stationary CI internal combustion engine manufacturers must certify their 2007 model year and later emergency stationary CI ICE with a maximum engine power greater than 2,237 KW (3,000 HP) and a displacement of less than 10 liters per cylinder that are not fire pump engines to the emission standards specified in paragraphs (b)(1) through (2) of this section.

(1) For 2007 through 2010 model years, the emission standards in table 1 to this subpart, for all pollutants, for the same maximum engine power.

(2) For 2011 model year and later, the certification emission standards for new nonroad CI engines for engines of the same model year and maximum engine power in 40 CFR 89.112 and 40 CFR 89.113 for all pollutants.

(c) [Reserved]

(d) Beginning with the model years in table 3 to this subpart, stationary CI internal combustion engine manufacturers must certify their fire pump stationary CI ICE to the emission standards in table 4 to this subpart, for all pollutants, for the same model year and NFPA nameplate power.

(e) Stationary CI internal combustion engine manufacturers must certify the following emergency stationary CI ICE that are not fire pump engines to the certification emission standards for new marine CI engines in 40 CFR 94.8, as applicable, for all pollutants, for the same displacement and maximum engine power:

(1) Their 2007 model year through 2012 emergency stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder;

(2) Their 2013 model year and later emergency stationary CI ICE with a maximum engine power greater than or equal to 3,700 KW (4,958 HP) and a displacement of greater than or equal to 10 liters per cylinder and less than 15 liters per cylinder;

(3) Their 2013 model year emergency stationary CI ICE with a displacement of greater than or equal to 15 liters per cylinder and less than 30 liters per cylinder; and

(4) Their 2014 model year and later emergency stationary CI ICE with a maximum engine power greater than or equal to 2,000 KW (2,682 HP) and a displacement of greater than or equal to 15 liters per cylinder and less than 30 liters per cylinder.

(f) Stationary CI internal combustion engine manufacturers must certify the following emergency stationary CI ICE to the certification emission standards and other requirements applicable to Tier 3 new marine CI engines in 40 CFR 1042.101, 40 CFR 1042.107, 40 CFR 1042.115, 40 CFR 1042.120, and 40 CFR 1042.145, for all pollutants, for the same displacement and maximum engine power:

(1) Their 2013 model year and later emergency stationary CI ICE with a maximum engine power less than 3,700 KW (4,958 HP) and a displacement of greater than or equal to 10 liters per cylinder and less than 15 liters per cylinder; and

(2) Their 2014 model year and later emergency stationary CI ICE with a maximum engine power less than 2,000 KW (2,682 HP) and a displacement of greater than or equal to 15 liters per cylinder and less than 30 liters per cylinder.

(g) Notwithstanding the requirements in paragraphs (a) through (d) of this section, stationary emergency CI internal combustion engines identified in paragraphs (a) and (c) may be certified to the provisions of 40 CFR part 94 or, if Table 2 to 40 CFR 1042.101 identifies Tier 3 standards as being applicable, the requirements applicable to Tier 3 engines in 40 CFR part 1042, if the engines will be used solely in either or both of the following locations:

(1) Remote areas of Alaska; and

(2) Marine offshore installations.



(h) Notwithstanding the requirements in paragraphs (a) through (f) of this section, stationary CI internal combustion engine manufacturers are not required to certify reconstructed engines; however manufacturers may elect to do so. The reconstructed engine must be certified to the emission standards specified in paragraphs (a) through (f) of this section that are applicable to the model year, maximum engine power and displacement of the reconstructed emergency stationary CI ICE.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37968, June 28, 2011; 81 FR 44219, July 7, 2016]

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### **§60.4203 How long must my engines meet the emission standards if I am a manufacturer of stationary CI internal combustion engines?**

Engines manufactured by stationary CI internal combustion engine manufacturers must meet the emission standards as required in §§60.4201 and 60.4202 during the certified emissions life of the engines.

[76 FR 37968, June 28, 2011]

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## **EMISSION STANDARDS FOR OWNERS AND OPERATORS**

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### **§60.4204 What emission standards must I meet for non-emergency engines if I am an owner or operator of a stationary CI internal combustion engine?**

(a) Owners and operators of pre-2007 model year non-emergency stationary CI ICE with a displacement of less than 10 liters per cylinder must comply with the emission standards in table 1 to this subpart. Owners and operators of pre-2007 model year non-emergency stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder must comply with the emission standards in 40 CFR 94.8(a)(1).

(b) Owners and operators of 2007 model year and later non-emergency stationary CI ICE with a displacement of less than 30 liters per cylinder must comply with the emission standards for new CI engines in §60.4201 for their 2007 model year and later stationary CI ICE, as applicable.

(c) Owners and operators of non-emergency stationary CI engines with a displacement of greater than or equal to 30 liters per cylinder must meet the following requirements:

(1) For engines installed prior to January 1, 2012, limit the emissions of NO<sub>x</sub> in the stationary CI internal combustion engine exhaust to the following:

(i) 17.0 grams per kilowatt-hour (g/KW-hr) (12.7 grams per horsepower-hr (g/HP-hr)) when maximum engine speed is less than 130 revolutions per minute (rpm);

(ii)  $45 \cdot n^{-0.2}$  g/KW-hr ( $34 \cdot n^{-0.2}$  g/HP-hr) when maximum engine speed is 130 or more but less than 2,000 rpm, where n is maximum engine speed; and

(iii) 9.8 g/KW-hr (7.3 g/HP-hr) when maximum engine speed is 2,000 rpm or more.

(2) For engines installed on or after January 1, 2012 and before January 1, 2016, limit the emissions of NO<sub>x</sub> in the stationary CI internal combustion engine exhaust to the following:

(i) 14.4 g/KW-hr (10.7 g/HP-hr) when maximum engine speed is less than 130 rpm;

(ii)  $44 \cdot n^{-0.23}$  g/KW-hr ( $33 \cdot n^{-0.23}$  g/HP-hr) when maximum engine speed is greater than or equal to 130 but less than 2,000 rpm and where n is maximum engine speed; and

(iii) 7.7 g/KW-hr (5.7 g/HP-hr) when maximum engine speed is greater than or equal to 2,000 rpm.

(3) For engines installed on or after January 1, 2016, limit the emissions of NO<sub>x</sub> in the stationary CI internal combustion engine exhaust to the following:

(i) 3.4 g/KW-hr (2.5 g/HP-hr) when maximum engine speed is less than 130 rpm;

(ii)  $9.0 \cdot n^{-0.20}$  g/KW-hr ( $6.7 \cdot n^{-0.20}$  g/HP-hr) where n (maximum engine speed) is 130 or more but less than 2,000 rpm; and

(iii) 2.0 g/KW-hr (1.5 g/HP-hr) where maximum engine speed is greater than or equal to 2,000 rpm.

(4) Reduce particulate matter (PM) emissions by 60 percent or more, or limit the emissions of PM in the stationary CI internal combustion engine exhaust to 0.15 g/KW-hr (0.11 g/HP-hr).

(d) Owners and operators of non-emergency stationary CI ICE with a displacement of less than 30 liters per cylinder who conduct performance tests in-use must meet the not-to-exceed (NTE) standards as indicated in §60.4212.

(e) Owners and operators of any modified or reconstructed non-emergency stationary CI ICE subject to this subpart must meet the emission standards applicable to the model year, maximum engine power, and displacement of the modified or reconstructed non-emergency stationary CI ICE that are specified in paragraphs (a) through (d) of this section.

(f) Owners and operators of stationary CI ICE certified to the standards in 40 CFR part 1039 and equipped with AECDs as specified in 40 CFR 1039.665 must meet the Tier 1 certification emission standards for new nonroad CI engines in 40 CFR 89.112 while the AECD is activated during a qualified emergency situation. A qualified emergency situation is defined in 40 CFR 1039.665. When the qualified emergency situation has ended and the AECD is deactivated, the engine must resume meeting the otherwise applicable emission standard specified in this section.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37968, June 28, 2011; 81 FR 44219, July 7, 2016]

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### **§60.4205 What emission standards must I meet for emergency engines if I am an owner or operator of a stationary CI internal combustion engine?**

(a) Owners and operators of pre-2007 model year emergency stationary CI ICE with a displacement of less than 10 liters per cylinder that are not fire pump engines must comply with the emission standards in Table 1 to this subpart. Owners and operators of pre-2007 model year emergency stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder that are not fire pump engines must comply with the emission standards in 40 CFR 94.8(a)(1).

(b) Owners and operators of 2007 model year and later emergency stationary CI ICE with a displacement of less than 30 liters per cylinder that are not fire pump engines must comply with the emission standards for new nonroad CI engines in §60.4202, for all pollutants, for the same model year and maximum engine power for their 2007 model year and later emergency stationary CI ICE.

(c) Owners and operators of fire pump engines with a displacement of less than 30 liters per cylinder must comply with the emission standards in table 4 to this subpart, for all pollutants.

(d) Owners and operators of emergency stationary CI engines with a displacement of greater than or equal to 30 liters per cylinder must meet the requirements in this section.

(1) For engines installed prior to January 1, 2012, limit the emissions of NO<sub>x</sub> in the stationary CI internal combustion engine exhaust to the following:

(i) 17.0 g/KW-hr (12.7 g/HP-hr) when maximum engine speed is less than 130 rpm;

(ii)  $45 \cdot n^{-0.2}$  g/KW-hr ( $34 \cdot n^{-0.2}$  g/HP-hr) when maximum engine speed is 130 or more but less than 2,000 rpm, where n is maximum engine speed; and

(iii) 9.8 g/kW-hr (7.3 g/HP-hr) when maximum engine speed is 2,000 rpm or more.

(2) For engines installed on or after January 1, 2012, limit the emissions of NO<sub>x</sub> in the stationary CI internal combustion engine exhaust to the following:

(i) 14.4 g/KW-hr (10.7 g/HP-hr) when maximum engine speed is less than 130 rpm;

(ii)  $44 \cdot n^{-0.23}$  g/KW-hr ( $33 \cdot n^{-0.23}$  g/HP-hr) when maximum engine speed is greater than or equal to 130 but less than 2,000 rpm and where n is maximum engine speed; and

(iii) 7.7 g/KW-hr (5.7 g/HP-hr) when maximum engine speed is greater than or equal to 2,000 rpm.

(3) Limit the emissions of PM in the stationary CI internal combustion engine exhaust to 0.40 g/KW-hr (0.30 g/HP-hr).

(e) Owners and operators of emergency stationary CI ICE with a displacement of less than 30 liters per cylinder who conduct performance tests in-use must meet the NTE standards as indicated in §60.4212.

(f) Owners and operators of any modified or reconstructed emergency stationary CI ICE subject to this subpart must meet the emission standards applicable to the model year, maximum engine power, and displacement of the modified or reconstructed CI ICE that are specified in paragraphs (a) through (e) of this section.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37969, June 28, 2011]

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### **§60.4206 How long must I meet the emission standards if I am an owner or operator of a stationary CI internal combustion engine?**

Owners and operators of stationary CI ICE must operate and maintain stationary CI ICE that achieve the emission standards as required in §§60.4204 and 60.4205 over the entire life of the engine.

[76 FR 37969, June 28, 2011]

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## FUEL REQUIREMENTS FOR OWNERS AND OPERATORS

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### **§60.4207 What fuel requirements must I meet if I am an owner or operator of a stationary CI internal combustion engine subject to this subpart?**

(a) Beginning October 1, 2007, owners and operators of stationary CI ICE subject to this subpart that use diesel fuel must use diesel fuel that meets the requirements of 40 CFR 80.510(a).

(b) Beginning October 1, 2010, owners and operators of stationary CI ICE subject to this subpart with a displacement of less than 30 liters per cylinder that use diesel fuel must use diesel fuel that meets the requirements of 40 CFR 80.510(b) for nonroad diesel fuel, except that any existing diesel fuel purchased (or otherwise obtained) prior to October 1, 2010, may be used until depleted.

(c) [Reserved]

(d) Beginning June 1, 2012, owners and operators of stationary CI ICE subject to this subpart with a displacement of greater than or equal to 30 liters per cylinder are no longer subject to the requirements of paragraph (a) of this section, and must use fuel that meets a maximum per-gallon sulfur content of 1,000 parts per million (ppm).

(e) Stationary CI ICE that have a national security exemption under §60.4200(d) are also exempt from the fuel requirements in this section.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37969, June 28, 2011; 78 FR 6695, Jan. 30, 2013]

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## OTHER REQUIREMENTS FOR OWNERS AND OPERATORS

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### **§60.4208 What is the deadline for importing or installing stationary CI ICE produced in previous model years?**

(a) After December 31, 2008, owners and operators may not install stationary CI ICE (excluding fire pump engines) that do not meet the applicable requirements for 2007 model year engines.

(b) After December 31, 2009, owners and operators may not install stationary CI ICE with a maximum engine power of less than 19 KW (25 HP) (excluding fire pump engines) that do not meet the applicable requirements for 2008 model year engines.

(c) After December 31, 2014, owners and operators may not install non-emergency stationary CI ICE with a maximum engine power of greater than or equal to 19 KW (25 HP) and less than 56 KW (75 HP) that do not meet the applicable requirements for 2013 model year non-emergency engines.

(d) After December 31, 2013, owners and operators may not install non-emergency stationary CI ICE with a maximum engine power of greater than or equal to 56 KW (75 HP) and less than 130 KW (175 HP) that do not meet the applicable requirements for 2012 model year non-emergency engines.

(e) After December 31, 2012, owners and operators may not install non-emergency stationary CI ICE with a maximum engine power of greater than or equal to 130 KW (175 HP), including those above 560 KW (750 HP), that do not meet the applicable requirements for 2011 model year non-emergency engines.

(f) After December 31, 2016, owners and operators may not install non-emergency stationary CI ICE with a maximum engine power of greater than or equal to 560 KW (750 HP) that do not meet the applicable requirements for 2015 model year non-emergency engines.

(g) After December 31, 2018, owners and operators may not install non-emergency stationary CI ICE with a maximum engine power greater than or equal to 600 KW (804 HP) and less than 2,000 KW (2,680 HP) and a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder that do not meet the applicable requirements for 2017 model year non-emergency engines.

(h) In addition to the requirements specified in §§60.4201, 60.4202, 60.4204, and 60.4205, it is prohibited to import stationary CI ICE with a displacement of less than 30 liters per cylinder that do not meet the applicable requirements specified in paragraphs (a) through (g) of this section after the dates specified in paragraphs (a) through (g) of this section.

(i) The requirements of this section do not apply to owners or operators of stationary CI ICE that have been modified, reconstructed, and do not apply to engines that were removed from one existing location and reinstalled at a new location.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37969, June 28, 2011]

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### **§60.4209 What are the monitoring requirements if I am an owner or operator of a stationary CI internal combustion engine?**

If you are an owner or operator, you must meet the monitoring requirements of this section. In addition, you must also meet the monitoring requirements specified in §60.4211.

(a) If you are an owner or operator of an emergency stationary CI internal combustion engine that does not meet the standards applicable to non-emergency engines, you must install a non-resettable hour meter prior to startup of the engine.

(b) If you are an owner or operator of a stationary CI internal combustion engine equipped with a diesel particulate filter to comply with the emission standards in §60.4204, the diesel particulate filter must be installed with a backpressure monitor that notifies the owner or operator when the high backpressure limit of the engine is approached.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37969, June 28, 2011]

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## **COMPLIANCE REQUIREMENTS**

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**§60.4210 What are my compliance requirements if I am a stationary CI internal combustion engine manufacturer?**

(a) Stationary CI internal combustion engine manufacturers must certify their stationary CI ICE with a displacement of less than 10 liters per cylinder to the emission standards specified in §60.4201(a) through (c) and §60.4202(a), (b) and (d) using the certification procedures required in 40 CFR part 89, subpart B, or 40 CFR part 1039, subpart C, as applicable, and must test their engines as specified in those parts. For the purposes of this subpart, engines certified to the standards in table 1 to this subpart shall be subject to the same requirements as engines certified to the standards in 40 CFR part 89. For the purposes of this subpart, engines certified to the standards in table 4 to this subpart shall be subject to the same requirements as engines certified to the standards in 40 CFR part 89, except that engines with NFPA nameplate power of less than 37 KW (50 HP) certified to model year 2011 or later standards shall be subject to the same requirements as engines certified to the standards in 40 CFR part 1039.

(b) Stationary CI internal combustion engine manufacturers must certify their stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder to the emission standards specified in §60.4201(d) and (e) and §60.4202(e) and (f) using the certification procedures required in 40 CFR part 94, subpart C, or 40 CFR part 1042, subpart C, as applicable, and must test their engines as specified in 40 CFR part 94 or 1042, as applicable.

(c) Stationary CI internal combustion engine manufacturers must meet the requirements of 40 CFR 1039.120, 1039.125, 1039.130, and 1039.135, and 40 CFR part 1068 for engines that are certified to the emission standards in 40 CFR part 1039. Stationary CI internal combustion engine manufacturers must meet the corresponding provisions of 40 CFR part 89, 40 CFR part 94 or 40 CFR part 1042 for engines that would be covered by that part if they were nonroad (including marine) engines. Labels on such engines must refer to stationary engines, rather than or in addition to nonroad or marine engines, as appropriate. Stationary CI internal combustion engine manufacturers must label their engines according to paragraphs (c)(1) through (3) of this section.

(1) Stationary CI internal combustion engines manufactured from January 1, 2006 to March 31, 2006 (January 1, 2006 to June 30, 2006 for fire pump engines), other than those that are part of certified engine families under the nonroad CI engine regulations, must be labeled according to 40 CFR 1039.20.

(2) Stationary CI internal combustion engines manufactured from April 1, 2006 to December 31, 2006 (or, for fire pump engines, July 1, 2006 to December 31 of the year preceding the year listed in table 3 to this subpart) must be labeled according to paragraphs (c)(2)(i) through (iii) of this section:

(i) Stationary CI internal combustion engines that are part of certified engine families under the nonroad regulations must meet the labeling requirements for nonroad CI engines, but do not have to meet the labeling requirements in 40 CFR 1039.20.

(ii) Stationary CI internal combustion engines that meet Tier 1 requirements (or requirements for fire pumps) under this subpart, but do not meet the requirements applicable to nonroad CI engines must be labeled according to 40 CFR 1039.20. The engine manufacturer may add language to the label clarifying that the engine meets Tier 1 requirements (or requirements for fire pumps) of this subpart.

(iii) Stationary CI internal combustion engines manufactured after April 1, 2006 that do not meet Tier 1 requirements of this subpart, or fire pumps engines manufactured after July 1, 2006 that do not meet the requirements for fire pumps under this subpart, may not be used in the U.S. If any such engines are manufactured in the U.S. after April 1, 2006 (July 1, 2006 for fire pump engines), they must be exported or must be brought into compliance with the appropriate standards prior to initial operation. The export provisions of 40 CFR 1068.230 would apply to engines for export and the manufacturers must label such engines according to 40 CFR 1068.230.

(3) Stationary CI internal combustion engines manufactured after January 1, 2007 (for fire pump engines, after January 1 of the year listed in table 3 to this subpart, as applicable) must be labeled according to paragraphs (c)(3)(i) through (iii) of this section.

(i) Stationary CI internal combustion engines that meet the requirements of this subpart and the corresponding requirements for nonroad (including marine) engines of the same model year and HP must be labeled according to the provisions in 40 CFR parts 89, 94, 1039 or 1042, as appropriate.

(ii) Stationary CI internal combustion engines that meet the requirements of this subpart, but are not certified to the standards applicable to nonroad (including marine) engines of the same model year and HP must be labeled according to the provisions in 40 CFR parts 89, 94, 1039 or 1042, as appropriate, but the words “stationary” must be included instead of “nonroad” or “marine” on the label. In addition, such engines must be labeled according to 40 CFR 1039.20.

(iii) Stationary CI internal combustion engines that do not meet the requirements of this subpart must be labeled according to 40 CFR 1068.230 and must be exported under the provisions of 40 CFR 1068.230.

(d) An engine manufacturer certifying an engine family or families to standards under this subpart that are identical to standards applicable under 40 CFR parts 89, 94, 1039 or 1042 for that model year may certify any such family that contains both nonroad (including marine) and stationary engines as a single engine family and/or may include any such family containing stationary engines in the averaging, banking and trading provisions applicable for such engines under those parts.

(e) Manufacturers of engine families discussed in paragraph (d) of this section may meet the labeling requirements referred to in paragraph (c) of this section for stationary CI ICE by either adding a separate label containing the information required in paragraph (c) of this section or by adding the words “and stationary” after the word “nonroad” or “marine,” as appropriate, to the label.

(f) Starting with the model years shown in table 5 to this subpart, stationary CI internal combustion engine manufacturers must add a permanent label stating that the engine is for stationary emergency use only to each new emergency stationary CI internal combustion engine greater than or equal to 19 KW (25 HP) that meets all the emission standards for emergency engines in §60.4202 but does not meet all the emission standards for non-emergency engines in §60.4201. The label must be added according to the labeling requirements specified in 40 CFR 1039.135(b). Engine manufacturers must specify in the owner's manual that operation of emergency engines is limited to emergency operations and required maintenance and testing.

(g) Manufacturers of fire pump engines may use the test cycle in table 6 to this subpart for testing fire pump engines and may test at the NFPA certified nameplate HP, provided that the engine is labeled as “Fire Pump Applications Only”.

(h) Engine manufacturers, including importers, may introduce into commerce uncertified engines or engines certified to earlier standards that were manufactured before the new or changed standards took effect until inventories are depleted, as long as such engines are part of normal inventory. For example, if the engine manufacturers' normal industry practice is to keep on hand a one-month supply of engines based on its projected sales, and a new tier of standards starts to apply for the 2009 model year, the engine manufacturer may manufacture engines based on the normal inventory requirements late in the 2008 model year, and sell those engines for installation. The engine manufacturer may not circumvent the provisions of §60.4201 or §60.4202 by stockpiling engines that are built before new or changed standards take effect. Stockpiling of such engines beyond normal industry practice is a violation of this subpart.

(i) The replacement engine provisions of 40 CFR 89.1003(b)(7), 40 CFR 94.1103(b)(3), 40 CFR 94.1103(b)(4) and 40 CFR 1068.240 are applicable to stationary CI engines replacing existing equipment that is less than 15 years old.

(j) Stationary CI ICE manufacturers may equip their stationary CI internal combustion engines certified to the emission standards in 40 CFR part 1039 with AECDs for qualified emergency situations according to the requirements of 40 CFR 1039.665. Manufacturers of stationary CI ICE equipped with AECDs as allowed by 40 CFR 1039.665 must meet all of the requirements in 40 CFR 1039.665 that apply to manufacturers. Manufacturers must document that the engine complies with the Tier 1 standard in 40 CFR 89.112 when the AECD is activated. Manufacturers must provide any relevant testing, engineering analysis, or other information in sufficient detail to support such statement when applying for certification (including amending an existing certificate) of an engine equipped with an AECD as allowed by 40 CFR 1039.665.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37969, June 28, 2011; 81 FR 44219, July 7, 2016]

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### **§60.4211 What are my compliance requirements if I am an owner or operator of a stationary CI internal combustion engine?**

(a) If you are an owner or operator and must comply with the emission standards specified in this subpart, you must do all of the following, except as permitted under paragraph (g) of this section:

(1) Operate and maintain the stationary CI internal combustion engine and control device according to the manufacturer's emission-related written instructions;

(2) Change only those emission-related settings that are permitted by the manufacturer; and

(3) Meet the requirements of 40 CFR parts 89, 94 and/or 1068, as they apply to you.

(b) If you are an owner or operator of a pre-2007 model year stationary CI internal combustion engine and must comply with the emission standards specified in §§60.4204(a) or 60.4205(a), or if you are an owner or operator of a CI fire pump engine that is manufactured prior to the model years in table 3 to this subpart and must comply with the emission standards specified in §60.4205(c), you must demonstrate compliance according to one of the methods specified in paragraphs (b)(1) through (5) of this section.

(1) Purchasing an engine certified according to 40 CFR part 89 or 40 CFR part 94, as applicable, for the same model year and maximum engine power. The engine must be installed and configured according to the manufacturer's specifications.

(2) Keeping records of performance test results for each pollutant for a test conducted on a similar engine. The test must have been conducted using the same methods specified in this subpart and these methods must have been followed correctly.

(3) Keeping records of engine manufacturer data indicating compliance with the standards.

(4) Keeping records of control device vendor data indicating compliance with the standards.

(5) Conducting an initial performance test to demonstrate compliance with the emission standards according to the requirements specified in §60.4212, as applicable.

(c) If you are an owner or operator of a 2007 model year and later stationary CI internal combustion engine and must comply with the emission standards specified in §60.4204(b) or §60.4205(b), or if you are an owner or operator of a CI fire pump engine that is manufactured during or after the model year that applies to your fire pump engine power rating in table 3 to this subpart and must comply with the emission standards specified in §60.4205(c), you must comply by purchasing an engine certified to the emission standards in §60.4204(b), or §60.4205(b) or (c), as applicable, for the same model year and maximum (or in the case of fire pumps, NFPA nameplate) engine power.



The engine must be installed and configured according to the manufacturer's emission-related specifications, except as permitted in paragraph (g) of this section.

(d) If you are an owner or operator and must comply with the emission standards specified in §60.4204(c) or §60.4205(d), you must demonstrate compliance according to the requirements specified in paragraphs (d)(1) through (3) of this section.

(1) Conducting an initial performance test to demonstrate initial compliance with the emission standards as specified in §60.4213.

(2) Establishing operating parameters to be monitored continuously to ensure the stationary internal combustion engine continues to meet the emission standards. The owner or operator must petition the Administrator for approval of operating parameters to be monitored continuously. The petition must include the information described in paragraphs (d)(2)(i) through (v) of this section.

(i) Identification of the specific parameters you propose to monitor continuously;

(ii) A discussion of the relationship between these parameters and NO<sub>x</sub> and PM emissions, identifying how the emissions of these pollutants change with changes in these parameters, and how limitations on these parameters will serve to limit NO<sub>x</sub> and PM emissions;

(iii) A discussion of how you will establish the upper and/or lower values for these parameters which will establish the limits on these parameters in the operating limitations;

(iv) A discussion identifying the methods and the instruments you will use to monitor these parameters, as well as the relative accuracy and precision of these methods and instruments; and

(v) A discussion identifying the frequency and methods for recalibrating the instruments you will use for monitoring these parameters.

(3) For non-emergency engines with a displacement of greater than or equal to 30 liters per cylinder, conducting annual performance tests to demonstrate continuous compliance with the emission standards as specified in §60.4213.

(e) If you are an owner or operator of a modified or reconstructed stationary CI internal combustion engine and must comply with the emission standards specified in §60.4204(e) or §60.4205(f), you must demonstrate compliance according to one of the methods specified in paragraphs (e)(1) or (2) of this section.

(1) Purchasing, or otherwise owning or operating, an engine certified to the emission standards in §60.4204(e) or §60.4205(f), as applicable.

(2) Conducting a performance test to demonstrate initial compliance with the emission standards according to the requirements specified in §60.4212 or §60.4213, as appropriate. The test must be conducted within 60 days after the engine commences operation after the modification or reconstruction.

(f) If you own or operate an emergency stationary ICE, you must operate the emergency stationary ICE according to the requirements in paragraphs (f)(1) through (3) of this section. In order for the engine to be considered an emergency stationary ICE under this subpart, any operation other than emergency operation, maintenance and testing, emergency demand response, and operation in non-emergency situations for 50 hours per year, as described in paragraphs (f)(1) through (3) of this section, is prohibited. If you do not operate the engine according to the requirements in paragraphs (f)(1) through (3) of this section, the engine will not be considered an emergency engine under this subpart and must meet all requirements for non-emergency engines.

(1) There is no time limit on the use of emergency stationary ICE in emergency situations.

(2) You may operate your emergency stationary ICE for any combination of the purposes specified in paragraphs (f)(2)(i) through (iii) of this section for a maximum of 100 hours per calendar year. Any operation for non-emergency situations as allowed by paragraph (f)(3) of this section counts as part of the 100 hours per calendar year allowed by this paragraph (f)(2).

(i) Emergency stationary ICE may be operated for maintenance checks and readiness testing, provided that the tests are recommended by federal, state or local government, the manufacturer, the vendor, the regional transmission organization or equivalent balancing authority and transmission operator, or the insurance company associated with the engine. The owner or operator may petition the Administrator for approval of additional hours to be used for maintenance checks and readiness testing, but a petition is not required if the owner or operator maintains records indicating that federal, state, or local standards require maintenance and testing of emergency ICE beyond 100 hours per calendar year.

(ii) Emergency stationary ICE may be operated for emergency demand response for periods in which the Reliability Coordinator under the North American Electric Reliability Corporation (NERC) Reliability Standard EOP-002-3, Capacity and Energy Emergencies (incorporated by reference, see §60.17), or other authorized entity as determined by the Reliability Coordinator, has declared an Energy Emergency Alert Level 2 as defined in the NERC Reliability Standard EOP-002-3.

(iii) Emergency stationary ICE may be operated for periods where there is a deviation of voltage or frequency of 5 percent or greater below standard voltage or frequency.

(3) Emergency stationary ICE may be operated for up to 50 hours per calendar year in non-emergency situations. The 50 hours of operation in non-emergency situations are counted as part of the 100 hours per calendar year for maintenance and testing and emergency demand response provided in paragraph (f)(2) of this section. Except as provided in paragraph (f)(3)(i) of this section, the 50 hours per calendar year for non-emergency situations cannot be used for peak shaving or non-emergency demand response, or to generate income for a facility to an electric grid or otherwise supply power as part of a financial arrangement with another entity.

(i) The 50 hours per year for non-emergency situations can be used to supply power as part of a financial arrangement with another entity if all of the following conditions are met:

(A) The engine is dispatched by the local balancing authority or local transmission and distribution system operator;

(B) The dispatch is intended to mitigate local transmission and/or distribution limitations so as to avert potential voltage collapse or line overloads that could lead to the interruption of power supply in a local area or region.

(C) The dispatch follows reliability, emergency operation or similar protocols that follow specific NERC, regional, state, public utility commission or local standards or guidelines.

(D) The power is provided only to the facility itself or to support the local transmission and distribution system.

(E) The owner or operator identifies and records the entity that dispatches the engine and the specific NERC, regional, state, public utility commission or local standards or guidelines that are being followed for dispatching the engine. The local balancing authority or local transmission and distribution system operator may keep these records on behalf of the engine owner or operator.

(ii) [Reserved]

(g) If you do not install, configure, operate, and maintain your engine and control device according to the manufacturer's emission-related written instructions, or you change emission-related settings in a way that is not permitted by the manufacturer, you must demonstrate compliance as follows:

(1) If you are an owner or operator of a stationary CI internal combustion engine with maximum engine power less than 100 HP, you must keep a maintenance plan and records of conducted maintenance to demonstrate compliance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, if you do not install and configure the engine and control device according to the manufacturer's emission-related written instructions, or you change the emission-related settings in a way that is not permitted by the manufacturer, you must conduct an initial performance test to demonstrate compliance with the applicable emission standards within 1 year of such action.

(2) If you are an owner or operator of a stationary CI internal combustion engine greater than or equal to 100 HP and less than or equal to 500 HP, you must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, you must conduct an initial performance test to demonstrate compliance with the applicable emission standards within 1 year of startup, or within 1 year after an engine and control device is no longer installed, configured, operated, and maintained in accordance with the manufacturer's emission-related written instructions, or within 1 year after you change emission-related settings in a way that is not permitted by the manufacturer.

(3) If you are an owner or operator of a stationary CI internal combustion engine greater than 500 HP, you must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, you must conduct an initial performance test to demonstrate compliance with the applicable emission standards within 1 year of startup, or within 1 year after an engine and control device is no longer installed, configured, operated, and maintained in accordance with the manufacturer's emission-related written instructions, or within 1 year after you change emission-related settings in a way that is not permitted by the manufacturer. You must conduct subsequent performance testing every 8,760 hours of engine operation or 3 years, whichever comes first, thereafter to demonstrate compliance with the applicable emission standards.

(h) The requirements for operators and prohibited acts specified in 40 CFR 1039.665 apply to owners or operators of stationary CI ICE equipped with AECs for qualified emergency situations as allowed by 40 CFR 1039.665.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37970, June 28, 2011; 78 FR 6695, Jan. 30, 2013; 81 FR 44219, July 7, 2016]

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## TESTING REQUIREMENTS FOR OWNERS AND OPERATORS

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### **§60.4212 What test methods and other procedures must I use if I am an owner or operator of a stationary CI internal combustion engine with a displacement of less than 30 liters per cylinder?**

Owners and operators of stationary CI ICE with a displacement of less than 30 liters per cylinder who conduct performance tests pursuant to this subpart must do so according to paragraphs (a) through (e) of this section.

(a) The performance test must be conducted according to the in-use testing procedures in 40 CFR part 1039, subpart F, for stationary CI ICE with a displacement of less than 10 liters per cylinder, and according to 40 CFR part 1042, subpart F, for stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder.

(b) Exhaust emissions from stationary CI ICE that are complying with the emission standards for new CI engines in 40 CFR part 1039 must not exceed the not-to-exceed (NTE) standards for the same model year and maximum engine power as required in 40 CFR 1039.101(e) and 40 CFR 1039.102(g)(1), except as specified in 40 CFR 1039.104(d). This requirement starts when NTE requirements take effect for nonroad diesel engines under 40 CFR part 1039.

(c) Exhaust emissions from stationary CI ICE that are complying with the emission standards for new CI engines in 40 CFR 89.112 or 40 CFR 94.8, as applicable, must not exceed the NTE numerical requirements, rounded to the same number of decimal places as the applicable standard in 40 CFR 89.112 or 40 CFR 94.8, as applicable, determined from the following equation:

$$\text{NTE requirement for each pollutant} = 1.25 \times \text{STD} \quad \text{Eq. 11}$$

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Where:

STD = The standard specified for that pollutant in 40 CFR 89.112 or 40 CFR 94.8, as applicable.

Alternatively, stationary CI ICE that are complying with the emission standards for new CI engines in 40 CFR 89.112 or 40 CFR 94.8 may follow the testing procedures specified in §60.4213 of this subpart, as appropriate.

(d) Exhaust emissions from stationary CI ICE that are complying with the emission standards for pre-2007 model year engines in §60.4204(a), §60.4205(a), or §60.4205(c) must not exceed the NTE numerical requirements, rounded to the same number of decimal places as the applicable standard in §60.4204(a), §60.4205(a), or §60.4205(c), determined from the equation in paragraph (c) of this section.

Where:

STD = The standard specified for that pollutant in §60.4204(a), §60.4205(a), or §60.4205(c).

Alternatively, stationary CI ICE that are complying with the emission standards for pre-2007 model year engines in §60.4204(a), §60.4205(a), or §60.4205(c) may follow the testing procedures specified in §60.4213, as appropriate.

(e) Exhaust emissions from stationary CI ICE that are complying with the emission standards for new CI engines in 40 CFR part 1042 must not exceed the NTE standards for the same model year and maximum engine power as required in 40 CFR 1042.101(c).

[71 FR 39172, July 11, 2006, as amended at 76 FR 37971, June 28, 2011]

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### **§60.4213 What test methods and other procedures must I use if I am an owner or operator of a stationary CI internal combustion engine with a displacement of greater than or equal to 30 liters per cylinder?**

Owners and operators of stationary CI ICE with a displacement of greater than or equal to 30 liters per cylinder must conduct performance tests according to paragraphs (a) through (f) of this section.

(a) Each performance test must be conducted according to the requirements in §60.8 and under the specific conditions that this subpart specifies in table 7. The test must be conducted within 10 percent of 100 percent peak (or the highest achievable) load.

(b) You may not conduct performance tests during periods of startup, shutdown, or malfunction, as specified in §60.8(c).

(c) You must conduct three separate test runs for each performance test required in this section, as specified in §60.8(f). Each test run must last at least 1 hour.

(d) To determine compliance with the percent reduction requirement, you must follow the requirements as specified in paragraphs (d)(1) through (3) of this section.

(1) You must use Equation 2 of this section to determine compliance with the percent reduction requirement:

$$R = \frac{C_i - C_o}{C_i} \times 100 \quad \text{Eq. 2}$$

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Where:

$C_i$  = concentration of  $\text{NO}_x$  or PM at the control device inlet,

$C_o$  = concentration of  $\text{NO}_x$  or PM at the control device outlet, and

R = percent reduction of  $\text{NO}_x$  or PM emissions.

(2) You must normalize the  $\text{NO}_x$  or PM concentrations at the inlet and outlet of the control device to a dry basis and to 15 percent oxygen ( $\text{O}_2$ ) using Equation 3 of this section, or an equivalent percent carbon dioxide ( $\text{CO}_2$ ) using the procedures described in paragraph (d)(3) of this section.

$$C_{adj} = C_d \frac{5.9}{20.9 - \%O_2} \quad \text{Eq. 3}$$

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Where:

$C_{adj}$  = Calculated  $\text{NO}_x$  or PM concentration adjusted to 15 percent  $\text{O}_2$ .

$C_d$  = Measured concentration of  $\text{NO}_x$  or PM, uncorrected.

5.9 = 20.9 percent  $\text{O}_2$  - 15 percent  $\text{O}_2$ , the defined  $\text{O}_2$  correction value, percent.

$\%O_2$  = Measured  $\text{O}_2$  concentration, dry basis, percent.

(3) If pollutant concentrations are to be corrected to 15 percent  $\text{O}_2$  and  $\text{CO}_2$  concentration is measured in lieu of  $\text{O}_2$  concentration measurement, a  $\text{CO}_2$  correction factor is needed. Calculate the  $\text{CO}_2$  correction factor as described in paragraphs (d)(3)(i) through (iii) of this section.

(i) Calculate the fuel-specific  $F_v$  value for the fuel burned during the test using values obtained from Method 19, Section 5.2, and the following equation:

$$F_v = \frac{12.2W_f}{F} \quad \text{Eq. 4}$$

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Where:

$F_o$  = Fuel factor based on the ratio of  $O_2$  volume to the ultimate  $CO_2$  volume produced by the fuel at zero percent excess air.

0.209 = Fraction of air that is  $O_2$ , percent/100.

$F_d$  = Ratio of the volume of dry effluent gas to the gross calorific value of the fuel from Method 19,  $dm^3/J$  (dscf/10<sup>6</sup> Btu).

$F_c$  = Ratio of the volume of  $CO_2$  produced to the gross calorific value of the fuel from Method 19,  $dm^3/J$  (dscf/10<sup>6</sup> Btu).

(ii) Calculate the  $CO_2$  correction factor for correcting measurement data to 15 percent  $O_2$ , as follows:

$$X_{CO_2} = \frac{5.9}{F_o} \quad (\text{Eq. 5})$$

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Where:

$X_{CO_2}$  =  $CO_2$  correction factor, percent.

5.9 = 20.9 percent  $O_2$ –15 percent  $O_2$ , the defined  $O_2$  correction value, percent.

(iii) Calculate the  $NO_x$  and PM gas concentrations adjusted to 15 percent  $O_2$  using  $CO_2$  as follows:

$$C_{adj} = C_d \frac{X_{CO_2}}{\%CO_2} \quad (\text{Eq. 6})$$

[View or download PDF](#)

Where:

$C_{adj}$  = Calculated  $NO_x$  or PM concentration adjusted to 15 percent  $O_2$ .

$C_d$  = Measured concentration of  $NO_x$  or PM, uncorrected.

$\%CO_2$  = Measured  $CO_2$  concentration, dry basis, percent.

(e) To determine compliance with the  $NO_x$  mass per unit output emission limitation, convert the concentration of  $NO_x$  in the engine exhaust using Equation 7 of this section:

$$ER = \frac{C_d \cdot 10^{-6} \cdot Q \cdot 60}{kW \cdot hour} \quad (\text{Eq. 7})$$

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Where:

ER = Emission rate in grams per KW-hour.

$C_d$  = Measured  $NO_x$  concentration in ppm.

$1.912 \times 10^{-3}$  = Conversion constant for ppm NO<sub>x</sub> to grams per standard cubic meter at 25 degrees Celsius.

Q = Stack gas volumetric flow rate, in standard cubic meter per hour.

T = Time of test run, in hours.

KW-hour = Brake work of the engine, in KW-hour.

(f) To determine compliance with the PM mass per unit output emission limitation, convert the concentration of PM in the engine exhaust using Equation 8 of this section:

$$ER = \frac{C_{adj} \times Q \times T}{KW\text{-hour}} \quad (\text{Eq 8})$$

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Where:

ER = Emission rate in grams per KW-hour.

C<sub>adj</sub> = Calculated PM concentration in grams per standard cubic meter.

Q = Stack gas volumetric flow rate, in standard cubic meter per hour.

T = Time of test run, in hours.

KW-hour = Energy output of the engine, in KW.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37971, June 28, 2011]

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## NOTIFICATION, REPORTS, AND RECORDS FOR OWNERS AND OPERATORS

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### **§60.4214 What are my notification, reporting, and recordkeeping requirements if I am an owner or operator of a stationary CI internal combustion engine?**

(a) Owners and operators of non-emergency stationary CI ICE that are greater than 2,237 KW (3,000 HP), or have a displacement of greater than or equal to 10 liters per cylinder, or are pre-2007 model year engines that are greater than 130 KW (175 HP) and not certified, must meet the requirements of paragraphs (a)(1) and (2) of this section.

(1) Submit an initial notification as required in §60.7(a)(1). The notification must include the information in paragraphs (a)(1)(i) through (v) of this section.

(i) Name and address of the owner or operator;

(ii) The address of the affected source;

(iii) Engine information including make, model, engine family, serial number, model year, maximum engine power, and engine displacement;

(iv) Emission control equipment; and

(v) Fuel used.

(2) Keep records of the information in paragraphs (a)(2)(i) through (iv) of this section.

(i) All notifications submitted to comply with this subpart and all documentation supporting any notification.

(ii) Maintenance conducted on the engine.

(iii) If the stationary CI internal combustion is a certified engine, documentation from the manufacturer that the engine is certified to meet the emission standards.

(iv) If the stationary CI internal combustion is not a certified engine, documentation that the engine meets the emission standards.

(b) If the stationary CI internal combustion engine is an emergency stationary internal combustion engine, the owner or operator is not required to submit an initial notification. Starting with the model years in table 5 to this subpart, if the emergency engine does not meet the standards applicable to non-emergency engines in the applicable model year, the owner or operator must keep records of the operation of the engine in emergency and non-emergency service that are recorded through the non-resettable hour meter. The owner must record the time of operation of the engine and the reason the engine was in operation during that time.

(c) If the stationary CI internal combustion engine is equipped with a diesel particulate filter, the owner or operator must keep records of any corrective action taken after the backpressure monitor has notified the owner or operator that the high backpressure limit of the engine is approached.

(d) If you own or operate an emergency stationary CI ICE with a maximum engine power more than 100 HP that operates or is contractually obligated to be available for more than 15 hours per calendar year for the purposes specified in §60.4211(f)(2)(ii) and (iii) or that operates for the purposes specified in §60.4211(f)(3)(i), you must submit an annual report according to the requirements in paragraphs (d)(1) through (3) of this section.

(1) The report must contain the following information:

(i) Company name and address where the engine is located.

(ii) Date of the report and beginning and ending dates of the reporting period.

(iii) Engine site rating and model year.

(iv) Latitude and longitude of the engine in decimal degrees reported to the fifth decimal place.

(v) Hours operated for the purposes specified in §60.4211(f)(2)(ii) and (iii), including the date, start time, and end time for engine operation for the purposes specified in §60.4211(f)(2)(ii) and (iii).

(vi) Number of hours the engine is contractually obligated to be available for the purposes specified in §60.4211(f)(2)(ii) and (iii).

(vii) Hours spent for operation for the purposes specified in §60.4211(f)(3)(i), including the date, start time, and end time for engine operation for the purposes specified in §60.4211(f)(3)(i). The report must also identify the entity that dispatched the engine and the situation that necessitated the dispatch of the engine.



(2) The first annual report must cover the calendar year 2015 and must be submitted no later than March 31, 2016. Subsequent annual reports for each calendar year must be submitted no later than March 31 of the following calendar year.

(3) The annual report must be submitted electronically using the subpart specific reporting form in the Compliance and Emissions Data Reporting Interface (CEDRI) that is accessed through EPA's Central Data Exchange (CDX) (*www.epa.gov/cdx*). However, if the reporting form specific to this subpart is not available in CEDRI at the time that the report is due, the written report must be submitted to the Administrator at the appropriate address listed in §60.4.

(e) Owners or operators of stationary CI ICE equipped with AECs pursuant to the requirements of 40 CFR 1039.665 must report the use of AECs as required by 40 CFR 1039.665(e).

[71 FR 39172, July 11, 2006, as amended at 78 FR 6696, Jan. 30, 2013; 81 FR 44219, July 7, 2016]

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## SPECIAL REQUIREMENTS

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### **§60.4215 What requirements must I meet for engines used in Guam, American Samoa, or the Commonwealth of the Northern Mariana Islands?**

(a) Stationary CI ICE with a displacement of less than 30 liters per cylinder that are used in Guam, American Samoa, or the Commonwealth of the Northern Mariana Islands are required to meet the applicable emission standards in §§60.4202 and 60.4205.

(b) Stationary CI ICE that are used in Guam, American Samoa, or the Commonwealth of the Northern Mariana Islands are not required to meet the fuel requirements in §60.4207.

(c) Stationary CI ICE with a displacement of greater than or equal to 30 liters per cylinder that are used in Guam, American Samoa, or the Commonwealth of the Northern Mariana Islands are required to meet the following emission standards:

(1) For engines installed prior to January 1, 2012, limit the emissions of NO<sub>x</sub> in the stationary CI internal combustion engine exhaust to the following:

(i) 17.0 g/KW-hr (12.7 g/HP-hr) when maximum engine speed is less than 130 rpm;

(ii)  $45 \cdot n^{-0.2}$  g/KW-hr ( $34 \cdot n^{-0.2}$  g/HP-hr) when maximum engine speed is 130 or more but less than 2,000 rpm, where n is maximum engine speed; and

(iii) 9.8 g/KW-hr (7.3 g/HP-hr) when maximum engine speed is 2,000 rpm or more.

(2) For engines installed on or after January 1, 2012, limit the emissions of NO<sub>x</sub> in the stationary CI internal combustion engine exhaust to the following:

(i) 14.4 g/KW-hr (10.7 g/HP-hr) when maximum engine speed is less than 130 rpm;

(ii)  $44 \cdot n^{-0.23}$  g/KW-hr ( $33 \cdot n^{-0.23}$  g/HP-hr) when maximum engine speed is greater than or equal to 130 but less than 2,000 rpm and where n is maximum engine speed; and

(iii) 7.7 g/KW-hr (5.7 g/HP-hr) when maximum engine speed is greater than or equal to 2,000 rpm.

(3) Limit the emissions of PM in the stationary CI internal combustion engine exhaust to 0.40 g/KW-hr (0.30 g/HP-hr).

[71 FR 39172, July 11, 2006, as amended at 76 FR 37971, June 28, 2011]

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#### **§60.4216 What requirements must I meet for engines used in Alaska?**

(a) Prior to December 1, 2010, owners and operators of stationary CI ICE with a displacement of less than 30 liters per cylinder located in areas of Alaska not accessible by the FAHS should refer to 40 CFR part 69 to determine the diesel fuel requirements applicable to such engines.

(b) Except as indicated in paragraph (c) of this section, manufacturers, owners and operators of stationary CI ICE with a displacement of less than 10 liters per cylinder located in remote areas of Alaska may meet the requirements of this subpart by manufacturing and installing engines meeting the requirements of 40 CFR parts 94 or 1042, as appropriate, rather than the otherwise applicable requirements of 40 CFR parts 89 and 1039, as indicated in §§60.4201(f) and 60.4202(g).

(c) Manufacturers, owners and operators of stationary CI ICE that are located in remote areas of Alaska may choose to meet the applicable emission standards for emergency engines in §§60.4202 and 60.4205, and not those for non-emergency engines in §§60.4201 and 60.4204, except that for 2014 model year and later non-emergency CI ICE, the owner or operator of any such engine that was not certified as meeting Tier 4 PM standards, must meet the applicable requirements for PM in §§60.4201 and 60.4204 or install a PM emission control device that achieves PM emission reductions of 85 percent, or 60 percent for engines with a displacement of greater than or equal to 30 liters per cylinder, compared to engine-out emissions.

(d) The provisions of §60.4207 do not apply to owners and operators of pre-2014 model year stationary CI ICE subject to this subpart that are located in remote areas of Alaska.

(e) The provisions of §60.4208(a) do not apply to owners and operators of stationary CI ICE subject to this subpart that are located in areas of Alaska not accessible by the FAHS until after December 31, 2009.

(f) The provisions of this section and §60.4207 do not prevent owners and operators of stationary CI ICE subject to this subpart that are located in remote areas of Alaska from using fuels mixed with used lubricating oil, in volumes of up to 1.75 percent of the total fuel. The sulfur content of the used lubricating oil must be less than 200 parts per million. The used lubricating oil must meet the on-specification levels and properties for used oil in 40 CFR 279.11.

[76 FR 37971, June 28, 2011, as amended at 81 FR 44219, July 7, 2016]

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#### **§60.4217 What emission standards must I meet if I am an owner or operator of a stationary internal combustion engine using special fuels?**

Owners and operators of stationary CI ICE that do not use diesel fuel may petition the Administrator for approval of alternative emission standards, if they can demonstrate that they use a fuel that is not the fuel on which the manufacturer of the engine certified the engine and that the engine cannot meet the applicable standards required in §60.4204 or §60.4205 using such fuels and that use of such fuel is appropriate and reasonably necessary,

considering cost, energy, technical feasibility, human health and environmental, and other factors, for the operation of the engine.

[76 FR 37972, June 28, 2011]

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## GENERAL PROVISIONS

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### §60.4218 What parts of the General Provisions apply to me?

Table 8 to this subpart shows which parts of the General Provisions in §§60.1 through 60.19 apply to you.

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## DEFINITIONS

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### §60.4219 What definitions apply to this subpart?

As used in this subpart, all terms not defined herein shall have the meaning given them in the CAA and in subpart A of this part.

*Alaska Railbelt Grid* means the service areas of the six regulated public utilities that extend from Fairbanks to Anchorage and the Kenai Peninsula. These utilities are Golden Valley Electric Association; Chugach Electric Association; Matanuska Electric Association; Homer Electric Association; Anchorage Municipal Light & Power; and the City of Seward Electric System.

*Certified emissions life* means the period during which the engine is designed to properly function in terms of reliability and fuel consumption, without being remanufactured, specified as a number of hours of operation or calendar years, whichever comes first. The values for certified emissions life for stationary CI ICE with a displacement of less than 10 liters per cylinder are given in 40 CFR 1039.101(g). The values for certified emissions life for stationary CI ICE with a displacement of greater than or equal to 10 liters per cylinder and less than 30 liters per cylinder are given in 40 CFR 94.9(a).

*Combustion turbine* means all equipment, including but not limited to the turbine, the fuel, air, lubrication and exhaust gas systems, control systems (except emissions control equipment), and any ancillary components and sub-components comprising any simple cycle combustion turbine, any regenerative/recuperative cycle combustion turbine, the combustion turbine portion of any cogeneration cycle combustion system, or the combustion turbine portion of any combined cycle steam/electric generating system.

*Compression ignition* means relating to a type of stationary internal combustion engine that is not a spark ignition engine.

*Date of manufacture* means one of the following things:

(1) For freshly manufactured engines and modified engines, date of manufacture means the date the engine is originally produced.

(2) For reconstructed engines, date of manufacture means the date the engine was originally produced, except as specified in paragraph (3) of this definition.

(3) Reconstructed engines are assigned a new date of manufacture if the fixed capital cost of the new and refurbished components exceeds 75 percent of the fixed capital cost of a comparable entirely new facility. An engine that is produced from a previously used engine block does not retain the date of manufacture of the engine in which the engine block was previously used if the engine is produced using all new components except for the engine block. In these cases, the date of manufacture is the date of reconstruction or the date the new engine is produced.

*Diesel fuel* means any liquid obtained from the distillation of petroleum with a boiling point of approximately 150 to 360 degrees Celsius. One commonly used form is number 2 distillate oil.

*Diesel particulate filter* means an emission control technology that reduces PM emissions by trapping the particles in a flow filter substrate and periodically removes the collected particles by either physical action or by oxidizing (burning off) the particles in a process called regeneration.

*Emergency stationary internal combustion engine* means any stationary reciprocating internal combustion engine that meets all of the criteria in paragraphs (1) through (3) of this definition. All emergency stationary ICE must comply with the requirements specified in §60.4211(f) in order to be considered emergency stationary ICE. If the engine does not comply with the requirements specified in §60.4211(f), then it is not considered to be an emergency stationary ICE under this subpart.

(1) The stationary ICE is operated to provide electrical power or mechanical work during an emergency situation. Examples include stationary ICE used to produce power for critical networks or equipment (including power supplied to portions of a facility) when electric power from the local utility (or the normal power source, if the facility runs on its own power production) is interrupted, or stationary ICE used to pump water in the case of fire or flood, etc.

(2) The stationary ICE is operated under limited circumstances for situations not included in paragraph (1) of this definition, as specified in §60.4211(f).

(3) The stationary ICE operates as part of a financial arrangement with another entity in situations not included in paragraph (1) of this definition only as allowed in §60.4211(f)(2)(ii) or (iii) and §60.4211(f)(3)(i).

*Engine manufacturer* means the manufacturer of the engine. See the definition of “manufacturer” in this section.

*Fire pump engine* means an emergency stationary internal combustion engine certified to NFPA requirements that is used to provide power to pump water for fire suppression or protection.

*Freshly manufactured engine* means an engine that has not been placed into service. An engine becomes freshly manufactured when it is originally produced.

*Installed* means the engine is placed and secured at the location where it is intended to be operated.

*Manufacturer* has the meaning given in section 216(1) of the Act. In general, this term includes any person who manufactures a stationary engine for sale in the United States or otherwise introduces a new stationary engine into commerce in the United States. This includes importers who import stationary engines for sale or resale.

*Maximum engine power* means maximum engine power as defined in 40 CFR 1039.801.

*Model year* means the calendar year in which an engine is manufactured (see “date of manufacture”), except as follows:

(1) Model year means the annual new model production period of the engine manufacturer in which an engine is manufactured (see “date of manufacture”), if the annual new model production period is different than the calendar year and includes January 1 of the calendar year for which the model year is named. It may not begin before January 2 of the previous calendar year and it must end by December 31 of the named calendar year.

(2) For an engine that is converted to a stationary engine after being placed into service as a nonroad or other non-stationary engine, model year means the calendar year or new model production period in which the engine was manufactured (see “date of manufacture”).

*Other internal combustion engine* means any internal combustion engine, except combustion turbines, which is not a reciprocating internal combustion engine or rotary internal combustion engine.

*Reciprocating internal combustion engine* means any internal combustion engine which uses reciprocating motion to convert heat energy into mechanical work.

*Remote areas of Alaska* means areas of Alaska that meet either paragraph (1) or (2) of this definition.

(1) Areas of Alaska that are not accessible by the Federal Aid Highway System (FAHS).

(2) Areas of Alaska that meet all of the following criteria:

(i) The only connection to the FAHS is through the Alaska Marine Highway System, or the stationary CI ICE operation is within an isolated grid in Alaska that is not connected to the statewide electrical grid referred to as the Alaska Railbelt Grid.

(ii) At least 10 percent of the power generated by the stationary CI ICE on an annual basis is used for residential purposes.

(iii) The generating capacity of the source is less than 12 megawatts, or the stationary CI ICE is used exclusively for backup power for renewable energy.

*Rotary internal combustion engine* means any internal combustion engine which uses rotary motion to convert heat energy into mechanical work.

*Spark ignition* means relating to a gasoline, natural gas, or liquefied petroleum gas fueled engine or any other type of engine with a spark plug (or other sparking device) and with operating characteristics significantly similar to the theoretical Otto combustion cycle. Spark ignition engines usually use a throttle to regulate intake air flow to control power during normal operation. Dual-fuel engines in which a liquid fuel (typically diesel fuel) is used for CI and gaseous fuel (typically natural gas) is used as the primary fuel at an annual average ratio of less than 2 parts diesel fuel to 100 parts total fuel on an energy equivalent basis are spark ignition engines.

*Stationary internal combustion engine* means any internal combustion engine, except combustion turbines, that converts heat energy into mechanical work and is not mobile. Stationary ICE differ from mobile ICE in that a stationary internal combustion engine is not a nonroad engine as defined at 40 CFR 1068.30 (excluding paragraph (2)(ii) of that definition), and is not used to propel a motor vehicle, aircraft, or a vehicle used solely for competition. Stationary ICE include reciprocating ICE, rotary ICE, and other ICE, except combustion turbines.

*Subpart* means 40 CFR part 60, subpart IIII.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37972, June 28, 2011; 78 FR 6696, Jan. 30, 2013; 81 FR 44219, July 7, 2016]

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**Table 1 to Subpart III of Part 60—Emission Standards for Stationary Pre-2007 Model Year Engines With a Displacement of <10 Liters per Cylinder and 2007-2010 Model Year Engines >2,237 KW (3,000 HP) and With a Displacement of <10 Liters per Cylinder**

[As stated in §§60.4201(b), 60.4202(b), 60.4204(a), and 60.4205(a), you must comply with the following emission standards]

Maximum engine power	Emission standards for stationary pre-2007 model year engines with a displacement of <10 liters per cylinder and 2007-2010 model year engines >2,237 KW (3,000 HP) and with a displacement of <10 liters per cylinder in g/KW-hr (g/HP-hr)				
	NMHC + NO <sub>x</sub>	HC	NO <sub>x</sub>	CO	PM
KW<8 (HP<11)	10.5 (7.8)			8.0 (6.0)	1.0 (0.75)
8≤KW<19 (11≤HP<25)	9.5 (7.1)			6.6 (4.9)	0.80 (0.60)
19≤KW<37 (25≤HP<50)	9.5 (7.1)			5.5 (4.1)	0.80 (0.60)
37≤KW<56 (50≤HP<75)			9.2 (6.9)		
56≤KW<75 (75≤HP<100)			9.2 (6.9)		
75≤KW<130 (100≤HP<175)			9.2 (6.9)		
130≤KW<225 (175≤HP<300)		1.3 (1.0)	9.2 (6.9)	11.4 (8.5)	0.54 (0.40)
225≤KW<450 (300≤HP<600)		1.3 (1.0)	9.2 (6.9)	11.4 (8.5)	0.54 (0.40)
450≤KW≤560 (600≤HP≤750)		1.3 (1.0)	9.2 (6.9)	11.4 (8.5)	0.54 (0.40)
KW>560 (HP>750)		1.3 (1.0)	9.2 (6.9)	11.4 (8.5)	0.54 (0.40)

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**Table 2 to Subpart III of Part 60—Emission Standards for 2008 Model Year and Later Emergency Stationary CI ICE <37 KW (50 HP) With a Displacement of <10 Liters per Cylinder**

[As stated in §60.4202(a)(1), you must comply with the following emission standards]

Engine power	Emission standards for 2008 model year and later emergency stationary CI ICE <37 KW (50 HP) with a displacement of <10 liters per cylinder in
--------------	---

	<b>g/KW-hr (g/HP-hr)</b>			
	<b>Model year(s)</b>	<b>NO<sub>x</sub> + NMHC</b>	<b>CO</b>	<b>PM</b>
KW<8 (HP<11)	2008 +	7.5 (5.6)	8.0 (6.0)	0.40 (0.30)
8≤KW<19 (11≤HP<25)	2008 +	7.5 (5.6)	6.6 (4.9)	0.40 (0.30)
19≤KW<37 (25≤HP<50)	2008 +	7.5 (5.6)	5.5 (4.1)	0.30 (0.22)

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**Table 3 to Subpart IIII of Part 60—Certification Requirements for Stationary Fire Pump Engines**

As stated in §60.4202(d), you must certify new stationary fire pump engines beginning with the following model years:

<b>Engine power</b>	<b>Starting model year engine manufacturers must certify new stationary fire pump engines according to §60.4202(d)<sup>1</sup></b>
KW<75 (HP<100)	2011
75≤KW<130 (100≤HP<175)	2010
130≤KW≤560 (175≤HP≤750)	2009
KW>560 (HP>750)	2008

<sup>1</sup>Manufacturers of fire pump stationary CI ICE with a maximum engine power greater than or equal to 37 kW (50 HP) and less than 450 KW (600 HP) and a rated speed of greater than 2,650 revolutions per minute (rpm) are not required to certify such engines until three model years following the model year indicated in this Table 3 for engines in the applicable engine power category.

[71 FR 39172, July 11, 2006, as amended at 76 FR 37972, June 28, 2011]

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**Table 4 to Subpart IIII of Part 60—Emission Standards for Stationary Fire Pump Engines**

[As stated in §§60.4202(d) and 60.4205(c), you must comply with the following emission standards for stationary fire pump engines]

Maximum engine power	Model year(s)	NMHC + NO <sub>x</sub>	CO	PM
KW<8 (HP<11)	2010 and earlier	10.5 (7.8)	8.0 (6.0)	1.0 (0.75)
	2011 +	7.5 (5.6)		0.40 (0.30)
8≤KW<19 (11≤HP<25)	2010 and earlier	9.5 (7.1)	6.6 (4.9)	0.80 (0.60)
	2011 +	7.5 (5.6)		0.40 (0.30)
19≤KW<37 (25≤HP<50)	2010 and earlier	9.5 (7.1)	5.5 (4.1)	0.80 (0.60)
	2011 +	7.5 (5.6)		0.30 (0.22)
37≤KW<56 (50≤HP<75)	2010 and earlier	10.5 (7.8)	5.0 (3.7)	0.80 (0.60)
	2011 + <sup>1</sup>	4.7 (3.5)		0.40 (0.30)
56≤KW<75 (75≤HP<100)	2010 and earlier	10.5 (7.8)	5.0 (3.7)	0.80 (0.60)
	2011 + <sup>1</sup>	4.7 (3.5)		0.40 (0.30)
75≤KW<130 (100≤HP<175)	2009 and earlier	10.5 (7.8)	5.0 (3.7)	0.80 (0.60)
	2010 + <sup>2</sup>	4.0 (3.0)		0.30 (0.22)
130≤KW<225 (175≤HP<300)	2008 and earlier	10.5 (7.8)	3.5 (2.6)	0.54 (0.40)
	2009 + <sup>3</sup>	4.0 (3.0)		0.20 (0.15)
225≤KW<450 (300≤HP<600)	2008 and earlier	10.5 (7.8)	3.5 (2.6)	0.54 (0.40)
	2009 + <sup>3</sup>	4.0 (3.0)		0.20 (0.15)
450≤KW≤560 (600≤HP≤750)	2008 and earlier	10.5 (7.8)	3.5 (2.6)	0.54 (0.40)
	2009 +	4.0 (3.0)		0.20 (0.15)
KW>560 (HP>750)	2007 and earlier	10.5 (7.8)	3.5 (2.6)	0.54 (0.40)
	2008 +	6.4 (4.8)		0.20 (0.15)

<sup>1</sup>For model years 2011-2013, manufacturers, owners and operators of fire pump stationary CI ICE in this engine power category with a rated speed of greater than 2,650 revolutions per minute (rpm) may comply with the emission limitations for 2010 model year engines.

<sup>2</sup>For model years 2010-2012, manufacturers, owners and operators of fire pump stationary CI ICE in this engine power category with a rated speed of greater than 2,650 rpm may comply with the emission limitations for 2009 model year engines.

<sup>3</sup>In model years 2009-2011, manufacturers of fire pump stationary CI ICE in this engine power category with a rated speed of greater than 2,650 rpm may comply with the emission limitations for 2008 model year engines.

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**Table 5 to Subpart III of Part 60—Labeling and Recordkeeping Requirements for New Stationary Emergency Engines**

[You must comply with the labeling requirements in §60.4210(f) and the recordkeeping requirements in §60.4214(b) for new emergency stationary CI ICE beginning in the following model years:]

Engine power	Starting model year
19≤KW<56 (25≤HP<75)	2013
56≤KW<130 (75≤HP<175)	2012
KW≥130 (HP≥175)	2011

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**Table 6 to Subpart III of Part 60—Optional 3-Mode Test Cycle for Stationary Fire Pump Engines**

[As stated in §60.4210(g), manufacturers of fire pump engines may use the following test cycle for testing fire pump engines:]

Mode No.	Engine speed <sup>1</sup>	Torque (percent) <sup>2</sup>	Weighting factors
1	Rated	100	0.30
2	Rated	75	0.50
3	Rated	50	0.20

<sup>1</sup>Engine speed: ±2 percent of point.

<sup>2</sup>Torque: NFPA certified nameplate HP for 100 percent point. All points should be ±2 percent of engine percent load value.

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**Table 7 to Subpart III of Part 60—Requirements for Performance Tests for Stationary CI ICE With a Displacement of ≥30 Liters per Cylinder**

As stated in §60.4213, you must comply with the following requirements for performance tests for stationary CI ICE with a displacement of ≥30 liters per cylinder:

Each	Complying with the requirement to	You must	Using	According to the following requirements
1. Stationary CI internal combustion	a. Reduce NO <sub>x</sub> emissions by 90 percent	i. Select the sampling port location and		(a) For NO <sub>x</sub> , O <sub>2</sub> , and moisture measurement, ducts ≤6 inches in

<p>engine with a displacement of <math>\geq 30</math> liters per cylinder</p>	<p>or more;</p>	<p>number/location of traverse points at the inlet and outlet of the control device;</p>		<p>diameter may be sampled at a single point located at the duct centroid and ducts <math>&gt;6</math> and <math>\leq 12</math> inches in diameter may be sampled at 3 traverse points located at 16.7, 50.0, and 83.3% of the measurement line ('3-point long line'). If the duct is <math>&gt;12</math> inches in diameter <i>and</i> the sampling port location meets the two and half-diameter criterion of Section 11.1.1 of Method 1 of 40 CFR part 60, appendix A-1, the duct may be sampled at '3-point long line'; otherwise, conduct the stratification testing and select sampling points according to Section 8.1.2 of Method 7E of 40 CFR part 60, appendix A-4.</p>
		<p>ii. Measure O<sub>2</sub> at the inlet and outlet of the control device;</p>	<p>(1) Method 3, 3A, or 3B of 40 CFR part 60, appendix A-2</p>	<p>(b) Measurements to determine O<sub>2</sub> concentration must be made at the same time as the measurements for NO<sub>x</sub> concentration.</p>
		<p>iii. If necessary, measure moisture content at the inlet and outlet of the control device; and</p>	<p>(2) Method 4 of 40 CFR part 60, appendix A-3, Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348-03 (incorporated by reference, see §60.17)</p>	<p>(c) Measurements to determine moisture content must be made at the same time as the measurements for NO<sub>x</sub> concentration.</p>
		<p>iv. Measure NO<sub>x</sub> at the inlet and outlet of the control device.</p>	<p>(3) Method 7E of 40 CFR part 60, appendix A-4, Method 320</p>	<p>(d) NO<sub>x</sub> concentration must be at 15 percent O<sub>2</sub>, dry basis. Results of this test consist of the average</p>

			of 40 CFR part 63, appendix A, or ASTM D 6348-03 (incorporated by reference, see §60.17)	of the three 1-hour or longer runs.
	b. Limit the concentration of NO <sub>x</sub> in the stationary CI internal combustion engine exhaust.	i. Select the sampling port location and number/location of traverse points at the exhaust of the stationary internal combustion engine;		(a) For NO <sub>x</sub> , O <sub>2</sub> , and moisture measurement, ducts ≤6 inches in diameter may be sampled at a single point located at the duct centroid and ducts >6 and ≤12 inches in diameter may be sampled at 3 traverse points located at 16.7, 50.0, and 83.3% of the measurement line ('3-point long line'). If the duct is >12 inches in diameter <i>and</i> the sampling port location meets the two and half-diameter criterion of Section 11.1.1 of Method 1 of 40 CFR part 60, appendix A-1, the duct may be sampled at '3-point long line'; otherwise, conduct the stratification testing and select sampling points according to Section 8.1.2 of Method 7E of 40 CFR part 60, appendix A-4.
		ii. Determine the O <sub>2</sub> concentration of the stationary internal combustion engine exhaust at the sampling port location;	(1) Method 3, 3A, or 3B of 40 CFR part 60, appendix A-2	(b) Measurements to determine O <sub>2</sub> concentration must be made at the same time as the measurement for NO <sub>x</sub> concentration.
		iii. If necessary, measure moisture content of the	(2) Method 4 of 40 CFR part 60, appendix A-3,	(c) Measurements to determine moisture content must be made at

		stationary internal combustion engine exhaust at the sampling port location; and	Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348-03 (incorporated by reference, see §60.17)	the same time as the measurement for NO <sub>x</sub> concentration.
		iv. Measure NO <sub>x</sub> at the exhaust of the stationary internal combustion engine; if using a control device, the sampling site must be located at the outlet of the control device.	(3) Method 7E of 40 CFR part 60, appendix A-4, Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348-03 (incorporated by reference, see §60.17)	(d) NO <sub>x</sub> concentration must be at 15 percent O <sub>2</sub> , dry basis. Results of this test consist of the average of the three 1-hour or longer runs.
	c. Reduce PM emissions by 60 percent or more	i. Select the sampling port location and the number of traverse points;	(1) Method 1 or 1A of 40 CFR part 60, appendix A-1	(a) Sampling sites must be located at the inlet and outlet of the control device.
		ii. Measure O <sub>2</sub> at the inlet and outlet of the control device;	(2) Method 3, 3A, or 3B of 40 CFR part 60, appendix A-2	(b) Measurements to determine O <sub>2</sub> concentration must be made at the same time as the measurements for PM concentration.
		iii. If necessary, measure moisture content at the inlet and outlet of the control device; and	(3) Method 4 of 40 CFR part 60, appendix A-3	(c) Measurements to determine and moisture content must be made at the same time as the measurements for PM concentration.
		iv. Measure PM at the inlet and outlet of the control device.	(4) Method 5 of 40 CFR part 60, appendix A-3	(d) PM concentration must be at 15 percent O <sub>2</sub> , dry basis. Results of this test consist of the average of the three 1-hour or longer runs.
	d. Limit the concentration	i. Select the sampling port	(1) Method 1 or 1A of 40 CFR	(a) If using a control device, the sampling site

	of PM in the stationary CI internal combustion engine exhaust	location and the number of traverse points;	part 60, appendix A-1	must be located at the outlet of the control device.
		ii. Determine the O <sub>2</sub> concentration of the stationary internal combustion engine exhaust at the sampling port location;	(2) Method 3, 3A, or 3B of 40 CFR part 60, appendix A-2	(b) Measurements to determine O <sub>2</sub> concentration must be made at the same time as the measurements for PM concentration.
		iii. If necessary, measure moisture content of the stationary internal combustion engine exhaust at the sampling port location; and	(3) Method 4 of 40 CFR part 60, appendix A-3	(c) Measurements to determine moisture content must be made at the same time as the measurements for PM concentration.
		iv. Measure PM at the exhaust of the stationary internal combustion engine.	(4) Method 5 of 40 CFR part 60, appendix A-3	(d) PM concentration must be at 15 percent O <sub>2</sub> , dry basis. Results of this test consist of the average of the three 1-hour or longer runs.

[79 FR 11251, Feb. 27, 2014]

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**Table 8 to Subpart IIII of Part 60—Applicability of General Provisions to Subpart IIII**

[As stated in §60.4218, you must comply with the following applicable General Provisions:]

<b>General Provisions citation</b>	<b>Subject of citation</b>	<b>Applies to subpart</b>	<b>Explanation</b>
§60.1	General applicability of the General Provisions	Yes	
§60.2	Definitions	Yes	Additional terms defined in §60.4219.
§60.3	Units and abbreviations	Yes	

§60.4	Address	Yes	
§60.5	Determination of construction or modification	Yes	
§60.6	Review of plans	Yes	
§60.7	Notification and Recordkeeping	Yes	Except that §60.7 only applies as specified in §60.4214(a).
§60.8	Performance tests	Yes	Except that §60.8 only applies to stationary CI ICE with a displacement of ( $\geq$ 30 liters per cylinder and engines that are not certified.
§60.9	Availability of information	Yes	
§60.10	State Authority	Yes	
§60.11	Compliance with standards and maintenance requirements	No	Requirements are specified in subpart III.
§60.12	Circumvention	Yes	
§60.13	Monitoring requirements	Yes	Except that §60.13 only applies to stationary CI ICE with a displacement of ( $\geq$ 30 liters per cylinder.
§60.14	Modification	Yes	
§60.15	Reconstruction	Yes	
§60.16	Priority list	Yes	
§60.17	Incorporations by reference	Yes	
§60.18	General control device requirements	No	
§60.19	General notification and reporting requirements	Yes	

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**Appendix E:**  
*40 C.F.R. Part 63 Subpart ZZZZ*





# Electronic Code of Federal Regulations

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Title 40: Protection of Environment

[PART 63—NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS FOR SOURCE CATEGORIES \(CONTINUED\)](#)

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### **Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines**

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SOURCE: 69 FR 33506, June 15, 2004, unless otherwise noted.

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## WHAT THIS SUBPART COVERS

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### §63.6580 What is the purpose of subpart ZZZZ?

Subpart ZZZZ establishes national emission limitations and operating limitations for hazardous air pollutants (HAP) emitted from stationary reciprocating internal combustion engines (RICE) located at major and area sources of HAP emissions. This subpart also establishes requirements to demonstrate initial and continuous compliance with the emission limitations and operating limitations.

[73 FR 3603, Jan. 18, 2008]

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### §63.6585 Am I subject to this subpart?

You are subject to this subpart if you own or operate a stationary RICE at a major or area source of HAP emissions, except if the stationary RICE is being tested at a stationary RICE test cell/stand.

(a) A stationary RICE is any internal combustion engine which uses reciprocating motion to convert heat energy into mechanical work and which is not mobile. Stationary RICE differ from mobile RICE in that a stationary RICE is not a non-road engine as defined at 40 CFR 1068.30, and is not used to propel a motor vehicle or a vehicle used solely for competition.

(b) A major source of HAP emissions is a plant site that emits or has the potential to emit any single HAP at a rate of 10 tons (9.07 megagrams) or more per year or any combination of HAP at a rate of 25 tons (22.68 megagrams) or more per year, except that for oil and gas production facilities, a major source of HAP emissions is determined for each surface site.

(c) An area source of HAP emissions is a source that is not a major source.

(d) If you are an owner or operator of an area source subject to this subpart, your status as an entity subject to a standard or other requirements under this subpart does not subject you to the obligation to obtain a permit under 40 CFR part 70 or 71, provided you are not required to obtain a permit under 40 CFR 70.3(a) or 40 CFR 71.3(a) for a reason other than your status as an area source under this subpart. Notwithstanding the previous sentence, you must continue to comply with the provisions of this subpart as applicable.

(e) If you are an owner or operator of a stationary RICE used for national security purposes, you may be eligible to request an exemption from the requirements of this subpart as described in 40 CFR part 1068, subpart C.

(f) The emergency stationary RICE listed in paragraphs (f)(1) through (3) of this section are not subject to this subpart. The stationary RICE must meet the definition of an emergency stationary RICE in §63.6675, which includes operating according to the provisions specified in §63.6640(f).

(1) Existing residential emergency stationary RICE located at an area source of HAP emissions that do not operate or are not contractually obligated to be available for more than 15 hours per calendar year for the purposes specified in §63.6640(f)(2)(ii) and (iii) and that do not operate for the purpose specified in §63.6640(f)(4)(ii).

(2) Existing commercial emergency stationary RICE located at an area source of HAP emissions that do not operate or are not contractually obligated to be available for more than 15 hours per calendar year for the purposes specified in §63.6640(f)(2)(ii) and (iii) and that do not operate for the purpose specified in §63.6640(f)(4)(ii).

(3) Existing institutional emergency stationary RICE located at an area source of HAP emissions that do not operate or are not contractually obligated to be available for more than 15 hours per calendar year for the purposes specified in §63.6640(f)(2)(ii) and (iii) and that do not operate for the purpose specified in §63.6640(f)(4)(ii).

[69 FR 33506, June 15, 2004, as amended at 73 FR 3603, Jan. 18, 2008; 78 FR 6700, Jan. 30, 2013]

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### **§63.6590 What parts of my plant does this subpart cover?**

This subpart applies to each affected source.

(a) *Affected source.* An affected source is any existing, new, or reconstructed stationary RICE located at a major or area source of HAP emissions, excluding stationary RICE being tested at a stationary RICE test cell/stand.

(1) *Existing stationary RICE.*

(i) For stationary RICE with a site rating of more than 500 brake horsepower (HP) located at a major source of HAP emissions, a stationary RICE is existing if you commenced construction or reconstruction of the stationary RICE before December 19, 2002.

(ii) For stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions, a stationary RICE is existing if you commenced construction or reconstruction of the stationary RICE before June 12, 2006.

(iii) For stationary RICE located at an area source of HAP emissions, a stationary RICE is existing if you commenced construction or reconstruction of the stationary RICE before June 12, 2006.

(iv) A change in ownership of an existing stationary RICE does not make that stationary RICE a new or reconstructed stationary RICE.

(2) *New stationary RICE.* (i) A stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions is new if you commenced construction of the stationary RICE on or after December 19, 2002.

(ii) A stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions is new if you commenced construction of the stationary RICE on or after June 12, 2006.

(iii) A stationary RICE located at an area source of HAP emissions is new if you commenced construction of the stationary RICE on or after June 12, 2006.

(3) *Reconstructed stationary RICE.* (i) A stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions is reconstructed if you meet the definition of reconstruction in §63.2 and reconstruction is commenced on or after December 19, 2002.

(ii) A stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions is reconstructed if you meet the definition of reconstruction in §63.2 and reconstruction is commenced on or after June 12, 2006.

(iii) A stationary RICE located at an area source of HAP emissions is reconstructed if you meet the definition of reconstruction in §63.2 and reconstruction is commenced on or after June 12, 2006.

(b) *Stationary RICE subject to limited requirements.* (1) An affected source which meets either of the criteria in paragraphs (b)(1)(i) through (ii) of this section does not have to meet the requirements of this subpart and of subpart A of this part except for the initial notification requirements of §63.6645(f).

(i) The stationary RICE is a new or reconstructed emergency stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions that does not operate or is not contractually obligated to be available for more than 15 hours per calendar year for the purposes specified in §63.6640(f)(2)(ii) and (iii).

(ii) The stationary RICE is a new or reconstructed limited use stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions.

(2) A new or reconstructed stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions which combusts landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis must meet the initial notification requirements of §63.6645(f) and the requirements of §§63.6625(c), 63.6650(g), and 63.6655(c). These stationary RICE do not have to meet the emission limitations and operating limitations of this subpart.

(3) The following stationary RICE do not have to meet the requirements of this subpart and of subpart A of this part, including initial notification requirements:

(i) Existing spark ignition 2 stroke lean burn (2SLB) stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions;

(ii) Existing spark ignition 4 stroke lean burn (4SLB) stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions;

(iii) Existing emergency stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions that does not operate or is not contractually obligated to be available for more than 15 hours per calendar year for the purposes specified in §63.6640(f)(2)(ii) and (iii).

(iv) Existing limited use stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions;

(v) Existing stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis;

(c) *Stationary RICE subject to Regulations under 40 CFR Part 60.* An affected source that meets any of the criteria in paragraphs (c)(1) through (7) of this section must meet the requirements of this part by meeting the requirements of 40 CFR part 60 subpart IIII, for compression ignition engines or 40 CFR part 60 subpart JJJJ, for spark ignition engines. No further requirements apply for such engines under this part.

(1) A new or reconstructed stationary RICE located at an area source;

(2) A new or reconstructed 2SLB stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions;

(3) A new or reconstructed 4SLB stationary RICE with a site rating of less than 250 brake HP located at a major source of HAP emissions;

(4) A new or reconstructed spark ignition 4 stroke rich burn (4SRB) stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions;

(5) A new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions which combusts landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis;

(6) A new or reconstructed emergency or limited use stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions;

(7) A new or reconstructed compression ignition (CI) stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3604, Jan. 18, 2008; 75 FR 9674, Mar. 3, 2010; 75 FR 37733, June 30, 2010; 75 FR 51588, Aug. 20, 2010; 78 FR 6700, Jan. 30, 2013]

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#### **§63.6595 When do I have to comply with this subpart?**

(a) *Affected sources.* (1) If you have an existing stationary RICE, excluding existing non-emergency CI stationary RICE, with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must comply with the applicable emission limitations, operating limitations and other requirements no later than June 15, 2007. If you have an existing non-emergency CI stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, an existing stationary CI RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions, or an existing stationary CI RICE located at an area source of HAP emissions, you must comply with the applicable emission limitations, operating limitations, and other requirements no later than May 3, 2013. If you have an existing stationary SI RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions, or an existing stationary SI RICE located at an area source of HAP emissions, you must comply with the applicable emission limitations, operating limitations, and other requirements no later than October 19, 2013.

(2) If you start up your new or reconstructed stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions before August 16, 2004, you must comply with the applicable emission limitations and operating limitations in this subpart no later than August 16, 2004.

(3) If you start up your new or reconstructed stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions after August 16, 2004, you must comply with the applicable emission limitations and operating limitations in this subpart upon startup of your affected source.

(4) If you start up your new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions before January 18, 2008, you must comply with the applicable emission limitations and operating limitations in this subpart no later than January 18, 2008.

(5) If you start up your new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions after January 18, 2008, you must comply with the applicable emission limitations and operating limitations in this subpart upon startup of your affected source.

(6) If you start up your new or reconstructed stationary RICE located at an area source of HAP emissions before January 18, 2008, you must comply with the applicable emission limitations and operating limitations in this subpart no later than January 18, 2008.

(7) If you start up your new or reconstructed stationary RICE located at an area source of HAP emissions after January 18, 2008, you must comply with the applicable emission limitations and operating limitations in this subpart upon startup of your affected source.

(b) *Area sources that become major sources.* If you have an area source that increases its emissions or its potential to emit such that it becomes a major source of HAP, the compliance dates in paragraphs (b)(1) and (2) of this section apply to you.

(1) Any stationary RICE for which construction or reconstruction is commenced after the date when your area source becomes a major source of HAP must be in compliance with this subpart upon startup of your affected source.

(2) Any stationary RICE for which construction or reconstruction is commenced before your area source becomes a major source of HAP must be in compliance with the provisions of this subpart that are applicable to RICE located at major sources within 3 years after your area source becomes a major source of HAP.

(c) If you own or operate an affected source, you must meet the applicable notification requirements in §63.6645 and in 40 CFR part 63, subpart A.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3604, Jan. 18, 2008; 75 FR 9675, Mar. 3, 2010; 75 FR 51589, Aug. 20, 2010; 78 FR 6701, Jan. 30, 2013]

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## EMISSION AND OPERATING LIMITATIONS

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### **§63.6600 What emission limitations and operating limitations must I meet if I own or operate a stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions?**

Compliance with the numerical emission limitations established in this subpart is based on the results of testing the average of three 1-hour runs using the testing requirements and procedures in §63.6620 and Table 4 to this subpart.

(a) If you own or operate an existing, new, or reconstructed spark ignition 4SRB stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must comply with the emission limitations in Table 1a to this subpart and the operating limitations in Table 1b to this subpart which apply to you.

(b) If you own or operate a new or reconstructed 2SLB stationary RICE with a site rating of more than 500 brake HP located at major source of HAP emissions, a new or reconstructed 4SLB stationary RICE with a site rating of more than 500 brake HP located at major source of HAP emissions, or a new or reconstructed CI stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must comply with the emission limitations in Table 2a to this subpart and the operating limitations in Table 2b to this subpart which apply to you.

(c) If you own or operate any of the following stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the emission limitations in Tables 1a, 2a, 2c, and 2d to this subpart or operating limitations in Tables 1b and 2b to this subpart: an existing 2SLB



stationary RICE; an existing 4SLB stationary RICE; a stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis; an emergency stationary RICE; or a limited use stationary RICE.

(d) If you own or operate an existing non-emergency stationary CI RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must comply with the emission limitations in Table 2c to this subpart and the operating limitations in Table 2b to this subpart which apply to you.

[73 FR 3605, Jan. 18, 2008, as amended at 75 FR 9675, Mar. 3, 2010]

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**§63.6601 What emission limitations must I meet if I own or operate a new or reconstructed 4SLB stationary RICE with a site rating of greater than or equal to 250 brake HP and less than or equal to 500 brake HP located at a major source of HAP emissions?**

Compliance with the numerical emission limitations established in this subpart is based on the results of testing the average of three 1-hour runs using the testing requirements and procedures in §63.6620 and Table 4 to this subpart. If you own or operate a new or reconstructed 4SLB stationary RICE with a site rating of greater than or equal to 250 and less than or equal to 500 brake HP located at major source of HAP emissions manufactured on or after January 1, 2008, you must comply with the emission limitations in Table 2a to this subpart and the operating limitations in Table 2b to this subpart which apply to you.

[73 FR 3605, Jan. 18, 2008, as amended at 75 FR 9675, Mar. 3, 2010; 75 FR 51589, Aug. 20, 2010]

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**§63.6602 What emission limitations and other requirements must I meet if I own or operate an existing stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions?**

If you own or operate an existing stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions, you must comply with the emission limitations and other requirements in Table 2c to this subpart which apply to you. Compliance with the numerical emission limitations established in this subpart is based on the results of testing the average of three 1-hour runs using the testing requirements and procedures in §63.6620 and Table 4 to this subpart.

[78 FR 6701, Jan. 30, 2013]

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**§63.6603 What emission limitations, operating limitations, and other requirements must I meet if I own or operate an existing stationary RICE located at an area source of HAP emissions?**

Compliance with the numerical emission limitations established in this subpart is based on the results of testing the average of three 1-hour runs using the testing requirements and procedures in §63.6620 and Table 4 to this subpart.

(a) If you own or operate an existing stationary RICE located at an area source of HAP emissions, you must comply with the requirements in Table 2d to this subpart and the operating limitations in Table 2b to this subpart that apply to you.

(b) If you own or operate an existing stationary non-emergency CI RICE with a site rating of more than 300 HP located at an area source of HAP that meets either paragraph (b)(1) or (2) of this section, you do not have to meet the numerical CO emission limitations specified in Table 2d of this subpart. Existing stationary non-emergency CI RICE with a site rating of more than 300 HP located at an area source of HAP that meet either paragraph (b)(1) or (2) of this section must meet the management practices that are shown for stationary non-emergency CI RICE with a site rating of less than or equal to 300 HP in Table 2d of this subpart.

(1) The area source is located in an area of Alaska that is not accessible by the Federal Aid Highway System (FAHS).

(2) The stationary RICE is located at an area source that meets paragraphs (b)(2)(i), (ii), and (iii) of this section.

(i) The only connection to the FAHS is through the Alaska Marine Highway System (AMHS), or the stationary RICE operation is within an isolated grid in Alaska that is not connected to the statewide electrical grid referred to as the Alaska Railbelt Grid.

(ii) At least 10 percent of the power generated by the stationary RICE on an annual basis is used for residential purposes.

(iii) The generating capacity of the area source is less than 12 megawatts, or the stationary RICE is used exclusively for backup power for renewable energy.

(c) If you own or operate an existing stationary non-emergency CI RICE with a site rating of more than 300 HP located on an offshore vessel that is an area source of HAP and is a nonroad vehicle that is an Outer Continental Shelf (OCS) source as defined in 40 CFR 55.2, you do not have to meet the numerical CO emission limitations specified in Table 2d of this subpart. You must meet all of the following management practices:

(1) Change oil every 1,000 hours of operation or annually, whichever comes first. Sources have the option to utilize an oil analysis program as described in §63.6625(i) in order to extend the specified oil change requirement.

(2) Inspect and clean air filters every 750 hours of operation or annually, whichever comes first, and replace as necessary.

(3) Inspect fuel filters and belts, if installed, every 750 hours of operation or annually, whichever comes first, and replace as necessary.

(4) Inspect all flexible hoses every 1,000 hours of operation or annually, whichever comes first, and replace as necessary.

(d) If you own or operate an existing non-emergency CI RICE with a site rating of more than 300 HP located at an area source of HAP emissions that is certified to the Tier 1 or Tier 2 emission standards in Table 1 of 40 CFR 89.112 and that is subject to an enforceable state or local standard that requires the engine to be replaced no later than June 1, 2018, you may until January 1, 2015, or 12 years after the installation date of the engine (whichever is later), but not later than June 1, 2018, choose to comply with the management practices that are shown for stationary non-emergency CI RICE with a site rating of less than or equal to 300 HP in Table 2d of this subpart instead of the applicable emission limitations in Table 2d, operating limitations in Table 2b, and crankcase ventilation system requirements in §63.6625(g). You must comply with the emission limitations in Table 2d and operating limitations in Table 2b that apply for non-emergency CI RICE with a site rating of more than 300 HP located at an area source of HAP emissions by January 1, 2015, or 12 years after the installation date of the engine (whichever is later), but not later than June 1, 2018. You must also comply with the crankcase ventilation system requirements in §63.6625(g) by January 1, 2015, or 12 years after the installation date of the engine (whichever is later), but not later than June 1, 2018.

(e) If you own or operate an existing non-emergency CI RICE with a site rating of more than 300 HP located at an area source of HAP emissions that is certified to the Tier 3 (Tier 2 for engines above 560 kilowatt (kW)) emission standards in Table 1 of 40 CFR 89.112, you may comply with the requirements under this part by meeting the requirements for Tier 3 engines (Tier 2 for engines above 560 kW) in 40 CFR part 60 subpart IIII instead of the emission limitations and other requirements that would otherwise apply under this part for existing non-emergency CI RICE with a site rating of more than 300 HP located at an area source of HAP emissions.

(f) An existing non-emergency SI 4SLB and 4SRB stationary RICE with a site rating of more than 500 HP located at area sources of HAP must meet the definition of remote stationary RICE in §63.6675 on the initial compliance date for the engine, October 19, 2013, in order to be considered a remote stationary RICE under this subpart. Owners and operators of existing non-emergency SI 4SLB and 4SRB stationary RICE with a site rating of more than 500 HP located at area sources of HAP that meet the definition of remote stationary RICE in §63.6675 of this subpart as of October 19, 2013 must evaluate the status of their stationary RICE every 12 months. Owners and operators must keep records of the initial and annual evaluation of the status of the engine. If the evaluation indicates that the stationary RICE no longer meets the definition of remote stationary RICE in §63.6675 of this subpart, the owner or operator must comply with all of the requirements for existing non-emergency SI 4SLB and 4SRB stationary RICE with a site rating of more than 500 HP located at area sources of HAP that are not remote stationary RICE within 1 year of the evaluation.

[75 FR 9675, Mar. 3, 2010, as amended at 75 FR 51589, Aug. 20, 2010; 76 FR 12866, Mar. 9, 2011; 78 FR 6701, Jan. 30, 2013]

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#### **§63.6604 What fuel requirements must I meet if I own or operate a stationary CI RICE?**

(a) If you own or operate an existing non-emergency, non-black start CI stationary RICE with a site rating of more than 300 brake HP with a displacement of less than 30 liters per cylinder that uses diesel fuel, you must use diesel fuel that meets the requirements in 40 CFR 80.510(b) for nonroad diesel fuel.

(b) Beginning January 1, 2015, if you own or operate an existing emergency CI stationary RICE with a site rating of more than 100 brake HP and a displacement of less than 30 liters per cylinder that uses diesel fuel and operates or is contractually obligated to be available for more than 15 hours per calendar year for the purposes specified in §63.6640(f)(2)(ii) and (iii) or that operates for the purpose specified in §63.6640(f)(4)(ii), you must use diesel fuel that meets the requirements in 40 CFR 80.510(b) for nonroad diesel fuel, except that any existing diesel fuel purchased (or otherwise obtained) prior to January 1, 2015, may be used until depleted.

(c) Beginning January 1, 2015, if you own or operate a new emergency CI stationary RICE with a site rating of more than 500 brake HP and a displacement of less than 30 liters per cylinder located at a major source of HAP that uses diesel fuel and operates or is contractually obligated to be available for more than 15 hours per calendar year for the purposes specified in §63.6640(f)(2)(ii) and (iii), you must use diesel fuel that meets the requirements in 40 CFR 80.510(b) for nonroad diesel fuel, except that any existing diesel fuel purchased (or otherwise obtained) prior to January 1, 2015, may be used until depleted.

(d) Existing CI stationary RICE located in Guam, American Samoa, the Commonwealth of the Northern Mariana Islands, at area sources in areas of Alaska that meet either §63.6603(b)(1) or §63.6603(b)(2), or are on offshore vessels that meet §63.6603(c) are exempt from the requirements of this section.

[78 FR 6702, Jan. 30, 2013]

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## **GENERAL COMPLIANCE REQUIREMENTS**

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### **§63.6605 What are my general requirements for complying with this subpart?**

(a) You must be in compliance with the emission limitations, operating limitations, and other requirements in this subpart that apply to you at all times.

(b) At all times you must operate and maintain any affected source, including associated air pollution control equipment and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions. The general duty to minimize emissions does not require you to make any further efforts to reduce emissions if levels required by this standard have been achieved. Determination of whether such operation and maintenance procedures are being used will be based on information available to the Administrator which may include, but is not limited to, monitoring results, review of operation and maintenance procedures, review of operation and maintenance records, and inspection of the source.

[75 FR 9675, Mar. 3, 2010, as amended at 78 FR 6702, Jan. 30, 2013]

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## **TESTING AND INITIAL COMPLIANCE REQUIREMENTS**

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### **§63.6610 By what date must I conduct the initial performance tests or other initial compliance demonstrations if I own or operate a stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions?**

If you own or operate a stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions you are subject to the requirements of this section.

(a) You must conduct the initial performance test or other initial compliance demonstrations in Table 4 to this subpart that apply to you within 180 days after the compliance date that is specified for your stationary RICE in §63.6595 and according to the provisions in §63.7(a)(2).

(b) If you commenced construction or reconstruction between December 19, 2002 and June 15, 2004 and own or operate stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must demonstrate initial compliance with either the proposed emission limitations or the promulgated emission limitations no later than February 10, 2005 or no later than 180 days after startup of the source, whichever is later, according to §63.7(a)(2)(ix).

(c) If you commenced construction or reconstruction between December 19, 2002 and June 15, 2004 and own or operate stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, and you chose to comply with the proposed emission limitations when demonstrating initial compliance, you must conduct a second performance test to demonstrate compliance with the promulgated emission limitations by December 13, 2007 or after startup of the source, whichever is later, according to §63.7(a)(2)(ix).

(d) An owner or operator is not required to conduct an initial performance test on units for which a performance test has been previously conducted, but the test must meet all of the conditions described in paragraphs (d)(1) through (5) of this section.

(1) The test must have been conducted using the same methods specified in this subpart, and these methods must have been followed correctly.

(2) The test must not be older than 2 years.

(3) The test must be reviewed and accepted by the Administrator.

(4) Either no process or equipment changes must have been made since the test was performed, or the owner or operator must be able to demonstrate that the results of the performance test, with or without adjustments, reliably demonstrate compliance despite process or equipment changes.

(5) The test must be conducted at any load condition within plus or minus 10 percent of 100 percent load.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3605, Jan. 18, 2008]

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**§63.6611 By what date must I conduct the initial performance tests or other initial compliance demonstrations if I own or operate a new or reconstructed 4SLB SI stationary RICE with a site rating of greater than or equal to 250 and less than or equal to 500 brake HP located at a major source of HAP emissions?**

If you own or operate a new or reconstructed 4SLB stationary RICE with a site rating of greater than or equal to 250 and less than or equal to 500 brake HP located at a major source of HAP emissions, you must conduct an initial performance test within 240 days after the compliance date that is specified for your stationary RICE in §63.6595 and according to the provisions specified in Table 4 to this subpart, as appropriate.

[73 FR 3605, Jan. 18, 2008, as amended at 75 FR 51589, Aug. 20, 2010]

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**§63.6612 By what date must I conduct the initial performance tests or other initial compliance demonstrations if I own or operate an existing stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions or an existing stationary RICE located at an area source of HAP emissions?**

If you own or operate an existing stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions or an existing stationary RICE located at an area source of HAP emissions you are subject to the requirements of this section.

(a) You must conduct any initial performance test or other initial compliance demonstration according to Tables 4 and 5 to this subpart that apply to you within 180 days after the compliance date that is specified for your stationary RICE in §63.6595 and according to the provisions in §63.7(a)(2).

(b) An owner or operator is not required to conduct an initial performance test on a unit for which a performance test has been previously conducted, but the test must meet all of the conditions described in paragraphs (b)(1) through (4) of this section.

(1) The test must have been conducted using the same methods specified in this subpart, and these methods must have been followed correctly.

(2) The test must not be older than 2 years.

(3) The test must be reviewed and accepted by the Administrator.

(4) Either no process or equipment changes must have been made since the test was performed, or the owner or operator must be able to demonstrate that the results of the performance test, with or without adjustments, reliably demonstrate compliance despite process or equipment changes.

[75 FR 9676, Mar. 3, 2010, as amended at 75 FR 51589, Aug. 20, 2010]

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#### **§63.6615 When must I conduct subsequent performance tests?**

If you must comply with the emission limitations and operating limitations, you must conduct subsequent performance tests as specified in Table 3 of this subpart.

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#### **§63.6620 What performance tests and other procedures must I use?**

(a) You must conduct each performance test in Tables 3 and 4 of this subpart that applies to you.

(b) Each performance test must be conducted according to the requirements that this subpart specifies in Table 4 to this subpart. If you own or operate a non-operational stationary RICE that is subject to performance testing, you do not need to start up the engine solely to conduct the performance test. Owners and operators of a non-operational engine can conduct the performance test when the engine is started up again. The test must be conducted at any load condition within plus or minus 10 percent of 100 percent load for the stationary RICE listed in paragraphs (b)(1) through (4) of this section.

(1) Non-emergency 4SRB stationary RICE with a site rating of greater than 500 brake HP located at a major source of HAP emissions.

(2) New non-emergency 4SLB stationary RICE with a site rating of greater than or equal to 250 brake HP located at a major source of HAP emissions.

(3) New non-emergency 2SLB stationary RICE with a site rating of greater than 500 brake HP located at a major source of HAP emissions.

(4) New non-emergency CI stationary RICE with a site rating of greater than 500 brake HP located at a major source of HAP emissions.

(c) [Reserved]

(d) You must conduct three separate test runs for each performance test required in this section, as specified in §63.7(e)(3). Each test run must last at least 1 hour, unless otherwise specified in this subpart.

(e)(1) You must use Equation 1 of this section to determine compliance with the percent reduction requirement:

$$\frac{C_i - C_o}{C_i} \times 100 = R \quad (\text{Eq. 1})$$

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Where:

$C_i$  = concentration of carbon monoxide (CO), total hydrocarbons (THC), or formaldehyde at the control device inlet,

$C_o$  = concentration of CO, THC, or formaldehyde at the control device outlet, and

R = percent reduction of CO, THC, or formaldehyde emissions.

(2) You must normalize the CO, THC, or formaldehyde concentrations at the inlet and outlet of the control device to a dry basis and to 15 percent oxygen, or an equivalent percent carbon dioxide (CO<sub>2</sub>). If pollutant concentrations are to be corrected to 15 percent oxygen and CO<sub>2</sub> concentration is measured in lieu of oxygen concentration measurement, a CO<sub>2</sub> correction factor is needed. Calculate the CO<sub>2</sub> correction factor as described in paragraphs (e)(2)(i) through (iii) of this section.

(i) Calculate the fuel-specific  $F_o$  value for the fuel burned during the test using values obtained from Method 19, Section 5.2, and the following equation:

$$F_o = \frac{0.209 F_d}{F_c} \quad (\text{Eq. 2})$$

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Where:

$F_o$  = Fuel factor based on the ratio of oxygen volume to the ultimate CO<sub>2</sub> volume produced by the fuel at zero percent excess air.

0.209 = Fraction of air that is oxygen, percent/100.

$F_d$  = Ratio of the volume of dry effluent gas to the gross calorific value of the fuel from Method 19, dsm<sup>3</sup>/J (dscf/10<sup>6</sup> Btu).

$F_c$  = Ratio of the volume of CO<sub>2</sub> produced to the gross calorific value of the fuel from Method 19, dsm<sup>3</sup>/J (dscf/10<sup>6</sup> Btu)

(ii) Calculate the CO<sub>2</sub> correction factor for correcting measurement data to 15 percent O<sub>2</sub>, as follows:

$$X_{CO_2} = \frac{5.9}{F_o} \quad (\text{Eq. 3})$$

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Where:

$X_{CO_2}$  = CO<sub>2</sub> correction factor, percent.

5.9 = 20.9 percent O<sub>2</sub>—15 percent O<sub>2</sub>, the defined O<sub>2</sub> correction value, percent.

(iii) Calculate the CO, THC, and formaldehyde gas concentrations adjusted to 15 percent O<sub>2</sub> using CO<sub>2</sub> as follows:

$$C_{adj} = C_d \frac{X_{CO_2}}{\%CO_2} \quad (\text{Eq. 4})$$

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Where:

$C_{adj}$  = Calculated concentration of CO, THC, or formaldehyde adjusted to 15 percent O<sub>2</sub>.

$C_d$  = Measured concentration of CO, THC, or formaldehyde, uncorrected.

$X_{CO_2}$  = CO<sub>2</sub> correction factor, percent.

%CO<sub>2</sub> = Measured CO<sub>2</sub> concentration measured, dry basis, percent.

(f) If you comply with the emission limitation to reduce CO and you are not using an oxidation catalyst, if you comply with the emission limitation to reduce formaldehyde and you are not using NSCR, or if you comply with the emission limitation to limit the concentration of formaldehyde in the stationary RICE exhaust and you are not using an oxidation catalyst or NSCR, you must petition the Administrator for operating limitations to be established during the initial performance test and continuously monitored thereafter; or for approval of no operating limitations. You must not conduct the initial performance test until after the petition has been approved by the Administrator.

(g) If you petition the Administrator for approval of operating limitations, your petition must include the information described in paragraphs (g)(1) through (5) of this section.

(1) Identification of the specific parameters you propose to use as operating limitations;

(2) A discussion of the relationship between these parameters and HAP emissions, identifying how HAP emissions change with changes in these parameters, and how limitations on these parameters will serve to limit HAP emissions;

(3) A discussion of how you will establish the upper and/or lower values for these parameters which will establish the limits on these parameters in the operating limitations;

(4) A discussion identifying the methods you will use to measure and the instruments you will use to monitor these parameters, as well as the relative accuracy and precision of these methods and instruments; and

(5) A discussion identifying the frequency and methods for recalibrating the instruments you will use for monitoring these parameters.

(h) If you petition the Administrator for approval of no operating limitations, your petition must include the information described in paragraphs (h)(1) through (7) of this section.

(1) Identification of the parameters associated with operation of the stationary RICE and any emission control device which could change intentionally (*e.g.*, operator adjustment, automatic controller adjustment, etc.) or unintentionally (*e.g.*, wear and tear, error, etc.) on a routine basis or over time;

(2) A discussion of the relationship, if any, between changes in the parameters and changes in HAP emissions;

(3) For the parameters which could change in such a way as to increase HAP emissions, a discussion of whether establishing limitations on the parameters would serve to limit HAP emissions;

(4) For the parameters which could change in such a way as to increase HAP emissions, a discussion of how you could establish upper and/or lower values for the parameters which would establish limits on the parameters in operating limitations;

(5) For the parameters, a discussion identifying the methods you could use to measure them and the instruments you could use to monitor them, as well as the relative accuracy and precision of the methods and instruments;

(6) For the parameters, a discussion identifying the frequency and methods for recalibrating the instruments you could use to monitor them; and



(7) A discussion of why, from your point of view, it is infeasible or unreasonable to adopt the parameters as operating limitations.

(i) The engine percent load during a performance test must be determined by documenting the calculations, assumptions, and measurement devices used to measure or estimate the percent load in a specific application. A written report of the average percent load determination must be included in the notification of compliance status. The following information must be included in the written report: the engine model number, the engine manufacturer, the year of purchase, the manufacturer's site-rated brake horsepower, the ambient temperature, pressure, and humidity during the performance test, and all assumptions that were made to estimate or calculate percent load during the performance test must be clearly explained. If measurement devices such as flow meters, kilowatt meters, beta analyzers, stain gauges, etc. are used, the model number of the measurement device, and an estimate of its accurate in percentage of true value must be provided.

[69 FR 33506, June 15, 2004, as amended at 75 FR 9676, Mar. 3, 2010; 78 FR 6702, Jan. 30, 2013]

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### **§63.6625 What are my monitoring, installation, collection, operation, and maintenance requirements?**

(a) If you elect to install a CEMS as specified in Table 5 of this subpart, you must install, operate, and maintain a CEMS to monitor CO and either O<sub>2</sub> or CO<sub>2</sub> according to the requirements in paragraphs (a)(1) through (4) of this section. If you are meeting a requirement to reduce CO emissions, the CEMS must be installed at both the inlet and outlet of the control device. If you are meeting a requirement to limit the concentration of CO, the CEMS must be installed at the outlet of the control device.

(1) Each CEMS must be installed, operated, and maintained according to the applicable performance specifications of 40 CFR part 60, appendix B.

(2) You must conduct an initial performance evaluation and an annual relative accuracy test audit (RATA) of each CEMS according to the requirements in §63.8 and according to the applicable performance specifications of 40 CFR part 60, appendix B as well as daily and periodic data quality checks in accordance with 40 CFR part 60, appendix F, procedure 1.

(3) As specified in §63.8(c)(4)(ii), each CEMS must complete a minimum of one cycle of operation (sampling, analyzing, and data recording) for each successive 15-minute period. You must have at least two data points, with each representing a different 15-minute period, to have a valid hour of data.

(4) The CEMS data must be reduced as specified in §63.8(g)(2) and recorded in parts per million or parts per billion (as appropriate for the applicable limitation) at 15 percent oxygen or the equivalent CO<sub>2</sub> concentration.

(b) If you are required to install a continuous parameter monitoring system (CPMS) as specified in Table 5 of this subpart, you must install, operate, and maintain each CPMS according to the requirements in paragraphs (b)(1) through (6) of this section. For an affected source that is complying with the emission limitations and operating limitations on March 9, 2011, the requirements in paragraph (b) of this section are applicable September 6, 2011.

(1) You must prepare a site-specific monitoring plan that addresses the monitoring system design, data collection, and the quality assurance and quality control elements outlined in paragraphs (b)(1)(i) through (v) of this section and in §63.8(d). As specified in §63.8(f)(4), you may request approval of monitoring system quality assurance and quality control procedures alternative to those specified in paragraphs (b)(1) through (5) of this section in your site-specific monitoring plan.

(i) The performance criteria and design specifications for the monitoring system equipment, including the sample interface, detector signal analyzer, and data acquisition and calculations;

(ii) Sampling interface (*e.g.*, thermocouple) location such that the monitoring system will provide representative measurements;

(iii) Equipment performance evaluations, system accuracy audits, or other audit procedures;

(iv) Ongoing operation and maintenance procedures in accordance with provisions in §63.8(c)(1)(ii) and (c)(3); and

(v) Ongoing reporting and recordkeeping procedures in accordance with provisions in §63.10(c), (e)(1), and (e)(2)(i).

(2) You must install, operate, and maintain each CPMS in continuous operation according to the procedures in your site-specific monitoring plan.

(3) The CPMS must collect data at least once every 15 minutes (see also §63.6635).

(4) For a CPMS for measuring temperature range, the temperature sensor must have a minimum tolerance of 2.8 degrees Celsius (5 degrees Fahrenheit) or 1 percent of the measurement range, whichever is larger.

(5) You must conduct the CPMS equipment performance evaluation, system accuracy audits, or other audit procedures specified in your site-specific monitoring plan at least annually.

(6) You must conduct a performance evaluation of each CPMS in accordance with your site-specific monitoring plan.

(c) If you are operating a new or reconstructed stationary RICE which fires landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, you must monitor and record your fuel usage daily with separate fuel meters to measure the volumetric flow rate of each fuel. In addition, you must operate your stationary RICE in a manner which reasonably minimizes HAP emissions.

(d) If you are operating a new or reconstructed emergency 4SLB stationary RICE with a site rating of greater than or equal to 250 and less than or equal to 500 brake HP located at a major source of HAP emissions, you must install a non-resettable hour meter prior to the startup of the engine.

(e) If you own or operate any of the following stationary RICE, you must operate and maintain the stationary RICE and after-treatment control device (if any) according to the manufacturer's emission-related written instructions or develop your own maintenance plan which must provide to the extent practicable for the maintenance and operation of the engine in a manner consistent with good air pollution control practice for minimizing emissions:

(1) An existing stationary RICE with a site rating of less than 100 HP located at a major source of HAP emissions;

(2) An existing emergency or black start stationary RICE with a site rating of less than or equal to 500 HP located at a major source of HAP emissions;

(3) An existing emergency or black start stationary RICE located at an area source of HAP emissions;

(4) An existing non-emergency, non-black start stationary CI RICE with a site rating less than or equal to 300 HP located at an area source of HAP emissions;

(5) An existing non-emergency, non-black start 2SLB stationary RICE located at an area source of HAP emissions;

(6) An existing non-emergency, non-black start stationary RICE located at an area source of HAP emissions which combusts landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis.

(7) An existing non-emergency, non-black start 4SLB stationary RICE with a site rating less than or equal to 500 HP located at an area source of HAP emissions;

(8) An existing non-emergency, non-black start 4SRB stationary RICE with a site rating less than or equal to 500 HP located at an area source of HAP emissions;

(9) An existing, non-emergency, non-black start 4SLB stationary RICE with a site rating greater than 500 HP located at an area source of HAP emissions that is operated 24 hours or less per calendar year; and

(10) An existing, non-emergency, non-black start 4SRB stationary RICE with a site rating greater than 500 HP located at an area source of HAP emissions that is operated 24 hours or less per calendar year.

(f) If you own or operate an existing emergency stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions or an existing emergency stationary RICE located at an area source of HAP emissions, you must install a non-resettable hour meter if one is not already installed.

(g) If you own or operate an existing non-emergency, non-black start CI engine greater than or equal to 300 HP that is not equipped with a closed crankcase ventilation system, you must comply with either paragraph (g)(1) or paragraph (2) of this section. Owners and operators must follow the manufacturer's specified maintenance requirements for operating and maintaining the open or closed crankcase ventilation systems and replacing the crankcase filters, or can request the Administrator to approve different maintenance requirements that are as protective as manufacturer requirements. Existing CI engines located at area sources in areas of Alaska that meet either §63.6603(b)(1) or §63.6603(b)(2) do not have to meet the requirements of this paragraph (g). Existing CI engines located on offshore vessels that meet §63.6603(c) do not have to meet the requirements of this paragraph (g).

(1) Install a closed crankcase ventilation system that prevents crankcase emissions from being emitted to the atmosphere, or

(2) Install an open crankcase filtration emission control system that reduces emissions from the crankcase by filtering the exhaust stream to remove oil mist, particulates and metals.

(h) If you operate a new, reconstructed, or existing stationary engine, you must minimize the engine's time spent at idle during startup and minimize the engine's startup time to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the emission standards applicable to all times other than startup in Tables 1a, 2a, 2c, and 2d to this subpart apply.

(i) If you own or operate a stationary CI engine that is subject to the work, operation or management practices in items 1 or 2 of Table 2c to this subpart or in items 1 or 4 of Table 2d to this subpart, you have the option of utilizing an oil analysis program in order to extend the specified oil change requirement in Tables 2c and 2d to this subpart. The oil analysis must be performed at the same frequency specified for changing the oil in Table 2c or 2d to this subpart. The analysis program must at a minimum analyze the following three parameters: Total Base Number, viscosity, and percent water content. The condemning limits for these parameters are as follows: Total Base Number is less than 30 percent of the Total Base Number of the oil when new; viscosity of the oil has changed by more than 20 percent from the viscosity of the oil when new; or percent water content (by volume) is greater than 0.5. If all of these condemning limits are not exceeded, the engine owner or operator is not required to change the oil. If any of the limits are exceeded, the engine owner or operator must change the oil within 2 business days of receiving the

results of the analysis; if the engine is not in operation when the results of the analysis are received, the engine owner or operator must change the oil within 2 business days or before commencing operation, whichever is later. The owner or operator must keep records of the parameters that are analyzed as part of the program, the results of the analysis, and the oil changes for the engine. The analysis program must be part of the maintenance plan for the engine.

(j) If you own or operate a stationary SI engine that is subject to the work, operation or management practices in items 6, 7, or 8 of Table 2c to this subpart or in items 5, 6, 7, 9, or 11 of Table 2d to this subpart, you have the option of utilizing an oil analysis program in order to extend the specified oil change requirement in Tables 2c and 2d to this subpart. The oil analysis must be performed at the same frequency specified for changing the oil in Table 2c or 2d to this subpart. The analysis program must at a minimum analyze the following three parameters: Total Acid Number, viscosity, and percent water content. The condemning limits for these parameters are as follows: Total Acid Number increases by more than 3.0 milligrams of potassium hydroxide (KOH) per gram from Total Acid Number of the oil when new; viscosity of the oil has changed by more than 20 percent from the viscosity of the oil when new; or percent water content (by volume) is greater than 0.5. If all of these condemning limits are not exceeded, the engine owner or operator is not required to change the oil. If any of the limits are exceeded, the engine owner or operator must change the oil within 2 business days of receiving the results of the analysis; if the engine is not in operation when the results of the analysis are received, the engine owner or operator must change the oil within 2 business days or before commencing operation, whichever is later. The owner or operator must keep records of the parameters that are analyzed as part of the program, the results of the analysis, and the oil changes for the engine. The analysis program must be part of the maintenance plan for the engine.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3606, Jan. 18, 2008; 75 FR 9676, Mar. 3, 2010; 75 FR 51589, Aug. 20, 2010; 76 FR 12866, Mar. 9, 2011; 78 FR 6703, Jan. 30, 2013]

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### **§63.6630 How do I demonstrate initial compliance with the emission limitations, operating limitations, and other requirements?**

(a) You must demonstrate initial compliance with each emission limitation, operating limitation, and other requirement that applies to you according to Table 5 of this subpart.

(b) During the initial performance test, you must establish each operating limitation in Tables 1b and 2b of this subpart that applies to you.

(c) You must submit the Notification of Compliance Status containing the results of the initial compliance demonstration according to the requirements in §63.6645.

(d) Non-emergency 4SRB stationary RICE complying with the requirement to reduce formaldehyde emissions by 76 percent or more can demonstrate initial compliance with the formaldehyde emission limit by testing for THC instead of formaldehyde. The testing must be conducted according to the requirements in Table 4 of this subpart. The average reduction of emissions of THC determined from the performance test must be equal to or greater than 30 percent.

(e) The initial compliance demonstration required for existing non-emergency 4SLB and 4SRB stationary RICE with a site rating of more than 500 HP located at an area source of HAP that are not remote stationary RICE and that are operated more than 24 hours per calendar year must be conducted according to the following requirements:

(1) The compliance demonstration must consist of at least three test runs.

(2) Each test run must be of at least 15 minute duration, except that each test conducted using the method in appendix A to this subpart must consist of at least one measurement cycle and include at least 2 minutes of test data phase measurement.

(3) If you are demonstrating compliance with the CO concentration or CO percent reduction requirement, you must measure CO emissions using one of the CO measurement methods specified in Table 4 of this subpart, or using appendix A to this subpart.

(4) If you are demonstrating compliance with the THC percent reduction requirement, you must measure THC emissions using Method 25A, reported as propane, of 40 CFR part 60, appendix A.

(5) You must measure O<sub>2</sub> using one of the O<sub>2</sub> measurement methods specified in Table 4 of this subpart. Measurements to determine O<sub>2</sub> concentration must be made at the same time as the measurements for CO or THC concentration.

(6) If you are demonstrating compliance with the CO or THC percent reduction requirement, you must measure CO or THC emissions and O<sub>2</sub> emissions simultaneously at the inlet and outlet of the control device.

[69 FR 33506, June 15, 2004, as amended at 78 FR 6704, Jan. 30, 2013]

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## CONTINUOUS COMPLIANCE REQUIREMENTS

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### **§63.6635 How do I monitor and collect data to demonstrate continuous compliance?**

(a) If you must comply with emission and operating limitations, you must monitor and collect data according to this section.

(b) Except for monitor malfunctions, associated repairs, required performance evaluations, and required quality assurance or control activities, you must monitor continuously at all times that the stationary RICE is operating. A monitoring malfunction is any sudden, infrequent, not reasonably preventable failure of the monitoring to provide valid data. Monitoring failures that are caused in part by poor maintenance or careless operation are not malfunctions.

(c) You may not use data recorded during monitoring malfunctions, associated repairs, and required quality assurance or control activities in data averages and calculations used to report emission or operating levels. You must, however, use all the valid data collected during all other periods.

[69 FR 33506, June 15, 2004, as amended at 76 FR 12867, Mar. 9, 2011]

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### **§63.6640 How do I demonstrate continuous compliance with the emission limitations, operating limitations, and other requirements?**

(a) You must demonstrate continuous compliance with each emission limitation, operating limitation, and other requirements in Tables 1a and 1b, Tables 2a and 2b, Table 2c, and Table 2d to this subpart that apply to you according to methods specified in Table 6 to this subpart.

(b) You must report each instance in which you did not meet each emission limitation or operating limitation in Tables 1a and 1b, Tables 2a and 2b, Table 2c, and Table 2d to this subpart that apply to you. These instances are deviations from the emission and operating limitations in this subpart. These deviations must be reported according to the requirements in §63.6650. If you change your catalyst, you must reestablish the values of the operating parameters measured during the initial performance test. When you reestablish the values of your operating parameters, you must also conduct a performance test to demonstrate that you are meeting the required emission limitation applicable to your stationary RICE.

(c) The annual compliance demonstration required for existing non-emergency 4SLB and 4SRB stationary RICE with a site rating of more than 500 HP located at an area source of HAP that are not remote stationary RICE and that are operated more than 24 hours per calendar year must be conducted according to the following requirements:

(1) The compliance demonstration must consist of at least one test run.

(2) Each test run must be of at least 15 minute duration, except that each test conducted using the method in appendix A to this subpart must consist of at least one measurement cycle and include at least 2 minutes of test data phase measurement.

(3) If you are demonstrating compliance with the CO concentration or CO percent reduction requirement, you must measure CO emissions using one of the CO measurement methods specified in Table 4 of this subpart, or using appendix A to this subpart.

(4) If you are demonstrating compliance with the THC percent reduction requirement, you must measure THC emissions using Method 25A, reported as propane, of 40 CFR part 60, appendix A.

(5) You must measure O<sub>2</sub> using one of the O<sub>2</sub> measurement methods specified in Table 4 of this subpart. Measurements to determine O<sub>2</sub> concentration must be made at the same time as the measurements for CO or THC concentration.

(6) If you are demonstrating compliance with the CO or THC percent reduction requirement, you must measure CO or THC emissions and O<sub>2</sub> emissions simultaneously at the inlet and outlet of the control device.

(7) If the results of the annual compliance demonstration show that the emissions exceed the levels specified in Table 6 of this subpart, the stationary RICE must be shut down as soon as safely possible, and appropriate corrective action must be taken (e.g., repairs, catalyst cleaning, catalyst replacement). The stationary RICE must be retested within 7 days of being restarted and the emissions must meet the levels specified in Table 6 of this subpart. If the retest shows that the emissions continue to exceed the specified levels, the stationary RICE must again be shut down as soon as safely possible, and the stationary RICE may not operate, except for purposes of startup and testing, until the owner/operator demonstrates through testing that the emissions do not exceed the levels specified in Table 6 of this subpart.

(d) For new, reconstructed, and rebuilt stationary RICE, deviations from the emission or operating limitations that occur during the first 200 hours of operation from engine startup (engine burn-in period) are not violations. Rebuilt stationary RICE means a stationary RICE that has been rebuilt as that term is defined in 40 CFR 94.11(a).

(e) You must also report each instance in which you did not meet the requirements in Table 8 to this subpart that apply to you. If you own or operate a new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions (except new or reconstructed 4SLB engines greater than or equal to 250 and less than or equal to 500 brake HP), a new or reconstructed stationary RICE located at an area source of HAP emissions, or any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in Table 8 to this subpart: An existing 2SLB stationary RICE, an existing 4SLB stationary RICE, an existing emergency stationary RICE, an existing limited use stationary RICE, or an existing stationary RICE which fires landfill gas or digester gas

equivalent to 10 percent or more of the gross heat input on an annual basis. If you own or operate any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in Table 8 to this subpart, except for the initial notification requirements: a new or reconstructed stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, a new or reconstructed emergency stationary RICE, or a new or reconstructed limited use stationary RICE.

(f) If you own or operate an emergency stationary RICE, you must operate the emergency stationary RICE according to the requirements in paragraphs (f)(1) through (4) of this section. In order for the engine to be considered an emergency stationary RICE under this subpart, any operation other than emergency operation, maintenance and testing, emergency demand response, and operation in non-emergency situations for 50 hours per year, as described in paragraphs (f)(1) through (4) of this section, is prohibited. If you do not operate the engine according to the requirements in paragraphs (f)(1) through (4) of this section, the engine will not be considered an emergency engine under this subpart and must meet all requirements for non-emergency engines.

(1) There is no time limit on the use of emergency stationary RICE in emergency situations.

(2) You may operate your emergency stationary RICE for any combination of the purposes specified in paragraphs (f)(2)(i) through (iii) of this section for a maximum of 100 hours per calendar year. Any operation for non-emergency situations as allowed by paragraphs (f)(3) and (4) of this section counts as part of the 100 hours per calendar year allowed by this paragraph (f)(2).

(i) Emergency stationary RICE may be operated for maintenance checks and readiness testing, provided that the tests are recommended by federal, state or local government, the manufacturer, the vendor, the regional transmission organization or equivalent balancing authority and transmission operator, or the insurance company associated with the engine. The owner or operator may petition the Administrator for approval of additional hours to be used for maintenance checks and readiness testing, but a petition is not required if the owner or operator maintains records indicating that federal, state, or local standards require maintenance and testing of emergency RICE beyond 100 hours per calendar year.

(ii) Emergency stationary RICE may be operated for emergency demand response for periods in which the Reliability Coordinator under the North American Electric Reliability Corporation (NERC) Reliability Standard EOP-002-3, Capacity and Energy Emergencies (incorporated by reference, see §63.14), or other authorized entity as determined by the Reliability Coordinator, has declared an Energy Emergency Alert Level 2 as defined in the NERC Reliability Standard EOP-002-3.

(iii) Emergency stationary RICE may be operated for periods where there is a deviation of voltage or frequency of 5 percent or greater below standard voltage or frequency.

(3) Emergency stationary RICE located at major sources of HAP may be operated for up to 50 hours per calendar year in non-emergency situations. The 50 hours of operation in non-emergency situations are counted as part of the 100 hours per calendar year for maintenance and testing and emergency demand response provided in paragraph (f)(2) of this section. The 50 hours per year for non-emergency situations cannot be used for peak shaving or non-emergency demand response, or to generate income for a facility to supply power to an electric grid or otherwise supply power as part of a financial arrangement with another entity.

(4) Emergency stationary RICE located at area sources of HAP may be operated for up to 50 hours per calendar year in non-emergency situations. The 50 hours of operation in non-emergency situations are counted as part of the 100 hours per calendar year for maintenance and testing and emergency demand response provided in paragraph (f)(2) of this section. Except as provided in paragraphs (f)(4)(i) and (ii) of this section, the 50 hours per year for non-emergency situations cannot be used for peak shaving or non-emergency demand response, or to generate income for a facility to an electric grid or otherwise supply power as part of a financial arrangement with another entity.

(i) Prior to May 3, 2014, the 50 hours per year for non-emergency situations can be used for peak shaving or non-emergency demand response to generate income for a facility, or to otherwise supply power as part of a financial arrangement with another entity if the engine is operated as part of a peak shaving (load management program) with the local distribution system operator and the power is provided only to the facility itself or to support the local distribution system.

(ii) The 50 hours per year for non-emergency situations can be used to supply power as part of a financial arrangement with another entity if all of the following conditions are met:

(A) The engine is dispatched by the local balancing authority or local transmission and distribution system operator.

(B) The dispatch is intended to mitigate local transmission and/or distribution limitations so as to avert potential voltage collapse or line overloads that could lead to the interruption of power supply in a local area or region.

(C) The dispatch follows reliability, emergency operation or similar protocols that follow specific NERC, regional, state, public utility commission or local standards or guidelines.

(D) The power is provided only to the facility itself or to support the local transmission and distribution system.

(E) The owner or operator identifies and records the entity that dispatches the engine and the specific NERC, regional, state, public utility commission or local standards or guidelines that are being followed for dispatching the engine. The local balancing authority or local transmission and distribution system operator may keep these records on behalf of the engine owner or operator.

[69 FR 33506, June 15, 2004, as amended at 71 FR 20467, Apr. 20, 2006; 73 FR 3606, Jan. 18, 2008; 75 FR 9676, Mar. 3, 2010; 75 FR 51591, Aug. 20, 2010; 78 FR 6704, Jan. 30, 2013]

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## **NOTIFICATIONS, REPORTS, AND RECORDS**

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### **§63.6645 What notifications must I submit and when?**

(a) You must submit all of the notifications in §§63.7(b) and (c), 63.8(e), (f)(4) and (f)(6), 63.9(b) through (e), and (g) and (h) that apply to you by the dates specified if you own or operate any of the following;

(1) An existing stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions.

(2) An existing stationary RICE located at an area source of HAP emissions.

(3) A stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions.

(4) A new or reconstructed 4SLB stationary RICE with a site rating of greater than or equal to 250 HP located at a major source of HAP emissions.



(5) This requirement does not apply if you own or operate an existing stationary RICE less than 100 HP, an existing stationary emergency RICE, or an existing stationary RICE that is not subject to any numerical emission standards.

(b) As specified in §63.9(b)(2), if you start up your stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions before the effective date of this subpart, you must submit an Initial Notification not later than December 13, 2004.

(c) If you start up your new or reconstructed stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions on or after August 16, 2004, you must submit an Initial Notification not later than 120 days after you become subject to this subpart.

(d) As specified in §63.9(b)(2), if you start up your stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions before the effective date of this subpart and you are required to submit an initial notification, you must submit an Initial Notification not later than July 16, 2008.

(e) If you start up your new or reconstructed stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions on or after March 18, 2008 and you are required to submit an initial notification, you must submit an Initial Notification not later than 120 days after you become subject to this subpart.

(f) If you are required to submit an Initial Notification but are otherwise not affected by the requirements of this subpart, in accordance with §63.6590(b), your notification should include the information in §63.9(b)(2)(i) through (v), and a statement that your stationary RICE has no additional requirements and explain the basis of the exclusion (for example, that it operates exclusively as an emergency stationary RICE if it has a site rating of more than 500 brake HP located at a major source of HAP emissions).

(g) If you are required to conduct a performance test, you must submit a Notification of Intent to conduct a performance test at least 60 days before the performance test is scheduled to begin as required in §63.7(b)(1).

(h) If you are required to conduct a performance test or other initial compliance demonstration as specified in Tables 4 and 5 to this subpart, you must submit a Notification of Compliance Status according to §63.9(h)(2)(ii).

(1) For each initial compliance demonstration required in Table 5 to this subpart that does not include a performance test, you must submit the Notification of Compliance Status before the close of business on the 30th day following the completion of the initial compliance demonstration.

(2) For each initial compliance demonstration required in Table 5 to this subpart that includes a performance test conducted according to the requirements in Table 3 to this subpart, you must submit the Notification of Compliance Status, including the performance test results, before the close of business on the 60th day following the completion of the performance test according to §63.10(d)(2).

(i) If you own or operate an existing non-emergency CI RICE with a site rating of more than 300 HP located at an area source of HAP emissions that is certified to the Tier 1 or Tier 2 emission standards in Table 1 of 40 CFR 89.112 and subject to an enforceable state or local standard requiring engine replacement and you intend to meet management practices rather than emission limits, as specified in §63.6603(d), you must submit a notification by March 3, 2013, stating that you intend to use the provision in §63.6603(d) and identifying the state or local regulation that the engine is subject to.

[73 FR 3606, Jan. 18, 2008, as amended at 75 FR 9677, Mar. 3, 2010; 75 FR 51591, Aug. 20, 2010; 78 FR 6705, Jan. 30, 2013]

### **§63.6650 What reports must I submit and when?**

(a) You must submit each report in Table 7 of this subpart that applies to you.

(b) Unless the Administrator has approved a different schedule for submission of reports under §63.10(a), you must submit each report by the date in Table 7 of this subpart and according to the requirements in paragraphs (b)(1) through (b)(9) of this section.

(1) For semiannual Compliance reports, the first Compliance report must cover the period beginning on the compliance date that is specified for your affected source in §63.6595 and ending on June 30 or December 31, whichever date is the first date following the end of the first calendar half after the compliance date that is specified for your source in §63.6595.

(2) For semiannual Compliance reports, the first Compliance report must be postmarked or delivered no later than July 31 or January 31, whichever date follows the end of the first calendar half after the compliance date that is specified for your affected source in §63.6595.

(3) For semiannual Compliance reports, each subsequent Compliance report must cover the semiannual reporting period from January 1 through June 30 or the semiannual reporting period from July 1 through December 31.

(4) For semiannual Compliance reports, each subsequent Compliance report must be postmarked or delivered no later than July 31 or January 31, whichever date is the first date following the end of the semiannual reporting period.

(5) For each stationary RICE that is subject to permitting regulations pursuant to 40 CFR part 70 or 71, and if the permitting authority has established dates for submitting semiannual reports pursuant to 40 CFR 70.6(a)(3)(iii)(A) or 40 CFR 71.6 (a)(3)(iii)(A), you may submit the first and subsequent Compliance reports according to the dates the permitting authority has established instead of according to the dates in paragraphs (b)(1) through (b)(4) of this section.

(6) For annual Compliance reports, the first Compliance report must cover the period beginning on the compliance date that is specified for your affected source in §63.6595 and ending on December 31.

(7) For annual Compliance reports, the first Compliance report must be postmarked or delivered no later than January 31 following the end of the first calendar year after the compliance date that is specified for your affected source in §63.6595.

(8) For annual Compliance reports, each subsequent Compliance report must cover the annual reporting period from January 1 through December 31.

(9) For annual Compliance reports, each subsequent Compliance report must be postmarked or delivered no later than January 31.

(c) The Compliance report must contain the information in paragraphs (c)(1) through (6) of this section.

(1) Company name and address.

(2) Statement by a responsible official, with that official's name, title, and signature, certifying the accuracy of the content of the report.

(3) Date of report and beginning and ending dates of the reporting period.

(4) If you had a malfunction during the reporting period, the compliance report must include the number, duration, and a brief description for each type of malfunction which occurred during the reporting period and which caused or may have caused any applicable emission limitation to be exceeded. The report must also include a description of actions taken by an owner or operator during a malfunction of an affected source to minimize emissions in accordance with §63.6605(b), including actions taken to correct a malfunction.

(5) If there are no deviations from any emission or operating limitations that apply to you, a statement that there were no deviations from the emission or operating limitations during the reporting period.

(6) If there were no periods during which the continuous monitoring system (CMS), including CEMS and CPMS, was out-of-control, as specified in §63.8(c)(7), a statement that there were no periods during which the CMS was out-of-control during the reporting period.

(d) For each deviation from an emission or operating limitation that occurs for a stationary RICE where you are not using a CMS to comply with the emission or operating limitations in this subpart, the Compliance report must contain the information in paragraphs (c)(1) through (4) of this section and the information in paragraphs (d)(1) and (2) of this section.

(1) The total operating time of the stationary RICE at which the deviation occurred during the reporting period.

(2) Information on the number, duration, and cause of deviations (including unknown cause, if applicable), as applicable, and the corrective action taken.

(e) For each deviation from an emission or operating limitation occurring for a stationary RICE where you are using a CMS to comply with the emission and operating limitations in this subpart, you must include information in paragraphs (c)(1) through (4) and (e)(1) through (12) of this section.

(1) The date and time that each malfunction started and stopped.

(2) The date, time, and duration that each CMS was inoperative, except for zero (low-level) and high-level checks.

(3) The date, time, and duration that each CMS was out-of-control, including the information in §63.8(c)(8).

(4) The date and time that each deviation started and stopped, and whether each deviation occurred during a period of malfunction or during another period.

(5) A summary of the total duration of the deviation during the reporting period, and the total duration as a percent of the total source operating time during that reporting period.

(6) A breakdown of the total duration of the deviations during the reporting period into those that are due to control equipment problems, process problems, other known causes, and other unknown causes.

(7) A summary of the total duration of CMS downtime during the reporting period, and the total duration of CMS downtime as a percent of the total operating time of the stationary RICE at which the CMS downtime occurred during that reporting period.

(8) An identification of each parameter and pollutant (CO or formaldehyde) that was monitored at the stationary RICE.

(9) A brief description of the stationary RICE.

(10) A brief description of the CMS.

(11) The date of the latest CMS certification or audit.

(12) A description of any changes in CMS, processes, or controls since the last reporting period.

(f) Each affected source that has obtained a title V operating permit pursuant to 40 CFR part 70 or 71 must report all deviations as defined in this subpart in the semiannual monitoring report required by 40 CFR 70.6(a)(3)(iii)(A) or 40 CFR 71.6(a)(3)(iii)(A). If an affected source submits a Compliance report pursuant to Table 7 of this subpart along with, or as part of, the semiannual monitoring report required by 40 CFR 70.6(a)(3)(iii)(A) or 40 CFR 71.6(a)(3)(iii)(A), and the Compliance report includes all required information concerning deviations from any emission or operating limitation in this subpart, submission of the Compliance report shall be deemed to satisfy any obligation to report the same deviations in the semiannual monitoring report. However, submission of a Compliance report shall not otherwise affect any obligation the affected source may have to report deviations from permit requirements to the permit authority.

(g) If you are operating as a new or reconstructed stationary RICE which fires landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, you must submit an annual report according to Table 7 of this subpart by the date specified unless the Administrator has approved a different schedule, according to the information described in paragraphs (b)(1) through (b)(5) of this section. You must report the data specified in (g)(1) through (g)(3) of this section.

(1) Fuel flow rate of each fuel and the heating values that were used in your calculations. You must also demonstrate that the percentage of heat input provided by landfill gas or digester gas is equivalent to 10 percent or more of the total fuel consumption on an annual basis.

(2) The operating limits provided in your federally enforceable permit, and any deviations from these limits.

(3) Any problems or errors suspected with the meters.

(h) If you own or operate an emergency stationary RICE with a site rating of more than 100 brake HP that operates or is contractually obligated to be available for more than 15 hours per calendar year for the purposes specified in §63.6640(f)(2)(ii) and (iii) or that operates for the purpose specified in §63.6640(f)(4)(ii), you must submit an annual report according to the requirements in paragraphs (h)(1) through (3) of this section.

(1) The report must contain the following information:

(i) Company name and address where the engine is located.

(ii) Date of the report and beginning and ending dates of the reporting period.

(iii) Engine site rating and model year.

(iv) Latitude and longitude of the engine in decimal degrees reported to the fifth decimal place.

(v) Hours operated for the purposes specified in §63.6640(f)(2)(ii) and (iii), including the date, start time, and end time for engine operation for the purposes specified in §63.6640(f)(2)(ii) and (iii).

(vi) Number of hours the engine is contractually obligated to be available for the purposes specified in §63.6640(f)(2)(ii) and (iii).

(vii) Hours spent for operation for the purpose specified in §63.6640(f)(4)(ii), including the date, start time, and end time for engine operation for the purposes specified in §63.6640(f)(4)(ii). The report must also identify the entity that dispatched the engine and the situation that necessitated the dispatch of the engine.

(viii) If there were no deviations from the fuel requirements in §63.6604 that apply to the engine (if any), a statement that there were no deviations from the fuel requirements during the reporting period.

(ix) If there were deviations from the fuel requirements in §63.6604 that apply to the engine (if any), information on the number, duration, and cause of deviations, and the corrective action taken.

(2) The first annual report must cover the calendar year 2015 and must be submitted no later than March 31, 2016. Subsequent annual reports for each calendar year must be submitted no later than March 31 of the following calendar year.

(3) The annual report must be submitted electronically using the subpart specific reporting form in the Compliance and Emissions Data Reporting Interface (CEDRI) that is accessed through EPA's Central Data Exchange (CDX) (*www.epa.gov/cdx*). However, if the reporting form specific to this subpart is not available in CEDRI at the time that the report is due, the written report must be submitted to the Administrator at the appropriate address listed in §63.13.

[69 FR 33506, June 15, 2004, as amended at 75 FR 9677, Mar. 3, 2010; 78 FR 6705, Jan. 30, 2013]

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### **§63.6655 What records must I keep?**

(a) If you must comply with the emission and operating limitations, you must keep the records described in paragraphs (a)(1) through (a)(5), (b)(1) through (b)(3) and (c) of this section.

(1) A copy of each notification and report that you submitted to comply with this subpart, including all documentation supporting any Initial Notification or Notification of Compliance Status that you submitted, according to the requirement in §63.10(b)(2)(xiv).

(2) Records of the occurrence and duration of each malfunction of operation (*i.e.*, process equipment) or the air pollution control and monitoring equipment.

(3) Records of performance tests and performance evaluations as required in §63.10(b)(2)(viii).

(4) Records of all required maintenance performed on the air pollution control and monitoring equipment.

(5) Records of actions taken during periods of malfunction to minimize emissions in accordance with §63.6605(b), including corrective actions to restore malfunctioning process and air pollution control and monitoring equipment to its normal or usual manner of operation.

(b) For each CEMS or CPMS, you must keep the records listed in paragraphs (b)(1) through (3) of this section.

(1) Records described in §63.10(b)(2)(vi) through (xi).

(2) Previous (*i.e.*, superseded) versions of the performance evaluation plan as required in §63.8(d)(3).

(3) Requests for alternatives to the relative accuracy test for CEMS or CPMS as required in §63.8(f)(6)(i), if applicable.

(c) If you are operating a new or reconstructed stationary RICE which fires landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, you must keep the records of your daily fuel usage monitors.

(d) You must keep the records required in Table 6 of this subpart to show continuous compliance with each emission or operating limitation that applies to you.

(e) You must keep records of the maintenance conducted on the stationary RICE in order to demonstrate that you operated and maintained the stationary RICE and after-treatment control device (if any) according to your own maintenance plan if you own or operate any of the following stationary RICE;

(1) An existing stationary RICE with a site rating of less than 100 brake HP located at a major source of HAP emissions.

(2) An existing stationary emergency RICE.

(3) An existing stationary RICE located at an area source of HAP emissions subject to management practices as shown in Table 2d to this subpart.

(f) If you own or operate any of the stationary RICE in paragraphs (f)(1) through (2) of this section, you must keep records of the hours of operation of the engine that is recorded through the non-resettable hour meter. The owner or operator must document how many hours are spent for emergency operation, including what classified the operation as emergency and how many hours are spent for non-emergency operation. If the engine is used for the purposes specified in §63.6640(f)(2)(ii) or (iii) or §63.6640(f)(4)(ii), the owner or operator must keep records of the notification of the emergency situation, and the date, start time, and end time of engine operation for these purposes.

(1) An existing emergency stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions that does not meet the standards applicable to non-emergency engines.

(2) An existing emergency stationary RICE located at an area source of HAP emissions that does not meet the standards applicable to non-emergency engines.

[69 FR 33506, June 15, 2004, as amended at 75 FR 9678, Mar. 3, 2010; 75 FR 51592, Aug. 20, 2010; 78 FR 6706, Jan. 30, 2013]

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### **§63.6660 In what form and how long must I keep my records?**

(a) Your records must be in a form suitable and readily available for expeditious review according to §63.10(b)(1).

(b) As specified in §63.10(b)(1), you must keep each record for 5 years following the date of each occurrence, measurement, maintenance, corrective action, report, or record.

(c) You must keep each record readily accessible in hard copy or electronic form for at least 5 years after the date of each occurrence, measurement, maintenance, corrective action, report, or record, according to §63.10(b)(1).

[69 FR 33506, June 15, 2004, as amended at 75 FR 9678, Mar. 3, 2010]

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## OTHER REQUIREMENTS AND INFORMATION

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### §63.6665 What parts of the General Provisions apply to me?

Table 8 to this subpart shows which parts of the General Provisions in §§63.1 through 63.15 apply to you. If you own or operate a new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions (except new or reconstructed 4SLB engines greater than or equal to 250 and less than or equal to 500 brake HP), a new or reconstructed stationary RICE located at an area source of HAP emissions, or any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with any of the requirements of the General Provisions specified in Table 8: An existing 2SLB stationary RICE, an existing 4SLB stationary RICE, an existing stationary RICE that combusts landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, an existing emergency stationary RICE, or an existing limited use stationary RICE. If you own or operate any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in the General Provisions specified in Table 8 except for the initial notification requirements: A new stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, a new emergency stationary RICE, or a new limited use stationary RICE.

[75 FR 9678, Mar. 3, 2010]

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### §63.6670 Who implements and enforces this subpart?

(a) This subpart is implemented and enforced by the U.S. EPA, or a delegated authority such as your State, local, or tribal agency. If the U.S. EPA Administrator has delegated authority to your State, local, or tribal agency, then that agency (as well as the U.S. EPA) has the authority to implement and enforce this subpart. You should contact your U.S. EPA Regional Office to find out whether this subpart is delegated to your State, local, or tribal agency.

(b) In delegating implementation and enforcement authority of this subpart to a State, local, or tribal agency under 40 CFR part 63, subpart E, the authorities contained in paragraph (c) of this section are retained by the Administrator of the U.S. EPA and are not transferred to the State, local, or tribal agency.

(c) The authorities that will not be delegated to State, local, or tribal agencies are:

(1) Approval of alternatives to the non-opacity emission limitations and operating limitations in §63.6600 under §63.6(g).

(2) Approval of major alternatives to test methods under §63.7(e)(2)(ii) and (f) and as defined in §63.90.

(3) Approval of major alternatives to monitoring under §63.8(f) and as defined in §63.90.

(4) Approval of major alternatives to recordkeeping and reporting under §63.10(f) and as defined in §63.90.

(5) Approval of a performance test which was conducted prior to the effective date of the rule, as specified in §63.6610(b).

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### §63.6675 What definitions apply to this subpart?

Terms used in this subpart are defined in the Clean Air Act (CAA); in 40 CFR 63.2, the General Provisions of this part; and in this section as follows:

*Alaska Railbelt Grid* means the service areas of the six regulated public utilities that extend from Fairbanks to Anchorage and the Kenai Peninsula. These utilities are Golden Valley Electric Association; Chugach Electric Association; Matanuska Electric Association; Homer Electric Association; Anchorage Municipal Light & Power; and the City of Seward Electric System.

*Area source* means any stationary source of HAP that is not a major source as defined in part 63.

*Associated equipment* as used in this subpart and as referred to in section 112(n)(4) of the CAA, means equipment associated with an oil or natural gas exploration or production well, and includes all equipment from the well bore to the point of custody transfer, except glycol dehydration units, storage vessels with potential for flash emissions, combustion turbines, and stationary RICE.

*Backup power for renewable energy* means an engine that provides backup power to a facility that generates electricity from renewable energy resources, as that term is defined in Alaska Statute 42.45.045(l)(5) (incorporated by reference, see §63.14).

*Black start engine* means an engine whose only purpose is to start up a combustion turbine.

*CAA* means the Clean Air Act (42 U.S.C. 7401 *et seq.*, as amended by Public Law 101-549, 104 Stat. 2399).

*Commercial emergency stationary RICE* means an emergency stationary RICE used in commercial establishments such as office buildings, hotels, stores, telecommunications facilities, restaurants, financial institutions such as banks, doctor's offices, and sports and performing arts facilities.

*Compression ignition* means relating to a type of stationary internal combustion engine that is not a spark ignition engine.

*Custody transfer* means the transfer of hydrocarbon liquids or natural gas: After processing and/or treatment in the producing operations, or from storage vessels or automatic transfer facilities or other such equipment, including product loading racks, to pipelines or any other forms of transportation. For the purposes of this subpart, the point at which such liquids or natural gas enters a natural gas processing plant is a point of custody transfer.

*Deviation* means any instance in which an affected source subject to this subpart, or an owner or operator of such a source:

(1) Fails to meet any requirement or obligation established by this subpart, including but not limited to any emission limitation or operating limitation;

(2) Fails to meet any term or condition that is adopted to implement an applicable requirement in this subpart and that is included in the operating permit for any affected source required to obtain such a permit; or

(3) Fails to meet any emission limitation or operating limitation in this subpart during malfunction, regardless of whether or not such failure is permitted by this subpart.

(4) Fails to satisfy the general duty to minimize emissions established by §63.6(e)(1)(i).



*Diesel engine* means any stationary RICE in which a high boiling point liquid fuel injected into the combustion chamber ignites when the air charge has been compressed to a temperature sufficiently high for auto-ignition. This process is also known as compression ignition.

*Diesel fuel* means any liquid obtained from the distillation of petroleum with a boiling point of approximately 150 to 360 degrees Celsius. One commonly used form is fuel oil number 2. Diesel fuel also includes any non-distillate fuel with comparable physical and chemical properties (e.g. biodiesel) that is suitable for use in compression ignition engines.

*Digester gas* means any gaseous by-product of wastewater treatment typically formed through the anaerobic decomposition of organic waste materials and composed principally of methane and CO<sub>2</sub>.

*Dual-fuel engine* means any stationary RICE in which a liquid fuel (typically diesel fuel) is used for compression ignition and gaseous fuel (typically natural gas) is used as the primary fuel.

*Emergency stationary RICE* means any stationary reciprocating internal combustion engine that meets all of the criteria in paragraphs (1) through (3) of this definition. All emergency stationary RICE must comply with the requirements specified in §63.6640(f) in order to be considered emergency stationary RICE. If the engine does not comply with the requirements specified in §63.6640(f), then it is not considered to be an emergency stationary RICE under this subpart.

(1) The stationary RICE is operated to provide electrical power or mechanical work during an emergency situation. Examples include stationary RICE used to produce power for critical networks or equipment (including power supplied to portions of a facility) when electric power from the local utility (or the normal power source, if the facility runs on its own power production) is interrupted, or stationary RICE used to pump water in the case of fire or flood, etc.

(2) The stationary RICE is operated under limited circumstances for situations not included in paragraph (1) of this definition, as specified in §63.6640(f).

(3) The stationary RICE operates as part of a financial arrangement with another entity in situations not included in paragraph (1) of this definition only as allowed in §63.6640(f)(2)(ii) or (iii) and §63.6640(f)(4)(i) or (ii).

*Engine startup* means the time from initial start until applied load and engine and associated equipment reaches steady state or normal operation. For stationary engine with catalytic controls, engine startup means the time from initial start until applied load and engine and associated equipment, including the catalyst, reaches steady state or normal operation.

*Four-stroke engine* means any type of engine which completes the power cycle in two crankshaft revolutions, with intake and compression strokes in the first revolution and power and exhaust strokes in the second revolution.

*Gaseous fuel* means a material used for combustion which is in the gaseous state at standard atmospheric temperature and pressure conditions.

*Gasoline* means any fuel sold in any State for use in motor vehicles and motor vehicle engines, or nonroad or stationary engines, and commonly or commercially known or sold as gasoline.

*Glycol dehydration unit* means a device in which a liquid glycol (including, but not limited to, ethylene glycol, diethylene glycol, or triethylene glycol) absorbent directly contacts a natural gas stream and absorbs water in a contact tower or absorption column (absorber). The glycol contacts and absorbs water vapor and other gas stream constituents from the natural gas and becomes "rich" glycol. This glycol is then regenerated in the glycol dehydration unit reboiler. The "lean" glycol is then recycled.

*Hazardous air pollutants (HAP)* means any air pollutants listed in or pursuant to section 112(b) of the CAA.

*Institutional emergency stationary RICE* means an emergency stationary RICE used in institutional establishments such as medical centers, nursing homes, research centers, institutions of higher education, correctional facilities, elementary and secondary schools, libraries, religious establishments, police stations, and fire stations.

*ISO standard day conditions* means 288 degrees Kelvin (15 degrees Celsius), 60 percent relative humidity and 101.3 kilopascals pressure.

*Landfill gas* means a gaseous by-product of the land application of municipal refuse typically formed through the anaerobic decomposition of waste materials and composed principally of methane and CO<sub>2</sub>.

*Lean burn engine* means any two-stroke or four-stroke spark ignited engine that does not meet the definition of a rich burn engine.

*Limited use stationary RICE* means any stationary RICE that operates less than 100 hours per year.

*Liquefied petroleum gas* means any liquefied hydrocarbon gas obtained as a by-product in petroleum refining of natural gas production.

*Liquid fuel* means any fuel in liquid form at standard temperature and pressure, including but not limited to diesel, residual/crude oil, kerosene/naphtha (jet fuel), and gasoline.

*Major Source*, as used in this subpart, shall have the same meaning as in §63.2, except that:

(1) Emissions from any oil or gas exploration or production well (with its associated equipment (as defined in this section)) and emissions from any pipeline compressor station or pump station shall not be aggregated with emissions from other similar units, to determine whether such emission points or stations are major sources, even when emission points are in a contiguous area or under common control;

(2) For oil and gas production facilities, emissions from processes, operations, or equipment that are not part of the same oil and gas production facility, as defined in §63.1271 of subpart HHH of this part, shall not be aggregated;

(3) For production field facilities, only HAP emissions from glycol dehydration units, storage vessel with the potential for flash emissions, combustion turbines and reciprocating internal combustion engines shall be aggregated for a major source determination; and

(4) Emissions from processes, operations, and equipment that are not part of the same natural gas transmission and storage facility, as defined in §63.1271 of subpart HHH of this part, shall not be aggregated.

*Malfunction* means any sudden, infrequent, and not reasonably preventable failure of air pollution control equipment, process equipment, or a process to operate in a normal or usual manner which causes, or has the potential to cause, the emission limitations in an applicable standard to be exceeded. Failures that are caused in part by poor maintenance or careless operation are not malfunctions.

*Natural gas* means a naturally occurring mixture of hydrocarbon and non-hydrocarbon gases found in geologic formations beneath the Earth's surface, of which the principal constituent is methane. Natural gas may be field or pipeline quality.

*Non-selective catalytic reduction (NSCR)* means an add-on catalytic nitrogen oxides (NO<sub>x</sub>) control device for rich burn engines that, in a two-step reaction, promotes the conversion of excess oxygen, NO<sub>x</sub>, CO, and volatile organic compounds (VOC) into CO<sub>2</sub>, nitrogen, and water.

*Oil and gas production facility* as used in this subpart means any grouping of equipment where hydrocarbon liquids are processed, upgraded (*i.e.*, remove impurities or other constituents to meet contract specifications), or stored prior to the point of custody transfer; or where natural gas is processed, upgraded, or stored prior to entering the natural gas transmission and storage source category. For purposes of a major source determination, facility (including a building, structure, or installation) means oil and natural gas production and processing equipment that is located within the boundaries of an individual surface site as defined in this section. Equipment that is part of a facility will typically be located within close proximity to other equipment located at the same facility. Pieces of production equipment or groupings of equipment located on different oil and gas leases, mineral fee tracts, lease tracts, subsurface or surface unit areas, surface fee tracts, surface lease tracts, or separate surface sites, whether or not connected by a road, waterway, power line or pipeline, shall not be considered part of the same facility. Examples of facilities in the oil and natural gas production source category include, but are not limited to, well sites, satellite tank batteries, central tank batteries, a compressor station that transports natural gas to a natural gas processing plant, and natural gas processing plants.

*Oxidation catalyst* means an add-on catalytic control device that controls CO and VOC by oxidation.

*Peaking unit or engine* means any standby engine intended for use during periods of high demand that are not emergencies.

*Percent load* means the fractional power of an engine compared to its maximum manufacturer's design capacity at engine site conditions. Percent load may range between 0 percent to above 100 percent.

*Potential to emit* means the maximum capacity of a stationary source to emit a pollutant under its physical and operational design. Any physical or operational limitation on the capacity of the stationary source to emit a pollutant, including air pollution control equipment and restrictions on hours of operation or on the type or amount of material combusted, stored, or processed, shall be treated as part of its design if the limitation or the effect it would have on emissions is federally enforceable. For oil and natural gas production facilities subject to subpart HH of this part, the potential to emit provisions in §63.760(a) may be used. For natural gas transmission and storage facilities subject to subpart HHH of this part, the maximum annual facility gas throughput for storage facilities may be determined according to §63.1270(a)(1) and the maximum annual throughput for transmission facilities may be determined according to §63.1270(a)(2).

*Production field facility* means those oil and gas production facilities located prior to the point of custody transfer.

*Production well* means any hole drilled in the earth from which crude oil, condensate, or field natural gas is extracted.

*Propane* means a colorless gas derived from petroleum and natural gas, with the molecular structure C<sub>3</sub>H<sub>8</sub>.

*Remote stationary RICE* means stationary RICE meeting any of the following criteria:

(1) Stationary RICE located in an offshore area that is beyond the line of ordinary low water along that portion of the coast of the United States that is in direct contact with the open seas and beyond the line marking the seaward limit of inland waters.

(2) Stationary RICE located on a pipeline segment that meets both of the criteria in paragraphs (2)(i) and (ii) of this definition.

(i) A pipeline segment with 10 or fewer buildings intended for human occupancy and no buildings with four or more stories within 220 yards (200 meters) on either side of the centerline of any continuous 1-mile (1.6 kilometers) length of pipeline. Each separate dwelling unit in a multiple dwelling unit building is counted as a separate building intended for human occupancy.

(ii) The pipeline segment does not lie within 100 yards (91 meters) of either a building or a small, well-defined outside area (such as a playground, recreation area, outdoor theater, or other place of public assembly) that is occupied by 20 or more persons on at least 5 days a week for 10 weeks in any 12-month period. The days and weeks need not be consecutive. The building or area is considered occupied for a full day if it is occupied for any portion of the day.

(iii) For purposes of this paragraph (2), the term pipeline segment means all parts of those physical facilities through which gas moves in transportation, including but not limited to pipe, valves, and other appurtenance attached to pipe, compressor units, metering stations, regulator stations, delivery stations, holders, and fabricated assemblies. Stationary RICE located within 50 yards (46 meters) of the pipeline segment providing power for equipment on a pipeline segment are part of the pipeline segment. Transportation of gas means the gathering, transmission, or distribution of gas by pipeline, or the storage of gas. A building is intended for human occupancy if its primary use is for a purpose involving the presence of humans.

(3) Stationary RICE that are not located on gas pipelines and that have 5 or fewer buildings intended for human occupancy and no buildings with four or more stories within a 0.25 mile radius around the engine. A building is intended for human occupancy if its primary use is for a purpose involving the presence of humans.

*Residential emergency stationary RICE* means an emergency stationary RICE used in residential establishments such as homes or apartment buildings.

*Responsible official* means responsible official as defined in 40 CFR 70.2.

*Rich burn engine* means any four-stroke spark ignited engine where the manufacturer's recommended operating air/fuel ratio divided by the stoichiometric air/fuel ratio at full load conditions is less than or equal to 1.1. Engines originally manufactured as rich burn engines, but modified prior to December 19, 2002 with passive emission control technology for NO<sub>x</sub> (such as pre-combustion chambers) will be considered lean burn engines. Also, existing engines where there are no manufacturer's recommendations regarding air/fuel ratio will be considered a rich burn engine if the excess oxygen content of the exhaust at full load conditions is less than or equal to 2 percent.

*Site-rated HP* means the maximum manufacturer's design capacity at engine site conditions.

*Spark ignition* means relating to either: A gasoline-fueled engine; or any other type of engine with a spark plug (or other sparking device) and with operating characteristics significantly similar to the theoretical Otto combustion cycle. Spark ignition engines usually use a throttle to regulate intake air flow to control power during normal operation. Dual-fuel engines in which a liquid fuel (typically diesel fuel) is used for CI and gaseous fuel (typically natural gas) is used as the primary fuel at an annual average ratio of less than 2 parts diesel fuel to 100 parts total fuel on an energy equivalent basis are spark ignition engines.

*Stationary reciprocating internal combustion engine (RICE)* means any reciprocating internal combustion engine which uses reciprocating motion to convert heat energy into mechanical work and which is not mobile. Stationary RICE differ from mobile RICE in that a stationary RICE is not a non-road engine as defined at 40 CFR 1068.30, and is not used to propel a motor vehicle or a vehicle used solely for competition.

*Stationary RICE test cell/stand* means an engine test cell/stand, as defined in subpart P of this part, that tests stationary RICE.

*Stoichiometric* means the theoretical air-to-fuel ratio required for complete combustion.

*Storage vessel with the potential for flash emissions* means any storage vessel that contains a hydrocarbon liquid with a stock tank gas-to-oil ratio equal to or greater than 0.31 cubic meters per liter and an American Petroleum Institute gravity equal to or greater than 40 degrees and an actual annual average hydrocarbon liquid throughput equal to or greater than 79,500 liters per day. Flash emissions occur when dissolved hydrocarbons in the fluid evolve from solution when the fluid pressure is reduced.

*Subpart* means 40 CFR part 63, subpart ZZZZ.

*Surface site* means any combination of one or more graded pad sites, gravel pad sites, foundations, platforms, or the immediate physical location upon which equipment is physically affixed.

*Two-stroke engine* means a type of engine which completes the power cycle in single crankshaft revolution by combining the intake and compression operations into one stroke and the power and exhaust operations into a second stroke. This system requires auxiliary scavenging and inherently runs lean of stoichiometric.

[69 FR 33506, June 15, 2004, as amended at 71 FR 20467, Apr. 20, 2006; 73 FR 3607, Jan. 18, 2008; 75 FR 9679, Mar. 3, 2010; 75 FR 51592, Aug. 20, 2010; 76 FR 12867, Mar. 9, 2011; 78 FR 6706, Jan. 30, 2013]

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**Table 1a to Subpart ZZZZ of Part 63—Emission Limitations for Existing, New, and Reconstructed Spark Ignition, 4SRB Stationary RICE >500 HP Located at a Major Source of HAP Emissions**

As stated in §§63.6600 and 63.6640, you must comply with the following emission limitations at 100 percent load plus or minus 10 percent for existing, new and reconstructed 4SRB stationary RICE >500 HP located at a major source of HAP emissions:

For each ...	You must meet the following emission limitation, except during periods of startup . . .	During periods of startup you must ...
1. 4SRB stationary RICE	a. Reduce formaldehyde emissions by 76 percent or more. If you commenced construction or reconstruction between December 19, 2002 and June 15, 2004, you may reduce formaldehyde emissions by 75 percent or more until June 15, 2007 or	Minimize the engine's time spent at idle and minimize the engine's startup time at startup to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the non-startup emission limitations apply. <sup>1</sup>
	b. Limit the concentration of formaldehyde in the stationary RICE exhaust to 350 ppbvd or less at 15 percent O <sub>2</sub>	

<sup>1</sup> Sources can petition the Administrator pursuant to the requirements of 40 CFR 63.6(g) for alternative work practices.

[75 FR 9679, Mar. 3, 2010, as amended at 75 FR 51592, Aug. 20, 2010]

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**Table 1b to Subpart ZZZZ of Part 63—Operating Limitations for Existing, New, and Reconstructed SI 4SRB Stationary RICE >500 HP Located at a Major Source of HAP Emissions**

As stated in §§63.6600, 63.6603, 63.6630 and 63.6640, you must comply with the following operating limitations for existing, new and reconstructed 4SRB stationary RICE >500 HP located at a major source of HAP emissions:

For each . . .	You must meet the following operating limitation, except during periods of startup . . .
1. existing, new and reconstructed 4SRB stationary RICE >500 HP located at a major source of HAP emissions complying with the requirement to reduce formaldehyde emissions by 76 percent or more (or by 75 percent or more, if applicable) and using NSCR; or existing, new and reconstructed 4SRB stationary RICE >500 HP located at a major source of HAP emissions complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust to 350 ppbvd or less at 15 percent O <sub>2</sub> and using NSCR;	a. maintain your catalyst so that the pressure drop across the catalyst does not change by more than 2 inches of water at 100 percent load plus or minus 10 percent from the pressure drop across the catalyst measured during the initial performance test; and b. maintain the temperature of your stationary RICE exhaust so that the catalyst inlet temperature is greater than or equal to 750 °F and less than or equal to 1250 °F. <sup>1</sup>
2. existing, new and reconstructed 4SRB stationary RICE >500 HP located at a major source of HAP emissions complying with the requirement to reduce formaldehyde emissions by 76 percent or more (or by 75 percent or more, if applicable) and not using NSCR; or	Comply with any operating limitations approved by the Administrator.
existing, new and reconstructed 4SRB stationary RICE >500 HP located at a major source of HAP emissions complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust to 350 ppbvd or less at 15 percent O <sub>2</sub> and not using NSCR.	

<sup>1</sup>Sources can petition the Administrator pursuant to the requirements of 40 CFR 63.8(f) for a different temperature range.

[78 FR 6706, Jan. 30, 2013]

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**Table 2a to Subpart ZZZZ of Part 63—Emission Limitations for New and Reconstructed 2SLB and Compression Ignition Stationary RICE >500 HP and New and Reconstructed 4SLB Stationary RICE ≥250 HP Located at a Major Source of HAP Emissions**

As stated in §§63.6600 and 63.6640, you must comply with the following emission limitations for new and reconstructed lean burn and new and reconstructed compression ignition stationary RICE at 100 percent load plus or minus 10 percent:

For each ...	<b>You must meet the following emission limitation, except during periods of startup</b> ...	<b>During periods of startup you must . . .</b>
1. 2SLB stationary RICE	a. Reduce CO emissions by 58 percent or more; or b. Limit concentration of formaldehyde in the stationary RICE exhaust to 12 ppmvd or less at 15 percent O <sub>2</sub> . If you commenced construction or reconstruction between December 19, 2002 and June 15, 2004, you may limit concentration of formaldehyde to 17 ppmvd or less at 15 percent O <sub>2</sub> until June 15, 2007	Minimize the engine's time spent at idle and minimize the engine's startup time at startup to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the non-startup emission limitations apply. <sup>1</sup>
2. 4SLB stationary RICE	a. Reduce CO emissions by 93 percent or more; or	
	b. Limit concentration of formaldehyde in the stationary RICE exhaust to 14 ppmvd or less at 15 percent O <sub>2</sub>	
3. CI stationary RICE	a. Reduce CO emissions by 70 percent or more; or	
	b. Limit concentration of formaldehyde in the stationary RICE exhaust to 580 ppbvd or less at 15 percent O <sub>2</sub>	

<sup>1</sup>Sources can petition the Administrator pursuant to the requirements of 40 CFR 63.6(g) for alternative work practices.

[75 FR 9680, Mar. 3, 2010]

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**Table 2b to Subpart ZZZZ of Part 63—Operating Limitations for New and Reconstructed 2SLB and CI Stationary RICE >500 HP Located at a Major Source of HAP Emissions, New and Reconstructed 4SLB Stationary RICE ≥250 HP Located at a Major Source of HAP Emissions, Existing CI Stationary RICE >500 HP**

As stated in §§63.6600, 63.6601, 63.6603, 63.6630, and 63.6640, you must comply with the following operating limitations for new and reconstructed 2SLB and CI stationary RICE >500 HP located at a major source of HAP emissions; new and reconstructed 4SLB stationary RICE ≥250 HP located at a major source of HAP emissions; and existing CI stationary RICE >500 HP:

For each . . .	You must meet the following operating limitation, except during periods of startup . . .
<p>1. New and reconstructed 2SLB and CI stationary RICE &gt;500 HP located at a major source of HAP emissions and new and reconstructed 4SLB stationary RICE <math>\geq</math>250 HP located at a major source of HAP emissions complying with the requirement to reduce CO emissions and using an oxidation catalyst; and</p> <p>New and reconstructed 2SLB and CI stationary RICE &gt;500 HP located at a major source of HAP emissions and new and reconstructed 4SLB stationary RICE <math>\geq</math>250 HP located at a major source of HAP emissions complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust and using an oxidation catalyst.</p>	<p>a. maintain your catalyst so that the pressure drop across the catalyst does not change by more than 2 inches of water at 100 percent load plus or minus 10 percent from the pressure drop across the catalyst that was measured during the initial performance test; and</p> <p>b. maintain the temperature of your stationary RICE exhaust so that the catalyst inlet temperature is greater than or equal to 450 °F and less than or equal to 1350 °F.<sup>1</sup></p>
<p>2. Existing CI stationary RICE &gt;500 HP complying with the requirement to limit or reduce the concentration of CO in the stationary RICE exhaust and using an oxidation catalyst</p>	<p>a. maintain your catalyst so that the pressure drop across the catalyst does not change by more than 2 inches of water from the pressure drop across the catalyst that was measured during the initial performance test; and</p>
	<p>b. maintain the temperature of your stationary RICE exhaust so that the catalyst inlet temperature is greater than or equal to 450 °F and less than or equal to 1350 °F.<sup>1</sup></p>
<p>3. New and reconstructed 2SLB and CI stationary RICE &gt;500 HP located at a major source of HAP emissions and new and reconstructed 4SLB stationary RICE <math>\geq</math>250 HP located at a major source of HAP emissions complying with the requirement to reduce CO emissions and not using an oxidation catalyst; and</p>	<p>Comply with any operating limitations approved by the Administrator.</p>
<p>New and reconstructed 2SLB and CI stationary RICE &gt;500 HP located at a major source of HAP emissions and new and reconstructed 4SLB stationary RICE <math>\geq</math>250 HP located at a major source of HAP emissions complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust and not using an oxidation catalyst; and</p>	



existing CI stationary RICE >500 HP complying with the requirement to limit or reduce the concentration of CO in the stationary RICE exhaust and not using an oxidation catalyst.	
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<sup>1</sup>Sources can petition the Administrator pursuant to the requirements of 40 CFR 63.8(f) for a different temperature range.

[78 FR 6707, Jan. 30, 2013]

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**Table 2c to Subpart ZZZZ of Part 63—Requirements for Existing Compression Ignition Stationary RICE Located at a Major Source of HAP Emissions and Existing Spark Ignition Stationary RICE ≤500 HP Located at a Major Source of HAP Emissions**

As stated in §§63.6600, 63.6602, and 63.6640, you must comply with the following requirements for existing compression ignition stationary RICE located at a major source of HAP emissions and existing spark ignition stationary RICE ≤500 HP located at a major source of HAP emissions:

<b>For each . . .</b>	<b>You must meet the following requirement, except during periods of startup . . .</b>	<b>During periods of startup you must . . .</b>
1. Emergency stationary CI RICE and black start stationary CI RICE <sup>1</sup>	a. Change oil and filter every 500 hours of operation or annually, whichever comes first. <sup>2</sup> b. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first, and replace as necessary; c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary. <sup>3</sup>	Minimize the engine's time spent at idle and minimize the engine's startup time at startup to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the non-startup emission limitations apply. <sup>3</sup>
2. Non-Emergency, non-black start stationary CI RICE <100 HP	a. Change oil and filter every 1,000 hours of operation or annually, whichever comes first. <sup>2</sup> b. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first,	

	and replace as necessary; c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary. <sup>3</sup>	
3. Non-Emergency, non-black start CI stationary RICE $100 \leq \text{HP} \leq 300$ HP	Limit concentration of CO in the stationary RICE exhaust to 230 ppmvd or less at 15 percent O <sub>2</sub> .	
4. Non-Emergency, non-black start CI stationary RICE $300 < \text{HP} \leq 500$	a. Limit concentration of CO in the stationary RICE exhaust to 49 ppmvd or less at 15 percent O <sub>2</sub> ; or b. Reduce CO emissions by 70 percent or more.	
5. Non-Emergency, non-black start stationary CI RICE >500 HP	a. Limit concentration of CO in the stationary RICE exhaust to 23 ppmvd or less at 15 percent O <sub>2</sub> ; or b. Reduce CO emissions by 70 percent or more.	
6. Emergency stationary SI RICE and black start stationary SI RICE. <sup>1</sup>	a. Change oil and filter every 500 hours of operation or annually, whichever comes first; <sup>2</sup> b. Inspect spark plugs every 1,000 hours of operation or annually, whichever comes first, and replace as necessary; c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary. <sup>3</sup>	
7. Non-Emergency, non-black start stationary SI RICE <100 HP that are not 2SLB stationary RICE	a. Change oil and filter every 1,440 hours of operation or annually, whichever comes first; <sup>2</sup>	

	b. Inspect spark plugs every 1,440 hours of operation or annually, whichever comes first, and replace as necessary;	
	c. Inspect all hoses and belts every 1,440 hours of operation or annually, whichever comes first, and replace as necessary. <sup>3</sup>	
8. Non-Emergency, non-black start 2SLB stationary SI RICE <100 HP	a. Change oil and filter every 4,320 hours of operation or annually, whichever comes first; <sup>2</sup> b. Inspect spark plugs every 4,320 hours of operation or annually, whichever comes first, and replace as necessary;	
	c. Inspect all hoses and belts every 4,320 hours of operation or annually, whichever comes first, and replace as necessary. <sup>3</sup>	
9. Non-emergency, non-black start 2SLB stationary RICE 100≤HP≤500	Limit concentration of CO in the stationary RICE exhaust to 225 ppmvd or less at 15 percent O <sub>2</sub> .	
10. Non-emergency, non-black start 4SLB stationary RICE 100≤HP≤500	Limit concentration of CO in the stationary RICE exhaust to 47 ppmvd or less at 15 percent O <sub>2</sub> .	
11. Non-emergency, non-black start 4SRB stationary RICE 100≤HP≤500	Limit concentration of formaldehyde in the stationary RICE exhaust to 10.3 ppmvd or less at 15 percent O <sub>2</sub> .	
12. Non-emergency, non-black start stationary RICE 100≤HP≤500 which combusts	Limit concentration of CO in the stationary RICE exhaust to 177	

landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis	ppmvd or less at 15 percent O <sub>2</sub> .	
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<sup>1</sup>If an emergency engine is operating during an emergency and it is not possible to shut down the engine in order to perform the work practice requirements on the schedule required in Table 2c of this subpart, or if performing the work practice on the required schedule would otherwise pose an unacceptable risk under federal, state, or local law, the work practice can be delayed until the emergency is over or the unacceptable risk under federal, state, or local law has abated. The work practice should be performed as soon as practicable after the emergency has ended or the unacceptable risk under federal, state, or local law has abated. Sources must report any failure to perform the work practice on the schedule required and the federal, state or local law under which the risk was deemed unacceptable.

<sup>2</sup>Sources have the option to utilize an oil analysis program as described in §63.6625(i) or (j) in order to extend the specified oil change requirement in Table 2c of this subpart.

<sup>3</sup>Sources can petition the Administrator pursuant to the requirements of 40 CFR 63.6(g) for alternative work practices.

[78 FR 6708, Jan. 30, 2013, as amended at 78 FR 14457, Mar. 6, 2013]

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**Table 2d to Subpart ZZZZ of Part 63—Requirements for Existing Stationary RICE Located at Area Sources of HAP Emissions**

As stated in §§63.6603 and 63.6640, you must comply with the following requirements for existing stationary RICE located at area sources of HAP emissions:

<b>For each . . .</b>	<b>You must meet the following requirement, except during periods of startup . . .</b>	<b>During periods of startup you must . . .</b>
1. Non-Emergency, non-black start CI stationary RICE ≤300 HP	a. Change oil and filter every 1,000 hours of operation or annually, whichever comes first; <sup>1</sup> b. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first, and replace as necessary; c. Inspect all hoses and belts every 500 hours	Minimize the engine's time spent at idle and minimize the engine's startup time at startup to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the non-startup emission limitations apply.

	of operation or annually, whichever comes first, and replace as necessary.	
2. Non-Emergency, non-black start CI stationary RICE 300<HP≤500	a. Limit concentration of CO in the stationary RICE exhaust to 49 ppmvd at 15 percent O <sub>2</sub> ; or	
	b. Reduce CO emissions by 70 percent or more.	
3. Non-Emergency, non-black start CI stationary RICE >500 HP	a. Limit concentration of CO in the stationary RICE exhaust to 23 ppmvd at 15 percent O <sub>2</sub> ; or	
	b. Reduce CO emissions by 70 percent or more.	
4. Emergency stationary CI RICE and black start stationary CI RICE. <sup>2</sup>	a. Change oil and filter every 500 hours of operation or annually, whichever comes first; <sup>1</sup>	
	b. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first, and replace as necessary; and	
	c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary.	
5. Emergency stationary SI RICE; black start stationary SI RICE; non-emergency, non-black start 4SLB stationary RICE >500 HP that operate 24 hours or less per calendar year; non-emergency, non-black start 4SRB	a. Change oil and filter every 500 hours of operation or annually, whichever comes first; <sup>1</sup> ; b. Inspect spark plugs	

stationary RICE >500 HP that operate 24 hours or less per calendar year. <sup>2</sup>	every 1,000 hours of operation or annually, whichever comes first, and replace as necessary; and c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary.	
6. Non-emergency, non-black start 2SLB stationary RICE	a. Change oil and filter every 4,320 hours of operation or annually, whichever comes first; <sup>1</sup>	
	b. Inspect spark plugs every 4,320 hours of operation or annually, whichever comes first, and replace as necessary; and	
	c. Inspect all hoses and belts every 4,320 hours of operation or annually, whichever comes first, and replace as necessary.	
7. Non-emergency, non-black start 4SLB stationary RICE ≤500 HP	a. Change oil and filter every 1,440 hours of operation or annually, whichever comes first; <sup>1</sup>	
	b. Inspect spark plugs every 1,440 hours of operation or annually, whichever comes first, and replace as necessary; and	
	c. Inspect all hoses and belts every 1,440 hours of operation or annually, whichever comes first, and replace as necessary.	

8. Non-emergency, non-black start 4SLB remote stationary RICE >500 HP	a. Change oil and filter every 2,160 hours of operation or annually, whichever comes first; <sup>1</sup>	
	b. Inspect spark plugs every 2,160 hours of operation or annually, whichever comes first, and replace as necessary; and	
	c. Inspect all hoses and belts every 2,160 hours of operation or annually, whichever comes first, and replace as necessary.	
9. Non-emergency, non-black start 4SLB stationary RICE >500 HP that are not remote stationary RICE and that operate more than 24 hours per calendar year	Install an oxidation catalyst to reduce HAP emissions from the stationary RICE.	
10. Non-emergency, non-black start 4SRB stationary RICE ≤500 HP	a. Change oil and filter every 1,440 hours of operation or annually, whichever comes first; <sup>1</sup>	
	b. Inspect spark plugs every 1,440 hours of operation or annually, whichever comes first, and replace as necessary; and	
	c. Inspect all hoses and belts every 1,440 hours of operation or annually, whichever comes first, and replace as necessary.	
11. Non-emergency, non-black start 4SRB remote stationary RICE >500 HP	a. Change oil and filter every 2,160 hours of operation or annually, whichever comes first; <sup>1</sup>	
	b. Inspect spark plugs	

	every 2,160 hours of operation or annually, whichever comes first, and replace as necessary; and	
	c. Inspect all hoses and belts every 2,160 hours of operation or annually, whichever comes first, and replace as necessary.	
12. Non-emergency, non-black start 4SRB stationary RICE >500 HP that are not remote stationary RICE and that operate more than 24 hours per calendar year	Install NSCR to reduce HAP emissions from the stationary RICE.	
13. Non-emergency, non-black start stationary RICE which combusts landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis	a. Change oil and filter every 1,440 hours of operation or annually, whichever comes first; <sup>1</sup> b. Inspect spark plugs every 1,440 hours of operation or annually, whichever comes first, and replace as necessary; and	
	c. Inspect all hoses and belts every 1,440 hours of operation or annually, whichever comes first, and replace as necessary.	

<sup>1</sup>Sources have the option to utilize an oil analysis program as described in §63.6625(i) or (j) in order to extend the specified oil change requirement in Table 2d of this subpart.

<sup>2</sup>If an emergency engine is operating during an emergency and it is not possible to shut down the engine in order to perform the management practice requirements on the schedule required in Table 2d of this subpart, or if performing the management practice on the required schedule would otherwise pose an unacceptable risk under federal, state, or local law, the management practice can be delayed until the emergency is over or the unacceptable risk under federal, state, or local law has abated. The management practice should be performed as soon as practicable after the emergency has ended or the unacceptable risk under federal, state, or local law has abated. Sources must report any failure to perform the management practice on the schedule required and the federal, state or local law under which the risk was deemed unacceptable.



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**Table 3 to Subpart ZZZZ of Part 63—Subsequent Performance Tests**

As stated in §§63.6615 and 63.6620, you must comply with the following subsequent performance test requirements:

For each . . .	Complying with the requirement to . . .	You must . . .
1. New or reconstructed 2SLB stationary RICE >500 HP located at major sources; new or reconstructed 4SLB stationary RICE ≥250 HP located at major sources; and new or reconstructed CI stationary RICE >500 HP located at major sources	Reduce CO emissions and not using a CEMS	Conduct subsequent performance tests semiannually. <sup>1</sup>
2. 4SRB stationary RICE ≥5,000 HP located at major sources	Reduce formaldehyde emissions	Conduct subsequent performance tests semiannually. <sup>1</sup>
3. Stationary RICE >500 HP located at major sources and new or reconstructed 4SLB stationary RICE 250≤HP≤500 located at major sources	Limit the concentration of formaldehyde in the stationary RICE exhaust	Conduct subsequent performance tests semiannually. <sup>1</sup>
4. Existing non-emergency, non-black start CI stationary RICE >500 HP that are not limited use stationary RICE	Limit or reduce CO emissions and not using a CEMS	Conduct subsequent performance tests every 8,760 hours or 3 years, whichever comes first.
5. Existing non-emergency, non-black start CI stationary RICE >500 HP that are limited use stationary RICE	Limit or reduce CO emissions and not using a CEMS	Conduct subsequent performance tests every 8,760 hours or 5 years, whichever comes first.

<sup>1</sup>After you have demonstrated compliance for two consecutive tests, you may reduce the frequency of subsequent performance tests to annually. If the results of any subsequent annual performance test indicate the stationary RICE is not in compliance with the CO or formaldehyde emission limitation, or you deviate from any of your operating limitations, you must resume semiannual performance tests.

[78 FR 6711, Jan. 30, 2013]

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**Table 4 to Subpart ZZZZ of Part 63—Requirements for Performance Tests**

As stated in §§63.6610, 63.6611, 63.6620, and 63.6640, you must comply with the following requirements for performance tests for stationary RICE:

For each ...	Complying with the requirement to . . .	You must . . .	Using . . .	According to the following requirements . . .
1. 2SLB, 4SLB, and CI stationary RICE	a. reduce CO emissions	i. Select the sampling port location and the number/location of traverse points at the inlet and outlet of the control device; and		(a) For CO and O <sub>2</sub> measurement, ducts ≤6 inches in diameter may be sampled at a single point located at the duct centroid and ducts >6 and ≤12 inches in diameter may be sampled at 3 traverse points located at 16.7, 50.0, and 83.3% of the measurement line ('3-point long line'). If the duct is >12 inches in diameter <i>and</i> the sampling port location meets the two and half-diameter criterion of Section 11.1.1 of Method 1 of 40 CFR part 60, appendix A-1, the duct may be sampled at '3-point long line'; otherwise, conduct the stratification testing and select sampling points according to Section 8.1.2 of Method 7E of 40 CFR part 60, appendix A-4.
		ii. Measure the O <sub>2</sub> at the inlet and outlet of the control device; and	(1) Method 3 or 3A or 3B of 40 CFR part 60, appendix A-2, or ASTM Method D6522-00 (Reapproved 2005) <sup>abc</sup> (heated probe not necessary)	(b) Measurements to determine O <sub>2</sub> must be made at the same time as the measurements for CO concentration.
		iii. Measure the CO at the inlet and the outlet of the control device	(1) ASTM D6522-00 (Reapproved 2005) <sup>abc</sup> (heated probe not necessary) or	(c) The CO concentration must be at 15 percent O <sub>2</sub> , dry basis.

			Method 10 of 40 CFR part 60, appendix A-4	
2. 4SRB stationary RICE	a. reduce formaldehyde emissions	i. Select the sampling port location and the number/location of traverse points at the inlet and outlet of the control device; and		(a) For formaldehyde, O <sub>2</sub> , and moisture measurement, ducts ≤6 inches in diameter may be sampled at a single point located at the duct centroid and ducts >6 and ≤12 inches in diameter may be sampled at 3 traverse points located at 16.7, 50.0, and 83.3% of the measurement line ('3-point long line'). If the duct is >12 inches in diameter <i>and</i> the sampling port location meets the two and half-diameter criterion of Section 11.1.1 of Method 1 of 40 CFR part 60, appendix A, the duct may be sampled at '3-point long line'; otherwise, conduct the stratification testing and select sampling points according to Section 8.1.2 of Method 7E of 40 CFR part 60, appendix A.
		ii. Measure O <sub>2</sub> at the inlet and outlet of the control device; and	(1) Method 3 or 3A or 3B of 40 CFR part 60, appendix A-2, or ASTM Method D6522-00 (Reapproved 2005) <sup>a</sup> (heated probe not necessary)	(a) Measurements to determine O <sub>2</sub> concentration must be made at the same time as the measurements for formaldehyde or THC concentration.
		iii. Measure moisture content at the inlet and outlet of the control	(1) Method 4 of 40 CFR part 60, appendix A-3, or Method 320 of 40	(a) Measurements to determine moisture content must be made at the same time and

		device; and	CFR part 63, appendix A, or ASTM D 6348-03 <sup>a</sup>	location as the measurements for formaldehyde or THC concentration.
		iv. If demonstrating compliance with the formaldehyde percent reduction requirement, measure formaldehyde at the inlet and the outlet of the control device	(1) Method 320 or 323 of 40 CFR part 63, appendix A; or ASTM D6348-03 <sup>a</sup> , provided in ASTM D6348-03 Annex A5 (Analyte Spiking Technique), the percent R must be greater than or equal to 70 and less than or equal to 130	(a) Formaldehyde concentration must be at 15 percent O <sub>2</sub> , dry basis. Results of this test consist of the average of the three 1-hour or longer runs.
		v. If demonstrating compliance with the THC percent reduction requirement, measure THC at the inlet and the outlet of the control device	(1) Method 25A, reported as propane, of 40 CFR part 60, appendix A-7	(a) THC concentration must be at 15 percent O <sub>2</sub> , dry basis. Results of this test consist of the average of the three 1-hour or longer runs.
3. Stationary RICE	a. limit the concentration of formaldehyde or CO in the stationary RICE exhaust	i. Select the sampling port location and the number/location of traverse points at the exhaust of the stationary RICE; and		(a) For formaldehyde, CO, O <sub>2</sub> , and moisture measurement, ducts ≤6 inches in diameter may be sampled at a single point located at the duct centroid and ducts >6 and ≤12 inches in diameter may be sampled at 3 traverse points located at 16.7, 50.0, and 83.3% of the measurement line (‘3-point long line’). If the duct is >12 inches in diameter <i>and</i> the sampling port location meets the two and half-diameter criterion of Section 11.1.1 of Method 1 of 40 CFR part 60,

				appendix A, the duct may be sampled at '3-point long line'; otherwise, conduct the stratification testing and select sampling points according to Section 8.1.2 of Method 7E of 40 CFR part 60, appendix A. If using a control device, the sampling site must be located at the outlet of the control device.
		ii. Determine the O <sub>2</sub> concentration of the stationary RICE exhaust at the sampling port location; and	(1) Method 3 or 3A or 3B of 40 CFR part 60, appendix A-2, or ASTM Method D6522-00 (Reapproved 2005) <sup>a</sup> (heated probe not necessary)	(a) Measurements to determine O <sub>2</sub> concentration must be made at the same time and location as the measurements for formaldehyde or CO concentration.
		iii. Measure moisture content of the station-ary RICE exhaust at the sampling port location; and	(1) Method 4 of 40 CFR part 60, appendix A-3, or Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348-03 <sup>a</sup>	(a) Measurements to determine moisture content must be made at the same time and location as the measurements for formaldehyde or CO concentration.
		iv. Measure formalde-hyde at the exhaust of the station-ary RICE; or	(1) Method 320 or 323 of 40 CFR part 63, appendix A; or ASTM D6348-03 <sup>a</sup> , provided in ASTM D6348-03 Annex A5 (Analyte Spiking Technique), the percent R must be greater than or equal to 70 and less than or equal to 130	(a) Formaldehyde concentration must be at 15 percent O <sub>2</sub> , dry basis. Results of this test consist of the average of the three 1-hour or longer runs.
		v. measure CO at the exhaust of the station-ary RICE	(1) Method 10 of 40 CFR part 60, appendix A-4,	(a) CO concentration must be at 15 percent O <sub>2</sub> , dry basis. Results of this

			ASTM Method D6522-00 (2005) <sup>ac</sup> , Method 320 of 40 CFR part 63, appendix A, or ASTM D6348-03 <sup>a</sup>	test consist of the average of the three 1-hour or longer runs.
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<sup>a</sup>You may also use Methods 3A and 10 as options to ASTM-D6522-00 (2005). You may obtain a copy of ASTM-D6522-00 (2005) from at least one of the following addresses: American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959, or University Microfilms International, 300 North Zeeb Road, Ann Arbor, MI 48106.

<sup>b</sup>You may obtain a copy of ASTM-D6348-03 from at least one of the following addresses: American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959, or University Microfilms International, 300 North Zeeb Road, Ann Arbor, MI 48106.

[79 FR 11290, Feb. 27, 2014]

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**Table 5 to Subpart ZZZZ of Part 63—Initial Compliance With Emission Limitations, Operating Limitations, and Other Requirements**

As stated in §§63.6612, 63.6625 and 63.6630, you must initially comply with the emission and operating limitations as required by the following:

<b>For each . . .</b>	<b>Complying with the requirement to . . .</b>	<b>You have demonstrated initial compliance if . . .</b>
1. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, non-emergency stationary CI RICE >500 HP located at a major source of HAP, and existing non-emergency stationary CI RICE >500 HP located at an area source of HAP	a. Reduce CO emissions and using oxidation catalyst, and using a CPMS	i. The average reduction of emissions of CO determined from the initial performance test achieves the required CO percent reduction; and ii. You have installed a CPMS to continuously monitor catalyst inlet temperature according to the requirements in §63.6625(b); and iii. You have recorded the catalyst pressure drop and catalyst inlet temperature during the initial performance test.
2. Non-emergency stationary CI RICE >500 HP located at a major source of HAP, and existing non-emergency stationary CI RICE >500 HP located at an area source of HAP	a. Limit the concentration of CO, using oxidation catalyst, and using a CPMS	i. The average CO concentration determined from the initial performance test is less than or equal to the CO emission limitation; and
		ii. You have installed a CPMS to

		continuously monitor catalyst inlet temperature according to the requirements in §63.6625(b); and
		iii. You have recorded the catalyst pressure drop and catalyst inlet temperature during the initial performance test.
3. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, non-emergency stationary CI RICE >500 HP located at a major source of HAP, and existing non-emergency stationary CI RICE >500 HP located at an area source of HAP	a. Reduce CO emissions and not using oxidation catalyst	i. The average reduction of emissions of CO determined from the initial performance test achieves the required CO percent reduction; and ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the requirements in §63.6625(b); and iii. You have recorded the approved operating parameters (if any) during the initial performance test.
4. Non-emergency stationary CI RICE >500 HP located at a major source of HAP, and existing non-emergency stationary CI RICE >500 HP located at an area source of HAP	a. Limit the concentration of CO, and not using oxidation catalyst	i. The average CO concentration determined from the initial performance test is less than or equal to the CO emission limitation; and ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the requirements in §63.6625(b); and
		iii. You have recorded the approved operating parameters (if any) during the initial performance test.
5. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, non-emergency stationary CI RICE >500 HP located at a major source of HAP, and existing non-emergency stationary CI RICE >500 HP located at an area source of HAP	a. Reduce CO emissions, and using a CEMS	i. You have installed a CEMS to continuously monitor CO and either O <sub>2</sub> or CO <sub>2</sub> at both the inlet and outlet of the oxidation catalyst according to the requirements in §63.6625(a); and ii. You have conducted a performance evaluation of your CEMS using PS 3 and 4A of 40 CFR part 60, appendix B; and
		iii. The average reduction of CO

		calculated using §63.6620 equals or exceeds the required percent reduction. The initial test comprises the first 4-hour period after successful validation of the CEMS. Compliance is based on the average percent reduction achieved during the 4-hour period.
6. Non-emergency stationary CI RICE >500 HP located at a major source of HAP, and existing non-emergency stationary CI RICE >500 HP located at an area source of HAP	a. Limit the concentration of CO, and using a CEMS	i. You have installed a CEMS to continuously monitor CO and either O <sub>2</sub> or CO <sub>2</sub> at the outlet of the oxidation catalyst according to the requirements in §63.6625(a); and
		ii. You have conducted a performance evaluation of your CEMS using PS 3 and 4A of 40 CFR part 60, appendix B; and
		iii. The average concentration of CO calculated using §63.6620 is less than or equal to the CO emission limitation. The initial test comprises the first 4-hour period after successful validation of the CEMS. Compliance is based on the average concentration measured during the 4-hour period.
7. Non-emergency 4SRB stationary RICE >500 HP located at a major source of HAP	a. Reduce formaldehyde emissions and using NSCR	i. The average reduction of emissions of formaldehyde determined from the initial performance test is equal to or greater than the required formaldehyde percent reduction, or the average reduction of emissions of THC determined from the initial performance test is equal to or greater than 30 percent; and
		ii. You have installed a CPMS to continuously monitor catalyst inlet temperature according to the requirements in §63.6625(b); and
		iii. You have recorded the catalyst pressure drop and catalyst inlet temperature during the initial performance test.



<p>8. Non-emergency 4SRB stationary RICE &gt;500 HP located at a major source of HAP</p>	<p>a. Reduce formaldehyde emissions and not using NSCR</p>	<p>i. The average reduction of emissions of formaldehyde determined from the initial performance test is equal to or greater than the required formaldehyde percent reduction or the average reduction of emissions of THC determined from the initial performance test is equal to or greater than 30 percent; and</p>
		<p>ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the requirements in §63.6625(b); and</p>
		<p>iii. You have recorded the approved operating parameters (if any) during the initial performance test.</p>
<p>9. New or reconstructed non-emergency stationary RICE &gt;500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE <math>250 \leq \text{HP} \leq 500</math> located at a major source of HAP, and existing non-emergency 4SRB stationary RICE &gt;500 HP located at a major source of HAP</p>	<p>a. Limit the concentration of formaldehyde in the stationary RICE exhaust and using oxidation catalyst or NSCR</p>	<p>i. The average formaldehyde concentration, corrected to 15 percent O<sub>2</sub>, dry basis, from the three test runs is less than or equal to the formaldehyde emission limitation; and ii. You have installed a CPMS to continuously monitor catalyst inlet temperature according to the requirements in §63.6625(b); and</p>
		<p>iii. You have recorded the catalyst pressure drop and catalyst inlet temperature during the initial performance test.</p>
<p>10. New or reconstructed non-emergency stationary RICE &gt;500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE <math>250 \leq \text{HP} \leq 500</math> located at a major source of HAP, and existing non-emergency 4SRB stationary RICE &gt;500 HP located at a major source of HAP</p>	<p>a. Limit the concentration of formaldehyde in the stationary RICE exhaust and not using oxidation catalyst or NSCR</p>	<p>i. The average formaldehyde concentration, corrected to 15 percent O<sub>2</sub>, dry basis, from the three test runs is less than or equal to the formaldehyde emission limitation; and ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the requirements in §63.6625(b); and</p>
		<p>iii. You have recorded the approved</p>

		operating parameters (if any) during the initial performance test.
11. Existing non-emergency stationary RICE $100 \leq \text{HP} \leq 500$ located at a major source of HAP, and existing non-emergency stationary CI RICE $300 < \text{HP} \leq 500$ located at an area source of HAP	a. Reduce CO emissions	i. The average reduction of emissions of CO or formaldehyde, as applicable determined from the initial performance test is equal to or greater than the required CO or formaldehyde, as applicable, percent reduction.
12. Existing non-emergency stationary RICE $100 \leq \text{HP} \leq 500$ located at a major source of HAP, and existing non-emergency stationary CI RICE $300 < \text{HP} \leq 500$ located at an area source of HAP	a. Limit the concentration of formaldehyde or CO in the stationary RICE exhaust	i. The average formaldehyde or CO concentration, as applicable, corrected to 15 percent $\text{O}_2$ , dry basis, from the three test runs is less than or equal to the formaldehyde or CO emission limitation, as applicable.
13. Existing non-emergency 4SLB stationary RICE $>500$ HP located at an area source of HAP that are not remote stationary RICE and that are operated more than 24 hours per calendar year	a. Install an oxidation catalyst	i. You have conducted an initial compliance demonstration as specified in §63.6630(e) to show that the average reduction of emissions of CO is 93 percent or more, or the average CO concentration is less than or equal to 47 ppmvd at 15 percent $\text{O}_2$ ;
		ii. You have installed a CPMS to continuously monitor catalyst inlet temperature according to the requirements in §63.6625(b), or you have installed equipment to automatically shut down the engine if the catalyst inlet temperature exceeds 1350 °F.
14. Existing non-emergency 4SRB stationary RICE $>500$ HP located at an area source of HAP that are not remote stationary RICE and that are operated more than 24 hours per calendar year	a. Install NSCR	i. You have conducted an initial compliance demonstration as specified in §63.6630(e) to show that the average reduction of emissions of CO is 75 percent or more, the average CO concentration is less than or equal to 270 ppmvd at 15 percent $\text{O}_2$ , or the average reduction of emissions of THC is 30 percent or more;
		ii. You have installed a CPMS to continuously monitor catalyst inlet

		temperature according to the requirements in §63.6625(b), or you have installed equipment to automatically shut down the engine if the catalyst inlet temperature exceeds 1250 °F.
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[78 FR 6712, Jan. 30, 2013]

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**Table 6 to Subpart ZZZZ of Part 63—Continuous Compliance With Emission Limitations, and Other Requirements**

As stated in §63.6640, you must continuously comply with the emissions and operating limitations and work or management practices as required by the following:

<b>For each . . .</b>	<b>Complying with the requirement to . . .</b>	<b>You must demonstrate continuous compliance by . . .</b>
1. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, and new or reconstructed non-emergency CI stationary RICE >500 HP located at a major source of HAP	a. Reduce CO emissions and using an oxidation catalyst, and using a CPMS	i. Conducting semiannual performance tests for CO to demonstrate that the required CO percent reduction is achieved <sup>a</sup> ; and ii. Collecting the catalyst inlet temperature data according to §63.6625(b); and iii. Reducing these data to 4-hour rolling averages; and
		iv. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and
		v. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established during the performance test.
2. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE	a. Reduce CO emissions and not using an oxidation catalyst, and using a CPMS	i. Conducting semiannual performance tests for CO to demonstrate that the required CO percent reduction is achieved <sup>a</sup> ; and ii. Collecting the approved operating

<p>≥250 HP located at a major source of HAP, and new or reconstructed non-emergency CI stationary RICE &gt;500 HP located at a major source of HAP</p>		<p>parameter (if any) data according to §63.6625(b); and iii. Reducing these data to 4-hour rolling averages; and</p>
		<p>iv. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the performance test.</p>
<p>3. New or reconstructed non-emergency 2SLB stationary RICE &gt;500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, new or reconstructed non-emergency stationary CI RICE &gt;500 HP located at a major source of HAP, and existing non-emergency stationary CI RICE &gt;500 HP</p>	<p>a. Reduce CO emissions or limit the concentration of CO in the stationary RICE exhaust, and using a CEMS</p>	<p>i. Collecting the monitoring data according to §63.6625(a), reducing the measurements to 1-hour averages, calculating the percent reduction or concentration of CO emissions according to §63.6620; and ii. Demonstrating that the catalyst achieves the required percent reduction of CO emissions over the 4-hour averaging period, or that the emission remain at or below the CO concentration limit; and</p>
		<p>iii. Conducting an annual RATA of your CEMS using PS 3 and 4A of 40 CFR part 60, appendix B, as well as daily and periodic data quality checks in accordance with 40 CFR part 60, appendix F, procedure 1.</p>
<p>4. Non-emergency 4SRB stationary RICE &gt;500 HP located at a major source of HAP</p>	<p>a. Reduce formaldehyde emissions and using NSCR</p>	<p>i. Collecting the catalyst inlet temperature data according to §63.6625(b); and</p>
		<p>ii. Reducing these data to 4-hour rolling averages; and</p>
		<p>iii. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and</p>
		<p>iv. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure</p>

		drop across the catalyst is within the operating limitation established during the performance test.
5. Non-emergency 4SRB stationary RICE >500 HP located at a major source of HAP	a. Reduce formaldehyde emissions and not using NSCR	i. Collecting the approved operating parameter (if any) data according to §63.6625(b); and
		ii. Reducing these data to 4-hour rolling averages; and
		iii. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the performance test.
6. Non-emergency 4SRB stationary RICE with a brake HP $\geq$ 5,000 located at a major source of HAP	a. Reduce formaldehyde emissions	Conducting semiannual performance tests for formaldehyde to demonstrate that the required formaldehyde percent reduction is achieved, or to demonstrate that the average reduction of emissions of THC determined from the performance test is equal to or greater than 30 percent. <sup>a</sup>
7. New or reconstructed non-emergency stationary RICE >500 HP located at a major source of HAP and new or reconstructed non-emergency 4SLB stationary RICE $250 \leq \text{HP} \leq 500$ located at a major source of HAP	a. Limit the concentration of formaldehyde in the stationary RICE exhaust and using oxidation catalyst or NSCR	i. Conducting semiannual performance tests for formaldehyde to demonstrate that your emissions remain at or below the formaldehyde concentration limit <sup>a</sup> ; and
		ii. Collecting the catalyst inlet temperature data according to §63.6625(b); and
		iii. Reducing these data to 4-hour rolling averages; and
		iv. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and
		v. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established

		during the performance test.
8. New or reconstructed non-emergency stationary RICE >500 HP located at a major source of HAP and new or reconstructed non-emergency 4SLB stationary RICE $250 \leq \text{HP} \leq 500$ located at a major source of HAP	a. Limit the concentration of formaldehyde in the stationary RICE exhaust and not using oxidation catalyst or NSCR	<ul style="list-style-type: none"> <li>i. Conducting semiannual performance tests for formaldehyde to demonstrate that your emissions remain at or below the formaldehyde concentration limit<sup>a</sup>; and</li> <li>ii. Collecting the approved operating parameter (if any) data according to §63.6625(b); and</li> </ul>
		iii. Reducing these data to 4-hour rolling averages; and
		iv. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the performance test.
9. Existing emergency and black start stationary RICE $\leq 500$ HP located at a major source of HAP, existing non-emergency stationary RICE <100 HP located at a major source of HAP, existing emergency and black start stationary RICE located at an area source of HAP, existing non-emergency stationary CI RICE $\leq 300$ HP located at an area source of HAP, existing non-emergency 2SLB stationary RICE located at an area source of HAP, existing non-emergency stationary SI RICE located at an area source of HAP which combusts landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, existing non-emergency 4SLB and 4SRB stationary RICE $\leq 500$ HP located at an area source of HAP, existing non-emergency 4SLB and 4SRB stationary RICE >500 HP located at an area source of HAP that operate 24 hours or less per calendar year, and existing non-emergency 4SLB and 4SRB stationary RICE >500 HP	a. Work or Management practices	<ul style="list-style-type: none"> <li>i. Operating and maintaining the stationary RICE according to the manufacturer's emission-related operation and maintenance instructions; or</li> <li>ii. Develop and follow your own maintenance plan which must provide to the extent practicable for the maintenance and operation of the engine in a manner consistent with good air pollution control practice for minimizing emissions.</li> </ul>

located at an area source of HAP that are remote stationary RICE		
10. Existing stationary CI RICE >500 HP that are not limited use stationary RICE	a. Reduce CO emissions, or limit the concentration of CO in the stationary RICE exhaust, and using oxidation catalyst	i. Conducting performance tests every 8,760 hours or 3 years, whichever comes first, for CO or formaldehyde, as appropriate, to demonstrate that the required CO or formaldehyde, as appropriate, percent reduction is achieved or that your emissions remain at or below the CO or formaldehyde concentration limit; and
		ii. Collecting the catalyst inlet temperature data according to §63.6625(b); and
		iii. Reducing these data to 4-hour rolling averages; and
		iv. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and
		v. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established during the performance test.
11. Existing stationary CI RICE >500 HP that are not limited use stationary RICE	a. Reduce CO emissions, or limit the concentration of CO in the stationary RICE exhaust, and not using oxidation catalyst	i. Conducting performance tests every 8,760 hours or 3 years, whichever comes first, for CO or formaldehyde, as appropriate, to demonstrate that the required CO or formaldehyde, as appropriate, percent reduction is achieved or that your emissions remain at or below the CO or formaldehyde concentration limit; and
		ii. Collecting the approved operating parameter (if any) data according to §63.6625(b); and
		iii. Reducing these data to 4-hour rolling averages; and

		iv. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the performance test.
12. Existing limited use CI stationary RICE >500 HP	a. Reduce CO emissions or limit the concentration of CO in the stationary RICE exhaust, and using an oxidation catalyst	i. Conducting performance tests every 8,760 hours or 5 years, whichever comes first, for CO or formaldehyde, as appropriate, to demonstrate that the required CO or formaldehyde, as appropriate, percent reduction is achieved or that your emissions remain at or below the CO or formaldehyde concentration limit; and
		ii. Collecting the catalyst inlet temperature data according to §63.6625(b); and
		iii. Reducing these data to 4-hour rolling averages; and
		iv. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and
		v. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established during the performance test.
13. Existing limited use CI stationary RICE >500 HP	a. Reduce CO emissions or limit the concentration of CO in the stationary RICE exhaust, and not using an oxidation catalyst	i. Conducting performance tests every 8,760 hours or 5 years, whichever comes first, for CO or formaldehyde, as appropriate, to demonstrate that the required CO or formaldehyde, as appropriate, percent reduction is achieved or that your emissions remain at or below the CO or formaldehyde concentration limit; and
		ii. Collecting the approved operating parameter (if any) data according to



		§63.6625(b); and
		iii. Reducing these data to 4-hour rolling averages; and
		iv. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the performance test.
14. Existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are not remote stationary RICE and that are operated more than 24 hours per calendar year	a. Install an oxidation catalyst	<p>i. Conducting annual compliance demonstrations as specified in §63.6640(c) to show that the average reduction of emissions of CO is 93 percent or more, or the average CO concentration is less than or equal to 47 ppmvd at 15 percent O<sub>2</sub>; and either</p> <p>ii. Collecting the catalyst inlet temperature data according to §63.6625(b), reducing these data to 4-hour rolling averages; and maintaining the 4-hour rolling averages within the limitation of greater than 450 °F and less than or equal to 1350 °F for the catalyst inlet temperature; or</p> <p>iii. Immediately shutting down the engine if the catalyst inlet temperature exceeds 1350 °F.</p>
15. Existing non-emergency 4SRB stationary RICE >500 HP located at an area source of HAP that are not remote stationary RICE and that are operated more than 24 hours per calendar year	a. Install NSCR	<p>i. Conducting annual compliance demonstrations as specified in §63.6640(c) to show that the average reduction of emissions of CO is 75 percent or more, the average CO concentration is less than or equal to 270 ppmvd at 15 percent O<sub>2</sub>, or the average reduction of emissions of THC is 30 percent or more; and either</p> <p>ii. Collecting the catalyst inlet temperature data according to §63.6625(b), reducing these data to 4-hour rolling averages; and maintaining the 4-hour rolling averages within the limitation of</p>

		greater than or equal to 750 °F and less than or equal to 1250 °F for the catalyst inlet temperature; or iii. Immediately shutting down the engine if the catalyst inlet temperature exceeds 1250 °F.
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<sup>a</sup>After you have demonstrated compliance for two consecutive tests, you may reduce the frequency of subsequent performance tests to annually. If the results of any subsequent annual performance test indicate the stationary RICE is not in compliance with the CO or formaldehyde emission limitation, or you deviate from any of your operating limitations, you must resume semiannual performance tests.

[78 FR 6715, Jan. 30, 2013]

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**Table 7 to Subpart ZZZZ of Part 63—Requirements for Reports**

As stated in §63.6650, you must comply with the following requirements for reports:

<b>For each . . .</b>	<b>You must submit a . . .</b>	<b>The report must contain . . .</b>	<b>You must submit the report . . .</b>
1. Existing non-emergency, non-black start stationary RICE $100 \leq \text{HP} \leq 500$ located at a major source of HAP; existing non-emergency, non-black start stationary CI RICE $>500$ HP located at a major source of HAP; existing non-emergency 4SRB stationary RICE $>500$ HP located at a major source of HAP; existing non-emergency, non-black start stationary CI RICE $>300$ HP located at an area source of HAP; new or reconstructed non-emergency stationary RICE $>500$ HP located at a major source of HAP; and new or reconstructed non-emergency 4SLB stationary RICE $250 \leq \text{HP} \leq 500$ located at a major source of HAP	Compliance report	a. If there are no deviations from any emission limitations or operating limitations that apply to you, a statement that there were no deviations from the emission limitations or operating limitations during the reporting period. If there were no periods during which the CMS, including CEMS and CPMS, was out-of-control, as specified in §63.8(c)(7), a statement that there were not periods during which the CMS was out-of-control during the reporting period; or	i. Semiannually according to the requirements in §63.6650(b)(1)-(5) for engines that are not limited use stationary RICE subject to numerical emission limitations; and ii. Annually according to the requirements in §63.6650(b)(6)-(9) for engines that are limited use stationary RICE subject to numerical emission limitations.

		b. If you had a deviation from any emission limitation or operating limitation during the reporting period, the information in §63.6650(d). If there were periods during which the CMS, including CEMS and CPMS, was out-of-control, as specified in §63.8(c)(7), the information in §63.6650(e); or	i. Semiannually according to the requirements in §63.6650(b).
		c. If you had a malfunction during the reporting period, the information in §63.6650(c)(4).	i. Semiannually according to the requirements in §63.6650(b).
2. New or reconstructed non-emergency stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis	Report	a. The fuel flow rate of each fuel and the heating values that were used in your calculations, and you must demonstrate that the percentage of heat input provided by landfill gas or digester gas, is equivalent to 10 percent or more of the gross heat input on an annual basis; and	i. Annually, according to the requirements in §63.6650.
		b. The operating limits provided in your federally enforceable permit, and any deviations from these limits; and	i. See item 2.a.i.
		c. Any problems or errors suspected with the meters.	i. See item 2.a.i.
3. Existing non-emergency, non-black start 4SLB and 4SRB stationary RICE >500 HP located at an area source of HAP that are not remote stationary RICE and that operate more than 24 hours per calendar year	Compliance report	a. The results of the annual compliance demonstration, if conducted during the reporting period.	i. Semiannually according to the requirements in §63.6650(b)(1)-(5).
4. Emergency stationary RICE	Report	a. The information in	i. annually according

that operate or are contractually obligated to be available for more than 15 hours per year for the purposes specified in §63.6640(f)(2)(ii) and (iii) or that operate for the purposes specified in §63.6640(f)(4)(ii)		§63.6650(h)(1)	to the requirements in §63.6650(h)(2)-(3).
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[78 FR 6719, Jan. 30, 2013]

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**Table 8 to Subpart ZZZZ of Part 63—Applicability of General Provisions to Subpart ZZZZ.**

As stated in §63.6665, you must comply with the following applicable general provisions.

<b>General provisions citation</b>	<b>Subject of citation</b>	<b>Applies to subpart</b>	<b>Explanation</b>
§63.1	General applicability of the General Provisions	Yes.	
§63.2	Definitions	Yes	Additional terms defined in §63.6675.
§63.3	Units and abbreviations	Yes.	
§63.4	Prohibited activities and circumvention	Yes.	
§63.5	Construction and reconstruction	Yes.	
§63.6(a)	Applicability	Yes.	
§63.6(b)(1)-(4)	Compliance dates for new and reconstructed sources	Yes.	
§63.6(b)(5)	Notification	Yes.	
§63.6(b)(6)	[Reserved]		
§63.6(b)(7)	Compliance dates for new and reconstructed area sources that become major sources	Yes.	
§63.6(c)(1)-(2)	Compliance dates for existing sources	Yes.	
§63.6(c)(3)-(4)	[Reserved]		

§63.6(c)(5)	Compliance dates for existing area sources that become major sources	Yes.	
§63.6(d)	[Reserved]		
§63.6(e)	Operation and maintenance	No.	
§63.6(f)(1)	Applicability of standards	No.	
§63.6(f)(2)	Methods for determining compliance	Yes.	
§63.6(f)(3)	Finding of compliance	Yes.	
§63.6(g)(1)-(3)	Use of alternate standard	Yes.	
§63.6(h)	Opacity and visible emission standards	No	Subpart ZZZZ does not contain opacity or visible emission standards.
§63.6(i)	Compliance extension procedures and criteria	Yes.	
§63.6(j)	Presidential compliance exemption	Yes.	
§63.7(a)(1)-(2)	Performance test dates	Yes	Subpart ZZZZ contains performance test dates at §§63.6610, 63.6611, and 63.6612.
§63.7(a)(3)	CAA section 114 authority	Yes.	
§63.7(b)(1)	Notification of performance test	Yes	Except that §63.7(b)(1) only applies as specified in §63.6645.
§63.7(b)(2)	Notification of rescheduling	Yes	Except that §63.7(b)(2) only applies as specified in §63.6645.
§63.7(c)	Quality assurance/test plan	Yes	Except that §63.7(c) only applies as specified in §63.6645.
§63.7(d)	Testing facilities	Yes.	
§63.7(e)(1)	Conditions for conducting performance tests	No.	Subpart ZZZZ specifies conditions for conducting performance tests at §63.6620.
§63.7(e)(2)	Conduct of performance tests	Yes	Subpart ZZZZ specifies test

	and reduction of data		methods at §63.6620.
§63.7(e)(3)	Test run duration	Yes.	
§63.7(e)(4)	Administrator may require other testing under section 114 of the CAA	Yes.	
§63.7(f)	Alternative test method provisions	Yes.	
§63.7(g)	Performance test data analysis, recordkeeping, and reporting	Yes.	
§63.7(h)	Waiver of tests	Yes.	
§63.8(a)(1)	Applicability of monitoring requirements	Yes	Subpart ZZZZ contains specific requirements for monitoring at §63.6625.
§63.8(a)(2)	Performance specifications	Yes.	
§63.8(a)(3)	[Reserved]		
§63.8(a)(4)	Monitoring for control devices	No.	
§63.8(b)(1)	Monitoring	Yes.	
§63.8(b)(2)-(3)	Multiple effluents and multiple monitoring systems	Yes.	
§63.8(c)(1)	Monitoring system operation and maintenance	Yes.	
§63.8(c)(1)(i)	Routine and predictable SSM	No	
§63.8(c)(1)(ii)	SSM not in Startup Shutdown Malfunction Plan	Yes.	
§63.8(c)(1)(iii)	Compliance with operation and maintenance requirements	No	
§63.8(c)(2)-(3)	Monitoring system installation	Yes.	
§63.8(c)(4)	Continuous monitoring system (CMS) requirements	Yes	Except that subpart ZZZZ does not require Continuous Opacity Monitoring System (COMS).
§63.8(c)(5)	COMS minimum procedures	No	Subpart ZZZZ does not require COMS.
§63.8(c)(6)-(8)	CMS requirements	Yes	Except that subpart ZZZZ does not require COMS.

§63.8(d)	CMS quality control	Yes.	
§63.8(e)	CMS performance evaluation	Yes	Except for §63.8(e)(5)(ii), which applies to COMS.
		Except that §63.8(e) only applies as specified in §63.6645.	
§63.8(f)(1)-(5)	Alternative monitoring method	Yes	Except that §63.8(f)(4) only applies as specified in §63.6645.
§63.8(f)(6)	Alternative to relative accuracy test	Yes	Except that §63.8(f)(6) only applies as specified in §63.6645.
§63.8(g)	Data reduction	Yes	Except that provisions for COMS are not applicable. Averaging periods for demonstrating compliance are specified at §§63.6635 and 63.6640.
§63.9(a)	Applicability and State delegation of notification requirements	Yes.	
§63.9(b)(1)-(5)	Initial notifications	Yes	Except that §63.9(b)(3) is reserved.
		Except that §63.9(b) only applies as specified in §63.6645.	
§63.9(c)	Request for compliance extension	Yes	Except that §63.9(c) only applies as specified in §63.6645.
§63.9(d)	Notification of special compliance requirements for new sources	Yes	Except that §63.9(d) only applies as specified in §63.6645.
§63.9(e)	Notification of performance test	Yes	Except that §63.9(e) only applies as specified in §63.6645.

§63.9(f)	Notification of visible emission (VE)/opacity test	No	Subpart ZZZZ does not contain opacity or VE standards.
§63.9(g)(1)	Notification of performance evaluation	Yes	Except that §63.9(g) only applies as specified in §63.6645.
§63.9(g)(2)	Notification of use of COMS data	No	Subpart ZZZZ does not contain opacity or VE standards.
§63.9(g)(3)	Notification that criterion for alternative to RATA is exceeded	Yes	If alternative is in use.
		Except that §63.9(g) only applies as specified in §63.6645.	
§63.9(h)(1)-(6)	Notification of compliance status	Yes	Except that notifications for sources using a CEMS are due 30 days after completion of performance evaluations. §63.9(h)(4) is reserved.
			Except that §63.9(h) only applies as specified in §63.6645.
§63.9(i)	Adjustment of submittal deadlines	Yes.	
§63.9(j)	Change in previous information	Yes.	
§63.10(a)	Administrative provisions for recordkeeping/reporting	Yes.	
§63.10(b)(1)	Record retention	Yes	Except that the most recent 2 years of data do not have to be retained on site.
§63.10(b)(2)(i)-(v)	Records related to SSM	No.	
§63.10(b)(2)(vi)-(xi)	Records	Yes.	
§63.10(b)(2)(xii)	Record when under waiver	Yes.	



§63.10(b)(2)(xiii)	Records when using alternative to RATA	Yes	For CO standard if using RATA alternative.
§63.10(b)(2)(xiv)	Records of supporting documentation	Yes.	
§63.10(b)(3)	Records of applicability determination	Yes.	
§63.10(c)	Additional records for sources using CEMS	Yes	Except that §63.10(c)(2)-(4) and (9) are reserved.
§63.10(d)(1)	General reporting requirements	Yes.	
§63.10(d)(2)	Report of performance test results	Yes.	
§63.10(d)(3)	Reporting opacity or VE observations	No	Subpart ZZZZ does not contain opacity or VE standards.
§63.10(d)(4)	Progress reports	Yes.	
§63.10(d)(5)	Startup, shutdown, and malfunction reports	No.	
§63.10(e)(1) and (2)(i)	Additional CMS Reports	Yes.	
§63.10(e)(2)(ii)	COMS-related report	No	Subpart ZZZZ does not require COMS.
§63.10(e)(3)	Excess emission and parameter exceedances reports	Yes.	Except that §63.10(e)(3)(i) (C) is reserved.
§63.10(e)(4)	Reporting COMS data	No	Subpart ZZZZ does not require COMS.
§63.10(f)	Waiver for recordkeeping/reporting	Yes.	
§63.11	Flares	No.	
§63.12	State authority and delegations	Yes.	
§63.13	Addresses	Yes.	
§63.14	Incorporation by reference	Yes.	
§63.15	Availability of information	Yes.	

[75 FR 9688, Mar. 3, 2010, as amended at 78 FR 6720, Jan. 30, 2013]

## Appendix A to Subpart ZZZZ of Part 63—Protocol for Using an Electrochemical Analyzer to Determine Oxygen and Carbon Monoxide Concentrations From Certain Engines

### 1.0 SCOPE AND APPLICATION. WHAT IS THIS PROTOCOL?

This protocol is a procedure for using portable electrochemical (EC) cells for measuring carbon monoxide (CO) and oxygen (O<sub>2</sub>) concentrations in controlled and uncontrolled emissions from existing stationary 4-stroke lean burn and 4-stroke rich burn reciprocating internal combustion engines as specified in the applicable rule.

#### 1.1 Analytes. What does this protocol determine?

This protocol measures the engine exhaust gas concentrations of carbon monoxide (CO) and oxygen (O<sub>2</sub>).

Analyte	CAS No.	Sensitivity
Carbon monoxide (CO)	630-08-0	Minimum detectable limit should be 2 percent of the nominal range or 1 ppm, whichever is less restrictive.
Oxygen (O <sub>2</sub> )	7782-44-7	

#### 1.2 Applicability. When is this protocol acceptable?

This protocol is applicable to 40 CFR part 63, subpart ZZZZ. Because of inherent cross sensitivities of EC cells, you must not apply this protocol to other emissions sources without specific instruction to that effect.

#### 1.3 Data Quality Objectives. How good must my collected data be?

Refer to Section 13 to verify and document acceptable analyzer performance.

#### 1.4 Range. What is the targeted analytical range for this protocol?

The measurement system and EC cell design(s) conforming to this protocol will determine the analytical range for each gas component. The nominal ranges are defined by choosing up-scale calibration gas concentrations near the maximum anticipated flue gas concentrations for CO and O<sub>2</sub>, or no more than twice the permitted CO level.

#### 1.5 Sensitivity. What minimum detectable limit will this protocol yield for a particular gas component?

The minimum detectable limit depends on the nominal range and resolution of the specific EC cell used, and the signal to noise ratio of the measurement system. The minimum detectable limit should be 2 percent of the nominal range or 1 ppm, whichever is less restrictive.

### 2.0 SUMMARY OF PROTOCOL

In this protocol, a gas sample is extracted from an engine exhaust system and then conveyed to a portable EC analyzer for measurement of CO and O<sub>2</sub> gas concentrations. This method provides measurement system performance specifications and sampling protocols to ensure reliable data. You may use additions to, or modifications of vendor supplied measurement systems (e.g., heated or unheated sample lines, thermocouples, flow meters, selective gas scrubbers, etc.) to meet the design specifications of this protocol. Do not make changes to the measurement system from the as-verified configuration (Section 3.12).

## 3.0 DEFINITIONS

*3.1 Measurement System.* The total equipment required for the measurement of CO and O<sub>2</sub> concentrations. The measurement system consists of the following major subsystems:

*3.1.1 Data Recorder.* A strip chart recorder, computer or digital recorder for logging measurement data from the analyzer output. You may record measurement data from the digital data display manually or electronically.

*3.1.2 Electrochemical (EC) Cell.* A device, similar to a fuel cell, used to sense the presence of a specific analyte and generate an electrical current output proportional to the analyte concentration.

*3.1.3 Interference Gas Scrubber.* A device used to remove or neutralize chemical compounds that may interfere with the selective operation of an EC cell.

*3.1.4 Moisture Removal System.* Any device used to reduce the concentration of moisture in the sample stream so as to protect the EC cells from the damaging effects of condensation and to minimize errors in measurements caused by the scrubbing of soluble gases.

*3.1.5 Sample Interface.* The portion of the system used for one or more of the following: sample acquisition; sample transport; sample conditioning or protection of the EC cell from any degrading effects of the engine exhaust effluent; removal of particulate matter and condensed moisture.

*3.2 Nominal Range.* The range of analyte concentrations over which each EC cell is operated (normally 25 percent to 150 percent of up-scale calibration gas value). Several nominal ranges can be used for any given cell so long as the calibration and repeatability checks for that range remain within specifications.

*3.3 Calibration Gas.* A vendor certified concentration of a specific analyte in an appropriate balance gas.

*3.4 Zero Calibration Error.* The analyte concentration output exhibited by the EC cell in response to zero-level calibration gas.

*3.5 Up-Scale Calibration Error.* The mean of the difference between the analyte concentration exhibited by the EC cell and the certified concentration of the up-scale calibration gas.

*3.6 Interference Check.* A procedure for quantifying analytical interference from components in the engine exhaust gas other than the targeted analytes.

*3.7 Repeatability Check.* A protocol for demonstrating that an EC cell operated over a given nominal analyte concentration range provides a stable and consistent response and is not significantly affected by repeated exposure to that gas.

*3.8 Sample Flow Rate.* The flow rate of the gas sample as it passes through the EC cell. In some situations, EC cells can experience drift with changes in flow rate. The flow rate must be monitored and documented during all phases of a sampling run.

*3.9 Sampling Run.* A timed three-phase event whereby an EC cell's response rises and plateaus in a sample conditioning phase, remains relatively constant during a measurement data phase, then declines during a refresh phase. The sample conditioning phase exposes the EC cell to the gas sample for a length of time sufficient to reach a constant response. The measurement data phase is the time interval during which gas sample measurements can be made that meet the acceptance criteria of this protocol. The refresh phase then purges the EC cells with CO-free air. The refresh phase replenishes requisite O<sub>2</sub> and moisture in the electrolyte reserve and provides a mechanism to degas or desorb any interference gas scrubbers or filters so as to enable a stable CO EC cell response. There are four primary types of sampling runs: pre-sampling calibrations; stack gas sampling; post-sampling calibration checks;

and measurement system repeatability checks. Stack gas sampling runs can be chained together for extended evaluations, providing all other procedural specifications are met.

*3.10 Sampling Day.* A time not to exceed twelve hours from the time of the pre-sampling calibration to the post-sampling calibration check. During this time, stack gas sampling runs can be repeated without repeated recalibrations, providing all other sampling specifications have been met.

*3.11 Pre-Sampling Calibration/Post-Sampling Calibration Check.* The protocols executed at the beginning and end of each sampling day to bracket measurement readings with controlled performance checks.

*3.12 Performance-Established Configuration.* The EC cell and sampling system configuration that existed at the time that it initially met the performance requirements of this protocol.

#### 4.0 INTERFERENCES.

When present in sufficient concentrations, NO and NO<sub>2</sub> are two gas species that have been reported to interfere with CO concentration measurements. In the likelihood of this occurrence, it is the protocol user's responsibility to employ and properly maintain an appropriate CO EC cell filter or scrubber for removal of these gases, as described in Section 6.2.12.

#### 5.0 SAFETY. [RESERVED]

#### 6.0 EQUIPMENT AND SUPPLIES.

##### *6.1 What equipment do I need for the measurement system?*

The system must maintain the gas sample at conditions that will prevent moisture condensation in the sample transport lines, both before and as the sample gas contacts the EC cells. The essential components of the measurement system are described below.

##### *6.2 Measurement System Components.*

*6.2.1 Sample Probe.* A single extraction-point probe constructed of glass, stainless steel or other non-reactive material, and of length sufficient to reach any designated sampling point. The sample probe must be designed to prevent plugging due to condensation or particulate matter.

*6.2.2 Sample Line.* Non-reactive tubing to transport the effluent from the sample probe to the EC cell.

*6.2.3 Calibration Assembly (optional).* A three-way valve assembly or equivalent to introduce calibration gases at ambient pressure at the exit end of the sample probe during calibration checks. The assembly must be designed such that only stack gas or calibration gas flows in the sample line and all gases flow through any gas path filters.

*6.2.4 Particulate Filter (optional).* Filters before the inlet of the EC cell to prevent accumulation of particulate material in the measurement system and extend the useful life of the components. All filters must be fabricated of materials that are non-reactive to the gas mixtures being sampled.

*6.2.5 Sample Pump.* A leak-free pump to provide undiluted sample gas to the system at a flow rate sufficient to minimize the response time of the measurement system. If located upstream of the EC cells, the pump must be constructed of a material that is non-reactive to the gas mixtures being sampled.

*6.2.8 Sample Flow Rate Monitoring.* An adjustable rotameter or equivalent device used to adjust and maintain the sample flow rate through the analyzer as prescribed.

*6.2.9 Sample Gas Manifold (optional).* A manifold to divert a portion of the sample gas stream to the analyzer and the remainder to a by-pass discharge vent. The sample gas manifold may also include provisions for introducing calibration gases directly to the analyzer. The manifold must be constructed of a material that is non-reactive to the gas mixtures being sampled.

*6.2.10 EC cell.* A device containing one or more EC cells to determine the CO and O<sub>2</sub> concentrations in the sample gas stream. The EC cell(s) must meet the applicable performance specifications of Section 13 of this protocol.

*6.2.11 Data Recorder.* A strip chart recorder, computer or digital recorder to make a record of analyzer output data. The data recorder resolution (i.e., readability) must be no greater than 1 ppm for CO; 0.1 percent for O<sub>2</sub>; and one degree (either °C or °F) for temperature. Alternatively, you may use a digital or analog meter having the same resolution to observe and manually record the analyzer responses.

*6.2.12 Interference Gas Filter or Scrubber.* A device to remove interfering compounds upstream of the CO EC cell. Specific interference gas filters or scrubbers used in the performance-established configuration of the analyzer must continue to be used. Such a filter or scrubber must have a means to determine when the removal agent is exhausted. Periodically replace or replenish it in accordance with the manufacturer's recommendations.

## 7.0 REAGENTS AND STANDARDS. WHAT CALIBRATION GASES ARE NEEDED?

*7.1 Calibration Gases.* CO calibration gases for the EC cell must be CO in nitrogen or CO in a mixture of nitrogen and O<sub>2</sub>. Use CO calibration gases with labeled concentration values certified by the manufacturer to be within ±5 percent of the label value. Dry ambient air (20.9 percent O<sub>2</sub>) is acceptable for calibration of the O<sub>2</sub> cell. If needed, any lower percentage O<sub>2</sub> calibration gas must be a mixture of O<sub>2</sub> in nitrogen.

*7.1.1 Up-Scale CO Calibration Gas Concentration.* Choose one or more up-scale gas concentrations such that the average of the stack gas measurements for each stack gas sampling run are between 25 and 150 percent of those concentrations. Alternatively, choose an up-scale gas that does not exceed twice the concentration of the applicable outlet standard. If a measured gas value exceeds 150 percent of the up-scale CO calibration gas value at any time during the stack gas sampling run, the run must be discarded and repeated.

### *7.1.2 Up-Scale O<sub>2</sub> Calibration Gas Concentration.*

Select an O<sub>2</sub> gas concentration such that the difference between the gas concentration and the average stack gas measurement or reading for each sample run is less than 15 percent O<sub>2</sub>. When the average exhaust gas O<sub>2</sub> readings are above 6 percent, you may use dry ambient air (20.9 percent O<sub>2</sub>) for the up-scale O<sub>2</sub> calibration gas.

*7.1.3 Zero Gas.* Use an inert gas that contains less than 0.25 percent of the up-scale CO calibration gas concentration. You may use dry air that is free from ambient CO and other combustion gas products (e.g., CO<sub>2</sub>).

## 8.0 SAMPLE COLLECTION AND ANALYSIS

### *8.1 Selection of Sampling Sites.*

*8.1.1 Control Device Inlet.* Select a sampling site sufficiently downstream of the engine so that the combustion gases should be well mixed. Use a single sampling extraction point near the center of the duct (e.g., within the 10 percent centroidal area), unless instructed otherwise.

*8.1.2 Exhaust Gas Outlet.* Select a sampling site located at least two stack diameters downstream of any disturbance (e.g., turbocharger exhaust, crossover junction or recirculation take-off) and at least one-half stack diameter upstream of the gas discharge to the atmosphere. Use a single sampling extraction point near the center of the duct (e.g., within the 10 percent centroidal area), unless instructed otherwise.

*8.2 Stack Gas Collection and Analysis.* Prior to the first stack gas sampling run, conduct that the pre-sampling calibration in accordance with Section 10.1. Use Figure 1 to record all data. Zero the analyzer with zero gas. Confirm and record that the scrubber media color is correct and not exhausted. Then position the probe at the sampling point and begin the sampling run at the same flow rate used during the up-scale calibration. Record the start time. Record all EC cell output responses and the flow rate during the “sample conditioning phase” once per minute until constant readings are obtained. Then begin the “measurement data phase” and record readings every 15 seconds for at least two minutes (or eight readings), or as otherwise required to achieve two continuous minutes of data that meet the specification given in Section 13.1. Finally, perform the “refresh phase” by introducing dry air, free from CO and other combustion gases, until several minute-to-minute readings of consistent value have been obtained. For each run use the “measurement data phase” readings to calculate the average stack gas CO and O<sub>2</sub> concentrations.

*8.3 EC Cell Rate.* Maintain the EC cell sample flow rate so that it does not vary by more than  $\pm 10$  percent throughout the pre-sampling calibration, stack gas sampling and post-sampling calibration check. Alternatively, the EC cell sample flow rate can be maintained within a tolerance range that does not affect the gas concentration readings by more than  $\pm 3$  percent, as instructed by the EC cell manufacturer.

## 9.0 QUALITY CONTROL (RESERVED)

## 10.0 CALIBRATION AND STANDARDIZATION

*10.1 Pre-Sampling Calibration.* Conduct the following protocol once for each nominal range to be used on each EC cell before performing a stack gas sampling run on each field sampling day. Repeat the calibration if you replace an EC cell before completing all of the sampling runs. There is no prescribed order for calibration of the EC cells; however, each cell must complete the measurement data phase during calibration. Assemble the measurement system by following the manufacturer's recommended protocols including for preparing and preconditioning the EC cell. Assure the measurement system has no leaks and verify the gas scrubbing agent is not depleted. Use Figure 1 to record all data.

*10.1.1 Zero Calibration.* For both the O<sub>2</sub> and CO cells, introduce zero gas to the measurement system (e.g., at the calibration assembly) and record the concentration reading every minute until readings are constant for at least two consecutive minutes. Include the time and sample flow rate. Repeat the steps in this section at least once to verify the zero calibration for each component gas.

*10.1.2 Zero Calibration Tolerance.* For each zero gas introduction, the zero level output must be less than or equal to  $\pm 3$  percent of the up-scale gas value or  $\pm 1$  ppm, whichever is less restrictive, for the CO channel and less than or equal to  $\pm 0.3$  percent O<sub>2</sub> for the O<sub>2</sub> channel.

*10.1.3 Up-Scale Calibration.* Individually introduce each calibration gas to the measurement system (e.g., at the calibration assembly) and record the start time. Record all EC cell output responses and the flow rate during this “sample conditioning phase” once per minute until readings are constant for at least two minutes. Then begin the “measurement data phase” and record readings every 15 seconds for a total of two minutes, or as otherwise required. Finally, perform the “refresh phase” by introducing dry air, free from CO and other combustion gases, until readings are constant for at least two consecutive minutes. Then repeat the steps in this section at least once to verify the calibration for each component gas. Introduce all gases to flow through the entire sample handling system (i.e., at the exit end of the sampling probe or the calibration assembly).

*10.1.4 Up-Scale Calibration Error.* The mean of the difference of the “measurement data phase” readings from the reported standard gas value must be less than or equal to  $\pm 5$  percent or  $\pm 1$  ppm for CO or  $\pm 0.5$  percent O<sub>2</sub>, whichever is less restrictive, respectively. The maximum allowable deviation from the mean measured value of any single “measurement data phase” reading must be less than or equal to  $\pm 2$  percent or  $\pm 1$  ppm for CO or  $\pm 0.5$  percent O<sub>2</sub>, whichever is less restrictive, respectively.

*10.2 Post-Sampling Calibration Check.* Conduct a stack gas post-sampling calibration check after the stack gas sampling run or set of runs and within 12 hours of the initial calibration. Conduct up-scale and zero calibration checks using the protocol in Section 10.1. Make no changes to the sampling system or EC cell calibration until all post-sampling calibration checks have been recorded. If either the zero or up-scale calibration error exceeds the respective specification in Sections 10.1.2 and 10.1.4 then all measurement data collected since the previous successful calibrations are invalid and re-calibration and re-sampling are required. If the sampling system is disassembled or the EC cell calibration is adjusted, repeat the calibration check before conducting the next analyzer sampling run.

## 11.0 ANALYTICAL PROCEDURE

The analytical procedure is fully discussed in Section 8.

## 12.0 CALCULATIONS AND DATA ANALYSIS

Determine the CO and O<sub>2</sub> concentrations for each stack gas sampling run by calculating the mean gas concentrations of the data recorded during the “measurement data phase”.

## 13.0 PROTOCOL PERFORMANCE

Use the following protocols to verify consistent analyzer performance during each field sampling day.

*13.1 Measurement Data Phase Performance Check.* Calculate the mean of the readings from the “measurement data phase”. The maximum allowable deviation from the mean for each of the individual readings is  $\pm 2$  percent, or  $\pm 1$  ppm, whichever is less restrictive. Record the mean value and maximum deviation for each gas monitored. Data must conform to Section 10.1.4. The EC cell flow rate must conform to the specification in Section 8.3.

*Example:* A measurement data phase is invalid if the maximum deviation of any single reading comprising that mean is greater than  $\pm 2$  percent or  $\pm 1$  ppm (the default criteria). For example, if the mean = 30 ppm, single readings of below 29 ppm and above 31 ppm are disallowed).

*13.2 Interference Check.* Before the initial use of the EC cell and interference gas scrubber in the field, and semi-annually thereafter, challenge the interference gas scrubber with NO and NO<sub>2</sub> gas standards that are generally recognized as representative of diesel-fueled engine NO and NO<sub>2</sub> emission values. Record the responses displayed by the CO EC cell and other pertinent data on Figure 1 or a similar form.

*13.2.1 Interference Response.* The combined NO and NO<sub>2</sub> interference response should be less than or equal to  $\pm 5$  percent of the up-scale CO calibration gas concentration.

*13.3 Repeatability Check.* Conduct the following check once for each nominal range that is to be used on the CO EC cell within 5 days prior to each field sampling program. If a field sampling program lasts longer than 5 days, repeat this check every 5 days. Immediately repeat the check if the EC cell is replaced or if the EC cell is exposed to gas concentrations greater than 150 percent of the highest up-scale gas concentration.

*13.3.1 Repeatability Check Procedure.* Perform a complete EC cell sampling run (all three phases) by introducing the CO calibration gas to the measurement system and record the response. Follow Section 10.1.3. Use Figure 1 to record all data. Repeat the run three times for a total of four complete runs. During the four repeatability check runs, do not adjust the system except where necessary to achieve the correct calibration gas flow rate at the analyzer.

*13.3.2 Repeatability Check Calculations.* Determine the highest and lowest average “measurement data phase” CO concentrations from the four repeatability check runs and record the results on Figure 1 or a similar form. The





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[78 FR 6721, Jan. 30, 2013]

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**Appendix F:**  
*40 C.F.R. Part 63 Subpart CCCCCC*



# Electronic Code of Federal Regulations

## e-CFR data is current as of May 15, 2018

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Title 40: Protection of Environment

[PART 63—NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS FOR SOURCE CATEGORIES \(CONTINUED\)](#)

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### Subpart CCCCC—National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Dispensing Facilities

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SOURCE: 73 FR 1945, Jan. 10, 2008, unless otherwise noted.

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## WHAT THIS SUBPART COVERS

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### §63.11110 What is the purpose of this subpart?

This subpart establishes national emission limitations and management practices for hazardous air pollutants (HAP) emitted from the loading of gasoline storage tanks at gasoline dispensing facilities (GDF). This subpart also establishes requirements to demonstrate compliance with the emission limitations and management practices.

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### §63.11111 Am I subject to the requirements in this subpart?

(a) The affected source to which this subpart applies is each GDF that is located at an area source. The affected source includes each gasoline cargo tank during the delivery of product to a GDF and also includes each storage tank.

(b) If your GDF has a monthly throughput of less than 10,000 gallons of gasoline, you must comply with the requirements in §63.11116.

(c) If your GDF has a monthly throughput of 10,000 gallons of gasoline or more, you must comply with the requirements in §63.11117.

(d) If your GDF has a monthly throughput of 100,000 gallons of gasoline or more, you must comply with the requirements in §63.11118.

(e) An affected source shall, upon request by the Administrator, demonstrate that their monthly throughput is less than the 10,000-gallon or the 100,000-gallon threshold level, as applicable. For new or reconstructed affected sources, as specified in §63.11112(b) and (c), recordkeeping to document monthly throughput must begin upon startup of the affected source. For existing sources, as specified in §63.11112(d), recordkeeping to document monthly throughput must begin on January 10, 2008. For existing sources that are subject to this subpart only because they load gasoline into fuel tanks other than those in motor vehicles, as defined in §63.11132, recordkeeping to document monthly throughput must begin on January 24, 2011. Records required under this paragraph shall be kept for a period of 5 years.

(f) If you are an owner or operator of affected sources, as defined in paragraph (a) of this section, you are not required to obtain a permit under 40 CFR part 70 or 40 CFR part 71 as a result of being subject to this subpart. However, you must still apply for and obtain a permit under 40 CFR part 70 or 40 CFR part 71 if you meet one or more of the applicability criteria found in 40 CFR 70.3(a) and (b) or 40 CFR 71.3(a) and (b).

(g) The loading of aviation gasoline into storage tanks at airports, and the subsequent transfer of aviation gasoline within the airport, is not subject to this subpart.

(h) Monthly throughput is the total volume of gasoline loaded into, or dispensed from, all the gasoline storage tanks located at a single affected GDF. If an area source has two or more GDF at separate locations within the area source, each GDF is treated as a separate affected source.

(i) If your affected source's throughput ever exceeds an applicable throughput threshold, the affected source will remain subject to the requirements for sources above the threshold, even if the affected source throughput later falls below the applicable throughput threshold.

(j) The dispensing of gasoline from a fixed gasoline storage tank at a GDF into a portable gasoline tank for the on-site delivery and subsequent dispensing of the gasoline into the fuel tank of a motor vehicle or other gasoline-fueled engine or equipment used within the area source is only subject to §63.11116 of this subpart.

(k) For any affected source subject to the provisions of this subpart and another Federal rule, you may elect to comply only with the more stringent provisions of the applicable subparts. You must consider all provisions of the rules, including monitoring, recordkeeping, and reporting. You must identify the affected source and provisions with which you will comply in your Notification of Compliance Status required under §63.11124. You also must demonstrate in your Notification of Compliance Status that each provision with which you will comply is at least as stringent as the otherwise applicable requirements in this subpart. You are responsible for making accurate determinations concerning the more stringent provisions, and noncompliance with this rule is not excused if it is later determined that your determination was in error, and, as a result, you are violating this subpart. Compliance with this rule is your responsibility and the Notification of Compliance Status does not alter or affect that responsibility.

[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4181, Jan. 24, 2011]

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#### **§63.11112 What parts of my affected source does this subpart cover?**

(a) The emission sources to which this subpart applies are gasoline storage tanks and associated equipment components in vapor or liquid gasoline service at new, reconstructed, or existing GDF that meet the criteria specified in §63.11111. Pressure/Vacuum vents on gasoline storage tanks and the equipment necessary to unload product from cargo tanks into the storage tanks at GDF are covered emission sources. The equipment used for the refueling of motor vehicles is not covered by this subpart.

(b) An affected source is a new affected source if you commenced construction on the affected source after November 9, 2006, and you meet the applicability criteria in §63.11111 at the time you commenced operation.

(c) An affected source is reconstructed if you meet the criteria for reconstruction as defined in §63.2.

(d) An affected source is an existing affected source if it is not new or reconstructed.

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#### **§63.11113 When do I have to comply with this subpart?**

(a) If you have a new or reconstructed affected source, you must comply with this subpart according to paragraphs (a)(1) and (2) of this section, except as specified in paragraph (d) of this section.

(1) If you start up your affected source before January 10, 2008, you must comply with the standards in this subpart no later than January 10, 2008.

(2) If you start up your affected source after January 10, 2008, you must comply with the standards in this subpart upon startup of your affected source.

(b) If you have an existing affected source, you must comply with the standards in this subpart no later than January 10, 2011.

(c) If you have an existing affected source that becomes subject to the control requirements in this subpart because of an increase in the monthly throughput, as specified in §63.11111(c) or §63.11111(d), you must comply with the standards in this subpart no later than 3 years after the affected source becomes subject to the control requirements in this subpart.

(d) If you have a new or reconstructed affected source and you are complying with Table 1 to this subpart, you must comply according to paragraphs (d)(1) and (2) of this section.

(1) If you start up your affected source from November 9, 2006 to September 23, 2008, you must comply no later than September 23, 2008.

(2) If you start up your affected source after September 23, 2008, you must comply upon startup of your affected source.

(e) The initial compliance demonstration test required under §63.11120(a)(1) and (2) must be conducted as specified in paragraphs (e)(1) and (2) of this section.

(1) If you have a new or reconstructed affected source, you must conduct the initial compliance test upon installation of the complete vapor balance system.

(2) If you have an existing affected source, you must conduct the initial compliance test as specified in paragraphs (e)(2)(i) or (e)(2)(ii) of this section.

(i) For vapor balance systems installed on or before December 15, 2009, you must test no later than 180 days after the applicable compliance date specified in paragraphs (b) or (c) of this section.

(ii) For vapor balance systems installed after December 15, 2009, you must test upon installation of the complete vapor balance system.

(f) If your GDF is subject to the control requirements in this subpart only because it loads gasoline into fuel tanks other than those in motor vehicles, as defined in §63.11132, you must comply with the standards in this subpart as specified in paragraphs (f)(1) or (f)(2) of this section.

(1) If your GDF is an existing facility, you must comply by January 24, 2014.

(2) If your GDF is a new or reconstructed facility, you must comply by the dates specified in paragraphs (f)(2)(i) and (ii) of this section.

(i) If you start up your GDF after December 15, 2009, but before January 24, 2011, you must comply no later than January 24, 2011.

(ii) If you start up your GDF after January 24, 2011, you must comply upon startup of your GDF.



[73 FR 1945, Jan. 10, 2008, as amended at 73 FR 35944, June 25, 2008; 76 FR 4181, Jan. 24, 2011]

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## **EMISSION LIMITATIONS AND MANAGEMENT PRACTICES**

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### **§63.11115 What are my general duties to minimize emissions?**

Each owner or operator of an affected source under this subpart must comply with the requirements of paragraphs (a) and (b) of this section.

(a) You must, at all times, operate and maintain any affected source, including associated air pollution control equipment and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions. Determination of whether such operation and maintenance procedures are being used will be based on information available to the Administrator which may include, but is not limited to, monitoring results, review of operation and maintenance procedures, review of operation and maintenance records, and inspection of the source.

(b) You must keep applicable records and submit reports as specified in §63.11125(d) and §63.11126(b).

[76 FR 4182, Jan. 24, 2011]

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### **§63.11116 Requirements for facilities with monthly throughput of less than 10,000 gallons of gasoline.**

(a) You must not allow gasoline to be handled in a manner that would result in vapor releases to the atmosphere for extended periods of time. Measures to be taken include, but are not limited to, the following:

(1) Minimize gasoline spills;

(2) Clean up spills as expeditiously as practicable;

(3) Cover all open gasoline containers and all gasoline storage tank fill-pipes with a gasketed seal when not in use;

(4) Minimize gasoline sent to open waste collection systems that collect and transport gasoline to reclamation and recycling devices, such as oil/water separators.

(b) You are not required to submit notifications or reports as specified in §63.11125, §63.11126, or subpart A of this part, but you must have records available within 24 hours of a request by the Administrator to document your gasoline throughput.

(c) You must comply with the requirements of this subpart by the applicable dates specified in §63.11113.

(d) Portable gasoline containers that meet the requirements of 40 CFR part 59, subpart F, are considered acceptable for compliance with paragraph (a)(3) of this section.

[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4182, Jan. 24, 2011]

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**§63.11117 Requirements for facilities with monthly throughput of 10,000 gallons of gasoline or more.**

(a) You must comply with the requirements in section §63.11116(a).

(b) Except as specified in paragraph (c) of this section, you must only load gasoline into storage tanks at your facility by utilizing submerged filling, as defined in §63.11132, and as specified in paragraphs (b)(1), (b)(2), or (b)(3) of this section. The applicable distances in paragraphs (b)(1) and (2) shall be measured from the point in the opening of the submerged fill pipe that is the greatest distance from the bottom of the storage tank.

(1) Submerged fill pipes installed on or before November 9, 2006, must be no more than 12 inches from the bottom of the tank.

(2) Submerged fill pipes installed after November 9, 2006, must be no more than 6 inches from the bottom of the tank.

(3) Submerged fill pipes not meeting the specifications of paragraphs (b)(1) or (b)(2) of this section are allowed if the owner or operator can demonstrate that the liquid level in the tank is always above the entire opening of the fill pipe. Documentation providing such demonstration must be made available for inspection by the Administrator's delegated representative during the course of a site visit.

(c) Gasoline storage tanks with a capacity of less than 250 gallons are not required to comply with the submerged fill requirements in paragraph (b) of this section, but must comply only with all of the requirements in §63.11116.

(d) You must have records available within 24 hours of a request by the Administrator to document your gasoline throughput.

(e) You must submit the applicable notifications as required under §63.11124(a).

(f) You must comply with the requirements of this subpart by the applicable dates contained in §63.11113.

[73 FR 1945, Jan. 10, 2008, as amended at 73 FR 12276, Mar. 7, 2008; 76 FR 4182, Jan. 24, 2011]

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**§63.11118 Requirements for facilities with monthly throughput of 100,000 gallons of gasoline or more.**

(a) You must comply with the requirements in §§63.11116(a) and 63.11117(b).

(b) Except as provided in paragraph (c) of this section, you must meet the requirements in either paragraph (b)(1) or paragraph (b)(2) of this section.

(1) Each management practice in Table 1 to this subpart that applies to your GDF.

(2) If, prior to January 10, 2008, you satisfy the requirements in both paragraphs (b)(2)(i) and (ii) of this section, you will be deemed in compliance with this subsection.

(i) You operate a vapor balance system at your GDF that meets the requirements of either paragraph (b)(2)(i)(A) or paragraph (b)(2)(i)(B) of this section.

(A) Achieves emissions reduction of at least 90 percent.

(B) Operates using management practices at least as stringent as those in Table 1 to this subpart.

(ii) Your gasoline dispensing facility is in compliance with an enforceable State, local, or tribal rule or permit that contains requirements of either paragraph (b)(2)(i)(A) or paragraph (b)(2)(i)(B) of this section.

(c) The emission sources listed in paragraphs (c)(1) through (3) of this section are not required to comply with the control requirements in paragraph (b) of this section, but must comply with the requirements in §63.11117.

(1) Gasoline storage tanks with a capacity of less than 250 gallons that are constructed after January 10, 2008.

(2) Gasoline storage tanks with a capacity of less than 2,000 gallons that were constructed before January 10, 2008.

(3) Gasoline storage tanks equipped with floating roofs, or the equivalent.

(d) Cargo tanks unloading at GDF must comply with the management practices in Table 2 to this subpart.

(e) You must comply with the applicable testing requirements contained in §63.11120.

(f) You must submit the applicable notifications as required under §63.11124.

(g) You must keep records and submit reports as specified in §§63.11125 and 63.11126.

(h) You must comply with the requirements of this subpart by the applicable dates contained in §63.11113.

[73 FR 1945, Jan. 10, 2008, as amended at 73 FR 12276, Mar. 7, 2008]

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## TESTING AND MONITORING REQUIREMENTS

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### §63.11120 What testing and monitoring requirements must I meet?

(a) Each owner or operator, at the time of installation, as specified in §63.11113(e), of a vapor balance system required under §63.11118(b)(1), and every 3 years thereafter, must comply with the requirements in paragraphs (a)(1) and (2) of this section.

(1) You must demonstrate compliance with the leak rate and cracking pressure requirements, specified in item 1(g) of Table 1 to this subpart, for pressure-vacuum vent valves installed on your gasoline storage tanks using the test methods identified in paragraph (a)(1)(i) or paragraph (a)(1)(ii) of this section.

(i) California Air Resources Board Vapor Recovery Test Procedure TP-201.1E,—Leak Rate and Cracking Pressure of Pressure/Vacuum Vent Valves, adopted October 8, 2003 (incorporated by reference, see §63.14).

(ii) Use alternative test methods and procedures in accordance with the alternative test method requirements in §63.7(f).

(2) You must demonstrate compliance with the static pressure performance requirement specified in item 1(h) of Table 1 to this subpart for your vapor balance system by conducting a static pressure test on your gasoline storage tanks using the test methods identified in paragraphs (a)(2)(i), (a)(2)(ii), or (a)(2)(iii) of this section.

(i) California Air Resources Board Vapor Recovery Test Procedure TP-201.3,—Determination of 2-Inch WC Static Pressure Performance of Vapor Recovery Systems of Dispensing Facilities, adopted April 12, 1996, and amended March 17, 1999 (incorporated by reference, see §63.14).

(ii) Use alternative test methods and procedures in accordance with the alternative test method requirements in §63.7(f).

(iii) Bay Area Air Quality Management District Source Test Procedure ST-30—Static Pressure Integrity Test—Underground Storage Tanks, adopted November 30, 1983, and amended December 21, 1994 (incorporated by reference, *see* §63.14).

(b) Each owner or operator choosing, under the provisions of §63.6(g), to use a vapor balance system other than that described in Table 1 to this subpart must demonstrate to the Administrator or delegated authority under paragraph §63.11131(a) of this subpart, the equivalency of their vapor balance system to that described in Table 1 to this subpart using the procedures specified in paragraphs (b)(1) through (3) of this section.

(1) You must demonstrate initial compliance by conducting an initial performance test on the vapor balance system to demonstrate that the vapor balance system achieves 95 percent reduction using the California Air Resources Board Vapor Recovery Test Procedure TP-201.1,—Volumetric Efficiency for Phase I Vapor Recovery Systems, adopted April 12, 1996, and amended February 1, 2001, and October 8, 2003, (incorporated by reference, *see* §63.14).

(2) You must, during the initial performance test required under paragraph (b)(1) of this section, determine and document alternative acceptable values for the leak rate and cracking pressure requirements specified in item 1(g) of Table 1 to this subpart and for the static pressure performance requirement in item 1(h) of Table 1 to this subpart.

(3) You must comply with the testing requirements specified in paragraph (a) of this section.

(c) Conduct of performance tests. Performance tests conducted for this subpart shall be conducted under such conditions as the Administrator specifies to the owner or operator based on representative performance (*i.e.*, performance based on normal operating conditions) of the affected source. Upon request, the owner or operator shall make available to the Administrator such records as may be necessary to determine the conditions of performance tests.

(d) Owners and operators of gasoline cargo tanks subject to the provisions of Table 2 to this subpart must conduct annual certification testing according to the vapor tightness testing requirements found in §63.11092(f).

[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4182, Jan. 24, 2011]

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## **NOTIFICATIONS, RECORDS, AND REPORTS**

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### **§63.11124 What notifications must I submit and when?**

(a) Each owner or operator subject to the control requirements in §63.11117 must comply with paragraphs (a)(1) through (3) of this section.

(1) You must submit an Initial Notification that you are subject to this subpart by May 9, 2008, or at the time you become subject to the control requirements in §63.11117, unless you meet the requirements in paragraph (a)(3) of this section. If your affected source is subject to the control requirements in §63.11117 only because it loads gasoline into fuel tanks other than those in motor vehicles, as defined in §63.11132, you must submit the Initial Notification by May 24, 2011. The Initial Notification must contain the information specified in paragraphs (a)(1)(i) through (iii) of this section. The notification must be submitted to the applicable EPA Regional Office and delegated State authority as specified in §63.13.

(i) The name and address of the owner and the operator.

(ii) The address (i.e., physical location) of the GDF.

(iii) A statement that the notification is being submitted in response to this subpart and identifying the requirements in paragraphs (a) through (c) of §63.11117 that apply to you.

(2) You must submit a Notification of Compliance Status to the applicable EPA Regional Office and the delegated State authority, as specified in §63.13, within 60 days of the applicable compliance date specified in §63.11113, unless you meet the requirements in paragraph (a)(3) of this section. The Notification of Compliance Status must be signed by a responsible official who must certify its accuracy, must indicate whether the source has complied with the requirements of this subpart, and must indicate whether the facilities' monthly throughput is calculated based on the volume of gasoline loaded into all storage tanks or on the volume of gasoline dispensed from all storage tanks. If your facility is in compliance with the requirements of this subpart at the time the Initial Notification required under paragraph (a)(1) of this section is due, the Notification of Compliance Status may be submitted in lieu of the Initial Notification provided it contains the information required under paragraph (a)(1) of this section.

(3) If, prior to January 10, 2008, you are operating in compliance with an enforceable State, local, or tribal rule or permit that requires submerged fill as specified in §63.11117(b), you are not required to submit an Initial Notification or a Notification of Compliance Status under paragraph (a)(1) or paragraph (a)(2) of this section.

(b) Each owner or operator subject to the control requirements in §63.11118 must comply with paragraphs (b)(1) through (5) of this section.

(1) You must submit an Initial Notification that you are subject to this subpart by May 9, 2008, or at the time you become subject to the control requirements in §63.11118. If your affected source is subject to the control requirements in §63.11118 only because it loads gasoline into fuel tanks other than those in motor vehicles, as defined in §63.11132, you must submit the Initial Notification by May 24, 2011. The Initial Notification must contain the information specified in paragraphs (b)(1)(i) through (iii) of this section. The notification must be submitted to the applicable EPA Regional Office and delegated State authority as specified in §63.13.

(i) The name and address of the owner and the operator.

(ii) The address (i.e., physical location) of the GDF.

(iii) A statement that the notification is being submitted in response to this subpart and identifying the requirements in paragraphs (a) through (c) of §63.11118 that apply to you.

(2) You must submit a Notification of Compliance Status to the applicable EPA Regional Office and the delegated State authority, as specified in §63.13, in accordance with the schedule specified in §63.9(h). The Notification of Compliance Status must be signed by a responsible official who must certify its accuracy, must

indicate whether the source has complied with the requirements of this subpart, and must indicate whether the facility's throughput is determined based on the volume of gasoline loaded into all storage tanks or on the volume of gasoline dispensed from all storage tanks. If your facility is in compliance with the requirements of this subpart at the time the Initial Notification required under paragraph (b)(1) of this section is due, the Notification of Compliance Status may be submitted in lieu of the Initial Notification provided it contains the information required under paragraph (b)(1) of this section.

(3) If, prior to January 10, 2008, you satisfy the requirements in both paragraphs (b)(3)(i) and (ii) of this section, you are not required to submit an Initial Notification or a Notification of Compliance Status under paragraph (b)(1) or paragraph (b)(2) of this subsection.

(i) You operate a vapor balance system at your gasoline dispensing facility that meets the requirements of either paragraphs (b)(3)(i)(A) or (b)(3)(i)(B) of this section.

(A) Achieves emissions reduction of at least 90 percent.

(B) Operates using management practices at least as stringent as those in Table 1 to this subpart.

(ii) Your gasoline dispensing facility is in compliance with an enforceable State, local, or tribal rule or permit that contains requirements of either paragraphs (b)(3)(i)(A) or (b)(3)(i)(B) of this section.

(4) You must submit a Notification of Performance Test, as specified in §63.9(e), prior to initiating testing required by §63.11120(a) and (b).

(5) You must submit additional notifications specified in §63.9, as applicable.

[73 FR 1945, Jan. 10, 2008, as amended at 73 FR 12276, Mar. 7, 2008; 76 FR 4182, Jan. 24, 2011]

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### **§63.11125 What are my recordkeeping requirements?**

(a) Each owner or operator subject to the management practices in §63.11118 must keep records of all tests performed under §63.11120(a) and (b).

(b) Records required under paragraph (a) of this section shall be kept for a period of 5 years and shall be made available for inspection by the Administrator's delegated representatives during the course of a site visit.

(c) Each owner or operator of a gasoline cargo tank subject to the management practices in Table 2 to this subpart must keep records documenting vapor tightness testing for a period of 5 years. Documentation must include each of the items specified in §63.11094(b)(2)(i) through (viii). Records of vapor tightness testing must be retained as specified in either paragraph (c)(1) or paragraph (c)(2) of this section.

(1) The owner or operator must keep all vapor tightness testing records with the cargo tank.

(2) As an alternative to keeping all records with the cargo tank, the owner or operator may comply with the requirements of paragraphs (c)(2)(i) and (ii) of this section.

(i) The owner or operator may keep records of only the most recent vapor tightness test with the cargo tank, and keep records for the previous 4 years at their office or another central location.

(ii) Vapor tightness testing records that are kept at a location other than with the cargo tank must be instantly available (*e.g.*, via e-mail or facsimile) to the Administrator's delegated representative during the course of a site visit or within a mutually agreeable time frame. Such records must be an exact duplicate image of the original paper copy record with certifying signatures.

(d) Each owner or operator of an affected source under this subpart shall keep records as specified in paragraphs (d)(1) and (2) of this section.

(1) Records of the occurrence and duration of each malfunction of operation (*i.e.*, process equipment) or the air pollution control and monitoring equipment.

(2) Records of actions taken during periods of malfunction to minimize emissions in accordance with §63.11115(a), including corrective actions to restore malfunctioning process and air pollution control and monitoring equipment to its normal or usual manner of operation.

[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4183, Jan. 24, 2011]

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### **§63.11126 What are my reporting requirements?**

(a) Each owner or operator subject to the management practices in §63.11118 shall report to the Administrator the results of all volumetric efficiency tests required under §63.11120(b). Reports submitted under this paragraph must be submitted within 180 days of the completion of the performance testing.

(b) Each owner or operator of an affected source under this subpart shall report, by March 15 of each year, the number, duration, and a brief description of each type of malfunction which occurred during the previous calendar year and which caused or may have caused any applicable emission limitation to be exceeded. The report must also include a description of actions taken by an owner or operator during a malfunction of an affected source to minimize emissions in accordance with §63.11115(a), including actions taken to correct a malfunction. No report is necessary for a calendar year in which no malfunctions occurred.

[76 FR 4183, Jan. 24, 2011]

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## **OTHER REQUIREMENTS AND INFORMATION**

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### **§63.11130 What parts of the General Provisions apply to me?**

Table 3 to this subpart shows which parts of the General Provisions apply to you.

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### **§63.11131 Who implements and enforces this subpart?**

(a) This subpart can be implemented and enforced by the U.S. EPA or a delegated authority such as the applicable State, local, or tribal agency. If the U.S. EPA Administrator has delegated authority to a State, local, or tribal agency, then that agency, in addition to the U.S. EPA, has the authority to implement and enforce this subpart.

Contact the applicable U.S. EPA Regional Office to find out if implementation and enforcement of this subpart is delegated to a State, local, or tribal agency.

(b) In delegating implementation and enforcement authority of this subpart to a State, local, or tribal agency under subpart E of this part, the authorities contained in paragraph (c) of this section are retained by the Administrator of U.S. EPA and cannot be transferred to the State, local, or tribal agency.

(c) The authorities that cannot be delegated to State, local, or tribal agencies are as specified in paragraphs (c)(1) through (3) of this section.

(1) Approval of alternatives to the requirements in §§63.11116 through 63.11118 and 63.11120.

(2) Approval of major alternatives to test methods under §63.7(e)(2)(ii) and (f), as defined in §63.90, and as required in this subpart.

(3) Approval of major alternatives to recordkeeping and reporting under §63.10(f), as defined in §63.90, and as required in this subpart.

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### **§63.11132 What definitions apply to this subpart?**

As used in this subpart, all terms not defined herein shall have the meaning given them in the Clean Air Act (CAA), or in subparts A and BBBBBB of this part. For purposes of this subpart, definitions in this section supersede definitions in other parts or subparts.

*Dual-point vapor balance system* means a type of vapor balance system in which the storage tank is equipped with an entry port for a gasoline fill pipe and a separate exit port for a vapor connection.

*Gasoline* means any petroleum distillate or petroleum distillate/alcohol blend having a Reid vapor pressure of 27.6 kilopascals or greater, which is used as a fuel for internal combustion engines.

*Gasoline cargo tank* means a delivery tank truck or railcar which is loading or unloading gasoline, or which has loaded or unloaded gasoline on the immediately previous load.

*Gasoline dispensing facility (GDF)* means any stationary facility which dispenses gasoline into the fuel tank of a motor vehicle, motor vehicle engine, nonroad vehicle, or nonroad engine, including a nonroad vehicle or nonroad engine used solely for competition. These facilities include, but are not limited to, facilities that dispense gasoline into on- and off-road, street, or highway motor vehicles, lawn equipment, boats, test engines, landscaping equipment, generators, pumps, and other gasoline-fueled engines and equipment.

*Monthly throughput* means the total volume of gasoline that is loaded into, or dispensed from, all gasoline storage tanks at each GDF during a month. Monthly throughput is calculated by summing the volume of gasoline loaded into, or dispensed from, all gasoline storage tanks at each GDF during the current day, plus the total volume of gasoline loaded into, or dispensed from, all gasoline storage tanks at each GDF during the previous 364 days, and then dividing that sum by 12.

*Motor vehicle* means any self-propelled vehicle designed for transporting persons or property on a street or highway.



*Nonroad engine* means an internal combustion engine (including the fuel system) that is not used in a motor vehicle or a vehicle used solely for competition, or that is not subject to standards promulgated under section 7411 of this title or section 7521 of this title.

*Nonroad vehicle* means a vehicle that is powered by a nonroad engine, and that is not a motor vehicle or a vehicle used solely for competition.

*Submerged filling* means, for the purposes of this subpart, the filling of a gasoline storage tank through a submerged fill pipe whose discharge is no more than the applicable distance specified in §63.11117(b) from the bottom of the tank. Bottom filling of gasoline storage tanks is included in this definition.

*Vapor balance system* means a combination of pipes and hoses that create a closed system between the vapor spaces of an unloading gasoline cargo tank and a receiving storage tank such that vapors displaced from the storage tank are transferred to the gasoline cargo tank being unloaded.

*Vapor-tight* means equipment that allows no loss of vapors. Compliance with vapor-tight requirements can be determined by checking to ensure that the concentration at a potential leak source is not equal to or greater than 100 percent of the Lower Explosive Limit when measured with a combustible gas detector, calibrated with propane, at a distance of 1 inch from the source.

*Vapor-tight gasoline cargo tank* means a gasoline cargo tank which has demonstrated within the 12 preceding months that it meets the annual certification test requirements in §63.11092(f) of this part.

[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4183, Jan. 24, 2011]

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**Table 1 to Subpart CCCCCC of Part 63—Applicability Criteria and Management Practices for Gasoline Dispensing Facilities With Monthly Throughput of 100,000 Gallons of Gasoline or More<sup>1</sup>**

If you own or operate	Then you must
1. A new, reconstructed, or existing GDF subject to §63.11118	Install and operate a vapor balance system on your gasoline storage tanks that meets the design criteria in paragraphs (a) through (h).
	(a) All vapor connections and lines on the storage tank shall be equipped with closures that seal upon disconnect.
	(b) The vapor line from the gasoline storage tank to the gasoline cargo tank shall be vapor-tight, as defined in §63.11132.
	(c) The vapor balance system shall be designed such that the pressure in the tank truck does not exceed 18 inches water pressure or 5.9 inches water vacuum during product transfer.
	(d) The vapor recovery and product adaptors, and the method of connection with the delivery elbow, shall be designed so as to prevent the over-tightening or loosening of fittings during normal delivery operations.
	(e) If a gauge well separate from the fill tube is used, it shall be

	provided with a submerged drop tube that extends the same distance from the bottom of the storage tank as specified in §63.11117(b).
	(f) Liquid fill connections for all systems shall be equipped with vapor-tight caps.
	(g) Pressure/vacuum (PV) vent valves shall be installed on the storage tank vent pipes. The pressure specifications for PV vent valves shall be: a positive pressure setting of 2.5 to 6.0 inches of water and a negative pressure setting of 6.0 to 10.0 inches of water. The total leak rate of all PV vent valves at an affected facility, including connections, shall not exceed 0.17 cubic foot per hour at a pressure of 2.0 inches of water and 0.63 cubic foot per hour at a vacuum of 4 inches of water.
	(h) The vapor balance system shall be capable of meeting the static pressure performance requirement of the following equation:
	$P_f = 2e^{-500.887/v}$
	Where:
	$P_f$ = Minimum allowable final pressure, inches of water.
	$v$ = Total ullage affected by the test, gallons.
	$e$ = Dimensionless constant equal to approximately 2.718.
	$2$ = The initial pressure, inches water.
2. A new or reconstructed GDF, or any storage tank(s) constructed after November 9, 2006, at an existing affected facility subject to §63.11118	Equip your gasoline storage tanks with a dual-point vapor balance system, as defined in §63.11132, and comply with the requirements of item 1 in this Table.

<sup>1</sup>The management practices specified in this Table are not applicable if you are complying with the requirements in §63.11118(b)(2), except that if you are complying with the requirements in §63.11118(b)(2)(i)(B), you must operate using management practices at least as stringent as those listed in this Table.

[73 FR 1945, Jan. 10, 2008, as amended at 73 FR 35944, June 25, 2008; 76 FR 4184, Jan. 24, 2011]

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**Table 2 to Subpart CCCCC of Part 63—Applicability Criteria and Management Practices for Gasoline Cargo Tanks Unloading at Gasoline Dispensing Facilities With Monthly Throughput of 100,000 Gallons of Gasoline or More**

<b>If you own or operate</b>	<b>Then you must</b>
------------------------------	----------------------

A gasoline cargo tank	Not unload gasoline into a storage tank at a GDF subject to the control requirements in this subpart unless the following conditions are met:
	(i) All hoses in the vapor balance system are properly connected,
	(ii) The adapters or couplers that attach to the vapor line on the storage tank have closures that seal upon disconnect,
	(iii) All vapor return hoses, couplers, and adapters used in the gasoline delivery are vapor-tight,
	(iv) All tank truck vapor return equipment is compatible in size and forms a vapor-tight connection with the vapor balance equipment on the GDF storage tank, and
	(v) All hatches on the tank truck are closed and securely fastened.
	(vi) The filling of storage tanks at GDF shall be limited to unloading from vapor-tight gasoline cargo tanks. Documentation that the cargo tank has met the specifications of EPA Method 27 shall be carried with the cargo tank, as specified in §63.11125(c).

[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4184, Jan. 24, 2011]

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**Table 3 to Subpart CCCCCC of Part 63—Applicability of General Provisions**

<b>Citation</b>	<b>Subject</b>	<b>Brief description</b>	<b>Applies to subpart CCCCCC</b>
§63.1	Applicability	Initial applicability determination; applicability after standard established; permit requirements; extensions, notifications	Yes, specific requirements given in §63.11111.
§63.1(c)(2)	Title V Permit	Requirements for obtaining a title V permit from the applicable permitting authority	Yes, §63.11111(f) of subpart CCCCCC exempts identified area sources from the obligation to obtain title V operating permits.
§63.2	Definitions	Definitions for part 63 standards	Yes, additional definitions in §63.11132.
§63.3	Units and Abbreviations	Units and abbreviations for part 63 standards	Yes.
§63.4	Prohibited Activities and	Prohibited activities;	Yes.

	Circumvention	Circumvention, severability	
§63.5	Construction/Reconstruction	Applicability; applications; approvals	Yes, except that these notifications are not required for facilities subject to §63.11116
§63.6(a)	Compliance with Standards/Operation & Maintenance—Applicability	General Provisions apply unless compliance extension; General Provisions apply to area sources that become major	Yes.
§63.6(b)(1)-(4)	Compliance Dates for New and Reconstructed Sources	Standards apply at effective date; 3 years after effective date; upon startup; 10 years after construction or reconstruction commences for CAA section 112(f)	Yes.
§63.6(b)(5)	Notification	Must notify if commenced construction or reconstruction after proposal	Yes.
§63.6(b)(6)	[Reserved]		
§63.6(b)(7)	Compliance Dates for New and Reconstructed Area Sources That Become Major	Area sources that become major must comply with major source standards immediately upon becoming major, regardless of whether required to comply when they were an area source	No.
§63.6(c)(1)-(2)	Compliance Dates for Existing Sources	Comply according to date in this subpart, which must be no later than 3 years after effective date; for CAA section 112(f) standards, comply within 90 days of effective date unless compliance extension	No, §63.11113 specifies the compliance dates.
§63.6(c)(3)-(4)	[Reserved]		
§63.6(c)(5)	Compliance Dates for Existing Area Sources That	Area sources That become major must comply with	No.

	Become Major	major source standards by date indicated in this subpart or by equivalent time period (e.g., 3 years)	
§63.6(d)	[Reserved]		
63.6(e)(1)(i)	General duty to minimize emissions	Operate to minimize emissions at all times; information Administrator will use to determine if operation and maintenance requirements were met.	No. See §63.11115 for general duty requirement.
63.6(e)(1)(ii)	Requirement to correct malfunctions ASAP	Owner or operator must correct malfunctions as soon as possible.	No.
§63.6(e)(2)	[Reserved]		
§63.6(e)(3)	Startup, Shutdown, and Malfunction (SSM) Plan	Requirement for SSM plan; content of SSM plan; actions during SSM	No.
§63.6(f)(1)	Compliance Except During SSM	You must comply with emission standards at all times except during SSM	No.
§63.6(f)(2)-(3)	Methods for Determining Compliance	Compliance based on performance test, operation and maintenance plans, records, inspection	Yes.
§63.6(g)(1)-(3)	Alternative Standard	Procedures for getting an alternative standard	Yes.
§63.6(h)(1)	Compliance with Opacity/Visible Emission (VE) Standards	You must comply with opacity/VE standards at all times except during SSM	No.
§63.6(h)(2)(i)	Determining Compliance with Opacity/VE Standards	If standard does not State test method, use EPA Method 9 for opacity in appendix A of part 60 of this chapter and EPA Method 22 for VE in appendix A of part 60 of this chapter	No.
§63.6(h)(2)(ii)	[Reserved]		

§63.6(h)(2)(iii)	Using Previous Tests To Demonstrate Compliance With Opacity/VE Standards	Criteria for when previous opacity/VE testing can be used to show compliance with this subpart	No.
§63.6(h)(3)	[Reserved]		
§63.6(h)(4)	Notification of Opacity/VE Observation Date	Must notify Administrator of anticipated date of observation	No.
§63.6(h)(5)(i), (iii)-(v)	Conducting Opacity/VE Observations	Dates and schedule for conducting opacity/VE observations	No.
§63.6(h)(5)(ii)	Opacity Test Duration and Averaging Times	Must have at least 3 hours of observation with 30 6-minute averages	No.
§63.6(h)(6)	Records of Conditions During Opacity/VE Observations	Must keep records available and allow Administrator to inspect	No.
§63.6(h)(7)(i)	Report Continuous Opacity Monitoring System (COMS) Monitoring Data From Performance Test	Must submit COMS data with other performance test data	No.
§63.6(h)(7)(ii)	Using COMS Instead of EPA Method 9	Can submit COMS data instead of EPA Method 9 results even if rule requires EPA Method 9 in appendix A of part 60 of this chapter, but must notify Administrator before performance test	No.
§63.6(h)(7)(iii)	Averaging Time for COMS During Performance Test	To determine compliance, must reduce COMS data to 6-minute averages	No.
§63.6(h)(7)(iv)	COMS Requirements	Owner/operator must demonstrate that COMS performance evaluations are conducted according to §63.8(e); COMS are properly maintained and operated according to §63.8(c) and data quality as §63.8(d)	No.

§63.6(h)(7)(v)	Determining Compliance with Opacity/VE Standards	COMS is probable but not conclusive evidence of compliance with opacity standard, even if EPA Method 9 observation shows otherwise. Requirements for COMS to be probable evidence-proper maintenance, meeting Performance Specification 1 in appendix B of part 60 of this chapter, and data have not been altered	No.
§63.6(h)(8)	Determining Compliance with Opacity/VE Standards	Administrator will use all COMS, EPA Method 9 (in appendix A of part 60 of this chapter), and EPA Method 22 (in appendix A of part 60 of this chapter) results, as well as information about operation and maintenance to determine compliance	No.
§63.6(h)(9)	Adjusted Opacity Standard	Procedures for Administrator to adjust an opacity standard	No.
§63.6(i)(1)-(14)	Compliance Extension	Procedures and criteria for Administrator to grant compliance extension	Yes.
§63.6(j)	Presidential Compliance Exemption	President may exempt any source from requirement to comply with this subpart	Yes.
§63.7(a)(2)	Performance Test Dates	Dates for conducting initial performance testing; must conduct 180 days after compliance date	Yes.
§63.7(a)(3)	CAA Section 114 Authority	Administrator may require a performance test under CAA section 114 at any time	Yes.
§63.7(b)(1)	Notification of Performance	Must notify Administrator	Yes.

	Test	60 days before the test	
§63.7(b)(2)	Notification of Re-scheduling	If have to reschedule performance test, must notify Administrator of rescheduled date as soon as practicable and without delay	Yes.
§63.7(c)	Quality Assurance (QA)/Test Plan	Requirement to submit site-specific test plan 60 days before the test or on date Administrator agrees with; test plan approval procedures; performance audit requirements; internal and external QA procedures for testing	Yes.
§63.7(d)	Testing Facilities	Requirements for testing facilities	Yes.
63.7(e)(1)	Conditions for Conducting Performance Tests	Performance test must be conducted under representative conditions	No, §63.11120(c) specifies conditions for conducting performance tests.
§63.7(e)(2)	Conditions for Conducting Performance Tests	Must conduct according to this subpart and EPA test methods unless Administrator approves alternative	Yes.
§63.7(e)(3)	Test Run Duration	Must have three test runs of at least 1 hour each; compliance is based on arithmetic mean of three runs; conditions when data from an additional test run can be used	Yes.
§63.7(f)	Alternative Test Method	Procedures by which Administrator can grant approval to use an intermediate or major change, or alternative to a test method	Yes.
§63.7(g)	Performance Test Data Analysis	Must include raw data in performance test report;	Yes.



		must submit performance test data 60 days after end of test with the Notification of Compliance Status; keep data for 5 years	
§63.7(h)	Waiver of Tests	Procedures for Administrator to waive performance test	Yes.
§63.8(a)(1)	Applicability of Monitoring Requirements	Subject to all monitoring requirements in standard	Yes.
§63.8(a)(2)	Performance Specifications	Performance Specifications in appendix B of 40 CFR part 60 apply	Yes.
§63.8(a)(3)	[Reserved]		
§63.8(a)(4)	Monitoring of Flares	Monitoring requirements for flares in §63.11 apply	Yes.
§63.8(b)(1)	Monitoring	Must conduct monitoring according to standard unless Administrator approves alternative	Yes.
§63.8(b)(2)-(3)	Multiple Effluents and Multiple Monitoring Systems	Specific requirements for installing monitoring systems; must install on each affected source or after combined with another affected source before it is released to the atmosphere provided the monitoring is sufficient to demonstrate compliance with the standard; if more than one monitoring system on an emission point, must report all monitoring system results, unless one monitoring system is a backup	No.
§63.8(c)(1)	Monitoring System Operation and Maintenance	Maintain monitoring system in a manner consistent with good air pollution control practices	No.

§63.8(c)(1)(i)-(iii)	Operation and Maintenance of Continuous Monitoring Systems (CMS)	Must maintain and operate each CMS as specified in §63.6(e)(1); must keep parts for routine repairs readily available; must develop a written SSM plan for CMS, as specified in §63.6(e)(3)	No.
§63.8(c)(2)-(8)	CMS Requirements	Must install to get representative emission or parameter measurements; must verify operational status before or at performance test	No.
§63.8(d)	CMS Quality Control	Requirements for CMS quality control, including calibration, etc.; must keep quality control plan on record for 5 years; keep old versions for 5 years after revisions	No.
§63.8(e)	CMS Performance Evaluation	Notification, performance evaluation test plan, reports	No.
§63.8(f)(1)-(5)	Alternative Monitoring Method	Procedures for Administrator to approve alternative monitoring	No.
§63.8(f)(6)	Alternative to Relative Accuracy Test	Procedures for Administrator to approve alternative relative accuracy tests for continuous emissions monitoring system (CEMS)	No.
§63.8(g)	Data Reduction	COMS 6-minute averages calculated over at least 36 evenly spaced data points; CEMS 1 hour averages computed over at least 4 equally spaced data points; data that cannot be used in average	No.
§63.9(a)	Notification Requirements	Applicability and State delegation	Yes.
§63.9(b)(1)-(2),	Initial Notifications	Submit notification within	Yes.

(4)-(5)		120 days after effective date; notification of intent to construct/reconstruct, notification of commencement of construction/reconstruction, notification of startup; contents of each	
§63.9(c)	Request for Compliance Extension	Can request if cannot comply by date or if installed best available control technology or lowest achievable emission rate	Yes.
§63.9(d)	Notification of Special Compliance Requirements for New Sources	For sources that commence construction between proposal and promulgation and want to comply 3 years after effective date	Yes.
§63.9(e)	Notification of Performance Test	Notify Administrator 60 days prior	Yes.
§63.9(f)	Notification of VE/Opacity Test	Notify Administrator 30 days prior	No.
§63.9(g)	Additional Notifications when Using CMS	Notification of performance evaluation; notification about use of COMS data; notification that exceeded criterion for relative accuracy alternative	Yes, however, there are no opacity standards.
§63.9(h)(1)-(6)	Notification of Compliance Status	Contents due 60 days after end of performance test or other compliance demonstration, except for opacity/VE, which are due 30 days after; when to submit to Federal vs. State authority	Yes, however, there are no opacity standards.
§63.9(i)	Adjustment of Submittal Deadlines	Procedures for Administrator to approve change when notifications must be submitted	Yes.
§63.9(j)	Change in Previous	Must submit within 15 days	Yes.

	Information	after the change	
§63.10(a)	Recordkeeping/Reporting	Applies to all, unless compliance extension; when to submit to Federal vs. State authority; procedures for owners of more than one source	Yes.
§63.10(b)(1)	Recordkeeping/Reporting	General requirements; keep all records readily available; keep for 5 years	Yes.
§63.10(b)(2)(i)	Records related to SSM	Recordkeeping of occurrence and duration of startups and shutdowns	No.
§63.10(b)(2)(ii)	Records related to SSM	Recordkeeping of malfunctions	No. <i>See</i> §63.11125(d) for recordkeeping of (1) occurrence and duration and (2) actions taken during malfunction.
§63.10(b)(2)(iii)	Maintenance records	Recordkeeping of maintenance on air pollution control and monitoring equipment	Yes.
§63.10(b)(2)(iv)	Records Related to SSM	Actions taken to minimize emissions during SSM	No.
§63.10(b)(2)(v)	Records Related to SSM	Actions taken to minimize emissions during SSM	No.
§63.10(b)(2)(vi)-(xi)	CMS Records	Malfunctions, inoperative, out-of-control periods	No.
§63.10(b)(2)(xii)	Records	Records when under waiver	Yes.
§63.10(b)(2)(xiii)	Records	Records when using alternative to relative accuracy test	Yes.
§63.10(b)(2)(xiv)	Records	All documentation supporting Initial Notification and Notification of Compliance Status	Yes.
§63.10(b)(3)	Records	Applicability	Yes.

		determinations	
§63.10(c)	Records	Additional records for CMS	No.
§63.10(d)(1)	General Reporting Requirements	Requirement to report	Yes.
§63.10(d)(2)	Report of Performance Test Results	When to submit to Federal or State authority	Yes.
§63.10(d)(3)	Reporting Opacity or VE Observations	What to report and when	No.
§63.10(d)(4)	Progress Reports	Must submit progress reports on schedule if under compliance extension	Yes.
§63.10(d)(5)	SSM Reports	Contents and submission	No. <i>See</i> §63.11126(b) for malfunction reporting requirements.
§63.10(e)(1)-(2)	Additional CMS Reports	Must report results for each CEMS on a unit; written copy of CMS performance evaluation; two-three copies of COMS performance evaluation	No.
§63.10(e)(3)(i)-(iii)	Reports	Schedule for reporting excess emissions	No.
§63.10(e)(3)(iv)-(v)	Excess Emissions Reports	Requirement to revert to quarterly submission if there is an excess emissions and parameter monitor exceedances (now defined as deviations); provision to request semiannual reporting after compliance for 1 year; submit report by 30th day following end of quarter or calendar half; if there has not been an exceedance or excess emissions (now defined as deviations), report contents in a statement that there have been no deviations; must submit report	No.

		containing all of the information in §§63.8(c)(7)-(8) and 63.10(c)(5)-(13)	
§63.10(e)(3)(iv)-(v)	Excess Emissions Reports	Requirement to revert to quarterly submission if there is an excess emissions and parameter monitor exceedances (now defined as deviations); provision to request semiannual reporting after compliance for 1 year; submit report by 30th day following end of quarter or calendar half; if there has not been an exceedance or excess emissions (now defined as deviations), report contents in a statement that there have been no deviations; must submit report containing all of the information in §§63.8(c)(7)-(8) and 63.10(c)(5)-(13)	No, §63.11130(K) specifies excess emission events for this subpart.
§63.10(e)(3)(vi)-(viii)	Excess Emissions Report and Summary Report	Requirements for reporting excess emissions for CMS; requires all of the information in §§63.10(c)(5)-(13) and 63.8(c)(7)-(8)	No.
§63.10(e)(4)	Reporting COMS Data	Must submit COMS data with performance test data	No.
§63.10(f)	Waiver for Recordkeeping/Reporting	Procedures for Administrator to waive	Yes.
§63.11(b)	Flares	Requirements for flares	No.
§63.12	Delegation	State authority to enforce standards	Yes.
§63.13	Addresses	Addresses where reports, notifications, and requests are sent	Yes.
§63.14	Incorporations by Reference	Test methods incorporated by reference	Yes.

§63.15	Availability of Information	Public and confidential information	Yes.
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[73 FR 1945, Jan. 10, 2008, as amended at 76 FR 4184, Jan. 24, 2011]

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**Appendix G:**  
*40 C.F.R. Part 75*



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Title 40: Protection of Environment

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## **PART 75—CONTINUOUS EMISSION MONITORING**

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AUTHORITY: 42 U.S.C. 7601 and 7651K, and 7651K note.

SOURCE: 58 FR 3701, Jan. 11, 1993, unless otherwise noted.

EDITORIAL NOTE: Nomenclature changes to part 75 appear at 67 FR 40476, June 12, 2002.

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## Subpart A—General

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### §75.1 Purpose and scope.

(a) *Purpose.* The purpose of this part is to establish requirements for the monitoring, recordkeeping, and reporting of sulfur dioxide (SO<sub>2</sub>), nitrogen oxides (NO<sub>x</sub>), and carbon dioxide (CO<sub>2</sub>) emissions, volumetric flow, and opacity data from affected units under the Acid Rain Program pursuant to sections 412 and 821 of the CAA, 42 U.S.C. 7401-7671q as amended by Public Law 101-549 (November 15, 1990) [the Act]. In addition, this part sets forth provisions for the monitoring, recordkeeping, and reporting of NO<sub>x</sub> mass emissions with which EPA, individual States, or groups of States may require sources to comply in order to demonstrate compliance with a NO<sub>x</sub> mass emission reduction program, to the extent these provisions are adopted as requirements under such a program.

(b) *Scope.* (1) The regulations established under this part include general requirements for the installation, certification, operation, and maintenance of continuous emission or opacity monitoring systems and specific requirements for the monitoring of SO<sub>2</sub> emissions, volumetric flow, NO<sub>x</sub> emissions, opacity, CO<sub>2</sub> emissions and SO<sub>2</sub> emissions removal by qualifying Phase I technologies. Specifications for the installation and performance of continuous emission monitoring systems, certification tests and procedures, and quality assurance tests and procedures are included in appendices A and B to this part. Criteria for alternative monitoring systems and provisions to account for missing data from certified continuous emission monitoring systems or approved alternative monitoring systems are also included in the regulation.

(2) Statistical estimation procedures for missing data are included in appendix C to this part. Optional protocols for estimating SO<sub>2</sub> mass emissions from gas-fired or oil-fired units and NO<sub>x</sub> emissions from gas-fired peaking or oil-fired peaking units are included in appendices D and E, respectively, to this part. Requirements for recording and recordkeeping of monitoring data and for quarterly electronic reporting also are specified. Procedures for conversion of monitoring data into units of the standard are included in appendix F to this part. Procedures for the monitoring and calculation of CO<sub>2</sub> emissions are included in appendix G of this part.

[58 FR 3701, Jan. 11, 1993; 58 FR 34126, June 23, 1993; 58 FR 40747, July 30, 1993; 63 FR 57498, Oct. 27, 1999; 67 FR 40421, June 12, 2002]

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## **§75.2 Applicability.**

(a) Except as provided in paragraphs (b) and (c) of this section, the provisions of this part apply to each affected unit subject to Acid Rain emission limitations or reduction requirements for SO<sub>2</sub> or NO<sub>x</sub>.

(b) The provisions of this part do not apply to:

(1) A new unit for which a written exemption has been issued under §72.7 of this chapter (any new unit that serves one or more generators with total nameplate capacity of 25 MWe or less and burns only fuels with a sulfur content of 0.05 percent or less by weight may apply to the Administrator for an exemption); or

(2) Any unit not subject to the requirements of the Acid Rain Program due to operation of any paragraph of §72.6(b) of this chapter; or

(3) An affected unit for which a written exemption has been issued under §72.8 of this chapter and an exception granted under §75.67 of this part.

(c) The provisions of this part apply to sources subject to a State or federal NO<sub>x</sub> mass emission reduction program, to the extent these provisions are adopted as requirements under such a program.

[58 FR 3701, Jan. 11, 1993, as amended at 58 FR 15716, Mar. 23, 1993; 60 FR 26516, May 17, 1995; 63 FR 57499, Oct. 27, 1998; 70 FR 28678, May 18, 2005; 76 FR 17306, Mar. 28, 2011]

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## **§75.3 General Acid Rain Program provisions.**

The provisions of part 72, including the following, shall apply to this part:

- (a) §72.2 (Definitions);
- (b) §72.3 (Measurements, Abbreviations, and Acronyms);
- (c) §72.4 (Federal Authority);
- (d) §72.5 (State Authority);
- (e) §72.6 (Applicability);
- (f) §72.7 (New Unit Exemption);
- (g) §72.8 (Retired Units Exemption);
- (h) §72.9 (Standard Requirements);
- (i) §72.10 (Availability of Information); and
- (j) §72.11 (Computation of Time).

In addition, the procedures for appeals of decisions of the Administrator under this part are contained in part 78 of this chapter.

#### **§75.4 Compliance dates.**

(a) The provisions of this part apply to each existing Phase I and Phase II unit on February 10, 1993. For substitution or compensating units that are so designated under the Acid Rain permit which governs that unit and contains the approved substitution or reduced utilization plan, pursuant to §72.41 or §72.43 of this chapter, the provisions of this part become applicable upon the issuance date of the Acid Rain permit. For combustion sources seeking to enter the Opt-in Program in accordance with part 74 of this chapter, the provisions of this part become applicable upon the submission of an opt-in permit application in accordance with §74.14 of this chapter. The provisions of this part for the monitoring, recording, and reporting of NO<sub>x</sub> mass emissions become applicable on the deadlines specified in the applicable State or federal NO<sub>x</sub> mass emission reduction program, to the extent these provisions are adopted as requirements under such a program. In accordance with §75.20, the owner or operator of each existing affected unit shall ensure that all monitoring systems required by this part for monitoring SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, opacity, moisture and volumetric flow are installed and that all certification tests are completed no later than the following dates (except as provided in paragraphs (d) through (i) of this section):

(1) For a unit listed in table 1 of §73.10(a) of this chapter, November 15, 1993.

(2) For a substitution or a compensating unit that is designated under an approved substitution plan or reduced utilization plan pursuant to §72.41 or §72.43 of this chapter, or for a unit that is designated an early election unit under an approved NO<sub>x</sub> compliance plan pursuant to part 76 of this chapter, that is not conditionally approved and that is effective for 1995, the earlier of the following dates:

(i) January 1, 1995; or

(ii) 90 days after the issuance date of the Acid Rain permit (or date of approval of permit revision) that governs the unit and contains the approved substitution plan, reduced utilization plan, or NO<sub>x</sub> compliance plan.

(3) For either a Phase II unit, other than a gas-fired unit or an oil-fired unit, or a substitution or compensating unit that is not a substitution or compensating unit under paragraph (a)(2) of this section: January 1, 1995.

(4) For a gas-fired Phase II unit or an oil-fired Phase II unit, January 1, 1995, except that installation and certification tests for continuous emission monitoring systems for NO<sub>x</sub> and CO<sub>2</sub> or excepted monitoring systems for NO<sub>x</sub> under appendix E or CO<sub>2</sub> estimation under appendix G of this part shall be completed as follows:

(i) For an oil-fired Phase II unit or a gas-fired Phase II unit located in an ozone nonattainment area or the ozone transport region, not later than July 1, 1995; or

(ii) For an oil-fired Phase II unit or a gas-fired Phase II unit not located in an ozone nonattainment area or the ozone transport region, not later than January 1, 1996.

(5) For combustion sources seeking to enter the Opt-in Program in accordance with part 74 of this chapter, the expiration date of a combustion source's opt-in permit under §74.14(e) of this chapter.

(b) In accordance with §75.20, the owner or operator of each new affected unit shall ensure that all monitoring systems required under this part for monitoring of SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, opacity, and volumetric flow are installed and all certification tests are completed on or before the later of the following dates:

(1) January 1, 1995, except that for a gas-fired unit or oil-fired unit located in an ozone nonattainment area or the ozone transport region, the date for installation and completion of all certification tests for NO<sub>x</sub> and CO<sub>2</sub> monitoring systems shall be July 1, 1995 and for a gas-fired unit or an oil-fired unit not located in an ozone

nonattainment area or the ozone transport region, the date for installation and completion of all certification tests for NO<sub>x</sub> and CO<sub>2</sub> monitoring systems shall be January 1, 1996; or

(2) 180 calendar days after the date the unit commences commercial operation, notice of which date shall be provided under subpart G of this part.

(c) In accordance with §75.20, the owner or operator of any unit affected under any paragraph of §72.6(a)(3) (ii) through (vii) of this chapter shall ensure that all monitoring systems required under this part for monitoring of SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, opacity, and volumetric flow are installed and all certification tests are completed on or before the later of the following dates:

(1) January 1, 1995, except that for a gas-fired unit or oil-fired unit located in an ozone nonattainment area or the ozone transport region, the date for installation and completion of all certification tests for NO<sub>x</sub> and CO<sub>2</sub> monitoring systems shall be July 1, 1995 and for a gas-fired unit or an oil-fired unit not located in an ozone nonattainment area or the ozone transport region, the date for installation and completion of all certification tests for NO<sub>x</sub> and CO<sub>2</sub> monitoring systems shall be January 1, 1996; or

(2) 180 calendar days after the date on which the unit becomes subject to the requirements of the Acid Rain Program, notice of which date shall be provided under subpart G of this part.

(d) This paragraph (d) applies to affected units under the Acid Rain Program and to units subject to a State or Federal pollutant mass emissions reduction program that adopts the emission monitoring and reporting provisions of this part. In accordance with §75.20, for an affected unit which, on the applicable compliance date, is either in long-term cold storage (as defined in §72.2 of this chapter) or is shut down as the result of a planned outage or a forced outage, thereby preventing the required continuous monitoring system certification tests from being completed by the compliance date, the owner or operator shall provide notice of such unit storage or outage in accordance with §75.61(a)(3) or §75.61(a)(7), as applicable. For the planned and unplanned unit outages described in this paragraph (d), the owner or operator shall ensure that all of the continuous monitoring systems for SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, opacity, and volumetric flow rate required under this part (or under the applicable State or Federal mass emissions reduction program) are installed and that all required certification tests are completed no later than 90 unit operating days or 180 calendar days (whichever occurs first) after the date that the unit recommences commercial operation, notice of which date shall be provided under §75.61(a)(3) or §75.61(a)(7), as applicable. The owner or operator shall determine and report SO<sub>2</sub> concentration, NO<sub>x</sub> emission rate, CO<sub>2</sub> concentration, and flow rate data (as applicable) for all unit operating hours after the applicable compliance date until all of the required certification tests are successfully completed, using either:

(1) The maximum potential concentration of SO<sub>2</sub> (as defined in section 2.1.1.1 of appendix A to this part), the maximum potential NO<sub>x</sub> emission rate, as defined in §72.2 of this chapter, the maximum potential flow rate, as defined in section 2.1.4.1 of appendix A to this part, or the maximum potential CO<sub>2</sub> concentration, as defined in section 2.1.3.1 of appendix A to this part; or

(2) The conditional data validation provisions of §75.20(b)(3); or

(3) Reference methods under §75.22(b); or

(4) Another procedure approved by the Administrator pursuant to a petition under §75.66.

(e) In accordance with §75.20, if the owner or operator of an affected unit completes construction of a new stack or flue, or a flue gas desulfurization system or add-on NO<sub>x</sub> emission controls, after the applicable deadline in paragraph (a), (b), or (c) of this section:

(1) Except as otherwise provided in paragraph (e)(3) of this section, the owner or operator shall ensure that all required certification and/or recertification and/or diagnostic tests of the monitoring systems required under this part



(i.e., the SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, O<sub>2</sub>, opacity, volumetric flow rate, and moisture monitoring systems, as applicable) are completed not later than 90 unit operating days or 180 calendar days (whichever occurs first) after:

(i) For the event of construction of a new stack or flue, the date that emissions first exit to the atmosphere through the new stack or flue, notice of which date shall be provided under subpart G of this part; or

(ii) For the event of installation of a flue gas desulfurization system or add-on NO<sub>x</sub> emission controls, the date that reagent is first injected into the flue gas desulfurization system or the add-on NO<sub>x</sub> emission controls, as applicable, notice of which date shall be provided under subpart G of this part.

(2) The owner or operator shall determine and report, as applicable, SO<sub>2</sub> concentration, NO<sub>x</sub> concentration, NO<sub>x</sub> emission rate, CO<sub>2</sub> concentration, O<sub>2</sub> concentration, volumetric flow rate, and moisture data for all unit or stack operating hours after emissions first pass through the new stack or flue, or reagent is first injected into the flue gas desulfurization system or add-on NO<sub>x</sub> emission controls, as applicable, until all required certification and/or recertification and/or diagnostic tests are successfully completed, using:

(i) Quality-assured data recorded by a previously-certified monitoring system for which the event requires no additional testing;

(ii) The applicable missing data substitution procedures under §§75.31 through 75.37;

(iii) The conditional data validation procedures of §75.20(b)(3), except that conditional data validation may, if necessary, be used for the entire window of time provided under paragraph (e)(1) of this section in lieu of the periods specified in §75.20(b)(3)(iv);

(iv) Reference methods under §75.22(b);

(v) For the event of installation of a flue gas desulfurization system or add-on NO<sub>x</sub> emission controls, quality-assured data recorded on the high measurement scale of the monitor that measures the pollutant being removed by the add-on emission controls (i.e., SO<sub>2</sub> or NO<sub>x</sub>, as applicable), if, pursuant to section 2 of appendix A to this part, two spans and ranges are required for that monitor and if the high measurement scale of the monitor has been certified according to §75.20(c), section 6 of appendix A to this part, and, if applicable, paragraph (e)(4)(i) of this section. Data recorded on the certified high scale that ordinarily would be required to be recorded on the low scale, pursuant to section 2.1.1.4(g) or 2.1.2.4(f) of appendix A to this part, may be reported as quality-assured for a period not to exceed 60 unit or stack operating days after the date and hour that reagent is first injected into the control device, after which one or more of the options provided in paragraphs (e)(2)(ii), (e)(2)(iii), (e)(2)(iv) and (e)(2)(vi) of this section must be used to report SO<sub>2</sub> or NO<sub>x</sub> concentration data (as applicable) for each operating hour in which these low emissions occur, until certification testing of the low scale of the monitor is successfully completed; or

(vi) Another procedure approved by the Administrator pursuant to a petition under §75.66.

(3) If a particular project involves both the event of new stack or flue construction and the event of installation of a flue gas desulfurization system or add-on NO<sub>x</sub> emission controls, the owner or operator shall either:

(i) Complete all of the monitoring system certification and/or recertification and/or diagnostic testing requirements of both events within the window of time provided under paragraph (e)(1)(i) of this section; or

(ii) Complete all of the monitoring system certification and/or recertification and/or diagnostic testing requirements of each event within the separate window of time applicable to such event provided under paragraph (e)(1) of this section.

(4) For the project described in paragraph (e)(3) of this section, the emissions data from each CEMS installed on the new stack recorded in the interval of time starting on the date and hour on which emissions first exit to the

atmosphere through the new stack and ending on the hour before the date and hour on which reagent is first injected into the control device may be reported as quality assured:

(i) For the CEMS that includes the monitor that measures the pollutant being removed by the add-on emission controls (*i.e.*, SO<sub>2</sub> or NO<sub>x</sub>, as applicable):

(A) Only if the relative accuracy test audit (RATA) of the high measurement scale of the monitor is successfully completed either prior to the date and hour of the first injection of reagent into the emission control device, or after that date and hour during a period when the control device is not operating, but still within the window of time provided under paragraph (e)(1)(i) of this section, and the rest of the certification tests required under §75.20(c) and section 6 of appendix A to this part for the high measurement scale of the monitor are successfully completed within the window of time provided under paragraph (e)(1)(i) of this section;

(B) Beginning with:

(1) The first unit or stack operating hour after successful completion of all of the certification tests in accordance with paragraph (e)(4)(i)(A) of this section; or

(2) The hour of the probationary calibration error test (see §75.20(b)(3)(ii)), if conditional data validation is used and all of the certification tests are successfully completed in accordance with paragraph (e)(4)(i)(A) of this section, with no test failures. If any required test is failed or aborted or is otherwise not in accordance with paragraph (e)(4)(i)(A) of this section, data validation shall be done according to §75.20(b)(3)(vii).

(ii) For a CEMS other than one addressed in paragraph (e)(4)(i) of this section:

(A) Only if the relative accuracy test audit (RATA) of the CEMS is successfully completed either prior to the date and hour of the first injection of reagent into the emission control device, or after that date and hour during a period when the control device is not operating, but still within the window of time provided under paragraph (e)(1)(i) of this section, and the rest of the certification tests required under §75.20(c) and section 6 of appendix A to this part for the CEMS are successfully completed within the window of time provided under paragraph (e)(1)(i) of this section;

(B) Beginning with:

(1) The first unit or stack operating hour after successful completion of all of the certification tests in accordance with paragraph (e)(4)(ii)(A) of this section; or

(2) The hour of the probationary calibration error test (*see* §75.20(b)(3)(ii)), if conditional data validation is used and all of the certification tests are successfully completed in accordance with paragraph (e)(4)(ii)(A) of this section, with no test failures. If any required test is failed or aborted or is otherwise not in accordance with paragraph (e)(4)(ii)(A) of this section, data validation shall be done according to §75.20(b)(3)(vii).

(f) In accordance with §75.20, the owner or operator of an affected gas-fired or oil-fired peaking unit, if planning to use appendix E of this part, shall ensure that the required certification tests for excepted monitoring systems under appendix E are completed for backup fuel, as defined in §72.2 of this chapter, no later than 90 unit operating days or 180 calendar days (whichever occurs first) after the date that the unit first combusts the backup fuel following the certification testing with the primary fuel. If the required testing is completed by this deadline, the appendix E correlation curve derived from the test results may be used for reporting data under this part beginning with the first date and hour that the backup fuel is combusted, provided that the fuel flowmeter for the backup fuel was certified as of that date and hour. If the required appendix E testing has not been successfully completed by the compliance date in this paragraph, then, until the testing is completed, the owner or operator shall report NO<sub>x</sub> emission rate data for all unit operating hours that the backup fuel is combusted using either:

- (1) The fuel-specific maximum potential NO<sub>x</sub> emission rate, as defined in §72.2 of this chapter; or
- (2) Reference methods under §75.22(b) of this part; or
- (3) Another procedure approved by the Administrator pursuant to a petition under §75.66.

(g) The provisions of this paragraph shall apply unless an owner or operator is exempt from certifying a fuel flowmeter for use during combustion of emergency fuel under section 2.1.4.3 of appendix D to this part, in which circumstance the provisions of section 2.1.4.3 of appendix D shall apply. In accordance with §75.20, whenever the owner or operator of a gas-fired or oil-fired unit uses an excepted monitoring system under appendix D or E of this part and combusts emergency fuel as defined in §72.2 of this chapter, then the owner or operator shall ensure that a fuel flowmeter measuring emergency fuel is installed and the required certification tests for excepted monitoring systems are completed by no later than 30 unit operating days after the first date after January 1, 1995 that the unit combusts emergency fuel. For all unit operating hours that the unit combusts emergency fuel after January 1, 1995 until the owner or operator installs a flowmeter for emergency fuel and successfully completes all required certification tests, the owner or operator shall determine and report SO<sub>2</sub> mass emission data using either:

- (1) The maximum potential fuel flow rate, as described in appendix D of this part, and the maximum sulfur content of the fuel, as described in section 2.1.1.1 of appendix A of this part;
- (2) Reference methods under §75.22(b) of this part; or
- (3) Another procedure approved by the Administrator pursuant to a petition under §75.66.

(h) [Reserved]

(i) In accordance with §75.20, the owner or operator of each affected unit at which SO<sub>2</sub> concentration is measured on a dry basis or at which moisture corrections are required to account for CO<sub>2</sub> emissions, NO<sub>x</sub> emission rate in lb/mmBtu, heat input, or NO<sub>x</sub> mass emissions for units in a NO<sub>x</sub> mass reduction program, shall ensure that the continuous moisture monitoring system required by this part is installed and that all applicable initial certification tests required under §75.20(c)(5), (c)(6), or (c)(7) for the continuous moisture monitoring system are completed no later than the following dates:

- (1) April 1, 2000, for a unit that is existing and has commenced commercial operation by January 2, 2000;
- (2) For a new affected unit which has not commenced commercial operation by January 2, 2000, 90 unit operating days or 180 calendar days (whichever occurs first) after the date the unit commences commercial operation; or
- (3) For an existing unit that is shutdown and is not yet operating by April 1, 2000, 90 unit operating days or 180 calendar days (whichever occurs first) after the date that the unit recommences commercial operation.

(j) If the certification tests required under paragraph (b) or (c) of this section have not been completed by the applicable compliance date, the owner or operator shall determine and report SO<sub>2</sub> concentration, NO<sub>x</sub> emission rate, CO<sub>2</sub> concentration, and flow rate data for all unit operating hours after the applicable compliance date in this paragraph until all required certification tests are successfully completed using either:

- (1) The maximum potential concentration of SO<sub>2</sub>, as defined in section 2.1.1.1 of appendix A to this part, the maximum potential NO<sub>x</sub> emission rate, as defined in §72.2 of this chapter, the maximum potential flow rate, as defined in section 2.1.4.1 of appendix A to this part, or the maximum potential CO<sub>2</sub> concentration, as defined in section 2.1.3.1 of appendix A to this part;
- (2) Reference methods under §75.22(b); or

(3) Another procedure approved by the Administrator pursuant to a petition under §75.66.

[60 FR 17131, Apr. 4, 1995, as amended at 60 FR 26516, May 17, 1995; 63 FR 57499, Oct. 27, 1998; 64 FR 28588, May 26, 1999; 67 FR 40421, June 12, 2002; 73 FR 4340, Jan. 24, 2008; 76 FR 17306, Mar. 28, 2011; 76 FR 50132, Aug. 12, 2011]

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### **§75.5 Prohibitions.**

(a) A violation of any applicable regulation in this part by the owners or operators or the designated representative of an affected source or an affected unit is a violation of the Act.

(b) No owner or operator of an affected unit shall operate the unit without complying with the requirements of §§75.2 through 75.75 and appendices A through G to this part.

(c) No owner or operator of an affected unit shall use any alternative monitoring system, alternative reference method, or any other alternative for the required continuous emission monitoring system without having obtained the Administrator's prior written approval in accordance with §§75.23, 75.48 and 75.66.

(d) No owner or operator of an affected unit shall operate the unit so as to discharge, or allow to be discharged, emissions of SO<sub>2</sub>, NO<sub>x</sub> or CO<sub>2</sub> to the atmosphere without accounting for all such emissions in accordance with the provisions of §§75.10 through 75.19.

(e) No owner or operator of an affected unit shall disrupt the continuous emission monitoring system, any portion thereof, or any other approved emission monitoring method, and thereby avoid monitoring and recording SO<sub>2</sub>, NO<sub>x</sub>, or CO<sub>2</sub> emissions discharged to the atmosphere, except for periods of recertification, or periods when calibration, quality assurance, or maintenance is performed pursuant to §75.21 and appendix B of this part.

(f) No owner or operator of an affected unit shall retire or permanently discontinue use of the continuous emission monitoring system, any component thereof, the continuous opacity monitoring system, or any other approved emission monitoring system under this part, except under any one of the following circumstances:

(1) During the period that the unit is covered by an approved retired unit exemption under §72.8 of this chapter that is in effect; or

(2) The owner or operator is monitoring emissions from the unit with another certified monitoring system or an excepted methodology approved by the Administrator for use at that unit that provides emissions data for the same pollutant or parameter as the retired or discontinued monitoring system; or

(3) The designated representative submits notification of the date of recertification testing of a replacement monitoring system in accordance with §§75.20 and 75.61, and the owner or operator recertifies thereafter a replacement monitoring system in accordance with §75.20.

[58 FR 3701, Jan. 11, 1993, as amended at 58 FR 40747, July 30, 1993; 60 FR 26517, May 17, 1995; 64 FR 28589, May 26, 1999]

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### **§75.6 Incorporation by reference.**

The materials listed in this section are incorporated by reference in the corresponding sections noted. These incorporations by reference were approved by the Director of the Federal Register in accordance with 5 U.S.C.

552(a) and 1 CFR part 51. These materials are incorporated as they existed on the date of approval, and a notice of any change in these materials will be published in the FEDERAL REGISTER. The materials are available for purchase at the corresponding address noted below and are available for inspection at the Public Information Reference Unit of the U.S. EPA, 401 M St., SW., Washington, DC and at the Library (MD-35), U.S. EPA, Research Triangle Park, North Carolina or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: [http://www.archives.gov/federal\\_register/code\\_of\\_federal\\_regulations/ibr\\_locations.html](http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html).

(a) The following materials are available for purchase from the following address: American Society for Testing and Material (ASTM) International, 100 Barr Harbor Drive, P.O. Box C700, West Conshohocken, Pennsylvania, 19428-2959, phone: 610-832-9585, [http://www.astm.org/DIGITAL\\_LIBRARY/index.shtml](http://www.astm.org/DIGITAL_LIBRARY/index.shtml).

(1) ASTM D129-00, Standard Test Method for Sulfur in Petroleum Products (General Bomb Method), for appendices A and D of this part.

(2) D240-00, Standard Test Method for Heat of Combustion of Liquid Hydrocarbon Fuels by Bomb Calorimeter, for appendices A, D and F of this part.

(3) ASTM D287-92 (Reapproved 2000), Standard Test Method for API Gravity of Crude Petroleum and Petroleum Products (Hydrometer Method), for appendix D of this part.

(4) ASTM D388-99, Standard Classification of Coals by Rank, incorporation by reference for appendix F of this part.

(5) [Reserved]

(6) ASTM D1072-06, Standard Test Method for Total Sulfur in Fuel Gases by Combustion and Barium Chloride Titration, for appendix D of this part.

(7) ASTM D1217-993 (Reapproved 1998), Standard Test Method for Density and Relative Density (Specific Gravity) of Liquids by Bingham Pycnometer, for appendix D of this part.

(8) ASTM D1250-07 , Standard Guide for Use of the Petroleum Measurement Tables, for appendix D of this part.

(9) ASTM D1298-99, Standard Test Method for Density, Relative Density (Specific Gravity) or API Gravity of Crude Petroleum and Liquid Petroleum Products by Hydrometer Method, for appendix D of this part.

(10) ASTM D1480-93 (Reapproved 1997), Standard Test Method for Density and Relative Density (Specific Gravity) of Viscous Materials by Bingham Pycnometer, for appendix D of this part.

(11) ASTM D1481-93 (Reapproved 1997), Standard Test Method for Density and Relative Density (Specific Gravity) of Viscous Materials by Lipkin Bicapillary Pycnometer, for appendix D of this part.

(12) ASTM D1552-01, Standard Test Method for Sulfur in Petroleum Products (High-Temperature Method), for appendices A and D of the part.

(13) ASTM D1826-94 (Reapproved 1998), Standard Test Method for Calorific (Heating) Value of Gases in Natural Gas Range by Continuous Recording Calorimeter, for appendices D and F to this part.

(14) ASTM D1945-96 (Reapproved 2001), Standard Test Method for Analysis of Natural Gas by Gas Chromatography, for appendices F and G of this part.

(15) ASTM D1946-90 (Reapproved 2006), Standard Practice for Analysis of Reformed Gas by Gas Chromatography, for appendices F and G of this part.

(16) [Reserved]

(17) ASTM D2013-01, Standard Practice for Preparing Coal Samples for Analysis, for appendix F of this part.

(18) [Reserved]

(19) ASTM D2234-00, Standard Practice for Collection of a Gross Sample of Coal, for appendix F of this part.

(20) [Reserved]

(21) ASTM D2502-92 (Reapproved 1996), Standard Test Method for Estimation of Molecular Weight (Relative Molecular Mass) of Petroleum Oils from Viscosity Measurements, for appendix G of this part.

(22) ASTM D2503-92 (Reapproved 1997), Standard Test Method for Relative Molecular Mass (Molecular Weight) of Hydrocarbons by Thermoelectric Measurement of Vapor Pressure, for appendix G of this part.

(23) ASTM D2622-98, Standard Test Method for Sulfur in Petroleum Products by Wavelength Dispersive X-ray Fluorescence Spectrometry, for appendices A and D of this part.

(24) ASTM D3174-00, Standard Test Method for Ash in the Analysis Sample of Coal and Coke from Coal, for appendix G of this part.

(25) ASTM D3176-89 (Reapproved 2002), Standard Practice for Ultimate Analysis of Coal and Coke, for appendices A and F of this part.

(26) ASTM D3177-02 (Reapproved 2007), Standard Test Methods for Total Sulfur in the Analysis Sample of Coal and Coke, for appendix A of this part.

(27) ASTM D5373-02 (Reapproved 2007) Standard Test Methods for Instrumental Determination of Carbon, Hydrogen, and Nitrogen in Laboratory Samples of Coal and Coke, for appendix G of this part.

(28) ASTM D3238-95 (Reapproved 2000), Standard Test Method for Calculation of Carbon Distribution and Structural Group Analysis of Petroleum Oils by the n-d-M Method, for appendix G of this part.

(29) ASTM D3246-96, Standard Test Method for Sulfur in Petroleum Gas by Oxidative Microcoulometry, for appendix D of this part.

(30) [Reserved]

(31) ASTM D3588-98, Standard Practice for Calculating Heat Value, Compressibility Factor, and Relative Density of Gaseous Fuels, for appendices D and F to this part.

(32) ASTM D4052-96 (Reapproved 2002), Standard Test Method for Density and Relative Density of Liquids by Digital Density Meter, for appendix D of this part.

(33) ASTM D4057-95 (Reapproved 2000), Standard Practice for Manual Sampling of Petroleum and Petroleum Products, for appendix D of this part.

(34) ASTM D4177-95 (Reapproved 2000), Standard Practice for Automatic Sampling of Petroleum and Petroleum Products, for appendix D of this part.

(35) ASTM D4239-02, Standard Test Methods for Sulfur in the Analysis Sample of Coal and Coke Using High-Temperature Tube Furnace Combustion Methods, for appendix A of this part.

(36) ASTM D4294-98, Standard Test Method for Sulfur in Petroleum and Petroleum Products by Energy-Dispersive X-ray Fluorescence Spectrometry, for appendices A and D of this part.

(37) ASTM D4468-85 (Reapproved 2006), Standard Test Method for Total Sulfur in Gaseous Fuels by Hydrogenolysis and Rateometric Colorimetry, for appendix D of this part.

(38) [Reserved]

(39) ASTM D4891-89 (Reapproved 2006), Standard Test Method for Heating Value of Gases in Natural Gas Range by Stoichiometric Combustion, for appendices D and F to this part.

(40) ASTM D5291-02, Standard Test Methods for Instrumental Determination of Carbon, Hydrogen, and Nitrogen in Petroleum Products and Lubricants, for appendices F and G to this part.

(41) ASTM D5373-02 (Reapproved 2007), “Standard Test Methods for Instrumental Determination of Carbon, Hydrogen, and Nitrogen in Laboratory Samples of Coal and Coke,” for appendix G to this part.

(42) ASTM D5504-01, Standard Test Method for Determination of Sulfur Compounds in Natural Gas and Gaseous Fuels by Gas Chromatography and Chemiluminescence, for appendix D of this part.

(43) [Reserved]

(44) [Reserved]

(45) ASTM D6667-04, Standard Test Method for Determination of Total Volatile Sulfur in Gaseous Hydrocarbons and Liquefied Petroleum Gases by Ultraviolet Fluorescence, for appendix D of this part.

(46) ASTM D4809-00, Standard Test Method for Heat of Combustion of Liquid Hydrocarbon Fuels by Bomb Calorimeter (Precision Method), for appendices D and F of this part.

(47) ASTM D5865-01a, Standard Test Method for Gross Calorific Value of Coal and Coke, for appendices A, D, and F of this part.

(48) ASTM D7036-04, Standard Practice for Competence of Air Emission Testing Bodies, for §75.21, §75.59, and appendix A to this part.

(49) ASTM D5453-06, Standard Test Method for Determination of Total Sulfur in Light Hydrocarbons, Spark Ignition Engine Fuel, Diesel Engine Fuel, and Engine Oil by Ultraviolet Fluorescence, for appendix D of this part.

(50) ASTM D5865-10 (Approved January 1, 2010), Standard Test Method for Gross Calorific Value of Coal and Coke, for appendices A, D, and F of this part.

(b) The following materials are available for purchase from the American Society of Mechanical Engineers (ASME), 22 Law Drive, P.O. Box 2900, Fairfield, New Jersey 07007-2900:

(1) ASME MFC-3M-2004 (Revision of ASME MFC-3M-1989 (R1995)), Measurement of Fluid Flow in Pipes Using Orifice, Nozzle, and Venturi, for appendix D of this part.

(2) ASME MFC-4M-1986 (Reaffirmed 1997), Measurement of Gas Flow by Turbine Meters, for appendix D of this part.

(3) ASME-MFC-5M-1985 (Reaffirmed 1994), Measurement of Liquid Flow in Closed Conduits Using Transit-Time Ultrasonic Flowmeters, for appendix D of this part.

(4) ASME MFC-6M-1998, Measurement of Fluid Flow in Pipes Using Vortex Flowmeters, for appendix D of this part.

(5) ASME MFC-7M-1987 (Reaffirmed 1992), Measurement of Gas Flow by Means of Critical Flow Venturi Nozzles, for appendix D of this part.

(6) ASME MFC-9M-1988 (Reaffirmed 2001), Measurement of Liquid Flow in Closed Conduits by Weighing Method, for appendix D of this part.

(c) The following materials are available for purchase from the American National Standards Institute (ANSI), 25 West 43rd Street, Fourth Floor, New York, New York 10036:

(1) ISO 8316: 1987(E) Measurement of Liquid Flow in closed Conduits-Method by Collection of the Liquid in a Volumetric Tank, for appendices D and E of this part.

(2) [Reserved]

(d) The following materials are available for purchase from the following address: Gas Processors Association (GPA), 6526 East 60th Street, Tulsa, Oklahoma 74143:

(1) GPA Standard 2172-96, Calculation of Gross Heating Value, Relative Density and Compressibility Factor for Natural Gas Mixtures from Compositional Analysis, for appendices D, E, and F of this part.

(2) GPA Standard 2261-00, Analysis for Natural Gas and Similar Gaseous Mixtures by Gas Chromatography, for appendices D, F, and G of this part.

(e) The following American Gas Association materials are available for purchase from the following address: ILI Infodisk, 610 Winters Avenue, Paramus, New Jersey 07652:

(1) American Gas Association Report No. 3: Orifice Metering of Natural Gas and Other Related Hydrocarbon Fluids, Part 1: General Equations and Uncertainty Guidelines (October 1990 Edition), Part 2: Specification and Installation Requirements (February 1991 Edition) and Part 3: Natural Gas Applications (August 1992 Edition), for appendices D and E of this part.

(2) American Gas Association Transmission Measurement Committee Report No. 7: Measurement of Gas by Turbine Meters (Second Revision, April, 1996), for appendix D to this part.

(f) The following materials are available for purchase from the following address: American Petroleum Institute, Publications Department, 1220 L Street NW, Washington, DC 20005-4070.

(1) American Petroleum Institute (API) Manual of Petroleum Measurement Standards, Chapter 3—Tank Gauging, Section 1A, Standard Practice for the Manual Gauging of Petroleum and Petroleum Products, Second Edition, August 2005; Section 1B—Standard Practice for Level Measurement of Liquid Hydrocarbons in Stationary



Tanks by Automatic Tank Gauging, Second Edition June 2001; Section 2—Standard Practice for Gauging Petroleum and Petroleum Products in Tank Cars, First Edition, August 1995 (Reaffirmed March 2006); Section 3—Standard Practice for Level Measurement of Liquid Hydrocarbons in Stationary Pressurized Storage Tanks by Automatic Tank Gauging, First Edition June 1996; Section 4—Standard Practice for Level Measurement of Liquid Hydrocarbons on Marine Vessels by Automatic Tank Gauging, First Edition April 1995 (Reaffirmed, March 2006); and Section 5—Standard Practice for Level Measurement of Light Hydrocarbon Liquids Onboard Marine Vessels by Automatic Tank Gauging, First Edition March 1997 (Reaffirmed, March 2003); for §75.19.

(2) Shop Testing of Automatic Liquid Level Gages, Bulletin 2509 B, December 1961 (Reaffirmed August 1987, October 1992), for §75.19.

(3) American Petroleum Institute (API) Manual of Petroleum Measurement Standards, Chapter 4—Proving Systems, Section 2—Pipe Provers (Provers Accumulating at Least 10,000 Pulses), Second Edition, March 2001, Section 3—Small Volume Provers, First Edition, July 1988, Reaffirmed Oct 1993, and Section 5—Master-Meter Provers, Second Edition, May 2000, for appendix D to this part.

(4) American Petroleum Institute (API) Manual of Petroleum Measurement Standards, Chapter 22—Testing Protocol, Section 2—Differential Pressure Flow Measurement Devices (First Edition, August 2005), for appendix D to this part.

(g) A copy of the following material is available from <http://www.epa.gov/ttn/emc/news.html> (see postings for Sections 1, 2, 3, 4, Appendices, Spreadsheets, and the “Read before downloading Section 2” revision posted August 27, 1999): EPA-600/R-97/121, EPA Traceability Protocol for Assay and Certification of Gaseous Calibration Standards, September 1997, as amended August 25, 1999, U.S. Environmental Protection Agency, for §75.21, and appendix A to this part.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26517, May 17, 1995; 61 FR 59157, Nov. 20, 1996; 63 FR 57499, Oct. 27, 1998; 64 FR 28589, May 26, 1999; 67 FR 40422, June 12, 2002; 70 FR 28678, May 18, 2005; 70 FR 51269, Aug. 30, 2005; 73 FR 4341, Jan. 24, 2008; 76 FR 17307, Mar. 28, 2011; 77 FR 2460, Jan. 18, 2012]

EDITORIAL NOTE: At 70 FR 28678, May 18, 2005, §75.6 was amended, however, certain amendments could not be incorporated due to inaccurate amendatory instruction.

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§§75.7-75.8 [Reserved]

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## Subpart B—Monitoring Provisions

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### §75.10 General operating requirements.

(a) *Primary Measurement Requirement.* The owner or operator shall measure opacity, and all SO<sub>2</sub>, NO<sub>x</sub>, and CO<sub>2</sub> emissions for each affected unit as follows:

(1) To determine SO<sub>2</sub> emissions, the owner or operator shall install, certify, operate, and maintain, in accordance with all the requirements of this part, a SO<sub>2</sub> continuous emission monitoring system and a flow monitoring system with an automated data acquisition and handling system for measuring and recording SO<sub>2</sub> concentration (in ppm), volumetric gas flow (in scfh), and SO<sub>2</sub> mass emissions (in lb/hr) discharged to the atmosphere, except as provided in §§75.11 and 75.16 and subpart E of this part;

(2) To determine NO<sub>x</sub> emissions, the owner or operator shall install, certify, operate, and maintain, in accordance with all the requirements of this part, a NO<sub>x</sub>-diluent continuous emission monitoring system (consisting of a NO<sub>x</sub> pollutant concentration monitor and an O<sub>2</sub> or CO<sub>2</sub> diluent gas monitor) with an automated data acquisition and handling system for measuring and recording NO<sub>x</sub> concentration (in ppm), O<sub>2</sub> or CO<sub>2</sub> concentration (in percent O<sub>2</sub> or CO<sub>2</sub>) and NO<sub>x</sub> emission rate (in lb/mmBtu) discharged to the atmosphere, except as provided in §§75.12 and 75.17 and subpart E of this part. The owner or operator shall account for total NO<sub>x</sub> emissions, both NO and NO<sub>2</sub>, either by monitoring for both NO and NO<sub>2</sub> or by monitoring for NO only and adjusting the emissions data to account for NO<sub>2</sub>;

(3) The owner or operator shall determine CO<sub>2</sub> emissions by using one of the following options, except as provided in §75.13 and subpart E of this part:

(i) The owner or operator shall install, certify, operate, and maintain, in accordance with all the requirements of this part, a CO<sub>2</sub> continuous emission monitoring system and a flow monitoring system with an automated data acquisition and handling system for measuring and recording CO<sub>2</sub> concentration (in ppm or percent), volumetric gas flow (in scfh), and CO<sub>2</sub> mass emissions (in tons/hr) discharged to the atmosphere;

(ii) The owner or operator shall determine CO<sub>2</sub> emissions based on the measured carbon content of the fuel and the procedures in appendix G of this part to estimate CO<sub>2</sub> emissions (in ton/day) discharged to the atmosphere; or

(iii) The owner or operator shall install, certify, operate, and maintain, in accordance with all the requirements of this part, a flow monitoring system and a CO<sub>2</sub> continuous emission monitoring system that uses an O<sub>2</sub> concentration monitor to determine CO<sub>2</sub> emissions (according to the procedures in appendix F of this part) with an automated data acquisition and handling system for measuring and recording O<sub>2</sub> concentration (in percent), CO<sub>2</sub> concentration (in percent), volumetric gas flow (in scfh), and CO<sub>2</sub> mass emissions (in tons/hr) discharged to the atmosphere;

(4) The owner or operator shall install, certify, operate, and maintain, in accordance with all the requirements in this part, a continuous opacity monitoring system with the automated data acquisition and handling system for measuring and recording the opacity of emissions (in percent opacity) discharged to the atmosphere, except as provided in §§75.14 and 75.18; and

(5) A single certified flow monitoring system may be used to meet the requirements of paragraphs (a)(1) and (a)(3) of this section. A single certified diluent monitor may be used to meet the requirements of paragraphs (a)(2) and (a)(3) of this section. A single automated data acquisition and handling system may be used to meet the requirements of paragraphs (a)(1) through (a)(4) of this section.

(b) *Primary Equipment Performance Requirements.* The owner or operator shall ensure that each continuous emission monitoring system required by this part meets the equipment, installation, and performance specifications in appendix A to this part; and is maintained according to the quality assurance and quality control procedures in appendix B to this part; and shall record SO<sub>2</sub> and NO<sub>x</sub> emissions in the appropriate units of measurement (*i.e.*, lb/hr for SO<sub>2</sub> and lb/mmBtu for NO<sub>x</sub>).

(c) *Heat Input Rate Measurement Requirement.* The owner or operator shall determine and record the heat input rate, in units of mmBtu/hr, to each affected unit for every hour or part of an hour any fuel is combusted following the procedures in appendix F to this part.

(d) *Primary equipment hourly operating requirements.* The owner or operator shall ensure that all continuous emission and opacity monitoring systems required by this part are in operation and monitoring unit emissions or opacity at all times that the affected unit combusts any fuel except as provided in §75.11(e) and during periods of calibration, quality assurance, or preventive maintenance, performed pursuant to §75.21 and appendix B of this part, periods of repair, periods of backups of data from the data acquisition and handling system, or recertification performed pursuant to §75.20. The owner or operator shall also ensure, subject to the exceptions above in this

paragraph, that all continuous opacity monitoring systems required by this part are in operation and monitoring opacity during the time following combustion when fans are still operating, unless fan operation is not required to be included under any other applicable Federal, State, or local regulation, or permit. The owner or operator shall ensure that the following requirements are met:

(1) The owner or operator shall ensure that each continuous emission monitoring system is capable of completing a minimum of one cycle of operation (sampling, analyzing, and data recording) for each successive 15-min interval. The owner or operator shall reduce all SO<sub>2</sub> concentrations, volumetric flow, SO<sub>2</sub> mass emissions, CO<sub>2</sub> concentration, O<sub>2</sub> concentration, CO<sub>2</sub> mass emissions (if applicable), NO<sub>x</sub> concentration, and NO<sub>x</sub> emission rate data collected by the monitors to hourly averages. Hourly averages shall be computed using at least one data point in each fifteen minute quadrant of an hour, where the unit combusted fuel during that quadrant of an hour. Notwithstanding this requirement, an hourly average may be computed from at least two data points separated by a minimum of 15 minutes (where the unit operates for more than one quadrant of an hour) if data are unavailable as a result of the performance of calibration, quality assurance, or preventive maintenance activities pursuant to §75.21 and appendix B of this part, or backups of data from the data acquisition and handling system, or recertification, pursuant to §75.20. The owner or operator shall use all valid measurements or data points collected during an hour to calculate the hourly averages. All data points collected during an hour shall be, to the extent practicable, evenly spaced over the hour.

(2) The owner or operator shall ensure that each continuous opacity monitoring system is capable of completing a minimum of one cycle of sampling and analyzing for each successive 10-sec period and one cycle of data recording for each successive 6-min period. The owner or operator shall reduce all opacity data to 6-min averages calculated in accordance with the provisions of part 51, appendix M of this chapter, except where the applicable State implementation plan or operating permit requires a different averaging period, in which case the State requirement shall satisfy this Acid Rain Program requirement.

(3) Failure of an SO<sub>2</sub>, CO<sub>2</sub>, or O<sub>2</sub> emissions concentration monitor, NO<sub>x</sub> concentration monitor, flow monitor, moisture monitor, or NO<sub>x</sub>-diluent continuous emission monitoring system to acquire the minimum number of data points for calculation of an hourly average in paragraph (d)(1) of this section shall result in the failure to obtain a valid hour of data and the loss of such component data for the entire hour. For a NO<sub>x</sub>-diluent monitoring system, an hourly average NO<sub>x</sub> emission rate in lb/mmBtu is valid only if the minimum number of data points is acquired by both the NO<sub>x</sub> pollutant concentration monitor and the diluent monitor (O<sub>2</sub> or CO<sub>2</sub>). For a moisture monitoring system consisting of one or more oxygen analyzers capable of measuring O<sub>2</sub> on a wet-basis and a dry-basis, an hourly average percent moisture value is valid only if the minimum number of data points is acquired for both the wet-and dry-basis measurements. If a valid hour of data is not obtained, the owner or operator shall estimate and record emissions, moisture, or flow data for the missing hour by means of the automated data acquisition and handling system, in accordance with the applicable procedure for missing data substitution in subpart D of this part.

(e) *Optional backup monitor requirements.* If the owner or operator chooses to use two or more continuous emission monitoring systems, each of which is capable of monitoring the same stack or duct at a specific affected unit, or group of units using a common stack, then the owner or operator shall designate one monitoring system as the primary monitoring system, and shall record this information in the monitoring plan, as provided for in §75.53. The owner or operator shall designate the other monitoring system(s) as backup monitoring system(s) in the monitoring plan. The backup monitoring system(s) shall be designated as redundant backup monitoring system(s), non-redundant backup monitoring system(s), or reference method backup system(s), as described in §75.20(d). When the certified primary monitoring system is operating and not out-of-control as defined in §75.24, only data from the certified primary monitoring system shall be reported as valid, quality-assured data. Thus, data from the backup monitoring system may be reported as valid, quality-assured data only when the backup is operating and not out-of-control as defined in §75.24 (or in the applicable reference method in appendix A of part 60 of this chapter) and when the certified primary monitoring system is not operating (or is operating but out-of-control). A particular monitor may be designated both as a certified primary monitor for one unit and as a certified redundant backup monitor for another unit.

(f) *Minimum measurement capability requirement.* The owner or operator shall ensure that each continuous emission monitoring system is capable of accurately measuring, recording, and reporting data, and shall not incur an

exceedance of the full scale range, except as provided in sections 2.1.1.5, 2.1.2.5, and 2.1.4.3 of appendix A to this part.

(g) *Minimum recording and recordkeeping requirements.* The owner or operator shall record and the designated representative shall report the hourly, daily, quarterly, and annual information collected under the requirements of this part as specified in subparts F and G of this part.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26519, May 17, 1995; 64 FR 28590, May 26, 1999; 67 FR 40422, June 12, 2002; 70 FR 28678, May 18, 2005; 76 FR 17308, Mar. 28, 2011]

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#### **§75.11 Specific provisions for monitoring SO<sub>2</sub> emissions.**

(a) *Coal-fired units.* The owner or operator shall meet the general operating requirements in §75.10 for an SO<sub>2</sub> continuous emission monitoring system and a flow monitoring system for each affected coal-fired unit while the unit is combusting coal and/or any other fuel, except as provided in paragraph (e) of this section, in §75.16, and in subpart E of this part. During hours in which only gaseous fuel is combusted in the unit, the owner or operator shall comply with the applicable provisions of paragraph (e)(1), (e)(2), or (e)(3) of this section.

(b) *Moisture correction.* Where SO<sub>2</sub> concentration is measured on a dry basis, the owner or operator shall either:

(1) Report the appropriate fuel-specific default moisture value for each unit operating hour, selected from among the following: 3.0%, for anthracite coal; 6.0% for bituminous coal; 8.0% for sub-bituminous coal; 11.0% for lignite coal; 13.0% for wood and 14.0% for natural gas (boilers, only); or

(2) Install, operate, maintain, and quality assure a continuous moisture monitoring system for measuring and recording the moisture content of the flue gases, in order to correct the measured hourly volumetric flow rates for moisture when calculating SO<sub>2</sub> mass emissions (in lb/hr) using the procedures in appendix F to this part. The following continuous moisture monitoring systems are acceptable: a continuous moisture sensor; an oxygen analyzer (or analyzers) capable of measuring O<sub>2</sub> both on a wet basis and on a dry basis; or a stack temperature sensor and a moisture look-up table, i.e., a psychrometric chart (for saturated gas streams following wet scrubbers or other demonstrably saturated gas streams, only). The moisture monitoring system shall include as a component the automated data acquisition and handling system (DAHS) for recording and reporting both the raw data (e.g., hourly average wet-and dry-basis O<sub>2</sub> values) and the hourly average values of the stack gas moisture content derived from those data. When a moisture look-up table is used, the moisture monitoring system shall be represented as a single component, the certified DAHS, in the monitoring plan for the unit or common stack.

(c) *Unit with no location for a flow monitor meeting siting requirements.* Where no location exists that satisfies the minimum physical siting criteria in appendix A to this part for installation of a flow monitor in either the stack or the ducts serving an affected unit or installation of a flow monitor in either the stack or ducts is demonstrated to the satisfaction of the Administrator to be technically infeasible, either:

(1) The designated representative shall petition the Administrator for an alternative method for monitoring volumetric flow in accordance with §75.66; or

(2) The owner or operator shall construct a new stack or modify existing ductwork to accommodate the installation of a flow monitor, and the designated representative shall petition the Administrator for an extension of the required certification date given in §75.4 and approval of an interim alternative flow monitoring methodology in accordance with §75.66. The Administrator may grant existing Phase I affected units an extension to January 1, 1995, and existing Phase II affected units an extension to January 1, 1996 for the submission of the certification

application for the purpose of constructing a new stack or making substantial modifications to ductwork for installation of a flow monitor; or

(3) The owner or operator shall install a flow monitor in any existing location in the stack or ducts serving the affected unit at which the monitor can achieve the performance specifications of this part.

(d) *Gas-fired and oil-fired units.* The owner or operator of an affected unit that qualifies as a gas-fired or oil-fired unit, as defined in §72.2 of this chapter, based on information submitted by the designated representative in the monitoring plan, shall measure and record SO<sub>2</sub> emissions:

(1) By meeting the general operating requirements in §75.10 for an SO<sub>2</sub> continuous emission monitoring system and flow monitoring system. If this option is selected, the owner or operator shall comply with the applicable provisions in paragraph (e)(1), (e)(2), or (e)(3) of this section during hours in which the unit combusts only gaseous fuel;

(2) By providing other information satisfactory to the Administrator using the applicable procedures specified in appendix D to this part for estimating hourly SO<sub>2</sub> mass emissions; or

(3) By using the low mass emissions excepted methodology in §75.19(c) for estimating hourly SO<sub>2</sub> mass emissions if the affected unit qualifies as a low mass emissions unit under §75.19(a) and (b). If this option is selected for SO<sub>2</sub>, the LME methodology must also be used for NO<sub>x</sub> and CO<sub>2</sub> when these parameters are required to be monitored by applicable program(s).

(e) *Special considerations during the combustion of gaseous fuels.* The owner or operator of an affected unit that uses a certified flow monitor and a certified diluent gas (O<sub>2</sub> or CO<sub>2</sub>) monitor to measure the unit heat input rate shall, during any hours in which the unit combusts only gaseous fuel, determine SO<sub>2</sub> emissions in accordance with paragraph (e)(1) or (e)(3) of this section, as applicable.

(1) If the gaseous fuel qualifies for a default SO<sub>2</sub> emission rate under Section 2.3.1.1, 2.3.2.1.1, or 2.3.6(b) of appendix D to this part, the owner or operator may determine SO<sub>2</sub> emissions by using Equation F-23 in appendix F to this part. Substitute into Equation F-23 the hourly heat input, calculated using the certified flow monitoring system and the certified diluent monitor (according to the applicable equation in section 5.2 of appendix F to this part), in conjunction with the appropriate default SO<sub>2</sub> emission rate from section 2.3.1.1, 2.3.2.1.1, or 2.3.6(b) of appendix D to this part. When this option is chosen, the owner or operator shall perform the necessary data acquisition and handling system tests under §75.20(c), and shall meet all quality control and quality assurance requirements in appendix B to this part for the flow monitor and the diluent monitor; or

(2) [Reserved]

(3) The owner or operator may determine SO<sub>2</sub> mass emissions by using a certified SO<sub>2</sub> continuous monitoring system, in conjunction with the certified flow rate monitoring system. However, if the gaseous fuel is very low sulfur fuel (as defined in §72.2 of this chapter), the SO<sub>2</sub> monitoring system shall meet the following quality assurance provisions when the very low sulfur fuel is combusted:

(i) When conducting the daily calibration error tests of the SO<sub>2</sub> monitoring system, as required by section 2.1.1 in appendix B of this part, the zero-level calibration gas shall have an SO<sub>2</sub> concentration of 0.0 percent of span. This restriction does not apply if gaseous fuel is burned in the affected unit only during unit startup.

(ii) EPA recommends that the calibration response of the SO<sub>2</sub> monitoring system be adjusted, either automatically or manually, in accordance with the procedures for routine calibration adjustments in section 2.1.3 of appendix B to this part, whenever the zero-level calibration response during a required daily calibration error test exceeds the applicable performance specification of the instrument in section 3.1 of appendix A to this part (*i.e.*, ±2.5 percent of the span value or ±5 ppm, whichever is less restrictive).

(iii) Any bias-adjusted hourly average SO<sub>2</sub> concentration of less than 2.0 ppm recorded by the SO<sub>2</sub> monitoring system shall be adjusted to a default value of 2.0 ppm, for reporting purposes. Such adjusted hourly averages shall be considered to be quality-assured data, provided that the monitoring system is operating and is not out-of-control with respect to any of the quality assurance tests required by appendix B of this part (*i.e.*, daily calibration error, linearity and relative accuracy test audit).

(iv) In accordance with the requirements of section 2.1.1.2 of appendix A to this part, for units that sometimes burn gaseous fuel that is very low sulfur fuel (as defined in §72.2 of this chapter) and at other times burn higher sulfur fuel(s) such as coal or oil, a second low-scale SO<sub>2</sub> measurement range is not required when the very low sulfur gaseous fuel is combusted. For units that burn only gaseous fuel that is very low sulfur fuel and burn no other type(s) of fuel(s), the owner or operator shall set the span of the SO<sub>2</sub> monitoring system to a value no greater than 200 ppm.

(4) The provisions in paragraph (e)(1) of this section, may also be used for the combustion of a solid or liquid fuel that meets the definition of very low sulfur fuel in §72.2 of this chapter, mixtures of such fuels, or combinations of such fuels with gaseous fuel, if the owner or operator submits a petition under §75.66 for a default SO<sub>2</sub> emission rate for each fuel, mixture or combination, and if the Administrator approves the petition.

(f) *Other units.* The owner or operator of an affected unit that combusts wood, refuse, or other material in addition to oil or gas shall comply with the monitoring provisions for coal-fired units specified in paragraph (a) of this section, except where the owner or operator has an approved petition to use the provisions of paragraph (e)(1) of this section.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26520, 26566, May 17, 1995; 61 FR 59157, Nov. 20, 1996; 63 FR 57499, Oct. 27, 1998; 64 FR 28590, May 26, 1999; 67 FR 40423, June 12, 2002; 73 FR 4342, Jan. 24, 2008]

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## **§75.12 Specific provisions for monitoring NO<sub>x</sub> emission rate.**

(a) *Coal-fired units, gas-fired nonpeaking units or oil-fired nonpeaking units.* The owner or operator shall meet the general operating requirements in §75.10 of this part for a NO<sub>x</sub> continuous emission monitoring system (CEMS) for each affected coal-fired unit, gas-fired nonpeaking unit, or oil-fired nonpeaking unit, except as provided in paragraph (d) of this section, §75.17, and subpart E of this part. The diluent gas monitor in the NO<sub>x</sub>-diluent CEMS may measure either O<sub>2</sub> or CO<sub>2</sub> concentration in the flue gases.

(b) *Moisture correction.* If a correction for the stack gas moisture content is needed to properly calculate the NO<sub>x</sub> emission rate in lb/mmBtu, e.g., if the NO<sub>x</sub> pollutant concentration monitor measures on a different moisture basis from the diluent monitor, the owner or operator shall either report a fuel-specific default moisture value for each unit operating hour, as provided in §75.11(b)(1), or shall install, operate, maintain, and quality assure a continuous moisture monitoring system, as defined in §75.11(b)(2). Notwithstanding this requirement, if Equation 19-3, 19-4 or 19-8 in Method 19 in appendix A to part 60 of this chapter is used to measure NO<sub>x</sub> emission rate, the following fuel-specific default moisture percentages shall be used in lieu of the default values specified in §75.11(b)(1): 5.0%, for anthracite coal; 8.0% for bituminous coal; 12.0% for sub-bituminous coal; 13.0% for lignite coal; 15.0% for wood and 18.0% for natural gas (boilers, only).

(c) *Determination of NO<sub>x</sub> emission rate.* The owner or operator shall calculate hourly, quarterly, and annual NO<sub>x</sub> emission rates (in lb/mmBtu) by combining the NO<sub>x</sub> concentration (in ppm), diluent concentration (in percent O<sub>2</sub> or CO<sub>2</sub>), and percent moisture (if applicable) measurements according to the procedures in appendix F to this part.

(d) *Gas-fired peaking units or oil-fired peaking units.* The owner or operator of an affected unit that qualifies as a gas-fired peaking unit or oil-fired peaking unit, as defined in §72.2 of this chapter, based on information submitted by the designated representative in the monitoring plan shall comply with one of the following:

(1) Meet the general operating requirements in §75.10 for a NO<sub>x</sub> continuous emission monitoring system; or

(2) Provide information satisfactory to the Administrator using the procedure specified in appendix E of this part for estimating hourly NO<sub>x</sub> emission rate. However, if in the years after certification of an excepted monitoring system under appendix E of this part, a unit's operations exceed a capacity factor of 20 percent in any calendar year or exceed a capacity factor of 10.0 percent averaged over three years, the owner or operator shall install, certify, and operate a NO<sub>x</sub>-diluent continuous emission monitoring system no later than December 31 of the following calendar year. If the required CEMS has not been installed and certified by that date, the owner or operator shall report the maximum potential NO<sub>x</sub> emission rate (MER) (as defined in §72.2 of this chapter) for each unit operating hour, starting with the first unit operating hour after the deadline and continuing until the CEMS has been provisionally certified.

(e) *Low mass emissions units.* Notwithstanding the requirements of paragraphs (a) and (d) of this section, the owner or operator of an affected unit that qualifies as a low mass emissions unit under §75.19(a) and (b) shall comply with one of the following:

(1) Meet the general operating requirements in §75.10 for a NO<sub>x</sub> continuous emission monitoring system;

(2) Meet the requirements specified in paragraph (d)(2) of this section for using the excepted monitoring procedures in appendix E to this part, if applicable; or

(3) Use the low mass emissions excepted methodology in §75.19(c) for estimating hourly NO<sub>x</sub> emission rate and hourly NO<sub>x</sub> mass emissions, if applicable under §75.19(a) and (b). If this option is selected for NO<sub>x</sub>, the LME methodology must also be used for SO<sub>2</sub> and CO<sub>2</sub> when these parameters are required to be monitored by applicable program(s).

(f) *Other units.* The owner or operator of an affected unit that combusts wood, refuse, or other material in addition to oil or gas shall comply with the monitoring provisions specified in paragraph (a) of this section.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26520, May 17, 1995; 63 FR 57499, Oct. 27, 1998; 64 FR 28591, May 26, 1999; 67 FR 40423, June 12, 2002; 73 FR 4342, Jan. 24, 2008]

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### **§75.13 Specific provisions for monitoring CO<sub>2</sub> emissions.**

(a) *CO<sub>2</sub> continuous emission monitoring system.* If the owner or operator chooses to use the continuous emission monitoring method, then the owner or operator shall meet the general operating requirements in §75.10 for a CO<sub>2</sub> continuous emission monitoring system and flow monitoring system for each affected unit. The owner or operator shall comply with the applicable provisions specified in §§75.11(a) through (e) or §75.16, except that the phrase “CO<sub>2</sub> continuous emission monitoring system” shall apply rather than “SO<sub>2</sub> continuous emission monitoring system,” the phrase “CO<sub>2</sub> concentration” shall apply rather than “SO<sub>2</sub> concentration,” the term “maximum potential concentration of CO<sub>2</sub>” shall apply rather than “maximum potential concentration of SO<sub>2</sub>,” and the phrase “CO<sub>2</sub> mass emissions” shall apply rather than “SO<sub>2</sub> mass emissions.”

(b) *Determination of CO<sub>2</sub> emissions using appendix G to this part.* If the owner or operator chooses to use the appendix G method, then the owner or operator shall follow the procedures in appendix G to this part for estimating daily CO<sub>2</sub> mass emissions based on the measured carbon content of the fuel and the amount of fuel combusted. For units with wet flue gas desulfurization systems or other add-on emissions controls generating CO<sub>2</sub>, the owner or operator shall use the procedures in appendix G to this part to estimate both combustion-related emissions based on the measured carbon content of the fuel and the amount of fuel combusted and sorbent-related emissions based on the amount of sorbent injected. The owner or operator shall calculate daily, quarterly, and annual CO<sub>2</sub> mass emissions (in tons) in accordance with the procedures in appendix G to this part.



(c) *Determination of CO<sub>2</sub> mass emissions using an O<sub>2</sub> monitor according to appendix F to this part.* If the owner or operator chooses to use the appendix F method, then the owner or operator shall determine hourly CO<sub>2</sub> concentration and mass emissions with a flow monitoring system; a continuous O<sub>2</sub> concentration monitor; fuel F and F<sub>c</sub> factors; and, where O<sub>2</sub> concentration is measured on a dry basis (or where Equation F-14b in appendix F to this part is used to determine CO<sub>2</sub> concentration), either, a continuous moisture monitoring system, as specified in §75.11(b)(2), or a fuel-specific default moisture percentage (if applicable), as defined in §75.11(b)(1); and by using the methods and procedures specified in appendix F to this part. For units using a common stack, multiple stack, or bypass stack, the owner or operator may use the provisions of §75.16, except that the phrase “CO<sub>2</sub> continuous emission monitoring system” shall apply rather than “SO<sub>2</sub> continuous emission monitoring system,” the term “maximum potential concentration of CO<sub>2</sub>” shall apply rather than “maximum potential concentration of SO<sub>2</sub>,” and the phrase “CO<sub>2</sub> mass emissions” shall apply rather than “SO<sub>2</sub> mass emissions.”

(d) *Determination of CO<sub>2</sub> mass emissions from low mass emissions units.* The owner or operator of a unit that qualifies as a low mass emissions unit under §75.19(a) and (b) shall comply with one of the following:

(1) Meet the general operating requirements in §75.10 for a CO<sub>2</sub> continuous emission monitoring system and flow monitoring system;

(2) Meet the requirements specified in paragraph (b) or (c) of this section for use of the methods in appendix G or F to this part, respectively; or

(3) Use the low mass emissions excepted methodology in §75.19(c) for estimating hourly CO<sub>2</sub> mass emissions, if applicable under §75.19(a) and (b). If this option is selected for CO<sub>2</sub>, the LME methodology must also be used for NO<sub>x</sub> and SO<sub>2</sub> when these parameters are required to be monitored by applicable program(s).

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26521, May 17, 1995; 63 FR 57499, Oct. 27, 1998; 64 FR 28591, May 26, 1999; 67 FR 40423, June 12, 2002; 73 FR 4343, Jan. 24, 2008]

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#### **§75.14 Specific provisions for monitoring opacity.**

(a) *Coal-fired units and oil-fired units.* The owner or operator shall meet the general operating provisions in §75.10 of this part for a continuous opacity monitoring system for each affected coal-fired or oil-fired unit, except as provided in paragraphs (b), (c), and (d) of this section and in §75.18. Each continuous opacity monitoring system shall meet the design, installation, equipment, and performance specifications in Performance Specification 1 in appendix B to part 60 of this chapter. Any continuous opacity monitoring system previously certified to meet Performance Specification 1 shall be deemed certified for the purposes of this part.

(b) *Unit with wet flue gas pollution control system.* If the owner or operator can demonstrate that condensed water is present in the exhaust flue gas stream and would impede the accuracy of opacity measurements, then the owner or operator of an affected unit equipped with a wet flue gas pollution control system for SO<sub>2</sub> emissions or particulates is exempt from the opacity monitoring requirements of this part.

(c) *Gas-fired units.* The owner or operator of an affected unit that qualifies as gas-fired, as defined in §72.2 of this chapter, based on information submitted by the designated representative in the monitoring plan is exempt from the opacity monitoring requirements of this part. Whenever a unit previously categorized as a gas-fired unit is recategorized as another type of unit by changing its fuel mix, the owner or operator shall install, operate, and certify a continuous opacity monitoring system as required by paragraph (a) of this section by December 31 of the following calendar year.

(d) *Diesel-fired units and dual-fuel reciprocating engine units.* The owner or operator of an affected diesel-fired unit or a dual-fuel reciprocating engine unit is exempt from the opacity monitoring requirements of this part.



(e) Unit with a certified particulate matter (PM) monitoring system. If, for a particular affected unit, the owner or operator installs, certifies, operates, maintains, and quality-assures a continuous particulate matter (PM) monitoring system in accordance with Procedure 2 in appendix F to part 60 of this chapter, the unit shall be exempt from the opacity monitoring requirement of this part.

[58 FR 3701, Jan. 11, 1993, as amended at 61 FR 25581, May 22, 1996; 73 FR 4343, Jan. 24, 2008]

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#### §75.15 [Reserved]

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#### §75.16 Special provisions for monitoring emissions from common, bypass, and multiple stacks for SO<sub>2</sub> emissions and heat input determinations.

(a) [Reserved]

(b) *Common stack procedures.* The following procedures shall be used when more than one unit uses a common stack:

(1) *Unit utilizing common stack with other affected unit(s).* When a Phase I or Phase II affected unit utilizes a common stack with one or more other Phase I or Phase II affected units, but no nonaffected units, the owner or operator shall either:

(i) Install, certify, operate, and maintain an SO<sub>2</sub> continuous emission monitoring system and flow monitoring system in the duct to the common stack from each affected unit; or

(ii) Install, certify, operate, and maintain an SO<sub>2</sub> continuous emission monitoring system and flow monitoring system in the common stack and combine emissions for the affected units for recordkeeping and compliance purposes.

(2) *Unit utilizing common stack with nonaffected unit(s).* When one or more Phase I or Phase II affected units utilizes a common stack with one or more nonaffected units, the owner or operator shall either:

(i) Install, certify, operate, and maintain an SO<sub>2</sub> continuous emission monitoring system and flow monitoring system in the duct to the common stack from each Phase I and Phase II unit; or

(ii) Install, certify, operate, and maintain an SO<sub>2</sub> continuous emission monitoring system and flow monitoring system in the common stack; and

(A) Designate the nonaffected units as opt-in units in accordance with part 74 of this chapter and combine emissions for recordkeeping and compliance purposes; or

(B) Install, certify, operate, and maintain an SO<sub>2</sub> continuous emission monitoring system and flow monitoring system in the duct from each nonaffected unit; determine SO<sub>2</sub> mass emissions from the affected units as the difference between SO<sub>2</sub> mass emissions measured in the common stack and SO<sub>2</sub> mass emissions measured in the ducts of the nonaffected units, not to be reported as an hourly average value less than zero; combine emissions for the Phase I and Phase II affected units for recordkeeping and compliance purposes; and calculate and report SO<sub>2</sub> mass emissions from the Phase I and Phase II affected units, pursuant to an approach approved by the Administrator, such that these emissions are not underestimated; or

(C) Record the combined emissions from all units as the combined SO<sub>2</sub> mass emissions for the Phase I and Phase II affected units for recordkeeping and compliance purposes; or

(D) Petition through the designated representative and provide information satisfactory to the Administrator on methods for apportioning SO<sub>2</sub> mass emissions measured in the common stack to each of the units using the common stack and on reporting the SO<sub>2</sub> mass emissions. The Administrator may approve such demonstrated substitute methods for apportioning and reporting SO<sub>2</sub> mass emissions measured in a common stack whenever the demonstration ensures that there is a complete and accurate accounting of all emissions regulated under this part and, in particular, that the emissions from any affected unit are not underestimated.

(c) *Unit with bypass stack.* Whenever any portion of the flue gases from an affected unit can be routed through a bypass stack so as to avoid the installed SO<sub>2</sub> continuous emission monitoring system and flow monitoring system, the owner or operator shall either:

(1) Install, certify, operate, and maintain separate SO<sub>2</sub> continuous emission monitoring systems and flow monitoring systems on the main stack and the bypass stack and calculate SO<sub>2</sub> mass emissions for the unit as the sum of the SO<sub>2</sub> mass emissions measured at the two stacks; or

(2) Monitor SO<sub>2</sub> mass emissions at the main stack using SO<sub>2</sub> and flow rate monitoring systems and measure SO<sub>2</sub> mass emissions at the bypass stack using the reference methods in §75.22(b) for SO<sub>2</sub> and flow rate and calculate SO<sub>2</sub> mass emissions for the unit as the sum of the emissions recorded by the installed monitoring systems on the main stack and the emissions measured by the reference method monitoring systems; or

(3) Install, certify, operate, and maintain SO<sub>2</sub> and flow rate monitoring systems only on the main stack. If this option is chosen, report the following values for each hour during which emissions pass through the bypass stack: the maximum potential concentration of SO<sub>2</sub> as determined under section 2.1.1.1 of appendix A to this part (or, if available, the SO<sub>2</sub> concentration measured by a certified monitor located at the control device inlet may be reported instead), and the hourly volumetric flow rate value that would be substituted for the flow monitor installed on the main stack or flue under the missing data procedures in subpart D of this part if data from the flow monitor installed on the main stack or flue were missing for the hour. The maximum potential SO<sub>2</sub> concentration may be specific to the type of fuel combusted in the unit during the bypass (*see* §75.33(b)(5)). The option in this paragraph, (c)(3), may only be used if use of the bypass stack is limited to unit startup, emergency situations (e.g., malfunction of a flue gas desulfurization system), and periods of routine maintenance of the flue gas desulfurization system or maintenance on the main stack. If this option is chosen, it is not necessary to designate the exhaust configuration as a multiple stack configuration in the monitoring plan required under §75.53, with respect to SO<sub>2</sub> or any other parameter that is monitored only at the main stack. Calculate SO<sub>2</sub> mass emissions for the unit as the sum of the emissions calculated with the substitute values and the emissions recorded by the SO<sub>2</sub> and flow monitoring systems installed on the main stack.

(d) *Unit with multiple stacks or ducts.* When the flue gases from an affected unit utilize two or more ducts feeding into two or more stacks (that may include flue gases from other affected or nonaffected units), or when the flue gases utilize two or more ducts feeding into a single stack and the owner or operator chooses to monitor in the ducts rather than the stack, the owner or operator shall either:

(1) Install, certify, operate, and maintain an SO<sub>2</sub> continuous emission monitoring system and flow monitoring system in each duct feeding into the stack or stacks and determine SO<sub>2</sub> mass emissions from each affected unit as the sum of the SO<sub>2</sub> mass emissions recorded for each duct; or

(2) Install, certify, operate, and maintain an SO<sub>2</sub> continuous emission monitoring system and flow monitoring system in each stack. Determine SO<sub>2</sub> mass emissions from each affected unit as the sum of the SO<sub>2</sub> mass emissions recorded for each stack. Notwithstanding the prior sentence, if another unit also exhausts flue gases to one or more of the stacks, the owner or operator shall also comply with the applicable common stack requirements of this section to determine and record SO<sub>2</sub> mass emissions from the units using that stack and shall calculate and report SO<sub>2</sub> mass

emissions from the affected units and stacks, pursuant to an approach approved by the Administrator, such that these emissions are not underestimated.

(e) *Heat input rate.* The owner or operator of an affected unit using a common stack, bypass stack, or multiple stacks shall account for heat input rate according to the following:

(1) The owner or operator of an affected unit using a common stack, bypass stack, or multiple stack with a diluent monitor and a flow monitor on each stack may use the flow rate and diluent monitors to determine the heat input rate for the affected unit, using the procedures specified in paragraphs (b) through (d) of this section, except that the term “heat input rate” shall apply rather than “SO<sub>2</sub> mass emissions” or “emissions” and the phrase “a diluent monitor and a flow monitor” shall apply rather than “SO<sub>2</sub> continuous emission monitoring system and flow monitoring system.” The applicable equation in appendix F to this part shall be used to calculate the heat input rate from the hourly flow rate, diluent monitor measurements, and (if the equation in appendix F requires a correction for the stack gas moisture content) hourly moisture measurements. Notwithstanding the options for combining heat input rate in paragraph (b)(1)(ii) and (b)(2)(ii) of this section, the owner or operator of an affected unit with a diluent monitor and a flow monitor installed on a common stack to determine the combined heat input rate at the common stack shall also determine and report heat input rate to each individual unit, according to paragraph (e)(3) of this section.

(2) In the event that an owner or operator of a unit with a bypass stack does not install and certify a diluent monitor and flow monitoring system in a bypass stack, the owner or operator shall determine total heat input rate to the unit for each unit operating hour during which the bypass stack is used according to the missing data provisions for heat input rate under §75.36 or the procedures for calculating heat input rate from fuel sampling and analysis in section 5.5 of appendix F to this part.

(3) The owner or operator of an affected unit with a diluent monitor and a flow monitor installed on a common stack to determine heat input rate at the common stack may choose to apportion the heat input rate from the common stack to each affected unit utilizing the common stack by using either of the following two methods, provided that all of the units utilizing the common stack are combusting fuel with the same F-factor found in section 3 of appendix F of this part. The heat input rate may be apportioned either by using the ratio of load (in MWe) for each individual unit to the total load for all units utilizing the common stack or by using the ratio of steam load (in 1000 lb/hr or mmBtu/hr thermal output) for each individual unit to the total steam load for all units utilizing the common stack, in conjunction with the appropriate unit and stack operating times. If using either of these apportionment methods, the owner or operator shall apportion according to section 5.6 of appendix F to this part.

(4) Notwithstanding paragraph (e)(1) of this section, any affected unit that is using the procedures in this part to meet the monitoring and reporting requirements of a State or federal NO<sub>x</sub> mass emission reduction program must also meet the requirements for monitoring heat input rate in §§75.71, 75.72 and 75.75.

[60 FR 26522, May 17, 1995, as amended at 61 FR 25582, May 22, 1996; 61 FR 59158, Nov. 20, 1996; 64 FR 28591, May 26, 1999; 67 FR 40423, June 12, 2002; 67 FR 53504, Aug. 16, 2002; 73 FR 4343, Jan. 24, 2008]

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### **§75.17 Specific provisions for monitoring emissions from common, bypass, and multiple stacks for NO<sub>x</sub> emission rate.**

Notwithstanding the provisions of paragraphs (a), (b), (c), and (d) of this section, the owner or operator of an affected unit that is using the procedures in this part to meet the monitoring and reporting requirements of a State or federal NO<sub>x</sub> mass emission reduction program must also meet the provisions for monitoring NO<sub>x</sub> emission rate in §§75.71 and 75.72.

(a) *Unit utilizing common stack with other affected unit(s).* When an affected unit utilizes a common stack with one or more affected units, but no nonaffected units, the owner or operator shall either:

(1) Install, certify, operate, and maintain a NO<sub>x</sub> continuous emission monitoring system in the duct to the common stack from each affected unit; or

(2) Install, certify, operate, and maintain a NO<sub>x</sub> continuous emission monitoring system in the common stack and follow the appropriate procedure in paragraphs (a)(2) (i) through (iii) of this section, depending on whether or not the units are required to comply with a NO<sub>x</sub> emission limitation (in lb/mmBtu, annual average basis) pursuant to section 407(b) of the Act (referred to hereafter as “NO<sub>x</sub> emission limitation”).

(i) When each of the affected units has a NO<sub>x</sub> emission limitation, the designated representative shall submit a compliance plan to the Administrator that indicates:

(A) Each unit will comply with the most stringent NO<sub>x</sub> emission limitation of any unit utilizing the common stack; or

(B) Each unit will comply with the applicable NO<sub>x</sub> emission limitation by averaging its emissions with the other unit(s) utilizing the common stack, pursuant to the emissions averaging plan submitted under part 76 of this chapter; or

(C) Each unit's compliance with the applicable NO<sub>x</sub> emission limit will be determined by a method satisfactory to the Administrator for apportioning to each of the units the combined NO<sub>x</sub> emission rate (in lb/mmBtu) measured in the common stack and for reporting the NO<sub>x</sub> emission rate, as provided in a petition submitted by the designated representative. The Administrator may approve such demonstrated substitute methods for apportioning and reporting NO<sub>x</sub> emission rate measured in a common stack whenever the demonstration ensures that there is a complete and accurate estimation of all emissions regulated under this part and, in particular, that the emissions from any unit with a NO<sub>x</sub> emission limitation are not underestimated.

(ii) When none of the affected units has a NO<sub>x</sub> emission limitation, the owner or operator and the designated representative have no additional obligations pursuant to section 407 of the Act and may record and report a combined NO<sub>x</sub> emission rate (in lb/mmBtu) for the affected units utilizing the common stack.

(iii) When at least one of the affected units has a NO<sub>x</sub> emission limitation and at least one of the affected units does not have a NO<sub>x</sub> emission limitation, the owner or operator shall either:

(A) Install, certify, operate, and maintain NO<sub>x</sub> and diluent monitors in the ducts from the affected units; or

(B) Develop, demonstrate, and provide information satisfactory to the Administrator on methods for apportioning the combined NO<sub>x</sub> emission rate (in lb/mmBtu) measured in the common stack on each of the units. The Administrator may approve such demonstrated substitute methods for apportioning the combined NO<sub>x</sub> emission rate measured in a common stack whenever the demonstration ensures complete and accurate estimation of all emissions regulated under this part.

(b) *Unit utilizing common stack with nonaffected unit(s).* When one or more affected units utilizes a common stack with one or more nonaffected units, the owner or operator shall either:

(1) Install, certify, operate, and maintain a NO<sub>x</sub>-diluent continuous emission monitoring system in the duct from each affected unit; or

(2) Develop, demonstrate, and provide information satisfactory to the Administrator on methods for apportioning the combined NO<sub>x</sub> emission rate (in lb/mmBtu) measured in the common stack for each of the units. The Administrator may approve such demonstrated substitute methods for apportioning the combined NO<sub>x</sub> emission rate measured in a common stack whenever the demonstration ensures complete and accurate estimation of all emissions regulated under this part.

(c) *Unit with multiple stacks or ducts.* When the flue gases from an affected unit discharge to the atmosphere through two or more stacks or when flue gases from an affected unit utilize two or more ducts feeding into a single stack and the owner or operator chooses to monitor in the ducts rather than the stack, the owner or operator shall monitor the NO<sub>x</sub> emission rate in a way that is representative of each affected unit. Where another unit also exhausts flue gases to one or more of the stacks where monitoring systems are installed, the owner or operator shall also comply with the applicable common stack monitoring requirements of this section. The owner or operator shall either:

(1) Install, certify, operate, and maintain a NO<sub>x</sub>-diluent continuous emission monitoring system and a flow monitoring system in each stack or duct and determine the NO<sub>x</sub> emission rate for the unit as the Btu-weighted average of the NO<sub>x</sub> emission rates measured in the stacks or ducts using the heat input estimation procedures in appendix F to this part. Alternatively, for units that are eligible to use the procedures of appendix D to this part, the owner or operator may monitor heat input and NO<sub>x</sub> emission rate at the unit level, in lieu of installing flow monitors on each stack or duct. If this alternative unit-level monitoring is performed, report, for each unit operating hour, the highest emission rate measured by any of the NO<sub>x</sub>-diluent monitoring systems installed on the individual stacks or ducts as the hourly NO<sub>x</sub> emission rate for the unit, and report the hourly unit heat input as determined under appendix D to this part. Also, when this alternative unit-level monitoring is performed, the applicable NO<sub>x</sub> missing data procedures in §§75.31 or 75.33 shall be used for each unit operating hour in which a quality-assured NO<sub>x</sub> emission rate is not obtained for one or more of the individual stacks or ducts; or

(2) Provided that the products of combustion are well-mixed, install, certify, operate, and maintain a NO<sub>x</sub> continuous emission monitoring system in one stack or duct from the affected unit and record the monitored value as the NO<sub>x</sub> emission rate for the unit. The owner or operator shall account for NO<sub>x</sub> emissions from the unit during all times when the unit combusts fuel. Therefore, this option shall not be used if the monitored stack or duct can be bypassed (*e.g.*, by using dampers). Follow the procedure in §75.17(d) for units with bypass stacks. Further, this option shall not be used unless the monitored NO<sub>x</sub> emission rate truly represents the NO<sub>x</sub> emissions discharged to the atmosphere (*e.g.*, the option is disallowed if there are any additional NO<sub>x</sub> emission controls downstream of the monitored location).

(d) *Unit with a main stack and bypass stack configuration.* For an affected unit with a discharge configuration consisting of a main stack and a bypass stack, the owner or operator shall either:

(1) Follow the procedures in paragraph (c)(1) of this section; or

(2) Install, certify, operate, and maintain a NO<sub>x</sub>-diluent CEMS only on the main stack. If this option is chosen, it is not necessary to designate the exhaust configuration as a multiple stack configuration in the monitoring plan required under §75.53, with respect to NO<sub>x</sub> or any other parameter that is monitored only at the main stack. For each unit operating hour in which the bypass stack is used and the emissions are either uncontrolled (or the add-on controls are not documented to be operating properly), report the maximum potential NO<sub>x</sub> emission rate (as defined in §72.2 of this chapter). The maximum potential NO<sub>x</sub> emission rate may be specific to the type of fuel combusted in the unit during the bypass (see §75.33(c)(8)). Alternatively, for a unit with NO<sub>x</sub> add-on emission controls, for each unit operating hour in which the bypass stack is used and the add-on NO<sub>x</sub> emission controls are not bypassed, the owner or operator may report the maximum controlled NO<sub>x</sub> emission rate (MCR) instead of the maximum potential NO<sub>x</sub> emission rate provided that the add-on controls are documented to be operating properly, as described in the quality assurance/quality control program for the unit, required by section 1 in appendix B of this part. To provide the necessary documentation, the owner or operator shall record parametric data to verify the proper operation of the NO<sub>x</sub> add-on emission controls as described in §75.34(d). Furthermore, the owner or operator shall calculate the MCR using the procedure described in section 2.1.2.1(b) of appendix A to this part where the words “maximum potential NO<sub>x</sub> emission rate (MER)” shall apply instead of the words “maximum controlled NO<sub>x</sub> emission rate (MCR)” and by using the NO<sub>x</sub> MEC in the calculations instead of the NO<sub>x</sub> MPC.

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#### **§75.18 Specific provisions for monitoring emissions from common and by-pass stacks for opacity.**

(a) *Unit using common stack.* When an affected unit utilizes a common stack with other affected units or nonaffected units, the owner or operator shall comply with the applicable monitoring provision in this paragraph, as determined by existing Federal, State, or local opacity regulations.

(1) Where another regulation requires the installation of a continuous opacity monitoring system upon each affected unit, the owner or operator shall install, certify, operate, and maintain a continuous opacity monitoring system meeting Performance Specification 1 in appendix B to part 60 of this chapter (referred to hereafter as a “certified continuous opacity monitoring system”) upon each unit.

(2) Where another regulation does not require the installation of a continuous opacity monitoring system upon each affected unit, and where the affected source is not subject to any existing Federal, State, or local opacity regulations, the owner or operator shall install, certify, operate, and maintain a certified continuous opacity monitoring system upon each common stack for the combined effluent.

(b) *Unit using bypass stack.* Where any portion of the flue gases from an affected unit can be routed so as to bypass the installed continuous opacity monitoring system, the owner or operator shall install, certify, operate, and maintain a certified continuous opacity monitoring system on each bypass stack flue, duct, or stack gas stream unless either:

(1) An applicable Federal, State, or local opacity regulation or permit exempts the unit from a requirement to install a continuous opacity monitoring system in the bypass stack; or

(2) A continuous opacity monitoring system is already installed and certified at the inlet of the add-on emissions controls.

(3) The owner or operator monitors opacity using method 9 of appendix A of part 60 of this chapter whenever emissions pass through the bypass stack. Method 9 shall be used in accordance with the applicable State regulations.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26524, May 17, 1995; 60 FR 40296, Aug. 8, 1995; 61 FR 59158, Nov. 20, 1996]

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#### **§75.19 Optional SO<sub>2</sub>, NO<sub>x</sub>, and CO<sub>2</sub> emissions calculation for low mass emissions (LME) units.**

(a) *Applicability and qualification.* (1) For units that meet the requirements of this paragraph (a)(1) and paragraphs (a)(2) and (b) of this section, the low mass emissions (LME) excepted methodology in paragraph (c) of this section may be used in lieu of continuous emission monitoring systems or, if applicable, in lieu of methods under appendices D, E, and G to this part, for the purpose of determining unit heat input, NO<sub>x</sub>, SO<sub>2</sub>, and CO<sub>2</sub> mass emissions, and NO<sub>x</sub> emission rate under this part. If the owner or operator of a qualifying unit elects to use the LME methodology, it must be used for all parameters that are required to be monitored by the applicable program(s). For example, for an Acid Rain Program LME unit, the methodology must be used to estimate SO<sub>2</sub>, NO<sub>x</sub>, and CO<sub>2</sub> mass emissions, NO<sub>x</sub> emission rate, and unit heat input.

(i) A low mass emissions unit is an affected unit that is gas-fired, or oil-fired (as defined in §72.2 of this chapter), and for which:

(A) An initial demonstration is provided, in accordance with paragraph (a)(2) of this section, which shows that the unit emits:

(1) No more than 25 tons of SO<sub>2</sub> annually and less than 100 tons of NO<sub>x</sub> annually, for Acid Rain Program affected units. If the unit is also subject to the provisions of subpart H of this part, no more than 50 of the allowable annual tons of NO<sub>x</sub> may be emitted during the ozone season; or

(2) Less than 100 tons of NO<sub>x</sub> annually *and* no more than 50 tons of NO<sub>x</sub> during the ozone season, for non-Acid Rain Program units subject to the provisions of subpart H of this part, for which the owner or operator reports emissions data on a year-round basis, in accordance with §75.74(a) or §75.74(b); or

(3) No more than 50 tons of NO<sub>x</sub> per ozone season, for non-Acid Rain Program units subject to the provisions of subpart H of this part, for which the owner or operator reports emissions data only during the ozone season, in accordance with §75.74(b); and

(B) An annual demonstration is provided thereafter, using one of the allowable methodologies in paragraph (c) of this section, showing that the low mass emissions unit continues to emit no more than the applicable number of tons of SO<sub>2</sub> and/or NO<sub>x</sub> specified in paragraph (a)(1)(i)(A) of this section.

(C) This paragraph, (a)(1)(i)(C), applies only to a unit that is subject to an SO<sub>2</sub> emission limitation under the Acid Rain Program, and that combusts a gaseous fuel other than pipeline natural gas or natural gas (as defined in §72.2 of this chapter). The owner or operator of such a unit must quantify the sulfur content and variability of the gaseous fuel by performing the demonstration described in section 2.3.6 of appendix D to this part, in order for the unit to qualify for LME unit status. If the results of that demonstration show that the gaseous fuel qualifies under paragraph (b) of section 2.3.6 to use a default SO<sub>2</sub> emission rate to report SO<sub>2</sub> mass emissions under this part, the unit is eligible for LME unit status.

(ii) Each qualifying LME unit must start using the low mass emissions excepted methodology as follows:

(A) For a unit that reports emission data on a year-round basis, begin using the methodology in the first unit operating hour in the calendar year designated in the certification application as the first year that the methodology will be used; or

(B) For a unit that is subject to Subpart H of this part and that reports only during the ozone season according to §75.74(c), begin using the methodology in the first unit operating hour in the ozone season designated in the certification application as the first ozone season that the methodology will be used.

(C) For a new or newly-affected unit, see paragraph (b)(4) of this section for additional guidance.

(2) A unit may initially qualify as a low mass emissions unit if the designated representative submits a certification application to use the LME methodology (as described in §75.63(a)(1)(ii) and in this paragraph, (a)(2)) and the Administrator (or permitting authority, as applicable) certifies the use of such methodology. The certification application shall be submitted no later than 45 days prior to the date on which use of the low mass emissions methodology is expected to commence, and the application must contain:

(i) A statement identifying the projected date on which the LME methodology will first be used. The projected commencement date shall be consistent with paragraphs (a)(1)(ii) and (b)(4) of this section, as applicable; and

(ii) Either:

(A) Actual SO<sub>2</sub> and/or NO<sub>x</sub> mass emissions data (as applicable) for each of the three calendar years (or ozone seasons) prior to the calendar year in which the certification application is submitted demonstrating to the satisfaction of the Administrator or (if applicable) the permitting authority, that the unit emitted less than the applicable number of tons of SO<sub>2</sub> and/or NO<sub>x</sub> specified in paragraph (a)(1)(i)(A) of this section. For the purposes of this paragraph, (a)(2)(ii)(A), the required actual SO<sub>2</sub> or NO<sub>x</sub> mass emissions for each qualifying year or ozone season shall be determined using the SO<sub>2</sub>, NO<sub>x</sub> and heat input data reported to the Administrator in the electronic quarterly

reports required under §75.64 or under the Ozone Transport Commission (OTC) NO<sub>x</sub> Budget Trading Program. Notwithstanding this requirement, in the absence of such electronic reports, an estimate of the actual emissions for each of the previous three years (or ozone seasons) shall be provided, using either the maximum rated heat input methodology described in paragraph (c)(3)(i) of this section or procedures consistent with the long term fuel flow heat input methodology described in paragraph (c)(3)(ii) of this section, in conjunction with the appropriate SO<sub>2</sub> or NO<sub>x</sub> emission rate from paragraph (c)(1)(i) of this section for SO<sub>2</sub>, and paragraph (c)(1)(ii) or (c)(1)(iv) of this section for NO<sub>x</sub>. Alternatively, the initial estimate of the NO<sub>x</sub> emission rate may be based on historical emission test data that is representative of operation at normal load or historical data from a CEMS certified under part 60 of this chapter or under a state CEM program; or

(B) When the three full years (or ozone seasons) of actual SO<sub>2</sub> and NO<sub>x</sub> mass emissions data (or reliable estimates thereof) described under paragraph (a)(2)(ii)(A) of this section do not exist, the designated representative may submit an application to use the low mass emissions excepted methodology based upon a combination of actual historical SO<sub>2</sub> and NO<sub>x</sub> mass emissions data and projected SO<sub>2</sub> and NO<sub>x</sub> mass emissions, totaling three years (or ozone seasons). Except as provided in paragraph (a)(3) of this section, actual data must be used for any years (or ozone seasons) in which such data exists and projected data should be used for any remaining future years (or ozone seasons) needed to provide emissions data for three consecutive calendar years (or ozone seasons). For example, if a unit commenced operation two years ago, the designated representative may submit actual, historical data for the previous two years and one year of projected emissions for the current calendar year or, for a new unit, the designated representative may submit three years of projected emissions, beginning with the current calendar year. Any actual or projected annual emissions must demonstrate to the satisfaction of the Administrator that the unit will emit less than the applicable number of tons of SO<sub>2</sub> and/or NO<sub>x</sub> specified in paragraph (a)(1)(i)(A) of this section. Projected emissions shall be calculated using either the appropriate default emission rates from paragraphs (c)(1)(i) and (c)(1)(ii) of this section (or, alternatively for NO<sub>x</sub>, a conservative estimate of the NO<sub>x</sub> emission rate, as described in paragraph (a)(4) of this section), in conjunction with projections of unit operating hours or fuel type and fuel usage, according to one of the allowable calculation methodologies in paragraph (c) of this section; and

(iii) A description of the methodology from paragraph (c) of this section that will be used to demonstrate on-going compliance under paragraph (b) of this section; and

(iv) Appropriate documentation demonstrating that the unit is eligible to use projected emissions to qualify for LME status under paragraph (a)(3) of this section (if applicable).

(3) In the following circumstances, projected emissions for a future year (or years) may be used in lieu of the actual emissions data from one (or more) of the three years (or ozone seasons) preceding the year of the certification application:

(i) If the owner or operator takes an enforceable permit restriction on the number of annual or ozone season unit operating hours for the future year (or years), such that the unit will emit no more than the applicable number of tons of SO<sub>2</sub> and/or NO<sub>x</sub> specified in paragraph (a)(1)(i)(A) of this section; or

(ii) If the actual emissions for one (or more) of the three years (or ozone seasons) prior to the year of the certification application is not representative of the present and expected future emissions from the unit, because the owner or operator has recently installed emission controls on the unit.

(4) When the owner or operator elects to demonstrate initial LME qualification and on-going compliance using a fuel-and-unit-specific NO<sub>x</sub> emission rate in accordance with paragraph (c)(1)(iv) of this section, there will be instances (e.g., for a new or newly-affected unit) where it is not possible to determine that NO<sub>x</sub> emission rate prior to submitting the certification application. In such cases, if the generic default NO<sub>x</sub> emission rates in Table LM-2 of this section are inappropriately high for the unit, the owner or operator may use a more representative, but conservatively high estimate of the expected NO<sub>x</sub> emission rate, for the purposes of the initial monitoring plan submittal and to calculate the unit's projected annual or ozone season emissions under paragraph (a)(2)(ii)(B) of this section. For example, the NO<sub>x</sub> emission rate could, as described in paragraph (a)(2)(ii)(A) of this section, be estimated using historical CEM data or historical emission test data that is representative of operation at normal



load. The NO<sub>x</sub> emission limit specified in the operating permit for the unit could also be used to estimate the NO<sub>x</sub> emission rate (except for units equipped with SCR or SNCR), or, consistent with paragraph (c)(1)(iv)(C)(4) of this section, for a unit that uses SCR or SNCR to control NO<sub>x</sub> emissions, an estimated default NO<sub>x</sub> emission rate of 0.15 lb/mmBtu could be used. However, these estimated NO<sub>x</sub> emission rates may not be used for reporting purposes in the time period extending from the first hour in which the LME methodology is used to the date and hour on which the fuel-and-unit-specific NO<sub>x</sub> emission rate testing is completed. Rather, in that interval, the owner or operator shall either report the appropriate default NO<sub>x</sub> emission rate from Table LM-2, or shall report the maximum potential NO<sub>x</sub> emission rate, calculated in accordance with §72.2 of this chapter and section 2.1.2.1 of appendix A to this part. Then, beginning with the first unit operating hour after completion of the tests, the appropriate default NO<sub>x</sub> emission rate(s) obtained from the fuel-and-unit-specific testing shall be used for emissions reporting.

(b) *On-going qualification and disqualification.* (1) Once a low mass emissions unit has qualified for and has started using the low mass emissions excepted methodology, an annual demonstration is required, showing that the unit continues to emit no more than the applicable number of tons of SO<sub>2</sub> and/or NO<sub>x</sub> specified in paragraph (a)(1)(i)(A) of this section. The calculation methodology used for the annual demonstration shall be the methodology described in the certification application under paragraph (a)(2)(iii) of this section.

(2) If any low mass emissions unit fails to provide the required annual demonstration under paragraph (b)(1) of this section, such that the calculated cumulative emissions for the unit exceed the applicable number of tons of SO<sub>2</sub> and/or NO<sub>x</sub> specified in paragraph (a)(1)(i)(A) of this section at the end of any calendar year or ozone season, then:

(i) The low mass emissions unit shall be disqualified from using the low mass emissions excepted methodology; and

(ii) The owner or operator of the low mass emissions unit shall install and certify monitoring systems that meet the requirements of §§75.11, 75.12, and 75.13, and shall report SO<sub>2</sub> (Acid Rain Program units, only), NO<sub>x</sub>, and CO<sub>2</sub> (Acid Rain Program units, only) emissions data and heat input data from such monitoring systems by December 31 of the calendar year following the year in which the unit exceeded the number of tons of SO<sub>2</sub> and/or NO<sub>x</sub> specified in paragraph (a)(1)(i)(A) of this section; and

(iii) If the required monitoring systems have not been installed and certified by the applicable deadline in paragraph (b)(2)(ii) of this section, the owner or operator shall report the following values for each unit operating hour, beginning with the first operating hour after the deadline and continuing until the monitoring systems have been provisionally certified: the maximum potential hourly heat input for the unit, as defined in §72.2 of this chapter; the SO<sub>2</sub> emissions, in lb/hr, calculated using the applicable default SO<sub>2</sub> emission rate from paragraph (c)(1)(i) of this section and the maximum potential hourly unit heat input; the CO<sub>2</sub> emissions, in tons/hr, calculated using the applicable default CO<sub>2</sub> emission rate from paragraph (c)(1)(iii) of this section and the maximum potential hourly unit heat input; and the maximum potential NO<sub>x</sub> emission rate, as defined in §72.2 of this chapter.

(3) If a low mass emissions unit that initially qualifies to use the low mass emissions excepted methodology under this section changes fuels, such that a fuel other than those allowed for use in the low mass emissions methodology is combusted in the unit, the unit shall be disqualified from using the low mass emissions excepted methodology as of the first hour that the new fuel is combusted in the unit. The owner or operator shall install and certify SO<sub>2</sub> (Acid Rain Program units, only), NO<sub>x</sub>, and CO<sub>2</sub> (Acid Rain Program units, only) and flow (if necessary) monitoring systems that meet the requirements of §§75.11, 75.12, and 75.13 prior to a change to such fuel, and shall report emissions data from such monitoring systems beginning with the date and hour on which the new fuel is first combusted in the unit. If the required monitoring systems are not installed and certified prior to the fuel switch, the owner or operator shall report (as applicable) the maximum potential concentration of SO<sub>2</sub>, CO<sub>2</sub> and NO<sub>x</sub>, the maximum potential NO<sub>x</sub> emission rate, the maximum potential flowrate, the maximum potential hourly heat input and the maximum (or minimum, if appropriate) potential moisture percentage, from the date and hour of the fuel switch until the monitoring systems are certified or until probationary calibration error tests of the monitors are passed and the conditional data validation procedures in §75.20(b)(3) begin to be used. All maximum and minimum potential values shall be specific to the new fuel and shall be determined in a manner consistent with section 2 of appendix A to this part and §72.2 of this chapter. The owner or operator must notify the Administrator (or the

permitting authority) in the case where a unit switches fuels without previously having installed and certified a SO<sub>2</sub>, NO<sub>x</sub> and CO<sub>2</sub> monitoring system meeting the requirements of §§75.11, 75.12, and 75.13.

(4) If a new or newly-affected unit initially qualifies to use the low mass emissions excepted methodology under this section and the owner or operator wants to use the low mass emissions methodology for the unit, he or she must:

(i) Keep the records specified in paragraph (c)(2) of this section, beginning with the date and hour of commencement of commercial operation, for a new unit subject to an Acid Rain emission limitation, and beginning with the date and hour of the commencement of operation, for a new unit subject to a NO<sub>x</sub> mass reduction program under subpart H of this part. For newly-affected units, the records in paragraph (c)(2) of this section shall be kept as follows:

(A) For Acid Rain Program units, begin keeping the records as of the first hour of commercial operation of the unit following the date on which the unit becomes affected; or

(B) For units subject to a NO<sub>x</sub> mass reduction program under subpart H of this part, begin keeping the records as of the first hour of unit operation following the date on which the unit becomes an affected unit;

(ii) Use these records to determine the cumulative heat input and SO<sub>2</sub>, CO<sub>2</sub>, and/or NO<sub>x</sub> mass emissions in order to continue to qualify as a low mass emissions unit; and

(iii) Determine the cumulative SO<sub>2</sub> and/or NO<sub>x</sub> mass emissions according to paragraph (c) of this section using the same procedures used after the certification deadline for the unit, for purposes of demonstrating eligibility to use the excepted methodology set forth in this section. For example, use the default emission rates in Tables LM-1, LM-2, and LM-3 of this section or use the fuel-and-unit-specific NO<sub>x</sub> emission rate determined according to paragraph (c)(1)(iv) of this section. For Acid Rain Program LME units, the Administrator will not count SO<sub>2</sub> mass emissions calculated for the period between commencement of commercial operation and the certification deadline for the unit under §75.4 against SO<sub>2</sub> allowances to be held in the unit account.

(5) A low mass emissions unit that has been disqualified from using the low mass emissions excepted methodology may subsequently submit an application to qualify again to use the low mass emissions methodology under paragraph (a)(2) of this section only if, following the non-compliant year (or ozone season), at least three full years (or ozone seasons) of actual, monitored emissions data is obtained showing that the unit emitted no more than the applicable number of tons of SO<sub>2</sub> and/or NO<sub>x</sub> specified in paragraph (a)(1)(i)(A) of this section. Further, the designated representative or authorized account representative must certify in the application that the unit operation for the years or ozone seasons for which the emissions were monitored are representative of the projected future operation of the unit.

*(c) Low mass emissions excepted methodology, calculations, and values—(1) Determination of SO<sub>2</sub>, NO<sub>x</sub>, and CO<sub>2</sub> emission rates.*

(i) If the unit combusts only natural gas and/or fuel oil, use Table LM-1 of this section to determine the appropriate SO<sub>2</sub> emission rate for use in calculating hourly SO<sub>2</sub> mass emissions under this section. Alternatively, for fuel oil combustion, a lower, fuel-specific SO<sub>2</sub> emission factor may be used in lieu of the applicable emission factor from Table LM-1, if a federally enforceable permit condition is in place that limits the sulfur content of the oil. If this alternative is chosen, the fuel-specific SO<sub>2</sub> emission rate in lb/mmBtu shall be calculated by multiplying the fuel sulfur content limit (weight percent sulfur) by 1.01. In addition, the owner or operator shall periodically determine the sulfur content of the oil combusted in the unit, using one of the oil sampling and analysis options described in section 2.2 of appendix D to this part, and shall keep records of these fuel sampling results in a format suitable for inspection and auditing. Alternatively, the required oil sampling and associated recordkeeping may be performed using a consensus standard (e.g., ASTM, API, etc.) that is prescribed in the unit's Federally-enforceable operating permit, in an applicable State regulation, or in another applicable Federal regulation. If the unit combusts gaseous fuel(s) other than natural gas, the owner or operator shall use the procedures in section 2.3.6 of appendix D to this

part to document the total sulfur content of each such fuel and to determine the appropriate default SO<sub>2</sub> emission rate for each such fuel.

(ii) If the unit combusts only natural gas and/or fuel oil, use either the appropriate NO<sub>x</sub> emission factor from Table LM-2 of this section, or a fuel-and-unit-specific NO<sub>x</sub> emission rate determined according to paragraph (c)(1)(iv) of this section, to calculate hourly NO<sub>x</sub> mass emissions under this section. If the unit combusts a gaseous fuel other than pipeline natural gas or natural gas, the owner or operator shall determine a fuel-and-unit-specific NO<sub>x</sub> emission rate according to paragraph (c)(1)(iv) of this section.

(iii) If the unit combusts only natural gas and/or fuel oil, use Table LM-3 of this section to determine the appropriate CO<sub>2</sub> emission rate for use in calculating hourly CO<sub>2</sub> mass emissions under this section (Acid Rain Program units, only). If the unit combusts a gaseous fuel other than pipeline natural gas or natural gas, the owner or operator shall determine a fuel-and-unit-specific CO<sub>2</sub> emission rate for the fuel, as follows:

(A) Derive a carbon-based F-factor for the fuel, using fuel sampling and analysis, as described in section 3.3.6 of appendix F to this part; and

(B) Use Equation G-4 in appendix G to this part to derive the default CO<sub>2</sub> emission rate. Rearrange the equation, solving it for the ratio of W<sub>co<sub>2</sub></sub>/H (this ratio will yield an emission rate, in units of tons/mmBtu). Then, substitute the carbon-based F-factor determined in paragraph (c)(1)(iii)(A) of this section into the rearranged equation to determine the default CO<sub>2</sub> emission rate for the unit.

(iv) In lieu of using the default NO<sub>x</sub> emission rate from Table LM-2 of this section, the owner or operator may, for each fuel combusted by a low mass emissions unit, determine a fuel-and-unit-specific NO<sub>x</sub> emission rate for the purpose of calculating NO<sub>x</sub> mass emissions under this section. This option may be used by any unit which qualifies to use the low mass emission excepted methodology under paragraph (a) of this section, and also by groups of units which combust fuel from a common source of supply and which use the long term fuel flow methodology under paragraph (c)(3)(ii) of this section to determine heat input. The testing must be completed in a timely manner, such that the test results are reported electronically no later than the end of the calendar year or ozone season in which the LME methodology is first used. If this option is chosen, the following procedures shall be used.

(A) Except as otherwise provided in paragraphs (c)(1)(iv)(F), (c)(1)(iv)(G), and (c)(1)(iv)(I) of this section, determine a fuel-and-unit-specific NO<sub>x</sub> emission rate by conducting a four load NO<sub>x</sub> emission rate test procedure as specified in section 2.1 of appendix E to this part, for each type of fuel combusted in the unit. For a group of units sharing a common fuel supply, the appendix E testing must be performed on each individual unit in the group, unless some or all of the units in the group belong to an identical group of units, as defined in paragraph (c)(1)(iv)(B) of this section, in which case, representative testing may be conducted on units in the identical group of units, as described in paragraph (c)(1)(iv)(B) of this section. For the purposes of this section, make the following modifications to the appendix E test procedures:

(1) Do not measure the heat input as required under 2.1.3 of appendix E to this part.

(2) Do not plot the test results as specified under 2.1.6 of appendix E to this part.

(3) Do not correct the NO<sub>x</sub> concentration to 15% O<sub>2</sub>.

(4) If the testing is performed on an uncontrolled diffusion flame turbine, a correction to the observed average NO<sub>x</sub> concentration from each run of the test must be applied using the following Equation LM-1a.

$$NO_{x_{corr}} = NO_{x_{obs}} \left( \frac{P_y}{P_o} \right)^{0.5} e^{19(H_{t_2} - H_t)} \left( \frac{T_y}{T_a} \right)^{1.53} \quad (Eq. LM-1a)$$

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Where:

$NO_{xcorr}$  = Corrected  $NO_x$  concentration (ppm).

$NO_{xobs}$  = Average measured  $NO_x$  concentration for each run of the test (ppm).

$P_r$  = Average annual atmospheric pressure (or average ozone season atmospheric pressure for a Subpart H unit that reports data only during the ozone season) at the nearest weather station (e.g., a standardized NOAA weather station located at the airport) for the year (or ozone season) prior to the year of the test (mm Hg).

$P_o$  = Observed atmospheric pressure during the test run (mm Hg).

$H_r$  = Average annual atmospheric humidity ratio (or average ozone season humidity ratio for a Subpart H unit that reports data only during the ozone season) at the nearest weather station, for the year (or ozone season) prior to the year of the test (g  $H_2O$ /g air).

$H_o$  = Observed humidity ratio during the test run (g  $H_2O$ /g air).

$T_r$  = Average annual atmospheric temperature (or average ozone season atmospheric temperature for a Subpart H unit that reports data only during the ozone season) at the nearest weather station, for the year (or ozone season) prior to the year of the test ( $^{\circ}$  K).

$T_o$  = Observed atmospheric temperature during the test run ( $^{\circ}$  K).

(B) Representative appendix E testing may be done on low mass emission units in a group of identical units. All of the units in a group of identical units must combust the same fuel type but do not have to share a common fuel supply.

(1) To be considered identical, all low mass emission units must be of the same size (based on maximum rated hourly heat input), manufacturer and model, and must have the same history of modifications (e.g., have the same controls installed, the same types of burners and have undergone major overhauls at the same frequency (based on hours of operation)). Also, under similar operating conditions, the stack or turbine outlet temperature of each unit must be within  $\pm 50$  degrees Fahrenheit of the average stack or turbine outlet temperature for all of the units.

(2) If all of the low mass emission units in the group qualify as identical, then representative testing of the units in the group may be performed according to Table LM-4 of this section.

(3) [Reserved]

(4) If the acceptance criteria in paragraph (c)(1)(iv)(B)(1) of this section are not met then the group of low mass emission units is not considered an identical group of units and individual appendix E testing of each unit is required.

(5) Fuel and unit specific  $NO_x$  emission rates determined according to paragraphs (c)(1)(iv)(F) and (c)(1)(iv)(G) of this section may be used in lieu of appendix E testing for one or more low mass emission units in a group of identical units.

(C) Based on the results of the part 75 appendix E testing, determine the fuel-and-unit-specific  $NO_x$  emission rate as follows:

(1) Except for LME units that use selective catalytic reduction (SCR) or selective non-catalytic reduction (SNCR) to control  $NO_x$  emissions, the highest three-run average  $NO_x$  emission rate obtained at any load in the appendix E test for a particular type of fuel shall be the fuel-and-unit-specific  $NO_x$  emission rate, for that type of fuel.

(2) [Reserved]

(3) For a group of identical low mass emissions units (except for units that use SCR or SNCR to control NO<sub>x</sub> emissions), the fuel-and-unit-specific NO<sub>x</sub> emission rate for all units in the group, for a particular type of fuel, shall be the highest three-run average NO<sub>x</sub> emission rate obtained at any tested load from any unit tested in the group, for that type of fuel.

(4) Except as provided in paragraphs (c)(1)(iv)(C)(7) and (c)(1)(iv)(C)(8) of this section, for an individual low mass emissions unit which uses SCR or SNCR to control NO<sub>x</sub> emissions, the fuel-and-unit-specific NO<sub>x</sub> emission rate for each type of fuel combusted in the unit shall be the higher of:

(i) The highest three-run average emission rate from any load of the appendix E test for that type of fuel; or

(ii) 0.15 lb/mmBtu.

(5) [Reserved]

(6) Except as provided in paragraphs (c)(1)(iv)(C)(7) and (c)(1)(iv)(C)(8) of this section, for a group of identical low mass emissions units that are all equipped with SCR or SNCR to control NO<sub>x</sub> emissions, the fuel-and-unit-specific NO<sub>x</sub> emission rate for each unit in the group of units, for a particular type of fuel, shall be the higher of:

(i) The highest three-run average NO<sub>x</sub> emission rate at any load from all appendix E tests of all tested units in the group, for that type of fuel; or

(ii) 0.15 lb/mmBtu.

(7) Notwithstanding the requirements of paragraphs (c)(1)(iv)(C)(4) and (c)(1)(iv)(C)(6) of this section, for a unit (or group of identical units) equipped with SCR (or SNCR) *and* water (or steam) injection to control NO<sub>x</sub> emissions:

(i) If the appendix E testing is performed when the water (or steam) injection is in use *and* either upstream of the SCR or SNCR or during a time period when the SCR or SNCR is out of service; then

(ii) The highest three-run average emission rate from the appendix E testing may be used as the fuel-and-unit-specific NO<sub>x</sub> emission rate for the unit (or, if applicable, for each unit in the group), for each unit operating hour in which the water-to-fuel ratio is within the acceptable range established during the appendix E testing.

(8) Notwithstanding the requirements of paragraphs (c)(1)(iv)(C)(4) and (c)(1)(iv)(C)(6) of this section, for a unit (or group of identical units) equipped with SCR (or SNCR) *and* uses dry low-NO<sub>x</sub> technology to control NO<sub>x</sub> emissions:

(i) If the appendix E testing is performed during a time period when the dry low-NO<sub>x</sub> controls are in use, but the SCR or SNCR is out of service; then

(ii) The highest three-run average emission rate from the appendix E testing may be used as the fuel-and-unit-specific NO<sub>x</sub> emission rate for the unit (or, if applicable, for each unit in the group), for each unit operating hour in which the parametric data described in paragraph (c)(1)(iv)(H)(2) of this section demonstrate that the dry low-NO<sub>x</sub> controls are operating in the premixed or low-NO<sub>x</sub> mode.

(9) For an individual combustion turbine (or a group of identical turbines) that operate principally at base load (or at a set point temperature), but are capable of operating at a higher peak load (or higher internal operating temperature), the fuel-and-unit-specific NO<sub>x</sub> emission rate for the unit (or for each unit in the group) shall be as follows:

(i) If the testing is done only at base load, use the three-run average NO<sub>x</sub> emission rate for base load operating hours and 1.15 times that emission rate for peak load operating hours; or

(ii) If the testing is done at both base load and peak load, use the three-run average NO<sub>x</sub> emission rate from the base load testing for base load operating hours and the three-run average NO<sub>x</sub> emission rate from the peak load testing for peak load operating hours.

(D) For each low mass emissions unit, or group of identical units for which the provisions of paragraph (c)(1)(iv) of this section are used to account for NO<sub>x</sub> emission rate, the owner or operator shall determine a new fuel-and-unit-specific NO<sub>x</sub> emission rate every five years (20 calendar quarters), unless changes in the fuel supply, physical changes to the unit, changes in the manner of unit operation, or changes to the emission controls occur which may cause a significant increase in the unit's actual NO<sub>x</sub> emission rate. If such changes occur, the fuel-and-unit-specific NO<sub>x</sub> emission rate(s) shall be re-determined according to paragraph (c)(1)(iv) of this section. Testing shall be done at the number of loads specified in paragraph (c)(1)(iv)(A) or (c)(1)(iv)(I) of this section, as applicable. If a low mass emissions unit belongs to a group of identical units and it is required to retest to determine a new fuel-and-unit-specific NO<sub>x</sub> emission rate because of changes in the fuel supply, physical changes to the unit, changes in the manner of unit operation or changes to the emission controls occur which may cause a significant increase in the unit's actual NO<sub>x</sub> emission rate, any other unit in that group of identical units is not required to re-determine the fuel-and-unit-specific NO<sub>x</sub> emission rate unless such unit also undergoes changes in the fuel supply, physical changes to the unit, changes in the manner of unit operation or changes to the emission controls occur which may cause a significant increase in the unit's actual NO<sub>x</sub> emission rates.

(E) Each low mass emissions unit or each low mass emissions unit in a group of identical units for which a fuel-and-unit-specific NO<sub>x</sub> emission rate(s) are determined shall meet the quality assurance and quality control provisions of paragraph (e) of this section.

(F) Low mass emission units may use the results of appendix E testing, if such test results are available from a test conducted no more than five years prior to the time of initial certification, to determine the appropriate fuel-and-unit-specific NO<sub>x</sub> emission rate(s). However, fuel-and-unit-specific NO<sub>x</sub> emission rates from historical testing may not be used longer than five years after the appendix E testing was conducted.

(G) Low mass emissions units for which at least 3 years of quality-assured NO<sub>x</sub> emission rate data from a NO<sub>x</sub>-diluent CEMS that meets the quality assurance requirements of either: this part, or appendix F to part 60 of this chapter, or a comparable State CEM program, and corresponding fuel usage data are available may determine fuel-and-unit-specific NO<sub>x</sub> emission rates from the actual data using the following procedure. Separate the actual NO<sub>x</sub> emission rate data into groups, according to the type of fuel combusted. Discard data from periods when multiple fuels were combusted. Each fuel-specific data set must contain at least 168 hours of data and must represent all normal operating ranges of the unit when combusting the fuel. Sort the data in each fuel-specific data set in ascending order according to NO<sub>x</sub> emission rate. Determine the 95th percentile NO<sub>x</sub> emission rate for each data set as defined in §72.2 of this chapter. Use the 95th percentile value for each data set as the fuel-and-unit-specific NO<sub>x</sub> emission rate, except that for a unit that uses SCR or SNCR for NO<sub>x</sub> emission control, if the 95th percentile value is less than 0.15 lb/mmBtu, a value of 0.15 lb/mmBtu shall be used as the fuel-and-unit-specific NO<sub>x</sub> emission rate.

(H) For low mass emission units with add-on NO<sub>x</sub> emission controls, and for units that use dry low-NO<sub>x</sub> technology, the owner or operator shall, during every hour of unit operation during the test period, monitor and record parameters, as required under paragraph (e)(5) of this section, which indicate that the NO<sub>x</sub> emission controls are operating properly. After the test period, these same parameters shall be monitored and recorded and kept for all operating hours in order to determine whether the NO<sub>x</sub> controls are operating properly and to allow the determination of the correct NO<sub>x</sub> emission rate as required under paragraph (c)(1)(iv) of this section.

(I) For low mass emission units with steam or water injection, the steam-to-fuel or water-to-fuel ratio used during the testing must be documented. The water-to-fuel or steam-to-fuel ratio must be maintained during unit operations for a unit to use the fuel and unit specific NO<sub>x</sub> emission rate determined during the test. Owners or

operators must include in the monitoring plan the acceptable range of the water-to-fuel or steam-to-fuel ratio, which will be used to indicate hourly, proper operation of the NO<sub>x</sub> controls for each unit. The water-to-fuel or steam-to-fuel ratio shall be monitored and recorded during each hour of unit operation. If the water-to-fuel or steam-to-fuel ratio is not within the acceptable range in a given hour the fuel and unit specific NO<sub>x</sub> emission rate may not be used for that hour, and the appropriate default NO<sub>x</sub> emission rate from Table LM-2 shall be reported instead.

(2) For a low mass emissions unit that uses dry low-NO<sub>x</sub> premix technology to control NO<sub>x</sub> emissions, proper operation of the emission controls means that the unit is in the low-NO<sub>x</sub> or premixed combustion mode, and fired with natural gas. Evidence of operation in the low-NO<sub>x</sub> or premixed mode shall be provided by monitoring the appropriate turbine operating parameters. These parameters may include percentage of full load, turbine exhaust temperature, combustion reference temperature, compressor discharge pressure, fuel and air valve positions, dynamic pressure pulsations, internal guide vane (IGV) position, and flame detection or flame scanner condition. The acceptable values and ranges for all parameters monitored shall be specified in the monitoring plan for the unit, and the parameters shall be monitored during each subsequent operating hour. If one or more of these parameters is not within the acceptable range or at an acceptable value in a given operating hour, the fuel-and-unit-specific NO<sub>x</sub> emission rate may not be used for that hour, and the appropriate default NO<sub>x</sub> emission rate from Table LM-2 shall be reported instead. When the unit is fired with oil the appropriate default value from Table LM-2 shall be reported.

(3) For low mass emission units with other types of add-on NO<sub>x</sub> controls, appropriate parameters and the acceptable range of the parameters which indicate hourly proper operation of the NO<sub>x</sub> controls must be specified in the monitoring plan. These parameters shall be monitored during each subsequent operating hour. If any of these parameters are not within the acceptable range in a given operating hour, the fuel and unit specific NO<sub>x</sub> emission rates may not be used in that hour, and the appropriate default NO<sub>x</sub> emission rate from Table LM-2 shall be reported instead.

(I) Notwithstanding the requirements in paragraph (c)(1)(iv)(A) of this section, the appendix E testing to determine (or re-determine) the fuel-specific, unit-specific NO<sub>x</sub> emission rate for a unit (or for each unit in a group of identical units) may be performed at fewer than four loads, under the following circumstances:

(1) Testing may be done at one load level if the data analysis described in paragraph (c)(1)(iv)(J) of this section is performed and the results show that the unit has operated (or all units in the group of identical units have operated) at a single load level for at least 85.0 percent of all operating hours in the previous three years (12 calendar quarters) prior to the calendar quarter of the appendix E testing. For combustion turbines that are operated to produce approximately constant output (in MW) but which use internal operating and exhaust temperatures and not the actual output in MW to control the operation of the turbine, the internal operating temperature set point may be used as a surrogate for load in demonstrating that the unit qualifies for single-load testing. If the data analysis shows that the unit does not qualify for single-load testing, testing may be done at two (or three) load levels if the unit has operated (or if all units in the group of identical units have operated) cumulatively at two (or three) load levels for at least 85.0 percent of all operating hours in the previous three years; or

(2) If a multiple-load appendix E test was initially performed for a unit (or group of identical units) to determine the fuel-and-unit specific NO<sub>x</sub> emission rate, then the periodic retests required under paragraph (c)(1)(iv)(D) of this section may be single-load tests, performed at the load level for which the highest average NO<sub>x</sub> emission rate was obtained in the initial test.

(3) The initial appendix E testing may be performed at a single load, between 75 and 100 percent of the maximum sustainable load defined in the monitoring plan for the unit, if the average annual capacity factor of the LME unit, when calculated according to the definition of "capacity factor" in §72.2 of this chapter, is 2.5 percent or less for the three calendar years immediately preceding the year of the testing, and that the annual capacity factor does not exceed 4.0 percent in any of those three years. Similarly, for a LME unit that reports emissions data on an ozone season-only basis, the initial appendix E testing may be performed at a single load between 75 and 100 percent of the maximum sustainable load if the 2.5 and 4.0 percent capacity factor requirements are met for the three ozone seasons immediately preceding the date of the emission testing (see §75.74(c)(11)). For a group of identical

LME units, any unit(s) in the group that meet the 2.5 and 4.0 percent capacity factor requirements may perform the initial appendix E testing at a single load between 75 and 100 percent of the maximum sustainable load.

(4) The retest of any LME unit may be performed at a single load between 75 and 100 percent of the maximum sustainable load if, for the three calendar years immediately preceding the year of the retest (or, if applicable, the three ozone seasons immediately preceding the date of the retest), the applicable capacity factor requirements described in paragraph (c)(1)(iv)(I)(3) of this section are met.

(5) Alternatively, for combustion turbines, the single-load testing described in paragraphs (c)(1)(iv)(I)(3) and (c)(1)(iv)(I)(4) of this section may be performed at the highest attainable load level corresponding to the season of the year in which the testing is conducted.

(6) In all cases where the alternative single-load testing option described in paragraphs (c)(1)(iv)(I)(3) through (c)(1)(iv)(I)(5) of this section is used, the owner or operator shall keep records documenting that the required capacity factor requirements were met.

(J) To determine whether a unit qualifies for testing at fewer than four loads under paragraph (c)(1)(iv)(I) of this section, follow the procedures in paragraph (c)(1)(iv)(J)(1) or (c)(1)(iv)(J)(2) of this section, as applicable.

(1) Determine the range of operation of the unit, according to section 6.5.2.1 of appendix A to this part. Divide the range of operation into four equal load bands. For example, if the range of operation extends from 20 MW to 100 MW, the four equal load bands would be: band #1: from 20 MW to 40 MW; band #2: from 41 MW to 60 MW; band #3: from 61 MW to 80 MW; and band #4: from 81 to 100 MW. Then, perform a historical load analysis for all unit operating hours in the 12 calendar quarters preceding the quarter of the test. Alternatively, for sources that report emissions data only during the ozone season, the historical load analysis may be based on unit operation in the previous three ozone seasons, rather than unit operation in the previous 12 calendar quarters. Determine the percentage of the data that fall into each load band. For a unit that is not part of a group of identical units, if 85.0% or more of the data fall into one load band, single-load testing may be performed at any point within that load band. For a group of identical units, if each unit in the group meets the 85.0% criterion, then representative single-load testing within the load band may be performed. If the 85.0% criterion cannot be met to qualify for single-load testing but this criterion can be met cumulatively for two (or three) load levels, then testing may be performed at two (or three) loads instead of four.

(2) For a combustion turbine that uses exhaust temperature and not the actual output in megawatts to control the operation of the turbine (or for a group of identical units of this type), the owner or operator must document that the unit (or each unit in the group) has operated within  $\pm 10\%$  of the set point temperature for 85.0% of the operating hours in the previous 12 calendar quarters to qualify for single-load testing. Alternatively, for sources that report emissions data only during the ozone season, the historical set point temperature analysis may be based on unit operation in the previous three ozone seasons, rather than unit operation in the previous 12 calendar quarters. When the set point temperature is used rather than unit load to justify single-load testing, the designated representative shall certify in the monitoring plan for the unit that this is the normal manner of unit operation and shall document the setpoint temperature.

(2) *Records of operating time, fuel usage, unit output and NO<sub>x</sub> emission control operating status.* The owner or operator shall keep the following records on-site, for three years, in a form suitable for inspection, except that for unmanned facilities, the records may be kept at a central location, rather than on-site:

(i) For each low mass emissions unit, the owner or operator shall keep hourly records which indicate whether or not the unit operated during each clock hour of each calendar year. The owner or operator may report partial operating hours or may assume that for each hour the unit operated the operating time is a whole hour. Units using partial operating hours and the maximum rated hourly heat input to calculate heat input for each hour must report partial operating hours.



(ii) For each low mass emissions unit, the owner or operator shall keep hourly records indicating the type(s) of fuel(s) combusted in the unit during each hour of unit operation.

(iii) For each low mass emissions unit using the long term fuel flow methodology under paragraph (c)(3)(ii) of this section to determine hourly heat input, the owner or operator shall keep hourly records of unit load (in megawatts or thousands of pounds of steam per hour), for the purpose of apportioning heat input to the individual unit operating hours.

(iv) For each low mass emissions unit with add-on NO<sub>x</sub> emission controls of any kind and each unit that uses dry low-NO<sub>x</sub> technology, the owner or operator shall keep hourly records of the hourly value of the parameter(s) specified in (c)(1)(iv)(H) of this section used to indicate proper operation of the unit's NO<sub>x</sub> controls.

(3) *Heat input.* Hourly, quarterly and annual heat input for a low mass emissions unit shall be determined using either the maximum rated hourly heat input method under paragraph (c)(3)(i) of this section or the long term fuel flow method under paragraph (c)(3)(ii) of this section.

(i) *Maximum rated hourly heat input method.* (A) For the purposes of the mass emission calculation methodology of paragraph (c)(3) of this section,  $HI_{hr}$ , the hourly heat input (mmBtu) to a low mass emissions unit shall be deemed to equal the maximum rated hourly heat input, as defined in §72.2 of this chapter, multiplied by the operating time of the unit for each hour. The owner or operator may choose to record and report partial operating hours or may assume that a unit operated for a whole hour for each hour the unit operated. However, the owner or operator of a unit may petition the Administrator under §75.66 for a lower value for maximum rated hourly heat input than that defined in §72.2 of this chapter. The Administrator may approve such lower value if the owner or operator demonstrates that either the maximum hourly heat input specified by the manufacturer or the highest observed hourly heat input, or both, are not representative, and such a lower value is representative, of the unit's current capabilities because modifications have been made to the unit, limiting its capacity permanently.

(B) The quarterly heat input,  $HI_{qtr}$ , in mmBtu, shall be determined using Equation LM-1:

$$HI_{qtr} = \sum_{1}^n HI_{kr} \quad (Eq. LM-1)$$

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Where:

$n$  = Number of unit operating hours in the quarter.

$HI_{hr}$  = Hourly heat input under paragraph (c)(3)(i)(A) of this section (mmBtu).

(C) The year-to-date cumulative heat input (mmBtu) shall be the sum of the quarterly heat input values for all of the calendar quarters in the year to date.

(D) For a unit subject to the provisions of subpart H of this part, which is not required to report emission data on a year-round basis and elects to report only during the ozone season, the quarterly heat input for the second calendar quarter of the year shall, for compliance purposes, include only the heat input for the months of May and June, and the cumulative ozone season heat input shall be the sum of the heat input values for May, June and the third calendar quarter of the year.

(ii) *Long term fuel flow heat input method.* The owner or operator may, for the purpose of demonstrating that a low mass emissions unit or group of low mass emission units sharing a common fuel supply meets the requirements of this section, use records of long-term fuel flow, to calculate hourly heat input to a low mass emissions unit.

(A) This option may be used for a group of low mass emission units only if:

(1) The low mass emission units combust fuel from a common source of supply; and

(2) Records are kept of the total amount of fuel combusted by the group of low mass emission units and the hourly output (in megawatts or pounds of steam) from each unit in the group; and

(3) All of the units in the group are low mass emission units.

(B) For each fuel used during the quarter, the volume in standard cubic feet (for gas) or gallons (for oil) may be determined using any of the following methods;

(1) Fuel billing records (for low mass emission units, or groups of low mass emission units, which purchase fuel from non-affiliated sources);

(2) American Petroleum Institute (API) Manual of Petroleum Measurement Standards, Chapter 3-Tank Gauging, Section 1A, Standard Practice for the Manual Gauging of Petroleum and Petroleum Products, Second Edition, August 2005; Section 1B-Standard Practice for Level Measurement of Liquid Hydrocarbons in Stationary Tanks by Automatic Tank Gauging, Second Edition June 2001; Section 2-Standard Practice for Gauging Petroleum and Petroleum Products in Tank Cars, First Edition, August 1995 (Reaffirmed March 2006); Section 3-Standard Practice for Level Measurement of Liquid Hydrocarbons in Stationary Pressurized Storage Tanks by Automatic Tank Gauging, First Edition June 1996 (Reaffirmed, March 2001); Section 4-Standard Practice for Level Measurement of Liquid Hydrocarbons on Marine Vessels by Automatic Tank Gauging, First Edition April 1995 (Reaffirmed, September 2000); and Section 5-Standard Practice for Level Measurement of Light Hydrocarbon Liquids Onboard Marine Vessels by Automatic Tank Gauging, First Edition March 1997 (Reaffirmed, March 2003); for §75.19; Shop Testing of Automatic Liquid Level Gages, Bulletin 2509 B, December 1961 (Reaffirmed August 1987, October 1992) (all incorporated by reference under §75.6 of this part); or

(3) A fuel flow meter certified and maintained according to appendix D to this part.

(C) Except as provided in paragraph (c)(3)(ii)(C)(3) of this section, for each fuel combusted during a quarter, the gross calorific value of the fuel shall be determined by either:

(1) Using the applicable procedures for gas and oil analysis in sections 2.2 and 2.3 of appendix D to this part. If this option is chosen the highest gross calorific value recorded during the previous calendar year shall be used (or, for a new or newly-affected unit, if there are no sample results from the previous year, use the highest GCV from the samples taken in the current year); or

(2) Using the appropriate default gross calorific value listed in Table LM-5 of this section.

(3) For gaseous fuels other than pipeline natural gas or natural gas, the GCV sampling frequency shall be daily unless the results of a demonstration under section 2.3.5 of appendix D to this part show that the fuel has a low GCV variability and qualifies for monthly sampling. If daily GCV sampling is required, use the highest GCV obtained in the calendar quarter as  $GCV_{max}$  in Equation LM-3, of this section.

(D) If Eq. LM-2 is used for heat input determination, the specific gravity of each type of fuel oil combusted during the quarter shall be determined either by:

(1) Using the procedures in section 2.2.6 of appendix D to this part. If this option is chosen, use the highest specific gravity value recorded during the previous calendar year (or, for a new or newly-affected unit, if there are no sample results from the previous year, use the highest specific gravity from the samples taken in the current year); or

(2) Using the appropriate default specific gravity value in Table LM-6 of this section.

(E) The quarterly heat input from each type of fuel combusted during the quarter by a low mass emissions unit or group of low mass emissions units sharing a common fuel supply shall be determined using either Equation LM-2 or Equation LM-3 for oil (as applicable to the method used to quantify oil usage) and Equation LM-3 for gaseous fuels. For a unit subject to the provisions of subpart H of this part, which is not required to report emission data on a year-round basis and elects to report only during the ozone season, the quarterly heat input for the second calendar quarter of the year shall include only the heat input for the months of May and June.

$$HI_{fuel-qr} = M_{qr} \frac{GCV_{max}}{10^6} \quad \text{Eq. LM-2 (for fuel oil)}$$

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Where:

$HI_{fuel-qr}$  = Quarterly total heat input from oil (mmBtu).

$M_{qr}$  = Mass of oil consumed during the quarter, determined as the product of the volume of oil under paragraph (c)(3)(ii)(B) of this section and the specific gravity under paragraph (c)(3)(ii)(D) of this section (lb).

$GCV_{max}$  = Gross calorific value of oil, as determined under paragraph (c)(3)(ii)(C) of this section (Btu/lb)

$10^6$  = Conversion of Btu to mmBtu.

$$HI_{fuel-qr} = Q_{qr} \frac{GCV_{max}}{10^6} \quad \text{Eq. LM-3 (for gaseous fuel or fuel oil)}$$

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Where:

$HI_{fuel-qr}$  = Quarterly heat input from gaseous fuel or fuel oil (mmBtu).

$Q_{qr}$  = Volume of gaseous fuel or fuel oil combusted during the quarter, as determined under paragraph (c)(3)(ii)(B) of this section standard cubic feet (scf) or (gal), as applicable.

$GCV_{max}$  = Gross calorific value of the gaseous fuel or fuel oil combusted during the quarter, as determined under paragraph (c)(3)(ii)(C) of this section (Btu/scf) or (Btu/gal), as applicable.

$10^6$  = Conversion of Btu to mmBtu.

(F) Use Eq. LM-4 to calculate  $HI_{qr-total}$ , the quarterly heat input (mmBtu) for all fuels.  $HI_{qr-total}$  shall be the sum of the  $HI_{fuel-qr}$  values determined using Equations LM-2 and LM-3.

$$HI_{qr-total} = \sum_{all\ fuels} HI_{fuel-qr} \quad (\text{Eq. LM-4})$$

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(G) The year-to-date cumulative heat input (mmBtu) for all fuels shall be the sum of all quarterly total heat input ( $HI_{qr-total}$ ) values for all calendar quarters in the year to date. For a unit subject to the provisions of subpart H of this part, which is not required to report emission data on a year-round basis and elects to report only during the

ozone season, the cumulative ozone season heat input shall be the sum of the quarterly heat input values for the second and third calendar quarters of the year.

(H) For each low mass emissions unit or each low mass emissions unit in a group of identical units, the owner or operator shall determine the cumulative quarterly unit load in megawatt hours or thousands of pounds of steam. The quarterly cumulative unit load shall be the sum of the hourly unit load values recorded under paragraph (c)(2) of this section and shall be determined using Equations LM-5 or LM-6. For a unit subject to the provisions of subpart H of this part, which is not required to report emission data on a year-round basis and elects to report only during the ozone season, the quarterly cumulative load for the second calendar quarter of the year shall include only the unit loads for the months of May and June.

$$MW_{\text{qtr}} = \sum_{\text{all-low-mass}} MW \quad \text{Eq. LM-5 (for MW output)}$$

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$$ST_{\text{qtr}} = \sum_{\text{all-low-mass}} ST \quad \text{Eq. LM-6 (for steam output)}$$

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Where:

$MW_{\text{qtr}}$  = Sum of all unit operating loads recorded during the quarter by the unit (MWh).

$ST_{\text{incl-qtr}}$  = Sum of all hourly steam loads recorded during the quarter by the unit (klb of steam/hr).

$MW$  = Unit operating load for a particular unit operating hour (MWh).

$ST$  = Unit steam load for a particular unit operating hour (klb of steam).

(I) For a low mass emissions unit that is not included in a group of low mass emission units sharing a common fuel supply, apportion the total heat input for the quarter,  $HI_{\text{qtr-total}}$  to each hour of unit operation using either Equation LM-7 or LM-8:

$$HI_{\text{hr}} = HI_{\text{qtr-total}} \frac{MW_{\text{hr}}}{MW_{\text{qtr}}}$$

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(Eq LM-7 for MW output)

$$HI_{\text{hr}} = HI_{\text{qtr-total}} \frac{ST_{\text{hr}}}{ST_{\text{qtr}}}$$

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(Eq LM-8 for steam output)

Where:

$HI_{\text{hr}}$  = Hourly heat input to the unit (mmBtu).

$MW_{hr}$  = Hourly operating load for the unit (MW).

$ST_{hr}$  = Hourly steam load for the unit (klb of steam/hr).

(J) For each low mass emissions unit that is included in a group of units sharing a common fuel supply, apportion the total heat input for the quarter,  $HI_{qtr-total}$  to each hour of operation using either Equation LM-7a or LM-8a:

$$HI_{hr} = HI_{qtr-total} \frac{MW_{hr}}{\sum_{all-units} MW_{qtr}}$$

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(Eq LM-7a for MW output)

$$HI_{hr} = HI_{qtr-total} \frac{ST_{hr}}{\sum_{all-units} ST_{qtr}}$$

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(Eq LM-8a for steam output)

Where:

$HI_{hr}$  = Hourly heat input to the individual unit (mmBtu).

$MW_{hr}$  = Hourly operating load for the individual unit (MW).

$ST_{hr}$  = Hourly steam load for the individual unit (klb of steam/hr).

$\Sigma MW^{qtr}$  = Sum of the quarterly operating

*all-units* loads (from Eq. LM-5) for all units in the group (MW).

$\Sigma ST^{qtr}$  = Sum of the quarterly steam

*all-units* loads (from Eq. LM-6) for all units in the group (klb of steam/hr)

(4) *Calculation of SO<sub>2</sub>, NO<sub>x</sub> and CO<sub>2</sub> mass emissions.* The owner or operator shall, for the purpose of demonstrating that a low mass emissions unit meets the requirements of this section, calculate SO<sub>2</sub>, NO<sub>x</sub> and CO<sub>2</sub> mass emissions in accordance with the following.

(i) *SO<sub>2</sub> mass emissions.* (A) The hourly SO<sub>2</sub> mass emissions (lbs) for a low mass emissions unit (Acid Rain Program units, only) shall be determined using Equation LM-9 and the appropriate fuel-based SO<sub>2</sub> emission factor for the fuels combusted in that hour. If more than one fuel is combusted in the hour, use the highest emission factor for all of the fuels combusted in the hour. If records are missing as to which fuel was combusted in the hour, use the highest emission factor for all of the fuels capable of being combusted in the unit.

$$W_{SO_2} = EF_{SO_2} \times HI_{hr} \quad (\text{Eq. LM-9})$$

Where:

$W_{SO_2}$  = Hourly SO<sub>2</sub> mass emissions (lbs.)

$EF_{SO_2}$  = Either the SO<sub>2</sub> emission factor from Table LM-1 of this section or the fuel-and-unit-specific SO<sub>2</sub> emission rate from paragraph (c)(1)(i) of this section (lb/mmBtu).

$HI_{hr}$  = Either the maximum rated hourly heat input under paragraph (c)(3)(i)(A) of this section or the hourly heat input under paragraph (c)(3)(ii) of this section (mmBtu).

(B) The quarterly SO<sub>2</sub> mass emissions (tons) for the low mass emissions unit shall be the sum of all the hourly SO<sub>2</sub> mass emissions in the quarter, as determined under paragraph (c)(4)(i)(A) of this section, divided by 2000 lb/ton.

(C) The year-to-date cumulative SO<sub>2</sub> mass emissions (tons) for the low mass emissions unit shall be the sum of the quarterly SO<sub>2</sub> mass emissions, as determined under paragraph (c)(4)(i)(B) of this section, for all of the calendar quarters in the year to date.

(ii)(A) The hourly NO<sub>x</sub> mass emissions for the low mass emissions unit (lbs) shall be determined using Equation LM-10. If more than one fuel is combusted in the hour, use the highest emission rate for all of the fuels combusted in the hour. If records are missing as to which fuel was combusted in the hour, use the highest emission factor for all of the fuels capable of being combusted in the unit. For low mass emission units with NO<sub>x</sub> emission controls of any kind and for which a fuel-and-unit-specific NO<sub>x</sub> emission rate is determined under paragraph (c)(1)(iv) of this section, for any hour in which the parameters under paragraph (c)(1)(iv)(A) of this section do not show that the NO<sub>x</sub> emission controls are operating properly, use the NO<sub>x</sub> emission rate from Table LM-2 of this section for the fuel combusted during the hour with the highest NO<sub>x</sub> emission rate.

$$W_{NOX} = EF_{NOX} \times HI_{hr} \quad (\text{Eq. LM-10})$$

Where:

$W_{NOX}$  = Hourly NO<sub>x</sub> mass emissions (lbs).

$EF_{NOX}$  = Either the NO<sub>x</sub> emission factor from Table LM-2 of this section or the fuel- and unit-specific NO<sub>x</sub> emission rate determined under paragraph (c)(1)(iv) of this section (lb/mmBtu).

$HI_{hr}$  = Either the maximum rated hourly heat input from paragraph (c)(3)(i)(A) of this section or the hourly heat input as determined under paragraph (c)(3)(ii) of this section (mmBtu).

(B) The quarterly NO<sub>x</sub> mass emissions (tons) for the low mass emissions unit shall be the sum of all of the hourly NO<sub>x</sub> mass emissions in the quarter, as determined under paragraph (c)(4)(ii)(A) of this section, divided by 2000 lb/ton.

(C) The year-to-date cumulative NO<sub>x</sub> mass emissions (tons) for the low mass emissions unit shall be the sum of the quarterly NO<sub>x</sub> mass emissions, as determined under paragraph (c)(4)(ii)(B) of this section, for all of the calendar quarters in the year to date. For a unit subject to the provisions of subpart H of this part, which is not required to report emission data on a year-round basis and elects to report only during the ozone season, the ozone season NO<sub>x</sub> mass emissions for the unit shall be the sum of the quarterly NO<sub>x</sub> mass emissions, as determined under paragraph (c)(4)(ii)(B) of this section, for the second and third calendar quarters of the year, and the second quarter report shall include emissions data only for May and June.

(D) The quarterly and cumulative NO<sub>x</sub> emission rate in lb/mmBtu (if required by the applicable program(s)) shall be determined as follows. Calculate the quarterly NO<sub>x</sub> emission rate by taking the arithmetic average of all of the hourly  $EF_{NOX}$  values. Calculate the cumulative (year-to-date) NO<sub>x</sub> emission rate by taking the arithmetic average of the quarterly NO<sub>x</sub> emission rates.

(iii) *CO<sub>2</sub> Mass Emissions.* (A) The hourly CO<sub>2</sub> mass emissions (tons) for the affected low mass emissions unit (Acid Rain Program units, only) shall be determined using Equation LM-11 and the appropriate fuel-based

CO<sub>2</sub> emission factor from Table LM-3 of this section for the fuel being combusted in that hour. If more than one fuel is combusted in the hour, use the highest emission factor for all of the fuels combusted in the hour. If records are missing as to which fuel was combusted in the hour, use the highest emission factor for all of the fuels capable of being combusted in the unit.

$$WCO_2 = EFCO_2 \times HI_{hr} \quad (\text{Eq. LM-11})$$

Where:

WCO<sub>2</sub> = Hourly CO<sub>2</sub> mass emissions (tons).

*EF<sub>CO<sub>2</sub></sub>* = Either the fuel-based CO<sub>2</sub> emission factor from Table LM-3 of this section or the fuel-and-unit-specific CO<sub>2</sub> emission rate from paragraph (c)(1)(iii) of this section (tons/mmBtu).

*HI<sub>hr</sub>* = Either the maximum rated hourly heat input from paragraph (c)(3)(i)(A) of this section or the hourly heat input as determined under paragraph (c)(3)(ii) of this section (mmBtu).

(B) The quarterly CO<sub>2</sub> mass emissions (tons) for the low mass emissions unit shall be the sum of all of the hourly CO<sub>2</sub> mass emissions in the quarter, as determined under paragraph (c)(4)(iii)(A) of this section.

(C) The year-to-date cumulative CO<sub>2</sub> mass emissions (tons) for the low mass emissions unit shall be the sum of all of the quarterly CO<sub>2</sub> mass emissions, as determined under paragraph (c)(4)(iii)(B) of this section, for all of the calendar quarters in the year to date.

(d) Each unit that qualifies under this section to use the low mass emissions methodology must follow the recordkeeping and reporting requirements pertaining to low mass emissions units in subparts F and G of this part.

(e) The quality control and quality assurance requirements in §75.21 are not applicable to a low mass emissions unit for which the low mass emissions excepted methodology under paragraph (c) of this section is being used in lieu of a continuous emission monitoring system or an excepted monitoring system under appendix D or E to this part, except for fuel flowmeters used to meet the provisions in paragraph (c)(3)(ii) of this section. However, the owner or operator of a low mass emissions unit shall implement the following quality assurance and quality control provisions:

(1) For low mass emission units or groups of units which use the long term fuel flow methodology under paragraph (c)(3)(ii) of this section and which use fuel billing records to determine fuel usage, the owner or operator shall keep, at the facility, for three years, the records of the fuel billing statements used for long term fuel flow determinations.

(2) For low mass emissions units or groups of units which use the long term fuel flow methodology under paragraph (c)(3)(ii) of this section and which use one of the methods specified in paragraph (c)(3)(ii)(B)(2) of this section to determine fuel usage, the owner or operator shall keep, at the facility, a copy of the standard used and shall keep records, for three years, of all measurements obtained for each quarter using the methodology.

(3) For low mass emission units or groups of units which use the long term fuel flow methodology under paragraph (c)(3)(ii) of this section and which use a certified fuel flow meter to determine fuel usage, the owner or operator shall comply with the quality control quality assurance requirements for a fuel flow meter under section 2.1.6 of appendix D of this part.

(4) For each low mass emissions unit for which fuel-and-unit-specific NO<sub>x</sub> emission rates are determined in accordance with paragraph (c)(1)(iv) of this section, the owner or operator shall keep, at the facility, records which document the results of all NO<sub>x</sub> emission rate tests conducted according to appendix E to this part. If CEMS data are used to determine the fuel-and-unit-specific NO<sub>x</sub> emission rates under paragraph (c)(1)(iv)(G) of this section, the owner or operator shall keep, at the facility, records of the CEMS data and the data analysis performed to determine

a fuel-and-unit-specific NO<sub>x</sub> emission rate. The appendix E test records and historical CEMS data records shall be kept until the fuel and unit specific NO<sub>x</sub> emission rates are re-determined.

(5) For each low mass emissions unit for which fuel-and-unit-specific NO<sub>x</sub> emission rates are determined in accordance with paragraph (c)(1)(iv) of this section and which has add-on NO<sub>x</sub> emission controls of any kind or uses dry low-NO<sub>x</sub> technology, the owner or operator shall develop and keep on-site a quality assurance plan which explains the procedures used to document proper operation of the NO<sub>x</sub> emission controls. The plan shall include the parameters monitored (e.g., water-to-fuel ratio) and the acceptable ranges for each parameter used to determine proper operation of the unit's NO<sub>x</sub> controls.

(6) For unmanned facilities, the records required by paragraphs (e)(1), (e)(2) and (e)(4) of this section may be kept at a central location, rather than at the facility.

**TABLE LM-1—SO<sub>2</sub> EMISSION FACTORS (LB/MMBTU) FOR VARIOUS FUEL TYPES**

<b>Fuel type</b>	<b>SO<sub>2</sub> emission factors</b>
Pipeline Natural Gas	0.0006 lb/mmBtu.
Other Natural Gas	0.06 lb/mmBtu.
Residual Oil	2.1 lb/mmBtu.
Diesel Fuel	0.5 lb/mmBtu.

**TABLE LM-2—NO<sub>x</sub> EMISSION RATES (LB/MMBTU) FOR VARIOUS BOILER/FUEL TYPES**

<b>Unit type</b>	<b>Fuel type</b>	<b>NO<sub>x</sub> emission rate</b>
Turbine	Gas	0.7
Turbine	Oil	1.2
Boiler	Gas	1.5
Boiler	Oil	2

**TABLE LM-3—CO<sub>2</sub> EMISSION FACTORS (TON/MMBTU) FOR GAS AND OIL**

<b>Fuel type</b>	<b>CO<sub>2</sub> emission factors</b>
Pipeline (or other) Natural Gas	0.059 ton/mmBtu.
Oil	0.081 ton/mmBtu.

**TABLE LM-4—IDENTICAL UNIT TESTING REQUIREMENTS**

<b>Number of identical units in the group</b>	<b>Number of appendix E tests required</b>
2	1



3 to 6	2
7	3
>7	n tests; where n = number of units divided by 3 and rounded to nearest integer.

**TABLE LM-5—DEFAULT GROSS CALORIFIC VALUES (GCVs) FOR VARIOUS FUELS**

<b>Fuel</b>	<b>GCV for use in equation LM-2 or LM-3</b>
Pipeline Natural Gas	1050 Btu/scf.
Other Natural Gas	1100 Btu/scf.
Residual Oil	19,700 Btu/lb or 167,500 Btu/gallon.
Diesel Fuel	20,500 Btu/lb or 151,700 Btu/gallon.

**TABLE LM-6—DEFAULT SPECIFIC GRAVITY VALUES FOR FUEL OIL**

<b>Fuel</b>	<b>Specific gravity (lb/gal)</b>
Residual Oil	8.5
Diesel Fuel	7.4

[63 FR 57500, Oct. 27, 1998, as amended at 64 FR 28592, May 26, 1999; 64 FR 37582, July 12, 1999; 67 FR 40424, 40425, June 12, 2002; 67 FR 53504, Aug. 16, 2002; 73 FR 4344, Jan. 24, 2008]

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## **Subpart C—Operation and Maintenance Requirements**

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### **§75.20 Initial certification and recertification procedures.**

(a) *Initial certification approval process.* The owner or operator shall ensure that each continuous emission or opacity monitoring system required by this part meets the initial certification requirements of this section and shall ensure that all applicable initial certification tests under paragraph (c) of this section are completed by the deadlines specified in §75.4 and prior to use in the Acid Rain Program. In addition, whenever the owner or operator installs a continuous emission or opacity monitoring system in order to meet the requirements of §§75.11 through 75.18, where no continuous emission or opacity monitoring system was previously installed, initial certification is required.

(1) *Notification of initial certification test dates.* The owner or operator or designated representative shall submit a written notice of the dates of initial certification testing at the unit as specified in §75.61(a)(1).

(2) *Certification application.* The owner or operator shall apply for certification of each continuous emission or opacity monitoring system used under the Acid Rain Program. The owner or operator shall submit the certification application in accordance with §75.60 and each complete certification application shall include the information specified in §75.63.

(3) *Provisional approval of certification (or recertification) applications.* Upon the successful completion of the required certification (or recertification) procedures of this section, each continuous emission or opacity monitoring system shall be deemed provisionally certified (or recertified) for use under the Acid Rain Program for a period not to exceed 120 days following receipt by the Administrator of the complete certification (or recertification) application under paragraph (a)(4) of this section. Notwithstanding this paragraph, no continuous emission or opacity monitoring systems for a combustion source seeking to enter the Opt-in Program in accordance with part 74 of this chapter shall be deemed provisionally certified (or recertified) for use under the Acid Rain Program. Data measured and recorded by a provisionally certified (or recertified) continuous emission or opacity monitoring system, operated in accordance with the requirements of appendix B to this part, will be considered valid quality-assured data (retroactive to the date and time of provisional certification or recertification), provided that the Administrator does not invalidate the provisional certification (or recertification) by issuing a notice of disapproval within 120 days of receipt by the Administrator of the complete certification (or recertification) application. Note that when the conditional data validation procedures of paragraph (b)(3) of this section are used for the initial certification (or recertification) of a continuous emissions monitoring system, the date and time of provisional certification (or recertification) of the CEMS may be earlier than the date and time of completion of the required certification (or recertification) tests.

(4) *Certification (or recertification) application formal approval process.* The Administrator will issue a notice of approval or disapproval of the certification (or recertification) application to the owner or operator within 120 days of receipt of the complete certification (or recertification) application. In the event the Administrator does not issue such a notice within 120 days of receipt, each continuous emission or opacity monitoring system which meets the performance requirements of this part and is included in the certification (or recertification) application will be deemed certified (or recertified) for use under the Acid Rain Program.

(i) *Approval notice.* If the certification (or recertification) application is complete and shows that each continuous emission or opacity monitoring system meets the performance requirements of this part, then the Administrator will issue a notice of approval of the certification (or recertification) application within 120 days of receipt.

(ii) *Incomplete application notice.* A certification (or recertification) application will be considered complete when all of the applicable information required to be submitted in §75.63 has been received by the Administrator, the EPA Regional Office, and the appropriate State and/or local air pollution control agency. If the certification (or recertification) application is not complete, then the Administrator will issue a notice of incompleteness that provides a reasonable timeframe for the designated representative to submit the additional information required to complete the certification (or recertification) application. If the designated representative has not complied with the notice of incompleteness by a specified due date, then the Administrator may issue a notice of disapproval specified under paragraph (a)(4)(iii) of this section. The 120-day review period shall not begin prior to receipt of a complete application.

(iii) *Disapproval notice.* If the certification (or recertification) application shows that any continuous emission or opacity monitoring system does not meet the performance requirements of this part, or if the certification (or recertification) application is incomplete and the requirement for disapproval under paragraph (a)(4)(ii) of this section has been met, the Administrator shall issue a written notice of disapproval of the certification (or recertification) application within 120 days of receipt. By issuing the notice of disapproval, the provisional certification (or recertification) is invalidated by the Administrator, and the data measured and recorded by each uncertified continuous emission or opacity monitoring system shall not be considered valid quality-assured data as follows: from the hour of the probationary calibration error test that began the initial certification (or recertification) test period (if the conditional data validation procedures of paragraph (b)(3) of this section were used to retrospectively validate data); or from the date and time of completion of the invalid certification or recertification tests (if the conditional data validation procedures of paragraph (b)(3) of this section were not used). The owner or operator shall follow the procedures for loss of initial certification in paragraph (a)(5) of this section for each continuous emission or opacity monitoring system which is disapproved for initial certification. For each disapproved recertification, the owner or operator shall follow the procedures of paragraph (b)(5) of this section.

(iv) *Audit decertification.* The Administrator may issue a notice of disapproval of the certification status of a continuous emission or opacity monitoring system, in accordance with §75.21.

(5) *Procedures for loss of certification.* When the Administrator issues a notice of disapproval of a certification application or a notice of disapproval of certification status (as specified in paragraph (a)(4) of this section), then:

(i) Until such time, date, and hour as the continuous emission monitoring system can be adjusted, repaired, or replaced and certification tests successfully completed (or, if the conditional data validation procedures in paragraphs (b)(3)(ii) through (b)(3)(ix) of this section are used, until a probationary calibration error test is passed following corrective actions in accordance with paragraph (b)(3)(ii) of this section), the owner or operator shall substitute the following values, as applicable, for each hour of unit operation during the period of invalid data specified in paragraph (a)(4)(iii) of this section or in §75.21: the maximum potential concentration of SO<sub>2</sub>, as defined in section 2.1.1.1 of appendix A to this part, to report SO<sub>2</sub> concentration; the maximum potential NO<sub>x</sub> emission rate, as defined in §72.2 of this chapter, to report NO<sub>x</sub> emissions in lb/mmBtu; the maximum potential concentration of NO<sub>x</sub>, as defined in section 2.1.2.1 of appendix A to this part, to report NO<sub>x</sub> emissions in ppm (when a NO<sub>x</sub> concentration monitoring system is used to determine NO<sub>x</sub> mass emissions, as defined under §75.71(a)(2)); the maximum potential flow rate, as defined in section 2.1.4.1 of appendix A to this part, to report volumetric flow; the maximum potential concentration of CO<sub>2</sub>, as defined in section 2.1.3.1 of appendix A to this part, to report CO<sub>2</sub> concentration data; and either the minimum potential moisture percentage, as defined in section 2.1.5 of appendix A to this part or, if Equation 19-3, 19-4 or 19-8 in Method 19 in appendix A to part 60 of this chapter is used to determine NO<sub>x</sub> emission rate, the maximum potential moisture percentage, as defined in section 2.1.6 of appendix A to this part; and

(ii) The designated representative shall submit a notification of certification retest dates as specified in §75.61(a)(1)(ii) and a new certification application according to the procedures in paragraph (a)(2) of this section; and

(iii) The owner or operator shall repeat all certification tests or other requirements that were failed by the continuous emission or opacity monitoring system, as indicated in the Administrator's notice of disapproval, no later than 30 unit operating days after the date of issuance of the notice of disapproval.

(b) *Recertification approval process.* Whenever the owner or operator makes a replacement, modification, or change in a certified continuous emission monitoring system or continuous opacity monitoring system that may significantly affect the ability of the system to accurately measure or record the SO<sub>2</sub> or CO<sub>2</sub> concentration, stack gas volumetric flow rate, NO<sub>x</sub> emission rate, NO<sub>x</sub> concentration, percent moisture, or opacity, or to meet the requirements of §75.21 or appendix B to this part, the owner or operator shall recertify the continuous emission monitoring system or continuous opacity monitoring system, according to the procedures in this paragraph. Furthermore, whenever the owner or operator makes a replacement, modification, or change to the flue gas handling system or the unit operation that may significantly change the flow or concentration profile, the owner or operator shall recertify the monitoring system according to the procedures in this paragraph. Examples of changes which require recertification include: replacement of the analyzer; change in location or orientation of the sampling probe or site; and complete replacement of an existing continuous emission monitoring system or continuous opacity monitoring system. The owner or operator shall also recertify the continuous emission monitoring systems for a unit that has recommenced commercial operation following a period of long-term cold storage as defined in §72.2 of this chapter. The owner or operator shall recertify a continuous opacity monitoring system whenever the monitor path length changes or as required by an applicable State or local regulation or permit. Any change to a flow monitor or gas monitoring system for which a RATA is not necessary shall not be considered a recertification event. In addition, changing the polynomial coefficients or K factor(s) of a flow monitor shall require a 3-load RATA, but is not considered to be a recertification event; however, records of the polynomial coefficients or K factor (s) currently in use shall be maintained on-site in a format suitable for inspection. Changing the coefficient or K factor(s) of a moisture monitoring system shall require a RATA, but is not considered to be a recertification event; however, records of the coefficient or K factor (s) currently in use by the moisture monitoring system shall be maintained on-site in a format suitable for inspection. In such cases, any other tests that are necessary to ensure continued proper operation of the monitoring system (e.g., 3-load flow RATAs following changes to flow monitor polynomial

coefficients, linearity checks, calibration error tests, DAHS verifications, etc.) shall be performed as diagnostic tests, rather than as recertification tests. The data validation procedures in paragraph (b)(3) of this section shall be applied to RATAs associated with changes to flow or moisture monitor coefficients, and to linearity checks, 7-day calibration error tests, and cycle time tests, when these are required as diagnostic tests. When the data validation procedures of paragraph (b)(3) of this section are applied in this manner, replace the word “recertification” with the word “diagnostic.”

(1) *Tests required.* For all recertification testing, the owner or operator shall complete all initial certification tests in paragraph (c) of this section that are applicable to the monitoring system, except as otherwise approved by the Administrator. For diagnostic testing after changing the flow rate monitor polynomial coefficients, the owner or operator shall complete a 3-level RATA. For diagnostic testing after changing the K factor or mathematical algorithm of a moisture monitoring system, the owner or operator shall complete a RATA.

(2) *Notification of recertification test dates.* The owner, operator, or designated representative shall submit notice of testing dates for recertification under this paragraph as specified in §75.61(a)(1)(ii), unless all of the tests in paragraph (c) of this section are required for recertification, in which case the owner or operator shall provide notice in accordance with the notice provisions for initial certification testing in §75.61(a)(1)(i).

(3) *Recertification test period requirements and data validation.* The data validation provisions in paragraphs (b)(3)(i) through (b)(3)(ix) of this section shall apply to all CEMS recertifications and diagnostic testing. The provisions in paragraphs (b)(3)(ii) through (b)(3)(ix) of this section may also be applied to initial certifications (see sections 6.2(a), 6.3.1(a), 6.3.2(a), 6.4(a) and 6.5(f) of appendix A to this part) and may be used to supplement the linearity check and RATA data validation procedures in sections 2.2.3(b) and 2.3.2(b) of appendix B to this part.

(i) The owner or operator shall use substitute data, according to the standard missing data procedures in §§75.33 through 75.37 (or shall report emission data using a reference method or another monitoring system that has been certified or approved for use under this part), in the period extending from the hour of the replacement, modification or change made to a monitoring system that triggers the need to perform recertification testing, until either: the hour of successful completion of all of the required recertification tests; or the hour in which a probationary calibration error test (according to paragraph (b)(3)(ii) of this section) is performed and passed, following all necessary repairs, adjustments or reprogramming of the monitoring system. The first hour of quality-assured data for the recertified monitoring system shall either be the hour after all recertification tests have been completed or, if conditional data validation is used, the first quality-assured hour shall be determined in accordance with paragraphs (b)(3)(ii) through (b)(3)(ix) of this section. Notwithstanding these requirements, if the replacement, modification, or change requiring recertification of the CEMS is such that the historical data stream is no longer representative (e.g., where the SO<sub>2</sub> concentration and stack flow rate change significantly after installation of a wet scrubber), the owner or operator shall substitute for missing data as follows, in lieu of using the standard missing data procedures in §§75.33 through 75.37: for a change that results in a significantly higher concentration or flow rate, substitute maximum potential values according to the procedures in paragraph (a)(5) of this section; or for a change that results in a significantly lower concentration or flow rate, substitute data using the standard missing data procedures. The owner or operator shall then use the initial missing data procedures in §75.31, beginning with the first hour of quality-assured data obtained with the recertified monitoring system, unless otherwise provided by §75.34 for units with add-on emission controls.

(ii) Once the modification or change to the CEMS has been completed and all of the associated repairs, component replacements, adjustments, linearization, and reprogramming of the CEMS have been completed, a probationary calibration error test is required to establish the beginning point of the recertification test period. In this instance, the first successful calibration error test of the monitoring system following completion of all necessary repairs, component replacements, adjustments, linearization and reprogramming shall be the probationary calibration error test. The probationary calibration error test must be passed before any of the required recertification tests are commenced.

(iii) Beginning with the hour of commencement of a recertification test period, emission data recorded by the CEMS are considered to be conditionally valid, contingent upon the results of the subsequent recertification tests.

(iv) Each required recertification test shall be completed no later than the following number of unit operating hours (or unit operating days) after the probationary calibration error test that initiates the test period:

(A) For a linearity check and/or cycle time test, 168 consecutive unit operating hours, as defined in §72.2 of this chapter or, for CEMS installed on common stacks or bypass stacks, 168 consecutive stack operating hours, as defined in §72.2 of this chapter;

(B) For a RATA (whether normal-load or multiple-load), 720 consecutive unit operating hours, as defined in §72.2 of this chapter or, for CEMS installed on common stacks or bypass stacks, 720 consecutive stack operating hours, as defined in §72.2 of this chapter; and

(C) For a 7-day calibration error test, 21 consecutive unit operating days, as defined in §72.2 of this chapter.

(v) All recertification tests shall be performed hands-off. No adjustments to the calibration of the CEMS, other than the routine calibration adjustments following daily calibration error tests as described in section 2.1.3 of appendix B to this part, are permitted during the recertification test period. Routine daily calibration error tests shall be performed throughout the recertification test period, in accordance with section 2.1.1 of appendix B to this part. The additional calibration error test requirements in section 2.1.3 of appendix B to this part shall also apply during the recertification test period.

(vi) If all of the required recertification tests and required daily calibration error tests are successfully completed in succession with no failures, and if each recertification test is completed within the time period specified in paragraph (b)(3)(iv)(A), (B), or (C) of this section, then all of the conditionally valid emission data recorded by the CEMS shall be considered quality-assured, from the hour of commencement of the recertification test period until the hour of completion of the required test(s).

(vii) If a required recertification test is failed or aborted due to a problem with the CEMS, or if a daily calibration error test is failed during a recertification test period, data validation shall be done as follows:

(A) If any required recertification test is failed, it shall be repeated. If any recertification test other than a 7-day calibration error test is failed or aborted due to a problem with the CEMS, the original recertification test period is ended, and a new recertification test period must be commenced with a probationary calibration error test. The tests that are required in the new recertification test period will include any tests that were required for the initial recertification event which were not successfully completed and any recertification or diagnostic tests that are required as a result of changes made to the monitoring system to correct the problems that caused the failure of the recertification test. For a 2- or 3-load flow RATA, if the relative accuracy test is passed at one or more load levels, but is failed at a subsequent load level, provided that the problem that caused the RATA failure is corrected without re-linearizing the instrument, the length of the new recertification test period shall be equal to the number of unit operating hours remaining in the original recertification test period, as of the hour of failure of the RATA. However, if re-linearization of the flow monitor is required after a flow RATA is failed at a particular load level, then a subsequent 3-load RATA is required, and the new recertification test period shall be 720 consecutive unit (or stack) operating hours. The new recertification test sequence shall not be commenced until all necessary maintenance activities, adjustments, linearizations, and reprogramming of the CEMS have been completed;

(B) If a linearity check, RATA, or cycle time test is failed or aborted due to a problem with the CEMS, all conditionally valid emission data recorded by the CEMS are invalidated, from the hour of commencement of the recertification test period to the hour in which the test is failed or aborted, except for the case in which a multiple-load flow RATA is passed at one or more load levels, failed at a subsequent load level, and the problem that caused the RATA failure is corrected without re-linearizing the instrument. In that case, data invalidation shall be prospective, from the hour of failure of the RATA until the commencement of the new recertification test period. Data from the CEMS remain invalid until the hour in which a new recertification test period is commenced, following corrective action, and a probationary calibration error test is passed, at which time the conditionally valid status of emission data from the CEMS begins again;

(C) If a 7-day calibration error test is failed within the recertification test period, previously-recorded conditionally valid emission data from the CEMS are not invalidated. The conditionally valid data status is unaffected, unless the calibration error on the day of the failed 7-day calibration error test exceeds twice the performance specification in section 3 of appendix A to this part, as described in paragraph (b)(3)(vii)(D) of this section; and

(D) If a daily calibration error test is failed during a recertification test period (*i.e.*, the results of the test exceed twice the performance specification in section 3 of appendix A to this part), the CEMS is out-of-control as of the hour in which the calibration error test is failed. Emission data from the CEMS shall be invalidated prospectively from the hour of the failed calibration error test until the hour of completion of a subsequent successful calibration error test following corrective action, at which time the conditionally valid status of data from the monitoring system resumes. Failure to perform a required daily calibration error test during a recertification test period shall also cause data from the CEMS to be invalidated prospectively, from the hour in which the calibration error test was due until the hour of completion of a subsequent successful calibration error test. Whenever a calibration error test is failed or missed during a recertification test period, no further recertification tests shall be performed until the required subsequent calibration error test has been passed, re-establishing the conditionally valid status of data from the monitoring system. If a calibration error test failure occurs while a linearity check or RATA is still in progress, the linearity check or RATA must be re-started.

(E) Trial gas injections and trial RATA runs are permissible during the recertification test period, prior to commencing a linearity check or RATA, for the purpose of optimizing the performance of the CEMS. The results of such gas injections and trial runs shall not affect the status of previously-recorded conditionally valid data or result in termination of the recertification test period, provided that the following specifications and conditions are met:

(1) For gas injections, the stable, ending monitor response is within  $\pm 5$  percent or within 5 ppm of the tag value of the reference gas;

(2) For RATA trial runs, the average reference method reading and the average CEMS reading for the run differ by no more than  $\pm 10\%$  of the average reference method value or  $\pm 15$  ppm, or  $\pm 1.5\%$   $H_2O$ , or  $\pm 0.02$  lb/mmBtu from the average reference method value, as applicable;

(3) No adjustments to the calibration of the CEMS are made following the trial injection(s) or run(s), other than the adjustments permitted under section 2.1.3 of appendix B to this part; and

(4) The CEMS is not repaired, re-linearized or reprogrammed (e.g., changing flow monitor polynomial coefficients, linearity constants, or K-factors) after the trial injection(s) or run(s).

(F) If the results of any trial gas injection(s) or RATA run(s) are outside the limits in paragraphs (b)(3)(vii)(E)(1) or (2) of this section or if the CEMS is repaired, re-linearized or reprogrammed after the trial injection(s) or run(s), the trial injection(s) or run(s) shall be counted as a failed linearity check or RATA attempt. If this occurs, follow the procedures pertaining to failed and aborted recertification tests in paragraphs (b)(3)(vii)(A) and (b)(3)(vii)(B) of this section.

(viii) If any required recertification test is not completed within its allotted time period, data validation shall be done as follows. For a late linearity test, RATA, or cycle time test that is passed on the first attempt, data from the monitoring system shall be invalidated from the hour of expiration of the recertification test period until the hour of completion of the late test. For a late 7-day calibration error test, whether or not it is passed on the first attempt, data from the monitoring system shall also be invalidated from the hour of expiration of the recertification test period until the hour of completion of the late test. For a late linearity test, RATA, or cycle time test that is failed on the first attempt or aborted on the first attempt due to a problem with the monitor, all conditionally valid data from the monitoring system shall be considered invalid back to the hour of the first probationary calibration error test which initiated the recertification test period. Data from the monitoring system shall remain invalid until the hour of successful completion of the late recertification test and any additional recertification or diagnostic tests that are

required as a result of changes made to the monitoring system to correct problems that caused failure of the late recertification test.

(ix) If any required recertification test of a monitoring system has not been completed by the end of a calendar quarter and if data contained in the quarterly report are conditionally valid pending the results of test(s) to be completed in a subsequent quarter, the owner or operator shall indicate this by means of a suitable conditionally valid data flag in the electronic quarterly report for that quarter. The owner or operator shall resubmit the report for that quarter if the required recertification test is subsequently failed. In the resubmitted report, the owner or operator shall use the appropriate missing data routine in §75.31 or §75.33 to replace with substitute data each hour of conditionally valid data that was invalidated by the failed recertification test. Alternatively, if any required recertification test is not completed by the end of a particular calendar quarter but is completed no later than 30 days after the end of that quarter (*i.e.*, prior to the deadline for submitting the quarterly report under §75.64), the test data and results may be submitted with the earlier quarterly report even though the test date(s) are from the next calendar quarter. In such instances, if the recertification test(s) are passed in accordance with the provisions of paragraph (b)(3) of this section, conditionally valid data may be reported as quality-assured, in lieu of reporting a conditional data flag. If the recertification test(s) is failed and if conditionally valid data are replaced, as appropriate, with substitute data, then neither the reporting of a conditional data flag nor resubmission is required. In addition, if the owner or operator uses a conditionally valid data flag in any of the four quarterly reports for a given year, the owner or operator shall indicate the final status of the conditionally valid data (*i.e.*, resolved or unresolved) in the annual compliance certification report required under §72.90 of this chapter for that year. The Administrator may invalidate any conditionally valid data that remains unresolved at the end of a particular calendar year and may require the owner or operator to resubmit one or more of the quarterly reports for that calendar year, replacing the unresolved conditionally valid data with substitute data values determined in accordance with §75.31 or §75.33, as appropriate.

(4) *Recertification application.* The designated representative shall apply for recertification of each continuous emission or opacity monitoring system used under the Acid Rain Program. The owner or operator shall submit the recertification application in accordance with §75.60, and each complete recertification application shall include the information specified in §75.63.

(5) *Approval or disapproval of request for recertification.* The procedures for provisional certification in paragraph (a)(3) of this section shall apply to recertification applications. The Administrator will issue a notice of approval, disapproval, or incompleteness according to the procedures in paragraph (a)(4) of this section. In the event that a recertification application is disapproved, data from the monitoring system are invalidated and the applicable missing data procedures in §§75.31 or 75.33 shall be used from the date and hour of receipt of the disapproval notice back to the hour of the adjustment or change to the CEMS that triggered the need for recertification testing or, if the conditional data validation procedures in paragraphs (b)(3)(ii) through (b)(3)(ix) of this section were used, back to the hour of the probationary calibration error test that began the recertification test period. Data from the monitoring system remain invalid until all required recertification tests have been passed or until a subsequent probationary calibration error test is passed, beginning a new recertification test period. The owner or operator shall repeat all recertification tests or other requirements, as indicated in the Administrator's notice of disapproval, no later than 30 unit operating days after the date of issuance of the notice of disapproval. The designated representative shall submit a notification of the recertification retest dates, as specified in §75.61(a)(1)(ii), and shall submit a new recertification application according to the procedures in paragraph (b)(4) of this section.

(c) *Initial certification and recertification procedures.* Prior to the deadline in §75.4, the owner or operator shall conduct initial certification tests and in accordance with §75.63, the designated representative shall submit an application to demonstrate that the continuous emission or opacity monitoring system and components thereof meet the specifications in appendix A to this part. The owner or operator shall compare reference method values with output from the automated data acquisition and handling system that is part of the continuous emission monitoring system being tested. Except as otherwise specified in paragraphs (b)(1), (d), and (e) of this section, and in sections 6.3.1 and 6.3.2 of appendix A to this part, the owner or operator shall perform the following tests for initial certification or recertification of continuous emission or opacity monitoring systems or components according to the requirements of appendix A to this part:

(1) For each SO<sub>2</sub> pollutant concentration monitor, each NO<sub>x</sub> concentration monitoring system used to determine NO<sub>x</sub> mass emissions, as defined under §75.71(a)(2), and each NO<sub>x</sub>-diluent continuous emission monitoring system:

(i) A 7-day calibration error test, where, for the NO<sub>x</sub>-diluent continuous emission monitoring system, the test is performed separately on the NO<sub>x</sub> pollutant concentration monitor and the diluent gas monitor;

(ii) A linearity check, where, for the NO<sub>x</sub>-diluent continuous emission monitoring system, the test is performed separately on the NO<sub>x</sub> pollutant concentration monitor and the diluent gas monitor;

(iii) A relative accuracy test audit. For the NO<sub>x</sub>-diluent continuous emission monitoring system, the RATA shall be done on a system basis, in units of lb/mmBtu. For the NO<sub>x</sub> concentration monitoring system, the RATA shall be done on a ppm basis;

(iv) A bias test;

(v) A cycle time test, (where, for the NO<sub>x</sub>-diluent continuous emission monitoring system, the test is performed separately on the NO<sub>x</sub> pollutant concentration monitor and the diluent gas monitor); and

(2) For each flow monitor:

(i) A 7-day calibration error test;

(ii) Relative accuracy test audits, as follows:

(A) A single-load (or single-level) RATA at the normal load (or level), as defined in section 6.5.2.1(d) of appendix A to this part, for a flow monitor installed on a peaking unit or bypass stack, or for a flow monitor exempted from multiple-level RATA testing under section 6.5.2(e) of appendix A to this part;

(B) For all other flow monitors, a RATA at each of the three load levels (or operating levels) corresponding to the three flue gas velocities described in section 6.5.2(a) of appendix A to this part;

(iii) A bias test for the single-load (or single-level) flow RATA described in paragraph (c)(2)(ii)(A) of this section; and

(iv) A bias test (or bias tests) for the 3-level flow RATA described in paragraph (c)(2)(ii)(B) of this section, at the following load or operational level(s):

(A) At each load level designated as normal under section 6.5.2.1(d) of appendix A to this part, for units that produce electrical or thermal output, or

(B) At the operational level identified as normal in section 6.5.2.1(d) of appendix A to this part, for units that do not produce electrical or thermal output.

(3) The initial certification test data from an O<sub>2</sub> or a CO<sub>2</sub> diluent gas monitor certified for use in a NO<sub>x</sub> continuous emission monitoring system may be submitted to meet the requirements of paragraph (c)(4) of this section. Also, for a diluent monitor that is used both as a CO<sub>2</sub> monitoring system and to determine heat input, only one set of diluent monitor certification data need be submitted (under the component and system identification numbers of the CO<sub>2</sub> monitoring system).

(4) For each CO<sub>2</sub> pollutant concentration monitor, each CO<sub>2</sub> monitoring system that uses an O<sub>2</sub> monitor to determine CO<sub>2</sub> concentration, and each diluent gas monitor used only to monitor heat input rate:



- (i) A 7-day calibration error test;
  - (ii) A linearity check;
  - (iii) A relative accuracy test audit, where, for an O<sub>2</sub> monitor used to determine CO<sub>2</sub> concentration, the CO<sub>2</sub> reference method shall be used for the RATA; and
  - (iv) A cycle-time test.
- (5) For each continuous moisture monitoring system consisting of wet- and dry-basis O<sub>2</sub> analyzers:
- (i) A 7-day calibration error test of each O<sub>2</sub> analyzer;
  - (ii) A cycle time test of each O<sub>2</sub> analyzer;
  - (iii) A linearity test of each O<sub>2</sub> analyzer; and
  - (iv) A RATA, directly comparing the percent moisture measured by the monitoring system to a reference method.
- (6) For each continuous moisture sensor: A RATA, directly comparing the percent moisture measured by the monitor sensor to a reference method.
- (7) For a continuous moisture monitoring system consisting of a temperature sensor and a data acquisition and handling system (DAHS) software component programmed with a moisture lookup table:
- (i) A demonstration that the correct moisture value for each hour is being taken from the moisture lookup tables and applied to the emission calculations. At a minimum, the demonstration shall be made at three different temperatures covering the normal range of stack temperatures from low to high.
  - (ii) [Reserved]
- (8) The owner or operator shall ensure that initial certification or recertification of a continuous opacity monitor for use under the Acid Rain Program is conducted according to one of the following procedures:
- (i) Performance of the tests for initial certification or recertification, according to the requirements of Performance Specification 1 in appendix B to part 60 of this chapter; or
  - (ii) A continuous opacity monitoring system tested and certified previously under State or other Federal requirements to meet the requirements of Performance Specification 1 shall be deemed certified for the purposes of this part.
- (9) [Reserved]
- (10) For the automated data acquisition and handling system, tests designed to verify:
- (i) Proper computation of hourly averages for pollutant concentrations, flow rate, pollutant emission rates, and pollutant mass emissions; and
  - (ii) Proper computation and application of the missing data substitution procedures in subpart D of this part and the bias adjustment factors in section 7 of appendix A to this part.

(11) The owner or operator shall provide adequate facilities for initial certification or recertification testing that include:

(i) Sampling ports adequate for test methods applicable to such facility, such that:

(A) Volumetric flow rate, pollutant concentration, and pollutant emission rates can be accurately determined by applicable test methods and procedures; and

(B) A stack or duct free of cyclonic flow during performance tests is available, as demonstrated by applicable test methods and procedures.

(ii) Basic facilities (e.g., electricity) for sampling and testing equipment.

(d) *Initial certification and recertification and quality assurance procedures for optional backup continuous emission monitoring systems*—(1) *Redundant backups*. The owner or operator of an optional redundant backup CEMS shall comply with all the requirements for initial certification and recertification according to the procedures specified in paragraphs (a), (b), and (c) of this section. The owner or operator shall operate the redundant backup CEMS during all periods of unit operation, except for periods of calibration, quality assurance, maintenance, or repair. The owner or operator shall perform upon the redundant backup CEMS all quality assurance and quality control procedures specified in appendix B to this part, except that the daily assessments in section 2.1 of appendix B to this part are optional for days on which the redundant backup CEMS is not used to report emission data under this part. For any day on which a redundant backup CEMS is used to report emission data, the system must meet all of the applicable daily assessment criteria in appendix B to this part.

(2) *Non-redundant backups*. The owner or operator of an optional non-redundant backup CEMS or like-kind replacement analyzer shall comply with all of the following requirements for initial certification, quality assurance, recertification, and data reporting:

(i) Except as provided in paragraph (d)(2)(v) of this section, for a regular non-redundant backup CEMS (*i.e.*, a non-redundant backup CEMS that has its own separate probe, sample interface, and analyzer), or a non-redundant backup flow monitor, all of the tests in paragraph (c) of this section are required for initial certification of the system, except for the 7-day calibration error test.

(ii) For a like-kind replacement non-redundant backup analyzer (*i.e.*, a non-redundant backup analyzer that uses the same probe and sample interface as a primary monitoring system), no initial certification of the analyzer is required. A non-redundant backup analyzer, connected to the same probe and interface as a primary CEMS in order to satisfy the dual span requirements of section 2.1.1.4 or 2.1.2.4 of appendix A to this part, shall be treated in the same manner as a like-kind replacement analyzer.

(iii) Each non-redundant backup CEMS or like-kind replacement analyzer shall comply with the daily and quarterly quality assurance and quality control requirements in appendix B to this part for each day and quarter that the non-redundant backup CEMS or like-kind replacement analyzer is used to report data, and shall meet the additional linearity and calibration error test requirements specified in this paragraph. The owner or operator shall ensure that each non-redundant backup CEMS or like-kind replacement analyzer passes a linearity check (for pollutant concentration and diluent gas monitors) or a calibration error test (for flow monitors) prior to each use for recording and reporting emissions. For a primary NO<sub>x</sub>-diluent CEMS consisting of the primary pollutant analyzer and a like-kind replacement diluent analyzer (or vice-versa), provided that the primary pollutant or diluent analyzer (as applicable) is operating and is not out-of-control with respect to any of its quality assurance requirements, only the like-kind replacement analyzer must pass a linearity check before the system is used for data reporting. When a non-redundant backup CEMS or like-kind replacement analyzer is brought into service, prior to conducting the linearity test, a probationary calibration error test (as described in paragraph (b)(3)(ii) of this section), which will begin a period of conditionally valid data, may be performed in order to allow the validation of data retrospectively, as follows. Conditionally valid data from the CEMS or like-kind replacement analyzer are validated back to the hour of completion of the probationary calibration error test if the following conditions are met: if no adjustments are

made to the CEMS or like-kind replacement analyzer other than the allowable calibration adjustments specified in section 2.1.3 of appendix B to this part between the probationary calibration error test and the successful completion of the linearity test; and if the linearity test is passed within 168 unit (or stack) operating hours of the probationary calibration error test. However, if the linearity test is performed within 168 unit or stack operating hours but is either failed or aborted due to a problem with the CEMS or like-kind replacement analyzer, then all of the conditionally valid data are invalidated back to the hour of the probationary calibration error test, and data from the non-redundant backup CEMS or from the primary monitoring system of which the like-kind replacement analyzer is a part remain invalid until the hour of completion of a successful linearity test. Notwithstanding this requirement, the conditionally valid data status may be re-established after a failed or aborted linearity check, if corrective action is taken and a calibration error test is subsequently passed. However, in no case shall the use of conditional data validation extend for more than 168 unit or stack operating hours beyond the date and time of the original probationary calibration error test when the analyzer was brought into service.

(iv) When data are reported from a non-redundant backup CEMS or like-kind replacement analyzer, the appropriate bias adjustment factor shall be determined as follows:

(A) For a regular non-redundant backup CEMS, as described in paragraph (d)(2)(i) of this section, apply the bias adjustment factor from the most recent RATA of the non-redundant backup system (even if that RATA was done more than 12 months previously); or

(B) When a like-kind replacement non-redundant backup analyzer is used as a component of a primary CEMS (as described in paragraph (d)(2)(ii) of this section), apply the primary monitoring system bias adjustment factor.

(v) For each parameter monitored (*i.e.*, SO<sub>2</sub>, CO<sub>2</sub>, O<sub>2</sub>, NO<sub>x</sub>, Hg or flow rate) at each unit or stack, a regular non-redundant backup CEMS may not be used to report data at that affected unit or common stack for more than 720 hours in any one calendar year (or 720 hours in any ozone season, for sources that report emission data only during the ozone season, in accordance with §75.74(c)), unless the CEMS passes a RATA at that unit or stack. For each parameter monitored at each unit or stack, the use of a like-kind replacement non-redundant backup analyzer (or analyzers) is restricted to 720 cumulative hours per calendar year (or ozone season, as applicable), unless the owner or operator redesignates the like-kind replacement analyzer(s) as component(s) of regular non-redundant backup CEMS and each redesignated CEMS passes a RATA at that unit or stack.

(vi) For each regular non-redundant backup CEMS, no more than eight successive calendar quarters shall elapse following the quarter in which the last RATA of the CEMS was done at a particular unit or stack, without performing a subsequent RATA. Otherwise, the CEMS may not be used to report data from that unit or stack until the hour of completion of a passing RATA at that location.

(vii) Each regular non-redundant backup CEMS shall be represented in the monitoring plan required under §75.53 as a separate monitoring system, with unique system and component identification numbers. When like-kind replacement non-redundant backup analyzers are used, the owner or operator shall represent each like-kind replacement analyzer used during a particular calendar quarter in the monitoring plan required under §75.53 as a component of a primary monitoring system. The owner or operator shall also assign a unique component identification number to each like-kind replacement analyzer, beginning with the letters "LK" (*e.g.*, "LK1," "LK2," etc.) and shall specify the manufacturer, model and serial number of the like-kind replacement analyzer. This information may be added, deleted or updated as necessary, from quarter to quarter. The owner or operator shall also report data from the like-kind replacement analyzer using the system identification number of the primary monitoring system and the assigned component identification number of the like-kind replacement analyzer. For the purposes of the electronic quarterly report required under §75.64, the owner or operator may manually enter the appropriate component identification number(s) of any like-kind replacement analyzer(s) used for data reporting during the quarter.

(viii) When reporting data from a certified regular non-redundant backup CEMS, use a method of determination (MODC) code of "02." When reporting data from a like-kind replacement non-redundant backup analyzer, use a MODC of "17" (see Table 4a under §75.57). For the purposes of the electronic quarterly report

required under §75.64, the owner or operator may manually enter the required MODC of “17” for a like-kind replacement analyzer.

(3) *Reference method backups.* A monitoring system that is operated as a reference method backup system pursuant to the reference method requirements of methods 2, 6C, 7E, or 3A in appendix A of part 60 of this chapter need not perform and pass the certification tests required by paragraph (c) of this section prior to its use pursuant to this paragraph.

(e) *Certification/recertification procedures for either peaking unit or by-pass stack/duct continuous emission monitoring systems.* The owner or operator of either a peaking unit or by-pass stack/duct continuous emission monitoring system shall comply with all the requirements for certification or recertification according to the procedures specified in paragraphs (a), (b), and (c) of this section, except as follows: the owner or operator need only perform one nine-run relative accuracy test audit for certification or recertification of a flow monitor installed on the by-pass stack/duct or on the stack/duct used only by affected peaking unit(s). The relative accuracy test audit shall be performed during normal operation of the peaking unit(s) or the by-pass stack/duct.

(f) *Certification/recertification procedures for alternative monitoring systems.* The designated representative representing the owner or operator of each alternative monitoring system approved by the Administrator as equivalent to or better than a continuous emission monitoring system according to the criteria in subpart E of this part shall apply for certification to the Administrator prior to use of the system under the Acid Rain Program, and shall apply for recertification to the Administrator following a replacement, modification, or change according to the procedures in paragraph (c) of this section. The owner or operator of an alternative monitoring system shall comply with the notification and application requirements for certification or recertification according to the procedures specified in paragraphs (a) and (b) of this section.

(g) *Initial certification and recertification procedures for excepted monitoring systems under appendices D and E.* The owner or operator of a gas-fired unit, oil-fired unit, or diesel-fired unit using the optional protocol under appendix D or E to this part shall ensure that an excepted monitoring system under appendix D or E to this part meets the applicable general operating requirements of §75.10, the applicable requirements of appendices D and E to this part, and the initial certification or recertification requirements of this paragraph.

(1) *Initial certification and recertification testing.* The owner or operator shall use the following procedures for initial certification and recertification of an excepted monitoring system under appendix D or E to this part.

(i) When the optional SO<sub>2</sub> mass emissions estimation procedure in appendix D to this part or the optional NO<sub>x</sub> emissions estimation protocol in appendix E to this part is used, the owner or operator shall provide data from a flowmeter accuracy test (or shall provide a statement of calibration if the flowmeter meets the accuracy standard by design) for each fuel flowmeter, according to section 2.1.5.1 of appendix D to this part. For orifice, nozzle, and venturi-type flowmeters, the results of primary element visual inspections and/or calibrations of the transmitters or transducers shall also be provided.

(ii) For the automated data acquisition and handling system used under either the optional SO<sub>2</sub> mass emissions estimation procedure in appendix D of this part or the optional NO<sub>x</sub> emissions estimation protocol in appendix E of this part, the owner or operator shall perform tests designed to verify:

(A) The proper computation of hourly averages for pollutant concentrations, fuel flow rates, emission rates, heat input, and pollutant mass emissions; and

(B) Proper computation and application of the missing data substitution procedures in appendix D or E of this part.

(iii) When the optional NO<sub>x</sub> emissions protocol in appendix E is used, the owner or operator shall complete all initial performance testing under section 2.1 of appendix E.

(2) *Initial certification, recertification, and QA testing notification.* The designated representative shall provide initial certification testing notification, recertification testing notification, and routine periodic quality-assurance testing, as specified in §75.61. Initial certification testing notification, recertification testing notification, or periodic quality assurance testing notification is not required for an excepted monitoring system under appendix D to this part.

(3) *Monitoring plan.* The designated representative shall submit an initial monitoring plan in accordance with §75.62(a).

(4) *Initial certification or recertification application.* The designated representative shall submit an initial certification or recertification application in accordance with §§75.60 and 75.63.

(5) *Provisional approval of initial certification and recertification applications.* Upon the successful completion of the required initial certification or recertification procedures for each excepted monitoring system under appendix D or E to this part, each excepted monitoring system under appendix D or E to this part shall be deemed provisionally certified (or recertified) for use under the Acid Rain Program during the period for the Administrator's review. The provisions for the initial certification or recertification application formal approval process in paragraph (a)(4) of this section shall apply, except that the term "excepted monitoring system" shall apply rather than "continuous emission or opacity monitoring system" and except that the procedures for loss of certification or for disapproval of a recertification request in paragraph (g)(7) of this section shall apply rather than the procedures for loss of certification or denial of a recertification request in paragraph (a)(5) or (b)(5) of this section. Data measured and recorded by a provisionally certified (or recertified) excepted monitoring system under appendix D or E to this part will be considered quality-assured data from the date and time of completion of the last initial certification or recertification test, provided that the Administrator does not revoke the provisional certification or recertification by issuing a notice of disapproval in accordance with the provisions in paragraph (a)(4) or (b)(5) of this section.

(6) *Recertification requirements.* Recertification of an excepted monitoring system under appendix D or E to this part is required for any modification to the system or change in operation that could significantly affect the ability of the system to accurately account for emissions and for which the Administrator determines that an accuracy test of the fuel flowmeter or a retest under appendix E to this part to re-establish the NO<sub>x</sub> correlation curve is required. Examples of such changes or modifications include fuel flowmeter replacement, changes in unit configuration, or exceedance of operating parameters.

(7) *Procedures for loss of certification or recertification for excepted monitoring systems under appendices D and E to this part.* In the event that a certification or recertification application is disapproved for an excepted monitoring system, data from the monitoring system are invalidated, and the applicable missing data procedures in section 2.4 of appendix D or section 2.5 of appendix E to this part shall be used from the date and hour of receipt of such notice back to the hour of the provisional certification. Data from the excepted monitoring system remain invalid until all required tests are repeated and the excepted monitoring system is again provisionally certified. The owner or operator shall repeat all certification or recertification tests or other requirements, as indicated in the Administrator's notice of disapproval, no later than 30 unit operating days after the date of issuance of the notice of disapproval. The designated representative shall submit a notification of the certification or recertification retest dates if required under paragraph (g)(2) of this section and shall submit a new certification or recertification application according to the procedures in paragraph (g)(4) of this section.

(h) *Initial certification and recertification procedures for low mass emission units using the excepted methodologies under §75.19.* The owner or operator of a gas-fired or oil-fired unit using the low mass emissions excepted methodology under §75.19 shall meet the applicable general operating requirements of §75.10, the applicable requirements of §75.19, and the applicable certification requirements of this paragraph.

(1) *Monitoring plan.* The designated representative shall submit a monitoring plan in accordance with §§75.53 and 75.62.

(2) *Certification application.* The designated representative shall submit a certification application in accordance with §75.63(a)(1)(ii).

(3) *Approval of certification applications.* The provisions for the certification application formal approval process in the introductory text of paragraph (a)(4) and in paragraphs (a)(4)(i), (ii), and (iv) of this section shall apply, except that “continuous emission or opacity monitoring system” shall be replaced with “low mass emissions excepted methodology.” Provisional certification status for the low mass emissions methodology begins on the date of submittal (consistent with the definition of “submit” in §72.2 of this chapter) of a complete certification application, and the methodology is considered to be certified either upon receipt of a written approval notice from the Administrator or, if such notice is not provided, at the end of the Administrator's 120-day review period. However, in contrast to CEM systems or appendix D and E monitoring systems, a provisionally certified or certified low mass emissions excepted methodology may not be used to report data under the Acid Rain Program or in a NO<sub>x</sub> mass emissions reduction program under subpart H of this part prior to the applicable commencement date specified in §75.19(a)(2)(i).

(4) *Disapproval of low mass emissions unit certification applications.* If the Administrator determines that the certification application for a low mass emissions unit does not demonstrate that the unit meets the requirements of §§75.19(a) and (b), the Administrator shall issue a written notice of disapproval of the certification application within 120 days of receipt. By issuing the notice of disapproval, the provisional certification is invalidated by the Administrator, and any emission data reported using the excepted methodology during the Administrator's 120-day review period shall be considered invalid. The owner or operator shall use the following procedures when a certification application is disapproved:

(i) The owner or operator shall substitute the following values, as applicable, for each hour of unit operation in which data were reported using the low mass emissions methodology until such time, date, and hour as continuous emission monitoring systems or excepted monitoring systems, where applicable, are installed and provisionally certified: the maximum potential concentration of SO<sub>2</sub>, as defined in section 2.1.1.1 of appendix A to this part; the maximum potential fuel flowrate, as defined in section 2.4.2 of appendix D to this part; the maximum potential values of fuel sulfur content, GCV, and density (if applicable) in Table D-6 of appendix D to this part; the maximum potential NO<sub>x</sub> emission rate, as defined in §72.2 of this chapter; the maximum potential flow rate, as defined in section 2.1.4.1 of appendix A to this part; or the maximum potential CO<sub>2</sub> concentration as defined in section 2.1.3.1 of appendix A to this part. For a unit subject to a State or federal NO<sub>x</sub> mass reduction program where the owner or operator intends to monitor NO<sub>x</sub> mass emissions with a NO<sub>x</sub> pollutant concentration monitor and a flow monitoring system, substitute for NO<sub>x</sub> concentration using the maximum potential concentration of NO<sub>x</sub>, as defined in section 2.1.2.1 of appendix A to this part, and substitute for volumetric flow using the maximum potential flow rate, as defined in section 2.1.4.1 of appendix A to this part; and

(ii) The designated representative shall submit a notification of certification test dates for the required monitoring systems, as specified in §75.61(a)(1)(i), and shall submit a certification application according to the procedures in paragraph (a)(2) of this section.

(5) *Recertification.* Recertification of an approved low mass emissions excepted methodology is not required. Once the Administrator has approved the methodology for use, the owner or operator is subject to the on-going qualification and disqualification procedures in §75.19(b), on an annual or ozone season basis, as applicable.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26524, May 17, 1995; 60 FR 40296, Aug. 8, 1995; 61 FR 59158, Nov. 20, 1996; 63 FR 57506, Oct. 27, 1998; 64 FR 28592, May 26, 1999; 67 FR 40431, June 12, 2002; 70 FR 28678, May 18, 2005; 72 FR 51527, Sept. 7, 2007; 73 FR 4345, Jan. 24, 2008; 76 FR 17308, Mar. 28, 2011]

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## **§75.21 Quality assurance and quality control requirements.**

(a) *Continuous emission monitoring systems.* The owner or operator of an affected unit shall operate, calibrate and maintain each continuous emission monitoring system used to report emission data under the Acid Rain Program as follows:

(1) The owner or operator shall operate, calibrate and maintain each primary and redundant backup continuous emission monitoring system according to the quality assurance and quality control procedures in appendix B of this part.

(2) The owner or operator shall ensure that each non-redundant backup CEMS meets the quality assurance requirements of §75.20(d) for each day and quarter that the system is used to report data.

(3) The owner or operator shall perform quality assurance upon a reference method backup monitoring system according to the requirements of Method 2, 6C, 7E, or 3A in Appendices A-1, A-2 and A-4 to part 60 of this chapter (supplemented, as necessary, by guidance from the Administrator), instead of the procedures specified in appendix B to this part.

(4) The owner or operator of a unit with an SO<sub>2</sub> continuous emission monitoring system is not required to perform the daily or quarterly assessments of the SO<sub>2</sub> monitoring system under appendix B to this part on any day or in any calendar quarter in which only gaseous fuel is combusted in the unit if, during those days and calendar quarters, SO<sub>2</sub> emissions are determined in accordance with §75.11(e)(1). However, such assessments are permissible, and if any daily calibration error test or linearity test of the SO<sub>2</sub> monitoring system is failed while the unit is combusting only gaseous fuel, the SO<sub>2</sub> monitoring system shall be considered out-of-control. The length of the out-of-control period shall be determined in accordance with the applicable procedures in section 2.1.4 or 2.2.3 of appendix B to this part.

(5) For a unit with an SO<sub>2</sub> continuous monitoring system, in which gaseous fuel that is very low sulfur fuel (as defined in §72.2 of this chapter) is sometimes burned as a primary or backup fuel and in which higher-sulfur fuel(s) such as oil or coal are, at other times, burned as primary or backup fuel(s), the owner shall perform the relative accuracy test audits of the SO<sub>2</sub> monitoring system (as required by section 6.5 of appendix A to this part and section 2.3.1 of appendix B to this part) only when the higher-sulfur fuel is combusted in the unit and shall not perform SO<sub>2</sub> relative accuracy test audits when the very low sulfur gaseous fuel is the only fuel being combusted.

(6) If the designated representative certifies that a unit with an SO<sub>2</sub> monitoring system burns only very low sulfur fuel (as defined in §72.2 of this chapter), the SO<sub>2</sub> monitoring system is exempted from the relative accuracy test audit requirements in appendices A and B to this part.

(7) If the designated representative certifies that a particular unit with an SO<sub>2</sub> monitoring system combusts primarily fuel(s) that are very low sulfur fuel(s) (as defined in §72.2 of this chapter) and combusts higher sulfur fuel(s) only for infrequent, non-routine operations (*e.g.*, only as emergency backup fuel(s) or for short-term testing), the SO<sub>2</sub> monitoring system shall be exempted from the RATA requirements of appendices A and B to this part in any calendar year that the unit combusts the higher sulfur fuel(s) for no more than 480 hours. If, in a particular calendar year, the higher-sulfur fuel usage exceeds 480 hours, the owner or operator shall perform a RATA of the SO<sub>2</sub> monitor (while combusting the higher-sulfur fuel) either by the end of the calendar quarter in which the exceedance occurs or by the end of a 720 unit (or stack) operating hour grace period (under section 2.3.3 of appendix B to this part) following the quarter in which the exceedance occurs.

(8) The quality assurance provisions of §§75.11(e)(3)(i) through 75.11(e)(3)(iv) shall apply to all units with SO<sub>2</sub> monitoring systems during hours in which only very low sulfur fuel (as defined in §72.2 of this chapter) is combusted in the unit.

(9) Provided that a unit with an SO<sub>2</sub> monitoring system is not exempted from the SO<sub>2</sub> RATA requirements of this part under paragraphs (a)(6) or (a)(7) of this section, any calendar quarter during which a unit combusts only very low sulfur fuel (as defined in §72.2 of this chapter) shall be excluded in determining the quarter in which the next relative accuracy test audit must be performed for the SO<sub>2</sub> monitoring system. However, no more than eight

successive calendar quarters shall elapse after a relative accuracy test audit of an SO<sub>2</sub> monitoring system, without a subsequent relative accuracy test audit having been performed. The owner or operator shall ensure that a relative accuracy test audit is performed, in accordance with paragraph (a)(5) of this section, either by the end of the eighth successive elapsed calendar quarter since the last RATA or by the end of a 720 unit (or stack) operating hour grace period, as provided in section 2.3.3 of appendix B to this part.

(10) The owner or operator who, in accordance with §75.11(e)(1), uses a certified flow monitor and a certified diluent monitor and Equation F-23 in appendix F to this part to calculate SO<sub>2</sub> emissions during hours in which a unit combusts only natural gas or pipeline natural gas (as defined in §72.2 of this chapter) shall meet all quality control and quality assurance requirements in appendix B to this part for the flow monitor and the diluent monitor.

(b) *Continuous opacity monitoring systems.* The owner or operator of an affected unit shall operate, calibrate, and maintain each continuous opacity monitoring system used under the Acid Rain Program according to the procedures specified for State Implementation Plans, pursuant to part 51, appendix M of this chapter.

(c) *Calibration gases.* The owner or operator shall ensure that all calibration gases used to quality assure the operation of the instrumentation required by this part shall meet the definition in §72.2 of this chapter.

(d) *Notification for periodic relative accuracy test audits.* The owner or operator or the designated representative shall submit a written notice of the dates of relative accuracy testing as specified in §75.61.

(e) *Consequences of audits.* The owner or operator shall invalidate data from a continuous emission monitoring system or continuous opacity monitoring system upon failure of an audit under appendix B to this part or any other audit, beginning with the unit operating hour of completion of a failed audit as determined by the Administrator. The owner or operator shall not use invalidated data for reporting either emissions or heat input, nor for calculating monitor data availability.

(1) *Audit decertification.* Whenever both an audit of a continuous emission or opacity monitoring system (or component thereof, including the data acquisition and handling system), of any excepted monitoring system under appendix D or E to this part, or of any alternative monitoring system under subpart E of this part, and a review of the initial certification application or of a recertification application, reveal that any system or component should not have been certified or recertified because it did not meet a particular performance specification or other requirement of this part, both at the time of the initial certification or recertification application submission and at the time of the audit, the Administrator will issue a notice of disapproval of the certification status of such system or component. For the purposes of this paragraph, an audit shall be either a field audit of the facility or an audit of any information submitted to EPA or the State agency regarding the facility. By issuing the notice of disapproval, the certification status is revoked prospectively by the Administrator. The data measured and recorded by each system shall not be considered valid quality-assured data from the date of issuance of the notification of the revoked certification status until the date and time that the owner or operator completes subsequently approved initial certification or recertification tests. The owner or operator shall follow the procedures in §75.20(a)(5) for initial certification or §75.20(b)(5) for recertification to replace, prospectively, all of the invalid, non-quality-assured data for each disapproved system.

(2) *Out-of-control period.* Whenever a continuous emission monitoring system or continuous opacity monitoring system fails a quality assurance audit or any other audit, the system is out-of-control. The owner or operator shall follow the procedures for out-of-control periods in §75.24.

(f) *Requirements for Air Emission Testing.* On and after March 27, 2012, relative accuracy testing under §75.74(c)(2)(ii), section 6.5 of appendix A to this part, and section 2.3.1 of appendix B to this part, and stack testing under §75.19 and section 2.1 of appendix E to this part shall be performed by an "Air Emission Testing Body", as defined in §72.2 of this chapter. Conformance to the requirements of ASTM D7036-04 (incorporated by reference, see §75.6), referred to in section 6.1.2 of appendix A to this part, shall apply only to these tests. Section 1.1.4 of appendix B to this part, and section 2.1 of appendix E to this part require compliance with section 6.1.2 of appendix A to this part. Tests and activities under this part not required to be performed by an AETB as defined in §72.2 of



this chapter include daily CEMS operation, daily calibration error checks, daily flow interference checks, quarterly linearity checks, routine maintenance of CEMS, voluntary emissions testing, or emissions testing required under other regulations.

(g) *Requirements for EPA Protocol Gas Verification Program.* Any EPA Protocol gas production site that chooses to participate in the EPA Protocol Gas Verification Program (PGVP) must notify the Administrator of its intent to participate. An EPA Protocol gas production site's participation shall commence immediately upon notification to EPA and shall extend through the end of the calendar year in which notification is provided. EPA will issue a vendor ID to each participating EPA Protocol gas production site. In each year of the PGVP, EPA may audit up to four EPA Protocol gas cylinders from each participating EPA Protocol gas production site.

(1) A production site participating in the PGVP shall provide the following information in its initial and ongoing notifications to EPA in an electronic format prescribed by the Administrator (*see* the CAMD Web site <http://www.epa.gov/airmarkets/emissions/pgvp.html>):

(i) The specialty gas company name which owns or operates the participating production site;

(ii) The name, e-mail address, and telephone number of a contact person for that specialty gas company;

(iii) The name and address of that participating EPA Protocol gas production site, owned or operated by the specialty gas company; and

(iv) The name, e-mail address, and telephone number of a contact person for that participating EPA Protocol gas production site.

(2) An EPA Protocol gas production site that elects to continue participating in the PGVP in the next calendar year must notify the Administrator of its intent to continue in the program by December 31 of the current year by submitting to EPA the information described in paragraph (g)(1) of this section.

(3) A list of the names, contact information, and vendor IDs of EPA Protocol gas production sites participating in the PGVP will be made publicly available by posting on EPA Web sites (*see* the CAMD Web site <http://www.epa.gov/airmarkets/emissions/pgvp.html>).

(4) EPA may remove an EPA Protocol gas production site from the list of PGVP participants and give notice to the production site for any of the following reasons:

(i) If the EPA Protocol gas production site fails to provide all of the information required by paragraph (g)(1) of this section in accordance with paragraph (g)(2) of this section;

(ii) If, after being notified that its EPA Protocol gas cylinders are being audited by EPA, the EPA Protocol gas production site fails to cancel its invoice or to credit the purchaser's account for the cylinders within 45 calendar days of such notification; or

(iii) If, after being notified that its EPA Protocol gas cylinders are being audited by EPA, the EPA Protocol gas production site cannot provide to EPA upon demand proof of payment to the National Institute of Standards and Technology (NIST) and a valid contract with NIST;

(5) EPA may relist an EPA Protocol gas production site as follows:

(i) An EPA Protocol gas production site may be relisted immediately after its failure is remedied if the only reason for removal from the list of PGVP participants is failure to provide all of the information required by paragraph (g)(1) of this section;

(ii) If EPA does not receive hardcopy or electronic proof of a credit receipt or of cancellation of the invoice for the cylinders from the EPA Protocol gas production site within 45 calendar days of notifying the EPA Protocol gas production site that its cylinders are being audited by EPA, the cylinders shall be returned to the EPA Protocol gas production site free of any demurrage, and that EPA Protocol gas production site shall not be eligible for relisting for 180 calendar days from the date of notice that it was removed from the list and until it submits to EPA the information required by paragraph (g)(1) of this section;

(iii) For any EPA Protocol gas production site which is notified by EPA that its cylinders are being audited and cannot provide to EPA upon demand proof of payment to NIST and a valid contract with NIST, the cylinders may either be kept by NIST or returned to the EPA Protocol gas production site free of any demurrage and at no cost to NIST, and that EPA Protocol gas production site shall not be eligible for relisting for 180 calendar days from the date of notice that it was removed from the list and until it submits to EPA the information required by paragraph (g)(1) of this section.

(6) On and after May 27, 2011 for each unit subject to this part that uses EPA Protocol gases, the owner or operator must obtain such gases from either an EPA Protocol gas production site that is on the EPA list of sites participating in the PGVP on the date the owner or operator procures such gases or from a reseller that sells to the owner or operator unaltered EPA Protocol gases produced by an EPA Protocol gas production site that was on the EPA list of participating sites on the date the reseller procured such gases.

(7) An EPA Protocol gas cylinder certified by or ordered from any non-participating EPA Protocol gas production site no later than May 27, 2011 may be used for the purposes of this part until the earlier of the cylinder's expiration date or the date on which the cylinder gas pressure reaches 150 psig. In the event that an EPA Protocol gas production site is removed from the list of PGVP participants on the same date as or after the date on which a particular cylinder has been certified or ordered, that gas cylinder may continue to be used for the purposes of this part until the earlier of the cylinder's expiration date or the date on which the cylinder gas pressure reaches 150 psig. However, in no case shall a cylinder described in this paragraph (g)(7) be recertified by a non-participating EPA Protocol gas production site to extend its useful life and be used by a source subject to this part.

(8) If EPA notifies a participating EPA Protocol gas production site that its EPA Protocol gas cylinders are being audited and identifies the purchaser as an EPA representative or contractor participating in the audit process, the production site shall:

(i) Either cancel that purchaser's invoice or credit that purchaser's account for the purchase of those EPA Protocol gas cylinders;

(ii) Not charge for demurrage for those EPA Protocol gas cylinders;

(iii) Arrange for and pay for the return shipment of its cylinders from NIST; and

(iv) Provide sufficient funding to NIST for:

(A) The analysis of those EPA Protocol gas cylinders by NIST;

(B) The production site's pro rata share of draft and final NIST electronic audit reports as specified in paragraphs (g)(9)(ii) through (g)(9)(v) of this section on all cylinders in the current audit; and

(C) The full cost of a draft redacted electronic audit report containing just that production site's results and the information as specified in paragraphs (g)(9)(ii) through (g)(9)(v) of this section;

(9) If EPA notifies a participating EPA Protocol gas production site that its EPA Protocol gas cylinders are being audited then:

(i) Each participating EPA Protocol gas production site must have NIST analyze its EPA Protocol gas cylinders provided for audit as soon after NIST receives the batch containing those cylinders as possible, preferably within two weeks of NIST's receipt, using analytical procedures consistent with metrology institute practices and at least as rigorous as the "EPA Traceability Protocol for Assay and Certification of Gaseous Calibration Standards" (Traceability Protocol), September 1997, as amended August 25, 1999, EPA-600/R-97/121, (incorporated by reference, see §75.6) or equivalent written cylinder analysis protocol that has been approved by EPA.

(ii) Each cylinder's concentration must be determined by NIST and the results compared to each cylinder's certification documentation and tag value to establish conformance with section 5.1 of appendix A to this part. After NIST analysis, each cylinder must be provided with a NIST analyzed concentration with an expanded uncertainty, as defined in §72.2, (coverage factor, as defined in §72.2,  $k = 2$ ) of plus or minus 1.0 percent (calculated combined standard uncertainty of plus or minus 0.5%), inclusive, or better, unless otherwise approved by EPA.

(iii) The certification documentation accompanying each cylinder must be verified in the audit report as meeting the requirements of "EPA Traceability Protocol for Assay and Certification of Gaseous Calibration Standards," September 1997, as amended August 25, 1999, EPA-600/R-97/121 (incorporated by reference, see §75.6) or a revised procedure approved by the Administrator.

(iv) Each participating EPA Protocol gas production site shall have NIST provide all of the information required by paragraphs (g)(9)(ii) through (g)(9)(v) of this section in draft and final electronic audit reports on all cylinders in the current audit, and in a draft redacted electronic audit report containing just that production site's information. The draft audit report on all cylinders in the current audit and each draft redacted version of the audit report shall be submitted electronically by NIST to [pgvp@epa.gov](mailto:pgvp@epa.gov), unless otherwise provided by the Administrator, within four weeks of completion of all cylinder analyses or as soon as possible thereafter. The draft and final audit report on all cylinders in the current audit shall only be sent to EPA. EPA will send the applicable draft redacted audit report to each participating production site for comment. To be considered in the final posted audit report, EPA must receive comments, and any cylinder re-analyses from participating EPA Protocol gas production sites within 60 days of the participating EPA Protocol gas production site's receipt of the draft redacted audit report. All comments from production sites, including any cylinder re-analyses, on the draft redacted versions of the audit report shall be submitted electronically to [pgvp@epa.gov](mailto:pgvp@epa.gov), unless otherwise provided by the Administrator. The final audit report on all cylinders in the current audit shall be submitted electronically by NIST to [pgvp@epa.gov](mailto:pgvp@epa.gov), unless otherwise provided by the Administrator, within 90 days of the participating EPA Protocol gas production site's receipt of the draft redacted audit report sent by EPA or as soon as possible thereafter. EPA will post the final results of the NIST analyses on EPA Web sites (see the CAMD Web site <http://www.epa.gov/airmarkets/emissions/pgvp.html>). Each audit report shall include:

(A) A table with the information and in the format specified by Figure 3 (or the Note below Figure 3, as applicable) of appendix B to this part or such revised format as approved by the Administrator; and

(B) Complete documentation of the NIST procedures used to analyze the cylinders, including the analytical reference standards, analytical method, analytical method uncertainty, analytical instrumentation, and instrument calibration procedures.

(v) For EPA Protocol gas production sites that produce EPA Protocol gas cylinders claiming NIST traceability for both NO and NO<sub>x</sub> concentrations in the same cylinder, if analyzed by NIST for the PGVP, such cylinders must be analyzed by NIST for both the NO and NO<sub>x</sub> components (where total NO<sub>x</sub> is determined by NO plus NO<sub>2</sub>) and the results of the analyses shall be included in the audit report.

(10) An EPA Protocol gas production site shall continue to be on the EPA list of sites participating in the PGVP and may continue to sell EPA Protocol gases to sources subject to part 75 if it is not notified by EPA that its cylinders are being audited under the PGVP if it provides the information described in paragraph (g)(1) of this section in accordance with paragraph (g)(2) of this section.

(11) The data validation procedures under §§2.1.4, 2.2.3, and 2.3.2 of appendix B to this part apply.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26527, 26566, May 17, 1995; 61 FR 25582, May 22, 1996; 61 FR 59159, Nov. 20, 1996; 64 FR 28599, May 26, 1999; 67 FR 40433, June 12, 2002; 67 FR 53505, Aug. 16, 2002; 70 FR 28679, May 18, 2005; 73 FR 4345, Jan. 24, 2008; 76 FR 17308, Mar. 28, 2011]

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## §75.22 Reference test methods.

(a) The owner or operator shall use the following methods, which are found in appendices A-1 through A-4 to part 60 of this chapter, to conduct the following tests: Monitoring system tests for certification or recertification of continuous emission monitoring Systems; NO<sub>x</sub> emission tests of low mass emission units under §75.19(c)(1)(iv); NO<sub>x</sub> emission tests of excepted monitoring systems under appendix E to this part; and required quality assurance and quality control tests:

(1) Methods 1 or 1A are the reference methods for selection of sampling site and sample traverses.

(2) Method 2 or its allowable alternatives, as provided in appendix A to part 60 of this chapter, except for Methods 2B and 2E, are the reference methods for determination of volumetric flow.

(3) Methods 3, 3A, or 3B are the reference methods for the determination of the dry molecular weight O<sub>2</sub> and CO<sub>2</sub> concentrations in the emissions.

(4) Method 4 (either the standard procedure described in section 8.1 of the method or the moisture approximation procedure described in section 8.2 of the method) shall be used to correct pollutant concentrations from a dry basis to a wet basis (or from a wet basis to a dry basis) and shall be used when relative accuracy test audits of continuous moisture monitoring systems are conducted. For the purpose of determining the stack gas molecular weight, however, the alternative wet bulb-dry bulb technique for approximating the stack gas moisture content described in section 2.2 of Method 4 may be used in lieu of the procedures in sections 8.1 and 8.2 of the method.

(5) Methods 6, 6A, 6B or 6C, and 7, 7A, 7C, 7D or 7E in appendix A-4 to part 60 of this chapter, as applicable, are the reference methods for determining SO<sub>2</sub> and NO<sub>x</sub> pollutant concentrations. (Methods 6A and 6B in appendix A-4 to part 60 of this chapter may also be used to determine SO<sub>2</sub> emission rate in lb/mmBtu.) Methods 7, 7A, 7C, 7D, or 7E in appendix A-4 to part 60 of this chapter must be used to measure total NO<sub>x</sub> emissions, both NO and NO<sub>2</sub>, for purposes of this part. The owner or operator shall not use the following sections, exceptions, and options of method 7E in appendix A-4 to part 60 of this chapter:

(i) Section 7.1 of the method allowing for use of prepared calibration gas mixtures that are produced in accordance with method 205 in Appendix M of 40 CFR Part 51;

(ii) The sampling point selection procedures in section 8.1 of the method, for the emission testing of boilers and combustion turbines under appendix E to this part. The number and location of the sampling points for those applications shall be as specified in sections 2.1.2.1 and 2.1.2.2 of appendix E to this part;

(iii) Paragraph (3) in section 8.4 of the method allowing for the use of a multi-hole probe to satisfy the multipoint traverse requirement of the method;

(iv) Section 8.6 of the method allowing for the use of “Dynamic Spiking” as an alternative to the interference and system bias checks of the method. Dynamic spiking may be conducted (optionally) as an additional quality assurance check; and

(v) That portion of Section 8.5 of the method allowing multiple sampling runs to be conducted before performing the post-run system bias check or system calibration error check.

(6) Method 3A in appendix A-2 and method 7E in appendix A-4 to part 60 of this chapter are the reference methods for determining NO<sub>x</sub> and diluent emissions from stationary gas turbines for testing under appendix E to this part.

(b) The owner or operator may use any of the following methods, which are found in appendices A-1 through A-4 to part 60 of this chapter, as a reference method backup monitoring system to provide quality-assured monitor data:

- (1) Method 3A for determining O<sub>2</sub> or CO<sub>2</sub> concentration;
- (2) Method 6C for determining SO<sub>2</sub> concentration;
- (3) Method 7E for determining total NO<sub>x</sub> concentration (both NO and NO<sub>2</sub>);

(4) Method 2, or its allowable alternatives, as provided in appendix A to part 60 of this chapter, except for Methods 2B and 2E, for determining volumetric flow. The sample point(s) for reference methods shall be located according to the provisions of section 6.5.5 of appendix A to this part.

(c)(1) Instrumental EPA Reference Methods 3A, 6C, and 7E in appendices A-2 and A-4 of part 60 of this chapter shall be conducted using calibration gases as defined in section 5 of appendix A to this part. Otherwise, performance tests shall be conducted and data reduced in accordance with the test methods and procedures of this part unless the Administrator:

- (i) Specifies or approves, in specific cases, the use of a reference method with minor changes in methodology;
- (ii) Approves the use of an equivalent method; or
- (iii) Approves shorter sampling times and smaller sample volumes when necessitated by process variables or other factors.

(2) Nothing in this paragraph shall be construed to abrogate the Administrator's authority to require testing under Section 114 of the Act.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26528, May 17, 1995; 64 FR 28600, May 26, 1999; 67 FR 40433, June 12, 2002; 67 FR 53505, Aug. 16, 2002; 70 FR 28679, May 18, 2005; 73 FR 4345, Jan. 24, 2008; 76 FR 17310, Mar. 28, 2011]

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### **§75.23 Alternatives to standards incorporated by reference.**

(a) The designated representative of a unit may petition the Administrator for an alternative to any standard incorporated by reference and prescribed in this part in accordance with §75.66(c).

(b) [Reserved]

[60 FR 26528, May 17, 1995]

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### **§75.24 Out-of-control periods and adjustment for system bias.**

(a) If an out-of-control period occurs to a monitor or continuous emission monitoring system, the owner or operator shall take corrective action and repeat the tests applicable to the “out-of-control parameter” as described in appendix B of this part.

(1) For daily calibration error tests, an out-of-control period occurs when the calibration error of a pollutant concentration monitor exceeds the applicable specification in section 2.1.4 of appendix B to this part.

(2) For quarterly linearity checks, an out-of-control period occurs when the error in linearity at any of three gas concentrations (low, mid-range, and high) exceeds the applicable specification in appendix A to this part.

(3) For relative accuracy test audits, an out-of-control period occurs when the relative accuracy exceeds the applicable specification in appendix A to this part.

(b) When a monitor or continuous emission monitoring system is out-of-control, any data recorded by the monitor or monitoring system are not quality-assured and shall not be used in calculating monitor data availabilities pursuant to §75.32 of this part.

(c) When a monitor or continuous emission monitoring system is out-of-control, the owner or operator shall take one of the following actions until the monitor or monitoring system has successfully met the relevant criteria in appendices A and B of this part as demonstrated by subsequent tests:

(1) Apply the procedures for missing data substitution to emissions from affected unit(s); or

(2) Use a certified backup monitoring system or a reference method for measuring and recording emissions from the affected unit(s); or

(3) Adjust the gas discharge paths from the affected unit(s) with emissions normally observed by the out-of-control monitor or monitoring system so that all exhaust gases are monitored by a certified monitor or monitoring system meeting the requirements of appendices A and B of this part.

(d) When the bias test indicates that an SO<sub>2</sub> monitor, a flow monitor, a NO<sub>x</sub>-diluent continuous emission monitoring system, or a NO<sub>x</sub> concentration monitoring system used to determine NO<sub>x</sub> mass emissions, as defined in §75.71(a)(2), is biased low (*i.e.*, the arithmetic mean of the differences between the reference method value and the monitor or monitoring system measurements in a relative accuracy test audit exceed the bias statistic in section 7 of appendix A to this part), the owner or operator shall adjust the monitor or continuous emission monitoring system to eliminate the cause of bias such that it passes the bias test or calculate and use the bias adjustment factor as specified in section 2.3.4 of appendix B to this part.

(e) The owner or operator shall determine if a continuous opacity monitoring system is out-of-control and shall take appropriate corrective actions according to the procedures specified for State Implementation Plans, pursuant to appendix M of part 51 of this chapter. The owner or operator shall comply with the monitor data availability requirements of the State. If the State has no monitor data availability requirements for continuous opacity monitoring systems, then the owner or operator shall comply with the monitor data availability requirements as stated in the data capture provisions of appendix M, part 51 of this chapter.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26528, May 17, 1995; 64 FR 28600, May 26, 1999; 67 FR 40433, June 12, 2002; 70 FR 28680, May 18, 2005; 76 FR 17311, Mar. 28, 2011]

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## **Subpart D—Missing Data Substitution Procedures**

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### §75.30 General provisions.

(a) Except as provided in §75.34, the owner or operator shall provide substitute data for each affected unit using a continuous emission monitoring system according to the missing data procedures in this subpart whenever the unit combusts any fuel and:

(1) A valid, quality-assured hour of SO<sub>2</sub> concentration data (in ppm) has not been measured and recorded for an affected unit by a certified SO<sub>2</sub> pollutant concentration monitor, or by an approved alternative monitoring method under subpart E of this part, except as provided in paragraph (d) of this section; or

(2) A valid, quality-assured hour of flow data (in scfh) has not been measured and recorded for an affected unit from a certified flow monitor, or by an approved alternative monitoring system under subpart E of this part; or

(3) A valid, quality-assured hour of NO<sub>x</sub> emission rate data (in lb/mmBtu) has not been measured or recorded for an affected unit, either by a certified NO<sub>x</sub>-diluent continuous emission monitoring system or by an approved alternative monitoring system under subpart E of this part; or

(4) A valid, quality-assured hour of CO<sub>2</sub> concentration data (in percent CO<sub>2</sub>, or percent O<sub>2</sub> converted to percent CO<sub>2</sub> using the procedures in appendix F to this part) has not been measured and recorded for an affected unit, either by a certified CO<sub>2</sub> continuous emission monitoring system or by an approved alternative monitoring method under subpart E of this part; or

(5) A valid, quality-assured hour of NO<sub>x</sub> concentration data (in ppm) has not been measured or recorded for an affected unit, either by a certified NO<sub>x</sub> concentration monitoring system used to determine NO<sub>x</sub> mass emissions, as defined in §75.71(a)(2), or by an approved alternative monitoring system under subpart E of this part; or

(6) A valid, quality-assured hour of CO<sub>2</sub> or O<sub>2</sub> concentration data (in percent CO<sub>2</sub>, or percent O<sub>2</sub>) used for the determination of heat input has not been measured and recorded for an affected unit, either by a certified CO<sub>2</sub> or O<sub>2</sub> diluent monitor, or by an approved alternative monitoring method under subpart E of this part; or

(7) A valid, quality-assured hour of moisture data (in percent H<sub>2</sub>O) has not been measured or recorded for an affected unit, either by a certified moisture monitoring system or an approved alternative monitoring method under subpart E of this part. This requirement does not apply when a default percent moisture value, as provided in §§75.11(b) or 75.12(b), is used to account for the hourly moisture content of the stack gas; or

(8) A valid, quality-assured hour of heat input rate data (in mmBtu/hr) has not been measured and recorded for a unit from a certified flow monitor and a certified diluent (CO<sub>2</sub> or O<sub>2</sub>) monitor or by an approved alternative monitoring system under subpart E of this part.

(b) However, the owner or operator shall have no need to provide substitute data according to the missing data procedures in this subpart if the owner or operator uses SO<sub>2</sub>, CO<sub>2</sub>, NO<sub>x</sub>, or O<sub>2</sub> concentration, flow rate, percent moisture, or NO<sub>x</sub> emission rate data recorded from either a certified redundant or regular non-redundant backup CEMS, a like-kind replacement non-redundant backup analyzer, or a backup reference method monitoring system when the certified primary monitor is not operating or is out-of-control. A redundant or non-redundant backup continuous emission monitoring system must have been certified according to the procedures in §75.20 prior to the missing data period. Non-redundant backup continuous emission monitoring system must pass a linearity check (for pollutant concentration monitors) or a calibration error test (for flow monitors) prior to each period of use of the certified backup monitor for recording and reporting emissions. Use of a certified backup monitoring system or backup reference method monitoring system is optional and at the discretion of the owner or operator.

(c) When the certified primary monitor is not operating or out-of-control, then data recorded for an affected unit from a certified backup continuous emission monitor or backup reference method monitoring system are used, as if such data were from the certified primary monitor, to calculate monitor data availability in §75.32, and to

provide the quality-assured data used in the missing data procedures in §§75.31 and 75.33, such as the “hour after” value.

(d) The owner or operator shall comply with the applicable provisions of this paragraph during hours in which a unit with an SO<sub>2</sub> continuous emission monitoring system combusts only gaseous fuel.

(1) Whenever a unit with an SO<sub>2</sub> CEMS combusts only natural gas or pipeline natural gas (as defined in §72.2 of this chapter) and the owner or operator is using the procedures in section 7 of appendix F to this part to determine SO<sub>2</sub> mass emissions pursuant to §75.11(e)(1), the owner or operator shall, for purposes of reporting heat input data under §75.57(b)(5), and for the calculation of SO<sub>2</sub> mass emissions using Equation F-23 in section 7 of appendix F to this part, substitute for missing data from a flow monitoring system, CO<sub>2</sub> diluent monitor or O<sub>2</sub> diluent monitor using the missing data substitution procedures in §75.36.

(2) Whenever a unit with an SO<sub>2</sub> CEMS combusts gaseous fuel and the owner or operator uses the gas sampling and analysis and fuel flow procedures in appendix D to this part to determine SO<sub>2</sub> mass emissions pursuant to §75.11(e)(2), the owner or operator shall substitute for missing total sulfur content, gross calorific value, and fuel flowmeter data using the missing data procedures in appendix D to this part and shall also, for purposes of reporting heat input data under §75.54(b)(5) or §75.57(b)(5), as applicable, substitute for missing data from a flow monitoring system, CO<sub>2</sub> diluent monitor, or O<sub>2</sub> diluent monitor using the missing data substitution procedures in §75.36.

(3) The owner or operator of a unit with an SO<sub>2</sub> monitoring system shall not include hours when the unit combusts only gaseous fuel in the SO<sub>2</sub> data availability calculations in §75.32 or in the calculations of substitute SO<sub>2</sub> data using the procedures of either §75.31 or §75.33, for hours when SO<sub>2</sub> emissions are determined in accordance with §75.11(e)(1) or (e)(2). For the purpose of the missing data and availability procedures for SO<sub>2</sub> pollutant concentration monitors in §§75.31 and 75.33 only, all hours during which the unit combusts only gaseous fuel shall be excluded from the definition of “monitor operating hour,” “quality-assured monitor operating hour,” “unit operating hour,” and “unit operating day,” when SO<sub>2</sub> emissions are determined in accordance with §75.11(e)(1) or (e)(2).

(4) During all hours in which a unit with an SO<sub>2</sub> continuous emission monitoring system combusts only gaseous fuel and the owner or operator uses the SO<sub>2</sub> monitoring system to determine SO<sub>2</sub> mass emissions pursuant to §75.11(e)(3), the owner or operator shall determine the percent monitor data availability for SO<sub>2</sub> in accordance with §75.32 and shall use the standard SO<sub>2</sub> missing data procedures of §75.33.

[60 FR 26528, 26566, May 17, 1995, as amended at 61 FR 59160, Nov. 20, 1996; 64 FR 28600, May 26, 1999; 67 FR 40433, June 12, 2002]

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### **§75.31 Initial missing data procedures.**

(a) During the first 720 quality-assured monitor operating hours following initial certification of the required SO<sub>2</sub>, CO<sub>2</sub>, O<sub>2</sub>, or moisture monitoring system(s) at a particular unit or stack location (*i.e.*, the date and time at which quality assured data begins to be recorded by CEMS(s) installed at that location), and during the first 2,160 quality assured monitor operating hours following initial certification of the required NO<sub>x</sub>-diluent, NO<sub>x</sub> concentration, or flow monitoring system(s) at the unit or stack location, the owner or operator shall provide substitute data required under this subpart according to the procedures in paragraphs (b) and (c) of this section. The owner or operator of a unit shall use these procedures for no longer than three years (26,280 clock hours) following initial certification.

(b) SO<sub>2</sub>, CO<sub>2</sub>, or O<sub>2</sub> concentration data, and moisture data. For each hour of missing SO<sub>2</sub> or CO<sub>2</sub> emissions concentration data (including CO<sub>2</sub> data converted from O<sub>2</sub> data using the procedures in appendix F of this part), or missing O<sub>2</sub> or CO<sub>2</sub> diluent concentration data used to calculate heat input, or missing moisture data, the owner or operator shall calculate the substitute data as follows:



(1) Whenever prior quality-assured data exist, the owner or operator shall substitute, by means of the data acquisition and handling system, for each hour of missing data, the average of the hourly SO<sub>2</sub>, CO<sub>2</sub>, or O<sub>2</sub> concentrations or moisture percentages recorded by a certified monitor for the unit operating hour immediately before and the unit operating hour immediately after the missing data period.

(2) Whenever no prior quality assured SO<sub>2</sub>, CO<sub>2</sub>, or O<sub>2</sub> concentration data or moisture data exist, the owner or operator shall substitute, as applicable, for each hour of missing data, the maximum potential SO<sub>2</sub> concentration or the maximum potential CO<sub>2</sub> concentration or the minimum potential O<sub>2</sub> concentration or (unless Equation 19-3, 19-4 or 19-8 in Method 19 in appendix A-7 to part 60 of this chapter is used to determine NO<sub>x</sub> emission rate) the minimum potential moisture percentage, as specified, respectively, in sections 2.1.1.1, 2.1.3.1, 2.1.3.2 and 2.1.5 of appendix A to this part. If Equation 19-3, 19-4 or 19-8 in Method 19 in appendix A-7 to part 60 of this chapter is used to determine NO<sub>x</sub> emission rate, substitute the maximum potential moisture percentage, as specified in section 2.1.6 of appendix A to this part.

(c) *Volumetric flow and NO<sub>x</sub> emission rate or NO<sub>x</sub> concentration data (load ranges or operational bins used)*. The procedures in this paragraph apply to affected units for which load-based ranges or non-load-based operational bins, as defined, respectively, in sections 2 and 3 of appendix C to this part are used to provide substitute NO<sub>x</sub> and flow rate data. For each hour of missing volumetric flow rate data, NO<sub>x</sub> emission rate data, or NO<sub>x</sub> concentration data used to determine NO<sub>x</sub> mass emissions:

(1) Whenever prior quality-assured data exist in the load range (or operational bin) corresponding to the operating load (or operating conditions) at the time of the missing data period, the owner or operator shall substitute, by means of the automated data acquisition and handling system, for each hour of missing data, the arithmetic average of all of the prior quality-assured hourly flow rates, NO<sub>x</sub> emission rates, or NO<sub>x</sub> concentrations in the corresponding load range (or operational bin) as determined using the procedure in appendix C to this part. When non-load-based operational bins are used, if essential operating or parametric data are unavailable for any hour in the missing data period, such that the operational bin cannot be determined, the owner or operator shall, for that hour, substitute (as applicable) the maximum potential flow rate as specified in section 2.1.4.1 of appendix A to this part or the maximum potential NO<sub>x</sub> emission rate or the maximum potential NO<sub>x</sub> concentration as specified in section 2.1.2.1 of appendix A to this part.

(2) This paragraph (c)(2) does not apply to non-load-based units using operational bins. Whenever no prior quality-assured flow or NO<sub>x</sub> emission rate or NO<sub>x</sub> concentration data exist for the corresponding load range, the owner or operator shall substitute, for each hour of missing data, the average hourly flow rate or the average hourly NO<sub>x</sub> emission rate or NO<sub>x</sub> concentration at the next higher level load range for which quality-assured data are available.

(3) Whenever no prior quality-assured flow rate or NO<sub>x</sub> emission rate or NO<sub>x</sub> concentration data exist for the corresponding load range, or any higher load range (or for non-load-based units using operational bins, when no prior quality-assured data exist in the corresponding operational bin), the owner or operator shall, as applicable, substitute, for each hour of missing data, the maximum potential flow rate as specified in section 2.1.4.1 of appendix A to this part or shall substitute the maximum potential NO<sub>x</sub> emission rate or the maximum potential NO<sub>x</sub> concentration, as specified in section 2.1.2.1 of appendix A to this part. Alternatively, where a unit with add-on NO<sub>x</sub> emission controls can demonstrate that the controls are operating properly during the hour, as provided in §75.34(d), the owner or operator may substitute, as applicable, the maximum controlled NO<sub>x</sub> emission rate (MCR) or the maximum expected NO<sub>x</sub> concentration (MEC).

(d) *Non-load-based volumetric flow and NO<sub>x</sub> emission rate or NO<sub>x</sub> concentration data (operational bins not used)*. The procedures in this paragraph, (d), apply only to affected units that do not produce electrical output (in megawatts) or thermal output (in klb/hr of steam) and for which operational bins are not used. For each hour of missing volumetric flow rate data, NO<sub>x</sub> emission rate data, or NO<sub>x</sub> concentration data used to determine NO<sub>x</sub> mass emissions:

(1) Whenever prior quality-assured data exist at the time of the missing data period, the owner or operator shall substitute, by means of the automated data acquisition and handling system, for each hour of missing data, the arithmetic average of all of the prior quality-assured hourly average flow rates or NO<sub>x</sub> emission rates or NO<sub>x</sub> concentrations.

(2) Whenever no prior quality-assured flow rate, NO<sub>x</sub> emission rate, or NO<sub>x</sub> concentration data exist, the owner or operator shall, as applicable, substitute for each hour of missing data, the maximum potential flow rate as specified in section 2.1.4.1 of appendix A to this part or the maximum potential NO<sub>x</sub> emission rate or the maximum potential NO<sub>x</sub> concentration as specified in section 2.1.2.1 of appendix A to this part.

[64 FR 28601, May 26, 1999, as amended at 67 FR 40433, June 12, 2002; 70 FR 28680, May 18, 2005; 73 FR 4346, Jan. 24, 2008; 76 FR 17311, Mar. 28, 2011]

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### §75.32 Determination of monitor data availability for standard missing data procedures.

(a) Following initial certification of the required SO<sub>2</sub>, CO<sub>2</sub>, O<sub>2</sub>, or moisture monitoring system(s) at a particular unit or stack location (*i.e.*, the date and time at which quality assured data begins to be recorded by CEMS(s) at that location), the owner or operator shall begin calculating the percent monitor data availability as described in paragraph (a)(1) of this section, and shall, upon completion of the first 720 quality-assured monitor operating hours, record, by means of the automated data acquisition and handling system, the percent monitor data availability for each monitored parameter. Similarly, following initial certification of the required NO<sub>x</sub>-diluent, NO<sub>x</sub> concentration, or flow monitoring system(s) at a unit or stack location, the owner or operator shall begin calculating the percent monitor data availability as described in paragraph (a)(1) of this section, and shall, upon completion of the first 2,160 quality-assured monitor operating hours, record, by means of the automated data acquisition and handling system, the percent monitor data availability for each monitored parameter. Notwithstanding these requirements, if three years (26,280 clock hours) have elapsed since the date and hour of initial certification and fewer than 720 (or 2,160, as applicable) quality-assured monitor operating hours have been recorded, the owner or operator shall begin recording the percent monitor data availability. The percent monitor data availability shall be calculated for each monitored parameter at each unit or stack location, as follows:

(1) Prior to completion of 8,760 unit or stack operating hours following initial certification, the owner or operator shall, for the purpose of applying the standard missing data procedures of §75.33, use Equation 8 to calculate, hourly, percent monitor data availability.

$$\text{Percent monitor data availability} = \frac{\text{Total unit operating hours for which quality-assured data were recorded since certification}}{\text{Total unit operating hours since certification}} \times 100 \quad (\text{Eq. 8})$$

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(2) Upon completion of 8,760 unit (or stack) operating hours following initial certification and thereafter, the owner or operator shall, for the purpose of applying the standard missing data procedures of §75.33, use Equation 9 to calculate hourly, percent monitor data availability. Notwithstanding this requirement, if three years (26,280 clock hours) have elapsed since initial certification and fewer than 8,760 unit or stack operating hours have been accumulated, the owner or operator shall begin using a modified version of Equation 9, as described in paragraph (a)(3) of this section.

$$\text{Percent monitor data availability} = \frac{\text{Total unit operating hours for which quality-assured data were recorded during previous 8,760 unit operating hours}}{8,760} \times 100 \quad (\text{Eq. 9})$$

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(3) When calculating percent monitor data availability using Equation 8 or 9, the owner or operator shall include all unit operating hours, and all monitor operating hours for which quality-assured data were recorded by a certified primary monitor; a certified redundant or non-redundant backup monitor or a reference method for that unit; or by an approved alternative monitoring system under subpart E of this part. No hours from more than three years (26,280 clock hours) earlier shall be used in Equation 9. For a unit that has accumulated fewer than 8,760 unit operating hours in the previous three years (26,280 clock hours), replace the words “during previous 8,760 unit operating hours” in the numerator of Equation 9 with “in the previous three years” and replace “8,760” in the denominator of Equation 9 with “total unit operating hours in the previous three years.” The owner or operator of a unit with an SO<sub>2</sub> monitoring system shall, when SO<sub>2</sub> emissions are determined in accordance with §75.11(e)(1) or (e)(2), exclude hours in which a unit combusts only gaseous fuel from calculations of percent monitor data availability for SO<sub>2</sub> pollutant concentration monitors, as provided in §75.30(d).

(b) The monitor data availability shall be calculated for each hour during each missing data period. The owner or operator shall record the percent monitor data availability for each hour of each missing data period to implement the missing data substitution procedures.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26529, 26567, May 17, 1995; 61 FR 59160, Nov. 20, 1996; 64 FR 28602, May 26, 1999; 67 FR 40434, June 12, 2002; 70 FR 28680, May 18, 2005; 73 FR 4346, Jan. 24, 2008; 76 FR 17311, Mar. 28, 2011]

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### §75.33 Standard missing data procedures for SO<sub>2</sub>, NO<sub>x</sub>, and flow rate.

(a) Following initial certification of the required SO<sub>2</sub>, NO<sub>x</sub>, and flow rate monitoring system(s) at a particular unit or stack location (*i.e.*, the date and time at which quality-assured data begins to be recorded by CEMS(s) at that location) and upon completion of the first 720 quality-assured monitor operating hours (for SO<sub>2</sub>) or the first 2,160 quality-assured monitor operating hours (for flow, NO<sub>x</sub> emission rate, or NO<sub>x</sub> concentration), the owner or operator shall provide substitute data required under this subpart according to the procedures in paragraphs (b) and (c) of this section and depicted in Table 1 (SO<sub>2</sub>) and Table 2 of this section (NO<sub>x</sub>, flow). The owner or operator may either implement the provisions of paragraphs (b) and (c) of this section on a non-fuel-specific basis, or may, as described in paragraphs (b)(5), (b)(6), (c)(7) and (c)(8) of this section, provide fuel-specific substitute data values. Notwithstanding these requirements, if three years (26,280 clock hours) have elapsed since the date and hour of initial certification, and fewer than 720 (or 2,160, as applicable) quality-assured monitor operating hours have been recorded, the owner or operator shall begin using the missing data procedures of this section. The owner or operator of a unit shall substitute for missing data using quality-assured monitor operating hours of data from no earlier than three years (26,280 clock hours) prior to the date and time of the missing data period.

(b) *SO<sub>2</sub> concentration data.* For each hour of missing SO<sub>2</sub> concentration data,

(1) If the monitor data availability is equal to or greater than 95.0 percent, the owner or operator shall calculate substitute data by means of the automated data acquisition and handling system for that hour of the missing data period according to the following procedures:

(i) For a missing data period less than or equal to 24 hours, substitute the average of the hourly SO<sub>2</sub> concentrations recorded by an SO<sub>2</sub> pollutant concentration monitor for the hour before and the hour after the missing data period.

(ii) For a missing data period greater than 24 hours, substitute the greater of:

(A) The 90th percentile hourly SO<sub>2</sub> concentration recorded by an SO<sub>2</sub> pollutant concentration monitor during the previous 720 quality-assured monitor operating hours; or

(B) The average of the hourly SO<sub>2</sub> concentrations recorded by an SO<sub>2</sub> pollutant concentration monitor for the hour before and the hour after the missing data period.

(2) If the monitor data availability is at least 90.0 percent but less than 95.0 percent, the owner or operator shall calculate substitute data by means of the automated data acquisition and handling system for that hour of the missing data period according to the following procedures:

(i) For a missing data period of less than or equal to 8 hours, substitute the average of the hourly SO<sub>2</sub> concentrations recorded by an SO<sub>2</sub> pollutant concentration monitor for the hour before and the hour after the missing data period.

(ii) For a missing data period of more than 8 hours, substitute the greater of:

(A) the 95th percentile hourly SO<sub>2</sub> concentration recorded by an SO<sub>2</sub> pollutant concentration monitor during the previous 720 quality-assured monitor operating hours; or

(B) The average of the hourly SO<sub>2</sub> concentrations recorded by an SO<sub>2</sub> pollutant concentration monitor for the hour before and the hour after the missing data period.

(3) If the monitor data availability is at least 80.0 percent but less than 90.0 percent, the owner or operator shall substitute for that hour of the missing data period the maximum hourly SO<sub>2</sub> concentration recorded by an SO<sub>2</sub> pollutant concentration monitor during the previous 720 quality-assured monitor operating hours.

(4) If the monitor data availability is less than 80.0 percent, the owner or operator shall substitute for that hour of the missing data period the maximum potential SO<sub>2</sub> concentration, as defined in section 2.1.1.1 of appendix A to this part.

(5) For units that combust more than one type of fuel, the owner or operator may opt to implement the missing data routines in paragraphs (b)(1) through (b)(4) of this section on a fuel-specific basis. If this option is selected, the owner or operator shall document this in the monitoring plan required under §75.53.

(6) Use the following guidelines to implement paragraphs (b)(1) through (b)(4) of this section on a fuel-specific basis:

(i) Separate the historical, quality-assured SO<sub>2</sub> concentration data according to the type of fuel combusted;

(ii) For units that co-fire different types of fuel, either group the co-fired hours with the historical data for the fuel with the highest SO<sub>2</sub> emission rate (e.g., if diesel oil and pipeline natural gas are co-fired, count co-fired hours as oil-burning hours), or separate the co-fired hours from the single-fuel hours;

(iii) For the purposes of providing substitute data under paragraph (b)(4) of this section, determine a separate, fuel-specific maximum potential SO<sub>2</sub> concentration (MPC) value for each type of fuel combusted in the unit, in a manner consistent with section 2.1.1.1 of appendix A to this part. For fuel that qualifies as pipeline natural gas or natural gas (as defined in §72.2 of this chapter), the owner or operator shall, for the purposes of determining the

MPC, either determine the maximum total sulfur content and minimum gross calorific value (GCV) of the gas by fuel sampling and analysis or shall use a default total sulfur content of 0.05 percent by weight (dry basis) and a default GCV value of 950 Btu/scf. For co-firing, the MPC value shall be based on the fuel with the highest SO<sub>2</sub> emission rate. The exact methodology used to determine each fuel-specific MPC value shall be documented in the monitoring plan for the unit or stack; and

(iv) For missing data periods that require 720-hour (or, if applicable, 3-year) lookbacks, use historical data for the type of fuel combusted during each hour of the missing data period to determine the appropriate substitute data value for that hour. For co-fired missing data hours, if the historical data are separated into single-fuel and co-fired hours, use co-fired data to provide the substitute data values. Otherwise, use data for the fuel with the highest SO<sub>2</sub> emission rate to provide substitute data values for co-fired missing data hours.

(7) Table 1 summarizes the provisions of paragraphs (b)(1) through (b)(6) of this section.

(c) *Volumetric flow rate, NO<sub>x</sub> emission rate and NO<sub>x</sub> concentration data.* Use the procedures in this paragraph to provide substitute NO<sub>x</sub> and flow rate data for all affected units for which load-based ranges have been defined in accordance with section 2 of appendix C to this part. For units that do not produce electrical or thermal output (*i.e.*, non-load-based units), use the procedures in this paragraph only to provide substitute data for volumetric flow rate, and only if operational bins have been defined for the unit, as described in section 3 of appendix C to this part. Otherwise, use the applicable missing data procedures in paragraph (d) or (e) of this section for non-load-based units. For each hour of missing volumetric flow rate data, NO<sub>x</sub> emission rate data, or NO<sub>x</sub> concentration data used to determine NO<sub>x</sub> mass emissions:

(1) If the monitor data availability is equal to or greater than 95.0 percent, the owner or operator shall calculate substitute data by means of the automated data acquisition and handling system for that hour of the missing data period according to the following procedures:

(i) For a missing data period less than or equal to 24 hours, substitute, as applicable, for each missing hour, the arithmetic average of the flow rates or NO<sub>x</sub> emission rates or NO<sub>x</sub> concentrations recorded by a monitoring system during the previous 2,160 quality-assured monitor operating hours at the corresponding unit load range or operational bin, as determined using the procedure in appendix C to this part.

(ii) For a missing data period greater than 24 hours, substitute, as applicable, for each missing hour, the greater of:

(A) The 90th percentile hourly flow rate or the 90th percentile NO<sub>x</sub> emission rate or the 90th percentile NO<sub>x</sub> concentration recorded by a monitoring system during the previous 2,160 quality-assured monitor operating hours at the corresponding unit load range or operational bin, as determined using the procedure in appendix C to this part; or

(B) The average of the recorded hourly flow rates, NO<sub>x</sub> emission rates or NO<sub>x</sub> concentrations recorded by a monitoring system for the hour before and the hour after the missing data period.

(2) If the monitor data availability is at least 90.0 percent but less than 95.0 percent, the owner or operator shall calculate substitute data by means of the automated data acquisition and handling system for that hour of the missing data period according to the following procedures:

(i) For a missing data period of less than or equal to 8 hours, substitute, as applicable, the arithmetic average hourly flow rate or NO<sub>x</sub> emission rate or NO<sub>x</sub> concentration recorded by a monitoring system during the previous 2,160 quality-assured monitor operating hours at the corresponding unit load range or operational bin, as determined using the procedure in appendix C to this part.

(ii) For a missing data period greater than 8 hours, substitute, as applicable, for each missing hour, the greater of:

(A) The 95th percentile hourly flow rate or the 95th percentile NO<sub>x</sub> emission rate or the 95th percentile NO<sub>x</sub> concentration recorded by a monitoring system during the previous 2,160 quality-assured monitor operating hours at the corresponding unit load range or operational bin, as determined using the procedure in appendix C to this part; or

(B) The average of the hourly flow rates, NO<sub>x</sub> emission rates or NO<sub>x</sub> concentrations recorded by a monitoring system for the hour before and the hour after the missing data period.

(3) If the monitor data availability is at least 80.0 percent but less than 90.0 percent, the owner or operator shall, by means of the automated data acquisition and handling system, substitute, as applicable, for that hour of the missing data period, the maximum hourly flow rate or the maximum hourly NO<sub>x</sub> emission rate or the maximum hourly NO<sub>x</sub> concentration recorded during the previous 2,160 quality-assured monitor operating hours at the corresponding unit load range or operational bin, as determined using the procedure in appendix C to this part.

(4) If the monitor data availability is less than 80.0 percent, the owner or operator shall substitute, as applicable, for that hour of the missing data period, the maximum potential flow rate, as defined in section 2.1.4.1 of appendix A to this part, or the maximum NO<sub>x</sub> emission rate, as defined in section 2.1.2.1 of appendix A to this part, or the maximum potential NO<sub>x</sub> concentration, as defined in section 2.1.2.1 of appendix A to this part. In addition, when non-load-based operational bins are used, the owner or operator shall substitute the maximum potential flow rate for any hour in the missing data period in which essential operating or parametric data are unavailable and the operational bin cannot be determined.

(5) This paragraph, (c)(5), does not apply to non-load-based, affected units using operational bins. Whenever no prior quality-assured flow rate data, NO<sub>x</sub> concentration data or NO<sub>x</sub> emission rate data exist for the corresponding load range, the owner or operator shall substitute, as applicable, for each hour of missing data, the maximum hourly flow rate or the maximum hourly NO<sub>x</sub> concentration or maximum hourly NO<sub>x</sub> emission rate at the next higher level load range for which quality-assured data are available.

(6) Whenever no prior quality-assured flow rate data, NO<sub>x</sub> concentration data or NO<sub>x</sub> emission rate data exist at either the corresponding load range (or a higher load range) or at the corresponding operational bin, the owner or operator shall substitute, as applicable, either the maximum potential NO<sub>x</sub> emission rate or the maximum potential NO<sub>x</sub> concentration, as defined in section 2.1.2.1 of appendix A to this part or the maximum potential flow rate, as defined in section 2.1.4.1 of appendix A to this part.

(7) This paragraph (c)(7) does not apply to affected units using non-load-based operational bins. For units that combust more than one type of fuel, the owner or operator may opt to implement the missing data routines in paragraphs (c)(1) through (c)(6) of this section on a fuel-specific basis. If this option is selected, the owner or operator shall document this in the monitoring plan required under §75.53.

(8) This paragraph, (c)(8), does not apply to affected units using non-load-based operational bins. Use the following guidelines to implement paragraphs (c)(1) through (c)(6) of this section on a fuel-specific basis:

(i) Separate the historical, quality-assured NO<sub>x</sub> emission rate, NO<sub>x</sub> concentration, or flow rate data according to the type of fuel combusted;

(ii) For units that co-fire different types of fuel, either group the co-fired hours with the historical data for the fuel with the highest NO<sub>x</sub> emission rate, NO<sub>x</sub> concentration or flow rate, or separate the co-fired hours from the single-fuel hours;

(iii) For the purposes of providing substitute data under paragraph (c)(4) of this section, a separate, fuel-specific maximum potential concentration (MPC), maximum potential NO<sub>x</sub> emission rate (MER), or maximum potential flow rate (MPF) value (as applicable) shall be determined for each type of fuel combusted in the unit, in a manner consistent with §72.2 of this chapter and with section 2.1.2.1 or 2.1.4.1 of appendix A to this part. For co-firing, the MPC, MER or MPF value shall be based on the fuel with the highest emission rate or flow rate (as applicable). Furthermore, for a unit with add-on NO<sub>x</sub> emission controls, a separate fuel-specific maximum controlled NO<sub>x</sub> emission rate (MCR) or maximum expected NO<sub>x</sub> concentration (MEC) value (as applicable) shall be determined for each type of fuel combusted in the unit. The exact methodology used to determine each fuel-specific MPC, MER, MEC, MCR or MPF value shall be documented in the monitoring plan for the unit or stack.

(iv) For missing data periods that require 2,160-hour (or, if applicable, 3-year) lookbacks, use historical data for the type of fuel combusted during each hour of the missing data period to determine the appropriate substitute data value for that hour. For co-fired missing data hours, if the historical data are separated into single-fuel and co-fired hours, use co-fired data to provide the substitute data values. Otherwise, use data for the fuel with the highest NO<sub>x</sub> emission rate, NO<sub>x</sub> concentration or flow rate (as applicable) to provide substitute data values for co-fired missing data hours. Tables 1 and 2 follow.

**TABLE 1—MISSING DATA PROCEDURE FOR SO<sub>2</sub> CEMS, CO<sub>2</sub> CEMS, MOISTURE CEMS, AND DILUENT (CO<sub>2</sub> OR O<sub>2</sub>) MONITORS FOR HEAT INPUT DETERMINATION**

Trigger conditions		Calculation routines	
Monitor data availability (percent)	Duration (N) of CEMS outage (hours) <sup>2</sup>	Method	Lookback period
95 or more	N ≤ 24	Average	HB/HA.
		For SO <sub>2</sub> , CO <sub>2</sub> , and H <sub>2</sub> O <sup>**</sup> , the greater of:	
		Average	HB/HA.
		90th percentile	720 hours.*
		For O <sub>2</sub> and H <sub>2</sub> O <sup>X</sup> , the lesser of:	HB/HA.
		10th percentile	720 hours.*
90 or more, but below 95	N ≤ 8	Average	HB/HA.
		For SO <sub>2</sub> , CO <sub>2</sub> , and H <sub>2</sub> O <sup>**</sup> , the greater of:	
		Average	HB/HA.
		95th percentile	720 hours.*
		For O <sub>2</sub> and H <sub>2</sub> O <sup>X</sup> , the lesser of:	
		Average	HB/HA.
	5th Percentile	720 hours.*	

80 or more, but below 90	N >0	For SO <sub>2</sub> , CO <sub>2</sub> , and H <sub>2</sub> O <sup>**</sup> ,	
		Maximum value <sup>1</sup>	720 hours.*
		For O <sub>2</sub> and H <sub>2</sub> O <sup>X</sup> :	
		Minimum value <sup>1</sup>	720 hours.*
Below 80	N >0	Maximum potential concentration <sup>3</sup> or % (for SO <sub>2</sub> , CO <sub>2</sub> , and H <sub>2</sub> O <sup>**</sup> ) <i>or</i>	
		Minimum potential concentration or % (for O <sub>2</sub> and H <sub>2</sub> O <sup>X</sup> )	None.

HB/HA = hour before and hour after the CEMS outage.

\*Quality-assured, monitor operating hours, during unit operation. May be either fuel-specific or non-fuel-specific. For units that report data only for the ozone season, include only quality assured monitor operating hours within the ozone season in the lookback period. Use data from no earlier than 3 years prior to the missing data period.

<sup>1</sup>Where a unit with add-on SO<sub>2</sub> emission controls can demonstrate that the controls are operating properly during the missing data period, as provided in §75.34, the unit may use the maximum controlled concentration from the previous 720 quality-assured monitor operating hours.

<sup>2</sup>During unit operating hours.

<sup>3</sup>Where a unit with add-on SO<sub>2</sub> emission controls can demonstrate that the controls are operating properly during the missing data period, the unit may report the greater of: (a) the maximum expected SO<sub>2</sub> concentration or (b) 1.25 times the maximum controlled value from the previous 720 quality-assured monitor operating hours (see §75.34).

<sup>X</sup>Use this algorithm for moisture except when Equation 19-3, 19-4 or 19-8 in Method 19 in appendix A-7 to part 60 of this chapter is used for NO<sub>x</sub> emission rate.

\*\*Use this algorithm for moisture *only* when Equation 19-3, 19-4 or 19-8 in Method 19 in appendix A-7 to part 60 of this chapter is used for NO<sub>x</sub> emission rate.

**TABLE 2—LOAD-BASED MISSING DATA PROCEDURE FOR NO<sub>x</sub>-DILUENT CEMS, NO<sub>x</sub> CONCENTRATION CEMS AND FLOW RATE CEMS**

Trigger conditions		Calculation routines		
Monitor data availability (percent)	Duration (N) of CEMS outage (hours) <sup>2</sup>	Method	Lookback period	Load ranges
95 or more	N ≤24	Average	2,160 hours*	Yes.



	N >24	The greater of:		
		Average	HB/HA	No.
		90th percentile	2,160 hours*	Yes.
90 or more, but below 95	N ≤8	Average	2,160 hours*	Yes.
	N >8	The greater of:		
		Average	HB/HA	No.
		95th percentile	2,160 hours*	Yes.
80 or more, but below 90	N >0	Maximum value <sup>1</sup>	2,160 hours*	Yes.
Below 80	N >0	Maximum potential NO <sub>x</sub> emission rate <sup>3</sup> ; or maximum potential NO <sub>x</sub> concentration <sup>3</sup> ; or maximum potential flow rate	None	No.

HB/HA = hour before and hour after the CEMS outage.

\*Quality-assured, monitor operating hours, using data at the corresponding load range (“load bin”) for each hour of the missing data period. May be either fuel-specific or non-fuel-specific. For units that report data only for the ozone season, include only quality assured monitor operating hours within the ozone season in the lookback period. Use data from no earlier than three years prior to the missing data period.

<sup>1</sup>Where a unit with add-on NO<sub>x</sub> emission controls can demonstrate that the controls are operating properly during the missing data period, as provided in §75.34, the unit may use the maximum controlled NO<sub>x</sub> concentration or emission rate from the previous 2,160 quality-assured monitor operating hours. Units with add-on controls that report NO<sub>x</sub> mass emissions on a year-round basis under subpart H of this part may use separate ozone season and non-ozone season data pools to provide substitute data values, as described in §75.34(a)(2).

<sup>2</sup>During unit operating hours.

<sup>3</sup>Alternatively, where a unit with add-on NO<sub>x</sub> emission controls can demonstrate that the controls are operating properly during the missing data period, as provided in §75.34, the unit may report the greater of: (a) the maximum expected NO<sub>x</sub> concentration (or maximum controlled NO<sub>x</sub> emission rate, as applicable); or (b) 1.25 times the maximum controlled value at the corresponding load bin, from the previous 2,160 quality-assured monitor operating hours.

(9) The load-based provisions of paragraphs (c)(1) through (c)(8) of this section are summarized in Table 2 of this section. The non-load-based provisions for volumetric flow rate, found in paragraphs (c)(1) through (c)(4), and (c)(6) of this section, are presented in Table 4 of this section.

(d) *Non-load-based NO<sub>x</sub> emission rate and NO<sub>x</sub> concentration data.* Use the procedures in this paragraph to provide substitute NO<sub>x</sub> data for affected units that do not produce electrical output (in megawatts) or thermal output (in klb/hr of steam). For each hour of missing NO<sub>x</sub> emission rate data, or NO<sub>x</sub> concentration data used to determine NO<sub>x</sub> mass emissions:

(1) If the monitor data availability is equal to or greater than 95.0 percent, the owner or operator shall calculate substitute data by means of the automated data acquisition and handling system for that hour of the missing data period according to the following procedures:

(i) For a missing data period less than or equal to 24 hours, substitute, as applicable, for each missing hour, the arithmetic average of the NO<sub>x</sub> emission rates or NO<sub>x</sub> concentrations recorded by a monitoring system in a 2,160 hour lookback period. The lookback period may be comprised of either:

(A) The previous 2,160 quality-assured monitor operating hours, or

(B) The previous 2,160 quality-assured monitor operating hours at the corresponding operational bin, if operational bins, as defined in section 3 of appendix C to this part, are used.

(ii) For a missing data period greater than 24 hours, substitute, for each missing hour, the 90th percentile NO<sub>x</sub> emission rate or the 90th percentile NO<sub>x</sub> concentration recorded by a monitoring system during the previous 2,160 quality-assured monitor operating hours (or during the previous 2,160 quality-assured monitor operating hours at the corresponding operational bin, if operational bins are used).

(2) If the monitor data availability is at least 90.0 percent but less than 95.0 percent, the owner or operator shall calculate substitute data by means of the automated data acquisition and handling system for that hour of the missing data period according to the following procedures:

(i) For a missing data period of less than or equal to eight hours, substitute, as applicable, the arithmetic average of the hourly NO<sub>x</sub> emission rates or NO<sub>x</sub> concentrations recorded by a monitoring system during the previous 2,160 quality-assured monitor operating hours (or during the previous 2,160 quality-assured monitor operating hours at the corresponding operational bin, if operational bins are used).

(ii) For a missing data period greater than eight hours, substitute, for each missing hour, the 95th percentile hourly flow rate or the 95th percentile NO<sub>x</sub> emission rate or the 95th percentile NO<sub>x</sub> concentration recorded by a monitoring system during the previous 2,160 quality-assured monitor operating hours (or during the previous 2,160 quality-assured monitor operating hours at the corresponding operational bin, if operational bins are used).

(3) If the monitor data availability is at least 80.0 percent but less than 90.0 percent, the owner or operator shall, by means of the automated data acquisition and handling system, substitute, as applicable, for that hour of the missing data period, the maximum hourly NO<sub>x</sub> emission rate or the maximum hourly NO<sub>x</sub> concentration recorded during the previous 2,160 quality-assured monitor operating hours (or during the previous 2,160 quality-assured monitor operating hours at the corresponding operational bin, if operational bins are used).

(4) If the monitor data availability is less than 80.0 percent, the owner or operator shall substitute, as applicable, for that hour of the missing data period, the maximum NO<sub>x</sub> emission rate, as defined in §72.2 of this chapter, or the maximum potential NO<sub>x</sub> concentration, as defined in section 2.1.2.1 of appendix A to this part. In addition, when operational bins are used, the owner or operator shall substitute (as applicable) the maximum potential NO<sub>x</sub> emission rate or the maximum potential NO<sub>x</sub> concentration for any hour in the missing data period in which essential operating or parametric data are unavailable and the operational bin cannot be determined.

(5) If operational bins are used and no prior quality-assured NO<sub>x</sub> concentration data or NO<sub>x</sub> emission rate data exist for the corresponding operational bin, the owner or operator shall substitute, as applicable, either the maximum potential NO<sub>x</sub> emission rate, as defined in §72.2 of this chapter, or the maximum potential NO<sub>x</sub> concentration, as defined in section 2.1.2.1 of appendix A to this part.

(6) Table 3 of this section summarizes the provisions of paragraphs (d)(1) through (d)(5) of this section.

(e) *Non-load-based volumetric flow rate data.* (1) If operational bins, as defined in section 3 of appendix C to this part, are used for a unit that does not produce electrical or thermal output, use the missing data procedures in paragraph (c) of this section to provide substitute volumetric flow rate data for the unit.

(2) If operational bins are not used, modify the procedures in paragraph (c) of this section as follows:

(i) In paragraphs (c)(1) through (c)(3), the words “previous 2,160 quality-assured monitor operating hours” shall apply rather than “previous 2,160 quality-assured monitor operating hours at the corresponding unit load range or operational bin, as determined using the procedure in appendix C to this part;”

(ii) The last sentence in paragraph (c)(4) does not apply;

(iii) Paragraphs (c)(5), (c)(7), and (c)(8) are not applicable; and

(iv) In paragraph (c)(6), the words, “for either the corresponding load range (or a higher load range) or at the corresponding operational bin” do not apply.

(3) Table 4 of this section summarizes the provisions of paragraphs (e)(1) and (e)(2) of this section. Tables 3 and 4 follow:

**TABLE 3—NON-LOAD-BASED MISSING DATA PROCEDURE FOR NO<sub>x</sub>-DILUENT CEMS AND NO<sub>x</sub> CONCENTRATION CEMS**

Trigger conditions		Calculation routines	
Monitor data availability (percent)	Duration (N) of CEMS outage (hours) <sup>1</sup>	Method	Lookback period
95 or more	N ≤ 24	Average	2,160 hours.*
	N > 24	90th percentile	2,160 hours.*
90 or more, but below 95	N ≤ 8	Average	2,160 hours.*
	N > 8	95th percentile	2,160 hours.*
80 or more, but below 90	N > 0	Maximum value <sup>3</sup>	2,160 hours.*
Below 80, or operational bin indeterminable	N > 0	Maximum potential NO <sub>x</sub> emission rate <sup>2</sup> or maximum potential NO <sub>x</sub> concentration <sup>2</sup>	None.

\*If operational bins are used, the lookback period is 2,160 quality-assured, monitor operating hours, and data at the corresponding operational bin are used to provide substitute data values. If operational bins are not used, the lookback period is the previous 2,160 quality-assured monitor operating hours. For units that report data only for the

ozone season, include only quality-assured monitor operating hours within the ozone season in the lookback period. Use data from no earlier than three years prior to the missing data period.

<sup>1</sup>During unit operation.

<sup>2</sup>Alternatively, where a unit with add-on NO<sub>x</sub> emission controls can demonstrate that the controls are operating properly, as provided in §75.34, the unit may report the greater of: (a) the maximum expected NO<sub>x</sub> concentration, (or maximum controlled NO<sub>x</sub> emission rate, as applicable); or (b) 1.25 times the maximum controlled value at the corresponding operational bin (if applicable), from the previous 2,160 quality-assured monitor operating hours.

<sup>3</sup>Where a unit with add-on NO<sub>x</sub> emission controls can demonstrate that the controls are operating properly during the missing data period, as provided in §75.34, the unit may use the maximum controlled NO<sub>x</sub> concentration or emission rate from the previous 2,160 quality-assured monitor operating hours. Units with add-on controls that report NO<sub>x</sub> mass emissions on a year-round basis under subpart H of this part may use separate ozone season and non-ozone season data pools to provide substitute data values, as described in §75.34(a)(2).

**TABLE 4—NON-LOAD-BASED MISSING DATA PROCEDURE FOR FLOW RATE CEMS**

Trigger conditions		Calculation routines	
Monitor data availability (percent)	Duration (N) of CEMS outage (hours) <sup>1</sup>	Method	Lookback period
95 or more	$N \leq 24$	Average	2160 hours*
	$N > 24$	The greater of: Average 90th percentile	HB/HA 2160 hours*
90 or more, but below 95	$N \leq 8$	Average	2160 hours*
	$N > 8$	The greater of: Average 95th percentile HB/HA	2160 hours*
80 or more, but below 90	$N > 0$	Maximum value	2160 hours*
Below 80, or operational bin indeterminable	$N > 0$	Maximum potential flow rate	None

\* If operational bins are used, the lookback period is the previous 2,160 quality-assured, monitor operating hours and data at the corresponding operational bin are used to provide substitute data values. If operational bins are not used, the lookback period is the previous 2,160 quality-assured, monitor operating hours. For units that report data only for the ozone season, include only quality-assured monitor operating hours within the ozone season in the lookback period. Use data from no earlier than three years prior to the missing data period.

<sup>1</sup>During unit operation.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26529, May 17, 1995; 61 FR 25582, May 22, 1996; 64 FR 28602, May 26, 1999; 67 FR 40434, June 12, 2002; 67 FR 53505, Aug. 16, 2002; 67 FR 57274, Sept. 9, 2002; 70 FR 28680, May 18, 2005; 73 FR 4346, Jan. 24, 2008; 76 FR 17311, Mar. 28, 2011]

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#### **§75.34 Units with add-on emission controls.**

(a) The owner or operator of an affected unit equipped with add-on SO<sub>2</sub> and/or NO<sub>x</sub> emission controls shall provide substitute data in accordance with paragraphs (a)(1), through (a)(5) of this section for each hour in which quality-assured data from the outlet SO<sub>2</sub> and/or NO<sub>x</sub> monitoring system(s) are not obtained.

(1) The owner or operator may use the missing data substitution procedures specified in §§75.31 through 75.33 to provide substitute data for any missing data hour(s) in which the add-on emission controls are documented to be operating properly, as described in the quality assurance/quality control program for the unit, required by section 1 in appendix B of this part. To provide the necessary documentation, the owner or operator shall, for each missing data period, record parametric data to verify the proper operation of the SO<sub>2</sub> or NO<sub>x</sub> add-on emission controls during each hour, as described in paragraph (d) of this section. For any missing data hour(s) in which such parametric data are either not provided or, if provided, do not demonstrate that proper operation of the SO<sub>2</sub> or NO<sub>x</sub> add-on emission controls has been maintained, the owner or operator shall substitute (as applicable) the maximum potential NO<sub>x</sub> concentration (MPC) as defined in section 2.1.2.1 of appendix A to this part, the maximum potential NO<sub>x</sub> emission rate, as defined in §72.2 of this chapter, or the maximum potential concentration for SO<sub>2</sub>, as defined by section 2.1.1.1. Alternatively, for SO<sub>2</sub> or NO<sub>x</sub>, the owner or operator may substitute, if available, the hourly SO<sub>2</sub> or NO<sub>x</sub> concentration recorded by a certified inlet monitor, in lieu of the MPC. For each hour in which data from an inlet monitor are reported, the owner or operator shall use a method of determination code (MODC) of "22" (see Table 4a in §75.57). In addition, under §75.64(c), the designated representative shall submit as part of each electronic quarterly report, a certification statement, verifying the proper operation of the SO<sub>2</sub> or NO<sub>x</sub> add-on emission control for each missing data period in which the missing data procedures of §§75.31 through 75.33 were applied; or

(2) This paragraph, (a)(2), applies only to a unit which, as provided in §75.74(a) or §75.74(b)(1), reports NO<sub>x</sub> mass emissions on a year-round basis under a state or Federal NO<sub>x</sub> mass emissions reduction program that adopts the emissions monitoring provisions of this part. If the add-on NO<sub>x</sub> emission controls installed on such a unit are operated only during the ozone season or are operated in a more efficient manner during the ozone season than outside the ozone season, the owner or operator may implement the missing data provisions of paragraph (a)(1) of this section in the following alternative manner:

(i) The historical, quality-assured NO<sub>x</sub> emission rate or NO<sub>x</sub> concentration data may be separated into two categories, i.e., data recorded inside the ozone season and data recorded outside the ozone season;

(ii) For the purposes of the missing data lookback periods described under §§75.33 (c)(1), (c)(2), (c)(3) and (c)(5) of this section, the substitute data values shall be taken from the appropriate database, depending on the date(s) and hour(s) of the missing data period. That is, if the missing data period occurs inside the ozone season, the ozone season data shall be used to provide substitute data. If the missing data period occurs outside the ozone season, data from outside the ozone season shall be used to provide substitute data.

(iii) A missing data period that begins outside the ozone season and continues into the ozone season shall be considered to be two separate missing data periods, one ending on April 30, hour 23, and the other beginning on May 1, hour 00;

(iv) For missing data hours outside the ozone season, the procedures of §75.33 may be applied unconditionally, i.e., documentation of the operational status of the emission controls is not required in order to apply the standard missing data routines.

(3) For each missing data hour in which the percent monitor data availability for SO<sub>2</sub> or NO<sub>x</sub>, calculated in accordance with §75.32, is less than 90.0 percent and is greater than or equal to 80.0 percent; and parametric data establishes that the add-on emission controls were operating properly (*i.e.* within the range of operating parameters provided in the quality assurance/quality control program) during the hour, the owner or operator may:

(i) Replace the maximum SO<sub>2</sub> concentration recorded in the 720 quality-assured monitor operating hours immediately preceding the missing data period, with the maximum controlled SO<sub>2</sub> concentration recorded in the previous 720 quality-assured monitor operating hours; or

(ii) Replace the maximum NO<sub>x</sub> concentration(s) or NO<sub>x</sub> emission rate(s) from the appropriate load bin(s) (based on a lookback through the 2,160 quality-assured monitor operating hours immediately preceding the missing data period), with the maximum controlled NO<sub>x</sub> concentration(s) or emission rate(s) from the appropriate load bin(s) in the same 2,160 quality-assured monitor operating hour lookback period.

(4) The designated representative may petition the Administrator under §75.66 for approval of site-specific parametric monitoring procedure(s) for calculating substitute data for missing SO<sub>2</sub> pollutant concentration, NO<sub>x</sub> pollutant concentration, and NO<sub>x</sub> emission rate data in accordance with the requirements of paragraphs (b) and (c) of this section and appendix C to this part. The owner or operator shall record the data required in appendix C to this part, pursuant to §75.58(b).

(5) For each missing data hour in which the percent monitor data availability for SO<sub>2</sub> or NO<sub>x</sub>, calculated in accordance with §75.32, is below 80.0 percent and parametric data establish that the add-on emission controls were operating properly (*i.e.* within the range of operating parameters provided in the quality assurance/quality control program), in lieu of reporting the maximum potential value, the owner or operator may substitute, as applicable, the greater of:

(i) The maximum expected SO<sub>2</sub> concentration or 1.25 times the maximum hourly controlled SO<sub>2</sub> concentration recorded in the previous 720 quality-assured monitor operating hours;

(ii) The maximum expected NO<sub>x</sub> concentration or 1.25 times the maximum hourly controlled NO<sub>x</sub> concentration recorded in the previous 2,160 quality-assured monitor operating hours at the corresponding unit load range or operational bin;

(iii) The maximum controlled hourly NO<sub>x</sub> emission rate (MCR) or 1.25 times the maximum hourly controlled NO<sub>x</sub> emission rate recorded in the previous 2,160 quality-assured monitor operating hours at the corresponding unit load range or operational bin;

(iv) For the purposes of implementing the missing data options in paragraphs (a)(5)(i) through (a)(5)(iii) of this section, the maximum expected SO<sub>2</sub> and NO<sub>x</sub> concentrations shall be determined, respectively, according to sections 2.1.1.2 and 2.1.2.2 of appendix A to this part. The MCR shall be calculated according to the basic procedure described in section 2.1.2.1(b) of appendix A to this part, except that the words “maximum potential NO<sub>x</sub> emission rate (MER)” shall be replaced with the words “maximum controlled NO<sub>x</sub> emission rate (MCR)” and the NO<sub>x</sub> MEC shall be used instead of the NO<sub>x</sub> MPC.

(b) For an affected unit equipped with add-on SO<sub>2</sub> emission controls, the designated representative may petition the Administrator to approve a parametric monitoring procedure, as described in appendix C of this part, for calculating substitute SO<sub>2</sub> concentration data for missing data periods. The owner or operator shall use the procedures in §§75.31, 75.33, or 75.34(a) for providing substitute data for missing SO<sub>2</sub> concentration data unless a parametric monitoring procedure has been approved by the Administrator.

(1) Where the monitor data availability is 90.0 percent or more for an outlet SO<sub>2</sub> pollutant concentration monitor, the owner or operator may calculate substitute data using an approved parametric monitoring procedure.

(2) Where the monitor data availability for an outlet SO<sub>2</sub> pollutant concentration monitor is less than 90.0 percent, the owner or operator shall calculate substitute data using the procedures in §75.34(a) (1) or (2), even if the Administrator has approved a parametric monitoring procedure.

(c) For an affected unit with NO<sub>x</sub> add-on emission controls, the designated representative may petition the Administrator to approve a parametric monitoring procedure, as described in appendix C of this part, in order to calculate substitute NO<sub>x</sub> emission rate data for missing data periods. The owner or operator shall use the procedures in §75.31 or 75.33 for providing substitute data for missing NO<sub>x</sub> emission rate data prior to receiving the Administrator's approval for a parametric monitoring procedure.

(1) Where monitor data availability for a NO<sub>x</sub> continuous emission monitoring system is 90.0 percent or more, the owner or operator may calculate substitute data using an approved parametric monitoring procedure.

(2) Where monitor data availability for a NO<sub>x</sub> continuous emission monitoring system is less than 90.0 percent, the owner or operator shall calculate substitute data using the procedure in §75.34(a) (1) or (2), even if the Administrator has approved a parametric monitoring procedure.

(d) In order to implement the options in paragraphs (a)(1), (a)(3) and (a)(5) of this section; and §§75.31(c)(3) and 75.72(c)(3), the owner or operator shall keep records of information as described in §75.58(b)(3) to verify the proper operation of all add-on SO<sub>2</sub> or NO<sub>x</sub> emission controls, during all periods of SO<sub>2</sub> or NO<sub>x</sub> emission missing data. If the owner or operator elects to implement the missing data option in paragraph (a)(2) of this section, the records in §75.58(b)(3) are required to be kept only for the ozone season. The owner or operator shall document in the quality assurance/quality control (QA/QC) program required by section 1 of appendix B to this part, the parameters monitored and (as applicable) the ranges and combinations of parameters that indicate proper operation of the controls. The owner or operator shall provide the information recorded under §75.58(b)(3) and the related QA/QC program information to the Administrator, to the EPA Regional Office, or to the appropriate State or local agency, upon request.

[60 FR 26567, May 17, 1995, as amended at 61 FR 59160, Nov. 20, 1996; 64 FR 28604, May 26, 1999; 67 FR 40438, June 12, 2002; 73 FR 4348, Jan. 24, 2008; 76 FR 17312, Mar. 28, 2011]

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### **§75.35 Missing data procedures for CO<sub>2</sub>.**

(a) The owner or operator of a unit with a CO<sub>2</sub> continuous emission monitoring system for determining CO<sub>2</sub> mass emissions in accordance with §75.10 (or an O<sub>2</sub> monitor that is used to determine CO<sub>2</sub> concentration in accordance with appendix F to this part) shall substitute for missing CO<sub>2</sub> pollutant concentration data using the procedures of paragraphs (b) and (d) of this section.

(b) During the first 720 quality-assured monitor operating hours following initial certification at a particular unit or stack location (*i.e.*, the date and time at which quality-assured data begins to be recorded by a CEMS at that location), or (when implementing these procedures for a previously certified CO<sub>2</sub> monitoring system) during the 720 quality-assured monitor operating hours preceding implementation of the standard missing data procedures in paragraph (d) of this section, the owner or operator shall provide substitute CO<sub>2</sub> pollutant concentration data or substitute CO<sub>2</sub> data for heat input determination, as applicable, according to the procedures in §75.31(b).

(c) [Reserved]

(d) Upon completion of 720 quality-assured monitor operating hours using the initial missing data procedures of §75.31(b), the owner or operator shall provide substitute data for CO<sub>2</sub> concentration or substitute CO<sub>2</sub> data for heat input determination, as applicable, in accordance with the procedures in §75.33(b) except that the term “CO<sub>2</sub> concentration” shall apply rather than “SO<sub>2</sub> concentration,” the term “CO<sub>2</sub> pollutant concentration monitor” or “CO<sub>2</sub> diluent monitor” shall apply rather than “SO<sub>2</sub> pollutant concentration monitor,” and the term “maximum potential CO<sub>2</sub> concentration, as defined in section 2.1.3.1 of appendix A to this part” shall apply, rather than “maximum potential SO<sub>2</sub> concentration.”

[67 FR 40439, June 12, 2002]

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#### **§75.36 Missing data procedures for heat input rate determinations.**

(a) When hourly heat input rate is determined using a flow monitoring system and a diluent gas (O<sub>2</sub> or CO<sub>2</sub>) monitor, substitute data must be provided to calculate the heat input whenever quality-assured data are unavailable from the flow monitor, the diluent gas monitor, or both. When flow rate data are unavailable, substitute flow rate data for the heat input rate calculation shall be provided according to §75.31 or §75.33, as applicable. When diluent gas data are unavailable, the owner or operator shall provide substitute O<sub>2</sub> or CO<sub>2</sub> data for the heat input rate calculations in accordance with paragraphs (b) and (d) of this section.

(b) During the first 720 quality-assured monitor operating hours following initial certification at a particular unit or stack location (*i.e.*, the date and time at which quality-assured data begins to be recorded by a CEMS at that location), or (when implementing these procedures for a previously certified CO<sub>2</sub> or O<sub>2</sub> monitor) during the 720 quality-assured monitor operating hours preceding implementation of the standard missing data procedures in paragraph (d) of this section, the owner or operator shall provide substitute CO<sub>2</sub> or O<sub>2</sub> data, as applicable, for the calculation of heat input (under section 5.2 of appendix F to this part) according to §75.31(b).

(c) [Reserved]

(d) Upon completion of 720 quality-assured monitor operating hours using the initial missing data procedures of §75.31(b), the owner or operator shall provide substitute data for CO<sub>2</sub> or O<sub>2</sub> concentration to calculate heat input rate, as follows. Substitute CO<sub>2</sub> data for heat input rate determinations shall be provided according to §75.35(d). Substitute O<sub>2</sub> data for the heat input rate determinations shall be provided in accordance with the procedures in §75.33(b), except that the term “O<sub>2</sub> concentration” shall apply rather than the term “SO<sub>2</sub> concentration” and the term “O<sub>2</sub> diluent monitor” shall apply rather than the term “SO<sub>2</sub> pollutant concentration monitor.” In addition, the term “substitute the lesser of” shall apply rather than “substitute the greater of;” the terms “minimum hourly O<sub>2</sub> concentration” and “minimum potential O<sub>2</sub> concentration, as determined under section 2.1.3.2 of appendix A to this part” shall apply rather than, respectively, the terms “maximum hourly SO<sub>2</sub> concentration” and “maximum potential SO<sub>2</sub> concentration, as determined under section 2.1.1.1 of appendix A to this part;” and the terms “10th percentile” and “5th percentile” shall apply rather than, respectively, the terms “90th percentile” and “95th percentile” (see Table 1 of §75.33).

[60 FR 26530, May 17, 1995, as amended at 64 FR 28604, May 26, 1999; 67 FR 40439, June 12, 2002]

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#### **§75.37 Missing data procedures for moisture.**

(a) The owner or operator of a unit with a continuous moisture monitoring system shall substitute for missing moisture data using the procedures of this section.



(b) Where no prior quality-assured moisture data exist, substitute the minimum potential moisture percentage, from section 2.1.5 of appendix A to this part, except when Equation 19-3, 19-4 or 19-8 in Method 19 in appendix A to part 60 of this chapter is used to determine NO<sub>x</sub> emission rate. If Equation 19-3, 19-4 or 19-8 in Method 19 in appendix A to part 60 of this chapter is used to determine NO<sub>x</sub> emission rate, substitute the maximum potential moisture percentage, as specified in section 2.1.6 of appendix A to this part.

(c) During the first 720 quality-assured monitor operating hours following initial certification at a particular unit or stack location (*i.e.*, the date and time at which quality-assured data begins to be recorded by a moisture monitoring system at that location), the owner or operator shall provide substitute data for moisture according to §75.31(b).

(d) Upon completion of the first 720 quality-assured monitor operating hours following initial certification, the owner or operator shall provide substitute data for moisture as follows:

(1) Unless Equation 19-3, 19-4 or 19-8 in Method 19 in appendix A to part 60 of this chapter is used to determine NO<sub>x</sub> emission rate, follow the missing data procedures in §75.33(b), except that the term “moisture percentage” shall apply rather than “SO<sub>2</sub> concentration;” the term “moisture monitoring system” shall apply rather than the term “SO<sub>2</sub> pollutant concentration monitor;” the term “substitute the lesser of” shall apply rather than “substitute the greater of;” the terms “minimum hourly moisture percentage” and “minimum potential moisture percentage, as determined under section 2.1.5 of appendix A to this part” shall apply rather than, respectively, the terms “maximum hourly SO<sub>2</sub> concentration” and “maximum potential SO<sub>2</sub> concentration, as determined under section 2.1.1.1 of appendix A to this part;” and the terms “10th percentile” and “5th percentile” shall apply rather than, respectively, the terms “90th percentile” and “95th percentile” (see Table 1 of §75.33).

(2) When Equation 19-3, 19-4 or 19-8 in Method 19 in appendix A to part 60 of this chapter is used to determine NO<sub>x</sub> emission rate:

(i) Provided that none of the following equations is used to determine SO<sub>2</sub> emissions, CO<sub>2</sub> emissions or heat input: Equation F-2, F-14b, F-16, F-17, or F-18 in appendix F to this part, or Equation 19-5 or 19-9 in Method 19 in appendix A to part 60 of this chapter, use the missing data procedures in §75.33(b), except that the term “moisture percentage” shall apply rather than “SO<sub>2</sub> concentration;” the term “moisture monitoring system” shall apply rather than “SO<sub>2</sub> pollutant concentration monitor;” and the term “maximum potential moisture percentage, as defined in section 2.1.6 of appendix A to this part” shall apply, rather than “maximum potential SO<sub>2</sub> concentration;” or

(ii) If any of the following equations is used to determine SO<sub>2</sub> emissions, CO<sub>2</sub> emissions or heat input: Equation F-2, F-14b, F-16, F-17, or F-18 in appendix F to this part, or Equation 19-5 or 19-9 in Method 19 in appendix A to part 60 of this chapter, the owner or operator shall petition the Administrator under §75.66(l) for permission to use an alternative moisture missing data procedure.

[64 FR 28604, May 26, 1999, as amended at 67 FR 40439, June 12, 2002]

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§§75.38-75.39 [Reserved]

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## Subpart E—Alternative Monitoring Systems

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**§75.40 General demonstration requirements.**

(a) The owner or operator of an affected unit, or the owner or operator of an affected unit and representing a class of affected units which meet the criteria specified in §75.47, required to install a continuous emission monitoring system may apply to the Administrator for approval of an alternative monitoring system (or system component) to determine average hourly emission data for SO<sub>2</sub>, NO<sub>x</sub>, and/or volumetric flow by demonstrating that the alternative monitoring system has the same or better precision, reliability, accessibility, and timeliness as that provided by the continuous emission monitoring system.

(b) The requirements of this subpart shall be met by the alternative monitoring system when compared to a contemporaneously operating, fully certified continuous emission monitoring system or a contemporaneously operating reference method, where the appropriate reference methods are listed in §75.22.

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#### **§75.41 Precision criteria.**

(a) *Data collection and analysis.* To demonstrate precision equal to or better than the continuous emission monitoring system, the owner or operator shall conduct an F-test, a correlation analysis, and a t-test for bias as described in this section. The t-test shall be performed only on sample data at the normal operating level and primary fuel supply, whereas the F-test and the correlation analysis must be performed on each of the data sets required under paragraphs (a)(4) and (a)(5) of this section. The owner or operator shall collect and analyze data according to the following requirements:

(1) Data from the alternative monitoring system and the continuous emission monitoring system shall be collected and paired in a manner that ensures each pair of values applies to hourly average emissions during the same hour.

(2) An alternative monitoring system that directly measures emissions shall have probes or other measuring devices in locations that are in proximity to the continuous emission monitoring system and shall provide data on the same parameters as those measured by the continuous emission monitoring system. Data from the alternative monitoring system shall meet the statistical tests for precision in paragraph (c) of this section and the t-test for bias in appendix A of this part.

(3) An alternative monitoring system that indirectly quantifies emission values by measuring inputs, operating characteristics, or outputs and then applying a regression or another quantitative technique to estimate emissions, shall meet the statistical tests for precision in paragraph (c) of this section and the t-test for bias in appendix A of this part.

(4) For flow monitor alternatives, the alternative monitoring system must provide sample data for each of three different exhaust gas velocities while the unit or units, if more than one unit exhausts into the stack or duct, is burning its primary fuel at:

(i) A frequently used low operating level, selected within the range between the minimum safe and stable operating level and 50 percent of the maximum operating level,

(ii) A frequently used high operating level, selected within the range between 80 percent of the maximum operating level and the maximum operating level, and

(iii) The normal operating level, or an evenly spaced intermediary level between low and high levels used if the normal operating level is within a specified range (10.0 percent of the maximum operating level), of either paragraphs (a)(4) (i) or (ii) of this section.

(5) For pollutant concentration monitor alternatives, the alternative monitoring system shall provide sample data for the primary fuel supply and for all alternative fuel supplies that have significantly different sulfur content.

(6) For the normal unit operating level and primary fuel supply, paired hourly sample data shall be provided for at least 90.0 percent of the hours during 720 unit operating hours. For each of the remaining two operating levels for flow monitor alternatives, and for each alternative fuel supply for pollutant concentration monitor alternatives, paired hourly sample data shall be provided for at least 24 successive unit operating hours.

(7) The owner or operator shall not use missing data substitution procedures to provide sample data.

(8) If the collected data meet the requirements of the F-test, the correlation test, and the t-test at one or more, but not all, of the operating levels or fuel supplies, the owner or operator may elect to continue collecting the paired data for up to 1,440 additional operating hours and repeat the statistical tests using the data for the entire 30- to 90-day period.

(9) The owner or operator shall provide two separate time series data plots for the data at each operating level or fuel supply described in paragraphs (a)(4) and (a)(5) of this section. Each data plot shall have a horizontal axis that represents the clock hour and calendar date of the readings and shall contain a separate data point for every hour for the duration of the performance evaluation. The data plots shall show the following:

(i) Percentage difference versus time where the vertical axis represents the percentage difference between each paired hourly reading generated by the continuous emission monitoring system (or reference method) and the alternative emission monitoring system as calculated using the following equation:

$$\Delta e = \frac{e_p - e_v}{e_v} \times 100\%$$

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(Eq. 10)

where,

$\Delta e$  = Percentage difference between the readings generated by the alternative monitoring system and the continuous emission monitoring system.

$e_p$  = Measured value from the alternative monitoring system.

$e_v$  = Measured value from the continuous emission monitoring system.

(ii) Alternative monitoring system readings and continuous emission monitoring system (or reference method) readings versus time where the vertical axis represents hourly pollutant concentrations or volumetric flow, as appropriate, and two different symbols are used to represent the readings from the alternative monitoring system and the continuous emission monitoring system (or reference method), respectively.

(b) *Data screening and calculation adjustments.* In preparation for conducting the statistical tests described in paragraph (c) of this section, the owner or operator may screen the data for lognormality and time dependency autocorrelation. If either is detected, the owner or operator shall make the following calculation adjustments:

(1) *Lognormality.* The owner or operator shall conduct any screening and adjustment for lognormality according to the following procedures.

(i) Apply the log transformation to each measured value of either the certified continuous emissions monitoring system or certified flow monitor, using the following equation:

$$l_v = \ln e_v$$

(Eq. 11)

where,

$e_v$  = Hourly value generated by the certified continuous emissions monitoring system or certified flow monitoring system

$l_v$  = Hourly lognormalized data values for the certified monitoring system

and to each measured value,  $e_p$ , of the proposed alternative monitoring system, using the following equation to obtain the lognormalized data values,  $l_p$ :

$$l_p = \ln e_p$$

(Eq. 12)

where,

$e_p$  = Hourly value generated by the proposed alternative monitoring system.

$l_p$  = Hourly lognormalized data values for the proposed alternative monitoring system.

(ii) Separately test each set of transformed data,  $l_v$  and  $l_p$ , for normality, using the following:

(A) Shapiro-Wilk test;

(B) Histogram of the transformed data; and

(C) Quantile-Quantile plot of the transformed data.

(iii) The transformed data in a data set will be considered normally distributed if all of the following conditions are satisfied:

(A) The Shapiro-Wilk test statistic,  $W$ , is greater than or equal to 0.75 or is not statistically significant at  $\alpha = 0.05$ .

(B) The histogram of the data is unimodal and symmetric.

(C) The Quantile-Quantile plot is a diagonal straight line.

(iv) If both of the transformed data sets,  $l_v$  and  $l_p$ , meet the conditions for normality, specified in paragraphs (b)(1)(iii) (A) through (C) of this section, the owner or operator may use the transformed data,  $l_v$  and  $l_p$ , in place of the original measured data values in the statistical tests for alternative monitoring systems as described in paragraph (c) of this section and in appendix A of this part.

(v) If the transformed data are used in the statistical tests in paragraph (c) of this section and in appendix A of this part, the owner or operator shall provide the following:

(A) Copy of the original measured values and the corresponding transformed data in printed and electronic format.

(B) Printed copy of the test results and plots described in paragraphs (b)(1) (i) through (iii) of this section.

(2) *Time dependency (autocorrelation)*. The screening and adjustment for time dependency are conducted according to the following procedures:

(i) Calculate the degree of autocorrelation of the data on their LAG1 values, where the degree of autocorrelation is represented by the Pearson autocorrelation coefficient,  $\rho$ , computed from an AR(1) autoregression model, such that:

$$\rho = \frac{COV(x'_i, x''_i)}{s_{x'_i} s_{x''_i}}$$

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(Eq. 13)

where,

$x'_i$  = The original data value at hour  $i$ .

$x''_i$  = The LAG1 data value at hour  $i$ .

$COV(x'_i, x''_i)$  = The autocovariance of  $x'_i$  and defined by,

$$COV(x'_i, x''_i) = \frac{\sum_{i=1}^n (x'_i - \bar{x}') (x''_i - \bar{x}'')}{(n-1)}$$

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(Eq. 14)

where,

$n$  = The total number of observations in which both the original value,  $x'_i$ , and the lagged value,  $x''_i$ , are available in the data set.

$s'_{x'_i}$  = The standard deviation of the original data values,  $x'_i$  defined by,

$$s'_{x'_i} = \sqrt{\frac{\sum_{i=1}^n (x'_i - \bar{x}')^2}{n-1}}$$

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(Eq. 15)

where,

$s''_{x''_i}$  = The standard deviation of the LAG1 data values,  $x''_i$ , defined by

$$s''_{x''_i} = \sqrt{\frac{\sum_{i=1}^n (x''_i - \bar{x}'')^2}{n-1}}$$

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(Eq. 16)

where,

$\bar{x}'$  = The mean of the original data values,  $x'_i$  defined by

$$\bar{x}' = \frac{\sum_{i=1}^n x'_i}{n}$$

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(Eq. 17)

where,

$\bar{x}''$  = The mean of the LAG1 data values,  $x''_i$ , defined by

$$\bar{x}'' = \frac{\sum_{i=1}^n x''_i}{n}$$

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(Eq. 18)

where,

(ii) The data in a data set will be considered autocorrelated if the autocorrelation coefficient,  $\rho$ , is significant at the 5 percent significance level. To determine if this condition is satisfied, calculate Z using the following equation:

$$Z = 0.5 \left[ \ln \left( \frac{1+\rho}{1-\rho} \right) \right] \sqrt{n-3}$$

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(Eq. 19)

If  $Z > 1.96$ , then the autocorrelation coefficient,  $\rho$ , is significant at the 5 percent significance level ( $\alpha = 0.05$ ).

(iii) If the data in a data set satisfy the conditions for autocorrelation, specified in paragraph (b)(2)(ii) of this section, the variance of the data,  $S^2$ , may be adjusted using the following equation:

$$S^2_{ADJ} = VIF \times S^2$$

(Eq. 20)

where,

$S^2$  = The original, unadjusted variance of the data set.

VIF = The variance inflation factor, defined by

$$VIF = \frac{1}{\left[ 1 - \frac{2\rho}{(n-1)(1-\rho)} + \frac{2\rho(1-\rho^n)}{n(n-1)(1-\rho)^2} \right]}$$

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(Eq. 21)

$S^2_{ADJ}$  = The autocorrelation-adjusted variance for the data set.

(iv) The procedures described in paragraphs (b)(2)(i)-(iii) of this section may be separately applied to the following data sets in order to derive distinct autocorrelation coefficients and variance inflation factors for each data set:

(A) The set of measured hourly values,  $e_v$ , generated by the certified continuous emissions monitoring system or certified flow monitoring system.

(B) The set of hourly values,  $e_p$ , generated by the proposed alternative monitoring system,

(C) The set of hourly differences,  $e_v - e_p$ , between the hourly values,  $e_v$ , generated by the certified continuous emissions monitoring system or certified flow monitoring system and the hourly values,  $e_p$ , generated by the proposed alternative monitoring system.

(v) For any data set, listed in paragraph (b)(2)(iv) of this section, that satisfies the conditions for autocorrelation specified in paragraph (b)(2)(ii) of this section, the owner or operator may adjust the variance of that data set, using equation 20 of this section.

(A) The adjusted variance may be used in place of the corresponding original variance, as calculated using equation 23 of this section, in the F-test (Equation 24) of this section.

(B) In place of the standard error of the mean,

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in the bias test Equation A-9 of appendix A of this part the following adjusted standard error of the mean may be used:

$$\left(\frac{S_d}{\sqrt{n}}\right)_{adj} = \left[ \sqrt{\left(\frac{1+\rho}{1-\rho}\right) - \left(\frac{2\rho(1-\rho^n)}{n(1-\rho)^2}\right)} \right] \times \sqrt{VIF} \times \left(\frac{S_d}{\sqrt{n}}\right)$$

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(Eq. 22)where

$\left(\frac{S_d}{\sqrt{n}}\right)_{adj}$  = The autocorrelation-adjusted standard error of the mean.

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(vi) For each data set in which a variance adjustment is used, the owner or operator shall provide the following:

(A) All values in the data set in printed and electronic format.

(B) Values of the autocorrelation coefficient, its level of significance, the variance inflation factor, and the unadjusted original and adjusted values found in equations 20 and 22 of this section.

(C) Equation and related statistics of the AR(1) autoregression model of the data set.

(D) Printed documentation of the intermediate calculations used to derive the autocorrelation coefficient and the Variance Inflation Factor.

(c) *Statistical Tests.* The owner or operator shall perform the F-test and correlation analysis as described in this paragraph and the t-test for bias described in appendix A of this part to demonstrate the precision of the alternative monitoring system.

(1) *F-test.* The owner or operator shall conduct the F-test according to the following procedures.

(i) Calculate the variance of the certified continuous emission monitoring system or certified flow monitor as applicable,  $S_c^2$ , and the proposed method,  $S_p^2$ , using the following equation.

$$S^2 = \frac{\sum_{i=1}^n (e_i - e_m)^2}{n - 1}$$

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(Eq. 23)

where,

$e_i$  = Measured values of either the certified continuous emission monitoring system or certified flow monitor, as applicable, or proposed method.

$e_m$  = Mean of either the certified continuous emission monitoring system or certified flow monitor, as applicable, or proposed method values.

$n$  = Total number of paired samples.

(ii) Determine if the variance of the proposed method is significantly different from that of the certified continuous emission monitoring system or certified flow monitor, as applicable, by calculating the F-value using the following equation.

$$F = \frac{S_p^2}{S_c^2}$$

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(Eq. 24)

Compare the experimental F-value with the critical value of F at the 95-percent confidence level with  $n-1$  degrees of freedom. The critical value is obtained from a table for F-distribution. If the calculated F-value is greater than the critical value, the proposed method is unacceptable.



(2) *Correlation analysis.* The owner or operator shall conduct the correlation analysis according to the following procedures.

(i) Plot each of the paired emissions readings as a separate point on a graph where the vertical axis represents the value (pollutant concentration or volumetric flow, as appropriate) generated by the alternative monitoring system and the horizontal axis represents the value (pollutant concentration or volumetric flow, as appropriate) generated by the continuous emission monitoring system (or reference method). On the graph, draw a horizontal line representing the mean value,  $e_p$ , for the alternative monitoring system and a vertical line representing the mean value,  $e_v$ , for the continuous emission monitoring system where,

$$\bar{e}_p = \frac{\sum e_p}{n}$$

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(Eq. 25)

$$\bar{e}_v = \frac{\sum e_v}{n}$$

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(Eq. 26)

where,

$e_p$  = Hourly value generated by the alternative monitoring system.

$e_v$  = Hourly value generated by the continuous emission monitoring system.

$n$  = Total number of hours for which data were generated for the tests.

A separate graph shall be produced for the data generated at each of the operating levels or fuel supplies described in paragraphs (a)(4) and (a)(5) of this section.

(ii) Use the following equation to calculate the coefficient of correlation,  $r$ , between the emissions data from the alternative monitoring system and the continuous emission monitoring system using all hourly data for which paired values were available from both monitoring systems.

$$r = \frac{\sum e_p e_v - (\sum e_p)(\sum e_v)/n}{\left( \left[ \sum e_p^2 - (\sum e_p)^2/n \right] \left[ \sum e_v^2 - (\sum e_v)^2/n \right] \right)^{(1/2)}} \quad (\text{Eq. 27})$$

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(Eq. 27)

(iii) If the calculated  $r$ -value is less than 0.8, the proposed method is unacceptable.

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#### **§75.42 Reliability criteria.**

To demonstrate reliability equal to or better than the continuous emission monitoring system, the owner or operator shall demonstrate that the alternative monitoring system is capable of providing valid 1-hr averages for 95.0 percent or more of unit operating hours over a 1-yr period and that the system meets the applicable requirements of appendix B of this part.

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#### **§75.43 Accessibility criteria.**

To demonstrate accessibility equal to or better than the continuous emission monitoring system, the owner or operator shall provide reports and onsite records of emission data to demonstrate that the alternative monitoring system provides data meeting the requirements of subparts F and G of this part.

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#### **§75.44 Timeliness criteria.**

To demonstrate timeliness equal to or better than the continuous emission monitoring system, the owner or operator shall demonstrate that the alternative monitoring system can meet the requirements of subparts F and G of this part; can provide a continuous, quality-assured, permanent record of certified emissions data on an hourly basis; and can issue a record of data for the previous day within 24 hours.

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#### **§75.45 Daily quality assurance criteria.**

The owner or operator shall either demonstrate that daily tests equivalent to those specified in appendix B of this part can be performed on the alternative monitoring system or demonstrate and document that such tests are unnecessary for providing quality-assured data.

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#### **§75.46 Missing data substitution criteria.**

The owner or operator shall demonstrate that all missing data can be accounted for in a manner consistent with the applicable missing data procedures in subpart D of this part.

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#### **§75.47 Criteria for a class of affected units.**

(a) The owner or operator of an affected unit may represent a class of affected units for the purpose of applying to the Administrator for a class-approved alternative monitoring system.

(b) The owner or operator of an affected unit representing a class of affected units shall provide the following information:

(1) A description of the affected unit and how it appropriately represents the class of affected units;

(2) A description of the class of affected units, including data describing all of the affected units that will comprise the class.

[60 FR 40297, Aug. 8, 1995, as amended at 76 FR 17312, Mar. 28, 2011]

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#### **§75.48 Petition for an alternative monitoring system.**

(a) The designated representative shall submit the following information in the application for certification or recertification of an alternative monitoring system.

(1) Source identification information.

(2) A description of the alternative monitoring system.

(3) Data, calculations, and results of the statistical tests, specified in §75.41(c) of this part, including:

(i) Date and hour.

(ii) Hourly test data for the alternative monitoring system at each required operating level and fuel type. The fuel type, operating level and gross unit load shall be recorded.

(iii) Hourly test data for the continuous emissions monitoring system at each required operating level and fuel type. The fuel type, operating level and gross unit load shall be recorded.

(iv) Arithmetic mean of the alternative monitoring system measurement values, as specified in Equation 25 in §75.41(c) of this part, of the continuous emission monitoring system values, as specified in Equation 26 in §75.41(c) of this part, and of their differences.

(v) Standard deviation of the difference, as specified in equation A-8 in appendix A of this part.

(vi) Confidence coefficient, as specified in equation A-9 in appendix A of this part.

(vii) The bias test results as specified in §7.6.4 in appendix A of this part.

(viii) Variance of the measured values for the alternative monitoring system and of the measured values for the continuous emission monitoring system, as specified in Equation 23 in §75.41(c) of this part.

(ix) F-statistic, as specified in Equation 24 in §75.41(c) of this part.

(x) Critical value of F at the 95-percent confidence level with n-1 degrees of freedom.

(xi) Coefficient of correlation, r, as specified in Equation 27 in §75.41(c) of this part.

(4) Data plots, specified in §§75.41(a)(9) and 75.41(c)(2)(i) of this part.

(5) Results of monitor reliability analysis.

(6) Results of monitor accessibility analysis.

(7) Results of monitor timeliness analysis.

(8) A detailed description of the process used to collect data, including location and method of ensuring an accurate assessment of operating hourly conditions on a real-time basis.

(9) A detailed description of the operation, maintenance, and quality assurance procedures for the alternative monitoring system as required in appendix B of this part.

(10) A description of methods used to calculate heat input or diluent gas concentration, if applicable.

(11) Results of tests and measurements (including the results of all reference method field test sheets, charts, laboratory analyses, example calculations, or other data as appropriate) necessary to substantiate that the alternative monitoring system is equivalent in performance to an appropriate, certified operating continuous emission monitoring system.

(b) [Reserved]

[60 FR 40297, Aug. 8, 1995, as amended at 64 FR 28605, May 26, 1999]

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## Subpart F—Recordkeeping Requirements

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§§75.50-75.52 [Reserved]

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### §75.53 Monitoring plan.

(a) *General provisions.* (1) The provisions of paragraphs (e) and (f) of this section shall be met through December 31, 2008. The owner or operator shall meet the requirements of paragraphs (a), (b), (e), and (f) of this section through December 31, 2008, except as otherwise provided in paragraph (g) of this section. On and after January 1, 2009, the owner or operator shall meet the requirements of paragraphs (a), (b), (g), and (h) of this section only. In addition, the provisions in paragraphs (g) and (h) of this section that support a regulatory option provided in another section of this part must be followed if the regulatory option is used prior to January 1, 2009.

(2) The owner or operator of an affected unit shall prepare and maintain a monitoring plan. Except as provided in paragraphs (f) or (h) of this section (as applicable), a monitoring plan shall contain sufficient information on the continuous emission or opacity monitoring systems, excepted methodology under §75.19, or excepted monitoring systems under appendix D or E to this part and the use of data derived from these systems to demonstrate that all unit SO<sub>2</sub> emissions, NO<sub>x</sub> emissions, CO<sub>2</sub> emissions, and opacity are monitored and reported.

(b) Whenever the owner or operator makes a replacement, modification, or change in the certified CEMS, continuous opacity monitoring system, excepted methodology under §75.19, excepted monitoring system under appendix D or E to this part, or alternative monitoring system under subpart E of this part, including a change in the automated data acquisition and handling system or in the flue gas handling system, that affects information reported in the monitoring plan (e.g., a change to a serial number for a component of a monitoring system), then the owner or operator shall update the monitoring plan, by the applicable deadline specified in §75.62 or elsewhere in this part.

(c)-(d) [Reserved]

(e) *Contents of the monitoring plan.* Each monitoring plan shall contain the information in paragraph (e)(1) of this section in electronic format and the information in paragraph (e)(2) of this section in hardcopy format. Electronic storage of all monitoring plan information, including the hardcopy portions, is permissible provided that a paper copy of the information can be furnished upon request for audit purposes.

(1) *Electronic.* (i) ORISPL numbers developed by the Department of Energy and used in the National Allowance Data Base (or equivalent facility ID number assigned by EPA, if the facility does not have an ORSPL number), for all affected units involved in the monitoring plan, with the following information for each unit:

(A) Short name;

(B) Classification of the unit as one of the following: Phase I (including substitution or compensating units), Phase II, new, or nonaffected;

(C) Type of boiler (or boilers for a group of units using a common stack);

(D) Type of fuel(s) fired by boiler, fuel type start and end dates, primary/secondary/emergency/startup fuel indicator, and, if more than one fuel, the fuel classification of the boiler;

(E) Type(s) of emission controls for SO<sub>2</sub>, NO<sub>x</sub>, and particulates installed or to be installed, including specifications of whether such controls are pre-combustion, post-combustion, or integral to the combustion process; control equipment code, installation date, and optimization date; control equipment retirement date (if applicable); primary/secondary controls indicator; and an indicator for whether the controls are an original installation;

(F) Maximum hourly heat input capacity;

(G) Date of first commercial operation;

(H) Unit retirement date (if applicable);

(I) Maximum hourly gross load (in MW, rounded to the nearest MW, or steam load in 1000 lb/hr, rounded to the nearest 100 lb/hr);

(J) Identification of all units using a common stack;

(K) Activation date for the stack/pipe;

(L) Retirement date of the stack/pipe (if applicable); and

(M) Indicator of whether the stack is a bypass stack.

(ii) For each unit and parameter required to be monitored, identification of monitoring methodology information, consisting of monitoring methodology, type of fuel associated with the methodology, primary/secondary methodology indicator, missing data approach for the methodology, methodology start date, and methodology end date (if applicable).

(iii) The following information:

(A) Program(s) for which the EDR is submitted;

- (B) Unit classification;
- (C) Reporting frequency;
- (D) Program participation date;
- (E) State regulation code (if applicable); and
- (F) State or local regulatory agency code.

(iv) Identification and description of each monitoring system component (including each monitor and its identifiable components, such as analyzer and/or probe) in the CEMS (*e.g.*, SO<sub>2</sub> pollutant concentration monitor, flow monitor, moisture monitor; NO<sub>x</sub> pollutant concentration monitor, and diluent gas monitor), the continuous opacity monitoring system, or the excepted monitoring system (*e.g.*, fuel flowmeter, data acquisition and handling system), including:

(A) Manufacturer, model number and serial number;

(B) Component/system identification code assigned by the utility to each identifiable monitoring component (such as the analyzer and/or probe). Each code shall use a three-digit format, unique to each monitoring component and unique to each monitoring system;

(C) Designation of the component type and method of sample acquisition or operation, (*e.g.*, in situ pollutant concentration monitor or thermal flow monitor);

(D) Designation of the system as a primary, redundant backup, non-redundant backup, data backup, or reference method backup system, as provided in §75.10(e);

(E) First and last dates the system reported data;

(F) Status of the monitoring component; and

(G) Parameter monitored.

(v) Identification and description of all major hardware and software components of the automated data acquisition and handling system, including:

(A) Hardware components that perform emission calculations or store data for quarterly reporting purposes (provide the manufacturer and model number); and

(B) Software components (provide the identification of the provider and model/version number).

(vi) Explicit formulas for each measured emission parameter, using component/system identification codes for the primary system used to measure the parameter that links CEMS or excepted monitoring system observations with reported concentrations, mass emissions, or emission rates, according to the conversions listed in appendix D or E to this part. Formulas for backup monitoring systems are required only if different formulas for the same parameter are used for the primary and backup monitoring systems (*e.g.*, if the primary system measures pollutant concentration on a different moisture basis from the backup system). The formulas must contain all constants and factors required to derive mass emissions or emission rates from component/system code observations and an indication of whether the formula is being added, corrected, deleted, or is unchanged. Each emissions formula is identified with a unique three digit code. The owner or operator of a low mass emissions unit for which the owner or

operator is using the optional low mass emissions excepted methodology in §75.19(c) is not required to report such formulas.

(vii) Inside cross-sectional area (ft<sup>2</sup>) at flue exit (for all units) and at flow monitoring location (for units with flow monitors, only).

(viii) Stack exit height (ft) above ground level and ground level elevation above sea level.

(ix) Monitoring location identification, facility identification code as assigned by the Administrator for use under the Acid Rain Program or this part, and the following information, as reported to the Energy Information Administration (EIA): facility identification number, flue identification number, boiler identification number, ARP/Subpart H facility ID number or ORISPL number (as applicable), reporting year, and 767 reporting indicator (or equivalent).

(x) For each parameter monitored: Scale, maximum potential concentration (and method of calculation), maximum expected concentration (if applicable) (and method of calculation), maximum potential flow rate (and method of calculation), maximum potential NO<sub>x</sub> emission rate, span value, full-scale range, daily calibration units of measure, span effective date/hour, span inactivation date/hour, indication of whether dual spans are required, default high range value, flow rate span, and flow rate span value and full scale value (in scfh) for each unit or stack using SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, O<sub>2</sub>, or flow component monitors.

(xi) If the monitoring system or excepted methodology provides for the use of a constant, assumed, or default value for a parameter under specific circumstances, then include the following information for each such value for each parameter:

(A) Identification of the parameter;

(B) Default, maximum, minimum, or constant value, and units of measure for the value;

(C) Purpose of the value;

(D) Indicator of use during controlled/uncontrolled hours;

(E) Type of fuel;

(F) Source of the value;

(G) Value effective date and hour;

(H) Date and hour value is no longer effective (if applicable); and

(I) For units using the excepted methodology under §75.19, the applicable SO<sub>2</sub> emission factor.

(xii) Unless otherwise specified in section 6.5.2.1 of appendix A to this part, for each unit of common stack on which hardware CEMS are installed:

(A) The upper and lower boundaries of the range of operation (as defined in section 6.5.2.1 of appendix A to this part), expressed in megawatts, or thousands of lb/hr of steam, or ft/sec (as applicable);

(B) The load or operating level(s) designated as normal in section 6.5.2.1 of appendix A to this part, expressed in megawatts, or thousands of lb/hr of steam, or ft/sec (as applicable);

(C) The two load or operating levels (*i.e.*, low, mid, or high) identified in section 6.5.2.1 of appendix A to this part as the most frequently used;

(D) The date of the data analysis used to determine the normal load (or operating) level(s) and the two most frequently-used load (or operating) levels; and

(E) Activation and deactivation dates, when the normal load or operating level(s) or two most frequently-used load or operating levels change and are updated.

(xiii) For each unit for which the optional fuel flow-to-load test in section 2.1.7 of appendix D to this part is used:

(A) The upper and lower boundaries of the range of operation (as defined in section 6.5.2.1 of appendix A to this part), expressed in megawatts or thousands of lb/hr of steam;

(B) The load level designated as normal, pursuant to section 6.5.2.1 of appendix A to this part, expressed in megawatts or thousands of lb/hr of steam; and

(C) The date of the load analysis used to determine the normal load level.

(xiv) For each unit with a flow monitor installed on a rectangular stack or duct, if a wall effects adjustment factor (WAF) is determined and applied to the hourly flow rate data:

(A) Stack or duct width at the test location, ft;

(B) Stack or duct depth at the test location, ft;

(C) Wall effects adjustment factor (WAF), to the nearest 0.0001;

(D) Method of determining the WAF;

(E) WAF Effective date and hour;

(F) WAF no longer effective date and hour (if applicable);

(G) WAF determination date;

(H) Number of WAF test runs;

(I) Number of Method 1 traverse points in the WAF test;

(J) Number of test ports in the WAF test; and

(K) Number of Method 1 traverse points in the reference flow RATA.

(2) *Hardcopy*. (i) Information, including (as applicable): identification of the test strategy; protocol for the relative accuracy test audit; other relevant test information; calibration gas levels (percent of span) for the calibration error test and linearity check; calculations for determining maximum potential concentration, maximum expected concentration (if applicable), maximum potential flow rate, maximum potential NO<sub>x</sub> emission rate, and span; and apportionment strategies under §§75.10 through 75.18.



(ii) Description of site locations for each monitoring component in the continuous emission or opacity monitoring systems, including schematic diagrams and engineering drawings specified in paragraphs (e)(2)(iv) and (e)(2)(v) of this section and any other documentation that demonstrates each monitor location meets the appropriate siting criteria.

(iii) A data flow diagram denoting the complete information handling path from output signals of CEMS components to final reports.

(iv) For units monitored by a continuous emission or opacity monitoring system, a schematic diagram identifying entire gas handling system from boiler to stack for all affected units, using identification numbers for units, monitor components, and stacks corresponding to the identification numbers provided in paragraphs (e)(1)(i), (e)(1)(iv), (e)(1)(vi), and (e)(1)(ix) of this section. The schematic diagram must depict stack height and the height of any monitor locations. Comprehensive and/or separate schematic diagrams shall be used to describe groups of units using a common stack.

(v) For units monitored by a continuous emission or opacity monitoring system, stack and duct engineering diagrams showing the dimensions and location of fans, turning vanes, air preheaters, monitor components, probes, reference method sampling ports, and other equipment that affects the monitoring system location, performance, or quality control checks.

(f) *Contents of monitoring plan for specific situations.* The following additional information shall be included in the monitoring plan for the specific situations described:

(1) For each gas-fired unit or oil-fired unit for which the owner or operator uses the optional protocol in appendix D to this part for estimating heat input and/or SO<sub>2</sub> mass emissions, or for each gas-fired or oil-fired peaking unit for which the owner/operator uses the optional protocol in appendix E to this part for estimating NO<sub>x</sub> emission rate (using a fuel flowmeter), the designated representative shall include the following additional information in the monitoring plan:

(i) *Electronic.* (A) Parameter monitored;

(B) Type of fuel measured, maximum fuel flow rate, units of measure, and basis of maximum fuel flow rate (*i.e.*, upper range value or unit maximum) for each fuel flowmeter;

(C) Test method used to check the accuracy of each fuel flowmeter;

(D) Submission status of the data;

(E) Monitoring system identification code; and

(F) The method used to demonstrate that the unit qualifies for monthly GCV sampling or for daily or annual fuel sampling for sulfur content, as applicable.

(ii) *Hardcopy.* (A) A schematic diagram identifying the relationship between the unit, all fuel supply lines, the fuel flowmeter(s), and the stack(s). The schematic diagram must depict the installation location of each fuel flowmeter and the fuel sampling location(s). Comprehensive and/or separate schematic diagrams shall be used to describe groups of units using a common pipe;

(B) For units using the optional default SO<sub>2</sub> emission rate for “pipeline natural gas” or “natural gas” in appendix D to this part, the information on the sulfur content of the gaseous fuel used to demonstrate compliance with either section 2.3.1.4 or 2.3.2.4 of appendix D to this part;

(C) For units using the 720 hour test under 2.3.6 of Appendix D of this part to determine the required sulfur sampling requirements, report the procedures and results of the test; and

(D) For units using the 720 hour test under 2.3.5 of Appendix D of this part to determine the appropriate fuel GCV sampling frequency, report the procedures used and the results of the test;

(2) For each gas-fired peaking unit and oil-fired peaking unit for which the owner or operator uses the optional procedures in appendix E to this part for estimating NO<sub>x</sub> emission rate, the designated representative shall include in the monitoring plan:

(i) *Electronic*. Unit operating and capacity factor information demonstrating that the unit qualifies as a peaking unit or gas-fired unit, as defined in §72.2 of this chapter, and NO<sub>x</sub> correlation test information, including:

(A) Test date;

(B) Test number;

(C) Operating level;

(D) Segment ID of the NO<sub>x</sub> correlation curve;

(E) NO<sub>x</sub> monitoring system identification;

(F) Low and high heat input rate values and corresponding NO<sub>x</sub> emission rates;

(G) Type of fuel; and

(H) To document the unit qualifies as a peaking unit, current calendar year or ozone season, capacity factor data as specified in the definition of peaking unit in §72.2 of this chapter, and an indication of whether the data are actual or projected data.

(ii) *Hardcopy*. (A) A protocol containing methods used to perform the baseline or periodic NO<sub>x</sub> emission test; and

(B) Unit operating parameters related to NO<sub>x</sub> formation by the unit.

(3) For each gas-fired unit and diesel-fired unit or unit with a wet flue gas pollution control system for which the designated representative claims an opacity monitoring exemption under §75.14, the designated representative shall include in the hardcopy monitoring plan the information specified under §75.14(b), (c), or (d), demonstrating that the unit qualifies for the exemption.

(4) For each monitoring system recertification, maintenance, or other event, the designated representative shall include the following additional information in electronic format in the monitoring plan:

(i) Component/system identification code;

(ii) Event code or code for required test;

(iii) Event begin date and hour;

(iv) Conditionally valid data period begin date and hour (if applicable);

(v) Date and hour that last test is successfully completed; and

(vi) Indicator of whether conditionally valid data were reported at the end of the quarter.

(5) For each unit using the low mass emission excepted methodology under §75.19 the designated representative shall include the following additional information in the monitoring plan that accompanies the initial certification application:

(i) *Electronic.* For each low mass emissions unit, report the results of the analysis performed to qualify as a low mass emissions unit under §75.19(c). This report will include either the previous three years actual or projected emissions. The following items should be included:

(A) Current calendar year of application;

(B) Type of qualification;

(C) Years one, two, and three;

(D) Annual or ozone season measured, estimated or projected NO<sub>x</sub> mass emissions for years one, two, and three;

(E) Annual measured, estimated or projected SO<sub>2</sub> mass emissions for years one, two, and three; and

(F) Annual or ozone season operating hours for years one, two, and three.

(ii) *Hardcopy.* (A) A schematic diagram identifying the relationship between the unit, all fuel supply lines and tanks, any fuel flowmeter(s), and the stack(s). Comprehensive and/or separate schematic diagrams shall be used to describe groups of units using a common pipe;

(B) For units which use the long term fuel flow methodology under §75.19(c)(3), the designated representative must provide a diagram of the fuel flow to each affected unit or group of units and describe in detail the procedures used to determine the long term fuel flow for a unit or group of units for each fuel combusted by the unit or group of units;

(C) A statement that the unit burns only gaseous fuel(s) and/or fuel oil and a list of the fuels that are burned or a statement that the unit is projected to burn only gaseous fuel(s) and/or fuel oil and a list of the fuels that are projected to be burned;

(D) A statement that the unit meets the applicability requirements in §§75.19(a) and (b); and

(E) Any unit historical actual, estimated and projected emissions data and calculated emissions data demonstrating that the affected unit qualifies as a low mass emissions unit under §§75.19(a) and 75.19(b).

(6) For each gas-fired unit the designated representative shall include in the monitoring plan, in electronic format, the following: current calendar year, fuel usage data as specified in the definition of gas-fired in §72.2 of this part, and an indication of whether the data are actual or projected data.

(g) *Contents of the monitoring plan.* The requirements of paragraphs (g) and (h) of this section shall be met on and after January 1, 2009. Notwithstanding this requirement, the provisions of paragraphs (g) and (h) of this section may be implemented prior to January 1, 2009, as follows. In 2008, the owner or operator may opt to record and report the monitoring plan information in paragraphs (g) and (h) of this section, in lieu of recording and reporting the information in paragraphs (e) and (f) of this section. Each monitoring plan shall contain the information in

paragraph (g)(1) of this section in electronic format and the information in paragraph (g)(2) of this section in hardcopy format. Electronic storage of all monitoring plan information, including the hardcopy portions, is permissible provided that a paper copy of the information can be furnished upon request for audit purposes.

(1) *Electronic.* (i) The facility ORISPL number developed by the Department of Energy and used in the National Allowance Data Base (or equivalent facility ID number assigned by EPA, if the facility does not have an ORISPL number). Also provide the following information for each unit and (as applicable) for each common stack and/or pipe, and each multiple stack and/or pipe involved in the monitoring plan:

(A) A representation of the exhaust configuration for the units in the monitoring plan. On and after April 27, 2011, provide the activation date and deactivation date (if applicable) of the configuration. Provide the ID number of each unit and assign a unique ID number to each common stack, common pipe multiple stack and/or multiple pipe associated with the unit(s) represented in the monitoring plan. For common and multiple stacks and/or pipes, provide the activation date and deactivation date (if applicable) of each stack and/or pipe;

(B) Identification of the monitoring system location(s) (e.g., at the unit-level, on the common stack, at each multiple stack, etc.). Provide an indicator (“flag”) if the monitoring location is at a bypass stack or in the ductwork (breeching);

(C) The stack exit height (ft) above ground level and ground level elevation above sea level, and the inside cross-sectional area (ft<sup>2</sup>) at the flue exit and at the flow monitoring location (for units with flow monitors, only). Also use appropriate codes to indicate the material(s) of construction and the shape(s) of the stack or duct cross-section(s) at the flue exit and (if applicable) at the flow monitor location. On and after April 27, 2011, provide the activation date and deactivation date (if applicable) for the information in this paragraph (g)(1)(i)(C);

(D) The type(s) of fuel(s) fired by each unit. Indicate the start and (if applicable) end date of combustion for each type of fuel, and whether the fuel is the primary, secondary, emergency, or startup fuel;

(E) The type(s) of emission controls that are used to reduce SO<sub>2</sub>, NO<sub>x</sub>, and particulate emissions from each unit. Also provide the installation date, optimization date, and retirement date (if applicable) of the emission controls, and indicate whether the controls are an original installation;

(F) Maximum hourly heat input capacity of each unit. On and after April 27, 2011, provide the activation date and deactivation date (if applicable) for this parameter; and

(G) A non-load based unit indicator (if applicable) for units that do not produce electrical or thermal output.

(ii) For each monitored parameter (e.g., SO<sub>2</sub>, NO<sub>x</sub>, flow, etc.) at each monitoring location, specify the monitoring methodology and the missing data approach for the parameter. If the unmonitored bypass stack approach is used for a particular parameter, indicate this by means of an appropriate code. Provide the activation date/hour, and deactivation date/hour (if applicable) for each monitoring methodology and each missing data approach.

(iii) For each required continuous emission monitoring system, each fuel flowmeter system, and each continuous opacity monitoring system, identify and describe the major monitoring components in the monitoring system (e.g., gas analyzer, flow monitor, opacity monitor, moisture sensor, fuel flowmeter, DAHS software, etc.). Other important components in the system (e.g., sample probe, PLC, data logger, etc.) may also be represented in the monitoring plan, if necessary. Provide the following specific information about each component and monitoring system:

(A) For each required monitoring system:

(I) Assign a unique, 3-character alphanumeric identification code to the system;

- (2) Indicate the parameter monitored by the system;
  - (3) Designate the system as a primary, redundant backup, non-redundant backup, data backup, or reference method backup system, as provided in §75.10(e); and
  - (4) Indicate the system activation date/hour and deactivation date/hour (as applicable).
- (B) For each component of each monitoring system represented in the monitoring plan:
- (1) Assign a unique, 3-character alphanumeric identification code to the component;
  - (2) Indicate the manufacturer, model and serial number;
  - (3) Designate the component type;
  - (4) For dual-span applications, indicate whether the analyzer component ID represents a high measurement scale, a low scale, or a dual range;
  - (5) For gas analyzers, indicate the moisture basis of measurement;
  - (6) Indicate the method of sample acquisition or operation, (e.g., extractive pollutant concentration monitor or thermal flow monitor); and
  - (7) Indicate the component activation date/hour and deactivation date/hour (as applicable).
- (iv) Explicit formulas, using the component and system identification codes for the primary monitoring system, and containing all constants and factors required to derive the required mass emissions, emission rates, heat input rates, etc. from the hourly data recorded by the monitoring systems. Formulas using the system and component ID codes for backup monitoring systems are required only if different formulas for the same parameter are used for the primary and backup monitoring systems (e.g., if the primary system measures pollutant concentration on a different moisture basis from the backup system). Provide the equation number or other appropriate code for each emissions formula (e.g., use code F-1 if Equation F-1 in appendix F to this part is used to calculate SO<sub>2</sub> mass emissions). Also identify each emissions formula with a unique three character alphanumeric code. The formula effective start date/hour and inactivation date/hour (as applicable) shall be included for each formula. The owner or operator of a unit for which the optional low mass emissions excepted methodology in §75.19 is being used is not required to report such formulas.
- (v) For each parameter monitored with CEMS, provide the following information:
- (A) Measurement scale (high or low);
  - (B) Maximum potential value (and method of calculation). If NO<sub>x</sub> emission rate in lb/mmBtu is monitored, calculate and provide the maximum potential NO<sub>x</sub> emission rate in addition to the maximum potential NO<sub>x</sub> concentration;
  - (C) Maximum expected value (if applicable) and method of calculation;
  - (D) Span value(s) and full-scale measurement range(s);
  - (E) Daily calibration units of measure;

(F) Effective date/hour, and (if applicable) inactivation date/hour of each span value. On and after April 27, 2011, provide the activation date and deactivation date (if applicable) for the measurement scale and dual span information in paragraphs (g)(1)(v)(A), (g)(1)(v)(G), and (g)(1)(v)(H) of this section;

(G) An indication of whether dual spans are required. If two span values are required, then, on and after April 27, 2011, indicate whether an autoranging analyzer is used to represent the two measurement scales; and

(H) The default high range value (if applicable) and the maximum allowable low-range value for this option.

(vi) If the monitoring system or excepted methodology provides for the use of a constant, assumed, or default value for a parameter under specific circumstances, then include the following information for each such value for each parameter:

(A) Identification of the parameter;

(B) Default, maximum, minimum, or constant value, and units of measure for the value;

(C) Purpose of the value;

(D) Indicator of use, i.e., during controlled hours, uncontrolled hours, or all operating hours;

(E) Type of fuel;

(F) Source of the value;

(G) Value effective date and hour;

(H) Date and hour that the value is no longer effective (if applicable);

(I) For units using the excepted methodology under §75.19, the applicable SO<sub>2</sub> emission factor; and

(J) On and after April 27, 2011, group identification code.

(vii) Unless otherwise specified in section 6.5.2.1 of appendix A to this part, for each unit or common stack on which hardware CEMS are installed:

(A) Maximum hourly gross load (in MW, rounded to the nearest MW, or steam load in 1000 lb/hr (*i.e.*, klb/hr), rounded to the nearest klb/hr, or thermal output in mmBtu/hr, rounded to the nearest mmBtu/hr), for units that produce electrical or thermal output;

(B) The upper and lower boundaries of the range of operation (as defined in section 6.5.2.1 of appendix A to this part), expressed in megawatts, thousands of lb/hr of steam, mmBtu/hr of thermal output, or ft/sec (as applicable);

(C) Except for peaking units, identify the most frequently and second most frequently used load (or operating) levels (*i.e.*, low, mid, or high) in accordance with section 6.5.2.1 of appendix A to this part, expressed in megawatts, thousands of lb/hr of steam, mmBtu/hr of thermal output, or ft/sec (as applicable);

(D) Except for peaking units, an indicator of whether the second most frequently used load (or operating) level is designated as normal in section 6.5.2.1 of appendix A to this part;

(E) The date of the data analysis used to determine the normal load (or operating) level(s) and the two most frequently-used load (or operating) levels (as applicable); and

(F) Activation and deactivation dates and hours, when the maximum hourly gross load, boundaries of the range of operation, normal load (or operating) level(s) or two most frequently-used load (or operating) levels change and are updated.

(viii) For each unit for which CEMS are not installed:

(A) Maximum hourly gross load (in MW, rounded to the nearest MW, or steam load in klb/hr, rounded to the nearest klb/hr, or steam load in mmBtu/hr, rounded to the nearest mmBtu/hr);

(B) The upper and lower boundaries of the range of operation (as defined in section 6.5.2.1 of appendix A to this part), expressed in megawatts, mmBtu/hr of thermal output, or thousands of lb/hr of steam;

(C) Except for peaking units and units using the low mass emissions excepted methodology under §75.19, identify the load level designated as normal, pursuant to section 6.5.2.1 of appendix A to this part, expressed in megawatts, mmBtu/hr of thermal output, or thousands of lb/hr of steam;

(D) The date of the load analysis used to determine the normal load level (as applicable); and

(E) Activation and deactivation dates and hours, when the maximum hourly gross load, boundaries of the range of operation, or normal load level change and are updated.

(ix) For each unit with a flow monitor installed on a rectangular stack or duct, if a wall effects adjustment factor (WAF) is determined and applied to the hourly flow rate data:

(A) Stack or duct width at the test location, ft;

(B) Stack or duct depth at the test location, ft;

(C) Wall effects adjustment factor (WAF), to the nearest 0.0001;

(D) Method of determining the WAF;

(E) WAF Effective date and hour;

(F) WAF no longer effective date and hour (if applicable);

(G) WAF determination date;

(H) Number of WAF test runs;

(I) Number of Method 1 traverse points in the WAF test;

(J) Number of test ports in the WAF test; and

(K) Number of Method 1 traverse points in the reference flow RATA.

(2) *Hardcopy*. (i) Information, including (as applicable): Identification of the test strategy; protocol for the relative accuracy test audit; other relevant test information; calibration gas levels (percent of span) for the calibration error test and linearity check; calculations for determining maximum potential concentration, maximum expected

concentration (if applicable), maximum potential flow rate, maximum potential NO<sub>x</sub> emission rate, and span; and apportionment strategies under §§75.10 through 75.18.

(ii) Description of site locations for each monitoring component in the continuous emission or opacity monitoring systems, including schematic diagrams and engineering drawings specified in paragraphs (e)(2)(iv) and (e)(2)(v) of this section and any other documentation that demonstrates each monitor location meets the appropriate siting criteria.

(iii) A data flow diagram denoting the complete information handling path from output signals of CEMS components to final reports.

(iv) For units monitored by a continuous emission or opacity monitoring system, a schematic diagram identifying entire gas handling system from boiler to stack for all affected units, using identification numbers for units, monitoring systems and components, and stacks corresponding to the identification numbers provided in paragraphs (g)(1)(i) and (g)(1)(iii) of this section. The schematic diagram must depict stack height and the height of any monitor locations. Comprehensive and/or separate schematic diagrams shall be used to describe groups of units using a common stack.

(v) For units monitored by a continuous emission or opacity monitoring system, stack and duct engineering diagrams showing the dimensions and location of fans, turning vanes, air preheaters, monitor components, probes, reference method sampling ports, and other equipment that affects the monitoring system location, performance, or quality control checks.

(h) *Contents of monitoring plan for specific situations.* The following additional information shall be included in the monitoring plan for the specific situations described:

(1) For each gas-fired unit or oil-fired unit for which the owner or operator uses the optional protocol in appendix D to this part for estimating heat input and/or SO<sub>2</sub> mass emissions, or for each gas-fired or oil-fired peaking unit for which the owner/operator uses the optional protocol in appendix E to this part for estimating NO<sub>x</sub> emission rate (using a fuel flowmeter), the designated representative shall include the following additional information for each fuel flowmeter system in the monitoring plan:

(i) *Electronic.* (A) Parameter monitored;

(B) Type of fuel measured, maximum fuel flow rate, units of measure, and basis of maximum fuel flow rate (*i.e.*, upper range value or unit maximum) for each fuel flowmeter;

(C) Test method used to check the accuracy of each fuel flowmeter;

(D) Monitoring system identification code;

(E) The method used to demonstrate that the unit qualifies for monthly GCV sampling or for daily or annual fuel sampling for sulfur content, as applicable; and

(F) Activation date/hour and (if applicable) inactivation date/hour for the fuel flowmeter system;

(ii) *Hardcopy.* (A) A schematic diagram identifying the relationship between the unit, all fuel supply lines, the fuel flowmeter(s), and the stack(s). The schematic diagram must depict the installation location of each fuel flowmeter and the fuel sampling location(s). Comprehensive and/or separate schematic diagrams shall be used to describe groups of units using a common pipe;



(B) For units using the optional default SO<sub>2</sub> emission rate for “pipeline natural gas” or “natural gas” in appendix D to this part, the information on the sulfur content of the gaseous fuel used to demonstrate compliance with either section 2.3.1.4 or 2.3.2.4 of appendix D to this part;

(C) For units using the 720 hour test under 2.3.6 of Appendix D of this part to determine the required sulfur sampling requirements, report the procedures and results of the test; and

(D) For units using the 720 hour test under 2.3.5 of Appendix D of this part to determine the appropriate fuel GCV sampling frequency, report the procedures used and the results of the test.

(2) For each gas-fired peaking unit and oil-fired peaking unit for which the owner or operator uses the optional procedures in appendix E to this part for estimating NO<sub>x</sub> emission rate, the designated representative shall include in the monitoring plan:

(i) *Electronic*. Unit operating and capacity factor information demonstrating that the unit qualifies as a peaking unit, as defined in §72.2 of this chapter for the current calendar year or ozone season, including: capacity factor data for three calendar years (or ozone seasons) as specified in the definition of peaking unit in §72.2 of this chapter; the method of qualification used; and an indication of whether the data are actual or projected data. On and after April 27, 2011, provide the activation date and deactivation date (if applicable) for the peaking unit qualification information in this paragraph (h)(2)(i).

(ii) *Hardcopy*. (A) A protocol containing methods used to perform the baseline or periodic NO<sub>x</sub> emission test; and

(B) Unit operating parameters related to NO<sub>x</sub> formation by the unit.

(3) For each gas-fired unit and diesel-fired unit or unit with a wet flue gas pollution control system for which the designated representative claims an opacity monitoring exemption under §75.14, the designated representative shall include in the hardcopy monitoring plan the information specified under §75.14(b), (c), or (d), demonstrating that the unit qualifies for the exemption.

(4) For each unit using the low mass emissions excepted methodology under §75.19 the designated representative shall include the following additional information in the monitoring plan that accompanies the initial certification application:

(i) *Electronic*. For each low mass emissions unit, report the results of the analysis performed to qualify as a low mass emissions unit under §75.19(c). This report will include either the previous three years actual or projected emissions. The following items should be included:

(A) Current calendar year of application;

(B) Type of qualification;

(C) Years one, two, and three;

(D) Annual and/or ozone season measured, estimated or projected NO<sub>x</sub> mass emissions for years one, two, and three;

(E) Annual measured, estimated or projected SO<sub>2</sub> mass emissions (if applicable) for years one, two, and three; and

(F) Annual or ozone season operating hours for years one, two, and three.

(ii) *Hardcopy*. (A) A schematic diagram identifying the relationship between the unit, all fuel supply lines and tanks, any fuel flowmeter(s), and the stack(s). Comprehensive and/or separate schematic diagrams shall be used to describe groups of units using a common pipe;

(B) For units which use the long term fuel flow methodology under §75.19(c)(3), the designated representative must provide a diagram of the fuel flow to each affected unit or group of units and describe in detail the procedures used to determine the long term fuel flow for a unit or group of units for each fuel combusted by the unit or group of units;

(C) A statement that the unit burns only gaseous fuel(s) and/or fuel oil and a list of the fuels that are burned or a statement that the unit is projected to burn only gaseous fuel(s) and/or fuel oil and a list of the fuels that are projected to be burned;

(D) A statement that the unit meets the applicability requirements in §75.19(a) and (b); and

(E) Any unit historical actual, estimated and projected emissions data and calculated emissions data demonstrating that the affected unit qualifies as a low mass emissions unit under §75.19(a) and 75.19(b).

(5) For qualification as a gas-fired unit, as defined in §72.2 of this part, the designated representative shall include in the monitoring plan, in electronic format, the following: current calendar year, fuel usage data for three calendar years (or ozone seasons) as specified in the definition of gas-fired in §72.2 of this chapter, the method of qualification used, and an indication of whether the data are actual or projected data. On and after April 27, 2011, provide the activation date and deactivation date (if applicable) for the gas-fired unit qualification information in this paragraph (h)(5).

(6) For each monitoring location with a stack flow monitor that is exempt from performing 3-load flow RATAs (peaking units, bypass stacks, or by petition) the designated representative shall include in the monitoring plan an indicator of exemption from 3-load flow RATA using the appropriate exemption code.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26532, 26568, May 17, 1995; 61 FR 59161, Nov. 20, 1996; 64 FR 28605, May 26, 1999; 67 FR 40440, June 12, 2002; 70 FR 28682, May 18, 2005; 73 FR 4350, Jan. 24, 2008; 76 FR 17312, Mar. 28, 2011]

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#### §§75.54-75.56 [Reserved]

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#### §75.57 General recordkeeping provisions.

The owner or operator shall meet all of the applicable recordkeeping requirements of this section.

(a) *Recordkeeping requirements for affected sources*. The owner or operator of any affected source subject to the requirements of this part shall maintain for each affected unit a file of all measurements, data, reports, and other information required by this part at the source in a form suitable for inspection for at least three (3) years from the date of each record. Unless otherwise provided, throughout this subpart the phrase “for each affected unit” also applies to each group of affected or nonaffected units utilizing a common stack and common monitoring systems, pursuant to §§75.16 through 75.18, or utilizing a common pipe header and common fuel flowmeter, pursuant to section 2.1.2 of appendix D to this part. The file shall contain the following information:

(1) The data and information required in paragraphs (b) through (h) of this section, beginning with the earlier of the date of provisional certification or the deadline in §75.4(a), (b), or (c);

(2) The supporting data and information used to calculate values required in paragraphs (b) through (g) of this section, excluding the subhourly data points used to compute hourly averages under §75.10(d), beginning with the earlier of the date of provisional certification or the deadline in §75.4(a), (b), or (c);

(3) The data and information required in §75.58 for specific situations, beginning with the earlier of the date of provisional certification or the deadline in §75.4(a), (b), or (c);

(4) The certification test data and information required in §75.59 for tests required under §75.20, beginning with the date of the first certification test performed, the quality assurance and quality control data and information required in §75.59 for tests, and the quality assurance/quality control plan required under §75.21 and appendix B to this part, beginning with the date of provisional certification;

(5) The current monitoring plan as specified in §75.53, beginning with the initial submission required by §75.62;

(6) The quality control plan as described in section 1 of appendix B to this part, beginning with the date of provisional certification; and

(7) The information required by sections 6.1.2(b) and (c) of appendix A to this part.

(b) *Operating parameter record provisions.* The owner or operator shall record for each hour the following information on unit operating time, heat input rate, and load, separately for each affected unit and also for each group of units utilizing a common stack and a common monitoring system or utilizing a common pipe header and common fuel flowmeter:

(1) Date and hour;

(2) Unit operating time (rounded up to the nearest fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator));

(3) Hourly gross unit load (rounded to nearest MWge) (or steam load in 1000 lb/hr at stated temperature and pressure, rounded to the nearest 1000 lb/hr, or mmBtu/hr of thermal output, rounded to the nearest mmBtu/hr, if elected in the monitoring plan);

(4) Operating load range corresponding to hourly gross load of 1 to 10, except for units using a common stack or common pipe header, which may use up to 20 load ranges for stack or fuel flow, as specified in the monitoring plan;

(5) Hourly heat input rate (mmBtu/hr, rounded to the nearest tenth);

(6) Identification code for formula used for heat input, as provided in §75.53; and

(7) For CEMS units only, F-factor for heat input calculation and indication of whether the diluent cap was used for heat input calculations for the hour.

(c) *SO<sub>2</sub> emission record provisions.* The owner or operator shall record for each hour the information required by this paragraph for each affected unit or group of units using a common stack and common monitoring systems, except as provided under §75.11(e) or for a gas-fired or oil-fired unit for which the owner or operator is using the optional protocol in appendix D to this part or for a low mass emissions unit for which the owner or operator is using the optional low mass emissions methodology in §75.19(c) for estimating SO<sub>2</sub> mass emissions:

(1) For SO<sub>2</sub> concentration during unit operation, as measured and reported from each certified primary monitor, certified back-up monitor, or other approved method of emissions determination:

(i) Component-system identification code, as provided in §75.53;

(ii) Date and hour;

(iii) Hourly average SO<sub>2</sub> concentration (ppm, rounded to the nearest tenth);

(iv) Hourly average SO<sub>2</sub> concentration (ppm, rounded to the nearest tenth), adjusted for bias if bias adjustment factor is required, as provided in §75.24(d);

(v) Percent monitor data availability (recorded to the nearest tenth of a percent), calculated pursuant to §75.32; and

(vi) Method of determination for hourly average SO<sub>2</sub> concentration using Codes 1-55 in Table 4a of this section.

(2) For flow rate during unit operation, as measured and reported from each certified primary monitor, certified back-up monitor, or other approved method of emissions determination:

(i) Component-system identification code, as provided in §75.53;

(ii) Date and hour;

(iii) Hourly average volumetric flow rate (in scfh, rounded to the nearest thousand);

(iv) Hourly average volumetric flow rate (in scfh, rounded to the nearest thousand), adjusted for bias if bias adjustment factor required, as provided in §75.24(d);

(v) Percent monitor data availability (recorded to the nearest tenth of a percent) for the flow monitor, calculated pursuant to §75.32; and

(vi) Method of determination for hourly average flow rate using Codes 1-55 in Table 4a of this section.

(3) For flue gas moisture content during unit operation (where SO<sub>2</sub> concentration is measured on a dry basis), as measured and reported from each certified primary monitor, certified back-up monitor, or other approved method of emissions determination:

(i) Component-system identification code, as provided in §75.53;

(ii) Date and hour;

(iii) Hourly average moisture content of flue gas (percent, rounded to the nearest tenth). If the continuous moisture monitoring system consists of wet- and dry-basis oxygen analyzers, also record both the wet- and dry-basis oxygen hourly averages (in percent O<sub>2</sub>, rounded to the nearest tenth);

(iv) Percent monitor data availability (recorded to the nearest tenth of a percent) for the moisture monitoring system, calculated pursuant to §75.32; and

(v) Method of determination for hourly average moisture percentage, using Codes 1-55 in Table 4a of this section.

(4) For SO<sub>2</sub> mass emission rate during unit operation, as measured and reported from the certified primary monitoring system(s), certified redundant or non-redundant back-up monitoring system(s), or other approved method(s) of emissions determination:

(i) Date and hour;

(ii) Hourly SO<sub>2</sub> mass emission rate (lb/hr, rounded to the nearest tenth);

(iii) Hourly SO<sub>2</sub> mass emission rate (lb/hr, rounded to the nearest tenth), adjusted for bias if bias adjustment factor required, as provided in §75.24(d); and

(iv) Identification code for emissions formula used to derive hourly SO<sub>2</sub> mass emission rate from SO<sub>2</sub> concentration and flow and (if applicable) moisture data in paragraphs (c)(1), (c)(2), and (c)(3) of this section, as provided in §75.53.

**TABLE 4A—CODES FOR METHOD OF EMISSIONS AND FLOW DETERMINATION**

<b>Code</b>	<b>Hourly emissions/flow measurement or estimation method</b>
1	Certified primary emission/flow monitoring system.
2	Certified backup emission/flow monitoring system.
3	Approved alternative monitoring system.
4	Reference method: SO <sub>2</sub> : Method 6C. Flow: Method 2 or its allowable alternatives under appendix A to part 60 of this chapter. NO <sub>x</sub> : Method 7E. CO <sub>2</sub> or O <sub>2</sub> : Method 3A.
5	For units with add-on SO <sub>2</sub> and/or NO <sub>x</sub> emission controls: SO <sub>2</sub> concentration or NO <sub>x</sub> emission rate estimate from Agency preapproved parametric monitoring method.
6	Average of the hourly SO <sub>2</sub> concentrations, CO <sub>2</sub> concentrations, O <sub>2</sub> concentrations, NO <sub>x</sub> concentrations, flow rates, moisture percentages or NO <sub>x</sub> emission rates for the hour before and the hour following a missing data period.
7	Initial missing data procedures used. Either: (a) the average of the hourly SO <sub>2</sub> concentration, CO <sub>2</sub> concentration, O <sub>2</sub> concentration, or moisture percentage for the hour before and the hour following a missing data period; or (b) the arithmetic average of all NO <sub>x</sub> concentration, NO <sub>x</sub> emission rate, or flow rate values at the corresponding load range (or a higher load range), or at the corresponding operational bin (non-load-based units, only); or (c) the arithmetic average of all previous NO <sub>x</sub> concentration, NO <sub>x</sub> emission rate, or flow rate values (non-load-based units, only).
8	90th percentile hourly SO <sub>2</sub> concentration, CO <sub>2</sub> concentration, NO <sub>x</sub> concentration, flow rate, moisture percentage, or NO <sub>x</sub> emission rate or 10th percentile hourly O <sub>2</sub> concentration or moisture percentage in the applicable lookback period (moisture missing data algorithm depends on which equations are used for emissions and heat input).
9	95th percentile hourly SO <sub>2</sub> concentration, CO <sub>2</sub> concentration, NO <sub>x</sub> concentration, flow rate,

	moisture percentage, or NO <sub>x</sub> emission rate or 5th percentile hourly O <sub>2</sub> concentration or moisture percentage in the applicable lookback period (moisture missing data algorithm depends on which equations are used for emissions and heat input).
10	Maximum hourly SO <sub>2</sub> concentration, CO <sub>2</sub> concentration, NO <sub>x</sub> concentration, flow rate, moisture percentage, or NO <sub>x</sub> emission rate or minimum hourly O <sub>2</sub> concentration or moisture percentage in the applicable lookback period (moisture missing data algorithm depends on which equations are used for emissions and heat input).
11	Average of hourly flow rates, NO <sub>x</sub> concentrations or NO <sub>x</sub> emission rates in corresponding load range, for the applicable lookback period. For non-load-based units, report either the average flow rate, NO <sub>x</sub> concentration or NO <sub>x</sub> emission rate in the applicable lookback period, or the average flow rate or NO <sub>x</sub> value at the corresponding operational bin (if operational bins are used).
12	Maximum potential concentration of SO <sub>2</sub> , maximum potential concentration of CO <sub>2</sub> , maximum potential concentration of NO <sub>x</sub> maximum potential flow rate, maximum potential NO <sub>x</sub> emission rate, maximum potential moisture percentage, minimum potential O <sub>2</sub> concentration or minimum potential moisture percentage, as determined using §72.2 of this chapter and section 2.1 of appendix A to this part (moisture missing data algorithm depends on which equations are used for emissions and heat input).
13	Maximum expected concentration of SO <sub>2</sub> , maximum expected concentration of NO <sub>x</sub> , or maximum controlled NO <sub>x</sub> emission rate. ( <i>See</i> §75.34(a)(5)).
14	Diluent cap value (if the cap is replacing a CO <sub>2</sub> measurement, use 5.0 percent for boilers and 1.0 percent for turbines; if it is replacing an O <sub>2</sub> measurement, use 14.0 percent for boilers and 19.0 percent for turbines).
15	1.25 times the maximum hourly controlled SO <sub>2</sub> concentration, NO <sub>x</sub> concentration at the corresponding load or operational bin, or NO <sub>x</sub> emission rate at the corresponding load or operational bin, in the applicable lookback period ( <i>See</i> §75.34(a)(5)).
16	SO <sub>2</sub> concentration value of 2.0 ppm during hours when only “very low sulfur fuel“, as defined in §72.2 of this chapter, is combusted.
17	Like-kind replacement non-redundant backup analyzer.
19	200 percent of the MPC; default high range value.
20	200 percent of the full-scale range setting (full-scale exceedance of high range).
21	Negative hourly CO <sub>2</sub> concentration, SO <sub>2</sub> concentration, NO <sub>x</sub> concentration, percent moisture, or NO <sub>x</sub> emission rate replaced with zero.
22	Hourly average SO <sub>2</sub> or NO <sub>x</sub> concentration, measured by a certified monitor at the control device inlet (units with add-on emission controls only).
23	Maximum potential SO <sub>2</sub> concentration, NO <sub>x</sub> concentration, CO <sub>2</sub> concentration, or NO <sub>x</sub> emission rate, or minimum potential O <sub>2</sub> concentration or moisture percentage, for an hour in which flue gases are discharged through an unmonitored bypass stack.

24	Maximum expected NO <sub>x</sub> concentration, or maximum controlled NO <sub>x</sub> emission rate for an hour in which flue gases are discharged downstream of the NO <sub>x</sub> emission controls through an unmonitored bypass stack, and the add-on NO <sub>x</sub> emission controls are confirmed to be operating properly.
25	Maximum potential NO <sub>x</sub> emission rate (MER). (Use only when a NO <sub>x</sub> concentration full-scale exceedance occurs and the diluent monitor is unavailable.)
26	1.0 mmBtu/hr substituted for Heat Input Rate for an operating hour in which the calculated Heat Input Rate is zero or negative.
40	Fuel specific default value (or prorated default value) used for the hour.
53	Other quality-assured data approved through petition. These are treated as available hours for percent monitor availability calculations and are included in missing data lookback.
54	Other quality assured methodologies approved through petition. These hours are included in missing data lookback and are treated as unavailable hours for percent monitor availability calculations.
55	Other substitute data approved through petition. These hours are not included in missing data lookback and are treated as unavailable hours for percent monitor availability calculations.

(d) *NO<sub>x</sub> emission record provisions.* The owner or operator shall record the applicable information required by this paragraph for each affected unit for each hour or partial hour during which the unit operates, except for a gas-fired peaking unit or oil-fired peaking unit for which the owner or operator is using the optional protocol in appendix E to this part or a low mass emissions unit for which the owner or operator is using the optional low mass emissions excepted methodology in §75.19(c) for estimating NO<sub>x</sub> emission rate. For each NO<sub>x</sub> emission rate (in lb/mmBtu) measured by a NO<sub>x</sub>-diluent monitoring system, or, if applicable, for each NO<sub>x</sub> concentration (in ppm) measured by a NO<sub>x</sub> concentration monitoring system used to calculate NO<sub>x</sub> mass emissions under §75.71(a)(2), record the following data as measured and reported from the certified primary monitor, certified back-up monitor, or other approved method of emissions determination:

(1) Component-system identification code, as provided in §75.53 (including identification code for the moisture monitoring system, if applicable);

(2) Date and hour;

(3) Hourly average NO<sub>x</sub> concentration (ppm, rounded to the nearest tenth) and hourly average NO<sub>x</sub> concentration (ppm, rounded to the nearest tenth) adjusted for bias if bias adjustment factor required, as provided in §75.24(d);

(4) Hourly average diluent gas concentration (for NO<sub>x</sub>-diluent monitoring systems, only, in units of percent O<sub>2</sub> or percent CO<sub>2</sub>, rounded to the nearest tenth);

(5) If applicable, the hourly average moisture content of the stack gas (percent H<sub>2</sub>O, rounded to the nearest tenth). If the continuous moisture monitoring system consists of wet- and dry-basis oxygen analyzers, also record both the hourly wet- and dry-basis oxygen readings (in percent O<sub>2</sub>, rounded to the nearest tenth);

(6) Hourly average NO<sub>x</sub> emission rate (for NO<sub>x</sub>-diluent monitoring systems only, in units of lb/mmBtu, rounded to the nearest thousandth);

(7) Hourly average NO<sub>x</sub> emission rate (for NO<sub>x</sub>-diluent monitoring systems only, in units of lb/mmBtu, rounded to the nearest thousandth), adjusted for bias if bias adjustment factor is required, as provided in §75.24(d). The requirement to report hourly NO<sub>x</sub> emission rates to the nearest thousandth shall not affect NO<sub>x</sub> compliance determinations under part 76 of this chapter; compliance with each applicable emission limit under part 76 shall be determined to the nearest hundredth pound per million Btu;

(8) Percent monitoring system data availability (recorded to the nearest tenth of a percent), for the NO<sub>x</sub>-diluent or NO<sub>x</sub> concentration monitoring system, and, if applicable, for the moisture monitoring system, calculated pursuant to §75.32;

(9) Method of determination for hourly average NO<sub>x</sub> emission rate or NO<sub>x</sub> concentration and (if applicable) for the hourly average moisture percentage, using Codes 1-55 in Table 4a of this section; and

(10) Identification codes for emissions formulas used to derive hourly average NO<sub>x</sub> emission rate and total NO<sub>x</sub> mass emissions, as provided in §75.53, and (if applicable) the F-factor used to convert NO<sub>x</sub> concentrations into emission rates.

(e) *CO<sub>2</sub> emission record provisions.* Except for a low mass emissions unit for which the owner or operator is using the optional low mass emissions excepted methodology in §75.19(c) for estimating CO<sub>2</sub> mass emissions, the owner or operator shall record or calculate CO<sub>2</sub> emissions for each affected unit using one of the following methods specified in this section:

(1) If the owner or operator chooses to use a CO<sub>2</sub> CEMS (including an O<sub>2</sub> monitor and flow monitor, as specified in appendix F to this part), then the owner or operator shall record for each hour or partial hour during which the unit operates the following information for CO<sub>2</sub> mass emissions, as measured and reported from the certified primary monitor, certified back-up monitor, or other approved method of emissions determination:

(i) Component-system identification code, as provided in §75.53 (including identification code for the moisture monitoring system, if applicable);

(ii) Date and hour;

(iii) Hourly average CO<sub>2</sub> concentration (in percent, rounded to the nearest tenth);

(iv) Hourly average volumetric flow rate (scfh, rounded to the nearest thousand scfh);

(v) Hourly average moisture content of flue gas (percent, rounded to the nearest tenth), where CO<sub>2</sub> concentration is measured on a dry basis. If the continuous moisture monitoring system consists of wet- and dry-basis oxygen analyzers, also record both the hourly wet- and dry-basis oxygen readings (in percent O<sub>2</sub>, rounded to the nearest tenth);

(vi) Hourly average CO<sub>2</sub> mass emission rate (tons/hr, rounded to the nearest tenth);

(vii) Percent monitor data availability for both the CO<sub>2</sub> monitoring system and, if applicable, the moisture monitoring system (recorded to the nearest tenth of a percent), calculated pursuant to §75.32;

(viii) Method of determination for hourly average CO<sub>2</sub> mass emission rate and hourly average CO<sub>2</sub> concentration, and, if applicable, for the hourly average moisture percentage, using Codes 1-55 in Table 4a of this section;

(ix) Identification code for emissions formula used to derive hourly average CO<sub>2</sub> mass emission rate, as provided in §75.53; and



(x) Indication of whether the diluent cap was used for CO<sub>2</sub> calculation for the hour.

(2) As an alternative to paragraph (e)(1) of this section, the owner or operator may use the procedures in §75.13 and in appendix G to this part, and shall record daily the following information for CO<sub>2</sub> mass emissions:

(i) Date;

(ii) Daily combustion-formed CO<sub>2</sub> mass emissions (tons/day, rounded to the nearest tenth);

(iii) For coal-fired units, flag indicating whether optional procedure to adjust combustion-formed CO<sub>2</sub> mass emissions for carbon retained in flyash has been used and, if so, the adjustment;

(iv) For a unit with a wet flue gas desulfurization system or other controls generating CO<sub>2</sub>, daily sorbent-related CO<sub>2</sub> mass emissions (tons/day, rounded to the nearest tenth); and

(v) For a unit with a wet flue gas desulfurization system or other controls generating CO<sub>2</sub>, total daily CO<sub>2</sub> mass emissions (tons/day, rounded to the nearest tenth) as the sum of combustion-formed emissions and sorbent-related emissions.

(f) *Opacity records.* The owner or operator shall record opacity data as specified by the State or local air pollution control agency. If the State or local air pollution control agency does not specify recordkeeping requirements for opacity, then record the information required by paragraphs (f) (1) through (5) of this section for each affected unit, except as provided in §§75.14(b), (c), and (d). The owner or operator shall also keep records of all incidents of opacity monitor downtime during unit operation, including reason(s) for the monitor outage(s) and any corrective action(s) taken for opacity, as measured and reported by the continuous opacity monitoring system:

(1) Component/system identification code;

(2) Date, hour, and minute;

(3) Average opacity of emissions for each six minute averaging period (in percent opacity);

(4) If the average opacity of emissions exceeds the applicable standard, then a code indicating such an exceedance has occurred; and

(5) Percent monitor data availability (recorded to the nearest tenth of a percent), calculated according to the requirements of the procedure recommended for State Implementation Plans in appendix M to part 51 of this chapter.

(g) *Diluent record provisions.* The owner or operator of a unit using a flow monitor and an O<sub>2</sub> diluent monitor to determine heat input, in accordance with Equation F-17 or F-18 of appendix F to this part, or a unit that accounts for heat input using a flow monitor and a CO<sub>2</sub> diluent monitor (which is used only for heat input determination and is not used as a CO<sub>2</sub> pollutant concentration monitor) shall keep the following records for the O<sub>2</sub> or CO<sub>2</sub> diluent monitor:

(1) Component-system identification code, as provided in §75.53;

(2) Date and hour;

(3) Hourly average diluent gas (O<sub>2</sub> or CO<sub>2</sub>) concentration (in percent, rounded to the nearest tenth);

(4) Percent monitor data availability for the diluent monitor (recorded to the nearest tenth of a percent), calculated pursuant to §75.32; and

(5) Method of determination code for diluent gas (O<sub>2</sub> or CO<sub>2</sub>) concentration data using Codes 1-55, in Table 4a of this section.

(h) *Missing data records.* The owner or operator shall record the causes of any missing data periods and the actions taken by the owner or operator to correct such causes.

[64 FR 28609, May 26, 1999; 64 FR 37582, July 12, 1999; 67 FR 40440, June 12, 2002; 70 FR 28682, May 18, 2005; 72 FR 51528, Sept. 7, 2007; 73 FR 4353, Jan. 24, 2008; 76 FR 17313, Mar. 28, 2011]

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### **§75.58 General recordkeeping provisions for specific situations.**

The owner or operator shall meet all of the applicable recordkeeping requirements of this section.

(a) [Reserved]

(b) *Specific parametric data record provisions for calculating substitute emissions data for units with add-on emission controls.* In accordance with §75.34, the owner or operator of an affected unit with add-on emission controls shall either record the applicable information in paragraph (b)(3) of this section for each hour of missing SO<sub>2</sub> concentration data or NO<sub>x</sub> emission rate (in addition to other information), or shall record the information in paragraph (b)(1) of this section for SO<sub>2</sub> or paragraph (b)(2) of this section for NO<sub>x</sub> through an automated data acquisition and handling system, as appropriate to the type of add-on emission controls:

(1) For units with add-on SO<sub>2</sub> emission controls using the optional parametric monitoring procedures in appendix C to this part, for each hour of missing SO<sub>2</sub> concentration or volumetric flow data:

(i) The information required in §75.57(c) for SO<sub>2</sub> concentration and volumetric flow, if either one of these monitors is still operating;

(ii) Date and hour;

(iii) Number of operating scrubber modules;

(iv) Total feedrate of slurry to each operating scrubber module (gal/min);

(v) Pressure differential across each operating scrubber module (inches of water column);

(vi) For a unit with a wet flue gas desulfurization system, an in-line measure of absorber pH for each operating scrubber module;

(vii) For a unit with a dry flue gas desulfurization system, the inlet and outlet temperatures across each operating scrubber module;

(viii) For a unit with a wet flue gas desulfurization system, the percent solids in slurry for each scrubber module;

(ix) For a unit with a dry flue gas desulfurization system, the slurry feed rate (gal/min) to the atomizer nozzle;

(x) For a unit with SO<sub>2</sub> add-on emission controls other than wet or dry limestone, corresponding parameters approved by the Administrator;

(xi) Method of determination of SO<sub>2</sub> concentration and volumetric flow using Codes 1-55 in Table 4a of §75.57; and

(xii) Inlet and outlet SO<sub>2</sub> concentration values, recorded by an SO<sub>2</sub> continuous emission monitoring system, and the removal efficiency of the add-on emission controls.

(2) For units with add-on NO<sub>x</sub> emission controls using the optional parametric monitoring procedures in appendix C to this part, for each hour of missing NO<sub>x</sub> emission rate data:

(i) Date and hour;

(ii) Inlet air flow rate (scfh, rounded to the nearest thousand);

(iii) Excess O<sub>2</sub> concentration of flue gas at stack outlet (percent, rounded to the nearest tenth of a percent);

(iv) Carbon monoxide concentration of flue gas at stack outlet (ppm, rounded to the nearest tenth);

(v) Temperature of flue gas at furnace exit or economizer outlet duct (°F);

(vi) Other parameters specific to NO<sub>x</sub> emission controls (e.g., average hourly reagent feedrate);

(vii) Method of determination of NO<sub>x</sub> emission rate using Codes 1-55 in Table 4a of §75.57; and

(viii) Inlet and outlet NO<sub>x</sub> emission rate values recorded by a NO<sub>x</sub> continuous emission monitoring system and the removal efficiency of the add-on emission controls.

(3) Except as otherwise provided in §75.34(d), for units with add-on SO<sub>2</sub> or NO<sub>x</sub> emission controls following the provisions of §§75.34(a)(1), (a)(2), (a)(3) or (a)(5), the owner or operator shall record:

(i) Parametric data which demonstrate, for each hour of missing SO<sub>2</sub> or NO<sub>x</sub> emission data, the proper operation of the add-on emission controls, as described in the quality assurance/quality control program for the unit. The parametric data shall be maintained on site and shall be submitted, upon request, to the Administrator, EPA Regional office, State, or local agency;

(ii) A flag indicating, for each hour of missing SO<sub>2</sub> or NO<sub>x</sub> emission data, either that the add-on emission controls are operating properly, as evidenced by all parameters being within the ranges specified in the quality assurance/quality control program, or that the add-on emission controls are not operating properly.

(c) *Specific SO<sub>2</sub> emission record provisions for gas-fired or oil-fired units using optional protocol in appendix D to this part.* In lieu of recording the information in §75.57(c), the owner or operator shall record the applicable information in this paragraph for each affected gas-fired or oil-fired unit for which the owner or operator is using the optional protocol in appendix D to this part for estimating SO<sub>2</sub> mass emissions:

(1) For each hour when the unit is combusting oil:

(i) Date and hour;

(ii) Hourly average volumetric flow rate of oil, while the unit combusts oil, with the units in which oil flow is recorded (gal/hr, scf/hr, m<sup>3</sup>/hr, or bbl/hr, rounded to the nearest tenth) (flag value if derived from missing data procedures);

(iii) Sulfur content of oil sample used to determine SO<sub>2</sub> mass emission rate (rounded to nearest hundredth for diesel fuel or to the nearest tenth of a percent for other fuel oil) (flag value if derived from missing data procedures);

(iv) [Reserved];

(v) Mass flow rate of oil combusted each hour and method of determination (lb/hr, rounded to the nearest tenth) (flag value if derived from missing data procedures);

(vi) SO<sub>2</sub> mass emission rate from oil (lb/hr, rounded to the nearest tenth);

(vii) For units using volumetric oil flowmeters, density of oil with the units in which oil density is recorded and method of determination (flag value if derived from missing data procedures);

(viii) Gross calorific value of oil used to determine heat input and method of determination (Btu/lb) (flag value if derived from missing data procedures);

(ix) Hourly heat input rate from oil, according to procedures in appendix D to this part (mmBtu/hr, to the nearest tenth);

(x) Fuel usage time for combustion of oil during the hour (rounded up to the nearest fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator)) (flag to indicate multiple/single fuel types combusted);

(xi) Monitoring system identification code;

(xii) Operating load range corresponding to gross unit load (01-20);

(xiii) Type of oil combusted; and

(xiv) Heat input formula ID and SO<sub>2</sub> Formula ID (required beginning January 1, 2009).

(2) For gas-fired units or oil-fired units using the optional protocol in appendix D to this part for daily manual oil sampling, when the unit is combusting oil, the highest sulfur content recorded from the most recent 30 daily oil samples (rounded to the nearest tenth of a percent).

(3) For gas-fired units or oil-fired units using the optional protocol in appendix D to this part, when either an assumed oil sulfur content or density value is used, or when as-delivered oil sampling is performed:

(i) Record the measured sulfur content, gross calorific value, and, if applicable, density from each fuel sample; and

(ii) Record and report the assumed sulfur content, gross calorific value, and, if applicable, density used to calculate SO<sub>2</sub> mass emission rate or heat input rate.

(4) For each hour when the unit is combusting gaseous fuel:

(i) Date and hour.

(ii) Hourly heat input rate from gaseous fuel, according to procedures in appendix F to this part (mmBtu/hr, rounded to the nearest tenth).

(iii) Sulfur content or SO<sub>2</sub> emission rate, in one of the following formats, in accordance with the appropriate procedure from appendix D to this part:

(A) Sulfur content of gas sample and method of determination (rounded to the nearest 0.1 grains/100 scf) (flag value if derived from missing data procedures); or

(B) Default SO<sub>2</sub> emission rate of 0.0006 lb/mmBtu for pipeline natural gas, or calculated SO<sub>2</sub> emission rate for natural gas from section 2.3.2.1.1 of appendix D to this part.

(iv) Hourly flow rate of gaseous fuel, while the unit combusts gas (100 scfh) and source of data code for gas flow rate.

(v) Gross calorific value of gaseous fuel used to determine heat input rate (Btu/100 scf) (flag value if derived from missing data procedures).

(vi) SO<sub>2</sub> mass emission rate due to the combustion of gaseous fuels (lb/hr).

(vii) Fuel usage time for combustion of gaseous fuel during the hour (rounded up to the nearest fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator)) (flag to indicate multiple/single fuel types combusted).

(viii) Monitoring system identification code.

(ix) Operating load range corresponding to gross unit load (01-20).

(x) Type of gas combusted; and

(xi) Heat input formula ID and SO<sub>2</sub> Formula ID (required beginning January 1, 2009).

(5) For each oil sample or sample of diesel fuel:

(i) Date of sampling;

(ii) Sulfur content (percent, rounded to either the nearest hundredth, or nearest ten-thousandth for diesel fuels and to the nearest tenth for other fuel oil);

(iii) Gross calorific value (Btu/lb); and

(iv) Density or specific gravity, if required to convert volume to mass.

(6) For each sample of gaseous fuel for sulfur content:

(i) Date of sampling; and

(ii) Sulfur content (grains/100 scf, rounded to the nearest tenth).

(7) For each sample of gaseous fuel for gross calorific value:

(i) Date of sampling; and

(ii) Gross calorific value (Btu/100 scf).

(8) For each oil sample or sample of gaseous fuel:

(i) Type of oil or gas; and

(ii) Type of sulfur sampling (using codes in tables D-4 and D-5 of appendix D to this part) and value used in calculations, and type of GCV or density sampling (using codes in tables D-4 and D-5 of appendix D to this part).

(d) *Specific NO<sub>x</sub> emission record provisions for gas-fired peaking units or oil-fired peaking units using optional protocol in appendix E to this part.* In lieu of recording the information in §75.57(d), the owner or operator shall record the applicable information in this paragraph for each affected gas-fired peaking unit or oil-fired peaking unit for which the owner or operator is using the optional protocol in appendix E to this part for estimating NO<sub>x</sub> emission rate. The owner or operator shall meet the requirements of this section, except that the requirements under paragraphs (d)(1)(vii) and (d)(2)(vii) of this section shall become applicable on the date on which the owner or operator is required to monitor, record, and report NO<sub>x</sub> mass emissions under an applicable State or federal NO<sub>x</sub> mass emission reduction program, if the provisions of subpart H of this part are adopted as requirements under such a program.

(1) For each hour when the unit is combusting oil:

(i) Date and hour;

(ii) Hourly average mass flow rate of oil while the unit combusts oil with the units in which oil flow is recorded (lb/hr);

(iii) Gross calorific value of oil used to determine heat input (Btu/lb);

(iv) Hourly average NO<sub>x</sub> emission rate from combustion of oil (lb/mmBtu, rounded to the nearest hundredth);

(v) Heat input rate of oil (mmBtu/hr, rounded to the nearest tenth);

(vi) Fuel usage time for combustion of oil during the hour (rounded up to the nearest fraction of an hour, in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator);

(vii) NO<sub>x</sub> mass emissions, calculated in accordance with section 8.1 of appendix F to this part;

(viii) NO<sub>x</sub> monitoring system identification code;

(ix) Fuel flow monitoring system identification code;

(x) Segment identification of the correlation curve; and

(xi) Heat input rate formula ID (required beginning January 1, 2009).

(2) For each hour when the unit is combusting gaseous fuel:

(i) Date and hour;

- (ii) Hourly average fuel flow rate of gaseous fuel, while the unit combusts gas (100 scfh);
  - (iii) Gross calorific value of gaseous fuel used to determine heat input (Btu/100 scf) (flag value if derived from missing data procedures);
  - (iv) Hourly average NO<sub>x</sub> emission rate from combustion of gaseous fuel (lb/mmBtu, rounded to nearest hundredth);
  - (v) Heat input rate from gaseous fuel, while the unit combusts gas (mmBtu/hr, rounded to the nearest tenth);
  - (vi) Fuel usage time for combustion of gaseous fuel during the hour (rounded up to the nearest fraction of an hour, in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator);
  - (vii) NO<sub>x</sub> mass emissions, calculated in accordance with section 8.1 of appendix F to this part;
  - (viii) NO<sub>x</sub> monitoring system identification code;
  - (ix) Fuel flow monitoring system identification code;
  - (x) Segment identification of the correlation curve; and
  - (xi) Heat input rate formula ID (required beginning January 1, 2009).
- (3) For each hour when the unit combusts multiple fuels:
- (i) Date and hour;
  - (ii) Hourly average heat input rate from all fuels (mmBtu/hr, rounded to the nearest tenth); and
  - (iii) Hourly average NO<sub>x</sub> emission rate for the unit for all fuels (lb/mmBtu, rounded to the nearest hundredth).
- (4) For each hour when the unit combusts any fuel(s):
- (i) For stationary gas turbines and diesel or dual-fuel reciprocating engines, hourly averages of operating parameters under section 2.3 of appendix E to this part (flag if value is outside of manufacturer's recommended range); and
  - (ii) For boilers, hourly average boiler O<sub>2</sub> reading (percent, rounded to the nearest tenth) (flag if value exceeds by more than 2 percentage points the O<sub>2</sub> level recorded at the same heat input during the previous NO<sub>x</sub> emission rate test); and
  - (iii) On and after April 27, 2011, operating condition codes for the following:
    - (A) Unit operated on emergency fuel;
    - (B) Correlation curve for the fuel mixture has expired;
    - (C) Operating parameter is outside of normal limits;
    - (D) Uncontrolled hour;

- (E) Operation above highest tested heat input rate point on the curve;
- (F) Operating parameter data missing or invalid;
- (G) Designated operational and control equipment parameters within normal limits; and
- (H) Operation below lowest tested heat input rate point on the curve.

(5) For each fuel sample:

- (i) Date of sampling;
  - (ii) Gross calorific value (Btu/lb for oil, Btu/100 scf for gaseous fuel); and
  - (iii) Density or specific gravity, if required to convert volume to mass.
- (6) Flag to indicate multiple or single fuels combusted.

(e) *Specific SO<sub>2</sub> emission record provisions during the combustion of gaseous fuel.* (1) If SO<sub>2</sub> emissions are determined in accordance with the provisions in §75.11(e)(2) during hours in which only gaseous fuel is combusted in a unit with an SO<sub>2</sub>CEMS, the owner or operator shall record the information in paragraph (c)(3) of this section in lieu of the information in §§75.57(c)(1), (c)(3), and (c)(4), for those hours.

(2) The provisions of this paragraph apply to a unit which, in accordance with the provisions of §75.11(e)(3), uses an SO<sub>2</sub>CEMS to determine SO<sub>2</sub> emissions during hours in which only gaseous fuel is combusted in the unit. If the unit sometimes burns only gaseous fuel that is very low sulfur fuel (as defined in §72.2 of this chapter) as a primary and/or backup fuel and at other times combusts higher sulfur fuels, such as coal or oil, as primary and/or backup fuel(s), then the owner or operator shall keep records on-site, in a form suitable for inspection, of the type(s) of fuel(s) burned during each period of missing SO<sub>2</sub> data and the number of hours that each type of fuel was combusted in the unit during each missing data period. This recordkeeping requirement does not apply to an affected unit that burns very low sulfur fuel exclusively, nor does it apply to a unit that burns such gaseous fuel(s) only during unit startup.

(f) *Specific SO<sub>2</sub>, NO<sub>x</sub>, and CO<sub>2</sub> record provisions for gas-fired or oil-fired units using the optional low mass emissions excepted methodology in §75.19.* In lieu of recording the information in §§75.57(b) through (e), the owner or operator shall record the following information for each affected low mass emissions unit for which the owner or operator is using the optional low mass emissions excepted methodology in §75.19(c):

(1) All low mass emission units shall report for each hour:

- (i) Date and hour;
- (ii) Unit operating time (units using the long term fuel flow methodology report operating time to be 1);
- (iii) Fuel type (pipeline natural gas, natural gas, other gaseous fuel, residual oil, or diesel fuel). If more than one type of fuel is combusted in the hour, either:

(A) Indicate the fuel type which results in the highest emission factors for NO<sub>x</sub> (this option is in effect through December 31, 2008); or

(B) Indicate the fuel type resulting in the highest emission factor for each parameter (SO<sub>2</sub>, NO<sub>x</sub> emission rate, and CO<sub>2</sub>) separately (this option is required on and after January 1, 2009);



(iv) Average hourly NO<sub>x</sub> emission rate (lb/mmBtu, rounded to the nearest thousandth);

(v) Hourly NO<sub>x</sub> mass emissions (lbs, rounded to the nearest tenth);

(vi) Hourly SO<sub>2</sub> mass emissions (lbs, rounded to the nearest tenth);

(vii) Hourly CO<sub>2</sub> mass emissions (tons, rounded to the nearest tenth);

(viii) Hourly calculated unit heat input in mmBtu;

(ix) Hourly unit output in gross load or steam load;

(x) The method of determining hourly heat input: unit maximum rated heat input, unit long term fuel flow or group long term fuel flow;

(xi) The method of determining NO<sub>x</sub> emission rate used for the hour: default based on fuel combusted, unit specific default based on testing or historical data, group default based on representative testing of identical units, unit specific based on testing of a unit with NO<sub>x</sub> controls operating, or missing data value;

(xii) Control status of the unit; and

(xiii) Base or peak load indicator (as applicable); and

(xiv) Multiple fuel flag.

(2) Low mass emission units using the optional long term fuel flow methodology to determine unit heat input shall report for each quarter:

(i) Type of fuel;

(ii) Beginning date and hour of long term fuel flow measurement period;

(iii) End date and hour of long term fuel flow period;

(iv) Quantity of fuel measured;

(v) Units of measure;

(vi) Fuel GCV value used to calculate heat input;

(vii) Units of GCV;

(viii) Method of determining fuel GCV used;

(ix) Method of determining fuel flow over period;

(x) Monitoring-system identification code;

(xi) Quarter and year;

(xii) Total heat input (mmBtu); and

(xiii) Operating hours in period.

[64 FR 28612, May 26, 1999, as amended at 67 FR 40441, 40442, June 12, 2002; 70 FR 28683, May 18, 2005; 73 FR 4354, Jan. 24, 2008; 76 FR 17314, Mar. 28, 2011]

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#### **§75.59 Certification, quality assurance, and quality control record provisions.**

The owner or operator shall meet all of the applicable recordkeeping requirements of this section.

(a) *Continuous emission or opacity monitoring systems.* The owner or operator shall record the applicable information in this section for each certified monitor or certified monitoring system (including certified backup monitors) measuring and recording emissions or flow from an affected unit.

(1) For each SO<sub>2</sub> or NO<sub>x</sub> pollutant concentration monitor, flow monitor, CO<sub>2</sub> emissions concentration monitor (including O<sub>2</sub> monitors used to determine CO<sub>2</sub> emissions), or diluent gas monitor (including wet- and dry-basis O<sub>2</sub> monitors used to determine percent moisture), the owner or operator shall record the following for all daily and 7-day calibration error tests, and all off-line calibration demonstrations, including any follow-up tests after corrective action:

(i) Component-system identification code (on and after January 1, 2009, only the component identification code is required);

(ii) Instrument span and span scale;

(iii) On and after April 27, 2011, date, hour, and minute;

(iv) Reference value (*i.e.*, calibration gas concentration or reference signal value, in ppm or other appropriate units);

(v) Observed value (monitor response during calibration, in ppm or other appropriate units);

(vi) Percent calibration error (rounded to the nearest tenth of a percent) (flag if using alternative performance specification for low emitters or differential pressure flow monitors);

(vii) Reference signal or calibration gas level;

(viii) For 7-day calibration error tests, a test number and reason for test;

(ix) For 7-day calibration tests for certification or recertification, a certification from the cylinder gas vendor or CEMS vendor that calibration gas, as defined in §72.2 of this chapter and appendix A to this part, was used to conduct calibration error testing;

(x) Description of any adjustments, corrective actions, or maintenance prior to a passed test or following a failed test; and

(xi) Indication of whether the unit is off-line or on-line.

(2) For each flow monitor, the owner or operator shall record the following for all daily interference checks, including any follow-up tests after corrective action.

(i) Component-system identification code (after January 1, 2009, only the component identification code is required);

(ii) Date and hour;

(iii) Code indicating whether monitor passes or fails the interference check; and

(iv) Description of any adjustments, corrective actions, or maintenance prior to a passed test or following a failed test.

(3) For each SO<sub>2</sub> or NO<sub>x</sub> pollutant concentration monitor, CO<sub>2</sub> emissions concentration monitor (including O<sub>2</sub> monitors used to determine CO<sub>2</sub> emissions), or diluent gas monitor (including wet- and dry-basis O<sub>2</sub> monitors used to determine percent moisture), the owner or operator shall record the following for the initial and all subsequent linearity check(s), including any follow-up tests after corrective action.

(i) Component-system identification code (on and after January 1, 2009, only the component identification code is required);

(ii) Instrument span and span scale (only span scale is required on and after January 1, 2009);

(iii) Calibration gas level;

(iv) Date and time (hour and minute) of each gas injection at each calibration gas level;

(v) Reference value (*i.e.*, reference gas concentration for each gas injection at each calibration gas level, in ppm or other appropriate units);

(vi) Observed value (monitor response to each reference gas injection at each calibration gas level, in ppm or other appropriate units);

(vii) Mean of reference values and mean of measured values at each calibration gas level;

(viii) Linearity error at each of the reference gas concentrations (rounded to nearest tenth of a percent) (flag if using alternative performance specification);

(ix) Test number and reason for test (flag if aborted test); and

(x) Description of any adjustments, corrective action, or maintenance prior to a passed test or following a failed test.

(4) For each differential pressure type flow monitor, the owner or operator shall record items in paragraphs (a)(4) (i) through (v) of this section, for all quarterly leak checks, including any follow-up tests after corrective action. For each flow monitor, the owner or operator shall record items in paragraphs (a)(4) (vi) and (vii) for all flow-to-load ratio and gross heat rate tests:

(i) Component-system identification code (on and after January 1, 2009, only the system identification code is required).

(ii) Date and hour.

(iii) Reason for test.

(iv) Code indicating whether monitor passes or fails the quarterly leak check.

(v) Description of any adjustments, corrective actions, or maintenance prior to a passed test or following a failed test.

(vi) Test data from the flow-to-load ratio or gross heat rate (GHR) evaluation, including:

(A) Monitoring system identification code;

(B) Calendar year and quarter;

(C) Indication of whether the test is a flow-to-load ratio or gross heat rate evaluation;

(D) Indication of whether bias adjusted flow rates were used;

(E) Average absolute percent difference between reference ratio (or GHR) and hourly ratios (or GHR values);

(F) Test result;

(G) Number of hours used in final quarterly average;

(H) Number of hours exempted for use of a different fuel type;

(I) Number of hours exempted for load ramping up or down;

(J) Number of hours exempted for scrubber bypass;

(K) Number of hours exempted for hours preceding a normal-load flow RATA;

(L) Number of hours exempted for hours preceding a successful diagnostic test, following a documented monitor repair or major component replacement;

(M) Number of hours excluded for flue gases discharging simultaneously through a main stack and a bypass stack; and

(N) Test number.

(vii) Reference data for the flow-to-load ratio or gross heat rate evaluation, including (as applicable):

(A) Reference flow RATA end date and time;

(B) Test number of the reference RATA;

(C) Reference RATA load and load level;

(D) Average reference method flow rate during reference flow RATA;

(E) Reference flow/load ratio;

(F) Average reference method diluent gas concentration during flow RATA and diluent gas units of measure;

- (G) Fuel specific  $F_d$  -or  $F_c$ -factor during flow RATA and F-factor units of measure;
- (H) Reference gross heat rate value;
- (I) Monitoring system identification code;
- (J) Average hourly heat input rate during RATA;
- (K) Average gross unit load;
- (L) Operating load level; and
- (M) An indicator (“flag”) if separate reference ratios are calculated for each multiple stack.

(5) For each SO<sub>2</sub> pollutant concentration monitor, flow monitor, each CO<sub>2</sub> emissions concentration monitor (including any O<sub>2</sub> concentration monitor used to determine CO<sub>2</sub> mass emissions or heat input), each NO<sub>x</sub>-diluent continuous emission monitoring system, each NO<sub>x</sub> concentration monitoring system, each diluent gas (O<sub>2</sub> or CO<sub>2</sub>) monitor used to determine heat input, each moisture monitoring system, and each approved alternative monitoring system, the owner or operator shall record the following information for the initial and all subsequent relative accuracy test audits:

(i) Reference method(s) used.

(ii) Individual test run data from the relative accuracy test audit for the SO<sub>2</sub> concentration monitor, flow monitor, CO<sub>2</sub>emissions concentration monitor, NO<sub>x</sub>-diluent continuous emission monitoring system, diluent gas (O<sub>2</sub> or CO<sub>2</sub>) monitor used to determine heat input, NO<sub>x</sub> concentration monitoring system, moisture monitoring system, or approved alternative monitoring system, including:

- (A) Date, hour, and minute of beginning of test run;
- (B) Date, hour, and minute of end of test run;
- (C) Monitoring system identification code;
- (D) Test number and reason for test;
- (E) Operating level (low, mid, high, or normal, as appropriate) and number of operating levels comprising test;
- (F) Normal load (or operating level) indicator for flow RATAs (except for peaking units);
- (G) Units of measure;
- (H) Run number;
- (I) Run value from CEMS being tested, in the appropriate units of measure;
- (J) Run value from reference method, in the appropriate units of measure;
- (K) Flag value (0, 1, or 9, as appropriate) indicating whether run has been used in calculating relative accuracy and bias values or whether the test was aborted prior to completion;

(L) Average gross unit load, expressed as a total gross unit load, rounded to the nearest MWe, or as steam load, rounded to the nearest thousand lb/hr; on and after April 27, 2011, for units that do not produce electrical or thermal output, record, instead, the average stack gas velocity at the operating level being tested; and

(M) Flag to indicate whether an alternative performance specification has been used.

(iii) Calculations and tabulated results, as follows:

(A) Arithmetic mean of the monitoring system measurement values, of the reference method values, and of their differences, as specified in Equation A-7 in appendix A to this part;

(B) Standard deviation, as specified in Equation A-8 in appendix A to this part;

(C) Confidence coefficient, as specified in Equation A-9 in appendix A to this part;

(D) Statistical “t” value used in calculations;

(E) Relative accuracy test results, as specified in Equation A-10 in appendix A to this part. For multi-level flow monitor tests the relative accuracy test results shall be recorded at each load (or operating) level tested. Each load (or operating) level shall be expressed as a total gross unit load, rounded to the nearest MWe, or as steam load, rounded to the nearest thousand lb/hr, or as otherwise specified by the Administrator, for units that do not produce electrical or thermal output;

(F) Bias test results as specified in section 7.6.4 of appendix A to this part;

(G) Bias adjustment factor from Equation A-12 in appendix A to this part for any monitoring system that failed the bias test (except as otherwise provided in section 7.6.5 of appendix A to this part) and 1.000 for any monitoring system that passed the bias test; and

(H) On and after April 27, 2011, RATA frequency code.

(iv) Description of any adjustment, corrective action, or maintenance prior to a passed test or following a failed or aborted test.

(v) F-factor value(s) used to convert NO<sub>x</sub> pollutant concentration and diluent gas (O<sub>2</sub> or CO<sub>2</sub>) concentration measurements into NO<sub>x</sub> emission rates (in lb/mmBtu), heat input or CO<sub>2</sub> emissions.

(vi) For flow monitors, the equation used to linearize the flow monitor and the numerical values of the polynomial coefficients or K factor(s) of that equation.

(vii) For moisture monitoring systems, the coefficient or “K” factor or other mathematical algorithm used to adjust the monitoring system with respect to the reference method.

(6) For each SO<sub>2</sub>, NO<sub>x</sub>, or CO<sub>2</sub> pollutant concentration monitor, each component of a NO<sub>x</sub>-diluent continuous emission monitoring system, and each CO<sub>2</sub> or O<sub>2</sub> monitor used to determine heat input, the owner or operator shall record the following information for the cycle time test:

(i) Component-system identification code (on and after January 1, 2009, only the component identification code is required);

(ii) Date;

- (iii) Start and end times;
- (iv) Upscale and downscale cycle times for each component;
- (v) Stable start monitor value;
- (vi) Stable end monitor value;
- (vii) Reference value of calibration gas(es);
- (viii) Calibration gas level;
- (ix) Total cycle time;
- (x) Reason for test; and
- (xi) Test number.

(7) In addition to the information in paragraph (a)(5) of this section, the owner or operator shall record, for each relative accuracy test audit, supporting information sufficient to substantiate compliance with all applicable sections and appendices in this part. Unless otherwise specified in this part or in an applicable test method, the information in paragraphs (a)(7)(i) through (a)(7)(vi) of this section may be recorded either in hard copy format, electronic format or a combination of the two, and the owner or operator shall maintain this information in a format suitable for inspection and audit purposes. This RATA supporting information shall include, but shall not be limited to, the following data elements:

(i) For each RATA using Reference Method 2 (or its allowable alternatives) in appendix A to part 60 of this chapter to determine volumetric flow rate:

(A) Information indicating whether or not the location meets requirements of Method 1 in appendix A to part 60 of this chapter; and

(B) Information indicating whether or not the equipment passed the required leak checks.

(ii) For each run of each RATA using Reference Method 2 (or its allowable alternatives in appendix A to part 60 of this chapter) to determine volumetric flow rate, record the following data elements (as applicable to the measurement method used):

(A) Operating level (low, mid, high, or normal, as appropriate);

(B) Number of reference method traverse points;

(C) Average stack gas temperature (°F);

(D) Barometric pressure at test port (inches of mercury);

(E) Stack static pressure (inches of H<sub>2</sub>O);

(F) Absolute stack gas pressure (inches of mercury);

(G) Percent CO<sub>2</sub> and O<sub>2</sub> in the stack gas, dry basis;

- (H) CO<sub>2</sub> and O<sub>2</sub> reference method used;
- (I) Moisture content of stack gas (percent H<sub>2</sub>O);
- (J) Molecular weight of stack gas, dry basis (lb/lb-mole);
- (K) Molecular weight of stack gas, wet basis (lb/lb-mole);
- (L) Stack diameter (or equivalent diameter) at the test port (ft);
- (M) Average square root of velocity head of stack gas (inches of H<sub>2</sub>O) for the run;
- (N) Stack or duct cross-sectional area at test port (ft<sup>2</sup>);
- (O) Average velocity (ft/sec);
- (P) Average stack flow rate, adjusted, if applicable, for wall effects (scfh, wet basis);
- (Q) Flow rate reference method used;
- (R) Average velocity, adjusted for wall effects;
- (S) Calculated (site-specific) wall effects adjustment factor determined during the run, and, if different, the wall effects adjustment factor used in the calculations; and
- (T) Default wall effects adjustment factor used.

(iii) For each traverse point of each run of each RATA using Reference Method 2 (or its allowable alternatives in appendix A to part 60 of this chapter) to determine volumetric flow rate, record the following data elements (as applicable to the measurement method used):

- (A) Reference method probe type;
- (B) Pressure measurement device type;
- (C) Traverse point ID;
- (D) Probe or pitot tube calibration coefficient;
- (E) Date of latest probe or pitot tube calibration;
- (F) Average velocity differential pressure at traverse point (inches of H<sub>2</sub>O) or the average of the square roots of the velocity differential pressures at the traverse point ((inches of H<sub>2</sub>O)<sup>1/2</sup>);
- (G) T<sub>s</sub>, stack temperature at the traverse point (°F);
- (H) Composite (wall effects) traverse point identifier;
- (I) Number of points included in composite traverse point;
- (J) Yaw angle of flow at traverse point (degrees);



(K) Pitch angle of flow at traverse point (degrees);

(L) Calculated velocity at traverse point both accounting and not accounting for wall effects (ft/sec); and

(M) Probe identification number.

(iv) For each RATA using Method 6C, 7E, or 3A in appendix A to part 60 of this chapter to determine SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, or O<sub>2</sub> concentration:

(A) Pollutant or diluent gas being measured;

(B) Span of reference method analyzer;

(C) Type of reference method system (e.g., extractive or dilution type);

(D) Reference method dilution factor (dilution type systems, only);

(E) Reference gas concentrations (zero, mid, and high gas levels) used for the 3-point pre-test analyzer calibration error test (or, for dilution type reference method systems, for the 3-point pre-test system calibration error test) and for any subsequent recalibrations;

(F) Analyzer responses to the zero-, mid-, and high-level calibration gases during the 3-point pre-test analyzer (or system) calibration error test and during any subsequent recalibration(s);

(G) Analyzer calibration error at each gas level (zero, mid, and high) for the 3-point pre-test analyzer (or system) calibration error test and for any subsequent recalibration(s) (percent of span value);

(H) Upscale gas concentration (mid or high gas level) used for each pre-run or post-run system bias check or (for dilution type reference method systems) for each pre-run or post-run system calibration error check;

(I) Analyzer response to the calibration gas for each pre-run or post-run system bias (or system calibration error) check;

(J) The arithmetic average of the analyzer responses to the zero-level gas, for each pair of pre- and post-run system bias (or system calibration error) checks;

(K) The arithmetic average of the analyzer responses to the upscale calibration gas, for each pair of pre- and post-run system bias (or system calibration error) checks;

(L) The results of each pre-run and each post-run system bias (or system calibration error) check using the zero-level gas (percentage of span value);

(M) The results of each pre-run and each post-run system bias (or system calibration error) check using the upscale calibration gas (percentage of span value);

(N) Calibration drift and zero drift of analyzer during each RATA run (percentage of span value);

(O) Moisture basis of the reference method analysis;

(P) Moisture content of stack gas, in percent, during each test run (if needed to convert to moisture basis of CEMS being tested);

(Q) Unadjusted (raw) average pollutant or diluent gas concentration for each run;

(R) Average pollutant or diluent gas concentration for each run, corrected for calibration bias (or calibration error) and, if applicable, corrected for moisture;

(S) The F-factor used to convert reference method data to units of lb/mmBtu (if applicable);

(T) Date(s) of the latest analyzer interference test(s);

(U) Results of the latest analyzer interference test(s);

(V) Date of the latest NO<sub>2</sub> to NO conversion test (Method 7E only);

(W) Results of the latest NO<sub>2</sub> to NO conversion test (Method 7E only); and

(X) For each calibration gas cylinder used during each RATA, record the cylinder gas vendor, cylinder number, expiration date, pollutant(s) in the cylinder, and certified gas concentration(s).

(v) For each test run of each moisture determination using Method 4 in appendix A to part 60 of this chapter (or its allowable alternatives), whether the determination is made to support a gas RATA, to support a flow RATA, or to quality assure the data from a continuous moisture monitoring system, record the following data elements (as applicable to the moisture measurement method used):

(A) Test number;

(B) Run number;

(C) The beginning date, hour, and minute of the run;

(D) The ending date, hour, and minute of the run;

(E) Unit operating level (low, mid, high, or normal, as appropriate);

(F) Moisture measurement method;

(G) Volume of H<sub>2</sub>O collected in the impingers (ml);

(H) Mass of H<sub>2</sub>O collected in the silica gel (g);

(I) Dry gas meter calibration factor;

(J) Average dry gas meter temperature (°F);

(K) Barometric pressure (inches of mercury);

(L) Differential pressure across the orifice meter (inches of H<sub>2</sub>O);

(M) Initial and final dry gas meter readings (ft<sup>3</sup>);

(N) Total sample gas volume, corrected to standard conditions (dscf); and

(O) Percentage of moisture in the stack gas (percent H<sub>2</sub>O).

(vi) The raw data and calculated results for any stratification tests performed in accordance with sections 6.5.6.1 through 6.5.6.3 of appendix A to this part.

(vii) [Reserved]

(viii) [Reserved]

(ix) For a unit with a flow monitor installed on a rectangular stack or duct, if a site-specific default or measured wall effects adjustment factor (WAF) is used to correct the stack gas volumetric flow rate data to account for velocity decay near the stack or duct wall, the owner or operator shall keep records of the following for each flow RATA performed with EPA Method 2 in appendices A-1 and A-2 to part 60 of this chapter, subsequent to the WAF determination:

(A) Monitoring system ID;

(B) Test number;

(C) Operating level;

(D) RATA end date and time;

(E) Number of Method 1 traverse points; and

(F) Wall effects adjustment factor (WAF), to the nearest 0.0001.

(8) For each certified continuous emission monitoring system, continuous opacity monitoring system, excepted monitoring system, or alternative monitoring system, the date and description of each event which requires certification, recertification, or certain diagnostic testing of the system and the date and type of each test performed. If the conditional data validation procedures of §75.20(b)(3) are to be used to validate and report data prior to the completion of the required certification, recertification, or diagnostic testing, the date and hour of the probationary calibration error test shall be reported to mark the beginning of conditional data validation.

(9) When hardcopy relative accuracy test reports, certification reports, recertification reports, or semiannual or annual reports for gas or flow rate CEMS are required or requested under §75.60(b)(6) or §75.63, the reports shall include, at a minimum, the following elements (as applicable to the type(s) of test(s) performed):

(i) Summarized test results.

(ii) DAHS printouts of the CEMS data generated during the calibration error, linearity, cycle time, and relative accuracy tests.

(iii) For pollutant concentration monitor or diluent monitor relative accuracy tests at normal operating load:

(A) The raw reference method data from each run, i.e., the data under paragraph (a)(7)(iv)(Q) of this section (usually in the form of a computerized printout, showing a series of one-minute readings and the run average);

(B) The raw data and results for all required pre-test, post-test, pre-run and post-run quality assurance checks (i.e., calibration gas injections) of the reference method analyzers, i.e., the data under paragraphs (a)(7)(iv)(E) through (a)(7)(iv)(N) of this section;

(C) The raw data and results for any moisture measurements made during the relative accuracy testing, i.e., the data under paragraphs (a)(7)(v)(A) through (a)(7)(v)(O) of this section; and

(D) Tabulated, final, corrected reference method run data (*i.e.*, the actual values used in the relative accuracy calculations), along with the equations used to convert the raw data to the final values and example calculations to demonstrate how the test data were reduced.

(iv) For relative accuracy tests for flow monitors:

(A) The raw flow rate reference method data, from Reference Method 2 (or its allowable alternatives) under appendix A to part 60 of this chapter, including auxiliary moisture data (often in the form of handwritten data sheets), i.e., the data under paragraphs (a)(7)(ii)(A) through (a)(7)(ii)(T), paragraphs (a)(7)(iii)(A) through (a)(7)(iii)(M), and, if applicable, paragraphs (a)(7)(v)(A) through (a)(7)(v)(O) of this section; and

(B) The tabulated, final volumetric flow rate values used in the relative accuracy calculations (determined from the flow rate reference method data and other necessary measurements, such as moisture, stack temperature and pressure), along with the equations used to convert the raw data to the final values and example calculations to demonstrate how the test data were reduced.

(v) Calibration gas certificates for the gases used in the linearity, calibration error, and cycle time tests and for the calibration gases used to quality assure the gas monitor reference method data during the relative accuracy test audit.

(vi) Laboratory calibrations of the source sampling equipment.

(vii) A copy of the test protocol used for the CEMS certifications or recertifications, including narrative that explains any testing abnormalities, problematic sampling, and analytical conditions that required a change to the test protocol, and/or solutions to technical problems encountered during the testing program.

(viii) Diagrams illustrating test locations and sample point locations (to verify that locations are consistent with information in the monitoring plan). Include a discussion of any special traversing or measurement scheme. The discussion shall also confirm that sample points satisfy applicable acceptance criteria.

(ix) Names of key personnel involved in the test program, including test team members, plant contacts, agency representatives and test observers on site.

(x) For testing involving use of EPA Protocol gases, the owner or operator shall record in electronic and hardcopy format the following information, as applicable:

(A) On and after September 26, 2011, for each gas monitor, for both low and high measurement ranges, record the following information for the mid-level or high-level EPA Protocol gas (as applicable) that is used for daily calibration error tests, and the low-, mid-, and high-level gases used for quarterly linearity checks. For O<sub>2</sub>, if purified air is used as the high-level gas for daily calibrations or linearity checks, record the following information for the low- and mid-level EPA Protocol gas used for linearity checks, instead:

(1) Gas level code;

(2) A code for the type of EPA Protocol gas used;

(3) The PGVP vendor ID issued by EPA for the EPA Protocol gas production site that supplied the EPA Protocol gas cylinder;

(4) The expiration date for the EPA Protocol gas cylinder; and

(5) The cylinder number.

(B) On and after September 26, 2011, for each usage of Reference Method 3A in appendix A-2 to part 60 of this chapter, or Method 6C or 7E in appendix A-4 to part 60 of this chapter performed using EPA Protocol gas for the certification, recertification, routine quality assurance or diagnostic testing (reportable diagnostics, only) of a Part 75 monitoring system, record the information required by paragraphs (a)(9)(x)(A)(1) through (5) of this section.

(xi) On and after March 27, 2012, for all RATAs performed pursuant to §75.74(c)(2)(ii), section 6.5 of appendix A to this part and section 2.3.1 of appendix B to this part, and for all NO<sub>x</sub> emission testing performed pursuant to section 2.1 of appendix E to this part, or §75.19(c)(1)(iv), the owner or operator shall record the following information as provided by the AETB:

(A) The name, telephone number and e-mail address of the Air Emission Testing Body;

(B) The name of each on-site Qualified Individual, as defined in §72.2 of this chapter;

(C) For the reference method(s) that were performed, the date(s) that each on-site Qualified Individual took and passed the relevant qualification exam(s) required by ASTM D7036-04 (incorporated by reference, *see* §75.6); and

(D) The name and e-mail address of each qualification exam provider.

(10) Whenever reference methods are used as backup monitoring systems pursuant to §75.20(d)(3), the owner or operator shall record the following information:

(i) For each test run using Reference Method 2 (or its allowable alternatives in appendix A to part 60 of this chapter) to determine volumetric flow rate, record the following data elements (as applicable to the measurement method used):

(A) Unit or stack identification number;

(B) Reference method system and component identification numbers;

(C) Run date and hour;

(D) The data in paragraph (a)(7)(ii) of this section, except for paragraphs (a)(7)(ii)(A), (F), (H), (L) and (Q) through (T); and

(E) The data in paragraph (a)(7)(iii), except on a run basis.

(ii) For each reference method test run using Method 6C, 7E, or 3A in appendix A to part 60 of this chapter to determine SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, or O<sub>2</sub> concentration:

(A) Unit or stack identification number;

(B) The reference method system and component identification numbers;

(C) Run number;

(D) Run start date and hour;

(E) Run end date and hour;

(F) The data in paragraphs (a)(7)(iv)(B) through (I) and (L) through (O); and (G) Stack gas density adjustment factor (if applicable).

(iii) For each hour of each reference method test run using Method 6C, 7E, or 3A in appendix A to part 60 of this chapter to determine SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, or O<sub>2</sub> concentration:

(A) Unit or stack identification number;

(B) The reference method system and component identification numbers;

(C) Run number;

(D) Run date and hour;

(E) Pollutant or diluent gas being measured;

(F) Unadjusted (raw) average pollutant or diluent gas concentration for the hour; and

(G) Average pollutant or diluent gas concentration for the hour, adjusted as appropriate for moisture, calibration bias (or calibration error) and stack gas density.

(11) For each other quality-assurance test or other quality assurance activity, the owner or operator shall record the following (as applicable):

(i) Component/system identification code;

(ii) Parameter;

(iii) Test or activity completion date and hour;

(iv) Test or activity description;

(v) Test result;

(vi) Reason for test; and

(vii) Test code.

(12) For each request for a quality assurance test extension or exemption, for any loss of exempt status, and for each single-load flow RATA claim pursuant to section 2.3.1.3(c)(3) of appendix B to this part, the owner or operator shall record the following (as applicable):

(i) For a RATA deadline extension or exemption request:

(A) Monitoring system identification code;

(B) Date of last RATA;

(C) RATA expiration date without extension;

(D) RATA expiration date with extension;

(E) Type of RATA extension of exemption claimed or lost;

(F) Year to date hours of usage of fuel other than very low sulfur fuel;

(G) Year to date hours of non-redundant back-up CEMS usage at the unit/stack; and

(H) Quarter and year.

(ii) For a linearity test or flow-to-load ratio test quarterly exemption:

(A) Component-system identification code;

(B) Type of test;

(C) Basis for exemption;

(D) Quarter and year; and

(E) Span scale.

(iii) [Reserved]

(iv) For a fuel flowmeter accuracy test extension:

(A) Component-system identification code;

(B) Date of last accuracy test;

(C) Accuracy test expiration date without extension;

(D) Accuracy test expiration date with extension;

(E) Type of extension;

(F) Quarter and year; and

(G) On and after April 27, 2011, fuel code for Ozone Season Only reporters under §75.74(c).

(v) For a single-load (or single-level) flow RATA claim:

(A) Monitoring system identification code;

(B) Ending date of last annual flow RATA;

(C) The relative frequency (percentage) of unit or stack operation at each load (or operating) level (low, mid, and high) since the previous annual flow RATA, to the nearest 0.1 percent;

(D) End date of the historical load (or operating level) data collection period; and

(E) Indication of the load (or operating) level (low, mid or high) claimed for the single-load flow RATA.

(13) An indication that data have been excluded from a periodic span and range evaluation of an SO<sub>2</sub> or NO<sub>x</sub> monitor under section 2.1.1.5 or 2.1.2.5 of appendix A to this part and the reason(s) for excluding the data. For purposes of reporting under §75.64(a), this information shall be reported with the quarterly report as descriptive text consistent with §75.64(g).

(14) [Reserved]

(15) On and after March 27, 2012, for all RATAs performed pursuant to §75.74(c)(2)(ii), section 6.5 of appendix A to this part or section 2.3.1 of appendix B to this part, the owner or operator shall record in electronic format the following information as provided by the AETB:

(i) The name, telephone number and e-mail address of the Air Emission Testing Body;

(ii) The name of each on-site Qualified Individual, as defined in §72.2 of this chapter;

(iii) For the reference method(s) that were performed, the date(s) that each on-site Qualified Individual took and passed the relevant qualification exam(s) required by ASTM D7036-04 (incorporated by reference, *see* §75.6); and

(iv) The name and e-mail address of each qualification exam provider.

(b) *Excepted monitoring systems for gas-fired and oil-fired units.* The owner or operator shall record the applicable information in this section for each excepted monitoring system following the requirements of appendix D to this part or appendix E to this part for determining and recording emissions from an affected unit.

(1) For certification and quality assurance testing of fuel flowmeters tested against a reference fuel flow rate (*i.e.*, flow rate from another fuel flowmeter under section 2.1.5.2 of appendix D to this part or flow rate from a procedure according to a standard incorporated by reference under section 2.1.5.1 of appendix D to this part):

(i) Unit or common pipe header identification code;

(ii) Component and system identification codes of the fuel flowmeter being tested (on and after January 1, 2009, only the component identification code is required);

(iii) Date and hour of test completion, for a test performed in-line at the unit;

(iv) Date and hour of flowmeter reinstallation, for laboratory tests;

(v) Test number;

(vi) Upper range value of the fuel flowmeter;

(vii) Flowmeter measurements during accuracy test (and mean of values), including units of measure;

(viii) Reference flow rates during accuracy test (and mean of values), including units of measure;

(ix) Level of fuel flowrate test during runs (low, mid or high);

(x) Average flowmeter accuracy for low and high fuel flowrates and highest flowmeter accuracy of any level designated as mid, expressed as a percent of upper range value;



(xi) Indicator of whether test method was a lab comparison to reference meter or an in-line comparison against a master meter;

(xii) Test result (aborted, pass, or fail); and

(xiii) Description of fuel flowmeter calibration specification or procedure (in the certification application, or periodically if a different method is used for annual quality assurance testing).

(2) For each transmitter or transducer accuracy test for an orifice-, nozzle-, or venturi-type flowmeter used under section 2.1.6 of appendix D to this part:

(i) Component and system identification codes of the fuel flowmeter being tested (on and after January 1, 2009, only the component identification code is required);

(ii) Completion date and hour of test;

(iii) For each transmitter or transducer: transmitter or transducer type (differential pressure, static pressure, or temperature); the full-scale value of the transmitter or transducer, transmitter input (pre-calibration) prior to accuracy test, including units of measure; and expected transmitter output during accuracy test (reference value from NIST-traceable equipment), including units of measure;

(iv) For each transmitter or transducer tested: output during accuracy test, including units of measure; transmitter or transducer accuracy as a percent of the full-scale value; and transmitter output level as a percent of the full-scale value;

(v) Average flowmeter accuracy at low and high level fuel flowrates and highest flowmeter accuracy of any level designated as mid fuel flowrate, expressed as a percent of upper range value;

(vi) Test result (pass, fail, or aborted);

(vii) Test number; and

(viii) Accuracy determination methodology.

(3) For each visual inspection of the primary element or transmitter or transducer accuracy test for an orifice-, nozzle-, or venturi-type flowmeter under sections 2.1.6.1 through 2.1.6.4 of appendix D to this part:

(i) Date of inspection/test;

(ii) Hour of completion of inspection/test;

(iii) Component and system identification codes of the fuel flowmeter being inspected/tested; and

(iv) Results of inspection/test (pass or fail).

(4) For fuel flowmeters that are tested using the optional fuel flow-to-load ratio procedures of section 2.1.7 of appendix D to this part:

(i) Test data for the fuel flowmeter flow-to-load ratio or gross heat rate check, including:

(A) Component/system identification code (on and after January 1, 2009, only the monitoring system identification code is required);

(B) Calendar year and quarter;

(C) Indication of whether the test is for fuel flow-to-load ratio or gross heat rate;

(D) Quarterly average absolute percent difference between baseline for fuel flow-to-load ratio (or baseline gross heat rate and hourly quarterly fuel flow-to-load ratios (or gross heat rate value);

(E) Test result;

(F) Number of hours used in the analysis;

(G) Number of hours excluded due to co-firing;

(H) Number of hours excluded due to ramping;

(I) Number of hours excluded in lower 25.0 percent range of operation; and

(J) Test number.

(ii) Reference data for the fuel flowmeter flow-to-load ratio or gross heat rate evaluation, including:

(A) Completion date and hour of most recent primary element inspection or test number of the most recent primary element inspection (as applicable); (on and after January 1, 2009, the test number of the most recent primary element inspection is required in lieu of the completion date and hour for the most recent primary element inspection);

(B) Completion date and hour of most recent flow meter or transmitter accuracy test or test number of the most recent flowmeter or transmitter accuracy test (as applicable); (on and after January 1, 2009, the test number of the most recent flowmeter or transmitter accuracy test is required in lieu of the completion date and hour for the most recent flowmeter or transmitter accuracy test);

(C) Beginning date and hour of baseline period;

(D) Completion date and hour of baseline period;

(E) Average fuel flow rate, in 100 scfh for gas and lb/hr for oil;

(F) Average load, in megawatts, 1000 lb/hr of steam, or mmBtu/hr thermal output;

(G) Baseline fuel flow-to-load ratio, in the appropriate units of measure (if using fuel flow-to-load ratio);

(H) Baseline gross heat rate if using gross heat rate, in the appropriate units of measure (if using gross heat rate check);

(I) Number of hours excluded from baseline data due to ramping;

(J) Number of hours excluded from baseline data in lower 25.0 percent of range of operation;

(K) Average hourly heat input rate;

(L) Flag indicating baseline data collection is in progress and that fewer than four calendar quarters have elapsed since the quarter of the last flowmeter QA test;

(M) Number of hours excluded due to co-firing; and

(N) Monitoring system identification code.

(5) For gas-fired peaking units or oil-fired peaking units using the optional procedures of appendix E to this part, for each initial performance, periodic, or quality assurance/quality control-related test:

(i) For each run of emission data, record the following data:

(A) Unit or common pipe identification code;

(B) Monitoring system identification code for appendix E system (on and after January 1, 2009, component identification codes shall be reported in addition to the monitoring system identification code);

(C) Run start date and time;

(D) Run end date and time;

(E) Total heat input during the run (mmBtu);

(F) NO<sub>x</sub> emission rate (lb/mmBtu) from reference method;

(G) Response time of the O<sub>2</sub> and NO<sub>x</sub> reference method analyzers;

(H) Type of fuel(s) combusted during the run. This requirement remains in effect through December 31, 2008;

(I) Heat input rate (mmBtu/hr) during the run;

(J) Test number;

(K) Run number;

(L) Operating level during the run;

(M) NO<sub>x</sub> concentration recorded by the reference method during the run;

(N) Diluent concentration recorded by the reference method during the run; and

(O) Moisture measurement for the run (if applicable).

(ii) For each run during which oil or mixed fuels are combusted record the following data:

(A) Unit or common pipe identification code;

(B) Monitoring system identification code for oil monitoring system (on and after January 1, 2009, component identification codes shall be reported in addition to the monitoring system identification code);

- (C) Run start date and time;
- (D) Run end date and time;
- (E) Mass flow or volumetric flow of oil, in the units of measure for the type of fuel flowmeter;
- (F) Gross calorific value of oil in the appropriate units of measure;
- (G) Density of fuel oil in the appropriate units of measure (if density is used to convert oil volume to mass);
- (H) Hourly heat input (mmBtu) during run from oil;
- (I) Test number;
- (J) Run number; and
- (K) Operating level during the run.

(iii) For each run during which gas or mixed fuels are combusted record the following data:

(A) Unit or common pipe identification code;

(B) Monitoring system identification code for gas monitoring system (on and after January 1, 2009, component identification codes shall be reported in addition to the monitoring system identification code);

(C) Run start date and time;

(D) Run end date and time;

(E) Volumetric flow of gas (100 scf);

(F) Gross calorific value of gas (Btu/100 scf);

(G) Hourly heat input (mmBtu) during run from gas;

(H) Test number;

(I) Run number; and

(J) Operating level during the run.

(iv) For each operating level at which runs were performed:

(A) Completion date and time of last run for operating level (as applicable). This requirement remains in effect through December 31, 2008;

(B) Type of fuel(s) combusted during test;

(C) Average heat input rate at that operating level (mmBtu/hr);

(D) Arithmetic mean of NO<sub>x</sub> emission rates from reference method run at this level;

(E) F-factor used in calculations of NO<sub>x</sub> emission rate at that operating level;

(F) Unit operating parametric data related to NO<sub>x</sub> formation for that unit type (e.g., excess O<sub>2</sub> level, water/fuel ratio);

(G) Test number;

(H) Operating level for runs; and

(I) Component identification code (required on and after January 1, 2009).

(6) On and after March 27, 2012, for all stack testing performed pursuant to section 2.1 of appendix E to this part, the owner or operator shall record in electronic format the following information as provided by the AETB:

(i) The name, telephone number and e-mail address of the Air Emission Testing Body;

(ii) The name of each on-site Qualified Individual, as defined in §72.2 of this chapter;

(iii) For the reference method(s) that were performed, the date(s) that each on-site Qualified Individual took and passed the relevant qualification exam(s) required by ASTM D7036-04 (incorporated by reference, *see* §75.6); and

(iv) The name and e-mail address of each qualification exam provider.

(c) Except as otherwise provided in §75.58(b)(3)(i), for units with add-on SO<sub>2</sub> or NO<sub>x</sub> emission controls following the provisions of §75.34(a)(1) or (a)(2), the owner or operator shall keep the following records on-site in the quality assurance/quality control plan required by section 1 of appendix B to this part:

(1) A list of operating parameters for the add-on emission controls, including parameters in §75.58(b), appropriate to the particular installation of add-on emission controls; and

(2) The range of each operating parameter in the list that indicates the add-on emission controls are properly operating.

(d) *Excepted monitoring for low mass emissions units under §75.19(c)(1)(iv).* For oil-and gas-fired units using the optional SO<sub>2</sub>, NO<sub>x</sub> and CO<sub>2</sub> emissions calculations for low mass emission units under §75.19, the owner or operator shall record the following information for tests performed to determine a fuel and unit-specific default as provided in §75.19(c)(1)(iv):

(1) For each run of each test performed using the procedures of section 2.1 of appendix E to this part, record the following data:

(i) Unit or common pipe identification code;

(ii) Run start date and time;

(iii) Run end date and time;

(iv) NO<sub>x</sub> emission rate (lb/mmBtu) from reference method;

(v) Response time of the O<sub>2</sub> and NO<sub>x</sub> reference method analyzers;

- (vi) Type of fuel(s) combusted during the run;
  - (vii) Test number;
  - (viii) Run number;
  - (ix) Operating level during the run;
  - (x) NO<sub>x</sub> concentration recorded by the reference method during the run;
  - (xi) Diluent concentration recorded by the reference method during the run;
  - (xii) Moisture measurement for the run (if applicable); and
  - (xiii) An indicator (“flag”) if the run is used to calculate the highest 3-run average NO<sub>x</sub> emission rate at any load level.
- (2) For each single-load or multiple-load appendix E test, record the following:
- (i) The three-run average NO<sub>x</sub> emission rate for each load level;
  - (ii) An indicator that the average NO<sub>x</sub> emission rate is the highest NO<sub>x</sub> average emission rate recorded at any load level of the test (if appropriate);
  - (iii) The default NO<sub>x</sub> emission rate (highest three-run average NO<sub>x</sub> emission rate at any load level);
  - (iv) An indicator that the add-on NO<sub>x</sub> emission controls were operating or not operating during each run of the test;
  - (v) Parameter data indicating the use and efficacy of control equipment during the test; and
  - (vi) Indicator of whether the testing was done at base load, peak load or both (if appropriate); and
  - (vii) The default NO<sub>x</sub> emission rate for peak load hours (if applicable).
- (3) For each unit in a group of identical units qualifying for reduced testing under §75.19(c)(1)(iv)(B), record the following data:
- (i) The unique group identification code assigned to the group. This code must include the ORIS code of one of the units in the group;
  - (ii) The ORIS code or facility identification code for the unit;
  - (iii) The plant name of the facility at which the unit is located, consistent with the facility's monitoring plan;
  - (iv) The identification code for the unit, consistent with the facility's monitoring plan;
  - (v) A record of whether or not the unit underwent fuel and unit-specific testing for purposes of establishing a fuel and unit-specific NO<sub>x</sub> emission rate for purposes of §75.19;

- (vi) The completion date of the fuel and unit-specific test performed for purposes of establishing a fuel and unit-specific NO<sub>x</sub> emission rate for purposes of §75.19;
  - (vii) The fuel and unit-specific NO<sub>x</sub> default rate established for the group of identical units under §75.19;
  - (viii) The type of fuel combusted for the units during testing and represented by the resulting default NO<sub>x</sub> emission rate;
  - (ix) The control status for the units during testing and represented by the resulting default NO<sub>x</sub> emission rate;
  - (x) Documentation supporting the qualification of all units in the group for reduced testing, in accordance with the criteria established in §75.19(c)(1)(iv)(B)(I);
  - (xi) Purpose of group tests;
  - (xii) On and after April 27, 2011, the number of tests for group; and
  - (xiii) On and after April 27, 2011, the number of units in group.
- (4) On and after March 27, 2012, for all NO<sub>x</sub> emission testing performed pursuant to §75.19(c)(1)(iv), the owner or operator shall record in electronic format the following information as provided by the AETB:
- (i) The name, telephone number and e-mail address of the Air Emission Testing Body;
  - (ii) The name of each on-site Qualified Individual, as defined in §72.2 of this chapter;
  - (iii) For the reference method(s) that were performed, the date(s) that each on-site Qualified Individual took and passed the relevant qualification exam(s) required by ASTM D7036-04 (incorporated by reference, *see* §75.6); and
  - (iv) The name and e-mail address of each qualification exam provider.
- (e) *DAHS Verification.* For each DAHS (missing data and formula) verification that is required for initial certification, recertification, or for certain diagnostic testing of a monitoring system, record the date and hour that the DAHS verification is successfully completed. (This requirement only applies to units that report monitoring plan data in accordance with §75.53(g) and (h).)

[64 FR 28614, May 26, 1999, as amended at 67 FR 40442, June 12, 2002; 70 FR 28683, May 18, 2005; 63 FR 4354, Jan. 24, 2008; 76 FR 17315, Mar. 28, 2011]

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## Subpart G—Reporting Requirements

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### §75.60 General provisions.

- (a) The designated representative for any affected unit subject to the requirements of this part shall comply with all reporting requirements in this section and with the signatory requirements of §72.21 of this chapter for all submissions.

(b) *Submissions.* The designated representative shall submit all reports and petitions (except as provided in §75.61) as follows:

(1) *Initial certifications.* The designated representative shall submit initial certification applications according to §75.63.

(2) *Recertifications.* The designated representative shall submit recertification applications according to §75.63.

(3) *Monitoring plans.* The designated representative shall submit monitoring plans according to §75.62.

(4) *Electronic quarterly reports.* The designated representative shall submit electronic quarterly reports according to §75.64.

(5) *Other petitions and communications.* The designated representative shall submit petitions, correspondence, application forms, designated representative signature, and petition-related test results in hardcopy to the Administrator. Additional petition requirements are specified in §§75.66 and 75.67.

(6) *Semiannual or annual RATA reports.* If requested in writing (or by electronic mail) by the applicable EPA Regional Office, appropriate State, and/or appropriate local air pollution control agency, the designated representative shall submit a hardcopy RATA report within 45 days after completing a required semiannual or annual RATA according to section 2.3.1 of appendix B to this part, or within 15 days of receiving the request, whichever is later. The designated representative shall report the hardcopy information required by §75.59(a)(9) to the applicable EPA Regional Office, appropriate State, and/or appropriate local air pollution control agency that requested the RATA report.

(7) *Routine appendix E retest reports.* If requested in writing (or by electronic mail) by the applicable EPA Regional Office, appropriate State, and/or appropriate local air pollution control agency, the designated representative shall submit a hardcopy report within 45 days after completing a required periodic retest according to section 2.2 of appendix E to this part, or within 15 days of receiving the request, whichever is later. The designated representative shall report the hardcopy information required by §75.59(b)(5) to the applicable EPA Regional Office, appropriate State, and/or appropriate local air pollution control agency that requested the hardcopy report.

(c) *Confidentiality of data.* The following provisions shall govern the confidentiality of information submitted under this part.

(1) All emission data reported in quarterly reports under §75.64 shall remain public information.

(2) For information submitted under this part other than emission data submitted in quarterly reports, the designated representative must assert a claim of confidentiality at the time of submission for any information he or she wishes to have treated as confidential business information (CBI) under subpart B of part 2 of this chapter. Failure to assert a claim of confidentiality at the time of submission may result in disclosure of the information by EPA without further notice to the designated representative.

(3) Any claim of confidentiality for information submitted in quarterly reports under §75.64 must include substantiation of the claim. Failure to provide substantiation may result in disclosure of the information by EPA without further notice.

(4) As provided under subpart B of part 2 of this chapter, EPA may review information submitted to determine whether it is entitled to confidential treatment even when confidentiality claims are initially received. The EPA will contact the designated representative as part of such a review process.



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## §75.61 Notifications.

(a) *Submission.* The designated representative for an affected unit (or owner or operator, as specified) shall submit notice to the Administrator, to the appropriate EPA Regional Office, and to the applicable State and local air pollution control agencies for the following purposes, as required by this part.

(1) *Initial certification and recertification test notifications.* The owner or operator or designated representative for an affected unit shall submit written notification of initial certification tests and revised test dates as specified in §75.20 for continuous emission monitoring systems, for alternative monitoring systems under subpart E of this part, or for excepted monitoring systems under appendix E to this part, except as provided in paragraphs (a)(1)(iii), (a)(1)(iv) and (a)(4) of this section. The owner or operator shall also provide written notification of testing performed under §75.19(c)(1)(iv)(A) to establish fuel-and-unit-specific NO<sub>x</sub> emission rates for low mass emissions units. Such notifications are not required, however, for initial certifications and recertifications of excepted monitoring systems under appendix D to this part.

(i) Notification of initial certification testing and full recertification. Initial certification test notifications and notifications of full recertification testing under §75.20(b)(2) shall be submitted not later than 21 days prior to the first scheduled day of certification or recertification testing. In emergency situations when full recertification testing is required following an uncontrollable failure of equipment that results in lost data, notice shall be sufficient if provided within 2 business days following the date when testing is scheduled. Testing may be performed on a date other than that already provided in a notice under this subparagraph as long as notice of the new date is provided either in writing or by telephone or other means at least 7 days prior to the original scheduled test date or the revised test date, whichever is earlier.

(ii) *Notification of certification retesting, and partial recertification testing.* For retesting required following a loss of certification under §75.20(a)(5) or for partial recertification testing required under §75.20(b)(2), notice of the date of any required RATA testing or any required retesting under section 2.3 in appendix E to this part shall be submitted either in writing or by telephone at least 7 days prior to the first scheduled day of testing; except that in emergency situations when testing is required following an uncontrollable failure of equipment that results in lost data, notice shall be sufficient if provided within 2 business days following the date when testing is scheduled. Testing may be performed on a date other than that already provided in a notice under this subparagraph as long as notice of the new date is provided by telephone or other means at least 2 business days prior to the original scheduled test date or the revised test date, whichever is earlier.

(iii) *Repeat of testing without notice.* Notwithstanding the above notice requirements, the owner or operator may elect to repeat a certification or recertification test immediately, without advance notification, whenever the owner or operator has determined during the certification or recertification testing that a test was failed or must be aborted, or that a second test is necessary in order to attain a reduced relative accuracy test frequency.

(iv) *Waiver from notification requirements.* The Administrator, the appropriate EPA Regional Office, or the applicable State or local air pollution control agency may issue a waiver from the notification requirement of paragraph (a)(1)(ii) of this section, for a unit or a group of units, for one or more recertification tests or other retests. The Administrator, the appropriate EPA Regional Office, or the applicable State or local air pollution control agency may also discontinue the waiver and reinstate the notification requirement of paragraph (a)(1)(ii) of this section for future recertification tests (or other retests) of a unit or a group of units.

(2) *New unit, newly affected unit, new stack, or new flue gas desulfurization system operation notification.* The designated representative for an affected unit shall submit written notification: For a new unit or a newly affected unit, of the planned date when a new unit or newly affected unit will commence commercial operation, or becomes

affected, or, for new stack or flue gas desulfurization system, of the planned date when a new stack or flue gas desulfurization system will be completed and emissions will first exit to the atmosphere.

(i) Notification of the planned date shall be submitted not later than 45 days prior to the date the unit commences commercial operation or becomes affected, or not later than 45 days prior to the date when a new stack or flue gas desulfurization system exhausts emissions to the atmosphere.

(ii) If the date when the unit commences commercial operation or becomes affected, or the date when the new stack or flue gas desulfurization system exhausts emissions to the atmosphere, whichever is applicable, changes from the planned date, a notification of the actual date shall be submitted not later than 7 days following: The date the unit commences commercial operation or becomes affected, or the date when a new stack or flue gas desulfurization system exhausts emissions to the atmosphere.

(3) *Unit shutdown and recommencement of commercial operation.* For an affected unit that will be shut down on the relevant compliance date specified in §75.4 or in a State or Federal pollutant mass emissions reduction program that adopts the monitoring and reporting requirements of this part, if the owner or operator is relying on the provisions in §75.4(d) to postpone certification testing, the designated representative for the unit shall submit notification of unit shutdown and recommencement of commercial operation as follows:

(i) For planned unit shutdowns (e.g., extended maintenance outages), written notification of the planned shutdown date shall be provided at least 21 days prior to the applicable compliance date, and written notification of the planned date of recommencement of commercial operation shall be provided at least 21 days in advance of unit restart. If the actual shutdown date or the actual date of recommencement of commercial operation differs from the planned date, written notice of the actual date shall be submitted no later than 7 days following the actual date of shutdown or of recommencement of commercial operation, as applicable;

(ii) For unplanned unit shutdowns (e.g., forced outages), written notification of the actual shutdown date shall be provided no more than 7 days after the shutdown, and written notification of the planned date of recommencement of commercial operation shall be provided at least 21 days in advance of unit restart. If the actual date of recommencement of commercial operation differs from the expected date, written notice of the actual date shall be submitted no later than 7 days following the actual date of recommencement of commercial operation.

(4) *Use of backup fuels for appendix E procedures.* The designated representative for an affected oil-fired or gas-fired peaking unit that is using an excepted monitoring system under appendix E of this part and that is relying on the provisions in §75.4(f) to postpone testing of a fuel shall submit written notification of that fact no later than 45 days prior to the deadline in §75.4. The designated representative shall also submit a notification that such a fuel has been combusted no later than 7 days after the first date of combustion of any fuel for which testing has not been performed under appendix E after the deadline in §75.4. Such notice shall also include notice that testing under appendix E either was performed during the initial combustion or notice of the date that testing will be performed.

(5) *Periodic relative accuracy test audits, appendix E retests, and low mass emissions unit retests.* The owner or operator or designated representative of an affected unit shall submit written notice of the date of periodic relative accuracy testing performed under section 2.3.1 of appendix B to this part, of periodic retesting performed under section 2.2 of appendix E to this part, and of periodic retesting of low mass emissions units performed under §75.19(c)(1)(iv)(D), no later than 21 days prior to the first scheduled day of testing. Testing may be performed on a date other than that already provided in a notice under this subparagraph as long as notice of the new date is provided either in writing or by telephone or other means acceptable to the respective State agency or office of EPA, and the notice is provided as soon as practicable after the new testing date is known, but no later than twenty-four (24) hours in advance of the new date of testing.

(i) Written notification under paragraph (a) (5) of this section may be provided either by mail or by facsimile. In addition, written notification may be provided by electronic mail, provided that the respective State agency or office of EPA agrees that this is an acceptable form of notification.

(ii) Notwithstanding the notice requirements under paragraph (a)(5) of this section, the owner or operator may elect to repeat a periodic relative accuracy test, appendix E retest, or low mass emissions unit retest immediately, without additional notification whenever the owner or operator has determined that a test was failed, or that a second test is necessary in order to attain a reduced relative accuracy test frequency.

(iii) *Waiver from notification requirements.* The Administrator, the appropriate EPA Regional Office, or the applicable State air pollution control agency may issue a waiver from the requirement of paragraph (a)(5) of this section to provide notice to the respective State agency or office of EPA for a unit or a group of units for one or more tests. The Administrator, the appropriate EPA Regional Office, or the applicable State air pollution control agency may also discontinue the waiver and reinstate the requirement of paragraph (a)(5) of this section to provide notice to the respective State agency or office of EPA for future tests for a unit or a group of units. In addition, if an observer from a State agency or EPA is present when a test is rescheduled, the observer may waive all notification requirements under paragraph (a)(5) of this section for the rescheduled test.

(6) *Notice of combustion of emergency fuel under appendix D or E.* The designated representative of an oil-fired unit or gas-fired unit using appendix D or E of this part shall, for each calendar quarter in which emergency fuel is combusted, provide notice of the combustion of the emergency fuel in the cover letter (or electronic equivalent) which transmits the next quarterly report submitted under §75.64. The notice shall specify the exact dates and hours during which the emergency fuel was combusted.

(7) *Long-term cold storage and recommencement of commercial operation.* The designated representative for an affected unit that is placed into long-term cold storage that is relying on the provisions in §75.4(d) or §75.64(a), either to postpone certification testing or to discontinue the submittal of quarterly reports during the period of long-term cold storage, shall provide written notification of long-term cold storage status and recommencement of commercial operation as follows:

(i) Whenever an affected unit has been placed into long-term cold storage, written notification of the date and hour that the unit was shutdown and a statement from the designated representative stating that the shutdown is expected to last for at least two years from that date, in accordance with the definition for long-term cold storage of a unit as provided in §72.2 of this chapter.

(ii) Whenever an affected unit that has been placed into long-term cold storage is expected to resume operation, written notification shall be submitted 45 calendar days prior to the planned date of recommencement of commercial operation. If the actual date of recommencement of commercial operation differs from the expected date, written notice of the actual date shall be submitted no later than 7 days following the actual date of recommencement of commercial operation.

(8) *Certification deadline date for new or newly affected units.* The designated representative of a new or newly affected unit shall provide notification of the date on which the relevant deadline for initial certification is reached, either as provided in §75.4(b) or §75.4(c), or as specified in a State or Federal SO<sub>2</sub> or NO<sub>x</sub> mass emission reduction program that incorporates by reference, or otherwise adopts, the monitoring, recordkeeping, and reporting requirements of subpart F, G, or H of this part. The notification shall be submitted no later than 7 calendar days after the applicable certification deadline is reached.

(b) The owner or operator or designated representative shall submit notification of certification tests and recertification tests for continuous opacity monitoring systems as specified in §75.20(c)(8) to the State or local air pollution control agency.

(c) If the Administrator determines that notification substantially similar to that required in this section is required by any other State or local agency, the owner or operator or designated representative may send the Administrator a copy of that notification to satisfy the requirements of this section, provided the ORISPL unit identification number(s) is denoted.

[60 FR 26538, May 17, 1995, as amended at 61 FR 25582, May 22, 1996; 61 FR 59162, Nov. 22, 1996; 64 FR 28620, May 26, 1999; 67 FR 40442, 40443, June 12, 2002; 73 FR 4356, Jan. 24, 2008; 76 FR 17316, Mar. 28, 2011]

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### **§75.62 Monitoring plan submittals.**

(a) *Submission*—(1) *Electronic*. Using the format specified in paragraph (c) of this section, the designated representative for an affected unit shall submit a complete, electronic, up-to-date monitoring plan file (except for hardcopy portions identified in paragraph (a)(2) of this section) to the Administrator as follows: no later than 21 days prior to the initial certification tests; at the time of each certification or recertification application submission; and (prior to or concurrent with) the submittal of the electronic quarterly report for a reporting quarter where an update of the electronic monitoring plan information is required, either under §75.53(b) or elsewhere in this part.

(2) *Hardcopy*. The designated representative shall submit all of the hardcopy information required under §75.53 to the appropriate EPA Regional Office and the appropriate State and/or local air pollution control agency prior to initial certification. Thereafter, the designated representative shall submit hardcopy information only if that portion of the monitoring plan is revised. The designated representative shall submit the required hardcopy information as follows: no later than 21 days prior to the initial certification test; with any certification or recertification application, if a hardcopy monitoring plan change is associated with the certification or recertification event; and within 30 days of any other event with which a hardcopy monitoring plan change is associated, pursuant to §75.53(b). Electronic submittal of all monitoring plan information, including hardcopy portions, is permissible provided that a paper copy of the hardcopy portions can be furnished upon request.

(b) *Contents*. Monitoring plans shall contain the information specified in §75.53 of this part.

(c) *Format*. The designated representative shall submit each monitoring plan in a format specified by the Administrator.

(d) On and after April 27, 2011, consistent with §72.21 of this chapter, a hardcopy cover letter signed by the Designated Representative (DR) shall accompany each hardcopy monitoring plan submittal. The cover letter shall include the certification statement described in §72.21(b) of this chapter, and shall be submitted to the applicable EPA Regional Office and to the appropriate State or local air pollution control agency. For electronic monitoring plan submittals to the Administrator, a cover letter is not required. However, at his or her discretion, the DR may include important explanatory text or comments with an electronic monitoring plan submittal, so long as the information is provided in an electronic format that is compatible with the other data required to be reported under this section.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26539, May 17, 1995; 64 FR 28621, May 26, 1999; 67 FR 40443, June 12, 2002; 73 FR 4356, Jan. 24, 2008; 76 FR 17316, Mar. 28, 2011]

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### **§75.63 Initial certification or recertification application.**

(a) *Submission*. The designated representative for an affected unit or a combustion source shall submit applications and reports as follows:

(1) *Initial certifications*. (i) For CEM systems or excepted monitoring systems under appendix D or E to this part, within 45 days after completing all initial certification tests, submit:

(A) To the Administrator, the electronic information required by paragraph (b)(1) of this section. Except for subpart E applications for alternative monitoring systems or unless specifically requested by the Administrator, do not submit a hardcopy of the test data and results to the Administrator.

(B) To the applicable EPA Regional Office and the appropriate State and/or local air pollution control agency, the hardcopy information required by paragraph (b)(2) of this section.

(ii) For units for which the owner or operator is applying for certification approval of the optional excepted methodology under §75.19 for low mass emissions units, submit, no later than 45 days prior to commencing use of the methodology:

(A) To the Administrator, the electronic low mass emission qualification information required by §75.53(f)(5)(i) or §75.53(h)(4)(i) (as applicable) and paragraph (b)(1)(i) of this section; and

(B) To the applicable EPA Regional Office and appropriate State and/or local air pollution control agency, the hardcopy information required by §75.19(a)(2) and §75.53(f)(5)(ii) or §75.53(h)(4)(ii) (as applicable), the hardcopy results of any appendix E (of this part) tests or any CEMS data analysis used to derive a fuel-and-unit-specific default NO<sub>x</sub> emission rate.

(2) *Recertifications and diagnostic testing.* (i) Within 45 days after completing all recertification tests under §75.20(b), submit to the Administrator the electronic information required by paragraph (b)(1) of this section. Except for subpart E applications for alternative monitoring systems or unless specifically requested by the Administrator, do not submit a hardcopy of the test data and results to the Administrator.

(ii) Within 45 days after completing all recertification tests under §75.20(b), submit the hardcopy information required by paragraph (b)(2) of this section to the applicable EPA Regional Office and the appropriate State and/or local air pollution control agency. The applicable EPA Regional Office or appropriate State or local air pollution control agency may waive the requirement to provide hardcopy recertification test and data results. The applicable EPA Regional Office or the appropriate State or local air pollution control agency may also discontinue the waiver and reinstate the requirement of this paragraph to provide a hardcopy report of the recertification test data and results.

(iii) Notwithstanding the requirements of paragraphs (a)(2)(i) and (a)(2)(ii) of this section, for an event for which the Administrator determines that only diagnostic tests (*see* §75.20(b)) are required rather than recertification testing, no hardcopy submittal is required; however, the results of all diagnostic test(s) shall be submitted prior to or concurrent with the electronic quarterly report required under §75.64. Notwithstanding the requirement of §75.59(e), for DAHS (missing data and formula) verifications, no hardcopy submittal is required; the owner or operator shall keep these test results on-site in a format suitable for inspection.

(b) *Contents.* Each application for initial certification or recertification shall contain the following information, as applicable:

(1) *Electronic.* (i) A complete, up-to-date version of the electronic portion of the monitoring plan, according to §75.53(e) and (f), in the format specified in §75.62(c).

(ii) The results of the test(s) required by §75.20, including the type of test conducted, testing date, information required by §75.59, and the results of any failed tests that affect data validation.

(2) *Hardcopy.* (i) Any changed portions of the hardcopy monitoring plan information required under §75.53(e) and (f). Electronic submittal of all monitoring plan information, including the hardcopy portions, is permissible, provided that a paper copy can be furnished upon request.

(ii) The results of the test(s) required by §75.20, including the type of test conducted, testing date, information required by §75.59(a)(9), and the results of any failed tests that affect data validation.

(iii) [Reserved]

(iv) Designated representative signature certifying the accuracy of the submission.

(c) *Format.* The electronic portion of each certification or recertification application shall be submitted in a format to be specified by the Administrator. The hardcopy test results shall be submitted in a format suitable for review and shall include the information in §75.59(a)(9).

(d) Consistent with §72.21 of this chapter, a hardcopy cover letter signed by the Designated Representative (DR) shall accompany the hardcopy portion of each certification or recertification application. The cover letter shall include the certification statement described in §72.21(b) of this chapter, and shall be submitted to the applicable EPA Regional Office and to the appropriate State or local air pollution control agency. For the electronic portion of a certification or recertification application submitted to the Administrator, a cover letter is not required. However, at his or her discretion, the DR may include important explanatory text or comments with the electronic portion of a certification or recertification application, so long as the information is provided in an electronic format compatible with the other data required to be reported under this section.

[64 FR 28621, May 26, 1999, as amended at 67 FR 40443, June 12, 2002; 73 FR 4357, Jan. 24, 2008; 76 FR 17317, Mar. 28, 2011]

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#### **§75.64 Quarterly reports.**

(a) *Electronic submission.* The designated representative for an affected unit shall electronically report the data and information in paragraphs (a), (b), and (c) of this section to the Administrator quarterly, beginning with the data from the earlier of the calendar quarter corresponding to the date of provisional certification or the calendar quarter corresponding to the relevant deadline for initial certification in §75.4(a), (b), or (c). The initial quarterly report shall contain hourly data beginning with the hour of provisional certification or the hour corresponding to the relevant certification deadline, whichever is earlier. For an affected unit subject to §75.4(d) that is shutdown on the relevant compliance date in §75.4(a) or has been placed in long-term cold storage (as defined in §72.2 of this chapter), quarterly reports are not required. In such cases, the owner or operator shall submit quarterly reports for the unit beginning with the data from the quarter in which the unit recommences commercial operation (where the initial quarterly report contains hourly data beginning with the first hour of recommenced commercial operation of the unit). For units placed into long-term cold storage during a reporting quarter, the exemption from submitting quarterly reports begins with the calendar quarter following the date that the unit is placed into long-term cold storage. For any provisionally-certified monitoring system, §75.20(a)(3) shall apply for initial certifications, and §75.20(b)(5) shall apply for recertifications. Each electronic report must be submitted to the Administrator within 30 days following the end of each calendar quarter. Prior to January 1, 2008, each electronic report shall include for each affected unit (or group of units using a common stack), the information provided in paragraphs (a)(1), (a)(2), and (a)(8) through (a)(15) of this section. During the time period of January 1, 2008 to January 1, 2009, each electronic report shall include, either the information provided in paragraphs (a)(1), (a)(2), and (a)(8) through (a)(15) of this section or the information provided in paragraphs (a)(3) through (a)(15) of this section. On and after January 1, 2009, the owner or operator shall meet the requirements of paragraphs (a)(3) through (a)(15) of this section only. Each electronic report shall also include the date of report generation.

(1) Facility information:

(i) Identification, including:

(A) Facility/ORISPL number;

(B) Calendar quarter and year for the data contained in the report; and

(C) Version of the electronic data reporting format used for the report.

(ii) Location, including:

(A) Plant name and facility ID;

(B) EPA AIRS facility system ID;

(C) State facility ID;

(D) Source category/type;

(E) Primary SIC code;

(F) State postal abbreviation;

(G) County code; and

(H) Latitude and longitude.

(2) The information and hourly data required in §75.53 and §§75.57 through 75.59, excluding the following:

(i) Descriptions of adjustments, corrective action, and maintenance;

(ii) Information which is incompatible with electronic reporting (e.g., field data sheets, lab analyses, quality control plan);

(iii) Opacity data listed in or §75.57(f), and in §75.59(a)(8);

(iv) For units with SO<sub>2</sub> or NO<sub>x</sub> add-on emission controls that do not elect to use the approved site-specific parametric monitoring procedures for calculation of substitute data, the information in §75.58(b)(3);

(v) [Reserved]

(vi) Information required by §75.57(h) concerning the causes of any missing data periods and the actions taken to cure such causes;

(vii) Hardcopy monitoring plan information required by §75.53 and hardcopy test data and results required by §75.59;

(viii) Records of flow monitor and moisture monitoring system polynomial equations, coefficients, or “K” factors required by §75.59(a)(5)(vi) or §75.59(a)(5)(vii);

(ix) Daily fuel sampling information required by §75.58(c)(3)(i) for units using assumed values under appendix D;

(x) Information required by §§75.59(b)(1)(vi), (vii), (viii), (ix), and (xiii), and (b)(2)(iii) and (iv) concerning fuel flowmeter accuracy tests and transmitter/transducer accuracy tests;

(xi) Stratification test results required as part of the RATA supplementary records under §75.59(a)(7);

(xii) Data and results of RATAs that are aborted or invalidated due to problems with the reference method or operational problems with the unit and data and results of linearity checks that are aborted or invalidated due to problems unrelated to monitor performance; and

(xiii) Supplementary RATA information required under §75.59(a)(7), except that:

(A) The applicable data elements under §75.59(a)(7)(ii)(A) through (T) and under §75.59(a)(7)(iii)(A) through (M) shall be reported for flow RATAs at circular or rectangular stacks (or ducts) in which angular compensation for yaw and/or pitch angles is used (*i.e.*, Method 2F or 2G in appendices A-1 and A-2 to part 60 of this chapter), with or without wall effects adjustments;

(B) The applicable data elements under §75.59(a)(7)(ii)(A) through (T) and under §75.59(a)(7)(iii)(A) through (M) shall be reported for any flow RATA run at a circular stack in which Method 2 in appendices A-1 and A-2 to part 60 of this chapter is used and a wall effects adjustment factor is determined by direct measurement;

(C) The data under §75.59(a)(7)(ii)(T) shall be reported for all flow RATAs at circular stacks in which Method 2 in appendices A-1 and A-2 to part 60 of this chapter is used and a default wall effects adjustment factor is applied; and

(D) The data under §75.59(a)(7)(ix)(A) through (F) shall be reported for all flow RATAs at rectangular stacks or ducts in which Method 2 in appendices A-1 and A-2 to part 60 of this chapter is used and a wall effects adjustment factor is applied.

(3) Facility identification information, including:

(i) Facility/ORISPL number;

(ii) Calendar quarter and year for the data contained in the report; and

(iii) Version of the electronic data reporting format used for the report.

(4) In accordance with §75.62(a)(1), if any monitoring plan information required in §75.53 requires an update, either under §75.53(b) or elsewhere in this part, submission of the electronic monitoring plan update shall be completed prior to or concurrent with the submittal of the quarterly electronic data report for the appropriate quarter in which the update is required.

(5) The daily calibration error test and daily interference check information required in §75.59(a)(1) and (a)(2) must always be included in the electronic quarterly emissions report. All other certification, quality assurance, and quality control information in §75.59 that is not excluded from electronic reporting under paragraph (a)(2) or (a)(7) of this section shall be submitted separately, either prior to or concurrent with the submittal of the relevant electronic quarterly emissions report. However, reporting of the information in §75.59(a)(9)(x) is not required until September 26, 2011, and reporting of the information in §75.59(a)(15), (b)(6), and (d)(4) is not required until March 27, 2012.

(6) The information and hourly data required in §§75.57 through 75.59, and daily calibration error test data, daily interference check, and off-line calibration demonstration information required in §75.59(a)(1) and (2).

(7) Notwithstanding the requirements of paragraphs (a)(4) through (a)(6) of this section, the following information is excluded from electronic reporting:



- (i) Descriptions of adjustments, corrective action, and maintenance;
- (ii) Information which is incompatible with electronic reporting (e.g., field data sheets, lab analyses, quality control plan);
- (iii) Opacity data listed in §75.57(f), and in §75.59(a)(8);
- (iv) For units with SO<sub>2</sub> or NO<sub>x</sub> add-on emission controls that do not elect to use the approved site-specific parametric monitoring procedures for calculation of substitute data, the information in §75.58(b)(3);
- (v) Information required by §75.57(h) concerning the causes of any missing data periods and the actions taken to cure such causes;
- (vi) Hardcopy monitoring plan information required by §75.53 and hardcopy test data and results required by §75.59;
- (vii) Records of flow monitor and moisture monitoring system polynomial equations, coefficients, or “K” factors required by §75.59(a)(5)(vi) or §75.59(a)(5)(vii);
- (viii) Daily fuel sampling information required by §75.58(c)(3)(i) for units using assumed values under appendix D of this part;
- (ix) Information required by §§75.59(b)(1)(vi), (vii), (viii), (ix), and (xiii), and (b)(2)(iii) and (iv) concerning fuel flowmeter accuracy tests and transmitter/transducer accuracy tests;
- (x) Stratification test results required as part of the RATA supplementary records under §75.59(a)(7);
- (xi) Data and results of RATAs that are aborted or invalidated due to problems with the reference method or operational problems with the unit and data and results of linearity checks that are aborted or invalidated due to problems unrelated to monitor performance;
- (xii) Supplementary RATA information required under §75.59(a)(7)(i) through §75.59(a)(7)(v), except that:
  - (A) The applicable data elements under §75.59(a)(7)(ii)(A) through (T) and under §75.59(a)(7)(iii)(A) through (M) shall be reported for flow RATAs at circular or rectangular stacks (or ducts) in which angular compensation for yaw and/or pitch angles is used (*i.e.*, Method 2F or 2G in appendices A-1 and A-2 to part 60 of this chapter), with or without wall effects adjustments;
  - (B) The applicable data elements under §75.59(a)(7)(ii)(A) through (T) and under §75.59(a)(7)(iii)(A) through (M) shall be reported for any flow RATA run at a circular stack in which Method 2 in appendices A-1 and A-2 to part 60 of this chapter is used and a wall effects adjustment factor is determined by direct measurement;
  - (C) The data under §75.59(a)(7)(ii)(T) shall be reported for all flow RATAs at circular stacks in which Method 2 in appendices A-1 and A-2 to part 60 of this chapter is used and a default wall effects adjustment factor is applied; and
  - (D) The data under §75.59(a)(7)(ix)(A) through (F) shall be reported for all flow RATAs at rectangular stacks or ducts in which Method 2 in appendices A-1 and A-2 to part 60 of this chapter is used and a wall effects adjustment factor is applied; and
- (xiii) The certification required by section 6.1.2(b) of appendix A to this part and recorded under §75.57(a)(7).

(8) Tons (rounded to the nearest tenth) of SO<sub>2</sub> emitted during the quarter and cumulative SO<sub>2</sub> emissions for the calendar year.

(9) Average NO<sub>x</sub> emission rate (lb/mmBtu, rounded to the nearest thousandth) during the quarter and cumulative NO<sub>x</sub> emission rate for the calendar year.

(10) Tons of CO<sub>2</sub> emitted during quarter and cumulative CO<sub>2</sub> emissions for calendar year.

(11) Total heat input (mmBtu) for quarter and cumulative heat input for calendar year.

(12) Unit or stack or common pipe header operating hours for quarter and cumulative unit or stack or common pipe header operating hours for calendar year.

(13) For low mass emissions units for which the owner or operator is using the optional low mass emissions methodology in §75.19(c) to calculate NO<sub>x</sub> mass emissions, the designated representative must also report tons (rounded to the nearest tenth) of NO<sub>x</sub> emitted during the quarter and cumulative NO<sub>x</sub> mass emissions for the calendar year.

(14) For low mass emissions units using the optional long term fuel flow methodology under §75.19(c), for each quarter report the long term fuel flow for each fuel according to §75.58(f)(2).

(15) For units using the optional fuel flow to load procedure in section 2.1.7 of appendix D to this part, report both the fuel flow-to-load baseline data and the results of the fuel flow-to-load test each quarter.

(b) The designated representative shall affirm that the component/system identification codes and formulas in the quarterly electronic reports, submitted to the Administrator pursuant to §75.53, represent current operating conditions.

(c) *Compliance certification.* The designated representative shall submit a certification in support of each quarterly emissions monitoring report based on reasonable inquiry of those persons with primary responsibility for ensuring that all of the unit's emissions are correctly and fully monitored. The certification shall indicate whether the monitoring data submitted were recorded in accordance with the applicable requirements of this part including the quality control and quality assurance procedures and specifications of this part and its appendices, and any such requirements, procedures and specifications of an applicable excepted or approved alternative monitoring method. For a unit with add-on emission controls, the designated representative shall also include a certification, for all hours where data are substituted following the provisions of §75.34(a)(1), that the add-on emission controls were operating within the range of parameters listed in the monitoring plan and that the substitute values recorded during the quarter do not systematically underestimate SO<sub>2</sub> or NO<sub>x</sub> emissions, pursuant to §75.34.

(d) *Electronic format.* Each quarterly report shall be submitted in a format to be specified by the Administrator, including both electronic submission of data and (unless otherwise approved by the Administrator) electronic submission of compliance certifications.

(e) [Reserved]

(f) *Method of submission.* Beginning with the quarterly report for the first quarter of the year 2001, all quarterly reports shall be submitted to EPA by direct computer-to-computer electronic transfer via EPA-provided software, unless otherwise approved by the Administrator.

(g) At his or her discretion, the DR may include important explanatory text or comments with an electronic quarterly report submittal, so long as the information is provided in a format that is compatible with the other data required to be reported under this section.

[64 FR 28622, May 26, 1999, as amended at 67 FR 40444, June 12, 2002; 73 FR 4357, Jan. 24, 2008; 76 FR 17317, Mar. 28, 2011]

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### **§75.65 Opacity reports.**

The owner or operator or designated representative shall report excess emissions of opacity recorded under §75.57(f) to the applicable State or local air pollution control agency.

[64 FR 28623, May 26, 1999, as amended at 67 FR 40444, June 12, 2002]

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### **§75.66 Petitions to the Administrator.**

(a) *General.* The designated representative for an affected unit subject to the requirements of this part may submit a petition to the Administrator requesting that the Administrator exercise his or her discretion to approve an alternative to any requirement prescribed in this part or incorporated by reference in this part. Any such petition shall be submitted in accordance with the requirements of this section. The designated representative shall comply with the signatory requirements of §72.21 of this chapter for each submission.

(b) *Alternative flow monitoring method petition.* In cases where no location exists for installation of a flow monitor in either the stack or the ducts serving an affected unit that satisfies the minimum physical siting criteria in appendix A of this part or where installation of a flow monitor in either the stack or duct is demonstrated to the satisfaction of the Administrator to be technically infeasible, the designated representative for the affected unit may petition the Administrator for an alternative method for monitoring volumetric flow. The petition shall, at a minimum, contain the following information:

(1) Identification of the affected unit(s);

(2) Description of why the minimum siting criteria cannot be met within the existing ductwork or stack(s). This description shall include diagrams of the existing ductwork or stack, as well as documentation of any attempts to locate a flow monitor; and

(3) Description of proposed alternative method for monitoring flow.

(c) *Alternative to standards incorporated by reference.* The designated representative for an affected unit may apply to the Administrator for an alternative to any standard incorporated by reference and prescribed in this part. The designated representative shall include the following information in an application:

(1) A description of why the prescribed standard is not being used;

(2) A description and diagram(s) of any equipment and procedures used in the proposed alternative;

(3) Information demonstrating that the proposed alternative produces data acceptable for use in the Acid Rain Program, including accuracy and precision statements, NIST traceability certificates or protocols, or other supporting data, as applicable to the proposed alternative.

(d) *Alternative monitoring system petitions.* The designated representative for an affected unit may submit a petition to the Administrator for approval and certification of an alternative monitoring system or component

according to the procedure in subpart E of this part. Each petition shall contain the information and data specified in subpart E, including the information specified in §75.48, in a format to be specified by the Administrator.

(e) *Parametric monitoring procedure petitions.* The designated representative for an affected unit may submit a petition to the Administrator, where each petition shall contain the information specified in §75.58(b) for the use of a parametric monitoring method. The Administrator will either:

(1) Publish a notice in the FEDERAL REGISTER indicating receipt of a parametric monitoring procedure petition;, or

(2) Notify interested parties of receipt of a parametric monitoring petition.

(f) [Reserved]

(g) *Petitions for emissions or heat input apportionments.* The designated representative of an affected unit shall provide information to describe a method for emissions or heat input apportionment under §§75.13, 75.16, 75.17, or appendix D of this part. This petition may be submitted as part of the monitoring plan. Such a petition shall contain, at a minimum, the following information:

(1) A description of the units, including their fuel type, their boiler type, and their categorization as Phase I units, substitution units, compensating units, Phase II units, new units, or non-affected units;

(2) A formula describing how the emissions or heat input are to be apportioned to which units;

(3) A description of the methods and parameters used to apportion the emissions or heat input; and

(4) Any other information necessary to demonstrate that the apportionment method accurately measures emissions or heat input and does not underestimate emissions or heat input from affected units.

(h) *Partial recertification petition.* The designated representative of an affected unit may provide information and petition the Administrator to specify which of the certification tests required by §75.20 apply for partial recertification of the affected unit. Such a petition shall include the following information:

(1) Identification of the monitoring system(s) being changed;

(2) A description of the changes being made to the system;

(3) An explanation of why the changes are being made; and

(4) A description of the possible effect upon the monitoring system's ability to measure, record, and report emissions.

(i) [Reserved]

(j) *Petition for alternative method of accounting for emissions prior to completion of certification tests.* The designated representative for an affected unit may submit a petition to the Administrator to use an alternative to the procedures in §75.4(d)(3), (e)(3), (f)(3) or (g)(3) to account for emissions during the period between the compliance date for a unit and the completion of certification testing for that unit. The designated representative shall include:

(1) Identification of the affected unit(s);

(2) A detailed explanation of the alternative method to account for emissions of the following parameters, as applicable: SO<sub>2</sub> mass emissions (in lbs), NO<sub>x</sub> emission rate (in lbs/mmBtu), CO<sub>2</sub> mass emissions (in lbs) and, if the unit is subject to the requirements of subpart H of this part, NO<sub>x</sub> mass emissions (in lbs); and

(3) A demonstration that the proposed alternative does not underestimate emissions.

(k) *Petition for an alternative to the stabilization criteria for the cycle time test in section 6.4 of appendix A to this part.* The designated representative for an affected unit may submit a petition to the Administrator to use an alternative stabilization criteria for the cycle time test in section 6.4 of appendix A to this part, if the installed monitoring system does not record data in 1-minute or 3-minute intervals. The designated representative shall provide a description of the alternative criteria.

(l) *Any other petitions to the Administrator under this part.* Except for petitions addressed in paragraphs (b) through (k) of this section, any petition submitted under this paragraph shall include sufficient information for the evaluation of the petition, including, at a minimum, the following information:

(1) Identification of the affected plant and unit(s);

(2) A detailed explanation of why the proposed alternative is being suggested in lieu of the requirement;

(3) A description and diagram of any equipment and procedures used in the proposed alternative, if applicable;

(4) A demonstration that the proposed alternative is consistent with the purposes of the requirement for which the alternative is proposed and is consistent with the purposes of this part and of section 412 of the Act and that any adverse effect of approving such alternative will be *de minimis*; and

(5) Any other relevant information that the Administrator may require.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26540, 26569, May 17, 1995; 61 FR 59162, Nov. 20, 1996; 64 FR 28623, May 26, 1999; 67 FR 40444, June 12, 2002; 73 FR 4358, Jan. 24, 2008]

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#### **§75.67 Retired units petitions.**

(a) [Reserved]

(b) For combustion sources seeking to enter the Opt-in Program in accordance with part 74 of this chapter that will be permanently retired and governed upon entry into the Opt-in Program by a thermal energy plan in accordance with §74.47 of this chapter, an exemption from the requirements of this part, including the requirement to install and certify a continuous emissions monitoring system, may be obtained from the Administrator if the designated representative submits to the Administrator a petition for such an exemption prior to the deadline in §75.4 by which the continuous emission or opacity monitoring systems must complete the required certification tests.

[60 FR 17131, Apr. 4, 1995, as amended at 60 FR 26541, May 17, 1995; 62 FR 55487, Oct. 24, 1997]

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## **Subpart H—NO<sub>x</sub> Mass Emissions Provisions**

SOURCE: 63 FR 57507, Oct. 27, 1998, unless otherwise noted.

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#### **§75.70 NO<sub>x</sub> mass emissions provisions.**

(a) *Applicability.* The owner or operator of a unit shall comply with the requirements of this subpart to the extent that compliance is required by an applicable State or federal NO<sub>x</sub> mass emission reduction program that incorporates by reference, or otherwise adopts the provisions of, this subpart.

(1) For purposes of this subpart, the term “affected unit” shall mean any unit that is subject to a State or federal NO<sub>x</sub> mass emission reduction program requiring compliance with this subpart, the term “non-affected unit” shall mean any unit that is not subject to such a program, the term “permitting authority” shall mean the permitting authority under an applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart, and the term “designated representative” shall mean the responsible party under the applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart.

(2) In addition, the provisions of subparts A, C, D, E, F, and G and appendices A through G of this part applicable to NO<sub>x</sub> concentration, flow rate, NO<sub>x</sub> emission rate and heat input, as set forth and referenced in this subpart, shall apply to the owner or operator of a unit required to meet the requirements of this subpart by a State or federal NO<sub>x</sub> mass emission reduction program. When applying these requirements, the term “affected unit” shall mean any unit that is subject to a State or federal NO<sub>x</sub> mass emission reduction program requiring compliance with this subpart, the term “permitting authority” shall mean the permitting authority under an applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart, and the term “designated representative” shall mean the responsible party under the applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart. The requirements of this part for SO<sub>2</sub>, CO<sub>2</sub> and opacity monitoring, recordkeeping and reporting do not apply to units that are subject to a State or federal NO<sub>x</sub> mass emission reduction program only and are not affected units with an Acid Rain emission limitation.

(b) *Compliance dates.* The owner or operator of an affected unit shall meet the compliance deadlines established by an applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart.

(c) *Prohibitions.* (1) No owner or operator of an affected unit or a non-affected unit under §75.72(b)(2)(ii) shall use any alternative monitoring system, alternative reference method, or any other alternative for the required continuous emission monitoring system without having obtained prior written approval in accordance with paragraph (h) of this section.

(2) No owner or operator of an affected unit or a non-affected unit under §75.72(b)(2)(ii) shall operate the unit so as to discharge, or allow to be discharged emissions of NO<sub>x</sub> to the atmosphere without accounting for all such emissions in accordance with the applicable provisions of this part, except as provided in §75.74.

(3) No owner or operator of an affected unit or a non-affected unit under §75.72(b)(2)(ii) shall disrupt the continuous emission monitoring system, any portion thereof, or any other approved emission monitoring method, and thereby avoid monitoring and recording NO<sub>x</sub> mass emissions discharged into the atmosphere, except for periods of recertification or periods when calibration, quality assurance testing, or maintenance is performed in accordance with the provisions of this part applicable to monitoring systems under §75.71, except as provided in §75.74.

(4) No owner or operator of an affected unit or a non-affected unit under §75.72(b)(2)(ii) shall retire or permanently discontinue use of the continuous emission monitoring system, any component thereof, or any other approved emission monitoring system under this part, except under any one of the following circumstances:

(i) During the period that the unit is covered by a retired unit exemption that is in effect under the State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart;

(ii) The owner or operator is monitoring NO<sub>x</sub> mass emissions from the affected unit with another certified monitoring system approved, in accordance with the provisions of paragraph (d) of this section; or

(iii) The designated representative submits notification of the date of certification testing of a replacement monitoring system in accordance with §75.61.

(d) *Initial certification and recertification procedures.* (1) The owner or operator of an affected unit that is subject to an Acid Rain emissions limitation shall comply with the initial certification and recertification procedures in §75.20 of this part, except that the owner or operator shall meet any additional requirements set forth in an applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart.

(2) The owner or operator of an affected unit that is not subject to an Acid Rain emissions limitation shall comply with the initial certification and recertification procedures established by an applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart. The owner or operator of an affected unit that is subject to an Acid Rain emissions limitation shall comply with the initial certification and recertification procedures established by an applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart for any additional NO<sub>x</sub>-diluent CEMS, flow monitors, diluent monitors or NO<sub>x</sub> concentration monitoring system required under the NO<sub>x</sub> mass emissions provisions of §75.71 or the common stack provisions in §75.72.

(e) *Quality assurance and quality control requirements.* For units that use continuous emission monitoring systems to account for NO<sub>x</sub> mass emissions, the owner or operator shall meet the applicable quality assurance and quality control requirements in §75.21, appendix B to this part, and §75.74(c) for the NO<sub>x</sub>-diluent continuous emission monitoring systems, flow monitoring systems, NO<sub>x</sub> concentration monitoring systems, moisture monitoring systems, and diluent monitors required under §75.71. Units using the low mass emissions excepted methodology under §75.19 shall meet the applicable quality assurance requirements of that section, except as otherwise provided in §75.74(c). Units using excepted monitoring methods under appendices D and E to this part shall meet the applicable quality assurance requirements of those appendices.

(f) *Missing data procedures.* Except as provided in §75.34, paragraph (g) of this section, and §75.74(c)(7), the owner or operator shall provide substitute data from monitoring systems required under §75.71 for each affected unit as follows:

(1) For an owner or operator using a continuous emissions monitoring system, substitute for missing data in accordance with the applicable missing data procedures in §§75.31 through 75.37 whenever the unit combusts fuel and:

(i) A valid, quality-assured hour of NO<sub>x</sub> emission rate data (in lb/mmBtu) has not been measured and recorded for a unit by a certified NO<sub>x</sub>-diluent continuous emission monitoring system or by an approved monitoring system under subpart E of this part;

(ii) A valid, quality-assured hour of flow data (in scfh) has not been measured and recorded for a unit from a certified flow monitor or by an approved alternative monitoring system under subpart E of this part;

(iii) A valid, quality-assured hour of heat input rate data (in mmBtu/hr) has not been measured and recorded for a unit from a certified flow monitor and a certified diluent (CO<sub>2</sub> or O<sub>2</sub>) monitor or by an approved alternative monitoring system under subpart E of this part, where heat input is required either for calculating NO<sub>x</sub> mass or allocating allowances under the applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart;

(iv) A valid, quality-assured hour of NO<sub>x</sub> concentration data (in ppm) has not been measured and recorded by a certified NO<sub>x</sub> concentration monitoring system, or by an approved alternative monitoring method under subpart E of this part, where the owner or operator chooses to use a NO<sub>x</sub> concentration monitoring system with a flow monitor, to calculate NO<sub>x</sub> mass emissions. The initial missing data procedures for determining monitor data availability and

the standard missing data procedures for a NO<sub>x</sub> concentration monitoring system shall be the same as the procedures specified for a NO<sub>x</sub>-diluent continuous emission monitoring system under §§75.31, 75.32, and 75.33; or

(v) A valid, quality-assured hour of moisture data (in percent H<sub>2</sub>O) has not been measured or recorded for an affected unit, either by a certified moisture monitoring system or an approved alternative monitoring method under subpart E of this part. This requirement does not apply when a default percent moisture value, as provided in §75.11(b) or §75.12(b), is used to account for the hourly moisture content of the stack gas.

(2) For an owner or operator using an excepted monitoring system under appendix D or E of this part, substitute for missing data in accordance with the missing data procedures in section 2.4 of appendix D to this part or in section 2.5 of appendix E to this part whenever the unit combusts fuel and:

(i) A valid, quality-assured hour of fuel flow rate data has not been measured and recorded by a certified fuel flowmeter that is part of an excepted monitoring system under appendix D or E of this part; or

(ii) A fuel sample value for gross calorific value, or if necessary, density or specific gravity, from a sample taken and analyzed in accordance with appendix D of this part is not available; or

(iii) A valid, quality-assured hour of NO<sub>x</sub> emission rate data has not been obtained according to the procedures and specifications of appendix E to this part.

(g) *Reporting data prior to initial certification.* If the owner or operator of an affected unit has not successfully completed all certification tests required by the State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart by the applicable date required by that program, he or she shall determine, record and report hourly data prior to initial certification using one of the following procedures, consistent with the monitoring equipment to be certified:

(1) For units that the owner or operator intends to monitor for NO<sub>x</sub> mass emissions using NO<sub>x</sub> emission rate and heat input rate, the maximum potential NO<sub>x</sub> emission rate and the maximum potential hourly heat input of the unit, as defined in §72.2 of this chapter.

(2) For units that the owner or operator intends to monitor for NO<sub>x</sub> mass emissions using a NO<sub>x</sub> concentration monitoring system and a flow monitoring system, the maximum potential concentration of NO<sub>x</sub> and the maximum potential flow rate, as defined in section 2.1.4.1 of appendix A to this part;

(3) For any unit, the reference methods under §75.22 of this part.

(4) For any unit using the low mass emission excepted monitoring methodology under §75.19, the procedures in paragraphs (g)(1) or (2) of this section.

(5) Any unit using the procedures in paragraph (g)(2) of this section that is required to report heat input for purposes of allocating allowances shall also report the maximum potential hourly heat input of the unit, as defined in §72.2 of this chapter.

(6) For any unit using continuous emissions monitors, the conditional data validation procedures in §75.20(b)(3)(ii) through (b)(3)(ix).

(h) *Petitions.* (1) The designated representative of an affected unit that is subject to an Acid Rain emissions limitation may submit a petition to the Administrator requesting an alternative to any requirement of this subpart. Such a petition shall meet the requirements of §75.66 and any additional requirements established by an applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart. Use of an alternative to any requirement of this subpart is in accordance with this subpart and with such State or federal



NO<sub>x</sub> mass emission reduction program only to the extent that the petition is approved by the Administrator, in consultation with the permitting authority.

(2) Notwithstanding paragraph (h)(1) of this section, petitions requesting an alternative to a requirement concerning any additional CEMS required solely to meet the common stack provisions of §75.72 shall be submitted to the permitting authority and the Administrator and shall be governed by paragraph (h)(3)(ii) of this section. Such a petition shall meet the requirements of §75.66 and any additional requirements established by an applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart.

(3)(i) The designated representative of an affected unit that is not subject to an Acid Rain emissions limitation may submit a petition to the permitting authority and the Administrator requesting an alternative to any requirement of this subpart. Such a petition shall meet the requirements of §75.66 and any additional requirements established by an applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart.

(ii) Use of an alternative to any requirement of this subpart is in accordance with this subpart only to the extent that it is approved by the Administrator and by the permitting authority if required by an applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart.

[63 FR 57507, Oct. 27, 1998, as amended at 64 FR 28624, May 26, 1999; 67 FR 40444, June 12, 2002]

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#### **§75.71 Specific provisions for monitoring NO<sub>x</sub> and heat input for the purpose of calculating NO<sub>x</sub> mass emissions.**

(a) *Coal-fired units.* The owner or operator of a coal-fired affected unit shall either:

(1) Meet the general operating requirements in §75.10 for a NO<sub>x</sub>-diluent continuous emission monitoring system (consisting of a NO<sub>x</sub> pollutant concentration monitor, an O<sub>2</sub> or CO<sub>2</sub> diluent gas monitor, and a data acquisition and handling system) to measure NO<sub>x</sub> emission rate and for a flow monitoring system and an O<sub>2</sub> or CO<sub>2</sub> diluent gas monitoring system to measure heat input rate, except as provided in accordance with subpart E of this part; or

(2) Meet the general operating requirements in §75.10 for a NO<sub>x</sub> concentration monitoring system (consisting of a NO<sub>x</sub> pollutant concentration monitor and a data acquisition and handling system) to measure NO<sub>x</sub> concentration and for a flow monitoring system. In addition, if heat input is required to be reported under the applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart, the owner or operator also must meet the general operating requirements for a flow monitoring system and an O<sub>2</sub> or CO<sub>2</sub> monitoring system to measure heat input rate. These requirements must be met, except as provided in accordance with subpart E of this part.

(b) *Moisture correction.* (1) If a correction for the stack gas moisture content is needed to properly calculate the NO<sub>x</sub> emission rate in lb/mmBtu (e.g., if the NO<sub>x</sub> pollutant concentration monitor in a NO<sub>x</sub>-diluent monitoring system measures on a different moisture basis from the diluent monitor), or to calculate the heat input rate, the owner or operator of an affected unit shall account for the moisture content of the flue gas on a continuous basis in accordance with §75.12(b).

(2) If a correction for the stack gas moisture content is needed to properly calculate NO<sub>x</sub> mass emissions in tons, in the case where a NO<sub>x</sub> concentration monitoring system which measures on a dry basis is used with a flow rate monitor to determine NO<sub>x</sub> mass emissions, the owner or operator of an affected unit shall account for the moisture content of the flue gas on a continuous basis in accordance with §75.11(b) except that the term “SO<sub>2</sub>” shall be replaced by the term “NO<sub>x</sub>.”

(3) If a correction for the stack gas moisture content is needed to properly calculate NO<sub>x</sub> mass emissions, in the case where a diluent monitor that measures on a dry basis is used with a flow rate monitor to determine heat input rate, which is then multiplied by the NO<sub>x</sub> emission rate, the owner or operator shall install, operate, maintain, and quality assure a continuous moisture monitoring system, as described in §75.11(b).

(c) *Gas-fired nonpeaking units or oil-fired nonpeaking units.* The owner or operator of an affected unit that, based on information submitted by the designated representative in the monitoring plan, qualifies as a gas-fired or oil-fired unit but not as a peaking unit, as defined in §72.2 of this chapter, shall either:

(1) Meet the requirements of paragraph (a) of this section and, if applicable, paragraph (b) of this section; or

(2) Meet the general operating requirements in §75.10 for a NO<sub>x</sub>-diluent continuous emission monitoring system, except as provided in accordance with subpart E of this part, and use the procedures specified in appendix D to this part for determining hourly heat input rate. However, for a common pipe configuration, the heat input rate apportionment provisions in section 2.1.2 of appendix D to this part shall not be used to meet the NO<sub>x</sub> mass reporting provisions of this subpart, unless all of the units served by the common pipe are affected units and have similar efficiencies; or

(3) Meet the requirements of the low mass emission excepted methodology under paragraph (e)(2) of this section and under §75.19, if applicable.

(d) *Gas-fired or oil-fired peaking units.* The owner or operator of an affected unit that qualifies as a peaking unit and as either gas-fired or oil-fired, as defined in §72.2 of this chapter, based on information submitted by the designated representative in the monitoring plan, shall either:

(1) Meet the requirements of paragraph (c) of this section; or

(2) Use the procedures in appendix D to this part for determining hourly heat input and the procedure specified in appendix E to this part for estimating hourly NO<sub>x</sub> emission rate. However, for a common pipe configuration, the heat input apportionment provisions in section 2.1.2 of appendix D to this part shall not be used to meet the NO<sub>x</sub> mass reporting provisions of this subpart unless all of the units served by the common pipe are affected units and have similar efficiencies. In addition, if after certification of an excepted monitoring system under appendix E to this part, the operation of a unit that reports emissions on an annual basis under §75.74(a) of this part exceeds a capacity factor of 20.0 percent in any calendar year or exceeds an annual capacity factor of 10.0 percent averaged over three years, or the operation of a unit that reports emissions on an ozone season basis under §75.74(b) of this part exceeds a capacity factor of 20.0 percent in any ozone season or exceeds an ozone season capacity factor of 10.0 percent averaged over three years, the owner or operator shall meet the requirements of paragraph (c)(1) or (c)(2) of this section by no later than December 31 of the following calendar year. If the required CEMS are not installed and certified by that date, the owner or operator shall report hourly NO<sub>x</sub> mass emissions as the product of the maximum potential NO<sub>x</sub> emission rate (MER) and the maximum hourly heat input of the unit (as defined in §72.2 of this chapter), starting with the first unit operating hour after the deadline and continuing until the CEMS are provisionally certified.

(e) *Low mass emissions units.* Notwithstanding the requirements of paragraphs (c) and (d) of this section, for an affected unit using the low mass emissions (LME) unit under §75.19 to estimate hourly NO<sub>x</sub> emission rate, heat input and NO<sub>x</sub> mass emissions, the owner or operator shall calculate the ozone season NO<sub>x</sub> mass emissions by summing all of the estimated hourly NO<sub>x</sub> mass emissions in the ozone season, as determined under §75.19 (c)(4)(ii)(A), and dividing this sum by 2000 lb/ton.

(f) *Other units.* The owner or operator of an affected unit that combusts wood, refuse, or other materials shall comply with the monitoring provisions specified in paragraph (a) of this section and, where applicable, paragraph (b) of this section.

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**§75.72 Determination of NO<sub>x</sub> mass emissions for common stack and multiple stack configurations.**

The owner or operator of an affected unit shall either: calculate hourly NO<sub>x</sub> mass emissions (in lbs) by multiplying the hourly NO<sub>x</sub> emission rate (in lbs/mmBtu) by the hourly heat input rate (in mmBtu/hr) and the unit or stack operating time (as defined in §72.2), or, as provided in paragraph (e) of this section, calculate hourly NO<sub>x</sub> mass emissions from the hourly NO<sub>x</sub> concentration (in ppm) and the hourly stack flow rate (in scfh). Only one methodology for determining NO<sub>x</sub> mass emissions shall be identified in the monitoring plan for each monitoring location at any given time. The owner or operator shall also calculate quarterly and cumulative year-to-date NO<sub>x</sub> mass emissions and cumulative NO<sub>x</sub> mass emissions for the ozone season (in tons) by summing the hourly NO<sub>x</sub> mass emissions according to the procedures in section 8 of appendix F to this part.

(a) *Unit utilizing common stack with other affected unit(s).* When an affected unit utilizes a common stack with one or more affected units, but no nonaffected units, the owner or operator shall either:

(1) Install, certify, operate, and maintain a NO<sub>x</sub>-diluent continuous emissions monitoring system and a flow monitoring system in the common stack, record the combined NO<sub>x</sub> mass emissions for the units exhausting to the common stack, and, for purposes of determining the hourly unit heat input rates, either:

(i) Apportion the common stack heat input rate to the individual units according to the procedures in §75.16(e)(3); or

(ii) Install, certify, operate, and maintain a flow monitoring system and diluent monitor in the duct to the common stack from each unit; or

(iii) If any of the units using the common stack are eligible to use the procedures in appendix D to this part,

(A) Use the procedures in appendix D to this part to determine heat input rate for that unit; and

(B) Install, certify, operate, and maintain a flow monitoring system and a diluent monitor in the duct to the common stack for each remaining unit; or

(2) Install, certify, operate, and maintain a NO<sub>x</sub>-diluent continuous emissions monitoring system in the duct to the common stack from each unit and, for purposes of heat input determination, either:

(i) Install, certify, operate, and maintain a flow monitoring system in the duct to the common stack from each unit; or

(ii) For any unit using the common stack and eligible to use the procedures in appendix D to this part,

(A) Use the procedures in appendix D to determine heat input rate for that unit; and

(B) Install, certify, operate, and maintain a flow monitoring system in the duct to the common stack for each remaining unit.

(b) *Unit utilizing common stack with nonaffected unit(s).* When one or more affected units utilizes a common stack with one or more nonaffected units, the owner or operator shall either:

(1) Install, certify, operate, and maintain a NO<sub>x</sub>-diluent continuous emission monitoring system in the duct to the common stack from each affected unit and, for purposes of heat input determination,

(i) Install, certify, operate, and maintain a flow monitoring system in the duct to the common stack from each affected unit; or

(ii) For any affected unit using the common stack and eligible to use the procedures in appendix D to this part,

(A) Use the procedures in appendix D to determine heat input for that unit; however, for a common pipe configuration, the heat input apportionment provisions in section 2.1.2 of appendix D to this part shall not be used to meet the NO<sub>x</sub> mass reporting provisions of this subpart unless all of the units served by the common pipe are affected units and have similar efficiencies; and

(B) Install, certify, operate, and maintain a flow monitoring system in the duct to the common stack for each remaining affected unit that exhausts to the common stack; or

(2) Install, certify, operate, and maintain a NO<sub>x</sub>-diluent continuous emission monitoring system in the common stack; and

(i) Designate the nonaffected units as affected units in accordance with the applicable State or federal NO<sub>x</sub> mass emissions reduction program and meet the requirements of paragraph (a)(1) of this section; or

(ii) Install, certify, operate, and maintain a flow monitoring system in the common stack and a NO<sub>x</sub>-diluent continuous emission monitoring system in the duct to the common stack from each nonaffected unit. The designated representative shall submit a petition to the permitting authority and the Administrator to allow a method of calculating and reporting the NO<sub>x</sub> mass emissions from the affected units as the difference between NO<sub>x</sub> mass emissions measured in the common stack and NO<sub>x</sub> mass emissions measured in the ducts of the nonaffected units, not to be reported as an hourly value less than zero. The permitting authority and the Administrator may approve such a method whenever the designated representative demonstrates, to the satisfaction of the permitting authority and the Administrator, that the method ensures that the NO<sub>x</sub> mass emissions from the affected units are not underestimated. In addition, the owner or operator shall also either:

(A) Install, certify, operate, and maintain a flow monitoring system in the duct from each nonaffected unit or,

(B) For any nonaffected unit exhausting to the common stack and otherwise eligible to use the procedures in appendix D to this part, determine heat input rate using the procedures in appendix D for that unit. However, for a common pipe serving both affected and non-affected units, the heat input rate apportionment provisions in section 2.1.2 of appendix D to this part shall not be used to meet the NO<sub>x</sub> mass reporting provisions of this subpart. For any remaining nonaffected unit that exhausts to the common stack, install, certify, operate, and maintain a flow monitoring system in the duct to the common stack; or

(iii) Install a flow monitoring system in the common stack and record the combined emissions from all units as the combined NO<sub>x</sub> mass emissions for the affected units for recordkeeping and compliance purposes, in accordance with paragraph (a) of this section; or

(iv) Submit a petition to the permitting authority and the Administrator to allow use of a method for apportioning NO<sub>x</sub> mass emissions measured in the common stack to each of the units using the common stack and for reporting the NO<sub>x</sub> mass emissions. The permitting authority and the Administrator may approve such a method whenever the designated representative demonstrates, to the satisfaction of the permitting authority and the Administrator, that the method ensures that the NO<sub>x</sub> mass emissions from the affected units are not underestimated.

(c) *Unit with a main stack and a bypass stack.* Whenever any portion of the flue gases from an affected unit can be routed through a bypass stack to avoid the installed NO<sub>x</sub>-diluent continuous emissions monitoring system or NO<sub>x</sub> concentration monitoring system, the owner and operator shall either:

(1) Install, certify, operate, and maintain separate NO<sub>x</sub>-diluent continuous emissions monitoring systems and flow monitoring systems on the main stack and the bypass stack and calculate NO<sub>x</sub> mass emissions for the unit as the sum of the NO<sub>x</sub> mass emissions measured at the two stacks;

(2) Monitor NO<sub>x</sub> mass emissions at the main stack using a NO<sub>x</sub>-diluent CEMS and a flow monitoring system and measure NO<sub>x</sub> mass emissions at the bypass stack using the reference methods in §75.22(b) for NO<sub>x</sub> concentration, flow rate, and diluent gas concentration, or NO<sub>x</sub> concentration and flow rate, and calculate NO<sub>x</sub> mass emissions for the unit as the sum of the emissions recorded by the installed monitoring systems on the main stack and the emissions measured by the reference method monitoring systems; or

(3) Install, certify, operate, and maintain a NO<sub>x</sub>-diluent CEMS and a flow monitoring system only on the main stack. If this option is chosen, it is not necessary to designate the exhaust configuration as a multiple stack configuration in the monitoring plan required under §75.53, since only the main stack is monitored. For each unit operating hour in which the bypass stack is used and the emissions are either uncontrolled (or the add-on controls are not documented to be operating properly), report NO<sub>x</sub> mass emissions as follows. If the unit heat input is determined using a flow monitor and a diluent monitor, report NO<sub>x</sub> mass emissions using the maximum potential NO<sub>x</sub> emission rate, the maximum potential flow rate, and either the maximum potential CO<sub>2</sub> concentration or the minimum potential O<sub>2</sub> concentration (as applicable). The maximum potential NO<sub>x</sub> emission rate may be specific to the type of fuel combusted in the unit during the bypass (see §75.33(c)(8)). If the unit heat input is determined using a fuel flowmeter, in accordance with appendix D to this part, report NO<sub>x</sub> mass emissions as the product of the maximum potential NO<sub>x</sub> emission rate and the actual measured hourly heat input rate. Alternatively, for a unit with NO<sub>x</sub> add-on emission controls, for each unit operating hour in which the bypass stack is used but the add-on NO<sub>x</sub> emission controls are not bypassed, the owner or operator may report the maximum controlled NO<sub>x</sub> emission rate (MCR) instead of the maximum potential NO<sub>x</sub> emission rate provided that the add-on controls are documented to be operating properly, as described in the quality assurance/quality control program for the unit, required by section 1 in appendix B of this part. To provide the necessary documentation, the owner or operator shall record parametric data to verify the proper operation of the NO<sub>x</sub> add-on emission controls as described in §75.34(d). Furthermore, the owner or operator shall calculate the MCR using the procedure described in section 2.1.2.1(b) of appendix A to this part by replacing the words “maximum potential NO<sub>x</sub> emission rate (MER)” with the words “maximum controlled NO<sub>x</sub> emission rate (MCR)” and by using the NO<sub>x</sub> MEC in the calculations instead of the NO<sub>x</sub> MPC.

(d) *Unit with multiple stack or duct configuration.* When the flue gases from an affected unit discharge to the atmosphere through more than one stack, or when the flue gases from an affected unit utilize two or more ducts feeding into a single stack and the owner or operator chooses to monitor in the ducts rather than in the stack, the owner or operator shall either:

(1) Install, certify, operate, and maintain a NO<sub>x</sub>-diluent continuous emission monitoring system and a flow monitoring system in each of the multiple stacks and determine NO<sub>x</sub> mass emissions from the affected unit as the sum of the NO<sub>x</sub> mass emissions recorded for each stack. If another unit also exhausts flue gases into one of the monitored stacks, the owner or operator shall comply with the applicable requirements of paragraphs (a) and (b) of this section, in order to properly determine the NO<sub>x</sub> mass emissions from the units using that stack;

(2) Install, certify, operate, and maintain a NO<sub>x</sub>-diluent continuous emissions monitoring system and a flow monitoring system in each of the ducts that feed into the stack, and determine NO<sub>x</sub> mass emissions from the affected unit using the sum of the NO<sub>x</sub> mass emissions measured at each duct; or

(3) If the unit is eligible to use the procedures in appendix D to this part and if the conditions and restrictions of §75.17(c)(2) are fully met, install, certify, operate, and maintain a NO<sub>x</sub>-diluent continuous emissions monitoring

system in one of the ducts feeding into the stack or in one of the multiple stacks, (as applicable) in accordance with §75.17(c)(2), and use the procedures in appendix D to this part to determine heat input rate for the unit.

(e) *Units using a NO<sub>x</sub> concentration monitoring system and a flow monitoring system to determine NO<sub>x</sub> mass.* The owner or operator may use a NO<sub>x</sub> concentration monitoring system and a flow monitoring system to determine NO<sub>x</sub> mass emissions for the cases described in paragraphs (a) through (c) of this section and in paragraph (d)(1) or paragraph (d)(2) of this section (in place of a NO<sub>x</sub>-diluent continuous emissions monitoring system and a flow monitoring system). However, this option may not be used for the case described in paragraph (d)(3) of this section. When using this approach, calculate NO<sub>x</sub> mass according to sections 8.2 and 8.3 in appendix F to this part. In addition, if an applicable State or federal NO<sub>x</sub> mass reduction program requires determination of a unit's heat input, the owner or operator must either:

(1) Install, certify, operate, and maintain a CO<sub>2</sub> or O<sub>2</sub> diluent monitor in the same location as each flow monitoring system. In addition, the owner or operator must provide heat input rate values for each unit utilizing a common stack. The owner or operator may either:

(i) Apportion heat input rate from the common stack to each unit according to §75.16(e)(3), where all units utilizing the common stack are affected units, or

(ii) Measure heat input from each affected unit, using a flow monitor and a CO<sub>2</sub> or O<sub>2</sub> diluent monitor in the duct from each affected unit; or

(2) For units that are eligible to use appendix D to this part, use the procedures in appendix D to this part to determine heat input rate for the unit. However, the use of a fuel flowmeter in a common pipe header and the provisions of sections 2.1.2.1 and 2.1.2.2 of appendix D of this part are not applicable to any unit that is using the provisions of this subpart to monitor, record, and report NO<sub>x</sub> mass emissions under a State or federal NO<sub>x</sub> mass emission reduction program and that shares a common pipe with a nonaffected unit.

(f) [Reserved]

(g) *Procedures for apportioning heat input to the unit level.* If the owner or operator of a unit using the common stack monitoring provisions in paragraphs (a) or (b) of this section does not monitor and record heat input at the unit level and the owner or operator is required to do so under an applicable State or federal NO<sub>x</sub> mass emission reduction program, apportion heat input from the common stack to each unit according to §75.16(e)(3).

[63 FR 57507, Oct. 27, 1998, as amended at 67 FR 40445, June 12, 2002; 73 FR 4358, Jan. 24, 2008]

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### **§75.73 Recordkeeping and reporting.**

(a) *General recordkeeping provisions.* The owner or operator of any affected unit shall maintain for each affected unit and each non-affected unit under §75.72(b)(2)(ii) a file of all measurements, data, reports, and other information required by this part at the source in a form suitable for inspection for at least three (3) years from the date of each record. Except for the certification data required in §75.57(a)(4) and the initial submission of the monitoring plan required in §75.57(a)(5), the data shall be collected beginning with the earlier of the date of provisional certification or the compliance deadline in §75.70(b). The certification data required in §75.57(a)(4) shall be collected beginning with the date of the first certification test performed. The file shall contain the following information:

(1) The information required in §§75.57(a)(2), (a)(4), (a)(5), (a)(6), (b), (c)(2), (d), (g), and (h).

(2) The information required in §§75.58(b)(2) or (b)(3) (for units with add-on NO<sub>x</sub> emission controls), as applicable, (d) (as applicable for units using Appendix E to this part), and (f) (as applicable for units using the low mass emissions unit provisions of §75.19).

(3) For each hour when the unit is operating, NO<sub>x</sub> mass emissions, calculated in accordance with section 8.1 of appendix F to this part.

(4) During the second and third calendar quarters, cumulative ozone season heat input and cumulative ozone season operating hours.

(5) Heat input and NO<sub>x</sub> methodologies for the hour.

(6) *Specific heat input record provisions for gas-fired or oil-fired units using the procedures in appendix D to this part.* In lieu of the information required in §75.57(c)(2), the owner or operator shall record the information in §75.58(c) for each affected gas-fired or oil-fired unit and each non-affected gas- or oil-fired unit under §75.72(b)(2)(ii) for which the owner or operator is using the procedures in appendix D to this part for estimating heat input.

(7) *Specific NO<sub>x</sub> record provisions for gas-fired or oil-fired units using the optional low mass emissions excepted methodology in §75.19.* In lieu of recording the information in §§75.57(b), (c)(2), (d), and (g), the owner or operator shall record, for each hour when the unit is operating for any portion of the hour, the following information for each affected low mass emissions unit for which the owner or operator is using the low mass emissions excepted methodology in §75.19(c):

(i) Date and hour;

(ii) If one type of fuel is combusted in the hour, fuel type (pipeline natural gas, natural gas, residual oil, or diesel fuel) or, if more than one type of fuel is combusted in the hour, the fuel type which results in the highest emission factors for NO<sub>x</sub>;

(iii) Average hourly NO<sub>x</sub> emission rate (in lb/mmBtu, rounded to the nearest thousandth); and

(iv) Hourly NO<sub>x</sub> mass emissions (in lbs, rounded to the nearest tenth).

(8) Formulas from monitoring plan for total NO<sub>x</sub> mass.

(b) *Certification, quality assurance and quality control record provisions.* The owner or operator of any affected unit shall record the applicable information in §75.59 for each affected unit or group of units monitored at a common stack and each non-affected unit under §75.72(b)(2)(ii).

(c) *Monitoring plan recordkeeping provisions—(1) General provisions.* The owner or operator of an affected unit shall prepare and maintain a monitoring plan for each affected unit or group of units monitored at a common stack and each non-affected unit under §75.72(b)(2)(ii). Except as provided in paragraph (d) or (f) of this section, a monitoring plan shall contain sufficient information on the continuous emission monitoring systems, excepted methodology under §75.19, or excepted monitoring systems under appendix D or E to this part and the use of data derived from these systems to demonstrate that all the unit's No<sub>x</sub> emissions are monitored and reported.

(2) Whenever the owner or operator makes a replacement, modification, or change in the certified continuous emission monitoring system, excepted methodology under §75.19, excepted monitoring system under appendix D or E to this part, or alternative monitoring system under subpart E of this part, including a change in the automated data acquisition and handling system or in the flue gas handling system, that affects information reported in the monitoring plan (e.g., a change to a serial number for a component of a monitoring system), then the owner or operator shall update the monitoring plan.

(3) *Contents of the monitoring plan for units not subject to an Acid Rain emissions limitation.* Prior to January 1, 2009, each monitoring plan shall contain the information in §75.53(e)(1) or §75.53(g)(1) in electronic format and the information in §75.53(e)(2) or §75.53(g)(2) in hardcopy format. On and after January 1, 2009, each monitoring plan shall contain the information in §75.53(g)(1) in electronic format and the information in §75.53(g)(2) in hardcopy format, only. In addition, to the extent applicable, prior to January 1, 2009, each monitoring plan shall contain the information in §75.53(f)(1)(i), (f)(2)(i), and (f)(4) or §75.53(h)(1)(i), and (h)(2)(i) in electronic format and the information in §75.53(f)(1)(ii) and (f)(2)(ii) or §75.53(h)(1)(ii) and (h)(2)(ii) in hardcopy format. On and after January 1, 2009, each monitoring plan shall contain the information in §75.53(h)(1)(i), and (h)(2)(i) in electronic format and the information in §75.53(h)(1)(ii) and (h)(2)(ii) in hardcopy format, only. For units using the low mass emissions excepted methodology under §75.19, prior to January 1, 2009, the monitoring plan shall include the additional information in §75.53(f)(5)(i) and (f)(5)(ii) or §75.53(h)(4)(i) and (h)(4)(ii). On and after January 1, 2009, for units using the low mass emissions excepted methodology under §75.19 the monitoring plan shall include the additional information in §75.53(h)(4)(i) and (h)(4)(ii), only. Prior to January 1, 2008, the monitoring plan shall also identify, in electronic format, the reporting schedule for the affected unit (ozone season or quarterly), and the beginning and end dates for the reporting schedule. The monitoring plan also shall include a seasonal controls indicator, and an ozone season fuel-switching flag.

(d) *General reporting provisions.* (1) The designated representative for an affected unit shall comply with all reporting requirements in this section and with any additional requirements set forth in an applicable State or federal NO<sub>x</sub> mass emission reduction program that adopts the requirements of this subpart.

(2) The designated representative for an affected unit shall submit the following for each affected unit or group of units monitored at a common stack and each non-affected unit under §75.72(b)(2)(ii):

- (i) Initial certification and recertification applications in accordance with §75.70(d);
- (ii) Monitoring plans in accordance with paragraph (e) of this section; and
- (iii) Quarterly reports in accordance with paragraph (f) of this section.

(3) *Other petitions and communications.* The designated representative for an affected unit shall submit petitions, correspondence, application forms, and petition-related test results in accordance with the provisions in §75.70(h).

(4) *Quality assurance RATA reports.* If requested by the permitting authority, the designated representative of an affected unit shall submit the quality assurance RATA report for each affected unit or group of units monitored at a common stack and each non-affected unit under §75.72(b)(2)(ii) by the later of 45 days after completing a quality assurance RATA according to section 2.3 of appendix B to this part or 15 days of receiving the request. The designated representative shall report the hardcopy information required by §75.59(a)(9) to the permitting authority.

(5) *Notifications.* The designated representative for an affected unit shall submit written notice to the permitting authority according to the provisions in §75.61 for each affected unit or group of units monitored at a common stack and each non-affected unit under §75.72(b)(2)(ii).

(6) *Routine appendix E retest reports.* If requested by the applicable EPA Regional Office, appropriate State, and/or appropriate local air pollution control agency, the designated representative shall submit a hardcopy report within 45 days after completing a required periodic retest according to section 2.2 of appendix E to this part, or within 15 days of receiving the request, whichever is later. The designated representative shall report the hardcopy information required by §75.59(b)(5) to the applicable EPA Regional Office, appropriate State, and/or appropriate local air pollution control agency that requested the hardcopy report.

(e) *Monitoring plan reporting—(1) Electronic submission.* The designated representative for an affected unit shall submit to the Administrator a complete, electronic, up-to-date monitoring plan file for each affected unit or group of units monitored at a common stack and each non-affected unit under §75.72(b)(2)(ii), no later than 21 days



prior to the initial certification test; at the time of a certification or recertification application submission; and whenever an update of the electronic monitoring plan is required, either under §75.53 or elsewhere in this part.

(2) *Hardcopy submission.* The designated representative of an affected unit shall submit all of the hardcopy information required under §75.53, for each affected unit or group of units monitored at a common stack and each non-affected unit under §75.72(b)(2)(ii), to the permitting authority prior to initial certification. Thereafter, the designated representative shall submit hardcopy information only if that portion of the monitoring plan is revised. The designated representative shall submit the required hardcopy information as follows: no later than 21 days prior to the initial certification test; with any certification or recertification application, if a hardcopy monitoring plan change is associated with the recertification event; and within 30 days of any other event with which a hardcopy monitoring plan change is associated, pursuant to §75.53(b). Electronic submittal of all monitoring plan information, including hardcopy portions, is permissible provided that a paper copy of the hardcopy portions can be furnished upon request.

(f) *Quarterly reports—(1) Electronic submission.* The designated representative for an affected unit shall electronically report the data and information in this paragraph (f)(1) and in paragraphs (f)(2) and (3) of this section to the Administrator quarterly, unless the unit has been placed in long-term cold storage (as defined in §72.2 of this chapter). For units placed into long-term cold storage during a reporting quarter, the exemption from submitting quarterly reports begins with the calendar quarter following the date that the unit is placed into long-term cold storage. In such cases, the owner or operator shall submit quarterly reports for the unit beginning with the data from the quarter in which the unit recommences operation (where the initial quarterly report contains hourly data beginning with the first hour of recommenced operation of the unit). Each electronic report must be submitted to the Administrator within 30 days following the end of each calendar quarter. Except as otherwise provided in §75.64(a)(4) and (a)(5), each electronic report shall include the information provided in paragraphs (f)(1)(i) through (1)(vi) of this section, and shall also include the date of report generation. Prior to January 1, 2009, each report shall include the facility information provided in paragraphs (f)(1)(i)(A) and (B) of this section, for each affected unit or group of units monitored at a common stack. On and after January 1, 2009, only the facility identification information provided in paragraph (f)(1)(i)(A) of this section is required.

(i) Facility information:

(A) Identification, including:

(1) Facility/ORISPL number;

(2) Calendar quarter and year data contained in the report; and

(3) Electronic data reporting format version used for the report.

(B) Location of facility, including:

(1) Plant name and facility identification code;

(2) EPA AIRS facility system identification code;

(3) State facility identification code;

(4) Source category/type;

(5) Primary SIC code;

(6) State postal abbreviation;

(7) FIPS county code; and

(8) Latitude and longitude.

(ii) The information and hourly data required in paragraphs (a) and (b) of this section, except for:

(A) Descriptions of adjustments, corrective action, and maintenance;

(B) Information which is incompatible with electronic reporting (e.g., field data sheets, lab analyses, quality control plan);

(C) For units with NO<sub>x</sub> add-on emission controls that do not elect to use the approved site-specific parametric monitoring procedures for calculation of substitute data, the information in §75.58(b)(3);

(D) Information required by §75.57(h) concerning the causes of any missing data periods and the actions taken to cure such causes;

(E) Hardcopy monitoring plan information required by §75.53 and hardcopy test data and results required by §75.59;

(F) Records of flow polynomial equations and numerical values required by §75.59(a)(5)(vi);

(G) Daily fuel sampling information required by §75.58(c)(3)(i) for units using assumed values under appendix D;

(H) Information required by §75.59(b)(2) concerning transmitter or transducer accuracy tests;

(I) Stratification test results required as part of the RATA supplementary records under §75.59(a)(7);

(J) Data and results of RATAs that are aborted or invalidated due to problems with the reference method or operational problems with the unit and data and results of linearity checks that are aborted or invalidated due to operational problems with the unit; and

(K) Supplementary RATA information required under §75.59(a)(7), except that:

(1) The applicable data elements under §75.59(a)(7)(ii)(A) through (T) and under §75.59(a)(7)(iii)(A) through (M) shall be reported for flow RATAs at circular or rectangular stacks (or ducts) in which angular compensation for yaw and/or pitch angles is used (*i.e.*, Method 2F or 2G in appendices A-1 and A-2 to part 60 of this chapter), with or without wall effects adjustments;

(2) The applicable data elements under §75.59(a)(7)(ii)(A) through (T) and under §75.59(a)(7)(iii)(A) through (M) shall be reported for any flow RATA run at a circular stack in which Method 2 in appendices A-1 and A-2 to part 60 of this chapter is used and a wall effects adjustment factor is determined by direct measurement;

(3) The data under §75.59(a)(7)(ii)(T) shall be reported for all flow RATAs at circular stacks in which Method 2 in appendices A-1 and A-2 to part 60 of this chapter is used and a default wall effects adjustment factor is applied; and

(4) The data under §75.59(a)(7)(ix)(A) through (F) shall be reported for all flow RATAs at rectangular stacks or ducts in which Method 2 in appendices A-1 and A-2 to part 60 of this chapter is used and a wall effects adjustment factor is applied.

(iii) Average NO<sub>x</sub> emission rate (lb/mmBtu, rounded to the nearest thousandth) during the quarter and cumulative NO<sub>x</sub> emission rate for the calendar year.

(iv) Tons of NO<sub>x</sub> emitted during quarter, cumulative tons of NO<sub>x</sub> emitted during the year, and, during the second and third calendar quarters, cumulative tons of NO<sub>x</sub> emitted during the ozone season.

(v) During the second and third calendar quarters, cumulative heat input for the ozone season.

(vi) Unit or stack or common pipe header operating hours for quarter, cumulative unit, stack or common pipe header operating hours for calendar year, and, during the second and third calendar quarters, cumulative operating hours during the ozone season.

(vii) Reporting period heat input.

(viii) New reporting frequency and begin date of the new reporting frequency (if applicable).

(2) The designated representative shall certify that the component and system identification codes and formulas in the quarterly electronic reports submitted to the Administrator pursuant to paragraph (e) of this section represent current operating conditions.

(3) *Compliance certification.* The designated representative shall submit and sign a compliance certification in support of each quarterly emissions monitoring report based on reasonable inquiry of those persons with primary responsibility for ensuring that all of the unit's emissions are correctly and fully monitored. The certification shall state that:

(i) The monitoring data submitted were recorded in accordance with the applicable requirements of this part, including the quality assurance procedures and specifications; and

(ii) With regard to a unit with add-on emission controls and for all hours where data are substituted in accordance with §75.34(a)(1), the add-on emission controls were operating within the range of parameters listed in the monitoring plan and the substitute values do not systematically underestimate NO<sub>x</sub> emissions.

(4) The designated representative shall comply with all of the quarterly reporting requirements in §§75.64(d), (f), and (g).

[64 FR 28624, May 26, 1999, as amended at 67 FR 40446, June 12, 2002; 73 FR 4359, Jan. 24, 2008]

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#### **§75.74 Annual and ozone season monitoring and reporting requirements.**

(a) *Annual monitoring requirement.* (1) The owner or operator of an affected unit subject both to an Acid Rain emission limitation and to a State or federal NO<sub>x</sub> mass reduction program that adopts the provisions of this part must meet the requirements of this part during the entire calendar year.

(2) The owner or operator of an affected unit subject to a State or federal NO<sub>x</sub> mass reduction program that adopts the provisions of this part and that requires monitoring and reporting of hourly emissions on an annual basis must meet the requirements of this part during the entire calendar year.

(b) *Ozone season monitoring requirements.* The owner or operator of an affected unit that is not required to meet the requirements of this subpart on an annual basis under paragraph (a) of this section may either:

(1) Meet the requirements of this subpart on an annual basis; or

(2) Meet the requirements of this subpart during the ozone season, except as specified in paragraph (c) of this section.

(c) If the owner or operator of an affected unit chooses to meet the requirements of this subpart on less than an annual basis in accordance with paragraph (b)(2) of this section, then:

(1) The owner or operator of a unit that uses continuous emissions monitoring systems or a fuel flowmeter to meet any of the requirements of this subpart shall quality assure the hourly ozone season emission data required by this subpart. To achieve this, the owner or operator shall operate, maintain and calibrate each required CEMS and shall perform diagnostic testing and quality assurance testing of each required CEMS or fuel flowmeter according to the applicable provisions of paragraphs (c)(2) through (c)(5) of this section. Except where otherwise noted, the provisions of paragraphs (c)(2) and (c)(3) of this section apply instead of the quality assurance provisions in sections 2.1 through 2.3 of appendix B to this part, and shall be used in lieu of those appendix B provisions.

(2) *Quality assurance requirements prior to the ozone season.* The provisions of this paragraph apply to each ozone season. The owner or operator shall, at a minimum, perform the following diagnostic testing and quality assurance assessments, and shall maintain the following records, to ensure that the hourly emission data recorded at the beginning of the current ozone season are suitable for reporting as quality-assured data:

(i) For each required gas monitor (*i.e.*, for each NO<sub>x</sub> pollutant concentration monitor and each diluent gas (CO<sub>2</sub> or O<sub>2</sub>) monitor, including CO<sub>2</sub> and O<sub>2</sub> monitors used exclusively for heat input determination and O<sub>2</sub> monitors used for moisture determination), a linearity check shall be performed and passed in the second calendar quarter no later than April 30.

(A) Conduct each linearity check in accordance with the general procedures in section 6.2 of appendix A to this part, except that the data validation procedures in sections 6.2(a) through (f) of appendix A do not apply.

(B) Each linearity check shall be done “hands-off,” as described in section 2.2.3(c) of appendix B to this part.

(C) In the time period extending from the date and hour in which the linearity check is passed through April 30, the owner or operator shall operate and maintain the CEMS and shall perform daily calibration error tests of the CEMS in accordance with section 2.1 of appendix B to this part. When a calibration error test is failed, as described in section 2.1.4 of appendix B to this part, corrective actions shall be taken. The additional calibration error test provisions of section 2.1.3 of appendix B to this part shall be followed.

(D) If the linearity check is not completed by April 30, data validation shall be determined in accordance with paragraph (c)(3)(ii)(E) of this section.

(ii) For each required CEMS (*i.e.*, for each NO<sub>x</sub> concentration monitoring system, each NO<sub>x</sub>-diluent monitoring system, each flow rate monitoring system, each moisture monitoring system and each diluent gas CEMS used exclusively for heat input determination), a relative accuracy test audit (RATA) shall be performed and passed in the first or second calendar quarter, but no later than April 30.

(A) Conduct each RATA in accordance with the applicable procedures in sections 6.5 through 6.5.10 of appendix A to this part, except that the data validation procedures in sections 6.5(f)(1) through (f)(6) do not apply, and, for flow rate monitoring systems, the required RATA load level(s) (or operating level(s)) shall be as specified in this paragraph.

(B) Each RATA shall be done “hands-off,” as described in section 2.3.2 (c) of appendix B to this part. The provisions in section 2.3.1.4 of appendix B to this part, pertaining to the number of allowable RATA attempts, shall apply.

(C) For flow rate monitoring systems installed on peaking units or bypass stacks and for flow monitors exempted from multiple-level RATA testing under section 6.5.2(e) of appendix A to this part, a single-load (or single-level) RATA is required. For all other flow rate monitoring systems, a 2-load (or 2-level) RATA is required at the two most frequently-used load or operating levels (as defined under section 6.5.2.1 of appendix A to this part), with the following exceptions. Except for flow monitors exempted from 3-level RATA testing under section 6.5.2(e) of appendix A to this part, a 3-load flow RATA is required at least once every five years and is also required if the flow monitor polynomial coefficients or K factor(s) are changed prior to conducting the flow RATA required under this paragraph.

(D) A bias test of each required NO<sub>x</sub> concentration monitoring system, each NO<sub>x</sub>-diluent monitoring system and each flow rate monitoring system shall be performed in accordance with section 7.6 of appendix A to this part. If the bias test is failed, a bias adjustment factor (BAF) shall be calculated for the monitoring system, as described in section 7.6.5 of appendix A to this part and shall be applied to the subsequent data recorded by the CEMS.

(E) In the time period extending from the hour of completion of the required RATA through April 30, the owner or operator shall operate and maintain the CEMS by performing, at a minimum, the following activities:

(1) The owner or operator shall perform daily calibration error tests and (if applicable) daily flow monitor interference checks, according to section 2.1 of appendix B to this part. When a daily calibration error test or interference check is failed, as described in section 2.1.4 of appendix B to this part, corrective actions shall be taken. The additional calibration error test provisions in section 2.1.3 of appendix B to this part shall be followed. Records of the required daily calibration error tests and interference checks shall be kept in a format suitable for inspection on a year-round basis.

(2) If the owner or operator makes a replacement, modification, or change in a certified monitoring system that significantly affects the ability of the system to accurately measure or record NO<sub>x</sub> mass emissions or heat input or to meet the requirements of §75.21 or appendix B to this part, the owner or operator shall recertify the monitoring system according to §75.20(b).

(F) *Data validation.* For each RATA that is performed by April 30, data validation shall be done according to sections 2.3.2(a)-(j) of appendix B to this part. However, if a required RATA is not completed by April 30, data from the monitoring system shall be invalid, beginning with the first unit operating hour on or after May 1. The owner or operator shall continue to invalidate all data from the CEMS until either:

(1) The required RATA of the CEMS has been performed and passed; or

(2) A probationary calibration error test of the CEMS is passed in accordance with §75.20(b)(3)(ii). Once the probationary calibration error test has been passed, the owner or operator shall perform the required RATA in accordance with the conditional data validation provisions and within the 720 unit or stack operating hour time frame specified in §75.20(b)(3) (subject to the restrictions in paragraph (c)(3)(xii) of this section), and the term “quality assurance” shall apply instead of the term “recertification.” However, in lieu of the provisions in §75.20(b)(3)(ix), the owner or operator shall follow the applicable provisions in paragraphs (c)(3)(xi) and (c)(3)(xii) of this section.

(3) *Quality assurance requirements within the ozone season.* The provisions of this paragraph apply to each ozone season. The owner or operator shall, at a minimum, perform the following quality assurance testing during the ozone season, i.e. in the time period extending from May 1 through September 30 of each calendar year:

(i) Daily calibration error tests and (if applicable) interference checks of each CEMS required by this subpart shall be performed in accordance with sections 2.1.1 and 2.1.2 of appendix B to this part. The applicable provisions in sections 2.1.3, 2.1.4 and 2.1.5 of appendix B to this part, pertaining, respectively, to additional calibration error tests and calibration adjustments, data validation, and quality assurance of data with respect to daily assessments, shall also apply.

(ii) For each gas monitor required by this subpart, linearity checks shall be performed in the second and third calendar quarters, as follows:

(A) For the second calendar quarter, the pre-ozone season linearity check required under paragraph (c)(2)(i) of this section shall be performed by April 30.

(B) For the third calendar quarter, a linearity check shall be performed and passed no later than July 30.

(C) Conduct each linearity check in accordance with the general procedures in section 6.2 of appendix A to this part, except that the data validation procedures in sections 6.2(a) through (f) of appendix A do not apply.

(D) Each linearity check shall be done “hands-off,” as described in section 2.2.3(c) of appendix B to this part.

(E) *Data Validation.* For second and third quarter linearity checks performed by the applicable deadline (*i.e.*, April 30 or July 30), data validation shall be done in accordance with sections 2.2.3(a), (b), (c), (e), and (h) of Appendix B to this part. However, if a required linearity check for the second calendar quarter is not completed by April 30, or if a required linearity check for the third calendar quarter is not completed by July 30, data from the monitoring system (or range) shall be invalid, beginning with the first unit operating hour on or after May 1 or July 31, respectively. The owner or operator shall continue to invalidate all data from the CEMS until either:

(1) The required linearity check of the CEMS has been performed and passed; or

(2) A probationary calibration error test of the CEMS is passed in accordance with §75.20(b)(3)(ii). Once the probationary calibration error test has been passed, the owner or operator shall perform the required linearity check in accordance with the conditional data validation provisions and within the 168 unit or stack operating hour time frame specified in §75.20(b)(3) (subject to the restrictions in paragraph (c)(3)(xii) of this section), and the term “quality assurance” shall apply instead of the term “recertification.” However, in lieu of the provisions in §75.20(b)(3)(ix), the owner or operator shall follow the applicable provisions in paragraphs (c)(3)(xi) and (c)(3)(xii) of this section.

(F) A pre-season linearity check performed and passed in April satisfies the linearity check requirement for the second quarter.

(G) The third quarter linearity check requirement in paragraph (c)(3)(ii)(B) of this section is waived if:

(1) Due to infrequent unit operation, the 168 operating hour conditional data validation period associated with a pre-season linearity check extends into the third quarter; and

(2) A linearity check is performed and passed within that conditional data validation period.

(iii) For each flow monitoring system required by this subpart, except for flow monitors installed on non-load-based units that do not produce electrical or thermal output, flow-to-load ratio tests are required in the second and third calendar quarters, in accordance with section 2.2.5 of appendix B to this part. If the flow-to-load ratio test for the second calendar quarter is failed, the owner or operator shall follow the procedures in section 2.2.5(c)(8) of appendix B to this part. If the flow-to-load ratio test for the third calendar quarter is failed, data from the flow monitor shall be considered invalid at the beginning of the next ozone season unless, prior to May 1 of the next calendar year, the owner or operator has either successfully implemented Option 1 in section 2.2.5.1 of appendix B to this part or Option 2 in section 2.2.5.2 of appendix B to this part, or unless a flow RATA has been performed and passed in accordance with paragraph (c)(2)(ii) of this section.

(iv) For each differential pressure-type flow monitor used to meet the requirements of this subpart, quarterly leak checks are required in the second and third calendar quarters, in accordance with section 2.2.2 of appendix B to this part. For the second calendar quarter of the year, only the unit or stack operating hours in the months of May

and June shall be used to determine whether the second calendar quarter is a QA operating quarter (as defined in §72.2 of this chapter). Data validation for quarterly flow monitor leak checks shall be done in accordance with section 2.2.3(g) of appendix B to this part. If the leak check for the third calendar quarter is failed and a subsequent leak check is not passed by the end of the ozone season, then data from the flow monitor shall be considered invalid at the beginning of the next ozone season unless a leak check is passed prior to May 1 of the next calendar year.

(v) A fuel flow-to-load ratio test in section 2.1.7 of appendix D to this part shall be performed in the second and third calendar quarters if, for a unit using a fuel flowmeter to determine heat input under this subpart, the owner or operator has elected to use the fuel flow-to-load ratio test to extend the deadline for the next fuel flowmeter accuracy test. Automatic deadline extensions may be claimed for the two calendar quarters outside the ozone season (the first and fourth calendar quarters), since a fuel flow-to-load ratio test is not required in those quarters. If a fuel flow-to-load ratio test is failed, follow the applicable procedures and data validation provisions in section 2.1.7.4 of appendix D to this part. If the fuel flow-to-load ratio test for the third calendar quarter is failed, data from the fuel flowmeter shall be considered invalid at the beginning of the next ozone season unless the requirements of section 2.1.7.4 of appendix D to this part have been fully met prior to May 1 of the next calendar year.

(vi)-(viii) [Reserved]

(ix) If, for any required CEMS, diagnostic linearity checks or RATAs other than those required by this section are performed during the ozone season, use the applicable data validation procedures in section 2.2.3 (for linearity checks) or 2.3.2 (for RATAs) of appendix B to this part.

(x) If any required CEMS is recertified within the ozone season, use the data validation provisions in §75.20(b)(3) and, if applicable, paragraphs (c)(3)(xi) and (c)(3)(xii) of this section.

(xi) If, at the end of the second quarter of any calendar year, a required quality assurance, diagnostic, or recertification test of a monitoring system has not been completed, and if data contained in the quarterly report are conditionally valid pending the results of test(s) to be completed in a subsequent quarter, the owner or operator shall indicate this by means of a suitable conditionally valid data flag in the electronic quarterly report for the second calendar quarter. The owner or operator shall resubmit the report for the second quarter if the required quality assurance, diagnostic, or recertification test is subsequently failed. In the resubmitted report, the owner or operator shall use the appropriate missing data routine in §§75.31 through §75.37 to replace with substitute data each hour of conditionally valid data that was invalidated by the failed quality assurance, diagnostic, or recertification test. Alternatively, if any required quality assurance, diagnostic, or recertification test is not completed by the end of the second calendar quarter but is completed no later than 30 days after the end of that quarter (*i.e.*, prior to the deadline for submitting the quarterly report under §75.73), the test data and results may be submitted with the second quarter report even though the test date(s) are from the third calendar quarter. In such instances, if the quality assurance, diagnostic, or recertification test(s) are passed in accordance with the conditional data validation provisions of §75.20(b)(3), conditionally valid data may be reported as quality-assured, in lieu of reporting a conditional data flag. If the tests are failed and if conditionally valid data are replaced, as appropriate, with substitute data, then neither the reporting of a conditional data flag nor resubmission is required.

(xii) If, at the end of the third quarter of any calendar year, a required quality assurance, diagnostic or recertification test of a monitoring system has not been completed, and if data contained in the quarterly report are conditionally valid pending the results of test(s) to be completed, the owner or operator shall do one of the following:

(A) If the results of the required tests are not available within 30 days of the end of the third calendar quarter and cannot be submitted with the quarterly report for the third calendar quarter, then the test results are considered to be missing and the owner or operator shall use the appropriate missing data routine in §§75.31 through §75.37 to replace with substitute data each hour of conditionally valid data in the third quarter report. In addition, if the data in the second quarterly report were flagged as conditionally valid at the end of the quarter, pending the results of the same missing tests, the owner or operator shall resubmit the report for the second quarter and shall use the

appropriate missing data routine in §§75.31 through §75.37 to replace with substitute data each hour of conditionally valid data associated with the missing quality assurance, diagnostic, or recertification tests; or

(B) If the required quality assurance, diagnostic, or recertification tests are completed no later than 30 days after the end of the third calendar quarter, the test data and results may be submitted with the third quarter report even though the test date(s) are from the fourth calendar quarter. In this instance, if the required tests are passed in accordance with the conditional data validation provisions of §75.20(b)(3), all conditionally valid data associated with the tests shall be reported as quality-assured. If the tests are failed, the owner or operator shall use the appropriate missing data routine in §§75.31 through §75.37 to replace with substitute data each hour of conditionally valid data associated with the failed test(s). In addition, if the data in the second quarterly report were flagged as conditionally valid at the end of the quarter, pending the results of the same failed test(s), the owner or operator shall resubmit the report for the second quarter and shall use the appropriate missing data routine in §§75.31 through §75.37 to replace with substitute data each hour of conditionally valid data associated with the failed test(s).

(4) The owner or operator of a unit using the procedures in appendix D of this part to determine heat input rate is required to maintain fuel flowmeters only during the ozone season, except that for purposes of determining the deadline for the next periodic quality assurance test on the fuel flowmeter, the owner or operator shall include all fuel flowmeter QA operating quarters (as defined in §72.2) for the entire calendar year, not just fuel flowmeter QA operating quarters in the ozone season. For each calendar year, the owner or operator shall record, for each fuel flowmeter, the number of fuel flowmeter QA operating quarters. The owner or operator shall include all calendar quarters in the year when determining the deadline for visual inspection of the primary fuel flowmeter element, as specified in section 2.1.6(c) of appendix D to this part.

(5) The owner or operator of a unit using the procedures in appendix D of this part to determine heat input rate is only required to sample fuel for the purposes of determining density and GCV during the ozone season, except that:

(i) The owner or operator of a unit that performs sampling from the fuel storage tank upon delivery must sample the tank between the date and hour of the most recent delivery before the first date and hour that the unit operates in the ozone season and the first date and hour that the unit operates in the ozone season.

(ii) The owner or operator of a unit that performs sampling upon delivery from the delivery vehicle must ensure that all shipments received during the calendar year are sampled.

(iii) The owner or operator of a unit that performs sampling on each day the unit combusts fuel or that performs fuel sampling continuously must sample the fuel starting on the first day the unit operates during the ozone season. The owner or operator then shall use that sampled value for all hours of combustion during the first day of unit operation, continuing until the date and hour of the next sample.

(6) The owner or operator shall, in accordance with §75.73, record and report the hourly data required by this subpart and shall record and report the results of all required quality assurance tests, as follows:

(i) All hourly emission data for the period of time from May 1 through September 30 of each calendar year shall be recorded and reported. For missing data purposes, only the data recorded in the time period from May 1 through September 30 shall be considered quality-assured;

(ii) The results of all daily calibration error tests and flow monitor interference checks performed in the time period from May 1 through September 30 shall be recorded and reported;

(iii) For the time periods described in paragraphs (c)(2)(i)(C) and (c)(2)(ii)(E) of this section, hourly emission data and the results of all daily calibration error tests and flow monitor interference checks shall be recorded. The owner or operator may opt to report unit operating data, daily calibration error test and flow monitor interference check results, and hourly emission data in the time period from April 1 through April 30. However, only the data



recorded in the time period from May 1 through September 30 shall be used for NO<sub>x</sub> mass compliance determination;

(iv) The results of all required quality assurance tests (RATAs, linearity checks, flow-to-load ratio tests and leak checks) performed during the ozone season shall be reported in the appropriate ozone season quarterly report; and

(v) The results of RATAs (and any other quality assurance test(s) required under paragraph (c)(2) or (c)(3) of this section) which affect data validation for the current ozone season, but which were performed outside the ozone season (*i.e.*, between January 1 and April 30 of the current calendar year), shall be reported in the quarterly report for the second quarter of the current calendar year (or in the report for the third calendar quarter of the current calendar year, if the unit or stack does not operate in the second quarter).

(7) The owner or operator shall use only quality-assured data from within ozone seasons in the substitute data procedures under subpart D of this part and section 2.4.2 of appendix D to this part.

(i) The lookback periods (e.g., 2160 quality-assured monitor operating hours for a NO<sub>x</sub>-diluent continuous emission monitoring system, a NO<sub>x</sub> concentration monitoring system, or a flow monitoring system) used to calculate missing data must include only quality-assured data from periods within ozone seasons.

(ii) The applicable missing data procedures of §§75.31 through 75.37 shall be used, with one exception. When a fuel which has a significantly higher NO<sub>x</sub> emission rate than any of the fuel(s) combusted in prior ozone seasons is combusted in the unit, and no quality-assured NO<sub>x</sub> data have been recorded in the current, or any previous, ozone season while combusting the new fuel, the owner or operator shall substitute the maximum potential NO<sub>x</sub> emission rate, as defined in §72.2 of this chapter, from a NO<sub>x</sub>-diluent continuous emission monitoring system, or the maximum potential concentration of NO<sub>x</sub>, as defined in section 2.1.2.1 of appendix A to this part, from a NO<sub>x</sub> concentration monitoring system. The maximum potential value used shall be specific to the new fuel. The owner or operator shall substitute the maximum potential value for each hour of missing NO<sub>x</sub> data until the first hour that quality-assured NO<sub>x</sub> data are obtained while combusting the new fuel, and then shall resume use of the missing data routines in §§75.31 through 75.37; and

(iii) In order to apply the missing data routines described in §§75.31 through 75.37 on an ozone season-only basis, the procedures in those sections shall be modified as follows:

(A) The use of the initial missing data procedures in §75.31 shall commence with the first unit operating hour in the first ozone season for which emissions data are required to be reported under §75.64.

(B) In §75.31(a), the phrases “During the first 720 quality-assured monitor operating hours within the ozone season” and “during the first 2,160 quality-assured monitor operating hours within the ozone season” apply respectively instead of the phrases “During the first 720 quality-assured monitor operating hours” and “during the first 2,160 quality-assured monitor operating hours”.

(C) In §75.32(a), the phrases “the first 720 quality-assured monitor operating hours within the ozone season” and “the first 2,160 quality-assured monitor operating hours within the ozone season” apply, respectively, instead of the phrases “the first 720 quality-assured monitor operating hours” and “the first 2,160 quality-assured monitor operating hours”.

(D) In §75.32(a)(1), the phrase “Following initial certification, prior to completion of 3,672 unit (or stack) operating hours within the ozone season” applies instead of the phrase “Prior to completion of 8,760 unit (or stack) operating hours following initial certification”.

(E) In Equation 8, the phrase “Total unit operating hours within the ozone season” applies instead of the phrase “Total unit operating hours”.

(F) In §75.32(a)(2), the phrase “3,672 unit (or stack) operating hours within the ozone season” applies instead of the phrase “8,760 unit (or stack) operating hours”.

(G) In the numerator of Equation 9, the phrase “Total unit operating hours within the ozone season” applies instead of the phrase “Total unit operating hours”, and the phrase “3,672 unit operating hours within the ozone season” applies instead of the phrase “8,760 unit operating hours”. In the denominator of Equation 9, the number “3,672” applies instead of “8,760”.

(H) Use the following instead of the first three sentences in §75.32(a)(3): “When calculating percent monitor data availability using Equation 8 or 9, the owner or operator shall include all unit or stack operating hours within the ozone season, and all monitor operating hours within the ozone season for which quality-assured data were recorded by a certified primary monitor; a certified redundant or non-redundant backup monitor or a reference method for that unit; or by an approved alternative monitoring system under subpart E of this part. No hours from more than three years (26,280 clock hours) earlier shall be used in Equation 9. For a unit that has accumulated fewer than 3,672 ozone season operating hours in the previous three years, use the following: in the numerator of Equation 9 use ‘Total unit operating hours within the ozone season for which quality-assured data were recorded in the previous three years’; and in the denominator of Equation 9 use ‘Total unit operating hours within the ozone season, in the previous three years’”

(I) In §75.33(a), the phrases “the first 720 quality-assured monitor operating hours within the ozone season” and “the first 2,160 quality-assured monitor operating hours within the ozone season” apply, respectively, instead of the phrases “the first 720 quality-assured monitor operating hours” and “the first 2,160 quality-assured monitor operating hours”.

(J) Instead of the last sentence of §75.33(a), use “For the purposes of missing data substitution, the owner or operator of a unit shall use only quality-assured monitor operating hours of data that were recorded within the ozone season and no more than three years (26,280 clock hours) prior to the date and time of the missing data period.”

(K) In §§75.33(b), 75.33(c), 75.35, 75.36, and 75.37, the phrases “720 quality-assured monitor operating hours within the ozone season” and “2,160 quality-assured monitor operating hours within the ozone season” apply, respectively, instead of the phrases “720 quality-assured monitor operating hours” and “2,160 quality-assured monitor operating hours”.

(L) In §75.34(a)(3) and (a)(5), the phrases “720 quality-assured monitor operating hours within the ozone season” and “2160 quality-assured monitor operating hours within the ozone season” apply instead of “720 quality-assured monitor operating hours” and “2160 quality-assured monitor operating hours”, respectively.

(8) The owner or operator of a unit with NO<sub>x</sub> add-on emission controls or a unit capable of combusting more than one fuel shall keep records during ozone season in a form suitable for inspection to demonstrate that the typical NO<sub>x</sub> emission rate or NO<sub>x</sub> concentration during the prior ozone season(s) included in the missing data lookback period is representative of the ozone season in which missing data are substituted and that use of the missing data procedures will not systematically underestimate NO<sub>x</sub> mass emissions. These records shall include:

(i) For units that can combust more than one fuel, the fuel or fuels combusted each hour; and

(ii) For units with add-on emission controls, using the missing data options in §§75.34(a)(1) through 75.34(a)(5), the range of operating parameters for add-on emission controls (as defined in the quality assurance/quality control program for the unit required by section 1 in appendix B to this part) and information for verifying proper operation of the add-on emission controls during missing data periods, as described in §75.34(d).

(9) The designated representative shall certify with each quarterly report that NO<sub>x</sub> emission rate values or NO<sub>x</sub> concentration values substituted for missing data under subpart D of this part are calculated using only values from an ozone season, that substitute values measured during the prior ozone season(s) included in the missing data

lookback period are representative of the ozone season in which missing data are substituted, and that NO<sub>x</sub> emissions are not systematically underestimated.

(10) Units may qualify to use the low mass emissions excepted monitoring methodology in §75.19 on an ozone season basis. In order to be allowed to use this methodology, a unit may not emit more than 50 tons of NO<sub>x</sub> per ozone season, as provided in §75.19(a)(1)(i)(A)(3). If any low mass emissions unit fails to provide a demonstration that its ozone season NO<sub>x</sub> mass emissions are less than or equal to 50 tons, then the unit is disqualified from using the methodology. The owner or operator must install and certify any equipment needed to ensure that the unit is monitored using an acceptable methodology by December 31 of the following year.

(11) Units may qualify to use the optional NO<sub>x</sub> mass emissions estimation protocol for gas-fired and oil-fired peaking units in appendix E to this part on an ozone season basis. In order to be allowed to use this methodology, the unit must meet the definition of “peaking unit” in §72.2 of this chapter, except that the words “year”, “calendar year” and “calendar years” in that definition shall be replaced by the words “ozone season”, “ozone season”, and “ozone seasons”, respectively. In addition, in the definition of the term “capacity factor” in §72.2 of this chapter, the word “annual” shall be replaced by the words “ozone season” and the number “8,760” shall be replaced by the number “3,672”.

[63 FR 57507, Oct. 27, 1998, as amended at 64 FR 28627, May 26, 1999; 67 FR 40446, 40447, June 12, 2002; 67 FR 57274, Sept. 9, 2002; 73 FR 4360, Jan. 24, 2008]

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#### **§75.75 Additional ozone season calculation procedures for special circumstances.**

(a) The owner or operator of a unit that is required to calculate ozone season heat input for purposes of providing data needed for determining allocations, shall do so by summing the unit's hourly heat input determined according to the procedures in this part for all hours in which the unit operated during the ozone season.

(b) The owner or operator of a unit that is required to determine ozone season NO<sub>x</sub> emission rate (in lbs/mmBtu) shall do so by dividing ozone season NO<sub>x</sub> mass emissions (in lbs) determined in accordance with this subpart, by heat input determined in accordance with paragraph (a) of this section.

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### **Appendix A to Part 75—Specifications and Test Procedures**

#### **1. INSTALLATION AND MEASUREMENT LOCATION**

##### *1.1 Gas Monitors*

(a) Following the procedures in section 8.1.1 of Performance Specification 2 in appendix B to part 60 of this chapter, install the pollutant concentration monitor or monitoring system at a location where the pollutant concentration and emission rate measurements are directly representative of the total emissions from the affected unit. Select a representative measurement point or path for the monitor probe(s) (or for the path from the transmitter to the receiver) such that the SO<sub>2</sub>, CO<sub>2</sub>, O<sub>2</sub>, or NO<sub>x</sub> concentration monitoring system or NO<sub>x</sub>-diluent CEMS (NO<sub>x</sub> pollutant concentration monitor and diluent gas monitor) will pass the relative accuracy test (*see* section 6 of this appendix).

(b) It is recommended that monitor measurements be made at locations where the exhaust gas temperature is above the dew-point temperature. If the cause of failure to meet the relative accuracy tests is determined to be the measurement location, relocate the monitor probe(s).

### 1.1.1 Point Monitors

Locate the measurement point (1) within the centroidal area of the stack or duct cross section, or (2) no less than 1.0 meter from the stack or duct wall.

### 1.1.2 Path Monitors

Locate the measurement path (1) totally within the inner area bounded by a line 1.0 meter from the stack or duct wall, or (2) such that at least 70.0 percent of the path is within the inner 50.0 percent of the stack or duct cross-sectional area, or (3) such that the path is centrally located within any part of the centroidal area.

## 1.2 Flow Monitors

Install the flow monitor in a location that provides representative volumetric flow over all operating conditions. Such a location is one that provides an average velocity of the flue gas flow over the stack or duct cross section, provides a representative SO<sub>2</sub> emission rate (in lb/hr), and is representative of the pollutant concentration monitor location. Where the moisture content of the flue gas affects volumetric flow measurements, use the procedures in both Reference Methods 1 and 4 of appendix A to part 60 of this chapter to establish a proper location for the flow monitor. The EPA recommends (but does not require) performing a flow profile study following the procedures in 40 CFR part 60, appendix A, method, 1, sections 11.5 or 11.4 for each of the three operating or load levels indicated in section 6.5.2.1 of this appendix to determine the acceptability of the potential flow monitor location and to determine the number and location of flow sampling points required to obtain a representative flow value. The procedure in 40 CFR part 60, appendix A, Test Method 1, section 11.5 may be used even if the flow measurement location is greater than or equal to 2 equivalent stack or duct diameters downstream or greater than or equal to ½ duct diameter upstream from a flow disturbance. If a flow profile study shows that cyclonic (or swirling) or stratified flow conditions exist at the potential flow monitor location that are likely to prevent the monitor from meeting the performance specifications of this part, then EPA recommends either (1) selecting another location where there is no cyclonic (or swirling) or stratified flow condition, or (2) eliminating the cyclonic (or swirling) or stratified flow condition by straightening the flow, e.g., by installing straightening vanes. EPA also recommends selecting flow monitor locations to minimize the effects of condensation, coating, erosion, or other conditions that could adversely affect flow monitor performance.

### 1.2.1 Acceptability of Monitor Location

The installation of a flow monitor is acceptable if either (1) the location satisfies the minimum siting criteria of method 1 in appendix A to part 60 of this chapter (i.e., the location is greater than or equal to eight stack or duct diameters downstream and two diameters upstream from a flow disturbance; or, if necessary, two stack or duct diameters downstream and one-half stack or duct diameter upstream from a flow disturbance), or (2) the results of a flow profile study, if performed, are acceptable (i.e., there are no cyclonic (or swirling) or stratified flow conditions), and the flow monitor also satisfies the performance specifications of this part. If the flow monitor is installed in a location that does not satisfy these physical criteria, but nevertheless the monitor achieves the performance specifications of this part, then the location is acceptable, notwithstanding the requirements of this section.

### 1.2.2 Alternative Monitoring Location

Whenever the owner or operator successfully demonstrates that modifications to the exhaust duct or stack (such as installation of straightening vanes, modifications of ductwork, and the like) are necessary for the flow monitor to meet the performance specifications, the Administrator may approve an interim alternative flow monitoring methodology and an extension to the required certification date for the flow monitor.

Where no location exists that satisfies the physical siting criteria in section 1.2.1, where the results of flow profile studies performed at two or more alternative flow monitor locations are unacceptable, or where installation of a flow monitor in either the stack or the ducts is demonstrated to be technically infeasible, the owner or operator may petition the Administrator for an alternative method for monitoring flow.

## 2. EQUIPMENT SPECIFICATIONS

### 2.1 Instrument Span and Range

In implementing sections 2.1.1 through 2.1.6 of this appendix, set the measurement range for each parameter (SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, O<sub>2</sub>, or flow rate) high enough to prevent full-scale exceedances from occurring, yet low enough to ensure good measurement accuracy and to maintain a high signal-to-noise ratio. To meet these objectives, select the range such that the majority of the readings obtained during typical unit operation are kept, to the extent practicable, between 20.0 and 80.0 percent of the full-scale range of the instrument. These guidelines do not apply to: (1) SO<sub>2</sub> readings obtained during the combustion of very low sulfur fuel (as defined in §72.2 of this chapter); (2) SO<sub>2</sub> or NO<sub>x</sub> readings recorded on the high measurement range, for units with SO<sub>2</sub> or NO<sub>x</sub> emission controls and two span values, unless the emission controls are operated seasonally (for example, only during the ozone season); or (3) SO<sub>2</sub> or NO<sub>x</sub> readings less than 20.0 percent of full-scale on the low measurement range for a dual span unit, provided that the maximum expected concentration (MEC), low-scale span value, and low-scale range settings have been determined according to sections 2.1.1.2, 2.1.1.4(a), (b), and (g) of this appendix (for SO<sub>2</sub>), or according to sections 2.1.2.2, 2.1.2.4(a) and (f) of this appendix (for NO<sub>x</sub>).

#### 2.1.1 SO<sub>2</sub> Pollutant Concentration Monitors

Determine, as indicated in sections 2.1.1.1 through 2.1.1.5 of this appendix the span value(s) and range(s) for an SO<sub>2</sub> pollutant concentration monitor so that all potential and expected concentrations can be accurately measured and recorded. Note that if a unit exclusively combusts fuels that are very low sulfur fuels (as defined in §72.2 of this chapter), the SO<sub>2</sub> monitor span requirements in §75.11(e)(3)(iv) apply in lieu of the requirements of this section.

##### 2.1.1.1 Maximum Potential Concentration

(a) Make an initial determination of the maximum potential concentration (MPC) of SO<sub>2</sub> by using Equation A-1a or A-1b. Base the MPC calculation on the maximum percent sulfur and the minimum gross calorific value (GCV) for the highest-sulfur fuel to be burned. The maximum sulfur content and minimum GCV shall be determined from all available fuel sampling and analysis data for that fuel from the previous 12 months (minimum), excluding clearly anomalous fuel sampling values. If both the fuel sulfur content and the GCV are routinely determined from each fuel sample, the owner or operator may, as an alternative to using the highest individual percent sulfur and lowest individual GCV values in the MPC calculation, pair the sulfur content and GCV values from each sample analysis and calculate the ratio of percent sulfur to GCV (*i.e.*, %S/GCV) for each pair of values. If this option is selected, the MPC shall be calculated using the highest %S/GCV ratio in Equation A-1a or A-1b. If the designated representative certifies that the highest-sulfur fuel is never burned alone in the unit during normal operation but is always blended or co-fired with other fuel(s), the MPC may be calculated using a best estimate of the highest sulfur content and lowest gross calorific value expected for the blend or fuel mixture and inserting these values into Equation A-1a or A-1b. Derive the best estimate of the highest percent sulfur and lowest GCV for a blend or fuel mixture from weighted-average values based upon the historical composition of the blend or mixture in the previous 12 (or more) months. If insufficient representative fuel sampling data are available to determine the maximum sulfur content and minimum GCV, use values from contract(s) for the fuel(s) that will be combusted by the unit in the MPC calculation.

$$MPC \text{ (or MEC)} = 11.32 \times 10^6 \left( \frac{\%S}{GCV} \right) \left( \frac{20.9 - \%O_{2\%}}{20.9} \right) \quad (\text{Eq. A-1a})$$

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or

$$MPC \text{ (or MEC)} = 66.93 \times 10^6 \left( \frac{\%S}{GCV} \right) \left( \frac{\%CO_{2\%}}{100} \right) \quad (\text{Eq. A-1b})$$

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Where,

MPC = Maximum potential concentration (ppm, wet basis). (To convert to dry basis, divide the MPC by 0.9.)

MEC = Maximum expected concentration (ppm, wet basis). (To convert to dry basis, divide the MEC by 0.9).

%S = Maximum sulfur content of fuel to be fired, wet basis, weight percent, as determined according to the applicable method in paragraph (c) of section 2.1.1.1.

%O<sub>2w</sub> = Minimum oxygen concentration, percent wet basis, under typical operating conditions.

%CO<sub>2w</sub> = Maximum carbon dioxide concentration, percent wet basis, under typical operating conditions.

GCV = Minimum gross calorific value of the fuel or blend to be combusted, based on historical fuel sampling and analysis data or, if applicable, based on the fuel contract specifications (Btu/lb). If based on fuel sampling and analysis, the GCV shall be determined according to the applicable method in paragraph (c) of section 2.1.1.1.

$11.32 \times 10^6$  = Oxygen-based conversion factor in Btu/lb (ppm)/%.

$66.93 \times 10^6$  = Carbon dioxide-based conversion factor in Btu/lb (ppm)/%.

NOTE: All percent values to be inserted in the equations of this section are to be expressed as a percentage, not a fractional value (e.g., 3, not .03).

(b) Alternatively, if a certified SO<sub>2</sub> CEMS is already installed, the owner or operator may make the initial MPC determination based upon quality-assured historical data recorded by the CEMS. For the purposes of this section, 2.1.1.1, a “certified” CEMS means a CEM system that has met the applicable certification requirements of either: This part, or part 60 of this chapter, or a State CEM program, or the source operating permit. If this option is chosen, the MPC shall be the maximum SO<sub>2</sub> concentration observed during the previous 720 (or more) quality-assured monitor operating hours when combusting the highest-sulfur fuel (or highest-sulfur blend if fuels are always blended or co-fired) that is to be combusted in the unit or units monitored by the SO<sub>2</sub> monitor. For units with SO<sub>2</sub> emission controls, the certified SO<sub>2</sub> monitor used to determine the MPC must be located at or before the control device inlet. Report the MPC and the method of determination in the monitoring plan required under §75.53. Note that the initial MPC value is subject to periodic review under section 2.1.1.5 of this appendix. If an MPC value is found to be either inappropriately high or low, the MPC shall be adjusted in accordance with section 2.1.1.5, and corresponding span and range adjustments shall be made, if necessary.

(c) When performing fuel sampling to determine the MPC, use ASTM Methods: ASTM D129-00, ASTM D240-00, ASTM D1552-01, ASTM D2622-98, ASTM D3176-89 (Reapproved 2002), ASTM D3177-02 (Reapproved 2007), ASTM D4239-02, ASTM D4294-98, ASTM D5865-01a, or ASTM D5865-10 (all incorporated by reference under §75.6).

#### 2.1.1.2 Maximum Expected Concentration

(a) Make an initial determination of the maximum expected concentration (MEC) of SO<sub>2</sub> whenever: (a) SO<sub>2</sub> emission controls are used; or (b) both high-sulfur and low-sulfur fuels (e.g., high-sulfur coal and low-sulfur coal or different grades of fuel oil) or high-sulfur and low-sulfur fuel blends are combusted as primary or backup fuels in a unit without SO<sub>2</sub> emission controls. For units with SO<sub>2</sub> emission controls, use Equation A-2 to make the initial MEC determination. When high-sulfur and low-sulfur fuels or blends are burned as primary or backup fuels in a unit without SO<sub>2</sub> controls, use Equation A-1a or A-1b to calculate the initial MEC value for each fuel or blend, except for: (1) the highest-sulfur fuel or blend (for which the MPC was previously calculated in section 2.1.1.1 of this appendix); (2) fuels or blends that are very low sulfur fuels (as defined in §72.2 of this chapter); or (3) fuels or blends that are used only for unit startup. Each initial MEC value shall be documented in the monitoring plan

required under §75.53. Note that each initial MEC value is subject to periodic review under section 2.1.1.5 of this appendix. If an MEC value is found to be either inappropriately high or low, the MEC shall be adjusted in accordance with section 2.1.1.5, and corresponding span and range adjustments shall be made, if necessary.

(b) For each MEC determination, substitute into Equation A-1a or A-1b the highest sulfur content and minimum GCV value for that fuel or blend, based upon all available fuel sampling and analysis results from the previous 12 months (or more), or, if fuel sampling data are unavailable, based upon fuel contract(s).

(c) Alternatively, if a certified SO<sub>2</sub> CEMS is already installed, the owner or operator may make the initial MEC determination(s) based upon historical monitoring data. For the purposes of this section, 2.1.1.2, a “certified” CEMS means a CEM system that has met the applicable certification requirements of either: This part, or part 60 of this chapter, or a State CEM program, or the source operating permit. If this option is chosen for a unit with SO<sub>2</sub> emission controls, the MEC shall be the maximum SO<sub>2</sub> concentration measured downstream of the control device outlet by the CEMS over the previous 720 (or more) quality-assured monitor operating hours with the unit and the control device both operating normally. For units that burn high- and low-sulfur fuels or blends as primary and backup fuels and have no SO<sub>2</sub> emission controls, the MEC for each fuel shall be the maximum SO<sub>2</sub> concentration measured by the CEMS over the previous 720 (or more) quality-assured monitor operating hours in which that fuel or blend was the only fuel being burned in the unit.

$$MEC = MPC \left( \frac{100 - RE}{100} \right) \quad (Eq. A-2)$$

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Where:

MEC = Maximum expected concentration (ppm).

MPC = Maximum potential concentration (ppm), as determined by Eq. A-1a or A-1b in section 2.1.1.1 of this appendix.

RE = Expected average design removal efficiency of control equipment (%).

### 2.1.1.3 Span Value(s) and Range(s)

Determine the high span value and the high full-scale range of the SO<sub>2</sub> monitor as follows. (Note: For purposes of this part, the high span and range refer, respectively, either to the span and range of a single span unit or to the high span and range of a dual span unit.) The high span value shall be obtained by multiplying the MPC by a factor no less than 1.00 and no greater than 1.25. Round the span value upward to the next highest multiple of 100 ppm. If the SO<sub>2</sub> span concentration is ≤500 ppm, the span value may either be rounded upward to the next highest multiple of 10 ppm, or to the next highest multiple of 100 ppm. The high span value shall be used to determine concentrations of the calibration gases required for daily calibration error checks and linearity tests. Select the full-scale range of the instrument to be consistent with section 2.1 of this appendix and to be greater than or equal to the span value. Report the full-scale range setting and calculations of the MPC and span in the monitoring plan for the unit. Note that for certain applications, a second (low) SO<sub>2</sub> span and range may be required (see section 2.1.1.4 of this appendix). If an existing State, local, or federal requirement for span of an SO<sub>2</sub> pollutant concentration monitor requires or allows the use of a span value lower than that required by this section or by section 2.1.1.4 of this appendix, the State, local, or federal span value may be used if a satisfactory explanation is included in the monitoring plan, unless span and/or range adjustments become necessary in accordance with section 2.1.1.5 of this appendix. Span values higher than those required by either this section or section 2.1.1.4 of this appendix must be approved by the Administrator.

### 2.1.1.4 Dual Span and Range Requirements

For most units, the high span value based on the MPC, as determined under section 2.1.1.3 of this appendix will suffice to measure and record SO<sub>2</sub> concentrations (unless span and/or range adjustments become necessary in accordance with section 2.1.1.5 of this appendix). In some instances, however, a second (low) span value based on the MEC may be required to ensure accurate measurement of all possible or expected SO<sub>2</sub> concentrations. To determine whether two SO<sub>2</sub> span values are required, proceed as follows:

(a) For units with SO<sub>2</sub> emission controls, compare the MEC from section 2.1.1.2 of this appendix to the high full-scale range value from section 2.1.1.3 of this appendix. If the MEC is  $\geq 20.0$  percent of the high range value, then the high span value and range determined under section 2.1.1.3 of this appendix are sufficient. If the MEC is  $< 20.0$  percent of the high range value, then a second (low) span value is required.

(b) For units that combust high- and low-sulfur primary and backup fuels (or blends) and have no SO<sub>2</sub> controls, compare the high range value from section 2.1.1.3 of this appendix (for the highest-sulfur fuel or blend) to the MEC value for each of the other fuels or blends, as determined under section 2.1.1.2 of this appendix. If all of the MEC values are  $\geq 20.0$  percent of the high range value, the high span and range determined under section 2.1.1.3 of this appendix are sufficient, regardless of which fuel or blend is burned in the unit. If any MEC value is  $< 20.0$  percent of the high range value, then a second (low) span value must be used when that fuel or blend is combusted.

(c) When two SO<sub>2</sub> spans are required, the owner or operator may either use a single SO<sub>2</sub> analyzer with a dual range (i.e., low- and high-scales) or two separate SO<sub>2</sub> analyzers connected to a common sample probe and sample interface. Alternatively, if RATAs are performed and passed on both measurement ranges, the owner or operator may use two separate SO<sub>2</sub> analyzers connected to separate probes and sample interfaces. For units with SO<sub>2</sub> emission controls, the owner or operator may use a low range analyzer and a default high range value, as described in paragraph (f) of this section, in lieu of maintaining and quality assuring a high-scale range. Other monitor configurations are subject to the approval of the Administrator.

(d) The owner or operator shall designate the monitoring systems and components in the monitoring plan under §75.53 as follows: when a single probe and sample interface are used, either designate the low and high monitor ranges as separate SO<sub>2</sub> components of a single, primary SO<sub>2</sub> monitoring system; designate the low and high monitor ranges as the SO<sub>2</sub> components of two separate, primary SO<sub>2</sub> monitoring systems; designate the normal monitor range as a primary monitoring system and the other monitor range as a non-redundant backup monitoring system; or, when a single, dual-range SO<sub>2</sub> analyzer is used, designate the low and high ranges as a single SO<sub>2</sub> component of a primary SO<sub>2</sub> monitoring system (if this option is selected, use a special dual-range component type code, as specified by the Administrator, to satisfy the requirements of §75.53(e)(1)(iv)(D)). When two SO<sub>2</sub> analyzers are connected to separate probes and sample interfaces, designate the analyzers as the SO<sub>2</sub> components of two separate, primary SO<sub>2</sub> monitoring systems. For units with SO<sub>2</sub> controls, if the default high range value is used, designate the low range analyzer as the SO<sub>2</sub> component of a primary SO<sub>2</sub> monitoring system. Do not designate the default high range as a monitoring system or component. Other component and system designations are subject to approval by the Administrator. Note that the component and system designations for redundant backup monitoring systems shall be the same as for primary monitoring systems.

(e) Each monitoring system designated as primary or redundant backup shall meet the initial certification and quality assurance requirements for primary monitoring systems in §75.20(c) or §75.20(d)(1), as applicable, and appendices A and B to this part, with one exception: relative accuracy test audits (RATAs) are required only on the normal range (for units with SO<sub>2</sub> emission controls, the low range is considered normal). Each monitoring system designated as a non-redundant backup shall meet the applicable quality assurance requirements in §75.20(d)(2).

(f) For dual span units with SO<sub>2</sub> emission controls, the owner or operator may, as an alternative to maintaining and quality assuring a high monitor range, use a default high range value. If this option is chosen, the owner or operator shall report a default SO<sub>2</sub> concentration of 200 percent of the MPC for each unit operating hour in which the full-scale of the low range SO<sub>2</sub> analyzer is exceeded.



(g) The high span value and range shall be determined in accordance with section 2.1.1.3 of this appendix. The low span value shall be obtained by multiplying the MEC by a factor no less than 1.00 and no greater than 1.25, and rounding the result upward to the next highest multiple of 10 ppm (or 100 ppm, as appropriate). For units that burn high- and low-sulfur primary and backup fuels or blends and have no SO<sub>2</sub> emission controls, select, as the basis for calculating the appropriate low span value and range, the fuel-specific MEC value closest to 20.0 percent of the high full-scale range value (from paragraph (b) of this section). The low range must be greater than or equal to the low span value, and the required calibration gases must be selected based on the low span value. However, if the default high range option in paragraph (f) of this section is selected, the full-scale of the low measurement range shall not exceed five times the MEC value (where the MEC is rounded upward to the next highest multiple of 10 ppm). For units with two SO<sub>2</sub> spans, use the low range whenever the SO<sub>2</sub> concentrations are expected to be consistently below 20.0 percent of the high full-scale range value, i.e., when the MEC of the fuel or blend being combusted is less than 20.0 percent of the high full-scale range value. When the full-scale of the low range is exceeded, the high range shall be used to measure and record the SO<sub>2</sub> concentrations; or, if applicable, the default high range value in paragraph (f) of this section shall be reported for each hour of the full-scale exceedance.

#### 2.1.1.5 Adjustment of Span and Range

For each affected unit or common stack, the owner or operator shall make a periodic evaluation of the MPC, MEC, span, and range values for each SO<sub>2</sub> monitor (at a minimum, an annual evaluation is required) and shall make any necessary span and range adjustments, with corresponding monitoring plan updates, as described in paragraphs (a), (b), and (c) of this section. Span and range adjustments may be required, for example, as a result of changes in the fuel supply, changes in the manner of operation of the unit, or installation or removal of emission controls. In implementing the provisions in paragraphs (a) and (b) of this section, SO<sub>2</sub> data recorded during short-term, non-representative process operating conditions (e.g., a trial burn of a different type of fuel) shall be excluded from consideration. The owner or operator shall keep the results of the most recent span and range evaluation on-site, in a format suitable for inspection. Make each required span or range adjustment no later than 45 days after the end of the quarter in which the need to adjust the span or range is identified, except that up to 90 days after the end of that quarter may be taken to implement a span adjustment if the calibration gases currently being used for daily calibration error tests and linearity checks are unsuitable for use with the new span value.

(a) If the fuel supply, the composition of the fuel blend(s), the emission controls, or the manner of operation change such that the maximum expected or potential concentration changes significantly, adjust the span and range setting to assure the continued accuracy of the monitoring system. A “significant” change in the MPC or MEC means that the guidelines in section 2.1 of this appendix can no longer be met, as determined by either a periodic evaluation by the owner or operator or from the results of an audit by the Administrator. The owner or operator should evaluate whether any planned changes in operation of the unit may affect the concentration of emissions being emitted from the unit or stack and should plan any necessary span and range changes needed to account for these changes, so that they are made in as timely a manner as practicable to coordinate with the operational changes. Determine the adjusted span(s) using the procedures in sections 2.1.1.3 and 2.1.1.4 of this appendix (as applicable). Select the full-scale range(s) of the instrument to be greater than or equal to the new span value(s) and to be consistent with the guidelines of section 2.1 of this appendix.

(b) Whenever a full-scale range is exceeded during a quarter and the exceedance is not caused by a monitor out-of-control period, proceed as follows:

(1) For exceedances of the high range, report 200.0 percent of the current full-scale range as the hourly SO<sub>2</sub> concentration for each hour of the full-scale exceedance and make appropriate adjustments to the MPC, span, and range to prevent future full-scale exceedances.

(2) For units with two SO<sub>2</sub> spans and ranges, if the low range is exceeded, no further action is required, provided that the high range is available and its most recent calibration error test and linearity check have not expired. However, if either of these quality assurance tests has expired and the high range is not able to provide quality assured data at the time of the low range exceedance or at any time during the continuation of the exceedance, report the MPC as the SO<sub>2</sub> concentration until the readings return to the low range or until the high range is able to provide quality assured data (unless the reason that the high-scale range is not able to provide quality

assured data is because the high-scale range has been exceeded; if the high-scale range is exceeded follow the procedures in paragraph (b)(1) of this section).

(c) Whenever changes are made to the MPC, MEC, full-scale range, or span value of the SO<sub>2</sub> monitor, as described in paragraphs (a) or (b) of this section, record and report (as applicable) the new full-scale range setting, the new MPC or MEC and calculations of the adjusted span value in an updated monitoring plan. The monitoring plan update shall be made in the quarter in which the changes become effective. In addition, record and report the adjusted span as part of the records for the daily calibration error test and linearity check specified by appendix B to this part. Whenever the span value is adjusted, use calibration gas concentrations that meet the requirements of section 5.1 of this appendix, based on the adjusted span value. When a span adjustment is so significant that the calibration gases currently being used for daily calibration error tests and linearity checks are unsuitable for use with the new span value, then a diagnostic linearity test using the new calibration gases must be performed and passed. Use the data validation procedures in §75.20(b)(3), beginning with the hour in which the span is changed.

## 2.1.2 NO<sub>x</sub> Pollutant Concentration Monitors

Determine, as indicated in sections 2.1.2.1 through 2.1.2.5 of this appendix, the span and range value(s) for the NO<sub>x</sub> pollutant concentration monitor so that all expected NO<sub>x</sub> concentrations can be determined and recorded accurately.

### 2.1.2.1 Maximum Potential Concentration

(a) The maximum potential concentration (MPC) of NO<sub>x</sub> for each affected unit shall be based upon whichever fuel or blend combusted in the unit produces the highest level of NO<sub>x</sub> emissions. For the purposes of this section, 2.1.2.1, and section 2.1.2.2 of this appendix, a “blend” means a frequently-used fuel mixture having a consistent composition (e.g., an oil and gas mixture where the relative proportions of the two fuels vary by no more than 10%, on average). Make an initial determination of the MPC using the appropriate option as follows:

Option 1: Use 800 ppm for coal-fired and 400 ppm for oil- or gas-fired units as the maximum potential concentration of NO<sub>x</sub> (if an MPC of 1600 ppm for coal-fired units or 480 ppm for oil- or gas-fired units was previously selected under this section, that value may still be used, provided that the guidelines of section 2.1 of this appendix are met); For cement kilns, use 2000 ppm as the MPC. For process heaters, use 200 ppm if the unit burns only gaseous fuel and 500 ppm if the unit burns oil;

Option 2: Use the specific values based on boiler type and fuel combusted, listed in Table 2-1 or Table 2-2; For a new gas-fired or oil-fired combustion turbine, if a default MPC value of 50 ppm was previously selected from Table 2-2, that value may be used until March 31, 2003;

Option 3: Use NO<sub>x</sub> emission test results;

Option 4: Use historical CEM data over the previous 720 (or more) unit operating hours when combusting the fuel or blend with the highest NO<sub>x</sub> emission rate; or

Option 5: If a reliable estimate of the uncontrolled NO<sub>x</sub> emissions from the unit is available from the manufacturer, the estimated value may be used.

(b) For the purpose of providing substitute data during NO<sub>x</sub> missing data periods in accordance with §§75.31 and 75.33 and as required elsewhere under this part, the owner or operator shall also calculate the maximum potential NO<sub>x</sub> emission rate (MER), in lb/mmBtu, by substituting the MPC for NO<sub>x</sub> in conjunction with the minimum expected CO<sub>2</sub> or maximum O<sub>2</sub> concentration (under all unit operating conditions except for unit startup, shutdown, and upsets) and the appropriate F-factor into the applicable equation in appendix F to this part. The diluent cap value of 5.0 percent CO<sub>2</sub> (or 14.0 percent O<sub>2</sub>) for boilers or 1.0 percent CO<sub>2</sub> (or 19.0 percent O<sub>2</sub>) for combustion turbines may be used in the NO<sub>x</sub> MER calculation. As a second alternative, when the NO<sub>x</sub> MPC is

determined from emission test results or from historical CEM data, as described in paragraphs (a), (d) and (e) of this section, quality-assured diluent gas (i.e., O<sub>2</sub> or CO<sub>2</sub>) data recorded concurrently with the MPC may be used to calculate the MER.

(c) Report the method of determining the initial MPC and the calculation of the maximum potential NO<sub>x</sub> emission rate in the monitoring plan for the unit. Note that whichever MPC option in paragraph 2.1.2.1(a) of this appendix is selected, the initial MPC value is subject to periodic review under section 2.1.2.5 of this appendix. If an MPC value is found to be either inappropriately high or low, the MPC shall be adjusted in accordance with section 2.1.2.5, and corresponding span and range adjustments shall be made, if necessary.

(d) For units with add-on NO<sub>x</sub> controls (whether or not the unit is equipped with low-NO<sub>x</sub> burner technology), or for units equipped with dry low-NO<sub>x</sub> (DLN) technology, NO<sub>x</sub> emission testing may only be used to determine the MPC if testing can be performed either upstream of the add-on controls or during a time or season when the add-on controls are not in operation or when the DLN controls are not in the premixed (low-NO<sub>x</sub>) mode. If NO<sub>x</sub> emission testing is performed, use the following guidelines. Use Method 7E from appendix A to part 60 of this chapter to measure total NO<sub>x</sub> concentration. (Note: Method 20 from appendix A to part 60 may be used for gas turbines, instead of Method 7E.) Operate the unit, or group of units sharing a common stack, at the minimum safe and stable load, the normal load, and the maximum load. If the normal load and maximum load are identical, an intermediate level need not be tested. Operate at the highest excess O<sub>2</sub> level expected under normal operating conditions. Make at least three runs of 20 minutes (minimum) duration with three traverse points per run at each operating condition. Select the highest point NO<sub>x</sub> concentration from all test runs as the MPC for NO<sub>x</sub>.

(e) If historical CEM data are used to determine the MPC, the data must, for uncontrolled units or units equipped with low-NO<sub>x</sub> burner technology and no other NO<sub>x</sub> controls, represent a minimum of 720 quality-assured monitor operating hours from the NO<sub>x</sub> component of a certified monitoring system, obtained under various operating conditions including the minimum safe and stable load, normal load (including periods of high excess air at normal load), and maximum load. For the purposes of this section, 2.1.2.1, a “certified” CEMS means a CEM system that has met the applicable certification requirements of either: this part, or part 60 of this chapter, or a State CEM program, or the source operating permit. For a unit with add-on NO<sub>x</sub> controls (whether or not the unit is equipped with low-NO<sub>x</sub> burner technology), or for a unit equipped with dry low-NO<sub>x</sub> (DLN) technology, historical CEM data may only be used to determine the MPC if the 720 quality-assured monitor operating hours of CEM data are collected upstream of the add-on controls or if the 720 hours of data include periods when the add-on controls are not in operation or when the DLN controls are not in the premixed (low-NO<sub>x</sub> mode). For units that do not produce electrical or thermal output, the data must represent the full range of normal process operation. The highest hourly NO<sub>x</sub> concentration in ppm shall be the MPC.

**TABLE 2-1—MAXIMUM POTENTIAL CONCENTRATION FOR NO<sub>x</sub>—COAL-FIRED UNITS**

<b>Unit type</b>	<b>Maximum potential concentration for NO<sub>x</sub> (ppm)</b>
Tangentially-fired dry bottom and fluidized bed	460
Wall-fired dry bottom, turbo-fired dry bottom, stokers	675
Roof-fired (vertically-fired) dry bottom, cell burners, arch-fired	975
Cyclone, wall-fired wet bottom, wet bottom turbo-fired	1200
Others	( <sup>1</sup> )

<sup>1</sup>As approved by the Administrator.

TABLE 2-2. -- MAXIMUM POTENTIAL CONCENTRATION FOR NO<sub>x</sub> --  
Gas- And Oil-Fired Units

Unit type	Maximum potential concentration for NO <sub>x</sub> (ppm)
Tangentially-fired dry bottom	380
Wall-fired dry bottom	600
Roof-fired (vertically-fired) dry bottom, arch-fired	550
Existing combustion turbine	200
New combustion turbine, permitted to fire either oil or natural gas	200
New combustion turbine, permitted to fire only natural gas	150
Others	(1)

<sup>1</sup> As approved by the Administrator

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#### 2.1.2.2 Maximum Expected Concentration

(a) Make an initial determination of the maximum expected concentration (MEC) of NO<sub>x</sub> during normal operation for affected units with add-on NO<sub>x</sub> controls of any kind (e.g., steam injection, water injection, SCR, or SNCR) and for turbines that use dry low-NO<sub>x</sub> technology. Determine a separate MEC value for each type of fuel (or blend) combusted in the unit, except for fuels that are only used for unit startup and/or flame stabilization. Calculate the MEC of NO<sub>x</sub> using Equation A-2, if applicable, inserting the maximum potential concentration, as determined using the procedures in section 2.1.2.1 of this appendix. Where Equation A-2 is not applicable, set the MEC either by: (1) measuring the NO<sub>x</sub> concentration using the testing procedures in this section; (2) using historical CEM data over the previous 720 (or more) quality-assured monitor operating hours; or (3) if the unit has add-on NO<sub>x</sub> controls or uses dry low NO<sub>x</sub> technology, and has a federally-enforceable permit limit for NO<sub>x</sub> concentration, the permit limit may be used as the MEC. Include in the monitoring plan for the unit each MEC value and the method by which the MEC was determined. Note that each initial MEC value is subject to periodic review under section 2.1.2.5 of this appendix. If an MEC value is found to be either inappropriately high or low, the MEC shall be adjusted in accordance with section 2.1.2.5, and corresponding span and range adjustments shall be made, if necessary.

(b) If NO<sub>x</sub> emission testing is used to determine the MEC value(s), the MEC for each type of fuel (or blend) shall be based upon testing at minimum load, normal load, and maximum load. At least three tests of 20 minutes (minimum) duration, using at least three traverse points, shall be performed at each load, using Method 7E from appendix A to part 60 of this chapter (Note: Method 20 from appendix A to part 60 may be used for gas turbines instead of Method 7E). The test must be performed at a time when all NO<sub>x</sub> control devices and methods used to reduce NO<sub>x</sub> emissions (if applicable) are operating properly. The testing shall be conducted downstream of all NO<sub>x</sub> controls. The highest point NO<sub>x</sub> concentration (e.g., the highest one-minute average) recorded during any of the test runs shall be the MEC.

(c) If historical CEM data are used to determine the MEC value(s), the MEC for each type of fuel shall be based upon 720 (or more) hours of quality-assured data from the NO<sub>x</sub> component of a certified monitoring system representing the entire load range under stable operating conditions. For the purposes of this section, 2.1.2.2, a "certified" CEMS means a CEM system that has met the applicable certification requirements of either: this part, or part 60 of this chapter, or a State CEM program, or the source operating permit. The data base for the MEC shall not include any CEM data recorded during unit startup, shutdown, or malfunction or (for units with add-on NO<sub>x</sub> controls or turbines using dry low NO<sub>x</sub> technology) during any NO<sub>x</sub> control device malfunctions or outages. All NO<sub>x</sub> control devices and methods used to reduce NO<sub>x</sub> emissions (if applicable) must be operating properly during each hour. The CEM data shall be collected downstream of all NO<sub>x</sub> controls. For each type of fuel, the highest of the 720 (or more) quality-assured hourly average NO<sub>x</sub> concentrations recorded by the CEMS shall be the MEC.

### 2.1.2.3 Span Value(s) and Range(s)

(a) Determine the high span value of the NO<sub>x</sub> monitor as follows. The high span value shall be obtained by multiplying the MPC by a factor no less than 1.00 and no greater than 1.25. Round the span value upward to the next highest multiple of 100 ppm. If the NO<sub>x</sub> span concentration is ≤500 ppm, the span value may either be rounded upward to the next highest multiple of 10 ppm, or to the next highest multiple of 100 ppm. The high span value shall be used to determine the concentrations of the calibration gases required for daily calibration error checks and linearity tests. Note that for certain applications, a second (low) NO<sub>x</sub> span and range may be required (see section 2.1.2.4 of this appendix).

(b) If an existing State, local, or federal requirement for span of a NO<sub>x</sub> pollutant concentration monitor requires or allows the use of a span value lower than that required by this section or by section 2.1.2.4 of this appendix, the State, local, or federal span value may be used, where a satisfactory explanation is included in the monitoring plan, unless span and/or range adjustments become necessary in accordance with section 2.1.2.5 of this appendix. Span values higher than required by this section or by section 2.1.2.4 of this appendix must be approved by the Administrator.

(c) Select the full-scale range of the instrument to be consistent with section 2.1 of this appendix and to be greater than or equal to the high span value. Include the full-scale range setting and calculations of the MPC and span in the monitoring plan for the unit.

### 2.1.2.4 Dual Span and Range Requirements

For most units, the high span value based on the MPC, as determined under section 2.1.2.3 of this appendix will suffice to measure and record NO<sub>x</sub> concentrations (unless span and/or range adjustments must be made in accordance with section 2.1.2.5 of this appendix). In some instances, however, a second (low) span value based on the MEC may be required to ensure accurate measurement of all expected and potential NO<sub>x</sub> concentrations. To determine whether two NO<sub>x</sub> spans are required, proceed as follows:

(a) Compare the MEC value(s) determined in section 2.1.2.2 of this appendix to the high full-scale range value determined in section 2.1.2.3 of this appendix. If the MEC values for all fuels (or blends) are ≥20.0 percent of the high range value, the high span and range values determined under section 2.1.2.3 of this appendix are sufficient, irrespective of which fuel or blend is combusted in the unit. If any of the MEC values is <20.0 percent of the high range value, two spans (low and high) are required, one based on the MPC and the other based on the MEC.

(b) When two NO<sub>x</sub> spans are required, the owner or operator may either use a single NO<sub>x</sub> analyzer with a dual range (low-and high-scales) or two separate NO<sub>x</sub> analyzers connected to a common sample probe and sample interface. Two separate NO<sub>x</sub> analyzers connected to separate probes and sample interfaces may be used if RATAs are passed on both ranges. For units with add-on NO<sub>x</sub> emission controls (e.g., steam injection, water injection, SCR, or SNCR) or units equipped with dry low-NO<sub>x</sub> technology, the owner or operator may use a low range analyzer and a “default high range value,” as described in paragraph 2.1.2.4(e) of this section, in lieu of maintaining and quality assuring a high-scale range. Other monitor configurations are subject to the approval of the Administrator.

(c) The owner or operator shall designate the monitoring systems and components in the monitoring plan under §75.53 as follows: when a single probe and sample interface are used, either designate the low and high ranges as separate NO<sub>x</sub> components of a single, primary NO<sub>x</sub> monitoring system; designate the low and high ranges as the NO<sub>x</sub> components of two separate, primary NO<sub>x</sub> monitoring systems; designate the normal range as a primary monitoring system and the other range as a non-redundant backup monitoring system; or, when a single, dual-range NO<sub>x</sub> analyzer is used, designate the low and high ranges as a single NO<sub>x</sub> component of a primary NO<sub>x</sub> monitoring system (if this option is selected, use a special dual-range component type code, as specified by the Administrator, to satisfy the requirements of §75.53(e)(1)(iv)(D)). When two NO<sub>x</sub> analyzers are connected to separate probes and sample interfaces, designate the analyzers as the NO<sub>x</sub> components of two separate, primary NO<sub>x</sub> monitoring systems. For units with add-on NO<sub>x</sub> controls or units equipped with dry low-NO<sub>x</sub> technology, if the default high range value is used, designate the low range analyzer as the NO<sub>x</sub> component of the primary NO<sub>x</sub> monitoring system.

Do not designate the default high range as a monitoring system or component. Other component and system designations are subject to approval by the Administrator. Note that the component and system designations for redundant backup monitoring systems shall be the same as for primary monitoring systems.

(d) Each monitoring system designated as primary or redundant backup shall meet the initial certification and quality assurance requirements in §75.20(c) (for primary monitoring systems), in §75.20(d)(1) (for redundant backup monitoring systems) and appendices A and B to this part, with one exception: relative accuracy test audits (RATAs) are required only on the normal range (for dual span units with add-on NO<sub>x</sub> emission controls, the low range is considered normal). Each monitoring system designated as non-redundant backup shall meet the applicable quality assurance requirements in §75.20(d)(2).

(e) For dual span units with add-on NO<sub>x</sub> emission controls (e.g., steam injection, water injection, SCR, or SNCR), or, for units that use dry low NO<sub>x</sub> technology, the owner or operator may, as an alternative to maintaining and quality assuring a high monitor range, use a default high range value. If this option is chosen, the owner or operator shall report a default value of 200.0 percent of the MPC for each unit operating hour in which the full-scale of the low range NO<sub>x</sub> analyzer is exceeded.

(f) The high span and range shall be determined in accordance with section 2.1.2.3 of this appendix. The low span value shall be 100.0 to 125.0 percent of the MEC, rounded up to the next highest multiple of 10 ppm (or 100 ppm, if appropriate). If more than one MEC value (as determined in section 2.1.2.2 of this appendix) is <20.0 percent of the high full-scale range value, the low span value shall be based upon whichever MEC value is closest to 20.0 percent of the high range value. The low range must be greater than or equal to the low span value, and the required calibration gases for the low range must be selected based on the low span value. However, if the default high range option in paragraph (e) of this section is selected, the full-scale of the low measurement range shall not exceed five times the MEC value (where the MEC is rounded upward to the next highest multiple of 10 ppm). For units with two NO<sub>x</sub> spans, use the low range whenever NO<sub>x</sub> concentrations are expected to be consistently <20.0 percent of the high range value, i.e., when the MEC of the fuel being combusted is <20.0 percent of the high range value. When the full-scale of the low range is exceeded, the high range shall be used to measure and record the NO<sub>x</sub> concentrations; or, if applicable, the default high range value in paragraph (e) of this section shall be reported for each hour of the full-scale exceedance.

#### 2.1.2.5 Adjustment of Span and Range

For each affected unit or common stack, the owner or operator shall make a periodic evaluation of the MPC, MEC, span, and range values for each NO<sub>x</sub> monitor (at a minimum, an annual evaluation is required) and shall make any necessary span and range adjustments, with corresponding monitoring plan updates, as described in paragraphs (a), (b), and (c) of this section. Span and range adjustments may be required, for example, as a result of changes in the fuel supply, changes in the manner of operation of the unit, or installation or removal of emission controls. In implementing the provisions in paragraphs (a) and (b) of this section, note that NO<sub>x</sub> data recorded during short-term, non-representative operating conditions (e.g., a trial burn of a different type of fuel) shall be excluded from consideration. The owner or operator shall keep the results of the most recent span and range evaluation on-site, in a format suitable for inspection. Make each required span or range adjustment no later than 45 days after the end of the quarter in which the need to adjust the span or range is identified, except that up to 90 days after the end of that quarter may be taken to implement a span adjustment if the calibration gases currently being used for daily calibration error tests and linearity checks are unsuitable for use with the new span value.

(a) If the fuel supply, emission controls, or other process parameters change such that the maximum expected concentration or the maximum potential concentration changes significantly, adjust the NO<sub>x</sub> pollutant concentration span(s) and (if necessary) monitor range(s) to assure the continued accuracy of the monitoring system. A “significant” change in the MPC or MEC means that the guidelines in section 2.1 of this appendix can no longer be met, as determined by either a periodic evaluation by the owner or operator or from the results of an audit by the Administrator. The owner or operator should evaluate whether any planned changes in operation of the unit or stack may affect the concentration of emissions being emitted from the unit and should plan any necessary span and range changes needed to account for these changes, so that they are made in as timely a manner as practicable to coordinate with the operational changes. An example of a change that may require a span and range adjustment is

the installation of low-NO<sub>x</sub> burner technology on a previously uncontrolled unit. Determine the adjusted span(s) using the procedures in section 2.1.2.3 or 2.1.2.4 of this appendix (as applicable). Select the full-scale range(s) of the instrument to be greater than or equal to the adjusted span value(s) and to be consistent with the guidelines of section 2.1 of this appendix.

(b) Whenever a full-scale range is exceeded during a quarter and the exceedance is not caused by a monitor out-of-control period, proceed as follows:

(1) For exceedances of the high range, report 200.0 percent of the current full-scale range as the hourly NO<sub>x</sub> concentration for each hour of the full-scale exceedance and make appropriate adjustments to the MPC, span, and range to prevent future full-scale exceedances.

(2) For units with two NO<sub>x</sub> spans and ranges, if the low range is exceeded, no further action is required, provided that the high range is available and its most recent calibration error test and linearity check have not expired. However, if either of these quality assurance tests has expired and the high range is not able to provide quality assured data at the time of the low range exceedance or at any time during the continuation of the exceedance, report the MPC as the NO<sub>x</sub> concentration until the readings return to the low range or until the high range is able to provide quality assured data (unless the reason that the high-scale range is not able to provide quality assured data is because the high-scale range has been exceeded; if the high-scale range is exceeded, follow the procedures in paragraph (b)(1) of this section).

(c) Whenever changes are made to the MPC, MEC, full-scale range, or span value of the NO<sub>x</sub> monitor as described in paragraphs (a) and (b) of this section, record and report (as applicable) the new full-scale range setting, the new MPC or MEC, maximum potential NO<sub>x</sub> emission rate, and the adjusted span value in an updated monitoring plan for the unit. The monitoring plan update shall be made in the quarter in which the changes become effective. In addition, record and report the adjusted span as part of the records for the daily calibration error test and linearity check required by appendix B to this part. Whenever the span value is adjusted, use calibration gas concentrations that meet the requirements of section 5.1 of this appendix, based on the adjusted span value. When a span adjustment is significant enough that the calibration gases currently being used for daily calibration error tests and linearity checks are unsuitable for use with the new span value, a diagnostic linearity test using the new calibration gases must be performed and passed. Use the data validation procedures in §75.20(b)(3), beginning with the hour in which the span is changed.

### 2.1.3 CO<sub>2</sub> and O<sub>2</sub> Monitors

For an O<sub>2</sub> monitor (including O<sub>2</sub> monitors used to measure CO<sub>2</sub> emissions or percentage moisture), select a span value between 15.0 and 25.0 percent O<sub>2</sub>. For a CO<sub>2</sub> monitor installed on a boiler, select a span value between 14.0 and 20.0 percent CO<sub>2</sub>. For a CO<sub>2</sub> monitor installed on a combustion turbine, an alternative span value between 6.0 and 14.0 percent CO<sub>2</sub> may be used. An alternative CO<sub>2</sub> span value below 6.0 percent may be used if an appropriate technical justification is included in the hardcopy monitoring plan. An alternative O<sub>2</sub> span value below 15.0 percent O<sub>2</sub> may be used if an appropriate technical justification is included in the monitoring plan (e.g., O<sub>2</sub> concentrations above a certain level create an unsafe operating condition). Select the full-scale range of the instrument to be consistent with section 2.1 of this appendix and to be greater than or equal to the span value. Select the calibration gas concentrations for the daily calibration error tests and linearity checks in accordance with section 5.1 of this appendix, as percentages of the span value. For O<sub>2</sub> monitors with span values  $\geq 21.0$  percent O<sub>2</sub>, purified instrument air containing 20.9 percent O<sub>2</sub> may be used as the high-level calibration material. If a dual-range or autoranging diluent analyzer is installed, the analyzer may be represented in the monitoring plan as a single component, using a special component type code specified by the Administrator to satisfy the requirements of §75.53(e)(1)(iv)(D).

#### 2.1.3.1 Maximum Potential Concentration of CO<sub>2</sub>

The MPC and MEC values for diluent monitors are subject to the same periodic review as SO<sub>2</sub> and NO<sub>x</sub> monitors (see sections 2.1.1.5 and 2.1.2.5 of this appendix). If an MPC or MEC value is found to be either

inappropriately high or low, the MPC shall be adjusted and corresponding span and range adjustments shall be made, if necessary.

For CO<sub>2</sub> pollutant concentration monitors, the maximum potential concentration shall be 14.0 percent CO<sub>2</sub> for boilers and 6.0 percent CO<sub>2</sub> for combustion turbines. Alternatively, the owner or operator may determine the MPC based on a minimum of 720 hours of quality-assured historical CEM data representing the full operating load range of the unit(s). Note that the MPC for CO<sub>2</sub> monitors shall only be used for the purpose of providing substitute data under this part. The CO<sub>2</sub> monitor span and range shall be determined according to section 2.1.3 of this appendix.

#### 2.1.3.2 Minimum Potential Concentration of O<sub>2</sub>

The owner or operator of a unit that uses a flow monitor and an O<sub>2</sub> diluent monitor to determine heat input in accordance with Equation F-17 or F-18 in appendix F to this part shall, for the purposes of providing substitute data under §75.36, determine the minimum potential O<sub>2</sub> concentration. The minimum potential O<sub>2</sub> concentration shall be based upon 720 hours or more of quality-assured CEM data, representing the full operating load range of the unit(s). The minimum potential O<sub>2</sub> concentration shall be the lowest quality-assured hourly average O<sub>2</sub> concentration recorded in the 720 (or more) hours of data used for the determination.

#### 2.1.3.3 Adjustment of Span and Range

The MPC and MEC values for diluent monitors are subject to the same periodic review as SO<sub>2</sub> and NO<sub>x</sub> monitors (see sections 2.1.1.5 and 2.1.2.5 of this appendix). If an MPC or MEC value is found to be either inappropriately high or low, the MPC shall be adjusted and corresponding span and range adjustments shall be made, if necessary. Adjust the span value and range of a CO<sub>2</sub> or O<sub>2</sub> monitor in accordance with section 2.1.1.5 of this appendix (insofar as those provisions are applicable), with the term “CO<sub>2</sub> or O<sub>2</sub>” applying instead of the term “SO<sub>2</sub>”. Set the new span and range in accordance with section 2.1.3 of this appendix and report the new span value in the monitoring plan.

### 2.1.4 Flow Monitors

Select the full-scale range of the flow monitor so that it is consistent with section 2.1 of this appendix and can accurately measure all potential volumetric flow rates at the flow monitor installation site.

#### 2.1.4.1 Maximum Potential Velocity and Flow Rate

For this purpose, determine the span value of the flow monitor using the following procedure. Calculate the maximum potential velocity (MPV) using Equation A-3a or A-3b or determine the MPV (wet basis) from velocity traverse testing using Reference Method 2 (or its allowable alternatives) in appendix A to part 60 of this chapter. If using test values, use the highest average velocity (determined from the Method 2 traverses) measured at or near the maximum unit operating load (or, for units that do not produce electrical or thermal output, at the normal process operating conditions corresponding to the maximum stack gas flow rate). Express the MPV in units of wet standard feet per minute (fpm). For the purpose of providing substitute data during periods of missing flow rate data in accordance with §§75.31 and 75.33 and as required elsewhere in this part, calculate the maximum potential stack gas flow rate (MPF) in units of standard cubic feet per hour (scfh), as the product of the MPV (in units of wet, standard fpm) times 60, times the cross-sectional area of the stack or duct (in ft<sup>2</sup>) at the flow monitor location.

$$MPV = \left( \frac{F_d H_f}{A} \right) \left( \frac{20.9}{20.9 - \%O_{2d}} \right) \left( \frac{100}{100 - \%H_2O} \right) \quad (Eq. A-3a)$$

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or



$$MPV = \left( \frac{F_c H_f}{A} \right) \left( \frac{100}{\%CO_{2d}} \right) \left( \frac{100}{100 - \%H_2O} \right) \quad (Eq. A-3b)$$

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Where:

MPV = maximum potential velocity (fpm, standard wet basis).

$F_d$  = dry-basis F factor (dscf/mmBtu) from Table 1, Appendix F to this part.

$F_c$  = carbon-based F factor (scf CO<sub>2</sub>/mmBtu) from Table 1, Appendix F to this part.

$H_f$  = maximum heat input (mmBtu/minute) for all units, combined, exhausting to the stack or duct where the flow monitor is located.

A = inside cross sectional area (ft<sup>2</sup>) of the flue at the flow monitor location.

%O<sub>2d</sub> = maximum oxygen concentration, percent dry basis, under normal operating conditions.

%CO<sub>2d</sub> = minimum carbon dioxide concentration, percent dry basis, under normal operating conditions.

%H<sub>2</sub>O = maximum percent flue gas moisture content under normal operating conditions.

#### 2.1.4.2 Span Values and Range

Determine the span and range of the flow monitor as follows. Convert the MPV, as determined in section 2.1.4.1 of this appendix, to the same measurement units of flow rate that are used for daily calibration error tests (e.g., scfh, kscfh, kacfm, or differential pressure (inches of water)). Next, determine the “calibration span value” by multiplying the MPV (converted to equivalent daily calibration error units) by a factor no less than 1.00 and no greater than 1.25, and rounding up the result to at least two significant figures. For calibration span values in inches of water, retain at least two decimal places. Select appropriate reference signals for the daily calibration error tests as percentages of the calibration span value, as specified in section 2.2.2.1 of this appendix. Finally, calculate the “flow rate span value” (in scfh) as the product of the MPV, as determined in section 2.1.4.1 of this appendix, times the same factor (between 1.00 and 1.25) that was used to calculate the calibration span value. Round off the flow rate span value to the nearest 1000 scfh. Select the full-scale range of the flow monitor so that it is greater than or equal to the span value and is consistent with section 2.1 of this appendix. Include in the monitoring plan for the unit: calculations of the MPV, MPF, calibration span value, flow rate span value, and full-scale range (expressed both in scfh and, if different, in the measurement units of calibration).

#### 2.1.4.3 Adjustment of Span and Range

For each affected unit or common stack, the owner or operator shall make a periodic evaluation of the MPV, MPF, span, and range values for each flow rate monitor (at a minimum, an annual evaluation is required) and shall make any necessary span and range adjustments with corresponding monitoring plan updates, as described in paragraphs (a) through (c) of this section 2.1.4.3. Span and range adjustments may be required, for example, as a result of changes in the fuel supply, changes in the stack or ductwork configuration, changes in the manner of operation of the unit, or installation or removal of emission controls. In implementing the provisions in paragraphs (a) and (b) of this section 2.1.4.3, note that flow rate data recorded during short-term, non-representative operating conditions (e.g., a trial burn of a different type of fuel) shall be excluded from consideration. The owner or operator shall keep the results of the most recent span and range evaluation on-site, in a format suitable for inspection. Make each required span or range adjustment no later than 45 days after the end of the quarter in which the need to adjust the span or range is identified.

(a) If the fuel supply, stack or ductwork configuration, operating parameters, or other conditions change such that the maximum potential flow rate changes significantly, adjust the span and range to assure the continued accuracy of the flow monitor. A “significant” change in the MPV or MPF means that the guidelines of section 2.1 of this appendix can no longer be met, as determined by either a periodic evaluation by the owner or operator or from the results of an audit by the Administrator. The owner or operator should evaluate whether any planned changes in operation of the unit may affect the flow of the unit or stack and should plan any necessary span and range changes needed to account for these changes, so that they are made in as timely a manner as practicable to coordinate with the operational changes. Calculate the adjusted calibration span and flow rate span values using the procedures in section 2.1.4.2 of this appendix.

(b) Whenever the full-scale range is exceeded during a quarter, provided that the exceedance is not caused by a monitor out-of-control period, report 200.0 percent of the current full-scale range as the hourly flow rate for each hour of the full-scale exceedance. If the range is exceeded, make appropriate adjustments to the MPF, flow rate span, and range to prevent future full-scale exceedances. Calculate the new calibration span value by converting the new flow rate span value from units of scfh to units of daily calibration. A calibration error test must be performed and passed to validate data on the new range.

(c) Whenever changes are made to the MPV, MPF, full-scale range, or span value of the flow monitor, as described in paragraphs (a) and (b) of this section, record and report (as applicable) the new full-scale range setting, calculations of the flow rate span value, calibration span value, MPV, and MPF in an updated monitoring plan for the unit. The monitoring plan update shall be made in the quarter in which the changes become effective. Record and report the adjusted calibration span and reference values as parts of the records for the calibration error test required by appendix B to this part. Whenever the calibration span value is adjusted, use reference values for the calibration error test that meet the requirements of section 2.2.2.1 of this appendix, based on the most recent adjusted calibration span value. Perform a calibration error test according to section 2.1.1 of appendix B to this part whenever making a change to the flow monitor span or range, unless the range change also triggers a recertification under §75.20(b).

### 2.1.5 Minimum Potential Moisture Percentage

Except as provided in section 2.1.6 of this appendix, the owner or operator of a unit that uses a continuous moisture monitoring system to correct emission rates and heat inputs from a dry basis to a wet basis (or vice-versa) shall, for the purpose of providing substitute data under §75.37, use a default value of 3.0 percent H<sub>2</sub>O as the minimum potential moisture percentage. Alternatively, the minimum potential moisture percentage may be based upon 720 hours or more of quality-assured CEM data, representing the full operating load range of the unit(s). If this option is chosen, the minimum potential moisture percentage shall be the lowest quality-assured hourly average H<sub>2</sub>O concentration recorded in the 720 (or more) hours of data used for the determination.

### 2.1.6 Maximum Potential Moisture Percentage

When Equation 19-3, 19-4 or 19-8 in Method 19 in appendix A to part 60 of this chapter is used to determine NO<sub>x</sub> emission rate, the owner or operator of a unit that uses a continuous moisture monitoring system shall, for the purpose of providing substitute data under §75.37, determine the maximum potential moisture percentage. The maximum potential moisture percentage shall be based upon 720 hours or more of quality-assured CEM data, representing the full operating load range of the unit(s). The maximum potential moisture percentage shall be the highest quality-assured hourly average H<sub>2</sub>O concentration recorded in the 720 (or more) hours of data used for the determination. Alternatively, a default maximum potential moisture value of 15.0 percent H<sub>2</sub>O may be used.

## 2.2 Design for Quality Control Testing

### 2.2.1 Pollutant Concentration and CO<sub>2</sub> or O<sub>2</sub> Monitors

(a) Design and equip each pollutant concentration and CO<sub>2</sub> or O<sub>2</sub> monitor with a calibration gas injection port that allows a check of the entire measurement system when calibration gases are introduced. For extractive and

dilution type monitors, all monitoring components exposed to the sample gas, (e.g., sample lines, filters, scrubbers, conditioners, and as much of the probe as practicable) are included in the measurement system. For in situ type monitors, the calibration must check against the injected gas for the performance of all active electronic and optical components (e.g. transmitter, receiver, analyzer).

(b) Design and equip each pollutant concentration or CO<sub>2</sub> or O<sub>2</sub> monitor to allow daily determinations of calibration error (positive or negative) at the zero- and mid-or high-level concentrations specified in section 5.2 of this appendix.

### 2.2.2 Flow Monitors

Design all flow monitors to meet the applicable performance specifications.

#### 2.2.2.1 Calibration Error Test

Design and equip each flow monitor to allow for a daily calibration error test consisting of at least two reference values: Zero to 20 percent of span or an equivalent reference value (e.g., pressure pulse or electronic signal) and 50 to 70 percent of span. Flow monitor response, both before and after any adjustment, must be capable of being recorded by the data acquisition and handling system. Design each flow monitor to allow a daily calibration error test of the entire flow monitoring system, from and including the probe tip (or equivalent) through and including the data acquisition and handling system, or the flow monitoring system from and including the transducer through and including the data acquisition and handling system.

#### 2.2.2.2 Interference Check

(a) Design and equip each flow monitor with a means to ensure that the moisture expected to occur at the monitoring location does not interfere with the proper functioning of the flow monitoring system. Design and equip each flow monitor with a means to detect, on at least a daily basis, pluggage of each sample line and sensing port, and malfunction of each resistance temperature detector (RTD), transceiver or equivalent.

(b) Design and equip each differential pressure flow monitor to provide an automatic, periodic back purging (simultaneously on both sides of the probe) or equivalent method of sufficient force and frequency to keep the probe and lines sufficiently free of obstructions on at least a daily basis to prevent velocity sensing interference, and a means for detecting leaks in the system on at least a quarterly basis (manual check is acceptable).

(c) Design and equip each thermal flow monitor with a means to ensure on at least a daily basis that the probe remains sufficiently clean to prevent velocity sensing interference.

(d) Design and equip each ultrasonic flow monitor with a means to ensure on at least a daily basis that the transceivers remain sufficiently clean (e.g., backpurging system) to prevent velocity sensing interference.

## 3. PERFORMANCE SPECIFICATIONS

### 3.1 Calibration Error

(a) The calibration error performance specifications in this section apply only to 7-day calibration error tests under sections 6.3.1 and 6.3.2 of this appendix and to the offline calibration demonstration described in section 2.1.1.2 of appendix B to this part. The calibration error limits for daily operation of the continuous monitoring systems required under this part are found in section 2.1.4(a) of appendix B to this part.

(b) The calibration error of SO<sub>2</sub> and NO<sub>x</sub> pollutant concentration monitors shall not deviate from the reference value of either the zero or upscale calibration gas by more than 2.5 percent of the span of the instrument, as calculated using Equation A-5 of this appendix. Alternatively, where the span value is less than 200 ppm, calibration

error test results are also acceptable if the absolute value of the difference between the monitor response value and the reference value,  $|R-A|$  in Equation A-5 of this appendix, is  $\leq 5$  ppm. The calibration error of CO<sub>2</sub> or O<sub>2</sub> monitors (including O<sub>2</sub> monitors used to measure CO<sub>2</sub> emissions or percent moisture) shall not deviate from the reference value of the zero or upscale calibration gas by  $>0.5$  percent O<sub>2</sub> or CO<sub>2</sub>, as calculated using the term  $|R-A|$  in the numerator of Equation A-5 of this appendix. The calibration error of flow monitors shall not exceed 3.0 percent of the calibration span value of the instrument, as calculated using Equation A-6 of this appendix. For differential pressure-type flow monitors, the calibration error test results are also acceptable if  $|R-A|$ , the absolute value of the difference between the monitor response and the reference value in Equation A-6, does not exceed 0.01 inches of water.

### 3.2 Linearity Check

For SO<sub>2</sub> and NO<sub>x</sub> pollutant concentration monitors, the error in linearity for each calibration gas concentration (low-, mid-, and high-levels) shall not exceed or deviate from the reference value by more than 5.0 percent (as calculated using equation A-4 of this appendix). Linearity check results are also acceptable if the absolute value of the difference between the average of the monitor response values and the average of the reference values,  $|R-A|$  in equation A-4 of this appendix, is less than or equal to 5 ppm. For CO<sub>2</sub> or O<sub>2</sub> monitors (including O<sub>2</sub> monitors used to measure CO<sub>2</sub> emissions or percent moisture):

(1) The error in linearity for each calibration gas concentration (low-, mid-, and high-levels) shall not exceed or deviate from the reference value by more than 5.0 percent as calculated using equation A-4 of this appendix; or

(2) The absolute value of the difference between the average of the monitor response values and the average of the reference values,  $|R-A|$  in equation A-4 of this appendix, shall be less than or equal to 0.5 percent CO<sub>2</sub> or O<sub>2</sub>, whichever is less restrictive.

### 3.3 Relative Accuracy

#### 3.3.1 Relative Accuracy for SO<sub>2</sub> Monitors

(a) The relative accuracy for SO<sub>2</sub> pollutant concentration monitors shall not exceed 10.0 percent except as provided in this section.

(b) For affected units where the average of the reference method measurements of SO<sub>2</sub> concentration during the relative accuracy test audit is less than or equal to 250.0 ppm, the difference between the mean value of the monitor measurements and the reference method mean value shall not exceed  $\pm 15.0$  ppm, wherever the relative accuracy specification of 10.0 percent is not achieved.

#### 3.3.2 Relative Accuracy for NO<sub>x</sub>-Diluent Continuous Emission Monitoring Systems

(a) The relative accuracy for NO<sub>x</sub>-diluent continuous emission monitoring systems shall not exceed 10.0 percent.

(b) For affected units where the average of the reference method measurements of NO<sub>x</sub> emission rate during the relative accuracy test audit is less than or equal to 0.200 lb/mmBtu, the difference between the mean value of the continuous emission monitoring system measurements and the reference method mean value shall not exceed  $\pm 0.020$  lb/mmBtu, wherever the relative accuracy specification of 10.0 percent is not achieved.

#### 3.3.3 Relative Accuracy for CO<sub>2</sub> and O<sub>2</sub> Monitors

The relative accuracy for CO<sub>2</sub> and O<sub>2</sub> monitors shall not exceed 10.0 percent. The relative accuracy test results are also acceptable if the difference between the mean value of the CO<sub>2</sub> or O<sub>2</sub> monitor measurements and the

corresponding reference method measurement mean value, calculated using equation A-7 of this appendix, does not exceed  $\pm 1.0$  percent CO<sub>2</sub> or O<sub>2</sub>.

### 3.3.4 Relative Accuracy for Flow Monitors

(a) The relative accuracy of flow monitors shall not exceed 10.0 percent at any load (or operating) level at which a RATA is performed (i.e., the low, mid, or high level, as defined in section 6.5.2.1 of this appendix).

(b) For affected units where the average of the flow reference method measurements of gas velocity at a particular load (or operating) level of the relative accuracy test audit is less than or equal to 10.0 fps, the difference between the mean value of the flow monitor velocity measurements and the reference method mean value in fps at that level shall not exceed  $\pm 2.0$  fps, wherever the 10.0 percent relative accuracy specification is not achieved.

### 3.3.5 Combined SO<sub>2</sub>/Flow Monitoring System [Reserved]

### 3.3.6 Relative Accuracy for Moisture Monitoring Systems

The relative accuracy of a moisture monitoring system shall not exceed 10.0 percent. The relative accuracy test results are also acceptable if the difference between the mean value of the reference method measurements (in percent H<sub>2</sub>O) and the corresponding mean value of the moisture monitoring system measurements (in percent H<sub>2</sub>O), calculated using Equation A-7 of this appendix does not exceed  $\pm 1.5$  percent H<sub>2</sub>O.

### 3.3.7 Relative Accuracy for NO<sub>x</sub> Concentration Monitoring Systems

(a) The following requirement applies only to NO<sub>x</sub> concentration monitoring systems (i.e., NO<sub>x</sub> pollutant concentration monitors) that are used to determine NO<sub>x</sub> mass emissions, where the owner or operator elects to monitor and report NO<sub>x</sub> mass emissions using a NO<sub>x</sub> concentration monitoring system and a flow monitoring system.

(b) The relative accuracy for NO<sub>x</sub> concentration monitoring systems shall not exceed 10.0 percent. Alternatively, for affected units where the average of the reference method measurements of NO<sub>x</sub> concentration during the relative accuracy test audit is less than or equal to 250.0 ppm, the difference between the mean value of the continuous emission monitoring system measurements and the reference method mean value shall not exceed  $\pm 15.0$  ppm, wherever the 10.0 percent relative accuracy specification is not achieved.

## 3.4 Bias

### 3.4.1 SO<sub>2</sub> Pollutant Concentration Monitors, NO<sub>x</sub> Concentration Monitoring Systems and NO<sub>x</sub>-Diluent Continuous Emission Monitoring Systems

SO<sub>2</sub> pollutant concentration monitors, NO<sub>x</sub>-diluent continuous emission monitoring systems and NO<sub>x</sub> concentration monitoring systems used to determine NO<sub>x</sub> mass emissions, as defined in §75.71(a)(2), shall not be biased low as determined by the test procedure in section 7.6 of this appendix. The bias specification applies to all SO<sub>2</sub> pollutant concentration monitors and to all NO<sub>x</sub> concentration monitoring systems, including those measuring an average SO<sub>2</sub> or NO<sub>x</sub> concentration of 250.0 ppm or less, and to all NO<sub>x</sub>-diluent continuous emission monitoring systems, including those measuring an average NO<sub>x</sub> emission rate of 0.200 lb/mmBtu or less.

### 3.4.2 Flow Monitors

Flow monitors shall not be biased low as determined by the test procedure in section 7.6 of this appendix. The bias specification applies to all flow monitors including those measuring an average gas velocity of 10.0 fps or less.

## 3.5 Cycle Time

The cycle time for pollutant concentration monitors, oxygen monitors used to determine percent moisture, and any other monitoring component of a continuous emission monitoring system that is required to perform a cycle time test shall not exceed 15 minutes.

#### 4. DATA ACQUISITION AND HANDLING SYSTEMS

(a) Automated data acquisition and handling systems shall read and record the entire range of pollutant concentrations and volumetric flow from zero through full-scale and provide a continuous, permanent record of all measurements and required information in an electronic format. These systems also shall have the capability of interpreting and converting the individual output signals from an SO<sub>2</sub> pollutant concentration monitor, a flow monitor, a CO<sub>2</sub> monitor, an O<sub>2</sub> monitor, a NO<sub>x</sub> pollutant concentration monitor, a NO<sub>x</sub>-diluent CEMS, and a moisture monitoring system to produce a continuous readout of pollutant emission rates or pollutant mass emissions (as applicable) in the appropriate units (e.g., lb/hr, lb/mmBtu, tons/hr).

(b) Data acquisition and handling systems shall also compute and record: Monitor calibration error; any bias adjustments to SO<sub>2</sub>, NO<sub>x</sub>, flow rate, or NO<sub>x</sub> emission rate data; and all missing data procedure statistics specified in subpart D of this part.

(c) For an excepted monitoring system under appendix D or E of this part, data acquisition and handling systems shall:

- (1) Read and record the full range of fuel flowrate through the upper range value;
- (2) Calculate and record intermediate values necessary to obtain emissions, such as mass fuel flowrate and heat input rate;
- (3) Calculate and record emissions in the appropriate units (e.g., lb/hr of SO<sub>2</sub>, lb/mmBtu of NO<sub>x</sub>);
- (4) Predict and record NO<sub>x</sub> emission rate using the heat input rate and the NO<sub>x</sub>/heat input correlation developed under appendix E of this part;
- (5) Calculate and record all missing data substitution values specified in appendix D or E of this part; and
- (6) Provide a continuous, permanent record of all measurements and required information in an electronic format.

#### 5. CALIBRATION GAS

##### 5.1 Reference Gases

For the purposes of part 75, calibration gases include the following:

##### 5.1.1 Standard Reference Materials (SRM)

These calibration gases may be obtained from the National Institute of Standards and Technology (NIST) at the following address: Quince Orchard and Cloppers Road, Gaithersburg, MD 20899-0001.

##### 5.1.2 SRM-Equivalent Compressed Gas Primary Reference Material (PRM)

Contact the Gas Metrology Team, Analytical Chemistry Division, Chemical Science and Technology Laboratory of NIST, at the address in section 5.1.1, for a list of vendors and cylinder gases.

### 5.1.3 NIST Traceable Reference Materials

Contact the Gas Metrology Team, Analytical Chemistry Division, Chemical Science and Technology Laboratory of NIST, at the address in section 5.1.1, for a list of vendors and cylinder gases that meet the definition for a NIST Traceable Reference Material (NTRM) provided in §72.2.

### 5.1.4 EPA Protocol Gases

(a) An EPA Protocol gas is a calibration gas mixture prepared and analyzed according to Section 2 of the “EPA Traceability Protocol for Assay and Certification of Gaseous Calibration Standards,” September 1997, as amended on August 25, 1999, EPA-600/R-97/121 (incorporated by reference, *see* §75.6) or such revised procedure as approved by the Administrator.

(b) EPA Protocol gas concentrations must be certified by an EPA Protocol gas production site to have an analytical uncertainty (95-percent confidence interval) to be not more than plus or minus 2.0 percent (inclusive) of the certified concentration (tag value) of the gas mixture. The uncertainty must be calculated using the statistical procedures (or equivalent statistical techniques) that are listed in Section 2.1.8 of the “EPA Traceability Protocol for Assay and Certification of Gaseous Calibration Standards,” September 1997, as amended on August 25, 1999, EPA-600/R-97/121 (incorporated by reference, *see* §75.6).

### 5.1.5 Research Gas Mixtures

Concentrations of research gas mixtures, as defined in §72.2 of this chapter, must be certified by the National Institute of Standards and Technology to have an analytical uncertainty (95-percent confidence interval) calculated using the statistical procedures (or equivalent statistical techniques) that are listed in Section 2.1.8 of the “EPA Traceability Protocol for Assay and Certification of Gaseous Calibration Standards,” September 1997, as amended on August 25, 1999, EPA-600/R-97/121 (incorporated by reference, *see* §75.6) to be not more than plus or minus 2.0 percent (inclusive) of the concentration specified on the cylinder label (*i.e.*, the tag value) in order to be used as calibration gas under this part. Inquiries about the RGM program should be directed to: National Institute of Standards and Technology, Analytical Chemistry Division, Chemical Science and Technology Laboratory, B-324 Chemistry, Gaithersburg, MD 20899.

### 5.1.6 Zero Air Material

Zero air material is defined in §72.2 of this chapter.

### 5.1.7 NIST/EPA-Approved Certified Reference Materials

Existing certified reference materials (CRMs) that are still within their certification period may be used as calibration gas.

### 5.1.8 Gas Manufacturer's Intermediate Standards

Gas manufacturer's intermediate standards is defined in §72.2 of this chapter.

## 5.2 Concentrations

Four concentration levels are required as follows.

### 5.2.1 Zero-level Concentration

0.0 to 20.0 percent of span, including span for high-scale or both low- and high-scale for SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, and O<sub>2</sub> monitors, as appropriate.

#### 5.2.2 Low-level Concentration

20.0 to 30.0 percent of span, including span for high-scale or both low- and high-scale for SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, and O<sub>2</sub> monitors, as appropriate.

#### 5.2.3 Mid-level Concentration

50.0 to 60.0 percent of span, including span for high-scale or both low- and high-scale for SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, and O<sub>2</sub> monitors, as appropriate.

#### 5.2.4 High-level Concentration

80.0 to 100.0 percent of span, including span for high-scale or both low- and high-scale for SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, and O<sub>2</sub> monitors, as appropriate.

### 6. CERTIFICATION TESTS AND PROCEDURES

#### 6.1 General Requirements

##### 6.1.1 Pretest Preparation

Install the components of the continuous emission monitoring system (i.e., pollutant concentration monitors, CO<sub>2</sub> or O<sub>2</sub> monitor, and flow monitor) as specified in sections 1, 2, and 3 of this appendix, and prepare each system component and the combined system for operation in accordance with the manufacturer's written instructions. Operate the unit(s) during each period when measurements are made. Units may be tested on non-consecutive days. To the extent practicable, test the DAHS software prior to testing the monitoring hardware.

##### 6.1.2 Requirements for Air Emission Testing

(a) On and after March 27, 2012, all relative accuracy test audits (RATAs) of CEMS under this part, and stack testing under §75.19 and Appendix E to this part shall be conducted by an Air Emission Testing Body (AETB) which has provided to the owner or operator of a unit subject to this part the documentation required in paragraph (b) of this section, demonstrating its conformance to ASTM D7036-04 (incorporated by reference, *see* §75.6).

(b) The owner or operator shall obtain from the AETB a certification that as of the time of testing the AETB is operating in conformance with ASTM D7036-04 (incorporated by reference, *see* §75.6). The AETB's certification may be limited in scope to the tests identified under paragraph (a). The AETB's certification need not extend to other work it may perform. This certification shall be provided in the form of either:

(1) A certificate of accreditation or interim accreditation for the relevant test methods issued by a recognized, national accreditation body; or

(2) A letter of certification for the relevant test methods signed by a member of the senior management staff of the AETB.

(c) The owner or operator shall obtain from the AETB the information required under §§75.59(a)(15), (b)(6), and (d)(4), as applicable.

(d) While under no obligation to request the following information from an AETB, to review the information provided by the AETB in response to such a request, or to take any other action related to the response, the owner or



operator may find it useful to request that AETBs complying with paragraph (b)(2) of this section provide a copy of the following:

(1) The AETB's quality manual. For the purpose of application of 40 CFR part 2, subpart B, AETB's concerned about the potential for public access to confidential business information (CBI) may identify any information subject to such a claim in the copy provided;

(2) The results of any internal audits performed by the AETB and any external audits of the AETB during the 12 month period through the previous calendar quarter;

(3) Performance data (as defined in ASTM D7036-04 (incorporated by reference, *see* §75.6)) collected by the AETB, including corrective actions implemented, during the 12 month period through the previous calendar quarter; and

(4) Training records for all on-site technical personnel, including any Qualified Individuals, for the 12 month period through the previous calendar quarter.

(e) All relative accuracy testing performed pursuant to §75.74(c)(2)(ii), section 6.5 of appendix A to this part or section 2.3.1 of appendix B to this part, and stack testing under §75.19 and Appendix E to this part shall be overseen and supervised on site by at least one Qualified Individual, as defined in §72.2 of this chapter with respect to the methods employed in the test project. If the source owner or operator, or a State, local, or EPA observer, discovers while the test team is still on site, that at least one QI did not oversee and supervise the entire test (as qualified by this paragraph (e)), only those portions of the test that were overseen and supervised by at least one QI as described above may be used under this part. However, allowance is made for normal activities of a QI who is overseeing and supervising a test, *e.g.*, bathroom breaks, meal breaks, and emergencies that may arise during a test.

(f) Except as provided in paragraph (e), no RATA performed pursuant to §75.74(c)(2)(ii), section 6.5 of appendix A to this part or section 2.3.1 of appendix B to this part, and no stack test under §75.19 or Appendix E to this part (or portion of such a RATA or stack test) conducted by an AETB (as defined in §72.2) shall be invalidated under this part as a result of the failure of the AETB to conform to ASTM D7036-04 (incorporated by reference, *see* §75.6). Validation of such tests is determined based on the other part 75 testing requirements. EPA recommends that proper observation of tests and review of test results continue, regardless of whether an AETB fully conforms to ASTM D7036-04.

(g) An owner or operator who has requested information from an AETB under paragraph (d) of this part who believes that the information provided by the AETB was either incomplete or inaccurate may request the Administrator's assistance in remedying the alleged deficiencies. Upon such a request, if the Administrator concurs that the information submitted to a source subject to part 75 by an AETB under this section is either incomplete or inaccurate, the Administrator will provide the AETB a description of the deficiencies to be remedied. The Administrator's determination of completeness and accuracy of information will be solely based on the provisions of ASTM D7036-04 (incorporated by reference, *see* §75.6) and this part. The Administrator may post the name of the offending AETB on Agency Web sites (including the CAMD Web site <http://www.epa.gov/airmarkets/emissions/aetb.html>) if within 30 days of the Administrator having provided the AETB a description of the deficiencies to be remedied, the AETB does not satisfactorily respond to the source and notify the Administrator of the response by submitting the notification to [aetb@epa.gov](mailto:aetb@epa.gov), unless otherwise provided by the Administrator. The AETB need not submit the information it provides to the owner or operator to the Administrator, unless specifically requested by the Administrator. If after the AETB's name is posted, the Administrator, in consultation with the source, determines that the AETB's response is sufficient, the AETB's name will be removed from the EPA Web sites.

## 6.2 Linearity Check (General Procedures)

Check the linearity of each SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub>, and O<sub>2</sub> monitor while the unit, or group of units for a common stack, is combusting fuel at conditions of typical stack temperature and pressure; it is not necessary for the unit to be

generating electricity during this test. Notwithstanding these requirements, if the SO<sub>2</sub> or NO<sub>x</sub> span value for a particular monitor range is ≤30 ppm, that range is exempted from the linearity check requirements of this part, for initial certification, recertification, and for on-going quality-assurance. For units with two measurement ranges (high and low) for a particular parameter, perform a linearity check on both the low scale (except for SO<sub>2</sub> or NO<sub>x</sub> span values ≤30 ppm) and the high scale. Note that for a NO<sub>x</sub>-diluent monitoring system with two NO<sub>x</sub> measurement ranges, if the low NO<sub>x</sub> scale has a span value ≤30 ppm and is exempt from linearity checks, this does not exempt either the diluent monitor or the high NO<sub>x</sub> scale (if the span is >30 ppm) from linearity check requirements. For on-going quality assurance of the CEMS, perform linearity checks, using the procedures in this section, on the range(s) and at the frequency specified in section 2.2.1 of appendix B to this part. Challenge each monitor with calibration gas, as defined in section 5.1 of this appendix, at the low-, mid-, and high-range concentrations specified in section 5.2 of this appendix. Introduce the calibration gas at the gas injection port, as specified in section 2.2.1 of this appendix. Operate each monitor at its normal operating temperature and conditions. For extractive and dilution type monitors, pass the calibration gas through all filters, scrubbers, conditioners, and other monitor components used during normal sampling and through as much of the sampling probe as is practical. For in-situ type monitors, perform calibration checking all active electronic and optical components, including the transmitter, receiver, and analyzer. Challenge the monitor three times with each reference gas (see example data sheet in Figure 1). Do not use the same gas twice in succession. To the extent practicable, the duration of each linearity test, from the hour of the first injection to the hour of the last injection, shall not exceed 24 unit operating hours. Record the monitor response from the data acquisition and handling system. For each concentration, use the average of the responses to determine the error in linearity using Equation A-4 in this appendix. Linearity checks are acceptable for monitor or monitoring system certification, recertification, or quality assurance if none of the test results exceed the applicable performance specifications in section 3.2 of this appendix. The status of emission data from a CEMS prior to and during a linearity test period shall be determined as follows:

- (a) For the initial certification of a CEMS, data from the monitoring system are considered invalid until all certification tests, including the linearity test, have been successfully completed, unless the conditional data validation procedures in §75.20(b)(3) are used. When the procedures in §75.20(b)(3) are followed, the words “initial certification” apply instead of “recertification,” and complete all of the initial certification tests by the applicable deadline in §75.4, rather than within the time periods specified in §75.20(b)(3)(iv) for the individual tests.
- (b) For the routine quality assurance linearity checks required by section 2.2.1 of appendix B to this part, use the data validation procedures in section 2.2.3 of appendix B to this part.
- (c) When a linearity test is required as a diagnostic test or for recertification, use the data validation procedures in §75.20(b)(3).
- (d) For linearity tests of non-redundant backup monitoring systems, use the data validation procedures in §75.20(d)(2)(iii).
- (e) For linearity tests performed during a grace period and after the expiration of a grace period, use the data validation procedures in sections 2.2.3 and 2.2.4, respectively, of appendix B to this part.
- (f) For all other linearity checks, use the data validation procedures in section 2.2.3 of appendix B to this part.

### 6.3 7-Day Calibration Error Test

#### 6.3.1 Gas Monitor 7-Day Calibration Error Test

The following monitors and ranges are exempted from the 7-day calibration error test requirements of this part: the SO<sub>2</sub>, NO<sub>x</sub>, CO<sub>2</sub> and O<sub>2</sub> monitors installed on peaking units (as defined in §72.2 of this chapter); and any SO<sub>2</sub> or NO<sub>x</sub> measurement range with a span value of 50 ppm or less. In all other cases, measure the calibration error of each SO<sub>2</sub> monitor, each NO<sub>x</sub> monitor, and each CO<sub>2</sub> or O<sub>2</sub> monitor while the unit is combusting fuel (but not necessarily generating electricity) once each day for 7 consecutive operating days according to the following procedures. (In the event that unit outages occur after the commencement of the test, the 7 consecutive unit

operating days need not be 7 consecutive calendar days). Units using dual span monitors must perform the calibration error test on both high- and low-scales of the pollutant concentration monitor. The calibration error test procedures in this section and in section 6.3.2 of this appendix shall also be used to perform the daily assessments and additional calibration error tests required under sections 2.1.1 and 2.1.3 of appendix B to this part. Do not make manual or automatic adjustments to the monitor settings until after taking measurements at both zero and high concentration levels for that day during the 7-day test. If automatic adjustments are made following both injections, conduct the calibration error test such that the magnitude of the adjustments can be determined and recorded. Record and report test results for each day using the unadjusted concentration measured in the calibration error test prior to making any manual or automatic adjustments (*i.e.*, resetting the calibration). The calibration error tests should be approximately 24 hours apart, (unless the 7-day test is performed over nonconsecutive days). Perform calibration error tests at both the zero-level concentration and high-level concentration, as specified in section 5.2 of this appendix. Alternatively, a mid-level concentration gas (50.0 to 60.0 percent of the span value) may be used in lieu of the high-level gas, provided that the mid-level gas is more representative of the actual stack gas concentrations. A calibration gas blend may be used as both a zero-level gas and an upscale (mid- or high-level) gas, where appropriate. In addition, repeat the procedure for SO<sub>2</sub> and NO<sub>x</sub> pollutant concentration monitors using the low-scale for units equipped with emission controls or other units with dual span monitors. Use only calibration gas, as specified in section 5.1 of this appendix. Introduce the calibration gas at the gas injection port, as specified in section 2.2.1 of this appendix. Operate each monitor in its normal sampling mode. For extractive and dilution type monitors, pass the calibration gas through all filters, scrubbers, conditioners, and other monitor components used during normal sampling and through as much of the sampling probe as is practical. For in-situ type monitors, perform calibration, checking all active electronic and optical components, including the transmitter, receiver, and analyzer. Challenge the pollutant concentration monitors and CO<sub>2</sub> or O<sub>2</sub> monitors once with each calibration gas. Record the monitor response from the data acquisition and handling system. Using Equation A-5 of this appendix, determine the calibration error at each concentration once each day (at approximately 24-hour intervals) for 7 consecutive days according to the procedures given in this section. The results of a 7-day calibration error test are acceptable for monitor or monitoring system certification, recertification or diagnostic testing if none of these daily calibration error test results exceed the applicable performance specifications in section 3.1 of this appendix. The status of emission data from a gas monitor prior to and during a 7-day calibration error test period shall be determined as follows:

(a) For initial certification, data from the monitor are considered invalid until all certification tests, including the 7-day calibration error test, have been successfully completed, unless the conditional data validation procedures in §75.20(b)(3) are used. When the procedures in §75.20(b)(3) are followed, the words “initial certification” apply instead of “recertification,” and complete all of the initial certification tests by the applicable deadline in §75.4, rather than within the time periods specified in §75.20(b)(3)(iv) for the individual tests.

(b) When a 7-day calibration error test is required as a diagnostic test or for recertification, use the data validation procedures in §75.20(b)(3).

### 6.3.2 Flow Monitor 7-day Calibration Error Test

Flow monitors installed on peaking units (as defined in §72.2 of this chapter) are exempted from the 7-day calibration error test requirements of this part. In all other cases, perform the 7-day calibration error test of a flow monitor, when required for certification, recertification or diagnostic testing, according to the following procedures. Introduce the reference signal corresponding to the values specified in section 2.2.2.1 of this appendix to the probe tip (or equivalent), or to the transducer. During the 7-day certification test period, conduct the calibration error test while the unit is operating once each unit operating day (as close to 24-hour intervals as practicable). In the event that unit outages occur after the commencement of the test, the 7 consecutive operating days need not be 7 consecutive calendar days. Record the flow monitor responses by means of the data acquisition and handling system. Calculate the calibration error using Equation A-6 of this appendix. Do not perform any corrective maintenance, repair, or replacement upon the flow monitor during the 7-day test period other than that required in the quality assurance/quality control plan required by appendix B to this part. Do not make adjustments between the zero and high reference level measurements on any day during the 7-day test. If the flow monitor operates within the calibration error performance specification (*i.e.*, less than or equal to 3.0 percent error each day and requiring no corrective maintenance, repair, or replacement during the 7-day test period), the flow monitor passes the calibration

error test. Record all maintenance activities and the magnitude of any adjustments. Record output readings from the data acquisition and handling system before and after all adjustments. Record and report all calibration error test results using the unadjusted flow rate measured in the calibration error test prior to resetting the calibration. Record all adjustments made during the 7-day period at the time the adjustment is made, and report them in the certification or recertification application. The status of emissions data from a flow monitor prior to and during a 7-day calibration error test period shall be determined as follows:

(a) For initial certification, data from the monitor are considered invalid until all certification tests, including the 7-day calibration error test, have been successfully completed, unless the conditional data validation procedures in §75.20(b)(3) are used. When the procedures in §75.20(b)(3) are followed, the words “initial certification” apply instead of “recertification,” and complete all of the initial certification tests by the applicable deadline in §75.4, rather than within the time periods specified in §75.20(b)(3)(iv) for the individual tests.

(b) When a 7-day calibration error test is required as a diagnostic test or for recertification, use the data validation procedures in §75.20(b)(3).

6.3.3 For gas or flow monitors installed on peaking units, the exemption from performing the 7-day calibration error test applies as long as the unit continues to meet the definition of a peaking unit in §72.2 of this chapter. However, if at the end of a particular calendar year or ozone season, it is determined that peaking unit status has been lost, the owner or operator shall perform a diagnostic 7-day calibration error test of each monitor installed on the unit, by no later than December 31 of the following calendar year.

#### 6.4 Cycle Time Test

Perform cycle time tests for each pollutant concentration monitor and continuous emission monitoring system while the unit is operating, according to the following procedures. Use a zero-level and a high-level calibration gas (as defined in section 5.2 of this appendix) alternately. To determine the downscale cycle time, measure the concentration of the flue gas emissions until the response stabilizes. Record the stable emissions value. Inject a zero-level concentration calibration gas into the probe tip (or injection port leading to the calibration cell, for in situ systems with no probe). Record the time of the zero gas injection, using the data acquisition and handling system (DAHS). Next, allow the monitor to measure the concentration of the zero gas until the response stabilizes. Record the stable ending calibration gas reading. Determine the downscale cycle time as the time it takes for 95.0 percent of the step change to be achieved between the stable stack emissions value and the stable ending zero gas reading. Then repeat the procedure, starting with stable stack emissions and injecting the high-level gas, to determine the upscale cycle time, which is the time it takes for 95.0 percent of the step change to be achieved between the stable stack emissions value and the stable ending high-level gas reading. Use the following criteria to assess when a stable reading of stack emissions or calibration gas concentration has been attained. A stable value is equivalent to a reading with a change of less than 2.0 percent of the span value for 2 minutes, or a reading with a change of less than 6.0 percent from the measured average concentration over 6 minutes. Alternatively, the reading is considered stable if it changes by no more than 0.5 ppm or 0.2% CO<sub>2</sub> or O<sub>2</sub> (as applicable) for two minutes. (Owners or operators of systems which do not record data in 1-minute or 3-minute intervals may petition the Administrator under §75.66 for alternative stabilization criteria). For monitors or monitoring systems that perform a series of operations (such as purge, sample, and analyze), time the injections of the calibration gases so they will produce the longest possible cycle time. Refer to Figures 6a and 6b in this appendix for example calculations of upscale and downscale cycle times. Report the slower of the two cycle times (upscale or downscale) as the cycle time for the analyzer. Prior to January 1, 2009 for the NO<sub>x</sub>-diluent continuous emission monitoring system test, either record and report the longer cycle time of the two component analyzers as the system cycle time or record the cycle time for each component analyzer separately (as applicable). On and after January 1, 2009, record the cycle time for each component analyzer separately. For time-shared systems, perform the cycle time tests at each probe locations that will be polled within the same 15-minute period during monitoring system operations. To determine the cycle time for time-shared systems, at each monitoring location, report the sum of the cycle time observed at that monitoring location plus the sum of the time required for all purge cycles (as determined by the continuous emission monitoring system manufacturer) at each of the probe locations of the time-shared systems. For monitors with dual ranges, report the test results for each range separately. Cycle time test results are acceptable for monitor or monitoring

system certification, recertification or diagnostic testing if none of the cycle times exceed 15 minutes. The status of emissions data from a monitor prior to and during a cycle time test period shall be determined as follows:

(a) For initial certification, data from the monitor are considered invalid until all certification tests, including the cycle time test, have been successfully completed, unless the conditional data validation procedures in §75.20(b)(3) are used. When the procedures in §75.20(b)(3) are followed, the words “initial certification” apply instead of “recertification,” and complete all of the initial certification tests by the applicable deadline in §75.4, rather than within the time periods specified in §75.20(b)(3)(iv) for the individual tests.

(b) When a cycle time test is required as a diagnostic test or for recertification, use the data validation procedures in §75.20(b)(3).

#### 6.5 *Relative Accuracy and Bias Tests (General Procedures)*

Perform the required relative accuracy test audits (RATAs) as follows for each CO<sub>2</sub> emissions concentration monitor (including O<sub>2</sub> monitors used to determine CO<sub>2</sub> emissions concentration), each SO<sub>2</sub> pollutant concentration monitor, each NO<sub>x</sub> concentration monitoring system used to determine NO<sub>x</sub> mass emissions, each flow monitor, each NO<sub>x</sub>-diluent CEMS, each O<sub>2</sub> or CO<sub>2</sub> diluent monitor used to calculate heat input, and each moisture monitoring system. For NO<sub>x</sub> concentration monitoring systems used to determine NO<sub>x</sub> mass emissions, as defined in §75.71(a)(2), use the same general RATA procedures as for SO<sub>2</sub> pollutant concentration monitors; however, use the reference methods for NO<sub>x</sub> concentration specified in section 6.5.10 of this appendix:

(a) Except as otherwise provided in this paragraph or in §75.21(a)(5), perform each RATA while the unit (or units, if more than one unit exhausts into the flue) is combusting the fuel that is a normal primary or backup fuel for that unit (for some units, more than one type of fuel may be considered normal, *e.g.*, a unit that combusts gas or oil on a seasonal basis). For units that co-fire fuels as the predominant mode of operation, perform the RATAs while co-firing. For Hg monitoring systems, perform the RATAs while the unit is combusting coal. When relative accuracy test audits are performed on CEMS installed on bypass stacks/ducts, use the fuel normally combusted by the unit (or units, if more than one unit exhausts into the flue) when emissions exhaust through the bypass stack/ducts.

(b) Perform each RATA at the load (or operating) level(s) specified in section 6.5.1 or 6.5.2 of this appendix or in section 2.3.1.3 of appendix B to this part, as applicable.

(c) For monitoring systems with dual ranges, perform the relative accuracy test on the range normally used for measuring emissions. For units with add-on SO<sub>2</sub> or NO<sub>x</sub> controls that operate continuously rather than seasonally, or for units that need a dual range to record high concentration “spikes” during startup conditions, the low range is considered normal. However, for some dual span units (*e.g.*, for units that use fuel switching or for which the emission controls are operated seasonally), provided that both monitor ranges are connected to a common probe and sample interface, either of the two measurement ranges may be considered normal; in such cases, perform the RATA on the range that is in use at the time of the scheduled test. If the low and high measurement ranges are connected to separate sample probes and interfaces, RATA testing on both ranges is required.

(d) Record monitor or monitoring system output from the data acquisition and handling system.

(e) Complete each single-load relative accuracy test audit within a period of 168 consecutive unit operating hours, as defined in §72.2 of this chapter (or, for CEMS installed on common stacks or bypass stacks, 168 consecutive stack operating hours, as defined in §72.2 of this chapter). For 2-level and 3-level flow monitor RATAs, complete all of the RATAs at all levels, to the extent practicable, within a period of 168 consecutive unit (or stack) operating hours; however, if this is not possible, up to 720 consecutive unit (or stack) operating hours may be taken to complete a multiple-load flow RATA.

(f) The status of emission data from the CEMS prior to and during the RATA test period shall be determined as follows:

(1) For the initial certification of a CEMS, data from the monitoring system are considered invalid until all certification tests, including the RATA, have been successfully completed, unless the conditional data validation procedures in §75.20(b)(3) are used. When the procedures in §75.20(b)(3) are followed, the words “initial certification” apply instead of “recertification,” and complete all of the initial certification tests by the applicable deadline in §75.4, rather than within the time periods specified in §75.20(b)(3)(iv) for the individual tests.

(2) For the routine quality assurance RATAs required by section 2.3.1 of appendix B to this part, use the data validation procedures in section 2.3.2 of appendix B to this part.

(3) For recertification RATAs, use the data validation procedures in §75.20(b)(3).

(4) For quality assurance RATAs of non-redundant backup monitoring systems, use the data validation procedures in §§75.20(d)(2)(v) and (vi).

(5) For RATAs performed during and after the expiration of a grace period, use the data validation procedures in sections 2.3.2 and 2.3.3, respectively, of appendix B to this part.

(6) For all other RATAs, use the data validation procedures in section 2.3.2 of appendix B to this part.

(g) For each SO<sub>2</sub> or CO<sub>2</sub> emissions concentration monitor, each flow monitor, each CO<sub>2</sub> or O<sub>2</sub> diluent monitor used to determine heat input, each NO<sub>x</sub> concentration monitoring system used to determine NO<sub>x</sub> mass emissions, as defined in §75.71(a)(2), each moisture monitoring system, and each NO<sub>x</sub>-diluent CEMS, calculate the relative accuracy, in accordance with section 7.3 or 7.4 of this appendix, as applicable. In addition (except for CO<sub>2</sub>, O<sub>2</sub>, or moisture monitors), test for bias and determine the appropriate bias adjustment factor, in accordance with sections 7.6.4 and 7.6.5 of this appendix, using the data from the relative accuracy test audits.

#### 6.5.1 Gas Monitoring System RATAs (Special Considerations)

(a) Perform the required relative accuracy test audits for each SO<sub>2</sub> or CO<sub>2</sub> emissions concentration monitor, each CO<sub>2</sub> or O<sub>2</sub> diluent monitor used to determine heat input, each NO<sub>x</sub>-diluent CEMS, and each NO<sub>x</sub> concentration monitoring system used to determine NO<sub>x</sub> mass emissions, as defined in §75.71(a)(2), at the normal load level or normal operating level for the unit (or combined units, if common stack), as defined in section 6.5.2.1 of this appendix. If two load levels or operating levels have been designated as normal, the RATAs may be done at either load (or operating) level.

(b) For the initial certification of a gas monitoring system and for recertifications in which, in addition to a RATA, one or more other tests are required (*i.e.*, a linearity test, cycle time test, or 7-day calibration error test), EPA recommends that the RATA not be commenced until the other required tests of the CEMS have been passed.

#### 6.5.2 Flow Monitor RATAs (Special Considerations)

(a) Except as otherwise provided in paragraph (b) or (e) of this section, perform relative accuracy test audits for the initial certification of each flow monitor at three different exhaust gas velocities (low, mid, and high), corresponding to three different load levels or operating levels within the range of operation, as defined in section 6.5.2.1 of this appendix. For a common stack/duct, the three different exhaust gas velocities may be obtained from frequently used unit/load or operating level combinations for the units exhausting to the common stack. Select the three exhaust gas velocities such that the audit points at adjacent load or operating levels (*i.e.*, low and mid or mid and high), in megawatts (or in thousands of lb/hr of steam production or in ft/sec, as applicable), are separated by no less than 25.0 percent of the range of operation, as defined in section 6.5.2.1 of this appendix.

(b) For flow monitors on bypass stacks/ducts and peaking units, the flow monitor relative accuracy test audits for initial certification and recertification shall be single-load tests, performed at the normal load, as defined in section 6.5.2.1(d) of this appendix.

(c) Flow monitor recertification RATAs shall be done at three load level(s) (or three operating levels), unless otherwise specified in paragraph (b) or (e) of this section or unless otherwise specified or approved by the Administrator.

(d) The semiannual and annual quality assurance flow monitor RATAs required under appendix B to this part shall be done at the load level(s) (or operating levels) specified in section 2.3.1.3 of appendix B to this part.

(e) For flow monitors installed on units that do not produce electrical or thermal output, the flow RATAs for initial certification or recertification may be done at fewer than three operating levels, if:

(1) The owner or operator provides a technical justification in the hardcopy portion of the monitoring plan for the unit required under §75.53(e)(2), demonstrating that the unit operates at only one level or two levels during normal operation (excluding unit startup and shutdown). Appropriate documentation and data must be provided to support the claim of single-level or two-level operation; and

(2) The justification provided in paragraph (e)(1) of this section is deemed to be acceptable by the permitting authority.

#### 6.5.2.1 Range of Operation and Normal Load (or Operating) Level(s)

(a) The owner or operator shall determine the upper and lower boundaries of the “range of operation” as follows for each unit (or combination of units, for common stack configurations):

(1) For affected units that produce electrical output (in megawatts) or thermal output (in klb/hr of steam production or mmBtu/hr), the lower boundary of the range of operation of a unit shall be the minimum safe, stable loads for any of the units discharging through the stack. Alternatively, for a group of frequently-operated units that serve a common stack, the sum of the minimum safe, stable loads for the individual units may be used as the lower boundary of the range of operation. The upper boundary of the range of operation of a unit shall be the maximum sustainable load. The “maximum sustainable load” is the higher of either: the nameplate or rated capacity of the unit, less any physical or regulatory limitations or other deratings; or the highest sustainable load, based on at least four quarters of representative historical operating data. For common stacks, the maximum sustainable load is the sum of all of the maximum sustainable loads of the individual units discharging through the stack, unless this load is unattainable in practice, in which case use the highest sustainable combined load for the units that discharge through the stack. Based on at least four quarters of representative historical operating data. The load values for the unit(s) shall be expressed either in units of megawatts or thousands of lb/hr of steam load or mmBtu/hr of thermal output; or

(2) For affected units that do not produce electrical or thermal output, the lower boundary of the range of operation shall be the minimum expected flue gas velocity (in ft/sec) during normal, stable operation of the unit. The upper boundary of the range of operation shall be the maximum potential flue gas velocity (in ft/sec) as defined in section 2.1.4.1 of this appendix. The minimum expected and maximum potential velocities may be derived from the results of reference method testing or by using Equation A-3a or A-3b (as applicable) in section 2.1.4.1 of this appendix. If Equation A-3a or A-3b is used to determine the minimum expected velocity, replace the word “maximum” with the word “minimum” in the definitions of “MPV,” “H<sub>2</sub>,” “% O<sub>2</sub>,” and “% H<sub>2</sub>O,” and replace the word “minimum” with the word “maximum” in the definition of “CO<sub>2d</sub>.” Alternatively, 0.0 ft/sec may be used as the lower boundary of the range of operation.

(b) The operating levels for relative accuracy test audits shall, except for peaking units, be defined as follows: the “low” operating level shall be the first 30.0 percent of the range of operation; the “mid” operating level shall be the middle portion (>30.0 percent, but ≤60.0 percent) of the range of operation; and the “high” operating level shall be the upper end (>60.0 percent) of the range of operation. For example, if the upper and lower boundaries of the range of operation are 100 and 1100 megawatts, respectively, then the low, mid, and high operating levels would be 100 to 400 megawatts, 400 to 700 megawatts, and 700 to 1100 megawatts, respectively.

(c) Units that do not produce electrical or thermal output are exempted from the requirements of this paragraph, (c). The owner or operator shall identify, for each affected unit or common stack (except for peaking units and units using the low mass emissions (LME) excepted methodology under §75.19), the “normal” load level or levels (low, mid or high), based on the operating history of the unit(s). To identify the normal load level(s), the owner or operator shall, at a minimum, determine the relative number of operating hours at each of the three load levels, low, mid and high over the past four representative operating quarters. The owner or operator shall determine, to the nearest 0.1 percent, the percentage of the time that each load level (low, mid, high) has been used during that time period. A summary of the data used for this determination and the calculated results shall be kept on-site in a format suitable for inspection. For new units or newly-affected units, the data analysis in this paragraph may be based on fewer than four quarters of data if fewer than four representative quarters of historical load data are available. Or, if no historical load data are available, the owner or operator may designate the normal load based on the expected or projected manner of operating the unit. However, in either case, once four quarters of representative data become available, the historical load analysis shall be repeated.

(d) Determination of normal load (or operating level)

(1) Based on the analysis of the historical load data described in paragraph (c) of this section, the owner or operator shall, for units that produce electrical or thermal output, designate the most frequently used load level as the normal load level for the unit (or combination of units, for common stacks). The owner or operator may also designate the second most frequently used load level as an additional normal load level for the unit or stack. For peaking units and LME units, normal load designations are unnecessary; the entire operating load range shall be considered normal. If the manner of operation of the unit changes significantly, such that the designated normal load(s) or the two most frequently used load levels change, the owner or operator shall repeat the historical load analysis and shall redesignate the normal load(s) and the two most frequently used load levels, as appropriate. A minimum of two representative quarters of historical load data are required to document that a change in the manner of unit operation has occurred. Update the electronic monitoring plan whenever the normal load level(s) and the two most frequently-used load levels are redesignated.

(2) For units that do not produce electrical or thermal output, the normal operating level(s) shall be determined using sound engineering judgment, based on knowledge of the unit and operating experience with the industrial process.

(e) The owner or operator shall report the upper and lower boundaries of the range of operation for each unit (or combination of units, for common stacks), in units of megawatts or thousands of lb/hr or mmBtu/hr of steam production or ft/sec (as applicable), in the electronic monitoring plan required under §75.53. Except for peaking units and LME units, the owner or operator shall indicate, in the electronic monitoring plan, the load level (or levels) designated as normal under this section and shall also indicate the two most frequently used load levels.

#### 6.5.2.2 Multi-Load (or Multi-Level) Flow RATA Results

For each multi-load (or multi-level) flow RATA, calculate the flow monitor relative accuracy at each operating level. If a flow monitor relative accuracy test is failed or aborted due to a problem with the monitor on any level of a 2-level (or 3-level) relative accuracy test audit, the RATA must be repeated at that load (or operating) level. However, the entire 2-level (or 3-level) relative accuracy test audit does not have to be repeated unless the flow monitor polynomial coefficients or K-factor(s) are changed, in which case a 3-level RATA is required (or, a 2-level RATA, for units demonstrated to operate at only two levels, under section 6.5.2(e) of this appendix).

#### 6.5.3 [Reserved]

#### 6.5.4 Calculations

Using the data from the relative accuracy test audits, calculate relative accuracy and bias in accordance with the procedures and equations specified in section 7 of this appendix.



### 6.5.5 Reference Method Measurement Location

Select a location for reference method measurements that is (1) accessible; (2) in the same proximity as the monitor or monitoring system location; and (3) meets the requirements of Performance Specification 2 in appendix B of part 60 of this chapter for SO<sub>2</sub> and NO<sub>x</sub> continuous emission monitoring systems, Performance Specification 3 in appendix B of part 60 of this chapter for CO<sub>2</sub> or O<sub>2</sub> monitors, or method 1 (or 1A) in appendix A of part 60 of this chapter for volumetric flow, except as otherwise indicated in this section or as approved by the Administrator.

### 6.5.6 Reference Method Traverse Point Selection

Select traverse points that ensure acquisition of representative samples of pollutant and diluent concentrations, moisture content, temperature, and flue gas flow rate over the flue cross section. To achieve this, the reference method traverse points shall meet the requirements of section 8.1.3 of Performance Specification 2 ("PS No. 2") in appendix B to part 60 of this chapter (for SO<sub>2</sub>, NO<sub>x</sub>, and moisture monitoring system RATAs), Performance Specification 3 in appendix B to part 60 of this chapter (for O<sub>2</sub> and CO<sub>2</sub> monitor RATAs), Method 1 (or 1A) (for volumetric flow rate monitor RATAs), Method 3 (for molecular weight), and Method 4 (for moisture determination) in appendix A to part 60 of this chapter. The following alternative reference method traverse point locations are permitted for moisture and gas monitor RATAs:

(a) For moisture determinations where the moisture data are used only to determine stack gas molecular weight, a single reference method point, located at least 1.0 meter from the stack wall, may be used. For moisture monitoring system RATAs and for gas monitor RATAs in which moisture data are used to correct pollutant or diluent concentrations from a dry basis to a wet basis (or vice-versa), single-point moisture sampling may only be used if the 12-point stratification test described in section 6.5.6.1 of this appendix is performed prior to the RATA for at least one pollutant or diluent gas, and if the test is passed according to the acceptance criteria in section 6.5.6.3(b) of this appendix.

(b) For gas monitoring system RATAs, the owner or operator may use any of the following options:

(1) At any location (including locations where stratification is expected), use a minimum of six traverse points along a diameter, in the direction of any expected stratification. The points shall be located in accordance with Method 1 in appendix A to part 60 of this chapter.

(2) At locations where section 8.1.3 of PS No. 2 allows the use of a short reference method measurement line (with three points located at 0.4, 1.2, and 2.0 meters from the stack wall), the owner or operator may use an alternative 3-point measurement line, locating the three points at 4.4, 14.6, and 29.6 percent of the way across the stack, in accordance with Method 1 in appendix A to part 60 of this chapter.

(3) At locations where stratification is likely to occur (e.g., following a wet scrubber or when dissimilar gas streams are combined), the short measurement line from section 8.1.3 of PS No. 2 (or the alternative line described in paragraph (b)(2) of this section) may be used in lieu of the prescribed "long" measurement line in section 8.1.3 of PS No. 2, provided that the 12-point stratification test described in section 6.5.6.1 of this appendix is performed and passed one time at the location (according to the acceptance criteria of section 6.5.6.3(a) of this appendix) and provided that either the 12-point stratification test or the alternative (abbreviated) stratification test in section 6.5.6.2 of this appendix is performed and passed prior to each subsequent RATA at the location (according to the acceptance criteria of section 6.5.6.3(a) of this appendix).

(4) A single reference method measurement point, located no less than 1.0 meter from the stack wall and situated along one of the measurement lines used for the stratification test, may be used at any sampling location if the 12-point stratification test described in section 6.5.6.1 of this appendix is performed and passed prior to each RATA at the location (according to the acceptance criteria of section 6.5.6.3(b) of this appendix).

(5) If Method 7E is used as the reference method for the RATA of a NO<sub>x</sub> CEMS installed on a combustion turbine, the reference method measurements may be made at the sampling points specified in section 6.1.2 of Method 20 in appendix A to part 60 of this chapter.

#### 6.5.6.1 Stratification Test

(a) With the unit(s) operating under steady-state conditions at the normal load level (or normal operating level), as defined in section 6.5.2.1 of this appendix, use a traversing gas sampling probe to measure the pollutant (SO<sub>2</sub> or NO<sub>x</sub>) and diluent (CO<sub>2</sub> or O<sub>2</sub>) concentrations at a minimum of twelve (12) points, located according to Method 1 in appendix A to part 60 of this chapter.

(b) Use Methods 6C, 7E, and 3A in appendix A to part 60 of this chapter to make the measurements. Data from the reference method analyzers must be quality-assured by performing analyzer calibration error and system bias checks before the series of measurements and by conducting system bias and calibration drift checks after the measurements, in accordance with the procedures of Methods 6C, 7E, and 3A.

(c) Measure for a minimum of 2 minutes at each traverse point. To the extent practicable, complete the traverse within a 2-hour period.

(d) If the load has remained constant ( $\pm 3.0$  percent) during the traverse and if the reference method analyzers have passed all of the required quality assurance checks, proceed with the data analysis.

(e) Calculate the average NO<sub>x</sub>, SO<sub>2</sub>, and CO<sub>2</sub> (or O<sub>2</sub>) concentrations at each of the individual traverse points. Then, calculate the arithmetic average NO<sub>x</sub>, SO<sub>2</sub>, and CO<sub>2</sub> (or O<sub>2</sub>) concentrations for all traverse points.

#### 6.5.6.2 Alternative (Abbreviated) Stratification Test

(a) With the unit(s) operating under steady-state conditions at normal load level (or normal operating level), as defined in section 6.5.2.1 of this appendix, use a traversing gas sampling probe to measure the pollutant (SO<sub>2</sub> or NO<sub>x</sub>) and diluent (CO<sub>2</sub> or O<sub>2</sub>) concentrations at three points. The points shall be located according to the specifications for the long measurement line in section 8.1.3 of PS No. 2 (i.e., locate the points 16.7 percent, 50.0 percent, and 83.3 percent of the way across the stack). Alternatively, the concentration measurements may be made at six traverse points along a diameter. The six points shall be located in accordance with Method 1 in appendix A to part 60 of this chapter.

(b) Use Methods 6C, 7E, and 3A in appendix A to part 60 of this chapter to make the measurements. Data from the reference method analyzers must be quality-assured by performing analyzer calibration error and system bias checks before the series of measurements and by conducting system bias and calibration drift checks after the measurements, in accordance with the procedures of Methods 6C, 7E, and 3A.

(c) Measure for a minimum of 2 minutes at each traverse point. To the extent practicable, complete the traverse within a 1-hour period.

(d) If the load has remained constant ( $\pm 3.0$  percent) during the traverse and if the reference method analyzers have passed all of the required quality assurance checks, proceed with the data analysis.

(e) Calculate the average NO<sub>x</sub>, SO<sub>2</sub>, and CO<sub>2</sub> (or O<sub>2</sub>) concentrations at each of the individual traverse points. Then, calculate the arithmetic average NO<sub>x</sub>, SO<sub>2</sub>, and CO<sub>2</sub> (or O<sub>2</sub>) concentrations for all traverse points.

#### 6.5.6.3 Stratification Test Results and Acceptance Criteria

(a) For each pollutant or diluent gas, the short reference method measurement line described in section 8.1.3 of PS No. 2 may be used in lieu of the long measurement line prescribed in section 8.1.3 of PS No. 2 if the results of a

stratification test, conducted in accordance with section 6.5.6.1 or 6.5.6.2 of this appendix (as appropriate; see section 6.5.6(b)(3) of this appendix), show that the concentration at each individual traverse point differs by no more than  $\pm 10.0$  percent from the arithmetic average concentration for all traverse points. The results are also acceptable if the concentration at each individual traverse point differs by no more than  $\pm 5$  ppm or  $\pm 0.5$  percent  $\text{CO}_2$  (or  $\text{O}_2$ ) from the arithmetic average concentration for all traverse points.

(b) For each pollutant or diluent gas, a single reference method measurement point, located at least 1.0 meter from the stack wall and situated along one of the measurement lines used for the stratification test, may be used for that pollutant or diluent gas if the results of a stratification test, conducted in accordance with section 6.5.6.1 of this appendix, show that the concentration at each individual traverse point differs by no more than  $\pm 5.0$  percent from the arithmetic average concentration for all traverse points. The results are also acceptable if the concentration at each individual traverse point differs by no more than  $\pm 3$  ppm or  $\pm 0.3$  percent  $\text{CO}_2$  (or  $\text{O}_2$ ) from the arithmetic average concentration for all traverse points.

(c) The owner or operator shall keep the results of all stratification tests on-site, in a format suitable for inspection, as part of the supplementary RATA records required under §75.59(a)(7).

### 6.5.7 Sampling Strategy

(a) Conduct the reference method tests allowed in section 6.5.10 of this appendix so they will yield results representative of the pollutant concentration, emission rate, moisture, temperature, and flue gas flow rate from the unit and can be correlated with the pollutant concentration monitor,  $\text{CO}_2$  or  $\text{O}_2$  monitor, flow monitor, and  $\text{SO}_2$  or  $\text{NO}_x$  CEMS measurements. The minimum acceptable time for a gas monitoring system RATA run or for a moisture monitoring system RATA run is 21 minutes. For each run of a gas monitoring system RATA, all necessary pollutant concentration measurements, diluent concentration measurements, and moisture measurements (if applicable) must, to the extent practicable, be made within a 60-minute period. For  $\text{NO}_x$ -diluent monitoring system RATAs, the pollutant and diluent concentration measurements must be made simultaneously. For flow monitor RATAs, the minimum time per run shall be 5 minutes. Flow rate reference method measurements allowed in section 6.5.10 of this appendix may be made either sequentially from port-to-port or simultaneously at two or more sample ports. The velocity measurement probe may be moved from traverse point to traverse point either manually or automatically. If, during a flow RATA, significant pulsations in the reference method readings are observed, be sure to allow enough measurement time at each traverse point to obtain an accurate average reading when a manual readout method is used (e.g., a “sight-weighted” average from a manometer). Also, allow sufficient measurement time to ensure that stable temperature readings are obtained at each traverse point, particularly at the first measurement point at each sample port, when a probe is moved sequentially from port-to-port. A minimum of one set of auxiliary measurements for stack gas molecular weight determination (i.e., diluent gas data and moisture data) is required for every clock hour of a flow RATA or for every three test runs (whichever is less restrictive). Alternatively, moisture measurements for molecular weight determination may be performed before and after a series of flow RATA runs at a particular load level (low, mid, or high), provided that the time interval between the two moisture measurements does not exceed three hours. If this option is selected, the results of the two moisture determinations shall be averaged arithmetically and applied to all RATA runs in the series. Successive flow RATA runs may be performed without waiting in between runs. If an  $\text{O}_2$  diluent monitor is used as a  $\text{CO}_2$  continuous emission monitoring system, perform a  $\text{CO}_2$  system RATA (i.e., measure  $\text{CO}_2$ , rather than  $\text{O}_2$ , with the applicable reference method allowed in section 6.5.10 of this appendix). For moisture monitoring systems, an appropriate coefficient, “K” factor or other suitable mathematical algorithm may be developed prior to the RATA, to adjust the monitoring system readings with respect to the applicable reference method allowed in section 6.5.10 of this appendix. If such a coefficient, K-factor or algorithm is developed, it shall be applied to the CEMS readings during the RATA and (if the RATA is passed), to the subsequent CEMS data, by means of the automated data acquisition and handling system. The owner or operator shall keep records of the current coefficient, K factor or algorithm, as specified in §75.59(a)(5)(vii). Whenever the coefficient, K factor or algorithm is changed, a RATA of the moisture monitoring system is required.

(b) To properly correlate individual  $\text{SO}_2$  or  $\text{NO}_x$  CEMS data (in lb/mmBtu) and volumetric flow rate data with the applicable reference method data, annotate the beginning and end of each reference method test run (including the exact time of day) on the individual chart recorder(s) or other permanent recording device(s).

### 6.5.8 Correlation of Reference Method and Continuous Emission Monitoring System

Confirm that the monitor or monitoring system and reference method test results are on consistent moisture, pressure, temperature, and diluent concentration basis (e.g., since the flow monitor measures flow rate on a wet basis, method 2 test results must also be on a wet basis). Compare flow-monitor and reference method results on a scfh basis. Also, consider the response times of the pollutant concentration monitor, the continuous emission monitoring system, and the flow monitoring system to ensure comparison of simultaneous measurements.

For each relative accuracy test audit run, compare the measurements obtained from the monitor or continuous emission monitoring system (in ppm, percent CO<sub>2</sub>, lb/mmBtu, or other units) against the corresponding reference method values. Tabulate the paired data in a table such as the one shown in Figure 2.

### 6.5.9 Number of Reference Method Tests

Perform a minimum of nine sets of paired monitor (or monitoring system) and reference method test data for every required (i.e., certification, recertification, diagnostic, semiannual, or annual) relative accuracy test audit. For 2-level and 3-level relative accuracy test audits of flow monitors, perform a minimum of nine sets at each of the operating levels.

NOTE: The tester may choose to perform more than nine sets of reference method tests. If this option is chosen, the tester may reject a maximum of three sets of the test results, as long as the total number of test results used to determine the relative accuracy or bias is greater than or equal to nine. Report all data, including the rejected CEMS data and corresponding reference method test results.

### 6.5.10 Reference Methods

The following methods are from appendix A to part 60 of this chapter, and are the reference methods for performing relative accuracy test audits under this part: Method 1 or 1A in appendix A-1 to part 60 of this chapter for siting; Method 2 in appendix A-1 to part 60 of this chapter or its allowable alternatives in appendices A-1 and A-2 to part 60 of this chapter (except for Methods 2B and 2E in appendix A-1 to part 60 of this chapter) for stack gas velocity and volumetric flow rate; Methods 3, 3A or 3B in appendix A-2 to part 60 of this chapter for O<sub>2</sub> and CO<sub>2</sub>; Method 4 in appendix A-3 to part 60 of this chapter for moisture; Methods 6, 6A or 6C in appendix A-4 to part 60 of this chapter for SO<sub>2</sub>; and Methods 7, 7A, 7C, 7D or 7E in appendix A-4 to part 60 of this chapter for NO<sub>x</sub>, excluding the exceptions to Method 7E identified in §75.22(a)(5). When using Method 7E for measuring NO<sub>x</sub> concentration, total NO<sub>x</sub>, including both NO and NO<sub>2</sub>, must be measured. When using EPA Protocol gas with Methods 3A, 6C, and 7E, the gas must be from an EPA Protocol gas production site that is participating in the EPA Protocol Gas Verification Program, pursuant to §75.21(g)(6). An EPA Protocol gas cylinder certified by or ordered from a non-participating production site no later than May 27, 2011 may be used for the purposes of this part until the earlier of the cylinder's expiration date or the date on which the cylinder gas pressure reaches 150 psig; however, in no case shall the cylinder be recertified by a non-participating EPA Protocol gas production site to extend its useful life and be used by a source subject to this part. In the event that an EPA Protocol gas production site is removed from the list of PGVP participants on the same date as or after the date on which a particular cylinder is certified or ordered, that gas cylinder may continue to be used for the purposes of this part until the earlier of the cylinder's expiration date or the date on which the cylinder gas pressure reaches 150 psig; however, in no case shall the cylinder be recertified by a non-participating EPA Protocol gas production site to extend its useful life and be used by a source subject to this part.

## 7. CALCULATIONS

### 7.1 Linearity Check

Analyze the linearity data for pollutant concentration and CO<sub>2</sub> or O<sub>2</sub> monitors as follows. Calculate the percentage error in linearity based upon the reference value at the low-level, mid-level, and high-level

concentrations specified in section 6.2 of this appendix. Perform this calculation once during the certification test. Use the following equation to calculate the error in linearity for each reference value.

$$LE = \frac{|R-A|}{R} \times 100$$

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(Eq. A-4)

where,

LE = Percentage Linearity error, based upon the reference value.

R = Reference value of Low-, mid-, or high-level calibration gas introduced into the monitoring system.

A = Average of the monitoring system responses.

## 7.2 Calibration Error

### 7.2.1 Pollutant Concentration and Diluent Monitors

For each reference value, calculate the percentage calibration error based upon instrument span for daily calibration error tests using the following equation:

$$CE = \frac{|R-A|}{S} \times 100$$

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(Eq. A-5)

where,

CE = Calibration error as a percentage of the span of the instrument.

R = Reference value of zero or upscale (high-level or mid-level, as applicable) calibration gas introduced into the monitoring system.

A = Actual monitoring system response to the calibration gas.

S = Span of the instrument, as specified in section 2 of this appendix.

### 7.2.2 Flow Monitor Calibration Error

For each reference value, calculate the percentage calibration error based upon span using the following equation:

$$CE = \frac{|R-A|}{S} \times 100 \quad (\text{Eq. A-6})$$

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where:

CE = Calibration error as a percentage of span.

R = Low or high level reference value specified in section 2.2.2.1 of this appendix.

A = Actual flow monitor response to the reference value.

S = Flow monitor calibration span value as determined under section 2.1.4.2 of this appendix.

### 7.3 Relative Accuracy for SO<sub>2</sub> and CO<sub>2</sub> Emissions Concentration Monitors, O<sub>2</sub> Monitors, NO<sub>x</sub> Concentration Monitoring Systems, and Flow Monitors

Analyze the relative accuracy test audit data from the reference method tests for SO<sub>2</sub> and CO<sub>2</sub> emissions concentration monitors, CO<sub>2</sub> or O<sub>2</sub> monitors used for heat input rate determination, NO<sub>x</sub> concentration monitoring systems used to determine NO<sub>x</sub> mass emissions under subpart H of this part, and flow monitors using the following procedures. Summarize the results on a data sheet. An example is shown in Figure 2. Calculate the mean of the monitor or monitoring system measurement values. Calculate the mean of the reference method values. Using data from the automated data acquisition and handling system, calculate the arithmetic differences between the reference method and monitor measurement data sets. Then calculate the arithmetic mean of the difference, the standard deviation, the confidence coefficient, and the monitor or monitoring system relative accuracy using the following procedures and equations.

#### 7.3.1 Arithmetic Mean

Calculate the arithmetic mean of the differences of a data set as follows:

$$\bar{d} = \frac{1}{n} \sum_{i=1}^n d_i \quad (\text{Eq. A-7})$$

Where:

$\bar{d}$  = Arithmetic mean of the differences

n = Number of data points (test runs)

$\sum_{i=1}^n d_i$  = Algebraic sum of the individual differences  $d_i$

$d_i$  = The difference between a reference method value and the corresponding continuous emission monitoring system value ( $RM_i - CEM_i$ ), for a given data point

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#### 7.3.2 Standard Deviation

Calculate the standard deviation,  $S_d$ , of a data set as follows:

$$S_d = \sqrt{\frac{\sum_{i=1}^n d_i^2 - \left[ \frac{\left( \sum_{i=1}^n d_i \right)^2}{n} \right]}{n-1}}$$

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(Eq. A-8)

### 7.3.3 Confidence Coefficient

Calculate the confidence coefficient (one-tailed),  $cc$ , of a data set as follows.

$$cc = t_{0.025} \frac{S_d}{\sqrt{n}}$$

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(eq. A-9)

where,

$t_{0.025}$  = t value (see table 7-1).

**TABLE 7-1—T-VALUES**

<b>n-1</b>	<b><math>t_{0.025}</math></b>	<b>n-1</b>	<b><math>t_{0.025}</math></b>	<b>n-1</b>	<b><math>t_{0.025}</math></b>
1	12.706	12	2.179	23	2.069
2	4.303	13	2.160	24	2.064
3	3.182	14	2.145	25	2.060
4	2.776	15	2.131	26	2.056
5	2.571	16	2.120	27	2.052
6	2.447	17	2.110	28	2.048
7	2.365	18	2.101	29	2.045
8	2.306	19	2.093	30	2.042
9	2.262	20	2.086	40	2.021
10	2.228	21	2.080	60	2.000
11	2.201	22	2.074	>60	1.960

### 7.3.4 Relative Accuracy

Calculate the relative accuracy of a data set using the following equation.

$$RA = \frac{|a| + |cc|}{RM} \times 100$$

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(Eq. A-10)

where,

RM = Arithmetic mean of the reference method values.

$|\bar{d}|$  = The absolute value of the mean difference between the reference method values and the corresponding continuous emission monitoring system values.

$|cc|$  = The absolute value of the confidence coefficient.

#### 7.4 Relative Accuracy for NO<sub>x</sub>-diluent Continuous Emission Monitoring Systems

Analyze the relative accuracy test audit data from the reference method tests for NO<sub>x</sub>-diluent continuous emissions monitoring system as follows.

##### 7.4.1 Data Preparation

If  $C_{NO_x}$ , the NO<sub>x</sub> concentration, is in ppm, multiply it by  $1.194 \times 10^{-7}$  (lb/dscf)/ppm to convert it to units of lb/dscf. If  $C_{NO_x}$  is in mg/dscm, multiply it by  $6.24 \times 10^{-8}$  (lb/dscf)/(mg/dscm) to convert it to lb/dscf. Then, use the diluent (O<sub>2</sub> or CO<sub>2</sub>) reference method results for the run and the appropriate F or F<sub>c</sub> factor from table 1 in appendix F of this part to convert  $C_{NO_x}$  from lb/dscf to lb/mmBtu units. Use the equations and procedure in section 3 of appendix F to this part, as appropriate.

##### 7.4.2 NO<sub>x</sub> Emission Rate

For each test run in a data set, calculate the average NO<sub>x</sub> emission rate (in lb/mmBtu), by means of the data acquisition and handling system, during the time period of the test run. Tabulate the results as shown in example Figure 4.

##### 7.4.3 Relative Accuracy

Use the equations and procedures in section 7.3 above to calculate the relative accuracy for the NO<sub>x</sub> continuous emission monitoring system. In using equation A-7, “d” is, for each run, the difference between the NO<sub>x</sub> emission rate values (in lb/mmBtu) obtained from the reference method data and the NO<sub>x</sub> continuous emission monitoring system.

#### 7.5 Relative Accuracy for Combined SO<sub>2</sub>/Flow [Reserved]

#### 7.6 Bias Test and Adjustment Factor

Test the following relative accuracy test audit data sets for bias: SO<sub>2</sub> pollutant concentration monitors; flow monitors; NO<sub>x</sub> concentration monitoring systems used to determine NO<sub>x</sub> mass emissions, as defined in 75.71(a)(2); and NO<sub>x</sub>-diluent CEMS using the procedures outlined in sections 7.6.1 through 7.6.5 of this appendix. For multiple-load flow RATAs, perform a bias test at each load level designated as normal under section 6.5.2.1 of this appendix.

##### 7.6.1 Arithmetic Mean

Calculate the arithmetic mean of the differences of the data set using Equation A-7 of this appendix. To calculate bias for an SO<sub>2</sub> or NO<sub>x</sub> pollutant concentration monitor, “d<sub>i</sub>” is, for each paired data point, the difference between the SO<sub>2</sub> or NO<sub>x</sub> concentration value (in ppm) obtained from the reference method and the monitor. To calculate bias for a flow monitor, “d<sub>i</sub>” is, for each paired data point, the difference between the flow rate values (in scfh) obtained from the reference method and the monitor. To calculate bias for a NO<sub>x</sub>-diluent continuous emission monitoring system, “d<sub>i</sub>” is, for each paired data point, the difference between the NO<sub>x</sub> emission rate values (in lb/mmBtu) obtained from the reference method and the monitoring system.



## 7.6.2 Standard Deviation

Calculate the standard deviation,  $S_d$ , of the data set using equation A-8.

## 7.6.3 CONFIDENCE COEFFICIENT

Calculate the confidence coefficient,  $cc$ , of the data set using equation A-9.

## 7.6.4 Bias Test

If, for the relative accuracy test audit data set being tested, the mean difference,  $\bar{d}$ , is less than or equal to the absolute value of the confidence coefficient,  $|cc|$ , the monitor or monitoring system has passed the bias test. If the mean difference,  $\bar{d}$ , is greater than the absolute value of the confidence coefficient,  $\sqrt{cc}$ , the monitor or monitoring system has failed to meet the bias test requirement.

## 7.6.5 Bias Adjustment

(a) If the monitor or monitoring system fails to meet the bias test requirement, adjust the value obtained from the monitor using the following equation:

$$CEM_i^{Adjusted} = CEM_i^{Monitor} \times BAF \quad (Eq. A-11)$$

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Where:

$CEM_i^{Monitor}$  = Data (measurement) provided by the monitor at time  $i$ .

$CEM_i^{Adjusted}$  = Data value, adjusted for bias, at time  $i$ .

BAF = Bias adjustment factor, defined by:

$$BAF = 1 + \frac{|\bar{d}|}{CEM_{avg}} \quad (Eq. A-12)$$

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Where:

BAF = Bias adjustment factor, calculated to the nearest thousandth.

$\bar{d}$  = Arithmetic mean of the difference obtained during the failed bias test using Equation A-7.

$CEM_{avg}$  = Mean of the data values provided by the monitor during the failed bias test.

(b) For single-load RATAs of SO<sub>2</sub> pollutant concentration monitors, NO<sub>x</sub> concentration monitoring systems, and NO<sub>x</sub>-diluent monitoring systems, and for the single-load flow RATAs required or allowed under section 6.5.2 of this appendix and sections 2.3.1.3(b) and 2.3.1.3(c) of appendix B to this part, the appropriate BAF is determined directly from the RATA results at normal load, using Equation A-12. Notwithstanding, when a NO<sub>x</sub> concentration CEMS or an SO<sub>2</sub> CEMS or a NO<sub>x</sub>-diluent CEMS installed on a low-emitting affected unit (*i.e.*, average SO<sub>2</sub> or NO<sub>x</sub> concentration during the RATA  $\leq 250$  ppm or average NO<sub>x</sub> emission rate  $\leq 0.200$  lb/mmBtu) meets the normal 10.0 percent relative accuracy specification (as calculated using Equation A-10) or the alternate relative accuracy

specification in section 3.3 of this appendix for low-emitters, but fails the bias test, the BAF may either be determined using Equation A-12, or a default BAF of 1.111 may be used.

(c) For 2-load or 3-load flow RATAs, when only one load level (low, mid or high) has been designated as normal under section 6.5.2.1 of this appendix and the bias test is passed at the normal load level, apply a BAF of 1.000 to the subsequent flow rate data. If the bias test is failed at the normal load level, use Equation A-12 to calculate the normal load BAF and then perform an additional bias test at the second most frequently-used load level, as determined under section 6.5.2.1 of this appendix. If the bias test is passed at this second load level, apply the normal load BAF to the subsequent flow rate data. If the bias test is failed at this second load level, use Equation A-12 to calculate the BAF at the second load level and apply the higher of the two BAFs (either from the normal load level or from the second load level) to the subsequent flow rate data.

(d) For 2-load or 3-load flow RATAs, when two load levels have been designated as normal under section 6.5.2.1 of this appendix and the bias test is passed at both normal load levels, apply a BAF of 1.000 to the subsequent flow rate data. If the bias test is failed at one of the normal load levels but not at the other, use Equation A-12 to calculate the BAF for the normal load level at which the bias test was failed and apply that BAF to the subsequent flow rate data. If the bias test is failed at both designated normal load levels, use Equation A-12 to calculate the BAF at each normal load level and apply the higher of the two BAFs to the subsequent flow rate data.

(e) Each time a RATA is passed and the appropriate bias adjustment factor has been determined, apply the BAF prospectively to all monitoring system data, beginning with the first clock hour following the hour in which the RATA was completed. For a 2-load flow RATA, the “hour in which the RATA was completed” refers to the hour in which the testing at both loads was completed; for a 3-load RATA, it refers to the hour in which the testing at all three loads was completed.

(f) Use the bias-adjusted values in computing substitution values in the missing data procedure, as specified in subpart D of this part, and in reporting the concentration of SO<sub>2</sub>, the flow rate, the average NO<sub>x</sub> emission rate, the unit heat input, and the calculated mass emissions of SO<sub>2</sub> and CO<sub>2</sub> during the quarter and calendar year, as specified in subpart G of this part. In addition, when using a NO<sub>x</sub> concentration monitoring system and a flow monitor to calculate NO<sub>x</sub> mass emissions under subpart H of this part, use bias-adjusted values for NO<sub>x</sub> concentration and flow rate in the mass emission calculations and use bias-adjusted NO<sub>x</sub> concentrations to compute the appropriate substitution values for NO<sub>x</sub> concentration in the missing data routines under subpart D of this part.

(g) For units that do not produce electrical or thermal output, the provisions of paragraphs (a) through (f) of this section apply, except that the terms, “single-load”, “2-load”, “3-load”, and “load level” shall be replaced, respectively, with the terms, “single-level”, “2-level”, “3-level”, and “operating level”.

### 7.7 Reference Flow-to-Load Ratio or Gross Heat Rate

(a) Except as provided in section 7.8 of this appendix, the owner or operator shall determine  $R_{ref}$ , the reference value of the ratio of flow rate to unit load, each time that a passing flow RATA is performed at a load level designated as normal in section 6.5.2.1 of this appendix. The owner or operator shall report the current value of  $R_{ref}$  in the electronic quarterly report required under §75.64 and shall also report the completion date of the associated RATA. If two load levels have been designated as normal under section 6.5.2.1 of this appendix, the owner or operator shall determine a separate  $R_{ref}$  value for each of the normal load levels. The reference flow-to-load ratio shall be calculated as follows:

$$R_{ref} = \frac{Q_{ref}}{L_{avg}} \times 10^{-5} \quad (Eq. A13)$$

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Where:

$R_{ref}$  = Reference value of the flow-to-load ratio, from the most recent normal-load flow RATA, scfh/megawatts, scfh/1000 lb/hr of steam, or scfh/(mmBtu/hr of steam output).

$Q_{ref}$  = Average stack gas volumetric flow rate measured by the reference method during the normal-load RATA, scfh.

$L_{avg}$  = Average unit load during the normal-load flow RATA, megawatts, 1000 lb/hr of steam, or mmBtu/hr of thermal output.

(b) In Equation A-13, for a common stack, determine  $L_{avg}$  by summing, for each RATA run, the operating loads of all units discharging through the common stack, and then taking the arithmetic average of the summed loads. For a unit that discharges its emissions through multiple stacks, either determine a single value of  $Q_{ref}$  for the unit or a separate value of  $Q_{ref}$  for each stack. In the former case, calculate  $Q_{ref}$  by summing, for each RATA run, the volumetric flow rates through the individual stacks and then taking the arithmetic average of the summed RATA run flow rates. In the latter case, calculate the value of  $Q_{ref}$  for each stack by taking the arithmetic average, for all RATA runs, of the flow rates through the stack. For a unit with a multiple stack discharge configuration consisting of a main stack and a bypass stack (e.g., a unit with a wet  $SO_2$  scrubber), determine  $Q_{ref}$  separately for each stack at the time of the normal load flow RATA. Round off the value of  $R_{ref}$  to two decimal places.

(c) In addition to determining  $R_{ref}$  or as an alternative to determining  $R_{ref}$ , a reference value of the gross heat rate (GHR) may be determined. In order to use this option, quality-assured diluent gas ( $CO_2$  or  $O_2$ ) must be available for each hour of the most recent normal-load flow RATA. The reference value of the GHR shall be determined as follows:

$$(GHR)_{ref} = \frac{(Heat\ Input)_{avg}}{L_{avg}} \times 1000 \quad (Eq. A-13a)$$

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Where:

$(GHR)_{ref}$  = Reference value of the gross heat rate at the time of the most recent normal-load flow RATA, Btu/kwh, Btu/lb steam load, or Btu heat input/mmBtu steam output.

$(Heat\ Input)_{avg}$  = Average hourly heat input during the normal-load flow RATA, as determined using the applicable equation in appendix F to this part, mmBtu/hr. For multiple stack configurations, if the reference GHR value is determined separately for each stack, use the hourly heat input measured at each stack. If the reference GHR is determined at the unit level, sum the hourly heat inputs measured at the individual stacks.

$L_{avg}$  = Average unit load during the normal-load flow RATA, megawatts, 1000 lb/hr of steam, or mmBtu/hr thermal output.

(d) In the calculation of  $(Heat\ Input)_{avg}$ , use  $Q_{ref}$ , the average volumetric flow rate measured by the reference method during the RATA, and use the average diluent gas concentration measured during the flow RATA (i.e., the arithmetic average of the diluent gas concentrations for all clock hours in which a RATA run was performed).

## 7.8 Flow-to-Load Test Exemptions

(a) For complex stack configurations (e.g., when the effluent from a unit is divided and discharges through multiple stacks in such a manner that the flow rate in the individual stacks cannot be correlated with unit load), the owner or operator may petition the Administrator under §75.66 for an exemption from the requirements of section 7.7 of this appendix and section 2.2.5 of appendix B to this part. The petition must include sufficient information

and data to demonstrate that a flow-to-load or gross heat rate evaluation is infeasible for the complex stack configuration.

(b) Units that do not produce electrical output (in megawatts) or thermal output (in klb of steam per hour) are exempted from the flow-to-load ratio test requirements of section 7.7 of this appendix and section 2.2.5 of appendix B to this part.

**FIGURE 1 TO APPENDIX A—LINEARITY ERROR DETERMINATION**

<b>Day</b>	<b>Date and time</b>	<b>Reference value</b>	<b>Monitor value</b>	<b>Difference</b>	<b>Percent of reference value</b>
Low-level:					
Mid-level:					
High-level:					

**FIGURE 2 TO APPENDIX A—RELATIVE ACCURACY DETERMINATION (POLLUTANT CONCENTRATION MONITORS)**



5												
6												
7												
8												
9												
10												
11												
12												
Arithmetic Mean Difference (Eq. A-7). Confidence Coefficient (Eq. A-9). Relative Accuracy (Eq. A-10).												

\*Make sure the RM and M data are on a consistent basis, either wet or dry.

FIGURE 4 TO APPENDIX A—RELATIVE ACCURACY DETERMINATION (NO<sub>x</sub>/DILUENT COMBINED SYSTEM)

Run No.	Date and time	Reference method data		NO <sub>x</sub> system (lb/mmBtu)		
		NO <sub>x</sub> ( ) <sup>a</sup>	O <sub>2</sub> /CO <sub>2</sub> %	RM	M	Difference
1						
2						
3						
4						
5						
6						
7						
8						
9						
10						
11						
12						
Arithmetic Mean Difference (Eq. A-7). Confidence Coefficient (Eq. A-9). Relative Accuracy (Eq. A-10).						

<sup>a</sup>Specify units: ppm, lb/dscf, mg/dscm.

FIGURE 5—CYCLE TIME

Date of test  
Component/system ID#:  
Analyzer type  
Serial Number

High level gas concentration: \_\_\_ ppm/% (circle one)

Zero level gas concentration: \_\_\_ ppm/% (circle one)

Analyzer span setting: \_\_\_ ppm/% (circle one)

Upscale:

Stable starting monitor value: \_\_\_ ppm/% (circle one)

Stable ending monitor reading: \_\_\_ ppm/% (circle one)

Elapsed time: \_\_\_ seconds

Downscale:

Stable starting monitor value: \_\_\_ ppm/% (circle one)

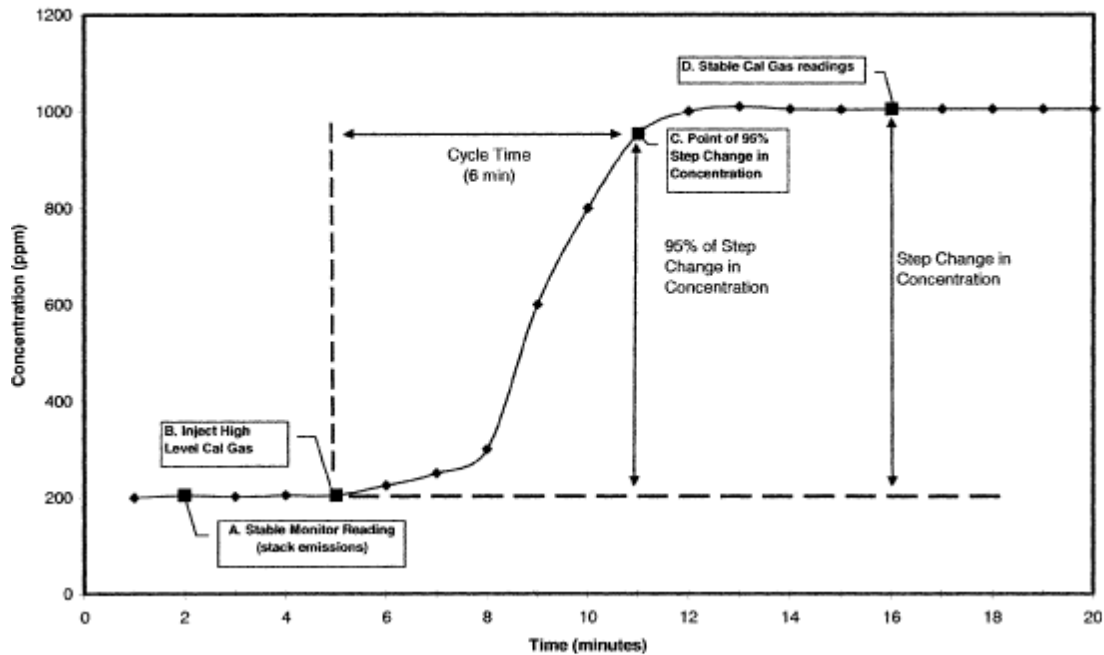
Stable ending monitor value: \_\_\_ ppm/% (circle one)

Elapsed time: \_\_\_ seconds

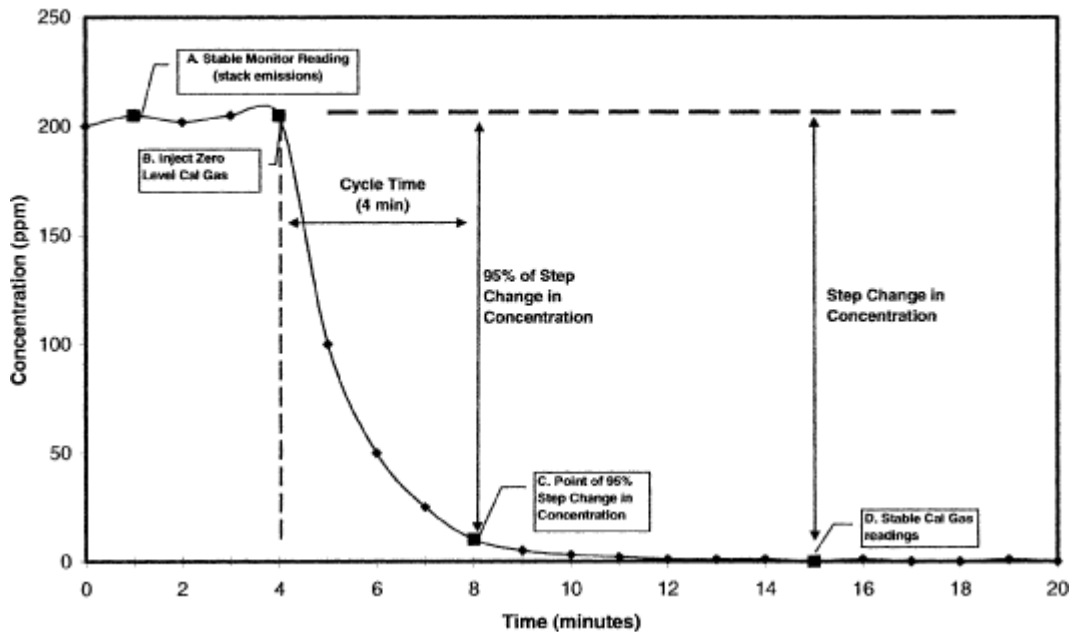
Component cycle time= \_\_\_ seconds

System cycle time= \_\_\_ seconds

**Figure 6a. Upscale Cycle Time Test**



**Figure 6b. Downscale Cycle Time Test**



A. To determine the upscale cycle time (Figure 6a), measure the flue gas emissions until the response stabilizes. Record the stabilized value (see section 6.4 of this appendix for the stability criteria).

B. Inject a high-level calibration gas into the port leading to the calibration cell or thimble (Point B). Allow the analyzer to stabilize. Record the stabilized value.

C. Determine the step change. The step change is equal to the difference between the final stable calibration gas value (Point D) and the stabilized stack emissions value (Point A).

D. Take 95% of the step change value and add the result to the stabilized stack emissions value (Point A). Determine the time at which 95% of the step change occurred (Point C).

E. Calculate the upscale cycle time by subtracting the time at which the calibration gas was injected (Point B) from the time at which 95% of the step change occurred (Point C). In this example, upscale cycle time =  $(11 - 5) = 6$  minutes.

F. To determine the downscale cycle time (Figure 6b) repeat the procedures above, except that a zero gas is injected when the flue gas emissions have stabilized, and 95% of the step change in concentration is subtracted from the stabilized stack emissions value.

G. Compare the upscale and downscale cycle time values. The longer of these two times is the cycle time for the analyzer.

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting part 75, Appendix A, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and at [www.fdsys.gov](http://www.fdsys.gov).



## Appendix B to Part 75—Quality Assurance and Quality Control Procedures

### 1. QUALITY ASSURANCE/QUALITY CONTROL PROGRAM

Develop and implement a quality assurance/quality control (QA/QC) program for the continuous emission monitoring systems, excepted monitoring systems approved under appendix D or E to this part, and alternative monitoring systems under subpart E of this part, and their components. At a minimum, include in each QA/QC program a written plan that describes in detail (or that refers to separate documents containing) complete, step-by-step procedures and operations for each of the following activities. Upon request from regulatory authorities, the source shall make all procedures, maintenance records, and ancillary supporting documentation from the manufacturer (e.g., software coefficients and troubleshooting diagrams) available for review during an audit. Electronic storage of the information in the QA/QC plan is permissible, provided that the information can be made available in hardcopy upon request during an audit.

#### *1.1 Requirements for All Monitoring Systems*

##### 1.1.1 Preventive Maintenance

Keep a written record of procedures needed to maintain the monitoring system in proper operating condition and a schedule for those procedures. This shall, at a minimum, include procedures specified by the manufacturers of the equipment and, if applicable, additional or alternate procedures developed for the equipment.

##### 1.1.2 Recordkeeping and Reporting

Keep a written record describing procedures that will be used to implement the recordkeeping and reporting requirements in subparts E, F, and G and appendices D and E to this part, as applicable.

##### 1.1.3 Maintenance Records

Keep a record of all testing, maintenance, or repair activities performed on any monitoring system or component in a location and format suitable for inspection. A maintenance log may be used for this purpose. The following records should be maintained: date, time, and description of any testing, adjustment, repair, replacement, or preventive maintenance action performed on any monitoring system and records of any corrective actions associated with a monitor's outage period. Additionally, any adjustment that recharacterizes a system's ability to record and report emissions data must be recorded (e.g., changing of flow monitor or moisture monitoring system polynomial coefficients, K factors or mathematical algorithms, changing of temperature and pressure coefficients and dilution ratio settings), and a written explanation of the procedures used to make the adjustment(s) shall be kept.

1.1.4 The provisions in section 6.1.2 of appendix A to this part shall apply to the annual RATAs described in §75.74(c)(2)(ii) and to the semiannual and annual RATAs described in section 2.3 of this appendix.

#### *1.2 Specific Requirements for Continuous Emissions Monitoring Systems*

##### 1.2.1 Calibration Error Test and Linearity Check Procedures

Keep a written record of the procedures used for daily calibration error tests and linearity checks (e.g., how gases are to be injected, adjustments of flow rates and pressure, introduction of reference values, length of time for injection of calibration gases, steps for obtaining calibration error or error in linearity, determination of interferences, and when calibration adjustments should be made). Identify any calibration error test and linearity check procedures specific to the continuous emission monitoring system that vary from the procedures in appendix A to this part.

## 1.2.2 Calibration and Linearity Adjustments

Explain how each component of the continuous emission monitoring system will be adjusted to provide correct responses to calibration gases, reference values, and/or indications of interference both initially and after repairs or corrective action. Identify equations, conversion factors and other factors affecting calibration of each continuous emission monitoring system.

## 1.2.3 Relative Accuracy Test Audit Procedures

Keep a written record of procedures and details peculiar to the installed continuous emission monitoring systems that are to be used for relative accuracy test audits, such as sampling and analysis methods.

## 1.2.4 Parametric Monitoring for Units With Add-on Emission Controls

The owner or operator shall keep a written (or electronic) record including a list of operating parameters for the add-on SO<sub>2</sub> or NO<sub>x</sub> emission controls, including parameters in §75.55(b) or §75.58(b), as applicable, and the range of each operating parameter that indicates the add-on emission controls are operating properly. The owner or operator shall keep a written (or electronic) record of the parametric monitoring data during each SO<sub>2</sub> or NO<sub>x</sub> missing data period.

### *1.3 Specific Requirements for Excepted Systems Approved Under Appendices D and E*

#### 1.3.1 Fuel Flowmeter Accuracy Test Procedures

Keep a written record of the specific fuel flowmeter accuracy test procedures. These may include: standard methods or specifications listed in and of appendix D to this part and incorporated by reference under §75.6; the procedures of sections 2.1.5.2 or 2.1.7 of appendix D to this part; or other methods approved by the Administrator through the petition process of §75.66(c).

#### 1.3.2 Transducer or Transmitter Accuracy Test Procedures

Keep a written record of the procedures for testing the accuracy of transducers or transmitters of an orifice-, nozzle-, or venturi-type fuel flowmeter under section 2.1.6 of appendix D to this part. These procedures should include a description of equipment used, steps in testing, and frequency of testing.

#### 1.3.3 Fuel Flowmeter, Transducer, or Transmitter Calibration and Maintenance Records

Keep a record of adjustments, maintenance, or repairs performed on the fuel flowmeter monitoring system. Keep records of the data and results for fuel flowmeter accuracy tests and transducer accuracy tests, consistent with appendix D to this part.

#### 1.3.4 Primary Element Inspection Procedures

Keep a written record of the standard operating procedures for inspection of the primary element (i.e., orifice, venturi, or nozzle) of an orifice-, venturi-, or nozzle-type fuel flowmeter. Examples of the types of information to be included are: what to examine on the primary element; how to identify if there is corrosion sufficient to affect the accuracy of the primary element; and what inspection tools (e.g., baroscope), if any, are used.

#### 1.3.5 Fuel Sampling Method and Sample Retention

Keep a written record of the standard procedures used to perform fuel sampling, either by utility personnel or by fuel supply company personnel. These procedures should specify the portion of the ASTM method used, as incorporated by reference under §75.6, or other methods approved by the Administrator through the petition process

of §75.66(c). These procedures should describe safeguards for ensuring the availability of an oil sample (e.g., procedure and location for splitting samples, procedure for maintaining sample splits on site, and procedure for transmitting samples to an analytical laboratory). These procedures should identify the ASTM analytical methods used to analyze sulfur content, gross calorific value, and density, as incorporated by reference under §75.6, or other methods approved by the Administrator through the petition process of §75.66(c).

### 1.3.6 Appendix E Monitoring System Quality Assurance Information

Identify the recommended range of quality assurance- and quality control-related operating parameters. Keep records of these operating parameters for each hour of unit operation (i.e., fuel combustion). Keep a written record of the procedures used to perform NO<sub>x</sub> emission rate testing. Keep a copy of all data and results from the initial and from the most recent NO<sub>x</sub> emission rate testing, including the values of quality assurance parameters specified in section 2.3 of appendix E to this part.

### *1.4 Requirements for Alternative Systems Approved Under Subpart E*

#### 1.4.1 Daily Quality Assurance Tests

Explain how the daily assessment procedures specific to the alternative monitoring system are to be performed.

#### 1.4.2 Daily Quality Assurance Test Adjustments

Explain how each component of the alternative monitoring system will be adjusted in response to the results of the daily assessments.

#### 1.4.3 Relative Accuracy Test Audit Procedures

Keep a written record of procedures and details peculiar to the installed alternative monitoring system that are to be used for relative accuracy test audits, such as sampling and analysis methods.

## 2. FREQUENCY OF TESTING

A summary chart showing each quality assurance test and the frequency at which each test is required is located at the end of this appendix in Figure 1.

### *2.1 Daily Assessments*

Perform the following daily assessments to quality-assure the hourly data recorded by the monitoring systems during each period of unit operation, or, for a bypass stack or duct, each period in which emissions pass through the bypass stack or duct. These requirements are effective as of the date when the monitor or continuous emission monitoring system completes certification testing.

#### 2.1.1 Calibration Error Test

Except as provided in section 2.1.1.2 of this appendix, perform the daily calibration error test of each gas monitoring system (including moisture monitoring systems consisting of wet- and dry-basis O<sub>2</sub> analyzers) according to the procedures in section 6.3.1 of appendix A to this part, and perform the daily calibration error test of each flow monitoring system according to the procedure in section 6.3.2 of appendix A to this part. When two measurement ranges (low and high) are required for a particular parameter, perform sufficient calibration error tests on each range to validate the data recorded on that range, according to the criteria in section 2.1.5 of this appendix.

*2.1.1.1 On-line Daily Calibration Error Tests.* Except as provided in section 2.1.1.2 of this appendix, all daily calibration error tests must be performed while the unit is in operation at normal, stable conditions (i.e. “on-line”).

*2.1.1.2 Off-line Daily Calibration Error Tests.* Daily calibrations may be performed while the unit is not operating (i.e., “off-line”) and may be used to validate data for a monitoring system that meets the following conditions:

(1) An initial demonstration test of the monitoring system is successfully completed and the results are reported in the quarterly report required under §75.64 of this part. The initial demonstration test, hereafter called the “off-line calibration demonstration”, consists of an off-line calibration error test followed by an on-line calibration error test. Both the off-line and on-line portions of the off-line calibration demonstration must meet the calibration error performance specification in section 3.1 of appendix A of this part. Upon completion of the off-line portion of the demonstration, the zero and upscale monitor responses may be adjusted, but only toward the true values of the calibration gases or reference signals used to perform the test and only in accordance with the routine calibration adjustment procedures specified in the quality control program required under section 1 of appendix B to this part. Once these adjustments are made, no further adjustments may be made to the monitoring system until after completion of the on-line portion of the off-line calibration demonstration. Within 26 clock hours of the completion hour of the off-line portion of the demonstration, the monitoring system must successfully complete the first attempted calibration error test, i.e., the on-line portion of the demonstration.

(2) For each monitoring system that has passed the off-line calibration demonstration, off-line calibration error tests may be used on a limited basis to validate data, in accordance with paragraph (2) in section 2.1.5.1 of this appendix.

#### 2.1.2 Daily Flow Interference Check

Perform the daily flow monitor interference checks specified in section 2.2.2.2 of appendix A of this part while the unit is in operation at normal, stable conditions.

#### 2.1.3 Additional Calibration Error Tests and Calibration Adjustments

(a) In addition to the daily calibration error tests required under section 2.1.1 of this appendix, a calibration error test of a monitor shall be performed in accordance with section 2.1.1 of this appendix, as follows: whenever a daily calibration error test is failed; whenever a monitoring system is returned to service following repair or corrective maintenance that could affect the monitor's ability to accurately measure and record emissions data; or after making certain calibration adjustments, as described in this section. Except in the case of the routine calibration adjustments described in this section, data from the monitor are considered invalid until the required additional calibration error test has been successfully completed.

(b) Routine calibration adjustments of a monitor are permitted after any successful calibration error test. These routine adjustments shall be made so as to bring the monitor readings as close as practicable to the known tag values of the calibration gases or to the actual value of the flow monitor reference signals. An additional calibration error test is required following routine calibration adjustments where the monitor's calibration has been physically adjusted (e.g., by turning a potentiometer) to verify that the adjustments have been made properly. An additional calibration error test is not required, however, if the routine calibration adjustments are made by means of a mathematical algorithm programmed into the data acquisition and handling system. The EPA recommends that routine calibration adjustments be made, at a minimum, whenever the daily calibration error exceeds the limits of the applicable performance specification in appendix A to this part for the pollutant concentration monitor, CO<sub>2</sub> or O<sub>2</sub> monitor, or flow monitor.

(c) Additional (non-routine) calibration adjustments of a monitor are permitted prior to (but not during) linearity checks and RATAs and at other times, provided that an appropriate technical justification is included in the quality control program required under section 1 of this appendix. The allowable non-routine adjustments are as follows. The owner or operator may physically adjust the calibration of a monitor (e.g., by means of a

potentiometer), provided that the post-adjustment zero and upscale responses of the monitor are within the performance specifications of the instrument given in section 3.1 of appendix A to this part. An additional calibration error test is required following such adjustments to verify that the monitor is operating within the performance specifications at both the zero and upscale calibration levels.

#### 2.1.4 Data Validation

(a) An out-of-control period occurs when the calibration error of an SO<sub>2</sub> or NO<sub>x</sub> pollutant concentration monitor exceeds 5.0 percent of the span value, when the calibration error of a CO<sub>2</sub> or O<sub>2</sub> monitor (including O<sub>2</sub> monitors used to measure CO<sub>2</sub> emissions or percent moisture) exceeds 1.0 percent O<sub>2</sub> or CO<sub>2</sub>, or when the calibration error of a flow monitor exceeds 6.0 percent of the span value, which is twice the applicable specification of appendix A to this part. Notwithstanding, a differential pressure-type flow monitor for which the calibration error exceeds 6.0 percent of the span value shall not be considered out-of-control if |R-A|, the absolute value of the difference between the monitor response and the reference value in Equation A-6 of appendix A to this part, is <0.02 inches of water. In addition, an SO<sub>2</sub> or NO<sub>x</sub> monitor for which the calibration error exceeds 5.0 percent of the span value shall not be considered out-of-control if |R-A| in Equation A-6 does not exceed 5.0 ppm (for span values ≤50 ppm), or if |R-A| does not exceed 10.0 ppm (for span values >50 ppm, but ≤200 ppm). The out-of-control period begins upon failure of the calibration error test and ends upon completion of a successful calibration error test. Note, that if a failed calibration, corrective action, and successful calibration error test occur within the same hour, emission data for that hour recorded by the monitor after the successful calibration error test may be used for reporting purposes, provided that two or more valid readings are obtained as required by §75.10. A NO<sub>x</sub>-diluent CEMS is considered out-of-control if the calibration error of either component monitor exceeds twice the applicable performance specification in appendix A to this part. Emission data shall not be reported from an out-of-control monitor.

(b) An out-of-control period also occurs whenever interference of a flow monitor is identified. The out-of-control period begins with the hour of completion of the failed interference check and ends with the hour of completion of an interference check that is passed.

(c) The results of any certification, recertification, diagnostic, or quality assurance test required under this part may not be used to validate the emissions data required under this part, if the test is performed using EPA Protocol gas from a production site that is not participating in the PGVP, except as provided in §75.21(g)(7) or if the cylinder(s) are analyzed by an independent laboratory and shown to meet the requirements of section 5.1.4(b) of appendix A to this part.

#### 2.1.5 Quality Assurance of Data With Respect to Daily Assessments

When a monitoring system passes a daily assessment (i.e., daily calibration error test or daily flow interference check), data from that monitoring system are prospectively validated for 26 clock hours (i.e., 24 hours plus a 2-hour grace period) beginning with the hour in which the test is passed, unless another assessment (i.e. a daily calibration error test, an interference check of a flow monitor, a quarterly linearity check, a quarterly leak check, or a relative accuracy test audit) is failed within the 26-hour period.

*2.1.5.1 Data Invalidation with Respect to Daily Assessments.* The following specific rules apply to the invalidation of data with respect to daily assessments:

(1) Data from a monitoring system are invalid, beginning with the first hour following the expiration of a 26-hour data validation period or beginning with the first hour following the expiration of an 8-hour start-up grace period (as provided under section 2.1.5.2 of this appendix), if the required subsequent daily assessment has not been conducted.

(2) For a monitor that has passed the off-line calibration demonstration, a combination of on-line and off-line calibration error tests may be used to validate data from the monitor, as follows. For a particular unit (or stack) operating hour, data from a monitor may be validated using a successful off-line calibration error test if: (a) An on-

line calibration error test has been passed within the previous 26 unit (or stack) operating hours; and (b) the 26 clock hour data validation window for the off-line calibration error test has not expired. If either of these conditions is not met, then the data from the monitor are invalid with respect to the daily calibration error test requirement. Data from the monitor shall remain invalid until the appropriate on-line or off-line calibration error test is successfully completed so that both conditions (a) and (b) are met.

(3) For units with two measurement ranges (low and high) for a particular parameter, when separate analyzers are used for the low and high ranges, a failed or expired calibration on one of the ranges does not affect the quality-assured data status on the other range. For a dual-range analyzer (i.e., a single analyzer with two measurement scales), a failed calibration error test on either the low or high scale results in an out-of-control period for the monitor. Data from the monitor remain invalid until corrective actions are taken and “hands-off” calibration error tests have been passed on both ranges. However, if the most recent calibration error test on the high scale was passed but has expired, while the low scale is up-to-date on its calibration error test requirements (or vice-versa), the expired calibration error test does not affect the quality-assured status of the data recorded on the other scale.

*2.1.5.2 Daily Assessment Start-Up Grace Period.* For the purpose of quality assuring data with respect to a daily assessment (i.e. a daily calibration error test or a flow interference check), a start-up grace period may apply when a unit begins to operate after a period of non-operation. The start-up grace period for a daily calibration error test is independent of the start-up grace period for a daily flow interference check. To qualify for a start-up grace period for a daily assessment, there are two requirements:

(1) The unit must have resumed operation after being in outage for 1 or more hours (i.e., the unit must be in a start-up condition) as evidenced by a change in unit operating time from zero in one clock hour to an operating time greater than zero in the next clock hour.

(2) For the monitoring system to be used to validate data during the grace period, the previous daily assessment of the same kind must have been passed on-line within 26 clock hours prior to the last hour in which the unit operated before the outage. In addition, the monitoring system must be in-control with respect to quarterly and semi-annual or annual assessments.

If both of the above conditions are met, then a start-up grace period of up to 8 clock hours applies, beginning with the first hour of unit operation following the outage. During the start-up grace period, data generated by the monitoring system are considered quality-assured. For each monitoring system, a start-up grace period for a calibration error test or flow interference check ends when either: (1) a daily assessment of the same kind (i.e., calibration error test or flow interference check) is performed; or (2) 8 clock hours have elapsed (starting with the first hour of unit operation following the outage), whichever occurs first.

#### 2.1.6 Data Recording

Record and tabulate all calibration error test data according to month, day, clock-hour, and magnitude in either ppm, percent volume, or scfh. Program monitors that automatically adjust data to the corrected calibration values (e.g., microprocessor control) to record either: (1) The unadjusted concentration or flow rate measured in the calibration error test prior to resetting the calibration, or (2) the magnitude of any adjustment. Record the following applicable flow monitor interference check data: (1) Sample line/sensing port pluggage, and (2) malfunction of each RTD, transceiver, or equivalent.

### 2.2 Quarterly Assessments

For each primary and redundant backup monitor or monitoring system, perform the following quarterly assessments. This requirement is applied as of the calendar quarter following the calendar quarter in which the monitor or continuous emission monitoring system is provisionally certified.

#### 2.2.1 Linearity Check

Unless a particular monitor (or monitoring range) is exempted under this paragraph or under section 6.2 of appendix A to this part, perform a linearity check, in accordance with the procedures in section 6.2 of appendix A to this part, for each primary and redundant backup SO<sub>2</sub>, and NO<sub>x</sub> pollutant concentration monitor and each primary and redundant backup CO<sub>2</sub> or O<sub>2</sub> monitor (including O<sub>2</sub> monitors used to measure CO<sub>2</sub> emissions or to continuously monitor moisture) at least once during each QA operating quarter, as defined in §72.2 of this chapter. For units using both a low and high span value, a linearity check is required only on the range(s) used to record and report emission data during the QA operating quarter. Conduct the linearity checks no less than 30 days apart, to the extent practicable. The data validation procedures in section 2.2.3(e) of this appendix shall be followed.

### 2.2.2 Leak Check

For differential pressure flow monitors, perform a leak check of all sample lines (a manual check is acceptable) at least once during each QA operating quarter. For this test, the unit does not have to be in operation. Conduct the leak checks no less than 30 days apart, to the extent practicable. If a leak check is failed, follow the applicable data validation procedures in section 2.2.3(g) of this appendix.

### 2.2.3 Data Validation

(a) A linearity check shall not be commenced if the monitoring system is operating out-of-control with respect to any of the daily or semiannual quality assurance assessments required by sections 2.1 and 2.3 of this appendix or with respect to the additional calibration error test requirements in section 2.1.3 of this appendix.

(b) Each required linearity check shall be done according to paragraph (b)(1), (b)(2) or (b)(3) of this section:

(1) The linearity check may be done “cold,” i.e., with no corrective maintenance, repair, calibration adjustments, re-linearization or reprogramming of the monitor prior to the test.

(2) The linearity check may be done after performing only the routine or non-routine calibration adjustments described in section 2.1.3 of this appendix at the various calibration gas levels (zero, low, mid or high), but no other corrective maintenance, repair, re-linearization or reprogramming of the monitor. Trial gas injection runs may be performed after the calibration adjustments and additional adjustments within the allowable limits in section 2.1.3 of this appendix may be made prior to the linearity check, as necessary, to optimize the performance of the monitor. The trial gas injections need not be reported, provided that they meet the specification for trial gas injections in §75.20(b)(3)(vii)(E)(I). However, if, for any trial injection, the specification in §75.20(b)(3)(vii)(E)(I) is not met, the trial injection shall be counted as an aborted linearity check.

(3) The linearity check may be done after repair, corrective maintenance or reprogramming of the monitor. In this case, the monitor shall be considered out-of-control from the hour in which the repair, corrective maintenance or reprogramming is commenced until the linearity check has been passed. Alternatively, the data validation procedures and associated timelines in §§75.20(b)(3)(ii) through (ix) may be followed upon completion of the necessary repair, corrective maintenance, or reprogramming. If the procedures in §75.20(b)(3) are used, the words “quality assurance” apply instead of the word “recertification”.

(c) Once a linearity check has been commenced, the test shall be done hands-off. That is, no adjustments of the monitor are permitted during the linearity test period, other than the routine calibration adjustments following daily calibration error tests, as described in section 2.1.3 of this appendix. If a routine daily calibration error test is performed and passed just prior to a linearity test (or during a linearity test period) and a mathematical correction factor is automatically applied by the DAHS, the correction factor shall be applied to all subsequent data recorded by the monitor, including the linearity test data.

(d) If a daily calibration error test is failed during a linearity test period, prior to completing the test, the linearity test must be repeated. Data from the monitor are invalidated prospectively from the hour of the failed calibration error test until the hour of completion of a subsequent successful calibration error test. The linearity test shall not be commenced until the monitor has successfully completed a calibration error test.

(e) An out-of-control period occurs when a linearity test is failed (i.e., when the error in linearity at any of the three concentrations in the quarterly linearity check (or any of the six concentrations, when both ranges of a single analyzer with a dual range are tested) exceeds the applicable specification in section 3.2 of appendix A to this part) or when a linearity test is aborted due to a problem with the monitor or monitoring system. For a NO<sub>x</sub>-diluent continuous emission monitoring system, the system is considered out-of-control if either of the component monitors exceeds the applicable specification in section 3.2 of appendix A to this part or if the linearity test of either component is aborted due to a problem with the monitor. The out-of-control period begins with the hour of the failed or aborted linearity check and ends with the hour of completion of a satisfactory linearity check following corrective action and/or monitor repair, unless the option in paragraph (b)(3) of this section to use the data validation procedures and associated timelines in §75.20(b)(3)(ii) through (ix) has been selected, in which case the beginning and end of the out-of-control period shall be determined in accordance with §§75.20(b)(3)(vii)(A) and (B). For a dual-range analyzer, “hands-off” linearity checks must be passed on both measurement scales to end the out-of-control period. Note that a monitor shall not be considered out-of-control when a linearity test is aborted for a reason unrelated to the monitor's performance (e.g., a forced unit outage).

(f) No more than four successive calendar quarters shall elapse after the quarter in which a linearity check of a monitor or monitoring system (or range of a monitor or monitoring system) was last performed without a subsequent linearity test having been conducted. If a linearity test has not been completed by the end of the fourth calendar quarter since the last linearity test, then the linearity test must be completed within a 168 unit operating hour or stack operating hour “grace period” (as provided in section 2.2.4 of this appendix) following the end of the fourth successive elapsed calendar quarter, or data from the CEMS (or range) will become invalid.

(g) An out-of-control period also occurs when a flow monitor sample line leak is detected. The out-of-control period begins with the hour of the failed leak check and ends with the hour of a satisfactory leak check following corrective action.

(h) For each monitoring system, report the results of all completed and partial linearity tests that affect data validation (i.e., all completed, passed linearity checks; all completed, failed linearity checks; and all linearity checks aborted due to a problem with the monitor, including trial gas injections counted as failed test attempts under paragraph (b)(2) of this section or under §75.20(b)(3)(vii)(F)), in the quarterly report required under §75.64. Note that linearity attempts which are aborted or invalidated due to problems with the reference calibration gases or due to operational problems with the affected unit(s) need not be reported. Such partial tests do not affect the validation status of emission data recorded by the monitor. A record of all linearity tests, trial gas injections and test attempts (whether reported or not) must be kept on-site as part of the official test log for each monitoring system.

(i) The results of any certification, recertification, diagnostic, or quality assurance test required under this part may not be used to validate the emissions data required under this part, if the test is performed using EPA Protocol gas that was not from an EPA Protocol gas production site participating in the PGVP on the date the gas was procured either by the tester or by a reseller that sold to the tester the unaltered EPA Protocol gas, except as provided in §75.21(g)(7) or if the cylinder(s) are analyzed by an independent laboratory and shown to meet the requirements of section 5.1.4(b) of appendix A to this part.

#### 2.2.4 Linearity and Leak Check Grace Period

(a) When a required linearity test or flow monitor leak check has not been completed by the end of the QA operating quarter in which it is due or if, due to infrequent operation of a unit or infrequent use of a required high range of a monitor or monitoring system, four successive calendar quarters have elapsed after the quarter in which a linearity check of a monitor or monitoring system (or range) was last performed without a subsequent linearity test having been done, the owner or operator has a grace period of 168 consecutive unit operating hours, as defined in §72.2 of this chapter (or, for monitors installed on common stacks or bypass stacks, 168 consecutive stack operating hours, as defined in §72.2 of this chapter) in which to perform a linearity test or leak check of that monitor or monitoring system (or range). The grace period begins with the first unit or stack operating hour following the calendar quarter in which the linearity test was due. Data validation during a linearity or leak check grace period shall be done in accordance with the applicable provisions in section 2.2.3 of this appendix.



(b) If, at the end of the 168 unit (or stack) operating hour grace period, the required linearity test or leak check has not been completed, data from the monitoring system (or range) shall be invalid, beginning with the first unit operating hour following the expiration of the grace period. Data from the monitoring system (or range) remain invalid until the hour of completion of a subsequent successful hands-off linearity test or leak check of the monitor or monitoring system (or range). Note that when a linearity test or a leak check is conducted within a grace period for the purpose of satisfying the linearity test or leak check requirement from a previous QA operating quarter, the results of that linearity test or leak check may only be used to meet the linearity check or leak check requirement of the previous quarter, not the quarter in which the missed linearity test or leak check is completed.

## 2.2.5 Flow-to-Load Ratio or Gross Heat Rate Evaluation

(a) *Applicability and methodology.* Unless exempted from the flow-to-load ratio test under section 7.8 of appendix A to this part, the owner or operator shall, for each flow rate monitoring system installed on each unit, common stack or multiple stack, evaluate the flow-to-load ratio quarterly, i.e., for each QA operating quarter (as defined in §72.2 of this chapter). At the end of each QA operating quarter, the owner or operator shall use Equation B-1 to calculate the flow-to-load ratio for every hour during the quarter in which: the unit (or combination of units, for a common stack) operated within ±10.0 percent of  $L_{avg}$ , the average load during the most recent normal-load flow RATA; and a quality-assured hourly average flow rate was obtained with a certified flow rate monitor. Alternatively, for the reasons stated in paragraphs (c)(1) through (c)(6) of this section, the owner or operator may exclude from the data analysis certain hours within ±10.0 percent of  $L_{avg}$  and may calculate  $R_h$  values for only the remaining hours.

$$R_h = \frac{Q_h}{L_h} \times 10^{-5} \quad (\text{Eq. B-1})$$

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Where:

$R_h$  = Hourly value of the flow-to-load ratio, scfh/megawatts, scfh/1000 lb/hr of steam, or scfh/(mmBtu/hr thermal output).

$Q_h$  = Hourly stack gas volumetric flow rate, as measured by the flow rate monitor, scfh.

$L_h$  = Hourly unit load, megawatts, 1000 lb/hr of steam, or mmBtu/hr thermal output; must be within + 10.0 percent of  $L_{avg}$  during the most recent normal-load flow RATA.

(1) In Equation B-1, the owner or operator may use either bias-adjusted flow rates or unadjusted flow rates, provided that all of the ratios are calculated the same way. For a common stack,  $L_h$  shall be the sum of the hourly operating loads of all units that discharge through the stack. For a unit that discharges its emissions through multiple stacks or that monitors its emissions in multiple breechings,  $Q_h$  will be either the combined hourly volumetric flow rate for all of the stacks or ducts (if the test is done on a unit basis) or the hourly flow rate through each stack individually (if the test is performed separately for each stack). For a unit with a multiple stack discharge configuration consisting of a main stack and a bypass stack, each of which has a certified flow monitor (e.g., a unit with a wet SO<sub>2</sub> scrubber), calculate the hourly flow-to-load ratios separately for each stack. Round off each value of  $R_h$  to two decimal places.

(2) Alternatively, the owner or operator may calculate the hourly gross heat rates (GHR) in lieu of the hourly flow-to-load ratios. The hourly GHR shall be determined only for those hours in which quality-assured flow rate data and diluent gas (CO<sub>2</sub> or O<sub>2</sub>) concentration data are both available from a certified monitor or monitoring system or reference method. If this option is selected, calculate each hourly GHR value as follows:

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where:

$(GHR)_h$  = Hourly value of the gross heat rate, Btu/kwh, Btu/lb steam load, or 1000 mmBtu heat input/mmBtu thermal output.

$(Heat\ Input)_h$  = Hourly heat input, as determined from the quality-assured flow rate and diluent data, using the applicable equation in appendix F to this part, mmBtu/hr.

$L_h$  = Hourly unit load, megawatts, 1000 lb/hr of steam, or mmBtu/hr thermal output; must be within + 10.0 percent of  $L_{avg}$  during the most recent normal-load flow RATA.

(3) In Equation B-1a, the owner or operator may either use bias-adjusted flow rates or unadjusted flow rates in the calculation of  $(Heat\ Input)_h$ , provided that all of the heat input rate values are determined in the same manner.

(4) The owner or operator shall evaluate the calculated hourly flow-to-load ratios (or gross heat rates) as follows. A separate data analysis shall be performed for each primary and each redundant backup flow rate monitor used to record and report data during the quarter. Each analysis shall be based on a minimum of 168 acceptable recorded hourly average flow rates (i.e., at loads within  $\pm 10$  percent of  $L_{avg}$ ). When two RATA load levels are designated as normal, the analysis shall be performed at the higher load level, unless there are fewer than 168 acceptable data points available at that load level, in which case the analysis shall be performed at the lower load level. If, for a particular flow monitor, fewer than 168 acceptable hourly flow-to-load ratios (or GHR values) are available at any of the load levels designated as normal, a flow-to-load (or GHR) evaluation is not required for that monitor for that calendar quarter.

(5) For each flow monitor, use Equation B-2 in this appendix to calculate  $E_h$ , the absolute percentage difference between each hourly  $R_h$  value and  $R_{ref}$ , the reference value of the flow-to-load ratio, as determined in accordance with section 7.7 of appendix A to this part. Note that  $R_{ref}$  shall always be based upon the most recent normal-load RATA, even if that RATA was performed in the calendar quarter being evaluated.

$$E_h = \frac{|R_{ref} - R_h|}{R_{ref}} \times 100 \quad (Eq. B-2)$$

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where:

$E_h$  = Absolute percentage difference between the hourly average flow-to-load ratio and the reference value of the flow-to-load ratio at normal load.

$R_h$  = The hourly average flow-to-load ratio, for each flow rate recorded at a load level within  $\pm 10.0$  percent of  $L_{avg}$ .

$R_{ref}$  = The reference value of the flow-to-load ratio from the most recent normal-load flow RATA, determined in accordance with section 7.7 of appendix A to this part.

(6) Equation B-2 shall be used in a consistent manner. That is, use  $R_{ref}$  and  $R_h$  if the flow-to-load ratio is being evaluated, and use  $(GHR)_{ref}$  and  $(GHR)_h$  if the gross heat rate is being evaluated. Finally, calculate  $E_r$ , the arithmetic average of all of the hourly  $E_h$  values. The owner or operator shall report the results of each quarterly flow-to-load (or gross heat rate) evaluation, as determined from Equation B-2, in the electronic quarterly report required under §75.64.

(b) *Acceptable results.* The results of a quarterly flow-to-load (or gross heat rate) evaluation are acceptable, and no further action is required, if the calculated value of  $E_r$  is less than or equal to: (1) 15.0 percent, if  $L_{avg}$  for the most recent normal-load flow RATA is  $\geq 60$  megawatts (or  $\geq 500$  klb/hr of steam) and if unadjusted flow rates were used in the calculations; or (2) 10.0 percent, if  $L_{avg}$  for the most recent normal-load flow RATA is  $\geq 60$  megawatts (or  $\geq 500$  klb/hr of steam) and if bias-adjusted flow rates were used in the calculations; or (3) 20.0 percent, if  $L_{avg}$  for the most recent normal-load flow RATA is  $< 60$  megawatts (or  $< 500$  klb/hr of steam) and if unadjusted flow rates were used in the calculations; or (4) 15.0 percent, if  $L_{avg}$  for the most recent normal-load flow RATA is  $< 60$  megawatts (or  $< 500$  klb/hr of steam) and if bias-adjusted flow rates were used in the calculations. If  $E_r$  is above these limits, the owner or operator shall either: implement Option 1 in section 2.2.5.1 of this appendix; or perform a RATA in accordance with Option 2 in section 2.2.5.2 of this appendix; or re-examine the hourly data used for the flow-to-load or GHR analysis and recalculate  $E_r$ , after excluding all non-representative hourly flow rates. If  $E_r$  is above these limits, the owner or operator shall either: implement Option 1 in section 2.2.5.1 of this appendix; perform a RATA in accordance with Option 2 in section 2.2.5.2 of this appendix; or (if applicable) re-examine the hourly data used for the flow-to-load or GHR analysis and recalculate  $E_r$ , after excluding all non-representative hourly flow rates, as provided in paragraph (c) of this section.

(c) *Recalculation of  $E_r$ .* If the owner or operator did not exclude any hours within  $\pm 10$  percent of  $L_{avg}$  from the original data analysis and chooses to recalculate  $E_r$ , the flow rates for the following hours are considered non-representative and may be excluded from the data analysis:

(1) Any hour in which the type of fuel combusted was different from the fuel burned during the most recent normal-load RATA. For purposes of this determination, the type of fuel is different if the fuel is in a different state of matter (i.e., solid, liquid, or gas) than is the fuel burned during the RATA or if the fuel is a different classification of coal (e.g., bituminous versus sub-bituminous). Also, for units that co-fire different types of fuels, if the reference RATA was done while co-firing, then hours in which a single fuel was combusted may be excluded from the data analysis as different fuel hours (and vice-versa for co-fired hours, if the reference RATA was done while combusting only one type of fuel);

(2) For a unit that is equipped with an  $SO_2$  scrubber and which always discharges its flue gases to the atmosphere through a single stack, any hour in which the  $SO_2$  scrubber was bypassed;

(3) Any hour in which “ramping” occurred, i.e., the hourly load differed by more than  $\pm 15.0$  percent from the load during the preceding hour or the subsequent hour;

(4) For a unit with a multiple stack discharge configuration consisting of a main stack and a bypass stack, any hour in which the flue gases were discharged through both stacks;

(5) If a normal-load flow RATA was performed and passed during the quarter being analyzed, any hour prior to completion of that RATA; and

(6) If a problem with the accuracy of the flow monitor was discovered during the quarter and was corrected (as evidenced by passing the abbreviated flow-to-load test in section 2.2.5.3 of this appendix), any hour prior to completion of the abbreviated flow-to-load test.

(7) After identifying and excluding all non-representative hourly data in accordance with paragraphs (c)(1) through (6) of this section, the owner or operator may analyze the remaining data a second time. At least 168 representative hourly ratios or GHR values must be available to perform the analysis; otherwise, the flow-to-load (or GHR) analysis is not required for that monitor for that calendar quarter.

(8) If, after re-analyzing the data,  $E_r$  meets the applicable limit in paragraph (b)(1), (b)(2), (b)(3), or (b)(4) of this section, no further action is required. If, however,  $E_r$  is still above the applicable limit, data from the monitor shall be declared out-of-control, beginning with the first unit operating hour following the quarter in which  $E_r$  exceeded the applicable limit. Alternatively, if a probationary calibration error test is performed and passed according to §75.20(b)(3)(ii), data from the monitor may be declared conditionally valid following the quarter in

which  $E_r$  exceeded the applicable limit. The owner or operator shall then either implement Option 1 in section 2.2.5.1 of this appendix or Option 2 in section 2.2.5.2 of this appendix.

#### 2.2.5.1 Option 1

Within 14 unit operating days of the end of the calendar quarter for which the  $E_r$  value is above the applicable limit, investigate and troubleshoot the applicable flow monitor(s). Evaluate the results of each investigation as follows:

(a) If the investigation fails to uncover a problem with the flow monitor, a RATA shall be performed in accordance with Option 2 in section 2.2.5.2 of this appendix.

(b) If a problem with the flow monitor is identified through the investigation (including the need to re-linearize the monitor by changing the polynomial coefficients or K factor(s)), data from the monitor are considered invalid back to the first unit operating hour after the end of the calendar quarter for which  $E_r$  was above the applicable limit. If the option to use conditional data validation was selected under section 2.2.5(c)(8) of this appendix, all conditionally valid data shall be invalidated, back to the first unit operating hour after the end of the calendar quarter for which  $E_r$  was above the applicable limit. Corrective actions shall be taken. All corrective actions (*e.g.*, non-routine maintenance, repairs, major component replacements, re-linearization of the monitor, etc.) shall be documented in the operation and maintenance records for the monitor. The owner or operator then shall either complete the abbreviated flow-to-load test in section 2.2.5.3 of this appendix, or, if the corrective action taken has required relinearization of the flow monitor, shall perform a 3-load RATA. The conditional data validation procedures in §75.20(b)(3) may be applied to the 3-load RATA.

#### 2.2.5.2 Option 2

Perform a single-load RATA (at a load designated as normal under section 6.5.2.1 of appendix A to this part) of each flow monitor for which  $E_r$  is outside of the applicable limit. If the RATA is passed hands-off, in accordance with section 2.3.2(c) of this appendix, no further action is required and the out-of-control period for the monitor ends at the date and hour of completion of a successful RATA, unless the option to use conditional data validation was selected under section 2.2.5(c)(8) of this appendix. In that case, all conditionally valid data from the monitor are considered to be quality-assured, back to the first unit operating hour following the end of the calendar quarter for which the  $E_r$  value was above the applicable limit. If the RATA is failed, all data from the monitor shall be invalidated, back to the first unit operating hour following the end of the calendar quarter for which the  $E_r$  value was above the applicable limit. Data from the monitor remain invalid until the required RATA has been passed. Alternatively, following a failed RATA and corrective actions, the conditional data validation procedures of §75.20(b)(3) may be used until the RATA has been passed. If the corrective actions taken following the failed RATA included adjustment of the polynomial coefficients or K-factor(s) of the flow monitor, a 3-level RATA is required, except as otherwise specified in section 2.3.1.3 of this appendix.

#### 2.2.5.3 Abbreviated Flow-to-Load Test

(a) The following abbreviated flow-to-load test may be performed after any documented repair, component replacement, or other corrective maintenance to a flow monitor (except for changes affecting the linearity of the flow monitor, such as adjusting the flow monitor coefficients or K factor(s)) to demonstrate that the repair, replacement, or other maintenance has not significantly affected the monitor's ability to accurately measure the stack gas volumetric flow rate. Data from the monitoring system are considered invalid from the hour of commencement of the repair, replacement, or maintenance until either the hour in which the abbreviated flow-to-load test is passed, or the hour in which a probationary calibration error test is passed following completion of the repair, replacement, or maintenance and any associated adjustments to the monitor. If the latter option is selected, the abbreviated flow-to-load test shall be completed within 168 unit operating hours of the probationary calibration error test (or, for peaking units, within 30 unit operating days, if that is less restrictive). Data from the monitor are considered to be conditionally valid (as defined in §72.2 of this chapter), beginning with the hour of the probationary calibration error test.

(b) Operate the unit(s) in such a way as to reproduce, as closely as practicable, the exact conditions at the time of the most recent normal-load flow RATA. To achieve this, it is recommended that the load be held constant to within  $\pm 10.0$  percent of the average load during the RATA and that the diluent gas ( $\text{CO}_2$  or  $\text{O}_2$ ) concentration be maintained within  $\pm 0.5$  percent  $\text{CO}_2$  or  $\text{O}_2$  of the average diluent concentration during the RATA. For common stacks, to the extent practicable, use the same combination of units and load levels that were used during the RATA. When the process parameters have been set, record a minimum of six and a maximum of 12 consecutive hourly average flow rates, using the flow monitor(s) for which  $E_r$  was outside the applicable limit. For peaking units, a minimum of three and a maximum of 12 consecutive hourly average flow rates are required. Also record the corresponding hourly load values and, if applicable, the hourly diluent gas concentrations. Calculate the flow-to-load ratio (or GHR) for each hour in the test hour period, using Equation B-1 or B-1a. Determine  $E_r$  for each hourly flow-to-load ratio (or GHR), using Equation B-2 of this appendix and then calculate  $E_a$ , the arithmetic average of the  $E_r$  values.

(c) The results of the abbreviated flow-to-load test shall be considered acceptable, and no further action is required if the value of  $E_r$  does not exceed the applicable limit specified in section 2.2.5 of this appendix. All conditionally valid data recorded by the flow monitor shall be considered quality-assured, beginning with the hour of the probationary calibration error test that preceded the abbreviated flow-to-load test (if applicable). However, if  $E_r$  is outside the applicable limit, all conditionally valid data recorded by the flow monitor (if applicable) shall be considered invalid back to the hour of the probationary calibration error test that preceded the abbreviated flow-to-load test, and a single-load RATA is required in accordance with section 2.2.5.2 of this appendix. If the flow monitor must be re-linearized, however, a 3-load RATA is required.

### 2.3 Semiannual and Annual Assessments

For each primary and redundant backup monitoring system, perform relative accuracy assessments either semiannually or annually, as specified in section 2.3.1.1 or 2.3.1.2 of this appendix, for the type of test and the performance achieved. This requirement applies as of the calendar quarter following the calendar quarter in which the monitoring system is provisionally certified. A summary chart showing the frequency with which a relative accuracy test audit must be performed, depending on the accuracy achieved, is located at the end of this appendix in Figure 2.

#### 2.3.1 Relative Accuracy Test Audit (RATA)

##### 2.3.1.1 Standard RATA Frequencies

(a) Except as otherwise specified in §75.21(a)(6) or (a)(7) or in section 2.3.1.2 of this appendix, perform relative accuracy test audits semiannually, *i.e.*, once every two successive QA operating quarters (as defined in §72.2 of this chapter) for each primary and redundant backup  $\text{SO}_2$  pollutant concentration monitor, flow monitor,  $\text{CO}_2$  emissions concentration monitor (including  $\text{O}_2$  monitors used to determine  $\text{CO}_2$  emissions),  $\text{CO}_2$  or  $\text{O}_2$  diluent monitor used to determine heat input, moisture monitoring system,  $\text{NO}_x$  concentration monitoring system, or  $\text{NO}_x$ -diluent CEMS. A calendar quarter that does not qualify as a QA operating quarter shall be excluded in determining the deadline for the next RATA. No more than eight successive calendar quarters shall elapse after the quarter in which a RATA was last performed without a subsequent RATA having been conducted. If a RATA has not been completed by the end of the eighth calendar quarter since the quarter of the last RATA, then the RATA must be completed within a 720 unit (or stack) operating hour grace period (as provided in section 2.3.3 of this appendix) following the end of the eighth successive elapsed calendar quarter, or data from the CEMS will become invalid.

(b) The relative accuracy test audit frequency of a CEMS may be reduced, as specified in section 2.3.1.2 of this appendix, for primary or redundant backup monitoring systems which qualify for less frequent testing. Perform all required RATAs in accordance with the applicable procedures and provisions in sections 6.5 through 6.5.2.2 of appendix A to this part and sections 2.3.1.3 and 2.3.1.4 of this appendix.

##### 2.3.1.2 Reduced RATA Frequencies

Relative accuracy test audits of primary and redundant backup SO<sub>2</sub> pollutant concentration monitors, CO<sub>2</sub> pollutant concentration monitors (including O<sub>2</sub> monitors used to determine CO<sub>2</sub> emissions), CO<sub>2</sub> or O<sub>2</sub> diluent monitors used to determine heat input, moisture monitoring systems, NO<sub>x</sub> concentration monitoring systems, flow monitors, NO<sub>x</sub>-diluent monitoring systems or SO<sub>2</sub>-diluent monitoring systems may be performed annually (i.e., once every four successive QA operating quarters, rather than once every two successive QA operating quarters) if any of the following conditions are met for the specific monitoring system involved:

(a) The relative accuracy during the audit of an SO<sub>2</sub> or CO<sub>2</sub> pollutant concentration monitor (including an O<sub>2</sub> pollutant monitor used to measure CO<sub>2</sub> using the procedures in appendix F to this part), or of a CO<sub>2</sub> or O<sub>2</sub> diluent monitor used to determine heat input, or of a NO<sub>x</sub> concentration monitoring system, or of a NO<sub>x</sub>-diluent monitoring system, or of an SO<sub>2</sub>-diluent continuous emissions monitoring system is  $\leq 7.5$  percent;

(b) [Reserved]

(c) The relative accuracy during the audit of a flow monitor is  $\leq 7.5$  percent at each operating level tested;

(d) For low flow ( $\leq 10.0$  fps, as measured by the reference method during the RATA) stacks/ducts, when the flow monitor fails to achieve a relative accuracy  $\leq 7.5$  percent during the audit, but the monitor mean value, calculated using Equation A-7 in appendix A to this part and converted back to an equivalent velocity in standard feet per second (fps), is within  $\pm 1.5$  fps of the reference method mean value, converted to an equivalent velocity in fps;

(e) For low SO<sub>2</sub> or NO<sub>x</sub> emitting units (average SO<sub>2</sub> or NO<sub>x</sub> reference method concentrations  $\leq 250$  ppm) during the RATA, when an SO<sub>2</sub> pollutant concentration monitor or NO<sub>x</sub> concentration monitoring system fails to achieve a relative accuracy  $\leq 7.5$  percent during the audit, but the monitor mean value from the RATA is within  $\pm 12$  ppm of the reference method mean value;

(f) For units with low NO<sub>x</sub> emission rates (average NO<sub>x</sub> emission rate measured by the reference method during the RATA  $\leq 0.200$  lb/mmBtu), when a NO<sub>x</sub>-diluent continuous emission monitoring system fails to achieve a relative accuracy  $\leq 7.5$  percent, but the monitoring system mean value from the RATA, calculated using Equation A-7 in appendix A to this part, is within  $\pm 0.015$  lb/mmBtu of the reference method mean value;

(g) [Reserved]

(h) For a CO<sub>2</sub> or O<sub>2</sub> monitor, when the mean difference between the reference method values from the RATA and the corresponding monitor values is within  $\pm 0.7$  percent CO<sub>2</sub> or O<sub>2</sub>; and

(i) When the relative accuracy of a continuous moisture monitoring system is  $\leq 7.5$  percent or when the mean difference between the reference method values from the RATA and the corresponding monitoring system values is within  $\pm 1.0$  percent H<sub>2</sub>O.

### 2.3.1.3 RATA Load (or Operating) Levels and Additional RATA Requirements

(a) For SO<sub>2</sub> pollutant concentration monitors, CO<sub>2</sub> emissions concentration monitors (including O<sub>2</sub> monitors used to determine CO<sub>2</sub> emissions), CO<sub>2</sub> or O<sub>2</sub> diluent monitors used to determine heat input, NO<sub>x</sub> concentration monitoring systems, and NO<sub>x</sub>-diluent monitoring systems, the required semiannual or annual RATA tests shall be done at the load level (or operating level) designated as normal under section 6.5.2.1(d) of appendix A to this part. If two load levels (or operating levels) are designated as normal, the required RATA(s) may be done at either load level (or operating level).

(b) For flow monitors installed on peaking units and bypass stacks, and for flow monitors that qualify to perform only single-level RATAs under section 6.5.2(e) of appendix A to this part, all required semiannual or

annual relative accuracy test audits shall be single-load (or single-level) audits at the normal load (or operating level), as defined in section 6.5.2.1(d) of appendix A to this part.

(c) For all other flow monitors, the RATAs shall be performed as follows:

(1) An annual 2-load (or 2-level) flow RATA shall be done at the two most frequently used load levels (or operating levels), as determined under section 6.5.2.1(d) of appendix A to this part, or (if applicable) at the operating levels determined under section 6.5.2(e) of appendix A to this part. Alternatively, a 3-load (or 3-level) flow RATA at the low, mid, and high load levels (or operating levels), as defined under section 6.5.2.1(b) of appendix A to this part, may be performed in lieu of the 2-load (or 2-level) annual RATA.

(2) If the flow monitor is on a semiannual RATA frequency, 2-load (or 2-level) flow RATAs and single-load (or single-level) flow RATAs at the normal load level (or normal operating level) may be performed alternately.

(3) A single-load (or single-level) annual flow RATA may be performed in lieu of the 2-load (or 2-level) RATA if the results of an historical load data analysis show that in the time period extending from the ending date of the last annual flow RATA to a date that is no more than 21 days prior to the date of the current annual flow RATA, the unit (or combination of units, for a common stack) has operated at a single load level (or operating level) (low, mid, or high), for  $\geq 85.0$  percent of the time. Alternatively, a flow monitor may qualify for a single-load (or single-level) RATA if the 85.0 percent criterion is met in the time period extending from the beginning of the quarter in which the last annual flow RATA was performed through the end of the calendar quarter preceding the quarter of current annual flow RATA.

(4) A 3-load (or 3-level) RATA, at the low-, mid-, and high-load levels (or operating levels), as determined under section 6.5.2.1 of appendix A to this part, shall be performed at least once every twenty consecutive calendar quarters, except for flow monitors that are exempted from 3-load (or 3-level) RATA testing under section 6.5.2(b) or 6.5.2(e) of appendix A to this part.

(5) A 3-load (or 3-level) RATA is required whenever a flow monitor is re-linearized, *i.e.*, when its polynomial coefficients or K factor(s) are changed, except for flow monitors that are exempted from 3-load (or 3-level) RATA testing under section 6.5.2(b) or 6.5.2(e) of appendix A to this part. For monitors so exempted under section 6.5.2(b), a single-load flow RATA is required. For monitors so exempted under section 6.5.2(e), either a single-level RATA or a 2-level RATA is required, depending on the number of operating levels documented in the monitoring plan for the unit.

(6) For all multi-level flow audits, the audit points at adjacent load levels or at adjacent operating levels (*e.g.*, mid and high) shall be separated by no less than 25.0 percent of the “range of operation,” as defined in section 6.5.2.1 of appendix A to this part.

(d) A RATA of a moisture monitoring system shall be performed whenever the coefficient, K factor or mathematical algorithm determined under section 6.5.7 of appendix A to this part is changed.

#### 2.3.1.4 Number of RATA Attempts

The owner or operator may perform as many RATA attempts as are necessary to achieve the desired relative accuracy test audit frequencies and/or bias adjustment factors. However, the data validation procedures in section 2.3.2 of this appendix must be followed.

#### 2.3.2 Data Validation

(a) A RATA shall not commence if the monitoring system is operating out-of-control with respect to any of the daily and quarterly quality assurance assessments required by sections 2.1 and 2.2 of this appendix or with respect to the additional calibration error test requirements in section 2.1.3 of this appendix.

(b) Each required RATA shall be done according to paragraphs (b)(1), (b)(2) or (b)(3) of this section:

(1) The RATA may be done “cold,” i.e., with no corrective maintenance, repair, calibration adjustments, re-linearization or reprogramming of the monitoring system prior to the test.

(2) The RATA may be done after performing only the routine or non-routine calibration adjustments described in section 2.1.3 of this appendix at the zero and/or upscale calibration gas levels, but no other corrective maintenance, repair, re-linearization or reprogramming of the monitoring system. Trial RATA runs may be performed after the calibration adjustments and additional adjustments within the allowable limits in section 2.1.3 of this appendix may be made prior to the RATA, as necessary, to optimize the performance of the CEMS. The trial RATA runs need not be reported, provided that they meet the specification for trial RATA runs in §75.20(b)(3)(vii)(E)(2). However, if, for any trial run, the specification in §75.20(b)(3)(vii)(E)(2) is not met, the trial run shall be counted as an aborted RATA attempt.

(3) The RATA may be done after repair, corrective maintenance, re-linearization or reprogramming of the monitoring system. In this case, the monitoring system shall be considered out-of-control from the hour in which the repair, corrective maintenance, re-linearization or reprogramming is commenced until the RATA has been passed. Alternatively, the data validation procedures and associated timelines in §§75.20(b)(3)(ii) through (ix) may be followed upon completion of the necessary repair, corrective maintenance, re-linearization or reprogramming. If the procedures in §75.20(b)(3) are used, the words “quality assurance” apply instead of the word “recertification.”

(c) Once a RATA is commenced, the test must be done hands-off. No adjustment of the monitor's calibration is permitted during the RATA test period, other than the routine calibration adjustments following daily calibration error tests, as described in section 2.1.3 of this appendix. If a routine daily calibration error test is performed and passed just prior to a RATA (or during a RATA test period) and a mathematical correction factor is automatically applied by the DAHS, the correction factor shall be applied to all subsequent data recorded by the monitor, including the RATA test data. For 2-level and 3-level flow monitor audits, no linearization or reprogramming of the monitor is permitted in between load levels.

(d) For single-load (or single-level) RATAs, if a daily calibration error test is failed during a RATA test period, prior to completing the test, the RATA must be repeated. Data from the monitor are invalidated prospectively from the hour of the failed calibration error test until the hour of completion of a subsequent successful calibration error test. The subsequent RATA shall not be commenced until the monitor has successfully passed a calibration error test in accordance with section 2.1.3 of this appendix. For multiple-load (or multiple-level) flow RATAs, each load level (or operating level) is treated as a separate RATA (*i.e.*, when a calibration error test is failed prior to completing the RATA at a particular load level (or operating level), only the RATA at that load level (or operating level) must be repeated; the results of any previously-passed RATA(s) at the other load level(s) (or operating level(s)) are unaffected, unless the monitor's polynomial coefficients or K-factor(s) must be changed to correct the problem that caused the calibration failure, in which case a subsequent 3-load (or 3-level) RATA is required), except as otherwise provided in section 2.3.1.3 (c)(5) of this appendix.

(e) For a RATA performed using the option in paragraph (b)(1) or (b)(2) of this section, if the RATA is failed (that is, if the relative accuracy exceeds the applicable specification in section 3.3 of appendix A to this part) or if the RATA is aborted prior to completion due to a problem with the CEMS, then the CEMS is out-of-control and all emission data from the CEMS are invalidated prospectively from the hour in which the RATA is failed or aborted. Data from the CEMS remain invalid until the hour of completion of a subsequent RATA that meets the applicable specification in section 3.3 of appendix A to this part. If the option in paragraph (b)(3) of this section to use the data validation procedures and associated timelines in §§75.20(b)(3)(ii) through (b)(3)(ix) has been selected, the beginning and end of the out-of-control period shall be determined in accordance with §75.20(b)(3)(vii)(A) and (B). Note that when a RATA is aborted for a reason other than monitoring system malfunction (*see* paragraph (h) of this section), this does not trigger an out-of-control period for the monitoring system.

(f) For a 2-level or 3-level flow RATA, if, at any load level (or operating level), a RATA is failed or aborted due to a problem with the flow monitor, the RATA at that load level (or operating level) must be repeated. The flow



monitor is considered out-of-control and data from the monitor are invalidated from the hour in which the test is failed or aborted and remain invalid until the passing of a RATA at the failed load level (or operating level), unless the option in paragraph (b)(3) of this section to use the data validation procedures and associated timelines in §75.20(b)(3)(ii) through (b)(3)(ix) has been selected, in which case the beginning and end of the out-of-control period shall be determined in accordance with §75.20(b)(3)(vii)(A) and (B). Flow RATA(s) that were previously passed at the other load level(s) (or operating level(s)) do not have to be repeated unless the flow monitor must be re-linearized following the failed or aborted test. If the flow monitor is re-linearized, a subsequent 3-load (or 3-level) RATA is required, except as otherwise provided in section 2.3.1.3(c)(5) of this appendix.

(g) Data validation for failed RATAs for a CO<sub>2</sub> pollutant concentration monitor (or an O<sub>2</sub> monitor used to measure CO<sub>2</sub> emissions), a NO<sub>x</sub> pollutant concentration monitor, and a NO<sub>x</sub>-diluent monitoring system shall be done according to paragraphs (g)(1) and (g)(2) of this section:

(1) For a CO<sub>2</sub> pollutant concentration monitor (or an O<sub>2</sub> monitor used to measure CO<sub>2</sub> emissions) which also serves as the diluent component in a NO<sub>x</sub>-diluent monitoring system, if the CO<sub>2</sub> (or O<sub>2</sub>) RATA is failed, then both the CO<sub>2</sub> (or O<sub>2</sub>) monitor and the associated NO<sub>x</sub>-diluent system are considered out-of-control, beginning with the hour of completion of the failed CO<sub>2</sub> (or O<sub>2</sub>) monitor RATA, and continuing until the hour of completion of subsequent hands-off RATAs which demonstrate that both systems have met the applicable relative accuracy specifications in sections 3.3.2 and 3.3.3 of appendix A to this part, unless the option in paragraph (b)(3) of this section to use the data validation procedures and associated timelines in §75.20(b)(3)(ii) through (b)(3)(ix) has been selected, in which case the beginning and end of the out-of-control period shall be determined in accordance with §75.20(b)(3)(vii)(A) and (B).

(2) This paragraph (g)(2) applies only to a NO<sub>x</sub> pollutant concentration monitor that serves both as the NO<sub>x</sub> component of a NO<sub>x</sub> concentration monitoring system (to measure NO<sub>x</sub> mass emissions) and as the NO<sub>x</sub> component in a NO<sub>x</sub>-diluent monitoring system (to measure NO<sub>x</sub> emission rate in lb/mmBtu). If the RATA of the NO<sub>x</sub> concentration monitoring system is failed, then both the NO<sub>x</sub> concentration monitoring system and the associated NO<sub>x</sub>-diluent monitoring system are considered out-of-control, beginning with the hour of completion of the failed NO<sub>x</sub> concentration RATA, and continuing until the hour of completion of subsequent hands-off RATAs which demonstrate that both systems have met the applicable relative accuracy specifications in sections 3.3.2 and 3.3.7 of appendix A to this part, unless the option in paragraph (b)(3) of this section to use the data validation procedures and associated timelines in §75.20(b)(3)(ii) through (b)(3)(ix) has been selected, in which case the beginning and end of the out-of-control period shall be determined in accordance with §75.20(b)(3)(vii)(A) and (B).

(h) For each monitoring system, report the results of all completed and partial RATAs that affect data validation (i.e., all completed, passed RATAs; all completed, failed RATAs; and all RATAs aborted due to a problem with the CEMS, including trial RATA runs counted as failed test attempts under paragraph (b)(2) of this section or under §75.20(b)(3)(vii)(F)) in the quarterly report required under §75.64. Note that RATA attempts that are aborted or invalidated due to problems with the reference method or due to operational problems with the affected unit(s) need not be reported. Such runs do not affect the validation status of emission data recorded by the CEMS. However, a record of all RATAs, trial RATA runs and RATA attempts (whether reported or not) must be kept on-site as part of the official test log for each monitoring system.

(i) Each time that a hands-off RATA of an SO<sub>2</sub> pollutant concentration monitor, a NO<sub>x</sub>-diluent monitoring system, a NO<sub>x</sub> concentration monitoring system, or a flow monitor is passed, perform a bias test in accordance with section 7.6.4 of appendix A to this part. Apply the appropriate bias adjustment factor to the reported SO<sub>2</sub>, NO<sub>x</sub>, or flow rate data, in accordance with section 7.6.5 of appendix A to this part.

(j) Failure of the bias test does not result in the monitoring system being out-of-control.

(k) The results of any certification, recertification, diagnostic, or quality assurance test required under this part may not be used to validate the emissions data required under this part, if the test is performed using EPA Protocol gas from a production site that is not participating in the PGVP, except as provided in §75.21(g)(7) or if the

cylinder(s) are analyzed by an independent laboratory and shown to meet the requirements of section 5.1.4(b) of appendix A to this part.

### 2.3.3 RATA Grace Period

(a) The owner or operator has a grace period of 720 consecutive unit operating hours, as defined in §72.2 of this chapter (or, for CEMS installed on common stacks or bypass stacks, 720 consecutive stack operating hours, as defined in §72.2 of this chapter), in which to complete the required RATA for a particular CEMS whenever:

(1) A required RATA has not been performed by the end of the QA operating quarter in which it is due; or

(2) A required 3-load flow RATA has not been performed by the end of the calendar quarter in which it is due; or

(3) For a unit which is conditionally exempted under §75.21(a)(7) from the SO<sub>2</sub> RATA requirements of this part, an SO<sub>2</sub>RATA has not been completed by the end of the calendar quarter in which the annual usage of fuel(s) with a sulfur content higher than very low sulfur fuel (as defined in §72.2 of this chapter) exceeds 480 hours; or

(4) Eight successive calendar quarters have elapsed, following the quarter in which a RATA was last performed, without a subsequent RATA having been done, due either to infrequent operation of the unit(s) or frequent combustion of very low sulfur fuel, as defined in §72.2 of this chapter (SO<sub>2</sub> monitors, only), or a combination of these factors.

(b) Except for SO<sub>2</sub> monitoring system RATAs, the grace period shall begin with the first unit (or stack) operating hour following the calendar quarter in which the required RATA was due. For SO<sub>2</sub> monitor RATAs, the grace period shall begin with the first unit (or stack) operating hour in which fuel with a total sulfur content higher than that of very low sulfur fuel (as defined in §72.2 of this chapter) is burned in the unit(s), following the quarter in which the required RATA is due. Data validation during a RATA grace period shall be done in accordance with the applicable provisions in section 2.3.2 of this appendix.

(c) If, at the end of the 720 unit (or stack) operating hour grace period, the RATA has not been completed, data from the monitoring system shall be invalid, beginning with the first unit operating hour following the expiration of the grace period. Data from the CEMS remain invalid until the hour of completion of a subsequent hands-off RATA. The deadline for the next test shall be either two QA operating quarters (if a semiannual RATA frequency is obtained) or four QA operating quarters (if an annual RATA frequency is obtained) after the quarter in which the RATA is completed, not to exceed eight calendar quarters.

(d) When a RATA is done during a grace period in order to satisfy a RATA requirement from a previous quarter, the deadline for the next RATA shall determined as follows:

(1) If the grace period RATA qualifies for a reduced, (i.e., annual), RATA frequency the deadline for the next RATA shall be set at three QA operating quarters after the quarter in which the grace period test is completed.

(2) If the grace period RATA qualifies for the standard, (i.e., semiannual), RATA frequency the deadline for the next RATA shall be set at two QA operating quarters after the quarter in which the grace period test is completed.

(3) Notwithstanding these requirements, no more than eight successive calendar quarters shall elapse after the quarter in which the grace period test is completed, without a subsequent RATA having been conducted.

### 2.3.4 Bias Adjustment Factor

Except as otherwise specified in section 7.6.5 of appendix A to this part, if an SO<sub>2</sub> pollutant concentration monitor, a flow monitor, a NO<sub>x</sub>-diluent CEMS, or a NO<sub>x</sub> concentration monitoring system used to calculate NO<sub>x</sub> mass emissions fails the bias test specified in section 7.6 of appendix A to this part, use the bias adjustment factor given in Equations A-11 and A-12 of appendix A to this part or the allowable alternative BAF specified in section 7.6.5(b) of appendix A of this part, to adjust the monitored data.

*2.4 Recertification, Quality Assurance, RATA Frequency and Bias Adjustment Factors (Special Considerations)*

(a) When a significant change is made to a monitoring system such that recertification of the monitoring system is required in accordance with §75.20(b), a recertification test (or tests) must be performed to ensure that the CEMS continues to generate valid data. In all recertifications, a RATA will be one of the required tests; for some recertifications, other tests will also be required. A recertification test may be used to satisfy the quality assurance test requirement of this appendix. For example, if, for a particular change made to a CEMS, one of the required recertification tests is a linearity check and the linearity check is successful, then, unless another such recertification event occurs in that same QA operating quarter, it would not be necessary to perform an additional linearity test of the CEMS in that quarter to meet the quality assurance requirement of section 2.2.1 of this appendix. For this reason, EPA recommends that owners or operators coordinate component replacements, system upgrades, and other events that may require recertification, to the extent practicable, with the periodic quality assurance testing required by this appendix. When a quality assurance test is done for the dual purpose of recertification and routine quality assurance, the applicable data validation procedures in §75.20(b)(3) shall be followed.

(b) Except as provided in section 2.3.3 of this appendix, whenever a passing RATA of a gas monitor is performed, or a passing 2-load (or 2-level) RATA or a passing 3-load (or 3-level) RATA of a flow monitor is performed (irrespective of whether the RATA is done to satisfy a recertification requirement or to meet the quality assurance requirements of this appendix, or both), the RATA frequency (semi-annual or annual) shall be established based upon the date and time of completion of the RATA and the relative accuracy percentage obtained. For 2-load (or 2-level) and 3-load (or 3-level) flow RATAs, use the highest percentage relative accuracy at any of the loads (or levels) to determine the RATA frequency. The results of a single-load (or single-level) flow RATA may be used to establish the RATA frequency when the single-load (or single-level) flow RATA is specifically required under section 2.3.1.3(b) of this appendix or when the single-load (or single-level) RATA is allowed under section 2.3.1.3(c) of this appendix for a unit that has operated at one load level (or operating level) for ≥85.0 percent of the time since the last annual flow RATA. No other single-load (or single-level) flow RATA may be used to establish an annual RATA frequency; however, a 2-load or 3-load (or a 2-level or 3-level) flow RATA may be performed at any time or in place of any required single-load (or single-level) RATA, in order to establish an annual RATA frequency.

*2.5 Other Audits*

Affected units may be subject to relative accuracy test audits at any time. If a monitor or continuous emission monitoring system fails the relative accuracy test during the audit, the monitor or continuous emission monitoring system shall be considered to be out-of-control beginning with the date and time of completion of the audit, and continuing until a successful audit test is completed following corrective action. If a monitor or monitoring system fails the bias test during an audit, use the bias adjustment factor given by equations A-11 and A-12 in appendix A to this part to adjust the monitored data. Apply this adjustment factor from the date and time of completion of the audit until the date and time of completion of a relative accuracy test audit that does not show bias.

**FIGURE 1 TO APPENDIX B OF PART 75—QUALITY ASSURANCE TEST REQUIREMENTS**

Test	Basic QA test frequency requirements		
	Daily*	Quarterly*	Semiannual or annual*
Calibration Error Test (2 pt.)	X		

Interference Check (flow)	X		
Flow-to-Load Ratio		X	
Leak Check (DP flow monitors)		X	
Linearity Check*(3 pt.)		X	
RATA (SO <sub>2</sub> , NO <sub>x</sub> , CO <sub>2</sub> , O <sub>2</sub> , H <sub>2</sub> O) <sup>1</sup>			X
RATA (flow) <sup>12</sup>			X

\*“Daily” means operating days, only. “Quarterly” means once every QA operating quarter. “Semiannual” means once every two QA operating quarters. “Annual” means once every four QA operating quarters.

<sup>1</sup>Conduct RATA annually (i.e., once every four QA operating quarters) rather than semiannually, if monitor meets accuracy requirements to qualify for less frequent testing.

<sup>2</sup>For flow monitors installed on peaking units, bypass stacks, or units that qualify for single-level RATA testing under section 6.5.2(e) of this part, conduct all RATAs at a single, normal load (or operating level). For other flow monitors, conduct annual RATAs at two load levels (or operating levels). Alternating single-load and 2-load (or single-level and 2-level) RATAs may be done if a monitor is on a semiannual frequency. A single-load (or single-level) RATA may be done in lieu of a 2-load (or 2-level) RATA if, since the last annual flow RATA, the unit has operated at one load level (or operating level) for ≥85.0 percent of the time. A 3-level RATA is required at least once every five years (20 calendar quarters) and whenever a flow monitor is re-characterized, except for flow monitors exempted from 3-level RATA testing under section 6.5.2(b) or 6.5.2(e) of appendix A to this part.

**FIGURE 2 TO APPENDIX B OF PART 75—RELATIVE ACCURACY TEST FREQUENCY INCENTIVE SYSTEM**

RATA	Semiannual <sup>W</sup>	Annual <sup>W</sup>
SO <sub>2</sub> or NO <sub>x</sub> <sup>Y</sup>	7.5% <RA ≤10.0% or ±15.0 ppm <sup>X</sup>	RA ≤7.5% or ±12.0 ppm <sup>X</sup> .
NO <sub>x</sub> -diluent	7.5% <RA ≤10.0% or ±0.020 lb/mmBtu <sup>X</sup>	RA ≤7.5% or ±0.015 lb/mmBtu <sup>X</sup> .
Flow	7.5% <RA ≤10.0% or ±2.0 fps <sup>X</sup>	RA ≤7.5% or ±1.5 fps <sup>X</sup> .
CO <sub>2</sub> or O <sub>2</sub>	7.5% <RA ≤10.0% or ±1.0% CO <sub>2</sub> /O <sub>2</sub> <sup>X</sup>	RA ≤7.5% or ±0.7% CO <sub>2</sub> /O <sub>2</sub> <sup>X</sup> .
Moisture	7.5% <RA ≤10.0% or ±1.5% H <sub>2</sub> O <sup>X</sup>	RA ≤7.5% or ±1.0% H <sub>2</sub> O <sup>X</sup> .

<sup>W</sup>The deadline for the next RATA is the end of the second (if semiannual) or fourth (if annual) successive QA operating quarter following the quarter in which the CEMS was last tested. Exclude calendar quarters with fewer than 168 unit operating hours (or, for common stacks and bypass stacks, exclude quarters with fewer than 168 stack operating hours) in determining the RATA deadline. For SO<sub>2</sub> monitors, QA operating quarters in which only very low sulfur fuel as defined in §72.2 of this chapter, is combusted may also be excluded. However, the exclusion of calendar quarters is limited as follows: the deadline for the next RATA shall be no more than 8 calendar quarters after the quarter in which a RATA was last performed. A 720 operating hour grace period is available if the RATA cannot be completed by the deadline.

<sup>X</sup>The difference between monitor and reference method mean values applies to moisture monitors, CO<sub>2</sub>, and O<sub>2</sub> monitors, low emitters of SO<sub>2</sub>, NO<sub>x</sub>, and low flow, only.

<sup>Y</sup>A NO<sub>x</sub> concentration monitoring system used to determine NO<sub>x</sub> mass emissions under §75.71.



be used to parametrically estimate the removal efficiency of the SO<sub>2</sub> of postcombustion NO<sub>x</sub> emission controls which, with the monitored inlet concentration or emission rate data, may be used to estimate the average concentration of SO<sub>2</sub> emissions or average emission rate of NO<sub>x</sub> discharged to the atmosphere. After approval by the Administrator, such method or model may be used for filling in missing SO<sub>2</sub> concentration or NO<sub>x</sub> emission rate data when data from the outlet SO<sub>2</sub> pollutant concentration monitor or outlet NO<sub>x</sub> continuous emission monitoring system have been reported with an annual monitor data availability of 90.0 percent or more.

Base the empirical and process simulation methods or models on the fundamental chemistry and engineering principles involved in the treatment of pollutant gas. On a case-by-case basis, the Administrator may pre-certify commercially available process simulation methods and models.

## *1.2 Petition Requirements*

Continuously monitor, determine, and record hourly averages of the estimated SO<sub>2</sub> or NO<sub>x</sub> removal efficiency and of the parameters specified below, at a minimum. The affected facility shall supply additional parametric information where appropriate. Measure the SO<sub>2</sub> concentration or NO<sub>x</sub> emission rate, removal efficiency of the add-on emission controls, and the parameters for at least 2160 unit operating hours. Provide information for all expected operating conditions and removal efficiencies. At least 4 evenly spaced data points are required for a valid hourly average, except during periods of calibration, maintenance, or quality assurance activities, during which 2 data points per hour are sufficient. The Administrator will review all applications on a case-by-case basis.

### 1.2.1 Parameters for Wet Flue Gas Desulfurization System

1.2.1.1 Number of scrubber modules in operation.

1.2.1.2 Total slurry rate to each scrubber module (gal per min).

1.2.1.3 In-line absorber pH of each scrubber module.

1.2.1.4 Pressure differential across each scrubber module (inches of water column).

1.2.1.5 Unit load (MWe).

1.2.1.6 Inlet and outlet SO<sub>2</sub> concentration as determined by the monitor or missing data substitution procedures.

1.2.1.7 Percent solids in slurry for each scrubber module.

1.2.1.8 Any other parameters necessary to verify scrubber removal efficiency, if the Administrator determines the parameters above are not sufficient.

### 1.2.2 Parameters for Dry Flue Gas Desulfurization System

1.2.2.1 Number of scrubber modules in operation.

1.2.2.2 Atomizer slurry flow rate to each scrubber module (gal per min).

1.2.2.3 Inlet and outlet temperature for each scrubber module (°F).

1.2.2.4 Pressure differential across each scrubber module (inches of water column).

1.2.2.5 Unit load (MWe).

1.2.2.6 Inlet and outlet SO<sub>2</sub> concentration as determined by the monitor or missing data substitution procedures.

1.2.2.7 Any other parameters necessary to verify scrubber removal efficiency, if the Administrator determines the parameters above are not sufficient.

### 1.2.3 Parameters for Other Flue Gas Desulfurization Systems

If SO<sub>2</sub> control technologies other than wet or dry lime or limestone scrubbing are selected for flue gas desulfurization, a corresponding empirical correlation or process simulation parametric method using appropriate parameters may be developed by the owner or operator of the affected unit, and then reviewed and approved or modified by the Administrator on a case-by-case basis.

### 1.2.4 Parameters for Post-Combustion NO<sub>x</sub> Emission Controls

1.2.4.1 Inlet air flow rate to the unit (boiler) (mcf/hr).

1.2.4.2 Excess oxygen concentration of flue gas at stack outlet (percent).

1.2.4.3 Carbon monoxide concentration of flue gas at stack outlet (ppm).

1.2.4.4 Temperature of flue gas at outlet of the unit (°F).

1.2.4.5 Inlet and outlet NO<sub>x</sub> emission rate as determined by the NO<sub>x</sub> continuous emission monitoring system or missing data substitution procedures.

1.2.4.6 Any other parameters specific to the emission reduction process necessary to verify the NO<sub>x</sub> control removal efficiency, (e.g., reagent feedrate in gal/mi).

## 1.3 Correlation of Emissions With Parameters

Establish a method for correlating hourly averages of the parameters identified above with the percent removal efficiency of the SO<sub>2</sub> or post-combustion NO<sub>x</sub> emission controls under varying unit operating loads. Equations 1-7 in §75.15 may be used to estimate the percent removal efficiency of the SO<sub>2</sub> emission controls on an hourly basis.

Each parametric data substitution procedure should develop a data correlation procedure to verify the performance of the SO<sub>2</sub> emission controls or post-combustion NO<sub>x</sub> emission controls, along with the SO<sub>2</sub> pollutant concentration monitor and NO<sub>x</sub> continuous emission monitoring system values for varying unit load ranges.

For NO<sub>x</sub> emission rate data, and wherever the performance of the emission controls varies with the load, use the load range procedure provided in section 2.2 of this appendix.

## 1.4 Calculations

1.4.1 Use the following equation to calculate substitute data for filling in missing (outlet) SO<sub>2</sub> pollutant concentration monitor data.

$$M_o = I_c (1-E)$$

(Eq. C-1)

where,

$M_o$  = Substitute data for outlet SO<sub>2</sub> concentration, ppm.

$I_c$  = Recorded inlet SO<sub>2</sub> concentration, ppm.

E = Removal efficiency of SO<sub>2</sub> emission controls as determined by the correlation procedure described in section 1.3 of this appendix.

1.4.2 Use the following equation to calculate substitute data for filling in missing (outlet) NO<sub>x</sub> emission rate data.

$$M_o = I_c (1-E)$$

(Eq. C-2)

where,

$M_o$  = Substitute data for outlet NO<sub>x</sub> emission rate, lb/mmBtu.

$I_c$  = Recorded inlet NO<sub>x</sub> emission rate, lb/mmBtu.

E = Removal efficiency of post-combustion NO<sub>x</sub> emission controls determined by the correlation procedure described in section 1.3 of this appendix.

### 1.5 Missing Data

1.5.1 If both the inlet and the outlet SO<sub>2</sub> pollutant concentration monitors are unavailable simultaneously, use the maximum inlet SO<sub>2</sub> concentration recorded by the inlet SO<sub>2</sub> pollutant concentration monitor during the previous 720 quality-assured monitor operating hours to substitute for the inlet SO<sub>2</sub> concentration in equation C-1 of this appendix.

1.5.2 If both the inlet and outlet NO<sub>x</sub> continuous emission monitoring systems are unavailable simultaneously, use the maximum inlet NO<sub>x</sub> emission rate for the corresponding unit load recorded by the NO<sub>x</sub> continuous emission monitoring system at the inlet during the previous 2160 quality-assured monitor operating hours to substitute for the inlet NO<sub>x</sub> emission rate in equation C-2 of this appendix.

### 1.6 Application

Apply to the Administrator for approval and certification of the parametric substitution procedure for filling in missing SO<sub>2</sub> concentration or NO<sub>x</sub> emission rate data using the established criteria and information identified above. DO not use this procedure until approved by the Administrator.

## 2. LOAD-BASED PROCEDURE FOR MISSING FLOW RATE, NO<sub>x</sub> CONCENTRATION, AND NO<sub>x</sub> EMISSION RATE DATA

### 2.1 Applicability

This procedure is applicable for data from all affected units for use in accordance with the provisions of this part to provide substitute data for volumetric flow rate (scfh), NO<sub>x</sub> emission rate (in lb/mmBtu) from NO<sub>x</sub>-diluent continuous emission monitoring systems, and NO<sub>x</sub> concentration data (in ppm) from NO<sub>x</sub> concentration monitoring systems used to determine NO<sub>x</sub> mass emissions.

### 2.2 Procedure

2.2.1 For a single unit, establish ten operating load ranges defined in terms of percent of the maximum hourly average gross load of the unit, in gross megawatts (MWge), as shown in Table C-1. (Do not use integrated hourly



gross load in MW-hr.) For units sharing a common stack monitored with a single flow monitor, the load ranges for flow (but not for NO<sub>x</sub>) may be broken down into 20 operating load ranges in increments of 5.0 percent of the combined maximum hourly average gross load of all units utilizing the common stack. If this option is selected, the twentieth (uppermost) operating load range shall include all values greater than 95.0 percent of the maximum hourly average gross load. For a cogenerating unit or other unit at which some portion of the heat input is not used to produce electricity or for a unit for which hourly average gross load in MWge is not recorded separately, use the hourly gross steam load of the unit, in pounds of steam per hour at the measured temperature (°F) and pressure (psia) instead of MWge. Indicate a change in the number of load ranges or the units of loads to be used in the precertification section of the monitoring plan.

**TABLE C-1—DEFINITION OF OPERATING LOAD RANGES FOR LOAD-BASED SUBSTITUTION DATA PROCEDURES**

<b>Operating load range</b>	<b>Percent of maximum hourly gross load or maximum hourly gross steam load (percent)</b>
1	0-10
2	>10-20
3	>20-30
4	>30-40
5	>40-50
6	>50-60
7	>60-70
8	>70-80
9	>80-90
10	>90

2.2.2 Beginning with the first hour of unit operation after installation and certification of the flow monitor or the NO<sub>x</sub>-diluent continuous emission monitoring system (or a NO<sub>x</sub> concentration monitoring system used to determine NO<sub>x</sub> mass emissions, as defined in §75.71(a)(2)), for each hour of unit operation record a number, 1 through 10, (or 1 through 20 for flow at common stacks) that identifies the operating load range corresponding to the integrated hourly gross load of the unit(s) recorded for each unit operating hour.

2.2.3 Beginning with the first hour of unit operation after installation and certification of the flow monitor or the NO<sub>x</sub>-diluent continuous emission monitoring system (or a NO<sub>x</sub> concentration monitoring system used to determine NO<sub>x</sub> mass emissions, as defined in §75.71(a)(2)) and continuing thereafter, the data acquisition and handling system must be capable of calculating and recording the following information for each unit operating hour of missing flow or NO<sub>x</sub> data within each identified load range during the shorter of: (a) the previous 2,160 quality-assured monitor operating hours (on a rolling basis), or (b) all previous quality-assured monitor operating hours.

2.2.3.1 Average of the hourly flow rates reported by a flow monitor, in scfh.

2.2.3.2 The 90th percentile value of hourly flow rates, in scfh.

2.2.3.3 The 95th percentile value of hourly flow rates, in scfh.

2.2.3.4 The maximum value of hourly flow rates, in scfh.

2.2.3.5 Average of the hourly NO<sub>x</sub> emission rate, in lb/mmBtu, reported by a NO<sub>x</sub> continuous emission monitoring system.

2.2.3.6 The 90th percentile value of hourly NO<sub>x</sub> emission rates, in lb/mmBtu.

2.2.3.7 The 95th percentile value of hourly NO<sub>x</sub> emission rates, in lb/mmBtu.

2.2.3.8 The maximum value of hourly NO<sub>x</sub> emission rates, in lb/mmBtu.

2.2.3.9 Average of the hourly NO<sub>x</sub> pollutant concentrations, in ppm, reported by a NO<sub>x</sub> concentration monitoring system used to determine NO<sub>x</sub> mass emissions, as defined in §75.71(a)(2).

2.2.3.10 The 90th percentile value of hourly NO<sub>x</sub> pollutant concentration, in ppm.

2.2.3.11 The 95th percentile value of hourly NO<sub>x</sub> pollutant concentration, in ppm.

2.2.3.12 The maximum value of hourly NO<sub>x</sub> pollutant concentration, in ppm.

2.2.4 Calculate all monitor or continuous emission monitoring system data averages, maximum values, and percentile values determined by this procedure using bias adjusted values in the load ranges.

2.2.5 When a bias adjustment is necessary for the flow monitor and/or the NO<sub>x</sub>-diluent continuous emission monitoring system (and/or the NO<sub>x</sub> concentration monitoring system used to determine NO<sub>x</sub> mass emissions, as defined in §75.71(a)(2)), apply the adjustment factor to all monitor or continuous emission monitoring system data values placed in the load ranges.

2.2.6 Use the calculated monitor or monitoring system data averages, maximum values, and percentile values to substitute for missing flow rate and NO<sub>x</sub> emission rate data (and where applicable, NO<sub>x</sub> concentration data) according to the procedures in subpart D of this part.

### 3. NON-LOAD-BASED PROCEDURE FOR MISSING FLOW RATE, NO<sub>x</sub> CONCENTRATION, AND NO<sub>x</sub> EMISSION RATE DATA (OPTIONAL)

#### 3.1 *Applicability*

For affected units that do not produce electrical output in megawatts or thermal output in klb/hr of steam, this procedure may be used in accordance with the provisions of this part to provide substitute data for volumetric flow rate (scfh), NO<sub>x</sub> emission rate (in lb/mmBtu) from NO<sub>x</sub>-diluent continuous emission monitoring systems, and NO<sub>x</sub> concentration data (in ppm) from NO<sub>x</sub> concentration monitoring systems used to determine NO<sub>x</sub> mass emissions.

#### 3.2 *Procedure*

3.2.1 For each monitored parameter (flow rate, NO<sub>x</sub> emission rate, or NO<sub>x</sub> concentration), establish at least two, but no more than ten operational bins, corresponding to various operating conditions and parameters (or combinations of these) that affect volumetric flow rate or NO<sub>x</sub> emissions. Include a complete description of each operational bin in the hardcopy portion of the monitoring plan required under §75.53(e)(2), identifying the unique combination of parameters and operating conditions associated with the bin and explaining the relationship between these parameters and conditions and the magnitude of the stack gas flow rate or NO<sub>x</sub> emissions. Assign a unique number, 1 through 10, to each operational bin. Examples of conditions and parameters that may be used to define

operational bins include unit heat input, type of fuel combusted, specific stages of an industrial process, or (for common stacks), the particular combination of units that are in operation.

3.2.2 In the electronic quarterly report required under §75.64, indicate for each hour of unit operation the operational bin associated with the NO<sub>x</sub> or flow rate data, by recording the number assigned to the bin under section 3.2.1 of this appendix.

3.2.3 The data acquisition and handling system must be capable of properly identifying and recording the operational bin number for each unit operating hour. The DAHS must also be capable of calculating and recording the following information (as applicable) for each unit operating hour of missing flow or NO<sub>x</sub> data within each identified operational bin during the shorter of:

- (a) The previous 2,160 quality-assured monitor operating hours (on a rolling basis), or
- (b) All previous quality-assured monitor operating hours in the previous 3 years:

3.2.3.1 Average of the hourly flow rates reported by a flow monitor (scfh).

3.2.3.2 The 90th percentile value of hourly flow rates (scfh).

3.2.3.3 The 95th percentile value of hourly flow rates (scfh).

3.2.3.4 The maximum value of hourly flow rates (scfh).

3.2.3.5 Average of the hourly NO<sub>x</sub> emission rates, in lb/mmBtu, reported by a NO<sub>x</sub>-diluent continuous emission monitoring system.

3.2.3.6 The 90th percentile value of hourly NO<sub>x</sub> emission rates (lb/mmBtu).

3.2.3.7 The 95th percentile value of hourly NO<sub>x</sub> emission rates (lb/mmBtu).

3.2.3.8 The maximum value of hourly NO<sub>x</sub> emission rates, in (lb/mmBtu).

3.2.3.9 Average of the hourly NO<sub>x</sub> pollutant concentrations (ppm), reported by a NO<sub>x</sub> concentration monitoring system used to determine NO<sub>x</sub> mass emissions, as defined in §75.71(a)(2).

3.2.3.10 The 90th percentile value of hourly NO<sub>x</sub> pollutant concentration (ppm).

3.2.3.11 The 95th percentile value of hourly NO<sub>x</sub> pollutant concentration (ppm).

3.2.3.12 The maximum value of hourly NO<sub>x</sub> pollutant concentration (ppm).

3.2.4 When a bias adjustment is necessary for the flow monitor and/or the NO<sub>x</sub>-diluent continuous emission monitoring system (and/or the NO<sub>x</sub> concentration monitoring system), apply the bias adjustment factor to all data values placed in the operational bins.

3.2.5 Calculate all CEMS data averages, maximum values, and percentile values determined by this procedure using bias-adjusted values.

3.2.6 Use the calculated monitor or monitoring system data averages, maximum values, and percentile values to substitute for missing flow rate and NO<sub>x</sub> emission rate data (and where applicable, NO<sub>x</sub> concentration data) according to the procedures in subpart D of this part.

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## Appendix D to Part 75—Optional SO<sub>2</sub> Emissions Data Protocol for Gas-Fired and Oil-Fired Units

### 1. APPLICABILITY

1.1 This protocol may be used in lieu of continuous SO<sub>2</sub> pollutant concentration and flow monitors for the purpose of determining hourly SO<sub>2</sub> mass emissions and heat input from: gas-fired units, as defined in §72.2 of this chapter, or oil-fired units, as defined in §72.2 of this chapter. Section 2.1 of this appendix provides procedures for measuring oil or gaseous fuel flow using a fuel flowmeter, section 2.2 of this appendix provides procedures for conducting oil sampling and analysis to determine sulfur content and gross calorific value (GCV) of fuel oil, and section 2.3 of this appendix provides procedures for determining the sulfur content and GCV of gaseous fuels.

1.2 Pursuant to the procedures in §75.20, complete all testing requirements to certify use of this protocol in lieu of a flow monitor and an SO<sub>2</sub> continuous emission monitoring system. Complete all testing requirements no later than the applicable deadline specified in §75.4. Apply to the Administrator for initial certification to use this protocol no later than 45 days after the completion of all certification tests.

### 2. PROCEDURE

#### 2.1 Fuel Flowmeter Measurements

For each hour when the unit is combusting fuel, measure and record the flow rate of fuel combusted by the unit, except as provided in section 2.1.4 of this appendix. Measure the flow rate of fuel with an in-line fuel flowmeter, and automatically record the data with a data acquisition and handling system, except as provided in section 2.1.4 of this appendix.

2.1.1 Measure the flow rate of each fuel entering and being combusted by the unit. If, on an annual basis, more than 5.0 percent of the fuel from the main pipe is diverted from the unit without being burned and that diversion occurs downstream of the fuel flowmeter, an additional in-line fuel flowmeter is required to account for the unburned fuel. In this case, record the flow rate of each fuel combusted by the unit as the difference between the flow measured in the pipe leading to the unit and the flow in the pipe diverting fuel away from the unit. However, the additional fuel flowmeter is not required if, on an annual basis, the total amount of fuel diverted away from the unit, expressed as a percentage of the total annual fuel usage by the unit is demonstrated to be less than or equal to 5.0 percent. The owner or operator may make this demonstration in the following manner:

2.1.1.1 For existing units with fuel usage data from fuel flowmeters, if data are submitted from a previous year demonstrating that the total diverted yearly fuel does not exceed 5% of the total fuel used; or

2.1.1.2 For new units which do not have historical data, if a letter is submitted signed by the designated representative certifying that, in the future, the diverted fuel will not exceed 5.0% of the total annual fuel usage; or

2.1.1.3 By using a method approved by the Administrator under §75.66(d).

2.1.2 Install and use fuel flowmeters meeting the requirements of this appendix in a pipe going to each unit, or install and use a fuel flowmeter in a common pipe header (as defined in §72.2). However, the use of a fuel flowmeter in a common pipe header and the provisions of sections 2.1.2.1 and 2.1.2.2 of this appendix shall not apply to any unit that is using the provisions of subpart H of this part to monitor, record, and report NO<sub>x</sub> mass emissions under a State or federal NO<sub>x</sub> mass emission reduction program, unless both of the following are true: all of the units served by the common pipe are affected units, and all of the units have similar efficiencies. When a fuel flowmeter is installed in a common pipe header, proceed as follows:

2.1.2.1 Measure the fuel flow rate in the common pipe, and combine SO<sub>2</sub> mass emissions (Acid Rain Program units only) for the affected units for recordkeeping and compliance purposes; and

2.1.2.2 Apportion the heat input rate measured at the common pipe to the individual units, using Equation F-21a, F-21b, or F-21d in appendix F to this part.

2.1.3 For a gas-fired unit or an oil-fired unit that continuously or frequently combusts a supplemental fuel for flame stabilization or safety purposes, measure the flow rate of the supplemental fuel with a fuel flowmeter meeting the requirements of this appendix.

#### 2.1.4 Situations in Which Certified Flowmeter is Not Required

##### 2.1.4.1 Start-up or Ignition Fuel

For an oil-fired unit that uses gas solely for start-up or burner ignition, a gas-fired unit that uses oil solely for start-up or burner ignition, or an oil-fired unit that uses a different grade of oil solely for start-up or burner ignition, a fuel flowmeter for the start-up fuel is permitted but not required. Estimate the volume of oil combusted for each start-up or ignition either by using a fuel flowmeter or by using the dimensions of the storage container and measuring the depth of the fuel in the storage container before and after each start-up or ignition. A fuel flowmeter used solely for start-up or ignition fuel is not subject to the calibration requirements of sections 2.1.5 and 2.1.6 of this appendix. Gas combusted solely for start-up or burner ignition does not need to be measured separately.

##### 2.1.4.2 Gas or Oil Flowmeter Used for Commercial Billing

A gas or oil flowmeter used for commercial billing of natural gas or oil may be used to measure, record, and report hourly fuel flow rate. A gas or oil flowmeter used for commercial billing of natural gas or oil is not required to meet the certification requirements of section 2.1.5 of this appendix or the quality assurance requirements of section 2.1.6 of this appendix under the following circumstances:

(a) The gas or oil flowmeter is used for commercial billing under a contract, provided that the company providing the gas or oil under the contract and each unit combusting the gas or oil do not have any common owners and are not owned by subsidiaries or affiliates of the same company;

(b) The designated representative reports hourly records of gas or oil flow rate, heat input rate, and emissions due to combustion of natural gas or oil;

(c) The designated representative also reports hourly records of heat input rate for each unit, if the gas or oil flowmeter is on a common pipe header, consistent with section 2.1.2 of this appendix;

(d) The designated representative reports hourly records directly from the gas or oil flowmeter used for commercial billing if these records are the values used, without adjustment, for commercial billing, or reports hourly records using the missing data procedures of section 2.4 of this appendix if these records are not the values used, without adjustment, for commercial billing; and

(e) The designated representative identifies the gas or oil flowmeter in the unit's monitoring plan.

##### 2.1.4.3 Emergency Fuel

The designated representative of a unit that is restricted by its Federal, State or local permit to combusting a particular fuel only during emergencies where the primary fuel is not available is exempt from certifying a fuel flowmeter for use during combustion of the emergency fuel. During any hour in which the emergency fuel is combusted, report the hourly heat input to be the maximum rated heat input of the unit for the fuel. Use the maximum potential sulfur content for the fuel (from Table D-6 of this appendix) and the fuel flow rate

corresponding to the maximum hourly heat input to calculate the hourly SO<sub>2</sub> mass emission rate, using Equations D-2 through D-4 (as applicable). Alternatively, if a certified fuel flowmeter is available for the emergency fuel, you may use the measured hourly fuel flow rates in the calculations. Also, if daily samples or weekly composite samples (fuel oil, only) of the fuel's total sulfur content, GCV, and (if applicable) density are taken during the combustion of the emergency fuel, as described in section 2.2 or 2.3 of this appendix, the sample results may be used to calculate the hourly SO<sub>2</sub> emissions and heat input rates, in lieu of using maximum potential values. The designated representative shall also provide notice under §75.61(a)(6) for each period when the emergency fuel is combusted.

### 2.1.5 Initial Certification Requirement for all Fuel Flowmeters

For the purposes of initial certification, each fuel flowmeter used to meet the requirements of this protocol shall meet a flowmeter accuracy of 2.0 percent of the upper range value (i.e. maximum fuel flow rate measurable by the flowmeter) across the range of fuel flow rate to be measured at the unit. Flowmeter accuracy may be determined under section 2.1.5.1 of this appendix for initial certification in any of the following ways (as applicable): by design (orifice, nozzle, and venturi-type flowmeters, only) or by measurement under laboratory conditions; by the manufacturer; by an independent laboratory; or by the owner or operator. Flowmeter accuracy may also be determined under section 2.1.5.2 of this appendix by in-line comparison against a reference flowmeter.

2.1.5.1 Use the procedures in the following standards to verify flowmeter accuracy or design, as appropriate to the type of flowmeter: ASME MFC-3M-2004, Measurement of Fluid Flow in Pipes Using Orifice, Nozzle, and Venturi; ASME MFC-4M-1986 (Reaffirmed 1997), Measurement of Gas Flow by Turbine Meters; American Gas Association Report No. 3, Orifice Metering of Natural Gas and Other Related Hydrocarbon Fluids Part 1: General Equations and Uncertainty Guidelines (October 1990 Edition), Part 2: Specification and Installation Requirements (February 1991 Edition), and Part 3: Natural Gas Applications (August 1992 edition) (excluding the modified flow-calculation method in part 3); Section 8, Calibration from American Gas Association Transmission Measurement Committee Report No. 7: Measurement of Gas by Turbine Meters (Second Revision, April 1996); ASME-MFC-5M-1985 (Reaffirmed 1994), Measurement of Liquid Flow in Closed Conduits Using Transit-Time Ultrasonic Flowmeters; ASME MFC-6M-1998, Measurement of Fluid Flow in Pipes Using Vortex Flowmeters; ASME MFC-7M-1987 (Reaffirmed 1992), Measurement of Gas Flow by Means of Critical Flow Venturi Nozzles; ISO 8316: 1987(E) Measurement of Liquid Flow in Closed Conduits—Method by Collection of the Liquid in a Volumetric Tank; American Petroleum Institute (API) Manual of Petroleum Measurement Standards, Chapter 4—Proving Systems, Section 2—Pipe Provers (Provers Accumulating at Least 10,000 Pulses), Second Edition, March 2001, Section 3—Small Volume Provers, First Edition, July 1988, Reaffirmed October 1993, and Section 5—Master-Meter Provers, Second Edition, May 2000; American Petroleum Institute (API) Manual of Petroleum Measurement Standards, Chapter 22—Testing Protocol, Section 2—Differential Pressure Flow Measurement Devices, First Edition, August 2005; or ASME MFC-9M-1988 (Reaffirmed 2001), Measurement of Liquid Flow in Closed Conduits by Weighing Method, for all other flowmeter types (all incorporated by reference under §75.6 of this part). The Administrator may also approve other procedures that use equipment traceable to National Institute of Standards and Technology standards. Document such procedures, the equipment used, and the accuracy of the procedures in the monitoring plan for the unit, and submit a petition signed by the designated representative under §75.66(c). If the flowmeter accuracy exceeds 2.0 percent of the upper range value, the flowmeter does not qualify for use under this part.

2.1.5.2 (a) Alternatively, determine the flowmeter accuracy of a fuel flowmeter used for the purposes of this part by comparing it to the measured flow from a reference flowmeter which has been either designed according to the specifications of American Gas Association Report No. 3 or ASME MFC-3M-1989, as cited in section 2.1.5.1 of this appendix, or tested for accuracy during the previous 365 days, using a standard listed in section 2.1.5.1 of this appendix or other procedure approved by the Administrator under §75.66 (all standards incorporated by reference under §75.6). Any secondary elements, such as pressure and temperature transmitters, must be calibrated immediately prior to the comparison. Perform the comparison over a period of no more than seven consecutive unit operating days. Compare the average of three fuel flow rate readings over 20 minutes or longer for each meter at each of three different flow rate levels. The three flow rate levels shall correspond to:

- (1) Normal full unit operating load,

- (2) Normal minimum unit operating load,
- (3) A load point approximately equally spaced between the full and minimum unit operating loads, and
- (b) Calculate the flowmeter accuracy at each of the three flow levels using the following equation:

$$ACC = \frac{|R - A|}{URV} \times 100 \quad (Eq. D-1)$$

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Where:

ACC = Flowmeter accuracy at a particular load level, as a percentage of the upper range value.

R = Average of the three flow measurements of the reference flowmeter.

A = Average of the three measurements of the flowmeter being tested.

URV = Upper range value of fuel flowmeter being tested (i.e. maximum measurable flow).

(c) Notwithstanding the requirement for calibration of the reference flowmeter within 365 days prior to an accuracy test, when an in-place reference meter or prover is used for quality assurance under section 2.1.6 of this appendix, the reference meter calibration requirement may be waived if, during the previous in-place accuracy test with that reference meter, the reference flowmeter and the flowmeter being tested agreed to within  $\pm 1.0$  percent of each other at all levels tested. This exception to calibration and flowmeter accuracy testing requirements for the reference flowmeter shall apply for periods of no longer than five consecutive years (i.e., 20 consecutive calendar quarters).

2.1.5.3 If the flowmeter accuracy exceeds the specification in section 2.1.5 of this appendix, the flowmeter does not qualify for use for this appendix. Either recalibrate the flowmeter until the flowmeter accuracy is within the performance specification, or replace the flowmeter with another one that is demonstrated to meet the performance specification. Substitute for fuel flow rate using the missing data procedures in section 2.4.2 of this appendix until quality-assured fuel flow data become available.

2.1.5.4 For purposes of initial certification, when a flowmeter is tested against a reference fuel flow rate (i.e., fuel flow rate from another fuel flowmeter under section 2.1.5.2 of this appendix or flow rate from a procedure performed according to a standard incorporated by reference under section 2.1.5.1 of this appendix), report the results of flowmeter accuracy tests in a manner consistent with Table D-1.

**TABLE D-1—TABLE OF FLOWMETER ACCURACY RESULTS**

Test number: _____ Test completion date <sup>1</sup> : _____ Test completion time <sup>1</sup> : _____					
Reinstallation date <sup>2</sup> (for testing under 2.1.5.1 only): _____ Reinstallation time <sup>2</sup> : _____					
Unit or pipe ID:			Component/System ID:		
Flowmeter serial number:			Upper range value:		
Units of measure for flowmeter and reference flow readings:					
Measurement level	Run	Time of run	Candidate	Reference flow	Percent

(percent of URV)	No.	(HHMM)	flowmeter reading	reading	accuracy (percent of URV)
Low (Minimum) level	1				
__ percent <sup>3</sup> of URV	2				
	3				
	Average				
Mid-level	1				
__ percent <sup>3</sup> of URV	2				
	3				
	Average				
High (Maximum) level	1				
__ percent <sup>3</sup> of URV	2				
	3				
	Average				

<sup>1</sup>Report the date, hour, and minute that all test runs were completed.

<sup>2</sup>For laboratory tests not performed inline, report the date and hour that the fuel flowmeter was reinstalled following the test.

<sup>3</sup>It is required to test at least at three different levels: (1) normal full unit operating load, (2) normal minimum unit operating load, and (3) a load point approximately equally spaced between the full and minimum unit operating loads.

#### 2.1.6 Quality Assurance

(a) Test the accuracy of each fuel flowmeter prior to use under this part and at least once every four fuel flowmeter QA operating quarters, as defined in §72.2 of this chapter, thereafter. Notwithstanding these requirements, no more than 20 successive calendar quarters shall elapse after the quarter in which a fuel flowmeter was last tested for accuracy without a subsequent flowmeter accuracy test having been conducted. Test the flowmeter accuracy more frequently if required by manufacturer specifications.

(b) Except for orifice-, nozzle-, and venturi-type flowmeters, perform the required flowmeter accuracy testing using the procedures in either section 2.1.5.1 or section 2.1.5.2 of this appendix. Each fuel flowmeter must meet the accuracy specification in section 2.1.5 of this appendix.

(c) For orifice-, nozzle-, and venturi-type flowmeters, either perform the required flowmeter accuracy testing using the procedures in section 2.1.5.2 of this appendix or perform a transmitter accuracy test for the initial certification and once every four fuel flowmeter QA operating quarters thereafter. Perform a primary element visual inspection for the initial certification and once every 12 calendar quarters thereafter, according to the procedures in sections 2.1.6.1 through 2.1.6.4 of this appendix for periodic quality assurance.



(d) Notwithstanding the requirements of this section, if the procedures of section 2.1.7 (fuel flow-to-load test) of this appendix are performed during each fuel flowmeter QA operating quarter, subsequent to a required flowmeter accuracy test or (if applicable) transmitter accuracy test and primary element inspection, those procedures may be used to meet the requirement for periodic quality assurance testing for a period of up to 20 calendar quarters from the previous accuracy test or (if applicable) transmitter accuracy test and primary element inspection.

(e) When accuracy testing of the orifice, nozzle, or venturi meter is performed according to section 2.1.5.2 of this appendix, record the information displayed in Table D-1 in this section. At a minimum, record the overall accuracy results for the fuel flowmeter at the three flow rate levels specified in section 2.1.5.2 of this appendix.

(f) Report the results of all fuel flowmeter accuracy tests, transmitter or transducer accuracy tests, and primary element inspections, as applicable, in the emissions report for the quarter in which the quality assurance tests are performed, using the electronic format specified by the Administrator under §75.64.

#### 2.1.6.1 Transmitter or Transducer Accuracy Test for Orifice-, Nozzle-, and Venturi-Type Flowmeters

(a) Calibrate the differential pressure transmitter or transducer, static pressure transmitter or transducer, and temperature transmitter or transducer, as applicable, using equipment that has a current certificate of traceability to NIST standards. Check the calibration of each transmitter or transducer by comparing its readings to that of the NIST traceable equipment at least once at each of the following levels: the zero-level and at least two other upscale levels (e.g., “mid” and “high”), such that the full range of transmitter or transducer readings corresponding to normal unit operation is represented. For temperature transmitters, the zero and upscale levels may correspond to fixed reference points, such as the freezing point or boiling point of water.

(b) Calculate the accuracy of each transmitter or transducer at each level tested, using the following equation:

$$ACC = \frac{|R - T|}{FS} \times 100 \quad (Eq. D-1a)$$

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Where:

ACC = Accuracy of the transmitter or transducer as a percentage of full-scale.

R = Reading of the NIST traceable reference value (in milliamperes, inches of water, psi, or degrees).

T = Reading of the transmitter or transducer being tested (in milliamperes, inches of water, psi, or degrees, consistent with the units of measure of the NIST traceable reference value).

FS = Full-scale range of the transmitter or transducer being tested (in milliamperes, inches of water, psi, or degrees, consistent with the units of measure of the NIST traceable reference value).

(c) If each transmitter or transducer meets an accuracy of 1.0 percent of its full-scale range at each level tested, the fuel flowmeter accuracy of 2.0 percent is considered to be met at all levels. If, however, one or more of the transmitters or transducers does not meet an accuracy of 1.0 percent of full-scale at a particular level, then the owner or operator may demonstrate that the fuel flowmeter meets the total accuracy specification of 2.0 percent at that level by using one of the following alternative methods. If, at a particular level, the sum of the individual accuracies of the three transducers is less than or equal to 4.0 percent, the fuel flowmeter accuracy specification of 2.0 percent is considered to be met for that level. Or, if at a particular level, the total fuel flowmeter accuracy is 2.0 percent or less, when calculated in accordance with Part 1 of American Gas Association Report No. 3, General Equations and Uncertainty Guidelines, the flowmeter accuracy requirement is considered to be met for that level.

#### 2.1.6.2 Recordkeeping for Transmitter or Transducer Accuracy Results

(a) Record the accuracy of the orifice, nozzle, or venturi meter or its individual transmitters or transducers and keep this information in a file at the site or other location suitable for inspection.

**TABLE D-2—TABLE OF FLOWMETER TRANSMITTER OR TRANSDUCER ACCURACY RESULTS**

Test number: _____ Test completion date: _____ Unit or pipe ID: _____						
Flowmeter serial number: _____			Component/System ID: _____			
Full-scale value: _____		Units of measure: <sup>3</sup> _____				
Transducer/Transmitter Type (check one):						
___ Differential Pressure						
___ Static Pressure						
___ Temperature						
Measurement level (percent of full-scale)	Run number (if multiple runs) <sup>2</sup>	Run time (HHMM)	Transmitter/transducer input (pre-calibration)	Expected transmitter/transducer output (reference)	Actual transmitter/transducer output <sup>3</sup>	Percent accuracy (percent of full-scale)
Low (Minimum) level						
___ percent of full-scale						
Mid-level						
___ percent of full-scale						
(If tested at more than 3 levels)						
2nd Mid-level						
___ percent of						

full-scale						
(If tested at more than 3 levels)						
3rd Mid-level						
— percent of full-scale						
High (Maximum) level						
— percent of full-scale						

<sup>1</sup>At a minimum, it is required to test at zero-level and at least two other levels across the range of the transmitter or transducer readings corresponding to normal unit operation.

<sup>2</sup>It is required to test at least once at each level.

<sup>3</sup>Use the same units of measure for all readings (e.g., use degrees (°), inches of water (in H<sub>2</sub>O), pounds per square inch (psi), or milliamperes (ma) for both transmitter or transducer readings and reference readings).

(b)-(c) [Reserved]

#### 2.1.6.3 Failure of Transducer(s) or Transmitter(s)

If, during a transmitter or transducer accuracy test conducted according to section 2.1.6.1 of this appendix, the flowmeter accuracy specification of 2.0 percent is not met at any of the levels tested, repair or replace transmitter(s) or transducer(s) as necessary until the flowmeter accuracy specification has been achieved at all levels. (Note that only transmitters or transducers which are repaired or replaced need to be re-tested; however, the re-testing is required at all three measurement levels, to ensure that the flowmeter accuracy specification is met at each level). The fuel flowmeter is “out-of-control” and data from the flowmeter are considered invalid, beginning with the date and hour of the failed accuracy test and continuing until the date and hour of completion of a successful transmitter or transducer accuracy test at all levels. In addition, if, during normal operation of the fuel flowmeter, one or more transmitters or transducers malfunction, data from the fuel flowmeter shall be considered invalid from the hour of the transmitter or transducer failure until the hour of completion of a successful 3-level transmitter or transducer accuracy test. During fuel flowmeter out-of-control periods, provide data from another fuel flowmeter that meets the requirements of §75.20(d) and section 2.1.5 of this appendix, or substitute for fuel flow rate using the missing data procedures in section 2.4.2 of this appendix. Record and report test data and results, consistent with sections 2.1.6.1 and 2.1.6.2 of this appendix and §75.59.

#### 2.1.6.4 Primary Element Inspection

(a) Conduct a visual inspection of the orifice, nozzle, or venturi meter at least once every twelve calendar quarters. Notwithstanding this requirement, the procedures of section 2.1.7 of this appendix may be used to reduce the inspection frequency of the orifice, nozzle, or venturi meter to at least once every twenty calendar quarters. The inspection may be performed using a baroscope. If the visual inspection is failed (if the orifice, nozzle, or venturi meter has become damaged or corroded), then:

(1) Replace the primary element with another primary element meeting the requirements of American Gas Association Report No. 3 or ASME MFC-3M-1989, as cited in section 2.1.5.1 of this appendix (both standards incorporated by reference under §75.6). If the primary element size is changed, also calibrate the transmitters or transducers, consistent with the new primary element size;

(2) Replace the primary element with another primary element, and demonstrate that the overall flowmeter accuracy meets the accuracy specification in section 2.1.5 of this appendix, using the procedures of section 2.1.5.2 of this appendix; or

(3) Restore the damaged or corroded primary element to “as new” condition; determine the overall accuracy of the flowmeter, using either the specifications of American Gas Association Report No. 3 or ASME MFC-3M-1989, as cited in section 2.1.5.1 of this appendix (both standards incorporated by reference under §75.6); and retest the transmitters or transducers prior to providing quality-assured data from the flowmeter.

(b) Data from the fuel flowmeter are considered invalid, beginning with the date and hour of a failed visual inspection and continuing until the date and hour when:

(1) The damaged or corroded primary element is replaced with another primary element meeting the requirements of American Gas Association Report No. 3 or ASME MFC-3M-1989, as cited in section 2.1.5.1 of this appendix (both standards incorporated by reference under §75.6) and, if applicable, the transmitters have been successfully recalibrated;

(2) The damaged or corroded primary element is replaced, and the overall accuracy of the flowmeter is demonstrated to meet the accuracy specification in section 2.1.5 of this appendix, using the procedures of section 2.1.5.2 of this appendix; or

(3) The restored primary element is installed to meet the requirements of American Gas Association Report No. 3 or ASME MFC-3M-1989, as cited in section 2.1.5.1 of this appendix (both standards incorporated by reference under §75.6) and its transmitters or transducers are retested to meet the accuracy specification in section 2.1.6.1 of this appendix.

(c) During each period of invalid fuel flowmeter data described in paragraph (b) of this section, provide data from another fuel flowmeter that meets the requirements of §75.20(d) and section 2.1.5 of this appendix, or substitute for fuel flow rate using the missing data procedures in section 2.4.2 of this appendix.

#### 2.1.7 Fuel Flow-to-Load Quality Assurance Testing for Certified Fuel Flowmeters

The procedures of this section may be used as an optional supplement to the quality assurance procedures in section 2.1.5.1, 2.1.5.2, 2.1.6.1, or 2.1.6.4 of this appendix when conducting periodic quality assurance testing of a certified fuel flowmeter. Note, however, that these procedures may not be used unless the 168-hour baseline data requirement of section 2.1.7.1 of this appendix has been met. If, following a flowmeter accuracy test or (if applicable) a flowmeter transmitter test and primary element inspection, the procedures of this section are performed during each subsequent fuel flowmeter QA operating quarter, as defined in §72.2 of this chapter (excluding the quarter(s) in which the baseline data are collected), then these procedures may be used to meet the requirement for periodic quality assurance for a period of up to 20 calendar quarters from the previous periodic quality assurance procedure(s) performed according to sections 2.1.5.1, 2.1.5.2, or 2.1.6.1 through 2.1.6.4 of this appendix. The procedures of this section are not required for any quarter in which a flowmeter accuracy test or (if applicable) a transmitter accuracy test and a primary element inspection, are conducted. Notwithstanding the requirements of

§75.57(a), when using the procedures of this section, keep records of the test data and results from the previous flowmeter accuracy test under section 2.1.5.1 or 2.1.5.2 of this appendix, records of the test data and results from the previous transmitter or transducer accuracy test under section 2.1.6.1 of this appendix for orifice-, nozzle-, and venturi-type fuel flowmeters, and records of the previous visual inspection of the primary element required under section 2.1.6.4 of this appendix for orifice-, nozzle-, and venturi-type fuel flowmeters until the next flowmeter accuracy test, transmitter accuracy test, or visual inspection is performed, even if the previous flowmeter accuracy test, transmitter accuracy test, or visual inspection was performed more than three years previously.

#### 2.1.7.1 Baseline Flow Rate-to-Load Ratio or Heat Input-to-Load Ratio

(a) Determine  $R_{\text{base}}$ , the baseline value of the ratio of fuel flow rate to unit load, following each successful periodic quality assurance procedure performed according to sections 2.1.5.1, 2.1.5.2, or 2.1.6.1 and 2.1.6.4 of this appendix. Establish a baseline period of data consisting, at a minimum, of 168 hours of quality-assured fuel flowmeter data. Baseline data collection shall begin with the first hour of fuel flowmeter operation following completion of the most recent quality assurance procedure(s), during which only the fuel measured by the fuel flowmeter is combusted (e.g., only gas, only residual oil, or only diesel fuel is combusted by the unit). During the baseline data collection period, the owner or operator may exclude as non-representative any hour in which the unit is “ramping” up or down, (i.e., the load during the hour differs by more than 15.0 percent from the load in the previous or subsequent hour) and may exclude any hour in which the unit load is in the lower 25.0 percent of the range of operation, as defined in section 6.5.2.1 of appendix A to this part (unless operation in this lower 25.0 percent of the range is considered normal for the unit). The baseline data must be obtained no later than the end of the fourth calendar quarter following the calendar quarter of the most recent quality assurance procedure for that fuel flowmeter. For orifice-, nozzle-, and venturi-type fuel flowmeters, if the fuel flow-to-load ratio is to be used as a supplement both to the transmitter accuracy test under section 2.1.6.1 of this appendix and to primary element inspections under section 2.1.6.4 of this appendix, then the baseline data must be obtained after both procedures are completed and no later than the end of the fourth calendar quarter following the calendar quarter in which both procedures were completed. From these 168 (or more) hours of baseline data, calculate the baseline fuel flow rate-to-load ratio as follows:

$$R_{\text{base}} = \frac{Q_{\text{base}}}{L_{\text{avg}}} \quad (\text{Eq. D-1b})$$

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where:

$R_{\text{base}}$  = Value of the fuel flow rate-to-load ratio during the baseline period; 100 scfh/MWe, 100 scfh/klb per hour steam load, or 100 scfh/mmBtu per hour thermal output for gas-firing; (lb/hr)/MWe, (lb/hr)/klb per hour steam load, or (lb/hr)/mmBtu per hour thermal output for oil-firing.

$Q_{\text{base}}$  = Arithmetic average fuel flow rate measured by the fuel flowmeter during the baseline period, 100 scfh for gas-firing and lb/hr for oil-firing.

$L_{\text{avg}}$  = Arithmetic average unit load during the baseline period, megawatts, 1000 lb/hr of steam, or mmBtu/hr thermal output.

(b) In Equation D-1b, for a fuel flowmeter installed on a common pipe header,  $L_{\text{avg}}$  is the sum of the operating loads of all units that received fuel through the common pipe header during the baseline period, divided by the total number of hours of fuel flow rate data collected during the baseline period. For a unit that receives the same type of fuel through multiple pipes,  $Q_{\text{base}}$  is the sum of the fuel flow rates during the baseline period from all of the pipes, divided by the total number of hours of fuel flow rate data collected during the baseline period. Round off the value of  $R_{\text{base}}$  to the nearest tenth.

(c) Alternatively, a baseline value of the gross heat rate (GHR) may be determined in lieu of  $R_{\text{base}}$ . The baseline value of the GHR,  $\text{GHR}_{\text{base}}$ , shall be determined as follows:

$$(\text{GHR})_{\text{base}} = \frac{(\text{Heat Input})_{\text{avg}}}{L_{\text{avg}}} \times 1000 \quad (\text{Eq. D-1c})$$

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Where:

$(\text{GHR})_{\text{base}}$  = Baseline value of the gross heat rate during the baseline period, Btu/kwh, Btu/lb steam load, or 1000mmBtu heat input/mmBtu thermal output.

$(\text{Heat Input})_{\text{avg}}$  = Average (mean) hourly heat input rate recorded by the fuel flowmeter during the baseline period, as determined using the average fuel flow rate and the fuel GCV in the applicable equation in appendix F to this part, mmBtu/hr.

$L_{\text{avg}}$  = Average (mean) unit load during the baseline period, megawatts, 1000 lb/hr of steam, or mmBtu/hr thermal output.

(d) Report the current value of  $R_{\text{base}}$  (or  $\text{GHR}_{\text{base}}$ ) and the completion date of the associated quality assurance procedure in each electronic quarterly report required under §75.64.

(e) If a unit co-fires different fuels (*e.g.*, oil and natural gas) as its normal mode of operation, the gross heat rate option in paragraph (c) of this section may be used to determine a value of  $(\text{GHR})_{\text{base}}$ , as follows. Derive the baseline data during co-fired hours. Then, use Equation D-1c to calculate  $(\text{GHR})_{\text{base}}$ , making sure that each hourly unit heat input rate used to calculate  $(\text{Heat Input})_{\text{avg}}$  includes the contribution of each type of fuel.

#### 2.1.7.2 Data Preparation and Analysis

(a) Evaluate the fuel flow rate-to-load ratio (or GHR) for each fuel flowmeter QA operating quarter, as defined in §72.2 of this chapter. At the end of each fuel flowmeter QA operating quarter, use Equation D-1d in this appendix to calculate  $R_h$ , the hourly fuel flow-to-load ratio, for every quality-assured hourly average fuel flow rate obtained with a certified fuel flowmeter. Alternatively, the owner or operator may exclude non-representative hours from the data analysis, as described in section 2.1.7.3 of this appendix, prior to calculating the values of  $R_h$ .

$$R_h = \frac{Q_h}{L_h} \quad (\text{Eq. D-1d})$$

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where:

$R_h$  = Hourly value of the fuel flow rate-to-load ratio; 100 scfh/MWe, (lb/hr)/MWe, 100 scfh/1000 lb/hr of steam load, (lb/hr)/1000 lb/hr of steam load, 100 scfh/(mmBtu/hr of steam load), or (lb/hr)/(mmBtu/hr thermal output).

$Q_h$  = Hourly fuel flow rate, as measured by the fuel flowmeter, 100 scfh for gas-firing or lb/hr for oil-firing.

$L_h$  = Hourly unit load, megawatts, 1000 lb/hr of steam, or mmBtu/hr thermal output.

(b) For a fuel flowmeter installed on a common pipe header,  $L_h$  shall be the sum of the hourly operating loads of all units that receive fuel through the common pipe header. For a unit that receives the same type of fuel through

multiple pipes,  $Q_h$  will be the sum of the fuel flow rates from all of the pipes. Round off each value of  $R_h$  to the nearest tenth.

(c) Alternatively, calculate the hourly gross heat rates (GHR) in lieu of the hourly flow-to-load ratios. If this option is selected, calculate each hourly GHR value as follows:

$$(GHR)_h = \frac{(\text{Heat Input})_h}{L_h} \times 1000 \quad (\text{Eq. D-1e})$$

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Where:

$(GHR)_h$  = Hourly value of the gross heat rate, Btu/kwh, Btu/lb steam load, or mmBtu heat input/mmBtu thermal output.

$(\text{Heat Input})_h$  = Hourly heat input rate, as determined using the hourly fuel flow rate and the fuel GCV in the applicable equation in appendix F to this part, mmBtu/hr.

$L_h$  = Hourly unit load, megawatts, 1000 lb/hr of steam, or mmBtu/hr thermal output.

(d) Evaluate the calculated flow rate-to-load ratios (or gross heat rates) as follows.

(1) Perform a separate data analysis for each fuel flowmeter system following the procedures of this section. Base each analysis on a minimum of 168 hours of data. If, for a particular fuel flowmeter system, fewer than 168 hourly flow-to-load ratios (or GHR values) are available, or, if the baseline data collection period is still in progress at the end of the quarter and fewer than four calendar quarters have elapsed since the quarter in which the last successful fuel flowmeter system accuracy test was performed, a flow-to-load (or GHR) evaluation is not required for that flowmeter system for that calendar quarter. A one-quarter extension of the deadline for the next fuel flowmeter system accuracy test may be claimed for a quarter in which there is insufficient hourly data available to analyze or a quarter that ends with the baseline data collection period still in progress.

(2) For a unit that normally co-fires different types of fuel (e.g., oil and natural gas), include the contribution of each type of fuel in the value of  $(\text{Heat Input})_h$ , when using Equation D-1e.

(e) For each hourly flow-to-load ratio or GHR value, calculate the percentage difference (percent  $D_h$ ) from the baseline fuel flow-to-load ratio using Equation D-1f.

$$\%D_h = \frac{|R_{\text{base}} - R_h|}{R_{\text{base}}} \times 100 \quad (\text{Eq. D-1f})$$

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Where:

$\%D_h$  = Absolute value of the percentage difference between the hourly fuel flow rate-to-load ratio and the baseline value of the fuel flow rate-to-load ratio (or hourly and baseline GHR).

$R_h$  = The hourly fuel flow rate-to-load ratio (or GHR).

$R_{\text{base}}$  = The value of the fuel flow rate-to-load ratio (or GHR) from the baseline period, determined in accordance with section 2.1.7.1 of this appendix.

(f) Consistently use  $R_{\text{base}}$  and  $R_h$  in Equation D-1f if the fuel flow-to-load ratio is being evaluated, and consistently use  $(\text{GHR})_{\text{base}}$  and  $(\text{GHR})_h$  in Equation D-1f if the gross heat rate is being evaluated.

(g) Next, determine the arithmetic average of all of the hourly percent difference (percent  $D_h$ ) values using Equation D-1g, as follows:

$$E_f = \sum_{h=1}^q \frac{\%D_h}{q} \quad (\text{Eq. D-1g})$$

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Where:

$E_f$  = Quarterly average percentage difference between hourly flow rate-to-load ratios and the baseline value of the fuel flow rate-to-load ratio (or hourly and baseline GHR).

$\%D_h$  = Percentage difference between the hourly fuel flow rate-to-load ratio and the baseline value of the fuel flow rate-to-load ratio (or hourly and baseline GHR).

$q$  = Number of hours used in fuel flow-to-load (or GHR) evaluation.

(h) When the quarterly average load value used in the data analysis is greater than 50 MWe (or 500 klb steam per hour), the results of a quarterly fuel flow rate-to-load (or GHR) evaluation are acceptable and no further action is required if the quarterly average percentage difference ( $E_f$ ) is no greater than 10.0 percent. When the arithmetic average of the hourly load values used in the data analysis is  $\leq 50$  MWe (or 500 klb steam per hour), the results of the analysis are acceptable if the value of  $E_f$  is no greater than 15.0 percent. For units that normally co-fire different types of fuel, if the GHR option is used, apply the test results to each fuel flowmeter system used during the quarter.

### 2.1.7.3 Optional Data Exclusions

(a) If  $E_f$  is outside the limits in section 2.1.7.2(h) of this appendix, the owner or operator may re-examine the hourly fuel flow rate-to-load ratios (or GHRs) that were used for the data analysis and may identify and exclude fuel flow-to-load ratios or GHR values for any non-representative hours, provided that such data exclusions were not previously made under section 2.1.7.2(a) of this appendix. Specifically, the  $R_h$  or  $(\text{GHR})_h$  values for the following hours may be considered non-representative:

(1) For units that do not normally co-fire fuels, any hour in which the unit combusted another fuel in addition to the fuel measured by the fuel flowmeter being tested; or

(2) Any hour for which the load differed by more than  $\pm 15.0$  percent from the load during either the preceding hour or the subsequent hour; or

(3) For units that normally co-fire different fuels, any hour in which the unit burned only one type of fuel; or

(4) Any hour for which the unit load was in the lower 25.0 percent of the range of operation, as defined in section 6.5.2.1 of appendix A to this part (unless operation in the lower 25.0 percent of the range is considered normal for the unit).

(b) After identifying and excluding all non-representative hourly fuel flow-to-load ratios or GHR values, analyze the quarterly fuel flow rate-to-load data a second time. If fewer than 168 hourly fuel flow-to-load ratio or GHR values remain after the allowable data exclusions, a fuel flow-to-load ratio or GHR analysis is not required for that quarter, and a one-quarter extension of the fuel flowmeter accuracy test deadline may be claimed.



#### 2.1.7.4 Consequences of Failed Fuel Flow-to-Load Ratio Test

(a) If  $E_f$  is outside the applicable limit in section 2.1.7.2(h) of this appendix (after analysis using any optional data exclusions under section 2.1.7.3 of this appendix), perform transmitter accuracy tests according to section 2.1.6.1 of this appendix for orifice-, nozzle-, and venturi-type flowmeters, or perform a fuel flowmeter accuracy test, in accordance with section 2.1.5.1 or 2.1.5.2 of this appendix, for each fuel flowmeter for which  $E_f$  is outside of the applicable limit. In addition, for an orifice-, nozzle-, or venturi-type fuel flowmeter, repeat the fuel flow-to-load ratio comparison of section 2.1.7.2 of this appendix using six to twelve hours of data following a passed transmitter accuracy test in order to verify that no significant corrosion has affected the primary element. If, for the abbreviated 6-to-12 hour test, the orifice-, nozzle-, or venturi-type fuel flowmeter is not able to meet the limit in section 2.1.7.2 of this appendix, then perform a visual inspection of the primary element according to section 2.1.6.4 of this appendix, and repair or replace the primary element, as necessary.

(b) Substitute for fuel flow rate, for any hour when that fuel is combusted, using the missing data procedures in section 2.4.2 of this appendix, beginning with the first hour of the calendar quarter following the quarter for which  $E_f$  was found to be outside the applicable limit and continuing until quality-assured fuel flow data become available. Following a failed flow rate-to-load or GHR evaluation, data from the flowmeter shall not be considered quality-assured until the hour in which all required flowmeter accuracy tests, transmitter accuracy tests, visual inspections and diagnostic tests have been passed. Additionally, a new value of  $R_{\text{base}}$  or  $(\text{GHR})_{\text{base}}$  shall be established no later than two fuel flowmeter QA operating quarters (as defined in §72.2 of this chapter) after the quarter in which the required quality assurance tests are completed (note that for orifice-, nozzle-, or venturi-type fuel flowmeters, establish a new value of  $R_{\text{base}}$  or  $(\text{GHR})_{\text{base}}$  only if both a transmitter accuracy test and a primary element inspection have been performed).

#### 2.1.7.5 Test Results

Report the results of each quarterly flow rate-to-load (or GHR) evaluation, as determined from Equation D-1g, in the electronic quarterly report required under §75.64. Table D-3 is provided as a reference on the type of information to be recorded under §75.59 and reported under §75.64.

TABLE D-3—BASELINE INFORMATION AND TEST RESULTS FOR FUEL FLOW-TO-LOAD TEST

Plant name: _____ State: _____ ORIS code: _____	
Unit/pipe ID #: _____ Fuel flowmeter system ID : _____ Calendar quarter (1st, 2nd, 3rd, 4th) and year: _____	
Range of operation: _____ to _____ MWe or klb steam/hr (indicate units)	
Reported Data Elements	
Baseline period	Quarterly analysis
Completion date and time of most recent QA sequence, i.e., primary element inspection and transmitter calibration (orifice-, nozzle-, and venturi-type flowmeters only). _/_/ _ :_:	Number of hours excluded from quarterly average due to co-firing different fuels (where co-firing is not normal operation): _____ hrs.
Completion date and time of most recent flowmeter or accuracy test (all other flowmeters) _/_/ _ :_:	Number of hours excluded from quarterly average due to single-fuel combustion (where co-firing is normal operation): _____ hrs.
Beginning date and time of baseline period _/_/ _ :_:	Number of hours excluded from quarterly average due to ramping load: _____ hrs.
End date and time of baseline period _/_/ _ :_:	Number of hours in the lower 25.0 percent of the range of operation excluded from quarterly average: _____ hrs.
Average fuel flow rate _____ (100 scfh for gas and lb/hr for oil)	Number of hours included in quarterly average: _____ hrs.
	Quarterly percentage difference between hourly ratios and baseline ratio: _____ percent.
Average load; _____ (MWe or 1000 lb steam/hr)	Test result: pass, fail.
Baseline fuel flow-to-load ratio _____ Units of fuel flow-to-load: _____	
Baseline GHR: _____ Units of fuel flow-to-load: _____	
Number of hours excluded from baseline ratio or GHR due to ramping load: _____	
Number of hours in the lower 25.0 percent of the range of operation excluded from baseline ratio or GHR: _____ hrs.	

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## 2.2 Oil Sampling and Analysis

Perform sampling and analysis of oil to determine the following fuel properties for each type of oil combusted by a unit: percentage of sulfur by weight in the oil; gross calorific value (GCV) of the oil; and, if necessary, the density of the oil. Use the sulfur content, density, and gross calorific value, determined under the provisions of this section, to calculate SO<sub>2</sub> mass emission rate and heat input rate for each fuel using the applicable procedures of section 3 of this appendix. The designated representative may petition for reduced GCV and or density sampling under §75.66 if the fuel combusted has a consistent and relatively non-variable GCV or density.

TABLE D-4. -- OIL SAMPLING METHODS AND SULFUR, DENSITY AND GROSS CALORIFIC VALUE USED IN CALCULATIONS

Parameter	Sampling technique/frequency	Value used in calculations (except for missing data hours)
Oil Sulfur Content	Daily manual sampling	1. Highest sulfur content from previous 30 daily samples; or 2. Actual daily value.
	Flow proportional/weekly composite	Actual measured value.
	In storage tank (after addition of fuel to tank)	1. Actual measured value; or 2. Highest of all sampled values in previous calendar year, unless a higher sample value is obtained; <sup>1</sup> or 3. Maximum value allowed by contract, unless a higher sample value is obtained <sup>1</sup>
	As delivered (in delivery truck or barge). <sup>1</sup>	1. Highest of all sampled values in previous calendar year, unless a higher sample value is obtained; <sup>1</sup> or 2. Maximum value allowed by contract, unless a higher sample value is obtained <sup>1</sup>
Oil Density	Daily manual sampling	1. Use the highest density from the previous 30 daily samples; or 2. Actual measured value.
	Flow proportional/weekly composite	Actual measured value.
	In storage tank (after addition of fuel to tank)	1. Actual measured value; or 2. Highest of all sampled values in previous calendar year, unless a higher sample value is obtained; <sup>1</sup> or 3. Maximum value allowed by contract, unless a higher sample value is obtained <sup>1</sup>
	As delivered (in delivery truck or barge). <sup>1</sup>	1. Highest of all sampled values in previous calendar year, unless a higher sample value is obtained; <sup>1</sup> or 2. Maximum value allowed by contract, unless a higher sample value is obtained <sup>1</sup>
Oil GCV	Daily manual sampling	1. Highest fuel GCV from the previous 30 daily samples; or 2. Actual measured value.
	Flow proportional/weekly composite	Actual measured value.
	In storage tank (after addition of fuel to tank)	1. Actual measured value; or 2. Highest of all sampled values in previous calendar year, unless a higher sample value is obtained; <sup>1</sup> or 3. Maximum value allowed by contract, unless a higher sample value is obtained <sup>1</sup>
	As delivered (in delivery truck or barge). <sup>1</sup>	1. Highest of all sampled values in previous calendar year, unless a higher sample value is obtained; <sup>1</sup> or 2. Maximum value allowed by contract, unless a higher sample value is obtained <sup>1</sup>

<sup>1</sup> Assumed values may only be used if sulfur content, gross calorific value, or density of each sample is no greater than the assumed value used to calculate emissions or heat input. If a higher sample value is obtained, use the results of that sample analysis as the new assumed value.

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2.2.1 When combusting oil, use one of the following methods to sample the oil (see Table D-4): sample from the storage tank for the unit after each addition of oil to the storage tank, in accordance with section 2.2.4.2 of this appendix; or sample from the fuel lot in the shipment tank or container upon receipt of each oil delivery or from the fuel lot in the oil supplier's storage container, in accordance with section 2.2.4.3 of this appendix; or use the flow proportional sampling methodology in section 2.2.3 of this appendix; or use the daily manual sampling methodology in section 2.2.4.1 of this appendix. For purposes of this appendix, a fuel lot of oil is the mass or volume of product oil from one source (supplier or pretreatment facility), intended as one shipment or delivery (e.g., ship load, barge load, group of trucks, discrete purchase of diesel fuel through pipeline, etc.). A storage tank is a container at a plant

holding oil that is actually combusted by the unit, such that no blending of any other fuel with the fuel in the storage tank occurs from the time that the fuel lot is transferred to the storage tank to the time when the fuel is combusted in the unit.

#### 2.2.2 [Reserved]

#### 2.2.3 Flow Proportional Sampling

Conduct flow proportional oil sampling or continuous drip oil sampling in accordance with ASTM D4177-95 (Reapproved 2000), "Standard Practice for Automatic Sampling of Petroleum and Petroleum Products" (incorporated by reference under §75.6), every day the unit is combusting oil. Extract oil at least once every hour and blend into a composite sample. The sample compositing period may not exceed 7 calendar days (168 hrs). Use the actual sulfur content (and where density data are required, the actual density) from the composite sample to calculate the hourly SO<sub>2</sub> mass emission rates for each operating day represented by the composite sample. Calculate the hourly heat input rates for each operating day represented by the composite sample, using the actual gross calorific value from the composite sample.

#### 2.2.4 Manual Sampling

##### 2.2.4.1 Daily Samples

Representative oil samples may be taken from the storage tank or fuel flow line manually every day that the unit combusts oil according to ASTM ASTM D4057-95 (Reapproved 2000), Standard Practice for Manual Sampling of Petroleum and Petroleum Products (incorporated by reference under §75.6 of this part). Use either the actual daily sulfur content or the highest fuel sulfur content recorded at that unit from the most recent 30 daily samples for the purpose of calculating SO<sub>2</sub> emissions under section 3 of this appendix. Use either the gross calorific value measured from that day's sample or the highest GCV from the previous 30 days' samples to calculate heat input. If oil supplies with different sulfur contents are combusted on the same day, sample the highest sulfur fuel combusted that day.

##### 2.2.4.2 Sampling From a Unit's Storage Tank

Take a manual sample after each addition of oil to the storage tank. Do not blend additional fuel with the sampled fuel prior to combustion. Sample according to the single tank composite sampling procedure or all-levels sampling procedure in ASTM ASTM D4057-95 (Reapproved 2000), Standard Practice for Manual Sampling of Petroleum and Petroleum Products (incorporated by reference under §75.6 of this part). Use the sulfur content and GCV value (and where required, the density) of either the most recent sample or one of the conservative assumed values described in section 2.2.4.3(c) of this appendix to calculate SO<sub>2</sub> mass emission rate. Calculate heat input rate using the gross calorific value from either:

(a) The most recent oil sample taken or

(b) One of the conservative assumed values described in section 2.2.4.3(c) of this appendix. Follow the applicable provisions in section 2.2.4.3(d) of this appendix, regarding the use of assumed values.

##### 2.2.4.3 Sampling From Each Delivery

(a) Alternatively, an oil sample may be taken from—

(1) The shipment tank or container upon receipt of each lot of fuel oil or

(2) The supplier's storage container which holds the lot of fuel oil. (Note: a supplier need only sample the storage container once for sulfur content, GCV and, where required, the density so long as the fuel sulfur content and GCV do not change and no fuel is added to the supplier's storage container.)

(b) For the purpose of this section, a lot is defined as a shipment or delivery (e.g., ship load, barge load, group of trucks, discrete purchase of diesel fuel through a pipeline, etc.) of a single fuel.

(c) Oil sampling may be performed either by the owner or operator of an affected unit, an outside laboratory, or a fuel supplier, provided that samples are representative and that sampling is performed according to either the single tank composite sampling procedure or the all-levels sampling procedure in ASTM D4057-95 (Reapproved 2000), Standard Practice for Manual Sampling of Petroleum and Petroleum Products (incorporated by reference under §75.6 of this part). Except as otherwise provided in this section, calculate SO<sub>2</sub> mass emission rate using the sulfur content (and where required, the density) from one of the two following conservative assumed values, and calculate heat input using the gross calorific value from one of the assumed values:

(1) The highest value sampled during the previous calendar year (this option is allowed for any consistent fuel which comes from a single source whether or not the fuel is supplied under a contractual agreement) or

(2) The maximum value indicated in the contract with the fuel supplier. Continue to use this assumed contract value unless and until the actual sampled sulfur content, density, or gross calorific value of a delivery exceeds the assumed value.

(d) Continue using the assumed value(s), so long as the sample results do not exceed the assumed value(s). However, if the actual sampled sulfur content, gross calorific value, or density of an oil sample is greater than the assumed value for that parameter, then, consistent with section 2.3.7 of this appendix, begin to use the actual sampled value for sulfur content, gross calorific value, or density of fuel to calculate SO<sub>2</sub> mass emission rate or heat input rate. Consider the sampled value to be the new assumed sulfur content, gross calorific value, or density. Continue using this new assumed value to calculate SO<sub>2</sub> mass emission rate or heat input rate unless and until: it is superseded by a higher value from an oil sample; or (if applicable) it is superseded by a new contract in which case the new contract value becomes the assumed value at the time the fuel specified under the new contract begins to be combusted in the unit; or (if applicable) both the calendar year in which the sampled value exceeded the assumed value and the subsequent calendar year have elapsed.

2.2.5 For each oil sample that is taken on-site at the affected facility, split and label the sample and maintain a portion (at least 200 cc) of it throughout the calendar year and in all cases for not less than 90 calendar days after the end of the calendar year allowance accounting period. This requirement does not apply to oil samples taken from the fuel supplier's storage container, as described in section 2.2.4.3 of this appendix. Analyze oil samples for percent sulfur content by weight in accordance with ASTM D129-00, Standard Test Method for Sulfur in Petroleum Products (General Bomb Method), ASTM D1552-01, Standard Test Method for Sulfur in Petroleum Products (High-Temperature Method), ASTM D2622-98, Standard Test Method for Sulfur in Petroleum Products by Wavelength Dispersive X-ray Fluorescence Spectrometry, ASTM D4294-98, Standard Test Method for Sulfur in Petroleum and Petroleum Products by Energy-Dispersive X-ray Fluorescence Spectrometry, or ASTM D5453-06, Standard Test Method for Determination of Total Sulfur in Light Hydrocarbons, Spark Ignition Engine Fuel, Diesel Engine Fuel, and Engine Oil by Ultraviolet Fluorescence (all incorporated by reference under §75.6 of this part). Alternatively, the oil samples may be analyzed for percent sulfur by any consensus standard method prescribed for the affected unit under part 60 of this chapter.

2.2.6 Where the flowmeter records volumetric flow rate rather than mass flow rate, analyze oil samples to determine the density or specific gravity of the oil. Determine the density or specific gravity of the oil sample in accordance with ASTM D287-92 (Reapproved 2000), Standard Test Method for API Gravity of Crude Petroleum and Petroleum Products (Hydrometer Method), ASTM D1217-93 (Reapproved 1998), Standard Test Method for Density and Relative Density (Specific Gravity) of Liquids by Bingham Pycnometer, ASTM D1481-93 (Reapproved 1997), Standard Test Method for Density and Relative Density (Specific Gravity) of Viscous Materials by Lipkin Bicapillary Pycnometer, ASTM D1480-93 (Reapproved 1997), Standard Test Method for Density and Relative Density (Specific Gravity) of Viscous Materials by Bingham Pycnometer, ASTM D1298-99, Standard Test Method for Density, Relative Density (Specific Gravity), or API Gravity of Crude Petroleum and Liquid Petroleum Products by Hydrometer Method, or ASTM D4052-96 (Reapproved 2002), Standard Test Method for Density and Relative Density of Liquids by Digital Density Meter (all incorporated by reference under §75.6 of this part).

Alternatively, the oil samples may be analyzed for density or specific gravity by any consensus standard method prescribed for the affected unit under part 60 of this chapter.

2.2.7 Analyze oil samples to determine the heat content of the fuel. Determine oil heat content in accordance with ASTM D240-00, ASTM D4809-00, ASTM D5865-01a, or D5865-10 (all incorporated by reference under §75.6) or any other procedures listed in section 5.5 of appendix F of this part. Alternatively, the oil samples may be analyzed for heat content by any consensus standard method prescribed for the affected unit under part 60 of this chapter.

2.2.8 Results from the oil sample analysis must be available no later than thirty calendar days after the sample is composited or taken. However, during an audit, the Administrator may require that the results of the analysis be available as soon as practicable, and no later than 5 business days after receipt of a request from the Administrator.

### *2.3 SO<sub>2</sub> Emissions From Combustion of Gaseous Fuels*

(a) Account for the hourly SO<sub>2</sub> mass emissions due to combustion of gaseous fuels for each hour when gaseous fuels are combusted by the unit using the procedures in this section.

(b) The procedures in sections 2.3.1 and 2.3.2 of this appendix, respectively, may be used to determine SO<sub>2</sub> mass emissions from combustion of pipeline natural gas and natural gas, as defined in §72.2 of this chapter. The procedures in section 2.3.3 of this appendix may be used to account for SO<sub>2</sub> mass emissions from any gaseous fuel combusted by a unit. For each type of gaseous fuel, the appropriate sampling frequency and the sulfur content and GCV values used for calculations of SO<sub>2</sub> mass emission rates are summarized in the following Table D-5.

TABLE D-5. -- GAS SULFUR AND GCV VALUES USED IN CALCULATIONS FOR VARIOUS FUEL TYPES

Parameter	Fuel type and sampling frequency	Value used in calculations (except for missing data hours)
Gas Total Sulfur Content	<p>Pipeline Natural Gas with total sulfur content less than or equal to 0.5 grains/100scf</p> <p>* Sampling is not required if a valid contract or tariff sheet is used to qualify.</p> <p>* If fuel sampling and analysis is used to qualify, sample annually and whenever the fuel supply source changes.</p>	<ol style="list-style-type: none"> <li>1. If a contract or tariff sheet is used to qualify, use 0.0006 lb/mmBtu</li> <li>2. If fuel sampling and analysis is used to qualify, use 0.0006 lb/mmBtu, provided that the results of the required annual samples do not exceed 0.5 grains/100 scf of total sulfur. If the results of an annual sample exceed 0.5 grains/100 scf, re-classify the fuel as appropriate and determine the SO<sub>2</sub> emission rate to be used in the calculations, using the applicable procedures in section 2.3.2 or 2.3.3 of this appendix</li> </ol>
	<p>Natural Gas with total sulfur content less than or equal to 20.0 grains /100scf</p> <p>* Sampling is not required if a valid contract or tariff sheet is used to qualify.</p> <p>* If fuel sampling and analysis is used to qualify, sample annually and whenever the fuel supply source changes.</p>	<p>Default SO<sub>2</sub> emission rate calculated from Eq. D-1h, using either:</p> <ol style="list-style-type: none"> <li>1. The maximum total sulfur content specified in the fuel contract or tariff sheet, if a contract or tariff sheet is used to qualify; or</li> <li>2. The total sulfur content, based on the most recent fuel sampling and analysis. If multiple samples are taken, the results may be averaged before using Equation D-1h.</li> </ol>
	<p>Any gaseous fuel transmitted by pipeline, having a "low sulfur variability", as shown under section 2.3.6 of this appendix.</p> <p>* Either sample daily or, if Eq. D-1h is used to calculate a default SO<sub>2</sub> emission rate, sample annually.</p>	<p>* If daily sampling is performed, use either:</p> <ol style="list-style-type: none"> <li>1. Actual value from the daily sample; or</li> <li>2. Highest value from previous 30 samples.</li> </ol> <p>* If the option to use Eq. D-1h is selected, use a default SO<sub>2</sub> emission rate, calculated using the higher of:</p> <ol style="list-style-type: none"> <li>1. The 90<sup>th</sup> percentile value of the total sulfur content, obtained in the 720-hr demonstration under section 2.3.6; or</li> <li>2. The actual total sulfur content from the most recent annual sample. If multiple samples are taken, the results may be averaged before using Equation D-1h.</li> </ol>

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Parameter	Fuel type and sampling frequency	Value used in calculations (except for missing data hours)
	Any gaseous fuel transmitted by pipeline, having a maximum total sulfur content $\leq 20$ grains/100 scf and "high sulfur variability", as shown under section 2.3.6 of this appendix.  * Either sample hourly or, if Eq. D-1h is used to calculate a default SO <sub>2</sub> emission rate, sample annually.	* If hourly sampling is performed, use the actual hourly value  * If the option to use Eq. D-1h is selected, use a default SO <sub>2</sub> emission rate, calculated using the higher of:  1. The maximum value of the total sulfur content, obtained in the 720-hr demonstration under section 2.3.6; or  2. The actual total sulfur content from the most recent annual sample. If multiple samples are taken, the results may be averaged before using Equation D-1h.
	Any gaseous fuel transmitted by pipeline, having a maximum total sulfur content $> 20$ grains/100 scf and "high sulfur variability", as shown under section 2.3.6 of this appendix.  * Sample hourly	Actual hourly sulfur content of the gas
	Any gaseous fuel delivered in shipments or lots  * Sample each lot or shipment.	1. Actual total sulfur content from most recent shipment; or 2. Highest total sulfur content from previous year's samples, unless a higher value is obtained in a sample <sup>1</sup> ; or 3. Maximum total sulfur content value allowed by contract, unless a higher value is obtained in a sample. <sup>1</sup>
Gas GCV	Pipeline Natural Gas  * Sample monthly	1. GCV from most recent monthly sample (with $\geq 48$ operating hours in the month); 2. Maximum GCV from contract, unless a higher value is obtained in a monthly sample; <sup>1</sup> or 3. Highest GCV from previous year's samples, unless a higher value is obtained in a monthly sample. <sup>1</sup>
	Natural Gas  * Sample monthly	1. GCV from most recent monthly sample (with $\geq 48$ operating hours in the month); 2. Maximum GCV from contract <sup>1</sup> or 3. Highest GCV from previous year's samples. <sup>1</sup>
	Any gaseous fuel delivered in shipments or lots  * Sample each lot or shipment	1. Actual GCV from most recent shipment or lot; 2. Highest GCV from previous year's samples, unless a higher value is obtained in a sample; <sup>1</sup> or 3. Maximum GCV value allowed by contract, unless a higher value is obtained in a sample. <sup>1</sup>

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Parameter	Fuel type and sampling frequency	Value used in calculations (except for missing data hours)
	Any gaseous fuel transmitted by pipeline and having a demonstrated "low GCV variability" using the provisions of section 2.3.5  * Sample monthly	1. GCV from most recent monthly sample (with $\geq 48$ operating hours in the month); or 2. Highest GCV from previous year's samples, unless a higher value is obtained in a monthly sample. <sup>1</sup>
	Any gaseous fuel not demonstrated to have a "low GCV variability" under section 2.3.5  * Sample daily or hourly. (Note that the use of an on-line GCV calorimeter or gas chromatograph is allowed).	Actual daily or hourly GCV of the gas.

<sup>1</sup> Assumed sulfur content and GCV values (i.e., contract values or highest values from previous year) may only continue to be used if the sulfur content or GCV of each sample is no greater than the assumed value used to calculate SO<sub>2</sub> emissions or heat input. If a higher sample value is obtained, use the results of that sample analysis as the new assumed value.

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### 2.3.1 Pipeline Natural Gas Combustion

The owner or operator may determine the SO<sub>2</sub> mass emissions from the combustion of a fuel that meets the definition of pipeline natural gas, in §72.2 of this chapter, using the procedures of this section.

#### 2.3.1.1 SO<sub>2</sub> Emission Rate

For a fuel that meets the definition of pipeline natural gas under §72.2 of this chapter, the owner or operator may determine the SO<sub>2</sub> mass emissions using either a default SO<sub>2</sub> emission rate of 0.0006 lb/mmBtu and the procedures of this section, the procedures in section 2.3.2 for natural gas, or the procedures of section 2.3.3 for any gaseous fuel. For each affected unit using the default rate of 0.0006 lb/mmBtu, the owner or operator must document that the fuel combusted is actually pipeline natural gas, using the procedures in section 2.3.1.4 of this appendix.

#### 2.3.1.2 Hourly Heat Input Rate

Calculate hourly heat input rate, in mmBtu/hr, for a unit combusting pipeline natural gas, using the procedures of section 3.4.1 of this appendix. Use the measured fuel flow rate from section 2.1 of this appendix and the gross calorific value from section 2.3.4.1 of this appendix in the calculations.

#### 2.3.1.3 SO<sub>2</sub> Hourly Mass Emission Rate and Hourly Mass Emissions

For pipeline natural gas combustion, calculate the SO<sub>2</sub> mass emission rate, in lb/hr, using Equation D-5 in section 3.3.2 of this appendix (when the default SO<sub>2</sub> emission rate is used) or Equation D-4 (if daily or hourly fuel sampling is used). Then, use the calculated SO<sub>2</sub> mass emission rate and the unit operating time to determine the hourly SO<sub>2</sub> mass emissions from pipeline natural gas combustion, in lb, using Equation D-12 in section 3.5.1 of this appendix.

#### 2.3.1.4 Documentation that a Fuel is Pipeline Natural Gas

(a) A fuel may initially qualify as pipeline natural gas, if information is provided in the monitoring plan required under §75.53, demonstrating that the definition of pipeline natural gas in §72.2 of this chapter has been met. The information must demonstrate that the fuel meets either the percent methane or GCV requirement and has a

total sulfur content of 0.5 grains/100scf or less. The demonstration must be made using one of the following sources of information:

(1) The gas quality characteristics specified by a purchase contract, tariff sheet, or by a pipeline transportation contract; or

(2) Historical fuel sampling data for the previous 12 months, documenting the total sulfur content of the fuel and the GCV and/or percentage by volume of methane. The results of all sample analyses obtained by or provided to the owner or operator in the previous 12 months shall be used in the demonstration, and each sample result must meet the definition of pipeline natural gas in §72.2 of this chapter, except where the results of at least 100 daily (or more frequent) total sulfur samples are provided by the fuel supplier. In that case you may opt to convert these data to monthly averages and then if, for each month, the average total sulfur content is 0.5 grains/100 scf or less, and if the GCV or percent methane requirement is also met, the fuel qualifies as pipeline natural gas. Alternatively, the fuel qualifies as pipeline natural gas if  $\geq 98$  percent of the 100 (or more) samples have a total sulfur content of 0.5 grains/100 scf or less and if the GCV or percent methane requirement is also met; or

(3) If the requirements of paragraphs (a)(1) and (a)(2) of this section cannot be met, a fuel may initially qualify as pipeline natural gas if at least one representative sample of the fuel is obtained and analyzed for total sulfur content and for either the gross calorific value (GCV) or percent methane, and the results of the sample analysis show that the fuel meets the definition of pipeline natural gas in §72.2 of this chapter. Use the sampling methods specified in sections 2.3.3.1.2 and 2.3.4 of this appendix. The required fuel sample may be obtained and analyzed by the owner or operator, by an independent laboratory, or by the fuel supplier. If multiple samples are taken, each sample must meet the definition of pipeline natural gas in §72.2 of this chapter.

(b) If the results of the fuel sampling under paragraph (a)(2) or (a)(3) of this section show that the fuel does not meet the definition of pipeline natural gas in §72.2 of this chapter, but those results are believed to be anomalous, the owner or operator may document the reasons for believing this in the monitoring plan for the unit, and may immediately perform additional sampling. In such cases, a minimum of three additional samples must be obtained and analyzed, and the results of each sample analysis must meet the definition of pipeline natural gas.

(c) If several affected units are supplied by a common source of gaseous fuel, a single sampling result may be applied to all of the units and it is not necessary to obtain a separate sample for each unit, provided that the composition of the fuel is not altered by blending or mixing it with other gaseous fuel(s) when it is transported from the sampling location to the affected units. For the purposes of this paragraph, the term “other gaseous fuel(s)” excludes compounds such as mercaptans when they are added in trace quantities for safety reasons.

(d) If the results of fuel sampling and analysis under paragraph (a)(2), (a)(3), or (b) of this section show that the fuel does not qualify as pipeline natural gas, proceed as follows:

(1) If the fuel still qualifies as natural gas under section 2.3.2.4 of this appendix, re-classify the fuel as natural gas and determine the appropriate default SO<sub>2</sub> emission rate for the fuel, according to section 2.3.2.1.1 of this appendix; or

(2) If the fuel does not qualify either as pipeline natural gas or natural gas, re-classify the fuel as “other gaseous fuel” and implement the procedures of section 2.3.3 of this appendix, within 180 days of the end of the quarter in which the disqualifying sample was taken. In addition, the owner or operator shall use Equation D-1h in this appendix to calculate a default SO<sub>2</sub> emission rate for the fuel, based on the results of the sample analysis that exceeded 20 grains/100 scf of total sulfur, and shall use that default emission rate to report SO<sub>2</sub> mass emissions under this part until section 2.3.3 of this appendix has been fully implemented.

(e) If a fuel qualifies as pipeline natural gas based on the specifications in a fuel contract or tariff sheet, no additional, on-going sampling of the fuel's total sulfur content is required, provided that the contract or tariff sheet is current, valid and representative of the fuel combusted in the unit. If the fuel qualifies as pipeline natural gas based on fuel sampling and analysis, on-going sampling of the fuel's sulfur content is required annually and whenever the

fuel supply source changes. For the purposes of this paragraph (e), sampling “annually” means that at least one sample is taken in each calendar year. If the results of at least 100 daily (or more frequent) total sulfur samples have been provided by the fuel supplier since the last annual assessment of the fuel’s sulfur content, the data may be used as follows to satisfy the annual sampling requirement for the current year. If this option is chosen, all of the data provided by the fuel supplier shall be used. First, convert the data to monthly averages. Then, if, for each month, the average total sulfur content is 0.5 grains/100 scf or less, and if the GCV or percent methane requirement is also met, the fuel qualifies as pipeline natural gas. Alternatively, the fuel qualifies as pipeline natural gas if the analysis of the 100 (or more) total sulfur samples since the last annual assessment shows that  $\geq 98$  percent of the samples have a total sulfur content of 0.5 grains/100 scf or less and if the GCV or percent methane requirement is also met. The effective date of the annual total sulfur sampling requirement is January 1, 2003.

(f) On-going sampling of the GCV of the pipeline natural gas is required under section 2.3.4.1 of this appendix.

(g) For units that are required to monitor and report  $\text{NO}_x$  mass emissions and heat input under subpart H of this part, but which are not affected units under the Acid Rain Program, the owner or operator is exempted from the requirements in paragraphs (a) and (e) of this section to document the total sulfur content of the pipeline natural gas.

### 2.3.2 Natural Gas Combustion

The owner or operator may determine the  $\text{SO}_2$  mass emissions from the combustion of a fuel that meets the definition of natural gas, in §72.2 of this chapter, using the procedures of this section.

#### 2.3.2.1 $\text{SO}_2$ Emission Rate

The owner or operator may account for  $\text{SO}_2$  emissions either by using a default  $\text{SO}_2$  emission rate, as determined under section 2.3.2.1.1 of this appendix, or by daily sampling of the gas sulfur content using the procedures of section 2.3.3 of this appendix. For each affected unit using a default  $\text{SO}_2$  emission rate, the owner or operator must provide documentation that the fuel combusted is actually natural gas according to the procedures in section 2.3.2.4 of this appendix.

2.3.2.1.1 In lieu of daily sampling of the sulfur content of the natural gas, the owner or operator may either use the total sulfur content specified in a contract or tariff sheet as the  $\text{SO}_2$  default emission rate or may calculate the default  $\text{SO}_2$  emission rate based on fuel sampling results, using Equation D-1h. In Equation D-1h, the total sulfur content and GCV values shall be determined in accordance with Table D-5 of this appendix. Round off the calculated  $\text{SO}_2$  default emission rate to the nearest 0.0001 lb/mmBtu.

$$ER = \left[ \frac{2.0}{7000} \right] \times [10^6] \times \left[ \frac{S_{total}}{GCV} \right] \quad (Eq. D-1h)$$

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Where:

ER = Default  $\text{SO}_2$  emission rate for natural gas combustion, lb/mmBtu.

$S_{total}$  = Total sulfur content of the natural gas, gr/100scf.

GCV = Gross calorific value of the natural gas, Btu/100scf.

7000 = Conversion of grains/100scf to lb/100scf.

2.0 = Ratio of lb  $\text{SO}_2$ /lb S.

10<sup>6</sup> = Conversion factor (Btu/mmBtu).

#### 2.3.2.1.2 [Reserved]

#### 2.3.2.2 Hourly Heat Input Rate

Calculate hourly heat input rate for natural gas combustion, in mmBtu/hr, using the procedures in section 3.4.1 of this appendix. Use the measured fuel flow rate from section 2.1 of this appendix and the gross calorific value from section 2.3.4.2 of this appendix in the calculations.

#### 2.3.2.3 SO<sub>2</sub> Mass Emission Rate and Hourly Mass Emissions

For natural gas combustion, calculate the SO<sub>2</sub> mass emission rate, in lb/hr, using Equation D-5 in section 3.3.2 of this appendix, when the default SO<sub>2</sub> emission rate is used. Then, use the calculated SO<sub>2</sub> mass emission rate and the unit operating time to determine the hourly SO<sub>2</sub> mass emissions from natural gas combustion, in lb, using Equation D-12 in section 3.5.1 of this appendix.

#### 2.3.2.4 Documentation that a Fuel Is Natural Gas

(a) A fuel may initially qualify as natural gas, if information is provided in the monitoring plan required under §75.53, demonstrating that the definition of natural gas in §72.2 of this chapter has been met. The information must demonstrate that the fuel meets either the percent methane or GCV requirement and has a total sulfur content of 20.0 grains/100 scf or less. This demonstration must be made using one of the following sources of information:

(1) The gas quality characteristics specified by a purchase contract, tariff sheet, or by a transportation contract;  
or

(2) Historical fuel sampling data for the previous 12 months, documenting the total sulfur content of the fuel and the GCV and/or percentage by volume of methane. The results of all sample analyses obtained by or provided to the owner or operator in the previous 12 months shall be used in the demonstration, and each sample result must meet the definition of natural gas in §72.2 of this chapter; or

(3) If the requirements of paragraphs (a)(1) and (a)(2) of this section cannot be met, a fuel may initially qualify as natural gas if at least one representative sample of the fuel is obtained and analyzed for total sulfur content and for either the gross calorific value (GCV) or percent methane, and the results of the sample analysis show that the fuel meets the definition of natural gas in §72.2 of this chapter. Use the sampling methods specified in sections 2.3.3.1.2 and 2.3.4 of this appendix. The required fuel sample may be obtained and analyzed by the owner or operator, by an independent laboratory, or by the fuel supplier. If multiple samples are taken, each sample must meet the definition of natural gas in §72.2 of this chapter.

(b) If the results of the fuel sampling under paragraph (a)(2) or (a)(3) of this section show that the fuel does not meet the definition of natural gas in §72.2 of this chapter, but those results are believed to be anomalous, the owner or operator may document the reasons for believing this in the monitoring plan for the unit, and may immediately perform additional sampling. In such cases, a minimum of three additional samples must be obtained and analyzed, and the results of each sample analysis must meet the definition of natural gas.

(c) If several affected units are supplied by a common source of gaseous fuel, a single sampling result may be applied to all of the units and it is not necessary to obtain a separate sample for each unit, provided that the composition of the fuel is not altered by blending or mixing it with other gaseous fuel(s) when it is transported from the sampling location to the affected units. For the purposes of this paragraph, the term “other gaseous fuel(s)” excludes compounds such as mercaptans when they are added in trace quantities for safety reasons.

(d) If the results of fuel sampling and analysis under paragraph (a)(2), (a)(3), or (b) of this section show that the fuel does not qualify as natural gas, the owner or operator shall re-classify the fuel as “other gaseous fuel” and

shall implement the procedures of section 2.3.3 of this appendix, within 180 days of the end of the quarter in which the disqualifying sample was taken. In addition, the owner or operator shall use Equation D-1h in this appendix to calculate a default SO<sub>2</sub> emission rate for the fuel, based on the results of the sample analysis that exceeded 20 grains/100 scf of total sulfur, and shall use that default emission rate to report SO<sub>2</sub> mass emissions under this part until section 2.3.3 of this appendix has been fully implemented.

(e) If a fuel qualifies as natural gas based on the specifications in a fuel contract or tariff sheet, no additional, on-going sampling of the fuel's total sulfur content is required, provided that the contract or tariff sheet is current, valid and representative of the fuel combusted in the unit. If the fuel qualifies as natural gas based on fuel sampling and analysis, the owner or operator shall sample the fuel for total sulfur content at least annually and when the fuel supply source changes. For the purposes of this paragraph, (e), sampling "annually" means that at least one sample is taken in each calendar year. The effective date of the annual total sulfur sampling requirement is January 1, 2003.

(f) On-going sampling of the GCV of the natural gas is required under section 2.3.4.2 of this appendix.

(g) For units that are required to monitor and report NO<sub>x</sub> mass emissions and heat input under subpart H of this part, but which are not affected units under the Acid Rain Program, the owner or operator is exempted from the requirements in paragraphs (a) and (e) of this section to document the total sulfur content of the natural gas.

### 2.3.3 SO<sub>2</sub> Mass Emissions From Any Gaseous Fuel

The owner or operator of a unit may determine SO<sub>2</sub> mass emissions using this section for any gaseous fuel (including fuels such as refinery gas, landfill gas, digester gas, coke oven gas, blast furnace gas, coal-derived gas, producer gas or any other gas which may have a variable sulfur content).

#### 2.3.3.1 Sulfur Content Determination

2.3.3.1.1 Analyze the total sulfur content of the gaseous fuel in grains/100 scf, at the frequency specified in Table D-5 of this appendix. That is: for fuel delivered in discrete shipments or lots, sample each shipment or lot. For fuel transmitted by pipeline, sample hourly unless a demonstration is provided under section 2.3.6 of this appendix showing that the gaseous fuel qualifies for less frequent (*i.e.*, daily or annual) sampling. If daily sampling is required, determine the sulfur content using either manual sampling or a gas chromatograph. If hourly sampling is required, determine the sulfur content using a gas chromatograph. For units that are required to monitor and report NO<sub>x</sub> mass emissions and heat input under subpart H of this part, but which are not affected units under the Acid Rain Program, the owner or operator is exempted from the requirements of this section to document the total sulfur content of the gaseous fuel.

2.3.3.1.2 Use one of the following methods when using manual sampling (as applicable to the type of gas combusted) to determine the sulfur content of the fuel: ASTM D1072-06, Standard Test Method for Total Sulfur in Fuel Gases by Combustion and Barium Chloride Titration, ASTM D4468-85 (Reapproved 2006), Standard Test Method for Total Sulfur in Gaseous Fuels by Hydrogenolysis and Rateometric Colorimetry, ASTM D5504-01, Standard Test Method for Determination of Sulfur Compounds in Natural Gas and Gaseous Fuels by Gas Chromatography and Chemiluminescence, ASTM D6667-04, Standard Test Method for Determination of Total Volatile Sulfur in Gaseous Hydrocarbons and Liquefied Petroleum Gases by Ultraviolet Fluorescence, or ASTM D3246-96, Standard Test Method for Sulfur in Petroleum Gas by Oxidative Microcoulometry, (all incorporated by reference under §75.6 of this part). Alternatively, the gas samples may be analyzed for percent sulfur by any consensus standard method prescribed for the affected unit under part 60 of this chapter.

2.3.3.1.3 The sampling and analysis of daily manual samples may be performed by the owner or operator, an outside laboratory, or the gas supplier. If hourly sampling with a gas chromatograph is required, or a source chooses to use an online gas chromatograph to determine daily fuel sulfur content, the owner or operator shall develop and implement a program to quality assure the data from the gas chromatograph, in accordance with the manufacturer's recommended procedures. The quality assurance procedures shall be kept on-site, in a form suitable for inspection.

2.3.3.1.4 Results of all sample analyses must be available no later than thirty calendar days after the sample is taken.

#### 2.3.3.2 SO<sub>2</sub> Mass Emission Rate

Calculate the SO<sub>2</sub> mass emission rate for the gaseous fuel, in lb/hr, using Equation D-4 or D-5 (as applicable) in section 3.3.1 of this appendix. Equation D-5 may only be used if a demonstration is performed under section 2.3.6 of this appendix, showing that the fuel qualifies to use a default SO<sub>2</sub> emission rate to account for SO<sub>2</sub> mass emissions under this part. Use the appropriate sulfur content or default SO<sub>2</sub> emission rate in Equation D-4 or D-5, as specified in Table D-5 of this appendix. If the fuel qualifies to use Equation D-5, the default SO<sub>2</sub> emission rate shall be calculated using Equation D-1h in section 2.3.2.1.1 of this appendix, replacing the words “natural gas” in the equation nomenclature with the words, “gaseous fuel”. In all cases, for reporting purposes, apply the results of the required periodic total sulfur samples in accordance with the provisions of section 2.3.7 of this appendix.

#### 2.3.3.3 Hourly Heat Input Rate

Calculate the hourly heat input rate for combustion of the gaseous fuel, using the provisions in section 3.4.1 of this appendix. Use the measured fuel flow rate from section 2.1 of this appendix and the gross calorific value from section 2.3.4.3 of this appendix in the calculations.

#### 2.3.4 Gross Calorific Values for Gaseous Fuels

Determine the GCV of each gaseous fuel at the frequency specified in this section, using one of the following methods: ASTM D1826-94 (Reapproved 1998), ASTM D3588-98, ASTM D4891-89 (Reapproved 2006), GPA Standard 2172-96, Calculation of Gross Heating Value, Relative Density and Compressibility Factor for Natural Gas Mixtures from Compositional Analysis, or GPA Standard 2261-00, Analysis for Natural Gas and Similar Gaseous Mixtures by Gas Chromatography (all incorporated by reference under §75.6 of this part). Use the appropriate GCV value, as specified in section 2.3.4.1, 2.3.4.2, or 2.3.4.3 of this appendix, in the calculation of unit hourly heat input rates. Alternatively, the gas samples may be analyzed for heat content by any consensus standard method prescribed for the affected unit under part 60 of this chapter.

##### 2.3.4.1 GCV of Pipeline Natural Gas

Determine the GCV of fuel that is pipeline natural gas, as defined in §72.2 of this chapter, at least once per calendar month. For GCV used in calculations use the specifications in Table D-5: either the value from the most recent monthly sample, the highest value specified in a contract or tariff sheet, or the highest value from the previous year. The fuel GCV value from the most recent monthly sample shall be used for any month in which that value is higher than a contract limit. If a unit combusts pipeline natural gas for less than 48 hours during a calendar month, the sampling and analysis requirement for GCV is waived for that calendar month. The preceding waiver is limited by the condition that at least one analysis for GCV must be performed for each quarter the unit operates for any amount of time. If multiple GCV samples are taken and analyzed in a particular month, the GCV values from all samples shall be averaged arithmetically to obtain the monthly GCV. Then, apply the monthly average GCV value as described in paragraph (c) in section 2.3.7 of this appendix.

##### 2.3.4.2 GCV of Natural Gas

Determine the GCV of fuel that is natural gas, as defined in §72.2 of this chapter, on a monthly basis, in the same manner as described for pipeline natural gas in section 2.3.4.1 of this appendix.

##### 2.3.4.3 GCV of Other Gaseous Fuels

For gaseous fuels other than natural gas or pipeline natural gas, determine the GCV as specified in section 2.3.4.3.1, 2.3.4.3.2 or 2.3.4.3.3, as applicable. For reporting purposes, apply the results of the required periodic GCV samples in accordance with the provisions of section 2.3.7 of this appendix.

2.3.4.3.1 For a gaseous fuel that is delivered in discrete shipments or lots, determine the GCV for each shipment or lot. The determination may be made by sampling each delivery or by sampling the supply tank after each delivery. For sampling of each delivery, use the highest GCV in the previous year's samples. For sampling from the tank after each delivery, use either the most recent GCV sample, the maximum GCV specified in the fuel contract or tariff sheet, or the highest GCV from the previous year's samples.

2.3.4.3.2 For any gaseous fuel that does not qualify as pipeline natural gas or natural gas, which is not delivered in shipments or lots, and for which the owner or operator performs the 720 hour test under section 2.3.5 of this appendix, if the results of the test demonstrate that the gaseous fuel has a low GCV variability, determine the GCV at least monthly (as described in section 2.3.4.1 of this appendix). In calculations of hourly heat input for a unit, use either the most recent monthly sample, the maximum GCV specified in the fuel contract or tariff sheet, or the highest fuel GCV from the previous year's samples.

2.3.4.3.3 For any other gaseous fuel, determine the GCV at least daily and use the actual fuel GCV in calculations of unit hourly heat input. If an online gas chromatograph or on-line calorimeter is used to determine fuel GCV each day, the owner or operator shall develop and implement a program to quality assure the data from the gas chromatograph or on-line calorimeter, in accordance with the manufacturer's recommended procedures. The quality assurance procedures shall be kept on-site, in a form suitable for inspection.

### 2.3.5 Demonstration of Fuel GCV Variability

(a) This optional demonstration may be made for any fuel which does not qualify as pipeline natural gas or natural gas, and is not delivered only in shipments or lots. The demonstration data may be used to show that monthly sampling of the GCV of the gaseous fuel or blend is sufficient, in lieu of daily GCV sampling.

(b) To make this demonstration, proceed as follows. Provide a minimum of 720 hours of data, indicating the GCV of the gaseous fuel or blend (in Btu/100 scf). The demonstration data shall be obtained using either: hourly sampling and analysis using the methods in section 2.3.4 to determine GCV of the fuel; an on-line gas chromatograph capable of determining fuel GCV on an hourly basis; or an on-line calorimeter. For gaseous fuel produced by a variable process, the data shall be representative of and include all process operating conditions including seasonal and yearly variations in process which may affect fuel GCV.

(c) The data shall be reduced to hourly averages. The mean GCV value and the standard deviation from the mean shall be calculated from the hourly averages. Specifically, the gaseous fuel is considered to have a low GCV variability, and monthly gas sampling for GCV may be used, if the mean value of the GCV multiplied by 1.075 is greater than the sum of the mean value and one standard deviation. If the gaseous fuel or blend does not meet this requirement, then daily fuel sampling and analysis for GCV, using manual sampling, a gas chromatograph or an on-line calorimeter is required.

### 2.3.6 Demonstration of Fuel Sulfur Variability

(a) This demonstration may be made for any fuel which does not qualify as pipeline natural gas or natural gas, and is not delivered only in shipments or lots. The results of the demonstration may be used to show that daily sampling for sulfur in the fuel is sufficient, rather than hourly sampling. The procedures in this section may also be used to demonstrate that a particular gaseous fuel qualifies to use a default SO<sub>2</sub> emission rate (calculated using Equation D-1h in section 2.3.2.1.1 of this appendix) for the purpose of reporting hourly SO<sub>2</sub> mass emissions under this part. To make this demonstration, proceed as follows. Provide a minimum of 720 hours of data, indicating the total sulfur content of the gaseous fuel (in gr/100 scf). The demonstration data shall be obtained using either manual hourly sampling or an on-line gas chromatograph (GC) capable of determining fuel total sulfur content on an hourly

basis. For gaseous fuel produced by a variable process, the data shall be representative of all process operating conditions including seasonal or annual variations which may affect fuel sulfur content.

(b) If the data are collected with an on-line GC, reduce the data to hourly average values of the total sulfur content of the fuel. If manual hourly sampling is used, the results of each hourly sample analysis shall be the total sulfur value for that hour. Express all hourly average values of total sulfur content in units of grains/100 scf. Use all of the hourly average values of total sulfur content in grains/100 scf to calculate the mean value and the standard deviation. Also determine the 90th percentile and maximum hourly values of the total sulfur content for the data set. If the standard deviation of the hourly values from the mean does not exceed 5.0 grains/100 scf, the fuel has a low sulfur variability. If the standard deviation exceeds 5.0 grains/100 scf, the fuel has a high sulfur variability. Based on the results of this determination, establish the required sampling frequency and SO<sub>2</sub> mass emissions methodology for the gaseous fuel, as follows:

(1) If the gaseous fuel has a low sulfur variability (irrespective of the total sulfur content), the owner or operator may either perform daily sampling of the fuel's total sulfur content using manual sampling or a GC, or may report hourly SO<sub>2</sub> mass emissions data using a default SO<sub>2</sub> emission rate calculated by substituting the 90th percentile value of the total sulfur content in Equation D-1h.

(2) If the gaseous fuel has a high sulfur variability, but the maximum hourly value of the total sulfur content does not exceed 20 grains/100 scf, the owner or operator may either perform hourly sampling of the fuel's total sulfur content using an on-line GC, or may report hourly SO<sub>2</sub> mass emissions data using a default SO<sub>2</sub> emission rate calculated by substituting the maximum value of the total sulfur content in Equation D-1h.

(3) If the gaseous fuel has a high sulfur variability and the maximum hourly value of the total sulfur content exceeds 20 grains/100 scf, the owner or operator shall perform hourly sampling of the fuel's total sulfur content, using an on-line GC.

(4) Any gaseous fuel under paragraph (b)(1) or (b)(2) of this section, for which the owner or operator elects to use a default SO<sub>2</sub> emission rate for reporting purposes is subject to the annual total sulfur sampling requirement under section 2.3.2.4(e) of this appendix.

### 2.3.7 Application of Fuel Sampling Results

For reporting purposes, apply the results of the required periodic fuel samples described in Tables D-4 and D-5 of this appendix as follows. Use Equation D-1h to recalculate the SO<sub>2</sub> emission rate, as necessary.

(a) For daily samples of total sulfur content or GCV:

(1) If the actual value is to be used in the calculations, apply the results of each daily sample to all hours in the day on which the sample is taken; or

(2) If the highest value in the previous 30 daily samples is to be used in the calculations, apply that value to all hours in the current day. If, for a particular unit, fewer than 30 daily samples have been collected, use the highest value from all available samples until 30 days of historical sampling results have been obtained.

(b) For annual samples of total sulfur content:

(1) For pipeline natural gas, use the results of annual sample analyses in the calculations only if the results exceed 0.5 grains/100 scf. In that case, if the fuel still qualifies as natural gas, follow the procedures in paragraph (b)(2) of this section. If the fuel does not qualify as natural gas, the owner or operator shall implement the procedures in section 2.3.3 of this appendix, in the time frame specified in sections 2.3.1.4(d) and 2.3.2.4(d) of this appendix;



(2) For natural gas, if only one sample is taken, apply the results beginning at the date on which the sample was taken. If multiple samples are taken and averaged, apply the results beginning at the date on which the last sample used in the annual assessment was taken;

(3) For other gaseous fuels with an annual sampling requirement under section 2.3.6(b)(4) of this appendix, use the sample results in the calculations only if the results exceed the 90th percentile value or maximum value (as applicable) from the 720-hour demonstration of fuel sulfur content and variability under section 2.3.6 of this appendix.

(c) For monthly samples of the fuel GCV:

(1) If the actual monthly value is to be used in the calculations and only one sample is taken, apply the results starting from the date on which the sample was taken. If multiple samples are taken and averaged, apply the monthly average GCV value to the entire month; or

(2) If an assumed value (contract maximum or highest value from previous year's samples) is to be used in the calculations, apply the assumed value to all hours in each month of the quarter unless a higher value is obtained in a monthly GCV sample (or, if multiple samples are taken and averaged, if the monthly average exceeds the assumed value). In that case, if only one monthly sample is taken, use the sampled value, starting from the date on which the sample was taken. If multiple samples are taken and averaged, use the average value for the entire month in which the assumed value was exceeded. Consider the sample (or, if applicable, monthly average) results to be the new assumed value. Continue using the new assumed value unless and until one of the following occurs (as applicable to the reporting option selected): The assumed value is superseded by a higher value from a subsequent monthly sample (or by a higher monthly average); or the assumed value is superseded by a new contract in which case the new contract value becomes the assumed value at the time the fuel specified under the new contract begins to be combusted in the unit; or both the calendar year in which the new sampled value (or monthly average) exceeded the assumed value and the subsequent calendar year have elapsed.

(d) For samples of gaseous fuel delivered in shipments or lots:

(1) If the actual value for the most recent shipment is to be used in the calculations, apply the results of the most recent sample, from the date on which the sample was taken until the date on which the next sample is taken; or

(2) If an assumed value (contract maximum or highest value from previous year's samples) is to be used in the calculations, apply the assumed value unless a higher value is obtained in a sample of a shipment. In that case, use the sampled value, starting from the date on which the sample was taken. Consider the sample results to be the new assumed value. Continue using the new assumed value unless and until: it is superseded by a higher value from a sample of a subsequent shipment; or (if applicable) it is superseded by a new contract in which case the new contract value becomes the assumed value at the time the fuel specified under the new contract begins to be combusted in the unit; or (if applicable) both the calendar year in which the sampled value exceeded the assumed value and the subsequent calendar year have elapsed.

(e) When the owner or operator elects to use assumed values in the calculations, the results of periodic samples of sulfur content and GCV which show that the assumed value has not been exceeded need not be reported. Keep these sample results on file, in a format suitable for inspection.

(f) Notwithstanding the requirements of paragraphs (b) through (d) of this section, in cases where the sample results are provided to the owner or operator by the supplier of the fuel, the owner or operator shall begin using the sampling results on the date of receipt of those results, rather than on the date that the sample was taken.

#### *2.4 Missing Data Procedures.*

When data from the procedures of this part are not available, provide substitute data using the following procedures.

#### 2.4.1 Missing Data for Oil and Gas Samples

When fuel sulfur content, gross calorific value or, when necessary, density data are missing or invalid for an oil or gas sample taken according to the procedures in section 2.2.3, 2.2.4.1, 2.2.4.2, 2.2.4.3, 2.2.5, 2.2.6, 2.2.7, 2.3.3.1.2, or 2.3.4 of this appendix, then substitute the maximum potential sulfur content, density, or gross calorific value of that fuel from Table D-6 of this appendix. Except for the annual samples of fuel sulfur content required under sections 2.3.1.4(e), 2.3.2.4(e) and 2.3.6(b)(5) of this appendix, the missing data values in Table D-6 shall be reported whenever the results of a required sample of sulfur content, GCV or density is missing or invalid in the current calendar year, irrespective of which reporting option is selected (i.e., actual value, contract value or highest value from the previous year). For the annual samples of fuel sulfur content required under sections 2.3.1.4(e), 2.3.2.4(e) and 2.3.6(b)(5) of this appendix, if a valid annual sample has not been obtained by the end of a particular calendar year, the appropriate missing data value in Table D-6 shall be reported, beginning with the first unit operating hour in the next calendar year. The substitute data value(s) shall be used until the next valid sample for the missing parameter(s) is obtained. Note that only actual sample results shall be used to determine the “highest value from the previous year” when that reporting option is used; missing data values shall not be used in the determination.

TABLE D-6. -- MISSING DATA SUBSTITUTION PROCEDURES FOR SULFUR, DENSITY, AND GROSS CALORIFIC VALUE DATA

Parameter	Missing data substitution maximum potential value
Oil Sulfur Content	3.5 percent for residual oil, or 1.0 percent for diesel fuel.
Oil Density	8.5 lb/gal for residual oil, or 7.4 lb/gal for diesel fuel.
Oil GCV	19,500 Btu/lb for residual oil, or 20,000 Btu/lb for diesel fuel.
Gas Total Sulfur Content	<ol style="list-style-type: none"> <li>1. For pipeline natural gas, where annual sampling is required, substitute 0.002 lb/mmBtu for each hour of the missing data period.</li> <li>2. For natural gas (or other gaseous fuel that qualifies to use a default SO<sub>2</sub> emission rate under section 2.3.6 of this appendix), where annual sampling is required, substitute 1.5 times the default SO<sub>2</sub> emission rate in use at the time of the missing data period.</li> <li>3. For any gaseous fuel sampled daily, 1.5 times the highest total sulfur content value from the previous 30 days on which valid samples were obtained.</li> <li>4. For any gaseous fuel sampled hourly, the highest total sulfur content value from the previous 720 hourly samples.</li> </ol>
Gas GCV/Heat Content	110,000 Btu/100 scf for pipeline natural gas, natural gas or landfill gas. 150,000 Btu/100 scf for butane or refinery gas. 210,000 Btu/100 scf for propane or any other gaseous fuel.

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#### 2.4.2 Missing Data Procedures for Fuel Flow Rate

Whenever data are missing from any primary fuel flowmeter system (as defined in §72.2 of this chapter) and there is no backup system available to record the fuel flow rate, use the procedures in sections 2.4.2.2 and 2.4.2.3 of this appendix to account for the flow rate of fuel combusted at the unit for each hour during the missing data period. Alternatively, for a fuel flowmeter system used to measure the fuel combusted by a peaking unit, the simplified fuel flow missing data procedure in section 2.4.2.1 of this appendix may be used. Before using the procedures in sections

2.4.2.2 and 2.4.2.3 of this appendix, establish load ranges for the unit using the procedures of section 2 in appendix C to this part, except for units that do not produce electrical output (i.e., megawatts) or thermal output (e.g., klb of steam per hour). The owner or operator of a unit that does not produce electrical or thermal output shall either perform missing data substitution without segregating the fuel flow rate data into bins, or may petition the Administrator under §75.66 for permission to segregate the data into operational bins. When load ranges are used for fuel flow rate missing data purposes, separate, fuel-specific databases shall be created and maintained. A database shall be kept for each type of fuel combusted in the unit, for the hours in which the fuel is combusted alone in the unit. An additional database shall be kept for each type of fuel, for the hours in which it is co-fired with any other type(s) of fuel(s).

#### 2.4.2.1 Simplified Fuel Flow Rate Missing Data Procedure for Peaking Units

If no fuel flow rate data are available for a fuel flowmeter system installed on a peaking unit (as defined in §72.2 of this chapter), then substitute for each hour of missing data using the maximum potential fuel flow rate. The maximum potential fuel flow rate is the lesser of the following:

- (a) The maximum fuel flow rate the unit is capable of combusting or
- (b) The maximum flow rate that the fuel flowmeter can measure (i.e., the upper range value of the flowmeter).

#### 2.4.2.2 Standard Missing Data Procedures—Single Fuel Hours

For missing data periods that occur when only one type of fuel is being combusted, provide substitute data for each hour in the missing data period as follows.

2.4.2.2.1 If load-based missing data procedures are used, substitute the arithmetic average of the hourly fuel flow rate(s) measured and recorded by a certified fuel flowmeter system at the corresponding operating unit load range during the previous 720 operating hours in which the unit combusted only that same fuel. If no fuel flow rate data are available at the corresponding load range, use data from the next higher load range, if such data are available. If no quality-assured fuel flow rate data are available at either the corresponding load range or a higher load range, substitute the maximum potential fuel flow rate (as defined in section 2.4.2.1 of this appendix) for each hour of the missing data period.

2.4.2.2.2 For units that do not produce electrical or thermal output and therefore cannot use load-based missing data procedures, provide substitute data for each hour of the missing data period as follows. Substitute the arithmetic average of the hourly fuel flow rates measured and recorded by a certified fuel flowmeter system during the previous 720 operating hours in which the unit combusted only that same fuel. If no quality-assured fuel flow rate data are available, substitute the maximum potential fuel flow rate (as defined in section 2.4.2.1 of this appendix) for each hour of the missing data period.

#### 2.4.2.3 Standard Missing Data Procedures—Multiple Fuel Hours

For missing data periods that occur when two or more different types of fuel are being co-fired, provide substitute fuel flow rate data for each hour of the missing data period as follows.

2.4.2.3.1 If load-based missing data procedures are used, substitute the maximum hourly fuel flow rate measured and recorded by a certified fuel flowmeter system at the corresponding load range during the previous 720 operating hours when the fuel for which the flow rate data are missing was co-fired with any other type of fuel. If no such quality-assured fuel flow rate data are available at the corresponding load range, use data from the next higher load range (if available). If no quality-assured fuel flow rate data are available for co-fired hours, either at the corresponding load range or a higher load range, substitute the maximum potential fuel flow rate (as defined in section 2.4.2.1 of this appendix) for each hour of the missing data period.

2.4.2.3.2 For units that do not produce electrical or thermal output and therefore cannot use load-based missing data procedures, provide substitute fuel flow rate data for each hour of the missing data period as follows. Substitute the maximum hourly fuel flow rate measured and recorded by a certified fuel flowmeter system during the previous 720 operating hours in which the fuel for which the flow rate data are missing was co-fired with any other type of fuel. If no quality-assured fuel flow rate data for co-fired hours are available, substitute the maximum potential fuel flow rate (as defined in section 2.4.2.1 of this appendix) for each hour of the missing data period.

2.4.2.3.3 If, during an hour in which different types of fuel are co-fired, quality-assured fuel flow rate data are missing for two or more of the fuels being combusted, apply the procedures in section 2.4.2.3.1 or 2.4.2.3.2 of this appendix (as applicable) separately for each type of fuel.

2.4.2.3.4 If the missing data substitution required in section 2.4.2.3.1 or 2.4.2.3.2 causes the reported hourly heat input rate based on the combined fuel usage to exceed the maximum rated hourly heat input of the unit, adjust the substitute fuel flow rate value(s) so that the reported heat input rate equals the unit's maximum rated hourly heat input. Manual entry of the adjusted substitute data values is permitted.

2.4.3. In any case where the missing data provisions of this section require substitution of data measured and recorded more than three years (26,280 clock hours) prior to the date and time of the missing data period, use three years (26,280 clock hours) in place of the prescribed lookback period. In addition, for a new or newly-affected unit, until 720 hours of quality-assured fuel flowmeter data are available for the lookback periods described in sections 2.4.2.2 and 2.4.2.3 of this appendix, use all of the available fuel flowmeter data to determine the appropriate substitute data values.

### 3. CALCULATIONS

Calculate hourly SO<sub>2</sub> mass emission rate from combustion of oil fuel using the procedures in section 3.1 of this appendix. Calculate hourly SO<sub>2</sub> mass emission rate from combustion of gaseous fuel using the procedures in section 3.3 of this appendix. (Note: the SO<sub>2</sub> mass emission rates in sections 3.1 and 3.3 are calculated such that the rate, when multiplied by unit operating time, yields the hourly SO<sub>2</sub> mass emissions for a particular fuel for the unit.) Calculate hourly heat input rate for both oil and gaseous fuels using the procedures in section 3.4 of this appendix. Calculate total SO<sub>2</sub> mass emissions and heat input for each hour, each quarter and the year to date using the procedures under section 3.5 of this appendix. Where an oil flowmeter records volumetric flow rate, use the calculation procedures in section 3.2 of this appendix to calculate the mass flow rate of oil.

#### 3.1 SO<sub>2</sub> Mass Emission Rate Calculation for Oil

3.1.1 Use Equation D-2 to calculate SO<sub>2</sub> mass emission rate per hour (lb/hr):

$$SO_{2\text{rate-oil}} = 2.0 \times OIL_{\text{rate}} \times \frac{\%S_{\text{oil}}}{100.0} \quad (\text{Eq. D-2})$$

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Where:

SO<sub>2rate-oil</sub> = Hourly mass emission rate of SO<sub>2</sub> emitted from combustion of oil, lb/hr.

OIL<sub>rate</sub> = Mass rate of oil consumed per hr during combustion, lb/hr.

%S<sub>oil</sub> = Percentage of sulfur by weight in the oil.

2.0 = Ratio of lb SO<sub>2</sub>/lb S.

3.1.2 Record the SO<sub>2</sub> mass emission rate from oil for each hour that oil is combusted.

### 3.2 Mass Flow Rate Calculation for Volumetric Oil Flowmeters

3.2.1 Where the oil flowmeter records volumetric flow rate rather than mass flow rate, calculate and record the oil mass flow rate for each hourly period using hourly oil flow rate measurements and the density or specific gravity of the oil sample.

3.2.2 Convert density, specific gravity, or API gravity of the oil sample to density of the oil sample at the sampling location's temperature using ASTM D1250-07, Standard Guide for Use of the Petroleum Measurement Tables (incorporated by reference under §75.6 of this part).

3.2.3 Where density of the oil is determined by the applicable ASTM procedures from section 2.2.6 of this appendix, use Equation D-3 to calculate the rate of the mass of oil consumed (in lb/hr):

$$OIL_{rate} = V_{oil-rate} \times D_{oil} \quad (Eq. D-3)$$

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Where:

$OIL_{rate}$  = Mass rate of oil consumed per hr, lb/hr.

$V_{oil-rate}$  = Volume rate of oil consumed per hr, measured in scf/hr, gal/hr, barrels/hr, or m<sup>3</sup>/hr.

$D_{oil}$  = Density of oil, measured in lb/scf, lb/gal, lb/barrel, or lb/m<sup>3</sup>.

### 3.3 SO<sub>2</sub> Mass Emission Rate Calculation for Gaseous Fuels

3.3.1 Use Equation D-4 to calculate the SO<sub>2</sub> mass emission rate when using the optional gas sampling and analysis procedures in sections 2.3.1 and 2.3.2 of this appendix, or the required gas sampling and analysis procedures in section 2.3.3 of this appendix. Total sulfur content of a fuel must be determined using the procedures of 2.3.3.1.2 of this appendix:

$$SO_{2\text{rate-gas}} = \left( \frac{2.0}{7000} \right) \times GAS_{rate} \times S_{gas} \quad (Eq. D-4)$$

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Where:

$SO_{2\text{rate-gas}}$  = Hourly mass rate of SO<sub>2</sub> emitted due to combustion of gaseous fuel, lb/hr.

$GAS_{rate}$  = Hourly metered flow rate of gaseous fuel combusted, 100 scf/hr.

$S_{gas}$  = Sulfur content of gaseous fuel, in grain/100 scf.

2.0 = Ratio of lb SO<sub>2</sub>/lb S.

7000 = Conversion of grains/100 scf to lb/100 scf.

3.3.2 Use Equation D-5 to calculate the SO<sub>2</sub> mass emission rate when using a default emission rate from section 2.3.1.1 or 2.3.2.1.1 of this appendix:

$$SO_{2,rate} = ER \times HI_{rate} \quad (Eq. D-5)$$

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where:

$SO_{2,rate}$  = Hourly mass emission rate of  $SO_2$  from combustion of a gaseous fuel, lb/hr.

$ER$  =  $SO_2$  emission rate from section 2.3.1.1 or 2.3.2.1.1, of this appendix, lb/mmBtu.

$HI_{rate}$  = Hourly heat input rate of a gaseous fuel, calculated using procedures in section 3.4.1 of this appendix, in mmBtu/hr.

3.3.3 Record the  $SO_2$  mass emission rate for each hour when the unit combusts a gaseous fuel.

### 3.4 Calculation of Heat Input Rate

#### 3.4.1 Heat Input Rate for Gaseous Fuels

(a) Determine total hourly gas flow or average hourly gas flow rate with a fuel flowmeter in accordance with the requirements of section 2.1 of this appendix and the fuel GCV in accordance with the requirements of section 2.3.4 of this appendix. If necessary perform the 720-hour test under section 2.3.5 to determine the appropriate fuel GCV sampling frequency.

(b) Then, use Equation D-6 to calculate heat input rate from gaseous fuels for each hour.

$$HI_{rate-gas} = \frac{GAS_{rate} \times GCV_{gas}}{10^6} \quad (Eq. D-6)$$

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Where:

$HI_{rate-gas}$  = Hourly heat input rate from combustion of the gaseous fuel, mmBtu/hr.

$GAS_{rate}$  = Average volumetric flow rate of fuel, for the portion of the hour in which the unit operated, 100 scf/hr.

$GCV_{gas}$  = Gross calorific value of gaseous fuel, Btu/100 scf.

$10^6$  = Conversion of Btu to mmBtu.

(c) Note that when fuel flow is measured on an hourly totalized basis (e.g. a fuel flowmeter reports totalized fuel flow for each hour), before Equation D-6 can be used, the total hourly fuel usage must be converted from units of 100 scf to units of 100 scf/hr using Equation D-7:

$$GAS_{rate} = \frac{GAS_{total}}{t} \quad (Eq. D-7)$$

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Where:

$GAS_{rate}$  = Average volumetric flow rate of fuel for the portion of the hour in which the unit operated, 100 scf/hr.

$GAS_{unit}$  = Total fuel combusted during the hour, 100 scf.

t = Unit operating time, hour or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

### 3.4.2 Heat Input Rate From the Combustion of Oil

(a) Determine total hourly oil flow or average hourly oil flow rate with a fuel flowmeter, in accordance with the requirements of section 2.1 of this appendix. Determine oil GCV according to the requirements of section 2.2 of this appendix.

Then, use Equation D-8 to calculate hourly heat input rate from oil for each hour:

$$HI_{rate-oil} = OIL_{rate} \frac{GCV_{oil}}{10^6} \quad (Eq. D-8)$$

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Where:

$HI_{rate-oil}$  = Hourly heat input rate from combustion of oil, mmBtu/hr.

$OIL_{rate}$  = Mass rate of oil consumed per hour, as determined using procedures in section 3.2.3 of this appendix, in lb/hr, tons/hr, or kg/hr.

$GCV_{oil}$  = Gross calorific value of oil, Btu/lb, Btu/ton, or Btu/kg.

$10^6$  = Conversion of Btu to mmBtu.

(b) Note that when fuel flow is measured on an hourly totalized basis (e.g., a fuel flowmeter reports totalized fuel flow for each hour), before equation D-8 can be used, the total hourly fuel usage must be converted from units of lb to units of lb/hr, using equation D-9:

$$OIL_{rate} = \frac{OIL_{total}}{t} \quad (Eq. D-9)$$

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Where:

$OIL_{rate}$  = Average fuel flow rate for the portion of the hour which the unit operated in lb/hr.

$OIL_{unit}$  = Total fuel combusted during the hour, lb.

t = Unit operating time, hour or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

(c) For affected units that are not subject to an Acid Rain emissions limitation, but are regulated under a State or federal  $NO_x$  mass emissions reduction program that adopts the requirements of subpart H of this part, the following alternative method may be used to determine the heat input rate from oil combustion, when the oil flowmeter measures the flow rate of oil volumetrically. In lieu of measuring the oil density and converting the volumetric oil flow rate to a mass flow rate, Equation D-8 may be applied on a volumetric basis. If this option is selected, express the terms  $OIL_{rate}$  and  $GCV_{oil}$  in Equation D-8 in units of volume rather than mass. For example, the units of  $OIL_{rate}$  may be gal/hr and the units of  $GCV_{oil}$  may be Btu/gal.

### 3.4.3 Apportioning Heat Input Rate to Multiple Units

(a) Use the procedure in this section to apportion hourly heat input rate to two or more units using a single fuel flowmeter which supplies fuel to the units. The designated representative may also petition the Administrator under §75.66 to use this apportionment procedure to calculate SO<sub>2</sub> and CO<sub>2</sub> mass emissions.

(b) Determine total hourly fuel flow or flow rate through the fuel flowmeter supplying gas or oil fuel to the units. Convert fuel flow rates to units of 100 scf for gaseous fuels or to lb for oil, using the procedures of this appendix. Apportion the fuel to each unit separately based on hourly output of the unit in MW<sub>e</sub> or 1000 lb of steam/hr (klb/hr) using Equation F-21a or F-21b in appendix F to this part, as applicable:

Equation D-10 [Reserved]

Equation D-11 [Reserved]

(c) Use the total apportioned fuel flow calculated from Equation F-21a or F-21b to calculate the hourly unit heat input rate, using Equations D-6 and D-7 (for gas) or Equations D-8 and D-9 (for oil).

### 3.5 Conversion of Hourly Rates to Hourly, Quarterly, and Year-to-Date Totals

3.5.1 Hourly SO<sub>2</sub> Mass Emissions from the Combustion of all Fuels. Determine the total mass emissions for each hour from the combustion of all fuels using Equation D-12 (On and after January 1, 2009, determine the total mass emission rate (in lbs/hr) for each hour from the combustion of all fuels by dividing Equation D-12 by the actual unit operating time for the hour):

$$M_{SO_2-hr} = \sum_{all-fuels} SO_{2-rate-i} t_i \quad (Eq. D-12)$$

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Where:

M<sub>SO<sub>2</sub>-hr</sub> = Total mass of SO<sub>2</sub> emissions from all fuels combusted during the hour, lb.

SO<sub>2</sub> rate-I = SO<sub>2</sub> mass emission rate for each type of gas or oil fuel combusted during the hour, lb/hr.

t<sub>i</sub> = Time each gas or oil fuel was combusted for the hour (fuel usage time), fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

### 3.5.2 Quarterly Total SO<sub>2</sub> Mass Emissions

Sum the hourly SO<sub>2</sub> mass emissions in lb as determined from Equation D-12 for all hours in a quarter using Equation D-13:

$$M_{SO_2-qr} = \frac{1}{2000} \sum_{all-hours-in-qr} M_{SO_2-hr} \quad (Eq. D-13)$$

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Where:

M<sub>SO<sub>2</sub>-qr</sub> = Total mass of SO<sub>2</sub> emissions from all fuels combusted during the quarter, tons.

M<sub>SO<sub>2</sub>-hr</sub> = Hourly SO<sub>2</sub> mass emissions determined using Equation D-12, lb.



2000= Conversion factor from lb to tons.

### 3.5.3 Year to Date SO<sub>2</sub> Mass Emissions

Calculate and record SO<sub>2</sub> mass emissions in the year to date using Equation D-14:

$$M_{\text{SO}_2\text{-YTD}} = \sum_{\text{qtr}=1}^{\text{current-quarter}} M_{\text{SO}_2\text{-qtr}} \quad (\text{Eq. D-14})$$

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Where:

$M_{\text{SO}_2\text{-YTD}}$  = Total SO<sub>2</sub> mass emissions for the year to date, tons.

$M_{\text{SO}_2\text{-qtr}}$  = Total SO<sub>2</sub> mass emissions for the quarter, tons.

### 3.5.4 Hourly Total Heat Input Rate and Heat Input from the Combustion of all Fuels

3.5.4.1 Determine the total heat input in mmBtu for each hour from the combustion of all fuels using Equation D-15:

$$HI_{\text{hr}} = \sum_{\text{all-fuels}} HI_{\text{rate},i} t_i \quad (\text{Eq. D-15})$$

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Where:

$HI_{\text{hr}}$  = Total heat input from all fuels combusted during the hour, mmBtu.

$HI_{\text{rate},i}$  = Heat input rate for each type of gas or oil combusted during the hour, mmBtu/hr.

$t_i$  = Time each gas or oil fuel was combusted for the hour (fuel usage time), fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

3.5.4.2 For reporting purposes, determine the heat input rate to each unit, in mmBtu/hr, for each hour from the combustion of all fuels using Equation D-15a:

$$HI_{\text{rate-hr}} = \frac{\sum_{\text{all-fuels}} HI_{\text{rate},i} t_i}{t_u} \quad (\text{Eq. D-15a})$$

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Where:

$HI_{\text{rate-hr}}$  = Total heat input rate from all fuels combusted during the hour, mmBtu/hr.

$HI_{\text{rate},i}$  = Heat input rate for each type of gas or oil combusted during the hour, mmBtu/hr.

$t_i$  = Time each gas or oil fuel was combusted for the hour (fuel usage time), fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

$t_u$  = Unit operating time

### 3.5.5 Quarterly Heat Input

Sum the hourly heat input values determined from equation D-15 for all hours in a quarter using Equation D-16:

$$HI_{qtr} = \sum_{\text{all hours in qtr}} HI_{hr} \quad (Eq. D-16)$$

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Where:

$HI_{qtr}$  = Total heat input from all fuels combusted during the quarter, mmBtu.

$HI_{hr}$  = Hourly heat input determined using Equation D-15, mmBtu.

### 3.5.6 Year-to-Date Heat Input

Calculate and record the total heat input in the year to date using Equation D-17.

$$HI_{YTD} = \sum_{qtr=1}^{\text{current quarter}} HI_{qtr} \quad (Eq. D-17)$$

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$HI_{YTD}$  = Total heat input for the year to date, mmBtu.

$HI_{qtr}$  = Total heat input for the quarter, mmBtu.

## 3.6 Records and Reports

Calculate and record quarterly and cumulative SO<sub>2</sub> mass emissions and heat input for each calendar quarter using the procedures and equations of section 3.5 of this appendix. Calculate and record SO<sub>2</sub> emissions and heat input data using a data acquisition and handling system. Report these data in a standard electronic format specified by the Administrator.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26548, 26551, May 17, 1995; 61 FR 25585, May 22, 1996; 61 FR 59166, Nov. 20, 1996; 63 FR 57513, Oct. 27, 1998; 64 FR 28652, May 26, 1999; 64 FR 37582, July 12, 1999; 67 FR 40460, 40472, June 12, 2002; 67 FR 53505, Aug. 16, 2002; 73 FR 4369, Jan. 24, 2008; 76 FR 17324, Mar. 28, 2011; 76 FR 20536, Apr. 13, 2011; 77 FR 2460, Jan. 18, 2012]

EDITORIAL NOTE: At 67 FR 53505, Aug. 16, 2002, section 2.4.1 Table D-6 was amended. However, this table is a photographed graphic and the amendments could not be incorporated.

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## Appendix E to Part 75—Optional NO<sub>x</sub> Emissions Estimation Protocol for Gas-Fired Peaking Units and Oil-Fired Peaking Units

### 1. APPLICABILITY

## *1.1 Unit Operation Requirements*

This NO<sub>x</sub> emissions estimation procedure may be used in lieu of a continuous NO<sub>x</sub> emission monitoring system (lb/mmBtu) for determining the average NO<sub>x</sub> emission rate and hourly NO<sub>x</sub> rate from gas-fired peaking units and oil-fired peaking units as defined in §72.2 of this chapter. If a unit's operations exceed the levels required to be a peaking unit, the owner or operator shall install and certify a NO<sub>x</sub>-diluent continuous emission monitoring system no later than December 31 of the following calendar year. If the required CEMS has not been installed and certified by that date, the owner or operator shall report the maximum potential NO<sub>x</sub> emission rate (MER) (as defined in §72.2 of this chapter) for each unit operating hour, starting with the first unit operating hour after the deadline and continuing until the CEMS has been provisionally certified. The provision of §75.12 apply to excepted monitoring systems under this appendix.

## *1.2 Certification*

1.2.1 Pursuant to the procedures in §75.20, complete all testing requirements to certify use of this protocol in lieu of a NO<sub>x</sub> continuous emission monitoring system no later than the applicable deadline specified in §75.4. Apply to the Administrator for certification to use this method no later than 45 days after the completion of all certification testing. Whenever the monitoring method is to be changed, reapply to the Administrator for certification of the new monitoring method.

1.2.2 [Reserved]

## 2. PROCEDURE

### *2.1 Initial Performance Testing*

Use the following procedures for: measuring NO<sub>x</sub> emission rates at heat input rate levels corresponding to different load levels; measuring heat input rate; and plotting the correlation between heat input rate and NO<sub>x</sub> emission rate, in order to determine the emission rate of the unit(s). The requirements in section 6.1.2 of appendix A to this part shall apply to any stack testing performed to obtain O<sub>2</sub> and NO<sub>x</sub> concentration measurements under this appendix, either for units using the excepted methodology in this appendix or for units using the low mass emissions excepted methodology in §75.19.

#### 2.1.1 Load Selection

Establish at least four approximately equally spaced operating load points, ranging from the maximum operating load to the minimum operating load. Select the maximum and minimum operating load from the operating history of the unit during the most recent two years. (If projections indicate that the unit's maximum or minimum operating load during the next five years will be significantly different from the most recent two years, select the maximum and minimum operating load based on the projected dispatched load of the unit.) For new gas-fired peaking units or new oil-fired peaking units, select the maximum and minimum operating load from the expected maximum and minimum load to be dispatched to the unit in the first five calendar years of operation.

#### 2.1.2 NO<sub>x</sub> and O<sub>2</sub> Concentration Measurements

Use the following procedures to measure NO<sub>x</sub> and O<sub>2</sub> concentration in order to determine NO<sub>x</sub> emission rate.

2.1.2.1 For boilers, select an excess O<sub>2</sub> level for each fuel (and, optionally, for each combination of fuels) to be combusted that is representative for each of the four or more load levels. If a boiler operates using a single, consistent combination of fuels only, the testing may be performed using the combination rather than each fuel. If a fuel is combusted only for the purpose of testing ignition of the burners for a period of five minutes or less per ignition test or for start-up, then the boiler NO<sub>x</sub> emission rate does not need to be tested separately for that fuel. Operate the boiler at a normal or conservatively high excess oxygen level in conjunction with these tests. Measure the NO<sub>x</sub> and O<sub>2</sub> at each load point for each fuel or consistent fuel combination (and, optionally, for each combination

of fuels) to be combusted. Measure the NO<sub>x</sub> and O<sub>2</sub> concentrations according to method 7E and 3A in appendix A of part 60 of this chapter. Use a minimum of 12 sample points, located according to Method 1 in appendix A-1 to part 60 of this chapter. The designated representative for the unit may also petition the Administrator under §75.66 to use fewer sampling points. Such a petition shall include the proposed alternative sampling procedure and information demonstrating that there is no concentration stratification at the sampling location.

2.1.2.2 For stationary gas turbines, sample at a minimum of 12 points per run at each load level. Locate the sample points according to Method 1 in appendix A-1 to part 60 of this chapter. For each fuel or consistent combination of fuels (and, optionally, for each combination of fuels), measure the NO<sub>x</sub> and O<sub>2</sub> concentrations at each sampling point using methods 7E and 3A in appendices A-4 and A-2 to part 60 of this chapter. For diesel or dual fuel reciprocating engines, select the sampling site to be as close as practicable to the exhaust of the engine.

2.1.2.3 Allow the unit to stabilize for a minimum of 15 minutes (or longer if needed for the NO<sub>x</sub> and O<sub>2</sub> readings to stabilize) prior to commencing NO<sub>x</sub>, O<sub>2</sub>, and heat input measurements. Determine the measurement system response time according to sections 8.2.5 and 8.2.6 of method 7E in appendix A-4 to part 60 of this chapter. When inserting the probe into the flue gas for the first sampling point in each traverse, sample for at least one minute plus twice the measurement system response time (or longer, if necessary to obtain a stable reading). For all other sampling points in each traverse, sample for at least one minute plus the measurement system response time (or longer, if necessary to obtain a stable reading). Perform three test runs at each load condition and obtain an arithmetic average of the runs for each load condition. During each test run on a boiler, record the boiler excess oxygen level at 5 minute intervals.

### 2.1.3 Heat Input

Measure the total heat input (mmBtu) and heat input rate during testing (mmBtu/hr) as follows:

2.1.3.1 When the unit is combusting fuel, measure and record the flow of fuel consumed. Measure the flow of fuel with an in-line flowmeter(s) and automatically record the data. If a portion of the flow is diverted from the unit without being burned, and that diversion occurs downstream of the fuel flowmeter, an in-line flowmeter is required to account for the unburned fuel. Install and calibrate in-line flow meters using the procedures and specifications contained in sections 2.1.2, 2.1.3, 2.1.4, and 2.1.5 of appendix D of this part. Correct any gaseous fuel flow rate measured at actual temperature and pressure to standard conditions of 68 °F and 29.92 inches of mercury.

2.1.3.2 For liquid fuels, analyze fuel samples taken according to the requirements of section 2.2 of appendix D of this part to determine the heat content of the fuel. Determine heat content of liquid or gaseous fuel in accordance with the procedures in appendix F of this part. Calculate the heat input rate during testing (mmBtu/hr) associated with each load condition in accordance with equations F-19 or F-20 in appendix F of this part and total heat input using equation E-1 of this appendix. Record the heat input rate at each heat input/load point.

### 2.1.4 Emergency Fuel

The designated representative of a unit that is restricted by its federal, State or local permit to combusting a particular fuel only during emergencies where the primary fuel is not available may claim an exemption from the requirements of this appendix for testing the NO<sub>x</sub> emission rate during combustion of the emergency fuel. To claim this exemption, the designated representative shall include in the monitoring plan for the unit documentation that the permit restricts use of the fuel to emergencies only. When emergency fuel is combusted, report the maximum potential NO<sub>x</sub> emission rate for the emergency fuel, in accordance with section 2.5.2.3 of this appendix. The designated representative shall also provide notice under §75.61(a)(6) for each period when the emergency fuel is combusted.

### 2.1.5 Tabulation of Results

Tabulate the results of each baseline correlation test for each fuel or, as applicable, combination of fuels, listing: time of test, duration, operating loads, heat input rate (mmBtu/hr), F-factors, excess oxygen levels, and

NO<sub>x</sub> concentrations (ppm) on a dry basis (at actual excess oxygen level). Convert the NO<sub>x</sub> concentrations (ppm) to NO<sub>x</sub> emission rates (to the nearest 0.001 lb/mm/Btu) according to equation F-5 of appendix F of this part or 19-3 in method 19 of appendix A of part 60 of this chapter, as appropriate. Calculate the NO<sub>x</sub> emission rate in lb/mmBtu for each sampling point and determine the arithmetic average NO<sub>x</sub> emission rate of each test run. Calculate the arithmetic average of the boiler excess oxygen readings for each test run. Record the arithmetic average of the three test runs as the NO<sub>x</sub> emission rate and the boiler excess oxygen level for the heat input/load condition.

#### 2.1.6 Plotting of Results

Plot the tabulated results as an x-y graph for each fuel and (as applicable) combination of fuels combusted according to the following procedures.

2.1.6.1 Plot the heat input rate (mmBtu/hr) as the independent (or x) variable and the NO<sub>x</sub> emission rates (lb/mmBtu) as the dependent (or y) variable for each load point. Construct the graph by drawing straight line segments between each load point. Draw a horizontal line to the y-axis from the minimum heat input (load) point.

2.1.6.2 Units that co-fire gas and oil may be tested while firing gas only and oil only instead of testing with each combination of fuels. In this case, construct a graph for each fuel.

### 2.2 Periodic NO<sub>x</sub> Emission Rate Testing

Retest the NO<sub>x</sub> emission rate of the gas-fired peaking unit or the oil-fired peaking unit while combusting each type of fuel (or fuel mixture) for which a NO<sub>x</sub> emission rate versus heat input rate correlation curve was derived, at least once every 20 calendar quarters. If a required retest is not completed by the end of the 20th calendar quarter following the quarter of the last test, use the missing data substitution procedures in section 2.5 of this appendix, beginning with the first unit operating hour after the end of the 20th calendar quarter. Continue using the missing data procedures until the required retest has been passed. Note that missing data substitution is fuel-specific (i.e., the use of substitute data is required only when combusting a fuel (or fuel mixture) for which the retesting deadline has not been met). Each time that a new fuel-specific correlation curve is derived from retesting, the new curve shall be used to report NO<sub>x</sub> emission rate, beginning with the first operating hour in which the fuel is combusted, following the completion of the retest. Notwithstanding this requirement, for non-Acid Rain Program units that report NO<sub>x</sub> mass emissions and heat input data only during the ozone season under §75.74(c), if the NO<sub>x</sub> emission rate testing is performed outside the ozone season, the new correlation curve may be used beginning with the first unit operating hour in the ozone season immediately following the testing.

### 2.3 Other Quality Assurance/Quality Control-Related NO<sub>x</sub> Emission Rate Testing

When the operating levels of certain parameters exceed the limits specified below, or where the Administrator issues a notice requesting retesting because the NO<sub>x</sub> emission rate data availability for when the unit operates within all quality assurance/quality control parameters in this section since the last test is less than 90.0 percent, as calculated by the Administrator, complete retesting of the NO<sub>x</sub> emission rate by the earlier of: (1) 30 unit operating days (as defined in §72.2 of this chapter) or (2) 180 calendar days after exceeding the limits or after the date of issuance of a notice from the Administrator to re-verify the unit's NO<sub>x</sub> emission rate. Submit test results in accordance with §75.60 within 45 days of completing the retesting.

2.3.1 For a stationary gas turbine, select at least four operating parameters indicative of the turbine's NO<sub>x</sub> formation characteristics, and define in the QA plan for the unit the acceptable ranges for these parameters at each tested load-heat input point. The acceptable parametric ranges should be based upon the turbine manufacturer's recommendations. Alternatively, the owner or operator may use sound engineering judgment and operating experience with the unit to establish the acceptable parametric ranges, provided that the rationale for selecting these ranges is included as part of the quality-assurance plan for the unit. If the gas turbine uses water or steam injection for NO<sub>x</sub> control, the water/fuel or steam/fuel ratio shall be one of these parameters. During the NO<sub>x</sub>-heat input correlation tests, record the average value of each parameter for each load-heat input to ensure that the parameters are within the acceptable range. Redetermine the NO<sub>x</sub> emission rate-heat input correlation for each fuel and

(optional) combination of fuels after continuously exceeding the acceptable range of any of these parameters for one or more successive operating periods totaling more than 16 unit operating hours.

2.3.2 For a diesel or dual-fuel reciprocating engine, select at least four operating parameters indicative of the engine's NO<sub>x</sub> formation characteristics, and define in the QA plan for the unit the acceptable ranges for these parameters at each tested load-heat input point. The acceptable parametric ranges should be based upon the engine manufacturer's recommendations. Alternatively, the owner or operator may use sound engineering judgment and operating experience with the unit to establish the acceptable parametric ranges, provided that the rationale for selecting these ranges is included as part of the quality-assurance plan for the unit. Any operating parameter critical for NO<sub>x</sub> control shall be included. During the NO<sub>x</sub> heat-input correlation tests, record the average value of each parameter for each load-heat input to ensure that the parameters are within the acceptable range. Redetermine the NO<sub>x</sub> emission rate-heat input correlation for each fuel and (optional) combination or fuels after continuously exceeding the acceptable range of any of these parameters for one or more successive operating periods totaling more than 16 unit operating hours.

2.3.3 For boilers using the procedures in this appendix, the NO<sub>x</sub> emission rate heat input correlation for each fuel and (optional) combination of fuels shall be redetermined if the excess oxygen level at any heat input rate (or unit operating load) continuously exceeds by more than 2 percentage points O<sub>2</sub> from the boiler excess oxygen level recorded at the same operating heat input rate during the previous NO<sub>x</sub> emission rate test for one or more successive operating periods totaling more than 16 unit operating hours.

#### *2.4 Procedures for Determining Hourly NO<sub>x</sub> Emission Rate*

2.4.1 Record the time (hr. and min.), load (MW<sub>ge</sub> or steam load in 1000 lb/hr, or mmBtu/hr thermal output), fuel flow rate and heat input rate (using the procedures in section 2.1.3 of this appendix) for each hour during which the unit combusts fuel. Calculate the total hourly heat input using equation E-1 of this appendix. Record the heat input rate for each fuel to the nearest 0.1 mmBtu/hr. During partial unit operating hours or during hours where more than one fuel is combusted, heat input must be represented as an hourly rate in mmBtu/hr, as if the fuel were combusted for the entire hour at that rate (and not as the actual, total heat input during that partial hour or hour) in order to ensure proper correlation with the NO<sub>x</sub> emission rate graph.

2.4.2 Use the graph of the baseline correlation results (appropriate for the fuel or fuel combination) to determine the NO<sub>x</sub> emissions rate (lb/mmBtu) corresponding to the heat input rate (mmBtu/hr). Input this correlation into the data acquisition and handling system for the unit. Linearly interpolate to 0.1 mmBtu/hr heat input rate and 0.001 lb/mmBtu NO<sub>x</sub>. For each type of fuel, calculate NO<sub>x</sub> emission rate using the baseline correlation results from the most recent test with that fuel, beginning with the date and hour of the completion of the most recent test.

2.4.3 To determine the NO<sub>x</sub> emission rate for a unit co-firing fuels that has not been tested for that combination of fuels, interpolate between the NO<sub>x</sub> emission rate for each fuel as follows. Determine the heat input rate for the hour (in mmBtu/hr) for each fuel and select the corresponding NO<sub>x</sub> emission rate for each fuel on the appropriate graph. (When a fuel is combusted for a partial hour, determine the fuel usage time for each fuel and determine the heat input rate from each fuel as if that fuel were combusted at that rate for the entire hour in order to select the corresponding NO<sub>x</sub> emission rate.) Calculate the total heat input to the unit in mmBtu for the hour from all fuel combusted using Equation E-1. Calculate a Btu-weighted average of the emission rates for all fuels using Equation E-2 of this appendix. For each type of fuel, calculate NO<sub>x</sub> emission rate using the baseline correlation results from the most recent test with that fuel, beginning with the date and hour of the completion of the most recent test.

2.4.4 For each hour, record the critical quality assurance parameters, as identified in the monitoring plan, and as required by section 2.3 of this appendix from the date and hour of the completion of the most recent test for each type of fuel.

#### *2.5 Missing Data Procedures*

Provide substitute data for each unit electing to use this alternative procedure whenever a valid quality-assured hour of NO<sub>x</sub> emission rate data has not been obtained according to the procedures and specifications of this appendix. For the purpose of providing substitute data, calculate the maximum potential NO<sub>x</sub> emission rate (as defined in §72.2 of this chapter) for each type of fuel combusted in the unit.

2.5.1 Use the procedures of this section whenever any of the quality assurance/quality control parameters exceeds the limits in section 2.3 of this appendix or whenever any of the quality assurance/quality control parameters are not available.

2.5.2 Substitute missing NO<sub>x</sub> emission rate data using the highest NO<sub>x</sub> emission rate tabulated during the most recent set of baseline correlation tests for the same fuel or, if applicable, combination of fuels, except as provided in sections 2.5.2.1, 2.5.2.2, 2.5.2.3, and 2.5.2.4 of this appendix.

2.5.2.1 If the measured heat input rate during any unit operating hour is higher than the highest heat input rate from the baseline correlation tests, the NO<sub>x</sub> emission rate for the hour is considered to be missing. Provide substitute data for each such hour, according to section 2.5.2.1.1 or 2.5.2.1.2 of this appendix, as applicable. Either:

2.5.2.1.1 Substitute the higher of: the NO<sub>x</sub> emission rate obtained by linear extrapolation of the correlation curve, or the maximum potential NO<sub>x</sub> emission rate (MER) (as defined in §72.2 of this chapter), specific to the type of fuel being combusted. (For fuel mixtures, substitute the highest NO<sub>x</sub> MER value for any fuel in the mixture.) For units with NO<sub>x</sub> emission controls, the extrapolated NO<sub>x</sub> emission rate may only be used if the controls are documented (e.g., by parametric data) to be operating properly during the missing data period (see section 2.5.2.2 of this appendix); or

2.5.2.1.2 Substitute 1.25 times the highest NO<sub>x</sub> emission rate from the baseline correlation tests for the fuel (or fuel mixture) being combusted in the unit, not to exceed the MER for that fuel (or mixture). For units with NO<sub>x</sub> emission controls, the option to report 1.25 times the highest emission rate from the correlation curve may only be used if the controls are documented (e.g., by parametric data) to be operating properly during the missing data period (see section 2.5.2.2 of this appendix).

2.5.2.2 For a unit with add-on NO<sub>x</sub> emission controls (e.g., steam or water injection, selective catalytic reduction), if, for any unit operating hour, the emission controls are either not in operation or if appropriate parametric data are unavailable to ensure proper operation of the controls, the NO<sub>x</sub> emission rate for the hour is considered to be missing. Substitute the fuel-specific MER (as defined in §72.2 of this chapter) for each such hour.

2.5.2.3 When emergency fuel (as defined in §72.2) is combusted in the unit, report the fuel-specific NO<sub>x</sub> MER for each hour that the fuel is combusted, unless a NO<sub>x</sub> correlation curve has been derived for the fuel.

2.5.2.4 Whenever 20 full calendar quarters have elapsed following the quarter of the last baseline correlation test for a particular type of fuel (or fuel mixture), without a subsequent baseline correlation test being done for that type of fuel (or fuel mixture), substitute the fuel-specific NO<sub>x</sub> MER (as defined in §72.2 of this chapter) for each hour in which that fuel (or mixture) is combusted until a new baseline correlation test for that fuel (or mixture) has been successfully completed. For fuel mixtures, report the highest of the individual MER values for the components of the mixture.

2.5.3 Maintain a record indicating which data are substitute data and the reasons for the failure to provide a valid quality-assured hour of NO<sub>x</sub> emission rate data according to the procedures and specifications of this appendix.

2.5.4 Substitute missing data from a fuel flowmeter using the procedures in section 2.4.2 of appendix D to this part.

2.5.5 Substitute missing data for gross calorific value of fuel using the procedures in sections 2.4.1 of appendix D to this part.

### 3. CALCULATIONS

#### 3.1 Heat Input

Calculate the total heat input by summing the product of heat input rate and fuel usage time of each fuel, as in the following equation:

$$H_T = HI_{fuel1}t_1 + HI_{fuel2}t_2 + HI_{fuel3}t_3 + \dots + HI_{lastfuel}t_{last} \quad (Eq. E-1)$$

[View or download PDF](#)

Where:

$H_T$  = Total heat input of fuel flow or a combination of fuel flows to a unit, mmBtu.

$HI_{fuel1,2,3,\dots,last}$  = Heat input rate from each fuel, in mmBtu/hr as determined using Equation F-19 or F-20 in section 5.5 of appendix F to this part, mmBtu/hr.

$t_{1,2,3,\dots,last}$  = Fuel usage time for each fuel (rounded up to the nearest fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator)).

#### 3.2 F-factors

Determine the F-factors for each fuel or combination of fuels to be combusted according to section 3.3 of appendix F of this part.

#### 3.3 $NO_x$ Emission Rate

##### 3.3.1 Conversion from Concentration to Emission Rate

Convert the  $NO_x$  concentrations (ppm) and  $O_2$  concentrations to  $NO_x$  emission rates (to the nearest 0.01 lb/mmBtu for tests performed prior to April 1, 2000, or to the nearest 0.001 lb/mmBtu for tests performed on and after April 1, 2000), according to the appropriate one of the following equations: F-5 in appendix F to this part for dry basis concentration measurements or 19-3 in Method 19 of appendix A to part 60 of this chapter for wet basis concentration measurements.

##### 3.3.2 Quarterly Average $NO_x$ Emission Rate

Report the quarterly average emission rate (lb/mmBtu) as required in subpart G of this part. Calculate the quarterly average  $NO_x$  emission rate according to equation F-9 in appendix F of this part.

##### 3.3.3 Annual Average $NO_x$ Emission Rate

Report the average emission rate (lb/mmBtu) for the calendar year as required in subpart G of this part. Calculate the average  $NO_x$  emission rate according to equation F-10 in appendix F of this part.

##### 3.3.4 Average $NO_x$ Emission Rate During Co-firing of Fuels

$$E_b = \frac{\sum_{f=1}^{all\ fuels} (E_f \times HI_f t_f)}{H_T} \quad (Eq. E-2)$$

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Where:

$E_h$  = NO<sub>x</sub> emission rate for the unit for the hour, lb/mmBtu.

$E_i$  = NO<sub>x</sub> emission rate for the unit for a given fuel at heat input rate  $HI_i$ , lb/mmBtu.

$HI_i$  = Heat input rate for the hour for a given fuel, during the fuel usage time, as determined using Equation F-19 or F-20 in section 5.5 of appendix F to this part, mmBtu/hr.

$H_T$  = Total heat input for all fuels for the hour from Equation E-1.

$t_i$  = Fuel usage time for each fuel (rounded up to the nearest fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator)).

NOTE: For hours where a fuel is combusted for only part of the hour, use the fuel flow rate or mass flow rate during the fuel usage time, instead of the total fuel flow or mass flow during the hour, when calculating heat input rate using Equation F-19 or F-20.

#### 4. QUALITY ASSURANCE/QUALITY CONTROL PLAN

Include a section on the NO<sub>x</sub> emission rate determination as part of the monitoring quality assurance/quality control plan required under §75.21 and appendix B of this part for each gas-fired peaking unit and each oil-fired peaking unit. In this section present information including, but not limited to, the following: (1) a copy of all data and results from the initial NO<sub>x</sub> emission rate testing, including the values of quality assurance parameters specified in section 2.3 of this appendix; (2) a copy of all data and results from the most recent NO<sub>x</sub> emission rate load correlation testing; (3) a copy of the recommended range of quality assurance- and quality control-related operating parameters.

4.1 Submit a copy of the recommended range of operating parameter values, and the range of operating parameter values recorded during the previous NO<sub>x</sub> emission rate test that determined the unit's NO<sub>x</sub> emission rate, along with the unit's revised monitoring plan submitted with the certification application.

4.2 Keep records of these operating parameters for each hour of operation in order to demonstrate that a unit is remaining within the recommended operating range.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26551, May 17, 1995; 64 FR 28665, May 26, 1999; 67 FR 40473, 40474, June 12, 2002; 67 FR 53505, Aug. 16, 2002; 73 FR 4372, Jan. 24, 2008; 76 FR 17325, Mar. 28, 2011]

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### Appendix F to Part 75—Conversion Procedures

#### 1. APPLICABILITY

Use the procedures in this appendix to convert measured data from a monitor or continuous emission monitoring system into the appropriate units of the standard.

#### 2. PROCEDURES FOR SO<sub>2</sub> EMISSIONS

Use the following procedures to compute hourly SO<sub>2</sub> mass emission rate (in lb/hr) and quarterly and annual SO<sub>2</sub> total mass emissions (in tons).

2.1 When measurements of SO<sub>2</sub> concentration and flow rate are on a wet basis, use the following equation to compute hourly SO<sub>2</sub> mass emission rate (in lb/hr):

$$E_h = KC_h Q_h \quad (\text{Eq. F-1})$$

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Where:

$E_h$  = Hourly SO<sub>2</sub> mass emission rate during unit operation, lb/hr.

$K = 1.660 \times 10^{-7}$  for SO<sub>2</sub>, (lb/scf)/ppm.

$C_h$  = Hourly average SO<sub>2</sub> concentration during unit operation, stack moisture basis, ppm.

$Q_h$  = Hourly average volumetric flow rate during unit operation, stack moisture basis, scfh.

2.2 When measurements by the SO<sub>2</sub> pollutant concentration monitor are on a dry basis and the flow rate monitor measurements are on a wet basis, use the following equation to compute hourly SO<sub>2</sub> mass emission rate (in lb/hr):

$$E_h = K C_{hp} Q_{hw} \frac{(100 - \%H_2O)}{100} \quad (\text{Eq. F-2})$$

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where:

$E_h$  = Hourly SO<sub>2</sub> mass emission rate during unit operation, lb/hr.

$K = 1.660 \times 10^{-7}$  for SO<sub>2</sub>, (lb/scf)/ppm.

$C_{hp}$  = Hourly average SO<sub>2</sub> concentration during unit operation, ppm (dry).

$Q_{hw}$  = Hourly average volumetric flow rate during unit operation, scfh as measured (wet).

%H<sub>2</sub>O = Hourly average stack moisture content during unit operation, percent by volume.

2.3 Use the following equations to calculate total SO<sub>2</sub> mass emissions for each calendar quarter (Equation F-3) and for each calendar year (Equation F-4), in tons:

$$E_q = \frac{\sum_{k=1}^n E_k t_k}{2000}$$

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(Eq. F-3)

Where:

$E_q$  = Quarterly total SO<sub>2</sub> mass emissions, tons.

$E_h$  = Hourly SO<sub>2</sub> mass emission rate, lb/hr.

$t_h$  = Unit operating time, hour or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

n = Number of hourly SO<sub>2</sub> emissions values during calendar quarter.

2000 = Conversion of 2000 lb per ton.

$$E_a = \sum_{q=1}^4 E_q \quad (\text{Eq. F-4})$$

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Where:

E<sub>a</sub> = Annual total SO<sub>2</sub> mass emissions, tons.

E<sub>q</sub> = Quarterly SO<sub>2</sub> mass emissions, tons.

q = Quarters for which E<sub>q</sub> are available during calendar year.

2.4 Round all SO<sub>2</sub> mass emission rates and totals to the nearest tenth.

### 3. PROCEDURES FOR NO<sub>x</sub> EMISSION RATE

Use the following procedures to convert continuous emission monitoring system measurements of NO<sub>x</sub> concentration (ppm) and diluent concentration (percentage) into NO<sub>x</sub> emission rates (in lb/mmBtu). Perform measurements of NO<sub>x</sub> and diluent (O<sub>2</sub> or CO<sub>2</sub>) concentrations on the same moisture (wet or dry) basis.

3.1 When the NO<sub>x</sub> continuous emission monitoring system uses O<sub>2</sub> as the diluent, and measurements are performed on a dry basis, use the following conversion procedure:

$$E = K C_h F \frac{20.9}{20.9 - \%O_2}$$

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(Eq. F-5)

where,

K, E, C<sub>h</sub>, F, and %O<sub>2</sub> are defined in section 3.3 of this appendix. When measurements are performed on a wet basis, use the equations in Method 19 in appendix A-7 to part 60 of this chapter.

3.2 When the NO<sub>x</sub> continuous emission monitoring system uses CO<sub>2</sub> as the diluent, use the following conversion procedure:

$$E = K C_h F_c \frac{100}{\%CO_2}$$

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(Eq. F-6)

where:

K, E, Ch, Fc, and %CO<sub>2</sub> are defined in section 3.3 of this appendix.

When CO<sub>2</sub> and NO<sub>x</sub> measurements are performed on a different moisture basis, use the equations in Method 19 in appendix A-7 to part 60 of this chapter.

3.3 Use the definitions listed below to derive values for the parameters in equations F-5 and F-6 of this appendix, or (if applicable) in the equations in Method 19 in appendix A-7 to part 60 of this chapter.

3.3.1  $K = 1.194 \times 10^{-7} \text{ (lb/dscf)/ppm NO}_x$ .

3.3.2  $E = \text{Pollutant emissions during unit operation, lb/mmBtu.}$

3.3.3  $C_h = \text{Hourly average pollutant concentration during unit operation, ppm.}$

3.3.4 %O<sub>2</sub>, %CO<sub>2</sub> = Oxygen or carbon dioxide volume during unit operation (expressed as percent O<sub>2</sub> or CO<sub>2</sub>).

3.3.4.1 For boilers, a minimum concentration of 5.0 percent CO<sub>2</sub> or a maximum concentration of 14.0 percent O<sub>2</sub> may be substituted for the measured diluent gas concentration value for any operating hour in which the hourly average CO<sub>2</sub> concentration is <5.0 percent CO<sub>2</sub> or the hourly average O<sub>2</sub> concentration is >14.0 percent O<sub>2</sub>. For stationary gas turbines, a minimum concentration of 1.0 percent CO<sub>2</sub> or a maximum concentration of 19.0 percent O<sub>2</sub> may be substituted for measured diluent gas concentration values for any operating hour in which the hourly average CO<sub>2</sub> concentration is <1.0 percent CO<sub>2</sub> or the hourly average O<sub>2</sub> concentration is >19.0 percent O<sub>2</sub>.

3.3.4.2 If NO<sub>x</sub> emission rate is calculated using either Equation 19-3 or 19-5 in Method 19 in appendix A-7 to part 60 of this chapter, a variant of the equation shall be used whenever the diluent cap is applied. The modified equations shall be designated as Equations 19-3D and 19-5D, respectively. Equation 19-3D is structurally the same as Equation 19-3, except that the term “%O<sub>2w</sub>” in the denominator is replaced with the term “%O<sub>2dc</sub> × [(100–% H<sub>2</sub>O)/100]”, where %O<sub>2dc</sub> is the diluent cap value. The numerator of Equation 19-5D is the same as Equation 19-5; however, the denominator of Equation 19-5D is simply “20.9–%O<sub>2dc</sub>”, where %O<sub>2dc</sub> is the diluent cap value.

3.3.5 F, F<sub>c</sub> = a factor representing a ratio of the volume of dry flue gases generated to the caloric value of the fuel combusted (F), and a factor representing a ratio of the volume of CO<sub>2</sub> generated to the calorific value of the fuel combusted (F<sub>c</sub>), respectively. Table 1 lists the values of F and F<sub>c</sub> for different fuels.

**TABLE 1—F- AND F<sub>c</sub>-FACTORS<sup>1</sup>**

<b>Fuel</b>	<b>F-factor (dscf/mmBtu)</b>	<b>F<sub>c</sub>-factor (scf CO<sub>2</sub>/mmBtu)</b>
Coal (as defined by ASTM D388-99 <sup>2</sup> ):		
Anthracite	10,100	1,970
Bituminous	9,780	1,800
Subbituminous	9,820	1,840
Lignite	9,860	1,910
Petroleum Coke	9,830	1,850
Tire Derived Fuel	10,260	1,800

Oil	9,190	1,420
Gas:		
Natural gas	8,710	1,040
Propane	8,710	1,190
Butane	8,710	1,250
Wood:		
Bark	9,600	1,920
Wood residue	9,240	1,830

<sup>1</sup>Determined at standard conditions: 20 °C (68 °F) and 29.92 inches of mercury.

<sup>2</sup>Incorporated by reference under §75.6 of this part.

3.3.6 Equations F-7a and F-7b may be used in lieu of the F or F<sub>c</sub> factors specified in Section 3.3.5 of this appendix to calculate a site-specific dry-basis F factor (dscf/mmBtu) or a site-specific F<sub>c</sub> factor (scf CO<sub>2</sub>/mmBtu), on either a dry or wet basis. At a minimum, the site-specific F or F<sub>c</sub> factor must be based on 9 samples of the fuel. Fuel samples taken during each run of a RATA are acceptable for this purpose. The site-specific F or F<sub>c</sub> factor must be re-determined at least annually, and the value from the most recent determination must be used in the emission calculations. Alternatively, the previous F or F<sub>c</sub> value may continue to be used if it is higher than the value obtained in the most recent determination. The owner or operator shall keep records of all site-specific F or F<sub>c</sub> determinations, active for at least 3 years. (Calculate all F- and F<sub>c</sub> factors at standard conditions of 20 °C (68 °F) and 29.92 inches of mercury).

$$F = \frac{3.64 (\%H) + 1.53 (\%C) + 0.57 (\%S) + 0.14 (\%N) - 0.46 (\%O)}{GCV} \times 10^6$$

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(Eq. F-7a)

$$F_c = \frac{321 \times 10^3 (\%C)}{GCV}$$

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(Eq. F-7b)

3.3.6.1 H, C, S, N, and O are content by weight of hydrogen, carbon, sulfur, nitrogen, and oxygen (expressed as percent), respectively, as determined on the same basis as the gross calorific value (GCV) by ultimate analysis of the fuel combusted using ASTM D3176-89 (Reapproved 2002), Standard Practice for Ultimate Analysis of Coal and Coke, (solid fuels), ASTM D5291-02, Standard Test Methods for Instrumental Determination of Carbon, Hydrogen, and Nitrogen in Petroleum Products and Lubricants, (liquid fuels) or computed from results using ASTM D1945-96 (Reapproved 2001), Standard Test Method for Analysis of Natural Gas by Gas Chromatography, or ASTM D1946-90 (Reapproved 2006), Standard Practice for Analysis of Reformed Gas by Gas Chromatography, (gaseous fuels) as applicable. (All of these methods are incorporated by reference under §75.6 of this part.)

3.3.6.2 GCV is the gross calorific value (Btu/lb) of the fuel combusted determined by ASTM D5865-01a or ASTM D5865-10, ASTM D240-00 or ASTM D4809-00, and ASTM D3588-98, ASTM D4891-89 (Reapproved

2006), GPA Standard 2172-96, GPA Standard 2261-00, or ASTM D1826-94 (Reapproved 1998), as applicable. (All of these methods are incorporated by reference under §75.6.)

3.3.6.3 For affected units that combust a combination of a fuel (or fuels) listed in Table 1 in section 3.3.5 of this appendix with any fuel(s) not listed in Table 1, the F or F<sub>c</sub> value is subject to the Administrator's approval under §75.66.

3.3.6.4 For affected units that combust combinations of fuels listed in Table 1 in section 3.3.5 of this appendix, prorate the F or F<sub>c</sub> factors determined by section 3.3.5 or 3.3.6 of this appendix in accordance with the applicable formula as follows:

$$F = \sum_{i=1}^n X_i F_i \quad F_c = \sum_{i=1}^n X_i (F_c)_i$$

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Where,

X<sub>i</sub> = Fraction of total heat input derived from each type of fuel (e.g., natural gas, bituminous coal, wood). Each X<sub>i</sub> value shall be determined from the best available information on the quantity of fuel combusted and the GCV value, over a specified time period. The owner or operator shall explain the method used to calculate X<sub>i</sub> in the hardcopy portion of the monitoring plan for the unit. The X<sub>i</sub> values may be determined and updated either hourly, daily, weekly, or monthly. In all cases, the prorated F-factor used in the emission calculations shall be determined using the X<sub>i</sub> values from the most recent update.

F<sub>i</sub> or (F<sub>c</sub>)<sub>i</sub> = Applicable F or F<sub>c</sub> factor for each fuel type determined in accordance with Section 3.3.5 or 3.3.6 of this appendix.

n = Number of fuels being combusted in combination.

3.3.6.5 As an alternative to prorating the F or F<sub>c</sub> factor as described in section 3.3.6.4 of this appendix, a “worst-case” F or F<sub>c</sub> factor may be reported for any unit operating hour. The worst-case F or F<sub>c</sub> factor shall be the highest F or F<sub>c</sub> value for any of the fuels combusted in the unit.

3.4 Use the following equations to calculate the average NO<sub>x</sub> emission rate for each calendar quarter (Equation F-9) and the average emission rate for the calendar year (Equation F-10), in lb/mmBtu:

$$E_q = \sum_{i=1}^n \frac{E_i}{n} \quad (\text{Eq. F-9})$$

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Where:

E<sub>q</sub> = Quarterly average NO<sub>x</sub> emission rate, lb/mmBtu.

E<sub>i</sub> = Hourly average NO<sub>x</sub> emission rate during unit operation, lb/mmBtu.

n = Number of hourly rates during calendar quarter.

$$E_a = \sum_{i=1}^m \frac{E_i}{m} \quad (\text{Eq. F-10})$$

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Where:

$E_a$  = Average  $\text{NO}_x$  emission rate for the calendar year, lb/mmBtu.

$E_i$  = Hourly average  $\text{NO}_x$  emission rate during unit operation, lb/mmBtu.

$m$  = Number of hourly rates for which  $E_i$  is available in the calendar year.

3.5 Round all  $\text{NO}_x$  emission rates to the nearest 0.001 lb/mmBtu.

#### 4. PROCEDURES FOR $\text{CO}_2$ MASS EMISSIONS

Use the following procedures to convert continuous emission monitoring system measurements of  $\text{CO}_2$  concentration (percentage) and volumetric flow rate (scfh) into  $\text{CO}_2$  mass emissions (in tons/day) when the owner or operator uses a  $\text{CO}_2$  continuous emission monitoring system (consisting of a  $\text{CO}_2$  or  $\text{O}_2$  pollutant monitor) and a flow monitoring system to monitor  $\text{CO}_2$  emissions from an affected unit.

4.1 When  $\text{CO}_2$  concentration is measured on a wet basis, use the following equation to calculate hourly  $\text{CO}_2$  mass emissions rates (in tons/hr):

$$E_h = KC_hQ_h \quad (\text{Eq. F-11})$$

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Where:

$E_h$  = Hourly  $\text{CO}_2$  mass emission rate during unit operation, tons/hr.

$K = 5.7 \times 10^{-7}$  for  $\text{CO}_2$ , (tons/scf) /%  $\text{CO}_2$ .

$C_h$  = Hourly average  $\text{CO}_2$  concentration during unit operation, wet basis, either measured directly with a  $\text{CO}_2$  monitor or calculated from wet-basis  $\text{O}_2$  data using Equation F-14b, percent  $\text{CO}_2$ .

$Q_h$  = Hourly average volumetric flow rate during unit operation, wet basis, scfh.

4.2 When  $\text{CO}_2$  concentration is measured on a dry basis, use Equation F-2 to calculate the hourly  $\text{CO}_2$  mass emission rate (in tons/hr) with a K-value of  $5.7 \times 10^{-7}$  (tons/scf) percent  $\text{CO}_2$ , where  $E_h$  = hourly  $\text{CO}_2$  mass emission rate, tons/hr and  $C_{hp}$  = hourly average  $\text{CO}_2$  concentration in flue, dry basis, percent  $\text{CO}_2$ .

4.3 Use the following equations to calculate total  $\text{CO}_2$  mass emissions for each calendar quarter (Equation F-12) and for each calendar year (Equation F-13):

$$E_{\text{CO}_2q} = \sum_{h=1}^{H_q} E_h A_h \quad (\text{Eq. F-12})$$

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Where:

$E_{\text{CO}_2q}$  = Quarterly total  $\text{CO}_2$  mass emissions, tons.

$E_h$  = Hourly  $\text{CO}_2$  mass emission rate, tons/hr.

$t_h$  = Unit operating time, in hours or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

$H_r$  = Number of hourly CO<sub>2</sub> mass emission rates available during calendar quarter.

$$E_{CO_2e} = \sum_{q=1}^4 E_{CO_2q} \quad (\text{Eq. F-13})$$

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Where:

$E_{CO_2a}$  = Annual total CO<sub>2</sub> mass emissions, tons.

$E_{CO_2q}$  = Quarterly total CO<sub>2</sub> mass emissions, tons.

$q$  = Quarters for which  $E_{CO_2q}$  are available during calendar year.

4.4 For an affected unit, when the owner or operator is continuously monitoring O<sub>2</sub> concentration (in percent by volume) of flue gases using an O<sub>2</sub> monitor, use the equations and procedures in section 4.4.1 and 4.4.2 of this appendix to determine hourly CO<sub>2</sub> mass emissions (in tons).

4.4.1 If the owner or operator elects to use data from an O<sub>2</sub> monitor to calculate CO<sub>2</sub> concentration, the appropriate  $F$  and  $F_c$  factors from section 3.3.5 of this appendix shall be used in one of the following equations (as applicable) to determine hourly average CO<sub>2</sub> concentration of flue gases (in percent by volume) from the measured hourly average O<sub>2</sub> concentration:

$$CO_{2a} = 100 \frac{F_c}{F} \frac{20.9 - O_{2a}}{20.9} \quad (\text{Eq. F-14a})$$

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Where:

$CO_{2a}$  = Hourly average CO<sub>2</sub> concentration during unit operation, percent by volume, dry basis.

$F, F_c$  =  $F$ -factor or carbon-based  $F_c$ -factor from section 3.3.5 of this appendix.

20.9 = Percentage of O<sub>2</sub> in ambient air.

$O_{2a}$  = Hourly average O<sub>2</sub> concentration during unit operation, percent by volume, dry basis.

$$CO_{2w} = \frac{100}{20.9} \frac{F_c}{F} \left[ 20.9 \left( \frac{100 - \%H_2O}{100} \right) - O_{2w} \right] \quad (\text{Eq. F-14b})$$

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Where:

$CO_{2w}$  = Hourly average CO<sub>2</sub> concentration during unit operation, percent by volume, wet basis.

$O_{2w}$  = Hourly average O<sub>2</sub> concentration during unit operation, percent by volume, wet basis.

$F, F_c$  =  $F$ -factor or carbon-based  $F_c$ -factor from section 3.3.5 of this appendix.



20.9 = Percentage of O<sub>2</sub> in ambient air.

%H<sub>2</sub>O = Moisture content of gas in the stack, percent.

For any hour where Equation F-14a or F-14b results in a negative hourly average CO<sub>2</sub> value, 0.0% CO<sub>2w</sub> shall be recorded as the average CO<sub>2</sub> value for that hour.

4.4.2 Determine CO<sub>2</sub> mass emissions (in tons) from hourly average CO<sub>2</sub> concentration (percent by volume) using equation F-11 and the procedure in section 4.1, where O<sub>2</sub> measurements are on a wet basis, or using the procedures in section 4.2 of this appendix, where O<sub>2</sub> measurements are on a dry basis.

## 5. PROCEDURES FOR HEAT INPUT

Use the following procedures to compute heat input rate to an affected unit (in mmBtu/hr or mmBtu/day):

5.1 Calculate and record heat input rate to an affected unit on an hourly basis, except as provided in sections 5.5 through 5.5.7. The owner or operator may choose to use the provisions specified in §75.16(e) or in section 2.1.2 of appendix D to this part in conjunction with the procedures provided in sections 5.6 through 5.6.2 to apportion heat input among each unit using the common stack or common pipe header.

5.2 For an affected unit that has a flow monitor (or approved alternate monitoring system under subpart E of this part for measuring volumetric flow rate) and a diluent gas (O<sub>2</sub> or CO<sub>2</sub>) monitor, use the recorded data from these monitors and one of the following equations to calculate hourly heat input rate (in mmBtu/hr).

5.2.1 When measurements of CO<sub>2</sub> concentration are on a wet basis, use the following equation:

$$HI = Q_w \frac{1}{F_c} \frac{\%CO_{2w}}{100} \quad (Eq. F-15)$$

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Where:

HI = Hourly heat input rate during unit operation, mmBtu/hr.

Q<sub>w</sub> = Hourly average volumetric flow rate during unit operation, wet basis, scfh.

F<sub>c</sub> = Carbon-based F-factor, listed in section 3.3.5 of this appendix for each fuel, scf/mmBtu.

%CO<sub>2w</sub> = Hourly concentration of CO<sub>2</sub> during unit operation, percent CO<sub>2</sub> wet basis.

5.2.2 When measurements of CO<sub>2</sub> concentration are on a dry basis, use the following equation:

$$HI = Q_d \left[ \frac{(100 - \%H_2O)}{100F_c} \right] \left( \frac{\%CO_{2d}}{100} \right) \quad (Eq. F-16)$$

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Where:

HI = Hourly heat input rate during unit operation, mmBtu/hr.

$Q_h$  = Hourly average volumetric flow rate during unit operation, wet basis, scfh.

$F_c$  = Carbon-based F-Factor, listed in section 3.3.5 of this appendix for each fuel, scf/mmBtu.

$\%CO_{2d}$  = Hourly concentration of  $CO_2$  during unit operation, percent  $CO_2$  dry basis.

$\%H_2O$  = Moisture content of gas in the stack, percent.

5.2.3 When measurements of  $O_2$  concentration are on a wet basis, use the following equation:

$$HI = Q_w \frac{1}{F} \left[ \frac{(20.9/100)(100 - \%H_2O) - \%O_{2w}}{20.9} \right] \quad (Eq. F-17)$$

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Where:

HI = Hourly heat input rate during unit operation, mmBtu/hr.

$Q_w$  = Hourly average volumetric flow rate during unit operation, wet basis, scfh.

F = Dry basis F-factor, listed in section 3.3.5 of this appendix for each fuel, dscf/mmBtu.

$\%O_{2w}$  = Hourly concentration of  $O_2$  during unit operation, percent  $O_2$  wet basis. For any operating hour where Equation F-17 results in an hourly heat input rate that is  $\leq 0.0$  mmBtu/hr, 1.0 mmBtu/hr shall be recorded and reported as the heat input rate for that hour.

$\%H_2O$  = Hourly average stack moisture content, percent by volume.

5.2.4 When measurements of  $O_2$  concentration are on a dry basis, use the following equation:

$$HI = Q_w \left[ \frac{(100 - \%H_2O)}{100 F} \right] \left[ \frac{(20.9 - \%O_{2d})}{20.9} \right] \quad (Eq. F-18)$$

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Where:

HI = Hourly heat input rate during unit operation, mmBtu/hr.

$Q_w$  = Hourly average volumetric flow during unit operation, wet basis, scfh.

F = Dry basis F-factor, listed in section 3.3.5 of this appendix for each fuel, dscf/mmBtu.

$\%H_2O$  = Moisture content of the stack gas, percent.

$\%O_{2d}$  = Hourly concentration of  $O_2$  during unit operation, percent  $O_2$  dry basis.

### 5.3 Heat Input Summation (for Heat Input Determined Using a Flow Monitor and Diluent Monitor)

5.3.1 Calculate total quarterly heat input for a unit or common stack using a flow monitor and diluent monitor to calculate heat input, using the following equation:

$$HI_q = \sum_{hour=1}^n HI_i t_i \quad (Eq. F-18a)$$

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Where:

$HI_q$  = Total heat input for the quarter, mmBtu.

$HI_i$  = Hourly heat input rate during unit operation, using Equation F-15, F-16, F-17, or F-18, mmBtu/hr.

$t_i$  = Hourly operating time for the unit or common stack, hour or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

5.3.2 Calculate total cumulative heat input for a unit or common stack using a flow monitor and diluent monitor to calculate heat input, using the following equation:

$$HI_c = \sum_{q=1}^{\text{the current quarter}} HI_q \quad (Eq. F-18b)$$

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Where:

$HI_c$  = Total heat input for the year to date, mmBtu.

$HI_q$  = Total heat input for the quarter, mmBtu.

#### 5.4 [Reserved]

5.5 For a gas-fired or oil-fired unit that does not have a flow monitor and is using the procedures specified in appendix D to this part to monitor SO<sub>2</sub> emissions or for any unit using a common stack for which the owner or operator chooses to determine heat input by fuel sampling and analysis, use the following procedures to calculate hourly heat input rate in mmBtu/hr. The procedures of section 5.5.3 of this appendix shall not be used to determine heat input from a coal unit that is required to comply with the provisions of this part for monitoring, recording, and reporting NO<sub>x</sub> mass emissions under a State or federal NO<sub>x</sub> mass emission reduction program.

5.5.1 (a) When the unit is combusting oil, use the following equation to calculate hourly heat input rate:

$$HI_o = M_o \frac{GCV_o}{10^6} \quad (Eq. F-19)$$

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Where:

$HI_o$  = Hourly heat input rate from oil, mmBtu/hr.

$M_o$  = Mass rate of oil consumed per hour, as determined using procedures in appendix D to this part, in lb/hr, tons/hr, or kg/hr.

$GCV_o$  = Gross calorific value of oil, as measured by ASTM D240-00, ASTM D5865-01a, ASTM D5865-10, or ASTM D4809-00 for each oil sample under section 2.2 of appendix D to this part, Btu/unit mass (all incorporated by reference under §75.6).

$10^6$  = Conversion of Btu to mmBtu.

(b) When performing oil sampling and analysis solely for the purpose of the missing data procedures in §75.36, oil samples for measuring GCV may be taken weekly, and the procedures specified in appendix D to this part for determining the mass rate of oil consumed per hour are optional.

5.5.2 When the unit is combusting gaseous fuels, use the following equation to calculate heat input rate from gaseous fuels for each hour:

$$HI_g = \frac{(Q_g \times GCV_g)}{10^6} \quad (\text{Eq. F-20})$$

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Where:

$HI_g$  = Hourly heat input rate from gaseous fuel, mmBtu/hour.

$Q_g$  = Metered flow rate of gaseous fuel combusted during unit operation, hundred standard cubic feet per hour.

$GCV_g$  = Gross calorific value of gaseous fuel, as determined by sampling (for each delivery for gaseous fuel in lots, for each daily gas sample for gaseous fuel delivered by pipeline, for each hourly average for gas measured hourly with a gas chromatograph, or for each monthly sample of pipeline natural gas, or as verified by the contractual supplier at least once every month pipeline natural gas is combusted, as specified in section 2.3 of appendix D to this part) using ASTM D1826-94 (Reapproved 1998), ASTM D3588-98, ASTM D4891-89 (Reapproved 2006), GPA Standard 2172-96 Calculation of Gross Heating Value, Relative Density and Compressibility Factor for Natural Gas Mixtures from Compositional Analysis, or GPA Standard 2261-00 Analysis for Natural Gas and Similar Gaseous Mixtures by Gas Chromatography, Btu/100 scf (all incorporated by reference under §75.6 of this part).

$10^6$  = Conversion of Btu to mmBtu.

5.5.3 When the unit is combusting coal, use the procedures, methods, and equations in sections 5.5.3.1-5.5.3.3 of this appendix to determine the heat input from coal for each 24-hour period. (All ASTM methods are incorporated by reference under §75.6 of this part.)

5.5.3.1 Perform coal sampling daily according to section 5.3.2.2 in Method 19 in appendix A to part 60 of this chapter and use ASTM D2234-00, Standard Practice for Collection of a Gross Sample of Coal, (incorporated by reference under §75.6 of this part) Type I, Conditions A, B, or C and systematic spacing for sampling. (When performing coal sampling solely for the purposes of the missing data procedures in §75.36, use of ASTM D2234-00 is optional, and coal samples may be taken weekly.)

5.5.3.2 All ASTM methods are incorporated by reference under §75.6. Use ASTM D2013-01 for preparation of a daily coal sample and analyze each daily coal sample for gross calorific value using ASTM D5865-01a or ASTM D5865-10. On-line coal analysis may also be used if the on-line analytical instrument has been demonstrated to be equivalent to the applicable ASTM methods under §§75.23 and 75.66.

5.5.3.3 Calculate the heat input from coal using the following equation:

$$HI_c = M_c \frac{GCV_c}{500} \quad (\text{Eq. F-21})$$

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(Eq. F-21)

where:

$HI_c$  = Daily heat input from coal, mmBtu/day.

$M_c$  = Mass of coal consumed per day, as measured and recorded in company records, tons.

$GCV_c$  = Gross calorific value of coal sample, as measured by ASTM D3176-89 (Reapproved 2002), ASTM D5865-01a, or ASTM D5865-10, Btu/lb (incorporated by reference under §75.6).

500 = Conversion of Btu/lb to mmBtu/ton.

5.5.4 For units obtaining heat input values daily instead of hourly, apportion the daily heat input using the fraction of the daily steam load or daily unit operating load used each hour in order to obtain  $HI_i$  for use in the above equations. Alternatively, use the hourly mass of coal consumed in equation F-21.

5.5.5 If a daily fuel sampling value for gross calorific value is not available, substitute the maximum gross calorific value measured from the previous 30 daily samples. If a monthly fuel sampling value for gross calorific value is not available, substitute the maximum gross calorific value measured from the previous 3 monthly samples.

5.5.6 If a fuel flow value is not available, use the fuel flowmeter missing data procedures in section 2.4 of appendix D of this part. If a daily coal consumption value is not available, substitute the maximum fuel feed rate during the previous thirty days when the unit burned coal.

5.5.7 Results for samples must be available no later than thirty calendar days after the sample is composited or taken. However, during an audit, the Administrator may require that the results be available in five business days, or sooner if practicable.

### 5.6 Heat Input Rate Apportionment for Units Sharing a Common Stack or Pipe

5.6.1 Where applicable, the owner or operator of an affected unit that determines heat input rate at the unit level by apportioning the heat input monitored at a common stack or common pipe using megawatts shall apportion the heat input rate using the following equation:

$$HI_i = HI_{cs} \left( \frac{t_i}{t_c} \right) \left[ \frac{MW_i t_i}{\sum_{i=1}^n MW_i t_i} \right] \quad (\text{Eq. F-21a})$$

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Where:

$HI_i$  = Heat input rate for a unit, mmBtu/hr.

$HI_{cs}$  = Heat input rate at the common stack or pipe, mmBtu/hr.

$MW_i$  = Gross electrical output, MWe.

$t_i$  = Unit operating time, hour or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

$t_{cs}$  = Common stack or common pipe operating time, hour or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

$n$  = Total number of units using the common stack or pipe.

$i$  = Designation of a particular unit.

5.6.2 Where applicable, the owner or operator of an affected unit that determines the heat input rate at the unit level by apportioning the heat input rate monitored at a common stack or common pipe using steam load shall apportion the heat input rate using the following equation:

$$HI_i = HI_{cs} \left( \frac{t_{cs}}{t_i} \right) \left[ \frac{SF_i t_i}{\sum_{j=1}^n SF_j t_j} \right] \quad (Eq. F-21b)$$

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Where:

$HI_i$  = Heat input rate for a unit, mmBtu/hr.

$HI_{cs}$  = Heat input rate at the common stack or pipe, mmBtu/hr.

SF = Gross steam load, lb/hr, or mmBtu/hr.

$t_i$  = Unit operating time, hour or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

$t_{cs}$  = Common stack or common pipe operating time, hour or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

$n$  = Total number of units using the common stack or pipe.

$i$  = Designation of a particular unit.

### 5.7 Heat Input Rate Summation for Units with Multiple Stacks or Pipes

The owner or operator of an affected unit that determines the heat input rate at the unit level by summing the heat input rates monitored at multiple stacks or multiple pipes shall sum the heat input rates using the following equation:

$$HI_{Unit} = \frac{\sum_{j=1}^n HI_j t_j}{t_{Unit}} \quad (Eq. F-21c)$$

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Where:

$HI_{Unit}$  = Heat input rate for a unit, mmBtu/hr.

$HI_s$  = Heat input rate for the individual stack, duct, or pipe, mmBtu/hr.

$t_{Unit}$  = Unit operating time, hour or fraction of the hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

$t_s$  = Operating time for the individual stack or pipe, hour or fraction of the hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

s = Designation for a particular stack, duct, or pipe.

### 5.8 Alternate Heat Input Apportionment for Common Pipes

As an alternative to using Equation F-21a or F-21b in section 5.6 of this appendix, the owner or operator may apportion the heat input rate at a common pipe to the individual units served by the common pipe based on the fuel flow rate to the individual units, as measured by uncertified fuel flowmeters. This option may only be used if a fuel flowmeter system that meets the requirements of appendix D to this part is installed on the common pipe. If this option is used, determine the unit heat input rates using the following equation:

$$HI_i = HI_{CP} \left( \frac{t_{CP}}{t_i} \right) \left[ \frac{FF_i t_i}{\sum_{i=1}^n FF_i t_i} \right] \quad (Eq. F-21d)$$

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Where:

$HI_i$  = Heat input rate for a unit, mmBtu/hr.

$HI_{CP}$  = Heat input rate at the common pipe, mmBtu/hr.

$FF_i$  = Fuel flow rate to a unit, gal/min, 100 scfh, or other appropriate units.

$t_i$  = Unit operating time, hour or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

$t_{CP}$  = Common pipe operating time, hour or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

n = Total number of units using the common pipe.

i = Designation of a particular unit.

## 6. PROCEDURE FOR CONVERTING VOLUMETRIC FLOW TO STP

Use the following equation to convert volumetric flow at actual temperature and pressure to standard temperature and pressure.

$$F_{STP} = F_{Actual} (T_{Std}/T_{Stack})(P_{Stack}/P_{Std})$$

where:

$F_{STP}$  = Flue gas volumetric flow rate at standard temperature and pressure, scfh.

$F_{Actual}$  = Flue gas volumetric flow rate at actual temperature and pressure, acfh.

$T_{Std}$  = Standard temperature = 528 °R.

$T_{Stack}$  = Flue gas temperature at flow monitor location, °R, where °R = 460 + °F.

$P_{Stack}$  = The absolute flue gas pressure = barometric pressure at the flow monitor location + flue gas static pressure, inches of mercury.

$P_{Std}$  = Standard pressure = 29.92 inches of mercury.

#### 7. PROCEDURES FOR SO<sub>2</sub> MASS EMISSIONS, USING DEFAULT SO<sub>2</sub> EMISSION RATES AND HEAT INPUT MEASURED BY CEMS

The owner or operator shall use Equation F-23 to calculate hourly SO<sub>2</sub> mass emissions in accordance with §75.11(e)(1) during the combustion of gaseous fuel, for a unit that uses a flow monitor and a diluent gas monitor to measure heat input, and that qualifies to use a default SO<sub>2</sub> emission rate under section 2.3.1.1, 2.3.2.1.1, or 2.3.6(b) of appendix D to this part. Equation F-23 may also be applied to the combustion of solid or liquid fuel that meets the definition of very low sulfur fuel in §72.2 of this chapter, combinations of such fuels, or mixtures of such fuels with gaseous fuel, if the owner or operator has received approval from the Administrator under §75.66 to use a site-specific default SO<sub>2</sub> emission rate for the fuel or mixture of fuels.

$$E_h = (ER)(HI) \quad (\text{Eq. F-23})$$

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Where:

$E_h$  = Hourly SO<sub>2</sub> mass emission rate, lb/hr.

ER = Applicable SO<sub>2</sub> default emission rate for gaseous fuel combustion, from section 2.3.1.1, 2.3.2.1.1, or 2.3.6(b) of appendix D to this part, or other default SO<sub>2</sub> emission rate for the combustion of very low sulfur liquid or solid fuel, combinations of such fuels, or mixtures of such fuels with gaseous fuel, as approved by the Administrator under §75.66, lb/mmBtu.

HI = Hourly heat input rate, determined using the procedures in section 5.2 of this appendix, mmBtu/hr.

#### 8. PROCEDURES FOR NO<sub>x</sub> MASS EMISSIONS

The owner or operator of a unit that is required to monitor, record, and report NO<sub>x</sub> mass emissions under a State or federal NO<sub>x</sub> mass emission reduction program must use the procedures in section 8.1, 8.2, or 8.3 of this appendix, as applicable, to account for hourly NO<sub>x</sub> mass emissions, and the procedures in section 8.4 of this appendix to account for quarterly, seasonal, and annual NO<sub>x</sub> mass emissions to the extent that the provisions of subpart H of this part are adopted as requirements under such a program.

8.1 The owner or operator may use the hourly NO<sub>x</sub> emission rate and the hourly heat input rate to calculate the NO<sub>x</sub> mass emissions in pounds or the NO<sub>x</sub> mass emission rate in pounds per hour, (as required by the applicable reporting format), for each unit or stack operating hour, as follows:

8.1.1 If both NO<sub>x</sub> emission rate and heat input rate are monitored at the same unit or stack level (e.g., the NO<sub>x</sub> emission rate value and the heat input rate value both represent all of the units exhausting to the common stack), then (as required by the applicable reporting format) either:



(a) Use Equation F-24 to calculate the hourly NO<sub>x</sub> mass emissions (lb).

$$M_{(\text{NO}_x)_h} = ER_{(\text{NO}_x)_h} HI_h t_h \quad (\text{Eq. F-24})$$

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Where:

$M_{(\text{NO}_x)_h}$  = NO<sub>x</sub> mass emissions in lbs for the hour.

$ER_{(\text{NO}_x)_h}$  = Hourly average NO<sub>x</sub> emission rate for hour h, lb/mmBtu, from section 3 of this appendix, from Method 19 in appendix A-7 to part 60 of this chapter, or from section 3.3 of appendix E to this part. (Include bias-adjusted NO<sub>x</sub> emission rate values, where the bias-test procedures in appendix A to this part shows a bias-adjustment factor is necessary.)

$HI_h$  = Hourly average heat input rate for hour h, mmBtu/hr. (Include bias-adjusted flow rate values, where the bias-test procedures in appendix A to this part shows a bias-adjustment factor is necessary.)

$t_h$  = Monitoring location operating time for hour h, in hours or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator). If the combined NO<sub>x</sub> emission rate and heat input are monitored for all of the units in a common stack, the monitoring location operating time is equal to the total time when any of those units was exhausting through the common stack; or

(b) Use Equation F-24a to calculate the hourly NO<sub>x</sub> mass emission rate (lb/hr).

$$E_{(\text{NO}_x)_h} = ER_{(\text{NO}_x)_h} HI_h \quad (\text{Eq. F-24a})$$

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Where:

$E_{(\text{NO}_x)_h}$  = NO<sub>x</sub> mass emissions rate in lbs/hr for the hour.

$ER_{(\text{NO}_x)_h}$  = Hourly average NO<sub>x</sub> emission rate for hour h, lb/mmBtu, from section 3 of this appendix, from Method 19 in appendix A-7 to part 60 of this chapter, or from section 3.3 of appendix E to this part. (Include bias-adjusted NO<sub>x</sub> emission rate values, where the bias-test procedures in appendix A to this part shows a bias-adjustment factor is necessary.)

$HI_h$  = Hourly average heat input rate for hour h, mmBtu/hr. (Include bias-adjusted flow rate values, where the bias-test procedures in appendix A to this part shows a bias-adjustment factor is necessary.)

8.1.2 If NO<sub>x</sub> emission rate is measured at a common stack and heat input is measured at the unit level, sum the hourly heat inputs at the unit level according to the following formula:

$$HI_{CS} = \frac{\sum_{u=1}^u HI_u t_u}{t_{CS}} \quad (\text{Eq. F-25})$$

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where:

$HI_{cs}$  = Hourly average heat input rate for hour h for the units at the common stack, mmBtu/hr.

$t_{cs}$  = Common stack operating time for hour h, in hours or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator). (For each hour,  $t_{cs}$  is the total time during which one or more of the units which exhaust through the common stack operate.).

$HI_u$  = Hourly average heat input rate for hour h for the unit, mmBtu/hr.

$t_u$  = Unit operating time for hour h, in hours or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

p = Number of units that exhaust through the common stack.

u = Designation of a particular unit.

Use the hourly heat input rate at the common stack level and the hourly average  $NO_x$  emission rate at the common stack level and the procedures in section 8.1.1 of this appendix to determine the hourly  $NO_x$  mass emissions at the common stack.

8.1.3 If a unit has multiple ducts and  $NO_x$  emission rate is only measured at one duct, use the  $NO_x$  emission rate measured at the duct, the heat input measured for the unit, and the procedures in section 8.1.1 of this appendix to determine  $NO_x$  mass emissions.

8.1.4 If a unit has multiple ducts and  $NO_x$  emission rate is measured in each duct, heat input shall also be measured in each duct and the procedures in section 8.1.1 of this appendix shall be used to determine  $NO_x$  mass emissions.

8.2 Alternatively, the owner or operator may use the hourly  $NO_x$  concentration (as measured by a  $NO_x$  concentration monitoring system) and the hourly stack gas volumetric flow rate to calculate the  $NO_x$  mass emission rate (lb/hr) for each unit or stack operating hour, in accordance with section 8.2.1 or 8.2.2 of this appendix (as applicable). If the hourly  $NO_x$  mass emissions are to be reported in lb, Equation F-26c in section 8.3 of this appendix shall be used to convert the hourly  $NO_x$  mass emission rates to hourly  $NO_x$  mass emissions (lb).

8.2.1 When the  $NO_x$  concentration monitoring system measures on a wet basis, first calculate the hourly  $NO_x$  mass emission rate (in lb/hr) during unit (or stack) operation, using Equation F-26a. (Include bias-adjusted flow rate or  $NO_x$  concentration values, where the bias-test procedures in appendix A to this part shows a bias-adjustment factor is necessary.)

$$E_{(NO_x)_h} = K C_{hw} Q_h \quad (\text{Eq. F-26 a})$$

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Where:

$E_{(NO_x)_h}$  =  $NO_x$  mass emissions rate in lb/hr.

$K = 1.194 \times 10^{-7}$  for  $NO_x$ , (lb/scf)/ppm.

$C_{hw}$  = Hourly average  $NO_x$  concentration during unit operation, wet basis, ppm.

$Q_h$  = Hourly average volumetric flow rate during unit operation, wet basis, scfh.

8.2.2 When NO<sub>x</sub> mass emissions are determined using a dry basis NO<sub>x</sub> concentration monitoring system and a wet basis flow monitoring system, first calculate hourly NO<sub>x</sub> mass emission rate (in lb/hr) during unit (or stack) operation, using Equation F-26b. (Include bias-adjusted flow rate or NO<sub>x</sub> concentration values, where the bias-test procedures in appendix A to this part shows a bias-adjustment factor is necessary.)

$$E_{(\text{NO}_x)_h} = K C_{hd} Q_h \frac{(100 - \%H_2O)}{(100)} \quad (\text{Eq. F-26b})$$

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Where:

$E_{(\text{NO}_x)_h}$  = NO<sub>x</sub> mass emissions rate, lb/hr.

$K = 1.194 \times 10^{-7}$  for NO<sub>x</sub>, (lb/scf)/ppm.

$C_{hd}$  = Hourly average NO<sub>x</sub> concentration during unit operation, dry basis, ppm.

$Q_h$  = Hourly average volumetric flow rate during unit operation, wet basis, scfh.

%H<sub>2</sub>O = Hourly average stack moisture content during unit operation, percent by volume.

8.3 When hourly NO<sub>x</sub> mass emissions are reported in pounds and are determined using a NO<sub>x</sub> concentration monitoring system and a flow monitoring system, calculate NO<sub>x</sub> mass emissions (lb) for each unit or stack operating hour by multiplying the hourly NO<sub>x</sub> mass emission rate (lb/hr) by the unit operating time for the hour, as follows:

$$M_{(\text{NO}_x)_h} = E_h t_h \quad (\text{Eq. F-26c})$$

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Where:

$M_{(\text{NO}_x)_h}$  = NO<sub>x</sub> mass emissions for the hour, lb.

$E_h$  = Hourly NO<sub>x</sub> mass emission rate during unit (or stack) operation from Equation F-26a in section 8.2.1 of this appendix or Equation F-26b in section 8.2.2 of this appendix (as applicable), lb/hr.

$t_h$  = Unit operating time or stack operating time (as defined in §72.2 of this chapter) for hour “h”, in hours or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

8.4 Use the following procedures to calculate quarterly, cumulative ozone season, and cumulative yearly NO<sub>x</sub> mass emissions, in tons:

(a) When hourly NO<sub>x</sub> mass emissions are reported in lb., use Eq. F-27.

$$M_{(\text{NO}_x)_{\text{averaged}}} = \frac{\sum_{h=1}^P M_{(\text{NO}_x)_h}}{2000} \quad (\text{Eq. F-27})$$

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Where:

$M_{(\text{NO}_x)_{\text{time period}}} = \text{NO}_x$  mass emissions in tons for the given time period (quarter, cumulative ozone season, cumulative year-to-date).

$M_{(\text{NO}_x)_h} = \text{NO}_x$  mass emissions in lb for the hour.

$p =$  The number of hours in the given time period (quarter, cumulative ozone season, cumulative year-to-date).

(b) When hourly  $\text{NO}_x$  mass emission rate is reported in lb/hr, use Eq. F-27a.

$$M_{(\text{NO}_x)_{\text{time period}}} = \frac{\sum_{h=1}^p E_{(\text{NO}_x)_h} t_h}{2000} \quad (\text{Eq. F-27 a})$$

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Where:

$M_{(\text{NO}_x)_{\text{time period}}} = \text{NO}_x$  mass emissions in tons for the given time period (quarter, cumulative ozone season, cumulative year-to-date).

$E_{(\text{NO}_x)_h} = \text{NO}_x$  mass emission rate in lb/hr for the hour.

$p =$  The number of hours in the given time period (quarter, cumulative ozone season, cumulative year-to-date).

$t_h =$  Monitoring location operating time for hour  $h$ , in hours or fraction of an hour (in equal increments that can range from one hundredth to one quarter of an hour, at the option of the owner or operator).

8.5 Specific provisions for monitoring  $\text{NO}_x$  mass emissions from common stacks. The owner or operator of a unit utilizing a common stack may account for  $\text{NO}_x$  mass emissions using either of the following methodologies, if the provisions of subpart H are adopted as requirements of a State or federal  $\text{NO}_x$  mass reduction program:

8.5.1 The owner or operator may determine both  $\text{NO}_x$  emission rate and heat input at the common stack and use the procedures in section 8.1.1 of this appendix to determine hourly  $\text{NO}_x$  mass emissions at the common stack.

8.5.2 The owner or operator may determine the  $\text{NO}_x$  emission rate at the common stack and the heat input at each of the units and use the procedures in section 8.1.2 of this appendix to determine the hourly  $\text{NO}_x$  mass emissions at each unit.

## 9. [RESERVED]

## 10. MOISTURE DETERMINATION FROM WET AND DRY $\text{O}_2$ READINGS

If a correction for the stack gas moisture content is required in any of the emissions or heat input calculations described in this appendix, and if the hourly moisture content is determined from wet- and dry-basis  $\text{O}_2$  readings, use Equation F-31 to calculate the percent moisture, unless a “K” factor or other mathematical algorithm is developed as described in section 6.5.7(a) of appendix A to this part:

$$\% \text{H}_2\text{O} = \frac{(\text{O}_{2d} - \text{O}_{2w})}{\text{O}_{2d}} \times 100 \quad (\text{Eq. F-31})$$

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Where:

% H<sub>2</sub>O = Hourly average stack gas moisture content, percent H<sub>2</sub>O

O<sub>2d</sub> = Dry-basis hourly average oxygen concentration, percent O<sub>2</sub>

O<sub>2w</sub> = Wet-basis hourly average oxygen concentration, percent O<sub>2</sub>

[58 FR 3701, Jan. 11, 1993; Redesignated and amended at 60 FR 26553, 26571, May 17, 1995; 61 FR 25585, May 22, 1996; 61 FR 59166, Nov. 20, 1996; 63 FR 57513, Oct. 27, 1998; 64 FR 28666, May 26, 1999; 64 FR 37582, July 12, 1999; 67 FR 40474, 40475, June 12, 2002; 67 FR 53505, Aug. 16, 2002; 70 FR 28695, May 18, 2005; 73 FR 4372, Jan. 24, 2008; 76 FR 17325, Mar. 28, 2011; 77 FR 2460, Jan. 18, 2012]

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## Appendix G to Part 75—Determination of CO<sub>2</sub> Emissions

### 1. APPLICABILITY

The procedures in this appendix may be used to estimate CO<sub>2</sub> mass emissions discharged to the atmosphere (in tons/day) as the sum of CO<sub>2</sub> emissions from combustion and, if applicable, CO<sub>2</sub> emissions from sorbent used in a wet flue gas desulfurization control system, fluidized bed boiler, or other emission controls.

### 2. PROCEDURES FOR ESTIMATING CO<sub>2</sub> EMISSIONS FROM COMBUSTION

Use the following procedures to estimate daily CO<sub>2</sub> mass emissions from the combustion of fossil fuels. The optional procedure in section 2.3 of this appendix may also be used for an affected gas-fired unit. For an affected unit that combusts any nonfossil fuels (e.g., bark, wood, residue, or refuse), either use a CO<sub>2</sub> continuous emission monitoring system or apply to the Administrator for approval of a unit-specific method for determining CO<sub>2</sub> emissions.

2.1 Use the following equation to calculate daily CO<sub>2</sub> mass emissions (in tons/day) from the combustion of fossil fuels. Where fuel flow is measured in a common pipe header (i.e., a pipe carrying fuel for multiple units), the owner or operator may use the procedures in section 2.1.2 of appendix D of this part for combining or apportioning emissions, except that the term “SO<sub>2</sub> mass emissions” is replaced with the term “CO<sub>2</sub> mass emissions.”

$$W_{CO_2} = \frac{(MW_C + MW_{O_2}) \times W_C}{2,000 MW_C} \text{ (Eq. G-1)}$$

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Where:

W<sub>CO2</sub> = CO<sub>2</sub> emitted from combustion, tons/day.

MW<sub>C</sub> = Molecular weight of carbon (12.0).

MW<sub>O2</sub> = Molecular weight of oxygen (32.0)

W<sub>C</sub> = Carbon burned, lb/day, determined using fuel sampling and analysis and fuel feed rates.

2.1.1 Collect at least one fuel sample during each week that the unit combusts coal, one sample per each shipment or delivery for oil and diesel fuel, one fuel sample for each delivery for gaseous fuel in lots, one sample

per day or per hour (as applicable) for each gaseous fuel that is required to be sampled daily or hourly for gross calorific value under section 2.3.5.6 of appendix D to this part, and one sample per month for each gaseous fuel that is required to be sampled monthly for gross calorific value under section 2.3.4.1 or 2.3.4.2 of appendix D to this part. Collect coal samples from a location in the fuel handling system that provides a sample representative of the fuel bunkered or consumed during the week.

2.1.2 Determine the carbon content of each fuel sample using one of the following methods: ASTM D3178-89 (Reapproved 2002) or ASTM D5373-02 (Reapproved 2007) for coal; ASTM D5291-02, Standard Test Methods for Instrumental Determination of Carbon, Hydrogen, and Nitrogen in Petroleum Products and Lubricants, ultimate analysis of oil, or computations based upon ASTM D3238-95 (Reapproved 2000) and either ASTM D2502-92 (Reapproved 1996) or ASTM D2503-92 (Reapproved 1997) for oil; and computations based on ASTM D1945-96 (Reapproved 2001) or ASTM D1946-90 (Reapproved 2006) for gas (all incorporated by reference under §75.6 of this part).

2.1.3 Use daily fuel feed rates from company records for all fuels and the carbon content of the most recent fuel sample under this section to determine tons of carbon per day from combustion of each fuel. (All ASTM methods are incorporated by reference under §75.6.) Where more than one fuel is combusted during a calendar day, calculate total tons of carbon for the day from all fuels.

2.2 For an affected coal-fired unit, the estimate of daily CO<sub>2</sub> mass emissions given by equation G-1 may be adjusted to account for carbon retained in the ash using the procedures in either section 2.2.1 through 2.2.3 or section 2.2.4 of this appendix.

2.2.1 Determine the ash content of the weekly sample of coal using ASTM D3174-00, “Standard Test Method for Ash in the Analysis Sample of Coal and Coke from Coal” (incorporated by reference under §75.6 of this part).

2.2.2 Sample and analyze the carbon content of the fly-ash according to ASTM D5373-02 (Reapproved 2007), Standard Test Methods for Instrumental Determination of Carbon, Hydrogen, and Nitrogen in Laboratory Samples of Coal and Coke” (incorporated by reference under §75.6 of this part).

2.2.3 Discount the estimate of daily CO<sub>2</sub> mass emissions from the combustion of coal given by equation G-1 by the percent carbon retained in the ash using the following equation:

$$W_{\text{netCO}_2} = W_{\text{CO}_2} - \left( \frac{MW_{\text{CO}_2}}{MW_c} \right) \left( \frac{A\%}{100} \right) \left( \frac{C\%}{100} \right) W_{\text{COAL}}$$

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(Eq. G-2)

where,

$W_{\text{netCO}_2}$  = Net CO<sub>2</sub> mass emissions discharged to the atmosphere, tons/day.

$W_{\text{CO}_2}$  = Daily CO<sub>2</sub> mass emissions calculated by equation G-1, tons/day.

$MW_{\text{CO}_2}$  = Molecular weight of carbon dioxide (44.0).

$MW_c$  = Molecular weight of carbon (12.0).

A% = Ash content of the coal sample, percent by weight.

C% = Carbon content of ash, percent by weight.

$W_{\text{COAL}}$  = Feed rate of coal from company records, tons/day.

2.2.4 The daily  $\text{CO}_2$  mass emissions from combusting coal may be adjusted to account for carbon retained in the ash using the following equation:

$$W_{\text{NCO}_2} = .99 W_{\text{CO}_2}$$

(Eq. G-3)

where,

$W_{\text{NCO}_2}$  = Net  $\text{CO}_2$  mass emissions from the combustion of coal discharged to the atmosphere, tons/day.

.99 = Average fraction of coal converted into  $\text{CO}_2$  upon combustion.

$W_{\text{CO}_2}$  = Daily  $\text{CO}_2$  mass emissions from the combustion of coal calculated by equation G-1, tons/day.

2.3 In lieu of using the procedures, methods, and equations in section 2.1 of this appendix, the owner or operator of an affected gas-fired or oil-fired unit (as defined under §72.2 of this chapter) may use the following equation and records of hourly heat input to estimate hourly  $\text{CO}_2$  mass emissions (in tons).

$$W_{\text{CO}_2} = \left( \frac{F_c \times H \times U_f \times MW_{\text{CO}_2}}{2000} \right) \quad (\text{Eq. G-4})$$

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(Eq. G-4)

Where:

$W_{\text{CO}_2}$  =  $\text{CO}_2$  emitted from combustion, tons/hr.

$MW_{\text{CO}_2}$  = Molecular weight of carbon dioxide, 44.0 lb/lb-mole.

$F_c$  = Carbon based F-factor, 1040 scf/mmBtu for natural gas; 1,420 scf/mmBtu for crude, residual, or distillate oil; and calculated according to the procedures in section 3.3.5 of appendix F to this part for other gaseous fuels.

$H$  = Hourly heat input in mmBtu, as calculated using the procedures in section 5 of appendix F of this part.

$U_f$  = 1/385 scf  $\text{CO}_2$ /lb-mole at 14.7 psia and 68 °F.

### 3. PROCEDURES FOR ESTIMATING $\text{CO}_2$ EMISSIONS FROM SORBENT

When the affected unit has a wet flue gas desulfurization system, is a fluidized bed boiler, or uses other emission controls with sorbent injection, use either a  $\text{CO}_2$  continuous emission monitoring system or an  $\text{O}_2$  monitor and a flow monitor, or use the procedures, methods, and equations in sections 3.1 through 3.2 of this appendix to determine daily  $\text{CO}_2$  mass emissions from the sorbent (in tons).

3.1 When limestone is the sorbent material, use the equations and procedures in either section 3.1.1 or 3.1.2 of this appendix.

3.1.1 Use the following equation to estimate daily  $\text{CO}_2$  mass emissions from sorbent (in tons).

$$SE_{CO_2} = W_{CaCO_3} F_s \frac{MW_{CO_2}}{MW_{CaCO_3}}$$

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(Eq. G-5)

where,

$SE_{CO_2}$  = CO<sub>2</sub> emitted from sorbent, tons/day.

$W_{CaCO_3}$  = CaCO<sub>3</sub> used, tons/day.

$F_s$  = 1.00, the calcium to sulfur stoichiometric ratio.

$MW_{CO_2}$  = Molecular weight of carbon dioxide (44).

$MW_{CaCO_3}$  = Molecular weight of calcium carbonate (100).

3.1.2 In lieu of using Equation G-5, any owner or operator who operates and maintains a certified SO<sub>2</sub>-diluent continuous emission monitoring system (consisting of an SO<sub>2</sub> pollutant concentration monitor and an O<sub>2</sub> or CO<sub>2</sub> diluent gas monitor), for measuring and recording SO<sub>2</sub> emission rate (in lb/mmBtu) at the outlet to the emission controls and who uses the applicable procedures, methods, and equations such as those in EPA Method 19 in appendix A to part 60 of this chapter to estimate the SO<sub>2</sub> emissions removal efficiency of the emission controls, may use the following equations to estimate daily CO<sub>2</sub> mass emissions from sorbent (in tons).

$$SE_{CO_2} = F_s \frac{W_{SO_2}}{2000} \frac{MW_{CO_2}}{MW_{SO_2}}$$

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(Eq. G-6)

where,

$SE_{CO_2}$  = CO<sub>2</sub> emitted from sorbent, tons/day.

$MW_{CO_2}$  = Molecular weight of carbon dioxide (44).

$MW_{SO_2}$  = Molecular weight of sulfur dioxide (64).

$W_{SO_2}$  = Sulfur dioxide removed, lb/day, as calculated below using Eq. G-7.

$F_s$  = 1.0, the calcium to sulfur stoichiometric ratio.

and

$$W_{SO_2} = SO_{2s} \frac{\%R}{(100 - \%R)} \quad (Eq. G-7)$$

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(Eq. G-7)

where:

$W_{SO_2}$  = Weight of sulfur dioxide removed, lb/day.

$SO_{20}$  =  $SO_2$  mass emissions monitored at the outlet, lb/day, as calculated using the equations and procedures in section 2 of appendix F of this part.

%R = Overall percentage  $SO_2$  emissions removal efficiency, calculated using equations such as those in EPA Method 19 in appendix A to part 60 of this chapter, and using daily instead of annual average emission rates.

3.2 When a sorbent material other than limestone is used, modify the equations, methods, and procedures in section 3.1 of this appendix as follows to estimate daily  $CO_2$  mass emissions from sorbent (in tons).

3.2.1 Determine a site-specific value for  $F_u$ , defined as the ratio of the number of moles of  $CO_2$  released upon capture of one mole of  $SO_2$ , using methods and procedures satisfactory to the Administrator. Use this value of  $F_u$  (instead of 1.0) in either equation G-5 or equation G-6.

3.2.2 When using equation G-5, replace  $MW_{CaCO_3}$ , the molecular weight of calcium carbonate, with the molecular weight of the sorbent material that participates in the reaction to capture  $SO_2$  and that releases  $CO_2$ , and replace  $W_{CaCO_3}$ , the amount of calcium carbonate used (in tons/day), with the amount of sorbent material used (in tons/day).

#### 4. PROCEDURES FOR ESTIMATING TOTAL $CO_2$ EMISSIONS

When the affected unit has a wet flue gas desulfurization system, is a fluidized bed boiler, or uses other emission controls with sorbent injection, use the following equation to obtain total daily  $CO_2$  mass emissions (in tons) as the sum of combustion-related emissions and sorbent-related emissions.

$$W_t = W_{CO_2} + SE_{CO_2}$$

(Eq. G-8)

where,

$W_t$  = Estimated total  $CO_2$  mass emissions, tons/day.

$W_{CO_2}$  =  $CO_2$  emitted from fuel combustion, tons/day.

$SE_{CO_2}$  =  $CO_2$  emitted from sorbent, tons/day.

#### 5. MISSING DATA SUBSTITUTION PROCEDURES FOR FUEL ANALYTICAL DATA

Use the following procedures to substitute for missing fuel analytical data used to calculate  $CO_2$  mass emissions under this appendix.

*5.1-5.1.2 [Reserved]*

##### *5.2 Missing Carbon Content Data*

Use the following procedures to substitute for missing carbon content data.

5.2.1 In all cases (i.e., for weekly coal samples or composite oil samples from continuous sampling, for oil samples taken from the storage tank after transfer of a new delivery of fuel, for as-delivered samples of oil, diesel fuel, or gaseous fuel delivered in lots, and for gaseous fuel that is supplied by a pipeline and sampled monthly, daily or hourly for gross calorific value) when carbon content data is missing, report the appropriate default value from Table G-1.

5.2.2 The missing data values in Table G-1 shall be reported whenever the results of a required sample of fuel carbon content are either missing or invalid. The substitute data value shall be used until the next valid carbon content sample is obtained.

TABLE G-1. -- MISSING DATA SUBSTITUTION PROCEDURES FOR MISSING CARBON CONTENT DATA

Parameter	Missing data value
Oil and coal carbon content	Most recent, previous carbon content value available for that type of coal, grade of oil, or default value, in this table
Gas carbon content	Most recent, previous carbon content value available for that type of gaseous fuel, or default value, in this table
Default coal carbon content	Anthracite: 90.0 percent
	Bituminous: 85.0 percent
	Subbituminous/Lignite: 75.0 percent
Default oil carbon content	90.0 percent
Default gas carbon content	Natural gas: 75.0 percent
	Other gaseous fuels: 90.0 percent

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### 5.3 Gross Calorific Value Data

For a gas-fired unit using the procedures of section 2.3 of this appendix to determine CO<sub>2</sub> emissions, substitute for missing gross calorific value data used to calculate heat input by following the missing data procedures for gross calorific value in section 2.4 of appendix D to this part.

[58 FR 3701, Jan. 11, 1993, as amended at 60 FR 26556, May 17, 1995; 61 FR 25585, May 22, 1996; 64 FR 28671, May 26, 1999; 67 FR 40475, June 12, 2002; 67 FR 57274, Sept. 9, 2002; 73 FR 4376, Jan. 24, 2008]

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#### Appendix H to Part 75—Revised Traceability Protocol No. 1 [Reserved]

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#### Appendix I to Part 75—Optional F—Factor/Fuel Flow Method [Reserved]

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#### Appendix J to Part 75—Compliance Dates for Revised Recordkeeping Requirements and Missing Data Procedures [Reserved]

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**Appendix H:**  
*Continuous Emission Monitoring Systems (CEMS) Conditions*



# Arkansas Department of Environmental Quality



## CONTINUOUS EMISSION MONITORING SYSTEMS CONDITIONS

Revised September 2013

## PREAMBLE

These conditions are intended to outline the requirements for facilities required to operate Continuous Emission Monitoring Systems/Continuous Opacity Monitoring Systems (CEMS/COMS). Generally there are three types of sources required to operate CEMS/COMS:

1. CEMS/COMS required by 40 CFR Part 60 or 63,
2. CEMS required by 40 CFR Part 75,
3. CEMS/COMS required by ADEQ permit for reasons other than Part 60, 63 or 75.

These CEMS/COMS conditions are not intended to supercede Part 60, 63 or 75 requirements.

- Only CEMS/COMS in the third category (those required by ADEQ permit for reasons other than Part 60, 63, or 75) shall comply with SECTION II, MONITORING REQUIREMENTS and SECTION IV, QUALITY ASSURANCE/QUALITY CONTROL.
- All CEMS/COMS shall comply with Section III, NOTIFICATION AND RECORDKEEPING.



## SECTION I

### DEFINITIONS

**Continuous Emission Monitoring System (CEMS)** - The total equipment required for the determination of a gas concentration and/or emission rate so as to include sampling, analysis and recording of emission data.

**Continuous Opacity Monitoring System (COMS)** - The total equipment required for the determination of opacity as to include sampling, analysis and recording of emission data.

**Calibration Drift (CD)** - The difference in the CEMS output reading from the established reference value after a stated period of operation during which no unscheduled maintenance, repair, or adjustments took place.

**Back-up CEMS (Secondary CEMS)** - A CEMS with the ability to sample, analyze and record stack pollutant to determine gas concentration and/or emission rate. This CEMS is to serve as a back-up to the primary CEMS to minimize monitor downtime.

**Excess Emissions** - Any period in which the emissions exceed the permit limits.

**Monitor Downtime** - Any period during which the CEMS/COMS is unable to sample, analyze and record a minimum of four evenly spaced data points over an hour, except during one daily zero-span check during which two data points per hour are sufficient.

**Out-of-Control Period** - Begins with the time corresponding to the completion of the fifth, consecutive, daily CD check with a CD in excess of two times the allowable limit, or the time corresponding to the completion of the daily CD check preceding the daily CD check that results in a CD in excess of four times the allowable limit and the time corresponding to the completion of the sampling for the Relative Accuracy Test Audit (RATA), Relative Accuracy Audit (RAA), or Cylinder Gas Audit (CGA) which exceeds the limits outlined in Section IV. Out-of-Control Period ends with the time corresponding to the completion of the CD check following corrective action with the results being within the allowable CD limit or the completion of the sampling of the subsequent successful RATA, RAA, or CGA.

**Primary CEMS** - The main reporting CEMS with the ability to sample, analyze, and record stack pollutant to determine gas concentration and/or emission rate.

**Relative Accuracy (RA)** - The absolute mean difference between the gas concentration or emission rate determined by the CEMS and the value determined by the reference method plus the 2.5 percent error confidence coefficient of a series of tests divided by the mean of the reference method tests of the applicable emission limit.

**Span Value** – The upper limit of a gas concentration measurement range.

## SECTION II

### MONITORING REQUIREMENTS

\*\* Only CEMS/COMS required by ADEQ permit for reasons other than Part 60, 63 or 75 shall comply with this section.

- A. For new sources, the installation date for the CEMS/COMS shall be no later than thirty (30) days from the date of start-up of the source.
- B. For existing sources, the installation date for the CEMS/COMS shall be no later than sixty (60) days from the issuance of the permit unless the permit requires a specific date.
- C. Within sixty (60) days of installation of a CEMS/COMS, a performance specification test (PST) must be completed. PST's are defined in 40 CFR, Part 60, Appendix B, PS 1-9. The Department may accept alternate PST's for pollutants not covered by Appendix B on a case-by-case basis. Alternate PST's shall be approved, in writing, by the ADEQ CEM Coordinator prior to testing.
- D. Each CEMS/COMS shall have, as a minimum, a daily zero-span check. The zero-span shall be adjusted whenever the 24-hour zero or 24-hour span drift exceeds two times the limits in the applicable performance specification in 40 CFR, Part 60, Appendix B. Before any adjustments are made to either the zero or span drifts measured at the 24-hour interval, the excess zero and span drifts measured must be quantified and recorded.
- E. All CEMS/COMS shall be in continuous operation and shall meet minimum frequency of operation requirements of 95% up-time for each quarter for each pollutant measured. Percent of monitor down-time is calculated by dividing the total minutes the monitor is not in operation by the total time in the calendar quarter and multiplying by one hundred. Failure to maintain operation time shall constitute a violation of the CEMS conditions.
- F. Percent of excess emissions are calculated by dividing the total minutes of excess emissions by the total time the source operated and multiplying by one hundred. Failure to maintain compliance may constitute a violation of the CEMS conditions.
- G. All CEMS measuring emissions shall complete a minimum of one cycle of operation (sampling, analyzing, and data recording) for each successive fifteen minute period unless more cycles are required by the permit. For each CEMS, one-hour averages shall be computed from four or more data points equally spaced over each one hour period unless more data points are required by the permit.
- H. All COMS shall complete a minimum of one cycle of sampling and analyzing for each successive 10-second period and one cycle of data recording for each successive 6-minute period.
- I. When the pollutant from a single affected facility is released through more than one point, a CEMS/COMS shall be installed on each point unless installation of fewer systems is approved, in writing, by the ADEQ CEM Coordinator. When more than one CEM/COM is used to monitor

emissions from one affected facility the owner or operator shall report the results as required from each CEMS/COMS.

### SECTION III

#### NOTIFICATION AND RECORD KEEPING

\*\* All CEMS/COMS shall comply with this section.

- A. When requested to do so by an owner or operator, the ADEQ CEM Coordinator will review plans for installation or modification for the purpose of providing technical advice to the owner or operator.
- B. Each facility which operates a CEMS/COMS shall notify the ADEQ CEM Coordinator of the date for which the demonstration of the CEMS/COMS performance will commence (i.e. PST, RATA, RAA, CGA). Notification shall be received in writing no less than 15 business days prior to testing. Performance test results shall be submitted to the Department within thirty days after completion of testing.
- C. Each facility which operates a CEMS/COMS shall maintain records of the occurrence and duration of start up/shut down, cleaning/soot blowing, process problems, fuel problems, or other malfunction in the operation of the affected facility which causes excess emissions. This includes any malfunction of the air pollution control equipment or any period during which a continuous monitoring device/system is inoperative.
- D. Each facility required to install a CEMS/COMS shall submit an excess emission and monitoring system performance report to the Department (Attention: Air Division, CEM Coordinator) at least quarterly, unless more frequent submittals are warranted to assess the compliance status of the facility. Quarterly reports shall be postmarked no later than the 30th day of the month following the end of each calendar quarter.
- E. All excess emissions shall be reported in terms of the applicable standard. Each report shall be submitted on ADEQ Quarterly Excess Emission Report Forms. Alternate forms may be used with prior written approval from the Department.
- F. Each facility which operates a CEMS/COMS must maintain on site a file of CEMS/COMS data including all raw data, corrected and adjusted, repair logs, calibration checks, adjustments, and test audits. This file must be retained for a period of at least five years, and is required to be maintained in such a condition that it can easily be audited by an inspector.
- G. Quarterly reports shall be used by the Department to determine compliance with the permit.

## SECTION IV

### QUALITY ASSURANCE/QUALITY CONTROL

\*\* Only CEMS/COMS required by ADEQ permit for reasons other than Part 60, 63 or 75 shall comply with this section.

- A. For each CEMS/COMS a Quality Assurance/Quality Control (QA/QC) plan shall be submitted to the Department (Attn.: Air Division, CEM Coordinator). CEMS quality assurance procedures are defined in 40 CFR, Part 60, Appendix F. This plan shall be submitted within 180 days of the CEMS/COMS installation. A QA/QC plan shall consist of procedure and practices which assures acceptable level of monitor data accuracy, precision, representativeness, and availability.
- B. The submitted QA/QC plan for each CEMS/COMS shall not be considered as accepted until the facility receives a written notification of acceptance from the Department.
- C. Facilities responsible for one, or more, CEMS/COMS used for compliance monitoring shall meet these minimum requirements and are encouraged to develop and implement a more extensive QA/QC program, or to continue such programs where they already exist. Each QA/QC program must include written procedures which should describe in detail, complete, step-by-step procedures and operations for each of the following activities:
  - 1. Calibration of CEMS/COMS
    - a. Daily calibrations (including the approximate time(s) that the daily zero and span drifts will be checked and the time required to perform these checks and return to stable operation)
  - 2. Calibration drift determination and adjustment of CEMS/COMS
    - a. Out-of-control period determination
    - b. Steps of corrective action
  - 3. Preventive maintenance of CEMS/COMS
    - a. CEMS/COMS information
      - 1) Manufacture
      - 2) Model number
      - 3) Serial number
    - b. Scheduled activities (check list)
    - c. Spare part inventory
  - 4. Data recording, calculations, and reporting
  - 5. Accuracy audit procedures including sampling and analysis methods
  - 6. Program of corrective action for malfunctioning CEMS/COMS
- D. A Relative Accuracy Test Audit (RATA), shall be conducted at least once every four calendar quarters. A Relative Accuracy Audit (RAA), or a Cylinder Gas Audit (CGA), may be conducted in the other three quarters but in no more than three quarters in

succession. The RATA should be conducted in accordance with the applicable test procedure in 40 CFR Part 60 Appendix A and calculated in accordance with the applicable performance specification in 40 CFR Part 60 Appendix B. CGA's and RAA's should be conducted and the data calculated in accordance with the procedures outlined on 40 CFR Part 60 Appendix F.

If alternative testing procedures or methods of calculation are to be used in the RATA, RAA or CGA audits prior authorization must be obtained from the ADEQ CEM Coordinator.

E. Criteria for excessive audit inaccuracy.

**RATA**

All Pollutants except Carbon Monoxide	> 20% Relative Accuracy
Carbon Monoxide	> 10% Relative Accuracy
All Pollutants except Carbon Monoxide	> 10% of the Applicable Standard
Carbon Monoxide	> 5% of the Applicable Standard
Diluent (O <sub>2</sub> & CO <sub>2</sub> )	> 1.0 % O <sub>2</sub> or CO <sub>2</sub>
Flow	> 20% Relative Accuracy

**CGA**

Pollutant	> 15% of average audit value or 5 ppm difference
Diluent (O <sub>2</sub> & CO <sub>2</sub> )	> 15% of average audit value or 5 ppm difference

**RAA**

Pollutant	> 15% of the three run average or > 7.5 % of the applicable standard
Diluent (O <sub>2</sub> & CO <sub>2</sub> )	> 15% of the three run average or > 7.5 % of the applicable standard

- F. If either the zero or span drift results exceed two times the applicable drift specification in 40 CFR, Part 60, Appendix B for five consecutive, daily periods, the CEMS is out-of-control. If either the zero or span drift results exceed four times the applicable drift specification in Appendix B during a calibration drift check, the CEMS is out-of-control. If the CEMS exceeds the audit inaccuracies listed above, the CEMS is out-of-control. If a CEMS is out-of-control, the data from that out-of-control period is not counted towards meeting the minimum data availability as required and described in the applicable subpart. The end of the out-of-control period is the time corresponding to the completion of the successful daily zero or span drift or completion of the successful CGA, RAA or RATA.
- G. A back-up monitor may be placed on an emission source to minimize monitor downtime. This back-up CEMS is subject to the same QA/QC procedure and practices as the primary CEMS. The back-up CEMS shall be certified by a PST. Daily zero-span checks must be performed and recorded in accordance with standard practices. When the primary CEMS goes down, the back-up CEMS may then be engaged to sample, analyze and record the emission source pollutant until repairs are made and the primary unit is placed back in service. Records must be maintained on site when the back-up CEMS is placed in service, these records shall include at a minimum the reason the primary CEMS is out of service, the date and time the primary CEMS was out of service and the date and time the primary CEMS was placed back in service.