

(p)(1) The manufacturer must provide a statement in the application for certification that the diesel heavy-duty engine for which certification is being requested will comply with the applicable Not-To-Exceed Limits specified in § 86.007-11(a)(4) when operated under all conditions which may reasonably be expected to be encountered in normal vehicle operation and use. The manufacturer also must maintain records at the manufacturer's facility which contain all test data, engineering analyses, and other information which provides the basis for this statement, where such information exists. The manufacturer must provide such information to the Administrator upon request.

(2) For engines equipped with exhaust gas recirculation, the manufacturer must provide a detailed description of the control system the engine will use to comply with the requirements of § 86.007-11(a)(4)(iii) and § 86.1370-2007(f) for NTE cold temperature operating exclusion, including but not limited to the method the manufacturer will use to access this exclusion during normal vehicle operation.

(3) For each engine model and/or horsepower rating within an engine family for which a manufacturer is applying for an NTE deficiency(ies) under the provisions of § 86.007-11(a)(4)(iv), the manufacturer's application for an NTE deficiency(ies) must include a complete description of the deficiency, including but not limited to: the specific description of the deficiency; what pollutant the deficiency is being applied for, all engineering efforts the manufacturer has made to overcome the deficiency, what specific operating conditions the deficiency is being requested for (i.e., temperature ranges, humidity ranges, altitude ranges, etc.), a full description of the auxiliary emission control device(s) which will be used to maintain emissions to the lowest practical level; and what the lowest practical emission level will be.

[65 FR 59954, Oct. 6, 2000]

**§ 86.007-23 Required data.**

Section 86.007-23 includes text that specifies requirements that differ from § 86.095-23, § 86.098-23, or § 86.001-23. Where a paragraph in § 86.095-23,

§ 86.098-23, or § 86.001-23 is identical and applicable to § 86.007-23, this may be indicated by specifying the corresponding paragraph and the statement "[Reserved]. For guidance see § 86.095-23.", "[Reserved]. For guidance see § 86.098-23.", or "[Reserved]. For guidance see § 86.001-23."

(a)-(b)(1) [Reserved]. For guidance see § 86.098-23.

(b)(2) [Reserved]. For guidance see § 86.001-23.

(b)(3) and (b)(4) [Reserved]. For guidance see § 86.098-23.

(c) *Emission data.*—(1) *Certification vehicles.* The manufacturer shall submit emission data (including, methane, methanol, formaldehyde, and hydrocarbon equivalent, as applicable) on such vehicles tested in accordance with applicable test procedures and in such numbers as specified. These data shall include zero-mile data, if generated, and emission data generated for certification as required under § 86.000-26(a)(3). In lieu of providing emission data the Administrator may, on request of the manufacturer, allow the manufacturer to demonstrate (on the basis of previous emission tests, development tests, or other information) that the engine will conform with certain applicable emission standards of this part. Standards eligible for such manufacturer requests are those for idle CO emissions, smoke emissions, or particulate emissions from methanol-fueled or gaseous-fueled diesel-cycle certification vehicles, those for particulate emissions from Otto-cycle certification vehicles or gaseous-fueled vehicles, and those for formaldehyde emissions from petroleum-fueled vehicles. Also eligible for such requests are standards for total hydrocarbon emissions from model year 1994 and later certification vehicles. By separate request, including appropriate supporting test data, the manufacturer may request that the Administrator also waive the requirement to measure particulate or formaldehyde emissions when conducting Selective Enforcement Audit testing of Otto-cycle vehicles.

(2) *Certification engines.* The manufacturer shall submit emission data on such engines tested in accordance with applicable emission test procedures of

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this subpart and in such numbers as specified. These data shall include zero-hour data, if generated, and emission data generated for certification as required under § 86.000-26(c)(4). In lieu of providing emission data on idle CO emissions or particulate emissions from methanol-fueled or gaseous-fueled diesel-cycle certification engines, on particulate emissions from Otto-cycle engines, or on CO emissions from diesel-cycle certification engines, the Administrator may, on request of the manufacturer, allow the manufacturer to demonstrate (on the basis of previous emission tests, development tests, or other information) that the engine will conform with the applicable emission standards of this part. In lieu of providing emission data on smoke emissions from methanol-fueled or petroleum-fueled diesel certification engines, the Administrator may, on the request of the manufacturer, allow the manufacturer to demonstrate (on the basis of previous emission tests, development tests, or other information) that the engine will conform with the applicable emissions standards of this part. In lieu of providing emissions data on smoke emissions from diesel-cycle engines when conducting Selective Enforcement Audit testing under subpart K of this part, the Administrator may, on separate request of the manufacturer, allow the manufacturer to demonstrate (on the basis of previous emission tests, development tests, or other information) that the engine will conform with the applicable smoke emissions standards of this part.

(d)-(e)(1) [Reserved]. For guidance see § 86.098-23.

(e)(2) and (e)(3) [Reserved]. For guidance see § 86.001-23.

(f)-(g) [Reserved]. For guidance see § 86.095-23.

(h)-(k) [Reserved]. For guidance see § 86.098-23.

(l) [Reserved]. For guidance see § 86.095-23.

(m) [Reserved]. For guidance see § 86.098-23.

[66 FR 5164, Jan. 18, 2001]

**§ 86.007-25 Maintenance.**

Section 86.007-25 includes text that specifies requirements that differ from

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§ 86.094-25, § 86.098-25, or § 86.004-25. Where a paragraph in § 86.094-25, § 86.098-25, or § 86.004-25 is identical and applicable to § 86.007-25, this may be indicated by specifying the corresponding paragraph and the statement “[Reserved]. For guidance see § 86.094-25.”, “[Reserved]. For guidance see § 86.098-25.”, or “[Reserved]. For guidance see § 86.004-25.”.

(a)-(a)(2) [Reserved]. For guidance see § 86.004-25.

(b) introductory text through (b)(3)(ii) [Reserved]. For guidance see § 86.094-25.

(b)(3)(iii)-(b)(3)(v)(H) [Reserved]. For guidance see § 86.004-25.

(b)(3)(vi)(A)-(b)(3)(vi)(D) [Reserved]. For guidance see § 86.094-25.

(b)(3)(vi)(E)-(b)(3)(vi)(J) [Reserved]. For guidance see § 86.098-25.

(b)(4) introductory text through (b)(4)(iii)(C) [Reserved]. For guidance see § 86.004-25.

(b)(4)(iii)(D) Particulate trap or trap oxidizer systems including related components (adjustment and cleaning only for filter element, replacement of the filter element is not allowed during the useful life).

(b)(4)(iii)(E) [Reserved]. For guidance see § 86.004-25.

(F) Catalytic converter (adjustment and cleaning only for catalyst beds, replacement of the bed is not allowed during the useful life).

(b)(4)(iii)(G)-(b)(6) [Reserved]. For guidance see § 86.004-25.

(b)(7)-(h) [Reserved]. For guidance see § 86.094-25.

(i) Notwithstanding the provisions of § 86.004-25(b)(4)(iii) introductory text through (b)(4)(iii)(C), paragraph (b)(4)(iii)(D) of this section, § 86.004-25(b)(4)(iii)(E), paragraph (b)(4)(iii)(F) of this section, § 86.004-25(b)(4)(iii)(G), and § 86.004-25(b)(6), manufacturers of heavy-duty engines may schedule replacement or repair of particulate trap (or trap oxidizer) systems or catalytic converters (including NO<sub>x</sub> adsorbers), provided:

(1) The manufacturer demonstrates to the Administrator's satisfaction that the repair or replacement will be performed according to the schedule; and