

## Environmental Protection Agency

## § 63.183

(ix) The number of connectors for which leaks were detected as described in §63.174(a) of this subpart, the percent of connectors leaking, and the total number of connectors monitored;

(x) [Reserved]

(xi) The number of connectors for which leaks were not repaired as required in §63.174(d) of this subpart, identifying the number of those that are determined nonrepairable;

(xii) [Reserved]

(xiii) The facts that explain any delay of repairs and, where appropriate, why a process unit shutdown was technically infeasible.

(xiv) The results of all monitoring to show compliance with §§63.164(i), 63.165(a), and 63.172(f) of this subpart conducted within the semiannual reporting period.

(xv) If applicable, the initiation of a monthly monitoring program under §63.168(d)(1)(i) of this subpart, or a quality improvement program under either §§63.175 or 63.176 of this subpart.

(xvi) If applicable, notification of a change in connector monitoring alternatives as described in §63.174(c)(1) of this subpart.

(xvii) If applicable, the compliance option that has been selected under §63.172(n).

(3) For owners or operators electing to meet the requirements of §63.178(b) of this subpart, the report shall include the information listed in paragraphs (i) through (v) of this paragraph for each process unit.

(i) Batch product process equipment train identification;

(ii) The number of pressure tests conducted;

(iii) The number of pressure tests where the equipment train failed the pressure test;

(iv) The facts that explain any delay of repairs; and

(v) The results of all monitoring to determine compliance with §63.172(f) of this subpart.

(4) The information listed in paragraph (c) of this section for the Notification of Compliance Status for process units with later compliance dates. Any revisions to items reported in earlier Notification of Compliance Status,

if the method of compliance has changed since the last report.

[59 FR 19568, Apr. 22, 1994, as amended at 59 FR 48178, Sept. 20, 1994; 60 FR 18030, Apr. 10, 1995; 60 FR 63631, Dec. 12, 1995; 62 FR 2792, Jan. 17, 1997]

### § 63.183 Implementation and enforcement.

(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 (4) of this section.

(1) Approval of alternatives to the requirements in §§63.160, 63.162 through 63.176, 63.178 through 63.179. Follow the applicable procedures of §63.177 to request an alternative means of emission limitation for batch processes and enclosed-vented process units. Where these standards reference another subpart, the cited provisions will be delegated according to the delegation provisions of the referenced subpart. Where these standards reference another subpart and modify the requirements, the requirements shall be modified as described in this subpart. Delegation of the modified requirements will also occur according to the delegation provisions of the referenced subpart.

(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.

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(3) Approval of major alternatives to monitoring under §63.8(f), as defined in §63.90, and as required in this subpart.  
 (4) Approval of major alternatives to recordkeeping and reporting under

§63.10(f), as defined in §63.90, and as required in this subpart.  
 [68 FR 37345, June 23, 2003]

**TABLE 1 TO SUBPART H OF PART 63—BATCH PROCESSES**  
 Monitoring Frequency for Equipment Other than Connectors

Operating time (% of year)	Equivalent continuous process monitoring frequency time in use		
	Monthly	Quarterly	Semiannually
0 to <25 .....	Quarterly .....	Annually .....	Annually.
25 to <50 .....	Quarterly .....	Semiannually .....	Annually.
50 to <75 .....	Bimonthly .....	Three times .....	Semiannually.
75 to 100 .....	Monthly .....	Quarterly .....	Semiannually.

**TABLE 2 TO SUBPART H OF PART 63—**  
**SURGE CONTROL VESSELS AND BOT-**  
**TOMS RECEIVERS AT EXISTING**  
**SOURCES**

Vessel capacity (cubic meters)	Vapor pres- sure <sup>1</sup> (kilopascals)
75 ≤ capacity < 151 .....	≥13.1
151 ≤ capacity .....	≥ 5.2 <sup>a</sup>

<sup>1</sup> Maximum true vapor pressure of total organic HAP at operating temperature as defined in subpart G of this part.

[60 FR 18025, Apr. 10, 1995]

**TABLE 3 TO SUBPART H OF PART 63—**  
**SURGE CONTROL VESSELS AND BOT-**  
**TOMS RECEIVERS AT NEW SOURCES**

Vessel capacity (cubic meters)	Vapor pres- sure <sup>1</sup> (kilopascals)
38 ≤ capacity < 151 .....	≥ 13.1
151 ≤ capacity .....	≥ 0.7

<sup>1</sup> Maximum true vapor pressure of total organic HAP at operating temperature as defined in subpart G of this part.

[60 FR 18025, Apr. 10, 1995]

**TABLE 4 TO SUBPART H OF PART 63—APPLICABLE 40 CFR PART 63 GENERAL**  
**PROVISIONS**

40 CFR part 63, subpart A, provisions applicable to subpart H
§ 63.1(a)(1), (a)(2), (a)(3), (a)(13), (a)(14), (b)(2) and (c)(4)
§ 63.2
§ 63.5(a)(1), (a)(2), (b), (d)(1)(ii), (d)(4), (e), (f)(1) and (f)(2)
§ 63.6(a), (b)(3), (c)(5), (i)(1), (i)(2), (i)(4)(i)(A), (i)(5) through (i)(14), (i)(16) and (j)
§ 63.9(a)(2), (b)(4)(i) <sup>a</sup> , (b)(4)(ii), (b)(4)(iii), (b)(5)a, (c) and (d)
§ 63.10(d)(4)
§ 63.12(b)

<sup>a</sup> The notifications specified in § 63.9(b)(4)(i) and (b)(5) shall be submitted at the times specified in 40 CFR part 65.

[65 FR 78285, Dec. 14, 2000]

**Subpart I—National Emission Standards for Organic Hazardous Air Pollutants for Certain Processes Subject to the Negotiated Regulation for Equipment Leaks**

SOURCE: 59 FR 19587, Apr. 22, 1994, unless otherwise noted.

**§ 63.190 Applicability and designation of source.**

(a) This subpart provides applicability provisions, definitions, and other general provisions that are applicable to sources subject to this subpart.  
 (b) Except as provided in paragraph (b)(7) of this section, the provisions of subparts I and H of this part apply to emissions of the designated organic HAP from the processes specified in