

**§ 63.2863**

**40 CFR Ch. I (7–1–07 Edition)**

(2) An estimate of the solvent loss in gallons for the duration of the initial startup or malfunction period with supporting documentation.

(3) A checklist or other mechanism to indicate whether the SSM plan was followed during the initial startup or malfunction period.

**§ 63.2863 In what form and how long must I keep my records?**

(a) Your records must be in a form suitable and readily available for review in accordance with § 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 on-site for at least 2 years after the date of each occurrence, measurement, maintenance, corrective action, report, or record, in accordance with § 3.10(b)(1). You can keep the records off-site for the remaining 3 years.

**OTHER REQUIREMENTS AND INFORMATION**

**§ 63.2870 What parts of the General Provisions apply to me?**

Table 1 of this section shows which parts of the General Provisions in §§ 63.1 through 63.15 apply to you. Table 1 of § 63.2870 follows:

**TABLE 1 OF § 63.2870—APPLICABILITY OF 40 CFR PART 63, SUBPART A, TO 40 CFR, PART 63, SUBPART GGGG**

General provisions citation	Subject of citation	Brief description of requirement	Applies to subpart	Explanation
§ 63.1	Applicability	Initial applicability determination; applicability after standard established; permit requirements; extensions; notifications.	Yes	
§ 63.2	Definitions	Definitions for part 63 standards.	Yes	Except as specifically provided in this subpart.
§ 63.3	Units and abbreviations	Units and abbreviations for part 63 standards.	Yes	
§ 63.4	Prohibited activities and circumvention.	Prohibited activities; compliance date; circumvention; severity.	Yes	
§ 63.5	Construction/reconstruction.	Applicability; applications; approvals.	Yes	Except for subsections of § 63.5 as listed below.
§ 63.5(c)	[Reserved]			
§ 63.5(d)(1)(ii)(H)	Application for approval	Type and quantity of HAP, operating parameters.	No	All sources emit HAP. Subpart GGGG does not require control from specific emission points.
§ 63.5(d)(1)(ii)(I)	[Reserved]			
§ 63.5(d)(1)(iii), (d)(2), (d)(3)(ii).		Application for approval	No	The requirements of the application for approval for new, reconstructed and significantly modified sources are described in § 63.2860(b) and (c) of subpart GGGG. General provision requirements for identification of HAP emission points or estimates of actual emissions are not required. Descriptions of control and methods, and the estimated and actual control efficiency of such do not apply. Requirements for describing control equipment and the estimated and actual control efficiency of such equipment apply only to control equipment to which the subpart GGGG requirements for quantifying.
§ 63.6	Applicability of General Provisions.	Applicability	Yes	Except for subsections of § 63.6 as listed below.

**Environmental Protection Agency**

**§ 63.2870**

**TABLE 1 OF § 63.2870—APPLICABILITY OF 40 CFR PART 63, SUBPART A, TO 40 CFR, PART 63, SUBPART GGGG—Continued**

General provisions citation	Subject of citation	Brief description of requirement	Applies to subpart	Explanation
§ 63.6(b)(1)–(3) .....	Compliance dates, new and reconstructed sources.	.....	No .....	Section 63.2834 of subpart GGGG specifies the compliance dates for new and reconstructed sources.
§ 63.6(b)(6) .....	[Reserved] .....	.....	.....	
§ 63.6(c)(3)–(4) .....	[Reserved] .....	.....	.....	
§ 63.6(d) .....	[Reserved] .....	.....	.....	
§ 63.6(e)(1) through (e)(3)(ii) and § 63.6(e)(3)(v) through (vii).	Operation and maintenance requirements.	.....	Yes .....	Minimize emissions to the extent practical.
§ 63.6(e)(3)(iii) .....	Operation and maintenance requirements.	.....	No .....	Minimize emissions to the extent practical.
§ 63.6(e)(3)(iv) .....	Operation and maintenance requirements.	.....	No .....	Report SSM and in accordance with § 63.2861(c) and (d).
§ 63.6(e)(3)(viii) .....	Operation and maintenance requirements.	.....	Yes .....	Except, report each revision to your SSM plan in accordance with § 63.2861(c) rather than § 63.10(d)(5) as required under § 63.6(e)(3) (viii).
§ 63.6(e)(3)(ix) .....	Title V permit .....	.....	Yes.	
§ 63.6(f)–(g) .....	Compliance with nonopacity emission standards except during SSM.	Comply with emission standards at all times except during SSM.	No .....	Subpart GGGG does not have nonopacity requirements.
§ 63.6(h) .....	Opacity/Visible emission (VE) standards.	.....	No .....	Subpart GGGG has no opacity or VE standards.
§ 63.6(i) .....	Compliance extension	Procedures and criteria for responsible agency to grant compliance extension.	Yes .....	
§ 63.6(j) .....	Presidential compliance exemption.	President may exempt source category from requirement to comply with subpart.	Yes .....	
§ 63.7 .....	Performance testing requirements.	Schedule, conditions, notifications and procedures.	Yes .....	Subpart GGGG requires performance testing only if the source applies additional control that destroys solvent. Section 63.2850(a)(6) requires sources to follow the performance testing guidelines of the General Provisions if a control is added.
§ 63.8 .....	Monitoring requirements.	.....	No .....	Subpart GGGG does not require monitoring other than as specified therein.
§ 63.9 .....	Notification requirements.	Applicability and state delegation.	Yes .....	Except for subsections of § 63.9 as listed below.
§ 63.9(b)(2) .....	Notification requirements.	Initial notification requirements for existing sources.	No .....	Section 63.2860(a) of subpart GGGG specifies the requirements of the initial notification for existing sources.
§ 63.9(b)(3)–(5) .....	Notification requirements.	Notification requirement for certain new/reconstructed sources.	Yes .....	Except the information requirements differ as described in § 63.2860(b) of subpart GGGG.
§ 63.9(e) .....	Notification of performance test.	Notify responsible agency 60 days ahead.	Yes .....	Applies only if performance testing is performed.
§ 63.9(f) .....	Notification of VE/opacity observations.	Notify responsible agency 30 days ahead.	No .....	Subpart GGGG has no opacity or VE standards.
§ 63.9(g) .....	Additional notifications when using a continuous monitoring system (CMS).	Notification of performance evaluation; Notification using COMS data; notification that exceeded criterion for relative accuracy.	No .....	Subpart GGGG has no CMS requirements.

TABLE 1 OF § 63.2870—APPLICABILITY OF 40 CFR PART 63, SUBPART A, TO 40 CFR, PART 63, SUBPART GGGG—Continued

General provisions citation	Subject of citation	Brief description of requirement	Applies to subpart	Explanation
§ 63.9(h)	Notification of compliance status.	Contents	No	Section 63.2860(d) of subpart GGGG specifies requirements for the notification of compliance status.
§ 63.10	Recordkeeping/reporting.	Schedule for reporting, record storage.	Yes	Except for subsections of § 63.10 as listed below.
§ 63.10(b)(2)(i)	Recordkeeping	Record SSM event	Yes	Applicable to periods when sources must implement their SSM plan as specified in subpart GGGG.
§ 63.10(b)(2)(ii)–(iii)	Recordkeeping	Malfunction of air pollution equipment.	No	Applies only if air pollution control equipment has been added to the process and is necessary for the source to meet the emission limit.
§ 63.10(b)(2)(vi)	Recordkeeping	CMS recordkeeping	No	Subpart GGGG has no CMS requirements.
§ 63.10(b)(2)(viii)–(ix).	Recordkeeping	Conditions of performance test.	Yes	Applies only if performance tests are performed. Subpart GGGG does not have any CMS opacity or VE observation requirements.
§ 63.10(b)(2)(x)–(xii)	Recordkeeping	CMS, performance testing, and opacity and VE observations recordkeeping.	No	Subpart GGGG does not require CMS.
§ 63.10(c)	Recordkeeping	Additional CMS recordkeeping.	No	Subpart GGGG does not require CMS.
§ 63.10(d)(2)	Reporting	Reporting performance test results.	Yes	Applies only if performance testing is performed.
§ 63.10(d)(3)	Reporting	Reporting opacity or VE observations.	No	Subpart GGGG has no opacity or VE standards.
§ 63.10(d)(4)	Reporting	Progress reports	Yes	Applies only if a condition of compliance extension exists.
§ 63.10(d)(5)	Reporting	SSM reporting	No	Section 63.2861(c) and (d) specify SSM reporting requirements.
§ 63.10(e)	Reporting	Additional CMS reports	No	Subpart GGGG does not require CMS.
§ 63.11	Control device requirements.	Requirements for flares	Yes	Applies only if your source uses a flare to control solvent emissions. Subpart GGGG does not require flares.
§ 63.12	State authority and delegations.	State authority to enforce standards.	Yes	
§ 63.13	State/regional addresses.	Addresses where reports, notifications, and requests are sent.	Yes	
§ 63.14	Incorporation by reference.	Test methods incorporated by reference.	Yes	
§ 63.15	Availability of information and confidentiality.	Public and confidential information.	Yes	

[66 FR 19011, Apr. 12, 2001, as amended at 67 FR 16321, Apr. 5, 2002; 71 FR 20463, Apr. 20, 2006]

**§ 63.2871 Who implements and enforces this subpart?**

(a) This subpart can be implemented by us, 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 if 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 section 40 CFR part 63, subpart E, the authorities contained in paragraph (c) of this section are retained by