

## § 63.3410

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EPA objects to the parameter or requests changes, you may consider the parameter approved.

(e) You must submit a Notification of Compliance Status as specified in § 63.9(h).

(f) You must submit performance test reports as specified in § 63.10(d)(2) if you are using a control device to comply with the emission standard and you have not obtained a waiver from the performance test requirement or you are not exempted from this requirement by § 63.3360(b). The performance test reports must be submitted as part of the notification of compliance status required in § 63.3400(e).

(g) You must submit startup, shutdown, and malfunction reports as specified in § 63.10(d)(5), except that the provisions in subpart A of this part pertaining to startups, shutdowns, and malfunctions do not apply unless a control device is used to comply with this subpart.

(1) If actions taken by an owner or operator during a startup, shutdown, or malfunction of an affected source (including actions taken to correct a malfunction) are not consistent with the procedures specified in the affected source's SSMP required by § 63.6(e)(3), the owner or operator must state such information in the report. The startup, shutdown, or malfunction report must consist of a letter containing the name, title, and signature of the responsible official who is certifying its accuracy and must be submitted to the Administrator.

(2) Separate startup, shutdown, and malfunction reports are not required if the information is included in the report specified in paragraph (c)(2)(vi) of this section.

### § 63.3410 What records must I keep?

(a) Each owner or operator of an affected source subject to this subpart must maintain the records specified in paragraphs (a)(1) and (2) of this section on a monthly basis in accordance with the requirements of § 63.10(b)(1):

(1) Records specified in § 63.10(b)(2) of all measurements needed to demonstrate compliance with this standard, including:

(i) Continuous emission monitor data in accordance with the requirements of § 63.3350(d);

(ii) Control device and capture system operating parameter data in accordance with the requirements of § 63.3350(c), (e), and (f);

(iii) Organic HAP content data for the purpose of demonstrating compliance in accordance with the requirements of § 63.3360(c);

(iv) Volatile matter and coating solids content data for the purpose of demonstrating compliance in accordance with the requirements of § 63.3360(d);

(v) Overall control efficiency determination using capture efficiency and control device destruction or removal efficiency test results in accordance with the requirements of § 63.3360(e) and (f); and

(vi) Material usage, organic HAP usage, volatile matter usage, and coating solids usage and compliance demonstrations using these data in accordance with the requirements of § 63.3370(b), (c), and (d).

(2) Records specified in § 63.10(c) for each CMS operated by the owner or operator in accordance with the requirements of § 63.3350(b).

(b) Each owner or operator of an affected source subject to this subpart must maintain records of all liquid-liquid material balances performed in accordance with the requirements of § 63.3370. The records must be maintained in accordance with the requirements of § 63.10(b).

### DELEGATION OF AUTHORITY

#### § 63.3420 What authorities may be delegated to the States?

(a) In delegating implementation and enforcement authority to a State under 40 CFR part 63, subpart E, the authorities contained in paragraph (b) of this section must be retained by the Administrator and not transferred to a State.

(b) Authority which will not be delegated to States: § 63.3360(c), approval of alternate test method for organic HAP content determination; § 63.3360(d), approval of alternate test method for volatile matter determination.

**Environmental Protection Agency**

**Part 63, Subpt. JJJJ, Table 2**

**TABLE 1 TO SUBPART JJJJ OF PART 63—OPERATING LIMITS IF USING ADD-ON CONTROL DEVICES AND CAPTURE SYSTEM**

If you are required to comply with operating limits by § 63.3321, you must comply with the applicable operating limits in the following table:

For the following device:	You must meet the following operating limit:	And you must demonstrate continuous compliance with operating limits by:
1. Thermal oxidizer .....	a. The average combustion temperature in any 3-hour period must not fall below the combustion temperature limit established according to § 63.3360(e)(3)(i).	i. Collecting the combustion temperature data according to § 63.3350(e)(9); ii. Reducing the data to 3-hour block averages; and iii. Maintain the 3-hour average combustion temperature at or above the temperature limit.
2. Catalytic oxidizer .....	a. The average temperature at the inlet to the catalyst bed in any 3-hour period must not fall below the combustion temperature limit established according to § 63.3360(e)(3)(ii).  b. The temperature rise across the catalyst bed must not fall below the limit established according to § 63.3360(e)(3)(ii).	i. Collecting the catalyst bed inlet temperature data according to § 63.3350(e)(9); ii. Reducing the data to 3-hour block averages; and iii. Maintain the 3-hour average catalyst bed inlet temperature at or above the temperature limit.  i. Collecting the catalyst bed inlet and outlet temperature data according to § 63.3350(e)(9); ii. Reducing the data to 3-hour block averages; and iii. Maintain the 3-hour average temperature rise across the catalyst bed at or above the limit.
3. Emission capture system .....	Submit monitoring plan to the Administrator that identifies operating parameters to be monitored according to § 63.3350(f).	Conduct monitoring according to the plan (§ 63.3350(f)(3)).

**TABLE 2 TO SUBPART JJJJ OF PART 63—APPLICABILITY OF 40 CFR PART 63 GENERAL PROVISIONS TO SUBPART JJJJ**

You must comply with the applicable General Provisions requirements according to the following table:

General provisions reference	Applicable to subpart JJJJ	Explanation
§ 63.1(a)(1)–(4) .....	Yes.	
§ 63.1(a)(5) .....	No .....	Reserved.
§ 63.1(a)(6)–(8) .....	Yes.	
§ 63.1(a)(9) .....	No .....	Reserved.
§ 63.1(a)(10)–(14) .....	Yes.	
§ 63.1(b)(1) .....	No .....	Subpart JJJJ specifies applicability.
§ 63.1(b)(2)–(3) .....	Yes.	
§ 63.1(c)(1) .....	Yes.	
§ 63.1(c)(2) .....	No .....	Area sources are not subject to emission standards of subpart JJJJ.
§ 63.1(c)(3) .....	No .....	Reserved.
§ 63.1(c)(4) .....	Yes.	
§ 63.1(c)(5) .....	Yes.	
§ 63.1(d) .....	No .....	Reserved.
§ 63.1(e) .....	Yes.	
§ 63.1(e)(4) .....	No.	
§ 63.2 .....	Yes .....	Additional definitions in subpart JJJJ.
§ 63.3(a)–(c) .....	Yes.	
§ 63.4(a)(1)–(3) .....	Yes.	
§ 63.4(a)(4) .....	No .....	Reserved.
§ 63.4(a)(5) .....	Yes.	
§ 63.4(b)–(c) .....	Yes.	
§ 63.5(a)(1)–(2) .....	Yes.	
§ 63.5(b)(1) .....	Yes.	
§ 63.5(b)(2) .....	No .....	Reserved.
§ 63.5(b)(3)–(6) .....	Yes.	
§ 63.5(c) .....	No .....	Reserved.
§ 63.5(d) .....	Yes.	
§ 63.5(e) .....	Yes.	
§ 63.5(f) .....	Yes.	

Part 63, Subpt. JJJJ, Table 2

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General provisions reference	Applicable to subpart JJJJ	Explanation
§ 63.6(a) .....	Yes .....	Applies only when capture and control system is used to comply with the standard.
§ 63.6(b)(1)–(5) .....	No .....	Reserved.
§ 63.6(b)(6) .....	No .....	
§ 63.6(b)(7) .....	Yes .....	Reserved.
§ 63.6(c)(1)–(2) .....	Yes .....	
§ 63.6(c)(3)–(4) .....	No .....	Reserved.
§ 63.6(c)(5) .....	Yes .....	
§ 63.6(d) .....	No .....	Reserved.
§ 63.6(e) .....	Yes .....	
§ 63.6(f) .....	Yes .....	Subpart JJJJ does not require continuous opacity monitoring systems (COMS).
§ 63.6(g) .....	Yes .....	
§ 63.6(h) .....	No .....	
§ 63.6(i)(1)–(14) .....	Yes .....	Reserved.
§ 63.6(i)(15) .....	No .....	
§ 63.6(i)(16) .....	Yes .....	Reserved.
§ 63.6(j) .....	Yes .....	
§ 63.7 .....	Yes .....	Reserved.
§ 63.8(a)(1)–(2) .....	Yes .....	
§ 63.8(a)(3) .....	No .....	Reserved.
§ 63.8(a)(4) .....	No .....	
§ 63.8(b) .....	Yes .....	§ 63.8(c)(1)(i) & (ii) only apply if you use capture and control systems and are required to have a start-up, shutdown, and malfunction plan.
§ 63.8(c)(1)–(3) .....	Yes .....	
§ 63.8(c)(4) .....	Yes .....	Subpart JJJJ does not require COMS.
§ 63.8(c)(5) .....	No .....	
§ 63.8(c)(6)–(c)(8) .....	Yes .....	Provisions for COMS are not applicable.
§ 63.8(d)–(f) .....	Yes .....	
§ 63.8(g) .....	Yes .....	§ 63.8(f)(6) only applies if you use CEMS.
§ 63.9(a) .....	Yes .....	Only applies if you use CEMS.
§ 63.9(b)(1) .....	Yes .....	
§ 63.9(b)(2) .....	Yes .....	Except § 63.3400(b)(1) requires submittal of initial notification for existing affected sources no later than 1 year before compliance date.
§ 63.9(b)(3)–(5) .....	Yes .....	
§ 63.9(c)–(e) .....	Yes .....	Subpart JJJJ does not require opacity and visible emissions observations.
§ 63.9(f) .....	No .....	
§ 63.9(g) .....	Yes .....	Provisions for COMS are not applicable.
§ 63.9(h)(1)–(3) .....	Yes .....	
§ 63.9(h)(4) .....	No .....	Reserved.
§ 63.9(h)(5)–(6) .....	No .....	
§ 63.9(i) .....	Yes .....	Reserved.
§ 63.9(j) .....	Yes .....	
§ 63.10(a) .....	Yes .....	§ 63.10(b)(2)(i) through (v) only apply if you use a capture and control system.
§ 63.10(b)(1)–(3) .....	Yes .....	
§ 63.10(c)(1) .....	Yes .....	Reserved.
§ 63.10(c)(2)–(4) .....	No .....	
§ 63.10(c)(5)–(8) .....	Yes .....	Reserved.
§ 63.10(c)(9) .....	No .....	
§ 63.10(c)(10)–(15) .....	Yes .....	Reserved.
§ 63.10(d)(1)–(2) .....	Yes .....	
§ 63.10(d)(3) .....	No .....	Subpart JJJJ does not require opacity and visible emissions observations.
§ 63.10(d)(4)–(5) .....	Yes .....	
§ 63.10(e)(1)–(2) .....	Yes .....	Provisions for COMS are not applicable.
§ 63.10(e)(3)–(4) .....	No .....	
§ 63.10(f) .....	Yes .....	Reserved.
§ 63.11 .....	No .....	
§ 63.12 .....	Yes .....	Reserved.
§ 63.13 .....	Yes .....	
§ 63.14 .....	Yes .....	Subpart JJJJ includes provisions for alternative ASME test methods that are incorporated by reference.

General provisions reference	Applicable to subpart JJJJ	Explanation
§ 63.15 .....	Yes.	

**Subpart KKKK—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Cans**

SOURCE: 68 FR 64446, Nov. 13, 2003, unless otherwise noted.

WHAT THIS SUBPART COVERS

**§ 63.3480 What is the purpose of this subpart?**

This subpart establishes national emission standards for hazardous air pollutants (NESHAP) for metal can surface coating facilities. This subpart also establishes requirements to demonstrate initial and continuous compliance with the emission limitations.

**§ 63.3481 Am I subject to this subpart?**

(a) Except as provided in paragraph (c) of this section, the source category to which this subpart applies is surface coating of metal cans and ends (including decorative tins) and metal crowns and closures. It includes the subcategories listed in paragraphs (a)(1) through (4) of this section. Surface coating is the application of coatings to a substrate using, for example, spray guns or dip tanks.

(1) *One- and two-piece draw and iron can body coating.* The one- and two-piece draw and iron can body coating subcategory includes all coating processes involved in the manufacture of can bodies by the draw and iron process. This subcategory includes three distinct coating type segments reflecting the coatings appropriate for cans with different end uses. Those are two-piece beverage can body coatings, two-piece food can body coatings, and one-piece aerosol can body coatings.

(2) *Sheetcoating.* The sheetcoating subcategory includes all of the flat metal sheetcoating operations associated with the manufacture of three-piece cans, decorative tins, crowns, and closures.

(3) *Three-piece can body assembly coating.* The three-piece can body assembly coating subcategory includes all of the

coating processes involved in the assembly of three-piece metal can bodies. The subcategory includes five distinct coating type segments reflecting the coatings appropriate for cans with different end uses. Those are inside spray on food cans, aseptic side seam stripes on food cans, nonaseptic side seam stripes on food cans, side seam stripes on general line nonfood cans, and side seam stripes on aerosol nonfood cans.

(4) *End coating.* The end coating subcategory includes the application of end seal compounds and repair spray coatings to metal can ends. This subcategory includes three distinct coating type segments reflecting the end seal compounds and repair sprays appropriate for can ends with different end uses. Those are aseptic end seal compounds, nonaseptic end seal compounds, and repair spray coatings.

(b) You are subject to this subpart if you own or operate a new, reconstructed, or existing affected source, as defined in § 63.3482, that uses 5,700 liters (1,500 gallons (gal)) per year, or more, of coatings in the source category defined in paragraph (a) of this section and that is a major source, is located at a major source, or is part of a major source of emissions of hazardous air pollutants (HAP). A major source of HAP emissions is any stationary source or group of stationary sources located within a contiguous area and under common control that emits or has the potential to emit, considering controls, any single HAP at a rate of 9.07 megagrams (Mg) (10 tons) or more per year or any combination of HAP at a rate of 22.68 Mg (25 tons) or more per year.

(c) This subpart does not apply to surface coating that meets the criteria of paragraphs (c)(1) through (5) of this section.

(1) Surface coating conducted at a source that uses only coatings, thinners, and cleaning materials that contain no organic HAP, as determined according to § 63.3521(a).