

Dated: November 26, 2002.

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*Administrator.*

For the reasons stated in the preamble, title 40, chapter I, part 63 of the Code of the Federal Regulations is proposed to be amended as follows:

## **PART 63—[AMENDED]**

1. The authority citation for part 63 continues to read as follows:

**Authority:** 42 U.S.C. 7401, *et seq.*

2. Part 63 is amended by adding subpart DDDDD to read as follows:

### **Subpart DDDDD—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers and Process Heaters**

#### **What This Subpart Covers**

Sec.

63.7480 What is the purpose of this subpart?

63.7485 Am I subject to this subpart?

63.7490 What parts of my facility does this subpart cover?

63.7495 When do I have to comply with this subpart?

#### **Emission Limitations and Work Practice Standards**

63.7500 What emission limitations and work practice standards must I meet?

#### **General Compliance Requirements**

63.7505 What are my general requirements for complying with this subpart?

#### **Testing and Initial Compliance Requirements**

63.7510 By what date must I conduct performance tests or other initial compliance demonstrations?

63.7515 When must I conduct subsequent performance tests?

63.7520 What performance tests, design evaluations, and other procedures must I use?

63.7525 What are my monitoring, installation, operation, and maintenance requirements?

63.7530 How do I demonstrate initial compliance with the emission limitations and work practice standards?

#### **Continuous Compliance Requirements**

63.7535 How do I monitor and collect data to demonstrate continuous compliance?

63.7540 How do I demonstrate continuous compliance with the emission limitations and work practice standards?

#### **Notifications, Reports, and Records**

63.7545 What notifications must I submit and when?

63.7550 What reports must I submit and when?

63.7555 What records must I keep?

63.7560 In what form and how long must I keep my records?

#### **Other Requirements and Information**

63.7565 What parts of the General Provisions apply to me?

63.7570 Who implements and enforces this subpart?

63.7575 What definitions apply to this subpart?

### **Tables to Subpart DDDDD of Part 63**

Table 1 to Subpart DDDDD of Part 63—Emission Limits

Table 2.A to Subpart DDDDD of Part 63—Operating Limits for Boilers and Process Heaters in the Large, Limited Use, or Small Solid Fuel Subcategories

Table 2.B to Subpart DDDDD of Part 63—Operating Limits for Boilers and Process Heaters in the Large, Limited Use, or Small Liquid Fuel Subcategories

Table 3 to Subpart DDDDD of Part 63—Work Practice Standards

Table 4.A to Subpart DDDDD of Part 63—Requirements for Performance Tests for Particulate Matter Emissions or Total Selected Metals Emissions from Boilers or Process Heaters in Large, Limited Use, or Small Solid Fuel Subcategories

Table 4.B to Subpart DDDDD of Part 63—Requirements for Performance Tests for Particulate Matter Emissions from Boilers or Process Heaters in Large, Limited Use, or Small Liquid Fuel Subcategories

Table 4.C to Subpart DDDDD of Part 63—Requirements for Performance Tests for Hydrogen Chloride Emissions from Boilers or Process Heaters in Large, Limited Use, or Small Solid Fuel Subcategories

Table 4.D to Subpart DDDDD of Part 63—Requirements for Performance Tests for Hydrogen Chloride Emissions from Boilers or Process Heaters in Large, Limited Use, or Small Liquid Fuel Subcategories

Table 4.E to Subpart DDDDD of Part 63—Requirements for Performance Tests for Mercury Emissions from Boilers or Process Heaters in Large, Limited Use, or Small Solid Fuel Subcategories

Table 5.A to Subpart DDDDD of Part 63—Initial Compliance With Emission Limitations for Particulate Matter or Total Selected Metals for Boilers or Process Heaters in Large, Limited Use, or Small Solid Fuel Subcategories

Table 5.B to Subpart DDDDD of Part 63—Initial Compliance With Emission Limitations for Particulate Matter for Boilers or Process Heaters in Large, Limited Use, or Small Liquid Fuel Subcategories

Table 5.C to Subpart DDDDD of Part 63—Initial Compliance With Emission Limitations for Hydrogen Chloride for Boilers or Process Heaters in Large, Limited Use, or Small Solid Fuel Subcategories

Table 5.D to Subpart DDDDD of Part 63—Initial Compliance With Emission Limitations for Hydrogen Chloride for Boilers or Process Heaters in Large, Limited Use, or Small Liquid Fuel Subcategories

Table 5.E to Subpart DDDDD of Part 63—Initial Compliance With Emission Limitations for Mercury for Boilers or Process Heaters in Large, Limited Use, or Small Solid Fuel, Subcategories

Table 6 to Subpart DDDDD of Part 63—Initial Compliance with Work Practice Standards

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Table 7.B to Subpart DDDDD of Part 63—Continuous Compliance with Emission Limitations for Boilers or Process Heaters in Large, Limited Use, or Small Liquid Fuel Subcategories

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Table 9 to Subpart DDDDD of Part 63—Requirements for Reports

Table 10 to Subpart DDDDD of Part 63—Applicability of General Provisions to Subpart DDDDD

### **Subpart DDDDD—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers and Process Heaters**

#### **What This Subpart Covers**

#### **§ 63.7480 What is the purpose of this subpart?**

This subpart establishes national emission limitations and work practice standards for hazardous air pollutants emitted from industrial, commercial, and institutional boilers and process heaters. This subpart also establishes requirements to demonstrate initial and continuous compliance with the emission limitations and work practice standards.

#### **§ 63.7485 Am I subject to this subpart?**

You are subject to this subpart if you own or operate an industrial, commercial, or institutional boiler or process heater that is located at, or is part of, a major source of hazardous air pollutants (HAP) emissions, except as specifically exempted in § 63.7490.

(a) An industrial, commercial, or institutional boiler is an enclosed device using controlled flame combustion and having the primary purpose of recovering thermal energy in the form of steam or hot water. Waste heat boilers are excluded. A process heater is an enclosed device using controlled flame with the unit's primary purpose being to transfer heat indirectly to process streams (liquids, gases, or solids) instead of generating steam.

(b) 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 any single HAP at a rate of 9.07 megagrams (10 tons) or more per year or any combination of HAP at a rate of