

Ozone Season opt-in unit is to be allocated CAIR NO<sub>x</sub> Ozone Season allowances,

(i) The heat input (in mmBtu) used for calculating the CAIR NO<sub>x</sub> Ozone Season allowance allocations will be determined as described in paragraph (b)(1) of this section.

(ii) The NO<sub>x</sub> emission rate (in lb/mmBtu) used for calculating the CAIR NO<sub>x</sub> Ozone Season allowance allocation will be the lesser of:

(A) 0.15 lb/mmBtu;

(B) The CAIR NO<sub>x</sub> Ozone Season opt-in unit's baseline NO<sub>x</sub> emissions rate (in lb/mmBtu) determined under §97.384(d); or

(C) The most stringent State or Federal NO<sub>x</sub> emissions limitation applicable to the CAIR NO<sub>x</sub> Ozone Season opt-in unit at any time during the control period for which CAIR NO<sub>x</sub> Ozone Season allowances are to be allocated.

(iii) The permitting authority will allocate CAIR NO<sub>x</sub> Ozone Season allowances to the CAIR NO<sub>x</sub> Ozone Season opt-in unit in an amount equaling the heat input under paragraph (c)(2)(i) of this section, multiplied by the NO<sub>x</sub> emission rate under paragraph (c)(2)(ii) of this section, divided by 2,000 lb/ton, and rounded to the nearest whole allowance as appropriate.

(d) *Recordation.* If provided in a State implementation plan revision submitted in accordance with §51.123(ee)(3)(i), (ii), or (iii) of this chapter and approved by the Administrator:

(1) The Administrator will record, in the compliance account of the source that includes the CAIR NO<sub>x</sub> Ozone Season opt-in unit, the CAIR NO<sub>x</sub> Ozone Season allowances allocated by the permitting authority to the CAIR NO<sub>x</sub> Ozone Season opt-in unit under paragraph (a)(1) of this section.

(2) By September 1 of the control period in which a CAIR NO<sub>x</sub> Ozone Sea-

son opt-in unit enters the CAIR NO<sub>x</sub> Ozone Season Trading Program under §97.384(g) and September 1 of each year thereafter, the Administrator will record, in the compliance account of the source that includes the CAIR NO<sub>x</sub> Ozone Season opt-in unit, the CAIR NO<sub>x</sub> Ozone Season allowances allocated by the permitting authority to the CAIR NO<sub>x</sub> Ozone Season opt-in unit under paragraph (a)(2) of this section.

APPENDIX A TO SUBPART III OF PART 97—STATES WITH APPROVED STATE IMPLEMENTATION PLAN REVISIONS CONCERNING CAIR NO<sub>x</sub> OZONE SEASON OPT-IN UNITS

1. The following States have State Implementation Plan revisions under §51.123(ee)(3) of this chapter approved by the Administrator and establishing procedures providing for CAIR NO<sub>x</sub> Ozone Season opt-in units under subpart III of this part and allocation of CAIR NO<sub>x</sub> Ozone Season allowances to such units under §97.388(b):

- Indiana
- Michigan
- North Carolina
- Ohio
- South Carolina
- Tennessee

2. The following States have State Implementation Plan revisions under §51.123(ee)(3) of this chapter approved by the Administrator and establishing procedures providing for CAIR NO<sub>x</sub> Ozone Season opt-in units under subpart III of this part and allocation of CAIR NO<sub>x</sub> Ozone Season allowances to such units under §97.388(c):

- Indiana
- Michigan
- North Carolina
- Ohio
- South Carolina
- Tennessee

[65 FR 2727, Jan. 18, 2000, as amended at 72 FR 46394, Aug. 20, 2007; 72 FR 56920, Oct. 5, 2007; 72 FR 57215, Oct. 9, 2007; 72 FR 59487, Oct. 22, 2007; 72 FR 72263, Dec. 20, 2007; 73 FR 6041, Feb. 1, 2008]

APPENDIX A TO PART 97—FINAL SECTION 126 RULE: EGU ALLOCATIONS, 2004–2007

ST	Plant	Plant_id	Point_id	NO <sub>x</sub> allocation for EGUs
DC .....	BENNING .....	603	15	80
DC .....	BENNING .....	603	16	117
DE .....	CHRISTIANA SUB .....	591	11	5
DE .....	CHRISTIANA SUB .....	591	14	5
DE .....	DELAWARE CITY .....	52193	B4	141
DE .....	DELAWARE CITY .....	52193	ST	155