Environmental Protection Agency

§ 97.161 EPA recordation.

(a) Within 5 business days (except as provided in paragraph (b) of this section) of receiving a CAIR NO\textsubscript{X} allowance transfer, the Administrator will record a CAIR NO\textsubscript{X} allowance transfer by moving each CAIR NO\textsubscript{X} allowance from the transferor account to the transferee account as specified by the request, provided that:

(1) The transfer is correctly submitted under §97.160; and

(2) The transferor account includes each CAIR NO\textsubscript{X} allowance identified by serial number in the transfer.

(b) A CAIR NO\textsubscript{X} allowance transfer that is submitted for recordation after the allowance transfer deadline for a control period and that includes any CAIR NO\textsubscript{X} allowances allocated for any control period before such allowance transfer deadline will not be recorded until after the Administrator completes the deductions under §97.154 for the control period immediately before such allowance transfer deadline.

(c) Where a CAIR NO\textsubscript{X} allowance transfer submitted for recordation fails to meet the requirements of paragraph (a) of this section, the Administrator will not record such transfer.

§ 97.162 Notification.

(a) Notification of recordation. Within 5 business days of recordation of a CAIR NO\textsubscript{X} allowance transfer under §97.161, the Administrator will notify the CAIR authorized account representatives of both the transferor and transferee accounts.

(b) Notification of non-recordation. Within 10 business days of receipt of a CAIR NO\textsubscript{X} allowance transfer that fails to meet the requirements of §97.161(a), the Administrator will notify the CAIR authorized account representatives of both accounts subject to the transfer of:

(1) A decision not to record the transfer, and

(2) The reasons for such non-recordation.

(c) Nothing in this section shall preclude the submission of a CAIR NO\textsubscript{X} allowance transfer for recordation following notification of non-recordation.

Subpart HH—Monitoring and Reporting

§ 97.170 General requirements.

The owners and operators, and to the extent applicable, the CAIR designated representative, of a CAIR NO\textsubscript{X} unit, shall comply with the monitoring, recordkeeping, and reporting requirements as provided in this subpart and in subpart H of part 75 of this chapter. For purposes of complying with such requirements, the definitions in §97.102 and in §72.2 of this chapter shall apply, and the terms “affected unit,” “designated representative,” and “continuous emission monitoring system” or “CEMS”) in part 75 of this chapter shall be deemed to refer to the terms “CAIR NO\textsubscript{X} unit,” “CAIR designated representative,” and “continuous emission monitoring system” (or “CEMS”) respectively, as defined in §97.102. The owner or operator of a unit that is not a CAIR NO\textsubscript{X} unit but that is monitored under §75.72(b)(2)(ii) of this chapter shall comply with the same monitoring, recordkeeping, and reporting requirements as a CAIR NO\textsubscript{X} unit.

(a) Requirements for installation, certification, and data accounting. The owner or operator of each CAIR NO\textsubscript{X} unit shall:

(1) Install all monitoring systems required under this subpart for monitoring NO\textsubscript{X} mass emissions and individual unit heat input (including all systems required to monitor NO\textsubscript{X} emission rate, NO\textsubscript{X} concentration, stack gas moisture content, stack gas flow rate, CO\textsubscript{2} or O\textsubscript{2} concentration, and fuel flow rate, as applicable, in accordance with §§75.71 and 75.72 of this chapter);

(2) Successfully complete all certification tests required under §97.171 and meet all other requirements of this subpart and part 75 of this chapter applicable to the monitoring systems under paragraph (a)(1) of this section; and

(3) Record, report, and quality-assure the data from the monitoring systems under paragraph (a)(1) of this section.

(b) Compliance deadlines. Except as provided in paragraph (e) of this section, the owner or operator shall meet the monitoring system certification and other requirements of paragraphs