(c) Based on the information monitored and reported under paragraph (b) of this section, the unit’s baseline heat rate shall be calculated as the unit’s total heat input (in mmBtu) for the control period and the unit’s baseline NO\textsubscript{X} emissions rate shall be calculated as the unit’s total NO\textsubscript{X} emissions (in lb) for the control period divided by the unit’s baseline heat rate.

(d) After calculating the baseline heat input and the baseline NO\textsubscript{X} emissions rate for the unit under paragraph (c) of this section, the permitting authority will serve a draft NO\textsubscript{X} Budget opt-in permit on the NO\textsubscript{X} authorized account representative of the unit.

(e) Confirmation of intention to opt-in. Within 20 days after the issuance of the draft NO\textsubscript{X} Budget opt-in permit, the NO\textsubscript{X} authorized account representative of the unit must submit to the permitting authority a confirmation of the intention to opt in the unit or a withdrawal of the application for a NO\textsubscript{X} Budget opt-in permit under §96.83. The permitting authority will treat the failure to make a timely submission as a withdrawal of the NO\textsubscript{X} Budget opt-in permit application.

(f) Issuance of draft NO\textsubscript{X} Budget opt-in permit. If the NO\textsubscript{X} authorized account representative confirms the intention to opt-in the unit under paragraph (e) of this section, the permitting authority will issue the draft NO\textsubscript{X} Budget opt-in permit in accordance with §96.20.

(g) Notwithstanding paragraphs (a) through (f) of this section, if at any time before issuance of a draft NO\textsubscript{X} Budget opt-in permit for the unit, the permitting authority determines that the unit does not qualify as a NO\textsubscript{X} Budget opt-in source under §96.80, the permitting authority will issue a draft denial of a NO\textsubscript{X} Budget opt-in permit for the unit in accordance with §96.20.

(h) Withdrawal of application for NO\textsubscript{X} Budget opt-in permit. A NO\textsubscript{X} authorized account representative of a unit may withdraw its application for a NO\textsubscript{X} Budget opt-in permit under §96.83 at any time prior to the issuance of the final NO\textsubscript{X} Budget opt-in permit. Once the application for a NO\textsubscript{X} Budget opt-in permit is withdrawn, a NO\textsubscript{X} authorized account representative wanting to reapply must submit a new application for a NO\textsubscript{X} Budget permit under §96.83.

(i) Effective date. The effective date of the initial NO\textsubscript{X} Budget opt-in permit shall be May 1 of the first control period starting after the issuance of the initial NO\textsubscript{X} Budget opt-in permit by the permitting authority. The unit shall be a NO\textsubscript{X} Budget opt-in source and a NO\textsubscript{X} Budget unit as of the effective date of the initial NO\textsubscript{X} Budget opt-in permit.

§96.85 NO\textsubscript{X} Budget opt-in permit contents.

(a) Each NO\textsubscript{X} Budget opt-in permit (including any draft or proposed NO\textsubscript{X} Budget opt-in permit, if applicable) will contain all elements required for a complete NO\textsubscript{X} Budget opt-in permit application under §96.22 as approved or adjusted by the permitting authority.

(b) Each NO\textsubscript{X} Budget opt-in permit is deemed to incorporate automatically the definitions of terms under §96.2 and, upon recordation by the Administrator under subpart F, G, or I of this part, every allocation, transfer, or deduction of NO\textsubscript{X} allowances to or from the compliance accounts of each NO\textsubscript{X} Budget opt-in source covered by the NO\textsubscript{X} Budget opt-in permit or the over-draft account of the NO\textsubscript{X} Budget source where the NO\textsubscript{X} Budget opt-in source is located.

§96.86 Withdrawal from NO\textsubscript{X} Budget Trading Program.

(a) Requesting withdrawal. To withdraw from the NO\textsubscript{X} Budget Trading Program, the NO\textsubscript{X} authorized account representative of a NO\textsubscript{X} Budget opt-in source shall submit to the permitting authority a request to withdraw effective as of a specified date prior to May 1 or after September 30. The submission shall be made no later than 90 days prior to the requested effective date of withdrawal.

(b) Conditions for withdrawal. Before a NO\textsubscript{X} Budget opt-in source covered by a request under paragraph (a) of this section may withdraw from the NO\textsubscript{X} Budget Trading Program and the NO\textsubscript{X} Budget opt-in permit may be terminated under paragraph (e) of this section, the following conditions must be met:

(1) For the control period immediately before the withdrawal is to be effective, the NO\textsubscript{X} authorized account representative must submit or must...
§ 96.87 Change in regulatory status.

(a) Notification. When a NOX Budget opt-in source becomes a NOX Budget unit under §96.4, the NOX authorized account representative shall notify in writing the permitting authority and the Administrator of such change in

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