§ 76.3 General Acid Rain Program provisions.

The following provisions of part 72 of this chapter shall apply to this part:

(a) § 72.2 (Definitions);
(b) § 72.3 (Measurements, abbreviations, and acronyms);
(c) § 72.4 (Federal authority);
(d) § 72.5 (State authority);
(e) § 72.6 (Applicability);
(f) § 72.7 (New unit exemption);
(g) § 72.8 (Retired units exemption);
(h) § 72.9 (Standard requirements);
(i) § 72.10 (Availability of information); and
(j) § 72.11 (Computation of time).

In addition, the procedures for appeals of decisions of the Administrator under this part are contained in part 78 of this chapter.

§ 76.4 Incorporation by reference.

(a) The materials listed in this section are incorporated by reference in the sections noted. These incorporations by reference (IBR’s) were approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. These materials are incorporated as they existed on the date of approval, and notice of any change in these materials will be published in the Federal Register and inspection at the Public Information Reference Unit, U.S. EPA, 401 M St., SW., Washington, DC, and at the Library (MD–35), U.S. EPA, Research Triangle Park, North Carolina or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202–741–6030, or go to: http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

(b) The following materials are available for purchase from at least one of the following addresses: American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia, Pennsylvania 19103; or the University Microfilms International, 300 North Zeeb Road, Ann Arbor, Michigan 48106.

3. The following material is available for purchase from the American Society of Mechanical Engineers (ASME), 22 Law Drive, Box 2350, Fairfield, NJ 07007–2350.
6. The following material is available for purchase from the American National Standards Institute, 11 West 42nd Street, New York, NY 10036 or from the International Organization for Standardization (ISO), Case Postale 56, CH–1211 Geneva 20, Switzerland.

§ 76.5 NOX emission limitations for Group I boilers.

(a) Beginning January 1, 1996, or for a unit subject to section 404(d) of the Act, the date on which the unit is required to meet Acid Rain emission reduction requirements for SO2, the owner or operator of a Phase I coal-fired utility unit with a tangentially fired boiler or a dry bottom wall-fired boiler (other than units applying cell burner technology) shall not discharge, or allow to be discharged, emissions of NOx to the atmosphere in excess of the following limits, except as provided in paragraphs (c) or (e) of this section or in §76.10, §76.11, or §76.12:

1. 0.45 lb/mmBtu of heat input on an annual average basis for tangentially fired boilers.
2. 0.50 lb/mmBtu of heat input on an annual average basis for dry bottom wall-fired boilers (other than units applying cell burner technology).
§ 76.7 Revised NO<sub>X</sub> emission limitations for Group 1, Phase II boilers.

(a) Beginning January 1, 2000, the owner or operator of a Group 1, Phase II coal-fired utility unit with a tangentially fired boiler or a dry bottom wall-fired boiler shall comply with the NO<sub>X</sub> emission limitations for Group 1, Phase II boilers, as specified in paragraphs (a) through (e) of this section.

(b) The owner or operator shall determine the annual average NO<sub>X</sub> emission rate, in lb/mmBtu, using the methods and procedures specified in part 75 of this chapter.

(c) Unless the unit meets the early election requirement of §76.8, the owner or operator of a coal-fired substitution unit with a tangentially fired boiler or a dry bottom wall-fired boiler (other than units applying cell burner technology) that satisfies the requirements of §76.1(c)(2), shall comply with the NO<sub>X</sub> emission limitations that apply to Group 1, Phase II boilers.

(d) The owner or operator of a Phase I unit with a cell burner boiler that converts to a conventional wall-fired boiler on or before January 1, 1995 or, for a unit subject to section 404(d) of the Act, the date the unit is required to meet Acid Rain emissions reduction requirements for SO<sub>2</sub> shall comply, by such respective date or January 1, 1996, whichever is later, with the NO<sub>X</sub> emission limitations applicable to dry bottom wall-fired boilers under paragraph (a) of this section, except as provided in paragraphs (c) or (e) of this section or in §§76.10, 76.11, or 76.12.

(e) The owner or operator of a Phase I unit with a Group 1 boiler that converts to a fluidized bed or other type of utility boiler not included in Group 1 boilers on or before January 1, 1995 or, for a unit subject to section 404(d) of the Act, the date the unit is required to meet Acid Rain emissions reduction requirements for SO<sub>2</sub> shall comply, by such respective date or January 1, 1996, whichever is later, with the NO<sub>X</sub> emission limitations specified in paragraph (a) of this section, but shall comply with the NO<sub>X</sub> emission limitations for Group 2 boilers under §76.6.

(f) Except as provided in §76.8 and in paragraph (c) of this section, each unit subject to the requirements of this section is not subject to the requirements of §76.7.

§ 76.6 NO<sub>X</sub> emission limitations for Group 2 boilers.

(a) Beginning January 1, 2000 or, for a unit subject to section 409(b) of the Act, the date on which the unit is required to meet Acid Rain emission reduction requirements for SO<sub>2</sub>, the owner or operator of a Group 2, coal-fired boiler with a cell burner boiler, cyclone boiler, a wet bottom boiler, or a vertically fired boiler shall not discharge, or allow to be discharged, emissions of NO<sub>X</sub> to the atmosphere in excess of the following limits, except as provided in §§76.10 or 76.11:

(1) 0.68 lb/mmBtu of heat input on an annual average basis for cell burner boilers. The NO<sub>X</sub> emission control technology on which the emission limitation is based is plug-in combustion controls or non-plug-in combustion controls. Except as provided in §76.5(d), the owner or operator of a unit with a cell burner boiler that installs non-plug-in combustion controls shall comply with the emission limitation applicable to cell burner boilers.

(2) 0.86 lb/mmBtu of heat input on an annual average basis for cyclone boilers with a Maximum Continuous Steam Flow at 100% of Load of greater than 1060, in thousands of lb/hr. The NO<sub>X</sub> emission control technology on which the emission limitation is based is natural gas reburning or selective catalytic reduction.

(3) 0.84 lb/mmBtu of heat input on an annual average basis for wet bottom boilers, with a Maximum Continuous Steam Flow at 100% of Load of greater than 450, in thousands of lb/hr. The NO<sub>X</sub> emission control technology on which the emission limitation is based is natural gas reburning or selective catalytic reduction.

(4) 0.80 lb/mmBtu of heat input on an annual average basis for vertically fired boilers. The NO<sub>X</sub> emission control technology on which the emission limitation is based is combustion controls.

(b) The owner or operator shall determine the annual average NO<sub>X</sub> emission rate, in lb/mmBtu, using the methods and procedures specified in part 75 of this chapter.