NESHAP/NSPS: U.S. Environmental Protection Agency Proposed Rule Adding Electronic Reporting for Three Engine Classes

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The United States Environmental Protection Agency ("EPA") published a June 26th Federal Register Notice proposing a Clean Air Act rule that would add electronic reporting provisions to the following three classes of engines:

- Reciprocating Internal Combustion Engines ("RICE")
- Stationary Compression Ignition Internal Combustion Engines ("CI")
- Stationary Spark Ignition Internal Combustion Engines ("SI")

The proposed rule is amending:

- Clean Air Act National Emission Standards for Hazardous Air Pollutants ("NESHAP") for RICE – 40 CFR 63, Subpart ZZZZ
- Clean Air Act New Source Performance Standards for CI – 40 CFR 60, Subpart IV
- Clean Air Act New Source Performance Standards for SI – 40 CFR 60, Subpart JJJJ

The preamble to the proposed rule also notes that EPA is undertaking:

. . . a small number of clarifications and corrections to these rules are being proposed to correct inadvertent and other minor errors in the Code of Federal Regulations (CFR), particularly related to tables.

EPA is also soliciting information on provisions specifying that emergency engines can operate for up to 50 hours per year to mitigate local transmission and/or distribution limitations to avert potential voltage collapse or line overloads that could lead to interruption of power supply in a local area or region.

The proposed electronic reporting requirements would require that the relevant NESHAP of NSPS subparts be amended to include requirements that electronic copies of certain initial notifications of compliance, performance test reports, Notification of Compliance Status, and annual and semi-annual compliance reports through EPA's Central Data Exchange be submitted using the Compliance and Emissions Date Reporting Interface.

A copy of the Federal Register Notice can be downloaded here.