

February 20, 2007 Environmental Quality Board Meeting (Nonattainment New Source Review Annex A)

Section 127.207 CREDITABLE EMISSIONS DECREASE OR ERC generation and creation.

(1) ***

(2) **[For facilities subject to this subchapter], EXCEPT AS PROVIDED IN §127.206(r) (RELATING TO ERC GENERAL REQUIREMENTS),** an ERC registry application shall be submitted to the Department within [1] 2 years of the initiation of an emissions reduction used to generate ERCs. **FOR DEACTIVATED SOURCES OR FACILITIES THE FOLLOWING SHALL ALSO APPLY:**

(i) THE OWNER OR OPERATOR OF AN ERC-GENERATING SOURCE OR FACILITY SHALL SUBMIT A WRITTEN NOTICE TO THE DEPARTMENT WITHIN 1 YEAR AFTER THE DEACTIVATION OF A SOURCE OR FACILITY TO REQUEST PRESERVATION OF THE EMISSIONS IN THE INVENTORY.

(ii) WITHIN TWO YEARS AFTER ERC-GENERATING EMISSION REDUCTIONS ARE INITIATED, THE OWNER OR OPERATOR OF A SOURCE OR FACILITY THAT IS COVERED UNDER A MAINTENANCE PLAN SUBMITTED TO THE DEPARTMENT IN ACCORDANCE WITH § 127.11a (RELATING TO REACTIVATION) OR § 127.215 ((RELATING TO REACTIVATION) MAY PERMANENTLY DEACTIVATE THE SOURCE OR FACILITY AND SUBMIT AN ERC REGISTRY APPLICATION TO THE DEPARTMENT IF THE EMISSIONS ARE PRESERVED IN THE INVENTORY.