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APPENDIX E TO PART 61—COMPLIANCE PROCEDURES METHODS FOR DETERMINING COMPLIANCE WITH SUBPART I

AUTHORITY: 42 U.S.C. 7401 *et seq.*

SOURCE: 38 FR 8826, Apr. 6, 1973, unless otherwise noted.

Subpart A—General Provisions

§61.01 Lists of pollutants and applicability of part 61.

(a) The following list presents the substances that, pursuant to section 112 of the Act, have been designated as hazardous air pollutants. The FEDERAL REGISTER citations and dates refer to the publication in which the listing decision was originally published.

Asbestos (36 FR 5931; Mar. 31, 1971)

Benzene (42 FR 29332; June 8, 1977)
 Beryllium (36 FR 5931; Mar. 31, 1971)
 Coke Oven Emissions (49 FR 36560; Sept. 18, 1984)
 Inorganic Arsenic (45 FR 37886; June 5, 1980)
 Mercury (36 FR 5931; Mar. 31, 1971)
 Radionuclides (44 FR 76738; Dec. 27, 1979)
 Vinyl Chloride (40 FR 59532; Dec. 24, 1975)

(b) The following list presents other substances for which a FEDERAL REGISTER notice has been published that included consideration of the serious health effects, including cancer, from ambient air exposure to the substance.

Acrylonitrile (50 FR 24319; June 10, 1985)
 1,3-Butadiene (50 FR 41466; Oct. 10, 1985)
 Cadmium (50 FR 42000; Oct. 16, 1985)
 Carbon Tetrachloride (50 FR 32621; Aug. 13, 1985)
 Chlorinated Benzenes (50 FR 32628; Aug. 13, 1985)
 Chlorofluorocarbon—113 (50 FR 24313; June 10, 1985)
 Chloroform (50 FR 39626; Sept. 27, 1985)
 Chloroprene (50 FR 39632; Sept. 27, 1985)
 Chromium (50 FR 24317; June 10, 1985)
 Copper (52 FR 5496; Feb. 23, 1987)
 Epichlorohydrin (50 FR 24575; June 11, 1985)
 Ethylene Dichloride (50 FR 41994; Oct. 16, 1985)
 Ethylene Oxide (50 FR 40286; Oct. 2, 1985)
 Hexachlorocyclopentadiene (50 FR 40154; Oct. 1, 1985)
 Manganese (50 FR 32627; Aug. 13, 1985)
 Methyl Chloroform (50 FR 24314; June 10, 1985)
 Methylene Chloride (50 FR 42037; Oct. 17, 1985)
 Nickel (51 FR 34135; Sept. 25, 1986)
 Perchloroethylene (50 FR 52800; Dec. 26, 1985)
 Phenol (51 FR 22854; June 23, 1986)
 Polycyclic Organic Matter (49 FR 31680; Aug. 8, 1984)
 Toluene (49 FR 22195; May 25, 1984)
 Trichloroethylene (50 FR 52422; Dec. 23, 1985)
 Vinylidene Chloride (50 FR 32632; Aug. 13, 1985)
 Zinc and Zinc Oxide (52 FR 32597, Aug. 28, 1987)

(c) This part applies to the owner or operator of any stationary source for which a standard is prescribed under this part.

(d) In addition to complying with the provisions of this part, the owner or operator of a stationary source subject to a standard in this part may be required to obtain an operating permit issued to stationary sources by an authorized State air pollution control agency or by the Administrator of the U.S. Environmental Protection Agency (EPA) pursuant to title V of the Clean

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day following the end of each 6-month period.

(f) Each owner or operator of a source to which this subpart applies shall submit a written report each quarter to the Administrator that includes the following information:

(1) All ambient inorganic arsenic concentrations measured at all monitoring sites in accordance with § 61.184.

(2) A description of any modifications to the sampling network, during the reporting period, including any major maintenance, site changes, calibrations, and quality assurance information including sampling and analytical precision and accuracy estimates.

(g) All quarterly reports required in paragraph (f) of this section shall be postmarked by the 30th day following the end of each quarter.

Subpart Q—National Emission Standards for Radon Emissions From Department of Energy Facilities

SOURCE: 54 FR 51701, Dec. 15, 1989, unless otherwise noted.

§ 61.190 Designation of facilities.

The provisions of this subpart apply to the design and operation of all storage and disposal facilities for radium-containing material (i.e., byproduct material as defined under section 11.e(2) of the Atomic Energy Act of 1954 (as amended)) that are owned or operated by the Department of Energy that emit radon-222 into air, including these facilities: The Feed Materials Production Center, Fernald, Ohio; the Niagara Falls Storage Site, Lewiston, New York; the Weldon Spring Site, Weldon Spring, Missouri; the Middlesex Sampling Plant, Middlesex, New Jersey; the Monticello Uranium Mill Tailings Pile, Monticello, Utah. This subpart does not apply to facilities listed in, or designated by the Secretary of Energy under title I of the Uranium Mill Tailings Control Act of 1978.

§ 61.191 Definitions.

As used in this subpart, all terms not defined here have the meaning given them in the Clean Air Act or subpart A

of part 61. The following terms shall have the following specific meanings:

(a) *Facility* means all buildings, structures and operations on one contiguous site.

(b) *Source* means any building, structure, pile, impoundment or area used for interim storage or disposal that is or contains waste material containing radium in sufficient concentration to emit radon-222 in excess of this standard prior to remedial action.

§ 61.192 Standard.

No source at a Department of Energy facility shall emit more than 20 picocuries per square meter per second ($\text{pCi}/(\text{m}^2\text{-sec})$) ($1.9 \text{ pCi}/(\text{ft}^2\text{-sec})$) of radon-222 as an average for the entire source, into the air. This requirement will be part of any Federal Facilities Agreement reached between Environmental Protection Agency and Department of Energy.

[54 FR 51701, Dec. 15, 1989, as amended at 65 FR 62158, Oct. 17, 2000]

§ 61.193 Exemption from the reporting and testing requirements of 40 CFR 61.10.

All facilities designated under this subpart are exempt from the reporting requirements of 40 CFR 61.10.

Subpart R—National Emission Standards for Radon Emissions From Phosphogypsum Stacks

SOURCE: 57 FR 23317, June 3, 1992, unless otherwise noted.

§ 61.200 Designation of facilities.

The provisions of this subpart apply to each owner or operator of a phosphogypsum stack, and to each person who owns, sells, distributes, or otherwise uses any quantity of phosphogypsum which is produced as a result of wet acid phosphorus production or is removed from any existing phosphogypsum stack.

§ 61.201 Definitions.

As used in this subpart, all terms not defined here have the meaning given them in the Clean Air Act or subpart A of part 61. The following terms shall have the following specific meanings: