6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-9989-44-OAR]

Allocations of Cross-State Air Pollution Rule Allowances from New Unit Set-Asides for 2018 Control Periods

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of data availability.

SUMMARY: The Environmental Protection Agency (EPA) is providing notice of the availability of data on emission allowance allocations to certain units under the Cross-State Air Pollution Rule (CSAPR) trading programs. EPA has completed final calculations for the second round of allocations of allowances from the CSAPR new unit set-asides (NUSAs) for the 2018 control periods and has posted spreadsheets containing the calculations on EPA's website. EPA has also completed calculations for allocations of the remaining 2018 NUSA allowances to existing units and has posted spreadsheets containing those calculations on EPA's website as well.

DATES: [INSERT DATE OF PUBLICATION IN THE FEDERAL REGISTER].

FOR FURTHER INFORMATION CONTACT: Questions concerning this action should be addressed to Kenon Smith at (202) 343-9164 or smith.kenon@epa.gov or Jason Kuhns at (202) 564-3236 or kuhns.jason@epa.gov.

SUPPLEMENTARY INFORMATION: Under each CSAPR trading program where EPA is responsible for determining emission allowance allocations, a portion of each state's emissions

budget for the program for each control period is reserved in a NUSA (and in an additional Indian country NUSA in the case of states with Indian country within their borders) for allocation to certain units that would not otherwise receive allowance allocations. The procedures for identifying the eligible units for each control period and for allocating allowances from the NUSAs and Indian country NUSAs to these units are set forth in the CSAPR trading program regulations at 40 CFR 97.411(b) and 97.412 (NO_X Annual), 97.511(b) and 97.512 (NO_X Ozone Season Group 1), 97.611(b) and 97.612 (SO_2 Group 1), 97.711(b) and 97.712 (SO_2 Group 2), and 97.811(b) and 97.812 (NO_X Ozone Season Group 2). Each NUSA allowance allocation process involves up to two rounds of allocations to eligible units, termed "new" units, followed by the allocation to "existing" units of any allowances not allocated to new units.

In a notice of data availability (NODA) published in the **Federal Register** on December 6, 2018 (83 FR 62860), EPA provided notice of the preliminary identification of units eligible to receive second-round NUSA allocations for the 2018 control periods and described the process for submitting any objections. EPA received no objections in response to the December 6, 2018 NODA. This NODA provides notice of EPA's calculations of the amounts of the second-round 2018 NUSA allocations to the previously identified eligible new units and the allocations of the remaining allowances to existing units.

The detailed unit-by-unit data and final allowance allocation calculations are set forth in Excel spreadsheets titled

"CSAPR_NUSA_2018_NOx_Annual_2nd_Round_Final_Data_New_Units",

"CSAPR_NUSA_2018_NOx_OS_2nd_Round_Final_Data_New_Units",

"CSAPR_NUSA_2018_SO2_2nd_Round_Final_Data_New_Units",

"CSAPR_NUSA_2018_NOx_Annual_2nd_Round_Final_Data_Existing_Units",

"CSAPR_NUSA_2018_NOx_OS_2nd_Round_Final_Data_Existing_Units", "CSAPR_NUSA_2018_SO2_2nd_Round_Final_Data_Existing_Units", available on EPA's website at *https://www.epa.gov/csapr/csapr-compliance-year-2018-nusa-nodas*.

EPA notes that an allocation or lack of allocation of allowances to a given unit does not constitute a determination that CSAPR does or does not apply to the unit. EPA also notes that under 40 CFR 97.411(c), 97.511(c), 97.611(c), 97.711(c), and 97.811(c), allocations are subject to potential correction if a unit to which allowances have been allocated for a given control period is not actually an affected unit as of the start of that control period.

(Authority: 40 CFR 97.411(b), 97.511(b), 97.611(b), 97.711(b), and 97.811(b).)

Dated: January 31, 2019.

Reid P. Harvey
Director,
Clean Air Markets Division,
Office of Atmospheric Programs,
Office of Air and Radiation.

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