

§ 98.1

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Subpart A—General Provision

§ 98.1 Purpose and scope.

(a) This part establishes mandatory greenhouse gas (GHG) reporting requirements for owners and operators of certain facilities that directly emit GHG as well as for certain fossil fuel suppliers and industrial GHG suppliers. For suppliers, the GHGs reported are the quantity that would be emitted from combustion or use of the products supplied.

(b) Owners and operators of facilities and suppliers that are subject to this part must follow the requirements of subpart A and all applicable subparts of this part. If a conflict exists between a provision in subpart A and any other applicable subpart, the requirements of the subparts B through PP of this part shall take precedence.

§ 98.2 Who must report?

(a) The GHG reporting requirements and related monitoring, recordkeeping, and reporting requirements of this part apply to the owners and operators of any facility that is located in the United States and that meets the requirements of either paragraph (a)(1), (a)(2), or (a)(3) of this section; and any supplier that meets the requirements of paragraph (a)(4) of this section:

(1) A facility that contains any source category (as defined in subparts C through JJ of this part) that is listed in this paragraph (a)(1) in any calendar year starting in 2010. For these facilities, the annual GHG report must cover all source categories and GHGs for which calculation methodologies are provided in subparts C through JJ of this part.

(i) Electricity generation (units that report CO₂ emissions year-round through 40 CFR part 75).

(ii) Adipic acid production.

(iii) Aluminum production.

(iv) Ammonia manufacturing.

(v) Cement production.

(vi) HCFC-22 production.

(vii) HFC-23 destruction processes that are not collocated with a HCFC-22 production facility and that destroy more than 2.14 metric tons of HFC-23 per year.

(viii) Lime manufacturing.

(ix) Nitric acid production.

(x) Petrochemical production.

(xi) Petroleum refineries.

(xii) Phosphoric acid production.

(xiii) Silicon carbide production.

(xiv) Soda ash production.

(xv) Titanium dioxide production.

(xvi) Municipal solid waste landfills that generate CH₄ in amounts equivalent to 25,000 metric tons CO₂e or more per year, as determined according to subpart HH of this part.

(xvii) Manure management systems with combined CH₄ and N₂O emissions