

## Environmental Protection Agency

## § 1039.825

### § 1039.805 What symbols, acronyms, and abbreviations does this part use?

The following symbols, acronyms, and abbreviations apply to this part:

CFR Code of Federal Regulations.  
CH<sub>4</sub> methane.  
CO carbon monoxide.  
CO<sub>2</sub> carbon dioxide.  
DEF Diesel exhaust fluid.  
EEFM Emergency equipment field modification.  
EPA Environmental Protection Agency.  
FEL Family Emission Limit.  
g/kW-hr grams per kilowatt-hour.  
HC hydrocarbon.  
ISO International Organization for Standardization (see *www.iso.org*).  
kW kilowatts.  
N<sub>2</sub>O nitrous oxide.  
NIST National Institute of Standards and Technology.  
NMHC nonmethane hydrocarbons.  
NO<sub>x</sub> oxides of nitrogen (NO and NO<sub>2</sub>).  
NTE not-to-exceed  
PM particulate matter.  
rpm revolutions per minute.  
SAE Society of Automotive Engineers.  
SCR Selective catalytic reduction.  
SEA Selective enforcement audit.  
THC total hydrocarbon.  
THCE total hydrocarbon equivalent.  
TRU transportation refrigeration unit.  
U.S.C. United States Code.

[69 FR 39213, June 29, 2004, as amended at 74 FR 56509, Oct. 30, 2009; 77 FR 34148, June 8, 2012]

### § 1039.815 What provisions apply to confidential information?

(a) Clearly show what you consider confidential by marking, circling, bracketing, stamping, or some other method.

(b) We will store your confidential information as described in 40 CFR part 2. Also, we will disclose it only as specified in 40 CFR part 2. This applies both to any information you send us and to any information we collect from inspections, audits, or other site visits.

(c) If you send us a second copy without the confidential information, we will assume it contains nothing confidential whenever we need to release information from it.

(d) If you send us information without claiming it is confidential, we may make it available to the public without further notice to you, as described in 40 CFR 2.204.

### § 1039.820 How do I request a hearing?

(a) You may request a hearing under certain circumstances, as described elsewhere in this part. To do this, you must file a written request, including a description of your objection and any supporting data, within 30 days after we make a decision.

(b) For a hearing you request under the provisions of this part, we will approve your request if we find that your request raises a substantial factual issue.

(c) If we agree to hold a hearing, we will use the procedures specified in 40 CFR part 1068, subpart G.

### § 1039.825 What reporting and recordkeeping requirements apply under this part?

Under the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), the Office of Management and Budget approves the reporting and recordkeeping specified in the applicable regulations. The following items illustrate the kind of reporting and recordkeeping we require for engines and equipment regulated under this part:

(a) We specify the following requirements related to engine certification in this part 1039:

(1) In § 1039.20 we require engine manufacturers to label stationary engines that do not meet the standards in this part.

(2) In § 1039.135 we require engine manufacturers to keep certain records related to duplicate labels sent to equipment manufacturers.

(3) [Reserved]

(4) In subpart C of this part we identify a wide range of information required to certify engines.

(5) [Reserved]

(6) [Reserved]

(7) In subpart G of this part we identify several reporting and recordkeeping items for making demonstrations and getting approval related to various special compliance provisions. For example, equipment manufacturers must submit reports and keep records related to the flexibility provisions in § 1039.625.

(8) In § 1039.725, 1039.730, and 1039.735 we specify certain records related to averaging, banking, and trading.