

pollution controls pursuant to a schedule for compliance. The measures required by the CD reduce emissions of NO_x by 5,031 tons per year (tpy) and SO₂ by 3,460 tpy. The emission limitations, pollution controls, schedules for compliance, reporting, and record-keeping provisions of the HOVENSA CD constitute an element of the long term strategy and address the reasonable progress provisions of 40 CFR 51.308(d)(1). Should the existing federally enforceable HOVENSA CD be revised, EPA will reevaluate, and if necessary, revise the FIP after public notice and comment.

(4) *HOVENSA requirement for notification.* HOVENSA must notify EPA 60 days in advance of startup and resumption of operation of refinery process units at the HOVENSA, St. Croix, Virgin Islands facility. HOVENSA shall submit such notice to the Director of the Clean Air and Sustainability Division, U.S. Environmental Protection Agency Region 2, 290 Broadway, 25th Floor, New York, New York, 10007-1866. HOVENSA's notification to EPA that it intends to startup refinery process units must include information regarding those emission units that will be operating, including unit design parameters such as heat input and hourly emissions, information on potential to emit limitations, pollution controls and control efficiencies, and schedules for compliance. EPA will revise the FIP as necessary, after public notice and comment, in accordance with regional haze requirements including the "reasonable progress" provisions in 40 CFR 51.308(d)(1). HOVENSA will be required to install any controls that are required by the revised FIP as expeditiously as practicable, but no later than 5 years after the effective date of the revised FIP.

[50 FR 28553, July 12, 1985, as amended at 52 FR 45137, Nov. 24, 1987; 77 FR 64421, Oct. 22, 2012]

§ 52.2782 Small business technical and environmental compliance assistance program.

On January 15, 1993, the Virgin Islands Department of Planning and Natural Resources submitted a plan to establish and implement a Small Business Stationary Source Technical and

Environmental Compliance Assistance Program for incorporation in the Virgin Islands state implementation plan. This plan meets the requirements of section 507 of the Clean Air Act, and the U.S. Virgin Islands must implement the program as approved by EPA.

[59 FR 34386, July 5, 1994]

Subpart DDD—American Samoa

§ 52.2820 Identification of plan.

(a) *Purpose and scope.* This section sets forth the applicable State implementation plan for American Samoa under section 110 of the Clean Air Act, 42 U.S.C. 7401-7671q and 40 CFR part 51 to meet national ambient air quality standards.

(b) *Incorporation by reference.* (1) Material listed in paragraphs (c) and (d) of this section with an EPA approval date prior to June 1, 2005, was approved for incorporation by reference by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Material is incorporated as it exists on the date of the approval, and notice of any change in the material will be published in the FEDERAL REGISTER. Entries in paragraphs (c) and (d) of this section with EPA approval dates after June 1, 2005, will be incorporated by reference in the next update to the SIP compilation.

(2) EPA Region IX certifies that the rules/regulations provided by EPA in the SIP compilation at the addresses in paragraph (b)(3) of this section are an exact duplicate of the officially promulgated State rules/regulations which have been approved as part of the State implementation plan as of June 1, 2005.

(3) Copies of the materials incorporated by reference may be inspected at the Region IX EPA Office at 75 Hawthorne Street, San Francisco, CA 94105; the Air and Radiation Docket and Information Center, U.S. Environmental Protection Agency, 1301 Constitution Avenue, NW., Room B108, Washington, DC; or the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call (202) 741-6030, or go to: http://www.archives.gov/federal_register/

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code_of_federal_regulations/ibr_locations.html.

(c) EPA approved regulations.

TABLE 52.2820—EPA APPROVED TERRITORY OF AMERICAN SAMOA REGULATIONS

State citation	Title/subject	Effective date	EPA approval date	Explanation
Air Pollution Control Rules and Regulations				
Section 1.0	Definitions (1.0.1–1.0.18)	6/08/1972	3/02/1976, 41 FR 8956	
Section 1.1	Approval of New Sources: Permit to Operate (1.1.1–1.1.14)	6/08/1972	3/02/1976, 41 FR 8956	
Section 1.2	Source Monitoring, Record Keeping, and Reporting (1.2.1–1.2.2)	6/08/1972	3/02/1976, 41 FR 8956	
Section 1.3	Sampling and Testing Methods (1.3.1–1.3.2)	6/08/1972	3/02/1976, 41 FR 8956	
Section 1.4	Malfunction of Equipment; Reporting (1.4.1–1.4.2)	6/08/1972	3/02/1976, 41 FR 8956	
Section 1.5	Prohibition of Air Pollution	6/08/1972	3/02/1976, 41 FR 8956	
Section 1.6	Compliance Schedule (1.6.1, Existing Sources)	6/08/1972	3/02/1976, 41 FR 8956	
Section 1.7	Circumvention	6/08/1972	3/02/1976, 41 FR 8956	
Section 1.8	Severability	6/08/1972	3/02/1976, 41 FR 8956	
Section 1.9	Ambient Air Quality Standards (1.9.1–1.9.2)	6/08/1972	3/02/1976, 41 FR 8956	
Section 2.1	Control of Open Burning	6/08/1972	3/02/1976, 41 FR 8956	
Section 3.1	Control of Particulate Emissions	6/08/1972	3/02/1976, 41 FR 8956	
Section 3.2	Visible Emissions (3.1.1–3.1.2)	6/08/1972	3/02/1976, 41 FR 8956	
Section 3.3	Fugitive Dust (3.2.1–3.2.3)	6/08/1972	3/02/1976, 41 FR 8956	
Section 3.4	Incineration (3.3.1–3.3.4)	6/08/1972	3/02/1976, 41 FR 8956	
Section 3.5	Fuel Burning Equipment (3.4.1–3.4.2) ..	6/08/1972	3/02/1976, 41 FR 8956	
Section 3.5	Process Industries—General (3.5.1, 3.5.3–3.5.5)	6/08/1972	3/02/1976, 41 FR 8956	
Table 1	Particulate Emission Allowable Based on Process Weight	6/08/1972	3/02/1976, 41 FR 8956	
Section 3.6	Sampling Methods (3.6.1)	6/08/1972	3/02/1976, 41 FR 8956	
Section 4.1	Control of Sulfur Compound Emissions Fuel Combustion (4.1.1)	6/08/1972	3/02/1976, 41 FR 8956	

(d) EPA approved State source specific requirements.

Name of source	Permit No.	Effective date	EPA approval date	Explanation
None				

(e) [Reserved]

[70 FR 53566, Sept. 9, 2005]

§ 52.2821 Classification of regions.

The American Samoa plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
American Samoa	III	III	III	III	III

[37 FR 10906, May 31, 1972]

§ 52.2822 Approval status.

With the exceptions set forth in this subpart, the Administrator approves American Samoa's plan for the attainment and maintenance of the national standards.

[39 FR 8617, Mar. 6, 1974]