**EXAMPLE Notification of Compliance Status**

**for Boilers Subject to an Energy Assessment**

National Emission Standards for Hazardous Air Pollutants for Area Sources:

Industrial, Commercial, and Institutional Boilers

**40 CFR Part 63 Subpart JJJJJJ**

***What is the purpose of this form?***

You may use this form to meet the Notification of Compliance Status requirement for a boiler(s) that is subject to the requirement to conduct an energy assessment under the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Industrial, Commercial, and Institutional Boilers Area Sources. However, you may report the information in another form or format.

**SECTION I: INSTRUCTIONS**

Use the “Small Entity Compliance Guide – AREA SOURCES” (see page 4) or “Fast facts area source requirements” under the “Implementation Tools” section of the EPA boiler website<http://www.epa.gov/ttn/atw/boiler/boilerpg.html> to determine whether your boiler is subject to emission limits, a tune-up, and/or an energy assessment.

***Check the applicable box below:***

[ ]  My boiler is subject to the requirement to conduct an energy assessment.

![MC900411244[1]]()

 If you did not check the box above, do not use this example form. Different Notification of Compliance status form(s) may apply to you. See <http://www.epa.gov/ttn/atw/boiler/boilerpg.html>for additional implementation tools.

***When is this report due*** *(§63.11225(a)(4))****?***

Existing Sources: For boilers subject to an energy assessment the Notification of Compliance Status must be submitted by July 19, 2014.

New Sources: New sources are not subject to this reporting requirement.

Notes:

* **For existing boilers subject to both an energy assessment and emission limits**: you may use this form **only** to fulfill the Notification of Compliance Status requirements for the energy assessment. However, you can fulfill the notification of compliance requirements for both the energy assessment and emission limits by using the separate Notification of Compliance Status form designed to demonstrate compliance with the emission limits. That form contains a checkbox that states that you have completed the energy assessment. See “Initial Notification of Compliance Status for Boilers Subject to Emission Limits-AREA SOURCES” under “Implementation Tools” on the EPA boiler website (<http://www.epa.gov/ttn/atw/boiler/boilerpg.html>). If your source must conduct a performance stack test, the notification must be submitted within 60 days of completing the performance stack test. **However, you have until July 19, 2014 to submit an initial Notification of Compliance Status for the energy assessment.**
* **For existing boilers subject to an energy assessment and a tune-up:** in addition to this Notification of Compliance Status form, you must also submit a separate Notification of Compliance Status form to demonstrate compliance with the tune-up. See “Initial Notification of Compliance Status for Boilers Subject to Tune-ups-AREA SOURCES” under “Implementation Tools” on the EPA boiler website (<http://www.epa.gov/ttn/atw/boiler/boilerpg.html>). If you completed an energy assessment on or after January 1, 2008 but before March 21, 2012, and that energy assessment meets the requirements in Table 2 to 40 CFR part 63 subpart JJJJJJ, and you certified completion of the energy assessment in your “Initial Notification of Compliance Status for Boilers Subject to Tune-ups-AREA SOURCES,” then you do not need to re-submit this notification form.

**SECTION II: CERTIFICATION AND NOTIFICATION OF COMPLIANCE STATUS UNDER THE BOILERS AREA SOURCE NESHAP** (§63.11225(a)(4))

***Check the applicable boxes***

[ ]  For existing boilers subject to an energy assessment: This facility has had an energy assessment performed according to §63.11214(c).[[1]](#footnote-1)

**SECTION III: FACILITY INFORMATION AND CERTIFICATION** (§63.11225(a), §63.9(h)(2))

Facility Name:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Facility Street Address:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_

City State Zip Code

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Email Address

[ ]  I certify that my facility has complied with all the relevant standards and other requirements of 40 CFR part 63, subpart JJJJJJ. See 63.9(h)(2)(i)(G).

[ ]  I certify that the information presented herein is true, accurate, and complete to the best of my knowledge. See 63.9(h)(2)(i).

Name (please print) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_DATE:\_\_\_\_\_\_\_\_\_\_\_\_

*Signature*

***To whom do I submit this notification?***

a. If a title V permit has been issued for your facility, submit a copy of this notification to the appropriate permitting authority.

b. If your State has been delegated the authority for this regulation under section 112(l) of the Clean Air Act[[2]](#footnote-2) submit the notification to your State agency found at the following link:

 <http://www.epa.gov/ttn/atw/area/table_state_contacts.doc>

If your state/local contact is not listed at the above link, go to: <http://www.4cleanair.org/contactUsaLevel.asp>

c. If your state has not been delegated the authority for this rule, submit the notification to the appropriate EPA Regional Office from list below:

**EPA Region I (Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont)**

 US Environmental Protection Agency

 5 Post Office Square, Suite 100, Mail code: OES04-2,

 Boston MA 02109-3912 Attention: Air Clerk

**EPA Region II** **(New Jersey, New York, Puerto Rico, Virgin Islands)**

 Chief, Air Compliance Branch, EPA Region II

290 Broadway, New York, NY 10007-1866

**EPA Region III (Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, West Virginia)**

 Director, Air Protection Division, 1650 Arch Street, Philadelphia, PA 19103

**EPA Region IV (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee)**

 Air Toxics and Monitoring Branch, Pesticides and Toxics Management Division

 Atlanta Federal Center, 61 Forsyth Street, Atlanta, GA 30303–8960

**EPA Region V** **(Illinois, Indiana, Michigan, Minnesota, Ohio, Wisconsin)**

 Director, Air and Radiation Division, 77 West Jackson Blvd., Chicago, IL 60604–3507

**EPA Region VI (Arkansas, Louisiana, New Mexico, Oklahoma, Texas)**

US EPA Region 6, Compliance Assurance and Enforcement Division, Air/Toxics Inspection & Coordination Branch (6 EN-A), 1445 Ross Avenue, Dallas, TX 75202–2733

**EPA Region VII (Iowa, Kansas, Missouri, Nebraska)**

 Director, Air and Waste Management Division, U.S. Environmental Protection Agency

 901 N. 5th Street, Kansas City, KS 66101

**EPA Region VIII (Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming)**

 Director, Air and Toxics Technical Enforcement Program, Office of Enforcement, Compliance and Environmental Justice, 1595 Wynkoop Street, Denver, CO 80202-1129

**EPA Region IX (Arizona, California, Hawaii, Nevada, American Samoa, Guam)**

Enforcement Office Chief, Air Division, U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, CA 94105

**EPA Region X (Alaska, Idaho, Oregon, Washington)**

Director, Office of Air, Waste and Toxics, 1200 6th Ave., Suite 900, AWT-107, Seattle, WA 98101

1. The duration and components of the energy assessment are defined in §63.11237 and Table 2 to 40 CFR part 63 subpart JJJJJJ. If the facility completed an energy assessment on or after January 1, 2008 and that energy assessment meets the requirements in §63.11237 and Table 2 to 40 CFR part 63 subpart JJJJJJ, then you have satisfied the requirements for the energy assessment and you do not have to conduct a new assessment. [↑](#footnote-ref-1)
2. To determine whether your State has been delegated the authority for this regulation under section 112(l) of the Clean Air Act, contact your EPA Regional Office. [↑](#footnote-ref-2)