

40 CFR 61 Subpart V - Rule Interpretation Memos

- ! [There is a typographical error in § 61.242-11\(f\)\(2\)](#) [September 1, 1998]
- ! [Applicability of ongoing fugitive monitoring requirements for components placed on “delay of repair” status](#) [February 14, 2003]

Last Modified: February 14, 2003

Rule Interpretation Summary Form

Rule/Regulation Citation(s):	Federal Rule: <u> X </u> State Regulation: <u> </u>
40 C.F.R. Part 61, Subpart V	Description: National Emission Standard for Equipment Leaks (Fugitive Emission Sources)
Interpretation Request:	
There is a typographical error in Title 40 Code of Federal Regulations (C.F.R.) § 61.242-11(f)(2) in the sentence “Closed-event systems shall be monitored to determine compliance...” Should the word “event” be replaced with the word “vent”?	
Determination:	
The word “event,” contained in § 61.242-11(f)(2), should be “vent.”	

Bibliography:

40 C.F.R. Part 61, Subpart V, 1997.
 49 Fed. Reg. 23,517 (1984). [June 6, 1984]

Air Rule Interpretation Summary Form

Code Number	60VV.007 61V.002
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Applicability of ongoing fugitive monitoring requirements for components placed on “delay of repair” status.	February 14 2003
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Rule/Regulation Citation(s):	Federal Rule: <u> X </u> State Regulation: <u> __ </u>
	Description:
40 CFR Part 60 Subpart VV § 60.482-7(c)(2)	Standards of Performance for Equipment Leaks of VOC [volatile organic compounds] in the Synthetic Organic Chemical Manufacturing Industry
40 CFR Part 61 Subpart V § 61.242-7(c)(2)	National Emission Standard for Equipment Leaks (Fugitive Emission Sources)
Interpretation Request:	
Under the provisions of Title 40 Code of Federal Regulations Part 60 (40 CFR Part 60) § 60.482-9 and 40 CFR § 61.242-10, repairs to leaking equipment can be delayed in some circumstances. Is leaking equipment which is placed on “delay of repair” status required to comply with ongoing fugitive monitoring requirements, such as § 60.482-7(a), § 60.482-7(c)(2), § 61.242-7(a), or § 61.242-7(c)(2)?	
Determination:	
The delay of repair provisions only provide flexibility in terms of the repair schedule, and do not alter the applicability or frequency of monitoring under § 60.482-7(a)-(c), or § 61.242-7(a)-(c). A leaking valve on delay of repair status remains subject to monthly monitoring requirements.	

Bibliography:

40 CFR Part 60, Subpart VV (2001). [July 1, 2001]

40 CFR Part 61, Subpart V (2000). [July 1, 2000]

46 Fed. Reg. 1,139 (1981). [Jan. 5, 1981]

46 Fed. Reg. 1,146 (1981). [Jan. 5, 1981]

48 Fed. Reg. 48,328 (1983). [Oct. 18, 1983]

49 Fed. Reg. 23,498 (1984). [June 6, 1984]

U.S. Environmental Protection Agency Publication EPA-450/3-80-032b, *Benzene Fugitive Emissions-Background Information for Promulgated Standards* (1980).

Air RIT Rule Interpretation/Opinion Code#: 60VV.007/61V.002

Please note, in the event that an external customer feels that this rule interpretation is in error or a source of information has been overlooked which would change the determination, a request for reconsideration may be submitted. Requests must be submitted on a Reconsideration Process Form which is available at the TCEQ's homepage: <http://www.tnrc.state.tx.us/permitting/airperm/opd/rimhmpg.htm>, or from any of the air rule interpretation team members.