

**SOUTH CAROLINA  
DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL  
AIR POLLUTION CONTROL REGULATIONS AND STANDARDS**

**REGULATION 61-62.97  
CROSS-STATE AIR POLLUTION RULE (CSAPR) TRADING PROGRAM**

**SUBPART A – SOUTH CAROLINA CSAPR NO<sub>x</sub> ANNUAL TRADING PROGRAM**

1. Except as provided in paragraphs 2. and 3. of this subpart, the provisions of the July 1, 2016 edition of 40 CFR 97.402 through 97.408, 97.411 through 97.418, 97.420 through 97.428, and 97.430 through 97.435 as amended at 81 FR 74604-07 (October 26, 2016) are adopted and incorporated by reference.

2. The provisions of 40 CFR 97.411(b)(2) and (c)(5)(iii), 97.412(b), and 97.421(h) and (j) are not adopted or incorporated by reference.

3. For purposes of this subpart, the provisions of 40 CFR 97.404(a)(1) and (b)(1) that are otherwise adopted and incorporated by reference are modified by removing the phrase “The following units in a State (and Indian country within the borders of such State)” and adding in its place the phrase “The following units in South Carolina (but not in Indian country within South Carolina’s borders)”.

4. For purposes of this subpart, for the control periods in 2017 and thereafter, the South Carolina NO<sub>x</sub> Annual trading budget, new unit set-aside, and Indian country new unit-set aside for allocations of CSAPR NO<sub>x</sub> Annual allowances, and the variability limit for the South Carolina NO<sub>x</sub> Annual trading budget, are as follows:

- a. The NO<sub>x</sub> Annual trading budget is 32,498 tons.
- b. The new unit set-aside is 620 tons.
- c. The Indian country new unit set-aside is 33 tons.
- d. The variability limit is 5,850 tons.
- e. The South Carolina NO<sub>x</sub> Annual trading budget in this subpart includes any tons in the new unit set-aside or Indian country new unit set-aside but does not include any tons in the variability limit.

**Subpart B - South Carolina CSAPR SO<sub>2</sub> Group 2 Trading Program**

1. Except as provided in paragraphs 2. and 3. of this subpart, the provisions of the July 1, 2016 edition of 40 CFR 97.702 through 97.708, 97.711 through 97.718, 97.720 through 97.728, and 97.730 through 97.735 as amended at 81 FR 74618-21 (October 26, 2016) are adopted and incorporated by reference.

2. The provisions of 40 CFR 97.711(b)(2) and (c)(5)(iii), 97.712(b), and 97.721(h) and (j) are not adopted or incorporated by reference.

3. For purposes of this subpart, the provisions of 40 CFR 97.704(a)(1) and (b)(1) that are otherwise adopted and incorporated by reference are modified by removing the phrase “The following units in a State (and Indian country within the borders of such State)” and adding in its place the phrase “The following units in South Carolina (but not in Indian country within South Carolina’s borders)”.

4. For purposes of this subpart, for the control periods in 2017 and thereafter, the South Carolina SO<sub>2</sub> Group 2 trading budget, new unit set-aside, and Indian country new unit-set aside for allocations of CSAPR SO<sub>2</sub> Group 2 allowances, and the variability limit for the South Carolina SO<sub>2</sub> Group 2 trading

budget, are as follows:

- a. The SO<sub>2</sub> Group 2 trading budget is 96,633 tons.
- b. The new unit set-aside is 1,836 tons.
- c. The Indian country new unit set-aside is 97 tons.
- d. The variability limit is 17,394 tons.
- e. The South Carolina SO<sub>2</sub> Group 2 trading budget in this subpart includes any tons in the new unit set-aside or Indian country new unit set-aside but does not include any tons in the variability limit.

**R. 61-62.1 History - *South Carolina State Register*:**

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