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U.S. EPA Final Rule on Mandatory Reporting of Greenhouse Gases
incorporated by reference in California’s Regulation for the
Mandatory Reporting of Greenhouse Gas Emissions

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PART 98—MANDATORY GREENHOUSE GAS REPORTING

Subpart PP—Suppliers of Carbon Dioxide

§98.420 Definition of the source category.

(a) The carbon dioxide (CO₂) supplier source category consists of the following:

(1) Facilities with production process units that capture a CO₂ stream for purposes of supplying CO₂ for commercial applications or that capture and maintain custody of a CO₂ stream in order to sequester or otherwise inject it underground. Capture refers to the initial separation and removal of CO₂ from a manufacturing process or any other process.

(2) Facilities with CO₂ production wells that extract or produce a CO₂ stream for purposes of supplying CO₂ for commercial applications or that extract and maintain custody of a CO₂ stream in order to sequester or otherwise inject it underground.

(3) Importers or exporters of bulk CO₂.

(b) This source category is focused on upstream supply. It does not cover:

(1) Storage of CO₂ above ground or in geologic formations.

(2) Use of CO₂ in enhanced oil and gas recovery.

(3) Transportation or distribution of CO₂.

(4) Purification, compression, or processing of CO₂.

(5) On-site use of CO₂ captured on site.

(c) This source category does not include CO₂ imported or exported in equipment, such as fire extinguishers.

§98.421 Reporting threshold.

Any supplier of CO₂ who meets the requirements of §98.2(a)(4) of subpart A of this part must report the mass of CO₂ captured, extracted, imported, or exported.
§98.422 GHGs to report.

(a) Mass of CO₂ captured from production process units.
(b) Mass of CO₂ extracted from CO₂ production wells.
(c) Mass of CO₂ imported.
(d) Mass of CO₂ exported.

§98.423 Calculating CO₂ Supply.

(a) Except as allowed in paragraph (b) of this section, calculate the annual mass of CO₂ captured, extracted, imported, or exported through each flow meter in accordance with the procedures specified in either paragraph (a)(1) or (a)(2) of this section. If multiple flow meters are used, you shall calculate the annual mass of CO₂ for all flow meters according to the procedures specified in paragraph (a)(3) of this section.

1. For each mass flow meter, you shall calculate quarterly the mass of CO₂ in a CO₂ stream in metric tons by multiplying the mass flow by the composition data, according to Equation PP-1 of this section. Mass flow and composition data measurements shall be made in accordance with §98.424 of this subpart.

\[
\text{CO}_2,u = \sum_{p=1}^{4} Q_{p,u} \times C_{\text{CO}_2,p,u}
\]

(Eq. PP-1)

Where:

- \( \text{CO}_2,u \) = Annual mass of CO₂ (metric tons) through flow meter \( u \).
- \( C_{\text{CO}_2,p,u} \) = Quarterly CO₂ concentration measurement in flow for flow meter \( u \) in quarter \( p \) (wt. %CO₂).
- \( Q_{p,u} \) = Quarterly mass flow rate measurement for flow meter \( u \) in quarter \( p \) (metric tons).
- \( p \) = Quarter of the year.
- \( u \) = Flow meter.

2. For each volumetric flow meter, you shall calculate quarterly the mass of CO₂ in a CO₂ stream in metric tons by multiplying the volumetric flow by the concentration and density data, according to Equation PP-2 of this section. Volumetric flow, concentration and density data measurements shall be made in accordance with §98.424 of this section.

\[
\text{CO}_2,u = \sum_{p=1}^{4} Q_p \times D_p \times C_{\text{CO}_2,p}
\]

(Eq. PP-2)

Where:

- \( \text{CO}_2,u \) = Annual mass of CO₂ (metric tons) through flow meter \( u \).
- \( C_{\text{CO}_2,p} \) = Quarterly CO₂ concentration measurement in flow for flow meter \( u \) in quarter \( p \) (measured as either volume % CO₂ or weight % CO₂).
- \( Q_p \) = Quarterly volumetric flow rate measurement for flow meter \( u \) in quarter \( p \) (standard cubic meters).
D_p = Density of CO_2 in quarter p (metric tons CO_2 per standard cubic meter) for flow meter u if C_{CO_2,p} is measured as volume % CO_2, or density of the whole CO_2 stream for flow meter u (metric tons per standard cubic meter) if C_{CO_2,p} is measured as weight % CO_2.

p = Quarter of the year.

u = Flow meter.

(3) To aggregate data, use either Equation PP-3a or PP-3b in this paragraph, as appropriate.

(i) For facilities with production process units that capture a CO_2 stream and either measure it after segregation or do not segregate the flow, calculate the total CO_2 supplied in accordance with Equation PP–3a.

\[ CO_2 = \sum_{p=1}^{U} CO_{2,u} \]  
(Eq. PP-3a)

Where:

- CO_2 = Total annual mass of CO_2 (metric tons).
- CO_{2,u} = Annual mass of CO_2 (metric tons) through flow meter u.
- u = Flow meter.

(ii) For facilities with production process units that capture a CO_2 stream and measure it ahead of segregation, calculate the total CO_2 supplied in accordance with Equation PP–3b.

\[ CO_2 = \sum_{p=1}^{U} CO_{2,u} - \sum_{p=1}^{V} CO_{2,v} \]  
(Eq. PP-3b)

Where:

- CO_2 = Total annual mass of CO_2 (metric tons).
- CO_{2,u} = Annual mass of CO_2 (metric tons) through main flow meter u.
- CO_{2,v} = Annual mass of CO_2 (metric tons) through subsequent flow meter v for use on site.
- u = Main flow meter.
- v = Subsequent flow meter.

(b) As an alternative to paragraphs (a)(1) through (3) of this section for CO_2 that is supplied in containers, calculate the annual mass of CO_2 supplied in containers delivered by each CO_2 stream in accordance with the procedures specified in either paragraph (b)(1) or (b)(2) of this section. If multiple CO_2 streams are used to deliver CO_2 to containers, you shall calculate the annual mass of CO_2 supplied in containers delivered by all CO_2 streams according to the procedures specified in paragraph (b)(3) of this section.

(1) For each CO_2 stream that delivers CO_2 to containers, for which mass is measured, you shall calculate CO_2 supply in containers using Equation PP–1 of this section.

Where:

- CO_{2,u} = Annual mass of CO_2 (metric tons) supplied in containers delivered by CO_2 stream u.

\[ C_{\text{CO}_2,p,u} = \text{Quarterly CO}_2 \text{ concentration measurement of CO}_2 \text{ stream } u \text{ that delivers CO}_2 \text{ to containers in quarter } p \text{ (wt. } \%\text{CO}_2). \]

\[ Q_{p,u} = \text{Quarterly mass of contents supplied in all containers delivered by CO}_2 \text{ stream } u \text{ in quarter } p \text{ (metric tons)}. \]

\[ p = \text{Quarter of the year.} \]

\[ u = \text{CO}_2 \text{ stream that delivers to containers.} \]

(2) For each CO\textsubscript{2} stream that delivers to containers, for which volume is measured, you shall calculate CO\textsubscript{2} supply in containers using Equation PP–2 of this section.

Where:

\[ \text{CO}_2,u = \text{Annual mass of CO}_2 \text{ (metric tons) supplied in containers delivered by CO}_2 \text{ stream } u. \]

\[ C_{\text{CO}_2,p} = \text{Quarterly CO}_2 \text{ concentration measurement of CO}_2 \text{ stream } u \text{ that delivers CO}_2 \text{ to containers in quarter } p \text{ (measured as either volume } \%\text{ CO}_2 \text{ or weight } \%\text{ CO}_2). \]

\[ Q_p = \text{Quarterly volume of contents supplied in all containers delivered by CO}_2 \text{ stream } u \text{ in quarter } p \text{ (standard cubic meters)}. \]

\[ D_p = \text{Quarterly CO}_2 \text{ density determination for CO}_2 \text{ stream } u \text{ in quarter } p \text{ (metric tons per standard cubic meter) if CO}_2,p \text{ is measured as volume } \%\text{ CO}_2, \text{ or density of CO}_2 \text{ stream } u \text{ (metric tons per standard cubic meter) if CO}_2,p \text{ is measured as weight } \%\text{ CO}_2. \]

\[ p = \text{Quarter of the year.} \]

\[ u = \text{CO}_2 \text{ stream that delivers to containers.} \]

(3) To aggregate data, sum the mass of CO\textsubscript{2} supplied in containers delivered by all CO\textsubscript{2} streams in accordance with Equation PP–3a of this section.

Where:

\[ \text{CO}_2 = \text{Annual mass of CO}_2 \text{ (metric tons) supplied in containers delivered by all CO}_2 \text{ streams.} \]

\[ \text{CO}_2,u = \text{Annual mass of CO}_2 \text{ (metric tons) supplied in containers delivered by CO}_2 \text{ stream } u. \]

\[ u = \text{CO}_2 \text{ stream that delivers to containers.} \]

(c) Importers or exporters that import or export CO\textsubscript{2} in containers shall calculate the total mass of CO\textsubscript{2} imported or exported in metric tons based on summing the mass in each CO\textsubscript{2} container using weigh bills, scales, or load cells according to Equation PP-4 of this section.

\[ \text{CO}_2 = \sum_{p=1}^{t} Q \]  

(Eq. PP-4)

Where:

\[ \text{CO}_2 = \text{Annual mass of CO}_2 \text{ (metric tons).} \]

\[ Q = \text{Annual mass in all CO}_2 \text{ containers imported or exported during the reporting year (metric tons).} \]

§98.424 Monitoring and QA/QC requirements.

(a) Determination of quantity.

(1) Reporters following the procedures in § 98.423(a) shall determine quantity using a flow meter or meters located in accordance with this paragraph.

(i) If the CO₂ stream is segregated such that only a portion is captured for commercial application or for injection, you must locate the flow meter according to the following:

(A) For reporters following the procedures in §98.423(a)(3)(i), you must locate the flow meter(s) after the point of segregation.

(B) For reporters following the procedures in paragraph (a)(3)(ii) of §98.423, you must locate the main flow meter(s) on the captured CO₂ stream(s) prior to the point of segregation and the subsequent flow meter(s) on the CO₂ stream(s) for on-site use after the point of segregation. You may only follow the procedures in paragraph (a)(3)(ii) of §98.423 if the CO₂ stream(s) for on-site use is/are the only diversion(s) from the main, captured CO₂ stream(s) after the main flow meter location(s).

(ii) Reporters that have a mass flow meter or volumetric flow meter installed to measure the flow of a CO₂ stream that meets the requirements of paragraph (a)(1)(i) of this section shall base calculations in §98.423 of this subpart on the installed mass flow or volumetric flow meters.

(iii) Reporters that do not have a mass flow meter or volumetric flow meter installed to measure the flow of the CO₂ stream that meets the requirements of paragraph (a)(1)(i) of this section shall base calculations in §98.423 of this subpart on the flow of gas transferred off site using a mass flow meter or a volumetric flow meter located at the point of off-site transfer.

(2) Reporters following the procedures in paragraph (b) of §98.423 shall determine quantity in accordance with this paragraph.

(i) Reporters that supply CO₂ in containers using weigh bills, scales, or load cells shall measure the mass of contents of each CO₂ container to which the CO₂ stream is delivered, sum the mass of contents supplied in all containers to which the CO₂ stream is delivered during each quarter, sample the CO₂ stream delivering CO₂ to containers on a quarterly basis to determine the composition of the CO₂ stream, and apply Equation PP–1.

(ii) Reporters that supply CO₂ in containers using loaded container volumes shall measure the volume of contents of each CO₂ container to which the CO₂ stream is delivered, sum the volume of contents supplied in all containers to which the CO₂ stream is delivered during each quarter, sample the CO₂ stream on a quarterly basis to determine the composition of the CO₂ stream, determine the density quarterly, and apply Equation PP–2.

(3) Importers or exporters that import or export CO₂ in containers shall measure the mass in each CO₂ container using weigh bills, scales, or load cells and sum the mass in all containers imported or exported during the reporting year.

(4) All flow meters, scales, and load cells used to measure quantities that are reported in §98.423 of this subpart shall be operated and calibrated according to the following procedure:
(i) You shall use an appropriate standard method published by a consensus-based standards organization if such a method exists. Consensus-based standards organizations include, but are not limited to, the following: ASTM International, the American National Standards Institute (ANSI), the American Gas Association (AGA), the American Society of Mechanical Engineers (ASME), the American Petroleum Institute (API), and the North American Energy Standards Board (NAESB).

(ii) Where no appropriate standard method developed by a consensus-based standards organization exists, you shall follow industry standard practices.

(iii) You must ensure that any flow meter calibrations performed are NIST traceable.

(5) Reporters using Equation PP-2 of this subpart and measuring CO₂ concentration as weight % CO₂ shall determine the density of the CO₂ stream on a quarterly basis in order to calculate the mass of the CO₂ stream according to the following procedures:


(ii) You may follow an industry standard method.

(b) Determination of concentration.

(1) Reporters using Equation PP-1 or PP-2 of this subpart shall sample the CO₂ stream on a quarterly basis to determine the composition of the CO₂ stream.

(2) Methods to measure the composition of the CO₂ stream must conform to applicable chemical analytical standards. Acceptable methods include, but are not limited to, the U.S. Food and Drug Administration food-grade specifications for CO₂ (see 21 CFR 184.1250) and ASTM standard E1747-95(Reapproved 2005) Standard Guide for Purity of Carbon Dioxide Used in Supercritical Fluid Applications (ASTM International, 100 Barr Harbor Drive, P.O. Box CB700, West Conshohocken, Pennsylvania 19428–B2959, (800) 262–1373, http://www.astm.org).

(c) You shall convert the density of the CO₂ stream(s) and all measured volumes of carbon dioxide to the following standard industry temperature and pressure conditions: Standard cubic meters at a temperature of 60 degrees Fahrenheit and at an absolute pressure of 1 atmosphere. If you apply the density value for CO₂ at standard conditions, you must use 0.001868 metric tons per standard cubic meter.
§98.425  Procedures for estimating missing data.

(a) Whenever the quality assurance procedures in §98.424(a)(1) of this subpart cannot be followed to measure quarterly mass flow or volumetric flow of CO₂, the most appropriate of the following missing data procedures shall be followed:

(1) A quarterly CO₂ mass flow or volumetric flow value that is missing may be substituted with a quarterly value measured during another quarter of the current reporting year.

(2) A quarterly CO₂ mass flow or volumetric flow value that is missing may be substituted with a quarterly value measured during the same quarter from the past reporting year.

(3) If a mass or volumetric flow meter is installed to measure the CO₂ stream, you may substitute data from a mass or volumetric flow meter measuring the CO₂ stream transferred for any period during which the installed meter is inoperable.

(4) The mass or volumetric flow used for purposes of product tracking and billing according to the reporter’s established procedures may be substituted for any period during which measurement equipment is inoperable.

(b) Whenever the quality assurance procedures in §98.424(b) of this subpart cannot be followed to determine concentration of the CO₂ stream, the most appropriate of the following missing data procedures shall be followed:

(1) A quarterly concentration value that is missing may be substituted with a quarterly value measured during another quarter of the current reporting year.

(2) A quarterly concentration value that is missing may be substituted with a quarterly value measured during the same quarter from the previous reporting year.

(3) The concentration used for purposes of product tracking and billing according to the reporter’s established procedures may be substituted for any quarterly value.

(c) Missing data on density of the CO₂ stream shall be substituted with quarterly or annual average values from the previous calendar year.

(d) Whenever the quality assurance procedures in §98.424(a)(2) of this subpart cannot be followed to measure quarterly quantity of CO₂ in containers, the most appropriate of the following missing data procedures shall be followed:

(1) A quarterly quantity of CO₂ in containers that is missing may be substituted with a quarterly value measured during another representative quarter of the current reporting year.

(2) A quarterly quantity of CO₂ in containers that is missing may be substituted with a quarterly value measured during the same quarter from the past reporting year.

(3) The quarterly quantity of CO₂ in containers recorded for purposes of product tracking and billing according to the reporter’s established procedures may be substituted for any period during which measurement equipment is inoperable.

§98.426  Data reporting requirements.

In addition to the information required by §98.3(c) of subpart A of this part, the annual report shall contain the following information, as applicable:

(a) If you use Equation PP-1 of this subpart, report the following information for each mass flow meter or CO₂ stream that delivers CO₂ to containers:

(1) Annual mass in metric tons of CO₂.

(2) Quarterly mass in metric tons of CO₂.
(3) Quarterly concentration of the CO₂ stream.
(4) The standard used to measure CO₂ concentration.
(5) The location of the flow meter in your process chain in relation to the points of CO₂ stream capture, dehydration, compression, and other processing.

(b) If you use Equation PP-2 of this subpart, report the following information for each volumetric flow meter or CO₂ stream that delivers CO₂ to containers:

(1) Annual mass in metric tons of CO₂.
(2) Quarterly volume in standard cubic meters of CO₂.
(3) Quarterly concentration of the CO₂ stream in volume or weight percent.
(4) Report density as follows:
   (i) Quarterly density of CO₂ in metric tons per standard cubic meter if you report the concentration of the CO₂ stream in paragraph (b)(3) of this section in weight percent.
   (ii) Quarterly density of the CO₂ stream in metric tons per standard cubic meter if you report the concentration of the CO₂ stream in paragraph (b)(3) of this section in volume percent.
(5) The method used to measure density.
(6) The standard used to measure CO₂ concentration.
(7) The location of the flow meter in your process chain in relation to the points of CO₂ stream capture, dehydration, compression, and other processing.

(c) For the aggregated annual mass of CO₂ emissions calculated using Equation PP-3a or PP-3b, report the following:

(1) If you use Equation PP–3a of this subpart, report the annual CO₂ mass in metric tons from all flow meters and CO₂ streams that deliver CO₂ to containers.
(2) If you use Equation PP–3b of this subpart, report:
   (i) The total annual CO₂ mass through main flow meter(s) in metric tons.
   (ii) The total annual CO₂ mass through subsequent flow meter(s) in metric tons.
   (iii) The total annual CO₂ mass supplied in metric tons.
   (iv) The location of each flow meter in relation to the point of segregation.

(d) If you use Equation PP-4 of this subpart, report at the corporate level the annual mass of CO₂ in metric tons in all CO₂ containers that are imported or exported.

(e) Each reporter shall report the following information:

(1) The type of equipment used to measure the total flow of the CO₂ stream or the total mass or volume in CO₂ containers.
(2) The standard used to operate and calibrate the equipment reported in (e)(1) of this section.
(3) The number of days in the reporting year for which substitute data procedures were used for the following purpose:
   (i) To measure quantity.
   (ii) To measure concentration.
   (iii) To measure density.
(f) Report the aggregated annual quantity of CO₂ in metric tons that is transferred to each of the following end use applications, if known:

   (i) Food and beverage.
   (ii) Industrial and municipal water/wastewater treatment.
   (iii) Metal fabrication, including welding and cutting.
   (iv) Greenhouse uses for plant growth.
   (v) Fumigants (e.g., grain storage) and herbicides.
   (vi) Pulp and paper.
   (vii) Cleaning and solvent use.
   (viii) Fire fighting.
   (ix) Transportation and storage of explosives.
   (x) Enhanced oil and natural gas recovery.
   (xi) Long-term storage (sequestration).
   (xii) Research and development.
   (xiii) Other.

(g) Each production process unit that captures a CO₂ stream for purposes of supplying CO₂ for commercial applications or in order to sequester or otherwise inject it underground when custody of the CO₂ is maintained shall report the percentage of that stream, if any, that is biomass-based during the reporting year.

§98.427 Records that must be retained.

In addition to the records required by §98.3(g) of subpart A of this part, you must retain the records specified in paragraphs (a) through (c) of this section, as applicable.

(a) The owner or operator of a facility containing production process units must retain quarterly records of captured or transferred CO₂ streams and composition.

(b) The owner or operator of a CO₂ production well facility must maintain quarterly records of the mass flow or volumetric flow of the extracted or transferred CO₂ stream and concentration and density if volumetric flow meters are used.

(c) Importers or exporters of CO₂ must retain annual records of the mass flow, volumetric flow, and mass of CO₂ imported or exported.

§98.428 Definitions.

All terms used in this subpart have the same meaning given in the Clean Air Act and subpart A of this part.