

means of the procedures set forth in part 2, subpart B, of this chapter.

(e) Information provided without a claim of confidentiality at the time of submission may be made available to the public by EPA without further notice to the submitter, in accordance with 40 CFR 2.204(c)(2)(i)(A).

[50 FR 34798, Aug. 27, 1985, as amended at 57 FR 5333, Feb. 13, 1992; 57 FR 30657, July 10, 1992]

### Subpart L—Nonconformance Penalties for Gasoline-Fueled and Diesel Heavy-Duty Engines and Heavy-Duty Vehicles, Including Light-Duty Trucks

SOURCE: 50 FR 35388, Aug. 30, 1985, unless otherwise noted.

#### § 86.1101-87 Applicability.

(a) The provisions of this subpart are applicable for 1987 and later model year gasoline-fueled and diesel heavy-duty engines and heavy-duty vehicles. These vehicles include light-duty trucks rated in excess of 6,000 pounds gross vehicle weight.

(b) References in this subpart to engine families and emission control systems shall be deemed to apply to durability groups and test groups as applicable for manufacturers certifying new light-duty trucks and Otto-cycle complete heavy-duty vehicles under the provisions of subpart S of this part.

[65 FR 59957, Oct. 6, 2000]

#### § 86.1102-87 Definitions.

(a) The definitions in this section apply to this subpart.

(b) As used in this subpart, all terms not defined herein have the meaning given them in the Act.

*Compliance level* means the deteriorated pollutant emissions level at the 60th percentile point for a population of heavy-duty engines or heavy-duty vehicles subject to Production Compliance Audit testing pursuant to the requirements of this subpart. A compliance level for a pollutant can only be determined for a pollutant for which an upper limit has been established in this subpart.

*Configuration* means a subdivision, if any, of a heavy-duty engine family for

which a separate projected sales figure is listed in the manufacturer's Application for Certification and which can be described on the basis of emission control system, governed speed, injector size, engine calibration, or other parameters which may be designated by the Administrator, or a subclassification of light-duty truck engine family emission control system combination on the basis of engine code, inertia weight class, transmission type and gear ratios, rear axle ratio, or other parameters which may be designated by the Administrator.

*NCP* means a nonconformance penalty as described in section 206(g) of the Clean Air Act and in this subpart.

*PCA* means Production Compliance Audit as described in § 86.1106-87 of this subpart.

*Subclass* means a classification of heavy-duty engines of heavy-duty vehicles based on such factors as gross vehicle weight rating, fuel usage (gasoline-, diesel-, and methanol-fueled), vehicle usage, engine horsepower or additional criteria that the Administrator shall apply. Subclasses include, but are not limited to:

- (i) Light-duty gasoline-fueled Otto cycle trucks (6,001-8,500 lb. GVW)
- (ii) Light-duty methanol-fueled Otto cycle trucks (6,001-8,500 lb. GVW)
- (iii) Light-duty petroleum-fueled diesel trucks (6,001-8,500 lb. GVW)
- (iv) Light-duty methanol-fueled diesel trucks (6,001-8,500 lb. GVW)
- (v) Light heavy-duty gasoline-fueled Otto cycle engines (for use in vehicles of 8,501-14,000 lb. GVW)
- (vi) Light heavy-duty methanol-fueled Otto cycle engines (for use in vehicles of 8,501-14,000 lb. GVW)
- (vii) Heavy heavy-duty gasoline-fueled Otto cycle engines (for use in vehicles of 14,001 lb and above GVW)
- (viii) Heavy heavy-duty methanol-fueled Otto cycle engines (for use in vehicles of 14,001 lb. and above GVW)
- (ix) Light heavy-duty petroleum-fueled diesel engines (see § 86.085-2(a)(1))
- (x) Light heavy-duty methanol-fueled diesel engines (see § 86.085-2(a)(1))
- (xi) Medium heavy-duty petroleum-fueled diesel engines (see § 86.085-2(a)(2))