
40 C.F.R. § 1036.745

End-of-year CO₂ credit deficits.

Except as allowed by this section, we may void the certificate of any engine family certified to an FCL above the applicable standard for which you do not have sufficient credits by the deadline for submitting the final report.

- (a) Your certificate for an engine family for which you do not have sufficient CO₂ credits will not be void if you remedy the deficit with surplus credits within three model years. For example, if you have a credit deficit of 500 Mg for an engine family at the end of model year 2015, you must generate (or otherwise obtain) a surplus of at least 500 Mg in that same averaging set by the end of model year 2018.
- (b) You may not bank or trade away CO₂ credits in the averaging set in any model year in which you have a deficit.

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