
40 C.F.R. § 60.5780a

What EGUs are excluded from being designated facilities?

(a) An EGU that is excluded from being a designated facility is:

- (1) An EGU that is subject to subpart TTTT of this part as a result of commencing construction, reconstruction or modification after the subpart TTTT applicability date;
- (2) A steam generating unit that is subject to a federally enforceable permit limiting annual net-electric sales to one-third or less of its potential electric output, or 219,000 MWh or less;

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