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# 40 C.F.R. § 1090.1415

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## Survey program plan design requirements.

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The survey program plan must include all the following:

- (a) *Number of surveys.* The survey program plan must include 4 surveys each calendar year that occur during the following time periods:
  - (1) One survey during the period of January 1 through March 31.
  - (2) One survey during the period of April 1 through June 30.
  - (3) One survey during the period of July 1 through September 30.
  - (4) One survey during the period of October 1 through December 31.
- (b) *Sampling areas.* The survey program plan must include sampling in all sampling strata during each survey. These sampling strata must be further divided into discrete sampling areas or clusters. Each survey must include sampling in at least 40 sampling areas in each stratum that are randomly selected.
- (c) *No advance notice of surveys.* The survey program plan must include procedures to keep the identification of the sampling areas that are included in the plan confidential from any participating party prior to the beginning of a survey in an area. However, this information must not be kept confidential from EPA.
- (d) *Gasoline and diesel retail outlet selection.* (1) Gasoline and diesel retail outlets to be sampled in a sampling area must be selected from among all gasoline retail outlets in the United States that sell gasoline with the probability of selection proportionate to the volume of gasoline sold at the retail outlet. The sample of retail outlets must also include gasoline retail outlets with different brand names as well as those gasoline retail outlets that are unbranded.

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