

**SYNOPSIS OF
PROPOSED AMENDMENTS TO THE RULES OF THE
DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION DIVISION
AIR QUALITY CONTROL, CHAPTER 391-3-1**

Rule 391-3-1-.03(9), “Permit Fees,” is being amended.

Purpose: The Permit Fee provision is being revised to specify the dollar-per-ton rate and reference the “Procedures for Calculating Air Permit Application & Annual Permit Fees” (Fee Manual) for state fiscal year 2022 fees.

Main Features: A dollar-per-ton rate and the reference to the Fee Manual for state fiscal year 2022 fees are being added to subparagraph 391-3-1-.03(9)(b). The dollar-per-ton rates remain the same as the previous year at \$37.34/ton for coal-fired power plants and \$35.50/ton for all other facilities. The annual maintenance fee for Title V sources remains the same as the previous year at \$650.

**STATEMENT OF RATIONALE
Rules for Air Quality Control**

Rule 391-3-1-.03(9) – Permit Fees.

The basis of this rule is to specify the permit fee rate; the procedures for determining, reporting, and submitting permit fees; and other permit fee-related requirements.

The purpose of this revision is to specify the dollar-per-ton permit fee rate and reference a new Fee Manual for state fiscal year 2022 permit fees. Annual emissions fees based on emissions from calendar year 2020 will be due beginning September 1, 2021, and will fund state fiscal year 2022 permit-related activities. The annual maintenance fee for Title V sources will be collected September 1, 2021.

Annual permit fee rates and thresholds remain unchanged. Costs for the regulated community will increase based on rules previously approved in May 2020 which increases the permit application fees on March 1, 2021. This rule does not directly impact the public.