

BOARD MEETING DATE: July 12, 2019

AGENDA NO. 27

**PROPOSAL:** Determine That Proposed Amendment to Rule 301 – Permitting and Associated Fees, Is Exempt from CEQA; Amend Rule 301; and Submit Rule 301 to CARB for Inclusion into SIP

**SYNOPSIS:** As part of its review of the 2016 AQMP, U.S. EPA has recently requested that Rule 301 be amended to include a requirement that facilities submitting emission reports certify that the information is accurate to the best knowledge of the individual submitting and certifying the report. Facilities already certify their emission reports in practice, and the proposed minor amendment will now place this requirement into the rule.

**COMMITTEE:** Stationary Source, June 21, 2019, Reviewed

**RECOMMENDED ACTIONS:**

Adopt the attached Resolution:

1. Determining that the proposed amendment to Rule 301 – Permitting and Associated Fees, is exempt from the requirements of the California Environmental Quality Act; and
2. Amending Rule 301 – Permitting and Associated Fees, to require certification of emission report; and
3. Directing the Executive Officer to submit specified parts of Rule 301 to CARB for inclusion into the SIP.

Wayne Natri  
Executive Officer

PF:IM:SD

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**Background**

Section 182(a)(3)(B) of the Clean Air Act (CAA) includes the following requirements for emissions statements:

...the State shall submit a revision to the State implementation plan to require that the owner or operator of each stationary source of oxides of nitrogen or volatile organic compounds provide the State with a statement, in such form as the Administrator may prescribe (or accept an

equivalent alternative developed by the State), for classes or categories of sources, showing the actual emissions of oxides of nitrogen and volatile organic compounds from that source. The first such statement shall be submitted within 3 years after November 15, 1990. Subsequent statements shall be submitted at least every year thereafter. The statement shall contain a certification that the information contained in the statement is accurate to the best knowledge of the individual certifying the statement.

Historically, the South Coast AQMD has relied upon provisions in Rule 301, paragraph (e) for complying with Section 182(a)(3)(B). In so doing, prior versions of Rule 301 pertaining to emissions reporting requirements were submitted to U.S. EPA in 1983 and 1994, but those provisions were inadvertently removed via U.S. EPA's correction authority at a time when they were making a sweeping cleanup of the federally-approved SIP in 2003. After conducting an initial review of the 2016 AQMP, U.S. EPA identified the issue and requested that the South Coast AQMD add a certification requirement to Rule 301 and submit paragraphs (e)(1)(A) and (B), (e)(2), (e)(5) and (e)(8) to CARB for forwarding to U.S. EPA for inclusion in the SIP.

### **Proposal**

In order to address U.S. EPA's request for a certification requirement in Rule 301, South Coast AQMD staff is proposing to add subparagraph (e)(8)(D) to Proposed Amended Rule 301. The proposed language will read:

The reported emissions shall be certified by an authorized official. For purposes of reporting, an "authorized official" is defined as an individual who has knowledge and responsibility for emissions data and has been authorized by an officer of the permit holder to submit and certify the accuracy of the data presented in the emissions report on behalf of the permit holder, based on best available knowledge.

This subparagraph is necessary to: 1) meet a federal requirement; and 2) require facilities to certify that information contained within annual emission reports is accurate to the best knowledge of the official certifying the report. This certification is already conducted in practice but is now being proposed for inclusion within the rule. Proposed Amended Rule 301(e)(1)(A) and (B), (e)(2), (e)(5) and (e)(8) implement §182(a)(3)(B) of the Clean Air Act, and will be submitted to CARB the U.S. EPA for inclusion into the SIP.

### **Public Process**

Proposed rule language was distributed to the public through statutory notice provisions on May 17, 2019, per U.S. EPA's request to meet their timeline for their proposed action on the 2016 AQMP.

### **California Environmental Quality Act**

Pursuant to the California Environmental Quality Act (CEQA) and South Coast AQMD Rule 110, the South Coast AQMD, as lead agency for the proposed project, has reviewed the proposed amendment to Rule 301 pursuant to: 1) CEQA Guidelines Section 15002(k) – General Concepts, the three-step process for deciding which document to prepare for a project subject to CEQA; and 2) CEQA Guidelines Section 15061 – Review for Exemption, procedures for determining if a project is exempt from CEQA. Since facilities currently certify their annual emission reports in practice, the proposed amendment to Rule 301 is administrative in nature such that it can be seen with certainty that there is no possibility that the proposed project may have a significant adverse effect on the environment. Thus, the proposed project is considered to be exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) – Common Sense Exemption. The proposed project is also statutorily exempt from CEQA pursuant to CEQA Guidelines 15273 – Rates, Tolls, Fares and Charges because the emissions being certified are used to calculate the amount of emissions fees to be paid by a facility. Furthermore, the proposed project is categorically exempt from CEQA because the proposed submission of subparagraphs (e)(1)(A) and (e)(1)(B) and paragraphs (e)(2), (e)(5), and (e)(8) of Rule 301 for inclusion into the SIP is considered an action to protect or enhance the environment pursuant to CEQA Guidelines Section 15308 – Actions by Regulatory Agencies for Protection of the Environment. South Coast AQMD staff has determined that there is no substantial evidence indicating that any of the exceptions to the categorical exemption apply to the proposed project pursuant to CEQA Guidelines Section 15300.2 – Exceptions. A Notice of Exemption has been prepared pursuant to CEQA Guidelines Section 15062 – Notice of Exemption. If the proposed project is approved, the Notice of Exemption will be filed with the county clerks of Los Angeles, Orange, Riverside, and San Bernardino counties.

### **Socioeconomic Impact Assessment**

The proposed amendment to Rule 301 does not significantly affect air quality or emissions limitations, and does not propose new controls, and therefore a socioeconomic analysis pursuant to California Health and Safety Code Section 40440.8 is not required.

### **Implementation and Resource Impacts**

Implementation will require minor modification to the Annual Emissions Reporting tool. However, existing South Coast AQMD resources are sufficient to implement the proposal.

### **Attachments**

- A. Summary of Proposal
- B. Resolution
- C. Proposed Amended Rule 301
- D. Final Staff Report
- E. Notice of Exemption
- F. Board Meeting Presentation

## ATTACHMENT A

### SUMMARY OF PROPOSAL

#### **Proposed Amended Rule 301 – Permitting and Associated Fees**

Proposed Amended Rule 301 adds a requirement for facilities to certify that information contained within annual emission reports is accurate to the best knowledge of the official certifying the report. This certification requirement is necessary to implement §182(a)(3)(B) of the Clean Air Act and to memorialize a current practice.

## **ATTACHMENT B**

RESOLUTION NO. 19-\_\_\_\_\_

**A Resolution of the Governing Board of the South Coast Air Quality Management District (South Coast AQMD) determining that Proposed Amended Rule 301 – Permitting and Associated Fees is exempt from the requirements of the California Environmental Quality Act (CEQA).**

**A Resolution of the South Coast AQMD Governing Board amending Rule 301 – Permitting and Associated Fees, by adding a certification requirement for emission reports.**

**A Resolution of the South Coast AQMD Governing Board submitting Proposed Amended Rule 301(e)(1)(A) and (e)(1)(B), (e)(2), (e)(5) and (e)(8) to the California Air Resources Board for forwarding to EPA and inclusion into the State Implementation Plan.**

**WHEREAS**, the South Coast AQMD Governing Board finds and determines that Proposed Amended Rule 301 and the proposed submission of PAR 301(e)(1)(A) and (e)(1)(B), (e)(2), (e)(5) and (e)(8) to the California Air Resources Board for inclusion into the State Implementation Plan are considered a "project" pursuant to CEQA Guidelines Section 15002(k) – General Concepts, the three-step process for deciding which document to prepare for a project subject to CEQA; and

**WHEREAS**, the South Coast AQMD has had its regulatory program certified pursuant to Public Resources Code Section 21080.5 and CEQA Guidelines Section 15251(l) and has conducted a CEQA review pursuant to such program (South Coast AQMD Rule 110); and

**WHEREAS**, the South Coast AQMD Governing Board finds and determines that after conducting a review of the proposed project in accordance with CEQA Guidelines Section 15002(k) – General Concepts, the three-step process for deciding which document to prepare for a project subject to CEQA, and CEQA Guidelines Section 15061 – Review for Exemption, procedures for determining if a project is exempt from CEQA, that the proposed project is determined to be exempt from CEQA; and

**WHEREAS**, the South Coast AQMD Governing Board finds and determines that it can be seen with certainty that there is no possibility that the proposed project may have any significant effects on the environment because the proposed project would not cause any physical changes that would affect any

environmental topic area, and therefore, are exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) – Common Sense Exemption; and

**WHEREAS**, the South Coast AQMD Governing Board finds and determines that Proposed Amended Rule 301 involves certification for emission reporting by the South Coast AQMD and is statutorily exempt from CEQA pursuant to CEQA Guidelines Section 15273 – Rates, Tolls, Fares, and Charges, because the emissions being certified are used to calculate the amount of emissions fees to be paid by a facility and the fees will be used for meeting operating expenses, purchasing or leasing supplies, equipment or materials, meeting financial reserve needs; and

**WHEREAS**, the South Coast AQMD Governing Board finds and determines that the proposed project is categorically exempt from CEQA pursuant to CEQA Guidelines Section 15308 – Actions by Regulatory Agencies for Protection of the Environment, because the proposed project is designed to further protect or enhance the environment; and

**WHEREAS**, the South Coast AQMD Governing Board has considered whether the proposed project may have significant environmental impacts due to unusual circumstances, as set forth in CEQA Guidelines Section 15300.2, and has determined that none exist for the proposed project; and

**WHEREAS**, the South Coast AQMD staff has prepared a Notice of Exemption for the proposed project that is completed in compliance with CEQA Guidelines Section 15062 – Notice of Exemption; and

**WHEREAS**, the proposed project, including the Notice of Exemption and other supporting documentation, were presented to the South Coast AQMD Governing Board and the South Coast AQMD Governing Board has reviewed and considered this information, as well as has taken and considered staff testimony and public comment prior to approving the project; and

**WHEREAS**, the South Coast AQMD Governing Board finds and determines, taking into consideration the factors in Section (d)(4)(D) of the Governing Board Procedures (codified as Section 30.5(4)(D)(i) of the Administrative Code), that the modifications to Proposed Amended Rule 301, since the Notice of Public Hearing was published are not so substantial as to significantly affect the meaning of Proposed Amended Rule 301, within the meaning of Health and Safety Code Section 40726 because: (a) the changes do not impact emission reductions, (b) the changes do not affect the number or type of sources regulated by the rules, or significantly affect the impact of the rule on such sources, (c) the changes are consistent with the information contained in the notice of public

hearing, and (d) the consideration of the range of CEQA alternatives is not applicable because the proposed project is exempt from CEQA;

**WHEREAS**, Proposed Amended Rule 301, is not a control measure in the 2016 Air Quality Management Plan (AQMP) and was not ranked by cost-effectiveness relative to other AQMP control measures in the 2016 AQMP; and

**WHEREAS**, Proposed Amended Rule 301(e)(1)(A) and (e)(1)(B), (e)(2), (e)(5) and (e)(8), will be submitted to the California Air Resources Board for inclusion into the State Implementation Plan; and

**WHEREAS**, Health and Safety Code Section 40727 requires that prior to adopting, amending or repealing a rule or regulation, the South Coast AQMD Governing Board shall make findings of necessity, authority, clarity, consistency, non-duplication, and reference based on relevant information presented at the public hearing and in the Final Staff Report; and

**WHEREAS**, the South Coast AQMD Governing Board has determined that a need exists to amend Rule 301 in order to include certification for emission reporting; and

**WHEREAS**, the South Coast AQMD Governing Board has determined Proposed Amended Rule 301 is administrative in nature and does not impose any adverse socioeconomic impacts; and

**WHEREAS**, the South Coast AQMD Governing Board obtains its authority to adopt, amend, or repeal rules and regulations from Health and Safety Code Sections 40000, 40001, 40440, 40441, 40506, 40510, 40702, 40725 through 40728, 41511, and 44366; and

**WHEREAS**, the South Coast AQMD Governing Board has determined that Proposed Amended Rule 301 is written or displayed so that the meaning can be easily understood by the persons directly affected by them; and

**WHEREAS**, the South Coast AQMD Governing Board has determined that Proposed Amended Rule 301 is in harmony with, and not in conflict with or contradictory to, existing statutes, court decisions, or state or federal regulations; and

**WHEREAS**, the South Coast AQMD Governing Board has determined that Proposed Amended Rule 301 does not impose the same requirements as any existing state or federal regulation and are necessary and proper to execute the power and duties granted to, and imposed upon, the South Coast AQMD; and

**WHEREAS**, the South Coast AQMD Governing Board, in amending Rule 301, references the following statutes which the South Coast AQMD hereby implements, interprets, or makes specific: Health and Safety Code Sections 39002, 40000, 40001, 40440, 40441, 40506, 40702, 40725 through 40728.5, 41511, 44366, and Clean Air Act section 182(a)(3)(B) [42 U.S.C. §7511a]; and

**WHEREAS**, a public hearing has been properly noticed in accordance with all provisions of Health and Safety Code Section 40725 and 40 CFR §51.102; and

**WHEREAS**, the South Coast AQMD Governing Board has held a public hearing in accordance with all provisions of law; and

**WHEREAS**, the South Coast AQMD Governing Board has determined that Health and Safety Code Section 40920.6 is not applicable to Proposed Amended Rule 301 since the proposed amendments do not impose limits on air contaminants or implement Best Available Retrofit Control Technology requirements; and

**WHEREAS**, the South Coast AQMD Governing Board specifies the Planning and Rules Manager overseeing the rule development for Proposed Amended Rule 301 as the custodian of the documents or other materials which constitute the record of proceedings upon which the adoption of this proposed project is based, which are located at the South Coast AQMD, 21865 Copley Drive, Diamond Bar, California.

**NOW, THEREFORE BE IT RESOLVED**, that the South Coast AQMD Governing Board does hereby determine, pursuant to the authority granted by law, that the proposed project is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) – Common Sense Exemption. The South Coast AQMD Governing Board does also hereby determine, pursuant to the authority granted by law, that Proposed Amended Rule 301 is statutorily exempt from CEQA pursuant to CEQA Guidelines Section 15273 – Rates, Tolls, Fares, and Charges. Finally, the South Coast AQMD Governing Board does also hereby determine, pursuant to the authority granted by law that the proposed project is categorically exempt from CEQA pursuant to CEQA Guidelines Section 15308 – Actions by Regulatory Agencies for Protection of the Environment. No exception to the application of a categorical exemption set forth in CEQA Guidelines Section 15300.2, including the “unusual circumstances” exception, applies to the proposed project. This information was presented to the South Coast AQMD Governing Board, whose members reviewed, considered and approved the information therein prior to acting on the proposed project; and



**BE IT FURTHER RESOLVED**, that Proposed Amended Rule 301 does not impose a new emission limit or standard, make an existing emission limit or standard more stringent, or impose new or more stringent monitoring, reporting, or recordkeeping requirements and therefore, a comparative analysis pursuant to Health and Safety Code Section 40727.2 is not required; and

**BE IT FURTHER RESOLVED**, that the South Coast AQMD Governing Board does hereby amend Rule 301, pursuant to the authority granted by law as set forth in the attached, and incorporated herein by reference.

**BE IT FURTHER RESOLVED**, that the South Coast AQMD Governing Board does hereby approve, pursuant to the authority granted by law, the proposed submission of Rule 301(e)(1)(A) and (e)(1)(B), (e)(2), (e)(5) and (e)(8) to the California Air Resources Board for forwarding to EPA for inclusion into the State Implementation Plan.

DATE: \_\_\_\_\_

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CLERK OF THE BOARDS

## ATTACHMENT C

(Adopted Feb. 4, 1977)(Amended May 27, 1977)(Amended Jan. 6, 1978)  
(Amended June 16, 1978)(Amended April 4, 1980)(Amended Sept. 5, 1980)  
(Amended June 5, 1981)(Amended July 9, 1982)(Amended Dec. 3, 1982)  
(Amended June 3, 1983)(Amended May 4, 1984)(Amended July 6, 1984)  
(Amended Nov. 2, 1984)(Amended Dec. 6, 1985)(Amended May 1, 1987)  
(Amended June 3, 1988)(Amended December 2, 1988)(Amended January 6, 1989)  
(Amended June 2, 1989)(Amended June 1, 1990)(Amended June 7, 1991)  
(Amended December 6, 1991)(Amended June 5, 1992)(Amended July 10, 1992)  
(Amended June 11, 1993)(Amended October 8, 1993)(Amended June 10, 1994)  
(Amended May 12, 1995)(Amended October 13, 1995)(Amended May 10, 1996)  
(Amended May 9, 1997)(Amended May 8, 1998)(Amended June 12, 1998)  
(Amended May 14, 1999)(Amended May 19, 2000)(Amended May 11, 2001)  
(Amended May 3, 2002)(Amended June 6, 2003)(Amended July 9, 2004)  
(Amended June 3, 2005)(Amended June 9, 2006)(Amended May 4, 2007)  
(Amended May 2, 2008)(Amended June 5, 2009)(Amended May 7, 2010)  
(Amended May 6, 2011)(Updated July 1, 2012)(Updated July 1, 2013)  
(Amended June 6, 2014)(Amended May 1, 2015)(Updated July 1, 2016)  
(Amended June 2, 2017)(Amended January 5, 2018)(Amended May 4, 2018)  
(Amended March 1, 2019)(Amended May 3, 2019)(Amended June 7, 2019)  
(Proposed Amended Rule July 12, 2019)

### **Proposed Effective Date July 12, 2019**

### **PROPOSED AMENDED RULE 301. PERMITTING AND ASSOCIATED FEES**

#### **(a) Applicability**

California Health and Safety Code Section 40510 provides authority for the South Coast Air Quality Management District to adopt a fee schedule for the issuance of permits to cover the cost of evaluation, planning, inspection, and monitoring related to that activity. This rule establishes such a fee schedule and requires that fees be paid for:

- (1) Permit processing for Facility Permits [see subdivisions (l), (m), and (n)], Facility Registrations [see subdivision (t)], and Permits to Construct and/or Permits to Operate equipment (submitted pursuant to Regulation II) that may cause air pollution or equipment intended to control air pollution [see subdivision (c)].
- (2) Processing of applications for banking emission reduction credits; change of title of emissions reduction credits; alteration/modification of emission reduction credits; retirement of short term emission reduction credits for transfer into Rule 2202; and the transfer of ERCs out of Rule 2202 pursuant to Rule 2202 (h)(4); or conversion of emissions reduction credits, mobile

- source credits, or area source credits to short term emission reduction credits, pursuant to Regulation XIII [see paragraphs (c)(4) and (c)(5)].
- (3) Annual operating permit renewal fee [see subdivision (d)].
  - (4) Annual operating permit emissions fee [see subdivision (e)] or Regional Clean Air Incentives Market (RECLAIM) Trading Credits (RTCs) [see subdivision (l)].
  - (5) Duplicate and reissued permits [see subdivision (f)].
  - (6) Reinstating expired applications or permits [see subdivision (g)].
  - (7) Reinstating revoked permits [see subdivision (h)].
  - (8) RECLAIM Transaction Registration Fee [see subdivision (l)].
  - (9) Non-Tradeable Allocation Credit Mitigation Fee [see subdivision (l)].
  - (10) Environmental Impact Analysis, Air Quality Analysis, Health Risk Assessment, Public Notification for Projects and Emission Reduction Credits (pursuant to Regulation XIII - New Source Review) [see paragraph (c)(4) and subdivision (j) of this rule].
  - (11) Asbestos demolition and renovation activities [see subdivision (o)].
  - (12) Lead abatement activities [see subdivision (p)].
  - (13) Evaluation of permit applications submitted for compliance under a National Emission Standard for Hazardous Air Pollutants (NESHAP) [see subdivision (q)].
  - (14) Certification of Clean Air Solvents [see subdivision (r)].
- (b) Definitions
- For the purpose of this rule, the following definitions shall apply:
- (1) ALTERATION or MODIFICATION means any physical change, change in method of operation of, or addition to, existing equipment requiring an application for Permit to Construct pursuant to Rule 201. Routine maintenance and/or repair shall not be considered a physical change. A change in the method of operation of equipment, unless previously limited by an enforceable permit condition, shall not include:
    - (A) An increase in the production rate, unless such increase will cause the maximum design capacity of the equipment to be exceeded; or
    - (B) An increase in the hours of operation.
  - (2) ALTERNATIVE OPERATING CONDITION is an order established by the Hearing Board pursuant to subdivision (e) of this rule which, if recognized by the United States Environmental Protection Agency, authorizes a source to be operated in a specified manner that would

otherwise not comply with an applicable requirement of the State Implementation Plan or a permit term or condition based on any such applicable requirement.

- (3) BANKING means the process of recognizing and certifying emission reductions and registering transactions involving emission reduction credits.
- (4) CANCELLATION is an administrative action taken by the District which nullifies or voids a previously pending application for a permit.
- (5) CERTIFIED EQUIPMENT PERMIT means a permit issued to a manufacturer or distributor for a specific model or series of models of equipment. By this permit, the District certifies that the equipment meets all District rules and Best Available Control Technology (BACT) requirements under a set of conditions. Eligibility for the certification process shall be limited to equipment for which the following conditions exist, as determined by the Executive Officer:
  - (A) Equipment operation and emission characteristics will be applicable to a number of identical pieces of equipment;
  - (B) Permitting can be accomplished through the use of identical permit conditions for each piece of equipment regardless of use or location;
  - (C) The equipment is exempt from emission offsets as defined in Rule 1304(a)(4) or Rule 1304(a)(5); or the emissions of each criteria pollutant, except lead, are determined to be less than the limits listed in Rule 1303, Appendix A, Table A-1; and
  - (D) The equipment does not emit lead or the toxic emissions do not result in a Maximum Individual Cancer Risk (MICR) equal to or greater than one in a million as calculated according to Rule 1401.

Certified Equipment Permit shall be valid for one year, and shall be renewed annually if the Executive Officer determines the equipment meets all District rules and BACT requirements. Certification shall not relieve the person constructing, installing or operating the equipment from the requirement to obtain all necessary permits to construct and permits to operate, or from compliance with any other District rule including the requirements of Regulation XIII.

- (6) CHANGE OF CONDITION means a change of a current permit condition that will not result in an emission increase. Any request for a Change in Condition to a previously enforceable permit condition that will result in a emission increase subject to the New Source Review Rules in Regulation

XIII, XIV, or XX will be considered a change in the method of operation and processed as an Alteration or Modification.

- (7) CLEAN AIR SOLVENT is as defined in Rule 102 as “Clean Air Solvent”.
- (8) CLEAN AIR SOLVENT CERTIFICATE is as defined in Rule 102 as “Clean Air Solvent Certificate”.
- (9) CONFINED ANIMAL FACILITY (CAF) means a source or group of sources of air pollution at an agricultural source for the raising of 3,360 or more fowl or 50 or more animals, including but not limited to, any structure, building, installation, farm, corral, coop, feed storage area, milking parlor, or system for the collection, storage, or distribution of solid and liquid manure; if domesticated animals, including but not limited to, cattle, calves, horses, sheep, goats, swine, rabbits, chickens, turkeys, or ducks corralled, penned, or otherwise caused to remain in restricted areas for commercial agricultural purposes and feeding is by means other than grazing.
- (10) CONTINUOUS EMISSIONS MONITORING SYSTEM (CEMS) is a system comprised of components that continuously measure all parameters necessary to determine pollutant concentration or pollutant mass emissions, pursuant to a District rule or regulation.
  - (A) For the purpose of this rule, a CEMS includes, but is not limited to, the following analyzers, monitors, components, systems, or equipment:
    - (i) Pollutant concentration analyzer(s) (e.g., NO<sub>x</sub>, SO<sub>x</sub>, CO, Total Sulfur) and associated sample collection, transport, and conditioning equipment, and data acquisition and logging systems,
    - (ii) Diluent gas analyzer (O<sub>2</sub> or CO<sub>2</sub>),
    - (iii) Flow monitor (direct in-stack measurement or indirectly calculated from fuel usage or other process parameters approved by the Executive Officer), and
    - (iv) Other equipment (e.g., moisture monitor) as required to comply with monitoring requirements.
  - (B) For the purpose of this rule, a “time-shared CEMS” means a CEMS as described in paragraph (j)(5) which is common to several sources of emissions at the same facility.
  - (C) For the purpose of this rule, a “Fuel Sulfur Monitoring System” or “FSMS” may be used as an alternative to a CEMS SO<sub>x</sub> monitoring requirement, subject to District Rules and Regulations, and the

approval of the Executive Officer. An FSMS is a total sulfur monitoring system configured similar to the CEMS described in paragraph (j)(5) but, as an alternative to directly monitoring SO<sub>x</sub> emissions at sources required to have SO<sub>x</sub> CEMS (at the same facility), SO<sub>x</sub> emission information at each affected source is determined “indirectly” by monitoring the sulfur content of the fuel gas supply firing the affected sources.

- (D) For the purpose of this rule, an “Alternative Continuous Emissions Monitoring System” or “ACEMS” (also known as a “Predictive or Parametric Emissions Monitoring System” or “PEMS”) may be used as an alternative to a CEMS pollutant monitoring requirement, subject to District Rules and Regulations, and the approval of the Executive Officer. Instead of directly monitoring the pollutant emissions at a source required to have a CEMS as in paragraph (j)(5), emission information is “predicted” by the ACEMS or PEMS by monitoring key equipment operating parameters (e.g., temperature, pressure) at the affected source, irrespective of exhaust gas or fuel supply analysis.
- (11) EMISSION FACTOR means the amount of air contaminant emitted per unit of time or per unit of material handled, processed, produced, or burned.
- (12) EMISSION REDUCTION CREDIT (ERC) means the amount of emissions reduction which is verified and determined by the Executive Officer to be eligible for credit in an emissions reduction bank.
- (13) EMISSION SOURCE is any equipment or process subject to Rule 222. The source does not require a permit, but the owner/operator is required to file information pursuant to Rule 222 and Rule 301(t).
- (14) EQUIPMENT means any article, machine, or other contrivance, or combination thereof, which may cause the issuance or control the issuance of air contaminants, and which:
- (A) Requires a permit pursuant to Rules 201 and/or 203; or
- (B) Is in operation pursuant to the provisions of Rule 219
- (15) EXPIRATION means the end of the period of validity for an application, Permit to Operate, or a temporary Permit to Operate.
- (16) FACILITY means any source, equipment, or grouping of equipment or sources, or other air contaminant-emitting activities which are located on one or more contiguous properties within the District, in actual physical contact or separated solely by a public roadway or other public right-of-

way, and are owned or operated by the same person (or persons under common control) or an outer continental shelf (OCS) source as defined in 40 CFR § 55.2. Such above-described groupings, if on noncontiguous properties but connected only by land carrying a pipeline, shall not be considered one facility. Equipment or installations involved in crude oil and gas production in Southern California coastal or OCS waters, and transport of such crude oil and gas in Southern California coastal or OCS waters, shall be included in the same facility which is under the same ownership or use entitlement as the crude oil and gas facility on-shore.

- (17) FACILITY PERMIT is a permit which consolidates existing equipment permits and all new equipment at a facility, into one permit. A facility permit may be issued pursuant to Regulation XX and/or XXX.
- (18) FACILITY REGISTRATION is a permit which consolidates existing equipment permits and all new equipment at a facility into one permit. A Facility Registration may be issued at District discretion to any facility not subject to Regulation XX or XXX.
- (19) GREENHOUSE GAS or “GHG” means carbon dioxide (CO<sub>2</sub>), methane (CH<sub>4</sub>), nitrous oxide (N<sub>2</sub>O), sulfur hexafluoride (SF<sub>6</sub>), hydrofluorocarbons (HFCs), perfluorocarbons (PFCs).
- (20) IDENTICAL EQUIPMENT means any equipment which is to be operated by the same operator, and have the same equipment address, and have the same operating conditions and processing material to the extent that a single permit evaluation would be required for the set of equipment. Portable equipment, while not operating at the same location, may qualify as identical equipment.
- (21) NON-ROAD ENGINE is a portable engine that requires a permit and is certified by the Executive Officer to be a Non-Road Engine regulated by U.S. EPA pursuant to 40 CFR Part 89.
- (22) PREMISES means one parcel of land or contiguous parcels of land under the same ownership or entitlement to use, not including the parcels which are remotely located and connected only by land carrying a pipeline.
- (23) QUALIFYING PORTABLE ENGINE is a portable engine that requires a permit and is certified by the Executive Officer to meet all the requirements of Non-Road Engine of 40 CFR Part 89 except date of manufacture, and has been demonstrated to meet the emission limitations of 40 CFR Section 89.112-96.

- (24) RECLAIM TRADING CREDITS (RTCs) means the amount of emissions credit available to a facility for use at the facility for transfer or sale to another party. Each RTC has a denomination of one pound of RECLAIM pollutant and a term of one year, and can be issued as part of a facility's Annual Allocation or alternatively in the form of an RTC certificate.
- (25) REGISTRATION PERMIT means a permit to construct or permit to operate issued to an owner/operator of equipment which has previously been issued a Certified Equipment Permit by the District. The owner/operator shall agree to operate under the conditions specified in the Certified Equipment Permit.
- (26) RELOCATION means the removal of an existing source from one parcel of land in the District and installation on another parcel of land where the two parcels are not in actual physical contact and are not separated solely by a public roadway or other public right-of-way.
- (27) REVOCATION is an action taken by the Hearing Board following a petition by the Executive Officer which invalidates a Permit to Construct or a Permit to Operate.
- (28) SMALL BUSINESS is as defined in Rule 102 as "Small Business."
- (29) SPECIFIC ORGANIC GASES are any of the following compounds:
  - trifluoromethane (HFC-23)
  - chlorodifluoromethane (HCFC-22)
  - dichlorotrifluoroethane (HCFC-123)
  - tetrafluoroethane (HFC-134a)
  - dichlorofluoroethane (HCFC-141b)
  - chlorodifluoroethane (HCFC-142b)
  - 1,1,1-trifluoroethane (HFC-143a)
  - 1,1-difluoroethane (HFC-152a)
  - cyclic, branched, or linear, completely fluorinated alkanes
  - cyclic, branched, or linear, completely fluorinated ethers with no unsaturations
  - cyclic, branched, or linear, completely fluorinated tertiary amines with no unsaturations
  - sulfur-containing perfluorocarbons with no unsaturations and with sulfur bonds only to carbon and fluorine.
- (30) SOURCE means any grouping of equipment or other air contaminant-emitting activities which are located on parcels of land within the District, in actual physical contact or separated solely by a public roadway or other



public right-of-way, and are owned or operated by the same person or by persons under common control. Such above-described groupings, if remotely located and connected only by land carrying a pipeline, shall not be considered one stationary source. (Under RECLAIM, a SOURCE is any individual unit, piece of equipment or process which may emit an air contaminant and which is identified, or required to be identified, in the RECLAIM Facility Permit).

- (31) STREAMLINED STANDARD PERMIT means a permit issued for certain types of equipment or processes commonly permitted by SCAQMD with pre-set levels of controls and emissions. The operating conditions and other qualifying criteria are pre-determined by the SCAQMD and provided to the permit applicant in the permit application package for concurrence.
  - (32) STATEWIDE EQUIPMENT is equipment with a valid registration certificate issued by CARB for the Statewide Portable Equipment Registration Program.
  - (33) TEMPORARY PERMIT TO OPERATE represents interim authorization to operate equipment until the Permit to Operate is granted or denied. A temporary Permit to Operate is not issued by the District but may exist pursuant to Rule 202.
- (c) Fees for Permit Processing
- (1) Permit Processing Fee
    - (A) Permit Processing Fee Applicability

Except as otherwise provided in this rule, every applicant who files an application for a Permit to Construct, Permit to Operate, Facility Permit, court judgments in favor of the District and administrative civil penalties or a revision to a Facility Permit, shall, at the time of filing, pay all delinquent fees associated with the facility and shall pay a permit processing fee.

      - (i) Except as otherwise provided in this paragraph, the permit processing fee shall be determined in accordance with the schedules (set forth in Table FEE RATE-A) at the time the application is deemed complete.
      - (ii) A person applying for permits for relocation of equipment shall pay fees in accordance with the schedules set forth in Table FEE RATE-A at the time the application is deemed complete. All fees due, within the past 3 years, from the

previous facility for equipment for which a Change of Location application is filed, and all facility-specific fees (such as “Hot Spots” fees), must be paid before the Change of Location application is accepted.

- (iii) A person applying for permits for any equipment/process not otherwise listed in Table IA or Table IB shall pay the fees associated with Schedule C. Prior to the issuance of a permit, these fees are subject to adjustment, as necessary.
- (iv) In the event a Permit to Construct expires under the provisions of Rule 205, and the applicable rules, regulations, and BACT for that particular piece of equipment have not been amended since the original evaluation was performed, the permit processing fee for a subsequent application for a similar equipment shall be the fee established in the Summary Permit Fee Rates - Change of Owner/Operator table according to the applicable schedule under the Change of Owner/Operator category, provided the subsequent application is submitted within one (1) year from the date of expiration of either the Permit to Construct, or an approved extension of the Permit to Construct.

**(B) Notice of Amount Due and Effect of Nonpayment**

For fees due upon notification, such notice may be given by personal service or sent by mail, electronic mail, or other electronic means, and shall be due thirty (30) days from the date of personal service, mailing, or electronic transmission. For the purpose of this subparagraph, the fee payment will be considered to be received by the District if it is delivered, postmarked, or electronically paid on or before the expiration date stated on the billing notice. If the expiration date falls on a Saturday, Sunday, or a state holiday, the fee payment may be delivered, postmarked, or electronically paid on the next business day following the Saturday, Sunday, or the state holiday with the same effect as if it had been delivered, postmarked, or electronically paid on the expiration date. Nonpayment of the fee within this period of time will result in expiration of the application and voiding of the Permit to Construct or Permit to Operate. No further applications will be accepted from the applicant until such time as overdue permit processing fees have been fully paid. If an

application is canceled, a permit processing fee will be charged if evaluation of the application has been initiated.

(C) Higher Fee for Failing to Obtain a Permit

(i) When equipment is operated, built, erected, installed, altered, or replaced (except for replacement with identical equipment) without the owner/operator first obtaining a required Permit to Construct or Permit to Operate, the permit processing fee shall be 150 percent (150%) of the amount set forth in Table FEE RATE-A unless the applicant is a Small Business as defined in this provision and the facility has no prior permit applications, Permit to Construct or Permit to Operate (as evidenced by a facility identification number) with the District in which case the permit processing fee shall be the amount set forth in Table FEE RATE-A. If a facility has been issued a Notice of Violation (NOV), there shall be no waiver of the higher fee. The applicant shall also remit annual operating fees for the source for a full three (3) years, or the actual years of operation if less than three (3) years. The assessment of such fee shall not limit the District's right to pursue any other remedy provided for by law. Fees are due and payable within thirty (30) days of receipt of notification. [See subparagraph (c)(2)(B).] However, the higher fee shall be waived if the application is being submitted for equipment that was previously permitted (issued either a Permit to Construct or a Permit to Operate) but had expired due to non-payment of fees, provided the application is submitted within one (1) year of the expiration date, and that permit is reinstatable under subdivision (g) of this rule.

(ii) For purposes of assessing a higher fee for failing to obtain a permit only, small business shall be defined as a business which is independently owned and operated and not an affiliate of a non-small business entity and meets the following criteria:

(A) If a non-manufacturer, the number of employees is 25 or less and the total gross annual receipts are \$1,000,000 or less; or

- (B) If a manufacturer, the number of employees is 50 or less and the total gross annual receipts are \$5,000,000 or less, or
  - (C) Is a not-for-profit training center.
- (iii) This clause shall apply to applications for a Permit to Operate for equipment already constructed without first obtaining a required Permit to Construct. If, at the time the Permit to Operate is granted or denied, it is determined that any annual operating permit fee as provided in subdivision (d) of this rule had been based on incorrect information, the applicant will be billed for or credited with the difference, as appropriate.
- (D) **Small Business**  
When applications are filed in accordance with the provisions of subparagraphs (c)(1)(A), (c)(1)(G)(i), (c)(1)(C) or paragraph (c)(3) for a Small Business as defined in Rule 102 – Definition of Terms, the fees assessed shall be fifty percent (50%) of the amount set forth in Table FEE RATE-A.
- (E) **Fees for Permit Processing for Identical Equipment and Processing of Applications for Short Term Emission Reduction Credits**  
When applications are submitted in accordance with the provisions of subparagraphs (c)(1)(A), (c)(1)(C), (c)(1)(D), (c)(1)(H), paragraphs (c)(3) or (c)(4) concurrently for identical equipment, or for change of title or alteration/modification of short term emission reduction credits, full fees for the first application, and fifty percent (50%) of the applicable processing fee for each additional application shall be assessed. The provisions of this subparagraph do not apply to Certified Equipment Permits, Registration Permits, and the exceptions mentioned in subparagraphs (c)(3)(A), (c)(3)(B), and (c)(3)(C).
- (F) **Discounts for Small Business and Identical Equipment**  
Applications qualifying with the provisions of both subparagraph (c)(1)(D) and (c)(1)(E) shall only be entitled to one fee discount equivalent to the maximum discount afforded under either subparagraph.
- (G) **Fees for Permit Processing for Certified Equipment Permits and Registration Permits**

- (i) Persons applying for a Certified Equipment Permit shall pay a one-time permit processing fee for each application. The fee shall be determined in accordance with Table FEE RATE-A. No annual operating permit renewal fee shall be charged.
- (ii) A permit processing fee equal to 50% of Schedule A Permit Processing Fee of Table FEE RATE-A shall be assessed to a person applying for a Change of Owner/Operator for a Certified Equipment Permit.
- (iii) A permit processing fee equal to 50% of Schedule A Permit Processing Fee of Table FEE RATE-A shall be charged to a person applying for a Registration Permit to Construct and Permit to Operate for certified equipment. Annual operating permit renewal fees shall be paid pursuant to subdivision (d).
- (iv) When certified equipment is built, erected, installed, or replaced (except for identical replacement) without the owner/operator obtaining a required Rule 201 Permit to Construct, the permit processing fee assessed shall be 150 percent (150%) of the amount set forth in subparagraph (c)(1)(G)(iii) of Rule 301.

**(H) Applications Submitted for Equipment Previously Exempted by Rule 219**

When applications for equipment are submitted within one year after the adoption of the most recent amendment to Rule 219 and are filed in accordance with the provisions of subparagraphs (c)(1)(A), (c)(1)(E), paragraphs (c)(2), or (c)(3) and require a permit, solely due to the most recent amendments to Rule 219, the permit processing fees assessed shall be in accordance with Schedule A of Table FEE RATE-A.

**(I) Standard Streamlined Permits**

The Streamlined Standard Permit application processing fee shall be \$962.75, except that the fee shall not exceed the applicable permit processing fee including small business discount if applicable. There shall be no small business discount on the basic fee of \$962.75. Applications submitted for existing equipment which is operating and qualifies for a Streamlined Standard Permit shall be assessed an application processing fee in accordance with the

provisions of subparagraph 301(c)(1)(C). Standard Streamlined Permits may be issued for the following equipment or processes: Replacement dry-cleaning equipment and Lithographic printing equipment.

**(2) Fee for Change of Owner/Operator or Additional Operator**

Under Rule 209 (Transfer and Voiding of Permits), a permit granted by the District is not transferable. Every applicant who files an application for a change of owner/operator or additional operator with the same operating conditions of a Permit to Operate shall be subject to a permit processing fee as follows:

(A) The permit processing fee shall be as established in Table FEE RATE-C for equipment at one location so long as the new owner/operator files an application for a Permit to Operate within one (1) year from the last renewal of a valid Permit to Operate and does not change the operation of the affected equipment. All fees billed from the date of application submittal that are associated with the facility for equipment for which a Change of Owner/Operator or Additional Operator application is filed, and all facility-specific fees (such as “Hot Spots” fees), must be paid before the Change of Owner/Operator or Additional Operator application is accepted. If after an application is received and SCAQMD determines that fees are due, the new owner/operator shall pay such fees within 30 days of notification. If the fees are paid timely, the owner/operator will not be billed for any additional fees billed to the previous owner/operator.

(B) If an application for change of owner/operator of a permit is not filed within one (1) year from the last annual renewal of the permit under the previous owner/operator, the new owner/operator shall submit an application for a new Permit to Operate, along with the permit processing fee as prescribed in subparagraph (c)(1)(A). A higher fee, as described in subparagraph (c)(1)(C), shall apply.

**(3) Change of Operating Condition, Alteration/Modification/Addition**

All delinquent fees, and court judgments in favor of the District and administrative civil penalties associated with the facility must be paid before a Change of Operating Condition, Alteration/Modification/Addition application will be accepted. When an application is filed for a permit involving change of operating conditions, and/or a permit involving

proposed alterations/modifications or additions resulting in a change to any existing equipment for which a Permit to Construct or a Permit to Operate was granted and has not expired in accordance with these rules, the permit processing fee shall be the amount set forth in Table FEE RATE-A. The only exceptions to this fee shall be:

- (A) Permits that must be reissued with conditions prohibiting the use of toxic materials and for which no evaluation is required, no physical modifications of equipment are made, and the use of substitute materials does not increase Volatile Organic Compounds (VOC) by more than 0.5 pound in any one day. When an application is filed for a modification described by this exception, the permit processing fee shall be the applicable fee as shown in the table below in this subparagraph:

Facility Type	Non-Title V	Title V
FY 2019-20 and thereafter	\$962.75	\$1,206.41

- (B) Permits that must be reissued to reflect the permanent removal of a standby fuel supply, or to render equipment non-operational shall pay the applicable reissue permit fee as shown in the tables below in this subparagraph, as follows:

- (i) Does not result in a new source review emission adjustment:

Facility Type	Non-Title V (per equipment or reissued permit)	Title V (per equipment or reissued permit)
FY 2019-20 and thereafter	\$704.97	\$883.40

- (ii) Does result in a new source review emission adjustment:

Facility Type	Non-Title V (per equipment)	Title V (per equipment)
FY 2019-20 and thereafter	\$1,848.29	\$2,316.08

- (C) Permits reissued for an administrative change in permit description, for splitting a permit into two or more permits based on Equipment/Process listed in Table IA or IB (an application is required for each Equipment/Process) or for a change in permit conditions based on actual operating conditions and which do not require any engineering evaluation and do not cause a change in emissions, shall be charged a fee according to the following schedule:



Schedule	Non-Title V	Title V
	FY 2018-19 and thereafter	FY 2019-20 and thereafter
A	\$704.98	\$883.40
A1	\$704.98	\$883.40
B	\$962.75	\$1,206.41
B1	\$962.75	\$1,206.41
C	\$962.75	\$1,206.41
D	\$962.75	\$1,206.41
E	\$962.75	\$1,206.41
F	\$962.75	\$1,206.41
G	\$962.75	\$1,206.41
H	\$962.75	\$1,206.41

(D) For permits reissued because of Rule 109, which do not result in Best Available Control Technology (BACT) determination, the permit processing fee shall be 50% of the amount set forth in Table FEE RATE-A.

- (4) Fee for Evaluation of Applications for Emission Reductions
- Every applicant who files an application for banking of emission reduction credits; change of title of emission reduction credits; alteration/modification of emission reduction credits; or conversion of emission reduction credits, mobile source credits, or area source credits to short term emission reduction credits, as described in paragraph (a)(2) of this rule shall, at the time of filing, pay a processing fee in accordance with Schedule I in Table

FEE RATE-B. Additionally, the applicant shall, if required by Rule 1310(c), either:

- (A) Pay a fee for publication of public notice and a preparation fee as per Rule 301(j)(4), or
- (B) Arrange publication of the public notice independent of the District option and provide to the Executive Officer a copy of the proof of publication.

- (5) Fees for Retirement of Short Term Emission Reduction Credits for Transfer into Rule 2202, and for ERCs Transfer Out of Rule 2202.

Any applicant who files an application to transfer a short term emission reduction credit certificate into Rule 2202 or to transfer ERCs out of Rule 2202 pursuant to Rule 2202 – On-Road Motor Vehicle Mitigation Options shall, at the time of filing, pay the fee as listed in Table FEE RATE-B.

- (d) Annual Operating Permit Renewal Fee

- (1) Renewal of Permit to Operate

All Permits to Operate (including temporary Permits to Operate pursuant to Rule 202) for equipment on the same premises shall be renewed on the annual renewal date set by the Executive Officer. A Permit to Operate is renewable if the permit is valid according to the District's Rules and Regulations and has not been voided or revoked and if the annual operating permit fee is paid within the time and upon the notification specified in paragraph (d)(8) of this rule and if all court judgments in favor of the District and administrative civil penalties associated with the facility are paid.

- (2) Annual Operating Fees

The annual operating permit renewal fee shall be assessed in accordance with the following schedules:

Equipment/Process Schedules in Tables IA and IB	Non-Title V Annual Operating Permit Renewal Fee	Title V Annual Operating Permit Renewal Fee
A1	\$210.11	\$263.28 for FY 2019-20 and thereafter
A, B, and B1 (excluding Rule 461 liquid fuel dispensing nozzles)	\$421.02	\$527.58 for FY 2019-20 and thereafter
C and D	\$1,507.95	\$1,889.60 for FY 2019-20 and thereafter
E, F, G, and H	\$3,620.77	\$4,537.19 for FY 2019-20 and thereafter
Rule 461 liquid fuel dispensing system	\$124.46 per product dispensed per nozzle	\$155.98 for FY 2019-20 and thereafter per product dispensed per nozzle

In addition to the annual operating permit renewal fees based on equipment/process, each RECLAIM/Title V facility shall pay the additional fee of:

Title V Facility	\$764.90 for FY 2019-20 and thereafter per facility
RECLAIM Facility	\$1,012.92 per Major Device
	\$202.59 per Large Device
	\$202.59 per Process Unit Device
RECLAIM and Title V Facility	RECLAIM fee + Title V fee

(3) Credit for Solar Energy Equipment

Any permittee required to pay an annual operating permit renewal fee shall receive an annual fee credit for any solar energy equipment installed at the site where the equipment under permit is located. Solar energy projects that receive grant funding from the Rule 1309.1 – Priority Reserve account shall not be eligible for this annual fee credit.

(A) Computation

The design capacity of the solar energy equipment expressed in thousands of British Thermal Units (Btu) per hour shall be used to determine the fee credit calculated at \$2.03 per 1,000 Btu.

(B) Limitation

The solar energy credit shall not exceed the annual operating permit renewal fee for all permits at the site where the solar energy equipment is located.

(4) Renewal of Temporary Permit to Operate New Equipment

A Permit to Construct, which has not expired or has not been canceled or voided, will be considered a temporary Permit to Operate on the date the applicant completes final construction and commences operation, pursuant to subdivision (a) of Rule 202. For the purposes of this paragraph, the date specified as the estimated completion date on the application for Permit to Construct will be considered the date of commencement of operation, unless the applicant notifies the District in writing that operation will commence on another date, or unless the equipment already has been placed in operation. Such temporary Permit to Operate shall be valid for the period of time between commencement of operation and the applicant's next annual renewal date following commencement of operation and shall be subject to a prorated amount of the annual operating permit renewal fee prescribed in paragraph (d)(2). The proration shall be based on the time remaining to the next annual renewal date. On that next annual renewal date, and each year thereafter, the annual operating permit renewal fee for the temporary Permit to Operate shall be due in the amount prescribed in paragraph (d)(2).

(5) Renewal of Temporary Permit to Operate Existing Equipment

In the case of equipment operating under a temporary Permit to Operate issued pursuant to subdivision (c) of Rule 202, where a Permit to Construct was not issued, the company is immediately subject to a prorated amount of the annual operating permit renewal fee prescribed in paragraph (d)(2) following the submission of the completed application for Permit to Operate. The proration shall be based on the time remaining to the next annual renewal date. On that next annual renewal date, and each year thereafter, the annual operating permit renewal fee shall be due in the amount prescribed in paragraph (d)(2). If no annual renewal date has been

established, the Executive Officer shall set one upon receipt of the application.

**(6) Annual Renewal Date**

If, for any reason, the Executive Officer determines it is necessary to change the annual renewal date, all annual operating permit renewal fees shall be prorated according to the new annual renewal date.

**(7) Annual Renewal Date for Change of Operator**

The same annual renewal date shall apply from one change of owner/operator to another.

**(8) Notice of Amount Due and Effect of Nonpayment**

At least thirty (30) days before the annual renewal date, the owner/operator of equipment under permit will be notified by mail, electronic mail, or other electronic means, of the amount to be paid and the due date. If such notice is not received at least thirty (30) days before the annual renewal date, the owner/operator of equipment under permit shall notify the District on or before the permit renewal date that said notice was not received. The annual operating permit renewal fee for each permit shall be in the amount described in paragraph (d)(2). If the annual operating permit renewal fee is not paid within thirty (30) days after the due date, the permit will expire and no longer be valid. In the case of a RECLAIM facility, if the individual device fee(s) are not paid, the application(s) associated with the device(s) shall expire and no longer be valid. For a Title V facility, if the Title V facility fee, which is not based on any specific equipment but applies to the whole facility, is not paid, the Title V facility permit shall expire. In such a case, the owner/operator will be notified by mail, electronic mail, or other electronic means, of the expiration and the consequences of operating equipment without a valid permit, as required by Rule 203 (Permit to Operate). For the purpose of this paragraph, the fee payment will be considered to be received by the District if it is delivered, postmarked, or electronically paid on or before the expiration date stated on the billing notice. If the expiration date falls on a Saturday, Sunday, or a state holiday, the fee payment may be delivered, postmarked, or electronically paid on the next business day following the Saturday, Sunday, or state holiday with the same effect as if it had been postmarked on the expiration date.

**(9) Annual Operating Fees for Redundant Emission Controls**

Any person holding permits to operate for two or more emission controls applicable to the same equipment who establishes that any of the emission

controls is redundant, i.e., not necessary to assure compliance with all applicable legal requirements, shall not be required to pay annual operating permit renewal fees under subdivision (d) for the redundant equipment. The Executive Officer may reinstate the obligation to pay such fees at any time upon determination that operating the control is or has become necessary to assure compliance with any applicable legal requirements.

(e) Annual Operating Emissions Fees

(1) Annual Operating Emission Fee Applicability

In addition to the annual operating permit renewal fee, the owner/operator of all equipment operating under permit shall pay annual emissions fees if any of the criteria in subparagraphs (e)(1)(A) through (e)(1)(C) are met.

(A) The owner/operator of a facility operates equipment under at least one permit.

(B) The total weight of emissions at a facility are greater than or equal to the thresholds for any of the contaminants specified in paragraph (e)(5), except for ammonia, 1,1,1 trichloroethane, and chlorofluorocarbons, from all equipment used by the owner/operator at all locations. The total weight of emissions of each of the contaminants specified in paragraph (e)(5) includes:

(i) Emissions from permitted equipment

(ii) Emissions resulting from all products which continue to passively emit air contaminants after they are manufactured, or processed by such equipment, with the exception of such product that is shipped or sold out of the District so long as the manufacturer submits records which will allow for the determination of emissions within the District from such products.

(iii) Emissions from equipment or processes not requiring a written permit pursuant to Regulation II.

(C) The owner/operator of a facility that reports emissions to the District pursuant to CARB's Criteria and Toxics Reporting Regulation (17 California Code of Regulations section 93400 et seq.) or pursuant to CARB's AB 2588 Air Toxics "Hot Spots" Emission Inventory Criteria and Guidelines Regulation (17 California Code of Regulations section 93300.5).

(2) Emissions Reporting and Fee Calculation

All major stationary sources of NO<sub>x</sub> and VOC, as defined in Rule 317, shall annually report and pay the appropriate clean air act non-attainment fees for all actual source emissions including but not limited to permitted, unpermitted, unregulated and fugitive emissions. Each facility subject to subparagraph (e)(1)(B) shall annually report all emissions for all pollutants listed in paragraph (e)(5) and Table IV and incur an emissions fee as prescribed in Table III.

Non-permitted emissions which are not regulated by the District shall not be reported and shall be excluded from emission fees if the facility provides a demonstration that the emissions are not regulated and maintains sufficient records to allow the accurate demonstration of such non-regulated emissions.

(3) Exception for the Use of Clean Air Solvents

An owner/operator shall not pay a fee for emissions from the use of Clean Air Solvents issued a valid Certificate from the District so long as the facility submits separate records which allow the determination of annual emissions, usage, and identification of such products. A copy of the Clean Air Solvent certificate issued to the manufacturer or distributor shall be submitted with the separate records.

(4) Flat Annual Operating Emission Fee

The owner/operator of all equipment subject to paragraph (e)(1)(A) (not including certifications, registrations or plans) shall each year be assessed a flat annual emissions fee of \$136.40.

(5) Emission Fee Thresholds

Air Contaminant(s)	Annual Emissions Threshold
Gaseous sulfur compounds (expressed as sulfur dioxide)	$\geq 4$ TPY
Total organic gases (excluding methane and exempt compounds as defined in Rule 102, and specific organic gases as specified in subdivision(b))	$\geq 4$ TPY
Specific organic gases as specified in subdivision (b)	$\geq 4$ TPY
Oxides of nitrogen (expressed as nitrogen oxide)	$\geq 4$ TPY
Total particulate matter	$\geq 4$ TPY
Carbon monoxide	$\geq 100$ TPY
Ammonia	$\geq 0.1$ TPY
Chlorofluorocarbons	$\geq 1$ lb per year
1,1,1 Trichloroethane	$\geq 1$ lb per year

(6) Clean Fuels Fee Thresholds

Each facility emitting 250 tons or more per year ( $\geq 250$  TPY) of Volatile Organic Compounds, Nitrogen Oxides, Sulfur Oxides and Particulate Matter shall pay an annual clean fuels fee as prescribed in Table V (California Health and Safety Code Section 40512).

(7) Fees for Toxic Air Contaminants

Each facility subject to subparagraph (e)(1)(B) or (C) emitting a toxic air contaminant greater than or equal to the annual thresholds listed in Table IV shall be assessed annual emissions fees as indicated in subparagraphs (e)(7)(A). The annual emissions fees for toxic air contaminants shall be based on the total weight of emissions of these contaminants associated with all equipment and processes including, but not limited to, material usage, handling, processing, loading/unloading; combustion byproducts, and fugitives (equipment/component leaks).

(A) For emissions reported before January 1, 2020, any facility subject to paragraph (e)(7) that emits any toxic air contaminant greater than the thresholds listed in Table IV shall pay the fees listed in Table IV. For emissions reported after January 1, 2020, any facility subject to paragraph (e)(7) that emits any toxic air contaminant greater than



the thresholds listed in Table IV shall not pay the fees in Table IV and shall instead pay the following fees:

- (i) A Base Toxics Fee of \$78.03;
- (ii) A Flat Rate Device Fee of \$170.95, and \$341.89, starting January 1, 2020, and January 1, 2021, respectively, for each device, including permitted and unpermitted equipment and activity including, but not limited to, material usage, handling, processing, loading/unloading; combustion byproducts, and fugitives (equipment/component leaks) with emissions of any pollutant above the annual thresholds listed in Table IV;
- (iii) A Cancer-Potency Weighted Fee of \$5.00 and \$10.00, starting January 1, 2020, and January 1, 2021, respectively, per cancer-potency weighted pound of facility-wide emissions for each pollutant listed in Table IV. The cancer-potency weighted emissions of each toxic air contaminant listed in Table IV shall be calculated as follows:

$$CPWE = TAC \times CPF \times MPF$$

Where:

CPWE = Cancer Potency Weighted Emissions

TAC = Emissions (pounds) of a Table IV toxic air contaminant

CPF = Cancer Potency Factor for the reported toxic air contaminant

MPF = Multi-Pathway Factor for the reported toxic air contaminant

The CPF and MPF shall be equal to those specified in the Rule 1401 Risk Assessment Procedures that were current at the time that the emissions were required to be reported.

- (B) The following facilities are exempt from paying specified toxics emissions fees:
  - (i) Any dry cleaning facility that emits less than two (2) tons per year of perchloroethylene, and qualifies as a small business as defined in the general definition of Rule 102 shall be exempt from paying any fees listed in subparagraph (e)(7)(A).

- (ii) Any facility that emits less than two (2) tons per year, of formaldehyde, perchloroethylene, or methylene chloride, may petition the Executive Officer, at least thirty (30) days prior to the official submittal date of the annual emissions report as specified in paragraph (e)(10), for exemption from formaldehyde, perchloroethylene, or methylene chloride fees as required in subparagraph (e)(7)(A). Exemption from emissions fees shall be granted if the facility demonstrates that no alternatives to the use of these substances exist, no control technologies exist, and that the facility qualifies as a small business as defined in the general definition of Rule 102.
  - (iii) Any facility that is located more than one mile from a residential or other sensitive receptor shall be exempt from paying fees in clause (e)(7)(A)(iii).
- (8) Reporting of Total Emissions from Preceding Reporting Period and Unreported or Under-reported Emissions from Prior Reporting Periods
  - (A) The owner/operator of equipment subject to paragraph (e)(2) shall report to the Executive Officer the total emissions for the immediate preceding reporting period of each of the air contaminants listed in Table III and Table IV from all equipment. The report shall be made at the time and in the manner prescribed by the Executive Officer. The permit holder shall report the total emissions for the twelve (12) month period reporting for each air contaminant concerned from all equipment or processes, regardless of the quantities emitted.
  - (B) The Executive Officer will determine default emission factors applicable to each piece of permitted equipment or group of permitted equipment, and make them available to the owner/operator in a manner specified by the Executive Officer and provide them to the owner/operator upon request. In determining emission factors, the Executive Officer will use the best available data. A facility owner/operator can provide alternative emission factors that more accurately represent actual facility operations subject to the approval of the Executive Officer.
  - (C) A facility owner/operator shall report to the Executive Officer, in the same manner, and quantify any emissions of air contaminants in

previous reporting periods which had not been reported correctly and should have been reported under the requirements in effect in the reporting period in which the emissions occurred.

~~(C)~~(D) The reported emissions shall be certified by an authorized official.

For purposes of reporting, an “authorized official” is defined as an individual who has knowledge and responsibility for emissions data and has been authorized by an officer of the permit holder to submit and certify the accuracy of the data presented in the emissions report on behalf of the permit holder, based on best available knowledge.

(9) Request to Amend Emissions Report and Refund of Emission Fees

(A) A facility owner/operator shall submit a written request (referred to as an “Amendment Request”) for any proposed revisions to previously submitted annual emissions reports. Amendment requests with no fee impact, submitted after one (1) year and seventy five (75) days from the official due date of the subject annual emissions report shall include a non-refundable standard evaluation fee of \$355.99 for each subject facility and reporting period. Evaluation time beyond two hours shall be assessed at the rate of \$178.03 per hour and shall not exceed ten (10) hours. Amendment requests received within one year (1) and seventy five (75) days from the official due date of a previously submitted annual emissions report shall not incur any such evaluation fees. The Amendment Request shall include all supporting documentation and copies of revised applicable forms.

(B) A facility owner/operator shall submit a written request (referred to as a “Refund Request”) to correct the previously submitted annual emissions reports and request a refund of overpaid emission fees. Refund Requests must be submitted within one (1) year and seventy five (75) days from the official due date of the subject annual emissions report to be considered valid. The Refund Request shall include all supporting documentation and copies of revised applicable forms. If the Refund Request is submitted within one (1) year and seventy five (75) days from the official due date of the subject annual emissions report, and results in no fee impact, then the facility owner/operator shall be billed for the evaluation fee pursuant to subparagraph (e)(9)(A).

(10) Notice to Pay and Late Filing Surcharge

- (A) The facility owner/operator shall submit an annual emissions report and pay any associated emissions fees if a notice to report emissions is sent by mail, electronic mail, or other electronic means, annually to the owners/operators of all equipment (as shown in District records) for which this subdivision applies. A notice to pay the semi-annual fee specified in paragraph (e)(11) will also be sent by mail, electronic mail, or other electronic means, to facilities which in the preceding reporting year emitted any air contaminant equal to or greater than the emission thresholds specified in subparagraph (e)(11)(A). Emissions reports and fee payment submittals are the responsibility of the owner/operator regardless of whether the owner/operator was notified.

If both the fee payment and the completed emissions report are not received by the seventy-fifth (75<sup>th</sup>) day following July 1 (for semi-annual reports), or January 1 (for annual reports), they shall be considered late, and surcharges for late payment shall be imposed as set forth in subparagraph (e)(10)(B). For the purpose of this subparagraph, the emissions fee payment and the emissions report shall be considered to be timely received by the District if it is delivered, postmarked, or electronically paid on or before the seventy-fifth (75<sup>th</sup>) day following the official due date. If the seventy-fifth (75<sup>th</sup>) day falls on a Saturday, Sunday, or a state holiday, the fee payment and emissions report may be delivered, postmarked, or electronically paid on the next business day following the Saturday, Sunday, or the state holiday with the same effect as if they had been delivered, postmarked, or electronically paid on the seventy-fifth (75<sup>th</sup>) day.

- (B) If fee payment and emissions report are not received within the time prescribed by subparagraph (e)(10)(A) or (e)(11)(C), a surcharge shall be assessed and added to the original amount of the emission fee due according to the following schedule:

Less than 30 days	5% of reported amount
30 to 90 days	15% of reported amount
91 days to 1 year	25% of reported amount
More than 1 year	(See subparagraph (e)(10)(D))

- (C) If an emission fee is timely paid, and if, within one year after the seventy-fifth (75<sup>th</sup>) day from the official due date is determined to be less than ninety percent (90%) of the full amount that should have been paid, a fifteen percent (15%) surcharge shall be added, and is calculated based on the difference between the amount actually paid and the amount that should have been paid, to be referred to as underpayment. If payment was ninety percent (90%) or more of the correct amount due, the difference or underpayment shall be paid but with no surcharges added. The fee rate to be applied shall be the fee rate in effect for the year in which the emissions actually occurred. If the underpayment is discovered after one (1) year and seventy five (75) days from the official fee due date, fee rates and surcharges will be assessed based on subparagraph (e)(10)(D).
  - (D) The fees due and payable for the emissions reported or reportable pursuant to subparagraph (e)(8)(C) shall be assessed according to the fee rate for that contaminant specified in Tables III, IV, and V, and paragraph (e)(7) and further increased by fifty percent (50%). The fee rate to be applied shall be the fee rate in effect for the year in which the emissions actually occurred.
  - (E) Effective July 1, 2019, if the underpayment is a result of emissions related to a source test that was submitted to the Source Test unit for approval prior to or at the time the official AER submittal due date of the subject annual emission report, the difference or underpayment shall be paid, but with no surcharges added. If the underpayment is paid within one year after the seventy-fifth (75<sup>th</sup>) day from the official due date, the fee rate to be applied shall be the fee rate in effect for the year in which the emissions actually occurred. If the underpayment is paid after one year after the seventy-fifth (75<sup>th</sup>) day from the official due date, the fee rate to be applied shall be the fee rate in effect for the year in which the emissions are actually reported.
  - (F) If one hundred twenty (120) days have elapsed since January 1st, July 1st, or as applicable, and all emission fees including any surcharge have not been paid in full, the Executive Officer may take action to revoke all Permits to Operate for equipment on the premises, as authorized in Health and Safety Code Section 42307.
- (11) Semi-Annual Emissions Fee Payment

- (A) For facilities emitting the threshold amount of any contaminant listed below, the Executive Officer will estimate one half (1/2) of the previous annual emission fees and request that the permit holder pay such an amount as the first installment on annual emission fees for the current reporting period.

Air contaminant(s)	Annual emissions threshold (TPY)
Gaseous sulfur compounds (expressed as sulfur dioxide)	≥10 TPY
Total organic gases (excluding methane and exempt compounds as defined in Rule 102, and specific organic gases as specified in subdivision (b))	≥10 TPY
Specific organic gases as specified in subdivision (b)	≥10 TPY
Oxides of nitrogen (expressed as nitrogen dioxide)	≥10 TPY
Total particulate matter	≥10 TPY
Carbon monoxide	≥100 TPY

- (B) In lieu of payment of one half the estimated annual emission fees, the owner/operator may choose to report and pay on actual emissions for the first six months (January 1 through June 30). By January 1 of the year following the reporting period, the permit holder shall submit a final Annual Emission Report together with the payment of the balance; the annual emission fees less the installment previously paid. The report shall contain an itemization of emissions for the preceding twelve (12) months of the reporting period (January 1 through December 31).
- (C) An installment fee payment shall be considered late if not received by the District, or postmarked, on or before the seventy-fifth (75<sup>th</sup>) day following July 1 of the current reporting period and shall be subject to a surcharge pursuant to subparagraph (e)(10)(B).
- (12) Fee Payment Subject to Validation  
Acceptance of a fee payment does not constitute validation of the emission data.
- (13) Exempt Compounds  
Emissions of acetone, ethane, methyl acetate, parachlorobenzotrifluoride (PCBTF), and volatile methylated siloxanes (VMS), shall not be subject to the requirements of Rule 301(e).
- (14) Reporting Emissions and Paying Fees  
For the reporting period of January 1 through December 31, emission fees shall be determined in accordance with fee rates specified in Tables III and

V, and paragraphs (e)(2) and (e)(7). Installment fees that have been paid for Semi-Annual Emission Fees shall not be subject to this provision.

**(15) Deadline for Filing Annual Emissions Report and Fee Payment**

Notwithstanding any other applicable Rule 301(e) provisions regarding the annual emissions report and emission fees, for the reporting period January 1 through December 31, the fee payment and the completed annual emissions report shall be delivered, postmarked, or electronically paid on or before the seventy-fifth (75<sup>th</sup>) day following January 1 of the subsequent year to avoid any late payment surcharges specified in subparagraph (e)(10)(B).

**(16) Reporting GHG Emissions and Paying Fees**

A facility that is subject to the California Air Resources Board (CARB)'s mandatory reporting of Greenhouse Gas (GHG) emissions may request District staff to review and verify the facility's GHG emissions. The fee for review and verification for each GHG emissions report shall consist of an initial submittal fee of \$145.43 in addition to a verification fee assessed at \$145.43 per hour or prorated portion thereof.

**(f) Certified Permit Copies and Reissued Permits**

A request for a certified permit copy shall be made in writing by the permittee after the destruction, loss, or defacement of a permit. A request for a permit to be reissued shall be made in writing by the permittee where there is a name or address change without a change of owner/operator or location. The permittee shall, at the time a written request is submitted, pay the fees to cover the cost of the certified permit copy or reissued permit as follows:

**(1) Certified Permit Copy**

Facility Type	Non-Title V	Title V
FY 2019-20 and thereafter	\$31.24	\$39.16



## (2) Reissued Permit

Facility Type	Non-Title V	Title V
FY 2019-20 and thereafter	\$241.95	\$303.18

No fee shall be assessed to reissue a permit to correct an administrative error by District staff.

## (g) Reinstating Expired Applications or Permits; Surcharge

An application or a Permit to Operate which has expired due to nonpayment of fees or court judgments in favor of the District or administrative civil penalties associated with the facility may be reinstated by submitting a request for reinstatement of the application or Permit to Operate accompanied by a reinstatement surcharge and payment in full of the amount of monies due at the time the application or Permit to Operate expired. The reinstatement surcharge shall be fifty percent (50%) of the amount of fees due per equipment at the time the application or Permit to Operate expired, or the following amount, whichever is lower:

Permit Holder Per Equipment Fee	Title V Facility	Non-Title V Facility	Other Facility Type
FY 2019-20 and thereafter	\$321.66	\$256.71	\$256.71

Such request and payment shall be made within one (1) year of the date of expiration. An application or Permit to Operate which has expired due to nonpayment of fees shall not be reinstated if the affected equipment has been altered since the expiration of the application or Permit to Operate. If the period of expiration has exceeded one (1) year or the affected equipment has been altered, operation of the equipment shall require a new Permit to Operate and the application shall be subject to Rule 1313(b).

## (h) Reinstating Revoked Permits

If a Permit to Operate is revoked for nonpayment of annual permit fees based on emissions or fees on non-permitted emissions, it may be reinstated upon payment

by the permit holder of such overdue fees and accrued surcharge in accordance with (e)(10).

(i) **Clean Air Act Non-Attainment Fees**

Any fees remitted to the District pursuant to Rule 317 – Clean Air Act Non-attainment Fees shall be held in escrow accounts unique to each source. Fees accrued in such escrow accounts may be used for either of the following at the discretion of the source's owner or operator.

- (1) Creditable up to the amount of fees due by the same source during the calendar year or subsequent calendar year(s) for annual emissions fees due pursuant to Rule 301(e)(2), (4), (6), (7) and (11) and annual operating permit renewal fees due pursuant to Rule 301(d)(1), (2) and (4). In no case shall the credit be greater than the fees paid; or
- (2) Use by the owner or operator for VOC and NOx reduction programs at their source that are surplus to the State Implementation Plan according to the following prioritization:
  - (A) at the source; or
  - (B) use within another facility under common ownership; or
  - (C) use in the community adjacent to the facility; or
  - (D) other uses to reduce emissions.

Up to five percent of funds can be used by the South Coast Air Quality Management District for administrative support for items in paragraph (i)(2).

(j) **Special Permit Processing Fees - California Environmental Quality Act (CEQA) Assistance, Air Quality Analysis, Health Risk Assessment, and Public Notice for Projects**

(1) **Payment for CEQA Assistance**

(A) **CEQA Document Preparation**

When a determination is made by the Executive Officer that the District is the Lead Agency for a project, pursuant to the California Environmental Quality Act (CEQA), Public Resources Code Section 21000 et seq. and state CEQA Guidelines (14 California Code of Regulations section 15000 et seq.), the project applicant may be required to pay a review fee (based on a staff rate of \$178.03 per hour) when a 400-CEQA form requires the CEQA staff to review for CEQA applicability. If preparation of CEQA documentation is deemed necessary, the applicant shall pay an

initial fee for the preparation of necessary CEQA documentation according to the following schedule:

Notice of Exemption (upon applicant request)	\$356.04
Negative Declaration (ND), including Supplemental or Subsequent ND	\$5,369.03
Mitigated Negative Declaration (MND), including Supplemental or Subsequent MND	\$5,369.03
Environmental Impact Report (EIR), including Supplemental or Subsequent EIR	\$7,158.66
Addendum to EIR, including Addendum to ND/MND	\$3,710.02

If the Executive Officer determines that the District's CEQA preparation costs (may include, but not limited to, mailing, noticing, publications, et cetera) and staff time (based on the rate of \$178.03 per hour) exceed the initial fee the project applicant, upon notification from the District, shall make periodic payment of the balance due. The Executive Officer shall determine the amount and timing of such periodic payments, based upon the level of CEQA analysis and the amount of monies needed to offset the actual preparation costs.

(B) CEQA Document Assistance

When the District is not the Lead Agency for a project and a request is made by: another public agency; a project proponent; or any third party, for staff assistance with any of the following tasks including, but not limited to: reviewing all or portions of a CEQA document and air quality analysis protocols for emissions inventories and air dispersion modeling prior to its circulation to the public for review pursuant to Public Resources Code §21092; assisting lead agencies with developing and implementing mitigation measures, the requestor may be required to pay a fee for staff time at the rate of \$178.03 per hour. This fee shall not apply to review of CEQA documents prepared by other public agencies that are available for public review pursuant to Public Resources Code §21092 and is part of the District's intergovernmental review responsibilities under CEQA.

(2) Payment for Air Quality Analysis

When a determination is made by the Executive Officer that an air quality analysis of the emissions from any source is necessary to predict the extent and amount of air quality impact prior to issuance of a permit, the Executive Officer may order air quality simulation modeling by qualified District personnel. Alternatively, the Executive Officer may require (or the owner/operator of the source may elect) that modeling be performed by the owner/operator or an independent consultant.

Where modeling is performed by the owner/operator or an independent consultant, the Executive Officer may require that the results be verified by qualified District personnel. The owner/operator of the source shall provide to the Executive Officer a copy of the final modeling report including all input data, description of methods, analyses, and results. The owner/operator of the source modeled by District personnel shall pay a fee as specified in Table IIA to cover the costs of the modeling analysis. A fee, as specified in Table IIA, shall be charged to offset the cost of District verification of modeling performed by an independent consultant.

(3) **Payment for Health Risk Assessment**

(A) When a determination is made by the Executive Officer that any source being evaluated for a Permit to Construct or a Permit to Operate may emit toxic or potentially toxic air contaminants, the Executive Officer may order a Health Risk Assessment be conducted by qualified District personnel or by a qualified consultant, as determined by the Executive Officer, engaged by the District under a contract. Alternatively, the Executive Officer may require (or owner/operator of the source may elect) that the assessment be performed by the owner/operator or an independent consultant engaged by the owner/operator. The Health Risk Assessment shall be performed pursuant to methods used by the California EPA's Office of Environmental Health Hazard Assessment.

(B) For a Health Risk Assessment conducted by the owner/operator of the source or the owner/operator's consultant, the Executive Officer may require that the results be verified by qualified District personnel or by a qualified consultant engaged by the District. The owner/operator of the source shall provide to the Executive Officer a copy of the final Health Risk Assessment including all input data, and description of methods, analyses, and results. The

owner/operator of the source for which a Health Risk Assessment is conducted or is evaluated and verified by District personnel or consultant shall pay the fees specified in Table IIA to cover the costs of an Air Quality Analysis and Health Risk Assessment analysis, evaluation, or verification. When the Health Risk Assessment is conducted or is evaluated and verified by a consultant engaged by the District, or District personnel, the fees charged will be in addition to all other fees required.

- (C) When a Health Risk Assessment is evaluated by the California EPA, pursuant to Health and Safety Code Sections 42315, 44360, 44361 or 44380.5, or by a consultant engaged by the California EPA, or when the District consults with the California EPA regarding the Health Risk Assessment, any fees charged by the California EPA to the District will be charged to the person whose Health Risk Assessment is subject to the review, in addition to other fees required.

(4) Payment for Public Notice

An applicant shall pay the applicable fee, for preparation of any public notice as required by the rules, as shown below in this paragraph:

Public Notification Type	Non-Title V Source	Title V Source
For a project requiring notification as defined in Rule 212(c)	\$1,122.45	\$1,406.55 for FY 2019-20 and thereafter
For emission reduction credits (ERCs) in excess of the amounts as specified in Rule 1310(c)	\$1,122.45	\$1,406.55 for FY 2019-20 and thereafter
Requesting allocations from the Offset Budget or requesting the generation or use of any Short Term Credit (STCs)	\$1,122.45	\$1,406.55 for FY 2019-20 and thereafter
Significant revision of a Title V permit	---	\$1,406.55 for FY 2019-20 and thereafter

The notice preparation fee is waived for existing dry cleaning operations at the same facility that install, modify or replace dry cleaning equipment to comply with Rule 1421 provided there is a concurrent removal from service of the perchloroethylene equipment. Eligibility includes converting from perchloroethylene to non-toxic alternative solvents, including non-toxic hydrocarbon solvents. In addition, an applicant for a project subject to the requirements of Rule 212(g) shall either:

- (A) Pay the actual cost as invoiced for publication of the notice by prominent advertisement in the newspaper of general circulation in the area affected where the facility is located and for the mailing of the notice to persons identified in Rule 212(g), or
- (B) Arrange publication of the above notice independent of the District option. This notice must be by prominent advertisement in the newspaper of general circulation in the area affected where the facility is located. Where publication is performed by the owner/operator or an independent consultant, the owner/operator of

the source shall provide to the Executive Officer a copy of the proof of publication.

- (5) Payment for Review of Continuous Emissions Monitoring System (CEMS), Fuel Sulfur Monitoring System (FSMS), and Alternative Continuous Emissions Monitoring System (ACEMS)

- (A) New Application for Process Equipment Requiring CEMS or, Alternatively, an FSMS or ACEMS to Comply with the CEMS Requirement.

When a determination is made by the Executive Officer that a Continuous Emissions Monitoring System (CEMS) is required in order to determine a source's compliance with a District rule or regulation, the applicant shall:

- (i) Apply for the use of a CEMS and pay a basic processing fee as specified in Table IIB at the time of filing.
- (ii) Apply for the use of an FSMS or ACEMS in lieu of a CEMS and pay a basic processing fee as specified in Table IIB at the time of filing.

- (B) Modification of an Existing Certified CEMS, FSMS, or ACEMS

If a certified CEMS, FSMS, or ACEMS is modified in a manner (excluding routine replacement or servicing of CEMS or FSMS components for preventive or periodic maintenance according to established quality assurance guidelines, or CEMS or FSMS components designated by the Executive Officer as "standardized" or direct replacement-type components) determined by the Executive Officer to compromise a source's compliance with a District rule or regulation, the applicant shall pay a processing fee covering the evaluation of the modification and recertification, if necessary, as follows:

- (i) If one or more CEMS or FSMS components (excluding additional pollutant monitors) are replaced, modified, or added, the applicant shall pay a minimum processing fee of \$939.27; and additional fees will be assessed at a rate of \$178.03 per hour for time spent on the evaluation in excess of 10 hours up to a maximum total fee of \$5,939.33.
- (ii) If one or more pollutant monitors are added to a CEMS or FSMS (and one or more of its components are concurrently replaced, modified, or added), the applicant shall pay a

minimum processing fee as specified in Table IIB, based on the number of CEMS or FSMS pollutant monitors and components added.

- (iii) If one or more pollutant emission sources at a facility are added to an FSMS, a time-shared CEMS, or a SO<sub>x</sub> CEMS which is specifically used to “back-calculate” fuel sulfur content for these sources, the applicant shall pay a minimum processing fee as specified in Table IIB, based on the number of CEMS or FSMS monitors and components added.
  - (iv) If one or more ACEMS (or PEMS) components are replaced, modified, or added, the applicant shall pay a minimum processing fee \$939.27; and additional fees will be assessed at a rate of \$178.03 per hour for time spent on the evaluation in excess of 10 hours up to a maximum total fee of \$5,939.33.
- (C) Modification of CEMS, FSMS, or ACEMS Monitored Equipment  
For any RECLAIM or non-RECLAIM equipment monitored or required to be monitored by a CEMS, FSMS, or ACEMS, that is modified in a manner determined by the Executive Officer to compromise a source’s compliance with a District CEMS-, FSMS-, or ACEMS-related rule or regulation, or requires an engineering evaluation, or causes a change in emissions; the applicant shall pay a minimum processing fee of \$939.27, covering the evaluation and recertification, if necessary, of the CEMS, FSMS, or ACEMS. Additional fees will be assessed at a rate of \$178.03 per hour for time spent on the evaluation in excess of 10 hours up to a maximum total fee of \$5,939.33.
- (D) Periodic Assessment of an Existing CEMS, FSMS, or ACEMS  
An existing CEMS, FSMS, or ACEMS must be retested on a quarterly, semi-annual, or annual basis to remain in compliance with District regulations. The applicant shall pay a minimum processing fee of \$939.27 for this evaluation, if required. Additional fees will be assessed at a rate of \$178.03 per hour for time spent on the evaluation in excess of 10 hours up to a maximum total fee of \$5,939.33.
- (E) CEMS, FSMS, or ACEMS Change of Owner/Operator



Every applicant who files an application for a change of owner/operator of a RECLAIM or non-RECLAIM facility permit shall also file an application for a change of owner/operator of a CEMS, FSMS, or ACEMS, if applicable, and be subject to a processing fee equal to \$283.18 for the first CEMS, FSMS, or ACEMS, plus \$56.48 for each additional CEMS, FSMS, or ACEMS.

(6) Payment for Review and Certification of Barbecue Charcoal Igniter Products

(A) Certification of Barbecue Charcoal Igniter Products

Pursuant to the requirements of District Rule 1174, manufacturers, distributors, and/or retailers of applicable barbecue charcoal igniter products shall perform the required testing and shall submit a formal report for review by SCAQMD staff for product compliance and certification. For each product evaluated, the applicant shall pay a minimum processing fee of \$702.54 per product certified, and additional fees will be assessed at the rate of \$145.43 per hour for time spent on the evaluation/certification process in excess of 5 hours.

(B) Repackaging of Certified Barbecue Charcoal Igniter Products

When a currently certified barbecue charcoal igniter product is repackaged for resale or redistribution, the manufacturer, distributor, and/or retailer shall submit the required documentation to SCAQMD staff for evaluation and approval. For each product or products evaluated, the applicant shall pay a processing fee of \$351.30 for the first certificate issued, and additional fees will be assessed at the rate of \$145.43 per hour for the time spent in excess of 3 hours for the first certificate issued. Additional certificates for the same product or products shall be assessed at the rate of \$70.22 per each additional certificate issued.

(7) Fees for Inter-basin, Inter-district, or Interpollutant Transfers of Emission Reduction Credits

An applicant for inter-basin, inter-district, or interpollutant transfer of ERCs shall file an application for ERC Change of Title and pay fees as listed in Table FEE RATE-B. Additional fees shall be assessed at a rate based on the number of hours for the time spent on review and evaluation of inter-

basin, inter-district, and interpollutant transfers of ERCs pursuant to Rule 1309 subdivisions (g) and (h).

Facility Type	Non-Title V	Title V
FY 2019-20 and thereafter	\$192.55/hr	\$241.29/hr

- (8) Fees for Grid Search to Identify Hazardous Air Pollutant Emitting Facilities  
A fee of \$353.70 shall be submitted by any individual, business or agency requesting the District to conduct a grid search to identify all facilities with the potential to emit hazardous air pollutants located within one-quarter mile of a proposed school boundary.

Failure to pay the fees described in this subdivision within thirty (30) days after their due date(s) shall result in expiration of pending applications, and no further applications will be accepted from the applicant until the fees have been paid in full.

- (k) Government Agencies

All applicants and permittees, including federal, state, or local governmental agencies or public districts, shall pay all fees.

- (l) RECLAIM Facilities

- (1) For RECLAIM facilities, this subdivision specifies additional conditions and procedures for assessing the following fees:

- (A) Facility Permit;
- (B) Facility Permit Amendment;
- (C) Change of Operating Condition;
- (D) Change of Owner/Operator;
- (E) Annual Operating Permit;
- (F) Transaction Registration;
- (G) RECLAIM Pollutant Emission;
- (H) Duplicate Permits;
- (I) Reissued Permits;
- (J) RECLAIM Breakdown Emissions; and
- (K) Non-Tradeable Allocation Credit Mitigations.

- (2) RECLAIM Fees Applicability

All RECLAIM Facility Permit holders shall be subject to this subdivision.

- (3) Rule 301 - Permit Fees Applicability  
Unless specifically stated, all RECLAIM Facility Permit holders shall be subject to all other provisions of Rule 301 - Permit Fees.
- (4) Facility Permit Amendment  
At the time of filing an application for a Facility Permit Amendment, a Facility Permit Amendment Fee shall be paid and an application for such amendment shall be submitted. The Facility Permit Amendment Fees for an application or group of applications are listed in Table VII and shall be based on the type of facility permit. Facility Permit Amendment Fees are in addition to the sum of applicable fees assessed for each application required for affected equipment as specified in subparagraph (c)(3)(C) (for administrative equipment applications) or Table FEE RATE-A (for non-administrative equipment applications) or Rule 306 (i)(1). All delinquent fees, court judgments in favor of the District and administrative civil penalties associated with the facility must be paid before a Facility Permit Amendment application will be accepted.
- (5) Change of Operating Condition  
At the time of filing an application for a Change of Operating Conditions that requires engineering evaluation or causes a change in emissions, a Change of Condition Fee shall be paid. Such fee shall be equal to the sum of fees assessed for each equipment subject to the change of condition as specified in Table FEE RATE-A. All delinquent fees associated with the affected facility subject to the change of condition must be paid before a Change of Operating Conditions application will be accepted.
- (6) Fee for Change of Owner/Operator  
The Permit Processing Fee for a Change of Owner/Operator of a RECLAIM facility permit shall be determined from Table FEE RATE-C. In addition, a Facility Permit Amendment fee as specified in paragraph (1)(4) shall be assessed. All fees, billed within the past 3 years from the date of application submittal that are, associated with the facility for equipment for which a Change of Owner/Operator or Additional Operator application is filed, and all facility-specific fees (such as “Hot Spots” fees), must be paid before a Change of Owner/Operator or Additional Operator application is accepted. If after an application is received and SCAQMD determines that fees are due, the new owner/operator shall pay such fees within 30 days of

notification. If the fees are paid timely the new operator will not be billed for any additional fees billed to the previous owner/operator.

- (7) Annual Operating Permit Renewal Fee
  - (A) Unless otherwise stated within this subdivision, the Facility Permit holder shall be subject to all terms and conditions pursuant to subdivision (d).
  - (B) An Annual Operating Permit Renewal Fee shall be submitted by the end of the compliance year. Such fee shall be equal to the sum of applicable permit renewal fees specified in paragraph (d)(2).
  - (C) At least thirty (30) days before the annual renewal date, the owner/operator of equipment under permit will be notified by mail, electronic mail, or other electronic means, of the amount to be paid and the due date. If such notice is not received at least thirty (30) days before the annual renewal date, the owner/operator of equipment under permit shall notify the District on or before the permit renewal date that said notice was not received. If the Annual Operating Permit Renewal fee is not paid within thirty (30) days after the due date, the permit will expire and no longer be valid. In such a case, the owner/operator will be notified by mail, electronic mail, or other electronic means, of the expiration and the consequences of operating equipment without a valid permit as required by District Rule 203 (Permit to Operate). For the purpose of this subparagraph, the fee payment will be considered to be received by the District if it is delivered, postmarked, or electronically paid on or before the expiration date stated on the billing notice. If the expiration date falls on a Saturday, Sunday, or a state holiday, the fee payment may be delivered, postmarked, or electronically paid on the next business day following the Saturday, Sunday, or state holiday as if it had been delivered, postmarked, or electronically paid on the expiration date.
- (8) Transaction Registration Fee

The transferor and transferee of an RTC shall jointly register the transaction with the District pursuant to District Rule 2007 – Trading Requirements. The transferee shall pay a Transaction Registration Fee of \$181.50 at the time the transaction is registered with the SCAQMD.
- (9) RECLAIM Pollutant Emission Fee

At the end of the reporting period specified in subparagraph (e)(8)(A), RECLAIM facilities shall pay a RECLAIM Pollutant Emission Fee based on the facilities' total certified RECLAIM pollutant emissions. For facilities emitting ten (10) tons per year or more of any contaminant the previous year, the Facility Permit holders shall pay a semi-annual installment equal to one half (1/2) of the total estimated fee with final balance due at the end of the reporting period.

- (A) The Facility Permit Holder shall pay emission fees according to the provisions of subdivision (e) for all emissions that are not accounted for with RECLAIM pollutant emissions. The Facility Permit holder shall add non-RECLAIM emissions to applicable RECLAIM emissions to determine the appropriate fee rate from Table III fee rate per ton of emissions.
- (B) Facility Permit Holders shall pay RECLAIM Pollutant Emission Fees according to the provisions of subdivision (e), except that:
  - (i) Fees based on emissions of RECLAIM pollutants as defined in Rule 2000(c)(58) for annual payments shall be calculated based on certified emissions as required by paragraph (b)(2) or (b)(4) of Rule 2004, as applicable;
  - (ii) RECLAIM Pollutant Emission Fees shall be due as established by subdivision (e) of this rule for both Cycle 1 and Cycle 2 Facilities;
  - (iii) Facilities emitting ten (10) tons per year or more of a RECLAIM pollutant during the previous annual reporting period, shall also pay a semi-annual installment based on either (a) one-half (1/2) of the facility's RECLAIM pollutant fees for the previous annual reporting period; or (b) emissions certified pursuant to paragraph (b)(2) and (b)(4) of Rule 2004 in the two (2) quarters falling in the time period that coincides with the first six (6) months of the current reporting period, by the deadline as established by subdivision (e) of this rule for both Cycle 1 and Cycle 2 Facilities.
  - (iv) A fee payment is considered late and subject to the late payment surcharge of paragraph (e)(10) if not received within sixty (60) days of the due date specified in this paragraph.

- (C) If the Executive Officer determines that the APEP emissions reported by a Facility Permit Holder are less than the amount calculated as specified in Rule 2004(b)(2) and (b)(4), the Facility Permit Holder shall pay RECLAIM Pollutant Emission Fees on the difference between the APEP total as determined by the Executive Officer and the reported APEP total as specified in subparagraph (I)(9)(A).
- (D) In the event that certified emissions determined pursuant to Rule 2004(b)(2) and (b)(4), for compliance year beginning January 1, 1995 and after, include emissions calculated using missing data procedures, and these procedures were triggered pursuant to Rule 2011(c)(3) or 2012(c)(3) solely by a failure to electronically report emissions for major sources due to a problem with transmitting the emission data to the District which was beyond the control of the Facility Permit holder, such portion of the emissions may be substituted by valid emission data monitored and recorded by a certified CEMS, for the purpose of RECLAIM pollutant emission fee determination only, provided that a petition is submitted to the Executive Officer with the appropriate processing fee by the Facility Permit holder. The petition must be made in writing and include all relevant data to clearly demonstrate that the valid emission data were recorded and monitored by a certified CEMS as required by Rules 2011 and 2012 and the only reason for missing data procedures being triggered was due to a problem with transmitting the emission data to the District which was beyond the control of the Facility Permit holder. In addition to the RECLAIM pollutant emission fee, the petitioner shall pay a minimum processing fee as shown in the following table in this subparagraph:

Facility Type	Non-Title V	Title V
FY 2019-20 and thereafter	\$750.75	\$940.78

and an additional fee assessed at the applicable hourly rate, for time spent on evaluation in excess of 3 hours, as shown in the table below in this subparagraph:

Facility Type (After 3 hours)	Non-Title V	Title V
FY 2019-20 and thereafter	\$192.55/hr	\$241.29/hr

## (10) Breakdown Emission Report Evaluation Fee

The Facility Permit Holder, submitting a Breakdown Emission Report to seek exclusion of excess emissions from the annual allocations pursuant to Rule 2004 - Requirements, shall pay fees for the evaluation of a Breakdown Emission Report. The Facility Permit Holder shall pay a filing fee of one (1) hour based on the fee rates shown in the table below in this paragraph, at the time of filing of a Breakdown Emission Report, and shall be assessed an evaluation fee at the hourly rate shown in the same table.

Facility Type (After 3 hours)	Non-Title V	Title V
FY 2019-20 and thereafter	\$192.55/hr	\$241.29/hr

## (11) Breakdown Emission Fee

At the end of the time period from July 1 through June 30, the Facility Permit holder shall pay a Breakdown Emission Fee for excess emissions determined pursuant to District Rule 2004 - Requirements. The Facility Permit Holder shall include excess emissions to the total certified RECLAIM emissions to determine the appropriate RECLAIM Pollutant Emission Fee.

## (12) Mitigation of Non-Tradeable Allocation Credits

Upon submitting a request to activate non-tradeable allocation credits pursuant to District Rule 2002(h), the RECLAIM Facility Permit Holder shall pay a mitigation fee per ton of credits requested as shown below:

Facility Type	Non-Title V	Title V
FY 2019-20 and thereafter	\$12,848.93/ton	\$16,100.92/ton

plus a non-refundable processing fee as shown below:

Facility Type	Non-Title V	Title V
FY 2019-20 and thereafter	\$128.07	\$160.50

- (13) Evaluation Fee to Increase an Annual Allocation to a Level Greater than a Facility's Starting Allocation Plus Non-Tradable Credits

The Facility Permit Holder submitting an application to increase an annual Allocation to a level greater than the facility's starting allocation plus non-tradable credits pursuant to Rule 2005 - New Source Review shall pay fees for the evaluation of the required demonstration specified in Rule 2005(c)(3). The Facility Permit Holder shall pay an evaluation fee at the applicable hourly rate as shown in the table below:

Facility Type (After 3 hours)	Non-Title V	Title V
FY 2019-20 and thereafter	\$192.55/hr	\$241.29/hr

- (14) Facility Permit Reissuance Fee for Facilities Exiting RECLAIM

A facility exiting the NO<sub>x</sub> RECLAIM program pursuant to Rule 2002(f)(8) shall be assessed a Facility Permit Reissuance Fee for the conversion of its RECLAIM Facility Permit to a Command-and-Control Facility Permit. The conversion consists of removal of non-applicable RECLAIM provisions and addition of requirements for applicable command-and-control rules. The Facility Permit Reissuance Fee includes an initial flat fee, plus an additional time and materials (T&M) charge where applicable. Both the initial flat fee and T&M charge are tiered based on the number of permitted RECLAIM NO<sub>x</sub> sources at the facility. Both the initial flat fee and T&M charge are also differentiated based on a facility's Title V status.



The initial flat fee to transition from NO<sub>x</sub> RECLAIM Facility Permit to Command-and-Control Facility Permit per Rule 2002(f)(8) shall be paid at the time of filing and assessed according to the following fee schedule.

Number of Permitted RECLAIM NO <sub>x</sub> Sources	Non-Title V	Title V
Less than 10	\$2,310.12	\$3,270.60
Greater than or equal to 10 and less than 20	\$4,813.78	\$6,541.20
20 or more	\$9,627.57	\$13,082.40

An additional T&M charge shall be assessed for time spent on the permit conversion in excess of the number of hours and at the hourly rate specified in the following fee schedule and billed following permit reissuance.

	Non-Title V		Title V	
Number of Permitted RECLAIM NO <sub>x</sub> Sources	Begin Charging Hourly Rate After (hrs)	T&M Rate (\$/hr)	Begin Charging Hourly Rate After (hrs)	T&M Rate (\$/hr)
Less than 10	12	\$192.55	15	\$218.04
Greater than or equal to 10 and less than 20	25	\$192.55	30	\$218.04
20 or more	50	\$192.55	60	\$218.04

(15) Optional Conversion of Transitioned RECLAIM Facility Permit

A Facility that has transitioned out of the RECLAIM program in accordance with paragraph (1)(14) and that elects to convert all permitted equipment

described on the RECLAIM Facility Permit to equipment/process based Permits to Operate (pursuant to Regulation II) shall pay a fee equal to the Change of Condition fee specified in Table FEE RATE-A, in accordance with the Schedule identified in Table IA or IB, for each equipment/process converted.

(m) Title V Facilities

(1) Applicability

The requirements of this subdivision apply only to facilities that are subject to the requirements of Regulation XXX - Title V Permits.

(2) Rule 301 Applicability

All Title V facilities shall be subject to all other provisions of Rule 301 - Permit Fees, except as provided for in this subdivision.

(3) Permit Processing Fees for Facilities Applying for an Initial Title V Facility Permit

(A) The applicant shall pay the following initial fee when the application is submitted:

Title V INITIAL Fee				
Number of Devices	1-20	21-75	76-250	251+
Applications submitted on or after July 1, 2019	\$2,413.08	\$7,722.64	\$17,376.67	\$29,444.17

To determine the initial fee when the number of devices is not available, the applicant may substitute the number of active equipment. This fee will be adjusted when the Title V permit is issued and the correct number of devices are known.

(B) The applicant shall, upon notification by the District of the amount due when the permit is issued, pay the following final fee based on the time spent on the application:

Title V FINAL Fee				
Number of Devices	1-20	21-75	76-250	251+
Time Spent in Excess of:	8 Hours	30 Hours	70 Hours	120 Hours
On or after July 1, 2019	\$241.29 per hour; up to a maximum total fee of \$29,456.54	\$241.29 per hour; up to a maximum total fee of \$58,913.05	\$241.29 per hour; up to a maximum total fee of \$150,807.20	\$241.29 per hour; up to a maximum total fee of \$220,923.95

For applicants that did not pay the correct initial fee based on the actual number of devices, the fee when the permit is issued shall be equal to the correct initial fee less the initial fee actually paid, plus the final fee.

Applications submitted on or prior to January 15, 1998 shall not be subject to the final fee.

- (C) If the facility requests revisions to the existing permit terms or conditions, including permit streamlining, an alternative operating scenario or a permit shield, the facility shall submit additional applications with the applicable fees in subdivisions (c) and (j) for each piece of equipment for which a revision is requested. Evaluation time spent on these additional applications shall be excluded from the time calculated for the billing for initial permit issuance in subparagraph (m)(3)(B).
- (D) If a new facility is required to obtain a Title V facility permit to construct, the facility shall submit initial Title V fees as specified in paragraph (m)(3). These fees are in addition to the sum of all the applicable fees in subdivisions (c) and (j) for all equipment at the facility.
- (E) If an existing facility is required to obtain a Title V facility permit because of a modification, the facility shall submit initial Title V fees as specified in paragraph (m)(3). These fees are in addition to

the sum of all the applicable fees in subdivisions (c) and (j) for all new and modified equipment at the facility.

**(4) Permit Revision Fee**

The permit processing fees for a Facility Permit Amendment or Revision shall be based on the Facility Permit type as specified in Table VII. Facility Permit Amendment or Revision includes any administrative permit revision or amendment, minor permit revision or amendment, de minimis significant permit revision or amendment, and any significant permit revision or amendment.

**(5) Renewal Fees**

The fees for renewal of a Title V Facility Permit, at the end of the term specified on the permit, are specified in Table VII. Renewal fees include both an initial processing fee that is due when the application is submitted, and a final fee assessed after SCAQMD evaluation is complete and the permit is issued, and is due upon notification by the SCAQMD of the amount due.

**(6) Public Notice Fees**

The holder of, or applicant for, a Title V permit shall either:

- (A) pay the actual cost as invoiced for publication of the notice by prominent advertisement in the newspaper of general circulation in the area affected where the facility is located and for the mailing of the notice to persons identified in Rule 212(g), or
- (B) arrange publication of the above notice independent of the District option. This notice must be by prominent advertisement in the newspaper of general circulation in the area affected where the facility is located.

Where publication is performed by the owner/operator or an independent consultant, the owner/operator of the source shall provide to the Executive Officer a copy of the proof of publication.

**(7) Public Hearing Fees**

The holder of, or applicant for, a Title V permit shall, upon notification by the District of the amount due, pay fees of \$4,829.98 for FY 2019-20 and thereafter plus \$1,501.71 for FY 2019-20 and thereafter per hour for a public hearing held on a permit action.

**(8) Application Cancellation**

If a Title V permit application is canceled, the applicant shall pay, upon notification of the amount due, a final fee in accordance with this

subdivision. The District shall refund the initial fee only if evaluation of the application has not been initiated.

(9) Notice of Amount Due and Effect of Nonpayment

For fees due upon notification, such notice may be given by personal service or sent by mail, electronic mail, or other electronic means, and shall be due thirty (30) days from the date of personal service, mailing, or electronic transmission. For the purpose of this paragraph, the fee payment will be considered to be received by the District if it is delivered, postmarked, or electronically paid on or before the expiration date stated on the billing notice. If the expiration date falls on a Saturday, Sunday, or a state holiday, the fee payment may be delivered, postmarked, or electronically paid on the next business day following the Saturday, Sunday, or the state holiday with the same effect as if it had been delivered, postmarked, or electronically paid on the expiration date. Nonpayment of the fee within this period of time will result in permit expiration or revocation of the subject permit(s) in accordance with subdivision (f) of Rule 3002. No further applications will be accepted from the applicant until such time as overdue permit processing fees have been fully paid.

(10) Exclusion Requests

The fees for requesting exclusion or exemption from the Title V program shall be calculated in accordance with Rule 306 – Plan Fees.

(n) All Facility Permit Holders

(1) Applicability

The requirements of this subdivision apply to all non-RECLAIM holders of a Facility Permit.

(2) Rule 301 Applicability

All non-RECLAIM Facility Permit holders or applicants shall be subject to all other provisions of Rule 301 - Permit Fees, except as provided for in this subdivision.

(3) Facility Permit Revision

Except as provided in paragraphs (m)(4) and (m)(5), the permit processing fee for an addition, alteration or revision to a Facility Permit that requires engineering evaluation or causes a change in emissions shall be the sum of applicable fees assessed for each affected equipment as specified in subdivisions (c) and (j). For a non-Title V facility, the facility permit revision fee shall be the applicable facility permit fee in Table VII.

(4) Change of Operating Condition

The permit processing fee for a Change of Operating Condition that requires engineering evaluation or causes a change in emissions shall be the sum of fees assessed for each equipment or process subject to the change of condition as specified in subdivisions (c) and (j).

(5) Fee for Change of Owner/Operator

The Permit Processing Fee for a Change of Owner/Operator of a facility permit shall be determined from Table FEE RATE-C. In addition, an administrative permit revision fee, as specified in Table VII, shall be assessed. All fees billed within the past 3 years from the date of application submittal that are associated with the facility for equipment for which a Change of Owner/Operator or Additional Operator application is filed, and all facility specific fees (such as “Hot Spots” fees), must be paid before the Change of Owner/Operator or Additional Operator application is accepted. If after an application is received, the SCAQMD determines that additional fees are due, the new owner/operator shall pay such fees within 30 days of notification. If the fees are paid timely, the new owner/operator will not be billed for any additional fees billed to the previous owner/operator.

(6) Annual Operating Permit Renewal Fee

(A) Unless otherwise stated within this subdivision, the Facility Permit holder shall be subject to all terms and conditions pursuant to subdivision (d).

(B) An Annual Operating Permit Renewal Fee shall be submitted by the end of the compliance year. Such fee shall be equal to the sum of applicable annual operating permit renewal fees specified in paragraph (d)(2).

(C) At least thirty (30) days before the annual renewal date, the owner/operator of equipment under permit will be notified by mail, electronic mail, or other electronic means, of the amount to be paid and the due date. If such notice is not received at least thirty (30) days before the annual renewal date, the owner/operator of equipment under permit shall notify the District on or before the permit renewal date that said notice was not received. If the Annual Operating Permit Renewal Fee is not paid within thirty (30) days after the due date, the permit will expire and no longer be valid. In such a case, the owner/operator will be notified by mail, electronic mail, or other electronic means of the expiration and the

consequences of operating equipment without a valid permit as required by District Rule 203 (Permit to Operate). For the purpose of this subparagraph, the fee payment will be considered to be received by the District if it is delivered, postmarked, or electronically paid on or before the expiration date stated on the billing notice. If the expiration date falls on a Saturday, Sunday, or a state holiday, the fee payment may be delivered, postmarked, or electronically paid on the next business day following the Saturday, Sunday, or state holiday as if it had been delivered, postmarked, or electronically paid on the expiration date.

(o) **Asbestos Fees**

Any person who is required by District Rule 1403 - Asbestos Emissions from Demolition/Renovation Activities to submit a written notice of intention to demolish or renovate shall pay at the time of delivery of notification, the Asbestos and Lead Fees specified in Table VI of this rule. Fees are per notification and multiple fees may apply. No notification shall be considered received pursuant to Rule 1403, unless it is accompanied by the required payment. Each revision of a notification shall require a payment of the Revision to Notification fee in Table VI. When a revision involves a change in project size, the person shall pay, in addition to the revision fee, the difference between the fee for the original project size and the revised project size according to Table VI. If the project size does not change for the revision, no additional fees based on project size shall be required. Revisions are not accepted for expired notifications.

For all requests of pre-approved Procedure 5 plans submitted in accordance with Rule 1403(d)(1)(D)(i)(V)(2), the person shall pay the full fee for the first evaluation and shall pay fifty percent (50%) of the applicable fee for each subsequent pre-approved Procedure 5 plan evaluation.

(p) **Lead Abatement Notification Fees**

A person who is required by a federal or District rule to submit written notice of intent to abate lead shall, at the time of delivery of notification, pay the appropriate renovation and abatement fee specified in Table VI of this rule. Fees are per notification and multiple fees may apply. No notification shall be considered received unless it is accompanied by the required payment. Each revision of a notification shall require a payment of the Revision to Notification fee in Table VI. When a revision involves a change in project size, the person shall pay, in addition

to the revision fee, the difference between the fee for the original project size and the revised project size according to Table VI. If the project size does not change for the revision, no additional fees based on project size shall be required. Revisions are not accepted for expired notifications.

**(q) NESHAP Evaluation Fee**

- (1) At the time of filing an application for a Change of Operating Conditions submitted solely to comply with the requirements of a NESHAP, a NESHAP Evaluation Fee shall be paid. The fee shall be \$360.19. Additional fees shall be assessed at a rate of \$178.03 per hour for time spent in the evaluation in excess of two (2) hours, to a maximum total fee not to exceed the applicable Change of Conditions Fees listed for each affected piece of equipment as specified in Table FEE RATE-A.
- (2) Payment of all applicable fees shall be due in thirty (30) days from the date of personal service, mailing, or electronic transmission of the notification of the amount due. Non-payment of the fees within this time period will result in expiration of the permit. For the purpose of this paragraph, the fee payment will be considered to be received by the District if it is delivered, postmarked, or electronically paid on or before the expiration date stated on the billing notice. If the expiration date falls on a Saturday, Sunday, or a state holiday, the fee payment may be delivered, postmarked, or electronically paid on the business day following the Saturday, Sunday, or the state holiday, with the same effect as if it had been delivered, postmarked, or electronically paid on the expiration date. No further applications will be accepted until such time as all overdue fees have been fully paid.

**(r) Fees for Certification of Clean Air Solvents**

At the time of filing for a Clean Air Solvent certificate, the applicant shall submit a fee of \$1,556.40 for each product to be tested. Additional fees will be assessed at the rate of \$145.43 per hour for time spent on the analysis/certification process in excess of 12 hours. Adjustments, including refunds or additional billings, shall be made to the submitted fee as necessary. A Clean Air Solvent Certificate shall be valid for five (5) years from the date of issuance and shall be renewed upon the determination of the Executive Officer that the product(s) containing a Clean Air Solvent continue(s) to meet Clean Air Solvent criteria, and has not been reformulated. The renewal fee shall be \$145.43 per certificate.



(s) Fees for Certification of Consumer Cleaning Products Used at Institutional and Commercial Facilities

At the time of filing for certification of any Consumer Cleaning Products Used at Institutional and Commercial Facilities, the applicant shall submit a fee of \$1,556.40 for each product to be tested, plus an additional fee of \$310.50 for quantification of total nitrogen, total phosphorous, and trace metals by a contracting laboratory. Additional fees will be assessed at the rate of \$145.43 per hour for time spent on the analysis/certification process in excess of 12 hours. Adjustments, including refunds or additional billings, shall be made to the submitted fee as necessary. A Consumer Cleaning Products Used at Institutional and Commercial Facilities Certificate shall be valid for three (3) years from the date of issuance and shall be renewed upon the determination of the Executive Officer that the product(s) certified as a Consumer Cleaning Products Used at Institutional and Commercial Facilities continue(s) to meet Consumer Cleaning Products Used at Institutional and Commercial Facilities criteria, and has not been reformulated. The renewal fee shall be \$145.43 per certificate.

(t) All Facility Registration Holders

(1) Applicability

The requirements of this subdivision apply to all holders of a Facility Registration.

(2) Rule 301 Applicability

Unless specifically stated otherwise, all Facility Registration holders shall be subject to all other provisions of Rule 301 - Permit Fees.

(3) Fee Applicability to Existing Facilities

Existing facilities entering the Facility Registration Program shall pay no fee if no changes are initiated by actions of the permittee to the existing permit terms or conditions or to the draft Facility Registration prepared by the District.

(4) Duplicate of Facility Registrations

A request for a duplicate of a Facility Registration shall be made in writing by the permittee. The permittee shall, at the time a written request is submitted, pay \$28.89 for the first page and \$2.03 for each additional page in the Facility Registration.

(5) Reissued Facility Registrations

A request for a reissued Facility Registration shall be made in writing by the permittee where there is a name or address change without a change of

owner/operator or location, or for an administrative change in permit description or a change in permit conditions to reflect actual operating conditions, which do not require any engineering evaluation, and do not cause a change in emissions. The permittee shall, at the time a written request is submitted, pay \$223.70 for the first equipment listed in the Facility Registration plus \$2.03 for each additional equipment listed in the Facility Registration.

(u) Fees for Non-permitted Emission Sources Subject to Rule 222

(1) Initial Filing Fee

Prior to the operation of the equipment, the owner/operator of an emission source subject to Rule 222 shall pay to the District an initial non-refundable non-transferable filing and processing fee of \$217.32 for each emission source.

(2) Change of Owner/Operator or Location

If the owner/operator or the location of an emission source subject to Rule 222 changes, the current owner/operator must file a new application for Rule 222 and pay to the District an initial non-refundable non-transferable filing and processing fee of \$217.32 for each emission source.

(3) Annual Renewal Fee

On an annual re-filing date set by the Executive Officer the owner/operator of a source subject to Rule 222 shall pay a renewal fee of \$217.32 (except for non-retrofitted boilers). At least thirty (30) days before such annual re-filing date, all owners/operators of emission sources subject to Rule 222 will be notified by mail, electronic mail, or other electronic means, of the amount to be paid and the due date for the annual re-filing fee.

(4) Notification of Expiration

If the annual re-filing fee is not paid within thirty (30) days after the due date, the filing will expire and no longer be valid. In such case, the owner/operator will be notified by mail, electronic mail, or other electronic means, of the expiration and the consequences of operating equipment without a valid Rule 222 filing.

(5) Reinstating Expired Filings

To re-establish expired filings, the owner/operator of a source subject to Rule 222 shall pay a reinstatement fee of fifty percent (50%) of the amount of fees due per emission source. Payment of all overdue fees shall be made in addition to the reinstatement surcharge. Payment of such fees shall be

made within one year of the date of expiration. If the period of expiration has exceeded one year or the affected equipment has been altered, the owner/operator of an emission source subject to Rule 222 shall file a new application and pay all overdue fees.

(v) **Fees for Expedited Processing Requests**

An applicant has the option to request expedited processing for an application for a permit, CEQA work, an application for an ERC/STC, Air Dispersion Modeling, HRA, Source Test Protocols and Report Fees and Asbestos Procedure 4 & 5 notifications. A request for expedited processing pursuant to this section shall be made upon initial application submittal. Expedited processing is intended to be performed by District Staff strictly during overtime work. Approval of such a request is contingent upon the District having necessary procedures in place to implement an expedited processing program and having available qualified staff for overtime work to perform the processing requested. The applicant shall be notified whether or not the request for expedited processing has been accepted within 30 days of submittal of the request. If the request for expedited processing is not accepted by the District, the additional fee paid for expedited processing will be refunded to the applicant.

(1) **Permit Processing Fee**

Fees for requested expedited processing of permit applications will be an additional fee of fifty percent (50%) of the applicable base permit processing fee (after taking any discounts for identical equipment but not the higher fee for operating without a permit) by equipment schedule. For schedule F and higher as shown in the table below in this paragraph, expedited processing fees will include an additional hourly fee, as set forth in the applicable “Non-Title V Added Base Hourly Fee” or “Title V Added Base Hourly Fee” columns, when the processing time exceeds times as indicated in the “Processing Time Exceeding” column; but not to exceed the total amounts in the applicable “Non-Title V Maximum Added Base Cap Fee” or “Title V Maximum Added Base Cap Fee” columns.

Processing Time Exceeding	Schedule	Non-Title V Added Base Hourly Fee	Non-Title V Maximum Added Base Cap Fee	Title V Added Base Hourly Fee	Title V Maximum Added Base Cap Fee
99 hours	F	\$288.84	\$54,290.30	\$361.95	\$68,030.87
117 hours	G	\$288.84	\$93,012.04	\$361.95	\$116,552.87
182 hours	H	\$288.84	\$118,264.58	\$361.95	\$148,196.70

## (2) CEQA Fee

Fees for requested expedited CEQA work will be an additional fee based upon actual review and work time billed at a rate for staff overtime which is equal to the staff's hourly rate of \$178.03 plus \$92.33 per hour (one half of hourly plus mileage). The established CEQA fees found in the provisions of Rule 301(j) shall be paid at the time of filing with the additional overtime costs billed following permit issuance. Notwithstanding other provisions of this section, fees are due at the time specified in the bill which will allow a reasonable time for payment. This proposal is contingent upon the ability of the District to implement the necessary policies and procedures and the availability of qualified staff for overtime work.

## (3) CEMS, FSMS, and ACEMS Fee

Fees for requested expedited processing of CEMS, FSMS, and ACEMS applications will be an additional fee based upon actual review and work time billed at a rate for staff overtime which is equal to the staff's hourly rate of \$178.03 plus \$92.33 per hour (one half of hourly plus mileage). The established "Basic Fee" schedule found in the CEMS, FSMS, and ACEMS Fee Schedule in TABLE IIB shall be paid at the time of filing with the additional overtime costs billed following project completion. Notwithstanding other provisions of this section, fees are due at the time specified in the bill which will allow a reasonable time for payment. A request for expedited CEMS, FSMS, and ACEMS application work can only be made upon initial work submittal, and approval of such a request is contingent upon the ability of the District to implement the necessary

policies and procedures and the availability of qualified staff for overtime work.

**(4) Air Dispersion Modeling and HRA Fees**

Fees for requested expedited review and evaluation of air dispersion modeling and health risk assessments will be an additional fee based upon actual review and work time billed at a rate for staff overtime which is equal to the staff's hourly rate of \$149.09 plus \$77.33 per hour (one half of hourly plus mileage).

**(5) ERC/STC Application Fees**

Fees for requested expedited review and evaluation of ERC/STC application fees will be an additional fee based upon actual review and work time billed at a rate for staff overtime which is equal to the staff's hourly rate of \$178.03 plus \$92.33 per hour (one half of hourly plus mileage).

**(6) Procedure 4 & 5 Evaluation**

Fees for requested expedited reviews and evaluation of Procedure 4 or 5 plans per Rule 301(o) Asbestos Fees will be an additional fee of fifty percent (50%) of the Procedure 4 & 5 plan evaluation fee.

**(w) Enforcement Inspection Fees for Statewide Portable Equipment Registration Program (PERP)**

**(1) Registered Portable Equipment Unit Inspection Fee**

Registered portable equipment units are those which emit PM10 in excess of that emitted by an associated engine alone. An hourly fee of \$115.00 shall be assessed for a triennial portable equipment unit inspection, including the subsequent investigation and resolution of violations, if any, of applicable state and federal requirements, not to exceed \$590.00 per unit.

**(2) Registered Tactical Support Equipment (TSE) Inspection Fee**

Registered TSE includes registered equipment using a portable engine, including turbines, that meet military specifications, owned by the U.S. Department of Defense, the U.S. military services, or its allies, and used in combat, combat support, combat service support, tactical or relief operations, or training for such operations.

**(A)** To determine compliance with all applicable state and federal requirements, each registered TSE unit will be inspected once per calendar year.

- (i) For registered TSE units determined to be in compliance with all applicable state and federal requirements during the annual inspection:
    - (a) A fee for the annual inspection of a single registered TSE unit shall be assessed at a unit cost of \$90.00.
    - (b) A fee for annual inspection of two or more registered TSE units at a single location shall be assessed at the lesser of the following costs:
      - (1) The actual time to conduct the inspection at the rate of \$115.00 per hour; or
      - (2) A unit cost of \$90.00 per registered TSE unit inspected.
  - (ii) For registered TSE units determined to be out of compliance with one or more applicable state or federal requirements during the annual inspection, fees for the annual inspection (including the subsequent investigation and resolution of the violation) shall be assessed at the lesser of the following costs:
    - (1) The actual time to conduct the inspection at the rate of \$115.00 per hour; or
    - (2) A unit cost of \$90.00 per registered TSE unit inspected.
- (3) **Off-hour Inspection Fee**

In addition to the inspection fees stated above, any arranged inspections requested by the holder of the registration that are scheduled outside of District normal business hours may be assessed an additional off-hour inspection fee of \$60.00 per hour for the time necessary to complete the inspection.
- (4) **Notice to Pay and Late Payment Surcharge**

A notice to pay the inspection fees will be sent by mail, electronic mail, or other electronic means, to the registration holder. Fees are due and payable immediately upon receipt of the notice to pay. Failure to pay the inspection fees within 120 days of the date of the initial notice to pay may result in the suspension or revocation of the registration by CARB. Once a registration has been suspended, CARB will not consider reinstatement until all fees due have been paid in full.

- (x) Notification Fees for Rules 1118.1, 1149, 1166, and 1466
  - (1) Any person who is required by the District to submit a written notice pursuant to Rules 1118.1, 1149, 1166, 1466, or for soil vapor extraction projects shall pay a notification fee of \$65.12 per notification.
  - (2) Notifications pursuant to Rule 1466 paragraph (f)(2) shall be exempt from this subdivision.
- (y) Fees for the Certification of Equipment Subject to the Provisions of Rules 1111, 1121 and 1146.2
  - (1) Initial Certification Fee

Any person requesting certification pursuant to Rules 1111, 1121 or 1146.2 shall pay a fee of \$600.26 per certification letter for each family of model series certified. This fee shall be paid in addition to the fees paid to review any associated source test report(s).
  - (2) Additional Fees for Modification or Extension of Families to Include a New Model(s)

Any person requesting a modification or extension of a certification already issued to include a new model(s) shall pay an additional fee of \$300.15 for certification of new models added by extension to the previously certified model series per request.
  - (3) Failure to pay all certification fees shall result in the revocation of each certified piece of equipment that was evaluated for which fee payment has not been received within 30 days after the due date.
- (z) “No Show” Fee for Rule 461 – Gasoline Dispensing Equipment Scheduled Testing
  - (1) Reverification, and Performance Testing

If a testing company and/or tester does not show for a Reverification test, or Performance test within one hour of its original scheduled time, and an SCAQMD inspector arrives for the inspection, a “No Show” fee of \$441.37 shall be charged to the testing company and/or tester. The fee shall be paid within 60 days of the date of the invoice. If the fee is not paid, the account will become delinquent 30 days after the due date. Any delinquent account holder will not be allowed to schedule any future tests within SCAQMD jurisdiction until all overdue fees are paid in full.
  - (2) Pre-Backfill Inspection

If a contracting company is not ready for a Pre-Backfill inspection of its equipment at the original scheduled time, and/or did not notify the

SCAQMD inspector of postponement/cancellation at least three hours prior to the scheduled time, a “No Show” fee of \$441.37 shall be charged to the contracting company. The fee shall be paid within 60 days of the date of the invoice. If the fee is not paid, the account will become delinquent 30 days after the due date. Any delinquent account holder will not be allowed to schedule any future pre-backfill inspections within SCAQMD jurisdiction until all overdue fees are paid in full.

(aa) Refinery Related Community Air Monitoring System Annual Operating and Maintenance Fees

- (1) The owner or operator of a petroleum refinery subject to Rule 1180 shall pay an annual operating and maintenance fee for a refinery-related community air monitoring system designed, developed, installed, operated, and maintained by SCAQMD in accordance with California Health and Safety Code Section 42705.6.
- (2) The annual operating and maintenance fee per facility required by paragraph (aa)(1) shall be as follows:

Facility Name* and Location	Annual Operating and Maintenance Fee
Andeavor Corporation (Carson)	\$901,574.01
Andeavor Corporation (Wilmington)	\$450,787.00
Chevron U.S.A, Inc. (El Segundo)	\$901,574.01
Phillips 66 Company (Carson)	\$450,787.00
Phillips 66 Company (Wilmington)	\$450,787.00
PBF Energy, Torrance Refining Company (Torrance)	\$901,574.01
Valero Energy (Wilmington)	\$450,787.00

\*Based on the current facility names. Any subsequent owner(s) or operator(s) of the above listed facilities shall be subject to this rule.

- (3) The annual operating and maintenance fee required by this subdivision shall be billed with the annual operating permit renewal fee required by subdivision (d) beginning in calendar year 2020. If the annual operating and maintenance fee required by this subdivision is not paid in full within



sixty (60) calendar days of its due date, a ten-percent (10%) penalty shall be imposed every sixty (60) calendar days from the due date.

- (4) No later than January 1, 2022 and every three years thereafter, the Executive Officer shall reassess the annual operating and maintenance fee required by this subdivision to ensure that the fee is consistent with the requirements of the California Health and Safety Code Section 42705.6 (f)(1) and (f)(2).

(ab) Defense of Permit

Within 10 days of receiving a complaint or other legal process initiating a challenge to the SCAQMD's issuance of a permit, the SCAQMD shall notify the applicant or permit holder in writing. The applicant or permit holder may, within 30 days of posting of the notice, request revocation of the permit or cancellation of the application. An applicant or permit holder not requesting revocation or cancellation within 30 days of receipt of notice from the District shall be responsible for reimbursement to the District for all reasonable and necessary costs to defend the issuance of a permit or permit provisions against a legal challenge, including attorney's fees and legal costs. The Executive Officer will invoice the applicant or permit holder for fees and legal costs at the conclusion of the legal challenge. The SCAQMD and the applicant or permit holder will negotiate an indemnity agreement within 30 days of the notice by SCAQMD to the applicant or permit holder. The agreement will include, among other things, attorneys' fees and legal costs. The Executive Officer or designee may execute an indemnity agreement only after receiving authorization from the Administrative Committee. The Executive Officer may in his discretion, waive all or any part of such costs upon a determination that payment for such costs would impose an unreasonable hardship upon the applicant or permit holder.

(ac) Severability

If any provision of this rule is held by judicial order to be invalid, or invalid or inapplicable to any person or circumstance, such order shall not affect the validity of the remainder of this rule, or the validity or applicability of such provision to other persons or circumstances. In the event any of the exceptions to this rule are held by judicial order to be invalid, the persons or circumstances covered by the exception shall instead be required to comply with the remainder of this rule.

**TABLE FEE RATE-A. FY 2019-20 and thereafter  
SUMMARY PERMIT FEE RATES - PERMIT PROCESSING, CHANGE OF  
CONDITIONS, ALTERATION/MODIFICATION**

Schedule	Non-Title V			Title V		
	Permit Processing	Change of Condition	Alteration/Modification	Permit Processing	Change of Condition	Alteration/Modification
A	\$1,848.29	\$962.75	\$1,848.29	\$2,316.08	\$1,206.41	\$2,316.08
A1	\$1,848.29	\$962.75	\$1,848.29	\$2,316.08	\$1,206.41	\$2,316.08
B	\$2,945.75	\$1,459.29	\$2,945.75	\$3,691.30	\$1,828.64	\$3,691.30
B1	\$4,659.33	\$2,525.57	\$4,659.33	\$5,838.57	\$3,164.78	\$5,838.57
C	\$4,659.33	\$2,525.57	\$4,659.33	\$5,838.57	\$3,164.78	\$5,838.57
D	\$6,430.65	\$4,319.40	\$6,430.65	\$8,058.23	\$5,412.63	\$8,058.23
E	\$7,393.31	\$6,341.94	\$7,393.31	\$9,264.51	\$7,947.06	\$9,264.51
F	\$18,579.81+ T&M	\$9,258.82+ T&M	\$14,728.82+ T&M	\$23,282.26+ T&M	\$11,602.17+ T&M	\$18,456.61+ T&M
G	\$21,929.96+ T&M	\$15,711.61+ T&M	\$18,078.93+ T&M	\$27,480.30+ T&M	\$19,688.13+ T&M	\$22,654.60+ T&M
H	\$33,982.53+ T&M	\$19,921.02+ T&M	\$30,131.52+ T&M	\$42,583.31+ T&M	\$24,965.12+ T&M	\$37,757.63+ T&M

Schedule	Begin Charging Hourly Rate After (hrs)	Non-Title V T& M Rate (\$/hr)	Non-Title V Not to Exceed (\$)	Title V T& M Rate (\$/hr)	Title V Not to Exceed (\$)
F	99	\$192.55	\$36,193.54	\$241.29	\$45,353.93
G	117	\$192.55	\$62,007.99	\$241.29	\$77,701.88
H	182	\$192.55	\$78,843.05	\$241.29	\$98,797.77

TABLE FEE RATE-B. SUMMARY OF ERC PROCESSING RATES, BANKING, CHANGE OF TITLE, ALTERATION/MODIFICATION, CONVERSION TO SHORT TERM CREDITS, RE-ISSUANCE OF SHORT TERM CREDITS, RETIREMENT OF SHORT TERM CREDITS FOR TRANSFER INTO RULE 2202, and TRANSFER OF ERCs OUT OF RULE 2202

Schedule I	Non-Title V	Title V
		FY 2019-20 and thereafter
Banking Application	\$4,769.34	\$5,976.43
Change of Title	\$842.49	\$1,055.71
Alteration/Modification	\$842.49	\$1,055.71
Conversion to Short Term Credits	\$842.49	\$1,055.71
Re-Issuance of Short Term Credits	\$842.49	\$1,055.71
Retirement of Short Term Emission Credits for Transfer into Rule 2202 and Transfer of ERCs Out of Rule 2202	\$283.34	\$355.06

TABLE FEE RATE-C. SUMMARY OF PERMIT FEE RATES  
CHANGE OF OWNER/OPERATOR<sup>a</sup>

Facility Type	Non-Title V	Title V
Small Business	\$256.71	\$321.66 for FY 2019-20 and thereafter
Non-Small Business	\$704.98	\$883.40 for FY 2019-20 and thereafter

<sup>a</sup> Fees are for each permit unit application and apply to all facilities, including RECLAIM facilities. The change of owner/operator fee for Non-RECLAIM Title V facilities shall not exceed \$10,987.41 for FY 2019-20 and thereafter per facility and for all other Non-RECLAIM facilities shall not exceed \$17,536.45 per facility. The change of owner/operator fee for RECLAIM facilities shall not exceed \$50,000.00.

**TABLE IA - PERMIT FEE RATE SCHEDULES FOR CONTROL EQUIPMENT**

Equipment/Process	Schedule
Abatement System/HEPA, Asbestos, Lead	B
Activated Carbon Adsorber, Venting Single Source (s.s.=single source)	B
Activated Carbon Adsorber, Venting Multiple Source (m.s.=multiple sources)	C
Activated Carbon Adsorber, Other	D
Activated Carbon Adsorber, Drum Venting Toxic Source (t.s. = toxic source)	C
Activated Carbon Adsorber, with regeneration	E
Afterburner (<= 1 MMBTU/hr, venting s.s.)	B
Afterburner (<= 1 MMBTU/hr, venting m.s.)	C
Afterburner, Catalytic for Bakery Oven	C
Afterburner, Direct Flame	D
Afterburner/Oxidizer: Regenerative Ceramic/Hot Rock Bed Type, Recuperative Thermal	D
Afterburner/Oxidizer, Catalytic	D
Air Filter, Custom	C
Amine (or DEA) Regeneration Unit <sup>1</sup>	D
Amine Treating Unit <sup>1</sup>	D
Baghouse, Ambient (<= 100 FT <sup>2</sup> )	A
Baghouse, Ambient (> 100 - 500 FT <sup>2</sup> )	B
Baghouse, Ambient (> 500 FT <sup>2</sup> )	C
Baghouse, Hot (> 350 F)	D
Biofilter (<= 100 cfm)	B
Biofilter (> 100 cfm)	C
Boiler as Afterburner	D
CO Boiler	F
Condenser	C
Control Systems, two in series	C
Control Systems, three in series	D
Control Systems, four or more in series	E
Control Systems, Venting Plasma Arc Cutters	B1
Cyclone	B
Dry Filter (<= 100 FT <sup>2</sup> )	A
Dry Filter (> 100 - 500 FT <sup>2</sup> )	B

Equipment/Process	Schedule
Dry Filter (> 500 FT <sup>2</sup> )	C
Dust Collector/HEPA, other Rule 1401 toxics	C
Electrostatic Precipitator, Restaurant	B
Electrostatic Precipitator, Asphalt Batch Equipment	C
Electrostatic Precipitator, Extruder	B
Electrostatic Precipitator, < 3000 CFM	B
Electrostatic Precipitator, => 3000 CFM	D
Electrostatic Precipitator for Fluid Catalytic Cracking Unit (FCCU)	H
Ethylene Oxide Sterilization, Control, Hospital	B
Flare, Landfill/Digester Gas, Enclosed	E
Flare, Landfill/Digester Gas, Open	C
Flare, Portable	B
Flare System, Refinery <sup>2</sup>	F
Flare Other	C
Flue Gas Desulfurization <sup>1</sup>	D
Gas Absorption Unit <sup>3</sup>	D
Gas Scrubbing System <sup>1</sup>	F
Incinerator, Afterburner	D
Mesh pads, for toxics gas stream	C
Mesh pads, for other acid mists	B
Mist Control	B
Mist Eliminator with HEPA	C
Negative Air Machine/HEPA, Asbestos, Lead	A
Non-Selective Catalytic Reduction	B
Odor Control Unit	D
Relief and Blowdown System <sup>4</sup>	D
Scrubber, Biofiltration	C
Scrubber Controlling NO <sub>x</sub> venting	D
Scrubber Controlling SO <sub>x</sub> venting	D
Scrubber Controlling HCL or NH <sub>3</sub> venting s.s.	B
Scrubber Controlling HCL or NH <sub>3</sub> venting m.s.	C
Scrubber, NO <sub>x</sub> , multistage	D
Scrubber, NO <sub>x</sub> , single stage	C
Scrubber, Odor, < 5000 cfm	C

**TABLE IA - PERMIT FEE RATE SCHEDULES FOR CONTROL EQUIPMENT**

Equipment/Process	Schedule
Scrubber, Other venting s.s.	B
Scrubber, Other venting m.s.	C
Scrubber, Other Chemical venting s.s.	B
Scrubber, Other Chemical venting m.s.	D
Scrubber, Particulates venting s.s.	B
Scrubber, Particulates venting m.s.	C
Scrubber, Particulates venting t.s.	D
Scrubber, Restaurant	B
Scrubber, Toxics venting	D
Scrubber, Venturi venting s.s.	B
Scrubber, Venturi venting m.s.	C
Scrubber, Venturi venting t.s.	C
Scrubber, Water (no packing)	B
Selective Catalytic Reduction (SCR)	C
Settling Chamber	B
Ship Hold Hatch Cover	A
Slop Oil Recovery System	D
Sour Water Oxidizer Unit <sup>5</sup>	D
Sour Water Stripper <sup>6</sup>	D
Sparger	B
Spent Acid Storage & Treating Facility <sup>7</sup>	E
Spent Carbon Regeneration System	D
Spent Caustic Separation System <sup>8</sup>	D
Spray Booth/Enclosure, Other	B
Spray Booth/Enclosure, Powder Coating System with single or multiple APC for particulates	B

Equipment/Process	Schedule
Spray Booth, Metallizing	C
Spray Booth with Carbon Adsorber (non-regenerative)	C
Spray Booths (multiple) with Carbon Adsorber (non-regenerative)	D
Spray Booth(s) with Carbon Adsorber (regenerative)	E
Spray Booth(s) (1 to 5) with Afterburner/Oxidizer (Regenerative/Recuperative)	D
Spray Booths (>5) with Afterburner/Oxidizer (Regenerative/Recuperative)	E
Spray Booth, Automotive, with Multiple VOC Control Equipment	C
Spray Booth with Multiple VOC Control	D
Spray Booths (multiple) with Multiple VOC Control Equipment	E
Storm Water Handling & Treating System <sup>9</sup>	E
Sulfur Recovery Equipment <sup>7</sup>	H
Tail Gas Incineration	D
Tail Gas Unit <sup>10</sup>	H
Storage Tank, Degassing Unit	D
Ultraviolet Oxidation	D
Vapor Balance System <sup>11</sup>	B
Vapor Recovery, Serving Crude Oil Production <sup>11</sup>	D
Vapor Recovery, Serving Refinery Unit <sup>11</sup>	E
Waste Gas Incineration Unit	E

<sup>1</sup> Including, but not limited to, all or part of the following: Accumulators, Columns, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels

<sup>2</sup> Including, but not limited to, all or part of the following: Flare, Compressors, Drums, Knock Out Pots, Pots, Vessels

<sup>3</sup> Including, but not limited to, all or part of the following: Accumulators, Columns, Condensers, Drums, Heat Exchangers, Knock

Out Pots, Pots, Pumps, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels

<sup>4</sup> Including, but not limited to, all or part of the following: Compressors, Drums, Knock Out Pots, Pots

<sup>5</sup> Including, but not limited to, all or part of the following: Accumulators, Columns, Drums, Knock Out Pots, Tanks, Vessels

<sup>6</sup> Including, but not limited to, all or part of the following: Condensers, Coolers, Drums, Sumps, Vessels

<sup>7</sup> Including, but not limited to, all or part of the following: Accumulators, Clarifier, Columns,

**TABLE IA - PERMIT FEE RATE SCHEDULES FOR CONTROL EQUIPMENT**

<hr/> Compressors, Condensers, Drums, Filters, Filter Presses, Heat Exchangers, Knock Out Pots, Pits, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, towers, Vessels	Units, Filter Presses, Clarifiers, Settling Tanks, Waste Water Separators, Tanks
<sup>8</sup> Including, but not limited to, all or part of the following: Process Tanks, Separators, Tanks	<sup>10</sup> Including, but not limited to, all or part of the following: Absorbers, Condensers, Coolers, Drums, Heat Exchangers, Knock Out Pots, Reactors, Tanks, Vessels
<sup>9</sup> Including, but not limited to, all or part of the following: Air Floatation Units, Floatation	<sup>11</sup> Including, but not limited to, all or part of the following: Absorbers, Compressors, Condensers, Knock Out Pots, Pumps, Saturators

**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule	Equipment/Process	Schedule
Abatement System, Asbestos, Lead	B	Aggregate Production/Crushing (< 5000 tpd) Including, but not limited to, all or part of the following: Bins, Bucket Elevators, Conveyors, Feeders, Hoppers, Crushers, Cyclones, Log Washers, Mixers, Screens, Vibrating Grizzlies, Weigh Stations	C
Abrasive Blasting (Cabinet, Mach., Room)	B	Aggregate Production/Crushing (>= 5000 tpd) Including, but not limited to, all or part of the following: Bins, Bucket Elevators, Conveyors, Feeders, Hoppers, Crushers, Cyclones, Log Washers, Mixers, Screens, Vibrating Grizzlies, Weigh Stations	D
Abrasive Blasting (Open)	A	Aggregate Screening Including, but not limited to, all or part of the following: Bins, Bucket Elevators, Conveyors, Feeders, Hoppers, Cyclones, Screens, Weigh Stations	C
Absorption Chillers, Gas-Fired, < 5 MM Btu/hr	B	Air Strippers	C
Absorption Chillers, Gas-Fired, => 5 MM Btu/hr	C	Aircraft Fueling Facility Including, but not limited to, all or part of the following: Storage Tanks, Dispensing Nozzles	D
Acetylene Purification System Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	C	Alkylation Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E
Acid Treating Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E	Ammonia Mfg. Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Coolers, Drums, Ejectors, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	C
Adhesives Organic Additions Including, but not limited to, all or part of the following: Reactors, Mixers, Process Tanks, Vessels	C	Ammonia Vaporization Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Coolers, Drums, Ejectors, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	C
Adsorption Chillers, Gas-Fired, < 5 MM Btu/hr	B		
Adsorption Chillers, Gas-Fired, => 5 MM Btu/hr	C		
Adsorption, Other	B		
Aeration Potable Water	C		
Aggregate, Tank Truck Loading/Conveying Including, but not limited to, all or part of the following: Bins, Bucket Elevators, Conveyors, Feeders, Hoppers, Weigh Stations	B		
Aggregate Production, with Dryer Including, but not limited to, all or part of the following: Bins, Bucket Elevators, Conveyors, Dryers, Feeders, Hoppers, Crushers, Cyclones, Log Washers, Mixers, Screens, Vibrating Grizzlies, Weigh Stations	E		



**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule
Animal Feed Processing, Conveying Including, but not limited to, all or part of the following: Conveyors, Bins, Hoppers, Bucket Elevators	B
Animal Feed Processing, Other Including, but not limited to, all or part of the following: Conveyors, Bins, Hoppers, Bucket Elevators, Mixers, Feeders, Grinders	C
Anodizing (sulfuric, phosphoric)	B
Aqueous Ammonia Transfer & Storage	C
Aromatics Recovery Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E
Asphalt Air Blowing	B
Asphalt Blending/Batching Including, but not limited to, all or part of the following: Bins, Bucket Elevators, Conveyors, Cyclones, Dryers, Feeders, Hoppers, Knock Out Pots, Mixers, Screens, Tanks, Weigh Stations	E
Asphalt Coating	C
Asphalt Day Tanker/Tar Pot	A
Asphalt Refining Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E
Asphalt Roofing Line Including, but not limited to, all or part of the following: Pumps, Conveyors, Process Tanks, Coater Operations, Cutters	C
Asphalt Roofing Saturator	D
Asphalt-Rubber Spraying	B
Auto Body Shredding	C
Autoclave, Non-sterilizing Type	B

Equipment/Process	Schedule
Battery Charging/Manufacturing Including, but not limited to, all or part of the following: Cutters, Crushers, Separators, Process Tanks, Conveyors	C
Benzene/Toluene/Xylene Production Equip. Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E
Beryllium Machining and Control Including, but not limited to, all or part of the following: Machining Operations, Filters, Baghouses,	C
Bleach Manufacturing Including, but not limited to, all or part of the following: Accumulators, Columns, Com-pressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Tanks, Towers, Vessels	B
Blending, Other	B
Boiler/hot water heater, various locations, diesel/oil fired (< 300,000 BTU/hr)	A
Boiler/hot water heater, single facility, portable, diesel/oil fired (< 600,000 BTU/hr)	A
Boiler, Landfill/Digester Gas (< 5 MMBTU/hr)	B
Boiler, Landfill/Digester Gas (5 to 20 MMBTU/hr)	C
Boiler, Landfill/Digester Gas (> 20 to 50 MMBTU/hr)	D
Boiler, Landfill/Digester Gas (>50MMBTU/hr)	F
Boiler, Natural gas-fired, 5 – 20 MM BTU/hr	C
Boiler, Other Fuel (< 5MMBTU/hr)	B
Boiler, Other Fuel (5 - 20 MMBTU/hr)	C
Boiler, Other Fuel (> 20 - 50 MMBTU/hr)	D
Boiler, Other Fuel (> 50 MMBTU/hr)	E
Boiler, Utility (> 50 MW)	H
Brake Shoes, Grinding, Bonding and Debonding, Deriveter	B
Bulk Chemical Terminal	B

**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule	Equipment/Process	Schedule
Bulk Loading/Unloading Stn (< 50,000 GPD)	B	Charbroiler, Eating Establishment	A
Bulk Loading/Unloading Rack (50,000 - 200,000 GPD)	D	Charbroiler with Integrated Control	B
Bulk Loading/Unloading Rack (> 200,000 GPD)	E	Charbroiler, Food Manufacturing	C
Bulk Loading/Unloading	C	Chemical Additive Injection System Including, but not limited to, all or part of the following: Injectors, Compressors, Pumps	C
Carbon Dioxide Production Facility Including, but not limited to, all or part of the following: Separator, Knockout Pot, Scrubber, Chiller, Pumps, Blowers, Oil Separator, Compressor, Intercoolers, Filters, Cooling Tower	F	Chip Dryer	D
Carpet Processing System Including, but not limited to, all or part of the following: Process Tanks, Dryers, Carpet Beaters, Carpet Shears	D	Chippers, Greenwaste, not including I.C. Engine	A
Catalyst Handling System Including, but not limited to, all or part of the following: Centrifuge, Bins, Conveyors, Hoppers, Cyclones, Screens, Tanks, Weigh Stations	C	Circuit Board Etchers	B
Catalyst Mfg./Calcining Including, but not limited to, all or part of the following: Bins, Conveyors, Reactors, Mixers, Process Tanks, Kilns	D	Cleaning, Miscellaneous	B
Catalyst Storage (Hoppers)	C	Coal Bulk Loading Including, but not limited to, all or part of the following: Bins, Conveyors, Bucket Elevators, Hoppers, Loading Arms, Weigh Stations	E
Catalytic Reforming Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E	Coal Research Pilot / Equip (0-15 MMBTU/hr)	C
Caustic Treating Unit Including, but not limited to, all or part of the following: Knock Out Pots, Tanks, Towers, Vessels	E	Coal Research Pilot / Equip (> 15 MMBTU/hr)	D
Cement Marine Loading & Unloading Including, but not limited to, all or part of the following: Bins, Conveyors, Bucket Elevators, Hoppers, Loading & Unloading Arms, Weigh Stations	E	Coal Tar Treating Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	C
Cement Packaging Including, but not limited to, all or part of the following: Bins, Conveyors, Bucket Elevators, Hoppers, Weigh Stations	C	Coating & Drying Equipment, Continuous Organic, Web Type Including, but not limited to, all or part of the following: Coater Operations, Process Tanks, Dryers	C
Cement Truck Loading	C	Coffee Roaster < 50 lbs capacity with integrated afterburner	B
		Coffee Roasting, (11-49 lb roaster capacity Including, but not limited to, all or part of the following: Bins, Conveyors, Bucket Elevators, Hoppers, Roasters, Coolers	A
		Coffee Roasting, 50-99 lb roaster capacity Including, but not limited to, all or part of the following: Bins, Conveyors, Bucket Elevators, Hoppers, Roasters, Coolers	B

**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule	Equipment/Process	Schedule
Coffee Roasting, 100 lb or more roaster capacity Including, but not limited to, all or part of the following: Bins, Conveyors, Bucket Elevators, Hoppers, Roasters, Coolers	C	Crude Oil, Cracking Catalytic Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	G
Coke Handling & Storage Facility Including, but not limited to, all or part of the following: Centrifuge, Bins, Conveyors, Clarifier, Hoppers, Cyclones, Screens, Tanks, Weigh Stations	E	Crude Oil, Distillation Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E
Composting, in vessel Including, but not limited to, all or part of the following: Bins, Conveyors, Hoppers	C	Crude Oil/Gas/Water Separation System (< 30 BPD)** Including, but not limited to, all or part of the following: Adsorbers, Oil Water Separators, Oil Gas Water Separators, Pits, Sumps, Tanks, Vessels	C
Concrete/Asphalt Crushing Including, but not limited to, all or part of the following: Bins, Bucket Elevators, Conveyors, Feeders, Hoppers, Crushers, Cyclones, Screens, Vibrating Grizzlies, Weigh Stations	C	Crude Oil/Gas/Water Separation System, (>= 30 BPD & < 400 BPD)** Including, but not limited to, all or part of the following: Adsorbers, Oil Water Separators, Oil Gas Water Separators, Pits, Sumps, Tanks, Vessels	C
Concrete Batch Equipment Including, but not limited to, all or part of the following: Bins, Bucket Elevators, Conveyors, Dryers, Feeders, Hoppers, Crushers, Cyclones, Log Washers, Mixers, Screens, Vibrating Grizzlies, Weigh Stations	C	Crude Oil/Gas/Water Separation System, (>= 400 BPD)** Including, but not limited to, all or part of the following: Adsorbers, Oil Water Separators, Oil Gas Water Separators, Pits, Sumps, Tanks, Vessels	E
Confined Animal Facility	A	Decorating Lehr	C
Container Filling, Liquid	B	Decorator	B
Conveying, Other	B	Deep-Fat Fryer	C
Cooling Tower, Petroleum Operations	C	Dehydration Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	C
Cooling Tower, Other	B	Degreaser, Cold Solvent Dipping	B
Core Oven	B		
Cotton Ginning System Including, but not limited to, all or part of the following: Hoppers, Conveyors, Separators, Screens, Classifiers, Mixers	D		
Crankcase Oil, Loading and Unloading	C		
Crematory	C		

**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule	Equipment/Process	Schedule
Degreaser, Cold Solvent Spray	C	Emission Reduction Credits [Rule 301(c)(4) and (c)(5)]	I
Degreaser, (<= 1 lb VOC/day)	B	End Liner, Can	B
Degreaser (> 1 lb VOC/day)	B	Ethylene Oxide Sterilization, Hospital	B
Degreaser, (VOCw/Toxics)	C	Evaporation, Toxics	C
Delayed Coking Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E	Evaporator, Other	B
Deposition on Ceramics (< 5 pieces)	B	Extraction - Benzene Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	C
Deposition on Ceramics (5 or more pieces)	C	Extruder	B
Desalting Unit Including, but not limited to, all or part of the following: Mixers, Pumps, Reactors, Settling Tanks, Sumps, Tanks, Vessels	C	Extrusion System (Multiple Units) Including, but not limited to, all or part of the following: Extruders	C
Die Casting Equipment	C	Fatty Acid Mfg.	C
Digester Gas Desulfurization System Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Tanks, Towers, Vessels	C	Feathers, Size Classification	A
Dip Tank, Coating	B	Feed Handling (combining conveying and loading)	D
Dip Tank, (<= 3 gal/day)	B	Fermentation/Brewing Including, but not limited to, all or part of the following: Hoppers, Conveyors, Brew Kettles	C
Distillation, Other Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	C	Fertilizer, Natural, Packaging/ Processing Including, but not limited to, all or part of the following: Bins, Conveyors, Bucket Elevators, Hoppers, Loading Arms, Weigh Stations	B
Drilling Rig, Crude Oil Prod.	C	Fertilizer, Synthetic, Production Including, but not limited to, all or part of the following: Bins, Conveyors, Bucket Elevators, Mixers, Dryers, Process Tanks, Reactors, Hoppers, Loading Arms, Weigh Stations	C
Drop Forge	B	Fiberglass Panel Mfg Including, but not limited to, all or part of the following: Conveyors, Mixers, Reactors, Process Tanks, Cutters	C
Dry Cleaning & Associated Control Equipment	A	Filament Winder, Rule 1401 Toxics	C
Dryer for Organic Material	C	Filament Winder, Other	B
Drying/Laundry	A	Filling Machine, Dry Powder	C
Drying, Other	B	Film Cleaning Machine	B
		Flour Handling (combining conveying, packaging, and loadout)	E

**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule	Equipment/Process	Schedule
Flour Manufacturing (combining milling and conveying)	E	Furnace, Burn-Off, Engine Parts	C
Flour Milling Including, but not limited to, all or part of the following: Bins, Conveyors, Bucket Elevators, Hoppers, Mills, Weigh Stations	D	Furnace, Burn-Off, Paint	C
Flow Coater	B	Furnace, Burn-Off, Wax	C
Fluid Catalytic Cracking Equipment Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	H	Furnace, Burn-Off, Other	C
Fluid Elimination, Waste Water	B	Furnace, Cupola	D
Foam-in-Place Packaging	A	Furnace, Electric, Induction and Resistance	C
Food Processing Grinding, Blending, Packaging, Conveying, Flavoring	C	Furnace, Frit	C
Fractionation Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E	Furnace, Galvanizing	C
Fruit and Vegetable Treating	A	Furnace, Graphitization and Carbonization	C
Fuel Gas Mixer	C	Furnace, Heat Treating	B
Fuel Gas, Treating Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Scrubbers, Settling Tanks, Towers, Vessels	D	Furnace, Other Metallic Operations	C
Fuel Storage & Dispensing Equipment (Rule 461) Including, but not limited to, all or part of the following: Storage Tanks, Dispensing Nozzles	A	Furnace, Pot/Crucible	C
Fumigation	A	Furnace, Reverberatory	D
Furnace, Arc	D	Furnace, Wire Reclamation	C
Furnace, Burn-Off, Armature	C	Garnetting, Paper/Polyester Including, but not limited to, all or part of the following: Feeders, Conveyors, Condensers, Cutters	C
Furnace, Burn-Off, Drum	D	Gas Plant Including, but not limited to, all or part of the following: Accumulators, Columns, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Re-generators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E
		Gas Turbine, Landfill/Digester Gas, <0.3 MW	B
		Gas Turbine, Landfill/Digester Gas, => 0.3 MW	E
		Gas Turbine, <= 50 MW, other fuel	D
		Gas Turbine, > 50 MW, other fuel	G
		Gas Turbine, Emergency, < 0.3 MW	A
		Gas Turbine, Emergency, => 0.3 MW	C
		Gas Turbines (Microturbines only)	A
		Gas-Oil Cracking Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E

**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule	Equipment/Process	Schedule
Gasoline, In-line Blending Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	D	Gasoline Fractionation Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	F
Gasoline, Refining Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	D	Gasoline Transfer & Dispensing Facility (See Fuel Storage & Dispensing Equipment)	
		Glass Forming Machine	C
		Glass Furnace < 1TPD	B
		Glass Furnace, > 1 - 50 TPD Pull	D
		Glass Furnace, > 50 TPD Pull	E
Gasoline, Separation - Liquid Production Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	D	Grain Cleaning Including, but not limited to, all or part of the following: Air Classifiers, Bins, Conveyors, Bucket Elevators, Hoppers, Mills, Screens, Weigh Stations	C
		Grain Handling (combining storage and cleaning)	E
		Grain Storage	C
		Grinder, Size Reduction	B
Gasoline, Vapor Gathering System Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	D	Groundwater Treatment System Including, but not limited to, all or part of the following: Air Strippers, Adsorbers, Process Tanks	C
		Gypsum, Calcining Including, but not limited to, all or part of the following: Air Classifiers, Bins, Conveyors, Bucket Elevators, Hoppers, Kilns, Weigh Stations	E
Gasoline Blending Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Scrubbers, Settling Tanks, Towers, Vessels	E	Halon/Refrigerants, Recovery and Recycling Equipment	A1
		Heater, (< 5 MMBTU/hr)	B
		Heater, (5 - 20 MMBTU/hr)	C
		Heater, (> 20-50 MMBTU/hr)	D
		Heater, (> 50 MMBTU/hr)	E
		Hot End Coating, (Glass Mfg. Plant)	B
		Hydrant Fueling, Petrol. Middle Distillate Including, but not limited to, all or part of the following: Storage Tanks, Dispensing Nozzles	D

**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule	Equipment/Process	Schedule
Hydrocarbons, Misc., Treating Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	D	Ink Mfg./Blending Including, but not limited to, all or part of the following: Process Tanks, Mixers	B
Hydrogen Desulfurization (HDS) Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	F	Inorganic Chemical Mfg. Including, but not limited to, all or part of the following: Process Tanks, Mixers, Reactors	D
Hydrogen Production Equipment Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	F	Insecticide Separation/Mfg Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Coolers, Drums, Ejectors, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E
Hydrotreating Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E	Iodine Reaction Including, but not limited to, all or part of the following: Columns, Compressors, Condensers, Coolers, Heat Exchangers, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Tanks, Towers	C
IC Engine, (51-500 HP) Cogeneration	B	Isomerization Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E
IC Engine, (> 500 HP) Cogeneration	C	Jet Engine Test Facility	C
IC Engine, Emergency	B	Kiln, Natural Gas	C
IC Engine, Landfill/Digester Gas	D	Landfill Condensate/Leachate Collection/Storage	B
IC Engine, Other, 51-500 HP	B	Landfill Gas, Collection, (< 10 Wells)	B
IC Engine, Other, > 500 HP	C	Landfill Gas, Collection, (10 -50 Wells)	C
Impregnating Equipment	C	Landfill Gas, Collection, (> 50 Wells)	D
Incineration, Hazardous Waste	H	Landfill Gas, Treatment	E
Incinerator, < 300 lbs/hr, Non-Hazardous	E	Lime/Limestone, Conveying Including, but not limited to, all or part of the following: Bins, Conveyors, Bucket Elevators, Hoppers, Weigh Stations	C
Incinerator, >= 300 lbs/hr, Non-Hazardous	F	Liquid Separation, Other Including, but not limited to, all or part of the following: Process Tanks, Settling Tanks, Separators, Tanks	D
Indoor Shooting Range	B		

**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule	Equipment/Process	Schedule
Liquid Waste Processing, Hazardous Including, but not limited to, all or part of the following: Air Flootation Units, Flootation Units, Filter Presses, Reactors, Process Tanks, Clarifiers, Settling Tanks, Waste Water Separators, Tanks	E	Merichem Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	D
Liquid Waste Processing, Non Hazardous Including, but not limited to, all or part of the following: Air Flootation Units, Flootation Units, Filter Presses, Reactors, Process Tanks, Clarifiers, Settling Tanks, Waste Water Separators, Tanks	C	Mercox Treating Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E
LPG, Tank Truck Loading	D	Metal Deposition Equipment	C
LPG, Treating Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	D	Metallic Mineral Production Including, but not limited to, all or part of the following: Bins, Bucket Elevators, Conveyors, Feeders, Hoppers, Crushers, Cyclones, Log Washers, Mixers, Screens, Vibrating Grizzlies, Weigh Stations	E
LPG Distillation Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E	Misc. Solvent Usage at a Premise	B
Lube Oil Additive/Lubricant Mfg.	B	Mixer, Chemicals	B
Lube Oil Re-refining Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	D	MTBE Production Facility Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Coolers, Drums, Ejectors, Heat Exchangers, Knock Out Pots, Mixers, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	F
Marine Bulk Loading/Unloading System, Including, but not limited to, all or part of the following: Absorbers, Compressors, Condensers, Knock Out Pots, Pumps, Reactors, Saturators	D	Natural Gas Dehydration Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	C
Marine Vessel Displaced Vapor Control, Including, but not limited to, all or part of the following: Absorbers, Compressors, Condensers, Knock Out Pots, Pumps, Reactors, Saturators	D	Natural Gas Odorizers	C



**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule	Equipment/Process	Schedule
Natural Gas Stabilization Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Scrubbers, Regenerators, Settling Tanks, Sumps, Tanks, Towers, Vessels	E	Pesticide/Herbicide Mfg. Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Coolers, Drums, Ejectors, Heat Exchangers, Knock Out Pots, Mixers, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E
Nut Roasters Including, but not limited to, all or part of the following: Bins, Conveyors, Bucket Elevators, Hoppers, Roasters, Coolers	C	Petroleum Coke Calcining Including, but not limited to, all or part of the following: Bins, Conveyors, Reactors, Mixers, Process Tanks, Kilns	F
Nut Shell Drying Including, but not limited to, all or part of the following: Bins, Conveyors, Bucket Elevators, Hoppers, Dryers, Coolers	C	Petroleum Coke Conveying Including, but not limited to, all or part of the following: Conveyors, Bins, Hoppers, Bucket Elevators	B
Oil/Water Separator (< 10,000 GPD) Including, but not limited to, all or part of the following: Oil Water Separators, Pits, Sumps, Tanks, Vessels	B	Pharmaceutical Mfg. Including, but not limited to, all or part of the following: Conveyors, Bins, Hoppers, Reactors, Process Tanks, Pelletizers, Mixers, Dryers	C
Oil/Water Separator (>= 10,000 GPD) Including, but not limited to, all or part of the following: Oil Water Separators, Pits, Sumps, Tanks, Vessels	C	Pharmaceutical Mfg. Tableting, Coating Vitamins or Herbs	C
Open-Air resin operations	A	Pipe Coating, Asphaltic	B
Oven Bakery	C	Plasma Arc Cutting	B1
Oven, Curing (Rule 1401 toxics)	C	Plastic Mfg., Blow Molding Machine	B
Oven, Other	B	Plastic/Resin Size Reduction Including, but not limited to, all or part of the following: Bins, Bucket Elevators, Conveyors, Feeders, Hoppers, Grinders, Mills, Cyclones, Screens, Weigh Stations	B
Packaging, Other	B	Plastic/Resins Reforming	C
Paint Stripping, Molten Caustic	C	Plastic/Resins Treating	C
Paper Conveying	A	Plastisol Curing Equipment	B
Paper Pulp Products	D	Polystyrene Expansion/Molding	C
Paper Size Reduction	C	Polystyrene Expansion/Packaging	C
Pavement Grinder	B	Polystyrene Extruding/Expanding	B
Pavement Heater	B	Polyurethane Foam Mfg. Including, but not limited to, all or part of the following: Coolers, Heat Exchangers, Pumps, Reactors, Mixers, Process Tanks	C
Pelletizing, Chlorine Compounds Including, but not limited to, all or part of the following: Conveyors, Bins, Hoppers, Pelletizers, Mixers, Dryers	C	Polyurethane Mfg/Production	B
Perlite Furnace	C	Polyurethane Mfg/Rebonding	B
Perlite Handling Including, but not limited to, all or part of the following: Conveyors, Bins, Hoppers, Bucket Elevators	C	Process Line, Chrome Plating (Hexavalent)	C

**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule	Equipment/Process	Schedule
Process Line, Chrome Plating (Trivalent)	B	Sand Handling Equipment, Foundry Including, but not limited to, all or part of the following: Conveyors, Bins, Hoppers, Bucket Elevators	C
Precious Metal, Recovery, Other	B	Sand Handling Equipment w/Shakeout, Foundry Including, but not limited to, all or part of the following: Conveyors, Bins, Hoppers, Bucket Elevators	D
Precious Metal, Recovery, Catalyst	D	Screening, Green Waste	A
Printing Press, Air Dry	B	Screening, Other Including, but not limited to, all or part of the following: Screens, Conveyors, Bins, Hoppers, Bucket Elevators	C
Printing Press With IR, EB or UV Curing	B	Semiconductor, Int. Circuit Mfg (< 5 pieces)	B
Printing Press, Other	C	Semiconductor, Int. Circuit Mfg (5 or more)	C
Printing Press, Screen	B	Semiconductor, Photo resist (< 5 pieces)	B
Production, Other	B	Semiconductor, Photo resist (5 or more pieces)	C
Railroad Car Loading/Unloading, Other	C	Semiconductor, Solvent Cleaning (< 5 pieces)	B
Railroad Car Unloading, liquid direct to trucks	B	Semiconductor, Solvent Cleaning (5 or more pieces)	C
Reaction, Other	C	Sewage Sludge Composting	C
Recovery, Other	B	Sewage Sludge Drying, Conveying, Storage, Load-out Including, but not limited to, all or part of the following: Conveyors, Bins, Hoppers, Bucket Elevators, Loading Arms	D
Refined Oil/Water Separator Including, but not limited to, all or part of the following: Oil/Water Separators, Pits, Sumps, Tanks, Vessels	B	Sewage Sludge Digestion	D
Refrigerant Recovery/Recycling	A1	Sewage Sludge Dryer	D
Rendering Equipment, Blood Drying	C	Sewage Sludge Incineration	H
Rendering Equipment, Fishmeal Drying	C	Sewage Treatment, (<= 5 MGD), Aerobic Including, but not limited to, all or part of the following: Air Floatation Units, Floatation Units, Filter Presses, Clarifiers, Settling Tanks, Trickling Filters, Waste Water Separators, Tanks	C
Rendering Equipment, Rendering	D	Sewage Treatment, (> 5 MGD) Including, but not limited to, all or part of the following: Air Floatation Units, Floatation Units, Filter Presses, Clarifiers, Settling Tanks, Trickling Filters, Waste Water Separators, Tanks	F
Rendering Equipment, Separation, Liquid	C		
Rendering Product, Handling Including, but not limited to, all or part of the following: Conveyors, Bins, Hoppers, Bucket Elevators	C		
Resin, Varnish Mfg. Including, but not limited to, all or part of the following: Coolers, Heat Exchangers, Pumps, Reactors, Mixers, Process Tanks	D		
Roller Coater	B		
Rubber Mfg. Including, but not limited to, all or part of the following: Coolers, Heat Exchangers, Pumps, Reactors, Mixers, Process Tanks	C		
Rubber Presses or Molds with a ram diameter of more than 26 inches Submitted before September 11, 1999	A		
Submitted on or after September 11, 1999	B		
Rubber Roll Mill	B		

**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule	Equipment/Process	Schedule
Sewage Treatment, (> 5 MGD), Anaerobic Including, but not limited to, all or part of the following: Air Floatation Units, Floatation Units, Digesters, Filter Presses, Clarifiers, Settling Tanks, Trickling Filters, Waste Water Separators, Tanks	G	Solvent Redistillation Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E
Sheet Machine	B	Spent Stretford Solution Regeneration Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	D
Shell Blasting System	B	Spray Equipment, Open	B
Shipping Container System	B	Spray Machine, Adhesive	B
Sintering	C	Spray Machine, Coating	B
Size Reduction, Other Including, but not limited to, all or part of the following: Bins, Bucket Elevators, Conveyors, Dryers, Feeders, Hoppers, Crushers, Cyclones, Mixers, Screens, Weigh Stations	C	Spray Machine, Powder Coating	B
Size Reduction, Petroleum Coke Including, but not limited to, all or part of the following: Bins, Bucket Elevators, Conveyors, Dryers, Feeders, Hoppers, Crushers, Cyclones, Mixers, Screens, Weigh Stations	C	Spraying, Resin/Gel Coat	C
Sludge Dewatering, Other Including, but not limited to, all or part of the following: Filter Press, Process Tanks, Settling Tanks	D	Sterilization Equipment	C
Sludge Dryer, Other	B	Stereolithography	A
Sludge Incinerator	H	Storage, Petroleum Coke	C
Smoke Generator	B	Storage Container, Baker-Type	B
Smokehouse	C	Storage Container, Baker-Type w/Control	C
Soap/Detergent Mfg Including, but not limited to, all or part of the following: Process Tanks, Mixers, Tanks, Conveyors, Bins, Hoppers, Bucket Elevators	D	Storage Silo, Other Dry Material	A
Soil Treatment, Other Including, but not limited to, all or part of the following: Bins, Conveyors, Ovens	D	Storage Tank, w/o Control, Crude Oil/Petroleum Products	B
Soil Treatment, Vapor Extraction Including, but not limited to, all or part of the following: Adsorbers, Afterburners	C	Storage Tank, Acid with sparger	B
Solder Leveling	B	Storage Tank, Ammonia with sparger	B
Soldering Machine	B	Storage Tank, Asphalt <= 50,000 gallons	B
Solvent Reclaim, Still (Multistage)	C	Storage Tank, Asphalt > 50,000 gallons	C
Solvent Reclaim, Still (Single stage)	A	Storage Tank, Degassing Unit	D
		Storage Tank, Fixed Roof with Internal Floater	C
		Storage Tank, Fixed Roof with Vapor Control	C
		Storage Tank, Fuel Oil	A
		Storage Tank, Lead Compounds	C
		Storage Tank, LPG	A

**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule	Equipment/Process	Schedule
Storage Tank, LPG w/Vaporizing System	C	Tank/Line, Other Plating	B
Storage Tank, Other	A	Tank/Line Nitric Acid Process Emitting NOx	C
Storage Tank, Other w/ Control Equipment	B	Tank/Line, Other Process Using Aqueous Solutions	B
Storage Tank, with Passive Carbon s.s.	B	Tank, Paint Stripping w/Methylene Chloride	C
Storage Tank, with Passive Carbon m.s.	C	Textiles, Recycled, Processing	C
Storage Tank, with Passive Carbon t.s.	C	Thermal Cracking Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E
Storage Tank, Rendered Products	C	Tire Buffer	A
Storage Tank, Waste Oil	A	Treating, Other	B
Storage Tank with condenser	B	Treating, Petroleum Distillates Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	D
Storage Tank, with External Floating Roof	C	Vacuum Distillation Unit Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Fractionators, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E
Stove-Oil Filter/Coalescer Facility	D	Vacuum Machine	C
Striper, Can	B	Vacuum Metalizing	B
Striper, Pavement	B	Vacuum Pumps	C
Stripping, Other	B	Vegetable Oil Extractor Including, but not limited to, all or part of the following: Bins, Conveyors, Cookers, Presses, Tanks, Kilns	E
Sulfonation Including, but not limited to, all or part of the following: Absorbers, Accumulators, Columns, Compressors, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Reactors, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	E	Warming Device, Electric	A
Sulfuric Acid Plant Including, but not limited to, all or part of the following: Accumulators, Columns, Condensers, Drums, Heat Exchangers, Knock Out Pots, Pots, Pumps, Regenerators, Scrubbers, Settling Tanks, Sumps, Tanks, Towers, Vessels	F		
Sump, Covered & Controlled	C		
Sump, Spill Containment	A		
Tablet Coating Pans	A		
Tank, Hard Chrome Plating	C		
Tank/Line, Other Chrome Plating or Chrome Anodizing	C		
Tank, Line, Other Process Emitting Hexavalent Chrome	C		
Tank/Line, Trivalent Chrome Plating	B		
Tank/Line, Cadmium or Nickel Plating	C		
Tank/Line, Other Process Emitting Nickel or Cadmium	B1		

**TABLE IB - PERMIT FEE RATE SCHEDULES FOR BASIC EQUIPMENT**

Equipment/Process	Schedule
Waste Water Treating ( $< 10,000$ gpd) Including, but not limited to, all or part of the following: Air Floatation Units, Floatation Units, Filter Presses, Clarifiers, Settling Tanks, Waste Water Separators, Tanks	B
Waste Water Treating ( $< 20,000$ gpd) no toxics Including, but not limited to, all or part of the following: Air Floatation Units, Floatation Units, Filter Presses, Clarifiers, Settling Tanks, Waste Water Separators, Tanks	B
Waste Water Treating ( $20,000 - 50,000$ gpd) Including, but not limited to, all or part of the following: Air Floatation Units, Floatation Units, Filter Presses, Clarifiers, Settling Tanks, Waste Water Separators, Tanks	D
Waste Water Treating ( $> 50,000$ gpd) Including, but not limited to, all or part of the following: Air Floatation Units, Floatation Units, Filter Presses, Clarifiers, Settling Tanks, Waste Water Separators, Tanks	E
Waste-to-Energy Equipment	H
Wet Gate Printing Equipment using Perchloroethylene	B
Weigh Station	A
Wood Treating Equipment Including, but not limited to, all or part of the following: Coater Operations, Process Tanks	C

TABLE IIA  
SPECIAL PROCESSING FEES  
AIR QUALITY ANALYSIS/HEALTH RISK ASSESSMENT

Schedule	Fee
A	\$1,456.01
B	\$1,456.01
C	\$1,456.01
D	\$5,212.70+T&M
E	\$5,212.70+T&M
F	\$5,212.70+T&M
G	\$5,212.70+T&M
H	\$6,951.51+T&M

D through G: T&M = Time and Material charged at \$149.09 per hour above 35 hours.

H: T&M = Time and Material charged at \$149.09 per hour above 47 hours. Time and material charges for work beyond these hourly limits shall be for analysis or assessment required due to modification of the project or supporting analysis submitted for initial review or for multiple analyses or assessments required for a project or other special circumstances and shall be approved by the Executive Officer.

An additional fee of \$2,496.01 shall be assessed for a project requiring modeling review triggered by the requirements of Regulation XVII – Prevention of Significant Deterioration (PSD). The total combined fee for these reviews shall not exceed \$16,640.08.

TABLE IIB  
CEMS, FSMS, & ACEMS FEE SCHEDULE

Certification Review		
CEMS and FSMS Review <sup>1</sup>	Basic Fee <sup>2</sup>	Maximum Fee
Any combination of pollutants, diluent, flow, or other parameter <sup>3</sup> for:		
One to two components	\$4,030.80	\$7,216.99
Three to four components	\$4,848.75	\$13,280.83
For each additional component beyond four, the following amount is added to the fee for four components	\$0.00	\$3,280.61
For time-sharing of CEMS, the following amount is added to any fee determined above	\$0.00	\$3,280.61
ACEMS Review	Basic Fee <sup>4</sup>	Maximum Fee
	\$4,030.80	\$13,280.83
<sup>1</sup> The certification fee includes the initial application approval, approval of test protocol, and approval of the performance test results. An application resubmitted after a denial will be treated as a new application and will be subject to a new fee. <sup>2</sup> Covers up to 40 hours evaluation time for the first two components, 60 hours for the first four components, and up to an additional 12 hours for each component beyond four. Excess hours beyond these will be charged at \$178.03 per hour, to the maximum listed in the table. <sup>3</sup> Additional components, as necessary, to meet monitoring requirements (e.g., moisture monitor). <sup>4</sup> Covers up to 40 hours evaluation time.		

TABLE III - EMISSION FEES

Annual Emissions	≥1 (lb/year)	≥200 (lb/year)	≥4 – 25 (ton/year)	>25 – 75 (ton/year)	>75 - <100 (ton/year)	≥100 (ton/year)
Organic Gases* (\$/ton)		-	\$647.05	\$1,050.55	\$1,572.54	\$1,572.54
Specific Organics** (\$/ton)		-	\$115.76	\$183.43	\$275.12	\$275.12
Nitrogen Oxides (\$/ton)		-	\$378.55	\$601.30	\$905.59	\$905.59
Sulfur Oxides (\$/ton)		-	\$448.80	\$725.50	\$1,089.24	\$1,089.24
Carbon Monoxide (\$/ton)		-	-	-	-	\$7.75
Particulate Matter (\$/ton)		-	\$494.78	\$801.73	\$1,200.40	\$1,200.40
Ammonia (\$/lb)		\$0.04	\$0.04	\$0.04	\$0.04	\$0.04
Chlorofluorocarbons (\$/lb)	\$0.43	\$0.43	\$0.43	\$0.43	\$0.43	\$0.43
1,1,1-trichloroethane (\$/lb)	\$0.06	\$0.06	\$0.06	\$0.06	\$0.06	\$0.06

\* Excluding methane, and exempt compounds as defined in Rule 102, and specific organic gases as specified in paragraph defined in subdivision (b) of this rule.

\*\* See specific organic gases as defined in subdivision (b) of this rule.



TABLE IV  
TOXIC AIR CONTAMINANTS

CAS	TOXIC COMPOUNDS	Annual Emission Thresholds (lbs)	Fees Before January 1, 2020
			\$/1 lb
1332214	Asbestos	0.0001	6.74
71432	Benzene	2	2.27
7440439	Cadmium	0.01	6.74
56235	Carbon tetrachloride	1	2.27
106934	Ethylene dibromide	0.5	2.27
107062	Ethylene dichloride	2	2.27
75218	Ethylene oxide	0.5	2.27
50000	Formaldehyde	5	0.5
18540299	Hexavalent chromium	0.0001	9.01
75092	Methylene chloride	50	0.09
7440020	Nickel	0.1	4.49
127184	Perchloroethylene	5	0.5
106990	1,3-Butadiene	0.1	6.74
7440382	Inorganic arsenic	0.01	6.74
7440417	Beryllium	0.001	6.74
75014	Vinyl chloride	0.5	2.27
7439921	Lead	0.5	2.27
123911	1,4-Dioxane	5	0.5
79016	Trichloroethylene	20	0.18
1086	Chlorinated dioxins, without individual isomers reported	0.000001	11.28
1746016	2,3,7,8-TCDD	0.000001	11.28
3268879	1-8OctaCDD	0.000001	11.28
19408743	1-3,7-9HxCDD	0.000001	11.28
35822469	1-4,6-8HpCDD	0.000001	11.28
39227286	1-4,7,8HxCDD	0.000001	11.28
40321764	1-3,7,8PeCDD	0.000001	11.28
57653857	1-3,6-8HxCDD	0.000001	11.28
1080	Chlorinated dibenzofurans, without individual isomers reported	0.000001	11.28
39001020	1-8OctaCDF	0.000001	11.28
51207319	2,3,7,8-TCDF	0.000001	11.28
55673897	1-4,7-9HpCDF	0.000001	11.28
57117314	2-4,7,8PeCDF	0.000001	11.28
57117416	1-3,7,8PeCDF	0.000001	11.28
57117449	1-3,6-8HxCDF	0.000001	11.28
60851345	2-4,6-8HxCDF	0.000001	11.28

67562394	1-4,6-8HpCDF	0.000001	11.28
70648269	1-4,7,8HxCDF	0.000001	11.28
72918219	1-3,7-9HxCDF	0.000001	11.28
1151	Polycyclic aromatic hydrocarbons, PAHs (without individual isomers reported)	0.2	6.74
50328	Benzo[a]pyrene [PAH, POM]	0.2	6.74
53703	Dibenz[a,h]anthracene [PAH, POM]	0.2	6.74
56495	3-Methylcholanthrene [PAH, POM]	0.2	6.74
56553	Benz[a]anthracene [PAH, POM]	0.2	6.74
57976	7,12-Dimethylbenz(a)Anthracene [PAH, POM]	0.2	6.74
91203	Naphthalene [PAH, POM]	0.2	6.74
189559	Dibenzo[a,i]pyrene [PAH, POM]	0.2	6.74
189640	Dibenzo[a,h]pyrene [PAH, POM]	0.2	6.74
191300	Dibenzo[a,l]pyrene [PAH, POM]	0.2	6.74
192654	Dibenzo[a,e]pyrene [PAH, POM]	0.2	6.74
193395	Indeno[1,2,3-cd]pyrene [PAH, POM]	0.2	6.74
194592	7H-Dibenzo(c,g)Carbazole [PAH, POM]	0.2	6.74
205823	Benzo[j]fluoranthene [PAH, POM]	0.2	6.74
205992	Benzo[b]fluoranthene [PAH, POM]	0.2	6.74
207089	Benzo[k]fluoranthene [PAH, POM]	0.2	6.74
218019	Chrysene [PAH, POM]	0.2	6.74
224420	Dibenz(a,j)Acridine [PAH, POM]	0.2	6.74
226368	Dibenz(a,h)Acridine [PAH, POM]	0.2	6.74
602879	5-Nitroacenaphthene [PAH, POM]	0.2	6.74
607578	2-Nitrofluorene [PAH, POM]	0.2	6.74
3697243	5-Methylchrysene [PAH, POM]	0.2	6.74
5522430	1-Nitropyrene [PAH, POM]	0.2	6.74
7496028	6-Nitrochrysene [PAH, POM]	0.2	6.74
42397648	1,6-Dinitropyrene [PAH, POM]	0.2	6.74
42397659	1,8-Dinitropyrene [PAH, POM]	0.2	6.74
57835924	4-Nitropyrene [PAH, POM]	0.2	6.74
9901	Diesel Particulate Matter	0.1	0

TABLE V  
ANNUAL CLEAN FUELS FEES

Volatile Organic Compounds (\$/ton)	Nitrogen Oxides (\$/ton)	Sulfur Oxides (\$/ton)	Particulate Matter (\$/ton)
\$49.01	\$28.26	\$35.03	\$28.26

TABLE VI  
ASBESTOS NOTIFICATION FEES

Demolition and Renovation by Project Size (square feet) <sup>1</sup>					
up to 1,000	> 1,000 to 5,000	5,000 to 10,000	> 10,000 to 50,000	> 50,000 to 100,000	> 100,000
\$65.12	\$199.13	\$466.14	\$730.92	\$1,059.29	\$1,765.49

Additional Service Charge Fees				
Revision to Notification for Start Date, Quantity, and/or End Date <sup>2</sup>	Special Handling Fee <sup>3</sup>	Planned Renovation	Procedure 4 or 5 Plan Evaluation	Expedited Procedure 4 or 5 Fee <sup>4</sup>
\$25.00	\$65.12	\$730.92	\$730.92	\$365.45

<sup>1</sup> For demolition, the fee is based on the building size.  
For refinery or chemical unit demolition, the fee is based on the structure's footprint surface area.

For renovation, the fee is based on the amount of asbestos removed.

<sup>2</sup> For revisions to notifications to change the End Date, service charge fees will only be charged if revisions result in a later End Date

<sup>3</sup> For all notifications received less than 14 calendar days prior to project start date.

<sup>4</sup> For all expedited Procedure 4 or 5 plan evaluation requests received less than 14 calendar days prior to project start date.

For each subsequent notification for pre-approved Procedure 5 plan submitted per Rule 1403(d)(1)(D)(i)(V)(2).

TABLE VII  
FACILITY PERMIT FEES

Description	Rule section	FY 2019-20 and thereafter
Facility Permit Amendment/Revision Fee <ul style="list-style-type: none"> <li>• RECLAIM Only or non-RECLAIM/non-Title V</li> <li>• Title V Only*</li> <li>• RECLAIM &amp; Title V*</li> </ul> * Includes administrative, minor, de minimis significant, or significant amendment/revision	(l)(4) (m)(4)	\$1,211.60  \$1,518.26  \$2,729.86
Facility Permit Change of Owner/Operator <ul style="list-style-type: none"> <li>• Facility Permit Amendment Fee</li> </ul> Plus <ul style="list-style-type: none"> <li>• Application Processing Fee for Each Application</li> </ul>	(c)(2) (l)(6) (m)(4) (n)(5)	<i>Facility Permit Amendment/Revision Fee (See Above)</i>  Plus  <i>Processing Fees (See Table FEE RATE-C))</i>
Title V Facility Permit Renewal Fee (Due at Filing)  Plus  Hourly Rate for Calculation of Final Fee for Evaluation Time in Excess of 8 hours (Due upon Notification)	(m)(5) (m)(9)	\$3,448.52  Plus  \$241.29 per hour

## **ATTACHMENT D**

# **SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**

## **Final Staff Report**

### **Proposed Amended Rule 301 – Permitting and Associated Fees**

### **(INCLUSION OF CERTIFICATION REQUIREMENT FOR EMISSIONS REPORTS)**

**July 2019**

#### **Deputy Executive Officer**

Planning, Rule Development, and Area Sources  
Philip Fine, Ph.D.

#### **Assistant Deputy Executive Officer**

Planning, Rule Development, and Area Sources  
Sarah Rees, Ph.D.

#### **Planning and Rules Manager**

Planning, Rule Development, and Area Sources  
Ian MacMillan

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Author: Brian Vlasich – Air Quality Specialist

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## **ATTACHMENT D**

### **SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT GOVERNING BOARD**

Chairman: DR. WILLIAM A. BURKE  
Speaker of the Assembly Appointee

Vice Chairman: BEN BENOIT  
Council Member, Wildomar  
Cities of Riverside County

#### **MEMBERS:**

LISA BARTLETT  
Supervisor, Fifth District  
County of Orange

JOE BUSCAINO  
Council Member, 15<sup>th</sup> District  
City of Los Angeles Representative

MICHAEL A. CACCIOTTI  
Council Member, South Pasadena  
Cities of Los Angeles County/Eastern Region

VANESSA DELGADO  
Senate Rules Committee Appointee

JANICE HAHN  
Supervisor, Fourth District  
County of Los Angeles

LARRY MCCALLON  
Mayor Pro Tem, Highland  
Cities of San Bernardino County

JUDITH MITCHELL  
Mayor, Rolling Hills Estates  
Cities of Los Angeles County/Western Region

V. MANUEL PEREZ  
Supervisor, Fourth District  
County of Riverside

DWIGHT ROBINSON  
Council Member, Lake Forest  
Cities of Orange County

JANICE RUTHERFORD  
Supervisor, Second District  
County of San Bernardino

VACANT  
Governor's Appointee

#### **EXECUTIVE OFFICER:**

WAYNE NASTRI

## Introduction and Summary of Proposal

In response to a request from the United States Environmental Protection Agency (U.S. EPA), staff is proposing to amend Rule 301 by adding a requirement for facilities to certify that information contained within annual emissions reports is accurate to the best knowledge of the official certifying the report. The addition of this certification requirement is necessary to implement §182(a)(3)(B) of the Clean Air Act and to memorialize a current practice.

The proposed amendment would apply to all facilities reporting emissions under Regulation III - Fees, but is administrative in nature and has no cost impact. Implementing the proposed amendment to Rule 301 will require minor, if any, administrative changes from facilities when reporting emissions, as the amendment simply adds the federally required element into the rule language to supplement what already occurs with current emission reporting practice. The only potential change in practice could occur if a consultant submits emissions reports on behalf of a facility. Currently, the consultant may sign the certification statement on behalf of the facility on its own. With this amendment, the consultant will also need to attest that they have been authorized by the facility to submit the certification on its behalf. A public comment period for this Rule 301 amendment began on May 17, 2019, and ~~will closed~~ on July 2, 2019, ~~10 days before the July 12, 2019 Public Hearing.~~

Staff is also proposing to submit PAR 301 (e)(1)(A) and (e)(1)(B), (e)(2), (e)(5) and (e)(8) to the California Air Resources Board (CARB) for inclusion into the State Implementation Plan.

## Background

### *Clean Air Act*

Section 182(a)(3)(B) of the Clean Air Act (CAA) includes the following requirements for emissions statements:

...the State shall submit a revision to the State implementation plan to require that the owner or operator of each stationary source of oxides of nitrogen or volatile organic compounds provide the State with a statement, in such form as the Administrator may prescribe (or accept an equivalent alternative developed by the State), for classes or categories of sources, showing the actual emissions of oxides of nitrogen and volatile organic compounds from that source. The first such statement shall be submitted within 3 years after November 15, 1990. Subsequent statements shall be submitted at least every year thereafter. The statement shall contain a certification that the information contained in the statement is accurate to the best knowledge of the individual certifying the statement.

Historically, the South Coast AQMD has relied upon provisions in Rule 301(e) for purposes of complying with Section 182(a)(3)(B). In so doing, prior versions of Rule 301 pertaining to emissions reporting requirements were submitted to EPA in 1983 and 1994, but those provisions were inadvertently removed from the State Implementation Plan via EPA's correction authority at a time when they were making a sweeping cleanup of the federally-approved SIP in 2003. After conducting an initial review of the 2016 AQMP prepared by the South Coast AQMD, EPA identified the potential non-compliance with Section 182(a)(3)(B) and requested that the South Coast AQMD add a certification requirement to Rule 301 and submit paragraphs (e)(1)(A) and (B), (e)(2), (e)(5) and (e)(8) to CARB and forwarding to the EPA and inclusion into the SIP.

### ***Rule 301***

Rule 301 provides for permit processing and operating fees, including emission fees for both criteria and toxic emissions. Rule 301 was most recently amended on June 7, 2019. EPA's request for the addition of a certification language came after the prior rulemaking was already in progress and could not be included at that time due to insufficient time for the statutory 30-day notice.

### **Proposed Rule Language**

Proposed Amended Rule 301 adds a new subparagraph (e)(8)(D), which reads:

*The reported emissions shall be certified by an authorized official. For purposes of reporting, an "authorized official" is defined as an individual who has knowledge and responsibility for emissions data and has been authorized by an officer of the permit holder to submit and certify the accuracy of the data presented in the emissions report on behalf of the permit holder, based on best available knowledge.*

### **Other Language in PAR 301 to be Submitted to CARB for Inclusion into the SIP**

In addition to the new language of subparagraph (e)(8)(D), the following language is proposed for submission to CARB for inclusion into the SIP.

#### **PAR 301**

##### **(e) Annual Operating Emissions Fees**

##### **(1) Annual Operating Emission Fee Applicability**

In addition to the annual operating permit renewal fee, the owner/operator of all equipment operating under permit shall pay annual emissions fees if any of the criteria in subparagraphs (e)(1)(A) through (e)(1)(C) are met.



- (A) The owner/operator of a facility operates equipment under at least one permit.
  - (B) The total weight of emissions at a facility are greater than or equal to the thresholds for any of the contaminants specified in paragraph (e)(5), except for ammonia, 1,1,1 trichloroethane, and chlorofluorocarbons, from all equipment used by the owner/operator at all locations. The total weight of emissions of each of the contaminants specified in paragraph (e)(5) includes:
    - (i) Emissions from permitted equipment
    - (ii) Emissions resulting from all products which continue to passively emit air contaminants after they are manufactured, or processed by such equipment, with the exception of such product that is shipped or sold out of the District so long as the manufacturer submits records which will allow for the determination of emissions within the District from such products.
    - (iii) Emissions from equipment or processes not requiring a written permit pursuant to Regulation II.
- (2) Emissions Reporting and Fee Calculation
- All major stationary sources of NO<sub>x</sub> and VOC, as defined in Rule 317, shall annually report and pay the appropriate clean air act non-attainment fees for all actual source emissions including but not limited to permitted, unpermitted, unregulated and fugitive emissions. Each facility subject to subparagraph (e)(1)(B) shall annually report all emissions for all pollutants-listed in paragraph (e)(5) and Table IV and incur an emissions fee as prescribed in Table III.
- Non-permitted emissions which are not regulated by the District shall not be reported and shall be excluded from emission fees if the facility provides a demonstration that the emissions are not regulated and maintains sufficient records to allow the accurate demonstration of such non-regulated emissions.

## (5) Emission Fee Thresholds

Air Contaminant(s)	Annual Emissions Threshold
Gaseous sulfur compounds (expressed as sulfur dioxide)	$\geq 4$ TPY
Total organic gases (excluding methane and exempt compounds as defined in Rule 102, and specific organic gases as specified in subdivision(b))	$\geq 4$ TPY
Specific organic gases as specified in subdivision (b)	$\geq 4$ TPY
Oxides of nitrogen (expressed as nitrogen oxide)	$\geq 4$ TPY
Total particulate matter	$\geq 4$ TPY
Carbon monoxide	$\geq 100$ TPY
Ammonia	$\geq 0.1$ TPY
Chlorofluorocarbons	$\geq 1$ lb per year
1,1,1 Trichloroethane	$\geq 1$ lb per year

## (8) Reporting of Total Emissions from Preceding Reporting Period and Unreported or Under-reported Emissions from Prior Reporting Periods

- (A) The owner/operator of equipment subject to paragraph (e)(2) shall report to the Executive Officer the total emissions for the immediate preceding reporting period of each of the air contaminants listed in Table III and Table IV from all equipment. The report shall be made at the time and in the manner prescribed by the Executive Officer. The permit holder shall report the total emissions for the twelve (12) month period reporting for each air contaminant concerned from all equipment or processes, regardless of the quantities emitted.
- (B) The Executive Officer will determine default emission factors applicable to each piece of permitted equipment or group of permitted equipment, and make them available to the owner/operator in a manner specified by the Executive Officer and provide them to the owner/operator upon request. In determining emission factors, the Executive Officer will use the best available data. A facility owner/operator can provide alternative emission

factors that more accurately represent actual facility operations subject to the approval of the Executive Officer.

- (C) A facility owner/operator shall report to the Executive Officer, in the same manner, and quantify any emissions of air contaminants in previous reporting periods which had not been reported correctly and should have been reported under the requirements in effect in the reporting period in which the emissions occurred.

### **California Environmental Quality Act (CEQA)**

The proposed project, an amendment to Rule 301 – Permitting and Associated Fees, adds a requirement for facilities to certify that information contained within annual emission reports is accurate to the best knowledge of the official certifying the report. The addition of this certification requirement is necessary to implement Section 182(a)(3)(B) of the Clean Air Act and to memorialize a current practice. In addition, subparagraphs (e)(1)(A) and (e)(1)(B) and paragraphs (e)(2), (e)(5), and (e)(8) of Rule 301 are proposed to be submitted to the California Air Resources Board for inclusion into the State Implementation Plan (SIP). Pursuant to the California Environmental Quality Act (CEQA) and South Coast AQMD Rule 110, the South Coast AQMD, as lead agency for the proposed project, has reviewed the proposed project pursuant to: 1) CEQA Guidelines Section 15002(k) – General Concepts, the three-step process for deciding which document to prepare for a project subject to CEQA; and 2) CEQA Guidelines Section 15061 – Review for Exemption, procedures for determining if a project is exempt from CEQA. Since facilities currently certify their annual emission reports in practice, the proposed amendment to Rule 301 is administrative in nature such that it can be seen with certainty that there is no possibility that the proposed project may have a significant adverse effect on the environment. Thus, the proposed project is considered to be exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) – Common Sense Exemption. The proposed project is also statutorily exempt from CEQA pursuant to CEQA Guidelines 15273 – Rates, Tolls, Fares and Charges because the emissions being certified are used to calculate the amount of emissions fees to be paid by a facility. Furthermore, the proposed project is categorically exempt from CEQA because the proposed submission of subparagraphs (e)(1)(A) and (e)(1)(B) and paragraphs (e)(2), (e)(5), and (e)(8) of Rule 301 for inclusion into the SIP is considered an action to protect or enhance the environment pursuant to CEQA Guidelines Section 15308 – Actions by Regulatory Agencies for Protection of the Environment. South Coast AQMD staff has determined that there is no substantial evidence indicating that any of the exceptions to the categorical exemption apply to the proposed project pursuant to CEQA Guidelines Section 15300.2 – Exceptions. A Notice of Exemption has been prepared pursuant to CEQA Guidelines Section 15062 – Notice of Exemption. If the proposed project is approved, the Notice of Exemption will be filed with the county clerks of Los Angeles, Orange, Riverside, and San Bernardino counties.

## **Socioeconomic Analysis**

The proposed amendment to Rule 301 does not significantly affect air quality or emissions limitations and does not impose new controls (and are not expected to impose any new costs). Therefore, pursuant to California Health and Safety Code Section 40440.8, a socioeconomic analysis is not required.

## **Comparative Analysis**

Under Health and Safety Code Section 40727.2, the South Coast AQMD is required to perform a comparative written analysis when adopting, amending, or repealing a rule or regulation. Since this proposed amendment is administrative in nature, and does not impose a new or more stringent emissions limit or standard, or new or more stringent monitoring, reporting or recordkeeping requirements, it falls within the exceptions set forth in Health and Safety Code section 40727.2(g), and a comparative analysis is not required.

## **Incremental Cost Effectiveness**

California H&S Code Section 40920.6 requires an incremental cost-effectiveness analysis for BARCT rules or emission reduction strategies when there is more than one control option which would achieve the emission reduction objective of the proposed amendment, relative to ozone, CO, SO<sub>x</sub>, NO<sub>x</sub>, and their precursors. The proposed amendment does not include new BARCT requirements; therefore this provision does not apply to the proposed amendment.

## **Draft Findings Under California Health and Safety Code Section 40727**

California Health and Safety Code Section 40727 requires that the Board make findings of necessity, authority, clarity, consistency, non-duplication, and reference based on relevant information presented at the public hearing and in the staff report. In order to determine compliance with Sections 40727 and 40727.2, a written analysis is required comparing the proposed rule with existing regulations. The draft findings are as follows:

**Necessity:** PAR 301 is necessary to meet Clean Air Act section 182(a)(3)(B) which requires facilities to certify that information contained within annual emission reports is accurate to the best knowledge of the official certifying the report.

**Authority:** The South Coast AQMD obtains its authority to adopt, amend, or repeal rules and regulations from Health and Safety Code Sections 40000, 40001, 40440, 40441, 40506, 40510, 40702, 40725 through 40728, 41511, and 44366.

**Clarity:** PAR 301 has been written or displayed so that its meaning can be easily understood by the persons affected by the rules.

**Consistency:** PAR 301 is in harmony with, and not in conflict with or contradictory to, existing federal or state statutes, court decisions or federal regulations.

**Non-Duplication:** PAR 301 does not impose the same requirement as any existing state or federal regulation, and is necessary and proper to execute the powers and duties granted to, and imposed upon the South Coast AQMD.

**Reference:** In amending this rule, the following statutes which the South Coast AQMD hereby implements, interprets or makes specific are referenced: Health and Safety Code Sections 39002, 40001, 40001, 40440, 40441, 40506, 40702, 40725 through 40728.5, 41511, 44366, and Clean Air Act section 182(a)(3)(B) [42 U.S.C. §7511a].

## Conclusions and Recommendations

The proposed amendment is needed to comply with Federal Clean Air Act requirements, by requiring facilities to certify that the information contained within annual emissions reports is accurate to the best knowledge of the official certifying the report. The amendment adds the required language to Rule 301, but does not fundamentally change the annual emission reporting procedure which already effectively requires the same certification practice during submittal. Upon approval of the amendment, the Executive Officer will submit Rule 301 to CARB to be forwarded to EPA and incorporated into the SIP.



# South Coast Air Quality Management District

21865 Copley Drive, Diamond Bar, CA 91765-4178  
(909) 396-2000 • www.aqmd.gov

**SUBJECT: NOTICE OF EXEMPTION FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT**

**PROJECT TITLE: PROPOSED AMENDED RULE 301 – PERMITTING AND ASSOCIATED FEES**

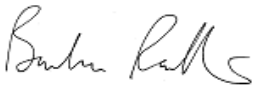
Pursuant to the California Environmental Quality Act (CEQA) Guidelines, the South Coast Air Quality Management District (South Coast AQMD) is the Lead Agency and has prepared a Notice of Exemption for the project identified above.

The proposed project, an amendment to Rule 301 – Permitting and Associated Fees, adds a requirement for facilities to certify that information contained within annual emission reports is accurate to the best knowledge of the official certifying the report. The addition of this certification requirement is necessary to implement Section 182(a)(3)(B) of the Clean Air Act and to memorialize a current practice. In addition, subparagraphs (e)(1)(A) and (e)(1)(B) and paragraphs (e)(2), (e)(5), and (e)(8) of Rule 301 are proposed to be submitted to the California Air Resources Board for inclusion into the State Implementation Plan (SIP). South Coast AQMD staff has reviewed the proposed project pursuant to: 1) CEQA Guidelines Section 15002(k) – General Concepts, the three-step process for deciding which document to prepare for a project subject to CEQA; and 2) CEQA Guidelines Section 15061 – Review for Exemption, procedures for determining if a project is exempt from CEQA.

Since facilities currently certify their annual emission reports in practice, the proposed amendment to Rule 301 is administrative in nature such that it can be seen with certainty that there is no possibility that the proposed project may have a significant adverse effect on the environment. Thus, the proposed project is considered to be exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) – Common Sense Exemption. The proposed project is also statutorily exempt from CEQA pursuant to CEQA Guidelines 15273 – Rates, Tolls, Fares and Charges because the emissions being certified are used to calculate the amount of emissions fees to be paid by a facility. Furthermore, the proposed project is categorically exempt from CEQA because the proposed submission of subparagraphs (e)(1)(A) and (e)(1)(B) and paragraphs (e)(2), (e)(5), and (e)(8) of Rule 301 for inclusion into the SIP is considered an action to protect or enhance the environment pursuant to CEQA Guidelines Section 15308 – Actions by Regulatory Agencies for Protection of the Environment. South Coast AQMD staff has determined that there is no substantial evidence indicating that any of the exceptions to the categorical exemption apply to the proposed project pursuant to CEQA Guidelines Section 15300.2 – Exceptions. A Notice of Exemption will be prepared pursuant to CEQA Guidelines Section 15062 – Notice of Exemption. If the proposed project is approved, the Notice of Exemption will be filed with the county clerks of Los Angeles, Orange, Riverside, and San Bernardino counties.

Any questions regarding this Notice of Exemption should be directed to Ryan Bañuelos (c/o Planning, Rule Development and Area Sources) at the above address. Mr. Bañuelos can also be reached at (909) 396-3479. Mr. Shah Dabirian is also available at (909) 396-3076 to answer any questions regarding Proposed Amended Rule 301.

**Date:** June 6, 2019

**Signature:**   
Barbara Radlein  
Program Supervisor, CEQA  
Planning, Rule Development, and Area  
Sources

**NOTICE OF EXEMPTION FROM THE  
CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)**

<b>To:</b> County Clerks Counties of Los Angeles, Orange, Riverside and San Bernardino	<b>From:</b> South Coast Air Quality Management District 21865 Copley Drive Diamond Bar, CA 91765
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**Project Title:** Proposed Amended Rule 301 – Permitting and Associated Fees

**Project Location:** The South Coast AQMD has jurisdiction over the four-county South Coast Air Basin (all of Orange County and the non-desert portions of Los Angeles, Riverside and San Bernardino counties), and the Riverside County portions of the Salton Sea Air Basin (SSAB) and Mojave Desert Air Basin (MDAB). The South Coast AQMD's jurisdiction includes the federal nonattainment area known as the Coachella Valley Planning Area, which is a sub-region of Riverside County and the SSAB.

**Description of Nature, Purpose, and Beneficiaries of Project:** The proposed project, an amendment to Rule 301 – Permitting and Associated Fees, adds a requirement for facilities to certify that information contained within annual emission reports is accurate to the best knowledge of the official certifying the report. The addition of this certification requirement is necessary to implement Section 182(a)(3)(B) of the Clean Air Act and to memorialize a current practice. In addition, subparagraphs (e)(1)(A) and (e)(1)(B) and paragraphs (e)(2), (e)(5), and (e)(8) of Rule 301 are proposed to be submitted to the California Air Resources Board for inclusion into the State Implementation Plan (SIP).

<b>Public Agency Approving Project:</b> South Coast Air Quality Management District	<b>Agency Carrying Out Project:</b> South Coast Air Quality Management District
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**Exempt Status:**

CEQA Guidelines Section 15061(b)(3) – Common Sense Exemption

CEQA Guidelines Section 15273 – Rates, Tolls, Fares, and Charges

CEQA Guidelines Section 15308 – Actions by Regulatory Agencies for Protection of the Environment

**Reasons why project is exempt:** South Coast AQMD staff has reviewed the proposed project pursuant to: 1) CEQA Guidelines Section 15002(k) – General Concepts, the three-step process for deciding which document to prepare for a project subject to CEQA; and 2) CEQA Guidelines Section 15061 – Review for Exemption, procedures for determining if a project is exempt from CEQA. Since facilities currently certify their annual emission reports in practice, the proposed amendment to Rule 301 is administrative in nature such that it can be seen with certainty that there is no possibility that the proposed project may have a significant adverse effect on the environment. Thus, the proposed project is considered to be exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) – Common Sense Exemption. The proposed project is also statutorily exempt from CEQA pursuant to CEQA Guidelines 15273 – Rates, Tolls, Fares and Charges because the emissions being certified are used to calculate the amount of emissions fees to be paid by a facility. Furthermore, the proposed project is categorically exempt from CEQA because the proposed submission of subparagraphs (e)(1)(A) and (e)(1)(B) and paragraphs (e)(2), (e)(5), and (e)(8) of Rule 301 for inclusion into the SIP is considered an action to protect or enhance the environment pursuant to CEQA Guidelines Section 15308 – Actions by Regulatory Agencies for Protection of the Environment. South Coast AQMD staff has determined that there is no substantial evidence indicating that any of the exceptions to the categorical exemption apply to the proposed project pursuant to CEQA Guidelines Section 15300.2 – Exceptions.

**Date When Project Will Be Considered for Approval (subject to change):**

South Coast AQMD Governing Board Hearing: July 12, 2019; South Coast AQMD Headquarters

<b>CEQA Contact Person:</b>	<b>Phone Number:</b>	<b>Email:</b>	<b>Fax:</b>
Mr. Ryan Bañuelos	(909) 396-3479	<a href="mailto:rbanuelos@aqmd.gov">rbanuelos@aqmd.gov</a>	(909) 396-3982
<b>Regulation Contact Person:</b>	<b>Phone Number:</b>	<b>Email:</b>	<b>Fax:</b>
Mr. Shah Dabirian	(909) 396-3076	<a href="mailto:sdabirian@aqmd.gov">sdabirian@aqmd.gov</a>	(909) 396-3324

**Date Received for Filing:** \_\_\_\_\_ **Signature:** \_\_\_\_\_ *(Signed Upon Board Approval)*  
Barbara Radlein  
Program Supervisor, CEQA  
Planning, Rule Development, and Area Sources

# Proposed Amended Rule 301

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INCLUSION OF CERTIFICATION REQUIREMENT  
FOR EMISSIONS REPORTS

Governing Board Meeting  
July 12, 2019



# Background: Clean Air Act §182(a)(3)(B)

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- “The statement shall contain a certification that the information contained in the statement is accurate to the best knowledge of the individual certifying the statement.”
- U.S. EPA has identified potential non-compliance with this requirement as part of its review of the 2016 AQMP
- Certification requirement is already effectively done in practice for emission reporting

# Rule Language and Impact

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- New subparagraph (e)(8)(D) would read:

The reported emissions shall be certified by an authorized official. For purposes of reporting, an “authorized official” is defined as an individual who has knowledge and responsibility for emissions data and has been authorized by an officer of the permit holder to submit and certify the accuracy of the data presented in the emissions report on behalf of the permit holder, based on best available knowledge.
- Change is administrative in nature and has no cost impact
- Upon approval of the amendment, Executive Officer would submit Rule 301 to CARB to be incorporated into the SIP

# Recommended Actions

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- Determine that the proposed amendment to Rule 301 is exempt from CEQA
- Adopt the Resolution and approve the amendment to Rule 301
- Direct the Executive Officer to submit specified parts of Rule 301 to CARB for inclusion into the SIP