

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

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

Purpose: The Permit Fee provision is being revised to specify the dollar-per-ton rate and reference the fee manual for Calendar Year 2010 fees.

Main Features: A dollar-per-ton rate and the reference to the fee manual for Calendar Year 2010 fees is added. The fee manual has been changed as follows: The Synthetic Minor fee goes from \$1500 to \$1700. The Title V minimum fee goes from \$3800 to \$4100. A new fee structure for coal-fired power plants is added and the dollar-per-ton fee is set at \$35.84. All other fee rates, including the \$34/ton rate, remain unchanged from the previous year. The revisions were developed in conjunction with an industry permit fee workgroup.

STATEMENT OF RATIONALE
Rules for Air Quality Control

Rule 391-3-1-.03(9) – Permit Fees

The basis of this paragraph is to specify the fee rate; the procedures for determining, reporting, and submitting permit fees; and other permit fee related requirements. The purpose of this revision is to specify the fee rate and reference a new procedures manual for Calendar Year 2010 fees (which will be due beginning September 1, 2011, and will fund state Fiscal Year 2012 fee-related activities.)

The fee manual has been revised as follows: The fee structure for coal-fired power plants is changed. The Synthetic Minor Fee is increased from \$1500 to \$1700. The Title V minimum fee is increased from \$3800 to \$4100.

There will be no increased costs to the public. The revisions were developed with assistance from an industry permit fee workgroup.