

What Revision Process Applies?

Comparison of 1992 Rule, 1995 Proposal and Draft Revisions

NEW SOURCE REVIEW REQUIREMENTS

<i>IF THE CHANGE:</i>	<i>1992 RULE REQUIRES</i>	<i>1995 PROPOSAL WOULD REQUIRE</i>	<i>DRAFT REVISIONS WOULD REQUIRE</i>
Is subject to NSR or PSD for major sources or major modifications	Significant permit revision	Significant permit revision	Significant permit revision
Is not subject to major NSR or PSD because of netting	Significant permit revision	Significant permit revision	Significant permit revision, if major net. Otherwise, minor permit revision (21-day public and EPA review, if no adverse comment; otherwise up to 45-day EPA review) [Considering option to allow States to include in de minimis category some nonmajor netouts in serious/severe areas.]

<p>Restricts PTE, and without the restriction the source would be subject to major source requirements</p> <p><i>[Note: revision processes are the same if purpose of PTE restriction is to make source nonmajor for HAPs.]</i></p>	<p>Significant permit revision</p>	<p>Minor permit revision (no EPA review for 5 years unless petitioned, and State may vary amount and timing of public review), if PTE limit is not plantwide or if revising a plantwide PTE limit.</p> <p>Significant permit revision, if establishing plantwide PTE limit.</p>	<p>Minor permit revision (21-day public and EPA review, if no adverse comment; otherwise up to 45-day EPA review)</p> <p>[Considering options to allow States to include some PTE limits in de minimis category.]</p>
<p>Is subject to case-by-case BACT requirements under <u>minor State NSR program</u> and does not involve netting or PTE limits</p>	<p>Off-permit, if State allows and change does not conflict with permit. Otherwise, minor permit revision</p>	<p>De minimis process if change meets de minimis criteria in approved State program. Otherwise, minor permit revision.</p>	<p>Same as 1995 proposal.</p>

<i>IF THE CHANGE:</i>	<i>1992 RULE REQUIRES</i>	<i>1995 PROPOSAL WOULD REQUIRE</i>	<i>DRAFT REVISIONS REQUIRE</i>
Is subject to requirements by rule, generic requirements or “ standard exemptions” under State minor NSR program, and requirements are not included in permit	Off-permit, if State allows and change does not conflict with permit. Otherwise, minor permit revision	Notice-only if permit need not supply monitoring and if approval by permit authority not required; or de minimis if change meets de minimis criteria in approved program. Otherwise, minor permit revision.	Same as 1995 proposal
Is subject only to registration requirements of State minor NSR program and requirement to register unit is not in the permit	Off-permit, if State allows and change does not conflict with permit. Otherwise, minor permit revision to incorporate duty to register	Notice-only procedures to incorporate registration requirement as a standard permit term. (Required only once.)	Same as 1995 proposal
SECTION 112 REQUIREMENTS			
Is subject to a section 112(g) or (j) case-by-case MACT determination	Significant permit revision	Significant permit revision	Significant permit revision
Establishes or revises early reduction limits under section 112(i)(5)	Significant permit revision	Significant permit revision	Significant permit revision
Establishes or revises	Significant permit revision	Significant permit revision	Significant permit revision

<i>IF THE CHANGE:</i>	<i>1992 RULE REQUIRES</i>	<i>1995 PROPOSAL WOULD REQUIRE</i>	<i>DRAFT REVISIONS REQUIRE</i>
substitute section 112(l) standards in the permit			
Incorporates a newly-promulgated section 112 requirement, or an equivalent standard approved by EPA under 112(l)	Reopening procedures (same process as significant permit revision)	Administrative amendment procedures for initial incorporation of section 112 standard Minor permit revision for incorporation of compliance terms after source submits notice of compliance status	Administrative amendment procedures for initial incorporation of section 112 standard De minimis procedures if parameter levels are based on EPA test methods specified in MACT standard, and these changes meet de minimis criteria in State program. Otherwise, minor permit revision
FEDERAL NSPS OR NESHAP REQUIREMENTS			
Is a modification that is subject to promulgated NSPS or NESHAP requirements and is not subject to major NSR/PSD	Off-permit, if State allows and change does not conflict with permit. Otherwise, minor permit revision	Notice-only if change does not conflict with permit, does not involve creation of source-specific requirements and does not require prior approval by permitting authority	Notice-only if requirements are included on Appendix B or comparable State-issued list and change does not require prior approval by permitting authority.

IF THE CHANGE:

1992 RULE REQUIRES

*1995 PROPOSAL WOULD
REQUIRE*

*DRAFT REVISIONS
REQUIRE*

Otherwise, de minimis, if eligible, or minor permit revision. Conflict with permit OK if result of newly applicable requirement

CHANGES TO MONITORING TERMS IN THE PERMIT

<i>IF THE CHANGE:</i>	<i>1992 RULE REQUIRES</i>	<i>1995 PROPOSAL WOULD REQUIRE</i>	<i>DRAFT REVISIONS REQUIRE</i>
Removes or alters a compliance monitoring requirement for NSPS, NESHAP or SIP standards	Significant permit revision	Significant permit revision, unless change was approved during NSR, 112(g) or equivalent process	Notice-only if EPA has approved the change under existing procedures Otherwise, significant permit revision
Adopts an alternative test method or makes any change to an NSPS, NESHAP or SIP test method in the permit	Significant permit revision	Significant permit revision, unless change was approved during NSR, 112(g) or equivalent process	Notice-only if EPA has approved the change under existing procedures. Otherwise, significant permit revision
Alters a monitoring requirement used for compliance with a case-by-case limit established in a minor NSR permit	Significant permit revision	De minimis revision if change meets criteria for de minimis changes in approved State program. Otherwise, minor permit revision	Same as 1995 proposal

<i>IF THE CHANGE:</i>	<i>1992 RULE REQUIRES</i>	<i>1995 PROPOSAL WOULD REQUIRE</i>	<i>DRAFT REVISIONS REQUIRE</i>
Establishes a different parameter for determining compliance with NSPS, NESHAP or SIP requirement	Significant permit revision	Significant permit revision, unless change was approved during NSR, 112(g) or equivalent process	Notice-only if EPA has approved the change; otherwise, significant permit revision
Alters a parameter range required for compliance with a MACT standard or requirement	Significant permit revision	Significant permit revision, unless change was approved during NSR, 112(g) or equivalent process	De minimis revision if range was revised using EPA test methods specified in the applicable part 63 standard. Otherwise, minor permit revision
Streamlines multiple requirements into a single requirement for which an equivalency demonstration must be reviewed by EPA			Significant permit revision

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STATE IMPLEMENTATION PLAN (SIP) REQUIREMENTS

Incorporates adopted SIP requirements	Reopening	Automatic incorporation if SIP revision used merged process. Otherwise, significant permit revision	Same as 1995 proposal
Establishes alternative SIP requirements under § 70.6(a)(1)(iii)	Significant permit revision	Significant permit revision	Significant permit revision

OTHER CHANGES

Is required to use significant permit revision procedures under the approved State program	Significant permit revision	Significant permit revision	Significant permit revision
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