

### **30.4(455B) Fees associated with Title V operating permits.**

#### **30.4(2) *Payment of Title V annual emissions fee.***

*a. Fee required.* Any person required to obtain a Title V permit shall pay an annual fee based on the first 4,000 tons of each regulated air pollutant, beginning on November 15, 1994. Beginning on July 1, 1996, Title V operating permit fees shall be paid on or before July 1 of each year. The Title V emissions fee shall be based on actual emissions required to be included in the Title V operating permit application and the annual emissions statement for the previous calendar year. The commission shall not set the fee higher than \$70 per ton without adopting the change pursuant to formal rule making.

*b. Fee and documentation due dates.* The fee shall be submitted annually by July 1 with forms specified by the department.

*c. Phase I acid rain sources.* No fee shall be required to be paid for emissions which occurred during the years 1993 through 1999, inclusive, with respect to any Phase I acid rain affected unit under 42 U.S.C. 7651c.

*d. Operation in Iowa.* The fee for a portable emissions unit or stationary source which operates both in Iowa and out of state shall be calculated only for emissions from the source while it is operating in Iowa.

*e. Title V exempted stationary sources.* No fee shall be required for emissions until the year in which sources exempted under 567-subrules 22.102(1) and 22.102(2) are required to apply for a Title V permit. Fees shall be paid for the emission year preceding the year in which the application is due and thereafter.

*f. Insignificant activities.* No fee shall be required for insignificant activities as defined in rule 567-22.103(455B).

## 30.4

### EPA Rulemakings

CFR: 40 C.F.R. 52.820 appendix A to part 70  
FRM: 81 FR 62387 (9/9/16); correction 82 FR 15301 (3/28/17)  
PRM: 81 FR 62426 (9/9/16)  
State Submission: 3/31/15  
State Final: ARC 2352C, IAB 1/6/16, effective 12/16/15  
APDB File: IA-174 eff. 11/8/16; IA-174a EPA-R07-OAR-2014-0165 effective 3/28/17  
Description: Subrule 30.4(2), Payment of Title V annual emissions fee, is being added to Iowa's Title V Operating Program. Sections of the subrule are as follows: a. Fee required; b. Fee and documentation due dates; c. Phase I acid rain sources; d. Operation in Iowa; e. Title V exempted stationary sources; f. Insignificant activities;

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CFR: 40 C.F.R. 52.820(c)  
FRM: 84 FR 1615 (2/5/19)  
PRM: 83 FR 49509 (10/2/18)  
State Submission: 5/21/18  
State Final: ARC 3679C 3/14/18; state effective 4/18/18  
APDB File: IA-180 eff. 2/5/19; EPA-R07-OAR-2018-0642 effective 3/7/19  
Description: The following forms were removed with this revision, Form 1.0, Facility Identification; Form 5.0, Title V Annual Emissions Summary/Fee, and part 3, "Application Certification," and replace with "with forms specified by the department."

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### Difference Between the State and EPA-Approved Regulation

Iowa requested approval of 567-IAC Subrule 30.4(2), "Payment of Title V annual emission fee," as part of its Part 70 Operating Permits program. The remainder of Chapter 30 has not been submitted to EPA for approval.