

1. I have an existing operating permit that requires that I apply for a renewal in the near future. Should I submit an application for renewal or apply for the Permit-by-Rule Transition Program?

*The Permit-by-Rule Transition Program applies to facilities that have constructed and/or operated without a required air quality permit. Sources that have permits should continue to comply with those permits, including the requirements to apply for renewal of their operating permit. Once the Permit-by-Rule program itself is in place (scheduled for some time in 2017) facilities can have the option to surrender their traditional air quality permit and receive coverage under a Permit-by-Rule.*

2. Does participation in the Permit-by-Rule Transition Program change the fees I owe?  
*The Permit-by-Rule Transition Program does not alter any applicable requirements other than the requirement to obtain an air quality permit. This means that any fee-related requirements still apply. If the facility applies for a construction permit, the construction permit fees specified in rule 1200-03-26-.02(5) still apply. Sources that are required to pay non-Title V annual fees, in accordance with rule 1200-03-26-.02(6), are still required to pay that annual fee. However, it is important to note that according to provision 1200-03-26-.02(6)(e), true minor sources with allowable emissions less than ten tons are not subject to the annual emission fee. Regulations authorizing the Permit-by-Rule Program itself are not yet in place. It is possible that once the Permit-by-Rule regulations are adopted, fee requirements for sources that opt to participation in the Permit-by-Rule program may change.*

3. Are there any stationary emergency engines that do not need to participate in the Permit-by-Rule Transition Program?

*The Permit-by-Rule Transition Program is for facilities that have constructed or are operating without a required air quality permit. Sources that have an active air quality permit should not submit a form to participate in the Permit-by-Rule Transition Program since they are in compliance with the requirement to have a permit. Also, not all stationary emergency engines are required to obtain a permit. There are a number of exemptions from the NESHAP Subpart ZZZZ, including exemptions for residential, commercial, and industrial emergency stationary engines. There are also some exemptions in NSPS Subpart IIII and JJJ. See Commercial, Residential, and Institutional Exemptions by NAICS code document on the SBEAP Permit-by-Rule website.*

4. If I have emergency stationary engines or gasoline dispensing facilities at multiple locations, may I include them all on Form?

*A separate Permit-by-Rule Transition Program Qualification form is required for each separate facility. However, a facility with multiple emergency stationary engines, need only specify the number of engines at that facility.*