

**347—82.3(88B) Permit application.**

**82.3(1)** To apply for or to renew a permit a business entity shall:

*a.* Submit a completed application to the division on forms provided by the division which shall include:

- (1) The name and address of the business entity.
- (2) A description of the protective clothing and respirators that the business entity will use.
- (3) A copy of the business entity's respiratory protection program.
- (4) The name and address of at least one asbestos disposal site that the business entity will use.
- (5) A description of the site decontamination procedures that the business entity will use.
- (6) A description of the removal and encapsulation methods that the business entity will use.
- (7) A description of the procedures that the business entity will use for handling waste-containing asbestos.
- (8) A description of the air monitoring procedures that the business entity will use.
- (9) A description of the procedures that the business entity will use in cleaning up after completion of the project.
- (10) An affirmation that the business entity will ensure that each employee or agent of the business entity who will come in contact with asbestos or will be responsible for an asbestos project is licensed by the division.
- (11) The signature of the chief executive officer of the business entity or the chief executive officer's designee.

*b.* The application shall be divided into easily ascertainable sections or indexed to indicate where each of the issues specified in subparagraphs 82.3(1) "a"(1) to (11) are addressed in the application package.

**82.3(2)** Application fee. The annual application fee for a permit or the renewal of a permit is \$500. This fee is nonrefundable.

**82.3(3)** Action on an application.

*a.* Within 20 days after receiving an application, the division will acknowledge receipt of the application and notify the applicant of any deficiency in the application. Within 60 days after receiving a completed application, including all additional information requested by the division, the division will issue a permit or deny the application.

*b.* When a permit holder is involved in an activity of a continuing nature and the permit holder has made timely and sufficient application for the renewal of a permit or a new permit, the existing permit does not expire until the application has been finally determined by the division. In case the application is denied or the terms of the new permit limited, the existing permit shall continue to be in effect until the last day for seeking judicial review of the division's order or a later date fixed by order of the division or the reviewing court.

*c.* A permit issued by the division under these rules shall be valid for one year from the date of issuance.

**82.3(4)** Denial or revocation. The division will deny an application or revoke an issued permit if a determination is made that the applicant has not demonstrated the ability to comply fully with applicable requirements, procedures, and standards established by:

*a.* The division, Iowa Administrative Code, 347—Chapters 81 and 82, and

*b.* The U.S. Environmental Protection Agency in 40 CFR, Part 61 as of July 1, 1988.

**82.3(5)** Denial. The division may deny an application if the applicant has outstanding penalties due to the division for more than 30 days.