

567—30.6(455B) Process to establish or adjust fees and notification of fee rates.

30.6(1) *Setting the fees.* The department shall submit the proposed budget and fees for major and minor source construction permit programs, the Title V operating permit program, and the asbestos NESHAP program for the following fiscal year to the commission no later than the March commission meeting of each year, at which time the proposal will be available for public comment until such time as the commission acts on the proposal or until the May commission meeting, whichever occurs first. The department's calculated estimate for each fee shall not produce total revenues in excess of limits specified in Iowa Code sections 455B.133B and 455B.133C during any fiscal year. If an established fee amount must be adjusted, the commission shall set the fees no later than the May commission meeting of each year.

Adjusted or established fees shall become effective on July 1. A fee not adjusted by the commission shall remain in effect as previously established until the fee is adjusted by the commission.

30.6(2) *Fee types and dollar caps on fee types.* The commission may set fees for the fee types and activities specified in this subrule and shall not set a fee in the fee schedule higher than the levels specified in this subrule without adopting the change pursuant to formal rulemaking:

a. New source review applications from major sources, which may include:

(1) Review of each application for a construction permit, including air quality modeling review: \$165 per hour;

(2) Review of each application for a prevention of significant deterioration permit: \$165 per hour;

(3) Review of each plantwide applicability limit request, renewal, or reopening: \$165 per hour; and

(4) Review of each regulatory applicability determination: \$165 per hour.

b. New source review applications from minor sources, which may include:

(1) Each application for a construction permit: \$1,200;

(2) Each application for a registration permit: \$500;

(3) Each application for a permit by rule: \$500; and

(4) Each application for a permit template: \$500.

c. Asbestos notifications, which may include:

(1) Each initial or annual asbestos notification: \$175; and

(2) Each revised asbestos notification: \$100.

d. Review of each initial or renewal Title V operating permit application: \$145 per hour.

e. Title V annual emissions: \$98 per ton.

f. Title V annual base fee: \$7,800.

30.6(3) *Notification of fee schedule.* Following the initial setting of any fee by the commission, the department shall make available to the public a fee schedule at least 30 days prior to its effective date. If any established fee amount is adjusted, the department shall make available to the public a revised fee schedule at least 30 days prior to its effective date. The fee schedule shall be posted on the department's website.

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