

**Iowa Department of Natural Resources  
Title V Operating Permit**

**Name of Permitted Facility: Osmium Data Center**  
**Facility Location: 5855 SW Kerry St, West Des Moines, IA 50061**  
**Air Quality Operating Permit Number: 24-TV-004**  
**Expiration Date: 10/16/2029**  
**Permit Renewal Application Deadline: 4/16/2029**

**EIQ Number: 92-7018**  
**Facility File Number: 91-09-005**

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**Responsible Official**

**Name: Rich Massie**  
**Title: Data Center Campus Director**  
**Mailing Address: 550 SE White Crane Road, West Des Moines, IA 50265**  
**Phone #: 360-633-5051**

**Permit Contact Person for the Facility**

**Name: Michael Cook**  
**Title: Senior Environmental Engineer**  
**Mailing Address: 777 Main Street, Suite 2500, Fort Worth, TX 76102**  
**Phone #: 682-291-9341**

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This permit is issued in accordance with 567 Iowa Administrative Code Chapter 24, and is issued subject to the terms and conditions contained in this permit.

**For the Director of the Department of Natural Resources**

*Marnie Stein*

10/17/2024

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Marnie Stein, Supervisor of Air Operating Permits Section

Date

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## Abbreviations

acfm.....	actual cubic feet per minute
CFR.....	Code of Federal Regulation
CE .....	control equipment
CEM.....	continuous emission monitor
°F.....	degrees Fahrenheit
EIQ.....	emissions inventory questionnaire
EP .....	emission point
EU .....	emission unit
gr./dscf .....	grains per dry standard cubic foot
IAC.....	Iowa Administrative Code
IDNR.....	Iowa Department of Natural Resources
NAICS.....	North American Industry Classification System
NSPS .....	new source performance standard
ppmv .....	parts per million by volume
lb./hr .....	pounds per hour
lb./MMBtu .....	pounds per million British thermal units
SCC.....	Source Classification Codes
scfm.....	standard cubic feet per minute
SIC .....	Standard Industrial Classification
TPY .....	tons per year
USEPA.....	United States Environmental Protection Agency

### Pollutants

PM.....	particulate matter
PM <sub>10</sub> .....	particulate matter ten microns or less in diameter
PM <sub>2.5</sub> .....	particulate matter two and one half microns or less in diameter
SO <sub>2</sub> .....	sulfur dioxide
NO <sub>x</sub> .....	nitrogen oxides
VOC .....	volatile organic compound
CO.....	carbon monoxide
HAP.....	hazardous air pollutant

# I. Facility Description and Equipment List

Facility Name: Osmium Data Center

Permit Number: 24-TV-004

Facility Description: Data Processing and Preparation (SIC 7374)

## Equipment List

<b>Emission Point Number</b>	<b>Emission Unit Number</b>	<b>Emission Unit Description</b>	<b>IDNR Construction Permit Number</b>
EP-1	EU-1	Emergency Diesel Generator Engine	19-A-469-S3
EP-2	EU-2	Emergency Diesel Generator Engine	19-A-470-S3
EP-3	EU-3	Emergency Diesel Generator Engine	19-A-471-S3
EP-4	EU-4	Emergency Diesel Generator Engine	19-A-472-S3
EP-5	EU-5	Emergency Diesel Generator Engine	19-A-473-S3
EP-6	EU-6	Emergency Diesel Generator Engine	19-A-474-S3
EP-7	EU-7	Emergency Diesel Generator Engine	19-A-475-S3
EP-8	EU-8	Emergency Diesel Generator Engine	19-A-476-S3
EP-9	EU-9	Emergency Diesel Generator Engine	19-A-477-S3
EP-10	EU-10	Emergency Diesel Generator Engine	19-A-478-S3
EP-11	EU-11	Emergency Diesel Generator Engine	19-A-479-S3
EP-12	EU-12	Emergency Diesel Generator Engine	19-A-480-S3
EP-13	EU-13	Emergency Diesel Generator Engine	19-A-481-S3
EP-14	EU-14	Emergency Diesel Generator Engine	19-A-482-S3
EP-15	EU-15	Emergency Diesel Generator Engine	19-A-483-S3
EP-16	EU-16	Emergency Diesel Generator Engine	19-A-484-S3
EP-17	EU-17	Emergency Diesel Generator Engine	19-A-485-S3
EP-18	EU-18	Emergency Diesel Generator Engine	19-A-486-S3
EP-19	EU-19	Emergency Diesel Generator Engine	19-A-487-S3
EP-20	EU-20	Emergency Diesel Generator Engine	19-A-488-S3
EP-21	EU-21	Emergency Diesel Generator Engine	19-A-489-S3
EP-22	EU-22	Emergency Diesel Generator Engine	19-A-490-S3
EP-23	EU-23	Emergency Diesel Generator Engine	19-A-491-A3
EP-24	EU-24	Emergency Diesel Generator Engine	19-A-492-S3
EP-25	EU-25	Emergency Diesel Generator Engine	19-A-493-S3
EP-26	EU-26	Emergency Diesel Generator Engine	19-A-494-S3
EP-27	EU-27	Emergency Diesel Generator Engine	19-A-495-S3
EP-28	EU-28	Emergency Diesel Generator Engine	19-A-496-S3
EP-29	EU-29	Emergency Diesel Generator Engine	19-A-497-S3
EP-30	EU-30	Emergency Diesel Generator Engine	19-A-498-S3
EP-31	EU-31	Emergency Diesel Generator Engine	19-A-499-S3
EP-32	EU-32	Emergency Diesel Generator Engine	19-A-500-S3
EP-33	EU-33	Emergency Diesel Generator Engine	19-A-501-S3
EP-34	EU-34	Emergency Diesel Generator Engine	19-A-502-S3

<b>Emission Point Number</b>	<b>Emission Unit Number</b>	<b>Emission Unit Description</b>	<b>IDNR Construction Permit Number</b>
EP-35	EU-35	Emergency Diesel Generator Engine	19-A-503-S3
EP-36	EU-36	Emergency Diesel Generator Engine	19-A-504-S3
EP-37	EU-37	Emergency Diesel Generator Engine	19-A-505-S3
EP-38	EU-38	Emergency Diesel Generator Engine	19-A-506-S3
EP-39	EU-39	Emergency Diesel Generator Engine	19-A-507-S3
EP-40	EU-40	Emergency Diesel Generator Engine	19-A-508-S3
EP-41	EU-41	Emergency Diesel Generator Engine	19-A-509-S3
EP-42	EU-42	Emergency Diesel Generator Engine	19-A-510-S3
EP-43	EU-43	Emergency Diesel Generator Engine	21-A-015-S2
EP-44	EU-44	Emergency Diesel Generator Engine	21-A-016-S2
EP-45	EU-45	Emergency Diesel Generator Engine	21-A-017-S2
EP-46	EU-46	Emergency Diesel Generator Engine	21-A-018-S2
EP-47	EU-47	Emergency Diesel Generator Engine	21-A-019-S2
EP-48	EU-48	Emergency Diesel Generator Engine	21-A-020-S2
EP-49	EU-49	Emergency Diesel Generator Engine	21-A-021-S2
EP-50	EU-50	Emergency Diesel Generator Engine	21-A-022-S2
EP-51	EU-51	Emergency Diesel Generator Engine	21-A-023-S2
EP-52	EU-52	Emergency Diesel Generator Engine	21-A-024-S2
EP-53	EU-53	Emergency Diesel Generator Engine	21-A-025-S2
EP-54	EU-54	Emergency Diesel Generator Engine	21-S-026-S2
EP-55	EU-55	Emergency Diesel Generator Engine	21-A-027-S2
EP-56	EU-56	Emergency Diesel Generator Engine	21-A-028-S2
EP-57	EU-57	Emergency Diesel Generator Engine	21-A-029-S2
EP-58	EU-58	Emergency Diesel Generator Engine	21-A-030-S2
EP-59	EU-59	Emergency Diesel Generator Engine	21-A-031-S2
EP-60	EU-60	Emergency Diesel Generator Engine	21-A-032-S2
EP-61	EU-61	Emergency Diesel Generator Engine	21-A-033-S2
EP-62	EU-62	Emergency Diesel Generator Engine	21-A-034-S2
EP-63	EU-63	Emergency Diesel Generator Engine	21-A-035-S2
EP-64	EU-64	Emergency Diesel Generator Engine	21-A-036-S2
EP-65	EU-65	Emergency Diesel Generator Engine	21-A-037-S2
EP-66	EU-66	Emergency Diesel Generator Engine	21-A-038-S2
EP-67	EU-67	Emergency Diesel Generator Engine	21-A-039-S2
EP-68	EU-68	Emergency Diesel Generator Engine	21-A-040-S2
EP-69	EU-69	Emergency Diesel Generator Engine	21-A-041-S2
EP-70	EU-70	Emergency Diesel Generator Engine	21-A-042-S2
EP-71	EU-71	Emergency Diesel Generator Engine	21-A-043-S2
EP-72	EU-72	Emergency Diesel Generator Engine	21-A-044-S2
EP-73	EU-73	Emergency Diesel Generator Engine	21-A-045-S2
EP-74	EU-74	Emergency Diesel Generator Engine	21-A-046-S2
EP-75	EU-75	Emergency Diesel Generator Engine	21-A-047-S2
EP-76	EU-76	Emergency Diesel Generator Engine	21-A-048-S2
EP-77	EU-77	Emergency Diesel Generator Engine	21-A-049-S2
EP-78	EU-78	Emergency Diesel Generator Engine	21-A-050-S2
EP-79	EU-79	Emergency Diesel Generator Engine	21-A-051-S2
EP-80	EU-80	Emergency Diesel Generator Engine	21-A-052-S2

<b>Emission Point Number</b>	<b>Emission Unit Number</b>	<b>Emission Unit Description</b>	<b>IDNR Construction Permit Number</b>
EP-81	EU-81	Emergency Diesel Generator Engine	21-A-053-S2
EP-82	EU-82	Emergency Diesel Generator Engine	21-A-054-S2
EP-83	EU-83	Emergency Diesel Generator Engine	23-A-209
EP-84	EU-84	Emergency Diesel Generator Engine	23-A-210
EP-85	EU-85	Emergency Diesel Generator Engine	23-A-211
EP-86	EU-86	Emergency Diesel Generator Engine	23-A-212
EP-87	EU-87	Emergency Diesel Generator Engine	23-A-213
EP-88	EU-88	Emergency Diesel Generator Engine	23-A-214
EP-89	EU-89	Emergency Diesel Generator Engine	23-A-215
EP-90	EU-90	Emergency Diesel Generator Engine	23-A-216
EP-91	EU-91	Emergency Diesel Generator Engine	23-A-217
EP-92	EU-92	Emergency Diesel Generator Engine	23-A-218
EP-93	EU-93	Emergency Diesel Generator Engine	23-A-219
EP-94	EU-94	Emergency Diesel Generator Engine	23-A-220
EP-95	EU-95	Emergency Diesel Generator Engine	23-A-221
EP-96	EU-96	Emergency Diesel Generator Engine	23-A-222
EP-97	EU-97	Emergency Diesel Generator Engine	23-A-223
EP-98	EU-98	Emergency Diesel Generator Engine	23-A-224
EP-99	EU-99	Emergency Diesel Generator Engine	23-A-225
EP-100	EU-100	Emergency Diesel Generator Engine	23-A-226
EP-101	EU-101	Emergency Diesel Generator Engine	23-A-227
EP-102	EU-102	Emergency Diesel Generator Engine	23-A-228
EP-103	EU-103	Emergency Diesel Generator Engine	23-A-018-S1
EP-104	EU-104	Emergency Diesel Generator Engine	23-A-229

### **Insignificant Activities Equipment List**

<b>Insignificant Emission Unit Number</b>	<b>Insignificant Emission Unit Description</b>
N/A	Large Diesel Fuel Tanks (100 - 8,000 gallons – One per engine) <sup>(1)</sup>
N/A	Small Diesel Fuel Tanks (2 – 3,000 gallons – one per engine) <sup>(1)</sup>
N/A	Small Diesel Fuel Tanks (2 – 2,100 gallons – One per engine) <sup>(1)</sup>

(1) Each tank meets the exemption from paragraph “m” or “t”. 567 IAC 22.1(2).

## II. Plant-Wide Conditions

Facility Name: Osmium Data Center

Permit Number: 24-TV-004

Permit conditions are established in accord with 567 Iowa Administrative Code rule 24.108. When 567 IAC as amended May 15, 2024, and cited in this permit becomes State Implementation Plan (SIP) approved, it will supersede 567 IAC as amended February 8, 2023. Prior to May 15, 2024, all Title V rule citations in this Title V permit were found and cited in 567 IAC Chapter 22. During the period from May 15, 2024, to the date that 567 IAC as amended May 15, 2024, is approved into the SIP, both 567 IAC as amended May 15, 2024 and 567 IAC as amended February 8, 2023 form the legal basis for the applicable requirements included in this permit. A crosswalk showing the citation changes is attached to this permit in Appendix B.

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### Permit Duration

The term of this permit is: Five (5) Years

Commencing on: 10/17/2024

Ending on: 10/16/2029

Amendments, modifications and reopenings of the permit shall be obtained in accordance with 567 Iowa Administrative Code rules 24.110 - 24.114. Permits may be suspended, terminated, or revoked as specified in 567 Iowa Administrative Code Rules 24.115.

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### Emission Limits

*Unless specified otherwise in the Source Specific Conditions, the following limitations and supporting regulations apply to all emission points at this plant:*

Opacity (visible emissions): 40% opacity

Authority for Requirement: 567 IAC 23.3(2)"d"

Sulfur Dioxide (SO<sub>2</sub>): 500 parts per million by volume

Authority for Requirement: 567 IAC 23.3(3)"e"

### Particulate Matter:

No person shall cause or allow the emission of particulate matter from any source in excess of the emission standards specified in this chapter, except as provided in 567 – Chapter 24. For sources constructed, modified or reconstructed on or after July 21, 1999, the emission of particulate matter from any process shall not exceed an emission standard of 0.1 grain per dry standard cubic foot of exhaust gas, except as provided in 567 – 21.2(455B), 23.1(455B), 23.4(455B) and 567 – Chapter 24.

For sources constructed, modified or reconstructed prior to July 21, 1999, the emission of particulate matter from any process shall not exceed the amount determined from Table I, or

amount specified in a permit if based on an emission standard of 0.1 grain per standard cubic foot of exhaust gas or established from standards provided in 23.1(455B) and 23.4(455B).  
Authority for Requirement: 567 IAC 23.3(2)"a"

**Fugitive Dust:** Attainment and Unclassified Areas - A person shall take reasonable precautions to prevent particulate matter from becoming airborne in quantities sufficient to cause a nuisance as defined in Iowa Code section 657.1 when the person allows, causes or permits any materials to be handled, transported or stored or a building, its appurtenances or a construction haul road to be used, constructed, altered, repaired or demolished, with the exception of farming operations or dust generated by ordinary travel on unpaved roads. Ordinary travel includes routine traffic and road maintenance activities such as scarifying, compacting, transporting road maintenance surfacing material, and scraping of the unpaved public road surface. (the preceding sentence is State Only) All persons, with the above exceptions, shall take reasonable precautions to prevent the discharge of visible emissions of fugitive dusts beyond the lot line of the property on which the emissions originate. The public highway authority shall be responsible for taking corrective action in those cases where said authority has received complaints of or has actual knowledge of dust conditions which require abatement pursuant to this subrule. Reasonable precautions may include, but not be limited to, the following procedures.

1. Use, where practical, of water or chemicals for control of dusts in the demolition of existing buildings or structures, construction operations, the grading of roads or the clearing of land.
2. Application of suitable materials, such as but not limited to asphalt, oil, water or chemicals on unpaved roads, material stockpiles, race tracks and other surfaces which can give rise to airborne dusts.
3. Installation and use of containment or control equipment, to enclose or otherwise limit the emissions resulting from the handling and transfer of dusty materials, such as but not limited to grain, fertilizer or limestone.
4. Covering, at all times when in motion, open-bodied vehicles transporting materials likely to give rise to airborne dusts.
5. Prompt removal of earth or other material from paved streets or to which earth or other material has been transported by trucking or earth-moving equipment, erosion by water or other means.
6. Reducing the speed of vehicles traveling over on-property surfaces as necessary to minimize the generation of airborne dusts.

Authority for Requirement: 567 IAC 23.3(2)"c"

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### **Facility-Wide Combined Emission Limit**

Pollutant: Nitrogen Oxides (NO<sub>x</sub>)

Emission Limit: 246.5 tons/yr<sup>(1)(2)</sup>

Authority for Requirement: See all construction permits listed in Equipment List.

<sup>(1)</sup> The emission limit is based on a 12-month rolling total.

<sup>(2)</sup> The emission limit is based on the facility-wide fuel usage limit for all stationary IC engines at the Osmium Data Center (facility ID 91-09-005). Limit established to make the facility a synthetic minor source for PSD.



### III. Emission Point-Specific Conditions

Facility Name: Osmium Data Center  
 Permit Number: 24-TV-004

**Emission Point ID Number: EP-01 through EP-40 & EP-43 through EP-82:  
 Emergency Diesel Generator Engines**

Associated Equipment

Emission Point	Emission Unit	Emission Unit Description	Raw Material	Rated Capacity	Construction Permit
EP-01 – EP-40, EP-43 – EP-82	EU-01 – EU-40, EU-43 – EU-82	Emergency Diesel Generator Engines: Cummins Diesel IC engine, model QSK95-G9, with open crankcase ventilation	Diesel	EU’s 1-40 & 43-62: 4,308 bhp each  EU’s 63-82: 4,309 bhp each	19-A-469-S3 through 19-A-508-S3, 21-A-015-S2 through 21-A-054-S2

**Applicable Requirements**

**Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)**

*The emissions from each emission point shall not exceed the levels specified below.*

Pollutant: Opacity

Emission Limit(s): 40%<sup>(1)</sup>, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-508-S3,  
 21-A-015-S2 through 21-A-054-S2  
 567 IAC 23.3(2)"d"  
 40 CFR 60 Subpart III  
 567 IAC 23.1(2)"yyy"

<sup>(1)</sup>An exceedance of the indicator opacity of 10% will require the owner or operator to promptly investigate the emission unit and make corrections to operations or equipment associated with the exceedance. If exceedances continue after the corrections, the Department may require additional proof to demonstrate compliance (e.g. stack testing).

Pollutant: PM<sub>2.5</sub>

Emission Limit(s): 1.20 lb/hr

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-508-S3,  
 21-A-015-S2 through 21-A-054-S2

Pollutant: PM<sub>10</sub>

Emission Limit(s): 1.20 lb/hr

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-508-S3,  
21-A-015-S2 through 21-A-054-S2

Pollutant: Particulate Matter (PM)

Emission Limit(s): 1.20 lb/hr, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-508-S3,  
21-A-015-S2 through 21-A-054-S2  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

Pollutant: Sulfur Dioxide (SO<sub>2</sub>)

Emission Limit(s): See Operational Limits

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-508-S3,  
21-A-015-S2 through 21-A-054-S2  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

Pollutant: Nitrogen Oxides (NO<sub>x</sub>)

Emission Limit(s): 63.62 lb/hr, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-508-S3,  
21-A-015-S2 through 21-A-054-S2  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

Pollutant: Carbon Monoxide (CO)

Emission Limit(s): 6.33 lb/hr, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-508-S3,  
21-A-015-S2 through 21-A-054-S2  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

See Plant-wide Conditions for additional emission limits.

### **Operational Limits & Reporting/Record keeping Requirements**

*The owner/operator of this equipment shall comply with the operational limits and requirements listed below. Records shall be kept on site for at least five years and shall be available for inspection by the Department.*

- A. Each engine is limited to burning the following fuels:
  - (1) Petroleum diesel fuel oil that meets the specifications of Condition B;
  - (2) REG 9000/RHD fuel and other Hydrogenated Vegetable Oil (HVO) fuels, provided they meet the specifications of Conditions B. and C.; and
  - (3) Blends of petroleum diesel fuel and REG 9000/RHD and other HVO fuels that meet the specifications of Conditions B. and C.

In these construction permits, “diesel fuel oil” or “diesel fuel” shall mean petroleum diesel fuel oil and HVO fuel that meets Condition C. REG 9000/RHD is a type of HVO fuel. The engines’ manufacturer, Cummins, has approved HVO fuels as a fuel that can be used in the QSK95 C3000 series generator sets and has extended warranty coverage to the engines, provided the HVO fuel meets the fuel specifications applicable to HVO fuels listed in its “*Required Diesel Fuels Specifications.*” REG9000/RHD is an HVO fuel that meets Cummins’s fuel specifications in its “*Required Diesel Fuels Specifications.*” REG 9000/RHD also meets the specifications of ASTM D975, “*Standard Specification for Diesel Fuel Oils,*” and therefore meets the definition of “diesel fuel” in 567 IAC 20.2.

- B. In accordance with §60.4207(b), the diesel fuel burned in each engine shall meet the following specifications from 40 CFR 1090.305 for ultra-low sulfur diesel (ULSD):

**Diesel Fuel Specifications**

Parameter	Limit
Sulfur (S) content	15 ppm (0.0015%) by weight
Minimum cetane index <b>or</b>	40
Maximum aromatic content	35% (by volume)

- (1) The owner or operator shall comply with the requirements listed above by one of the following methods:
- a. have the fuel supplier certify that the fuel delivered meets the standards for non-road diesel fuel ULSD as defined in 40 CFR 1090.80; or
  - b. obtain a fuel analysis from the supplier showing the sulfur content and cetane index or aromatic content of the fuel delivered; or
  - c. perform an analysis of the fuel to determine the sulfur content and cetane index or aromatic content of the fuel received.
- C. The HVO fuels must also meet the following specifications:
- (1) ASTM D975, “*Standard Specification for Diesel Fuel Oils,*” or other specifications that enable the fuel to satisfy the definition of “diesel fuel” from 567 IAC 20.2.
  - (2) EN 15940, “*Automotive fuels – Paraffinic diesel fuel from synthesis or hydrotreatment – Requirements and test methods,*” or other specifications that enable the fuel to meet the paraffinic fuel requirements in the engine manufacturer’s “*Required Diesel Fuels Specifications.*”
- D. The owner or operator of each engine shall comply with the requirements of Condition C. by one of the following methods:
- (1) Have the fuel supplier certify that the fuel delivered meets all the specifications of Condition C.;
  - (2) Obtain a fuel analysis from the supplier that shows that all specifications of Condition C. are met for the fuel delivered;
  - (3) Perform an analysis of the fuel to verify that all specifications of Condition C. are met for the fuel delivered.
- E. Prior to using any HVO fuel that is not REG 9000/RHD in an engine, the owner or operator shall submit a determination request to the Department to use the proposed HVO fuel and shall receive written approval by the Department. Information submitted to the Department shall include the following:

- (1) The supplier and name of the HVO fuel;
- (2) A copy of the fuel analysis done on the fuel;
- (3) A statement that the fuel meets the definition of “diesel fuel” from 567 IAC 20.2;
- (4) A statement that the fuel meets the fuel specifications in EN 15940 or meets other specifications that enable the fuel to meet the paraffinic fuel requirements in the engine manufacturer’s “*Required Diesel Fuels Specifications*;”
- (5) An evaluation of the impact of air emissions due to the use of the fuel; and
- (6) Any other information that is relevant to the approval request, including stack data or emissions data from the fuel supplier or engine manufacturer.

If the Department approves the use of the proposed HVO fuel in the engine, the Department may require additional modifications to the construction permit or additional demonstrations of compliance, including stack testing, with any applicable regulation, permit limitation, or permit condition.

- F. The stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) are limited to burning a maximum of 1,588,820 gallons of diesel fuel oil in any rolling 12-month period.
- G. The following stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) are limited to burning a maximum of 1,571,680 gallons of diesel fuel oil in any rolling 12-month period: EU-1, EU-2, EU-3, EU-4, EU-5, EU-6, EU-7, EU-8, EU-9, EU-10, EU-11, EU-12, EU-13, EU-14, EU-15, EU-16, EU-17, EU-18, EU-19, EU-20, EU-21, EU-22, EU-23, EU-24, EU-25, EU-26, EU-27, EU-28, EU-29, EU-30, EU-31, EU-32, EU-33, EU-34, EU-35, EU-36, EU-37, EU-38, EU-39, EU-40, EU-43, EU-44, EU-45, EU-46, EU-47, EU-48, EU-49, EU-50, EU-51, EU-52, EU-53, EU-54, EU-55, EU-56, EU-57, EU-58, EU-59, EU-60, EU-61, EU-62, EU-63, EU-64, EU-65, EU-66, EU-67, EU-68, EU-69, EU-70, EU-71, EU-72, EU-73, EU-74, EU-75, EU-76, EU-77, EU-78, EU-79, EU-80, EU-81, EU-82, EU-83, EU-84, EU-85, EU-86, EU-87, EU-88, EU-89, EU-90, EU-91, EU-92, EU-93, EU-94, EU-95, EU-96, EU-97, EU-98, EU-99, EU-100, EU-101, EU-102.
- H. The stationary internal combustion engines at the Osmium Data Center (Facility 91-09-005) are limited to burning a maximum of 437,880 gallons of diesel fuel oil in any one day. A “day” is a 24-hour period that begins and ends at midnight.
- I. For seven days per calendar year, the owner or operator may operate any or all of the stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) for any amount of time provided that the daily fuel usage limit from Condition H. is not exceeded and the restrictions for an emergency engine operation from Condition L. are complied with. These seven days are defined as “high activity days” for the purpose of the air dispersion modeling that was conducted for Project 23-175. A “high activity day” shall begin and end at midnight. The definition of “high activity day” does not affect the meaning of “*emergency stationary internal combustion engine*” as that term is defined in NSPS Subpart III.
- J. A “high activity day” shall be triggered when the total number of hours that any combination of engines at the facility operated in a day exceeded twenty-four (24) engine-hours. This Condition J. establishes when an engine or engines can operate and not trigger a “high activity day.”
- K. In accordance with U.S. EPA modeling guidance, each engine qualifies as an intermittent source and is not required to demonstrate predicted attainment with the 1-hour NO<sub>2</sub>

ambient air quality standard. Per this guidance, scheduled operation of an engine for maintenance and readiness testing should be done during favorable dispersion conditions. Favorable dispersion conditions are generally considered daytime hours between 9 AM and 4 PM. The owner or operator should develop and implement written procedures to ensure operation of each engine for maintenance and readiness testing is done during favorable dispersion conditions to the extent practicable. A copy of these procedures shall be made available to the Department upon request.

L. Each engine:

- (1) Is limited to operate as an emergency stationary internal combustion engine as defined in 40 CFR §60.4219 and in accordance with 40 CFR §60.4211(f). There is no time limit on the use of the engine in emergency situations provided that the requested fuel usage limits established in Conditions G. and H. are not exceeded. In accordance with 40 CFR §60.4211(f)(2), each engine is limited to operate a maximum of 100 hours per year for maintenance checks and readiness testing.
- (2) Is also allowed to operate up to 50 hours per calendar year in non-emergency situations in accordance with 40 CFR §60.4211(f)(3), but the 50 hours are counted toward the 100 hours provided for maintenance and testing. The 50 hours per calendar year for non-emergency operation cannot be used for peak shaving or non-emergency demand response or to generate income for the facility to supply power to the electric grid or otherwise supply non-emergency power as part of a financial arrangement with another entity.

M. In accordance with 40 CFR §60.4209(a), each engine shall be equipped with a non-resettable hour meter.

N. Each engine must be installed and configured according to the manufacturer's emission-related specifications, except as permitted in 40 CFR §60.4211(g).

O. In accordance with 40 CFR §60.4211(a), each engine shall be operated and maintained in accordance with the manufacturer's emission-related written instructions. Except as permitted in 40 CFR §60.4211(g), the owner or operator may only change emission-related engine settings that are permitted by the manufacturer.

P. The owner or operator shall maintain the following daily records:

- (1) The total amount of diesel fuel oil burned in all stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) in gallons;
- (2) The number of hours each engine at the facility operated;
- (3) The total number of hours that all engines at the facility operated;
- (4) If an engine was operated, the engine identification number, the start-up time and the shutdown time of day that the engine operated, and the reason why the engine was operated [see 40 CFR §60.4214(b)];
- (5) Whether the day is a "high activity day" or not a "high activity day" in accordance with Conditions I. and J.

Q. The owner or operator shall maintain the following monthly records:

- (1) The number of hours that each engine at the facility operated for maintenance checks and readiness testing;
- (2) The number of hours that each engine at the facility operated for allowed non-emergency operations;
- (3) The amount of diesel fuel oil burned in each engine at the facility (gallons);
- (4) The total amount of diesel fuel oil burned in all stationary internal combustion

- engines at the facility (gallons);
- (5) The rolling 12-month total of the amount of diesel fuel oil burned in all the stationary internal combustion engines at the facility (gallons);
  - (6) The total amount of diesel fuel oil burned in the following group of stationary internal combustion engines (gallons): EU-1, EU-2, EU-3, EU-4, EU-5, EU-6, EU-7, EU-8, EU-9, EU-10, EU-11, EU-12, EU-13, EU-14, EU-15, EU-16, EU-17, EU-18, EU-19, EU-20, EU-21, EU-22, EU-23, EU-24, EU-25, EU-26, EU-27, EU-28, EU-29, EU-30, EU-31, EU-32, EU-33, EU-34, EU-35, EU-36, EU-37, EU-38, EU-39, EU-40, EU-43, EU-44, EU-45, EU-46, EU-47, EU-48, EU-49, EU-50, EU-51, EU-52, EU-53, EU-54, EU-55, EU-56, EU-57, EU-58, EU-59, EU-60, EU-61, EU-62, EU-63, EU-64, EU-65, EU-66, EU-67, EU-68, EU-69, EU-70, EU-71, EU-72, EU-73, EU-74, EU-75, EU-76, EU-77, EU-78, EU-79, EU-80, EU-81, EU-82; EU-83, EU-84, EU-85, EU-86, EU-87, EU-88, EU-89, EU-90, EU-91, EU-92, EU-93, EU-94, EU-95, EU-96, EU-97, EU-98, EU-99, EU-100, EU-101, EU-102;
  - (7) The rolling 12-month total of the amount of diesel fuel oil burned in the following group of stationary internal combustion engines (gallons): EU-1, EU-2, EU-3, EU-4, EU-5, EU-6, EU-7, EU-8, EU-9, EU-10, EU-11, EU-12, EU-13, EU-14, EU-15, EU-16, EU-17, EU-18, EU-19, EU-20, EU-21, EU-22, EU-23, EU-24, EU-25, EU-26, EU-27, EU-28, EU-29, EU-30, EU-31, EU-32, EU-33, EU-34, EU-35, EU-36, EU-37, EU-38, EU-39, EU-40, EU-43, EU-44, EU-45, EU-46, EU-47, EU-48, EU-49, EU-50, EU-51, EU-52, EU-53, EU-54, EU-55, EU-56, EU-57, EU-58, EU-59, EU-60, EU-61, EU-62, EU-63, EU-64, EU-65, EU-66, EU-67, EU-68, EU-69, EU-70, EU-71, EU-72, EU-73, EU-74, EU-75, EU-76, EU-77, EU-78, EU-79, EU-80, EU-81, EU-82; EU-83, EU-84, EU-85, EU-86, EU-87, EU-88, EU-89, EU-90, EU-91, EU-92, EU-93, EU-94, EU-95, EU-96, EU-97, EU-98, EU-99, EU-100, EU-101, EU-102; and
  - (8) The total amount of HVO fuel burned in all stationary internal combustion engines at the facility (gallons).
- R. The owner or operator shall maintain the following annual records on a calendar year basis:
- (1) The number of hours that each engine at the facility operated for maintenance checks and readiness testing;
  - (2) The number of hours that each engine at the facility operated for allowed non-emergency operations;
  - (3) The total number of “high activity days,” as defined in Conditions I. and J, that the facility had;
  - (4) The total of the amount of HVO fuel burned in all the stationary internal combustion engines at the facility (gallons).
- S. The owner or operator shall maintain the following records:
- (1) A copy of the Certificate of Conformity issued by the US EPA to the engine manufacturer for each stationary diesel engine located at the Osmium Data Center;
  - (2) A record of all inspections and maintenance performed on each stationary diesel engine;
  - (3) A record of any Determination Request that was sent to the Department, seeking

review and approval for the use of an HVO fuel that has not been approved for use in the stationary engines. The record shall also include a copy of the Department's written approval letter.

Records required by Condition S.(1) and S.(3) shall be maintained on-site for the life of the equipment.

- T. The recordkeeping requirements listed above may be revised at the request of the owner or operator and with the approval of the Department. Revisions to recordkeeping requirements may require the permits to be modified.
- U. The owner or operator of the facility shall submit an annual report to the Iowa DNR, Air Quality Bureau for any exceedance of the annual limit of "high activity days". This report shall be submitted no later than January 31 of each calendar year. The report shall identify the number of exceedances, the extent of the exceedance, and the corrective action taken. If no exceedance of this limit occurs, the owner or operator is not required to submit a report. Exceedances of the daily or 12-month fuel usage limits shall be reported in accordance with Condition 12.B.(3) of the construction permits.
- V. If the consumption of approved HVO fuels exceeds 80,000 gallons in a calendar year, the owner or operator shall conduct additional stack tests. To satisfy this requirement, the owner or operator may perform the tests on approved HVO fuels at any time prior to exceeding the 80,000 gallon limit.
  - (1) The tests shall be done to demonstrate compliance with the emission limits for particulate matter (PM) and oxides of nitrogen (NOx) listed above.
  - (2) Testing shall be done while burning 100% HVO fuel unless otherwise approved by the Department.
  - (3) Two of the engines from the group of 80 emission units (EU-1 to EU-40 and EU-43 to EU-82) shall be tested as representative engines.
  - (4) The tests shall be conducted by no later than March 31 of the year following the calendar year in which consumption of the approved HVO fuels exceeds 80,000 gallons.
  - (5) The owner or operator shall follow all other general requirements from Condition 2, Compliance Demonstration(s), and the applicable requirements from Condition 12, Notification, Reporting, and Recordkeeping of the construction permits.

This testing requirement is considered a one-time stack test requirement provided that compliance with the emission limits is demonstrated. This requirement does not limit the Department from requiring additional stack testing on proposed HVO fuels in accordance with 567 IAC 21.10(7)"c" and Condition E.

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-508-S3,  
21-A-015-S2 through 21-A-054-S2  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

### NSPS and NESHAP Applicability

#### NSPS IIII

- (1) In accordance with 40 CFR §60.4211(c), the engine must be certified by its manufacturer to comply with the emission standards for emergency engines from 40 CFR §60.4205(b) and 40 CFR §60.4202(a)(2) or 40 CFR §60.4202(b)(2). The emission standards that the engine must be certified by the manufacturer to meet are:

### NSPS Certification Standards

Pollutant	Emission Standard <sup>1</sup>	Basis/Reference
Particulate Matter (PM)	0.20 grams/kW-hr	40 CFR Part 1039, Appendix I <sup>2</sup>
NMHC <sup>3</sup> + NO <sub>x</sub>	6.4	40 CFR Part 1039, Appendix I <sup>Error! Bookmark not defined.</sup>
Carbon Monoxide (CO)	3.5 grams/kW-hr	40 CFR Part 1039, Appendix I <sup>Error! Bookmark not defined.</sup>
Opacity – acceleration mode	20%	40 CFR §1039.105(b)(1) <sup>4</sup>
Opacity – lugging mode	15%	40 CFR §1039.105(b)(2) <sup>Error! Bookmark not defined.</sup>
Opacity – peaks in acceleration or lugging modes	50%	40 CFR §1039.105(b)(3) <sup>Error! Bookmark not defined.</sup>

<sup>1</sup> grams/kW-hr = grams per kilowatt hour = gr/kW-hr

<sup>2</sup> Table 2 of Appendix I is for Tier 2 Emission Standards and Table 3 of Appendix I is for Tier 3 Emissions Standards.

<sup>3</sup> Non-methane hydrocarbon.

<sup>4</sup> The opacity standards do not apply if the engine is a constant-speed engine. Per §1039.801, a constant-speed engine is “an engine whose certification is limited to constant-speed operation. Engines whose constant-speed governor function is removed or disabled are no longer considered constant-speed engines.”

(2) In accordance with 40 CFR §60.4211(c), the owner or operator must comply with the required NSPS emissions standards by purchasing an engine certified by its manufacturer to meet the applicable emission standards for the same model year and engine power. The engine must be installed and configured to the manufacturer’s specifications. Provided these requirements are satisfied, no further demonstration of compliance with the emission standards from 40 CFR §60.4205(b) and 40 CFR §60.4202(a)(2) or 40 CFR §60.4202(b)(2) is required. However, if the engine is not installed, configured, operated, and maintained according to the manufacturer’s emission-related written instructions, a compliance demonstration is required in accordance with 40 CFR §60.4211(g).

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-508-S3,  
21-A-015-S2 through 21-A-054-S2  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

#### NESHAP ZZZZ

(1) Each engine is a new reciprocating internal combustion engine located at an area source of HAP. In accordance with 40 CFR §63.6590(c)(1), each engine must comply with the requirements of Subpart ZZZZ by meeting the requirements of NSPS subpart III. No further requirements apply to this engine under Subpart ZZZZ.

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-508-S3,  
21-A-015-S2 through 21-A-054-S2  
40 CFR 63 Subpart ZZZZ  
567 IAC 23.1(4)"cz"



**Emission Point Characteristics**

*Each emission point shall conform to the specifications listed below.*

EP-01 through EP-40 & EP-43 through EP 62

Stack Height, (ft., from the ground): 27.1

Stack Opening, (inches, dia.): 21.5

Exhaust Flow Rate (scfm): 9,562

Exhaust Temperature (°F): 830

Discharge Style: Vertical, unobstructed

EP-63 through EP-82

Stack Height, (ft., from the ground): 27.1

Stack Opening, (inches, dia.): 21.5

Exhaust Flow Rate (scfm): 9,394

Exhaust Temperature (°F): 828

Discharge Style: Vertical, unobstructed

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-508-S3,  
21-A-015-S2 through 21-A-054-S2

The temperature and flowrate are intended to be representative and characteristic of the design of the permitted emission point. The Department recognizes that the temperature and flow rate may vary with changes in the process and ambient conditions. If it is determined that any of the emission point characteristics above are different than the values stated, the owner or operator shall submit a request either by electronic mail or written correspondence to the Department within thirty (30) days of the discovery to determine if a permit amendment is required, or submit a permit application requesting to amend the permit.

**Monitoring Requirements**

*The owner/operator of this equipment shall comply with the monitoring requirements listed below.*

**Stack Testing:**

Pollutant – Particulate Matter (PM)

Stack Test to be Completed by (date) – See Condition V

Test Method - 40 CFR 60, Appendix A, Method 5

40 CFR 51 Appendix M Method 202

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-508-S3,  
21-A-015-S2 through 21-A-054-S2

Pollutant – Nitrogen Oxides (NO<sub>x</sub>)

Stack Test to be Completed by (date) –See Condition V

Test Method - 40 CFR 60, Appendix A, Method 7E

Authority for Requirement - DNR Construction Permit 19-A-469-S3 through 19-A-508-S3  
21-A-015-S2 through 21-A-054-S2

*The owner of this equipment or the owner’s authorized agent shall provide written notice to the Director, not less than 30 days before a required stack test or performance evaluation of a continuous emission monitor. Results of the test shall be submitted in writing to the Director in the form of a comprehensive report within 6 weeks of the completion of the testing. 567 IAC 21.10(7)*

**Agency Approved Operation & Maintenance Plan Required?** Yes  No

**Facility Maintained Operation & Maintenance Plan Required?** Yes  No

**Compliance Assurance Monitoring (CAM) Plan Required?** Yes  No

Authority for Requirement: 567 IAC 24.108(3)

**Emission Point ID Number: EP-41 and EP-42**

Associated Equipment

<b>Emission Point</b>	<b>Emission Unit</b>	<b>Emission Unit Description</b>	<b>Raw Material</b>	<b>Rated Capacity</b>	<b>Construction Permit</b>
EP-41	EU-41	Emergency Diesel Generator Engine: Cummins Diesel IC engine, model QSK23-G7, with closed crankcase ventilation	Diesel	1,220 bhp	19-A-509-S3
EP-42	EU-42	Emergency Diesel Generator Engine: Cummins Diesel IC engine, model QSK23-G7, with closed crankcase ventilation	Diesel	1,220 bhp	19-A-510-S3

**Applicable Requirements**

**Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)**

*The emissions from each emission point shall not exceed the levels specified below.*

Pollutant: Opacity

Emission Limit(s): 40%<sup>(1)</sup>, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-510-S3,  
21-A-015-S2 through 21-A-054-S2  
567 IAC 23.3(2)"d"  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

<sup>(1)</sup>An exceedance of the indicator opacity of 10% will require the owner or operator to promptly investigate the emission unit and make corrections to operations or equipment associated with the exceedance. If exceedances continue after the corrections, the Department may require additional proof to demonstrate compliance (e.g. stack testing).

Pollutant: PM<sub>2.5</sub>

Emission Limit(s): 0.42 lb/hr

Authority for Requirement: DNR Construction Permit 19-A-509-S3 and 19-A-510-S3

Pollutant: PM<sub>10</sub>

Emission Limit(s): 0.42 lb/hr

Authority for Requirement: DNR Construction Permit 19-A-509-S3 and 19-A-510-S3

Pollutant: Particulate Matter (PM)

Emission Limit(s): 0.42 lb/hr, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permit 19-A-469-S3 through 19-A-510-S3,  
21-A-015-S2 through 21-A-054-S2  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

Pollutant: Sulfur Dioxide (SO<sub>2</sub>)

Emission Limit(s): See Operational Limits

Authority for Requirement: DNR Construction Permit 19-A-509-S3 and 19-A-510-S3  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

Pollutant: Nitrogen Oxides (NO<sub>x</sub>)

Emission Limit(s): 19.74 lb/hr, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permit 19-A-509-S3 and 19-A-510-S3  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

Pollutant: Carbon Monoxide (CO)

Emission Limit(s): 2.95 lb/hr, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permit 19-A-509-S3 and 19-A-510-S3  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

See Plant-wide Conditions for additional emission limits.

### **Operational Limits & Reporting/Record keeping Requirements**

*The owner/operator of this equipment shall comply with the operational limits and requirements listed below. Records shall be kept on site for at least five years and shall be available for inspection by the Department.*

- A. Each engine is limited to burning the following fuels:
- (1) Petroleum diesel fuel oil that meets the specifications of Condition B.;
  - (2) REG 9000/RHD fuel and other Hydrogenated Vegetable Oil (HVO) fuels, provided they meet the specifications of Conditions B. and C.; and
  - (3) Blends of petroleum diesel fuel and REG 9000/RHD and other HVO fuels that meet the specifications of Conditions B. and C.

In these construction permits, "diesel fuel oil" or "diesel fuel" shall mean petroleum diesel fuel oil and HVO fuel that meets Condition C. REG 9000/RHD is a type of HVO fuel. The engines' manufacturer, Cummins, has approved HVO fuels as a fuel that can be used in the QSK23 DQCB series generator sets and has extended warranty coverage to the engines, provided the HVO fuel meets the fuel specifications applicable to HVO fuels listed in its "Required Diesel Fuels Specifications." REG9000/RHD is an HVO fuel that meets Cummins's fuel specifications in its "Required Diesel Fuels Specifications." REG 9000/RHD also meets the specifications of ASTM D975, "Standard Specification for Diesel Fuel Oils," and therefore meets the definition of "diesel fuel" in 567 IAC 20.2.

- B. In accordance with §60.4207(b), the diesel fuel burned in each engine shall meet the following specifications from 40 CFR 1090.305 for ultra-low sulfur diesel (ULSD):

**Diesel Fuel Specifications**

Parameter	Limit
Sulfur (S) content	15 ppm (0.0015%) by weight
Minimum cetane index <b>or</b> Maximum aromatic content	40 35% (by volume)

- (1) She owner or operator shall comply with the requirements listed above by one of the following methods:
- a. have the fuel supplier certify that the fuel delivered meets the standards for non-road diesel fuel ULSD as defined in 40 CFR 1090.80; or
  - b. obtain a fuel analysis from the supplier showing the sulfur content and cetane index or aromatic content of the fuel delivered; or
  - c. perform an analysis of the fuel to determine the sulfur content and cetane index or aromatic content of the fuel received.
- C. The HVO fuels must also meet the following specifications:
- (1) ASTM D975, “*Standard Specification for Diesel Fuel Oils,*” or other specifications that enable the fuel to satisfy the definition of “diesel fuel” from 567 IAC 20.2.
  - (2) EN 15940, “*Automotive fuels – Paraffinic diesel fuel from synthesis or hydrotreatment – Requirements and test methods,*” or other specifications that enable the fuel to meet the paraffinic fuel requirements in the engine manufacturer’s “*Required Diesel Fuels Specifications.*”
- D. The owner or operator of each engine shall comply with the requirements of Condition C. by one of the following methods:
- (1) Have the fuel supplier certify that the fuel delivered meets all the specifications of Condition C.;
  - (2) Obtain a fuel analysis from the supplier that shows that all specifications of Condition C. are met for the fuel delivered;
  - (3) Perform an analysis of the fuel to verify that all specifications of Condition C. are met for the fuel delivered.
- E. Prior to using any HVO fuel that is not REG 9000/RHD in an engine, the owner or operator shall submit a determination request to the Department to use the proposed HVO fuel and shall receive written approval by the Department. Information submitted to the Department shall include the following:
- (1) The supplier and name of the HVO fuel;
  - (2) A copy of the fuel analysis done on the fuel;
  - (3) A statement that the fuel meets the definition of “diesel fuel” from 567 IAC 20.2;
  - (4) A statement that the fuel meets the fuel specifications in EN 15940 or meets other specifications that enable the fuel to meet the paraffinic fuel requirements in the engine manufacturer’s “*Required Diesel Fuels Specifications;*”
  - (5) An evaluation of the impact of air emissions due to the use of the fuel; and
  - (6) Any other information that is relevant to the approval request, including stack data or emissions data from the fuel supplier or engine manufacturer.

If the Department approves the use of the proposed HVO fuel in the engine, the Department may require additional modifications to the construction permit or additional demonstrations of compliance, including stack testing, with any applicable regulation, permit limitation, or permit condition.

- F. The stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) are limited to burning a maximum of 1,588,820 gallons of diesel fuel oil in any rolling 12-month period.
- G. The following stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) are limited to burning a maximum of 10,200 gallons of diesel fuel oil in any rolling 12-month period: EU-41 and EU-42.
- H. The stationary internal combustion engines at the Osmium Data Center (Facility 91-09-005) are limited to burning a maximum of 437,880 gallons of diesel fuel oil in any one day. A “day” is a 24-hour period that begins and ends at midnight.
- I. For seven days per calendar year, the owner or operator may operate any or all of the stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) for any amount of time provided that the daily fuel usage limit from Condition H. is not exceeded and the restrictions for an emergency engine operation from Condition L. are complied with. These seven days are defined as “high activity days” for the purpose of the air dispersion modeling that was conducted for Project 23-175. A “high activity day” shall begin and end at midnight. The definition of “high activity day” does not affect the meaning of “*emergency stationary internal combustion engine*” as that term is defined in NSPS Subpart III.
- J. A “high activity day” shall be triggered when the total number of hours that any combination of engines at the facility operated in a day exceeded twenty-four (24) engine-hours. This Condition J. establishes when an engine or engines can operate and not trigger a “high activity day.”
- K. In accordance with U.S. EPA modeling guidance, each engine qualifies as an intermittent source and is not required to demonstrate predicted attainment with the 1-hour NO<sub>2</sub> ambient air quality standard. Per this guidance, scheduled operation of an engine for maintenance and readiness testing should be done during favorable dispersion conditions. Favorable dispersion conditions are generally considered daytime hours between 9 AM and 4 PM. The owner or operator should develop and implement written procedures to ensure operation of each engine for maintenance and readiness testing is done during favorable dispersion conditions to the extent practicable. A copy of these procedures shall be made available to the Department upon request.
- L. Each engine:
  - (1) Is limited to operate as an emergency stationary internal combustion engine as defined in 40 CFR §60.4219 and in accordance with 40 CFR §60.4211(f). There is no time limit on the use of the engine in emergency situations provided that the requested fuel usage limits established in Conditions G. and H. are not exceeded. In accordance with 40 CFR §60.4211(f)(2), each engine is limited to operate a maximum of 100 hours per year for maintenance checks and readiness testing.
  - (2) Is also allowed to operate up to 50 hours per calendar year in non-emergency situations in accordance with 40 CFR §60.4211(f)(3), but the 50 hours are counted toward the 100 hours provided for maintenance and testing. The 50 hours per calendar year for non-emergency operation cannot be used for peak shaving or

non-emergency demand response or to generate income for the facility to supply power to the electric grid or otherwise supply non-emergency power as part of a financial arrangement with another entity.

- M. In accordance with 40 CFR §60.4209(a), each engine shall be equipped with a non-resettable hour meter.
- N. Each engine must be installed and configured according to the manufacturer's emission-related specifications, except as permitted in 40 CFR §60.4211(g).
- O. In accordance with 40 CFR §60.4211(a), each engine shall be operated and maintained in accordance with the manufacturer's emission-related written instructions. Except as permitted in 40 CFR §60.4211(g), the owner or operator may only change emission-related engine settings that are permitted by the manufacturer.
- P. The owner or operator shall maintain the following daily records:
  - (1) The total amount of diesel fuel oil burned in all stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) in gallons;
  - (2) The number of hours each engine at the facility operated;
  - (3) The total number of hours that all engines at the facility operated;
  - (4) If an engine was operated, the engine identification number, the start-up time and the shutdown time of day that the engine operated, and the reason why the engine was operated [see 40 CFR §60.4214(b)];
  - (5) Whether the day is a "high activity day" or not a "high activity day" in accordance with Conditions I and J.
- Q. The owner or operator shall maintain the following monthly records:
  - (1) The number of hours that each engine at the facility operated for maintenance checks and readiness testing;
  - (2) The number of hours that each engine at the facility operated for allowed non-emergency operations;
  - (3) The amount of diesel fuel oil burned in each engine at the facility (gallons);
  - (4) The total amount of diesel fuel oil burned in all stationary internal combustion engines at the facility (gallons);
  - (5) The rolling 12-month total of the amount of diesel fuel oil burned in all the stationary internal combustion engines at the facility (gallons);
  - (6) The total amount of diesel fuel oil burned in the following group of stationary internal combustion engines (gallons): EU-41, EU-42;
  - (7) The rolling 12-month total of the amount of diesel fuel oil burned in the following group of stationary internal combustion engines (gallons): EU-41, EU-42; and
  - (8) The total amount of HVO fuel burned in all stationary internal combustion engines at the facility (gallons).
- R. The owner or operator shall maintain the following annual records on a calendar year basis:
  - (1) The number of hours that each engine at the facility operated for maintenance checks and readiness testing;
  - (2) The number of hours that each engine at the facility operated for allowed non-emergency operations;
  - (3) The total number of "high activity days," as defined in Conditions I and J, that the facility had;

- (4) The total of the amount of HVO fuel burned in all the stationary internal combustion engines at the facility (gallons).
- S. The owner or operator shall maintain the following records:
  - (1) A copy of the Certificate of Conformity issued by the US EPA to the engine manufacturer for each stationary diesel engine located at the Osmium Data Center;
  - (2) A record of all inspections and maintenance performed on each stationary diesel engine;
  - (3) A record of any Determination Request that was sent to the Department, seeking review and approval for the use of an HVO fuel that has not been approved for use in the stationary engines. The record shall also include a copy of the Department's written approval letter.

Records required by Condition S.(1) and S.(3) shall be maintained on-site for the life of the equipment.

- T. The recordkeeping requirements listed above may be revised at the request of the owner or operator and with the approval of the Department. Revisions to recordkeeping requirements may require the permits to be modified.

- U. The owner or operator of the facility shall submit an annual report to the Iowa DNR, Air Quality Bureau for any exceedance of the annual limit of "high activity days". This report shall be submitted no later than January 31 of each calendar year. The report shall identify the number of exceedances, the extent of the exceedance, and the corrective action taken. If no exceedance of this limit occurs, the owner or operator is not required to submit a report. Exceedances of the daily or 12-month fuel usage limits shall be reported in accordance with Condition 12.B.(3) of the construction permits.

Authority for Requirement: DNR Construction Permit 19-A-509-S3 and 19-A-510-S3



NSPS and NEHSAP Applicability  
 NSPS IIII

- (1) In accordance with 40 CFR §60.4211(c), the engine must be certified by its manufacturer to comply with the emission standards for emergency engines from 40 CFR §60.4205(b) and 40 CFR §60.4202(a)(2) or 40 CFR §60.4202(b)(2). The emission standards that the engine must be certified by the manufacturer to meet are:

**NSPS Certification Standards**

<b>Pollutant</b>	<b>Emission Standard<sup>1</sup></b>	<b>Basis/Reference</b>
Particulate Matter (PM)	0.20 grams/kW-hr	40 CFR Part 1039, Appendix I <sup>2</sup>
NMHC <sup>3</sup> + NO <sub>x</sub>	6.4	40 CFR Part 1039, Appendix I <sup>Error! Bookmark not defined.</sup>
Carbon Monoxide (CO)	3.5 grams/kW-hr	40 CFR Part 1039, Appendix I <sup>Error! Bookmark not defined.</sup>
Opacity – acceleration mode	20%	40 CFR §1039.105(b)(1) <sup>4</sup>
Opacity – lugging mode	15%	40 CFR §1039.105(b)(2) <sup>Error! Bookmark not defined.</sup>
Opacity – peaks in acceleration or lugging modes	50%	40 CFR §1039.105(b)(3) <sup>Error! Bookmark not defined.</sup>

<sup>(1)</sup> grams/kW-hr = grams per kilowatt hour = gr/kW-hr

<sup>(2)</sup> Table 2 of Appendix I is for Tier 2 Emission Standards and Table 3 of Appendix I is for Tier 3 Emissions Standards.

<sup>(3)</sup> Non-methane hydrocarbon.

<sup>(4)</sup> The opacity standards do not apply if the engine is a constant-speed engine. Per §1039.801, a constant-speed engine is “an engine whose certification is limited to constant-speed operation. Engines whose constant-speed governor function is removed or disable are no longer considered constant-speed engines.”

- (2) In accordance with 40 CFR §60.4211(c), the owner or operator must comply with the required NSPS emissions standards by purchasing an engine certified by its manufacturer to meet the applicable emission standards for the same model year and engine power. The engine must be installed and configured to the manufacturer’s specifications. Provided these requirements are satisfied, no further demonstration of compliance with the emission standards from 40 CFR §60.4205(b) and 40 CFR §60.4202(a)(2) or 40 CFR §60.4202(b)(2) is required. However, if the engine is not installed, configured, operated, and maintained according to the manufacturer’s emission-related written instructions, a compliance demonstration is required in accordance with 40 CFR §60.4211(g).

Authority for Requirement: DNR Construction Permit 19-509-S3 and 19-A-510-S3  
 40 CFR 60 Subpart IIII  
 567 IAC 23.1(2)"yyy"

**NESHAP ZZZZ**

- (1) Each engine is a new reciprocating internal combustion engine located at an area source of HAP. In accordance with 40 CFR §63.6590(c)(1), each engine must comply with the requirements of Subpart ZZZZ by meeting the requirements of NSPS subpart IIII. No further requirements apply to this engine under Subpart ZZZZ.

Authority for Requirement: DNR Construction Permit 19-A-509-S3 and 19-A-510-S3  
40 CFR 63 Subpart ZZZZ  
567 IAC 23.1(4)"cz"

**Emission Point Characteristics**

*Each emission point shall conform to the specifications listed below.*

Stack Height, (ft., from the ground): 27

Stack Opening, (inches, dia.): 10

Exhaust Flow Rate (scfm): 2,096

Exhaust Temperature (°F): 840

Discharge Style: Vertical, unobstructed

Authority for Requirement: DNR Construction Permit 19-A-509-S3 and 19-A-510-S3

The temperature and flowrate are intended to be representative and characteristic of the design of the permitted emission point. The Department recognizes that the temperature and flow rate may vary with changes in the process and ambient conditions. If it is determined that any of the emission point characteristics above are different than the values stated, the owner or operator shall submit a request either by electronic mail or written correspondence to the Department within thirty (30) days of the discovery to determine if a permit amendment is required, or submit a permit application requesting to amend the permit.

**Monitoring Requirements**

*The owner/operator of this equipment shall comply with the monitoring requirements listed below.*

**Agency Approved Operation & Maintenance Plan Required?** Yes  No

**Facility Maintained Operation & Maintenance Plan Required?** Yes  No

**Compliance Assurance Monitoring (CAM) Plan Required?** Yes  No

Authority for Requirement: 567 IAC 24.108(3)

**Emission Point ID Number: EP-83 through EP-102: Emergency Diesel Generator Engine**

Associated Equipment

<b>Emission Point</b>	<b>Emission Unit</b>	<b>Emission Unit Description</b>	<b>Control Equipment<sup>(1)</sup></b>	<b>Raw Material</b>	<b>Rated Capacity</b>	<b>Construction Permit</b>
EP-83 through EP-102	EU-83 through EU-102	Emergency Diesel Generator Engines: Cummins Diesel IC engine, model QSK95-G9, with open crankcase ventilation	CE-83 through CE-102: Diesel Particulate Filter	Diesel	4,309 bhp	23-A-209 through 23-A-228

<sup>1</sup> The Control System consists of a Diesel Oxidation Catalyst (DOC) in series with a passive Diesel Particulate Filter (DPF).

**Applicable Requirements**

**Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)**

*The emissions from each emission point shall not exceed the levels specified below.*

Pollutant: Opacity<sup>(1)</sup>

Emission Limit(s): 40%<sup>(2)</sup>, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permits 23-A-209 through 23-A-228  
567 IAC 23.3(2)"d"  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

<sup>(1)</sup> The state opacity limit applies to the engine's exhaust stack and the crankcase vent.

<sup>(2)</sup> An exceedance of the indicator opacity of 10% will require the owner or operator to promptly investigate the emission unit and make corrections to operations or equipment associated with the exceedance. If exceedances continue after the corrections, the Department may require additional proof to demonstrate compliance (e.g. stack testing).

Pollutant: PM<sub>2.5</sub>

Emission Limit(s): 0.18 lb/hr

Authority for Requirement: DNR Construction Permits 23-A-209 through 23-A-228

Pollutant: PM<sub>10</sub>

Emission Limit(s): 0.18 lb/hr

Authority for Requirement: DNR Construction Permits 23-A-209 through 23-A-228

Pollutant: Particulate Matter (PM)

Emission Limit(s): 0.18 lb/hr, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permits 23-A-209 through 23-A-228  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

Pollutant: Sulfur Dioxide (SO<sub>2</sub>)

Emission Limit(s): See Operational Limits below

Authority for Requirement: DNR Construction Permits 23-A-209 through 23-A-228  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

Pollutant: Nitrogen Oxides (NO<sub>x</sub>)

Emission Limit(s): 63.62 lb/hr, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permits 23-A-209 through 23-A-228  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

Pollutant: Carbon Monoxide (CO)

Emission Limit(s): 6.33 lb/hr, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permits 23-A-209 through 23-A-228  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

See Plant-wide Conditions for additional emission limits.

### **Operational Limits & Reporting/Record keeping Requirements**

*The owner/operator of this equipment shall comply with the operational limits and requirements listed below. Records shall be kept on site for at least five years and shall be available for inspection by the Department.*

- A. Each engine (EU-83 to EU-102) shall be equipped with a Diesel Particulate Filter (DPF) (CE-83 to CE-102). The Diesel Particulate Filter is a control technology that traps the particulate matter in a flow filter substrate and periodically removes the collected particles by either physical action or by oxidizing (burning off) the particles in a process call regeneration. The Diesel Particulate Filters (CE-83 to CE-102) use a passive regeneration system.
- B. Each DPF (CE-83 to CE-102) shall be equipped with a backpressure monitor that notifies the owner or operator when the low back pressure limit and the high back pressure limit of the engine is approached. This monitor shall measure the backpressure of the engine in inches water column.<sup>(1)</sup> The monitoring devices and any recorders shall be installed, calibrated, operated and maintained in accordance with the manufacturer's recommendations, instructions and operating manuals or per a written facility specific operation and maintenance plan.

<sup>(1)</sup>The owner or operator may use a different unit of measure for the backpressure without modifying the construction permits for the engines provided that they submit a written notification to the Department prior to making that change. The owner or operator shall also provide the Department the manufacturer's recommended setpoints for the backpressure in the new units of measure.

- (1) The engine's backpressure shall be maintained between the low and high setpoints recommended by the DPF manufacturer (Miratech Group LLC) for the different engine loads. A copy of the setpoints shall be maintained on-site for each engine (EU-83 to EU-102).

- (2) The owner or operator shall collect and record the pressure drop across each Diesel Particulate Filters (CE-83 to CE-102), in inches of water, continuously. It is acceptable to average the continuous readings over a 15 minute (or less) time period and to record the average pressure drop.
  - (3) If the pressure drop across the Diesel Particulate Filter (CE-83 to CE-102) falls outside the range specified in Condition B., the owner or operator shall investigate the Engine (EU-83 to EU-102) and the Diesel Particulate Filter (CE-83 to CE-102) and make corrections to them as necessary. The owner or operator shall maintain a record of all corrective actions taken after the backpressure monitor has alerted that the low or high backpressure limit is approached.
- C. Each engine (EU-83 to EU-102) shall be equipped with a temperature monitor that monitors the engine's exhaust temperature continuously at the inlet to the Diesel Particulate Filter (CE-83 to CE-102). The monitoring devices and any recorders shall be installed, calibrated, operated and maintained in accordance with the manufacturer's recommendations, instructions and operating manuals or per a written facility specific operation and maintenance plan.
- D. Miratech Group LLC, the manufacturer of the Diesel Particulate Filters (CE-83 to CE-102), has established the following operating criteria that should be followed to ensure proper control of particulate matter:
- (1) The engine's minimum exhaust temperature for filter regeneration is 500°F. At 550°F, regeneration takes approximately 45 minutes.
  - (2) The maximum number of consecutive minutes that an engine can operate with an exhaust temperature below 500°F is 720 minutes.
  - (3) The maximum number of cold starts and 40 minute idle sessions that an engine can have before regeneration is required is 18.
- The owner or operator shall maintain a record on each engine (EU-83 to EU-102) that documents that the engine and the diesel particulate filter are being operating consistent with the manufacturer's recommended operating criteria to ensure that the DPF is being properly operated and regenerated. This record shall be made available to the Iowa DNR upon request.
- E. The owner or operator shall develop an operating and maintenance plan for the Diesel Particulate Filters (CE-83 to CE-102), including a preventative maintenance schedule that is consistent with the manufacturer's instructions for routine and long-term maintenance.
- (1) The owner or operator shall maintain a record of all inspections and maintenance and any actions resulting from the inspections and maintenance of the Diesel Particulate Filters (CE-83 to CE-102).
  - (2) The Diesel Particulate Filters (CE-83 to CE-102) shall be cleaned of ash at the frequency recommended by the DPF's manufacturer. The date of cleaning shall be recorded.
  - (3) Before replacing a Diesel Particulate Filter System entirely, the owner or operator shall apply for and obtain a modification to the engine's construction permit.
- F. Each engine is limited to burning the following fuels:
- (1) Petroleum diesel fuel oil that meets the specifications of Condition G.;
  - (2) REG 9000/RHD fuel and other Hydrogenated Vegetable Oil (HVO) fuels, provided they meet the specifications of Conditions G. and H.; and
  - (3) Blends of petroleum diesel fuel and REG 9000/RHD and other HVO fuels that

meet the specifications of Conditions G. and H.

In these construction permits, “diesel fuel oil” or “diesel fuel” shall mean petroleum diesel fuel oil and HVO fuel that meets Condition H. REG 9000/RHD is a type of HVO fuel. The engines’ manufacturer, Cummins, has approved HVO fuels as a fuel that can be used in the QSK95 C3000 series generator sets and has extended warranty coverage to the engines, provided the HVO fuel meets the fuel specifications applicable to HVO fuels listed in its “*Required Diesel Fuels Specifications.*” REG9000/RHD is an HVO fuel that meets Cummins’s fuel specifications in its “*Required Diesel Fuels Specifications.*” REG 9000/RHD also meets the specifications of ASTM D975, “*Standard Specification for Diesel Fuel Oils,*” and therefore meets the definition of “diesel fuel” in 567 IAC 20.2.

G. In accordance with §60.4207(b), the diesel fuel burned in each engine shall meet the following specifications from 40 CFR 1090.305 for ultra-low sulfur diesel (ULSD):

**Diesel Fuel Specifications**

Parameter	Limit
Sulfur (S) content	15 ppm (0.0015%) by weight
Minimum cetane index <b>or</b> Maximum aromatic content	40 35% (by volume)

(1) The owner or operator shall comply with the requirements listed above by one of the following methods:

- a. have the fuel supplier certify that the fuel delivered meets the standards for non-road diesel fuel ULSD as defined in 40 CFR 1090.80; or
- b. obtain a fuel analysis from the supplier showing the sulfur content and cetane index or aromatic content of the fuel delivered; or
- c. perform an analysis of the fuel to determine the sulfur content and cetane index or aromatic content of the fuel received.

H. The HVO fuels must also meet the following specifications:

- (1) ASTM D975, “*Standard Specification for Diesel Fuel Oils,*” or other specifications that enable the fuel to satisfy the definition of “diesel fuel” from 567 IAC 20.2.
- (2) EN 15940, “*Automotive fuels – Paraffinic diesel fuel from synthesis or hydrotreatment – Requirements and test methods,*” or other specifications that enable the fuel to meet the paraffinic fuel requirements in the engine manufacturer’s “*Required Diesel Fuels Specifications.*”

I. The owner or operator of each engine shall comply with the requirements of Condition H. by one of the following methods:

- (1) Have the fuel supplier certify that the fuel delivered meets all the specifications of Condition H.;
- (2) Obtain a fuel analysis from the supplier that shows that all specifications of Condition H. are met for the fuel delivered;
- (3) Perform an analysis of the fuel to verify that all specifications of Condition H. are met for the fuel delivered.

J. Prior to using any HVO fuel that is not REG 9000/RHD in an engine, the owner or operator shall submit a determination request to the Department to use the proposed HVO fuel and shall receive written approval by the Department. Information submitted to the

Department shall include the following:

- (1) The supplier and name of the HVO fuel;
- (2) A copy of the fuel analysis done on the fuel;
- (3) A statement that the fuel meets the definition of “diesel fuel” from 567 IAC 20.2;
- (4) A statement that the fuel meets the fuel specifications in EN 15940 or meets other specifications that enable the fuel to meet the paraffinic fuel requirements in the engine manufacturer’s “*Required Diesel Fuels Specifications*,”
- (5) An evaluation of the impact of air emissions due to the use of the fuel; and
- (6) Any other information that is relevant to the approval request, including stack data or emissions data from the fuel supplier or engine manufacturer.

If the Department approves the use of the proposed HVO fuel in the engine, the Department may require additional modifications to the construction permit or additional demonstrations of compliance, including stack testing, with any applicable regulation, permit limitation, or permit condition.

- K. The stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) are limited to burning a maximum of 1,588,820 gallons of diesel fuel oil in any rolling 12-month period.
- L. The following stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) are limited to burning a maximum of 1,571,680 gallons of diesel fuel oil in any rolling 12-month period: EU-1, EU-2, EU-3, EU-4, EU-5, EU-6, EU-7, EU-8, EU-9, EU-10, EU-11, EU-12, EU-13, EU-14, EU-15, EU-16, EU-17, EU-18, EU-19, EU-20, EU-21, EU-22, EU-23, EU-24, EU-25, EU-26, EU-27, EU-28, EU-29, EU-30, EU-31, EU-32, EU-33, EU-34, EU-35, EU-36, EU-37, EU-38, EU-39, EU-40, EU-43, EU-44, EU-45, EU-46, EU-47, EU-48, EU-49, EU-50, EU-51, EU-52, EU-53, EU-54, EU-55, EU-56, EU-57, EU-58, EU-59, EU-60, EU-61, EU-62, EU-63, EU-64, EU-65, EU-66, EU-67, EU-68, EU-69, EU-70, EU-71, EU-72, EU-73, EU-74, EU-75, EU-76, EU-77, EU-78, EU-79, EU-80, EU-81, EU-82, EU-83, EU-84, EU-85, EU-86, EU-87, EU-88, EU-89, EU-90, EU-91, EU-92, EU-93, EU-94, EU-95, EU-96, EU-97, EU-98, EU-99, EU-100, EU-101, EU-102.
- M. The stationary internal combustion engines at the Osmium Data Center (Facility 91-09-005) are limited to burning a maximum of 437,880 gallons of diesel fuel oil in any one day. A “day” is a 24-hour period that begins and ends at midnight.
- N. For seven days per calendar year, the owner or operator may operate any or all of the stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) for any amount of time provided that the daily fuel usage limit from Condition M. is not exceeded and the restrictions for an emergency engine operation from Condition Q. are complied with. These seven days are defined as “high activity days” for the purpose of the air dispersion modeling that was conducted for Project 23-175. A “high activity day” shall begin and end at midnight. The definition of “high activity day” does not affect the meaning of “*emergency stationary internal combustion engine*” as that term is defined in NSPS Subpart III.
- O. A “high activity day” shall be triggered when the total number of hours that any combination of engines at the facility operated in a day exceeded twenty-four (24) engine-hours. This Condition O. establishes when an engine or engines can operate and not trigger a “high activity day.”

- P. In accordance with U.S. EPA modeling guidance, each engine qualifies as an intermittent source and is not required to demonstrate predicted attainment with the 1-hour NO<sub>2</sub> ambient air quality standard. Per this guidance, scheduled operation of an engine for maintenance and readiness testing should be done during favorable dispersion conditions. Favorable dispersion conditions are generally considered daytime hours between 9 AM and 4 PM. The owner or operator should develop and implement written procedures to ensure operation of each engine for maintenance and readiness testing is done during favorable dispersion conditions to the extent practicable. A copy of these procedures shall be made available to the Department upon request.
- Q. Each engine:
- (1) Is limited to operate as an emergency stationary internal combustion engine as defined in 40 CFR §60.4219 and in accordance with 40 CFR §60.4211(f). There is no time limit on the use of the engine in emergency situations provided that the requested fuel usage limits established in Conditions L. and M. are not exceeded. In accordance with 40 CFR §60.4211(f)(2), each engine is limited to operate a maximum of 100 hours per year for maintenance checks and readiness testing.
  - (2) Is also allowed to operate up to 50 hours per calendar year in non-emergency situations in accordance with 40 CFR §60.4211(f)(3), but the 50 hours are counted toward the 100 hours provided for maintenance and testing. The 50 hours per calendar year for non-emergency operation cannot be used for peak shaving or non-emergency demand response or to generate income for the facility to supply power to the electric grid or otherwise supply non-emergency power as part of a financial arrangement with another entity.
- R. In accordance with 40 CFR §60.4209(a), each engine shall be equipped with a non-resettable hour meter.
- S. Each engine must be installed and configured according to the manufacturer's emission-related specifications, except as permitted in 40 CFR §60.4211(g).
- T. In accordance with 40 CFR §60.4211(a), each engine shall be operated and maintained in accordance with the manufacturer's emission-related written instructions. Except as permitted in 40 CFR §60.4211(g), the owner or operator may only change emission-related engine settings that are permitted by the manufacturer.
- U. The owner or operator shall maintain the following daily records:
- (1) The total amount of diesel fuel oil burned in all stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) in gallons;
  - (2) The number of hours each engine at the facility operated;
  - (3) The total number of hours that all engines at the facility operated;
  - (4) If an engine was operated, the engine identification number, the start-up time and the shutdown time of day that the engine operated, and the reason why the engine was operated [see 40 CFR §60.4214(b)];
  - (5) Whether the day is a "high activity day" or not a "high activity day" in accordance with Conditions N. and O.
- V. The owner or operator shall maintain the following monthly records:
- (1) The number of hours that each engine at the facility operated for maintenance checks and readiness testing;
  - (2) The number of hours that each engine at the facility operated for allowed non-emergency operations;



- (3) The amount of diesel fuel oil burned in each engine at the facility (gallons);
- (4) The total amount of diesel fuel oil burned in all stationary internal combustion engines at the facility (gallons);
- (5) The rolling 12-month total of the amount of diesel fuel oil burned in all the stationary internal combustion engines at the facility (gallons);
- (6) The total amount of diesel fuel oil burned in the following group of stationary internal combustion engines (gallons): EU-1, EU-2, EU-3, EU-4, EU-5, EU-6, EU-7, EU-8, EU-9, EU-10, EU-11, EU-12, EU-13, EU-14, EU-15, EU-16, EU-17, EU-18, EU-19, EU-20, EU-21, EU-22, EU-23, EU-24, EU-25, EU-26, EU-27, EU-28, EU-29, EU-30, EU-31, EU-32, EU-33, EU-34, EU-35, EU-36, EU-37, EU-38, EU-39, EU-40, EU-43, EU-44, EU-45, EU-46, EU-47, EU-48, EU-49, EU-50, EU-51, EU-52, EU-53, EU-54, EU-55, EU-56, EU-57, EU-58, EU-59, EU-60, EU-61, EU-62, EU-63, EU-64, EU-65, EU-66, EU-67, EU-68, EU-69, EU-70, EU-71, EU-72, EU-73, EU-74, EU-75, EU-76, EU-77, EU-78, EU-79, EU-80, EU-81, EU-82; EU-83, EU-84, EU-85, EU-86, EU-87, EU-88, EU-89, EU-90, EU-91, EU-92, EU-93, EU-94, EU-95, EU-96, EU-97, EU-98, EU-99, EU-100, EU-101, EU-102;
- (7) The rolling 12-month total of the amount of diesel fuel oil burned in the following group of stationary internal combustion engines (gallons): EU-1, EU-2, EU-3, EU-4, EU-5, EU-6, EU-7, EU-8, EU-9, EU-10, EU-11, EU-12, EU-13, EU-14, EU-15, EU-16, EU-17, EU-18, EU-19, EU-20, EU-21, EU-22, EU-23, EU-24, EU-25, EU-26, EU-27, EU-28, EU-29, EU-30, EU-31, EU-32, EU-33, EU-34, EU-35, EU-36, EU-37, EU-38, EU-39, EU-40, EU-43, EU-44, EU-45, EU-46, EU-47, EU-48, EU-49, EU-50, EU-51, EU-52, EU-53, EU-54, EU-55, EU-56, EU-57, EU-58, EU-59, EU-60, EU-61, EU-62, EU-63, EU-64, EU-65, EU-66, EU-67, EU-68, EU-69, EU-70, EU-71, EU-72, EU-73, EU-74, EU-75, EU-76, EU-77, EU-78, EU-79, EU-80, EU-81, EU-82; EU-83, EU-84, EU-85, EU-86, EU-87, EU-88, EU-89, EU-90, EU-91, EU-92, EU-93, EU-94, EU-95, EU-96, EU-97, EU-98, EU-99, EU-100, EU-101, EU-102; and
- (8) The total amount of HVO fuel burned in all stationary internal combustion engines at the facility (gallons).

W. The owner or operator shall maintain the following annual records on a calendar year basis:

- (1) The number of hours that each engine at the facility operated for maintenance checks and readiness testing;
- (2) The number of hours that each engine at the facility operated for allowed non-emergency operations;
- (3) The total number of “high activity days,” as defined in Conditions N. and O., that the facility had;
- (4) The total of the amount of HVO fuel burned in all the stationary internal combustion engines at the facility (gallons).

X. The owner or operator shall maintain the following records:

- (1) A copy of the Certificate of Conformity issued by the US EPA to the engine manufacturer for each stationary diesel engine located at the Osmium Data Center;

- (2) A record of all inspections and maintenance performed on each stationary diesel engine;
- (3) A record of any Determination Request that was sent to the Department, seeking review and approval for the use of an HVO fuel that has not been approved for use in the stationary engines. The record shall also include a copy of the Department's written approval letter.

Records required by Condition X.(1) and X.(3) shall be maintained on-site for the life of the equipment.

- Y. The recordkeeping requirements listed above may be revised at the request of the owner or operator and with the approval of the Department. Revisions to recordkeeping requirements may require the permits to be modified.
- Z. The owner or operator of the facility shall submit an annual report to the Iowa DNR, Air Quality Bureau for any exceedance of the annual limit of "high activity days". This report shall be submitted no later than January 31 of each calendar year. The report shall identify the number of exceedances, the extent of the exceedance, and the corrective action taken. If no exceedance of this limit occurs, the owner or operator is not required to submit a report. Exceedances of the daily or 12-month fuel usage limits shall be reported in accordance with Construction Permit Condition 12.B.(3).
- AA. If the consumption of approved HVO fuels exceeds 80,000 gallons in a calendar year, the owner or operator shall conduct additional stack tests. To satisfy this requirement, the owner or operator may perform the tests on approved HVO fuels at any time prior to exceeding the 80,000 gallon limit.

- (1) The tests shall be done to demonstrate compliance with the emission limits for particulate matter (PM) and oxides of nitrogen (NOx) listed above..
- (2) Testing shall be done while burning 100% HVO fuel unless otherwise approved by the Department.
- (3) One of the engines from the group of 20 emission units (EU-83 to EU-102) shall be tested as a representative engine.
- (4) The tests shall be conducted by no later than March 31 of the year following the calendar year in which consumption of the approved HVO fuels exceeds 80,000 gallons.
- (5) The owner or operator shall follow all other general requirements from Condition 2, Compliance Demonstration(s), and the applicable requirements from Condition 12, Notification, Reporting, and Recordkeeping of the construction permits.

This testing requirement is considered a one-time stack test requirement provided that compliance with the emission limits is demonstrated. This requirement does not limit the Department from requiring additional stack testing on proposed HVO fuels in accordance with 567 IAC 21.10(7)"c" and Condition J.

Authority for Requirement: DNR Construction Permits 23-A-209 through 23-A-228  
40 CFR 60 Subpart III  
567 IAC 23.1(2)"yyy"

NSPS and NESHAP Applicability  
 NSPS III

(1) In accordance with 40 CFR §60.4211(c), the engine must be certified by its manufacturer to comply with the emission standards for emergency engines from 40 CFR §60.4205(b) and 40 CFR §60.4202(a)(2) or 40 CFR §60.4202(b)(2). The emission standards that the engine must be certified by the manufacturer to meet are:

**NSPS Certification Standards**

<b>Pollutant</b>	<b>Emission Standard<sup>1</sup></b>	<b>Basis/Reference</b>
Particulate Matter (PM)	0.20 grams/kW-hr	40 CFR Part 1039, Appendix I <sup>2</sup>
NMHC <sup>3</sup> + NO <sub>x</sub>	6.4	40 CFR Part 1039, Appendix I <small>Error! Bookmark not defined.</small>
Carbon Monoxide (CO)	3.5 grams/kW-hr	40 CFR Part 1039, Appendix I <small>Error! Bookmark not defined.</small>
Opacity – acceleration mode	20%	40 CFR §1039.105(b)(1) <sup>4</sup>
Opacity – lugging mode	15%	40 CFR §1039.105(b)(2) <small>Error! Bookmark not defined.</small>
Opacity – peaks in acceleration or lugging modes	50%	40 CFR §1039.105(b)(3) <small>Error! Bookmark not defined.</small>

<sup>1</sup> grams/kW-hr = grams per kilowatt hour = gr/kW-hr

<sup>2</sup> Table 2 of Appendix I is for Tier 2 Emission Standards and Table 3 of Appendix I is for Tier 3 Emissions Standards.

<sup>3</sup> Non-methane hydrocarbon.

<sup>4</sup> The opacity standards do not apply if the engine is a constant-speed engine. Per §1039.801, a constant-speed engine is “an engine whose certification is limited to constant-speed operation. Engines whose constant-speed governor function is removed or disabled are no longer considered constant-speed engines.”

(2) In accordance with 40 CFR §60.4211(c), the owner or operator must comply with the required NSPS emissions standards by purchasing an engine certified by its manufacturer to meet the applicable emission standards for the same model year and engine power. The engine must be installed and configured to the manufacturer’s specifications. Provided these requirements are satisfied, no further demonstration of compliance with the emission standards from 40 CFR §60.4205(b) and 40 CFR §60.4202(a)(2) or 40 CFR §60.4202(b)(2) is required. However, if the engine is not installed, configured, operated, and maintained according to the manufacturer’s emission-related written instructions, a compliance demonstration is required in accordance with 40 CFR §60.4211(g).

Authority for Requirement: DNR Construction Permit 23-A-209 through 23-A-228  
 40 CFR 60 Subpart III  
 567 IAC 23.1(2)"yyy"

NESHAP ZZZZ

- (1) Each engine is a new reciprocating internal combustion engine located at an area source of HAP. In accordance with 40 CFR §63.6590(c)(1), each engine must comply with the requirements of Subpart ZZZZ by meeting the requirements of NSPS subpart III. No further requirements apply to this engine under Subpart ZZZZ.

Authority for Requirement: DNR Construction Permit 23-A-209 through 23-A-228  
40 CFR 63 Subpart ZZZZ  
567 IAC 23.1(4)"cz"

**Emission Point Characteristics**

*Each emission point shall conform to the specifications listed below.*

Stack Height, (ft., from the ground): 31.58

Stack Opening, (inches, dia.): 30.0

Exhaust Flow Rate (scfm): 9,394

Exhaust Temperature (°F): 828

Discharge Style: Vertical, unobstructed

Authority for Requirement: DNR Construction Permits 23-A-209 through 23-A-228

The temperature and flowrate are intended to be representative and characteristic of the design of the permitted emission point. The Department recognizes that the temperature and flow rate may vary with changes in the process and ambient conditions. If it is determined that any of the emission point characteristics above are different than the values stated, the owner or operator shall submit a request either by electronic mail or written correspondence to the Department within thirty (30) days of the discovery to determine if a permit amendment is required, or submit a permit application requesting to amend the permit.

**Monitoring Requirements**

*The owner/operator of this equipment shall comply with the monitoring requirements listed below.*

**Stack Testing:** Applies to the following emission points: EP-83, EP-84, EP-85, EP-86, EP-87, EP-88, EP-89, EP-90, EP-91, EP-92, EP-93, EP-94, EP-95, EP-96, EP-97, EP-98, EP-99, EP-100, EP-101, EP-102.

Pollutant – Particulate Matter (PM)

Stack Test to be Completed by (date) – Within 60 days after achieving the maximum production rate but not later than 180 days after the initial startup date. See Footnote

Test Method - 40 CFR 60, Appendix A, Method 5

40 CFR 51 Appendix M Method 202

Authority for Requirement – DNR Construction Permits 23-A-209 through 23-A-228

A PM stack test is required for the engines. The facility may choose to test any three of the twenty engines and use the test results as representative data for all twenty engines. Testing shall not include a measurement of crankcase emissions unless directed through a permitted emission point. Additional stack tests may be required if HVO fuel is burned in the engines. See Operational Limit Condition AA.

Pollutant – Nitrogen Oxides (NO<sub>x</sub>)

Stack Test to be Completed by (date) – Within 60 days after achieving the maximum production rate but not later than 180 days after the initial startup date. See Footnote.

Test Method - 40 CFR 60, Appendix A, Method 7E

Authority for Requirement – DNR Construction Permits 23-A-209 through 23-A-228

A NO<sub>x</sub> stack test is required for the engines. The facility may choose to test any two of the twenty engines and use the test results as representative data for all twenty engines. Testing shall not include a measurement of crankcase emissions unless directed through a permitted emission point. Additional stack tests may be required if HVO fuel is burned in the engines. See Operational Limit Condition AA.

*The owner of this equipment or the owner's authorized agent shall provide written notice to the Director, not less than 30 days before a required stack test or performance evaluation of a continuous emission monitor. Results of the test shall be submitted in writing to the Director in the form of a comprehensive report within 6 weeks of the completion of the testing. 567 IAC 21.10(7)*

**Agency Approved Operation & Maintenance Plan Required?**      Yes  No

**Facility Maintained Operation & Maintenance Plan Required?**      Yes  No

**Compliance Assurance Monitoring (CAM) Plan Required?**      Yes  No

Authority for Requirement: 567 IAC 24.108(3)

**Emission Point ID Number: EP-103 and EP-104: Emergency Diesel Generator Engines**

Associated Equipment

<b>Emission Point</b>	<b>Emission Unit</b>	<b>Emission Unit Description</b>	<b>Raw Material</b>	<b>Rated Capacity</b>	<b>Construction Permit</b>
EP-103	EU-103	Emergency Diesel Generator Engine: Cummins Diesel IC engine, model QSX15-G9, with closed crankcase ventilation	Diesel	755 bhp	23-A-018-S1
EP-104	EU-104	Emergency Diesel Generator Engine: Cummins Diesel IC engine, model QSX15-G9, with closed crankcase ventilation	Diesel	755 bhp	23-A-229

**Applicable Requirements**

**Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)**

*The emissions from each emission point shall not exceed the levels specified below.*

Pollutant: Opacity

Emission Limit(s): 40%<sup>(1)</sup>, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permit 23-A-018-S1 and 23-A-229  
40 CFR 60 Subpart III  
567 IAC 23.3(2)"yyy"

<sup>(1)</sup>An exceedance of the indicator opacity of 10% will require the owner or operator to promptly investigate the emission unit and make corrections to operations or equipment associated with the exceedance. If exceedances continue after the corrections, the Department may require additional proof to demonstrate compliance (e.g. stack testing).

Pollutant: PM<sub>2.5</sub>

Emission Limit(s): 0.15 lb/hr

Authority for Requirement: DNR Construction Permit 23-A-018-S1 and 23-A-229

Pollutant: PM<sub>10</sub>

Emission Limit(s): 0.15 lb/hr

Authority for Requirement: DNR Construction Permit 23-A-018-S1 and 23-A-229

Pollutant: Particulate Matter (PM)

Emission Limit(s): 0.15 lb/hr, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permit 23-A-018-S1 and 23-A-229  
40 CFR 60 Subpart III  
567 IAC 23.3(2)"yyy"

Pollutant: Sulfur Dioxide (SO<sub>2</sub>)

Emission Limit(s): See Operational Limits

Authority for Requirement: DNR Construction Permit 23-A-018-S1 and 23-A-229  
40 CFR 60 Subpart III  
567 IAC 23.3(2)"yyy"

Pollutant: Nitrogen Oxides (NO<sub>x</sub>)

Emission Limit(s): 9.20 lb/hr, See NSPS Requirements below for additional limits

Authority for Requirement: DNR Construction Permit 23-A-018-S1 and 23-A-229  
40 CFR 60 Subpart III  
567 IAC 23.3(2)"yyy"

Pollutant: Carbon Monoxide (CO)

Emission Limit(s): 1.10 lb/hr

Authority for Requirement: DNR Construction Permit 23-A-018-S1 and 23-A-229  
40 CFR 60 Subpart III  
567 IAC 23.3(2)"yyy"

See Plant-wide Conditions for additional emission limits.

### **Operational Limits & Reporting/Record keeping Requirements**

*The owner/operator of this equipment shall comply with the operational limits and requirements listed below. Records shall be kept on site for at least five years and shall be available for inspection by the Department.*

A. Each engine is limited to burning the following fuels:

- (1) Petroleum diesel fuel oil that meets the specifications of Condition B.;
- (2) REG 9000/RHD fuel and other Hydrogenated Vegetable Oil (HVO) fuels, provided they meet the specifications of Conditions B. and C.; and
- (3) Blends of petroleum diesel fuel and REG 9000/RHD and other HVO fuels that meet the specifications of Conditions B. and C.

In these construction permits, “diesel fuel oil” or “diesel fuel” shall mean petroleum diesel fuel oil and HVO fuel that meets Condition C. REG 9000/RHD is a type of HVO fuel. The engines’ manufacturer, Cummins, has approved HVO fuels as a fuel that can be used in the QSK23 DQCB series generator sets and has extended warranty coverage to the engines, provided the HVO fuel meets the fuel specifications applicable to HVO fuels listed in its “*Required Diesel Fuels Specifications.*” REG9000/RHD is an HVO fuel that meets Cummins’s fuel specifications in its “*Required Diesel Fuels Specifications.*” REG 9000/RHD also meets the specifications of ASTM D975, “*Standard Specification for Diesel Fuel Oils,*” and therefore meets the definition of “diesel fuel” in 567 IAC 20.2.

- B. In accordance with §60.4207(b), the diesel fuel burned in each engine shall meet the following specifications from 40 CFR 1090.305 for ultra-low sulfur diesel (ULSD):

**Diesel Fuel Specifications**

Parameter	Limit
Sulfur (S) content	15 ppm (0.0015%) by weight
Minimum cetane index <b>or</b> Maximum aromatic content	40 35% (by volume)

- (1) The owner or operator shall comply with the requirements listed above by one of the following methods:
- a. have the fuel supplier certify that the fuel delivered meets the standards for non-road diesel fuel ULSD as defined in 40 CFR 1090.80; or
  - b. obtain a fuel analysis from the supplier showing the sulfur content and cetane index or aromatic content of the fuel delivered; or
  - c. perform an analysis of the fuel to determine the sulfur content and cetane index or aromatic content of the fuel received.
- C. The HVO fuels must also meet the following specifications:
- (1) ASTM D975, “*Standard Specification for Diesel Fuel Oils,*” or other specifications that enable the fuel to satisfy the definition of “diesel fuel” from 567 IAC 20.2.
  - (2) EN 15940, “*Automotive fuels – Paraffinic diesel fuel from synthesis or hydrotreatment – Requirements and test methods,*” or other specifications that enable the fuel to meet the paraffinic fuel requirements in the engine manufacturer’s “*Required Diesel Fuels Specifications.*”
- D. The owner or operator of each engine shall comply with the requirements of Condition C. by one of the following methods:
- (1) Have the fuel supplier certify that the fuel delivered meets all the specifications of Condition C.;
  - (2) Obtain a fuel analysis from the supplier that shows that all specifications of Condition C. are met for the fuel delivered;
  - (3) Perform an analysis of the fuel to verify that all specifications of Condition C. are met for the fuel delivered.
- E. Prior to using any HVO fuel that is not REG 9000/RHD in an engine, the owner or operator shall submit a determination request to the Department to use the proposed HVO fuel and shall receive written approval by the Department. Information submitted to the Department shall include the following:
- (1) The supplier and name of the HVO fuel;
  - (2) A copy of the fuel analysis done on the fuel;
  - (3) A statement that the fuel meets the definition of “diesel fuel” from 567 IAC 20.2;
  - (4) A statement that the fuel meets the fuel specifications in EN 15940 or meets other specifications that enable the fuel to meet the paraffinic fuel requirements in the engine manufacturer’s “*Required Diesel Fuels Specifications;*”
  - (5) An evaluation of the impact of air emissions due to the use of the fuel; and
  - (6) Any other information that is relevant to the approval request, including stack data or emissions data from the fuel supplier or engine manufacturer.



If the Department approves the use of the proposed HVO fuel in the engine, the Department may require additional modifications to the construction permit or additional demonstrations of compliance, including stack testing, with any applicable regulation, permit limitation, or permit condition.

- F. The stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) are limited to burning a maximum of 1,588,820 gallons of diesel fuel oil in any rolling 12-month period.
- G. The following stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) are limited to burning a maximum of 6,940 gallons of diesel fuel oil in any rolling 12-month period: EU-103 and EU-104.
- H. The stationary internal combustion engines at the Osmium Data Center (Facility 91-09-005) are limited to burning a maximum of 437,880 gallons of diesel fuel oil in any one day. A “day” is a 24-hour period that begins and ends at midnight.
- I. For seven days per calendar year, the owner or operator may operate any or all of the stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) for any amount of time provided that the daily fuel usage limit from Condition H. is not exceeded and the restrictions for an emergency engine operation from Condition L. are complied with. These seven days are defined as “high activity days” for the purpose of the air dispersion modeling that was conducted for Project 23-175. A “high activity day” shall begin and end at midnight. The definition of “high activity day” does not affect the meaning of “*emergency stationary internal combustion engine*” as that term is defined in NSPS Subpart III.
- J. A “high activity day” shall be triggered when the total number of hours that any combination of engines at the facility operated in a day exceeded twenty-four (24) engine-hours. This Condition J. establishes when an engine or engines can operate and not trigger a “high activity day.”
- K. In accordance with U.S. EPA modeling guidance, each engine qualifies as an intermittent source and is not required to demonstrate predicted attainment with the 1-hour NO<sub>2</sub> ambient air quality standard. Per this guidance, scheduled operation of an engine for maintenance and readiness testing should be done during favorable dispersion conditions. Favorable dispersion conditions are generally considered daytime hours between 9 AM and 4 PM. The owner or operator should develop and implement written procedures to ensure operation of each engine for maintenance and readiness testing is done during favorable dispersion conditions to the extent practicable. A copy of these procedures shall be made available to the Department upon request.
- L. Each engine:
  - (1) Is limited to operate as an emergency stationary internal combustion engine as defined in 40 CFR §60.4219 and in accordance with 40 CFR §60.4211(f). There is no time limit on the use of the engine in emergency situations provided that the requested fuel usage limits established in Conditions G. and H. are not exceeded. In accordance with 40 CFR §60.4211(f)(2), each engine is limited to operate a maximum of 100 hours per year for maintenance checks and readiness testing.
  - (2) Is also allowed to operate up to 50 hours per calendar year in non-emergency situations in accordance with 40 CFR §60.4211(f)(3), but the 50 hours are counted toward the 100 hours provided for maintenance and testing. The 50 hours per calendar year for non-emergency operation cannot be used for peak shaving or

non-emergency demand response or to generate income for the facility to supply power to the electric grid or otherwise supply non-emergency power as part of a financial arrangement with another entity.

- M. In accordance with 40 CFR §60.4209(a), each engine shall be equipped with a non-resettable hour meter.
- N. Each engine must be installed and configured according to the manufacturer's emission-related specifications, except as permitted in 40 CFR §60.4211(g).
- O. In accordance with 40 CFR §60.4211(a), each engine shall be operated and maintained in accordance with the manufacturer's emission-related written instructions. Except as permitted in 40 CFR §60.4211(g), the owner or operator may only change emission-related engine settings that are permitted by the manufacturer.
- P. The owner or operator shall maintain the following daily records:
  - (1) The total amount of diesel fuel oil burned in all stationary internal combustion engines at the Osmium Data Center (Facility No. 91-09-005) in gallons;
  - (2) The number of hours each engine at the facility operated;
  - (3) The total number of hours that all engines at the facility operated;
  - (4) If an engine was operated, the engine identification number, the start-up time and the shutdown time of day that the engine operated, and the reason why the engine was operated [see 40 CFR §60.4214(b)];
  - (5) Whether the day is a "high activity day" or not a "high activity day" in accordance with Conditions I and J.
- Q. The owner or operator shall maintain the following monthly records:
  - (1) The number of hours that each engine at the facility operated for maintenance checks and readiness testing;
  - (2) The number of hours that each engine at the facility operated for allowed non-emergency operations;
  - (3) The amount of diesel fuel oil burned in each engine at the facility (gallons);
  - (4) The total amount of diesel fuel oil burned in all stationary internal combustion engines at the facility (gallons);
  - (5) The rolling 12-month total of the amount of diesel fuel oil burned in all the stationary internal combustion engines at the facility (gallons);
  - (6) The total amount of diesel fuel oil burned in the following group of stationary internal combustion engines (gallons): EU-103, EU-104;
  - (7) The rolling 12-month total of the amount of diesel fuel oil burned in the following group of stationary internal combustion engines (gallons): EU-103, EU-104; and
  - (8) The total amount of HVO fuel burned in all stationary internal combustion engines at the facility (gallons).
- R. The owner or operator shall maintain the following annual records on a calendar year basis:
  - (1) The number of hours that each engine at the facility operated for maintenance checks and readiness testing;
  - (2) The number of hours that each engine at the facility operated for allowed non-emergency operations;
  - (3) The total number of "high activity days," as defined in Conditions I and J, that the facility had;

- (4) The total of the amount of HVO fuel burned in all the stationary internal combustion engines at the facility (gallons).
- S. The owner or operator shall maintain the following records:
- (1) A copy of the Certificate of Conformity issued by the US EPA to the engine manufacturer for each stationary diesel engine located at the Osmium Data Center;
  - (2) A record of all inspections and maintenance performed on each stationary diesel engine;
  - (3) A record of any Determination Request that was sent to the Department, seeking review and approval for the use of an HVO fuel that has not been approved for use in the stationary engines. The record shall also include a copy of the Department's written approval letter.

Records required by Condition S.(1) and S.(3) shall be maintained on-site for the life of the equipment.

T. The recordkeeping requirements in listed above may be revised at the request of the owner or operator and with the approval of the Department. Revisions to recordkeeping requirements may require the permits to be modified.

U. The owner or operator of the facility shall submit an annual report to the Iowa DNR, Air Quality Bureau for any exceedance of the annual limit of "high activity days". This report shall be submitted no later than January 31 of each calendar year. The report shall identify the number of exceedances, the extent of the exceedance, and the corrective action taken. If no exceedance of this limit occurs, the owner or operator is not required to submit a report. Exceedances of the daily or 12-month fuel usage limits shall be reported in accordance with Condition 12.B.(3) of the construction permits.

Authority for Requirement: DNR Construction Permit 23-A-209-S1 and 23-A-229  
 40 CFR 60 Subpart III  
 567 IAC 23.1(2)"yyy"

NSPS and NESHAP Applicability

NSPS IIII

(1) In accordance with 40 CFR §60.4211(c), the engine must be certified by its manufacturer to comply with the emission standards for emergency engines from 40 CFR §60.4205(b) and 40 CFR §60.4202(a)(2) or 40 CFR §60.4202(b)(2). The emission standards that the engine must be certified by the manufacturer to meet are:

**NSPS Certification Standards**

<b>Pollutant</b>	<b>Emission Standard<sup>1</sup></b>	<b>Basis/Reference</b>
Particulate Matter (PM)	0.20 grams/kW-hr	40 CFR Part 1039, Appendix I <sup>2</sup>
NMHC <sup>3</sup> + NO <sub>x</sub>	6.4	40 CFR Part 1039, Appendix I <sup>Error! Bookmark not defined.</sup>
Carbon Monoxide (CO)	3.5 grams/kW-hr	40 CFR Part 1039, Appendix I <sup>Error! Bookmark not defined.</sup>
Opacity – acceleration mode	20%	40 CFR §1039.105(b)(1) <sup>4</sup>
Opacity – lugging mode	15%	40 CFR §1039.105(b)(2) <sup>Error! Bookmark not defined.</sup>
Opacity – peaks in acceleration or lugging modes	50%	40 CFR §1039.105(b)(3) <sup>Error! Bookmark not defined.</sup>

<sup>1</sup> grams/kW-hr = grams per kilowatt hour = gr/kW-hr

<sup>2</sup> Table 2 of Appendix I is for Tier 2 Emission Standards and Table 3 of Appendix I is for Tier 3 Emissions Standards.

<sup>3</sup> Non-methane hydrocarbon.

<sup>4</sup> The opacity standards do not apply if the engine is a constant-speed engine. Per §1039.801, a constant-speed engine is “an engine whose certification is limited to constant-speed operation. Engines whose constant-speed governor function is removed or disabled are no longer considered constant-speed engines.”

(2) In accordance with 40 CFR §60.4211(c), the owner or operator must comply with the required NSPS emissions standards by purchasing an engine certified by its manufacturer to meet the applicable emission standards for the same model year and engine power. The engine must be installed and configured to the manufacturer’s specifications. Provided these requirements are satisfied, no further demonstration of compliance with the emission standards from 40 CFR §60.4205(b) and 40 CFR §60.4202(a)(2) or 40 CFR §60.4202(b)(2) is required. However, if the engine is not installed, configured, operated, and maintained according to the manufacturer’s emission-related written instructions, a compliance demonstration is required in accordance with 40 CFR §60.4211(g).

Authority for Requirement: DNR Construction Permit 23-A-209-S1 and 23-A-229  
40 CFR 60 Subpart IIII  
567 IAC 23.1(2)"yyy"

#### NESHAP ZZZZ

(1) Each engine is a new reciprocating internal combustion engine located at an area source of HAP. In accordance with 40 CFR §63.6590(c)(1), each engine must comply with the requirements of Subpart ZZZZ by meeting the requirements of NSPS subpart IIII. No further requirements apply to this engine under Subpart ZZZZ.

Authority for Requirement: DNR Construction Permit 23-A-209-S1 and 23-A-229  
40 CFR 63 Subpart ZZZZ  
567 IAC 23.1(4)"cz"

#### **Emission Point Characteristics**

*The emission point shall conform to the specifications listed below.*

Stack Height, (ft., from the ground): 25.93 (EP 103), 30.0 (EP 104)

Stack Opening, (inches, dia.): 8

Exhaust Flow Rate (scfm): 1,407

Exhaust Temperature (°F): 900

Discharge Style: Vertical, unobstructed

Authority for Requirement: DNR Construction Permit 23-A-018-S1 and 23-A-229

The temperature and flowrate are intended to be representative and characteristic of the design of the permitted emission point. The Department recognizes that the temperature and flow rate may vary with changes in the process and ambient conditions. If it is determined that any of the emission point characteristics above are different than the values stated, the owner or operator shall submit a request either by electronic mail or written correspondence to the Department within thirty (30) days of the discovery to determine if a permit amendment is required, or submit a permit application requesting to amend the permit.



**Monitoring Requirements**

*The owner/operator of this equipment shall comply with the monitoring requirements listed below.*

**Agency Approved Operation & Maintenance Plan Required?**      Yes  No

**Facility Maintained Operation & Maintenance Plan Required?**      Yes  No

**Compliance Assurance Monitoring (CAM) Plan Required?**      Yes  No

Authority for Requirement: 567 IAC 108 24.108(3)

## IV. General Conditions

This permit is issued under the authority of the Iowa Code subsection 455B.133(8) and in accordance with 567 Iowa Administrative Code (IAC). When 567 IAC as amended May 15, 2024, and cited in this permit becomes State Implementation Plan (SIP) approved, it will supersede 567 IAC as amended February 8, 2023. Prior to May 15, 2024, all Title V rule citations in this Title V permit were found and cited in 567 IAC Chapter 22. During the period from May 15, 2024, to the date that 567 IAC as amended May 15, 2024, is approved into the SIP, both 567 IAC as amended May 15, 2024, and 567 IAC as amended February 8, 2023 form the legal basis for the applicable requirements included in this permit. A crosswalk showing the citation changes is attached to this permit in Appendix B.

### G1. Duty to Comply

1. The permittee must comply with all conditions of the Title V permit. Any permit noncompliance constitutes a violation of the Act and is grounds for enforcement action; for a permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application. *567 IAC 24.108(9)"a"*
2. Any compliance schedule shall be supplemental to, and shall not sanction noncompliance with, the applicable requirements on which it is based. *567 IAC 24.105(2)"h"(3)*
3. Where an applicable requirement of the Act is more stringent than an applicable requirement of regulations promulgated under Title IV of the Act, both provisions shall be enforceable by the administrator and are incorporated into this permit. *567 IAC 24.108(1)"b"*
4. Unless specified as either "state enforceable only" or "local program enforceable only", all terms and conditions in the permit, including provisions to limit a source's potential to emit, are enforceable by the administrator and citizens under the Act. *567 IAC 24.108(14)*
5. It shall not be a defense for a permittee, in an enforcement action, that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of the permit. *567 IAC 24.108(9)"b"*
6. For applicable requirements with which the permittee is in compliance, the permittee shall continue to comply with such requirements. For applicable requirements that will become effective during the permit term, the permittee shall meet such requirements on a timely basis. *567 IAC 24.108(15)"c"*

### G2. Permit Expiration

1. Except as provided in rule 567—24.104(455B), permit expiration terminates a source's right to operate unless a timely and complete application for renewal has been submitted in accordance with rule 567—24.105(455B). *567 IAC 24.116(2)*
2. To be considered timely, the owner, operator, or designated representative (where applicable) of each source required to obtain a Title V permit shall submit on forms or electronic format specified by the Department. Additional copies to local programs or EPA are not required for application materials submitted through the electronic format specified by the Department. The application must include all emission points, emission units, air pollution control equipment, and monitoring devices at the facility. All emissions generating activities, including fugitive emissions, must be included. The definition of a complete application is as indicated in 567 IAC 24.105(2). *567 IAC 24.105*

### G3. Certification Requirement for Title V Related Documents

Any application, report, compliance certification or other document submitted pursuant to this permit shall contain certification by a responsible official of truth, accuracy, and completeness. All certifications shall state that, based on information and belief formed after reasonable

inquiry, the statements and information in the document are true, accurate, and complete. 567 IAC 24.107(4)

#### **G4. Annual Compliance Certification**

By March 31 of each year, the permittee shall submit compliance certifications for the previous calendar year. The certifications shall include descriptions of means to monitor the compliance status of all emissions sources including emissions limitations, standards, and work practices in accordance with applicable requirements. The certification for a source shall include the identification of each term or condition of the permit that is the basis of the certification; the compliance status; whether compliance was continuous or intermittent; the method(s) used for determining the compliance status of the source, currently and over the reporting period consistent with all applicable department rules. For sources determined not to be in compliance at the time of compliance certification, a compliance schedule shall be submitted which provides for periodic progress reports, dates for achieving activities, milestones, and an explanation of why any dates were missed and preventive or corrective measures. The compliance certification shall be submitted to the administrator, director, and the appropriate DNR Field office. 567 IAC 24.108(15)"e"

#### **G5. Semi-Annual Monitoring Report**

By March 31 and September 30 of each year, the permittee shall submit a report of any monitoring required under this permit for the 6 month periods of July 1 to December 31 and January 1 to June 30, respectively. All instances of deviations from permit requirements must be clearly identified in these reports, and the report must be signed by a responsible official, consistent with 567 IAC 24.107(4). The semi-annual monitoring report shall be submitted to the director and the appropriate DNR Field office. 567 IAC 24.108 (5)

#### **G6. Annual Fee**

1. The permittee is required under subrule 567 IAC 24.106 to pay an annual fee based on the total tons of actual emissions of each regulated air pollutant. Beginning July 1, 1996, Title V operating permit fees will be paid on July 1 of each year. The fee shall be based on emissions for the previous calendar year.
2. The fee amount shall be calculated based on the first 4,000 tons of each regulated air pollutant emitted each year. The fee to be charged per ton of pollutant will be available from the department by June 1 of each year. The Responsible Official will be advised of any change in the annual fee per ton of pollutant.
3. The emissions inventory shall be submitted annually by March 31 with forms specified by the department documenting actual emissions for the previous calendar year.
4. The fee shall be submitted annually by July 1 with forms specified by the department.
5. If there are any changes to the emission calculation form, the department shall make revised forms available to the public by January 1. If revised forms are not available by January 1, forms from the previous year may be used and the year of emissions documented changed. The department shall calculate the total statewide Title V emissions for the prior calendar year and make this information available to the public no later than April 30 of each year.
6. Phase I acid rain affected units under section 404 of the Act shall not be required to pay a fee for emissions which occur during the years 1993 through 1999 inclusive.
7. 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 operating in Iowa.
8. Failure to pay the appropriate Title V fee represents cause for revocation of the Title V permit as indicated in 567 IAC 24.115(1)"d".



### **G7. Inspection of Premises, Records, Equipment, Methods and Discharges**

Upon presentation of proper credentials and any other documents as may be required by law, the permittee shall allow the director or the director's authorized representative to:

1. Enter upon the permittee's premises where a Title V source is located or emissions-related activity is conducted, or where records must be kept under the conditions of the permit;
2. Have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit;
3. Inspect, at reasonable times, any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit; and
4. Sample or monitor, at reasonable times, substances or parameters for the purpose of ensuring compliance with the permit or other applicable requirements. *567 IAC 24.108 (15)"b"*

### **G8. Duty to Provide Information**

The permittee shall furnish to the director, within a reasonable time, any information that the director may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee also shall furnish to the director copies of records required to be kept by the permit, or for information claimed to be confidential, the permittee shall furnish such records directly to the administrator of EPA along with a claim of confidentiality. *567 IAC 24.108 (9)"e"*

### **G9. General Maintenance and Repair Duties**

The owner or operator of any air emission source or control equipment shall:

1. Maintain and operate the equipment or control equipment at all times in a manner consistent with good practice for minimizing emissions.
2. Remedy any cause of excess emissions in an expeditious manner.
3. Minimize the amount and duration of any excess emission to the maximum extent possible during periods of such emissions. These measures may include but not be limited to the use of clean fuels, production cutbacks, or the use of alternate process units or, in the case of utilities, purchase of electrical power until repairs are completed.
4. Schedule, at a minimum, routine maintenance of equipment or control equipment during periods of process shutdowns to the maximum extent possible. *567 IAC 21.8(1)*

### **G10. Recordkeeping Requirements for Compliance Monitoring**

1. In addition to any source specific recordkeeping requirements contained in this permit, the permittee shall maintain the following compliance monitoring records, where applicable:

- a. The date, place and time of sampling or measurements
- b. The date the analyses were performed.
- c. The company or entity that performed the analyses.
- d. The analytical techniques or methods used.
- e. The results of such analyses; and
- f. The operating conditions as existing at the time of sampling or measurement.
- g. The records of quality assurance for continuous compliance monitoring systems (including but not limited to quality control activities, audits and calibration drifts.)

2. The permittee shall retain records of all required compliance monitoring data and support information for a period of at least 5 years from the date of compliance monitoring sample, measurement report or application. Support information includes all calibration and maintenance records and all original strip chart recordings for continuous compliance monitoring, and copies of all reports required by the permit.

3. For any source which in its application identified reasonably anticipated alternative operating scenarios, the permittee shall:
  - a. Comply with all terms and conditions of this permit specific to each alternative scenario.
  - b. Maintain a log at the permitted facility of the scenario under which it is operating.
  - c. Consider the permit shield, if provided in this permit, to extend to all terms and conditions under each operating scenario. *567 IAC 24.108(4), 567 IAC 24.108(12)*

**G11. Evidence used in establishing that a violation has or is occurring.**

Notwithstanding any other provisions of these rules, any credible evidence may be used for the purpose of establishing whether a person has violated or is in violation of any provisions herein.

1. Information from the use of the following methods is presumptively credible evidence of whether a violation has occurred at a source:
  - a. A monitoring method approved for the source and incorporated in an operating permit pursuant to 567 Chapter 24;
  - b. Compliance test methods specified in 567 Chapter 21; or
  - c. Testing or monitoring methods approved for the source in a construction permit issued pursuant to 567 Chapter 22.
2. The following testing, monitoring or information gathering methods are presumptively credible testing, monitoring, or information gathering methods:
  - a. Any monitoring or testing methods provided in these rules; or
  - b. Other testing, monitoring, or information gathering methods that produce information comparable to that produced by any method in subrule 21.5(1) or this subrule. *567 IAC 21.5(1)-567 IAC 21.5(2)*

**G12. Prevention of Accidental Release: Risk Management Plan Notification and Compliance Certification**

If the permittee is required to develop and register a risk management plan pursuant to section 112(r) of the Act, the permittee shall notify the department of this requirement. The plan shall be filed with all appropriate authorities by the deadline specified by EPA. A certification that this risk management plan is being properly implemented shall be included in the annual compliance certification of this permit. *567 IAC 24.108(6)*

**G13. Hazardous Release**

The permittee must report any situation involving the actual, imminent, or probable release of a hazardous substance into the atmosphere which, because of the quantity, strength and toxicity of the substance, creates an immediate or potential danger to the public health, safety or to the environment. A verbal report shall be made to the department at (515) 725-8694 and to the local police department or the office of the sheriff of the affected county as soon as possible but not later than six hours after the discovery or onset of the condition. This verbal report must be followed up with a written report as indicated in 567 IAC 131.2(2). *567 IAC Chapter 131-State Only*

**G14. Excess Emissions and Excess Emissions Reporting Requirements**

1. Excess Emissions. Excess emission during a period of startup, shutdown, or cleaning of control equipment is not a violation of the emission standard if the startup, shutdown or cleaning is accomplished expeditiously and in a manner consistent with good practice for minimizing emissions. Cleaning of control equipment which does not require the shutdown of the process equipment shall be limited to one six-minute period per one-hour period. An incident of excess emission (other than an incident during startup, shutdown or cleaning of control equipment) is a

violation. If the owner or operator of a source maintains that the incident of excess emission was due to a malfunction, the owner or operator must show that the conditions which caused the incident of excess emission were not preventable by reasonable maintenance and control measures. Determination of any subsequent enforcement action will be made following review of this report. If excess emissions are occurring, either the control equipment causing the excess emission shall be repaired in an expeditious manner or the process generating the emissions shall be shutdown within a reasonable period of time. An expeditious manner is the time necessary to determine the cause of the excess emissions and to correct it within a reasonable period of time. A reasonable period of time is eight hours plus the period of time required to shut down the process without damaging the process equipment or control equipment. A variance from this subrule may be available as provided for in Iowa Code section 455B.143. In the case of an electric utility, a reasonable period of time is eight hours plus the period of time until comparable generating capacity is available to meet consumer demand with the affected unit out of service, unless, the director shall, upon investigation, reasonably determine that continued operation constitutes an unjustifiable environmental hazard and issue an order that such operation is not in the public interest and require a process shutdown to commence immediately.

## 2. Excess Emissions Reporting

a. Initial Reporting of Excess Emissions. An incident of excess emission (other than an incident of excess emission during a period of startup, shutdown, or cleaning) shall be reported to the appropriate field office of the department within eight hours of, or at the start of the first working day following the onset of the incident. The reporting exemption for an incident of excess emission during startup, shutdown or cleaning does not relieve the owner or operator of a source with continuous monitoring equipment of the obligation of submitting reports required in 567-subrule 21.10(6). An initial report of excess emission is not required for a source with operational continuous monitoring equipment (as specified in 567-subrule 21.10(1) ) if the incident of excess emission continues for less than 30 minutes and does not exceed the applicable emission standard by more than 10 percent or the applicable visible emission standard by more than 10 percent opacity. The initial report may be made by electronic mail (E-mail), in person, or by telephone and shall include as a minimum the following:

- i. The identity of the equipment or source operation from which the excess emission originated and the associated stack or emission point.
- ii. The estimated quantity of the excess emission.
- iii. The time and expected duration of the excess emission.
- iv. The cause of the excess emission.
- v. The steps being taken to remedy the excess emission.
- vi. The steps being taken to limit the excess emission in the interim period.

b. Written Reporting of Excess Emissions. A written report of an incident of excess emission shall be submitted as a follow-up to all required initial reports to the department within seven days of the onset of the upset condition, and shall include as a minimum the following:

- i. The identity of the equipment or source operation point from which the excess emission originated and the associated stack or emission point.
- ii. The estimated quantity of the excess emission.
- iii. The time and duration of the excess emission.
- iv. The cause of the excess emission.

- v. The steps that were taken to remedy and to prevent the recurrence of the incident of excess emission.
- vi. The steps that were taken to limit the excess emission.
- vii. If the owner claims that the excess emission was due to malfunction, documentation to support this claim. *567 IAC 21.7(1)-567 IAC 21.7(4)*

**G15. Permit Deviation Reporting Requirements**

A deviation is any failure to meet a term, condition or applicable requirement in the permit. Reporting requirements for deviations that result in a hazardous release or excess emissions have been indicated above (see G13 and G14). Unless more frequent deviation reporting is specified in the permit, any other deviation shall be documented in the semi-annual monitoring report and the annual compliance certification (see G4 and G5). *567 IAC 24.108(5)"b"*

**G16. Notification Requirements for Sources That Become Subject to NSPS and NESHAP Regulations**

During the term of this permit, the permittee must notify the department of any source that becomes subject to a standard or other requirement under 567-subrule 23.1(2) (standards of performance of new stationary sources) or section 111 of the Act; or 567-subrule 23.1(3) (emissions standards for hazardous air pollutants), 567-subrule 23.1(4) (emission standards for hazardous air pollutants for source categories) or section 112 of the Act. This notification shall be submitted in writing to the department pursuant to the notification requirements in 40 CFR Section 60.7, 40 CFR Section 61.07, and/or 40 CFR Section 63.9. *567 IAC 23.1(2), 567 IAC 23.1(3), 567 IAC 23.1(4)*

**G17. Requirements for Making Changes to Emission Sources That Do Not Require Title V Permit Modification**

1. Off Permit Changes to a Source. Pursuant to section 502(b)(10) of the CAAA, the permittee may make changes to this installation/facility without revising this permit if:
  - a. The changes are not major modifications under any provision of any program required by section 110 of the Act, modifications under section 111 of the act, modifications under section 112 of the act, or major modifications as defined in 567 IAC Chapter 24.
  - b. The changes do not exceed the emissions allowable under the permit (whether expressed therein as a rate of emissions or in terms of total emissions);
  - c. The changes are not modifications under any provisions of Title I of the Act and the changes do not exceed the emissions allowable under the permit (whether expressed therein as a rate of emissions or as total emissions);
  - d. The changes are not subject to any requirement under Title IV of the Act (revisions affecting Title IV permitting are addressed in rules 567—24.140(455B) through 567 - 24.144(455B));
  - e. The changes comply with all applicable requirements.
  - f. For each such change, the permitted source provides to the department and the administrator by certified mail, at least 30 days in advance of the proposed change, a written notification, including the following, which must be attached to the permit by the source, the department and the administrator:
    - i. A brief description of the change within the permitted facility,
    - ii. The date on which the change will occur,
    - iii. Any change in emission as a result of that change,
    - iv. The pollutants emitted subject to the emissions trade

v. If the emissions trading provisions of the state implementation plan are invoked, then Title V permit requirements with which the source shall comply; a description of how the emissions increases and decreases will comply with the terms and conditions of the Title V permit.

vi. A description of the trading of emissions increases and decreases for the purpose of complying with a federally enforceable emissions cap as specified in and in compliance with the Title V permit; and

vii. Any permit term or condition no longer applicable as a result of the change.  
*567 IAC 24.110(1)*

2. Such changes do not include changes that would violate applicable requirements or contravene federally enforceable permit terms and conditions that are monitoring (including test methods), record keeping, reporting, or compliance certification requirements. *567 IAC 24.110(2)*

3. Notwithstanding any other part of this rule, the director may, upon review of a notice, require a stationary source to apply for a Title V permit if the change does not meet the requirements of subrule 24.110(1). *567 IAC 24.110(3)*

4. The permit shield provided in subrule 24.108(18) shall not apply to any change made pursuant to this rule. Compliance with the permit requirements that the source will meet using the emissions trade shall be determined according to requirements of the state implementation plan authorizing the emissions trade. *567 IAC 24.110(4)*

5. No permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading and other similar programs or processes, for changes that are provided for in this permit. *567 IAC 24.108(11)*

#### **G18. Duty to Modify a Title V Permit**

##### **1. Administrative Amendment.**

a. An administrative permit amendment is a permit revision that does any of the following:

i. Correct typographical errors

ii. Identify a change in the name, address, or telephone number of any person identified in the permit, or provides a similar minor administrative change at the source;

iii. Require more frequent monitoring or reporting by the permittee; or

iv. Allow for a change in ownership or operational control of a source where the director determines that no other change in the permit is necessary, provided that a written agreement containing a specific date for transfer of permit responsibility, coverage and liability between the current and new permittee has been submitted to the director.

b. The permittee may implement the changes addressed in the request for an administrative amendment immediately upon submittal of the request. The request shall be submitted to the director.

c. Administrative amendments to portions of permits containing provisions pursuant to Title IV of the Act shall be governed by regulations promulgated by the administrator under Title IV of the Act.

##### **2. Minor Title V Permit Modification.**

a. Minor Title V permit modification procedures may be used only for those permit modifications that satisfy all of the following:

- i. Do not violate any applicable requirement;
  - ii. Do not involve significant changes to existing monitoring, reporting or recordkeeping requirements in the Title V permit;
  - iii. Do not require or change a case by case determination of an emission limitation or other standard, or an increment analysis;
  - iv. Do not seek to establish or change a permit term or condition for which there is no corresponding underlying applicable requirement and that the source has assumed in order to avoid an applicable requirement to which the source would otherwise be subject. Such terms and conditions include any federally enforceable emissions caps which the source would assume to avoid classification as a modification under any provision under Title I of the Act; and an alternative emissions limit approved pursuant to regulations promulgated under section 112(i)(5) of the Act;
  - v. Are not modifications under any provision of Title I of the Act; and
  - vi. Are not required to be processed as significant modification under rule 567 - 24.113(455B).
- b. An application for minor permit revision shall be on the minor Title V modification application form and shall include at least the following:
- i. A description of the change, the emissions resulting from the change, and any new applicable requirements that will apply if the change occurs;
  - ii. The permittee's suggested draft permit;
  - iii. Certification by a responsible official, pursuant to 567 IAC 24.107(4), that the proposed modification meets the criteria for use of minor permit modification procedures and a request that such procedures be used; and
  - iv. Completed forms to enable the department to notify the administrator and the affected states as required by 567 IAC 24.107(7).
- c. The permittee may make the change proposed in its minor permit modification application immediately after it files the application. After the permittee makes this change and until the director takes any of the actions specified in 567 IAC 24.112(4) "a" to "c", the permittee must comply with both the applicable requirements governing the change and the proposed permit terms and conditions. During this time, the permittee need not comply with the existing permit terms and conditions it seeks to modify. However, if the permittee fails to comply with its proposed permit terms and conditions during this time period, the existing permit terms and conditions it seeks to modify may be enforced against the facility.

### 3. Significant Title V Permit Modification.

Significant Title V modification procedures shall be used for applications requesting Title V permit modifications that do not qualify as minor Title V modifications or as administrative amendments. These include but are not limited to all significant changes in monitoring permit terms, every relaxation of reporting or recordkeeping permit terms, and any change in the method of measuring compliance with existing requirements. Significant Title V modifications shall meet all requirements of 567 IAC Chapter 24, including those for applications, public participation, review by affected states, and review by the administrator, as those requirements that apply to Title V issuance and renewal.

The permittee shall submit an application for a significant permit modification not later than three months after commencing operation of the changed source unless the existing Title V

permit would prohibit such construction or change in operation, in which event the operation of the changed source may not commence until the department revises the permit. *567 IAC 24.111-567 IAC 24.113*

#### **G19. Duty to Obtain Construction Permits**

Unless exempted in 567 IAC 22.1(2) or to meet the parameters established in 567 IAC 22.1(1)"c", the permittee shall not construct, install, reconstruct or alter any equipment, control equipment or anaerobic lagoon without first obtaining a construction permit, or conditional permit, or permit pursuant to rule 567 IAC 22.8, or permits required pursuant to rules 567 IAC 22.4, 567 IAC 22.5, 567 IAC 31.3, and 567 IAC 33.3 as required in 567 IAC 22.1(1). A permit shall be obtained prior to the initiation of construction, installation or alteration of any portion of the stationary source or anaerobic lagoon. *567 IAC 22.1(1)*

#### **G20. Asbestos**

The permittee shall comply with 567 IAC 23.1(3)"a", and 567 IAC 23.2(3)"g" when activities involve asbestos mills, surfacing of roadways, manufacturing operations, fabricating, insulating, waste disposal, spraying applications, demolition and renovation operations (*567 IAC 23.1(3)"a"*); training fires and controlled burning of a demolished building (*567 IAC 23.2*).

#### **G21. Open Burning**

The permittee is prohibited from conducting open burning, except as provided in 567 IAC 23.2. *567 IAC 23.2 except 23.2(3)"j"; 567 IAC 23.2(3)"j" - State Only*

#### **G22. Acid Rain (Title IV) Emissions Allowances**

The permittee shall not exceed any allowances that it holds under Title IV of the Act or the regulations promulgated there under. Annual emissions of sulfur dioxide in excess of the number of allowances to emit sulfur dioxide held by the owners and operators of the unit or the designated representative of the owners and operators is prohibited. Exceedences of applicable emission rates are prohibited. "Held" in this context refers to both those allowances assigned to the owners and operators by USEPA, and those allowances supplementally acquired by the owners and operators. The use of any allowance prior to the year for which it was allocated is prohibited. Contravention of any other provision of the permit is prohibited. *567 IAC 24.108(7)*

#### **G23. Stratospheric Ozone and Climate Protection (Title VI) Requirements**

1. The permittee shall comply with the standards for labeling of products using ozone-depleting substances pursuant to 40 CFR Part 82, Subpart E:

- a. All containers in which a class I or class II substance is stored or transported, all products containing a class I substance, and all products directly manufactured with a class I substance must bear the required warning statement if it is being introduced into interstate commerce pursuant to § 82.106.
- b. The placement of the required warning statement must comply with the requirements pursuant to § 82.108.
- c. The form of the label bearing the required warning statement must comply with the requirements pursuant to § 82.110.
- d. No person may modify, remove, or interfere with the required warning statement except as described in § 82.112.

2. The permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 CFR Part 82, Subpart F, except as provided for MVACs in Subpart B:

- a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices pursuant to § 82.156.

- b. Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment pursuant to § 82.158.
  - c. Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to § 82.161.
  - d. Persons disposing of small appliances, MVACs, and MVAC-like appliances must comply with reporting and recordkeeping requirements pursuant to § 82.166. ("MVAC-like appliance" as defined at § 82.152)
  - e. Persons owning commercial or industrial process refrigeration equipment must comply with the leak repair requirements pursuant to § 82.156.
  - f. Owners/operators of appliances normally containing 50 or more pounds of refrigerant must keep records of refrigerant purchased and added to such appliances pursuant to § 82.166.
3. If the permittee manufactures, transforms, imports, or exports a class I or class II substance, the permittee is subject to all the requirements as specified in 40 CFR part 82, Subpart A, Production and Consumption Controls.
  4. If the permittee performs a service on motor (fleet) vehicles when this service involves ozone-depleting substance refrigerant (or regulated substitute substance) in the motor vehicle air conditioner (MVAC), the permittee is subject to all the applicable requirements as specified in 40 CFR part 82, Subpart B, Servicing of Motor Vehicle Air Conditioners. The term "motor vehicle" as used in Subpart B does not include a vehicle in which final assembly of the vehicle has not been completed. The term "MVAC" as used in Subpart B does not include the air-tight sealed refrigeration system used as refrigerated cargo, or system used on passenger buses using HCFC-22 refrigerant,
  5. The permittee shall be allowed to switch from any ozone-depleting or greenhouse gas generating substances to any alternative that is listed in the Significant New Alternatives Program (SNAP) promulgated pursuant to 40 CFR part 82, Subpart G, Significant New Alternatives Policy Program. *40 CFR part 82*

#### **G24. Permit Reopenings**

1. This permit may be modified, revoked, reopened, and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition. *567 IAC 24.108(9)"c"*
2. Additional applicable requirements under the Act become applicable to a major part 70 source with a remaining permit term of 3 or more years. Revisions shall be made as expeditiously as practicable, but not later than 18 months after the promulgation of such standards and regulations.
  - a. Reopening and revision on this ground is not required if the permit has a remaining term of less than three years;
  - b. Reopening and revision on this ground is not required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions have been extended pursuant to 40 CFR 70.4(b)(10)(i) or (ii) as amended to May 15, 2001.
  - c. Reopening and revision on this ground is not required if the additional applicable requirements are implemented in a general permit that is applicable to the source and the source receives approval for coverage under that general permit. *567 IAC 24.108(17)"a"*, *567 IAC 24.108(17)"b"*



3. A permit shall be reopened and revised under any of the following circumstances:
  - a. The department receives notice that the administrator has granted a petition for disapproval of a permit pursuant to 40 CFR 70.8(d) as amended to July 21, 1992, provided that the reopening may be stayed pending judicial review of that determination;
  - b. The department or the administrator determines that the Title V permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the Title V permit;
  - c. Additional applicable requirements under the Act become applicable to a Title V source, provided that the reopening on this ground is not required if the permit has a remaining term of less than three years, the effective date of the requirement is later than the date on which the permit is due to expire, or the additional applicable requirements are implemented in a general permit that is applicable to the source and the source receives approval for coverage under that general permit. Such a reopening shall be complete not later than 18 months after promulgation of the applicable requirement.
  - d. Additional requirements, including excess emissions requirements, become applicable to a Title IV affected source under the acid rain program. Upon approval by the administrator, excess emissions offset plans shall be deemed to be incorporated into the permit.
  - e. The department or the administrator determines that the permit must be revised or revoked to ensure compliance by the source with the applicable requirements. *567 IAC 24.114(1)*
4. Proceedings to reopen and reissue a Title V permit shall follow the procedures applicable to initial permit issuance and shall effect only those parts of the permit for which cause to reopen exists. *567 IAC 24.114(2)*
5. A notice of intent shall be provided to the Title V source at least 30 days in advance of the date the permit is to be reopened, except that the director may provide a shorter time period in the case of an emergency. *567 IAC 24.114(3)*

#### **G25. Permit Shield**

1. The director may expressly include in a Title V permit a provision stating that compliance with the conditions of the permit shall be deemed compliance with any applicable requirements as of the date of permit issuance, provided that:
  - a. Such applicable requirements are included and are specifically identified in the permit;
  - or
  - b. The director, in acting on the permit application or revision, determines in writing that other requirements specifically identified are not applicable to the source, and the permit includes the determination or a concise summary thereof.
2. A Title V permit that does not expressly state that a permit shield exists shall be presumed not to provide such a shield.
3. A permit shield shall not alter or affect the following:
  - a. The provisions of Section 303 of the Act (emergency orders), including the authority of the administrator under that section;
  - b. The liability of an owner or operator of a source for any violation of applicable requirements prior to or at the time of permit issuance;
  - c. The applicable requirements of the acid rain program, consistent with Section 408(a) of the Act;

d. The ability of the department or the administrator to obtain information from the facility pursuant to Section 114 of the Act. *567 IAC 24.108 (18)*

**G26. Severability**

The provisions of this permit are severable and if any provision or application of any provision is found to be invalid by this department or a court of law, the application of such provision to other circumstances, and the remainder of this permit, shall not be affected by such finding. *567 IAC 24.108 (8)*

**G27. Property Rights**

The permit does not convey any property rights of any sort, or any exclusive privilege. *567 IAC 24.108 (9)"d"*

**G28. Transferability**

This permit is not transferable from one source to another. If title to the facility or any part of it is transferred, an administrative amendment to the permit must be sought consistent with the requirements of *567 IAC 24.111(1)*. *567 IAC 24.111 (1)"d"*

**G29. Disclaimer**

No review has been undertaken on the engineering aspects of the equipment or control equipment other than the potential of that equipment for reducing air contaminant emissions. *567 IAC 24.3(3)"c"*

**G30. Notification and Reporting Requirements for Stack Tests or Monitor Certification**

The permittee shall notify the department's stack test contact in writing not less than 30 days before a required test or performance evaluation of a continuous emission monitor is performed to determine compliance with applicable requirements of *567 – Chapter 23* or a permit condition. Such notice shall include the time, the place, the name of the person who will conduct the test and other information as required by the department. If the owner or operator does not provide timely notice to the department, the department shall not consider the test results or performance evaluation results to be a valid demonstration of compliance with applicable rules or permit conditions. Upon written request, the department may allow a notification period of less than 30 days. At the department's request, a pretest meeting shall be held not later than 15 days prior to conducting the compliance demonstration. A testing protocol shall be submitted to the department no later than 15 days before the owner or operator conducts the compliance demonstration. A representative of the department shall be permitted to witness the tests. Results of the tests shall be submitted in writing to the department's stack test contact in the form of a comprehensive report within six weeks (42 days) of the completion of the testing. Compliance tests conducted pursuant to this permit shall be conducted with the source operating in a normal manner at its maximum continuous output as rated by the equipment manufacturer, or the rate specified by the owner as the maximum production rate at which the source shall be operated. In cases where compliance is to be demonstrated at less than the maximum continuous output as rated by the equipment manufacturer, and it is the owner's intent to limit the capacity to that rating, the owner may submit evidence to the department that the source has been physically altered so that capacity cannot be exceeded, or the department may require additional testing, continuous monitoring, reports of operating levels, or any other information deemed necessary by the department to determine whether such source is in compliance.

Stack test notifications, reports and correspondence shall be sent to:

Stack Test Review Coordinator  
Iowa DNR, Air Quality Bureau  
6200 Park Ave  
Suite 200  
Des Moines, IA 50321  
(515) 343-6589

Within Polk and Linn Counties, stack test notifications, reports and correspondence shall also be directed to the supervisor of the respective county air pollution program.

*567 IAC 21.10(7)"a", 567 IAC 21.10(9)*

**G31. Prevention of Air Pollution Emergency Episodes**

The permittee shall comply with the provisions of 567 IAC Chapter 26 in the prevention of excessive build-up of air contaminants during air pollution episodes, thereby preventing the occurrence of an emergency due to the effects of these contaminants on the health of persons.

*567 IAC 26.1(1)*

**G32. Contacts List**

The current address and phone number for reports and notifications to the EPA administrator is:

Iowa Compliance Officer  
Air Branch  
Enforcement and Compliance Assurance Division  
U.S. EPA Region 7  
11201 Renner Blvd.  
Lenexa, KS 66219  
(913) 551-7020

The current address and phone number for reports and notifications to the department or the Director is:

Chief, Air Quality Bureau  
Iowa Department of Natural Resources  
6200 Park Ave  
Suite 200  
Des Moines, IA 50321  
(515) 313-8325

Reports or notifications to the DNR Field Offices or local programs shall be directed to the supervisor at the appropriate field office or local program. Current addresses and phone numbers are:

**Field Office 1**

1101 Commercial Court, Suite 10  
Manchester, IA 52057  
(563) 927-2640

**Field Office 2**

2300-15th St., SW  
Mason City, IA 50401  
(641) 424-4073

**Field Office 3**

1900 N. Grand Ave.  
Spencer, IA 51301  
(712) 262-4177

**Field Office 4**

1401 Sunnyside Lane  
Atlantic, IA 50022  
(712) 243-1934

**Field Office 5**

6200 Park Ave  
Suite 200  
Des Moines, IA 50321  
(515) 725-0268

**Field Office 6**

1023 West Madison Street  
Washington, IA 52353-1623  
(319) 653-2135

**Polk County Public Works Dept.**

Air Quality Division  
5885 NE 14th St.  
Des Moines, IA 50313  
(515) 286-3351

**Linn County Public Health**

Air Quality Branch  
1020 6<sup>th</sup> Street SE  
Cedar Rapids, IA 52401  
(319) 892-6000

## **Appendix A: NSPS and NESHAP Links**

40 CFR 60 Subpart A – General Provisions

<https://www.ecfr.gov/current/title-40/chapter-I/subchapter-C/part-60/subpart-A>

40 CFR 60 Subpart IIII – Standards of Performance for Stationary Compression Ignition Internal Combustion Engines

<https://www.ecfr.gov/current/title-40/chapter-I/subchapter-C/part-60/subpart-IIII>

40 CFR 63 Subpart A – General Provisions

<https://www.ecfr.gov/current/title-40/chapter-I/subchapter-C/part-63/subpart-A>

40 CFR 63 Subpart ZZZZ – National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines

<https://www.ecfr.gov/current/title-40/chapter-I/subchapter-C/part-63/subpart-ZZZZ>

# **Appendix: Executive Order 10 (EO10) Rules Crosswalk**

Previous Chapter Number (Prior to 5/15/2024)	Current Chapter Number	Previous Title and Description (Prior to 5/15/2024)	Current Title and Description	Actions Taken
20	20 (Reserved)	Scope of Title - Definitions	N/A	Definitions moved to Ch. 21, 22 and 23. Rescinded Ch. 20. (Reserved)
21	21	Compliance	Compliance, Excess Emissions, and Measurement of Emissions	Kept and combined with rules from Chapters 24, 25, 26, and 29.
22	22	Controlling Pollution-Permits	Controlling Air Pollution - Construction Permitting	Kept construction permit rules and combined with Ch. 20 (definitions) and Ch. 28 (NAAQS). Moved operating permit rules to Chapter 24.
22.100 - 22.300(12)	(New) 24	N/A	Operating Permits	Moved operating permit rules from Ch. 22 to Ch. 24.
23	23	Emission Standards	Air Emission Standards	Kept
24	(New) 21	Excess Emissions	Compliance, Excess Emissions, and Measurement of Emissions	Moved rules and combined with Ch. 21. Moved TV rules here (to Ch. 24).
25	(New) 21	Emissions Measurement	Compliance, Excess Emissions, and Measurement of Emissions	Moved rules and combined with Ch. 21. Rescinded Ch. 25. (Reserved)
26	(New) 21	Emergency Air Pollution Episodes	Compliance, Excess Emissions, and Measurement of Emissions	Moved rules and combined with Ch. 21. Rescinded Ch. 26. (Reserved)
27	27	Local Program Acceptance	Local Program Acceptance	Kept
28	22	NAAQS	N/A	Moved rules and combined with Ch. 22. Rescinded Ch. 28. (Reserved)
29	(New) 21	Opacity Qualifications	Compliance, Excess Emissions, and Measurement of Emissions	Moved rules and combined with Ch. 21. Rescinded Ch. 29. (Reserved)
30	30	Fees	Fee	Kept
31	31	Nonattainment Areas	Nonattainment New Source Review	Kept
32	N/A	AFO Field Study	N/A	Rescinded Ch. 32. (Reserved)
33	33	Special regulations and construction permit requirements for major stationary sources—Prevention of significant deterioration (PSD) of air quality	Construction permit requirements for major stationary sources—Prevention of significant deterioration (PSD)	Kept
34	N/A	Emissions Trading-CAIR-CAMR	N/A	Rescinded Ch. 34. (Reserved)
35	N/A	Grant Assistance Programs	N/A	Rescinded Ch. 35. (Reserved)

Previous Chapter Number (Prior to 5/15/2024)	Current Chapter Number	Previous Title and Description (Prior to 5/15/2024)	Current Title and Description	Actions Taken
<b>20</b>	<b>20 (Reserved)</b>	<b>Scope of Title - Definitions</b>	<b>N/A</b>	<b>Definitions moved to Ch. 21, 22 and 23.</b> <b>Rescinded Ch. 20. (Reserved)</b>
20.1	N/A	Scope of title	N/A	
20.2	Ch. 21, 22, 23	Definitions	Definitions	See beginning of Ch. 21, 22, and 23
20.3	N/A	Air quality forms generally	N/A	

<b>21</b>	<b>21</b>	<b>Compliance</b>	<b>Compliance, Excess Emissions, and Measurement of Emissions</b>	<b>Kept and combined with rules from Chapters 24, 25, 26, and 29.</b>
21.1	21.1	Compliance Schedule	Definitions and compliance requirements	Added definitions from Ch. 21, some language updated
21.2	21.2	Variances	Variances	Some language updated
21.3	21.3	Emission reduction program	Reserved	Reserved
21.4	21.4	Circumvention of rules	Circumvention of rules	Minor language updated
21.5	21.5	Evidence used in establishing that a violation has or is occurring	Evidence used in establishing that a violation has occurred or is occurring	21.5(2) Reserved, some language updated
21.6	21.6	Temporary electricity generation for disaster situations	Temporary electricity generation for disaster situations	Minor language updated
24.1	21.7	Excess emission reporting	Excess emission reporting	Moved from Ch. 24, some language updated
24.2	21.8	Maintenance and repair requirements	Maintenance and repair requirements	Moved from Ch. 24, some language updated
N/A	21.9	N/A	Compliance with other requirements	New language
25.1	21.10	Testing and sampling of new and existing equipment	Testing and sampling of new and existing equipment	Moved from Ch. 25, some language updated
25.2	21.11	Continuous emission monitoring under the acid rain program	Continuous emission monitoring under the acid rain program	Moved from Ch. 25, some language updated
25.3	N/A	Mercury emissions testing and monitoring	N/A	Rescinded. Except 25.3(5)
25.3(5)	21.12	Affected sources subject to Section 112(g)	Affected sources subject to Section 112(g)	Moved from Ch. 25, some language updated
29.1	21.13	Methodology and qualified observer	Methodology and qualified observer	Moved from Ch. 29, some language updated
26.1	21.14	Prevention of air pollution emergency episodes - General	Prevention of air pollution emergency episodes	Moved from Ch. 26, some language updated
26.2	21.15	Episode criteria	Episode criteria	Moved from Ch. 26, some language updated
26.3	21.16	Preplanned abatement strategies	Preplanned abatement strategies	Moved from Ch. 26, some language updated
26.4	21.17	Actions taken during episodes	Actions taken during episodes	Moved from Ch. 26, some language updated
Ch 26 Table III	Table I	Abatement strategies emission reduction actions alert level	Abatement strategies emission reduction actions alert level	Moved from Ch. 26, reference federal appendix table
Ch 26 Table IV	Table II	Abatement strategies emission reduction actions warning level	Abatement strategies emission reduction actions warning level	Moved from Ch. 26, reference federal appendix table
Ch 26 Table V	Table III	Abatement strategies emission reduction actions emergency level	Abatement strategies emission reduction actions emergency level	Moved from Ch. 26, reference federal appendix table

<b>22</b>	<b>22</b>	<b>Controlling Pollution-Permits</b>	<b>Controlling Air Pollution - Construction Permitting</b>	<b>Kept construction permit rules and combined with Ch. 20 (definitions) and Ch. 28 (NAAQS).</b> <b>Moved operating permit rules to Chapter 24.</b>
22.1	22.1	Permits required for new or existing stationary sources	Definitions and permit requirements for new or existing stationary sources	Added definitions from Ch. 20, some language updated
22.2	22.2	Processing permit applications	Processing permit applications	
22.3	22.3	Issuing permits	Issuing permits	
22.4	22.4	Special requirements for major stationary sources located in areas designated attainment or unclassified (PSD)	Major stationary sources located in areas designated attainment or unclassified (PSD)	
22.5	22.5	Special requirements for nonattainment areas	Major stationary sources located in areas designated Nonattainment	
22.6	22.6	Nonattainment area designations	Reserved	



Previous Chapter Number (Prior to 5/15/2024)	Current Chapter Number	Previous Title and Description (Prior to 5/15/2024)	Current Title and Description	Actions Taken
22.7	22.7	Alternative emission control program	Alternative emission control program	
22.8	22.8	Permit by rule	Permit by rule	
22.9	22.9	Special requirements for visibility protection	Special requirements for visibility protection	A lot of language updated or removed
22.10	22.10	Permitting requirements for country grain elevators, country grain terminal elevators, grain terminal elevators and feed mill equipment	Permitting requirements for country grain elevators, country grain terminal elevators, grain terminal elevators and feed mill equipment	
28.1	22.11	Ambient air quality standards - Statewide standards	Ambient air quality standards	Moved from Ch. 28, minor language updated
22.12 to 22.99	N/A	Reserved	N/A	Removed

22.100 - 22.300(12)	(New) 24	N/A	Operating Permits	Moved operating permit rules from Ch. 22 to Ch. 24.
22.100	24.100	Definitions for Title V operating permits	Definitions for Title V operating permits	Moved from Ch. 22, some language updated, many 40 CFR 70 definitions adopted by reference
22.101	24.101	Applicability of Title V operating permit requirements	Applicability of Title V operating permit requirements	Moved from Ch. 22, some language updated to correct punctuation and remove old dates
22.102	24.102	Source category exemptions	Source category exemptions	Moved from Ch. 22, some language updated to correct punctuation
22.103	24.103	Insignificant activities	Insignificant activities	Moved from Ch. 22, some language updated to correct typos and remove old dates
22.104	24.104	Requirement to have a Title V permit	Requirement to have a Title V permit	Moved from Ch. 22, some language updated no changes to rule text
22.105	24.105	Title V permit applications	Title V permit applications	Moved from Ch. 22, updated language to address electronic submissions and remove past application due dates
22.106	24.106	Annual Title V emissions inventory	Annual Title V emissions inventory	Moved from Ch. 22, no changes to rule text
22.107	24.107	Title V permit processing procedures	Title V permit processing procedures	Moved from Ch. 22, some language updated to update locations of public records and remove old CFR amendment dates
22.108	24.108	Permit content	Permit content	Moved from Ch. 22, some language updated to correct punctuation, remove old dates, and adopt 40 CFR 70 rules by reference
22.109	24.109	General permits	General permits	Moved from Ch. 22, language updated to adopt 40 CFR 70 rules by reference
22.110	24.110	Changes allowed without a Title V permit revision (off-permit revisions)	Changes allowed without a Title V permit revision (off-permit revisions)	Moved from Ch. 22, some language updated to remove redundant language
22.111	24.111	Administrative amendments to Title V permits	Administrative amendments to Title V permits	Moved from Ch. 22, no changes to rule text
22.112	24.112	Minor Title V permit modifications	Minor Title V permit modifications	Moved from Ch. 22, no changes to rule text
22.113	24.113	Significant Title V permit modifications	Significant Title V permit modifications	Moved from Ch. 22, no changes to rule text
22.114	24.114	Title V permit reopenings	Title V permit re-openings	Moved from Ch. 22 to Ch. 24, some language updated to adopt 40 CFR 70 rules by reference
22.115	24.115	Suspension, termination, and revocation of Title V permits	Suspension, termination, and revocation of Title V permits	Moved from Ch. 22, no changes to rule text
22.116	24.116	Title V permit renewals	Title V permit renewals	Moved from Ch. 22, no changes to rule text
22.117-22.119	24.117-24.119	Reserved	Reserved	Moved from Ch. 22, no changes to rule text
22.120	24.120	Acid rain program—definitions	Acid rain program—definitions	Moved from Ch. 22, some language updated to remove old CFR amendment dates and address electronic submissions
22.121	24.121	Measurements, abbreviations, and acronyms	Reserved	Moved from Ch. 22, no changes to rule text
22.122	24.122	Applicability	Applicability	Moved from Ch. 22, language updated to adopt 40 CFR 70 rules by reference
22.123	24.123	Acid rain exemptions	Acid rain exemptions	Moved from Ch. 22, some language updated to correct punctuation
22.124	24.124	Retired units exemption	Reserved	Moved from Ch. 22, no changes to rule text
22.125	24.125	Standard requirements	Standard requirements	Moved from Ch. 22, language updated to adopt 40 CFR 70 rules by reference
22.126	24.126	Designated representative—submissions	Designated representative—submissions	Moved from Ch. 22, language updated to adopt 40 CFR 70 rules by reference
22.127	24.127	Designated representative—objections	Designated representative—objections	Moved from Ch. 22, language updated to adopt 40 CFR 70 rules by reference
22.128	24.128	Acid rain applications—requirement to apply	Acid rain applications—requirement to apply	Moved from Ch. 22, language updated to adopt 40 CFR 70 rules by reference

22.129	24.129	Information requirements for acid rain permit applications	Information requirements for acid rain permit applications	Moved from Ch. 22, no changes to rule text
Previous Chapter Number (Prior to 5/15/2024)	Current Chapter Number	Previous Title and Description (Prior to 5/15/2024)	Current Title and Description	Actions Taken
22.130	24.130	Acid rain permit application shield and binding effect of permit application	Acid rain permit application shield and binding effect of permit application	Moved from Ch. 22, language updated to adopt 40 CFR 70 rules by reference
22.131	24.131	Acid rain compliance plan and compliance options—general	Acid rain compliance plan and compliance options—general	Moved from Ch. 22, language updated to adopt 40 CFR 70 rules by reference
22.132	24.132	Repowering extensions	Reserved	Moved from Ch. 22, no changes to rule text
22.133	24.133	Acid rain permit contents—general	Acid rain permit contents—general	Moved from Ch. 22, language updated to adopt 40 CFR 70 rules by reference
22.134	24.134	Acid rain permit shield	Acid rain permit shield	Moved from Ch. 22, language updated to adopt 40 CFR 70 rules by reference
22.135	24.135	Acid rain permit issuance procedures—general	Acid rain permit issuance procedures—general	Moved from Ch. 22, no changes to rule text
22.136	24.136	Acid rain permit issuance procedures—completeness	Acid rain permit issuance procedures—completeness	Moved from Ch. 22, no changes to rule text
22.137	24.137	Acid rain permit issuance procedures—statement of basis	Acid rain permit issuance procedures—statement of basis	Moved from Ch. 22, no changes to rule text
22.138	24.138	Issuance of acid rain permits	Issuance of acid rain permits	Moved from Ch. 22, some language updated to remove old dates and deadlines
22.139	24.139	Acid rain permit appeal procedures	Acid rain permit appeal procedures	Moved from Ch. 22, no changes to rule text
22.140	24.140	Permit revisions—general	Permit revisions—general	Moved from Ch. 22, some language updated to remove old dates
22.141	24.141	Permit modifications	Permit modifications	Moved from Ch. 22, no changes to rule text
22.142	24.142	Fast-track modifications	Fast-track modifications	Moved from Ch. 22, language updated to adopt 40 CFR 70 rules by reference
22.143	24.143	Administrative permit amendment	Administrative permit amendment	Moved from Ch. 22, some language updated to remove fax option
22.144	24.144	Automatic permit amendment	Automatic permit amendment	Moved from Ch. 22, language updated to adopt 40 CFR 70 rules by reference
22.145	24.145	Permit reopenings	Permit re-openings	Moved from Ch. 22, language updated to adopt 40 CFR 70 rules by reference
22.146	24.146	Compliance certification—annual report	Compliance certification—annual report	Moved from Ch. 22, no changes to rule text
22.147	24.147	Compliance certification—units with repowering extension plans	Reserved	Moved from Ch. 22, no changes to rule text
22.148	24.148	Sulfur dioxide opt-ins	Sulfur dioxide opt-ins	Moved from Ch. 22, some language updated to update the 40 CFR Part 74 amendment date
22.149 - 22.199	24.149 - 24.299	Reserved	Reserved	Moved from Ch. 22, no changes to rule text
22.200	24.200 - 24.299	Definitions for voluntary operating permits	Reserved	Moved from Ch. 22, no changes to rule text
22.201	24.200 - 24.299	Eligibility for voluntary operating permits	Reserved	Moved from Ch. 22, no changes to rule text
22.203	24.200 - 24.299	Voluntary operating permit applications	Reserved	Moved from Ch. 22, no changes to rule text
22.204	24.200 - 24.299	Voluntary operating permit fees	Reserved	Moved from Ch. 22, no changes to rule text
22.205	24.200 - 24.299	Voluntary operating permit processing procedures	Reserved	Moved from Ch. 22, no changes to rule text
22.206	24.200 - 24.299	Permit content	Reserved	Moved from Ch. 22, no changes to rule text
22.207	24.200 - 24.299	Relation to construction permits	Reserved	Moved from Ch. 22, no changes to rule text
22.208	24.200 - 24.299	Suspension, termination, and revocation of voluntary operating permits	Reserved	Moved from Ch. 22, no changes to rule text
22.209	24.200 - 24.299	Change of ownership for facilities with voluntary operating permits	Reserved	Moved from Ch. 22, no changes to rule text
22.210 - 22.299	24.200 - 24.299	Reserved	Reserved	Moved from Ch. 22, no changes to rule text
22.300	24.300	Operating permit by rule for small sources	Operating permit by rule for small sources	Moved from Ch. 22, no changes to rule text

23	23	Emission Standards	Air Emission Standards	Kept
23.1	23.1	Emission standards	Emission standards	Kept, language updated, tables used
23.2	23.2	Open burning	Open burning	Kept, some language updated
23.3	23.3	Specific contaminants	Specific contaminants	Kept, some language updated
23.4	23.4	Specific processes	Specific processes	Kept, some language updated
23.5	23.5	Anaerobic lagoons	Anaerobic lagoons	Kept, some language updated
23.6	23.6	Alternative emission limits (the “bubble concept”)	Reserved	Removed

Previous Chapter Number (Prior to 5/15/2024)	Current Chapter Number	Previous Title and Description (Prior to 5/15/2024)	Current Title and Description	Actions Taken
<b>24</b>	<b>(New) 21</b>	<b>Excess Emissions</b>	<b>Compliance, Excess Emissions, and Measurement of Emissions</b>	<b>Moved rules and combined with Ch. 21.</b> <b>Moved operating permit rules here (to Ch. 24).</b>
24.1	21.7	Excess emission reporting	Excess emission reporting	Moved from Ch. 24, some language updated
24.2	21.8	Maintenance and repair requirements	Maintenance and repair requirements	Moved from Ch. 24, some language updated
<b>25</b>	<b>(New) 21</b>	<b>Emissions Measurement</b>	<b>Compliance, Excess Emissions, and Measurement of Emissions</b>	<b>Moved rules and combined with Ch. 21.</b> <b>Rescinded Ch. 25. (Reserved)</b>
25.1	21.10	Testing and sampling of new and existing equipment	Testing and sampling of new and existing equipment	Moved from Ch. 25, some language updated
25.2	21.11	Continuous emission monitoring under the acid rain program	Continuous emission monitoring under the acid rain program	Moved from Ch. 25, some language updated
25.3		Mercury emissions testing and monitoring	N/A	Rescinded. Except 25.3(5)
25.3(5)	21.12	Affected sources subject to Section 112(g)	Affected sources subject to Section 112(g)	Moved from Ch. 25, some language updated
<b>26</b>	<b>(New) 21</b>	<b>Emergency Air Pollution Episodes</b>	<b>Compliance, Excess Emissions, and Measurement of Emissions</b>	<b>Moved rules and combined with Ch. 21.</b> <b>Rescinded Ch. 26. (Reserved)</b>
26.1	21.14	Prevention of air pollution emergency episodes - General	Prevention of air pollution emergency episodes	Moved from Ch. 26, some language updated
26.2	21.15	Episode criteria	Episode criteria	Moved from Ch. 26, some language updated
26.3	21.16	Preplanned abatement strategies	Preplanned abatement strategies	Moved from Ch. 26, some language updated
26.4	21.17	Actions taken during episodes	Actions taken during episodes	Moved from Ch. 26, some language updated
Ch 26 Table III	Table I	Abatement strategies emission reduction actions alert level	Abatement strategies emission reduction actions alert level	Moved from Ch. 26, reference federal appendix table
Ch 26 Table IV	Table II	Abatement strategies emission reduction actions warning level	Abatement strategies emission reduction actions warning level	Moved from Ch. 26, reference federal appendix table
Ch 26 Table V	Table III	Abatement strategies emission reduction actions emergency level	Abatement strategies emission reduction actions emergency level	Moved from Ch. 26, reference federal appendix table
<b>27</b>	<b>27</b>	<b>Local Program Acceptance</b>	<b>Local Program Acceptance</b>	<b>Kept</b>
27.1	27.1	General	General	Kept, some language updated
27.2	27.2	Certificate of acceptance	Certificate of acceptance	Kept, some language updated
27.3	27.3	Ordinance or regulations	Ordinance or regulations	Kept, some language updated
27.4	27.4	Administrative organization	Administrative organization	Kept, some language updated
27.5	27.5	Program activities	Program activities	Kept, some language updated
<b>28</b>	<b>22</b>	<b>NAAQS</b>	<b>N/A</b>	<b>Moved rules and combined with Ch. 22.</b> <b>Rescinded Ch. 28. (Reserved)</b>
28.1	22.11	Ambient air quality standards - Statewide standards	Ambient air quality standards	<b>Moved from Ch. 28, minor language updated</b>  <b>Rescinded Ch. 28. (Reserved)</b>
<b>29</b>	<b>(New) 21</b>	<b>Opacity Qualifications</b>	<b>Compliance, Excess Emissions, and Measurement of Emissions</b>	<b>Moved rules and combined with Ch. 21.</b> <b>Rescinded Ch. 29. (Reserved)</b>
29.1	21.13	Methodology and qualified observer	Methodology and qualified observer	Moved from Ch. 29, some language updated

Previous Chapter Number (Prior to 5/15/2024)	Current Chapter Number	Previous Title and Description (Prior to 5/15/2024)	Current Title and Description	Actions Taken
<b>30</b>	<b>30</b>	<b>Fees</b>	<b>Fee</b>	<b>Kept</b>
30.1	30.1	Purpose	Purpose	Kept, language updated
30.2	30.2	Fees associated with new source review applications	Fees associated with new source review applications	Kept, some language updated
30.3	30.3	Fees associated with asbestos demolition or renovation notification	Fees associated with asbestos demolition or renovation notification	Kept, some language updated
30.4	30.4	Fees associated with Title V operating permits	Fees associated with Title V operating permits	Kept, some language updated
30.5	30.5	Fee advisory groups	Fee advisory groups	Kept, language updated
30.6	30.6	Process to establish or adjust fees and notification of fee rates	Process to establish or adjust fees and notification of fee rates	Kept, some language updated
30.7	30.7	Fee revenue	Reserved	Language removed

<b>31</b>	<b>31</b>	<b>Nonattainment Areas</b>	<b>Nonattainment New Source Review</b>	<b>Kept</b>
31.1	31.1	Permit requirements relating to nonattainment areas	Permit requirements relating to nonattainment areas	Kept, some language updated
31.2	31.2	Conformity of general federal actions to the Iowa state implementation plan or federal implementation plan - Rescinded	Reserved	Language removed
31.3	31.3	Nonattainment new source review requirements for areas designated nonattainment on or after May 18, 1998	Nonattainment new source review (NNSR) requirements for areas designated nonattainment	Kept, some language updated
31.4	31.4	Preconstruction review permit program	Preconstruction review permit program	Kept
31.5 - 31.8	31.5 - 31.8	Reserved	Reserved	Kept
31.9	31.9	Actuals PALs	Actuals PALs	Kept, some language updated
31.10	31.10	Validity of rules	Validity of rules	Kept
31.11 - 31.19	N/A	Reserved	N/A	Rescinded and removed
31.20	N/A	Special requirements for nonattainment areas designated before May 18, 1998	N/A	Rescinded and removed

<b>32</b>	<b>N/A</b>	<b>AFO Field Study</b>	<b>N/A</b>	<b>Rescinded Ch. 32. (Reserved)</b>
32.1	N/A	Animal feeding operations field study	N/A	Rescinded, reserved, and language removed
32.2	N/A	Definitions	N/A	Rescinded, reserved, and language removed
32.3	N/A	Exceedance of the health effects value (HEV) for hydrogen sulfide	N/A	Rescinded, reserved, and language removed
32.4	N/A	Exceedance of the health effects standard (HES) for hydrogen sulfide	N/A	Rescinded, reserved, and language removed
32.5	N/A	Iowa Air Sampling Manual	N/A	Rescinded, reserved, and language removed

<b>33</b>	<b>33</b>	<b>Special regulations and construction permit requirements for major stationary sources—Prevention of significant deterioration (PSD) of air quality</b>	<b>Construction permit requirements for major stationary sources—Prevention of significant deterioration (PSD)</b>	<b>Kept</b>
33.1	33.1	Purpose	Purpose	Kept, some language updated
33.2	33.2	Reserved	Reserved	Kept
33.3	33.3	Special construction permit requirements for major stationary sources in areas designated attainment or unclassified (PSD)	PSD construction permit requirements for major stationary sources	Kept, some language updated
33.4 - 33.8	33.4 - 33.8	Reserved	Reserved	Kept
33.9	33.9	Plantwide applicability limitations (PALs)	Plantwide applicability limitations (PALs)	Kept, some language updated
33.10	33.10	Exceptions to adoption by reference	Exceptions to adoption by reference	Kept, some language updated

Previous Chapter Number (Prior to 5/15/2024)	Current Chapter Number	Previous Title and Description (Prior to 5/15/2024)	Current Title and Description	Actions Taken
<b>34</b>	<b>N/A</b>	<b>Emissions Trading-CAIR-CAMR</b>	<b>N/A</b>	<b>Rescinded Ch. 34. (Reserved)</b>
34.1	N/A	Purpose	N/A	Rescinded, reserved, and language removed
34.2 - 34.199	N/A	Reserved	N/A	Rescinded, reserved, and language removed
34.200	N/A	Provisions for air emissions trading and other requirements for the Clean Air Interstate Rule (CAIR) - rescinded	N/A	Rescinded, reserved, and language removed
34.201	N/A	CAIR NOx annual trading program general provisions - rescinded	N/A	Rescinded, reserved, and language removed
34.202	N/A	CAIR designated representative for CAIR NOx sources - rescinded	N/A	Rescinded, reserved, and language removed
34.203	N/A	Permits - rescinded	N/A	Rescinded, reserved, and language removed
34.204	N/A	Reserved	N/A	Rescinded, reserved, and language removed
34.205	N/A	CAIR NOx allowance allocations - rescinded	N/A	Rescinded, reserved, and language removed
34.206	N/A	CAIR NOx allowance tracking system - rescinded	N/A	Rescinded, reserved, and language removed
34.207	N/A	CAIR NOx allowance transfers - rescinded	N/A	Rescinded, reserved, and language removed
34.208	N/A	Monitoring and reporting - rescinded	N/A	Rescinded, reserved, and language removed
34.209	N/A	CAIR NOx opt-in units - rescinded	N/A	Rescinded, reserved, and language removed
34.210	N/A	CAIR SO2 trading program - rescinded	N/A	Rescinded, reserved, and language removed
34.211 - 34.219	N/A	Reserved	N/A	Rescinded, reserved, and language removed
34.220	N/A	CAIR NOx ozone season trading program - rescinded	N/A	Rescinded, reserved, and language removed
34.221	N/A	CAIR NOx ozone season trading program general provisions - rescinded	N/A	Rescinded, reserved, and language removed
34.222	N/A	CAIR designated representative for CAIR NOx ozone season sources - rescinded	N/A	Rescinded, reserved, and language removed
34.223	N/A	CAIR NOx ozone season permits - rescinded	N/A	Rescinded, reserved, and language removed
34.224	N/A	Reserved	N/A	Rescinded, reserved, and language removed
34.225	N/A	CAIR NOx ozone season allowance allocations - rescinded	N/A	Rescinded, reserved, and language removed
34.226	N/A	CAIR NOx ozone season allowance tracking system - rescinded	N/A	Rescinded, reserved, and language removed
34.227	N/A	CAIR NOx ozone season allowance transfers - rescinded	N/A	Rescinded, reserved, and language removed
34.228	N/A	CAIR NOx ozone season monitoring and reporting - rescinded	N/A	Rescinded, reserved, and language removed
34.229	N/A	CAIR NOx ozone season opt-in units - rescinded	N/A	Rescinded, reserved, and language removed
34.230 - 34.299	N/A	Reserved	N/A	Rescinded, reserved, and language removed
34.300	N/A	Provisions for air emissions trading and other requirements for the Clean Air Mercury Rule (CAMR) - rescinded	N/A	Rescinded, reserved, and language removed
34.301	N/A	Mercury (Hg) budget trading program general provisions - rescinded	N/A	Rescinded, reserved, and language removed
34.302	N/A	Hg designated representative for Hg budget sources - rescinded	N/A	Rescinded, reserved, and language removed
34.303	N/A	General Hg budget trading program permit requirements - rescinded	N/A	Rescinded, reserved, and language removed
34.304	N/A	Hg allowance allocations - rescinded	N/A	Rescinded, reserved, and language removed
34.305	N/A	Hg allowance tracking system - rescinded	N/A	Rescinded, reserved, and language removed

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34.306	N/A	Hg allowance transfers - rescinded	N/A	Rescinded, reserved, and language removed
<b>Previous Chapter Number (Prior to 5/15/2024)</b>	<b>Current Chapter Number</b>	<b>Previous Title and Description (Prior to 5/15/2024)</b>	<b>Current Title and Description</b>	<b>Actions Taken</b>
34.307	N/A	Monitoring and reporting - rescinded	N/A	Rescinded, reserved, and language removed
34.308	N/A	Performance specifications - rescinded	N/A	Rescinded, reserved, and language removed

<b>35</b>	<b>N/A</b>	<b>Grant Assistance Programs</b>	<b>N/A</b>	<b>Rescinded Ch. 35. (Reserved)</b>
35.1	N/A	Purpose	N/A	Rescinded, reserved, and language removed
35.2	N/A	Definitions	N/A	Rescinded, reserved, and language removed
35.3	N/A	Role of the department of natural resources	N/A	Rescinded, reserved, and language removed
35.4	N/A	Eligible projects	N/A	Rescinded, reserved, and language removed
35.5	N/A	Forms	N/A	Rescinded, reserved, and language removed
35.6	N/A	Project selection	N/A	Rescinded, reserved, and language removed
35.7	N/A	Funding sources	N/A	Rescinded, reserved, and language removed
35.8	N/A	Type of financial assistance	N/A	Rescinded, reserved, and language removed
35.9	N/A	Term of loans	N/A	Rescinded, reserved, and language removed
35.10	N/A	Reduced award	N/A	Rescinded, reserved, and language removed
35.11	N/A	Fund disbursement limitations	N/A	Rescinded, reserved, and language removed
35.12	N/A	Applicant cost share	N/A	Rescinded, reserved, and language removed
35.13	N/A	Eligible costs	N/A	Rescinded, reserved, and language removed
35.14	N/A	Ineligible costs	N/A	Rescinded, reserved, and language removed
35.15	N/A	Written agreement	N/A	Rescinded, reserved, and language removed
35.16	N/A	Financial assistance denial	N/A	Rescinded, reserved, and language removed