Kansas Administrative Regulations

Department of Health and Environment

Article 19.—Ambient Air Quality Standards and Air Pollution Control—General Permits.

28-19-401. General permits; adoption by the secretary.

(a) Any source that is within the category of sources to which a general permit would apply may petition the secretary to adopt a general permit applicable to that category of sources.

(b) The petition for the adoption of a general permit shall be made on forms provided or approved by the department.

(c) Contents of the petition shall include, but not be limited to:

(1) all information required in the application for issuance of the class of construction or operating permit applicable to the category of sources covered by the proposed general permit;

(2) a description of the category of emissions units or stationary sources which would qualify for the general permit; and

(3) an estimate, and the basis for the estimate, of the number of stationary sources which would qualify for the general permit.

(d) The applicant shall provide such other information as is requested by the department.

(e) A general permit may be adopted by the secretary on the secretary's own motion.

(f) Filing a petition for the adoption of a general permit shall not be considered the filing of an application for the corresponding construction or operating permit in regards to any emissions unit or stationary source of the applicant.

(g) Before any person may apply to construct an emissions unit or stationary source pursuant to the terms of a general construction permit, the general construction permit shall be submitted to, and approved by, the USEPA as a modification to the state implementation plan pursuant to the requirements of section 110 of the federal clean air act.

(Authorized by K.S.A. 1993 Supp. 65-3005; implementing K.S.A. 1993 Supp. 65-3008; effective Jan. 23, 1995.)

***** Authenticated Kansas Administrative Regulation *****