

# TITLE 326 AIR POLLUTION CONTROL DIVISION

## Rule Information Sheet

Short Term Backup Units  
LSA Document #16-309

### Overview

This rulemaking amends 326 IAC 2-1.1-3 concerning the operation of short term backup units, to allow the operation of a short term backup unit under certain circumstances without first seeking a modification to a permit. When an existing permitted emission unit or its control device needs to be taken offline for the purpose of repairing or performing maintenance, a different emission unit or control device needs to be inserted into the process in order to continue operations while the repair or maintenance is completed.

A short term backup unit could be used as a part of normal operations while repairs or maintenance are completed to the original equipment in a reasonable amount of time, without a loss of efficiency or extra administrative costs for IDEM or the source. The source would still be required to comply with all existing permit limits, terms, and requirements, and sources using this exemption are not exempt from federal permitting rules. These changes would allow an exemption under state permitting rules only.

### Affected Persons

Owners or operators of short term backup units in Indiana.

### Reasons for the Rule

This rulemaking provides flexibility for sources that need to make repairs or perform maintenance on primary emission units without first having to seek approval through a permit modification. This allows sources to minimize downtime, lost productivity, and extra costs, as well as the risk of being in violation of the state's current rules.

### Economic Impact of the Rule

This rule will have a positive fiscal impact for each source that would save on the cost and time of applying for a registration, permit modification, or variance for the repair or maintenance event each time there is an occurrence. The source could also minimize downtime if it could quickly change out a permitted emission unit without waiting for the permit modification for a short term condition. IDEM staff time and effort would be saved in reviewing and processing registration and permit requests.

### Scheduled Board Action and Hearings

First Public Hearing: February 13, 2019, at 1:30 p.m., at the Indiana Government Center South, 10 North Senate Avenue, Conference Center Room A, Indianapolis, IN 46204.

Second Public Hearing: May 8, 2019, at 1:30 p.m., at the Indiana Government Center South, 10

North Senate Avenue, Conference Center Room A, Indianapolis, IN 46204.

**IDEM Contact**

Additional information regarding this rulemaking action can be obtained from Keelyn Walsh, Rules Development Branch, Office of Legal Counsel, (317) 232-8229, (800) 451-6027 (in Indiana), or [kwalsh@idem.in.gov](mailto:kwalsh@idem.in.gov).