



Florida Air Regulatory Update

Hastings Read

Division of Air Resource Management
Florida Department of Environmental Protection

AWMA – Pensacola | June 6, 2025



Current Issues in Air Regulation

Federal Priorities

- EPA's deregulatory push is focused on **revisiting recently promulgated air rules**.
- Targeted regulations include the **greenhouse gas standards for power plants**.
- EPA hopes to complete the majority of the deregulatory effort **over the next year**.

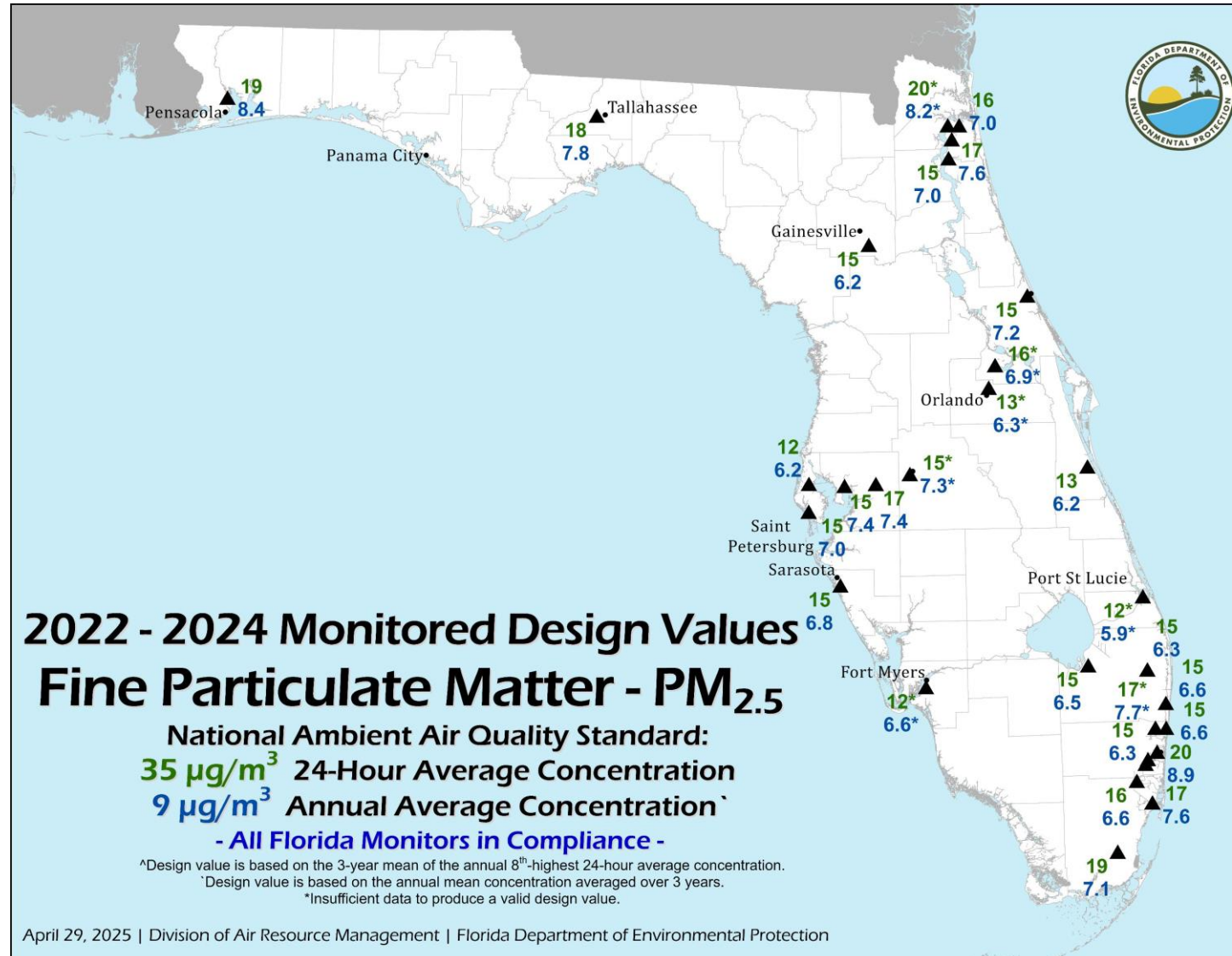
State Priorities

- **Title V Permit Streamlining** (Section 502(b)(10) and Off Permit Changes).
- **Title V Fee Restructuring**.



Revisiting the 2024 PM 2.5 NAAQS

Florida Preliminary 2022-2024 Design Values





EPA's Deregulatory Actions

Office of Management and Budget Review Initiated

Environmental Protection Agency

AGENCY: EPA-OAR

TITLE: Carbon Pollution Standards Repeal

STAGE: Proposed Rule

**** RECEIVED DATE:** 05/02/2025

RIN: [2060-AW55](#)

ECONOMICALLY SIGNIFICANT: Yes

LEGAL DEADLINE: None

AGENCY: EPA-OAR

TITLE: Repeal of Amendments to National Emission Standards for Hazardous Air Pollutants: Coal- and Oil-Fired Electric Utility Steam Generating Units

STAGE: Proposed Rule

**** RECEIVED DATE:** 05/02/2025

RIN: [2060-AW68](#)

ECONOMICALLY SIGNIFICANT: Yes

LEGAL DEADLINE: None

Screenshot from OMB website: <https://www.reginfo.gov/public/jsp/EO/eoDashboard.myjsp>

EPA has told states that **much of the deregulatory push will be completed in the first year of the administration.** EPA expects to publish these proposed rules for public comment this summer.



Other Deregulatory Actions

EPA's Stated Plans for Major Clean Air Act Rules and Programs

- Reconsideration of the regulation of methane in the **oil and gas industry** (40 Code of Federal Regulations 60, Subpart OOOO b/c).
- Reconsideration of the mandatory **Greenhouse Gas Reporting Program**.
- Reconsideration of the **2009 Endangerment Finding**.
- Restructuring the **Regional Haze Program**.



Florida's Title V Program Modernization Project



Florida's Title V Program

- The Federal Clean Air Act (CAA) requires that all **“Major Sources”** operate pursuant to a **Title V Operating Permit**.
- Florida currently has **350 Major Sources**.
- All Title V Major Sources must pay **annual Title V fees**. The CAA requires that the fees collected **must cover the direct and indirect costs of the program**.



An aerial shot the Brooksville South Cement Plant.
Image courtesy of CEMEX USA.



Florida's Title V Program

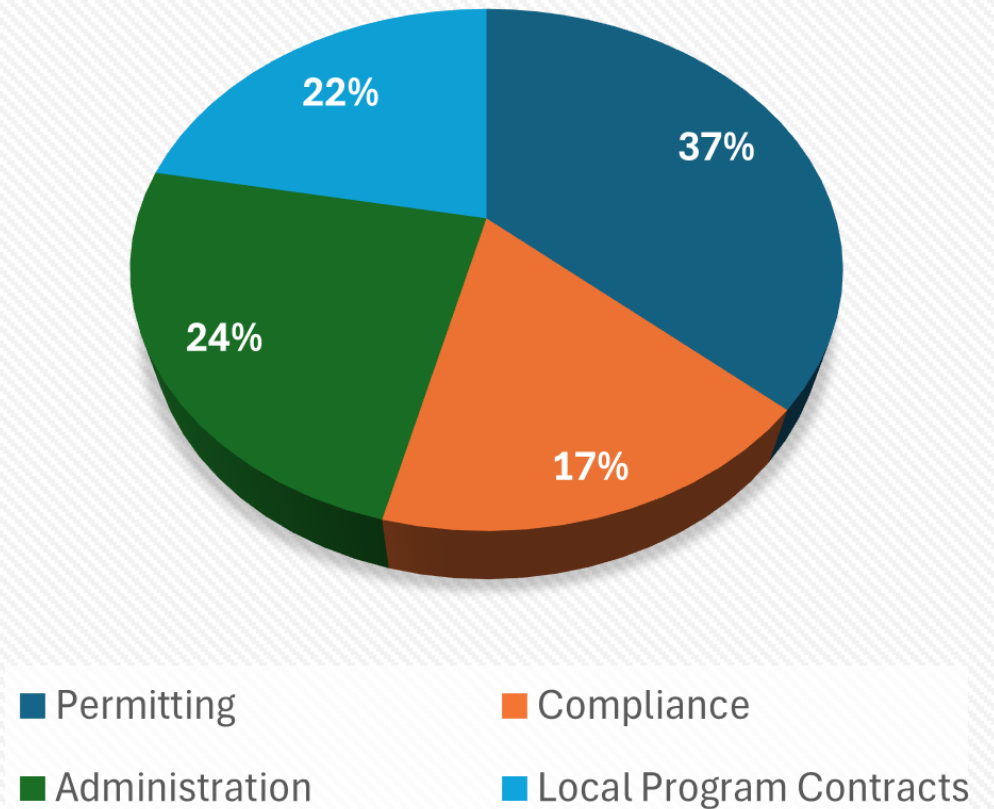
Program Costs Summary

Personnel expenses (direct and fringe) associated with:

- **Title V permit work;**
- **Air Construction (AC) permits** at Title V sources;
- **Title V compliance work;**
- **Title V fee collection review;**
- **Local Program contracts.**

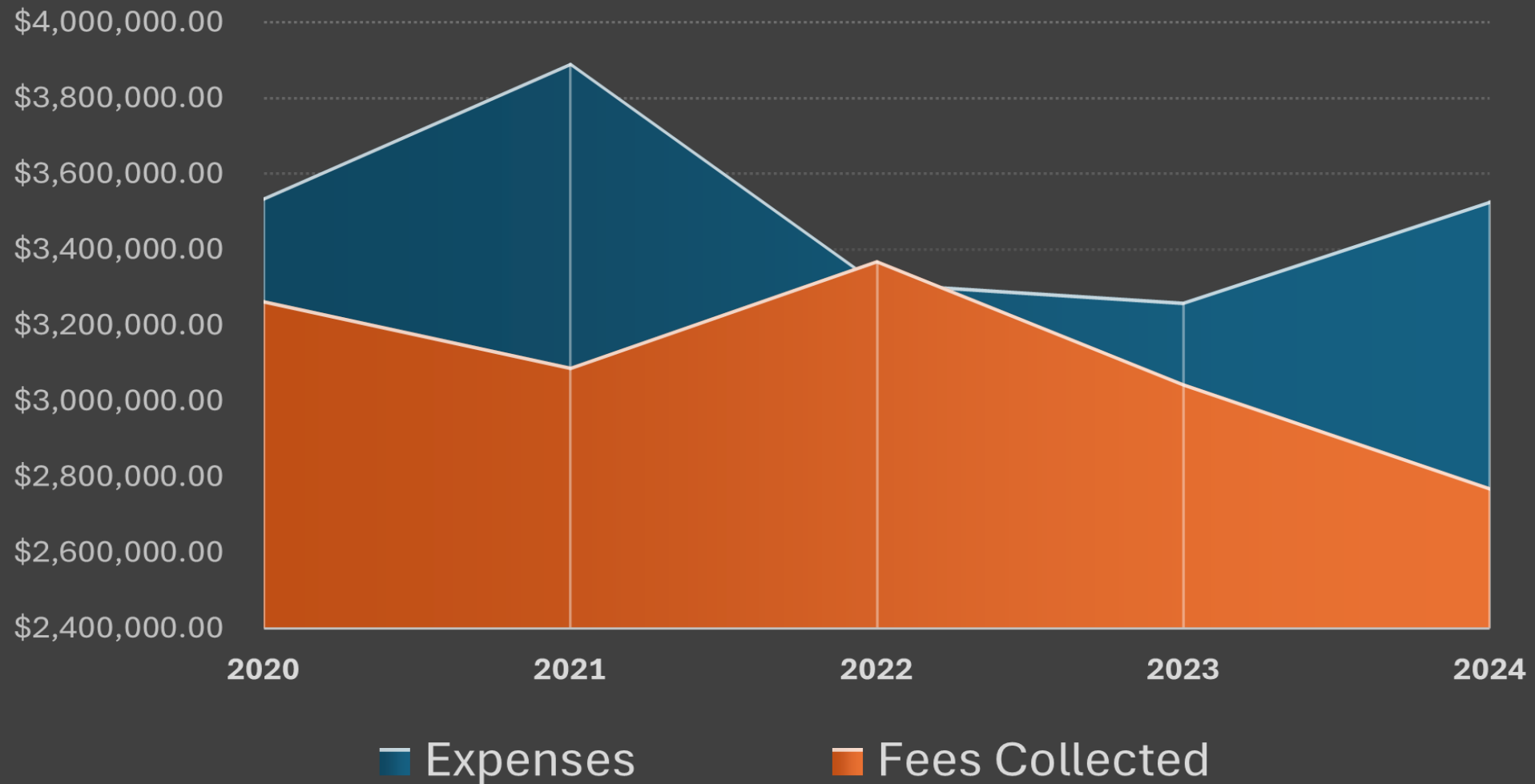
Indirect costs (i.e., overhead expenses)

Title V Expenses





Fee Collection and Expenses





Florida's Title V Program

Lowering Program Costs

- Title V **permitting costs** (both Title V Operation Permits and Air Construction Permits) are the largest contributor to Florida's Title V expenses (approximately **37 percent**).
- To reduce permitting costs, DARM has completed **rulemakings intended to reduce Title V permit revision projects**.
- DARM is recommending that **costs to issue AC permits should not be included as Title V program costs**, but this can only be done by revising Section 403.0872, Florida Statutes.
- DARM completed revisions to Chapters 62-210 and 62-213, F.A.C., to expand the use of **permit streamlining tools** allowed under EPA's Title V regulations.



Title V Permit Streamlining

DARM has completed **rulemaking** in Chapter 62-210 and 62-213, F.A.C.:

- **Super AC Permits** (Enhanced New Source Review);
- **Off-Permit Changes**; and
- **Section 502(b)(10) Changes**.

DARM uses these tools to **identify the most efficient permitting process depending on the project** to minimize time billed to Title V.



Off-Permit & 502(b)(10) Changes

Changes Without Permit Revision (62-213.410, F.A.C.)

- Permittees are now empowered to submit Off-Permit Changes and Section 502(b)(10) Changes to DARM to **amend their Title V permits without agency action.**
- This **notice-and-go process** reduces processing time for both DEP and regulated community.
- **Early outreach** to DARM is key to determine the appropriate permitting tool given the specifics of the project.
- **Visit DARM's website** for applicable worksheets:
[https://floridadep.gov/air/permitting-compliance/content/changes-without-permit-revisions.](https://floridadep.gov/air/permitting-compliance/content/changes-without-permit-revisions)



Examples of Permit Streamlining

- Incorporation of a **new emergency engine** into the Title V Operation permit (502(b)(10) Change).
- Authorization of **non-routine refurbishment projects** (Off-Permit Change).
- Incorporation of new **applicable requirements from an AC permit** (502(b)(10) Change).
- Updates to **emission unit descriptions/names** (502(b)(10) Change).



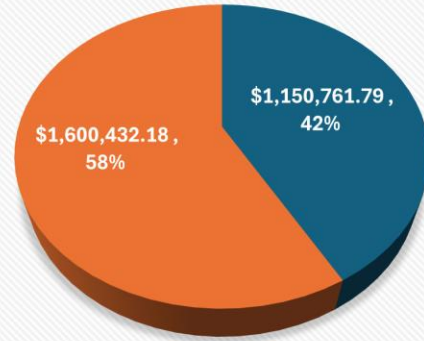
Increasing Program Revenue

- In 2025, EPA completed an **audit of Florida's Title V program**. EPA identified fee collection as a significant issue that should be addressed as soon as possible.
- Most of Florida's Title V fees are paid by large emitters, **but many Title V sources only pay \$250 per year**, which is the minimum fee established by Section 403.0872, Florida Statutes
- DARM is in the process of developing options regarding Title V fee collections with stakeholder inputs.

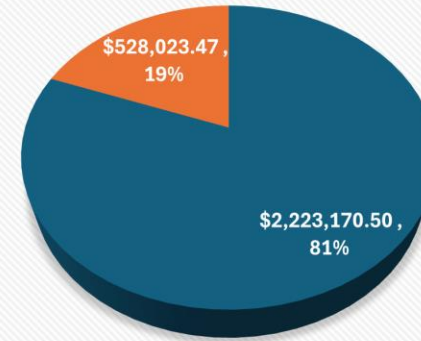


Who is Paying Title V Fees?

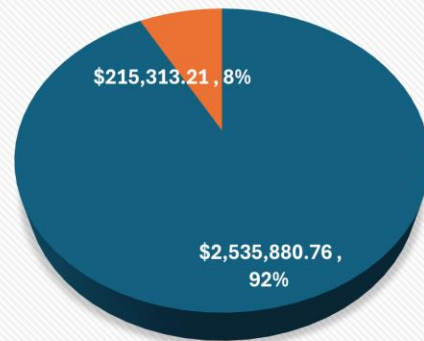
Contributions to Title V Fees From Top 10 Sources



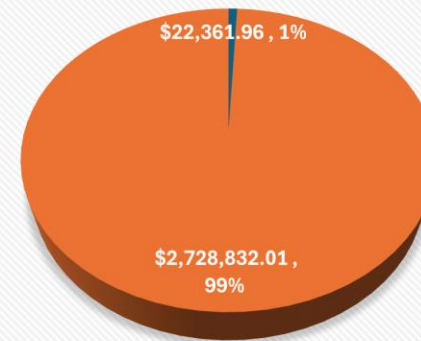
Contributions to Title V Fees From Top 50 Sources



Contributions to Title V Fees From Top 100 Sources



Contributions to Title V Fees From All MSW Landfill (36 Statewide)





THANK YOU

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