

Senate Engrossed

~~technical correction; air pollution; permits~~
(now: air pollution; permits)

State of Arizona
Senate
Fifty-seventh Legislature
First Regular Session
2025

SENATE BILL 1699

AN ACT

AMENDING TITLE 49, CHAPTER 3, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 49-414; RELATING TO AIR QUALITY PERMITS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 49, chapter 3, article 1, Arizona Revised
3 Statutes, is amended by adding section 49-414, to read:

4 49-414. Air quality permitting coordination committee; annual
5 report

6 A. THE AIR QUALITY PERMITTING COORDINATION COMMITTEE IS ESTABLISHED
7 CONSISTING OF THE FOLLOWING MEMBERS:

8 1. THE DIRECTOR OF THE DEPARTMENT OF ENVIRONMENTAL QUALITY OR THE
9 DIRECTOR'S DESIGNEE.

10 2. THE DIRECTOR OF THE MARICOPA COUNTY AIR QUALITY DEPARTMENT OR
11 THE DIRECTOR'S DESIGNEE.

12 3. THE DIRECTOR OF THE PIMA COUNTY DEPARTMENT OF ENVIRONMENTAL
13 QUALITY OR THE DIRECTOR'S DESIGNEE.

14 4. THE DIRECTOR OF THE PINAL COUNTY AIR QUALITY OR THE DIRECTOR'S
15 DESIGNEE.

16 B. THE COMMITTEE SHALL MEET QUARTERLY TO DO ALL OF THE FOLLOWING:

17 1. REVIEW THE AIR QUALITY PERMITS AND PRACTICES ISSUED BY EACH
18 ENTITY.

19 2. ENSURE AIR QUALITY PERMIT CONSISTENCY ACROSS EACH JURISDICTION.

20 3. SHARE BEST PRACTICES ON AIR QUALITY ISSUES.

21 C. ON OR BEFORE DECEMBER 31, 2026 AND ANNUALLY THEREAFTER, THE
22 COMMITTEE SHALL SUBMIT A REPORT OF THE COMMITTEE'S ACTIVITIES, FINDINGS
23 AND RECOMMENDATIONS FOR ADMINISTRATIVE OR LEGISLATIVE ACTION TO THE
24 GOVERNOR, THE PRESIDENT OF THE SENATE, THE SPEAKER OF THE HOUSE OF
25 REPRESENTATIVES, THE CHAIRPERSON OF THE SENATE NATURAL RESOURCES COMMITTEE
26 AND THE HOUSE OF REPRESENTATIVES NATURAL RESOURCES, ENERGY AND WATER
27 COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, AND PROVIDE A COPY OF THIS
28 REPORT TO THE SECRETARY OF STATE.

29 Sec. 2. Air quality emissions; general permits; plantwide
30 applicability; rules; delayed repeal

31 A. On or before January 1, 2026, the department of environmental
32 quality and each county that issues air quality permits shall review air
33 quality permits issued by the department of environmental quality or a
34 county in this state.

35 B. On or before July 1, 2026, the department of environmental
36 quality and each county that issues air quality permits shall:

37 1. Adopt equivalent general air quality permits for any source
38 category in the entity's jurisdiction if all of the following conditions
39 apply:

40 (a) Another county authority or the department of environmental
41 quality issues a general permit for the source.

42 (b) There are three or more potential qualifying sources in the
43 entity's jurisdiction.

44 (c) The entity does not already have a general permit for the
45 source.

1 2. Adopt general air quality permits for the following source
2 categories if there are more than three potential qualifying source
3 facilities in the entity's jurisdiction and the entity does not already
4 have a general permit for the source:

- 5 (a) Aggregate processing operations.
- 6 (b) Bulk gasoline facilities.
- 7 (c) Cotton gins.
- 8 (d) Grain operations.
- 9 (e) Internal combustion engines in nonemergency vehicles.
- 10 (f) Landfill operations.
- 11 (g) Mineral processing operations.
- 12 (h) Oil and gas facilities.
- 13 (i) Printing operations.
- 14 (j) Remediation projects.
- 15 (k) Wood processing operations.

16 3. Develop and publish plantwide applicability limits guidance for
17 facilities emissions. Each entity shall publish the guidance on the
18 entity's website and provide a copy to any person on request. For the
19 purposes of this paragraph, the guidance shall:

- 20 (a) Reference and incorporate relevant portions of the United
21 States environmental protection agency plantwide applicability limit
22 guidance dated August 4, 2020.
- 23 (b) Describe the process for determining plantwide applicability
24 limits.
- 25 (c) Promote consistency across all jurisdictions.

26 4. Develop and publish general air quality permits guidance. Each
27 entity shall publish the guidance on the entity's website, identify and
28 notify any potential facility that may qualify for a general permit,
29 provide individual consultation on request and provide a copy to any
30 person on request. For the purposes of this paragraph, the guidance
31 shall:

- 32 (a) Ensure consistent formatting and terminology for all general
33 permits.
- 34 (b) Specify any applicable state implementation plan-approved
35 rules.
- 36 (c) Include clear eligibility criteria.
- 37 (d) Outline a standardized monitoring procedure.

38 D. The air quality permitting coordination committee established by
39 section 49-414, Arizona Revised Statutes, as added by this act, shall
40 include information on the following in the committee's report due on or
41 before December 31, 2026:

- 42 1. Progress on general air quality permits standardization.
- 43 2. Plantwide applicability limits program implementation.

- 1 3. Recommendations for future actions on plantwide applicability
- 2 limits and the standardization of general air quality permits.
- 3 E. This section is repealed from and after December 31, 2027.