

Air Quality Operating Permit Application

Form 1.0: General Information

Section 1.4: Permit Shield

SOURCE NAME: _____

DATE: _____

NDEE FACILITY ID#: _____

IMPORTANT: PLEASE READ THE INSTRUCTIONS BELOW PRIOR TO COMPLETING THIS FORM.

Please type responses or use black ink. Do NOT use pencil.

Permit shields only apply to Class I operating permits. You may request protection (e.g., permit shield) from enforcement action and citizen lawsuits for failure to comply with applicable requirements omitted from, or incorrectly addressed in, the operating permit received by your source. You may also request a permit shield from requirements that appear to be applicable to your source but are not; however, you must include in the permit application an explanation of why each requirement is not applicable in order to receive a permit shield. A permit shield protects your source as long as the source is in compliance with the operating permit conditions. For more information concerning permit shields, please read the fact sheet entitled [Permit Shields](#).

- 1) Are you applying for a permit shield as defined in [Title 129, Chapter 6](#), Section 003.12? Yes No
- 2) Do you want a shield for requirements that NDEE determines apply to your source based on the information submitted to NDEE in your source's operating permit application package? Yes No
- 3) Do you want a shield for requirements that appear to apply to your source but actually do not apply based on information submitted to NDEE in your source's operating permit package? Yes No

If yes, identify the applicable requirements for which you are requesting a permit shield on Table 3 in the following Sections: Section 4.1, page 4 of 6; Section 4.2, page 6 of 8; or Section 4.3, page 7 of 9 as applicable. Also provide an explanation as to why certain applicable requirements that appear to apply do not actually apply.