

Permit Section	License / Permit Rule	Initial Completeness Determination	Statute/Rule Final Issuance Timeline	Actual Issuance Time	National / Regional Average Issuance Time
Permitting Section (Permits)	ARM 17.8.743	20 days* (average)	60/75 days**	60 days (average)	90 days - 18 months (region)
Permitting Section (Permits)	ARM 17.8.1204	60 days	18 months	16 months***	NA****

The statute requires the Department to determine if an application is complete within 30 days of receipt of the application.

**The statute requires the Department to issue its final decision on an application for an air quality permit within 60 days of receipt of a complete application for applications not requiring the preparation of an EIS, not subject to 75-2-215, or not subject to the federal air quality permitting provisions of 42 U.S.C. 7475, 7503, or 7661. The statute requires the Department to issue its final decision within 75 days of receipt of a complete application for applications not requiring an EIS and applications that are subject to 75-2-215 or to the federal air quality permitting provisions of 42 U.S.C. 7475, 7503, or 7661.

***In the past year, several Operating Permit Renewals were not issued in conformance with the statutory time frames. However, this did not affect the facility's ability to operate.

****This number is difficult to determine because the administration of the operating permit program varies by state.

Examples of Air Construction Permit Timeframes in other states

- North Dakota – has 12 months to issue air permits after the completeness determination
- South Dakota – has 18 months to issue air permit after the completeness determination
- Wyoming – has 120 days to issue air permits for major and minor sources. It usually fails to issue major source permits in that timeframe and usually issues major source permits within 8-12 months
- Colorado – 135 days to issue a permit after completeness determination

Information compiled by Anne Hedges, Montana Environmental Information Center, 443-2520

4/4/07

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Rocky Mountain Ethanol, LLC permit issuance timeline

- Application Received: 4/18/05
- Additional Information Received: 4/21/05; 4/29/05
- Incompleteness Letter Issued: 5/27/05
- Information Received from Company: 6/20/05
- Incompleteness Letter Issued: 7/15/05
- Information Received from Company: 8/3/05
- Incompleteness Letter Issued: 8/8/05
- Information Received from Company: 8/22/05
- Incompleteness Letter Issued: 8/23/05
- Information Received and Application Complete: 9/25/05
- Preliminary Determination Issued: 10/3/05
- Department Decision Issued: 11/3/05
- Final Permit Issued: 11/19/05

Montana Ethanol Project, LLC permit modification issuance timeline

- Application Received: 6/23/06
- Additional Information Received: 7/7/06
- Incompleteness Letter Issued: 7/11/06
- Information Received from Company: 7/18/06
- Application Complete 7/18/06
- Additional Information Received: 7/28/06
- Preliminary Determination Issued: 7/27/06
- Department Decision Issued: 8/29/06
- Final Permit Issued: 9/14/06

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HB 835

Permit Section	License / Permit Rule	Initial Completeness Determination	Statute/Rule Final Issuance Timeline	Actual Issuance Time	National / Regional Average Issuance Time
Permitting Section (Major Permits)	ARM 17.8.743	20 days* (average)	60/75 days**	60 days (average)	90 days - 18 months (region)
Permitting Section (Minor Permits)	ARM 17.8.1204	60 days	18 months	16 months***	NA****

The statute requires the Department to determine if an application is complete within 30 days of receipt of the application.

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