



Department of
**Environment &
Conservation**

Title V Fee Update

May 28, 2025

Title V Fee – A Sum of 4 Parts

Emissions Fee



Base Fee



Minor
Modification Fee



Significant
Modification Fee



Title V Fee

Title V Fee – A Sum of 4 Parts

Emissions Fee

- Based on Annual Emissions
- Actual, Allowable, or Mix of Actual and Allowable Emissions

Base Fee

- Determined by the number of Title V Permit applicable Federal Rules
- 40 CFR Part 60, 40 CFR Part 61, 40 CFR Part 63

Minor Modification Fee

- Determined by the number of Minor Modifications issued
- Based on Calendar Year (Year 2025 – Count from 7/1/24 through 12/31/24)

Significant Modification Fee

- Determined by the number of Significant Modifications issued
- Based on Calendar Year (Year 2025 – Count from 7/1/24 through 12/31/24)

Title V Fee – Emissions Fee \$/ton rates

- Per TAPCR 1200-03-26-.02(9)(d)1(iii)

\$/Ton rates	For Allowable Emissions	For Actual Emissions
Non-EGU Facility \$/Ton rates	\$48.50/Ton	\$70.50/Ton
EGU Facility (TVA) \$/Ton rates	\$68.00/Ton	\$98.50/Ton

Title V Fee – Base Fee – \$/Table Bracket

- Per TAPCR 1200-03-26-.02(9)(d)1(iii)

# of Federal Rules that Apply to the Title V Permit	Base Fee
0	\$10,000.00
1	\$15,000.00
2 to 3	\$20,000.00
4 to 5	\$30,000.00
6 to 10	\$40,000.00
11 to 20	\$50,000.00
21 and up	\$75,000.00

Title V Fee – Modification Fees \$/Mod rates

Per TAPCR 1200-03-26-.02(9)(d)4(i)

- \$2,800 per **Minor Modification** issued
- Based on Calendar Year Issuances

Per TAPCR 1200-03-26-.02(9)(d)4(ii)

- \$5,000 per **Significant Modification** issued
- Based on Calendar Year Issuances

Title V Fee Year & Fee Choice

- **Fee Year – Calendar (CY)** is Jan 1st through Dec 31st
- **Fee Year – Fiscal Year (FY)** is Jul 1st through Jun 30st
- **Fee Choice - Allowable Emissions Basis**
 - Allowable Emissions from Permit(s)
 - Fee Year (CY/FY) does not affect due date
- **Fee Choice - Actual Emissions Basis**
 - Actual Emissions calculated by the Facility
 - Fee Year (CY/FY) does affect due date(s)
- **Fee Choice - Mixed (Actual & Allowable) Emissions Basis**
 - Actual Emissions calculated by the Facility
 - Allowable Emissions from Permit(s)
 - Fee Year (CY/FY) does affect due date(s)

Title V Fee Selection

- **Title V Fee Selection is made by the Facility**
- When Facility is brand new to Title V
 - Fee Choice is Allowable Emissions in 1st year per APC Regulation
 - Fee Year is Calendar per APC Regulation
 - On 2nd year as a Title V Facility, a Fee Selection may be submitted
 - Submit APC Form 36 'Fee Selection Form'
 - Submit on or before December 31st to be effective on January 1st
- When a Facility is an established Title V
 - Fee Choice & Fee Year are selectable yearly if desired
 - Prior Fee Choice continues until New Fee Choice is submitted
 - Submit APC Form 36 'Fee Selection Form'
 - Submit on or before December 31st to be effective on January 1st

Title V Fee Choice – Allowable Emissions

- **Allowable Emissions Basis**

- APC calculates the Total Title V Fee
- APC creates a Fee Notification Letter
- Invoice & Letter are ...
 - mailed to Facility Billing Contact by TDEC Fiscal Services
 - APC follows up by emailing to the Facility ...
 - Billing Contact
 - Responsible Official
 - Technical Contact
- 100% Fee is Due April 1st
- No Due Date Extension available

Title V Fee Choice – Actual Emissions

- **Actual Emissions Basis**

- AEAR is 'Actual Emissions Analysis Required'
 - Required in Permit Condition E1
- MyTDEC Forms is an online application for Fee reporting
 - The website URL is <https://forms.tdec.tn.gov/>
- Facility calculates Facility Total Actual Emissions
- Actual Emissions are reported in MyTDEC Forms
- MyTDEC Forms calculates the Total Title V Fee
- Facility submits the MyTDEC Form
- Facility chooses payment method in MyTDEC Forms
 - Pay Online via Credit Card or eCheck
 - Pay via Check – download the payment voucher
- If Fee Year is Calendar (CY) – 100% Fee due April 1st with AEAR
- If Fee Year is Fiscal (FY) – 65% Fee minimum due April 1st
 - Remainder of Fee is due August 1st with AEAR
- Final Due Date Extension is available upon request
 - CY extension until June 30th
 - FY extension until September 30th

Title V Fee Choice – Mixed Emissions

- **Mixed Emissions Basis**

- AEAR is Actual Emissions Analysis Required
 - Required in Permit Condition E1
- MyTDEC Forms is an online application for Fee reporting
 - The website URL is <https://forms.tdec.tn.gov/>
- Facility calculates Facility Total Actual Emissions
- Mixed Emissions are reported in MyTDEC Forms
- MyTDEC Forms calculates the Total Title V Fee
- Facility submits the MyTDEC Form
- Facility chooses payment method in MyTDEC Forms
 - Online via Credit Card or eCheck
 - Pay by Check – download the payment voucher
- Fee Year is Calendar (CY) – 100% Fee due April 1st with AEAR
- Fee Year is Fiscal (FY) – 65% Fee minimum due April 1st
 - Remainder of Fee is due August 1st with AEAR
- Final Due Date Extension is available upon request
 - CY extension until June 30th
 - FY extension until September 30th

Title V Fee Selection – APC Form 36



DEPARTMENT OF ENVIRONMENT AND CONSERVATION
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APC 36

TITLE V FEE SELECTION

Type or print and submit to the email address above.

FACILITY INFORMATION

1. Organization's legal name and SOS control number [as registered with the TN Secretary of State (SOS)]	
2. Site name (if different from legal name)	
3. Site address (St./Rd./Hwy.)	County name
City	Zip code
4. Emission source reference number	5. Title V permit number

Title V Fee Selection – APC Form 36

FEE SELECTION

This fee selection is effective beginning January 1, _____. When approved, this selection will be effective until a new Fee Selection form is submitted. Fee Selection forms must be submitted on or before December 31 of the annual accounting period.

6. Payment Schedule (choose one):

Calendar Year Basis (January 1 – December 31) ☐

Fiscal Year Basis (July 1 – June 30) ☐

7. Payment Basis (choose one):

Actual Emissions Basis ☐

Allowable Emissions Basis ☐

Combination of Actual and Allowable Emissions Basis ☐

8. If Payment Basis is “Actual Emissions” or “Combination of Actual and Allowable Emissions”, complete the following table for each permitted source and each pollutant for which fees are due for that source. See instructions for further details.

Source ID	Pollutant	Allowable or Actual Emissions	If allowable emissions: Specify condition number and limit.
			If actual emissions: Describe calculation method and provide example. Provide condition number that specifies method, if applicable.

Title V Fee Selection – APC Form 36

CONTACT INFORMATION (BILLING)			
9. Billing contact			Phone number with area code
Mailing address (St./Rd./Hwy.)			Fax number with area code
City	State	Zip code	Email address
SIGNATURE BY RESPONSIBLE OFFICIAL			
Based upon information and belief formed after reasonable inquiry, I, as the responsible person of the above mentioned facility, certify that the information contained in the submittal is accurate and true to the best of my knowledge. As specified in TCA Section 39-16-702(a)(4), this declaration is made under penalty of perjury.			
10. Signature			Date
Signer's name (type or print)	Title		Phone number with area code

Title V Fee – Additional Information

- APC Fees & Emissions Inventory Section email address
 - APC.Inventory@tn.gov
- APC Regulations - Chapter 26 – Fee Rule
 - <https://publications.tnsosfiles.com/rules/1200/1200-03/1200-03-26.20241215.pdf>
- APC Air Fees Web Page
 - <https://www.tn.gov/environment/air/fees.html>
- MyTDEC Forms website
 - Only for facilities self-reporting Title V Fees
 - Actual Emissions Basis
 - Mixed Emissions Basis
 - Registration required for access
 - <https://forms.tdec.tn.gov/>
- APC Data Viewer website
 - Where to find Facility pertinent documents & information
 - <https://dataviewers.tdec.tn.gov/dataviewers/f?p=19031:2::::::>

Questions?

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