State of Rhode Island
Department of Environmental Management
Office of Air Resources

In re: Proposed amendment to 250-RICR-130-05-43 "General Permits for Smaller-Scale Electric Generation Facilities"

DECISION

Introduction

On May 5, 2025, a notice was posted on the websites of the Rhode Island Department of Environmental Management (RI DEM) and the Rhode Island Department of State and was sent to interested parties announcing a direct final amendment to proposed amendments to proposed amendments to 250-RICR-130-05-43 (Part 43) "General Permits for Smaller-Scale Electric Generation Facilities." Formal objections to this amendment were accepted until June 6, 2025.

The purpose of Part 43 is to give facilities the option to apply for a general permit for emergency generators and distributed generators instead of a full minor source permit under 250-RICR-120-05-9, "Air Pollution Control Permits." Part 43 currently includes recordkeeping requirements that require a source to determine fuel usage for each distributed generator and/or hours of operation for each emergency generator and record such information no later than five days after the first of each month. The Department is proposing to eliminate the five day recording requirement and allow the source to record the data at any time during the month.

The revision does not impose any new requirements on regulated entities including any small businesses or any city or town; therefore, there is no adverse economic impact.

Response to Objections

No objections were received.

Decision

It is the decision of the Department to amend 250-RICR-120-05-43, "General Permits for Smaller-Scale Electric Generation Facilities." as proposed. The final amended regulation is appended to this Decision.

Karen Slattery Digitally signed by Karen Slattery Date: 2025.06.16 17:26:35 -04'00'

Date

Karen Slattery
Deputy Administrator