**74:36:20:05.01.  Procedures for an insignificant increase in allowable emissions.** The department shall take the following final action on the proposed insignificant increase in allowable emissions within 90 days after receipt of a complete application for an insignificant increase in allowable emissions:

 (1)  Issue the construction permit as proposed;

 (2)  Deny the application for a construction permit; or

 (3)  Determine the application should be processed as a construction permit following the procedural requirements in §§ 74:36:20:06 to 74:36:20:10, inclusive.

 The secretary shall issue the construction permit for an insignificant increase in allowable emissions without the procedural requirements applicable to obtaining a construction permit.

 **Source:** 42 SDR 52, effective October 13, 2015.

 **General Authority:** SDCL 34A-1-6, 34A-1-21.

 **Law Implemented:** SDCL 34A-1-21.