

Guidance for Compliance Certification Under the Operating Permits Program in Texas

Texas Commission on Environmental Quality

PURPOSE

This guidance provides information on Permit Compliance Certification. Permit Compliance Certifications are required to be submitted at least annually once a Site Operating Permit has been issued or authority to operate under a General Operating Permit has been granted. This guidance is provided to supplement the instructions for the PCC form.

Where to Find It

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Forms Revision Note: A major change was made to the forms in May 2008. The PCC Form Part 3 prior to that revision was simply a facsimile of the deviation report. Since that older version Part 3 was redundant to the DevRep itself, it was deleted. Consequently, PCC Part 4 was moved up to become PCC Part 3.

Rule Background

This section provides rule requirements background on permit compliance certifications.

**Deviation Reports
and Compliance
Certifications**

Both Deviation Reports and Compliance Certifications provide information on compliance with permit terms and conditions. The phrase “permit terms and conditions” is a legal phrase essentially meaning any requirement listed in the permit, including unit and site-wide requirements, requirements of NSR permits referenced in the Title V permit, and other regulatory requirements referenced by citation. Deviation reports require the identification of each permit term or condition that was deviated from and detailed information on each deviation event (such as date, time, what caused the deviation, what was done to correct the situation).

**What is the
Difference?**

Deviation reports are required to be submitted at least every six months. Compliance Certifications are intended to state the compliance status of each requirement of the permit over the certification period, which can be no greater than 12 months. For those permit terms and conditions for which compliance was continuous, a single statement to that effect suffices.

For each term and condition that was deviated from during the course of the certification period, the certification must include:

- the term or condition of the permit for which deviations were experienced;
- the monitoring method used to identify the deviations (usually by regulatory reference);
- the monitoring frequency required (e.g., hourly, daily, monthly, etc); and
- the total number of deviations that have occurred over the certification period.

Thoughtful design and use of deviation reports can significantly reduce the reporting burden under compliance certification.

**Deviation
Definition**

A deviation is defined in 30 TAC §122.10 as:

“Any indication of noncompliance with a term or condition of the permit as found using, at a minimum, but not limited to, compliance method data from monitoring, recordkeeping, reporting, or testing required by the permit.”

Note: Please consult the guidance for deviation reporting for a complete explanation of deviations and deviation reporting.

Deviation Types

Deviations can be from permit terms and conditions that establish:

- emission limit or standards;
 - monitoring and/or testing requirements;
 - recordkeeping requirements;
 - reporting requirements.
-

**Deviation Reports
Part of Compliance
Certification**

Deviation reports form part of the Compliance Certification. Deviation reports submitted before the compliance certification are recorded on PCC Part 2. If there were no prior deviations (and no deviation reports prior to the compliance certification) then Part 2 is optional. However,

permit holders often note on the form that there were no deviations just as a matter of completeness.

Deviation reports made from the last report to the time of compliance certification must be included in the compliance certification submittal, if a deviation was observed or identified during that period. Except for reports being submitted to correct an earlier report, the end date of the final deviation report must correspond to the end date of the compliance certification period. Permit holders may submit a deviation report for the final period (since the last deviation report) indicating no deviations, as an option.

Compliance
Certification Rule
Requirements

Section 146 of 30 TAC 122 defines the requirements for compliance certifications. Section 146 defines the requirements for compliance certification. As a result of experience in complying with this section of the rule, certain descriptive guidance is offered below for specified portions of the rule:

30 TAC §122.146. Compliance Certification Terms and Conditions.

Unless otherwise specified in the permit, the following compliance certification requirements shall become terms and conditions of the permit.

(This means that not following these requirements can be a deviation all by itself. Be sure to report deviations from the compliance certifications as appropriate.)

1. The permit holder shall certify compliance with the terms and conditions of the permit for at least each 12-month period following initial permit issuance.
(The first compliance certification deadline is based on the permit issuance date – also known as the *effective* date – of the permit for SOPs. For GOPs, the first compliance certification is due within 12 months of the letter authorizing the source to operate under that GOP - the “Grant” letter. All subsequent deadlines are based on the end date of the previous reporting period. In this way, permit holders may want to adjust the reporting period to coincide with another reporting deadline by submitting a certification at a different date as long as the 12 month requirement is not exceeded.)
2. The certification shall be submitted to the executive director and the EPA administrator no later than 30 days after the end of the certification period.
3. The executive director shall make a copy of the compliance certification accessible to the EPA.
(This is an agency requirement. It does not diminish the need for permit holders to comply with 2. above.)
4. The certification shall be based on at a minimum, but not limited to, the monitoring method (or recordkeeping method, if appropriate) required by the permit to be used to assess compliance. If necessary, the permit holder shall identify any other material information that must be included in the certification to comply with FCAA, §113(c)(2), which prohibits knowingly making a false certification or omitting material information.
(Although the requirement to provide monitoring information is in the compliance certification portion of the rule, the permit holder is asked to provide this information on the deviation report. This includes monitoring information or credible evidence that maybe considered outside the permit

requirements. See the deviation report guidance for further details regarding monitoring information required.)

5. The annual compliance certification shall include or reference the following information:

- a. the identification of each term or condition of the permit for which the permit holder is certifying compliance, the method used for determining the compliance status of each emission unit, and whether such method provides continuous or intermittent data;

(This section is handled by the certification statements on PCC Part 1.)

- b. for emission units addressed in the permit for which no deviations have occurred over the certification period, a statement that the emission units were in continuous compliance over the certification period;

(This section is handled by the certification statements on PCC Part 1.)

- c. for any emission unit addressed in the permit for which one or more deviations occurred over the certification period, the following information indicating the potentially intermittent compliance status of the emission unit:
 - i. the identification of the emission unit;
 - ii. the applicable requirement for which a deviation occurred;
 - iii. the monitoring method (or recordkeeping method, if appropriate) used to assess compliance;
 - iv. the frequency with which sampling, monitoring, or recordkeeping was required to be conducted by the monitoring or recordkeeping requirement of the permit; and
 - v. the total number of times that the assessment required by the monitoring or recordkeeping method specified in the permit indicated that a deviation had occurred;

(This section is handled by the deviation reports – Form DevRep - submitted with the package, or referred to by PCC Part 2.)

- d. the identification of all other terms and conditions of the permit for which compliance was not achieved; and

(This section is handled by the deviation reports submitted with the package, or referred to by PCC Part 2.)

- e. the annual compliance certification does not need to include any information regarding facilities identified as de minimis under §116.119 of this title (relating to De Minimis Facilities or Sources) unless the facilities or sources are subject to an applicable requirement.

6. The executive director may request additional information if necessary to determine the compliance status of an emission unit.

Thus certification by reference is acceptable in Texas. By use of the prescribed forms, the permit holder provides a general statement of compliance with all terms and conditions of the permit, and provides the exceptions as the deviations either referenced in, or reported in conjunction with, the permit compliance certification. The reference to the permit number may serve as the identification requirements required by 30 TAC §122.146.

Effects of Other Programs, Rules, or Permit Procedures

Permit renewal and application shield: the renewal of a Title V permit or the continued operation of a permitted site that is operating under the renewal application shield of a timely and complete application has no effect on the timing of the deviation report or the permit compliance certification.

Permit revision: a revision has no effect on the timing (deadlines) of the DevRep or PCC. However, note that the permit holder must be ready to monitor and report on deviations on the new or modified permit requirements (including provisional terms and conditions) as soon as they are authorized to operate them.

Expired permit, Void of Permit - no longer subject to Title V program: deviation reporting and permit compliance certification requirements apply to an effective permit. Voided or expired permits are not effective permit; thus these forms would not be used. However, note that an owner/operator may be found in violation of operating without authorization should the site still be subject to the Title V program, regardless of the presence or absence of these forms.

GOP to SOP permit conversion: Because the GOP is its own permit that is being voided as a result of the issuance of the SOP, a final PCC form should be submitted to certify compliance with that permit. The issuance of the SOP that replaces that GOP begins a new certification period, not to exceed 12 months.

Change of ownership: Although the permit is not changing, the permit holder who is certifying that permit is. The sales and transfer of the permitted facility indicates the end of one certification period (for the seller) and the beginning of a new one (for the buyer).

Audit Privilege Act interface:

(a) The audit privilege under this Act does not apply to documents, reports, and data that are required to be collected, developed, maintained, or reported under state or federal law, or to information obtained independent of the audit process [Article 4447cc, Vernon's Texas Civil Statutes, Section 8(a)]. All claims of immunity for the potential violations are reviewed by the Enforcement Division on a case-by-case basis.

(b) Guidance for Title V reporting concerning The Texas Environmental, Health, and Safety Audit Privilege Act:

An entity may conduct an Environmental Self Audit pursuant to The Texas Environmental, Health, and Safety Audit Privilege Act ("the Act"), with a scope that includes the Title V permit. However, when violations pertaining to the Title V permit requirements are identified under the audit, the entity should:

1. Include the violations identified in the audit on the next required Title V report, and submit an audit disclosure of the violations prior the submittal of a required Title V report. The Act does not in any way allow the due date of the required Title V report to be changed.

2. Include in the cover letter of the audit disclosure an explanation of how the Title V violations were identified outside of the entity's usual reasonable inquiry process.

3. In the required Title V report add a note to each violation identified pursuant to the Act, which states that the violation was identified during an Environmental Self Audit.

4. The TCEQ reviews each audit disclosure and may deny immunity for any violation(s) disclosed. For example, a failure to submit or late submittal of a required Title V report will be denied immunity.

This section provides additional guidance beyond the instructions, provides background information explaining how the form and its contents came about, and aids in understanding the requirements for unusual situations.

Resources Useful
for Completing
Compliance
Certification

The following are resources related to annual compliance certifications.

Resource Name	What it is	What it Provides
Your Operating Permit		All the requirements for which compliance will be certified.
30 TAC §122.146	Operating Permit rules	Specific requirements related to annual compliance certifications.
Form DevRep	Form, instruction, and Guidance related to Deviation Reporting	Background on the identification and reporting of deviations. Deviation identification forms the basis of compliance certifications.

Compliance
Certification
Report
Requirements

In order to fulfill the Compliance Certification requirements for each permit the PCC, Permit Compliance Certification, form is used.

In order to be complete, this report must contain all the information found below.

- The compliance certification report must be submitted at least annually. If an applicable requirement requires more frequent reporting then the compliance report must be submitted as that applicable requirement dictates.
 - The permit holder can voluntarily submit certifications more frequently if they so desire.
 - The permit holder may submit reports more frequently in order to correct an earlier report that contains errors.
 - A new owner may want to assess and report compliance at the time ownership is transferred. However, a change in ownership does not require its own unique report.
 - The permit holder may be required to submit compliance certifications and/or deviation reports more frequently than 12 months as a permit requirement resulting from a poor performance rating on a compliance history review or other ordering provision directed by the commission.
- The compliance certification report must be submitted within 30 days of the end of the period being certified. This requirement applies to certifications made earlier than the 12 month requirement. I.e., there cannot be more than 30 days between the submittal date and the reporting period end date.
- The compliance certification report must be submitted to the 'Air Section Manager' of the appropriate regional office of the Texas Commission on Environmental Quality (TCEQ) and the central office (Mail Code 174).
 - The compliance reports are technically required to be submitted to the Executive Director; therefore, please address the report to the Executive Director in care of the Air Section Manager of the appropriate regional office.
- The compliance certification report must also be submitted to the administrator of EPA Region 6 in Dallas.
- The compliance certification report must be certified by a Responsible Official in accordance with the requirements of 30 TAC §122.165 (see 30 TAC 122.165(a)(7)).
 - Please use Form OP-CRO1 for this purpose.

Note: The certification is considered “submitted” by the date it is postmarked, and sending the report by certified mail is highly recommended.

Adjustment of Reporting Period: Permit holders may want to adjust the compliance certification to line-up with other reporting periods. The permit holder may submit a compliance certification earlier than twelve months to do so. Also, it has been confirmed by EPA Region 6 for federal rules requiring reporting on specified months: the compliance certification OR the report required by the rule may be adjusted so they coincide, as long as no period exceeds that time frame required by the underlying requirement. For example, a compliance certification period cannot exceed twelve months. A report period for a rule initially required in January and July cannot exceed six months.

Computation of Time: Report deadlines that fall on a day that the Chief Clerk would ordinarily be closed shall be processed according to 30 TAC Chapter 1, §1.7. However, this adjustment does not apply to the actual twelve-month compliance certification, because there is no report due on that day (end date). For example, a twelve month certification period end date falls on a Saturday. That day remains the end date of the certification period. However, in another situation, a 30-day report submittal deadline that fell on Saturday would be due at the end of the day of the next business day (Monday unless that Monday is a holiday).

Change of Ownership: It is recommended that a compliance certification be submitted by the previous owner/operator at a time to indicate the end of the compliance certification be the date that property is transferred, provided that period does not exceed twelve months. The same recommendation is suggested in the Deviation Reporting guidance. The new permit holder may then begin a compliance certification on the day the property is transferred to their possession.

Compliance certifications through a change of ownership to be made on dates other than the date of transfer may be made as long as the “losing” and “gaining” entities cover all periods for which they are certifying compliance, there are no gaps in reporting, and all parties are in agreement of this process.

Report
Requirements
when
Compliance is
Continuous

A Compliance Certification must be submitted at least every twelve months for each operating permit, even when compliance has been continuous for every term and condition of the permit over the entire certification period.

A source that has been in continuous compliance with all permit terms and conditions will be required to submit a completed form PCC Part 1 and form OP-CRO1, Certification by Responsible Official.

**Using Form
‘PCC’**

This section provides specific instructions on how to complete a compliance certification as required under 30 TAC §122.146 using the Permit Compliance Certification (PCC) form.

Where to Find
the Permit Terms
and Conditions

A site can be permitted using either a Site Operating Permit (SOP) or a General Operating Permit (GOP).

Sources permitted under an SOP may usually rely on the SOP document to contain all the information that will be needed to identify emission units and applicable requirements related to compliance certification. Special attention should be paid to requirements that are referenced in the operating permit. For example, numerous operational and emission control requirements may be simply listed as a NSR permit number in the Title V permit. Therefore, Title V permit holders must report deviations from any single requirement of those NSR permits that are referenced. Additionally, the permit holder will need to certify with provisional requirements added to the permit through minor revision applications, or any

other requirements added by the “notification” process, either of which have not been incorporated into the permit by the end of the certification period. However, the permit holder will need to certify compliance with all applicable requirements whether they are in the permit or not.

Sources permitted under a GOP must reference the GOP application, the appropriate GOP, and the appropriate GOP grant letter to find all the information that will be needed to identify emission units and applicable requirements related to compliance certifications.

In general, most requirements will be found in the GOP application together with the GOP tables (Section (c) of each GOP). These are analogous to ‘Applicable Requirements Summary’ of an SOP. Section (b) of each GOP rule contains requirements similar in nature to those found in the ‘Special Terms and Conditions’ section of an SOP, and will contain some of the information that will be needed to complete a compliance certification.

For example, emission units with unit specific requirements and GOP index numbers are found in the GOP application. To link these emission units with unit specific applicable requirements, one must refer to both the GOP permit application and the appropriate GOP rule tables.

Additionally, the permit holder will need to certify with provisional requirements added to the permit/authorization to operate through minor revision applications, or any other requirements added by the “notification” process, either of which have not been incorporated into the permit by the end of the certification period. However, the permit holder will need to certify compliance with all applicable requirements whether or not they are in the permit or application.

Where to Find
Deviation
Related
Information

All deviation information should be placed in a DevRep form. Any deviations that need to be reported since the last deviation report, including those reports submitted to correct previous reports, need to be included in the submittal that contains the PCC form. Because the Responsible official is certifying compliance which includes exceptions established in the referenced deviation reports, all the deviations referenced in the PCC must be made earlier during the compliance period or at the same time the PCC is turned in. A deviation report intended to be part of a PCC submitted after the date of PCC will require a new PCC form.

Form PCC,
Description of
Part 1

Form PCC Part 1 is comprised of an identification block and two sections, sections I and II.

- Identification Block
This block occurs at the top of each page of the report, and contains relevant information to identify the source, permit, and certification period, and certification report date.
- Section I: Certificate of Continuous Compliance with Permit Terms and Conditions
This section allows the Responsible Official to make a statement of continuous compliance for all continuously complied with permit terms and conditions.
- Section II: Summary of Deviations
The summary of deviations includes two paragraphs, Paragraph A (Previously Reported Deviation Information) and Paragraph B (Deviation Information Being Submitted Concurrent with Compliance Certification).
 - Paragraph A: Previously Reported Deviation Information

This section allows a simple reference to previously submitted reports. If the previously submitted reports contained the required monitoring method, monitoring frequency, and deviation number totals, then those reports can be referenced using Part 2. The current DevRep contains all the necessary information when filled-out according to instructions. If the previously submitted reports *did not* contain the required three elements, then a deviation report correction must be submitted using form DevRep.

- Paragraph B: Deviation Information being submitted concurrent with the Compliance Certification.

This section can be completed by simply including the relevant deviation reports (using form DevRep) in the PCC submission.

Form PCC,
Description of
Part 2

Form PCC Part 2 is comprised of two sections, an Identification Block and a section labeled Identification of Deviation Reports Submitted During the Certification Period.

See the form's instructions for specific information required. Please note that only reports used to identify deviations (such as DevRep or other reports with the same information) is required to be listed in this Part 2. Other reports required by the permit, even though they may be certified and submitted to the Executive Director, should not be listed on this form.

It should be noted that any reports listed in this section, and all contents of those reports, will be deemed as deviations to the operating permit unless expressly and distinctly identified in those listed reports.

Form PCC,
Description of
Part 3

Form PCC Part 3 is required if the permit provides options for monitoring. The information requested in PCC Part 3 will identify the specific monitoring method used to determine compliance for the duration of the certification period.

For example, some rules allow for multiple test methods to determine compliance with process vent standards. On the basis of operational flexibility, the corresponding permit citation may have been "grouped-up" such that the permit holder may choose any of those several methods under the higher level citation. Based on the rule language, the permit holder has choices to make between the test methods listed to determine compliance during the compliance reporting period. Although the permit content requirements allow for the flexibility of listing multiple approved test methods, 30 TAC Chapter 122, §122.146 requires the permit holder to specify the exact method used.

A point of clarification for Compliance Assurance Monitoring and Periodic Monitoring: During permit application submittal and review, the applicant has access to pre-approved "options." However, when the option(s) is (are) selected and placed in the permit, they are required to be conducted in order to meet the requirements of the permit. Therefore, they are no longer considered "options."

The instructions for the form provide sufficient details for most applications. The following information is provided for certain elements under unique situations:

Unusual Certification Periods:

Specific
Guidance for
Special Cases

Start Date: The current RO may not certify to compliance to a permit before his or her effective date. This instruction applies to both the PCC compliance period start date, and to the OP-CRO1 document date.

End Date: The end date cannot be after the submittal date. Instructions for end dates for periods that end based on a void permit project, or a permit conversion project (GOP to SOP) will be provided in the final action letters for those projects.

Question: What is the entity's obligation for going back and certifying the last remaining period of a GOP when they had their permit converted to an SOP, and they forgot or otherwise did not follow the instructions of the GOP/SOP combo letter?

Answer: The obligation stems from §122.146 (1) and (2). The GOP is a separate permit with its own set of requirements. The SOP is a separate permit with its own requirements. The voiding of the GOP ends the compliance certification period for that authorization. A certification for that last remaining period is needed; else the TCEQ and the public are not provided the compliance status of the site and the permit holder for that period. The lack of a timely submitted compliance certification will follow the same violation and enforcement initiation criteria as one required every 12 months

Examples of PCC Forms Use

Case 1 The forms that follow for Case 1 provide an example of a Title V Site Operating Permit (SOP) Holder that experienced some deviations throughout the certification reporting period (12 months from the issuance of his SOP). The example follows the first 12 month period immediately following the permit issuance, so the certification period start date is based on the issuance date of that permit. There was a deviation during the first six months; therefore, there was a deviation report filed prior to this example PCC submittal, as noted on Part 2.

Also, the permit contained one example of monitoring “options” for process vents as provided by 40 CFR Part 63, Subpart G. The permit holder indicated the specific monitoring method using Part 3 of the PCC form. The permit process vent EPN-1 is subject to monitoring of this rule under §63.115(c). This section of the rule is further divided into numbered paragraphs with requirements based on whether the owner/operator chooses Method 18 or Method 25A to determine HAP concentration. In this example, the permit holder used each method during the certification period, reflected in the information on PCC Part 3.

The permit was issued January 2, 2005. A DevRep was filed in July 2005 for the first six month period (January - June 2005).

Case 2 The forms that follow for Case 2 provide an example of a Title V General Operating Permit (GOP) Holder that had no deviations throughout the certification reporting period (12 months from the issuance of his GOP grant letter). Nor did this permit holder have monitoring options. Technically, he would only be required to submit a PCC Part 1. However, this permit holder chose to provide a cover letter to confirm there were no deviations, simply as a matter of completeness, and to confirm that she did not forget to report deviations.



**Texas Commission on Environmental Quality
Texas Federal Operating Permit Form
Permit Compliance Certification – PCC (Part 1)**

Permit Holder Name	Example Case 1 Inc.	Customer Number	CN600XXXXXXXXX
Area Name	Case 1 Area	Regulated Entity Number	RN100XXXXXXXXX
Operating Permit Number	OXXXX	Report Submittal Date	January 28, 2006
Certification Period Start Date	January 2, 2005	End Date	January 1, 2006

I. Certification of Continuous Compliance with Permit Terms and Conditions (Indicate response by placing a 'x' in the appropriate column for each of the following questions)	Response:	
	Yes	No
With the possible exception of those permit terms and conditions identified in the 'Summary of Deviations' found using, at a minimum, but not limited to, the continuous or intermittent compliance method data from monitoring, recordkeeping, reporting, or testing required by the permit and any other credible evidence or information, was the permit holder in continuous compliance with all the terms and conditions of the permit over the Certification Period?	x	

II. Summary of Deviations (Indicate response by placing a 'x' in the appropriate column for each of the following questions)	Response:	
	Yes	No
<p>A. Were there any deviations from any permit requirements during the Certification Period that have <i>previously</i> been reported to the agency?</p> <p>If the answer to this question is 'Yes', please complete and attach Part 2 to this submittal.</p> <p><i>Important Note:</i> If previously submitted reports did not contain specific information on monitoring methods, frequency and the total number of deviations experienced over the entire certification period, then use form DevRep to provide that information.</p>	x	
<p>B. Were there any deviations from any terms or conditions of the permit during the Certification Period that are <i>currently</i> being submitted to the agency?</p> <p>If the answer to this question is 'Yes', please include the relevant reports along with this page.</p>	x	



**Texas Commission on Environmental Quality
Texas Federal Operating Permit Form
PCC - Previous Deviation Reports (Part 2)**

Permit Holder Name	Example Case 1 Inc.	Customer Number	CN600XXXXXXXXX
Area Name	Case 1 Area	Regulated Entity Number	RN100XXXXXXXXX
Operating Permit Number	OXXXX	Report Submittal Date	January 28, 2006
Certification Period Start Date	January 2, 2005	End Date	January 1, 2006
Identification of Deviation Reports Submitted During the Certification Period (Note: All reports must be certified to truth, accuracy, and completeness by the Responsible Official)			
Report Date	Report Description (Name of unit, Name of Rule, Driver for report, etc)	Report Submitted To	Report Previously Certified? (Y/N)
July 15, 2005	First Semi-annual deviation report	TCEQ	Y



**Texas Commission on Environmental Quality
Texas Federal Operating Permit Form
PCC – Monitoring Options Selected (Part 3)**

Permit Holder Name	Example Case 1 Inc.	Customer Number	CN600XXXXXXXXX
Area Name	Case 1 Area	Regulated Entity Number	RN100XXXXXXXXX
Operating Permit Number	OXXXX	Report Submittal Date	January 28, 2006
Certification Period Start Date	January 2, 2005	End Date	January 1, 2006

ID Number		Regulatory Requirement (Rule or Permit No. and Prov.)	Pollutant Monitored	SOP or GOP Index Number	Monitoring Option Used	Dates		Description/Comments
Unit ID					Specific Citation	Begin	End	
EPN-1		MACT G	HAPS	(none)	63.115(c)(1)-(3)	01/02/2005	03/15/2005	Used Method 18 for HAPS monitoring at vent
EPN-1		MACT G	HAPS	(none)	63.115(c)(1)-(2), (4)	03/15/2005	01/01/2006	Used Method 25A for HAPS monitoring at vent

Example Case 2 Inc.

Providing fine examples in compliance since 1995!



Executive Director, Texas Commission on Environmental Quality
c/o Field Operations Support Division, Mail Code 174
P.O. Box 13087
Austin Texas 787141-3087

Dear Sir,

Please find enclosed our annual compliance certification for permit OXXXX. Please note we did not experience any deviations during the reporting period, and thus were not required to submit a deviation report.

Please contact Mr Tech Contact at 111-222-3333 if you have any questions.

Sincerely,

R. Official

Ms R. Official
Vice President, Operations
Example Case 2, Inc.



**Texas Commission on Environmental Quality
Texas Federal Operating Permit Form
Permit Compliance Certification – PCC (Part 1)**

Permit Holder Name	Example Case 2 Inc.	Customer Number	CN600XXXXXXXXX
Area Name	Case 2 Area	Regulated Entity Number	RN100XXXXXXXXX
Operating Permit Number	OXXXX	Report Submittal Date	January 15, 2006
Certification Period Start Date	January 2, 2005	End Date	January 1, 2006

I. Certification of Continuous Compliance with Permit Terms and Conditions (Indicate response by placing a 'x' in the appropriate column for each of the following questions)	Response:	
	Yes	No
With the possible exception of those permit terms and conditions identified in the 'Summary of Deviations' found using, at a minimum, but not limited to, the continuous or intermittent compliance method data from monitoring, recordkeeping, reporting, or testing required by the permit and any other credible evidence or information, was the permit holder in continuous compliance with all the terms and conditions of the permit over the Certification Period?	x	

II. Summary of Deviations (Indicate response by placing a 'x' in the appropriate column for each of the following questions)	Response:	
	Yes	No
<p>A. Were there any deviations from any permit requirements during the Certification Period that have <i>previously</i> been reported to the agency?</p> <p>If the answer to this question is 'Yes', please complete and attach Part 2 to this submittal.</p> <p><i>Important Note:</i> If previously submitted reports did not contain specific information on monitoring methods, frequency and the total number of deviations experienced over the entire certification period, then use form DevRep to provide that information.</p>		x
<p>B. Were there any deviations from any terms or conditions of the permit during the Certification Period that are <i>currently</i> being submitted to the agency?</p> <p>If the answer to this question is 'Yes', please include the relevant reports along with this page.</p>		x