

**IDAPA 58 – DEPARTMENT OF ENVIRONMENTAL QUALITY**

**58.01.01 – RULES FOR THE CONTROL OF AIR POLLUTION IN IDAHO**

**DOCKET NO. 58-0101-2602**

**NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Section [67-5220](#), Idaho Code, notice is hereby given that this agency intends to promulgate a rule and desires public participation before publishing a proposed rule. This rulemaking action is authorized by Sections [39-105](#), [39-107](#), [39-115\(3\)](#) and [39-119](#) Idaho Code.

**METHOD OF PARTICIPATION:** Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meeting. For those who cannot participate by attending the meeting, information for submission of written comments is provided at the end of this notice.

**MEETING SCHEDULE:** A negotiated rulemaking meeting has been scheduled. Details, including a Microsoft Teams meeting link, for this meeting and any additional meetings will be posted at: [Air Quality: Docket No. 58-0101-2602](#) | Idaho Department of Environmental Quality.

**Monday, April 6, 2026  
2:00 p.m. MT**

**ATTEND IN PERSON OR VIA MICROSOFT TEAMS**

**DEQ State Office  
Conference Room A  
1410 N. Hilton  
Boise, ID 83706**

**The Teams meeting link is available at:**

**[Join the meeting now](#)  
Meeting ID: 272 231 433 404 10  
Passcode: KE6gX3VG**

The meeting location will be accessible to persons with disabilities, and language translators will be made available upon request. Requests must be made no later than five (5) business days prior to the meeting date. For arrangements contact the undersigned.

**DESCRIPTIVE SUMMARY:** The negotiated rulemaking process is intended to update the application and processing fees for new and modified facilities seeking a permit to construct, general permit, permit by rule or Tier II operating permit. This rulemaking will also add an annual fee for existing non-Title V facilities. The proposed fee revisions are intended to account for inflation and to reduce program reliance on the State General Fund for permitting and compliance activities for non-Title V facilities.

**PRELIMINARY DRAFT RULE:** The preliminary draft rule is available at: [Air Quality: Docket No. 58-0101-2602](#) | [Idaho Department of Environmental Quality](#).

DEQ will facilitate negotiation of this rule in conjunction with a committee made up of stakeholders having an interest in the revision of this rule. Upon conclusion of negotiations, DEQ intends to publish a proposed rule for public comment in the summer of 2026 and then present the final proposal to the Idaho Board of Environmental Quality (Board) in the Fall of 2026 for adoption of a pending rule. If adopted by the Board, the rule will be reviewed by the 2027 Idaho Legislature.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on questions concerning this rulemaking, contact Michael Simon at [Michael.Simon@deq.idaho.gov](mailto:Michael.Simon@deq.idaho.gov) or (208) 373-0212.

**SUBMISSION OF WRITTEN COMMENTS:** Information regarding public comment opportunities provided throughout the rulemaking process will be available at: [Air Quality: Docket No. 58-0101-2602 | Idaho Department of Environmental Quality](#).

Dated this 1st day of April, 2026.

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