



Michigan Department Of Environmental Quality - Air Quality Division
Air Permits System – Renewable Operating Permit Program
Rule 208a Overview

Michigan Air Pollution Control regulation [R 336.1208a \(Rule 208a\)](#) provides an alternative to submitting a Renewable Operating Permit (ROP) application. Rule 208a provides a legally enforceable mechanism that allows sources that are otherwise exempt and have actual emissions of less than 50 percent of all major source thresholds to accept these levels as legal limits on potential to emit in order to avoid being subject to the ROP program.

For an initial registration, all parts of [Form EQP 5725](#) must be submitted to the Air Quality Division (AQD) of the Michigan Department of Environmental Quality.

The registration must be renewed every year to remain in effect. For a renewal, [Form EQP 5735](#) must be submitted. The two support tables required to be submitted in a facility's initial registration are not required to be submitted for the annual registration renewal. However, each Rule 208a subject facility is required to maintain records of the information listed on these tables and the AQD may require that this information be submitted.

Rule 208a registration forms must be signed by a responsible official to certify that the source's emissions are below all threshold levels and that these levels are accepted as legally enforceable limits on potential to emit. (See [Rule 118\(j\)](#) for the definition of responsible official.)

Please note that all facilities registered pursuant to Rule 208a must submit an annual report of emissions on the yearly Michigan Air Emissions Reporting System (MAERS) forms, as required by Section 5503(k) of the Natural Resources and Environmental Protection Act, 1994 PA 451 (Act 451) and Rule 202.

The reminder to facilities to submit the Rule 208a renewal registration form is included in the AQD's notification for each yearly MAERS submittal. Both submittals are due by March 15th of each year.

Due to computer constraints, the Rule 208a registration renewal forms cannot be submitted electronically and must be sent directly to the appropriate [District Office](#).