

REFERENCE TITLE: technical correction; air pollution; permits

State of Arizona  
House of Representatives  
Fifty-fifth Legislature  
Second Regular Session  
2022

# HB 2002

Introduced by  
Representative Cobb

AN ACT

AMENDING SECTION 49-429, ARIZONA REVISED STATUTES; RELATING TO STATE AIR POLLUTION CONTROL.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 49-429, Arizona Revised Statutes, is amended to  
3 read:

4 49-429. Permit transfers; notice; appeal

5 A. A permit shall not be transferable, whether by operation of law  
6 or otherwise, either from one location to another or from one source to  
7 another.

8 B. Subsection A shall not apply to A mobile or portable source  
9 which is transferred from one location to another after notification to  
10 the department of the transfer.

11 C. A permit may be transferred from one person to another whether  
12 by operation of law or otherwise if the person who holds the permit  
13 notifies the director in writing before the transfer. The notice shall be  
14 in writing and shall include the name, address, telephone number and  
15 statutory agent of the person to whom the permit will be transferred, the  
16 effective date of the proposed transfer and other information the director  
17 may determine to be necessary by rule. The director shall prescribe  
18 procedures for this notice.

19 D. If the director determines that the transferee is not capable of  
20 operating the source in compliance with the requirements of this article,  
21 rules adopted under this article and the conditions established in the  
22 permit, the transfer shall be denied. In order for the denial to be  
23 effective, notice of the director's denial, including the reasons for the  
24 denial, shall be issued within ten working days of the director's receipt  
25 of the notice of proposed transfer.

26 E. Denial of a permit transfer may be appealed as an appealable  
27 agency action pursuant to title 41, chapter 6, article 10.