**Air Permit Application**

**Compliance History Disclosure Form**

Pursuant to Subsection 74-2-7(S) of the New Mexico Air Quality Control Act (“AQCA”), NMSA §§ 74-2-1 to -17, the New Mexico Environment Department (“Department”) may deny any permit application or revoke any permit issued pursuant to the AQCA if, within ten years immediately preceding the date of submission of the permit application, the applicant met any one of the criteria outlined below. In order for the Department to deem an air permit application administratively complete, or issue an air permit for those permits without an administrative completeness determination process, the applicant must complete this Compliance History Disclosure Form as specified in Subsection 74-2-7(P). An existing permit holder (permit issued prior to June 18, 2021) shall provide this Compliance History Disclosure Form to the Department upon request.

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| **Permittee/Applicant Company Name** | | | **Expected Application Submittal Date** | |
|  | | |  | |
| **Permittee/Company Contact** | | **Phone** | **Email** | |
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| **Within the 10 years preceding the expected date of submittal of the application, has the permittee or applicant:** | | | | |
| 1 | Knowingly misrepresented a material fact in an application for a permit? | | | Yes  No |
| 2 | Refused to disclose information required by the provisions of the New Mexico Air Quality Control Act? | | | Yes  No |
| 3 | Been convicted of a felony related to environmental crime in any court of any state or the United States? | | | Yes  No |
| 4 | Been convicted of a crime defined by state or federal statute as involving or being in restraint of trade, price fixing, bribery, or fraud in any court of any state or the United States? | | | Yes  No |
| 5a | Constructed or operated any facility for which a permit was sought, including the current facility, without the required air quality permit(s) under 20.2.70 NMAC, 20.2.72 NMAC, 20.2.74 NMAC, 20.2.79 NMAC, or 20.2.84 NMAC? | | | Yes  No |
| 5b | If “No” to question 5a, go to question 6.  If “Yes” to question 5a, state whether each facility that was constructed or operated without the required air quality permit met at least one of the following exceptions:  a. The unpermitted facility was discovered after acquisition during a timely environmental audit that was authorized by the Department; or  b. The operator of the facility estimated that the facility’s emissions would not require an air permit, **and** the operator applied for an air permit within 30 calendar days of discovering that an air permit was required for the facility. | | | Yes  No |
| 6 | Had any permit revoked or permanently suspended for cause under the environmental laws of any state or the United States? | | | Yes  No |
| 7 | For each “yes” answer, please provide an explanation and documentation. | | | |