Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Dale Hurst
   Agency: Alabama Department of Environmental Management
   Email: adh@adem.state.al.us
   Phone: (334) 271-7882

2. Does your agency charge any fees that are not Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

   Yes

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.

      About $1000 (See attached fee worksheet)

b. A new facility not subject to Title V or PSD with three emission points.

$7,055 - Based on our fee schedule they would be charged for permit prep, state regulations, public comment, and Greenfield.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.

$11,715 - Based on our fee schedule they would be charged for permit prep, state regulations, public comment, Greenfield, NSPS review and NESHAP review.

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).

$7,110 - Based on our fee schedule they would be charged for permit prep, state regulations, and PSD review.

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.

$24,060 - Based on our fee schedule they would be charged for permit prep, state regulations, public comment, three NSPS reviews and three NESHAP review, PSD Review, and multiple BACT reviews.

f. A new PSD-major facility that is an EGU.

$20,480 - Based on our fee schedule they would be charged for permit prep, state regulations, public comment, Greenfield, two NSPS reviews and two NESHAP reviews, PSD Review, and multiple BACT review.

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

   Please see attached fee schedule.

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain. Yes

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?

   Fees are supposed to be submitted before permit review begins, but for practical reasons payment must be received before issuance.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.

   Not for permit fees, which are almost always pre-construction permit fees. These are caps for emission (Title V) fees.

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?

   The fee schedule is part of the Department's regulations. Therefore, a rulemaking process has to occur before any fees are changed. This involves a public notice, adoption by our Environmental Management Commission, and approval by our State legislature.

9. Is there any other information you would like to add regarding your agency's fees?

   No.

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	Amount	Time Period
Title V fees	$8,300,000	FY2013
State Funds	$0	FY2013
Federal 105 grant	$1,762,679	FY2013
Federal 103 grant	$590,000	FY2013
Other federal funds (State Clean Diesel Grant – DERA)	$79,132	FY2013
NSR/construction permit fees	$547,420	FY2013

Other fees (please specify)	$103,213	FY2013
Total		

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

    http://www.adem.state.al.us/alEnviroRegLaws/files/Division1.pdf

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

Iowa Department of Natural Resources
P 515.725.9534 | F 515.725.9501 | catharine.fitzsimmons@dnr.iowa.gov
Air Quality Bureau | 7900 Hickman Rd., Ste. 1 | Windsor Heights, IA 50324
www.IowaCleanAir.gov | Air Construction Permit Hotline 877.247.4692
WWW.IOWADNR.GOV
Leading Iowans in Caring for Our Natural Resources.

3c. $11,715 - Based on our fee schedule they were charged for permit prep, state regulations, public comment, Greenfield, NSPS review and NESHAP review.
3d. $7,110 - Based on our fee schedule they were charged for permit prep, state regulations, and PSD review.
3e. $24,060 - Based on our fee schedule they were charged for permit prep, state regulations, public comment, three NSPS reviews and three NESHAP review, PSD Review, and multiple BACT reviews.
3f. 20,480 - Based on our fee schedule they were charged for permit prep, state regulations, public comment, Greenfield, two NSPS reviews and two NESHAP reviews, PSD Review, and multiple BACT review.

4. We should just include a copy of our fee schedule.

FEE SCHEDULE FOR AIR POLLUTION CONTROL PROGRAM (DIVISION 3) PERMITS

Applicant: _____ County #: ADEM #/Master ID #: _____

Location Address: _____

Facility/Permit #: _____ Date Application Received: _____

Type of Activity Associated with Permit Application	Fee per Unit	No. of Units	Total
Permit Preparation (Per Permit)	$ 1,220		$ -
State Regulations Only (Per Permit)	$ 480		$ -
Public Comment Period (Per Application)	$ 615		$ -
NSPS Review (Per Permit/Per NSPS)	$ 2,330		$ -
NESHAPS Review (Per Permit/Per NESHAP)	$ 2,330		$ -
112(g) Determination (Per Pollutant/Per Determination)	$ 785		$ -
PSD Review (Per Application)	$ 2,010		$ -
BACT Determination (Per Pollutant)	$ 785		$ -
Non- Attainment Review Submittal Fee (Per Application)	$ 2,010		$ -
LAER Determination (Per Permit Per Pollutant/Per Determination)	$ 785		$ -
Plantwide Applicability Limits (PAL) Review (Per Pollutant)	$ 9,860		$ -
Non-Criteria Air Pollutant Review (Per Pollutant)	$ 1,580		$ -
Modeling Review			
Modeling Protocol Review	$ 2,145		$ -
Modeling Review	$ 15,885		$ -
Class 1 Modeling Review	$ 2,145		$ -
Emissions Inventory Preparation	$ 1,215		$ -
+ $85 per point/pollutant	$ 125		$ -
Meteorological Data on Tape	$ 905		$ -
Adequacy Determination of Preconstruction Monitoring Network/Data	$ 6,195		$ -
Soil Remediation Plan Review	$ 540		$ -
Certification and Recertification of Asbestos Removal Contractors	$ 615		$ -
Name/Ownership Change	$ 665		$ -
+ $85 per additional permit	$ 125		$ -
Greenfield Site Fee	$ 1,340		$ -
Public Hearing	$ 7,040		$ -

Total Fee Due:		$ -
Date and Amount Submitted with Application:	_____	$ -
Amount to be Billed:		$ -
Date and Amount Received:	_____	$ -
Amount to be Refunded:		$ -

Prepared By: _____

Reviewed By: _____

Fee Effective Date: 07-30-2013

Walker, Wendy [DNR]

From: Porta, Mike <PORTA@adeq.state.ar.us>
Sent: Tuesday, May 27, 2014 2:54 PM
To: Walker, Wendy [DNR]
Subject: RE: MEMBER REQUEST -- Air Quality Fee Survey Request

1
Mike Porta
Arkansas Department of Environmental Quality
Poreta@adeq.state.ar.us
501-682-0752

2
Yes

3a $200 annual fee
3b. -$22.97 per ton of allowable emissions except for CO for which there is no fee with fees caped at 4,000 tons per pollutant fees repeat annually
3c -$22.97 per ton of allowable emissions except for CO for which there is no fee with fees caped at 4,000 tons per pollutant fees repeat annually
3d -$22.97 per ton of allowable emissions except for CO for which there is no fee with fees caped at 4,000 tons per pollutant fees repeat annually
3f-$22.97 per ton of allowable emissions except for CO for which there is no fee with fees caped at 4,000 tons per pollutant fees repeat annually

4. Annual fees are explained above. Asbestos fees contained on pages of 22-1 and 22-2 of regulation 21. Link below.

5. yes and no Asbestos fees are restricted for use for the asbestos program. The fees described in question 3 go into the Department's general fee fund along with fees from other Divisions.

6 For permit fees, the applicant is billed when the permit is drafted.

7. Yes—emissions of a pollutant over 4,000 tons are not billed.

8. The $/ton value is evaluated every year. It is adjusted with the CPI unless the fee fund contains 150% more than we spent the last year.

9. No

10. Information being developed

11. Regulation 9 for permit fees:

http://www.adeq.state.ar.us/regs/files/reg09_final_120709.pdf

Regulation 21 for asbestos fees:

http://www.adeq.state.ar.us/regs/files/reg21_final_111008.pdf

From: Bates, Mike
Sent: Friday, May 09, 2014 8:36 AM
To: Porta, Mike
Subject: FW: MEMBER REQUEST -- Air Quality Fee Survey Request

Please handle this.

Thanks.

From: Mary Sullivan Douglas [mailto:mdouglas@4cleanair.org]
Sent: Thursday, May 08, 2014 1:59 PM
To: Mary Sullivan Douglas
Subject: MEMBER REQUEST -- Air Quality Fee Survey Request

TO: NACAA AIR DIRECTORS

The Iowa Air Quality Bureau has asked that we distribute the following request for information on its behalf. Please note that using the "Reply" function will automatically send your response to Wendy Walker of Iowa.

Thank you.

****

Mary Sullivan Douglas
National Association of Clean Air Agencies
444 North Capitol Street, NW, Suite 307
Washington, DC 20001
(202) 624-7864
mdouglas@4cleanair.org
www.4cleanair.org

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

The questions are at http://4cleanair.org/Documents/AQ-Fee-Survey.doc

Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Roland C Hea
   Agency: Colorado Department of Public Health & Environment
   Email: roland.hea@state.co.us
   Phone: 303-692-3252

2. Does your agency charge any fees that are not Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

   Yes

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.

      The Air Pollution Emission Notice (APEN) is required. The fee is $152.90. General permits range from $50 to $1,500. Total fee range = $202.90 to $1,152.90.

b. A new facility not subject to Title V or PSD with three emission points.

   The APEN and $152.90 fee is required. The hourly rate is $76.45.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.

   The APEN and $152.90 fee is required. The hourly rate is $76.45.

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).

   The APEN and $152.90 fee is required. The hourly rate is $76.45.

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.

   The APEN and $152.90 fee is required. The hourly rate is $76.45.

f. A new PSD-major facility that is an EGU.

   The APEN and $152.90 fee is required. The hourly rate is $76.45.

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

   The APEN is required for all permitting actions. It has a filing fee of $152.90. Facilities that emit 1-2 tons of criteria pollutants/year (depending on attainment status) or 250 pounds/year of HAPs must pay annual emissions fee based on the information provided in the APEN. The HAP fee is $152.90/ton and the criteria pollutant fee is $22.90/ton with a 4,000 ton cap.

   Colorado has approximately 20,000 facilities for the annual emissions inventory.

   Asbestos fees are at http://www.colorado.gov/cs/Satellite/CDPHE-AP/CBON/1251594700883.

Air Quality Program Fees Survey

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.

   Yes

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?

   The filing fee is submitted with the APEN. All other fees are invoiced when the permitting action (including stack testing if required by the permit) is complete.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.

   The maximum fee is set in statute. The Air Quality Control Commission sets the fees in the administrative rules in accordance with the legislation.

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?

   Legislation would be required to increase the maximum fees.

9. Is there any other information you would like to add regarding your agency's fees?

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees		
State Funds		
Federal 105 grant		
Federal 103 grant		
Other federal funds		

Air Quality Program Fees Survey

NSR/construction permit fees		
Other fees (please specify)		
Total		

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

http://www.colorado.gov/cs/Satellite/CDPHE-AP/CBON/1251596800194
http://www.colorado.gov/cs/Satellite/CDPHE-AP/CBON/1251595955243

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

Iowa Department of Natural Resources
P 515.725.9534 | F 515.725.9501 | catharine.fitzsimmons@dnr.iowa.gov
Air Quality Bureau | 7900 Hickman Rd., Ste. 1 | Windsor Heights, IA 50324
www.IowaCleanAir.gov | Air Construction Permit Hotline 877.247.4692

WWW.IOWADNR.GOV

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Current Regulation No.8, Part B Fees

Asbestos Certification Fees

annual fee unless otherwise noted

	Current Rates
GAC	$1,000.00
GAC (initial)	$2,000.00
GAC (renewal)	$1,000.00
Out-of-State GAC (initial)	$3,000.00
Out-of-State GAC (renewal)	$2,000.00
Worker	$125.00
Supervisor	$250.00
Project Designer	$250.00
Building Inspector	$175.00
Air Monitoring Specialist	$250.00
Supervisor/Project Designer	$275.00
Building Inspector/Management Planner	$275.00
Retest (per occurrence)	$125.00
Lost Card (per card)	$25.00
Training Provider - initial course material review, per discipline*	$250.00
Training Provider - renewal, per discipline*	$100.00
*plus per student fee	$10.00
Asbestos Consulting Company	$500.00
Asbestos Laboratory	$250.00

Asbestos Permit Fees

Single Family Residential Dwelling Notice	$60.00
Single Family Residential Dwelling 30 day permit	$180.00
Single Family Residential Dwelling 90 day permit	$300.00
Single Family Residential Dwelling 1 year permit	$420.00
Public & Commercial Notice	$80.00
Public & Commercial 30 day permit	$400.00
Public & Commercial 90 day permit	$800.00
Public & Commercial 1 year permit	$1,200.00
Multiphase Processing fee	$80.00
Permit Transfer	$55.00
Demolition Notice*	$50.00
*plus per 1,000 square foot	$5.00
Variance Review	$50.00

Colorado's Budget Information

Funding Source	Amount	Time Period
Annual Staionary Src Emissions	$4,046,263.38	As of May 2014, for FY14 only
Title V	$347,617.84	As of May 2014, for FY14 only
Construction Permits		
(Hourly/General)	$2,649,238.53	As of May 2014, for FY14 only
APEN fees	$1,204,821.79	As of May 2014, for FY14 only
General Permit fees	$855,231.22	As of May 2014, for FY14 only
Vehicle Emissions	$4,386,148.00	As of Apr/2014 for FY14
Other fees:		
Asbestos Program	$1,988,128.00	As of May 2014, for FY14 only
Lead	$92,374.00	As of May 2014, for FY14 only
CFC's (Equip/Technicians)	$212,831.63	As of May 2014, for FY14 only
Prescribed Fire	$192,107.58	As of May 2014, for FY14 only
Federal 105	$2,353,000.00	As of Apr/2014 for FY14
Federal 103	$446,000.00	Apr/2014 - Mar/2015, includes in-kind amount of $126,732
Other Federal	$1,902,817.00	FY14 only

Air Quality Program Fees Survey

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Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Amy Mann
   Agency: Delaware Department of Natural Resources and Environmental Control
   Email: amy.mann@state.de.us
   Phone: (302) 323-4542

2. Does your agency charge any fees that <u>are not</u> Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)
YES.

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the <u>fee amount</u> that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review. $0

   b. A new facility not subject to Title V or PSD with three emission points. $215 per process for processes under 10 tons + $2.50 per ton over ton tons. We also charge a $165 advertising fee. This would probably total $1,140.

Air Quality Program Fees Survey

See the table below for our construction permit fee schedule:

Construction Fuel Burning 10-100 MBH	$165
Construction Fuel Burning 100-250 MBH	$390
Construction Fuel Burning Over 250 MBH	$1,290
Construction Waste Oil	$170
Construction Process Less than 10 tpy/unit	$215
Construction Process Over 10 TPY	$215+$2.50 Per Ton Over 10 Tons
Construction VOC Sys. Gasoline Disp. Facility	$120
Construction VOC Sys. Bulk Gasoline Terminal	$265
Construction VOC Sys. Storage Vessel	$150
Construction VOC Sys. Dry Cleaning Facil	$265
Construction VOC Sys. Wastewater Separator	$170
Construction VOC Sys. Degreaser	$180
Construction Incinerator	$490
Amendment to Permit	$175

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination. The same as above. We don't have the ability to charge more based upon the complexity of the regulation.

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor). The same as above.

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP. We charge $175 for permit amendments plus the $165 legal notice fee, totaling $1020

f. A new PSD-major facility that is an EGU. We charge different construction permit fees for the size of the fuel burning equipment. See the table below:

Construction Fuel Burning 10-100 MBH	$165
Construction Fuel Burning 100-250 MBH	$390
Construction Fuel Burning Over 250 MBH	$1,290

Plus the $165 legal notice fee

Air Quality Program Fees Survey

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.
   We charge annual fees for area source operating permits for sources that do not have a Title V or synthetic minor permit. They are summarized in the table below:

Annual Fuel Burning 10-50 MBH	$75
Annual Fuel Burning 100-250 MBH	$300
Annual Fuel Burning Over 250 MBH	$1,200
Annual Waste Oil	$80
Annual Process Less Than 10 tpy/unit	$125
Annual Process Over 10 tpy	$125+$3 Per Ton Over 10 Tons
Annual Voc Sys. Gasoline Disp. Facility	$75
Annual VOC Sys. Delivery Vessel	$50
Annual VOC Sys. Bulk Gasoline Term.	$175
Annual VOC Sys. Storage Vessel	$60
Annual VOC Sys. Dry Cleaning Facil	$175
Annual VOC Sys. Wastewater Separator	$80
Annual VOC Sys. Degreaser	$90
Annual Incinerator	$400

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain. Yes.

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client? For construction permits payment is due with the application and the application is not considered complete until payment has been received. For area source operating permits an annual bill is sent.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits. Yes. Our legislation caps the total fee for sources over 10 tons per year at $75,000 per facility.

Air Quality Program Fees Survey

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means? It is a legislative process.

9. Is there any other information you would like to add regarding your agency's fees? None

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees	$ 3,297,600	7/01/13 – 5/29/14
State Funds	$ 1,115,900	7/01/13 – 6/30/14
Federal 105 grant	$ 300,000	10/01/13 – 5/29/14
Federal 103 grant	$ 373,160	4/01/12 – 5/29/14
Other federal funds	$ 840	10/01/13 – 5/29/14
NSR/construction permit fees	$ 137,065	7/01/13 – 5/29/14
Other fees (please specify) – I&M funds from DelDOT	$ 174,186	7/01/13 – 5/29/14
Total	$5,398,751	

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

Our Title V Fees can be found at:
http://delcode.delaware.gov/title7/c060/sc08/index.shtml

Our area source fees have been attached to this document. They were passed in 1991 in House Bill No. 360 of the 136th General Assembly.

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

HOUSE OF REPRESENTATIVES

136TH GENERAL ASSEMBLY

HOUSE BILL NO. 360 JUL 1 1991 68 86

AS AMENDED BY

HOUSE AMENDMENT NO. 1

AN ACT TO AMEND TITLES 7 AND 23 OF THE DELAWARE CODE RELATING TO PERMIT FEES AND OTHER ASSESSMENTS CHARGED BY THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL AND TO AUTHORIZE AND APPROVE VARIOUS PERMIT FEES AND ASSESSMENTS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE (three-fifths of all members elected to each House thereof concurring therein):

Section 1. Amend §4701(a), Title 7, Delaware Code, by deleting subparagraph §4701(a)(5)(A) in its entirety and inserting in lieu thereof the following:

"(5)(A) Establish and collect such user charges, which shall approximate and reasonably reflect all costs necessary to defray the expenses of the Department for the use of the facilities and services it provides in areas it administers. The Department shall, in addition, establish and impose a schedule of fees for entrance to state parks and for surf fishing vehicles and snowmobiles on said lands, with the concurrence and approval of the General Assembly. The Secretary of the Department of Natural Resources and Environmental Control shall establish the period and areas on which park fees and user charges shall be imposed. The Secretary shall annually prepare a schedule of park entrance and surf fishing vehicle and snowmobile fees pursuant to this section and submit the same as part of the Department's annualoperating budget proposal. All of the fees collected pursuant to this section shall be deposited in the General Fund of this State and designated solely for park operations and maintenance; provided, however, that no fee shall be imposed on any recognized veteran's service organization for the use of any state park or portion thereof for purposes of patriotic or memorial services, provided that advance written notification of not less than 15 days is given to the agency and does not conflict with other previously scheduled

HR:RS:DMD:646
HBPUB:WF:RAY:396

activities within the park."

Section 2. Amend §4701(e), Title 7, Delaware Code, by striking said subsection in its entirety.

Section 3. Amend §6003, Title 7, Delaware Code, by adding a new subsection "(f)" to read as follows:

"(f) The Secretary may establish fees for permits issued pursuant to this section with the concurrence and approval of the General Assembly. The Secretary shall annually prepare a schedule of fees for permits issued pursuant to this section and submit the same as part of the Department's annual operating budget proposal."

Section 4. Amend §6007(f), Title 7, Delaware Code by striking the figure and number "$40" as they appear in said subsection and substituting in lieu thereof the figure and number "$50".

Section 5. Amend §6319(a), Title 7, Delaware Code, by striking said subsection in its entirety and inserting in lieu thereof the following:

"(a) The Secretary is hereby authorized to impose and collect waste-end assessments in accordance with this section but in no case shall any person pay an annual assessment amount of less than $50 or more than $40,000 regardless of the number of facilities where hazardous waste is generated, treated, stored, or disposed."

Section 6. Amend §6319(f), Title 7, Delaware Code, by striking the figures and numbers "$12", "$9", and "$2" as they appear in paragraphs (1), (2) and (3) of said subsection respectively, and inserting in lieu thereof the figures and numbers "$21", "$16", and "$4" respectively.

Section 7. Amend §6319(g), Title 7, Delaware Code, by striking the amounts "$12" and "$9" as they appear in said subsection and inserting in lieu thereof the amounts "$21" and "$16" respectively.

Section 8. Amend §7005, Title 7, Delaware Code, by adding a new subsection "(e)" to read as follows:

"(e) The Secretary shall annually prepare a schedule of fees for permits issued pursuant to this Section and submit the same as part of the Department's annual operating budget proposal."

Section 9. Amend §7205, Title 7, Delaware Code, by redesignating the existing section as subsection "(a)" and by adding a new subsection "(b)" to read as follows:

"(b) The Secretary shall annually prepare a schedule of fees for permits

issued pursuant to this Section and submit the same as part of the Department's annual operating budget proposal."

Section 10. Amend §7714(a), Title 7, Delaware Code, by deleting said subsection in its entirety and inserting in lieu thereof the following:

"(a) The Department is authorized to charge and collect fees from persons with extremely hazardous substances registered pursuant to §7709 of this title. Fees shall be a minimum of $500 per year for the first unit and $25 per year for each additional unit to a maximum of 300 units."

Section 11. Amend §2113(a), Title 23, Delaware Code, by striking said subsection in its entirety and inserting in lieu thereof the following:

"(a) Effective January 1, 1994, all vessels subject to this subchapter shall be divided into classes as follows and subject to the appropriate registration fees:

Class A - less than 16 feet	$10.00 per year
Class 1 - 16 feet or over and less than 26 feet in length	$20.00 per year
Class 2 - 26 feet or over and less than 40 feet in length	$30.00 per year
Class 3 - 40 feet or over and less than 65 feet in length	$50.00 per year
Class 4 - 65 feet or over and not required to be documented	$60.00 per year."

Section 12. Amend §2113(f), Title 23, Delaware Code by striking the figure and number "$10.00" as they appear in said subsection and substituting in lieu thereof the figure and number "$35.00".

Section 13. Amend §2113(g), Title 23, Delaware Code, by deleting said subsection in its entirety and substituting in lieu thereof the following:

"(g) Beginning July 1, 1991, one-half of the funds derived by the State pursuant to this Section shall be deposited by the Department with the State Treasurer and shall be specifically set aside and earmarked for the purpose of matching and securing money allocated to Delaware under the Recreational Boating Safety Financial Assistance Program administered by the United States Coast Guard. Beginning January 1, 1992, and annually thereafter, the initial $283,000 of the funds derived annually by the State pursuant to the provisions of this section shall be deposited into the General Fund of the State; additional funds received shall be deposited by the Department with the State

Treasurer and shall be set aside and earmarked for the purposes of marine enforcement and boating access improvements."

Section 14. Notwithstanding any other provision of law to the contrary, the General Assembly hereby authorizes and approves the following schedule of fees to be imposed by the Department effective July 1, 1991, unless otherwise specifically noted:

State Park Permits	Fee - Jan. 1, 1992
Daily Entrance	
Del. Registered Vehicle	$2.50
May-October	
Daily Entrance	
Out of State Registered Vehicle	$5.00
May October	
Daily Entrance	
Group - Del. Registered Vehicle	$1.25
May/Sept/Oct Only	
Daily Entrance	
Group-Out of State Registered Vehicle	$2.50
May/Sept/Oct Only	
Daily Permit Book (6 coupons)	$12.50
Special Event (Division Sponsored)	
Del. Registered Vehicle	$1.00
Special Event (Division Sponsored)	
Out of State Registered Vehicle	$2.00
Annual Permit	
Del Registered Vehicle	$20.00
Annual Permit	
Out of State Registered Vehicle	$40.00
Annual Permit	
Military Personnel (Active Duty)	$20.00
Bus Fee - 11-30 passengers	$10.00
Bus Fee - More than 30 passengers	$20.00
Surf Fishing	
Del. Registered Vehicle	$50.00
Surf Fishing	

Out of State Registered Vehicle	$100.00	
Surf Fishing		
Transfer/Replacement	$10.00	
Snowmobiles	$10.00/2 years	
<u>Surface Water Permits</u>	<u>Fee - July 1, 1991</u>	
Major Industrial Permits	$9,000	Annual
Major Industrial Amendments	$0	One Time
Major Municipal Permit	$0	Annual
Major Municipal Amendments	$0	One Time
Minor Industrial Permit	$2,250	Annual
Minor Industrial Amendments	$0	One Time
Minor Municipal Permits	$3,000	Annual
Minor Municipal Amendments	$0	One Time
Bulk Storage/Transfer/Pipeline	$3,750	One Time
Stormwater Municipal (Individ)	$0	Annual
Stormwater Industrial (Individ)	$2,500	Annual
Stormwater General	up to $200	Annual
Transportation Permits	$450	Annual
Sewer Collection	$825	One Time
WWTF Construction:	$1,500 x	
Major (more than 30 points)*(A)	Factor	One Time
WWTF Construction:	$1,125 x	
Minor (1 to 30 points)*(A)	Factor	One Time
**Spray Irrigation:		
Major (200,000 gpd or more)*(B)	$4,500	Annual
**Spray Irrigation:		
Minor (199,999 gpd or less)* (B)	$2,000	Annual
**Sludge: Ag Util. Generated		
in State: Major +200 dt/yr	$6,000	Annual
**Sludge: Ag Util. Generated		
in State: Minor -200 dt/yr	$3,750	Annual
Sludge: Ag Util. Generated		
out of State: Major	$12,000	Annual
Sludge: Ag Util. Generated		
out of State: Minor	$7,500	Annual

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**Sludge: Dist. & Mktg		
Generated in State	$3,000	Annual
Sludge: Dist. & Mktg		
Generated out of State	$5,000	Annual
Sludge: Land Disposal		
Generated in State	$5,000	Annual
Sludge: Land Disposal		
Generated out of State	$10,000	Annual
Sludge: Land Reclamation		
Generated in State	$2,000	Annual
Sludge: Land Reclamation		
Generated out of State	$5,000	Annual
Sludge: Landfill	$2,000	Annual
Sludge: Research Projects		
Generated in State	$1,000	Annual
Sludge: Research Projects		
Generated out of State	$2,000	Annual
Sludge: Septage		
Major (50,000 gpy or more)	$500	Annual
Sludge: Septage		
Minor (49,999 gpy or less)	$200	Annual
Wetlands: Type I	$300	One Time
Wetlands: Type II	$450	One Time
Subaqueous Leases: Non-		
Commercial Docking Fac. 1 Slip	$225 appl.	10 yr lease
Subaqueous Leases: Commercial		
Docking Fac. 2 or more slips*(C)	$225 appl.	10 yr. lease
Subaqueous Leases: Non-		
Commercial Projects	$225 appl.	10 yr lease
Subaqueous Leases: Trans.		
Lines/Pipelines $225	10 yr. lease appl.	
Subaqueous Leases:		
Salvage Lease $300	10 yr lease appl.	

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Subaqueous Leases:		
Supplemental Approval	$150	One Time
Subaqueous Leases:		
Industrial Dock $225	10 yr lease appl.	
Subaqueous Leases:		
Private Ramp	$225	10 yr. lease
	appl.	
Subaqueous Permits: Non-		
Commercial Dock Fac. - 1 slip	$225	One Time
Subaqueous Permits: Commercial		
Dock Fac. 2-4 slips* (C)	$225	One Time
Subaqueous Permits: Non-		
Commercial Projects	$225	One Time
Subaqueous Permits: Trans.		
Lines/Pipelines	$450	One Time
Subaqueous Permits:		
Salvage Exploration	$300	One Time
Subaqueous Permits:		
Supplemental Approval	$150	One Time
Subaqueous Permits:		
Industrial Dock	$225	One Time
Subaqueous Permits:		
Private Ramp	$225	One Time
Subaqueous Permits:		
Letter of Authorization	$150	One Time
Dredging-less than 500 cubic yds	$1.50/cu.yd	One Time
(application fee)	$150	One Time
Dredging-500 cubic yds or more	$1.50/cu.yd	One Time
(application fee)	$300	One Time
Annual Maintenance		
Dredging less than 500 cubic yds	$500	Annual
Annual Maintenance		
Dredging-500 cubic yds or more	$1,000	Annual
Subaqueous Lands Lease: Non-	$.50 per	
Comm. Dock Fac. 1 slip/ramp*(D)	sq.ft	Annual
Subaqueous Lands Lease: Comm.		

Dock Fac. 2-4 slips/ramp		
--Single Family Residential	$.50 per sqft	Annual
--Non-Residential	$3.00 per sqft	Annual
Subaqueous Lands Lease: Comm.		
Dock Fac. 5 or more slips/ramps		
--Single Family Residential	$1.50 per sqft	Annual
--Non-Residential	$3.50 per sqft	Annual
Subaqueous Lands Lease: Non-		
Comm Proj: (other than dock fac)	$.50 per sqft	Annual
Subaqueous Lands Lease: Trans.		
Lines/Pipelines less than		
6 inches. dia.	$500 min. or	
	1.50/lnft	Annual
Subaqueous Lands Lease: Trans.	$500 min or	
Lines/Pipelines-6 inches dia	2.00 ln.ft	Annual
or more		
Subaqueous Lands Lease:		
Industrial Dock*(E)	$4.00 per sqft	Annual
Subaqueous Lands Lease:		
Filled Lands	$1.00 per sqft	Annual
Subaqueous Lands Lease:		
Salvage Lease	$5,000	Annual
Marinas: Major		
New (25 slips or more)	$5,000	One Time
Marinas: Minor		
New (24 slips or less)	$2,000	One Time
Marinas: Major Alteration	$1,000	One Time
Marinas: Minor Alteration	$500	One Time
Marinas: O&M Plan-Standard Plan	$200	One Time
Marinas: O&M Plan-Special Plan	$300	One Time
Marinas: O&M Plan-Headboat/		
Boat Ramp	$200	One Time
Wastewater Operator Applications		
for License - Classes I, II		

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III, IV, OIT, Spec and Temp Lic.	$50	Each Appl.
Wastewater Operator Applications for Emergency License	$375	Each Appl.
Wastewater Operator Examination (written and/or oral) fee	$100	Each Appl.
Wastewater Operator Reexamination at Same Level	$100	Each Appl.
Wastewater Operator Licenses - Renewals Classes I, II, III, IV, OIT and Specialty Lic. for two (2) years or less	$50	Each Appl.
Wastewater Operator Licenses- Emergency Lic for one yr or less	$375	Each Appl.
Wastewater Operator Surcharge on Late Fee Renewal of License	$15	Each Appl.

**Political subdivisions of the State are exempted.

*(A) = WWTF Construction: The distinction between "major" and "minor" is based on the complexity of the treatment improvements or new construction to be undertaken and is related to the point system established for classification of wastewater treatment facilities in Section 5 of the State of Delaware Regulations for Licensing Operators of Wastewater Facilities. FACTOR is determined in the following manner: FACTOR 1 - point total is 1 to 15; FACTOR 2 - point total is 16 to 30 points; FACTOR 3 - point total is 31 to 55 points; and FACTOR 4 - point total is 56 or more points.

*(B) = Permitted flow (design).

*(C) = Commercial is defined in 7 Del. C. Chapter 72 as a docking facility other than a single-boat pier or dock intended to serve a single family dwelling.

*(D) = Lease fees are for leasing property.

*(E) = Industrial docks in existance prior to 1969 are grandfathered and exempt from this fee.

Ground Water Permits	Fee - July 1, 1991
UNDERGROUND DISCHARGES (SEPTICS)	
Conduct Site Evaluation	$75

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Review Private Site Evaluation		$75
Subdiv. Feasibility Review		$345
Multi-Lot Approval/Lot		$25
Director's Review of Denial		$115
Gravity System Permit		$50
Engineered System Permit		$115
Community System Permit		$750
Sys. Compliance Inspection		$70
Holding Tank Inspection		$60
On-Site Variance		$675
WATER SUPPLY		
Public Well		$75
Industrial Well		$75
Domestic Well		$35
Monitor Well		$75
Heat Pump Supply Well		$115
Heat Pump Recharge Well		$75
Water Alloc - Pub/Ind/Com		$375
Water Well Contractor Lic		$150
Pump Installer Contractor Lic		$115
Well Driller License		$30
Pump Installer License		$15
Cert Public Conv & Necessity		$300
Coastal Zone Act Permits:	Fee - July 1, 1991	
Coastal Zone Permit	$3,000	One Time
Simple Status Decision	$600	One Time
Complex Status Decision	$3,000	One Time
Air & Waste Management Permits	Fee - July 1, 1991	
Annual Permit Fees:		
Fuel Burning - 10-100 MBH	$75	
Fuel Burning - 100-250 MBH	$300	
Fuel Burning - over 250 MBH	$1,200	
Waste Oil	$80	
Process less than 10 tpy/unit	$125	
Process over 10 tpy (Note 1)	$125+3.00 per ton over 10	
VOC Sys. - Gasoline Disp. Facil	$75	

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VOC Sys. - Delivery Vessel	$50
VOC Sys. - Bulk Gasoline Term	$175
VOC Sys. - Storage Vessel	$60
VOC Sys. - Dry Cleaning Facil	$175
VOC Sys. - Wastewater Sep.	$80
VOC Sys. - Degreaser	$90
Incinerator	$400
Solid Waste Permit	$7,000
TSDI	$7,000
TSDI Small Facility	$500
Transporter: Haz. Waste	$300
Transporter: Solid Waste	$300
New Permits (Construction):	
--Fuel Burning - 10-100 MBH	$165
--Fuel Burning - 100-250 MBH	$390
--Fuel Burning - over 250 MBH	$1,290
Waste Oil	$170
Process less than 10 tpy/unit	$215
Process over 10 typ	$215+$2.50 per ton over 10
VOC Sys. - Gasoline Disp. Facil	$120
VOC Sys. - Bulk Gasoline Term	$265
VOC Sys. - Storage Vessel	$150
VOC Sys. - Dry Cleaning Facil	$265
VOC Sys. - Wastewater Sep.	$170
VOC Sys. - Degreaser	$180
Incinerator	$490
Other:	
Temp. Emerg. Variance	$1,000
Variance	$5,000
Amend. to Permits	$175

Notes: (1) Fee cap at $75,000 per facility"

Section 15. Any fee approved pursuant to 67 Del. Laws, c.259 and not specifically listed in this Act shall remain in effect.

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Section 16. Section 11 of this Act shall be effective January 1, 1994.

Section 17. The provisions of Section 14 of this Act shall not be applicable for any application received by the Department of Natural Resources and Environmental Control prior to July 1, 1991.

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chapter 86

CHAPTER 86

FORMERLY

HOUSE BILL NO. 360
AS AMENDED BY HOUSE AMENDMENT NO. 1

AN ACT TO AMEND TITLES 7 AND 23 OF THE DELAWARE CODE RELATING TO PERMIT FEES AND OTHER ASSESSMENTS CHARGED BY THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL AND TO AUTHORIZE AND APPROVE VARIOUS PERMIT FEES AND ASSESSMENTS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE (three-fifths of all members elected to each House thereof concurring therein):

Section 1. Amend §4701(a), Title 7, Delaware Code, by deleting subparagraph §4701(a)(5)(A) in its entirety and inserting in lieu thereof the following:

"(5)(A) Establish and collect such user charges, which shall approximate and reasonably reflect all costs necessary to defray the expenses of the Department for the use of the facilities and services it provides in areas it administers. The Department shall, in addition, establish and impose a schedule of fees for entrance to state parks and for surf fishing vehicles and snowmobiles on said lands, with the concurrence and approval of the General Assembly. The Secretary of the Department of Natural Resources and Environmental Control shall establish the period and areas on which park fees and user charges shall be imposed. The Secretary shall annually prepare a schedule of park entrance and surf fishing vehicle and snowmobile fees pursuant to this section and submit the same as part of the Department's annualoperating budget proposal. All of the fees collected pursuant to this section shall be deposited in the General Fund of this State and designated solely for park operations and maintenance; provided, however, that no fee shall be imposed on any recognized veteran's service organization for the use of any state park or portion thereof for purposes of patriotic or memorial services, provided that advance written notification of not less than 15 days is given to the agency and does not conflict with other previously scheduled activities within the park."

Section 2. Amend §4701(e), Title 7, Delaware Code, by striking said subsection in its entirety.

Section 3. Amend §6003, Title 7, Delaware Code, by adding a new subsection "(f)" to read as follows:

"(f) The Secretary may establish fees for permits issued pursuant to this section with the concurrence and approval of the General Assembly. The Secretary shall annually prepare a schedule of fees for permits issued pursuant to this section and submit the same as part of the Department's annual operating budget proposal."

Section 4. Amend §6007(f), Title 7, Delaware Code by striking the figure and number "$40" as they appear in said subsection and substituting in lieu thereof the figure and number "$50".

Section 5. Amend §6319(a), Title 7, Delaware Code, by striking said subsection in its entirety and inserting in lieu thereof the following:

"(a) The Secretary is hereby authorized to impose and collect waste-end assessments in accordance with this section but in no case shall any person pay an annual assessment amount of less than $50 or more than $40,000 regardless of the number of facilities where hazardous waste is generated, treated, stored, or disposed."

Section 6. Amend §6319(f), Title 7, Delaware Code, by striking the figures and numbers "$12", "$9", and "$2" as they appear in paragraphs (1), (2) and (3) of said subsection respectively, and inserting in lieu thereof the figures and numbers "$21", "$16", and "$4" respectively.

Section 7. Amend §6319(g), Title 7, Delaware Code, by striking the amounts "$12" and "$9" as they appear in said subsection and inserting in lieu thereof the amounts "$21" and "$16" respectively.

Section 8. Amend §7005, Title 7, Delaware Code, by adding a new subsection "(e)" to read as follows:

"(e) The Secretary shall annually prepare a schedule of fees for permits issued pursuant to this Section and submit the same as part of the Department's annual operating budget proposal."

Section 9. Amend §7205, Title 7, Delaware Code, by redesignating the existing section as subsection "(a)" and by adding a new subsection "(b)" to read as follows:

"(b) The Secretary shall annually prepare a schedule of fees for permits issued pursuant to this Section and submit the same as part of the Department's annual operating budget proposal."

Section 10. Amend §7714(a), Title 7, Delaware Code, by deleting said subsection in its entirety and inserting in lieu thereof the following:

"(a) The Department is authorized to charge and collect fees from persons with extremely hazardous substances registered pursuant to §7709 of this title. Fees shall be a minimum of $500 per year for the first unit and $25 per year for each additional unit to a maximum of 300 units."

Section 11. Amend §2113(a), Title 23, Delaware Code, by striking said subsection in its entirety and inserting in lieu thereof the following:

"(a) Effective January 1, 1994, all vessels subject to this subchapter shall be divided into classes as follows and subject to the appropriate registration fees:

Class A - less than 16 feet	$10.00 per year
Class 1 - 16 feet or over and less than 26 feet in length	$20.00 per year
Class 2 - 26 feet or over and less than 40 feet in length	$30.00 per year
Class 3 - 40 feet or over and less than 65 feet in length	$50.00 per year
Class 4 - 65 feet or over and not required to be documented	$60.00 per year."

Section 12. Amend §2113(f), Title 23, Delaware Code by striking the figure and number "$10.00" as they appear in said subsection and substituting in lieu thereof the figure and number "$35.00".

Section 13. Amend §2113(g), Title 23, Delaware Code, by deleting said subsection in its entirety and substituting in lieu thereof the following:

"(g) Beginning July 1, 1991, one-half of the funds derived by the State pursuant to this Section shall be deposited by the Department with the State Treasurer and shall be specifically set aside and earmarked for the purpose of matching and securing money allocated to Delaware under the Recreational Boating Safety Financial Assistance Program administered by the United States Coast Guard. Beginning January 1, 1992, and annually thereafter, the initial $283,000 of the funds derived annually by the State pursuant to the provisions of this section shall be deposited into the General Fund of the State; additional funds received shall be deposited by the Department with the State Treasurer and shall be set aside and earmarked for the purposes of marine enforcement and boating access improvements."

Section 14. Notwithstanding any other provision of law to the contrary, the General Assembly hereby authorizes and approves the following schedule of fees to be imposed by the Department effective July 1, 1991, unless otherwise specifically noted:

State Park Permits 1992	Fee - Jan. 1,
Daily Entrance	
Del. Registered Vehicle	$2.50
May-October	
Daily Entrance	
Out of State Registered Vehicle	$5.00
May October	
Daily Entrance	
Group - Del. Registered Vehicle	$1.25
May/Sept/Oct Only	
Daily Entrance	
Group-Out of State Registered Vehicle	$2.50
May/Sept/Oct Only	
Daily Permit Book (6 coupons)	$12.50
Special Event (Division Sponsored)	
Del. Registered Vehicle	$1.00
Special Event (Division Sponsored)	
Out of State Registered Vehicle	$2.00
Annual Permit	
Del Registered Vehicle	$20.00
Annual Permit	
Out of State Registered Vehicle	$40.00
Annual Permit	
Military Personnel (Active Duty)	$20.00
Bus Fee - 11-30 passengers	$10.00
Bus Fee - More than 30 passengers	$20.00
Surf Fishing	
Del. Registered Vehicle	$50.00
Surf Fishing	
Out of State Registered Vehicle	$100.00
Surf Fishing	
Transfer/Replacement	$10.00
Snowmobiles	$10.00/2 years

Surface Water Permits	Fee - July 1, 1991	
Major Industrial Permits	$9,000	Annual

Major Industrial Amendments	$0	One Time
Major Municipal Permit	$0	Annual
Major Municipal Amendments	$0	One Time
Minor Industrial Permit	$2,250	Annual
Minor Industrial Amendments	$0	One Time
Minor Municipal Permits	$3,000	Annual
Minor Municipal Amendments	$0	One Time
Bulk Storage/Transfer/Pipeline	$3,750	One Time
Stormwater Municipal (Individ)	$0	Annual
Stormwater Industrial (Individ)	$2,500	Annual
Stormwater General	up to $200	Annual
Transportation Permits	$450	Annual
Sewer Collection	$825	One Time
WWTF Construction:	$1,500 x	
Major (more than 30 points)*(A)	Factor	One Time
WWTF Construction:	$1,125 x	
Minor (1 to 30 points)*(A)	Factor	One Time
**Spray Irrigation:		
Major (200,000 gpd or more)*(B)	$4,500	Annual
**Spray Irrigation:		
Minor (199,999 gpd or less)* (B)	$2,000	Annual
**Sludge: Ag Util. Generated		
in State: Major +200 dt/yr	$6,000	Annual
**Sludge: Ag Util. Generated		
in State: Minor -200 dt/yr	$3,750	Annual
Sludge: Ag Util. Generated		
out of State: Major	$12,000	Annual
Sludge: Ag Util. Generated		
out of State: Minor	$7,500	Annual
**Sludge: Dist. & Mktg		
Generated in State	$3,000	Annual
Sludge: Dist. & Mktg	-	
Generated out of State	$5,000	Annual
Sludge: Land Disposal		
Generated in State	$5,000	Annual
Sludge: Land Disposal		

Generated out of State	$10,000	Annual
Sludge: Land Reclamation		
Generated in State	$2,000	Annual
Sludge: Land Reclamation		
Generated out of State	$5,000	Annual
Sludge: Landfill	$2,000	Annual
Sludge: Research Projects		
Generated in State	$1,000	Annual
Sludge: Research Projects		
Generated out of State	$2,000	Annual
Sludge: Septage		
Major (50,000 gpy or more)	$500	Annual
Sludge: Septage		
Minor (49,999 gpy or less)	$200	Annual
Wetlands: Type I	$300	One Time
Wetlands: Type II	$450	One Time
Subaqueous Leases: Non-		
Commercial Docking Fac. 1 Slip	$225 appl.	10 yr lease
Subaqueous Leases: Commercial		
Docking Fac. 2 or more slips*(C)	$225 appl.	10 yr. lease
Subaqueous Leases: Non-		
Commercial Projects	$225 appl.	10 yr lease
Subaqueous Leases: Trans.		
Lines/Pipelines $225	10 yr. lease appl.	
Subaqueous Leases:		
Salvage Lease $300	10 yr lease appl.	
Subaqueous Leases:		
Supplemental Approval	$150	One Time
Subaqueous Leases:		
Industrial Dock $225	10 yr lease appl.	
Subaqueous Leases:		
Private Ramp	$225 appl.	10 yr. lease
Subaqueous Permits. Non-		
Commercial Dock Fac. - 1 slip	$225	One Time

Subaqueous Permits: Commercial Dock Fac. 2-4 slips* (C)	$225	One Time
Subaqueous Permits: Non-Commercial Projects	$225	One Time
Subaqueous Permits: Trans. Lines/Pipelines	$450	One Time
Subaqueous Permits: Salvage Exploration	$300	One Time
Subaqueous Permits. Supplemental Approval	$150	One Time
Subaqueous Permits: Industrial Dock	$225	One Time
Subaqueous Permits: Private Ramp	$225	One Time
Subaqueous Permits: Letter of Authorization	$150	One Time
Dredging-less than 500 cubic yds	$1.50/cu.yd	One Time
(application fee)	$150	One Time
Dredging-500 cubic yds or more	$1.50/cu.yd	One Time
(application fee)	$300	One Time
Annual Maintenance Dredging less than 500 cubic yds	$500	Annual
Annual Maintenance Dredging-500 cubic yds or more	$1,000	Annual
Subaqueous Lands Lease: Non-Comm. Dock Fac. 1 slip/ramp*(D)	$.50 per sq.ft	Annual
Subaqueous Lands Lease: Comm. Dock Fac. 2-4 slips/ramp		
--Single Family Residential	$.50 per sqft	Annual
--Non-Residential	$3.00 per sqft	Annual
Subaqueous Lands Lease: Comm. Dock Fac. 5 or more slips/ramps		
--Single Family Residential	$1.50 per sqft	Annual
--Non-Residential	$3.50 per sqft	Annual
Subaqueous Lands Lease: Non-Comm Proj: (other than dock fac)	$.50 per sqft	Annual

Subaqueous Lands Lease: Trans. Lines/Pipelines less than 6 inches. dia.	$500 min. or 1.50/lnft	Annual
Subaqueous Lands Lease: Trans. Lines/Pipelines-6 inches dia or more	$500 min or 2.00 ln.ft	Annual
Subaqueous Lands Lease: Industrial Dock*(E)	$4.00 per sqft	Annual
Subaqueous Lands Lease: Filled Lands	$1.00 per sqft	Annual
Subaqueous Lands Lease: Salvage Lease	$5,000	Annual
Marinas: Major New (25 slips or more)	$5,000	One Time
Marinas: Minor New (24 slips or less)	$2,000	One Time
Marinas: Major Alteration	$1,000	One Time
Marinas: Minor Alteration	$500	One Time
Marinas: O&M Plan-Standard Plan	$200	One Time
Marinas: O&M Plan-Special Plan	$300	One Time
Marinas: O&M Plan-Headboat/ Boat Ramp	$200	One Time
Wastewater Operator Applications for License - Classes I, II III, IV, OIT, Spec and Temp Lic.	$50	Each Appl.
Wastewater Operator Applications for Emergency License	$375	Each Appl.
Wastewater Operator Examination (written and/or oral) fee	$100	Each Appl.
Wastewater Operator Reexamination at Same Level	$100	Each Appl.
Wastewater Operator Licenses - Renewals Classes I, II, III, IV, OIT and Specialty Lic. for two (2) years or less	$50	Each Appl.

Wastewater Operator Licenses-		
Emergency Lic for one yr or less	$375	Each Appl.
Wastewater Operator Surcharge on		
Late Fee Renewal of License	$15	Each Appl.

**Political subdivisions of the State are exempted.

*(A) = WWTF Construction: The distinction between "major" and "minor" is based on the complexity of the treatment improvements or new construction to be undertaken and is related to the point system established for classification of wastewater treatment facilities in Section 5 of the State of Delaware Regulations for Licensing Operators of Wastewater Facilities. FACTOR is determined in the following manner: FACTOR 1 - point total is 1 to 15; FACTOR 2 - point total is 16 to 30 points; FACTOR 3 - point total is 31 to 55 points; and FACTOR 4 - point total is 56 or more points.

*(B) = Permitted flow (design).

*(C) = Commercial is defined in 7 Del. C. Chapter 72 as a docking facility other than a single-boat pier or dock intended to serve a single family dwelling.

*(D) = Lease fees are for leasing property.

*(E) = Industrial docks in existance prior to 1969 are grandfathered and exempt from this fee.

Ground Water Permits 1991	Fee - July 1,
UNDERGROUND DISCHARGES (SEPTICS)	
Conduct Site Evaluation	$75
Review Private Site Evaluation	$75
Subdiv. Feasibility Review	$345
Multi-Lot Approval/Lot	$25
Director's Review of Denial	$115
Gravity System Permit	$50
Engineered System Permit	$115
Community System Permit	$750
Sys. Compliance Inspection	$70
Holding Tank Inspection	$60
On-Site Variance	$675
WATER SUPPLY	
Public Well	$75
Industrial Well	$75
Domestic Well	$35
Monitor Well	$75
Heat Pump Supply Well	$115
Heat Pump Recharge Well	$75

Water Alloc - Pub/Ind/Com		$375
Water Well Contractor Lic		$150
Pump Installer Contractor Lic		$115
Well Driller License		$30
Pump Installer License		$15
Cert Public Conv & Necessity		$300
Coastal Zone Act Permits:	Fee - July 1, 1991	
Coastal Zone Permit	$3,000	One Time
Simple Status Decision	$600	One Time
Complex Status Decision	$3,000	One Time
Air & Waste Management Permits	Fee - July 1, 1991	
Annual Permit Fees:		
Fuel Burning - 10-100 MBH	$75	
Fuel Burning - 100-250 MBH	$300	
Fuel Burning - over 250 MBH	$1,200	
Waste Oil	$80	
Process less than 10 tpy/unit	$125	
Process over 10 tpy (Note 1)	$125+3.00 per ton over 10	
VOC Sys. - Gasoline Disp. Facil	$75	
VOC Sys. - Delivery Vessel	$50	
VOC Sys. - Bulk Gasoline Term	$175	
VOC Sys. - Storage Vessel	$60	
VOC Sys. - Dry Cleaning Facil	$175	
VOC Sys. - Wastewater Sep.	$80	
VOC Sys. - Degreaser	$90	
Incinerator	$400	
Solid Waste Permit	$7,000	
TSDI	$7,000	
TSDI Small Facility	$500	
Transporter: Haz. Waste	$300	
Transporter: Solid Waste	$300	
New Permits (Construction):		
--Fuel Burning - 10-100 MBH	$165	
--Fuel Burning - 100-250 MBH	$390	
--Fuel Burning - over 250 MBH	$1,290	
Waste Oil	$170	

Process less than 10 tpy/unit	$215
Process over 10 typ	$215+$2.50 per ton over 10
VOC Sys. - Gasoline Disp. Facil	$120
VOC Sys. - Bulk Gasoline Term	$265
VOC Sys. - Storage Vessel	$150
VOC Sys. - Dry Cleaning Facil	$265
VOC Sys. - Wastewater Sep.	$170
VOC Sys. - Degreaser	$180
Incinerator	$490
Other:	
Temp. Emerg. Variance	$1,000
Variance	$5,000
Amend. to Permits	$175

Notes: (1) Fee cap at $75,000 per facility"

Section 15. Any fee approved pursuant to 67 Del. Laws, c.259 and not specifically listed in this Act shall remain in effect.

Section 16. Section 11 of this Act shall be effective January 1, 1994.

Section 17. The provisions of Section 14 of this Act shall not be applicable for any application received by the Department of Natural Resources and Environmental Control prior to July 1, 1991.

Approved July 1, 1991.

Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: *Jim Ross*
   Agency: *Illinois EPA*
   Email: jim.ross@illinois.gov
   Phone: 217-524-6722

2. Does your agency charge any fees that are not Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)
   -*Yes*

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.
   -*$235 per year*

   b. A new facility not subject to Title V or PSD with three emission points.
   -*Depends – see link:* http://www.epa.state.il.us/air/permits/construction-fees.html

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.
-No Difference from above.

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).
-see link: http://www.epa.state.il.us/air/permits/construction-fees.html

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.
-http://www.epa.state.il.us/air/permits/construction-fees.html

f. A new PSD-major facility that is an EGU.
-http://www.epa.state.il.us/air/permits/construction-fees.html

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.
-Registration
-Asbestos notification: http://www.epa.state.il.us/air/asbestos/

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.
-Yes

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?
-For registration – annual bill sent.
-For permits – construction permit fee due with application, operating permit fee is billed annually.
-For asbestos – required to send fee in with notification.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.

Air Quality Program Fees Survey

-Fees are a set amount – there is only one set fee for registration and notifications. *Max permit fees can be found here:* http://www.epa.state.il.us/air/fact-sheets/feeincrease82011.pdf

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?
   -legislative.

9. Is there any other information you would like to add regarding your agency's fees?
   -

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees	~ 15,000,000	Annual 2012 for all
State Funds	~2,000,000	
Federal 105 grant	~7,000,000	
Federal 103 grant	~1,300,000	
Other federal funds	--	
NSR/construction permit fees	~2,000,000	
Other fees (please specify)	~500,000 = asbestos ~800,000 for registration	
Total		

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

-35 IAC Part 251: http://www.ipcb.state.il.us/documents/dsweb/Get/Document-11942
http://www.epa.state.il.us/air/fact-sheets/feeincrease82011.pdf
-see 9.6, 9.12 and 39.5 of the Illinois Environmental Protection Act:
http://www.ilga.gov/legislation/ilcs/ilcs4.asp?DocName=041500050HTit%2E+II&ActID=1585&ChapterID=36&SeqStart=21300000&SeqEnd=23200000

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

Iowa Department of Natural Resources
P 515.725.9534 | F 515.725.9501 | catharine.fitzsimmons@dnr.iowa.gov
Air Quality Bureau | 7900 Hickman Rd., Ste. 1 | Windsor Heights, IA 50324
www.IowaCleanAir.gov | Air Construction Permit Hotline 877.247.4692

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Operating Permit Fee Increases

On July 12, 2011 Governor Quinn signed into law Public Act 097-0095/House Bill 1297 (the full text can be found here: http://www.ilga.gov/legislation/publicacts/97/097-0095.htm). This Act increased operating permit fees for the Illinois EPA Division of Air Pollution Control. Below is a summary of the fee increases that take effect January 1, 2012 and are therefore reflected in your bill.

Fee Increase

- No increase to construction permit fees

- Title V
  - From $18/ton to $21.50/ton
  - Maximum fee from $250,000 to $294,000
- FESOP
  - Minimum (< 25 tons/yr) $200 to $235
  - 25 to 100 tons/yr sources: $1,800 to $2,150
  - Maximum (> 100 tons/yr) from $3,500 to $4,112
- Lifetime
  - Minimum (< 25 tons/yr) $200 to $235
  - 25 to 100 tons/yr sources: $1,800 to $2,150
  - Maximum (> 100 tons/yr) from $3,500 to $4,112

Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Tom Gross
   Agency: KDHE
   Email: Tgross@kdheks.gov
   Phone: 785 296 1692

2. Does your agency charge any fees that <u>are not</u> Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the <u>fee amount</u> that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.
   Our closest approximation to this is an approval which does not have a fee. We are anticipating changing this in the near future.

   b. A new facility not subject to Title V or PSD with three emission points.

Air Quality Program Fees Survey

If the facility PTE is over our thresholds for issuance of a permit rather than an approval, the construction permit fee would be 0.05% of the capital cost of the proposed source.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.
Same answer as in b. above with an additional $1500 for a PSD source

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).
Same answer as in b. above with an additional $1500 for a PSD source

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.
Same answer as in b. above with an additional $1500 for a PSD source

f. A new PSD-major facility that is an EGU.
Same answer as in b. above with an additional $1500 for a PSD source

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.
   a. *Emission inventory fee of $37 per ton of emissions, except CO or CO2 with a $4,000 cap.*

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain. *Yes they are dedicated to the air program.*

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?
   a. *Permit fees are paid with the application. Emission fees are submitted with the emissions inventory forms due on April 1 of each year.*

Air Quality Program Fees Survey

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.
    a. *The $4,000 cap on emission fees and a $4,000 cap on permit fees*

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?
    a. *Administrative.*

9. Is there any other information you would like to add regarding your agency's fees?
    a. *We are currently evaluating changes to our permit fees system and the rates.*

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees	2,808,060	7/1/2013 to 6/31/2014
State Funds	196,815	7/1/2013 to 6/31/2014
Federal 105 grant	1,269,679	10/1/2013 to 9/30/2014
Federal 103 grant	293,137	4/1/2013 to 3/31/2014
Other federal funds		
NSR/construction permit fees	Were deposited in SGF until the current SFY	
Administrative penalties	1,203,371	7/1/2013 to 6/31/2014
Total	5,771,063	

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

http://www.kdheks.gov/bar/download/KS_AQ_REGS.pdf

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

Air Quality Program Fees Survey

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

Iowa Department of Natural Resources
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1. Please provide your contact information.

Name: Karen Irons
Agency: Maryland Department of the Environment
Email: Karen.irons@maryland.gov
Phone: 410-537-3256

2. Does your agency charge any fees that <u>are not</u> Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

Yes

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the <u>fee amount</u> that would be charged or collected, and briefly explain how it was determined.

    a. A registration permit with little or no review.

    No fee

    b. A new facility not subject to Title V or PSD with three emission points.
    c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.
    d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).
    e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.

Response b.-e.

Fees range from $200 to $20,000 depending on the type of permit. The maximum fee of $20,000 is charged for PSD and Non-attainment New Source Review Approvals. The smallest fee is charged for certain types of general air quality permits to construct.

f. A new PSD-major facility that is an EGU.

"New or modified electric generating stations shall pay a fee of $20,200." Note: Air permits for EGUs are issued by the Maryland Public Service Commission not the Maryland Department of the Environment.

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

   a. Title V sources pay an annual base fee of $5,000 in addition to an annual per ton emission-based fee.
   b. Synthetic minor State permit to operate sources pay an annual base fee of $1,000 in addition to an annual per ton emission-based fee.
   c. Non-Synthetic minor State permit to operate sources pay an annual base fee of $500 in addition to an annual per ton emission-based fee.

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.

   Yes

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?

   a. Permit to construct fees
      (1) General air quality permits to construct
      (2) All other permits to construct

General Permits: The instructions with the application for general permits is for the applicant to mail a check in the amount for the general permit along with the signed application. If the applicant fails to submit the payment, the applicant is billed (Payment Transmittal).

Permits to construct; The application fee for permits to construct is based upon the type of equipment and analysis required to process the application. The fees rates are found in the regulations. The permit engineer reviews the application and prepares the appropriate bill. (Payment Transmittal).

b. Annual Emission Fees (State Permit to Operate and Title V Permit to Operate Sources)

The annual fees for permits to operate are based on a combination of a base fee plus a $/ton of emissions additional charge. The base fees are $500 for a State permit to operate, $1000 for a synthetic minor permit to operate, and $5000 for a Part 70 permit. The emissions based fee is adjusted for the Consumer Price Index (CPI) on an annual basis. The current amount is $56.63 per ton of regulated air pollutant. The annual fee is invoiced by an administrative staff person which is due each year on the anniversary month of the permit expiration date.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.

   No

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?

   a. Permit to construct fees- administrative via regulation changes
   b. Annual emission fees- legislative

9. Is there any other information you would like to add regarding your agency's fees?

   No

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Air Quality Fee Survey Request

Funding Source	Amount	Time Period
Title V Fees - Revenues	4,268,813.00	July 1, 2012 - June 30, 2013
State Funds	64,851.00	July 1, 2012 - June 30, 2013
Federal 105 grant - Expenditures	426,555.00	July 1, 2012 - June 30, 2013
Federal 103 grant	-	
Other federal funds	-	
NSR/construction permit fees	-	
Other fees (please specify) - Revenues	958,215.00	July 1, 2012 - June 30, 2013
Construction Permits - 380,700		
Operating Permits - 577,515		
Total:	5,718,434.00	

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

    1. Fee Regulations

       Code of Maryland Regulations (COMAR)

       www.dsd.state.md.us
       COMAR 26.11.02.16
       COMAR 26.11.02.17
       COMAR 26.11.02.18
       COMAR 26.11.02.19

2. Statute

Annotated Code of Maryland Article Environment
§2-403

http://mgaleg.maryland.gov/

Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Mike Jackson
   Agency: Michigan Department of Environmental Quality – Air Quality Division
   Email: jacksonm11@michigan.gov
   Phone: (517) 284-6733

2. Does your agency charge any fees that <u>are not</u> Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)
   Yes, see #4.

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the <u>fee amount</u> that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.
      N/A

   b. A new facility not subject to Title V or PSD with three emission points.
      N/A

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.
N/A

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).
N/A

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.
N/A

f. A new PSD-major facility that is an EGU.
N/A

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.
Michigan has a Dry Cleaners License to Operate Fee

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.
Yes, however, a proportional amount is cost allocated based on salary and wage levels and is used for employee overhead costs (Rent, Building Occupancy Charges, Information Technology, Executive and Central Administration).

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?
A bill is sent to the client with late penalties added after 120 days.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.
The Dry Cleaners License to Operate Fee is calculated, in part, on poundage with annual increases to the fee based upon a CPI index. There is no upper limit or cap on this fee.

Air Quality Program Fees Survey

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?
   Legislative, with sunset dates that generally last four years.

9. Is there any other information you would like to add regarding your agency's fees?
   Michigan operates on a four year cycle due to sunset dates in the enabling fee legislation. Due to projected increases in employee costs, expenditures in late years are greater than in earlier years. Fund balances that develop early are drawn down late in order to maintain staff levels.

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees	$9,600,446	10/1/13 to 9/31/14
State Funds	$4,531,600 GF/GP $5,005,000 Non Air Fee State Restricted Funding	10/1/13 to 9/31/14 10/1/13 to 9/31/14
Federal 105 grant	$28,536,234	10/01/11 to 9/30/14
Federal 103 grant	$2,278,788	4/1/14 to 3/31/16
Other federal funds	$1,730,167 Biowatch $465,000 NATTS $400,000 Near Roadway	8/1/13 to 7/31/14 7/1/11 to 6/30/14 3/1/12 to 2/28/14
NSR/construction permit fees	N/A	
Other fees (please specify)	$230,888 Dry Cleaners License to Operate Fee	10/1/13 to 9/31/14
Total	$52,778,123	varies, depending on funding source

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

Part 55 of the Michigan Natural Resources and Environmental Protection Act (PA 451 of 1994) regulates Air Pollution Control. The first link is to MCL Section 324.5522 and ties

to Renewable Operating Permit fees. The second link is to MCL Section 333.13306 and relates to the Dry Cleaners License to Operate Fee.

http://www.legislature.mi.gov/(S(0yfgpt55prdly2550o505nmr))/mileg.aspx?page=getObject&objectName=mcl-324-5522

http://legislature.mi.gov/doc.aspx?mcl-333-13306

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

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Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Frank Kohlasch
   Agency: Minnesota Pollution Control Agency
   Email: frank.kohlasch@state.mn.us
   Phone: 651-757-2500

2. Does your agency charge any fees that are not Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

   Yes, application fees for certain types of permit applications and additional points based on the complexity of the permit process.

   The MPCA also charges an annual emissions fee to all holders of air quality permits in Minnesota. A subgroup, comprised of small facilities, is charged a flat fee. Most facilities are charged an annual fee based on their actual emissions multiplied by a dollar per ton factor. The dollar per ton factor is calculated annually and is based upon the Air Program funding provided to the MPCA by the Minnesota Legislature, with minor corrections to account for over-collection or under-collection in the previous year, divided by the tons of billable emissions from the annual emission inventory for criteria air pollutants. The formula is defined in Minnesota Rules.

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee

amount that would be charged or collected, and briefly explain how it was determined.

- Application fees and additional fees are based on a point system defined in rules.
- The current dollar value per point is $285.

a. A registration permit with little or no review.

Application fee only, 2 points = $570.00

b. A new facility not subject to Title V or PSD with three emission points.

Application fee: 50 points = $14250.00, minimum (*)

(*)Additional points assessed if the permit review involves any of the following: modeling, NSPS, NESHAP, synthetic minor limits, toxics review, rule variance requests, requests to deem some information confidential or Environmental Review.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.

Application fee: 50 points = = $14250.00

Additional points:

NSPS: 10 points = $2850

NESHAP: 10 points = $2850

Total cost = $19950.00

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).

Application fee: 25 points for a major amendment = $7125.00

Additional points: 10 x 2 = 20 points to avoid Title V and PSD = $5700

The rule assesses 10 additional points for limits established in the same permit action for each of the following regulatory programs: Part 70, NESHAP, EAW, AERA, NSPS, PSD, and NSR, regardless of the number pollutants, the number and types of units involved and the number or types of limits imposed.

Total cost $ 12825.00

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.

Application fee: 25 points for a major amendment = $7125.00

Additional points:

NSPS: 10 points = $2850

NESHAP: 10 points = $2850

(*) If modeling: 15 points = $4275

(*) If BACT for each pollutant: 15 x 3 = 45 points = $12825

(*) If netting is involved: 10 points for each pollutant: 10 x 3 = 30 = $8550

Total cost between $12825 and $29925 (*) depending on complexity
(*)Notes:

- Best Available Control Technology (BACT) Analysis

The rule assesses 15 additional points for each prevention of significant deterioration (PSD) pollutant analyzed regardless of the number and types of units involved.

- Modeling Review

The rule assesses 15 additional points for refined modeling regardless of the number of pollutants modeled, the number of emission units or activities modeled, or the number of modeling programs run (e.g., NAAQS vs. visibility, more than one modeling run, etc.

- Netting

The rule assesses 10 additional points for each PSD pollutant for which netting analysis is conducted in one permit action, regardless of the number and types of units involved.

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

- A fee is required for applicability determination requests.
- A fee for Environmental Assessment Worksheet review is charged only if the project falls into a mandatory category specified in Minn. R. part 4410.4300, the MPCA is the designated responsible governmental unit (RGU), and an air or water permit is required for the project. The number of points charged varies depending on the basis for the environmental review.
- Additional fees (35 points) are charged when a rule variance is processed with the permit.

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.

All the fees collected by the MPCA go to a state fund known as the Environmental Fund. The MPCA is authorized in state statute to collect emission fees to cover all the costs of Minnesota's Air Quality Program.

During each biennium, the MPCA makes a request to the legislature to fund the MPCA's Air Quality from the Environmental Fund. Once the appropriation is made, then those values establish the basis for the Air Emissions Fee Target used for the annual emission fee.

The MPCA considers the emissions fee to be dedicated to the Air Quality Program because the specific statutory authorization.

Air Quality Program Fees Survey

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?
   Application fees are required to be submitted with the permit application.
   Additional points are billed when permit draft goes on public notice and must be paid before we can proceed to permit issuance.
   Payment is via check or through electronic payment with credit card.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.

   - Please refer to the link to MN rules provided under "11."
   - Application fees and additional fees are based on a point system established in Minn. R. part 7002.0019. The points shall be multiplied by the dollar per point value as determined in Minn. R. part 7002.0018.
   - The MPCA sets the application and additional fee target as described in Minn. R. part 7002.0017
   - The MPCA computes the dollar per point value for each biennium as described in Minn. R. part 7002.0018

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?
   Changes to the point system and the value of dollar per point will require significant changes to the state rules.
   Changes to the fee target computation require significant changes to the state rules and may require legislative action.

9. Is there any other information you would like to add regarding your agency's fees?

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	Amount	Time Period
Title V fees		
State Funds		
Federal 105 grant		
Federal 103 grant		

Other federal funds		
NSR/construction permit fees		
Other fees (please specify)		
Total		

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

Iowa Department of Natural Resources
P 515.725.9534 | F 515.725.9501 | catharine.fitzsimmons@dnr.iowa.gov
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Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Sara Pringer
   Agency: Missouri Department of Natural Resources/Air Pollution Control Program
   Email: Sara.Pringer@dnr.mo.gov
   Phone: 573-751-4817

2. Does your agency charge any fees that are not Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

   Yes

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.
   The closest thing to this is our Permit-by-Rule. The fee is a flat $700.

   b. A new facility not subject to Title V or PSD with three emission points.
   $100 permit filing fee and $50 per hour review fee.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.
$100 permit filing fee and $50 per hour review fee.

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).
Construction Permit - $100 permit filing fee and $50 per hour review fee.
Operating Permit - $100 permit filing fee.

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.
$100 permit filing fee and $50 per hour review fee.

f. A new PSD-major facility that is an EGU.
$100 permit filing fee and $50 per hour review fee.

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

- This is a permit fee not mentioned under #3, Portable Source filing fee of $200.
- Title V and Non-Title V Emission Fees - $40.00 per ton of regulated air contaminant emitted in the previous calendar year for the first four thousand tons of any one pollutant and no more than 12,000 tons of all pollutants combined.
- Asbestos Worker Certification fee - $25
- Asbestos Registration fee - $1,000
- Asbestos Recertification fee - $5
- Asbestos Exam fee - $25
- Asbestos Accreditation fee - $1,000 per accredited course
- Asbestos Abatement Inspection fee - $100/$300 max
- Asbestos Abatement Notification fee - $100
- Other Asbestos Discipline Certification fee - $75
- Asbestos Exemption fee - $250
- Gateway Vehicle Inspection Program Pre-Test Inspection Authorization fee - $100
- Gateway Vehicle Inspection Program Station License Fee - $2.50

Air Quality Program Fees Survey

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.

   Yes, the fees collected support air pollution activities within the Air Pollution Control Program, the Environmental Services Program (Lab), and 5 Regional Offices.

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?

   - Construction and Operating Permit Filing fees are due with the permit application. Same goes for the Permit-by-Rule and Portable Source Filing fees.
   - Construction Permit Review fees are invoiced and collected prior to the permit being issued.
   - Emission fees are due June 1 for the previous calendar years emissions.
   - All Asbestos fees are due at the time of applying for a certification, registration, exam or notification, except for inspections, which are invoiced after the inspection has occurred.
   - Gateway Vehicle Inspection Program (GVIP) Pre-Test Inspection Authorization fees are due when a station becomes a licensed emissions inspection station.
   - Gateway Vehicle Inspection Program Station License Fees are paid by the stations when they purchase a bulk supply of inspection authorities, which get issued to vehicle owners after inspection.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.

   All fee rates are set by state statute, but the total amount of fees that can be collected is not restricted.

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?

   - Currently the process to change the emission fee is to conduct a comprehensive review of the fee structure and to include stakeholders to solicit input and then the department submits proposed changes with stakeholder agreement to the air conservation commission. If the commission

approves the fee structure recommendations, the commission shall promulgate by regulation. If such rules are not disapproved by the general assembly they will take effect on January first of the next odd-numbered year.

- All other fees can only be changed through the legislative process.
- Current 2014 legislation includes a bill which would allow all fee structures to be adjusted by the same process as the emission fee (except for the Gateway Vehicle Inspection fees).

9. Is there any other information you would like to add regarding your agency's fees?

Missouri is currently going through the stakeholder process to discuss the upcoming shortfall in funding and possible Permit, Emission and Asbestos fee adjustments.

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.
State Fiscal Year 2013 (July 1, 2012 – June 30, 2013) actuals

Funding Source	Amount	Time Period
Title V Emission fees	$7,300,494	SFY2013
Non-Title V Emission fees	$ 351,200	SFY2013
State Funds		SFY2013
Federal 105 grant	$3,421,388	SFY2013
Federal 103 grant	$1,079,886	SFY2013
Other federal funds	$1,780,082	SFY2013
NSR/construction permit fees	$ 298,738	SFY2013
Other fees (please specify) Asbestos GVIP	 $ 216,822 $1,970,590	 SFY2013 SFY2013
Interest/Misc	$ 73,004	SFY2013
Total	$16,492,204	SFY2013

The Federal 103 grant, other federal grants, asbestos and GVIP fees can only be used for those specific activities and not for general operations. Title V fees can only be used for Title V activities as well.

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

Air Quality Program Fees Survey

http://www.moga.mo.gov/
Search under the Statute/Constitution tab for:
643.079, 643.075, 643.073, 643.225, 643.232, 643.228, 643.242, 643.237, 643.320 and 643.350.

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

Iowa Department of Natural Resources
P 515.725.9534 | F 515.725.9501 | catharine.fitzsimmons@dnr.iowa.gov
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Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Charles Homer
   Agency: Montana Department of Environmental Quality – Air Resources Management Bureau
   Email:chomer@mt.gov
   Phone: 406-444-5279

2. Does your agency charge any fees that are not Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

   Yes

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.

   Montana DEQ permit application fees are based on source type (major, minor, SM) and application type (new, modification, renewal etc.)

   a. A registration permit with little or no review.

Air Registration Fee: $500

b. A new facility not subject to Title V or PSD with three emission points.

Air Permit Application Fee: $800

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.

Air Permit Application Fee: $800

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).

Air Permit Application Fee: $500

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.

Air Permit Application Fee: $500

f. A new PSD-major facility that is an EGU.

Air Permit Application Fee: $15,000

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

Montana DEQ does not assess "non-permitting" fees. Montana DEQ does assess an annual operating fee for all permitted sources, not just Title V sources in addition to the permit application fees.

Annual Air Operating Fee: $38.24 per ton of emissions of a regulated pollutant, plus an $800 administrative fee. Registered and portable facilities pay only the $800 administrative fee.

Fee Information

Air Quality Program Fees Survey

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.

   Yes, air permit fees are statutorily required to be placed in a separate fund for administration of the air permitting program

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?

   Air permit application fees are submitted with the application and submission of the fee is a requirement of application completeness. Annual operating fees are invoiced.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.

   No, there is no fee cap.

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?

   Authority to assess fees is granted to the department under the Montana Clean Air Act. There are statutory limits on the types of fees that may be assessed and the basis for those fees. The fee rates and structure are adopted through administrative rules by an independent board.

9. Is there any other information you would like to add regarding your agency's fees?
   Montana DEQ will be proposing an increase for some permit application fees to the Board of Environmental Review on May 30th.

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	Amount	Time Period
Title V [Operating] Fees	$2,129,469	
[Non-Title V Operating Fees]	$1,597,788	
State [General] Funds	$165,784	

Air Quality Program Fees Survey

Federal 105 grant	$2,887,876	
Federal 103 grant	$345,408	
Other federal funds		
Major & Minor NSR/Construction Permit Application Fees	$64,000	
Title V Permit Application Fees	$15,000	
Other fees (please specify)		
Total	$7,205,325	

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

Montana's Air Permit Fee Administrative Rules Montana's Air Permit Fee Statute

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

Iowa Department of Natural Resources
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Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Shelley Schneider
   Agency: Nebraska DEQ
   Email: shelley.schneider@nebraska.gov
   Phone: 402-471-4299

2. Does your agency charge any fees that are not Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.

   b. A new facility not subject to Title V or PSD with three emission points.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.

f. A new PSD-major facility that is an EGU.

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

   003.01 Application Fee. Each application for a construction permit shall be accompanied by a non-refundable fee. The amount of the fee will be based on the amount of pollutants (including fugitive emissions) the entire source will directly emit or have the potential to emit, as follows:

Directly Emit or Have Potential to Emit:	Fee
Less than 50 tons per year of any listed air pollutant; or Less than 2.5 tons per year of any single HAP; or Less than 10 tons per year of any combination of HAPs	$250
50 tons or more but less than 100 tons per year of any listed air pollutant; or 2.5 tons or more but less than 10 tons per year of any single HAP~~s~~; or 10 tons or more but less than 25 tons per year of any combination of HAPs	$1,500
100 tons or more per year of any listed air pollutant; or 10 tons or more per year of any single HAP; or 25 tons or more per year of any combination of HAPs	$3,000

   003.02 Listed air pollutants for application fee purposes include PM_{10}, SO_2 or SO_3 or any combination of the two, NO_x, VOC, and CO.

Air Quality Program Fees Survey

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.

   Yes. Proceeds are dedicated to the air program.

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?

   Payment is due with the application. If the applicant fails to submit the proper fee, their application is considered incomplete until the proper fee is submitted.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.

   N/A

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?

   The above fees are in statute and in regulation. Both would need to be changed in order to be changed.

9. Is there any other information you would like to add regarding your agency's fees?

   The above fees are not used as match toward 105.

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	Amount	Time Period
Title V fees	$ 2,588,903	CY 2012 for SFY 2014
State Funds	$ 283,003	SFY2013
Federal 105 grant	$ 655,733	SFY2013
Federal 103 grant	$ 258,680	SFY2013
Other federal funds	N/A we receive no admin funds for DERA	

Air Quality Program Fees Survey

NSR/construction permit fees	$ 68,314	SFY2013
Other fees (please specify)	N/A	
Total		

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

http://deq.ne.gov/RuleAndR.nsf/Pages/129-TOC Chapters 17 and 29

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

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Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Craig Wright, Director
   Agency: NH Department of Environmental Services, Air Resources Division
   Email: craig.wright@des.nh.gov
   Phone: (603) 271-1088

2. Does your agency charge any fees that are not Title V emissions fees? Yes
(If yes, please proceed to question 3. If no, please skip to question 10.)

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review. $1,000 for Permit-by Notification (PBN) registration fee. The PBN is currently limited to non-metallic mineral processing plants (aka rock crushers). The PBN rule requires owners or operators to test within one year rock crushers that have never previously been tested, including those not subject to 40 CFR 60, Subpart OOO. The $1,000 fee for PBNs was determined to be an amount that would attract rock crusher operators to register and test their

sources, in exchange for no future registration or emission fees or reporting requirements. New Hampshire also has a general state permit for emergency generators, but there is no application fee for registering to operate under the general state permit. However, they do pay an annual emissions fee. See 4., below.

b. A new facility not subject to Title V or PSD with three emission points. By rule, the permit application fee is $2,000. If the facility is also required to model, the applicant is required to pay DES $2,500 to conduct the modeling, or the applicant can submit modeling for DES to review and pay a review fee of $1,875. These fees are established in Env-A 702 and were calculated by determining the average time spent on permit or modeling reviews and multiplying that by the average permit engineer's hourly salary. In addition, should the construction permit require testing of the facility's emissions after construction and prior to issuance of an operating permit, DES charges the applicant for costs incurred in monitoring the testing of the facility. See Env-A 704.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination. For an NSPS determination only, same as b., above. For an NESHAP determination, DES charges an individual personnel review fee, which means for each department employee who reviews the permit, the sum of travel costs, public notification costs, and the product of the number of hours or portion thereof which that person spent working on the particular permit, multiplied by the hourly rate of that department employee.

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor). For Title V avoidance, see b., above. For PSD avoidance, see the discussion for NESHAP determinations in c., above.

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP. See the discussion for NESHAP determinations in c., above.

f. A new PSD-major facility that is an EGU. See the discussion for NESHAP determinations in c., above.

Air Quality Program Fees Survey

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

   DES charges an annual emission fee for each permitted facility. The base fee by regulation is $60 per ton of emissions, adjusted by a consumer price index multiplier and an inventory stabilization factor. See Env-A 705. For 2013 emissions, the fee was $235.50 per ton for the first 6000 tons of each regulated air pollutant. Testing and monitoring fees, as well as modeling fees, are discussed in 3.b., above.

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain. Yes.

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client? The permit application and modeling fees discussed in 3.b., above, are required to be submitted with the permit application. For individual personnel review fees and testing and monitoring fees, DES bills the owner or operator. For annual emission fees, DES notifies the permittee what that year's dollar per ton fee will be. The permittee then calculates how much is owed and submits the fee by April 15. Upon request, DES will bill the permittee.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits. Numerical fees established by rule are limited to the specific amount specified in the rule. No limit is established for fees that are calculated for a specific source based on DES personnel time or costs. Emission fees are restricted by the 6,000-ton limit discussed in 4., above.

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means? Currently, specific DES fees and the formulae for determining individual review fees and emission fees are set administratively through rulemaking. Thus, rulemaking would be needed to change the fees or formulae.

9. Is there any other information you would like to add regarding your agency's fees? DES has an asbestos program that is separate from the stationary source program. The fees for the asbestos program are established in rules, and a description of those fees is attached. In addition, permit applicants are required

to either pay the Department's cost of publishing permit notices or publish the notices themselves.

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	Amount	Time Period
Title V fees	$1,654,787	July 1, 2012 – June 30, 2013
State Funds	$1,283,189 *	July 1, 2012 – June 30, 2013
Federal 105 grant	$1,639,610 **	July 1, 2012 – June 30, 2013
Federal 103 grant	$ 227,789	July 1, 2012 – June 30, 2013
Other federal funds	$ 687,277 ***	July 1, 2012 – June 30, 2013
NSR/construction permit fees	$ 8,000	July 1, 2012 – June 30, 2013
Other fees (please specify)	$ 801,561****	July 1, 2012 – June 30, 2013
Total	$6,302,213	

*Includes $1,128,462 State Permit Fees and $154,727 General Funds
** Base 105 Grant is $1,450,000 – number above reflects timing of payments
*** Includes $97,908 AHERA, $299,211 ATSDR and $290,158 DERA
**** Includes $448,904 Asbestos Program Fees and $352,657 Motor Vehicle Fee

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents. Env-A 700, *Permit Fee System*; Env-A 1800, *Asbestos Management and Control;* Env-A 2800, *Sand and Gravel Sources; Non-metallic Mineral Processing Plants; Cement and Concrete Sources.*

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

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Air Quality Program Fees Survey

NH Asbestos Program Fees:

Abatement Supervisor:	$200 (initial and renewal)
Abatement Worker:	$50 (initial and renewal)
Consultant:	$200 first category (initial and renewal) $50 for each additional certification category on the same application (includes Inspector, Management Planner and Project Designer)
Disposal Site Worker:	$50 (initial and renewal)
Abatement Contractor:	$1,000 (initial) $750 (renewal)
Disposal Site Contractor:	$250 (initial and renewal)
Notification of a major asbestos abatement project - class N:	$300
Notification of a major asbestos abatement project - class S:	$50
Annual notification pursuant to Env-A 1803.04:	$1,500
Revised notification pursuant to Env-A 1803.07:	$25

Walker, Wendy [DNR]

From: Mary Sullivan Douglas <mdouglas@4cleanair.org>
Sent: Thursday, May 08, 2014 7:03 PM
To: Walker, Wendy [DNR]
Subject: FW: MEMBER REQUEST -- Air Quality Fee Survey Request

Wendy,

I inadvertently forgot to set this up to have responses go to you. i will forward the responses I get.

Mary

****
Mary Sullivan Douglas
National Association of Clean Air Agencies (NACAA)
444 North Capitol Street, NW
Suite 307
Washington, DC 20001
(202) 624-7864
mdouglas@4cleanair.org
www.4cleanair.org

From: O'Sullivan, Bill [Bill.O'Sullivan@dep.state.nj.us]
Sent: Thursday, May 08, 2014 5:11 PM
To: Mary Sullivan Douglas
Cc: Steitz, Francis
Subject: RE: MEMBER REQUEST -- Air Quality Fee Survey Request

NJ expects to do a fee rule proposal which should be public within 3 months. That should provide the information you seek. Bill

---

From: Mary Sullivan Douglas [mailto:mdouglas@4cleanair.org]
Sent: Thursday, May 08, 2014 2:59 PM
To: Mary Sullivan Douglas
Subject: MEMBER REQUEST -- Air Quality Fee Survey Request

TO: NACAA AIR DIRECTORS

The Iowa Air Quality Bureau has asked that we distribute the following request for information on its behalf. Please note that using the "Reply" function will automatically send your response to Wendy Walker of Iowa.

Thank you.

****
Mary Sullivan Douglas
National Association of Clean Air Agencies
444 North Capitol Street, NW, Suite 307
Washington, DC 20001
(202) 624-7864
mdouglas@4cleanair.org

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

The questions are at http://4cleanair.org/Documents/AQ-Fee-Survey.doc

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

OPERATING PERMIT FEE SCHEDULE

Effective January 1, 2010 through December 31, 2014

This schedule does not list annual emission fees, initial operating permit fees, or renewal operating permit fees. See N.J.A.C. 7:27-22.31 for information on those fees.

BASE FEE SCHEDULE

Registration Fees

Activity	Basis	Amount
1. Registration for initial authorization, or renewal of authorization, to act under a General Operating Permit	Per Electronic Registration	$410.00
2. Registration for, or five year renewal of, authorization to operate a used oil space heater under N.J.A.C. 7:27-20.3	Per Electronic Registration	$295.00

Significant Modification Fees

Activity	Basis	Amount
1. Application for a significant modification for which the change meets the definition of modification at N.J.A.C. 7:27-22.1	Per first new or changed piece of equipment per significant modification application	$1,755
	Per each additional new or changed piece of equipment per significant modification application	$410.00
2. Application for a significant modification in which the change does not meet the definition of modification at N.J.A.C. 7:27-22.1	Per significant modification application	$585.00
3. Application for environmental improvement pilot test	Per application	$585.00

SUPPLEMENTARY FEE SCHEDULE

Activity	Basis	Amount
Prevention of Significant Deterioration		
a. PSD Applicability		
i. Screen for PSD Applicability	Per Applicable Air Contaminant	(Reserved)
ii. Determine PSD Applicability	Per Review	(Reserved)
b. Perform BACT Evaluation	Per Applicable Air Contaminant	$5,845
2. Sub 18 Emission Offsets		
a. Determine Sub 18 Applicability	Per Review	$5,845
b. Perform LAER Evaluation	Per Applicable Air Contaminant	$5,845
3. RACT - AEL		

a. Review Technology	Per Applicable Air Contaminant	$5,845
b. Prepare SIP Revision	Per SIP Revision	$2,925
4. Perform MACT Evaluation	Per MACT Standard	$1,755
5. Perform NSPS Evaluation	Per NSPS	$1,755
6. Perform SOTA Case-by-Case Evaluation	Per Applicable Air Contaminant	$5,845
Public Comment		
a. Post Public Notices	Per Public Comment Period	$585.00
b. Conduct Public Hearing	Per Hearing	$5,845
c. Prepare Response to Comments Document	Per Response	$295.00
	Maximum Per Document	$5,845
7. Ambient Air Monitoring		
a. Review Protocol		
i. For (1) criteria pollutants or (2) other pollutants or parameters for which EPA has provided guidance	Per Protocol	$1,755
ii. For other pollutants or parameters for which EPA has not provided guidance	Per Protocol	$2,925
b. Inspect Monitoring Locations and Equipment Installation	Per Inspection	$585.00
c. Review Quality Assurance Plan		
i. For (1) criteria pollutants or (2) other pollutants or parameters for which EPA has provided guidance	Per Plan	$1,755
ii. For other pollutants or parameters for which EPA has not provided guidance	Per Plan	$2,925
d. Review Data	Per Required Report	$585.00
e. Audit Equipment	Per Audit	$585.00
8. Air Quality Impact Analysis - PSD		
a. Evaluate Protocol	Per Protocol	$2,340
b. Review Screening Modeling	Per Review	$1,170
c. Review Refined Modeling	Per Review	$4,095
10. Air Quality Impact Analysis - non PSD		
a. Evaluate Protocol	Per Protocol	$1,170
b. Review Screening Modeling	Per Review	$1,170
c. Review Refined Modeling	Per Review	$1,755
11. Risk Assessment		
a. Evaluate Protocol	Per Protocol	$1,755
b. Review Risk Assessment	Per Review	$1,755
12. Testing		

a. Stack Test		
i. Evaluate Protocol (up to three probes)	Per Protocol Per Stack	$880.00
ii. Evaluate Protocol (more than three probes)	Per Protocol Per Stack	$1,170
iii. Review Testing Report (up to three probes)	Per Report Per Stack	$880.00
iv. Review Testing Report (more than three probes)	Per Report Per Stack	$1,170
b. Continuous Emission Monitors		
i. Evaluate Equipment Protocol	Per Protocol Per Stack	$585.00
ii. Evaluate Performance Specification Test Protocol	Per Protocol Per Stack	$585.00
iii. Review Testing Report	Per Report Per Stack	$585.00
c. On-site Monitoring of Sample Collection Pursuant to an Approved Source-Specific Testing Protocol	Per Day Per Person	$880.00
d. Periodic Monitoring Equipment Protocol	Per Protocol	$295.00

PRECONSTRUCTION PERMIT FEE SCHEDULE

Effective January 1, 2010 through December 31, 2014

BASE FEE SCHEDULE

Registration Fees

Activity	Basis		
Registration for initial authorization, or renewal of authorization, to act under a General Permit:	Electronic Registration[1]		Paper Registration[1] Note: The Department will not accept paper registrations on or after January 1, 2010
	Through December 31, 2009	January 1, 2010 through December 31, 2014	Through December 31, 2009
Listed at N.J.A.C. 7:27- 8.8(c), other than (c)12	$350.00	$410.00	$500.00
Listed at N.J.A.C. 7:27- 8.8(c)12	$500.00	$585.00	$750.00
Registration for initial authorization, or renewal of authorization, to operate a used oil space heater under N.J.A.C. 7:27-20.3	$250.00	$295.00	$250.00

Permit Fees

Activity	Basis	Amount	
		Through December 31, 2009	January 1, 2010 through December 31, 2014
Application for a preconstruction permit and operating certificate	Per first piece of equipment per initial permit application	$1,500	$1,755
	Per each additional piece of equipment per initial permit application	$350.00	$410.00
Application for environmental improvement pilot test	Per application	$500.00	$585.00
Renewal of an operating certificate	Per first piece of equipment per operating certificate	$750.00	$880.00

	Per each additional piece of equipment per operating certificate	$200.00	$235.00
Application for a preconstruction permit and operating certificate revision	Per first new or changed piece of equipment per permit revision application	$1,500	$1,755
	Per each additional new or changed piece of equipment per permit revision application	$350.00	$410.00
Application for a compliance plan change	Per application	$500.00	$585.00
Notice of a seven-day-notice change	Per notice	$500.00	$585.00

Notice of Amendment Fees

Activity	Basis	Amount	
		Through December 31, 2009	January 1, 2010 through December 31, 2014
Change in identifying information under N.J.A.C. 7:27-8.21(b)1	Per facility	$100.00	$120.00
Transfer of ownership under N.J.A.C. 7:27-8.21(b)2	Per facility	$100.00	$120.00
Change in equipment or stack designation under N.J.A.C. 7:27-8.21(b)3	Per preconstruction permit and operating certificate amended	$100.00	$120.00
A change listed in N.J.A.C. 7:27-8.21(b)4, 5, 6, or 8	Per preconstruction permit and operating certificate amended	$500.00	$585.00
Correction of a typographical error under N.J.A.C. 7:27-8.21(b)7	Per preconstruction permit and operating certificate amended	$100.00	$120.00
Change in identifying information on a registration form as specified under N.J.A.C. 7:27-8.21(d)1	Per facility	$100.00	$120.00
Transfer of ownership of a registered facility under N.J.A.C. 7:27-8.21(d)2	Per facility	$100.00	$120.00

SUPPLEMENTARY FEE SCHEDULE

Activity	Basis	Amount	
		Through December 31, 2009	January 1, 2010 through December 31, 2014
1. Prevention of Significant Deterioration			
a. PSD Applicability			
i. Screen for PSD Applicability	Per Applicable Air Contaminant	(Reserved)	(Reserved)
ii. Determine PSD Applicability	Per Review	(Reserved)	(Reserved)
b. Perform BACT Evaluation	Per Applicable Air Contaminant	$5,000	$5,845
2. Sub 18 Emission Offsets			
a. Determine Sub 18 Applicability	Per Review	$5,000	$5,845
b. Perform LAER Evaluation	Per Applicable Air Contaminant	$5,000	$5,845
1. RACT - AEL			
a. Review Technology	Per Applicable Air Contaminant	$5,000	$5,845
b. Prepare SIP Revision	Per SIP Revision	$2,500	$2,925
4. Perform MACT Evaluation	Per MACT Standard	$1,500	$1,755
5. Perform NSPS Evaluation	Per NSPS	$1,500	$1,755
6. Perform SOTA Case-by-Case Evaluation	Per Applicable Air Contaminant	$5,000	$5,845
7. Public Comment			
a. Post Public Notices	Per Public Comment Period	$500.00	$585.00
b. Conduct Public Hearing	Per Hearing	$5,000	$5,845
c. Prepare Response to Comments Document	Per Response	$250.00	$295.00
	Maximum Per Document	$5,000	$5,845
8. Ambient Air Monitoring			
a. Review Protocol			

i. For criteria pollutants, or for other pollutants or parameters for which EPA has provided guidance	Per Protocol	$1,500	$1,755
ii. For other pollutants or parameters for which EPA has not provided guidance	Per Protocol	$2,500	$2,925
b. Inspect Monitoring Locations and Equipment Installation	Per Inspection	$500.00	$585.00
c. Review Quality Assurance Plan			
i. For criteria pollutants, or for other pollutants or parameters for which EPA has provided guidance	Per Plan	$1,500	$1,755
ii. For other pollutants or parameters for which EPA has not provided guidance	Per Plan	$2,500	$2,925
d. Review Data	Per Required Report	$500.00	$585.00
e. Audit Equipment	Per Audit	$500.00	$585.00
9. Air Quality Impact Analysis - PSD			
a. Evaluate Protocol	Per Protocol	$2,000	$2,340
b. Review Screening Modeling	Per Review	$1,000	$1,170
c. Review Refined Modeling	Per Review	$3,500	$4,095
10. Air Quality Impact Analysis - non PSD			
a. Evaluate Protocol	Per Protocol	$1,000	$1,170
b. Review Screening Modeling	Per Review	$1,000	$1,170
c. Review Refined Modeling	Per Review	$1,500	$1,755
11. Risk Assessment			
a. Evaluate Protocol	Per Protocol	$1,500	$1,755
b. Review Risk Assessment	Per Review	$1,500	$1,755
12. Testing			
a. Stack Test			

i. Evaluate Protocol (up to three probes)	Per Protocol Per Stack	$750.00	$880.00
ii. Evaluate Protocol (more than three probes)	Per Protocol Per Stack	$1,000	$1,170
iii. Review Testing Report (up to three probes)	Per Report Per Stack	$750.00	$880.00
iv. Review Testing Report (more than three probes)	Per Report Per Stack	$1,000	$1170
b. Continuous Emission Monitors			
i. Evaluate Equipment Protocol	Per Protocol Per Stack	$500.00	$585.00
ii. Evaluate Performance Specification Test Protocol	Per Protocol Per Stack	$500.00	$585.00
iii. Review Testing Report	Per Report Per Stack	$500.00	$585.00
c. On-site Monitoring of Sample Collection Pursuant to an Approved Source-Specific Testing Protocol	Per Day Per Person	$750.00	$880.00
d. Periodic Monitoring Equipment Protocol	Per Protocol	$250.00	$295.00
13. Periodic Compliance Inspection	Per Inspection Per Certificate	$400.00	$470.00

Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Kerry Carr
   Agency: NMED – AQB
   Email: Kerry.Carr@state.nm.us
   Phone: 505-476-4339

2. Does your agency charge any fees that are not Title V emissions fees? **YES**
(If yes, please proceed to question 3. If no, please skip to question 10.)

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.
   For better understanding, please refer to our Permit fees calculator attached to email.
   a. A registration permit with little or no review.
      Notice of Intent registration is charged a $500.00 filing fee

b. A new facility not subject to Title V or PSD with three emission points.

Each application for a permit or a permit modification (regulated under 20.2.72 NMAC, 20.2.74 NMAC and 20.2.79 NMAC) are assessed a permit fee per 20.2.75 NMAC. This Construction Permit Fee regulation assesses fees based on a complexity schedule.
We currently charge $389.00 per fee point
389.00 x 3 emission units = $1,167.00 + $5,335 modeling review = $6,502.00

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.

$11,170.00, regular new NSR, plus $500 filing fee
$389 per point times total of 30 points: emission units minimum of 5 points (1 point per unit), modeling 15 points, plus 5 points each NSPS and NESHAP review

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).

$1,445.00, NSR Significant Modification (PSD Minor), plus $500 filing fee
$389 per point times total of 5 points: emission unit's minimum of 5 points (1 point per unit)

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.

$40,235.00, PSD Major Modification with BACT review and modeling, plus $500 filing fee
$389 per point times total of 105 points: emission units minimum of 5 points (1 point per unit), modeling 15 points, plus 5 points each NSPS and NESHAP review, and 75 points for PSD review, with netting or BACT.

f. A new PSD-major facility that is an EGU.

Same as item e above

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.
None

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain. **YES**

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?

Registration fees (filling fee) is due upon receipt of application, the remainder is a general review fee assessed using the fee point system and collected 30 days from application ruled complete date. Applicant receives the ruled complete letter along with a balance due invoice.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.
No

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means? **Administrative – changes approved through our NM Environmental Improvement board and then our SIP is approved through EPA**

Air Quality Program Fees Survey

9. Is there any other information you would like to add regarding your agency's fees? **No**

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees	5,092,197.00	FY14
State Funds	None	None
Federal 105 grant	1,323,685.00	FY14
Federal 103 grant	111,102.00	FY14
Other federal funds - (Border, clean diesel and BLM grant funds)	665,083.00	Border – 9/2012 to 11/2014 Clean diesel – 10/2012 to 9/2014 BLM – 4/2010 to 3/2015
NSR/construction permit fees	1,173,909.00	FY14
Other fees - NSR annual fees	1,487,276.00	FY14
Total	**8,679,343.00**	

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.
    Fee web page
    http://www.nmenv.state.nm.us/aqb/permit/permit_fees.htm
    This page contains is a link to the construction permit fees calculator that allows an applicant to enter the appropriate parameters for their facility to determine the approximate fee for a specific application
    Regulations
    20.2.75 – Construction Permit Fees
    20.2.71 – Operating Fees

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

Points-Based Fee Calculator

20.2.75 NMAC

Permit Number & Site Name			
Engineer Name & Telephone:			
Date of First Invoice:	NA		**Balance Due:** -$500
Date of Second Invoice:	NA		
CPI Adjusted Point Fee	Fee ($/point)	$389 per point	

PERMITTING ACTIONS		Total Points
Technical Complexity	# of Units	
Emission Units -		0
(does not include 202 exempt)	" if present or req'd	
Fugitive Emissions		0
Non-attainment Area		0
Modeling Review		0
Air Toxics	" if present or req'd	
Level 1		0
Level II		
BACT		0
Health Assessment		0
Applicable Regulations	# of app. regs.	
20.2.X NMAC(number of regs)		0
NSPS (number of NSPS)		0
NESHAPs (number of NESHAPS)		0
	"x" if present or req'd	
Case-by-case MACT		0
PSD		
PSD Netting (no other analysis)		0
PSD review, with any netting eval.		0
Other Actions		
General Permit		0
Streamlined (# of Sites)		0
Technical Review		0
TOTAL OTHER ACTIONS		0
Small business or accel review?		
Amount submitted with Applicat	500	
Filing fee (enter 500 or 1000)	500	
Credit/Debits	0	

Non-applicable regulations: (do not count these)		
NMAC Parts	NSPS	NESHAP
1	Subpart A	40 CFR 61 Subpart A
2		40 CFR 61 Subpart M
3		40 CFR 63 Subpart A
5		
7		
8		
60		
70		
71		
72		
73		
74		
75		
77		
78		
79		
80		
82		

COMMENTS:

Total Points		0
Fee	$	-
Small business discount N/A		N/A
Fee (minus filling fee)	$	(500.00)
Credits/Debits	$	-
Balance Due	$	(500.00)
First Invoice Amount:	$	-
Second Invoice Amount:	$	-

DIRECTIONS:

Lines 25, 26, 27 (Applicable Regs): Insert number of applicable regulations using tables above to identify regs

Insert "X" or any symbol for other applicable fee points

Line 12 (Emission Units): Insert number of units - only count those emission units for which there is an applicable requirement in the permit. Do not add any fugitive sources to the total units listed in cell 12B

Line 14 (Fugitive Emissions): If fugitive sources are present that have applicable requirements in the permit, put an "X" in cell 14B

Do not charge for a reg that is not applicable to the current revision.

rev. 12/31/2013

Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: **Elisa Thomas**
   Agency: Ohio EPA, Division of Air Pollution Control (DAPC)
   Email: elisa.thomas@epa.ohio.gov
   Phone: 614-644-3621

   Name: **Chris Nye**
   Agency: Ohio EPA, DAPC Fiscal Officer
   Email: chris.nye@epa.ohio.gov
   Phone: 614-644-3586

2. Does your agency charge any fees that <u>are not</u> Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the <u>fee amount</u> that would be charged or collected, and briefly explain how it was determined.
   ****Ohio permit fees are assessed by individual source (EU) and also by type. For example, Process weight rate; maximum input capacity or process weight rate for specific SIC in pounds per hour. Therefore, without knowing the exact source***

Air Quality Program Fees Survey

in your examples, a fee amount cannot be calculated. For agency fee schedule that includes all Air program fees, please go to http://www.epa.ohio.gov/portals/47/facts/feeschedule.pdf

a. A registration permit with little or no review. ***See Ohio fee schedule***

b. A new facility not subject to Title V or PSD with three emission points. ***See fee schedule***

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination. ***See fee schedule***

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor). ***See fee schedule***

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP. ***See fee schedule***

f. A new PSD-major facility that is an EGU. ***See fee schedule***

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.
   Please see pages 4 through 9 of Ohio EPA Fee Schedule :
   http://www.epa.ohio.gov/portals/47/facts/feeschedule.pdf

- **ASBESTOS**

Asbestos Program

The asbestos program invoices asbestos contractors for notifications and on the amount of asbestos abated when thresholds are greater than or equal to 260 linear feet; 160 square feet; or 35 cubic feet.

- Each notification — $75
- Asbestos removal — $3 per unit (a unit is any combination of linear ft. or sq. ft. equal to 50)
- Asbestos cleanup — $4 per cubic yard

- **Risk Management Plan (RMP)**

Air Quality Program Fees Survey

Risk Management Program (RMP)
Accidental Release Prevention - 112r of Clean Air Act
RMP fees are due annually on September 1, and are based on the regulated substances listed in the latest RMP on file.
$50 Annual Registration Fee plus:
- $65 for propane if the only regulated substance on-site;
- $65 for anhydrous ammonia sold for use as an agricultural ingredient; and
- $200 for all other regulated substances

- **Solid Waste Fee**
  DAPC receives funding generated from the solid waste fee. Municipal solid waste landfills collect and remit to Ohio EPA fees levied on each ton of solid waste disposed. Beginning August 1, 2009, the fee is $4.75 per ton. One dollar per ton of the fee is divided between the Division of Materials and Waste Management (30 percent) and the Division of Environmental Response and Revitalization (70 percent) for hazardous waste management and clean-up activities. One dollar per ton funds Ohio EPA's solid waste, infectious waste and construction demolition debris regulatory programs. $2.50 per ton goes into the Ohio Environmental Protection Fund. The remaining $.25 per ton funds the Ohio Department of Natural Resources (ODNR) Soil and Water Conservation districts. These fees are levied under authority granted by Ohio Revised Code 3734.57(A).

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.
   All fees above are dedicated to the air program with the exception of the municipal solid waste fee, which funds several programs within Ohio EPA. The remaining fees fund the air program, including the activities of Ohio EPA and the Local Air Agencies.

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?
   Emissions fees are invoiced upon emissions report approval. Each facility has a billing contact specified. We do not assess fees at application time for permits.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.
   - ***Yes. Caps are specified in fee schedule.***

Air Quality Program Fees Survey

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means? ***Legislative via budget process.***

9. Is there any other information you would like to add regarding your agency's fees?

   A portion of the monies generated by air pollution control enforcement settlements are also used to fund the air program. These funds are primarily used to enhance permitting activities.

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees	$13,848,757	7-1-12 to 6-30-13
State Funds	$0	
Federal 105 grant: OEPA + Nine LAAs	$6,007,227	10-1-12 to 9-30-13
Federal 103 grant: PM2.5 Grant: OEPA + Nine LAAs Includes $624 517 in In-Kind Goods and Services	$1,987,841	4-1-13 to 3-30-14
Other federal funds: One Time Near Road Grants to OEPA and 2 LAAs	$600,000	2-1-12 to 7-1-14
NSR/construction permit fees Permits To Install	$1,315,753	7-1-12 to 6-30-13
Other Fees: Includes Asbestos, PTO, 112 R, Synthetic Minor and Tipping Fees. Plus Enforcement Collections	$9,407,101	7-1-12 to 6-30-13
Total: Ohio EPA + 9 LAAs	$33,166,679	

Air Quality Program Fees Survey

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

Law for permit and emissions fees: Ohio Revised Code 3745.11
Regulation: Ohio Administrative Code 3745-78
RMP Fees: Accidental Release Prevention - 112r of Clean Air Act
Agency fee schedule: ***http://www.epa.ohio.gov/portals/47/facts/feeschedule.pdf***

****

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

Iowa Department of Natural Resources
P 515.725.9534 | F 515.725.9501 | catharine.fitzsimmons@dnr.iowa.gov
Air Quality Bureau | 7900 Hickman Rd., Ste. 1 | Windsor Heights, IA 50324
www.IowaCleanAir.gov | Air Construction Permit Hotline 877.247.4692

WWW.IOWADNR.GOV

Leading Iowans in Caring for Our Natural Resources.

Fee Schedule

Air Pollution
Community Right-to-Know
Materials and Waste Management
Public Drinking Water
Surface Water
Voluntary Action Program

July 2013

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Air Pollution (Division of Air Pollution Control)

Permit and Registration Fees

Permit-to-install (PTI) fees and registration fees are as follows. Fees are automatically doubled if construction began after July 1, 1993 and before issuance of a PTI. *Source: Ohio Revised Code 3745.11*

Fuel-burning Equipment

Maximum Input Capacity (million BTU/hour)	PTI Issued on or after July 1, 2003
0 to 9 mmBtu per hour	$200
10 to 99 mmBtu per hour	$400
100 to 299 mmBtu per hour	$1,000
300 to 499 mmBtu per hour	$2,250
500 to 999 mmBtu per hour	$3,750
1,000 to 4,999 mmBtu per hour	$6,000
5,000 mmBtu per hour or more	$9,000
NOTE: ORC 3745.11(F)(1) states that "units burning exclusively natural gas, number two fuel oil, or both shall be assessed a fee that is one-half the applicable amount shown in division (F)(1) of this section."	

Combustion Turbines

Maximum Input Capacity (megawatts)	PTI Issued on or after July 1, 2003
0 to 9 megawatts	$25
10 to 24 megawatts	$150
25 to 49 megawatts	$300
50 to 99 megawatts	$500
100 to 250 megawatts	$1,000
Greater than 250 megawatts	$2,000

Incinerators

Input Capacity (pounds per hour)	PTI Issued on or after July 1, 2003
0 to 100 lbs/hr	$100
101 to 500 lbs/hr	$500
501 to 2,000 lbs/hr	$1,000
2,001 to 20,000 lbs/hr	$1,500
More than 20,000 lbs/hr	$3,750
Fees are automatically doubled if construction began after July 1, 1993, and before issuance of a PTI.	

Process Weight Rate

Note: In any process where process weight cannot be determined, the minimum fee shall be assessed.

Process Weight Rate Standard Identification Classification (SIC) Codes	
Major Group 10 - Metal mining	**3281** - Cut stone and stone products
Major Group 12 - Coal mining	**3295** - Minerals and Earth, ground or otherwise treated
Major Group 14 - Mining and quarrying of nonmetallic minerals	**4221** - Grain elevators (storage only)
Industry Group 201 - Grain mill products	**5159** - Farm-related raw materials
2873 - Nitrogen fertilizers	**5261** - Retail nurseries and lawn and garden supply stores
2874 - Phosphatic fertilizers	

Process Weight Rate for SIC Codes (pounds per hour)	PTI Issued on or after July 1, 2003
0 to 10,000 lbs/hr	$200
10,001 to 50,000 lbs/hr	$400
50,000 to 100,000 lbs/hr	$500
100,001 to 20,000 lbs/hr	$600
200,001 to 400,000 lbs/hr	$750
400,001 or more lbs/hr	$900

Process Weight Rate for Other Industries (pounds per hour)	PTI Issued on or after July 1, 2003
0 to 1,000 lbs/hr	$200
1,001 to 5,000 lbs/hr	$500
5,001 to 10,000 lbs/hr	$750
10,001 to 50,000 lbs/hr	$1,000
More than 50,000 lbs/hr	$1,250

Storage Tanks

Gallons (maximum useful capacity)	PTI Issued on or after July 1, 2003
0 to 20,000 gal.	$100
20,001 to 40,000 gal.	$150
40,001 to 100,000 gal.	$250
100,001 to 500,000 gal.	$400
500,001 gal. or greater	$750

Gasoline/Fuel-Dispensing Facilities

For each gasoline/fuel dispensing facility, including all units at the facility, a PTI issued on or after July 1, 2003, is $100. Fees are automatically doubled if construction began after July 1, 1993, and before issuance of a PTI.

Dry Cleaning Facilities

For each dry cleaning facility, including all units at the facility, a PTI issued on or after July 1, 2003, is $100. Fees are automatically doubled if construction began after July 1, 1993, and before issuance of a PTI.

Coal-Mining Facilities

For each mining source or location regulated under *Ohio Revised Code, Chapter 1513*, a PTI is $250. Fees are automatically doubled if construction began after July 1, 1993, and before issuance of a PTI.

Extensions, Modifications and Express Processing

Administrative Modifications

A facility issued a modification to a PTI shall pay a fee equal to one-half of the fee that would currently be assessed to obtain a PTI, not to exceed $2,000 per source. Fees apply to modifications initiated by the owner or operator. Fees are automatically doubled if construction began after July 1, 1993, and before issuance of a PTI.

Chapter 31 Modifications

A facility issued a Chapter 31 modification to a PTI shall pay a fee equal to the fee that would currently be assessed to obtain a PTI. Fees apply to modifications initiated by the owner or operator.

Time Extensions

A facility issued a time extension for a PTI shall pay a fee equal to one-half the originally assessed fee, not to exceed $200.

Express Permit-to-Install Processing

For each source that is registered for express processing under *ORC 3704.037*, a PTI issued on or after July 1, 2003, is $75. Fees are automatically doubled if construction began after July 1, 1993, and before issuance of a PTI.

Asbestos Program

The asbestos program invoices asbestos contractors for notifications and on the amount of asbestos abated when thresholds are greater than or equal to 260 linear feet; 160 square feet; or 35 cubic feet.

- Each notification — $75
- Asbestos removal — $3 per unit (a unit is any combination of linear ft. or sq. ft. equal to 50)
- Asbestos cleanup — $4 per cubic yard

Emission Fees

Title V Facilities

All owners or operators of facilities that are required to apply for and obtain a Title V permit according to *Ohio Administrative Code, Chapter 3745-77*, are required to file Fee Emission Reports annually on April 15. These reports identify the estimated actual emissions for the prior calendar year for the following pollutants: particulate matter, sulfur dioxide, nitrogen oxides, organic compounds and lead. A fee of $25 per ton (adjusted annually based on the Consumer Price Index, using November 1989 as a base year) is assessed based on the total reported emissions (up to 4,000 tons per pollutant).

Synthetic Minor Title V (SMTV Facilities)

SMTV facilities are facilities that are subject to federally enforceable limits on allowable emissions from the facility. These voluntary limits are established to "synthetically" limit the potential to emit below major source thresholds to avoid Title V permitting requirements. All owners or operators of SMTV facilities are required to file SMTV Fee Emission Reports annually on April 15. These reports identify the estimated actual emissions for the prior calendar year for the following pollutants: particulate matter, sulfur dioxide, nitrogen oxides, organic compounds and lead. A fee is assessed based on the following schedule:

Total Tons Per Year of Regulated Pollutants Emitted	Annual Fee Per Facility
Less than 10	$170
10 to 19	$340
20 to 29	$670
30 to 39	$1,010
40 to 49	$1,340
50 to 59	$1,680
60 to 69	$2,010
70 to 79	$2,350
80 to 89	$2,680
90 to 99	$3,020
100 or more	$3,350

Non-Title V Facilities

All owners or operators of facilities that do not qualify as Title V facilities or Synthetic Minor Title V facilities are required to pay a fee based on the sum of actual emissions for the following pollutants: particulate matter, sulfur dioxide, nitrogen oxides, organic compounds and lead. Although this fee is based on reported annual emissions, the reporting and assessment of fees is administered every two years. The non-title V fee report is due by April 15 of each reporting year (bi-annually) and is assessed for each of the two years identified in the report according to the following schedule:

Reported Annual Emissions from January 1, 2004 to date (ORC 3745.11(D)(2)	
Tons per year	**Annual Fee per Facility**
0 to 9	$100
10 to 49	$200
50 to 99	$300
100 or more	$700

Community Right-to-Know (Division of Air Pollution Control)

Hazardous Chemical Inventory Reporting

"312" Emergency Planning and Community Right-to-Know Reporting Facilities subject to the Occupational Safety and Health Administration's (OSHA) Hazard Communication Standard, regardless of size and number of employees, must report the identity(ies), storage location(s) and volume amount(s), and submit a facility map involving those hazardous substance(s) stored or used in quantities of 10,000 pounds or more. For the designated 360 extremely hazardous substances, the trigger quantity for reporting is the assigned threshold quantity or 500 pounds, whichever is less. Chemical inventory filing fees are due March 1 of each year for the preceding calendar year.

Chemical Inventory Filing Fee

Manufacturing/Non-Manufacturing Sectors	Oil & Gas Extraction/Storage Sites
• Base — $150 • Additional $20 per hazardous substance reported • Additional $150 per extremely hazardous substance reported	• Base — $50 for up to 25 facilities • Additional $10 for each facility beyond 25
The fee cap for each facility is $2,500. Fees received after March 31 will be assessed a 10 percent late penalty. Credit is available to those who paid a "Right-to-Know" fee to a city as a result of a grandfathered local law or ordinance.	The fee cap for each company is $900. Fees received after March 31 will be assessed a 10 percent late fee. Credit is available to those who paid a "Right-to-Know" fee to a city as a result of a grandfathered local law or ordinance.

Toxic Chemical Release Reporting

Manufacturing facilities that employ at least 10 people are required to estimate the amounts of any of approximately 300 toxic chemicals they release to the environment if those chemicals are used in amounts over specified quantities. Reporting forms and fees are due on July 1 each year. A 15 percent late fee is assessed for forms submitted after August 1.

- Base — $50 per facility
- Additional $15 for each Form R submitted (maximum of $500)
- Additional late fee of 15 percent after August 1

Risk Management Program (RMP)

Accidental Release Prevention - 112r of Clean Air Act

RMP fees are due annually on September 1, and are based on the regulated substances listed in the latest RMP on file.

$50 Annual Registration Fee plus:

- $65 for propane if the only regulated substance on-site;
- $65 for anhydrous ammonia sold for use as an agricultural ingredient; and
- $200 for all other regulated substances

Solid Waste (Division of Materials and Waste Management)

State Solid Waste Disposal

Municipal solid waste landfills collect and remit to Ohio EPA fees levied on each ton of solid waste disposed. Beginning August 1, 2009, the fee is $4.75 per ton. One dollar per ton of the fee is divided between the Division of Materials and Waste Management (30 percent) and the Division of Environmental Response and Revitalization (70 percent) for hazardous waste management and clean-up activities. One dollar per ton funds Ohio EPA's solid waste, infectious waste and construction demolition debris regulatory programs. $2.50 per ton goes into the Ohio Environmental Protection Fund. The remaining $.25 per ton funds the Ohio Department of Natural Resources (ODNR) Soil and Water Conservation districts. These fees are levied under authority granted by *Ohio Revised Code 3734.57(A)*.

Construction and Demolition Debris Disposal

Municipal solid waste landfills and construction and demolition debris landfills collect and remit fees on the disposal of construction and demolition debris. The fee is remitted to the licensing authority of the facility, which can be either Ohio EPA or a local health department.

The fee is $1.60 per ton ($0.80 per cubic yard) for C&DD waste disposed at a solid waste landfill. The fee is $1.70 per ton ($0.85 per cubic yard) for C&DD waste disposed at a C&DD landfill.

The fee is divided as follows:

- $0.75 per ton funds the DMWM recycling and litter prevention program at Ohio EPA;
- $0.25 per ton funds soil and water conservation districts;
- $0.60 per ton is split between the local health department (if it serves as the licensing authority), Ohio EPA's C&DD program and possibly the local county and host municipality (depending on whether they take action to appropriate a portion of the fee);
- $0.10 per ton (collected only on waste disposed in C&DD landfills) funds ground water monitoring at C&DD landfills that historically have not had adequate ground water monitoring systems.

Source: Ohio Revised Code 3714.07 and 3714.073

Annual License

Each license application must be accompanied by a $100 non-refundable license application fee. This fee is credited to the approved board of health or the state General Revenue Fund (GRF) if the board of health does not have an Ohio EPA-approved solid waste program. This application fee will be deducted from the license fee upon issuance of the license. This credit will be shown on the license fee statement.

Source: Ohio Revised Code 3734.05 and 3734.06

Landfills

The following shall pay a $5,000 annual license fee regardless of the daily waste limit:

- facilities owned by the generator of solid wastes when the facility exclusively disposes of solid wastes generated on one or more premises owned by the generator, regardless of where the facility is located; and
- facilities exclusively disposing of wastes that are generated from the combustion of coal that is not combined with garbage.

Authorized Maximum Daily Waste Receipt (tons)	Annual License Fee
100 or less	$5,000
101 to 200	$12,500
201 to 500	$30,000
501 or more	$60,000

If no authorized maximum daily waste receipt is set as defined in *Ohio Revised Code 3734.06(A)(1)*, the annual license fee is $60,000. The approved board of health retains $2,500 (or the entire amount of any license fee that is less than $2,500) and transmits the remainder of the fee to Ohio EPA, who in turn must transmit the money to the state General Revenue Fund (GRF).

Solid Waste Incinerators

The annual license fee is one-half the amount for landfills (see table on page 9), and is divided between the state GRF and an approved local board of health in the same way as for landfills.

Transfer Stations

The annual license fee is $750. The approved board of health retains the entire amount.

Composting Facilities

Class I and Class II composting facilities require a license. See *epa.ohio.gov/dsiwm/pages/compstpro.aspx* for a description of the various classes.

Authorized Maximum Daily Waste Receipt (tons)	Annual License Fee
12 or less	$300
13 to 25	$600
26 to 50	$1,200
51 to 75	$1,800
76 to 100	$2,500
101 to 200	$6,250
201 to 500	$15,000
501 or more	$30,000

The annual license fee is divided between the State GRF and the local board of health in the same way as for landfills.

Infectious Waste Treatment Facilities (excluding incineration)

Authorized Maximum Daily Waste Receipt (tons)	Annual License Fee
100 or less	$5,000
101 to 200	$12,500
201 to 500	$30,000
501 or more	$60,000

If no average daily waste receipt is set as explained in *Ohio Revised Code 3734.06(C)(1)*, then the annual license fee is $60,000. The approved board of health retains $2,500 (or the entire amount of any license fee that is less than $2,500) of the fee and the remainder of the fee is transmitted to Ohio EPA, who in turn must transmit the money to the state GRF.

Infectious Waste Incinerators

The annual license fee is one-half the amount for infectious waste treatment facilities (see table above).

Scrap Tire Facilities

Each license application must be accompanied by a $100 non-refundable license application fee, unless the application is for a scrap tire collection or storage facility owned or operated by a licensed motor vehicle salvage dealer. Motor vehicle salvage dealers licensed under Chapter 4738 of the Ohio Revised Code are exempted from the application fee for a license to operate a scrap tire collection or storage facility. This fee is credited to the approved board of health to pay for its inspection costs, or if the board is not approved, to the state Scrap Tire Management Fund to pay for financial assistance to scrap tire recycling facilities, research tire recycling technologies, abatement of scrap tire accumulations and the scrap tire regulatory program. This application fee will be deducted from the license fee upon issuance of the license. A credit will be shown on the license fee statement. *Source: Ohio Revised Code 3734.81 and 3734.82*

Scrap Tire Recovery Facilities

Daily Design Input Capacity (tons)	Annual License Fee
1 or less	$100
2 to 25	$500
26 to 50	$1,000
51 to 100	$1,500
101 to 200	$2,500
201 to 500	$3,500
501 or more	$5,500

The approved board of health retains the entire fee. If the board is not approved, the director transmits the fee to the state Scrap Tire Management Fund.

Scrap Tire Monofill or Monocell Facilities

Authorized Maximum Daily Waste Receipt (tons)	Annual License Fee
100 or less	$5,000
101 to 200	$12,500
201 to 500	$30,000
501 or more	$60,000

The approved board of health retains $15,000 of any license fee from a monofill or monocell facility, or the entire fee if less than $15,000. Any portion of the fee in excess of $15,000 is transmitted to the state Scrap Tire Management Fund by Ohio EPA.

If the board is not approved, the director transmits the entire fee to the state Scrap Tire Management Fund.

Scrap Tire Storage Facilities

The license fee for a storage facility shall be $1,000 times the number of acres on which scrap tires are to be stored at the facility during the license year, not to exceed $3,000. If the storage facility is owned or operated by a licensed motor vehicle salvage dealer, the annual license fee is $100. The approved board of health retains the entire fee. If the board is not approved, the director transmits the entire fee to the state Scrap Tire Management Fund.

Scrap Tire Collection Facilities

The annual license fee is $200, or if the collection facility is owned or operated by a licensed motor vehicle salvage dealer, the fee is $50.The approved board of health retains the entire fee.

If the board is not approved, the director transmits the entire fee to the state Scrap Tire Management Fund.

Registration

Infectious Waste Generators and Transporters

One certificate must be obtained for each motor vehicle that originates or terminates shipments in Ohio. Generators already registered are exempt from fees.

Generators of 50 pounds or more of infectious waste per month shall pay a $140 registration certificate fee. The registration certificate is valid for three years and is renewable. One certificate applies to all premises owned or operated by the same generator.

Transporters of infectious waste shall pay a $300 registration certificate fee. The registration certificate is valid for three years and is renewable. One half of each applicable registration fee is returned to the approved local board of health. The other half of each fee is deposited into an Infectious Waste Management Fund, for use by Ohio EPA on infectious waste issues only.

Source: Ohio Revised Code 3734.022

Yard Waste Composting Facilities

There is no registration fee.

Scrap Tire Facilities

Scrap tire facilities of various kinds are required to obtain a registration certificate with a one-time registration fee or a permit, depending on the size of the facility, as specified by Ohio EPA rules. Scrap tire transporters are required to obtain an annual registration with an accompanying fee. Both kinds of registration fees are remitted to Ohio EPA, who transmits the fees to the state Scrap Tire Management Fund, for funding financial assistance to scrap tire recycling facilities, research into scrap tire recycling technologies, abatement of scrap tire accumulations and the scrap tire regulatory program.

Scrap Tire Transporters

With two exceptions, the annual registration fee for scrap tire transporters is $300. If the transporter is a licensed motor vehicle salvage dealer transporting only tires obtained from motor vehicles received by him for salvage, and transported in his own vehicle, there is no registration fee. The fee is $50 for scrap tire transporters who are also tire retail dealers or retreaders.

Source: Ohio Revised Code 3734.83

Scrap Tire Collection Facilities

The fee for a registration certificate for a scrap tire collection facility is $200, or $25 if the facility is owned or operated by a licensed motor vehicle salvage dealer. Scrap tire collection facilities are required to have a registration certificate under Ohio EPA rules.

Source: Ohio Revised Code, 3734.75 and 3745.11(R)(1)

Scrap Tire Storage Facilities

The fee for a registration certificate for a scrap tire storage facility is $300, or $25 if the facility is owned or operated by a licensed motor vehicle salvaged dealer. Scrap tire storage facilities must have EITHER a registration certificate OR a permit, depending upon the number of tires to be stored. Ohio EPA rules specify which is required for storage facilities of different sizes.

Source: Ohio Revised Code 3734.76 and 3745.11(R)(2)

Scrap Tire Recovery Facilities

The fee for a registration certificate for a scrap tire recovery facility is $100. Scrap tire recovery facilities must have EITHER a registration certificate OR a permit, depending upon the amount of tires to be processed at the facility. Ohio EPA rules specify which is required for recovery facilities of different sizes.

Source: Ohio Revised Code 3734.78 and 3745.11(R)(5)

Wholesale Tire Sales

A fee of $1.00 per tire is levied on the wholesale sale of each tire sold in Ohio. This fee funds Ohio EPA's scrap tire abatement and enforcement program. Some proceeds from the fee are also transferred to the Ohio Department of Natural Resources to fund their scrap tire market development grant program.

Permits

Solid and Infectious Waste

All permit applications must include a non-refundable application fee of $400, except for permit applications for scrap tire storage facilities owned or operated by a licensed motor vehicle salvage dealer, which are exempted from the application fee. This application fee will be deducted from the permit fee upon issuance of a permit. The credit will be shown on the permit fee statement.

Source: Ohio Revised Code 3734.05, 3734.79 and 3745.11(Q) and (R)

Solid waste facility permit fees are credited to the state General Revenue Fund (GRF), except for scrap tire facilities, which are credited to the Scrap Tire Management Fund.

Construction and Demolition Debris Facilities

Permit applications for construction and demolition debris landfills must include an application fee of $2,000. The application fee must be refunded to the person that submitted the application for the permit-to-install not later than six months after a facility that is issued a permit-to-install begins accepting construction and demolition debris for disposal.

Source: Ohio Revised Code 3714.051(C)(4)

Scrap Tire Facilities

Various kinds of scrap tire management facilities are required to have EITHER a permit OR a registration certificate, depending upon the amount of tires handled at the facility, as specified by Ohio EPA rules. The amount of the permit fee is specified in *Ohio Revised Code 3745.11(R)*. The permit fees are remitted to Ohio EPA, who transmits the fees to the state Scrap Tire Management Fund, to pay for financial assistance to tire recycling facilities, research into tire recycling technologies, abatement of scrap tire accumulations, and the scrap tire regulatory program.

Scrap Tire Storage Facilities

The permit fee for a scrap tire storage facility is $1,000, or $50 if the storage facility is owned or operated by a licensed motor vehicle salvage dealer.

Scrap Tire Monofill or Monocell Facilities

The permit fee for a scrap tire monofill or monocell facility is $10 per thousand cubic yards of disposal capacity, or $1,000, whichever is greater, except that the total permit fee for any such facility shall not exceed $80,000.

Scrap Tire Recovery Facilities

The permit fee for a scrap tire recovery facility is $1,000.

Summary of Solid and Infectious Waste Permit Fees

Facility Type	New Facility Fee	Modification Fee (with capacity increase)	Modification Fee (without capacity increase)
Landfill	$10/1,000 cubic yards Minimum $1,000 Maximum $80,000	$10/1,000 cubic yards Minimum $1,000 Maximum $80,000	$1,000
Composting	$1,000	$1,000	$1,000
Solid Waste Incinerator	$1,000	$1,000	$1,000
Transfer Station	$2,500	$2,500	$2,500
Infectious Waste	$1,000	$1,000	$1,000
Incinerator Infectious Waste Treatment Facility	$10/1,000 cubic yards Minimum $1,000 Maximum $80,000	$10/1,000 cubic yards Minimum $1,000 Maximum $80,000	$1,000
Scrap Tire Facilities Requiring Permits [1]			
Storage	$1,000 or $50[2]	$1,000 or $50[2]	$1,000 or $50[2]
Monofill or Monocell	$10/1,000 cubic yards Minimum $1,000 Maximum $80,000	$10/1,000 cubic yards Minimum $1,000 Maximum $80,000	$1,000
Recovery	$1,000	$1,000	$1,000

[1] *Based on the amount of tires handled; a facility may require only registration*

[2] *If owned or operated by licensed motor vehicle salvage operator*

Hazardous Waste (Division of Materials and Waste Management)

Treatment and Disposal

Hazardous Waste Activity	Fee per Ton
Off -site land application or land filling (monthly) [1]	$9.00
Off-site deep well injection (monthly) [2]	$4.50
On-site deep well injection (annually) [2]	$2.00
On-site land application or land filling(annually) [2]	$4.00
Off-site treatment (monthly) [3]	$2.00

[1] *Ohio Revised Code 3734.18(A)(1)*

[2] *Ohio Revised Code 3734.18(A)(2)*

[3] *Ohio Revised Code 3734.18(B)*

Hazardous Waste Permit Application

An application for an Ohio hazardous waste facility Installation and Operation permit or a renewal permit must be accompanied by an application fee of $1,500.

Source: Ohio Revised Code 3734.02(E)

Annual Hazardous Waste Permit

Hazardous Waste Activity	
Storage Facility	**Fee**
Container Storage	$500
Tank Storage	$500
Waste Pile	$3,000
On-site and satellite surface impoundment	$8,000
Off-site surface impoundment	$10,000
Disposal Facility	**Fee**
On-site and satellite deep well injection	$15,000
Off-site deep well injection	$25,000
On-site and satellite landfill	$25,000
Off-site landfill	$40,000
On-site and satellite land application	$2,500
Off-site land application	$5,000
Off-site surface impoundment	$20,000
On-site and satellite surface impoundment	$10,000
Treatment Facility	**Fee**
Tank Treatment	$700
On-site and satellite surface impoundment	$8,000
Off-site surface impoundment	$10,000
On-site and satellite incinerator	$5,000
Off-site incinerator	$10,000
Other treatment units	$1,000

Public Drinking Water (Division of Drinking and Ground Waters)

Operator Certification

Any person applying to the director for examination or certification as an operator of a water supply system or wastewater system under Chapter 6109 or 6111 of the Ohio Revised Code, at the time of application, shall pay a fee according to the schedule shown.

Any person applying to the director for certification as an operator of a water supply system or wastewater system who has passed an exam administered by a director-approved examination provider shall pay a certification fee of $45.

A person shall pay a certification renewal fee every two years for each applicable class of certification according to the schedule shown.

If a certification renewal fee is received by the director more than 30 days but not more than one year after the expiration date of the certification, the person shall pay a certification renewal fee according to the schedule shown.

Exam Fee	
Class A Operator	$80
Class I Operator	$105
Class II Operator	$120
Class III Operator	$130
Class IV Operator	$145
Certification Renewal Fee	
Class A Operator	$25
Class I Operator	$35
Class II Operator	$45
Class III Operator	$55
Class IV Operator	$65
Late Certification Renewal Fee	
Class A Operator	$45
Class I Operator	$55
Class II Operator	$65
Class III Operator	$75
Class IV Operator	$85

A person who requests a replacement certificate shall pay a fee of $25 at the time the request is made.

Any person applying to be an examination provider shall pay an application fee of $500.

Any person designated as an examination provider shall pay an annual fee equivalent to 10% of the fees collected when providing examinations to operators who intend to seek certification in Ohio.

Source: Ohio Revised Code 3745.11

Evaluation and Certification of Laboratories

The following fees shall be charged on a per survey basis for services rendered by the state in the evaluation and certification of laboratories and laboratory personnel for compliance with accepted analytical techniques and procedures established pursuant to Chapter 6109 of the Ohio Revised Code for determining the qualitative characteristics of water.

These fees shall be paid at the time the request for survey is made. An individual laboratory shall not be assessed a fee more than once during a certification (three-year) period. If the laboratory requests the addition of analytical methods or analysts, the laboratory shall pay $1,800 for each additional survey requested.

Organic Chemical	$5,400
Trace Metals	$5,400
Standard Chemistry	$2,800
Limited Chemistry	$1,550
Microbiological:	
• MMO-MUG	$2,000
• MF	$2,100
• MMO-MUG and MF	$2,550

Source: Ohio Revised Code 3745.11

Plan Approval

A person applying for a plan approval for a public water supply system pursuant to Section 6109.07 of the Ohio Revised Code shall pay a fee of $150 plus 0.35 percent of the estimated project cost. The total fee shall not exceed $20,000. The fee shall be paid at the time the application is submitted.

Source: Ohio Revised Code 3745.11

License to Operate

A person applying for a license or license renewal to operate a public water system under Section 6109.21 of the Ohio Revised Code shall pay the appropriate fee at the time of application to the director. Any person who fails to pay the fee at that time shall pay an additional amount that equals 10 percent of the required fee. Fees shall be calculated according to the following schedules.

Source: Ohio Revised Code 3745.11

Community Water Systems	
Number of Service Connections	**Fee Amount**
Not more than 49	$112
50-99	$176
Number of Service Connections	**Avg. Cost Per Connection**
100 to 2,499	$1.92
2,500 to 4,999	$1.48
5,000 to 7,499	$1.42
7,500 to 9,999	$1.34
10,000 to 14,999	$1.16
15,000 to 24,999	$1.10
25,000 to 49,999	$1.04
50,000 to 99,999	$0.92
100,000 to 149,999	$0.86
150,000 to 199,999	$0.80
200,000 or more	$0.76

A public water system may determine how it will pay the total amount of the fee calculated, including the assessment of additional user fees that may be assessed on a volumetric basis.

"Service Connection" means the number of active or inactive pipes, goosenecks, pigtails, and any other fittings connecting a water main to any building outlet.

Non-Transient Non-Community Water System	
Population Served	Fee Amount
Fewer than 150	$112
150 to 299	$176
300 to 749	$384
750 to 1,499	$628
1,500 to 2,999	$1,268
3,000 to 7,499	$2,816
7,500 to 14,999	$5,510
15,000 to 22,499	$9,048
22,500 to 29,999	$12,430
30,000 or more	$16,820

"Population Served" means the total number of individuals receiving water from the water supply during a 24-hour period for at least 60 days during any calendar year. In the absence of a specific population count, that number shall be calculated at the rate of three individuals per service connection.

Transient Non-Community Water System	
Number of Wells Supplying System	Fee Amount
1	$112
2	$112
3	$176
4	$278
5	$568
System designated as using a surface water source	$792

"Number of Wells Supplying System" means those wells (either active or inactive) that are physically connected to the plumbing system serving the public water system.

A public water system designated as using a surface water source shall pay a fee of $792 or the amount calculated using the number of service connections or population served, whichever is higher.

Source: Ohio Revised Code 3745.11

Underground Injection Control

Permit Applications for Class I and Class V Injection Wells

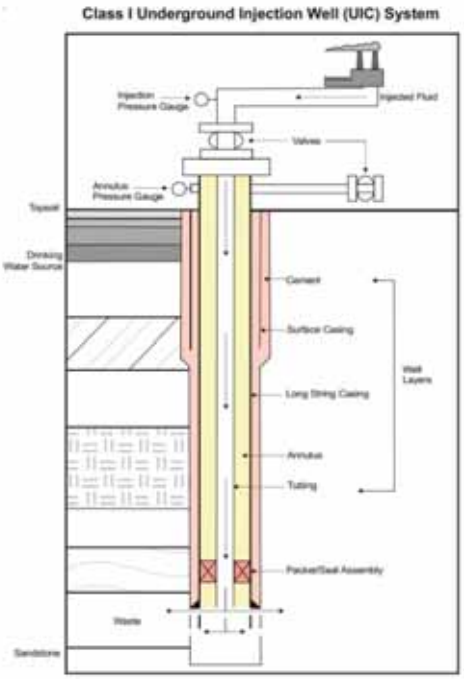
Persons applying for a permit to drill or permit to operate a Class I or Class V injection well shall pay a fee of $2,000 per well. The fee is nonrefundable and shall be paid at the time the application is submitted. Each well must be permitted separately, and application must be made for both a permit to drill and a permit to operate.

Source: Ohio Revised Code 6111.043

Class I Injection Well Permit Modifications

Persons applying for a modification to a Class I permit to operate shall submit a nonrefundable fee of $500 in conjunction with the modification application.

Source: Ohio Revised Code 6111.043



Class I Injection Well Annual Permit Fees

Each person who is issued an injection well operating permit or a renewal of an injection well operating permit for a Class I nonhazardous or commercial hazardous injection well shall pay an annual permit fee of $12,500 per well. Each person who is issued an injection well operating permit or a renewal of an injection well operating permit for a Class I hazardous injection well to dispose of on-site waste shall pay an annual permit fee of $30,000 per well.

For both nonhazardous and hazardous Class I injection wells, these fees are due for each permitted well within 30 days of the issuance of a permit or renewal of a permit, and annually thereafter on or before the anniversary date of the issuance of the permit or permit renewal.

Source: Ohio Revised Code 6111.046

Class I Injection Well Annual Waste Tonnage Fee

The owner or operator of a Class I well used for disposal of non-hazardous waste, as a trustee of the state, shall collect a one dollar per ton fee (up to a maximum of $25,000) levied on the injection of these wastes, pursuant to Ohio Revised Code 6111.047. The individual is required to remit the fee to the director of Ohio EPA upon the anniversary of the date of issuance of the injection well operating permit or permit renewal. If payment is late, the owner or operator shall pay a penalty of 10 percent of the amount of the fee for each month that it is late.

The owner or operator of a Class I well used for disposal of hazardous waste, as a trustee of the state, shall collect tonnage fees for wastes disposed annually. These fees are described on page 5 under the Hazardous Waste Management portion of this brochure.

Source: Ohio Revised Code 3734.18

Surface Water (Division of Surface Water)

Application

The application fee for a permit-to-install, plan approval, or variance is $100. For the issuance of an initial, renewal or modification of an individual National Pollutant Discharge Elimination System (NPDES) permit authorizing a discharge or notice of intent under a general NPDES permit, the application fee is $200*. The application fee for a 401 Water Quality Certification or isolated wetland permit is $200.

Source: Ohio Revised Code 3745.11(S)(1), 3745.113(A), 3745.114 (A)

All application and plan review fees are to be paid at the time the application is submitted.

*Household Sewage Treatment Systems (HSTS) need only pay $100 at the time of NPDES renewal.

Plan Review (Permit-to-Install/Plan Approval)

In addition to the $100 application fee, a person applying for a permit-to-install or plan approval for a wastewater treatment works pursuant to Chapter 6111.44 through 6111.46 of the Ohio Revised Code shall also pay a plan review fee of $100 plus 0.65 percent of the estimated project cost. For example, the fee for a $10,000 project would be $265- $100 application fee + $100 plan review fee + $65 ($10,000 x 0.0065). The total plan review fee shall not exceed $15,000.

Source: Ohio Revised Code 3745.11(L)(2)

NPDES Permit Issuance

A person issued an individual NPDES permit or a renewal of an individual NPDES permit pursuant to Chapter 6111 of the Ohio Revised Code shall pay a fee based on each point source to which issuance is applicable within 15 days of the effective date of the permit according to the following schedule.

Design Flow Discharge	
Gallons Per Day	**Fee**
Less than 1,000	$0
1,001 to 5,000	$100
5,001 to 50,000	$200
50,001 to 100,000	$300
100,001 to 300,000	$525
More than 300,000	$750

The fee for an individual NPDES permit for a coal mining generator regulated under Chapter 1513 of the Ohio Revised Code shall be $250 per mine. The issuance fee for an individual municipal storm water NPDES permit shall not exceed $750.

Source: Ohio Revised Code 3745.11(L)(1).

A person issued a modification of an NPDES permit shall pay a fee equal to one-half the fee that otherwise would be charged for an NPDES permit. The fee for modification shall not exceed $400.

Source: Ohio Revised Code 3745.11(L)(3).

Annual Discharge

A person holding coverage under an individual or general National Pollutant Discharge Elimination System (NPDES) permit issued pursuant to Chapter 6111 of the Ohio Revised Code with an average daily discharge flow greater than or equal to 5,000 gallons per day shall pay a non-refundable fee on January 30 of each year according to the following schedule. Public dischargers identified by "**I**" in the third character of their NPDES permits shall pay a non-refundable fee of $180.

Public Discharger	
Average Daily Discharge Flow	**Fee**
5,000 to 49,999	$200
50,000 to 100,000	$500
100,001 to 250,000	$1,050
250,001 to 1,000,000	$2,600
1,000,001 to 5,000,000	$5,200
5,000,001 to 10,000,000	$10,350
10,000,001 to 20,000,000	$15,550
20,000,001 to 50,000,000	$25,900
50,000,001 to 100,000,000	$41,400
100,000,001	$62,100

Industrial dischargers who are classified as major shall pay a non-refundable surcharge of $7,500. Industrial dischargers identified by **I, J, L, V, W, X, Y** or **Z** in the third character of their NPDES permits shall pay a non-refundable fee of $180.

Source: Ohio Revised Code 3745.11(L)(5)

Industrial Dischargers	
Average Daily Discharge Flow	**Fee**
5,000 to 49,999	$250
50,000 to 250,000	$1,200
250,000 to 1,000,000	$2,950
1,000,001 to 5,000,000	$5,850
5,000,001 to 10,000,000	$8,800
10,000,001 to 20,000,000	$11,700
20,000,001 to 100,000,000	$14,050
100,000,001 to 250,000,000	$16,400
250,000,001	$18,700

Any municipal storm water facility receiving coverage under a general or individual storm water NPDES permit shall pay an annual fee of $100 per square mile of area permitted. This fee shall not exceed $10,000 annually.

Source: Ohio Revised Code 3745.11(L)(6)

Annual Sludge Treatment or Disposal

Any facility that treats or disposes of sewage sludge shall pay an annual fee based upon the dry tons of sludge materials treated or disposed. This fee is in addition to the annual discharge fees outlined previously. Any facility that treats an average of less than 5,000 gallons per day of wastewater is exempt from paying this annual sludge fee. The annual sludge fees are outlined below:

Disposal Method	Fee per Dry Ton [1]	Minimum Fee	Maximum Fee
Sludge incineration	$3.00-$3.50	$100	$5,000
Pre-existing land reclamation	$3.00-$3.50	$100	$5,000
Land application, land reclamation, surface disposal, other	$3.00-$3.50	$100	$20,000

[1] *Fee to be reassessed every two years to allow for maximum fee collected of $600,000 annually.*

Additionally, any facility that treats or disposes of an exceptional quality sludge shall receive a 35 percent reduction in the maximum fee assessed.

Source: Ohio Revised Code 3745.11(Y)

Storm Water General Permit

In addition to the $200 application fee for notices of intent for coverage under the storm water general permit program, the following fees are applicable at the time of submission of the notice of intent.

Source: Ohio Revised Code 3745.11(S)(1)

Program Area	Additional Fee	Maximum Fee
Construction storm water	$20 per acre affected	$300
Industrial storm water	$150	$150

Water Quality Certification

Activities such as construction, mining and erosion control that involve dredging or filling of any waters of the state must be reviewed and receive approval in the form of a 401 water quality certification. In addition to the $200 application fee, applicants applying for a water quality certification shall pay the following review fees:

Resource Impacted	Review Fee
Wetland	$500 per acre
Ephemeral Stream	$5 per linear foot or $200, whichever is greater
Intermittent Stream	$10 per linear foot or $200, whichever is greater
Perennial Stream	$15 per linear foot or $200, whichever is greater
Lake	$3 per cubic yard of dredged or fill material

One half of the applicable review fee is due at the time of application. The remainder shall be paid at the time the director takes an action on the application.

The total review fee paid shall not exceed $25,000 per application. If the applicant is a county, township or municipal corporation in the state, the total certification fee paid shall not exceed $5,000 per application.

401 water quality certification fees do not apply to any agency or department of the state or the U.S. Army Corps of Engineers. Fees established under this section also do not apply to projects authorized under Ohio EPA's general certifications of the U.S. Army Corps of Engineers nationwide permits, or other general permits.

Source: Ohio Revised Code 3745.114

Isolated Wetland Permit

Any person applying for a state isolated wetland permit shall submit an application fee of $200 at the time of application. An additional review fee of $500 per acre of wetland impacted shall also accompany the application with a maximum review fee not to exceed $5,000.

Source: Ohio Revised Code 3745.113

Voluntary Action Program (Division of Environmental Response and Revitalization)

The Voluntary Action Program has established fees (contained in Ohio Administrative Code 3745-300-03) for the issuance various certifications, liability releases (covenants), operation and maintenance review. Voluntary Action Program fees described in *OAC 3745-300-03(B)(6) to (B)(10) and (C)(3)(b)* will increase annually on July 1 by the percentage of increase (if any) from the previous year of the Consumer Price Index [as defined in *OAC 3745-300-01(A)(29)*]. The average annual CPI from 2010 to 2011 increased by 2.8%.

Certifications	
Initial certification of professionals	$2,500
Annual renewal of certified professionals	$2,000
Initial certification of laboratories	$5,000
Annual renewal of certified laboratories	$3,000
Additional certification for analytes/parameter group (labs)	$500

No Further Action (NFA) Letter Fee Schedule	Fee as of July 1, 2011		Fee as of July 1, 2012
NFA includes only a Phase I investigation with no releases identified	$3,120	Plus 2.8%	$3,210
NFA includes only a Phase I investigation with asbestos as the only contaminant identified	$6,570	Plus 2.8%	$6,750
NFA includes both a Phase I and Phase II assessment	$13,370	Plus 2.8%	$13,740
NFA includes both a Phase I and Phase II assessment and an operation and maintenance plan and agreement	$18,500	Plus 2.8%	$19,020
Variance from Applicable Standards	$24,960	Plus 2.8%	$25,660
PAYGO Administrative Processing Fee: fee charged to volunteers submitting a No Further Action letter in request for a covenant not to sue under the Pay-As-You-Go (PAYGO) process.	$1,110	Plus 2.8%	$1,140

Air Quality Program Fees Survey – PADEP Response

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Dean Van Orden
   Agency: Pennsylvania Department of Environmental Protection, Bureau of Air Quality
   Email: dvanorden@pa.gov
   Phone: 717-783-9264

2. Does your agency charge any fees that are not Title V emissions fees? Yes.
(If yes, please proceed to question 3. If no, please skip to question 10.)

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.
      Plan approval application (construction permit): $1,000

   b. A new facility not subject to Title V or PSD with three emission points.

      A Basic Plan Approval Application (construction permit): $1,000

Please note that PADEP's fees are not based on emission points.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.

   NSPS/NESHAP Plan Approval Application (construction permit): $1,700

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).

   PSD Plan Approval Application (construction permit): $22,700

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.

   PSD/NSPS/NESHAP Plan Approval Application (construction permit): $22,700+$1,700 = $24,400

f. A new PSD-major facility that is an EGU.

   PSD Plan Approval Application (construction permit): $22,700

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

   Annual Operating Permit Administration Fee: $750.00

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.

   Yes. The fees are deposited into the Clean Air Fund, a restricted account. The fees are used to support the air quality program.

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?

Payment is due with the application in order to determine administrative completeness of the application.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.

   There are no limits or restrictions on the regulatory fee program.

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?

   To revise the fees, a regulatory amendment is required.

   Is there any other information you would like to add regarding your agency's fees?

   On December 14, 2014, the Title V emission fee was increased to $85 per ton for each ton of a regulated pollutant actually emitted from a Title V facility. The owner or operator is not required to pay an emission fee for emissions of more than 4,000 tons of each regulated pollutant (43 Pa.B. 7268). The Department of Environmental Protection is currently conducting a comprehensive overview of the Air Quality Program Fee Schedule to examine the need for additional regulatory amendments.

   We would appreciate receiving a copy of your final report on state fees. Thank you.

9. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees	$13.5 million	July 2013-June 2014
State Funds	$4.5 Million	July 2013-June 2014
Federal 105 grant	$4.9 Million	Oct 2013-Sept 2014
Federal 103 grant	$800,000	Oct 2013-Sept 2014
Other federal funds		
NSR/construction permit fees	$1.75 Million	July 2013-June 2014
Other fees (Penalties)	$2 Million	July 2013-June 2014
Total		

10. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

    The fees may be viewed at this link:
    http://www.pacode.com/secure/data/025/chapter127/subchapItoc.html

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

Iowa Department of Natural Resources
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Air Quality Bureau | 7900 Hickman Rd., Ste. 1 | Windsor Heights, IA 50324
www.IowaCleanAir.gov | Air Construction Permit Hotline 877.247.4692

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Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Jayme Sadlier
   Agency: Texas Commission on Environmental Quality
   Email: jayme.sadlier@tceq.texas.gov
   Phone: (512) 239-1683

2. Does your agency charge any fees that <u>are not</u> Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

   Yes

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the <u>fee amount</u> that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.
   The majority of the applications that fall under this category have fees that range from $100 up to $900. Some of the fees are dependent on whether the applicant can meet the small business criteria outlined in Texas Government Code §2006.001; which will trigger the $100 fee amount. The $900 fee amount is written in rule for Standard Permit registrations.

b. A new facility not subject to Title V or PSD with three emission points.
Fees can range from $900 up to $75,000 based on estimated capital cost of the project. Specific details are outlined in 30 Texas Administrative Code (TAC) 116.141.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.
Fees can range from $900 up to $75,000 based on estimated capital cost of the project. Specific details are outlined in 30 Texas Administrative Code (TAC) 116.141.

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).
Fees can range from $900 up to $75,000 based on estimated capital cost of the project. Specific details are outlined in 30 Texas Administrative Code (TAC) 116.163.

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.
Fees can range from $900 up to $75,000 based on estimated capital cost of the project. Specific details are outlined in 30 Texas Administrative Code (TAC) 116.163.

f. A new PSD-major facility that is an EGU.
Fees can range from $900 up to $75,000 based on estimated capital cost of the project. Specific details are outlined in 30 Texas Administrative Code (TAC) 116.163.

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

Annual air fees (stationary source);

1) Air Inspection Fee; Texas Health and Safety Code (THSC) §382.062; 30 (TAC) §101.24
2) Air Emissions (Title V) Fee; THSC §382.0621; 30 TAC §101.27

Note: If both the emissions (Title V) fee and inspection fee are applicable, the site is only required to pay the higher fee.

Miscellaneous vehicle fees:
1) Motor Vehicle Safety Inspection Fee
2) Motor Vehicle Emissions Inspection Fee
3) Auto Emission Inspection, On-Board Diagnostic

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.
No, revenue generated by the air program goes into the agency's general revenue (GR) fund. However, revenue from the emissions (Title V) fee is deposited into a GR Dedicated Account named Operating Permit Fees Account. This account was created to segregate the revenue from the emissions (Title V) fee from Clean Air Fees and other GR. The Operating Permit Fees Account funds are dedicated to funding the direct and indirect cost of the Title V program, where traditional GR can be used for multiple purposes.

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?
Air application fees should be submitted at the time the application is submitted. They can be paid via check, wire transfer, money order, or through our electronic e-Pay system.

For the inspection fee and emissions (Title V) fee, an invoice is mailed to the company by the financial office after the self-reported fee basis information has been reviewed and loaded by staff.

The vehicle safety and emissions inspection fees are collected at the time inspections stations purchase inspection stickers that are affixed to windshields of vehicles passing the annual inspection.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.
Yes. The application fees can be flat fees based on authorization type and fees based on estimated capital cost that will not exceed the maximum $75,000.

The air emissions (Title V) fee, a fee is assessed up to a maximum of 4,000 tons per regulated pollutant for each applicable regulated entity. For the air inspection fee, the fee rate is based on an SIC code based fee schedule listed in 30 TAC §101.24(f)

The safety inspection fee is set by state statute (Transportation Code, Sections 548.501 and 548.508). The vehicle emissions inspection fees are authorized by state statute (Texas Health and Safety Code, Section 382.202) and are set by commission rule in 30 Texas Administrative Code §§114.53 and 114.87.

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?

   Fee structure changes would require agency rulemaking that would require approval of the commission and would be available for public comment.

   Air inspection fee is adjusted annually based on the 12-month average of the consumer price index (CPI). Any change beyond the CPI adjustment would require rulemaking.

   Air emissions (Title V) fee is adjusted annually based on the 12-month average of the CPI. The fee is based on the maximum allowable emissions or actual emissions of all regulated pollutants from all individual emissions points or process units at the site. An adjustable base rate also allows further refinement to ensure that the revenue adequately meets the Title V program obligations. The base rate can be adjusted from $25 to $45 per ton administratively. Any other change would require rulemaking and adjusting the 4,000 tons per regulated pollutant cap would require legislative action.

9. Is there any other information you would like to add regarding your agency's fees?

   No

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	Amount	Time Period
Title V fees	$37.9 million	9/1/12-8/31/13
State Funds		
Federal 105 grant	$5.8 million	9/1/12-8/31/13
Federal 103 grant	$2.1 million	9/1/12-8/31/13

Other federal funds	$3.7 million	9/1/12-8/31/13
NSR/construction permit fees	$7.3 million	9/1/12-8/31/13
Other fees (please specify)	$102.7 million	9/1/12-8/31/13
Total	$159.5 million	9/1/12-8/31/13

Other Fees:
Motor Vehicle Safety Inspection Fee - $39.5 million
Motor Vehicle Emissions Inspection Fee - $4.3 million
Auto Emission Inspection, On-Board Diagnostic - $43.3 million
Air Inspection Fees - $10.6 million
Air Permit Renewal Fees - $1.5 million
Air Permit Amendment Fee - $3.5 million

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

This link is for all applicable agency rules:
http://info.sos.state.tx.us/pls/pub/readtac$ext.ViewTAC?tac_view=3&ti=30&pt=1.

Air permitting fee information can be found in Chapters 106 and 116 using the link above.

This link is for the main air permitting web page:
http://www.tceq.texas.gov/permitting/air/air_permits.html.

Air Inspection Fee; Texas Health Safety Code §382.062; 30 Texas Administrative Code §101.24
http://www.tceq.texas.gov/airquality/point-source-ei/air-fees.html

Air Emissions (Title V) Fee; Texas Health Safety Code §382.0621; 30 Texas Administrative Code §101.27 http://www.tceq.texas.gov/airquality/point-source-ei/air-fees.html

Motor Vehicle Safety Inspection Fee; Texas Transportation Code, §§548.501 and 548.508.

Motor Vehicle Emissions Inspection Fee; Texas Health and Safety Code, §382.202 and 30 Texas Administrative Code §§114.53 and 114.87

Auto Emission Inspection, On-Board Diagnostic; Texas Health and Safety Code, §382.202 and 30 Texas Administrative Code §§114.53 and 114.87

http://www.statutes.legis.state.tx.us/Docs/TN/htm/TN.548.htm#548.501
http://www.statutes.legis.state.tx.us/Docs/HS/htm/HS.382.htm#382.202

Air Quality Program Fees Survey

http://info.sos.state.tx.us/pls/pub/readtac$ext.ViewTAC?tac_view=4&ti=30&pt=1&ch=114

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- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

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Air Quality Program Fees Survey

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Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Tamera Thompson
   Agency: Virginia Department of Environmental Quality
   Email: tamera.thompson@deq.virginia.gov
   Phone: 804-698-4502

2. Does your agency charge any fees that are not Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)
   Yes.

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.
   We don't have a registration permit, but if we're asked to conduct an exemption review requiring an official exemption determination/letter we charge $516. If the source is a true/natural minor there is no fee even if a permit is issued.

b. A new facility not subject to Title V or PSD with three emission points.
$516 for a minor NSR pre-construction permit

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.
$516

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).
$7,226

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.
$7,226

f. A new PSD-major facility that is an EGU.
$30,970

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.
Emissions fees, maintenance fees

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.
Yes.

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?
Permit fees are due with the application. An application cannot be deemed complete until the fee is paid.
Emission Fees and Maintenance Fees are billed to the facility by August 1st each year

Air Quality Program Fees Survey

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.
   Emission Fees are capped at 4000 tpy per pollutant

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?
   Legislative change followed by regulatory change

9. Is there any other information you would like to add regarding your agency's fees?
   We started charging application fees and maintenance fees in 2012 to make-up for declining revenue from Title V emissions fees. We anticipate having to re-examine and possible revise the fees again within the next couple of years.

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees	$8.8M	Yearly
State Funds	$1.1M	Yearly
Federal 105 grant	$3.0M	Yearly
Federal 103 grant	$600,000	Yearly
Other federal funds	0	
NSR/construction permit fees	$800,000	Yearly
Other fees (please specify) Maintenance Fees	$1.2M	Yearly
Total	$15.6M	

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

http://www.deq.virginia.gov/Programs/Air/NewFeesUndertheVAAirPollutionControlLaw.aspx

This is a link to our webpage with all the information on our fees and links to the regulations.

Air Quality Program Fees Survey

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

Iowa Department of Natural Resources
P 515.725.9534 | F 515.725.9501 | catharine.fitzsimmons@dnr.iowa.gov
Air Quality Bureau | 7900 Hickman Rd., Ste. 1 | Windsor Heights, IA 50324
www.IowaCleanAir.gov | Air Construction Permit Hotline 877.247.4692

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2014 Air Permit Program Fees

2014 Emission Fee Rate
(for emissions in year 2013, due September 1, 2014)

$59.78 per ton of emissions

2014 Permit Application Fees
(effective January 1, 2014)

Application for:	**2014 Application Fee**
Sources subject to Title V permitting requirements:	-
Major NSR permit	$30,970
Major NSR permit amendment (except administrative)	$7,226
State major permit	$15,485
Minor NSR permit (that is not also a state major permit)	$1,548
Minor NSR permit amendment (except administrative)	$774
Title V permit	$20,647
Title V permit renewal	$10,323
Title V permit modification (except administrative)	$3,613
State operating permit	$7,226
State operating permit amendment (except administrative)	$3,613
Title V General Permit	$516
Sources subject to the requirements of a synthetic minor permit:	-
Minor NSR permit	$516
Minor NSR permit amendment (except administrative)	$258
State operating permit	$1,548
State operating permit amendment (except administrative)	$825

2014 Annual Permit Maintenance Fees:
(due on September 1, 2014)

Stationary Source Type	**2014 Maintenance Fee**
Title V Complex Major Source	$10,323
Title V Major Source	$3,613
Title V Source By Rule	$1,548
Synthetic Minor 80% Source	$1,032

Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Jeff Merrell & Doug Elliott
   Agency: Vermont DEC - Air Quality & Climate Division (AQCD)
   Email: jeff.merrell@state.vt.us & doug.elliott@state.vt.us
   Phone: 802-272-3656 & 802-377-5939

2. Does your agency charge any fees that are not Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.) Yes

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.
   $2,000. This is the base permitting fee. No supplemental fees would be assessed for a simple source like this.

   b. A new facility not subject to Title V or PSD with three emission points.
   $4,000. This is the base fee plus the engineering review supplemental fee.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.
$4,000. This is the base fee plus the engineering review supplemental fee.

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).
$6,000. This is the base fee plus the engineering review supplemental fee and the supplemental fee for observance of a stack test requirement that would likely be required for such a source.

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.
$15,000. This is the major source fee. It is a single fee with no supplemental fees.

f. A new PSD-major facility that is an EGU.
$15,000. This is the major source fee. It is a single fee with no supplemental fees.

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc. Annual Registration Fees are assessed for stationary facilities emitting greater than 5 tons of air pollution annually. For details on the registration program & current fee structure, see http://www.anr.state.vt.us/air/Planning/htm/PointSourceRegistration.htm and http://www.leg.state.vt.us/docs/2012/Acts/ACT161.pdf
Also since 1994, a $1 fee has been assessed to motor vehicle registrations under authority of 3 V.S.A. §2822(m). The fee provides funding for the AQCD's hazardous air contaminant (aka "air toxics") monitoring program required by 10 VSA §575 and the AQCD's mobile sources program

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.
Yes. These fees are restricted by statute to the Air Program.

Air Quality Program Fees Survey

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client? For #3 (Permitting Fees), the base fee is due with the application for minor sources and the full major source fee is due with the major source application. Supplemental fees for minor sources are billed and due prior to issuance of the final permit. Base fees are nonrefundable. For #4 (Registration Fees), throughput and/or emissions data are provided by each registered facility in the winter/spring of each year. The data are processed & reviewed by the AQCD, and a summary of emissions and applicable fees are sent along with an invoice upon completion of our review.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits. For #3 (Permitting Fees) the maximum fee for a minor source triggering all supplemental fees would be $10,500 and the one fee for a major source is $15,000. For #4 (Registration Fees), per http://www.leg.state.vt.us/docs/2012/Acts/ACT161.pdf *"...Where the sum of a source's emission of these contaminants is greater than ten tons per year, provided that a plant producing renewable energy as defined in 30 V.S.A. § 8002 shall pay an annual fee not exceeding $64,000.00."*

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means? Changes to Permitting Fees and Registration Fees in #3 and #4 require legislative action.

9. Is there any other information you would like to add regarding your agency's fees?

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	Amount	Time Period
Title V fees	See registration fees below	
State Funds		
Federal 105 grant	~1mm	year
Federal 103 grant	~260,000	year
Other federal funds		
NSR/construction permit fees	~50,000	year

Other fees (please specify)	Annual Stationary Source Registration: Non Title V Criteria Air Pollutant (CAP) fees per lb = $175,000; Non Title V CAP surcharge for facilities over 10tons = $112,500; Title V CAP fees per lb = $208,000; Title V CAP Surcharge = $24,000; Toxic Process Fee per lb = $74,000; Toxic Combustion Fee = $53,000 (TOTAL approx. $645,000) $1 Annual Motor Vehicle Emissions Fee on vehicle registrations = approx. $600,000	Based on CY 2012 registration emissions data. Fees were collected in spring 2013. Annual average
Total		

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

http://www.leg.state.vt.us/statutes/sections.cfm?Title=10&Chapter=023

http://www.anr.state.vt.us/air/

http://www.anr.state.vt.us/air/htm/AirRegulations.htm

http://www.anr.state.vt.us/dec/permits.htm#permitlist

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

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Air Quality Bureau | 7900 Hickman Rd., Ste. 1 | Windsor Heights, IA 50324

Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Crystal Rau
   Agency: Washington Dept of Ecology
   Email: crystal.rau@ecy.wa.gov
   Phone: (509) 329-3595

2. Does your agency charge any fees that are not Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.) Yes

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.

      We do not have a "registration" permit. Our annual registration program fee levels depend on complexity and emissions reported and run from $450 to ~$4000.

b. A new facility not subject to Title V or PSD with three emission points.

A new facility that includes an air contaminant source would be required to apply for a minor NSR permit – application fees start at $1500 or $10,000, depending on complexity of project which will cover 16 hours and 106 hours of permit review, respectively. For reviews that exceed the "base" hours, we charge $95 / hr for each additional review hour prior to issuing the permit.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.

See answer to b. above.

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).

See answer to b. above

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.

Major modification $15,000 (up to 158 hours, $95/hr after)
Other PSD revisions $7500 (up to 79 hours, $95/hr after)

f. A new PSD-major facility that is an EGU.

New PSD $15,000

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

Annual registration fee listed in #3a above.

Fee Information

Air Quality Program Fees Survey

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.

   They are dedicated to the air program.

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?

   Fees for minor and major NSR permits are collected with the application, and if the review takes more than the "base" hours associated with the specific application fee, the applicant is invoiced $95/hr for every hour of review over the "base" hours. The invoice must be paid before the final permit is issued.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.

   No.

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?

   Legislative approval, then rule-making.

9. Is there any other information you would like to add regarding your agency's fees?

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees	$1.5 million	annually
State Funds		
Federal 105 grant		
Federal 103 grant		
Other federal funds		
NSR/construction permit fees	Average $250k	Annually
Other fees (please specify)	$300k - registration	Annually

Air Quality Program Fees Survey

Total		

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.
    Title V fees https://fortress.wa.gov/ecy/publications/publications/173401.pdf
    NSR and Registration fees
    https://fortress.wa.gov/ecy/publications/publications/173455.pdf

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

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Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Sheralynn Stach
   Agency: Wisconsin Dept. of Natural Resources, Air Program
   Email: Sheralynn.Stach@wisconsin.gov
   Phone: 608-264-6292

2. Does your agency charge any fees that <u>are not</u> Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

   Yes

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the <u>fee amount</u> that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.

      The registration operation permit, as implemented in Wisconsin, is charged an annual fee of $400. There is no fee for reviewing applications for coverage under the current registration permit program. The amount was set by the Wisconsin Legislature.

The DNR does have authority to issue Registration Construction Permits (RCP) though we have not done so at this time. If we were to issue a RCP, then, for projects at part 70 sources, we would charge a $1500 non-refundable fee for review of an application for coverage under that RCP.

b. A new facility not subject to Title V or PSD with three emission points.

There would be a new source review (or construction permit) fee for the issuance of the construction permit. With the limited information provided, the fee would be $11,400. A listing of commonly applied construction permit fees is located on http://dnr.wi.gov/topic/airpermits/options.html. To review the information on the link, select the Construction tab (2nd from left) and scroll down to Fees.

Fee calculations:

$3000 (basic fee) + [$800/basic emission unit review fee (beu) x 3 beus] + [$2500 (first pollutant stack tested) + ($1250/additional pollutant stack tested x 2 additional pollutants tested)] + $1000 (detailed modeling) = $11,400

Assumptions made/other information:

- 3 emission points => 3 emissions units.
- Each basic emissions unit is reviewed separately (this fee is charged for 2 or more reviews, each review may include one or more basic emissions units.)
- The source emits 3 pollutants each needing a stack test to demonstrate compliance with emission limits. This fee is charged per pollutant, not per stack, and the total stack test fee is capped at $6000. If DNR later finds some or all of the tests are not required, then it must refund the fees that were charged in the permit.
- A detailed modeling is needed.
- The source did not request an expedited review ($5000 for a minor source review).
- The emission units are either not VOC sources or are VOC sources that do not require case-by-case determination of latest available control technology (LACT) ($600 for each separate LACT review).
- An environmental analysis is not required ($1500 for an environmental analysis; might be required in future as a result of recent changes to ch. NR 150 Environmental Analysis and Review Procedures rule).

- Source is not subject to a hazardous air pollutant limit of ch. NR 445, Wis. Adm. Code ($1,000; Wisconsin's HAP regulations).
- A public hearing was not requested by the source ($1500; only if requested by the source).
- The source is not a medical waste incinerator ($3500).

After the facility is built, an operation permit would be issued. Since the source is not subject to Title V, it would depend on what type of Non Title V permit was issued. The Non Title V fee would be $4,100 annually for a synthetic minor permit with potential to emit of 80 tons or more of the 100 ton threshold (SM80) or $400 for all other Non Title V sources that have permits other than a SM80).

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.

There would be a new source review (or construction permit) fee for the issuance of the construction permit. With the limited information provided, the fee would be $12,400. A listing of commonly applied construction permit fees is located on http://dnr.wi.gov/topic/airpermits/options.html.

Fee calculations:

$3000 (basic fee) + [$800/basic emission unit review fee (beu) x 3 beus] + [$2500 (first pollutant tested) + ($1250/additional pollutant tested x 2 additional pollutants tested)] + $1000 (detailed modeling) + $1000 (NESHAP) = $12,400

Assumptions made/other information:

- 3 emission points => 3 emissions units.
- Each basic emissions unit is reviewed separately (this fee is charged for 2 or more reviews. Each review may include one or more basic emissions units.)
- The source emits 3 pollutants each needing a stack test to demonstrate compliance with emission limits. This fee is charged per pollutant, not per stack, and the total stack test fee is capped at $6000. If DNR later finds some or all of the tests are not required, then it must refund the fees that were charged in the permit.
- A detailed modeling is needed.
- The NESHAP limit is set under chs. NR 446 to NR 469. The fee is not charged if the NESHAP is not part of Wis. Adm. Code ($1,000).

- The source did not request an expedited review ($5000 for a minor source review).
- The emission units are either not VOC sources or are VOC sources that do not require case-by-case determination of latest available control technology (LACT) ($600 for each separate LACT review).
- An environmental analysis is not required ($1500 for an environmental analysis; might be required in future as a result of recent changes to ch. NR 150).
- Source is not subject to a hazardous air pollutant limit of ch. NR 445, Wis. Adm. Code ($1,000; Wisconsin's HAP regulations).
- A public hearing was not requested by the source ($1500; only if requested by the source).
- The source is not a medical waste incinerator ($3500).

After the facility is built, an operation permit would be issued. Since the source is not subject to Title V, it would depend on what type of Non Title V permit was issued. The Non Title V fee would be $4,100 annually for a synthetic minor permit with potential to emit of 80 tons or more of the 100 ton threshold (SM80) or $400 for all other Non Title V sources that have permits other than a SM80).

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).

There would be a new source review (or construction permit) fee for the issuance of the construction permit. With the limited information provided, the fee would be $19,400. A listing of commonly applied construction permit fees is located on http://dnr.wi.gov/topic/airpermits/options.html.

Fee calculations:

$7500 (basic fee for an existing major source) + [$800/basic emission unit review fee (beu) x 3 beus] + [$2500 (first pollutant tested) + ($1250/additional pollutant tested x 2 additional pollutants tested)] + $1000 (detailed modeling) + $3500 (synthetic minor limit) = $19,400

Assumptions made/other information:

- 3 emission points => 3 emissions units.

- Each basic emissions unit is reviewed separately (this fee is charged for 2 or more reviews. Each review may include one or more basic emissions units.)
- The source emits 3 pollutants each needing a stack test to demonstrate compliance with emission limits. This fee is charged per pollutant, not per stack, and the total stack test fee is capped at $6000. If DNR later finds some or all of the tests are not required, then it must refund the fees that were charged in the permit.
- A detailed modeling is needed.
- The $3,500 synthetic minor fee is NOT per pollutant, it's charged if one or more limits are included in the permit to keep the source or the project a minor source or minor modification.
- The source did not request an expedited review ($5000 for a minor source review).
- The emission units are either not VOC sources or are VOC sources that do not require case-by-case determination of latest available control technology (LACT) ($600 for each separate LACT review).
- An environmental analysis is not required ($1500 for an environmental analysis; might be required in future as a result of recent changes to ch. NR 150).
- Source is not subject to a hazardous air pollutant limit of ch. NR 445, Wis. Adm. Code ($1,000; Wisconsin's HAP regulations).
- A public hearing was not requested by the source ($1500; only if requested by the source).
- The source is not a medical waste incinerator ($3500).

The fees for existing Title V sources are listed on http://dnr.wi.gov/topic/AirPermits/AnnualFee.html. Based on our new fee structure, more information on the scenario would need to be provided to estimate the fee.

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.

There would be a new source review (or construction permit) fee for the PSD modification. With the limited information provided, the fee would be $44,400. A listing of commonly applied construction permit fees is located on http://dnr.wi.gov/topic/airpermits/options.html.

Fee calculations:

Air Quality Program Fees Survey

$12,000 (basic fee for a major modification) + [$800/basic emission unit review fee (beu) x 3 beus] + [$2500 (first pollutant tested) + ($1250/additional pollutant tested x 2 additional pollutants tested)] + $4500 (detailed modeling for major modification) + $1000 (NESHAP) + $1500 (environmental analysis) + [$4500/BACT determination x 4 BACT determinations] = $44,400

Assumptions made/other information:

- The source is not located in a non-attainment area.
- 3 emission points => 3 emissions units.
- Each basic emissions unit is reviewed separately (this fee is charged for 2 or more reviews. Each review may include one or more basic emissions units.)
- A netting analysis (net emissions increase) is not required ($5,000).
- The source emits 3 pollutants each needing a stack test to demonstrate compliance with emission limits. This fee is charged per pollutant, not per stack, and the total stack test fee is capped at $6000. If DNR later finds some or all of the tests are not required, then it must refund the fees that were charged in the permit.
- Since there are 3 pollutants being emitted, there will be 3 BACT determinations plus an additional one for visible emissions (VE) for a total of 4 BACT determinations.
- A detailed modeling for a major modification is needed.
- The source did not request an expedited review ($7500 expedited review fee for a major source review if the permit is issued within 60 days from receipt of a complete application; $4000 if issued within 61 and 90 days).
- The emission units are not VOC sources; or are VOC sources and are subject to BACT; or are VOC sources that do not require case-by-case determination of latest available control technology (LACT) ($600 for each separate LACT review).
- Since this is a major PSD modification, an environmental analysis is required ($1500).
- Case-by-case MACT determination is not required.
- The NESHAP limit is set under chs. NR 446 to NR 469. The fee is not charged if the NESHAP is not part of Wis. Adm. Code ($1,000).
- Source is not subject to a hazardous air pollutant limit of ch. NR 445, Wis. Adm. Code ($1,000; Wisconsin's HAP regulations).
- A public hearing was not requested by the source ($1500; only if requested by the source).
- The source is not a medical waste incinerator ($3500).

After the modifications are installed, the operation permit would be updated and the annual fees would be adjusted accordingly. The fees for existing Title V sources are listed on http://dnr.wi.gov/topic/AirPermits/AnnualFee.html. Based on our new fee structure, more information on the scenario would need to be provided to estimate the fee.

f. A new PSD-major facility that is an EGU.

There would be a new source review (or construction permit) fee for the issuance of the construction permit. With the limited information provided, the fee would be $64,000. A listing of commonly applied construction permit fees is located on http://dnr.wi.gov/topic/airpermits/options.html.

Fee calculations:

$16,000 (basic fee for a major source) + [$6000 ($2500 first pollutant tested + $1250/additional pollutant tested, capped at $6000)] + $4500 (detailed modeling for major modification) + $1500 (environmental analysis) + [$4500/BACT determination x 8 BACT determinations] = $64,000

Assumptions made/other information:

- The source is not located in a non-attainment area.
- Since no information on the fuel used is available, assuming this is a natural gas fired unit with low sulfur diesel fuel backup. The pollutants expected that are subject to BACT are PM/PM10/PM2.5, NOx, CO, SO2, organic compounds (VOC), sulfuric acid mist (H_2SO_4), GHG, opacity.
- A case-by-case MACT determination is not required since there is a MACT for EGUs burning solid and liquid fuels. This MACT is also not applicable to EGUs that combust natural gas for more than 15.0 percent of the annual heat input during any calendar year and in this case distillate fuel is assumed to be the backup fuel.
- The source is required to stack test PM, PM10, PM2.5, NOx, CO, SO2, and opacity to demonstrate compliance with emission limits. This fee is charged per pollutant, not per stack, and the total stack test fee is capped at $6000. If DNR later finds some or all of the tests are not required, then it must refund the fees that were charged in the permit.
- A detailed modeling for a major modification is needed.
- The source did not request an expedited review ($7500 expedited review fee for a major source review if the permit is issued within 60 days from receipt of a complete application; $4000 if issued within 61 and 90 days).

- Since this is a major PSD source, an environmental analysis is required ($1500).
- Source is not subject to a hazardous air pollutant limit of ch. NR 445, Wis. Adm. Code ($1,000; Wisconsin's HAP regulations).
- A public hearing was not requested by the source ($1500; only if requested by the source).

After the facility is built, an operation permit would be issued. The fees for existing Title V sources are listed on http://dnr.wi.gov/topic/AirPermits/AnnualFee.html. Based on our new fee structure, more information on the scenario would need to be provided to estimate the fee.

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

   - Title V Fees (annually): http://dnr.wi.gov/topic/AirPermits/AnnualFee.html
   - Non Title V Fees (annually): $4,100 for SM80 source; $400 for non-SM80 sources (includes registration permit, general operation permits, synthetic minors, natural minors).
   - Asbestos Fees (abatement notice): http://dnr.wi.gov/topic/Demo/Asbestos.html
   - Refrigerant Recovery Program (aka CFC) Fees (annually): Transporters: $75 fee plus $25 for each vehicle expected to be used for safe transport during the coming year. Salvagers: $250 or $125 if the operation is already registered with the WI Dept. of Agriculture, Trade and Consumer Protection.

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.

   Primarily, yes. However, the WI statutes provide for Title V funding in other parts of the WI DNR that provide support to the Title V program (e.g., Environmental Enforcement, Small Business Environmental Assistance Program, Small Business Ombudsman). This is a small amount of the total budget.

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?

   Title V – source billed annually in May
   Non Title V – source billed annually in May

Air Quality Program Fees Survey

New Source Review – $7500 initial application fee required with the application; source is billed for the final permit fee upon issuance of permit. The application fee is applied toward total bill. If the bill is less than application fee paid, the difference is refunded.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.

   Title V:
   - All fees apply based on the source's preceding calendar year information
   - Emission fee is capped at 5,000 tons per pollutant
   - EGU fee only applies to any electric generating source with the primary purpose to generate electricity that is not publicly owned and included a coal fired generating unit
   - NSPS fee applies to sources subject to regulation under 42 USC 7411 or 7429(a)
   - PSD/NAA fee applies to sources that were subject to a major source construction permit requirement necessary to implement the requirements of 42 USC 7470 to 7492 or 42 USC 7501 to 7515
   - Stack test fees charged for construction permits are $2500 for the first pollutant tested, $1250 for each additional pollutant tested, with total stack test fee capped at $6000.

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?

   Title V – legislative
   Non Title V – legislative
   New Source Review – administrative
   Asbestos – administrative if under caps set in statute. Legislative to change caps.
   Refrigerant Recovery Program – administrative

9. Is there any other information you would like to add regarding your agency's fees?

   We would be willing to have a short conversation with the Iowa Dept. of Natural Resources to discuss other fee information we have already prepared, if it would be of help.

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	Amount	Time Period

Air Quality Program Fees Survey

Title V fees	$5,280,590	07/01/12 – 06/30/13
State Funds	$1,556,900	07/01/12 – 06/30/13
Federal 105 grant	$3,287,338	10/01/12 – 09/30/13
Federal 103 grant (PM2.5, NATTS)	$965,194	Varying grant timeframes
Other federal funds	$1,684,516	08/01/12 – 07/01/13
NSR/construction permit fees	$2,205,800	07/01/12 – 06/30/13
Other fees (please specify) Non Title V Asbestos Refrigerant Recovery Other grants	 $1,092,132 $698,674 $160,460 $210,486	07/01/12 – 06/30/13
Total	$17,142,090	

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

    http://dnr.wi.gov/topic/AirPermits/,
    http://docs.legis.wisconsin.gov/statutes/statutes/285/VII/69,
    http://dnr.wi.gov/topic/AirPermits/AnnualFee.html
    http://docs.legis.wisconsin.gov/code/admin_code/nr/400/410,
    http://dnr.wi.gov/topic/airpermits/options.html
    http://dnr.wi.gov/topic/Demo/Asbestos.html
    http://dnr.wi.gov/topic/airquality/refrigerants.html

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

Iowa Department of Natural Resources
P 515.725.9534 | F 515.725.9501 | catharine.fitzsimmons@dnr.iowa.gov
Air Quality Bureau | 7900 Hickman Rd., Ste. 1 | Windsor Heights, IA 50324
www.IowaCleanAir.gov | Air Construction Permit Hotline 877.247.4692

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Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

Name: Stephanie Hammonds
Agency: WVDEP – Division of Air Quality
Email: Stephanie.E.Hammonds@wv.gov
Phone: 304 926 0499, ext. 1234

2. Does your agency charge any fees that are not Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

Yes.

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.

   Class I General Permit registrations, $250 (emergency generators).
   Class II General Permit registrations, $500 (natural gas production facilities, emergency generators at major facilities, concrete batch plants,

nonmetallic minerals processing plants, natural gas compressor station, hot mix asphalt plants, coal preparation plants).

b. A new facility not subject to Title V or PSD with three emission points.

Construction, $1,000.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.

Construction, $1,000 plus $1,000 (NSPS) plus $2,500 (NESHAP).

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).

Modification, $1,000.

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.

Modification, $5,000 plus $1,000 (NSPS) plus $2,500 (NESHAP).

f. A new PSD-major facility that is an EGU.

Construction, $10,000 plus $1,000 (NSPS) plus $2,500 (NESHAP).

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

Annual Certificate to Operate fee based upon the facility/source category, $200-$10,000.

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.

Yes.

Air Quality Program Fees Survey

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?

   For permit application fees, payment is due at the time the application is submitted. For Certificate to Operate fees, facilities/sources are sent an application on July 1 of each year which must be returned by July 31 with payment. Failure to pay on or before the due date results in a penalty of 5% of the fee for each month the payment is overdue.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.

   Fees are prescribed by state rules.

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?

   Legislative.

9. Is there any other information you would like to add regarding your agency's fees?

   We had to raise our Title V emission fee per ton by 25 % in FY2011 to make up for about 1 million dollar revenue shortfall. We are trying to raise them again by about 40% more to keep the program self-sustaining but must get state legislature approval.

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	Amount	Time Period
Title V fees	$ 5,374,911	FY 2013 (7/1/12-6/30/13)
State Funds	$ 266,861	FY 2013 (7/1/12-6/30/13)
Federal 105 grant	$ 1,813,217	FY 2013 (7/1/12-6/30/13)
Federal 103 grant	$ 224,568	FY 2013 (7/1/12-6/30/13)
Other federal funds	$ 98,066	FY 2013 (7/1/12-6/30/13)
NSR/construction permit fees	$ 790,948 (includes annual Certificate to Operate fees)	FY 2013 (7/1/12-6/30/13)
Other fees (please specify)		FY 2013 (7/1/12-6/30/13)

Total	$8,568,571	

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

45CSR22 – Air Quality Management Fee Program
http://www.dep.wv.gov/daq/planning/Documents/45-22.pdf
45CSR30 – Requirements for Operating Permits
http://www.dep.wv.gov/daq/publicnoticeandcomment/Documents/Final45CSR30.pdf
Air Quality Fees webpage
http://www.dep.wv.gov/daq/planning/Pages/AirQualityFees.aspx
Permit Levels for 45CSR13
http://www.dep.wv.gov/daq/permitting/Pages/PermitLevelsfor45CSR13.aspx

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

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Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Lori Bocchino
   Agency: Wyoming Air Quality Division, Dept. of Environmental Quality
   Email: lori.bocchino@wyo.gov
   Phone: (307)777-8578

2. Does your agency charge any fees that are not Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)
   Yes

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.
   For all the below, staff track their time on each permit application.

   a. A registration permit with little or no review. *$58/hr*

   b. A new facility not subject to Title V or PSD with three emission points. *$58/hr*

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.
$58/hr

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).
$58/hr

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.
$58/hr

f. A new PSD-major facility that is an EGU.
$58/hr

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.

   There is an additional permitting fee in Wyoming not covered in question #3 – after the original construction permit is issued for new portable equipment (such as crushers, screens, and such), any time the equipment is moved to a new location a notification is required with a $100 fee.

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.
   Yes

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?
   For #3, a bill is sent to the applicant. There may be multiple bills over the course of preparing the permit. The final permit is not sent to the applicant until all bills are paid. For #4, the $100 fee is due with the notification.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.
   No for #3; #4 is set by regulation per move of a portable facility to $100

Air Quality Program Fees Survey

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?
   Legislative for #3; regulatory for #4

9. Is there any other information you would like to add regarding your agency's fees?
   Based on years of experience, we have found that tracking the time spent per NSR application of our management and administrative staff is not practical, while all of our other permit staff do track their time spent on each NSR application. In order to cover the costs of management and administrative time, we estimate that most permit actions take ~8 hours of their time – therefore, each permit action is charged 8 hours in addition to the tracked time of permit writers and reviewers.

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees	$8,548,277	7/2014 – 6/2016
State Funds	$4,274,356	7/2014 – 6/2016
Federal 105 grant	$1,471,685*	7/2014 – 6/2016
Federal 103 grant	$162,000	7/2014 – 3/2015**
Other federal funds	$3,093,995	7/2014 – 6/2016
NSR/construction permit fees	$2,860,847	7/2014 – 6/2016
Other fees (please specify)	NONE***	
Total	$20,411,160	

* - Estimated

** - We never know if and how much 103 funding we will get, and so don't project beyond what we have in writing from EPA

*** - The portable facility fees described in #4 are included with NSR fees for budgeting

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

    Wyoming Statute 35-11-211: Fees
    http://legisweb.state.wy.us/statutes/statutes.aspx?file=titles/Title35/T35CH11AR2.htm

Air Quality Program Fees Survey

Wyoming Air Quality Standards and Regulations
NSR fees: Chapter 6 Section 2 (a)(v) and Section 2 (o)
Title V fees: Chapter 6 Section 3 (f)
http://soswy.state.wy.us/Rules/default.aspx

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

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Department of Environmental Quality

To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.

Matthew H. Mead, Governor

Todd Parfitt, Director

MEMORANDUM

TO: Senator John Hines and Representative Tom Lockhart, Co-Chairs
Joint Minerals, Business and Economic Development Committee

FROM: Todd Parfitt, Director
Steven A. Dietrich, Administrator, Air Quality Division

SUBJECT: Biennium Report to the Joint Minerals, Business and Economic Development Committee on Air Quality Fees

DATE: October 31, 2013

The following is the Air Quality Division's report on the air quality fee system as required by W.S. 35-11-211. This report is required to be submitted to the Joint Minerals, Business and Economic Development Committee by October 31 of the year prior to each budget session.

This report is separated into three sections. The first, this introduction, briefly describes the permit fee status for Wyoming's two air quality permit programs: Title V Operating Permits and New Source Review Permits. The second section is a summary of the Air Quality Division's activities funded (both fully and partially) by permit fees, and is consistent with the format and content of reports presented in the past. The last section provides additional background and detail regarding Title V fees.

Title V Operating Permit Program (OPP) Fees

Operating Permit Program emission fees are paid annually by sources required to hold Title V operating permits. As of October 2013, there were 135 such sources. These fees are charged for each ton of a regulated pollutant emitted by a Title V source, and are capped at 4,000 tons per pollutant per facility. Title V fees are required by the Clean Air Act and the Wyoming Environmental Quality Act.

A portion of the OPP that was previously funded with AML prior balance funds may either be funded in FY15/16 with AML prior balance funds or through a combination of general funds and an increase in OPP (Title V) permit fees. If the exception budget request is funded by the combination of general funds and OPP fees, then the fee would increase by $4/ton for each pollutant. This would result in an OPP fee increase from $34.50/ton to $38.50/ton. This fee rate remains well below the level of the federal Clean Air Act's "presumptive minimum fees" of $47.52/ton (for FY-14).

New Source Review (NSR) Permitting Fees

NSR permitting fees are billed to the applicant after an application for an air quality permit to construct or modify air pollution sources has been processed. The number of NSR permit applications has shown an increasing trend over the past three fiscal years. About two-thirds of these construction permit applications are for facilities associated with oil and natural gas development and production.

The current NSR permit fee is $58/hour for permit application review time, which is anticipated to generate $2.9 million in the FY-15/16 biennium budget. AQD projects that actual NSR fee income will be sufficient to match our budget. Fee income is based upon staff hours worked on permit applications. AQD proposes to maintain the same fee rate for NSR permitting as in the current biennium.

We welcome the opportunity to discuss this report with the Committee, and to provide additional information about the AQD programs anticipated to be funded in part through these emission and permitting fees.

cc: Shawn Reese

Attachment

BIENNIUM REPORT
FOR THE
JOINT MINERALS, BUSINESS AND ECONOMIC DEVELOPMENT COMMITTEE

October 17, 2013

SUBMITTED BY: Wyoming Department of Environmental Quality, Air Quality Division

I. Introduction

W.S. 35-11-211 requires the Department to submit a biennium report for review by the Joint Minerals, Business and Economic Development Committee of the legislature by October 31 of the year prior to the Wyoming legislative budget session.

The statute also requires the department to develop a fee structure which establishes both emission fees for operating sources, and permit fees for construction and modification permits. The fee structure is to be used to develop the department's appropriation, and must be based upon "...measurable goals and approved by the joint appropriations committee prior to implementation." Fees "...shall cover all reasonable direct and indirect costs including the costs of:

(i) Reviewing and acting on any permit application including construction and modification permit applications;
(ii) Implementing and enforcing permits;
(iii) Emissions and ambient monitoring;
(iv) Preparing regulations and guidance;
(v) Modeling analyses and demonstrations;
(vi) Preparing emission and source inventories and tracking emissions;
(vii) Permit-related functions performed by the department;
(viii) Development and administration of the state small business assistance program; and
(ix) Information management activities."

II. AQD Program Summary

A. Title V Operating Permit Program

Title V Operating Permit Program (OPP) permits are required for all "major" sources in the state. Wyoming was one of the first states in the nation to complete the initial issuance of these complex permits, which incorporate all air pollution control requirements from multiple construction permits and from multiple state and federal rule provisions. As of October 2013, the number of OPP regulated facilities in Wyoming was 135.

OPP permits must be renewed every five years, and revised during the permit term if changes occur at the facility or new regulations come into effect. First renewals are significant, in that the Clean Air Act (and Wyoming's authorized OPP rules) require that first renewals must specify compliance assurance monitoring (CAM) requirements on a pollutant by pollutant basis for all of the controlled significant emission points at facilities subject to the OPP. Larger industrial facilities such as trona refineries, electric utilities, oil refineries and natural gas plants can have as many as sixty individual air pollution sources. CAM plans are not standard, and must be developed on a source-specific basis by facility owners through consultation with AQD. The continual operational and regulatory changes that are typical of the most complex facilities

in the program make managing the Title V permit workload an ongoing challenge. A total of 56 permits were issued in FY-13 and an additional ten permits have been issued since the start of FY-14.

B. New Source Review Permitting

New Source Review (NSR) construction permits are required when regulated sources of air pollution are constructed or modified. NSR permits are issued for air pollution sources as diverse as natural gas production well sites to power plants to gravel quarries. The pace of permit applications submitted to the NSR program has shown an increasing trend over the last three fiscal years.

Ozone issues in the Upper Green River Basin continue to provide challenges for the NSR program. In addition, EPA continues to promulgate new regulations (e.g. MACT standards, NSPS standards, ambient standards), which makes the permitting process much more complex. The NSR program is the permitting authority for issuing non-attainment air quality permits. These permits are specific to large sources, over 100 tons of NO_x and VOC emissions, in the Upper Green River Basin Non-attainment Area.

The NSR program issues permits for minor air pollution sources, and for major sources subject to the Prevention of Significant Deterioration (PSD) program. PSD permit applications are more complex and require more staff time than non-PSD applications. PSD applications are required to include complex ambient air quality modeling to evaluate a) impact of the proposed facility on national and Wyoming ambient air standards; b) consumption of allowable "increment" of Wyoming's clean air resource; and c) secondary impacts on air quality related values at nearby Class I areas (national parks and wilderness areas).

The NSR program issues PSD permits for significant increases in emissions of criteria pollutants (i.e., NO_x, SO_2, Ozone, CO, PM, and Lead), sulfuric acid mist, fluoride, total reduced sulfur, and emissions from municipal solid waste combustors under a state implementation plan (SIP). State authority to issue permits for PSD-level increases of Greenhouse Gas (GHG) emissions was granted to the program by the legislature in 2013, however EPA Region 8 remains the federal GHG permitting authority under a federal implementation plant (FIP) and continues to issue GHG PSD permits for the State of Wyoming. In 2013, the State of Wyoming submitted a SIP and a request to remove the FIP, and awaits EPA's final determination. The NSR program continues to coordinate with EPA Region 8 on the processing of PSD permits until the FIP is removed.

C. Compliance Oversight

With continuing permitting of new sources, there are more facilities subject to compliance reviews by AQD's district engineering staff. Currently, there are just over 23,800 facilities with air pollution permits in Wyoming. Many of those permitted facilities are required to submit results of at least one compliance monitoring event each year, including results from continuous emission monitors, stack tests, or other monitoring events. To ensure facilities are operating in compliance, these reports are all reviewed and evaluated by district engineering staff. Additionally, district engineering staff perform some 370 planned on-site inspections at permitted facilities each year. The number of on-site inspections has increased each year, and we expect annual totals for planned inspections to grow during the FY-15/16 biennium. In

addition to planned inspections, district staff conduct complaint inspections and unannounced inspections of permitted facilities as they travel around the state.

DEQ's strategic plan calls for its Divisions to maximize compliance, and AQD does that through both compliance programs and by operating outreach and small business assistance programs. AQD's overall compliance rate, as measured by the number of facilities where AQD conducted planned inspections that do not result in significant violations, is about 95%.

D. Monitoring

As energy development continues in Wyoming, the need to monitor ambient air quality has also increased. The AQD's early monitoring was limited to particulate matter (dust) with some additional monitoring of "air quality related values" (e.g., the impact of the deposition of sulfates on lake acidification). The AQD network has now grown to include monitoring of visibility impairment, gaseous pollutants (SO_2, NO_x, ozone, CO, and Methane/Nonmethane Hydrocarbons), and fine particulate matter. This ambient air monitoring is all undertaken to ensure that the DEQ is able to manage Wyoming's air resources in such a way as to allow industrial development to continue to occur, while ensuring compliance with the DEQ's air quality standards to protect human health. In FY13, the AQD either directly operated or oversaw operations of over 220 monitors at locations statewide.

Ambient air monitoring also serves as a critical "reality check" to complex computer model predictions. Increasingly, industrial sources are using monitoring in place of computer modeling to demonstrate compliance with newer, more stringent EPA air quality standards. In particular, the 1-hour NO_2 ambient standard that the EPA established in 2010 has proven to be problematic for the EPA model typically used for permitting. Because of the conservative nature of the model and the stringency of the standard, monitoring is sometimes the only option for sources to demonstrate compliance. Monitors added for this purpose utilizes additional AQD monitoring staff time for siting and other planning activities as well as data and report handling.

During FY-13/14 the AQD added new monitoring equipment to measure the air quality impact of existing and planned energy development activities throughout the state and exposures in populated areas. This included a fleet of three mobile monitoring trailers that enable the AQD to address needs throughout the state on a short-term basis (approximately one year data collection per location). The AQD also plans work in the FY-15/16 biennium to continue to improve its ability to manage and analyze ambient air data, and to allow better access to such data by other interested parties including industry and the public.

E. Planning

The AQD remains concerned that increased air pollution from industrial growth and from human activities (driving cars, sanding roads, using wood stoves, etc.) is consuming Wyoming's "clean air resource". Projects to increase mining, gas production, and utility industries, all of which "consume" some part of our clean air resource, remain under consideration. To avoid placing undue limits on such growth, the AQD has increased its use of ambient air modeling and monitoring to identify potential problem areas and to give a better opportunity to be proactive in securing needed emission reductions. The AQD works with the BLM and other federal land managers to conduct and review environmental impact studies for projects on federal lands that impact the air resource of Wyoming. Ongoing review and assessment of potential air quality

impacts happen statewide, including continued development in the Upper Green River Basin and Southwest Wyoming. The AQD is also continuing to work with local government and the State's coal mining industry to reduce the incidence of exceedances of the PM_{10} standards in the Powder River Basin and near coal mining areas in southwest Wyoming.

F. Emission Inventory

The AQD has made significant modifications to its emission inventory systems which result in the preparation of more complete, accurate, and accessible inventories for permitting, modeling and planning purposes. The AQD continues to work in cooperation with the Wyoming Oil and Gas Conservation Commission to maintain the capability to directly download oil and natural gas production data and store emission information for the oil and gas sector. Automatically downloading the information nightly to the AQD computer system saves time and increases accuracy by eliminating the need to manually load such data and allows for the storage of emission information on an individual well basis. This data is also used by the AQD and others in modeling for NEPA analysis and other air quality purposes. Reliable, up-to-date emission inventories have also been critical to identifying effective mitigation strategies for elevated ozone in the Upper Green River Basin.

G. Cross-Functional Issues

IMPACT

The AQD has begun the process of shifting the way we collect facility information, issue permits, and store emission inventory and compliance/enforcement data. Development of a web-based system called IMPACT is well under way and will soon provide an avenue for industry members to enter facility data, apply for permits, submit compliance and emissions reports, and check the status of their applications all online. This system will also have an internal interface that will allow AQD personnel to review industry submitted data and have convenient one-stop access to all facets of air quality information available on any permitted facility.

Ozone

In March of 2008, EPA revised the health-based ozone standard from 0.080 ppm to 0.075 ppm. Elevated ozone levels above the standard (0.075 ppm) have occurred in the Upper Green River Basin during the winter months (January - March) in 2008 and 2011, when particular meteorological conditions, combined with sources of precursor pollutants, resulting in high ozone levels. Historically, high ozone levels have been associated with urban areas in the summer, and the AQD continues to work at an aggressive pace to characterize the formation of winter ozone specific to the Upper Green River Basin (UGRB). It should be noted that the UGRB has had four winters since 2008 (2009, 2010, 2012 and 2013) without elevated ozone levels above the standard.

Governor Freudenthal submitted a recommendation to EPA in March of 2009 to designate the UGRB a nonattainment area for ozone. However, EPA initially decided not to act on the designation submittals, pending promulgation of a reconsidered ozone standard. Subsequently, EPA announced that it would proceed with the 2009 designation submittals and nonattainment process based on the current 0.075 ppm standard. EPA completed

their review of the submittals and has designated the UGRB as "marginal" for ozone nonattainment, effective July 20, 2012. A non-attainment State Implementation Plan (SIP) is not required for the UGRB non-attainment area, but the AQD is working diligently to bring the area back into attainment by December 31, 2015. This is being accomplished through an ozone strategy that covers a variety of approaches from rulemaking for increased emission controls to funding scientific studies. Failure to bring the area back into attainment by this date will result in a more stringent classification and associated control requirements.

Regional Haze

The State of Wyoming first submitted a State Implementation Plan (SIP) for regional haze to the EPA in 2003. This SIP addressed the first phase of the regional haze rules, with an emphasis on SO_2 emission reductions in accordance with 40 CFR 51.309 ("309 SIP"). Judicial challenges to the federal rule made it necessary for the State to submit 309 SIP revisions in 2008. In response to public involvement and EPA comment, the State made further revisions to the 309 SIP (SO_2) and completed a SIP under 309(g) (NO_X & PM). Final revisions to both plans were submitted on January 12, 2011. In August of 2012, the EPA proposed a partial disapproval of Wyoming's SIP and proposed a Federal Implementation Plan (FIP) requiring more stringent controls on Wyoming sources. After receipt of public comments on their 2012 proposal, the EPA then proposed a revised FIP in June of 2013 that would require even more stringent controls than the initial FIP. While EPA's first proposed action on the 309(g) SIP was based on the State's analysis of potential pollution controls, their second proposed action was based on a new analysis which they conducted without input from the affected sources. The State strongly disagrees with EPA over the level of controls that the proposed 2013 FIP would require at several coal-fired power plants, and Wyoming submitted extensive comments objecting to the proposed FIP in a letter to the EPA dated August 26, 2013.

NAAQS Changes

The Clean Air Act (CAA), Section 109 requires that the EPA review and revise NAAQS (National Ambient Air Quality Standards) every 5 years for criteria pollutants considered to be harmful to public health and the environment. Once the EPA has promulgated a revised NAAQS, States are required to submit a plan which provides for implementation, maintenance, and enforcement of the new standard.

The promulgation of a new NAAQS requires the State to go through the rulemaking process to align State regulations with the new Federal regulations. This process is lengthy and resource intensive. Not only does the State need the authority to enforce any new NAAQS, the State needs to be able to implement and maintain NAAQS programs. Implementation of a new standard requires monitoring, permitting, and compliance changes at a minimum. The impact of a NAAQS revision trickles down through the entire Division.

Additionally, EPA delays with regard to NAAQS revisions, provision of new standard guidance, inconsistent implementation processes and slow State Implementation Plan (SIP) approval have had a negative impact on the ability of the Division to implement new or revised programs and to manage, enforce and maintain the NAAQS at the state level. For example, the Infrastructure SIP for the 8-hour Ozone NAAQS is being held up by EPA's decision to address the transport of ozone on a national level. EPA's Ozone Transport rule is in its infancy; thus

delaying the ability of State to submit a complete SIP. Trying to determine what funding the State will need to satisfy Ozone Transport requirements before the rule is final creates a hardship on the State.

State designation of attainment/nonattainment for the 2010 1-hour SO_2 NAAQS has been delayed by years due to EPA's determination to alter the designation process. This leaves the State of Wyoming in the untenable position of having to develop, adopt, and implement a SIP designed to attain, maintain, and enforce the new standard without having an effective designation in place. The designation and implementation process introduced by EPA has not been finalized as of August 29, 2013, severely tying the hands of states attempting to develop future budget plans that may need to include funding for revised NAAQS monitoring.

III. Funding

In FY10 and subsequent years, the Division's request for funding to address the air quality impacts of energy development was approved, using AML prior balance funds available at that time. The need to monitor and address impacts from energy development remains. The AML portion of Title V funding has been used for projects and services which support sources subject to the OPP, specifically:

- Ambient air quality monitoring upwind and downwind of oil and natural gas development (including both major and minor sources)
- Monitoring of pollutant deposition from electricity generation
- Staff dedicated to managing, evaluating, and reporting data on emissions and impacts of sources in the energy sector
- Targeted monitoring and modeling studies to respond to changes in National Ambient Air Quality Standards

The Division has requested funding to continue this work in an exception budget (Priority #1, AML Funding Replacement, for $2,460,842), which may either be funded by using AML prior balance funds, as has been done in previous years, or through a combination of general funds and an increase in OPP (Title V) permit fees. If the exception budget request is funded by the combination of general funds and OPP fees, then the fee would increase by $4/ton for each pollutant. This would result in an OPP fee increase from $34.50/ton to $38.50/ton. This fee rate remains well below the level of the federal Clean Air Act's "presumptive minimum fees" of $47.52/ton (for FY-14).

Title V Operating Permit Program Fees

Operating Permit Program emission fees are paid by sources required to hold Title V operating permits. The Title V permit program and associated fees are required by the Clean Air Act and Wyoming's Environmental Quality Act.

As of October 2013, there were 135 sources subject to the Title V program and associated fees. These fees are charged for each ton of a regulated pollutant emitted by a Title V source, and are capped at 4,000 tons per pollutant per facility. From W.S. 35-11-211(b):

> "The fee for operating sources shall be based on the emissions of each regulated pollutant, as defined in section 502(b)(3)(B)(ii) of the Clean Air Act. The department shall exclude any amount of regulated pollutant emitted by any source in excess of four thousand (4,000) tons per year in determining the amount of fee required for any operating source."

From the Clean Air Act, section 502(b)(3)(B)(ii):

> "As used in this subparagraph, the term 'regulated pollutant' shall mean:
> (I) a volatile organic compound;
> (II) each pollutant regulated under section 7411 or 7412 of this title; and
> (III) each pollutant for which a national primary ambient air quality standard has been promulgated (except that carbon monoxide shall be excluded from this reference)."

The Air Quality Division has been assessing fees in accordance with these statutory requirements since the inception of the Title V program, in 1994. A handful (currently five) of the 135 sources subject to the program emit more than 4,000 tons of one or more pollutants, and thus are only charged for the first 4,000 tons of that pollutant. (For example, if the ACME Company emitted 5,000 tons of nitrogen oxides and 3,000 tons of sulfur dioxide, only 7,000 tons of pollution [4000 + 3000] would be "billable" as the Division does not charge for more than 4,000 tons of any single pollutant.) The end of this Biennium Report includes a list of the facilities currently subject to the Title V permit program.

EPA's "presumptive minimum fee", for 2014 is $47.52/ton. This presumptive minimum rate is set annually by EPA as an indicator of their expectation of what a Title V program should cost, *at a minimum*. It has increased every year since the Title V program was initiated. If a permit authority charges less than this amount (as Wyoming does), they are asked to verify with EPA that their fees are adequate to cover programs.

Comparing Wyoming's Title V fee rate to other states, we recognize that most state and local air quality agencies use different and sometimes more complex fee structures. Using information provided by a 2011 NACAA (National Association of Clean Air Agencies) survey, nine other states were identified as having similar fee structures to Wyoming (4000 ton per pollutant cap; charge based on actual emissions; and no additional administrative or other fees). These states were contacted in August 2013 and questioned regarding their Title V fee program and any changes that have been made since the 2011 NACAA survey. These states and their 2013 fee rates are:

West Virginia	$31.87
Mississippi	$36.00
Alabama	$37.00
South Carolina	$45.55
Ohio	$46.73
Utah	$53.74
Iowa	$56.00
Virginia	$58.88
Nebraska	$65.00

Through the recent telephone survey it was discovered that most of these similar states are having challenges meeting their budgetary needs. In order to continue to fund their programs they've had to raise their Title V fees, request additional general funds, and/or overhaul other revenue streams within their air divisions to acquire additional funds. Wyoming remains among the least expensive places in the country for Title V sources to operate.

Title V Facilities

Company	Facility
American Colloid	Colony East & West
American Colloid	Lovell Plant
Basin Electric Power	Arvada Generation
Basin Electric Power	Barber Creek Generator
Basin Electric Power	Dry Fork Station
Basin Electric Power	Hartzog Generation
Basin Electric Power	Laramie River Station
Bentonite Perfmc Minerals	Colony Plant
Bentonite Perfmc Minerals	Lovell Plant
Black Hills Bentonite	Mills Complex
Black Hills Corp	WYGEN III
Black Hills Power	Neil Simpson One
Black Hills Power	Neil Simpson Two
Black Hills Power	Osage
Black Hills Wyoming	WYGEN Station I
Burlington Resources	Lost Cabin Gas Plant
Chevron USA, Inc.	Carter Creek Gas
Cheyenne Light Fuel	WYGEN II
Church & Dwight	Green River Sodium
City of Casper	Casper Solid Waste
City of Cheyenne	Sanitary Landfill #1
Colorado Interstate	Elk Basin Compressor
Colorado Interstate	King Compressor
Colorado Interstate	Laramie Compressor
Colorado Interstate	Muddy Gap Station
Colorado Interstate	Rawlins Plant
Colorado Interstate	Table Rock Compressor
Colorado Interstate	Wamsutter Compressor
Crown Cork and Seal	Worland Plant #02
Dakota Coal	Frannie Lime Plant
Denbury Onshore	Hartzog Draw Compr
Devon Gas Service	Beaver Creek Gas
Dyno Nobel North	Fertilizer Plant
Encana Oil & Gas	Pavillion Compressor
Encore Energy Partners	Elk Basin Gas Plant
Enterprise Jonah Gas	Bird Canyon/Count
Enterprise Jonah Gas	Bridger Compressor
Enterprise Jonah Gas	Falcon Compressor
Enterprise Jonah Gas	Luman Compressor
Enterprise Jonah Gas	Paradise Compressor

Company	Facility
Enterprise Products	Pioneer Cryogenic Gas
Exxon Mobil Corp	Shute Creek Treat
FMC Wyoming Corp	Caustic Soda – Granger
FMC Wyoming Corp	Granger Facility
FMC Wyoming Corp	Westvaco Facility
Fremont County	Sand Draw Landfill
Frontier Oil	Frontier Refinery
Georgia-Pacific	Lovell Plant
Kern River Gas Transm	Muddy Creek Station
Kern River Gas Transm	Painter Station
Marathon Oil Comp	Oregon Basin Gas
Merit Energy Comp	Anschutz Ranch East
Merit Energy Comp	Brady Gas Plant
Merit Energy Comp	East Painter Facility
Merit Energy Comp	Halfmoon Battery
M-I LLC	Greybull Plant
Mountain Cement	Laramie Cement
Mountain Gas Resources	Hay Reservoir Compr
Mountain Gas Resources	Patrick Draw Gas
Neiman Sawmill	Hulett Mill
Northwest Pipeline	Green River Compressor
Northwest Pipeline	Kemmerer Compressor
OCI Wyoming L.P.	Big Island Mine
ONEOK Rockies Midstr	Prairie Dog Booster
Overland Trail	North Baxter Compressor
P4 Production	Rock Springs Coal
Pacificorp	Dave Johnston
Pacificorp	Jim Bridger Plant
Pacificorp	Naughton Plant
Pacificorp	Wyodak Plant
QEP Field Service	Blacks Fork Gas Plant
QEP Field Service	Dry Piney Compressor
QEP Field Service	Emigrant Trail Gap
QEP Field Service	Pinedale Complex
QEP Field Service	Vermillion Gas Plant
Questar Pipeline	CKN-Rock Springs
Questar Pipeline	Eakin Compressor
Rockies Express Pipeline	Arlington Compressor
Rockies Express Pipeline	Wamsutter Compressor
Rocky Mountain Pipeline	Granger Station

Title V Facilities

Company	Facility	Company	Facility
Saratoga Forest Mgt	Saratoga Mill	WGR Asset Holding	Flying Creek-Bridge Drw
Simplot Phosphate	Rock Springs	WGR Asset Holding	Indian Creek/Crow
Sinclair Casper	Casper Refinery	WGR Asset Holding	Jameson-Kessler
Sinclair Wyoming	Sinclair Refinery	WGR Asset Holding	Jaq Compressor
Solvay Minerals Inc.	Green River Soda	WGR Asset Holding	Legacy-Glasair Co
Source Gas, LLC	Bunker Hill Compressor	WGR Asset Holding	Little Thunder/Stratus
Southern Star	Riner Station	WGR Asset Holding	Luke-Gus Compressor
Tallgrass Interstate Gas	Guernsey Compressor	WGR Asset Holding	Perla/Duke Compressor
Tallgrass Midstream	Douglas Gas Plant	WGR Asset Holding	Pumpkin/Bruno Compr
Tallgrass Operations	Casper Gas Plant	WGR Asset Holding	River/Nile
TATA Chemicals	Green River Trona	WGR Asset Holding	Tex-Dallas Compressor
Thunder Creek Gas Services	Buckshot Treating	WGR Asset Holding	Westwind-Astra Co
Thunder Creek Gas Services	MTG Compressor	WGR Asset Holding	Whiskey Draw/Jack
University of WY	Heat Plant	WGR Operating, LP	Bison Treating Facility
US Bentonite Processing	Bucknum Bentonite Plant	WGR Operating, LP	Fontenelle Station
Warren Energy Services	Doty Mtn Compressor	WGR Operating, LP	Granger Gas Plant
Warren Energy Services	Federal 1691 8I	WGR Operating, LP	Hilight-Reno Junction
Warren Energy Services	Sun Dog Compressor	Williams Field Svs	Echo Springs Gas
WBI Energy Transmsn	Lovell Compressor	Williams Field Svs	Frewen Lake Compressor
WBI Energy Transmsn	Worland Compressor	Williams Field Svs	Opal Gas Plant
Western Sugar	Lovell Plant	Williams Field Svs	Saddle Ridge Compr
Western Sugar	Torrington	Wyoming Interstate	Baxter Compressor
WGR Asset Holding	Amazon/Congo Compr	Wyoming Interstate	Douglas Compressor
WGR Asset Holding	Bear Draw-Bruin Compr	Wyoming Medical	Hospital Waste Incin
WGR Asset Holding	Bombsite-Nichols	Wyoming Pipeline	Mush Creek Station
WGR Asset Holding	Cinderella Compressor	Wyoming Refining	Newcastle Refiner
WGR Asset Holding	Deer Gulch-Falcon	Wyoming Sugar	Worland Plant
WGR Asset Holding	Fletcher/Terhune		

LOCAL PROGRAM RESPONSES

Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Corey Masuca
   Agency: Jefferson County Department of Health (Birmingham, AL)
   Email: corey.m.masuca@jcdh.org
   Phone: (205) 930-1595

2. Does your agency charge any fees that <u>are not</u> Title V emissions fees? Yes.
(If yes, please proceed to question 3. If no, please skip to question 10.)

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the <u>fee amount</u> that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.
      No fee. We do not have have a construction permit program.

   b. A new facility not subject to Title V or PSD with three emission points.
      Approximately $1140 if not greenfield site and no public comment
      Approximately $1550 if only public comment
      Approximately $2035 if only greenfield site

Approximately $2445 if greenfield site and public comment

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.
   Approximately $ 4250 if no greenfield site and no public comment

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).
   No application fees for Title V facilities.

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.
   Approximately $ 20,865 + $525 BACT Determination/Pollutant + $85 Emissions Inventory Preparation/Point/Pollutant

f. A new PSD-major facility that is an EGU.
   Approximately $ 20,865 + $525 BACT Determination/Pollutant + $85 Emissions Inventory Preparation/Point/Pollutant

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.
   Annual compliance verification fee - $550/year for SMOP; $110/year for Minor Sources
   Asbestos Inspection Fees-$100/notification
   Tanker Truck Air Stickers -$100
   Title V Fees-Calendar Year 2013 Emissions/FY 2014-$40.00/ton of emissions
   Open Burning Authorizations-$70.00/commercial;$45.00/residential

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain.
   Yes.

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?
   Through direct billing and payment of invoices

Air Quality Program Fees Survey

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.
   No.

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?
   Board of Health approval

9. Is there any other information you would like to add regarding your agency's fees?
   No.

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees	919,000	FY 2014
State Funds	None	N/A
Federal 105 grant	$627,000	FY 2014
Federal 103 grant	$280,000	April 2014-March 2015
Other federal funds	$768,909 (MOE Section 105) from General Fund	FY 2014
NSR/construction permit fees	$155,000 (permit/permit application fees)	FY 2014
Other fees (please specify)	$60,000 (SMOP/Minor Source Annual Compliance Verification Fees $66,000 (CMAQ Funding)	FY 2014
Total	2,809,909	

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.
    http://www.jcdh.org/misc/ViewBLOB.aspx?BLOBId=287

Air Quality Program Fees Survey

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

Iowa Department of Natural Resources
P 515.725.9534 | F 515.725.9501 | catharine.fitzsimmons@dnr.iowa.gov
Air Quality Bureau | 7900 Hickman Rd., Ste. 1 | Windsor Heights, IA 50324
www.IowaCleanAir.gov | Air Construction Permit Hotline 877.247.4692

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Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Tim Burns
   Agency: Omaha Air Quality Control
   Email: tburns@ci.omaha.ne.us
   Phone: 402.444.3915 ext. 218

2. Does your agency charge any fees that <u>are not</u> Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the <u>fee amount</u> that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review.

   b. A new facility not subject to Title V or PSD with three emission points.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor).

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP.

f. A new PSD-major facility that is an EGU.

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.
   a. Emission fees (per ton) – for Title V sources only
   b. Air Quality Fees – charged to Title V, Synthetic Minors, and True Minors (sliding scale and cost drops as respectively)
   c. Asbestos – Project notification fee minimum is $75, caps at $5,000. We charge $0.15 per foot.
   d. NESHAP notification – facilities subject to notification requirement are charged an annual fee of $200; facilities with operating permits are not charged an additional amount.

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain. Yes

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?
   Invoices are sent after annual rate study is completed.

Air Quality Program Fees Survey

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits.

   The asbestos fee for any given project is limited to $5,000. The emission fees for Title V sources are limited at 4,000 tons per pollutant.

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means?

   A resolution is sent to the City Council for approval after the rate study is completed. This allows us to ensure that revenue will meet budgeted expenses.

9. Is there any other information you would like to add regarding your agency's fees?

   There is also a graduated fee for construction permits; we use the same rates as the State of Nebraska DEQ.

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees	645,400	CY 2013
State Funds		
Federal 105 grant	47,859	CY 2013
Federal 103 grant		
Other federal funds		
NSR/construction permit fees	1,230	CY 2013
Other fees (please specify)	57,785	CY 2013
Total	752,274	CY 2013

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

    https://library.municode.com/index.aspx?clientId=10945

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

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Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

Name: Charlene Albee, Director
Agency: Washoe Co. Health District, Air Quality Management Division
Email: calbee@washoecounty.us
Phone: 775-784-7211

2. Does your agency charge any fees that are not Title V emissions fees? Yes
(If yes, please proceed to question 3. If no, please skip to question 10.)

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.
Application Fees are provided, a link to the emission fees is included in #9

   a. A registration permit with little or no review. Fuel Burning Equipt - $80

   b. A new facility not subject to Title V or PSD with three emission points. Minor Source Application - $583

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination.
Minor Source Application - $583

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor). Synthetic Minor Application - $1,734

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP. Title V/PSD Application - $21,969

f. A new PSD-major facility that is an EGU.
Title V/PSD Application - $21,969

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.
Please see attachment for complete fee schedule.

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain. All fees collected by AQMD are dedicated to the air program but do include Indirect Charges to support the Administrative Health Services

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client?
Application fee is due upon submittal and emission fees are calculated based on actual emissions and collected annually following the issuance of the Permit to Operate.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits. No Limits on fees.

Air Quality Program Fees Survey

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means? Fee changes are administrative approved by the District Board of Health including fee justification, public notice, and Business Impact Statements.

9. Is there any other information you would like to add regarding your agency's fees? Please use the following links for additional information regarding the calculation of fees and the complete fee schedule:

   http://www.washoecounty.us/repository/files/4/Permit-Application-General-Info-2013.pdf

   http://www.washoecounty.us/health/ahs/fees-aqm.php

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents.

Funding Source	**Amount**	**Time Period**
Title V fees		
State Funds		
Federal 105 grant		
Federal 103 grant		
Other federal funds		
NSR/construction permit fees		
Other fees (please specify)		
Total		

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents.

    Visit www.OurCleanAir.com for additional program information.

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

Air Quality Program Fees Survey

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

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Air Quality Management Fees

Air Quality Management Fees

Description	Fee
Plan Review - Fuel Burning Equipment Only	$80.00
Plan Review - < 100 tons/per year	$583.00
Plan Review - < 100 tons/per year, Synthetic Minor Source - NEW (broken out)	$1,734.00
Plan Review - > 100 tons/per year	$21,969.00
Small Stationary Source Operating Permit	$170.00
Stationary Source Operating Permit	$187.00
Annual Emission Fee (source emitting > 2 lbs/day)	$16.00 /lb-emitted
Stationary Source Toxics Permit	$81.00
Annual Toxic Emission Fee (source emitting > 1 lb/day)	$6.00 /lb-emitted
Operating Permit Transfer Fee (person to person only)	$48.00
Late Permit Application Processing Fee	$211.00
Gasoline Service Station Permit Fee (base plus per nozzle)	
Base Fee (per permit)	$12.00
Per Nozzle	$41.00
Asbestos Assessment Plan Review	$62.00
Notification of Asbestos App./Removal Fees:	
For Non-NESHAP Demolition	$162.00
260 < 520 linear ft. or 160 < 320 sq. ft.	$333.00
520 < 1000 linear ft. or 320 < 1000 sq. ft.	$735.00
> 1000 linear or square feet	$1,812.00
Facility Annual Notification	$3,822.00
Building Plan Review	$54.00
Initial Registration of Neutral Inspectors- NEW (broken out)	$148.00
Registration of Neutral Inspectors (Annual)	$49.00
Woodstove Certificates - NEW (broken out)	$37.00
Woodstove Notice of Exemption	$14.00
Geothermal Well Drilling Permit	$390.00
Air Quality Variance Request	$511.00
Dust Control Plan Review (base plus per acre)	
Base Fee (per permit)	$37.00
Per Acre	$120.00
Expert Witness Fee (per hour)	$281.00
Air Quality Permit to Operate Late Fee (% of Total Fee Due)	25%
Non-Standard Working Hours Request - NEW (per hour)	$103.00

Air Quality Management Division (AQMD) General Information

Authority to Construct / Permit to Operate

General Outline

I. Introduction

II. Typical Industrial Operations Requiring Permits

III. Explanation of Application Process

IV. Review of Application

V. Specific Regulations and Emissions Limitations

VI. Pre-Construction Conference

VII. New Construction and Grading

VIII. Application Fees

IX. Air Quality Authority to Construct

X. Permit to Operate

XI. Further Questions and Information

XII. Additional Informational and Educational Resources

XIII. Permit Application Form

I. Introduction

The goal of the Washoe County Health District, Air Quality Management Division is to keep Washoe County air as clean as possible. Since many industrial activities result in the release of contaminants into the air, air pollution control permits are needed for many businesses. The permit process ensures that with the start-up of a new project, or the modification of an existing project, air contaminants will be kept to a minimum and standards protecting the public health and environment will be maintained. Registration, permitting, and control of industrial sources of air pollution within Washoe County has been conducted by the Air Quality Management Division of the Washoe County Health District. Washoe County and the Truckee Meadows Basin within Washoe County have been declared "non-attainment" for Carbon Monoxide (CO) and Particulate Matter (PM_{10}) by the United States Environmental Protection Agency. Therefore Air Quality Control Regulations require that sources of air pollution emitting more than an average of 2.0 pounds per day of any air contaminant or any amount of hazardous air contaminant (air toxic) must obtain an Authority to Construct prior to construction or installation, and then continue to maintain a Permit to Operate. As the main goal of the Air Quality Management Division is to promote a clean and healthful environment for the citizens of Washoe County, we encourage the cooperative effort of business and industry with the AQMD and other resources, such as the Business Environmental Program (please see section XII of this packet). Together, business and government can cooperate to promote both economic viability and healthful conditions in our communities.

II. Typical Industrial Operations Which Require Registration Include:

A. Gas, oil or solid fuel burning boilers, furnaces or ovens greater than 2 million BTU aggregate (total capacity)

B. Commercial fuel storage facilities or gas stations

C. Paint and surface coating operations

D. Degreasers, dry cleaners or other processes using solvents

E. Aggregate, concrete or mineral products processing or mining

F. Analytical labs, chemical processing operations, essay labs

G. Printing press facilities

H. Sawing, grinding or sanding operations

I. Remediation soil or water treatment operations

J. Restaurants with char broilers or large frying operations

K. Industrial facilities which emit air pollutants

L. Processes which have the potential to emit any of the substances on the District air toxic list (The District uses the same list as used in the Federal Clean Air Act, [see Sec. 112 (b)], or please contact AQMD for a copy of that list)

III. Explanation of Application Process

Enclosed with this information packet is the necessary form to apply for Authority to Construct Authorization. The Authority to Construct / Modify and / or Permit to Operate form is general in nature and highlights the basic information needed. Not every item on this form is applicable to all facilities. In order to complete the application review process, we may need additional or more specific information on facility processes such as manufacturer guarantee of control device efficiency, flow diagrams of plant processes, detailed descriptions of production and operating parameters, etc. The following is a general listing of additional information, which may need to be attached to the general application form (not every item listed below applies to every facility, but be sure to attach additional information and complete whatever items are applicable):

A. Describe the General Purpose of the Facility

For multiple process facilities, submit a block flow diagram which shows the transfer of materials, products and possible sources of air pollutants between process lines. Describe all process operations and their function in the plant production scheme. State which processes are continuous, and which are used on only an intermittent basis.

1. Equipment Description

Submit a listing of process equipment stating use, the materials entering and leaving the equipment, rated capacity, and energy consumption.

2. Production Parameters (submit the following information)

a. Operating schedule (hours/day, days/week, weeks/year)
b. Average expected annual production rates
c. Maximum monthly and daily production rates
d. A list of raw materials consumed in the production process including chemicals, fuels, paints, solvents, etc.-- Attach MSDS or product information sheet for each material
d. Quantities of all listed raw materials consumed on a weekly, monthly or annual basis

B. Process Emissions

1. Emission Points

If process emission data originates from a particular emission point, i.e., a stack, the following information on that emission point must be submitted:

a. Height of the outlet above ground level
b. Size and shape of the outlet
c. Flow rate of exhaust gasses
d. Outlet temperature
e. Identification of all equipment ducted to each emission point

2. Emission Quantities

Provide data on the process emissions for all criteria and non-criteria pollutants--estimate the quantity of each pollutant emitted, i.e., Total Suspended Particulate Matter (TSP), Carbon Monoxide (CO), Volatile Organic Compounds (VOC), Nitrogen Oxides (NO_X), Sulfur Oxides (SO_X), Hazardous Air Pollutants (HAPS) (as per District List of Air Toxics). For particulate matter include data on the chemical nature of the emissions. Attach a copy of the calculations, test methods, and/or assumptions made in estimating emissions. If outside references are used (such as the EPA reference document Compilation of Air Pollutant Emission Factors, AP-42) be sure to note where in the reference document the information was obtained.

IV. Review of Application

If any necessary information is lacking in the submittal, a letter will be sent specifying what additional information is required to complete the review. A typical application review time can range from two (2) weeks for smaller operations who submit all necessary information initially, to three (3) months for large industrial pollution sources. Sources needing PSD, NSR or Title V permits may take six (6) to eighteen (18) months. Be sure to allow sufficient time for your application to be reviewed. If you have any questions during the application process, please contact the AQMD. Properly completed forms, with all necessary information, will result in speedier processing of your application.

Once the necessary information has been received, your application will be reviewed for compliance with local, state and federal air quality regulations

If there are any significant changes to your proposed project after you submit the application, you must contact the AQMD and inform us of the changes as soon as possible. Conditions for your Authority to Construct will be based upon the information you provide, therefore, if something changes, our office needs to know so that the project remains in compliance.

V. Specific Regulations or Emissions Limitations

Though the county does not have any set maximum pollutant emission rate thresholds beyond federal limitations, we do require the use of specific emission control devices in many cases.

A. New source with emissions between 10 lbs/day and 125 lbs/day (Washoe County Regulation Section 030.750) are required to apply Best Available Control Technology (BACT). A case-by-case review will be made to determine the appropriate BACT requirement.
B. New sources with emissions of 125 lbs/day or greater (Washoe County Regulation Section 030.700) are required to apply Lowest Achievable Emission Rate (LAER) control technology. A case-by-case review will be made to determine the LAER control requirements.
C. Special requirements for Hazardous Air Pollutants may also be necessary (Washoe County Regulation Section 030.410) The District uses the same list of hazardous air pollutants as does the Federal Environmental Protection agency.
D. New large sources (Major) emitting between 70 and 100 tons/yr. or more of a pollutant may fall under the regulations for Prevention of Significant Deterioration (PSD) or New Source Review (NSR). The Washoe County Air Quality Management Division (WC AQMD) has federal designation for PSD and NSR so these types of permits will be processed by AQMD.
E. For new Major industrial sources of air pollution, within any non-attainment area, pollutant offsets may be required. Offsets for CO and PM_{10} are not normally required in the outlying areas beyond the Truckee Meadows Basin. Offsets for Ozone may be required in outlying areas as the entire county is designated as a non-attainment zone for that substance. Additional details on offset rules and requirements for large pollution sources may be obtained by contacting AQMD.

VI. Pre-Construction Conference

Because of the complexity of the details of some projects, many operators request a pre-construction conference to meet and discuss the details of the proposed project. The AQMD encourages such meetings, especially for more complex sources. Often such a discussion actually speeds up the permit process and results in less confusion for all parties. If you decide to pursue this option further, you should contact one of the WC AQMD staff members listed in section XII of this information packet.

VII. New Construction and Grading

A Dust Control Permit must be submitted on any new construction which will disturb an area one (1) acre or greater. The form for the Dust Control Permit can be obtained at www.ourcleanair.com or by calling the WC AQMD at (775) 784-7200. The plan generally describes the methods that will be used by the contractor to control fugitive dust emissions. A Dust Control Permit should only be submitted along with the Authority to Construct application if the soil disturbance from the construction of the proposed project will exceed the one (1) acre or greater criteria.

VIII. Application Fees

A. Point Source Application Fees

The Plan Review Fee, which must be submitted with a completed Application form, is **$583.00** for sources emitting less than one hundred (100) tons per year total of any air contaminant, and **$21,969.00** for major sources emitting over one hundred (100) tons per year total of any air contaminant. *The Fee for Synthetic Minor Sources emitting less than 100 tons per year of any air contaminant is **$1,734.00.***

B. Dust Control Permit Review Fees

The Dust Control Permit Review Fee is **$120.00** per acre for projects one (1) acre or greater, ***plus an administrative fee of $37.00***.

* Please make checks payable to: WCHD (Washoe County Health District) *

IX. Air Quality Authority to Construct

When the application review has been completed, an Authority to Construct letter from the WC AQMD authorizing construction or installation of your proposed facility will be sent out. The letter will list the operational requirements and emission limitations that will be required as conditions of the Air Quality Permit to Operate. Assuming you have already acquired all other necessary agency authorizations and permits, you may begin construction of your project.

X. Permit to Operate

When construction or installation is complete, the operator must contact WC AQMD to arrange for an on-site inspection of the facility in operation to ensure that it meets the conditions set forth in the Authority to Construct letter. If the facility is in compliance an official Permit to Operate may be issued after the Permit to Operate fee has been paid. This permit must be renewed annually.

A. Permit to Operate Fees

The annual fees for renewal of the Permit to Operate are calculated as follows:

1. The Permit to Operate Fee is $16.00 per average pound emitted per day, plus a $187.00 administrative fee. For example, a source that emits an average of eight (8) pounds per day would be charged as follows:
8{lbs/day} x $16.00 [or $128.00] + 187.00 = $315.00 per year.

2. Hazardous Material Processes Fee or Air Toxic Fee, if applicable, is in addition to the stationary source Permit to Operate Fee, and is $6.00 per average pound emitted per day of a toxic air pollutant, plus an $81.00 administrative fee. For example, a source that emits an average of 8 pounds per day total and 2 pounds are considered air toxic substances will be charged as follows:
2{lbs/day} x $6.00 [or $12.00] + $81.00 = $93.00 + Permit to Operate Fee of $315.00 (see example above) = $408.00.

* Please Make Checks Payable to: WCHD (Washoe County Health District) *

XI. Further Questions and Information

Copies of the Washoe County Health District Regulations Governing Air Quality Management are available.

For those applicants wishing to obtain general information on business space availability, lease or rental information, labor costs and general business climate in the Northern Nevada area, you may contact the Economic Development Authority of Western Nevada at (775) 829-3720.

If you have any further questions, need additional information or need assistance in completing this application, you may contact Mike Wolf or Charlene Albee of the WC AQMD. Our phone number is (775) 784-7200, our fax number is (775) 784-7225, or you may write to us at PO Box 11130, Reno, Nevada 89520-0027.

XII. Additional Informational and Educational Resources

The Business Environmental Program, operated through the University of Nevada, is a free and confidential program designed to help businesses in Nevada minimize waste and comply with State and Federal environmental regulations. This is a service sponsored by the Nevada Small Business Development Center, Bureau of Business and Economic Research, College of Business Administration at the University of Nevada, Reno. This service may be contacted at (775) 784-1717 or (800) 882-3233. The Business Environmental Program may provide information and assistance on a number of topics, including hazardous waste regulatory assistance, air pollution emissions assistance, waste minimization and pollution prevention. They can also provide assistance in making application for permits or reviewing options for emission control equipment.

Air Quality Program Fees Survey

The Iowa Department of Natural Resources has been directed by the Iowa General Assembly to review air quality programs and fee structures in other states to identify an average cost to administer air quality programs.

Please note that responses received will be compiled and shared with other state/local NACAA member agencies and may become public. If you cannot or do not wish to answer certain questions, simply skip the question.

Please send survey responses to wendy.walker@dnr.iowa.gov by May 22, 2014. If you have questions please contact Wendy Walker at 515-725-9570. Thank you.

1. Please provide your contact information.

   Name: Max Hueftle, P.E.
   Agency: Lane Regional Air Protection Agency (LRAPA)
   Email: max@lrapa.org
   Phone: 541-736-1056, x231

2. Does your agency charge any fees that are not Title V emissions fees?
(If yes, please proceed to question 3. If no, please skip to question 10.)

Yes. LRAPA's fee table is located at the following website link:

http://www.lrapa.org/rules_and_regulations/downloads/Title_37_Table_2.pdf

Fee Types

3. It is often difficult to examine another program's permitting fee structure given the differences between air programs. Six pre-construction (minor NSR or major NSR) permitting scenarios have been developed to allow for comparison of different state fee structures. For each scenario below, please provide the fee amount that would be charged or collected, and briefly explain how it was determined.

   a. A registration permit with little or no review. Initial Permit Application Fee = $134 or $1,340, Annual Fee = $273 to $2,092. We do have a registration process for a few categories (e.g., dry cleaners $180/year).

b. A new facility not subject to Title V or PSD with three emission points. Initial Permit Application Fee = $134 to $13,406, Annual Fee = $273 to $8,580.

c. A new facility not subject to Title V or PSD with three emission points involving one NSPS and one NESHAP determination. Initial Permit Application Fee = $134 to $13,406, Annual Fee = $273 to $8,580.

d. An existing facility subject to Title V and PSD with three new emission points that require limits on three pollutants to avoid Title V and/or PSD (synthetic minor). Initial Permit Application Fee = $10,726 to $13,406, Annual Fee = $8,580.

e. An existing PSD-major facility with a PSD major modification for three pollutants involving three emission points all subject to one NSPS and one NESHAP. Initial Permit Application Fee = $46,922 for PSD/NSR air contaminant discharge permit (ACDP), plus Title V permit modification fee of $466.

f. A new PSD-major facility that is an EGU. Initial Permit Application Fee = $46,922. Annual fee = $13,406. Title V application due 1 year from date of startup.

4. Please list all non-permitting fees. Examples could include emissions inventory fees, an annual registration fee, asbestos inspection fees, etc.
   - Modeling Review (outside PSD/NSR) = $6,704
   - Public Hearing at Source's Request = $2,681
   - LRAPA MACT Determination = $6,704
   - Compliance Order Monitoring = $134/month
   - Greenhouse Gas Reporting = 15% of annual fee
   - Asbestos Fees = vary by square footage, see fee rates here: http://www.lrapa.org/rules_and_regulations/downloads/Title_43.pdf

Air Quality Program Fees Survey

Fee Information

5. Are the fee proceeds identified in #3 and #4 dedicated to the air program? If not, please explain. Yes

6. How are the fees identified in #3 and #4 collected? For example, is payment due with the application? Is a bill sent to the client? Either/both.

7. Are there any limits or restrictions on the amount of a given fee (identified in #3 and #4) that can be collected? If yes, please list the limits. No.

8. What is the process to change fees identified in #3 and #4? Is it administrative, legislative or by other means? By rule permitting fees increase by the CPI each year and by 4% each year for asbestos fees.

9. Is there any other information you would like to add regarding your agency's fees? LRAPA's Title V fees are set by the state (Oregon Department of Environmental Quality). If you have any further questions about LRAPA's budget and sources of revenue, please contact either Merlyn Hough, Director or Nasser Mirhosseyni at 541-736-1056, x 216 or x209, respectively (merlyn@lrapa.org and nmirhosseyni@lrapa.org)

Air Quality Program Fees Survey

10. Please provide recent or current revenue information for your program. Please specify the time period that this revenue information represents. 2013-2014

Funding Source	Amount	Time Period
Title V fees	$534,848	Annually
State Funds	$128,900	Annually
Federal 105 grant	$237,320	Annually
Federal 103 grant	$0	NA
Other federal funds	$166,380 PM2.5 Monitoring Grant & pass through	Annually
NSR/construction permit fees	Varies but usually less than $50,000	Annually
Other fees (please specify)	$6700 Open Burning $112,480 Asbestos	Annually
Total	$1,449,320	Annually

11. Please provide a link(s) to your agency's fee laws, regulations, and any guidance documents. See above, also this link for our rules: http://www.lrapa.org/rules_and_regulations/index.php

    See this link for LRAPA's budget: http://www.lrapa.org/downloads/budget_docs/final.pdf

Thank you very much for your participation in this study. The results of this survey will be used to support the development of long-term funding mechanisms for the Iowa Air Quality Program.

- *Catharine*

Catharine Fitzsimmons, Air Quality Bureau Chief

Iowa Department of Natural Resources
P 515.725.9534 | F 515.725.9501 | catharine.fitzsimmons@dnr.iowa.gov
Air Quality Bureau | 7900 Hickman Rd., Ste. 1 | Windsor Heights, IA 50324
www.IowaCleanAir.gov | Air Construction Permit Hotline 877.247.4692

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TITLE 37 (Section 37-0020) Table 2

Part 1. Initial Permitting Application Fees: (in addition to first annual fee)

a. Short Term Activity ACDP	$ 3,352
b. Basic ACDP	$ 134
c. Assignment to General ACDP	$ 1,340*
d. Simple ACDP	$ 6,704
e. Construction ACDP	$ 10,726
f. Standard ACDP	$ 13,406
g. Standard ACDP (PSD/NSR)	$ 46,922

*LRAPA may waive the assignment fee for an existing source requesting to be assigned to a General ACDP because the source is subject to a newly adopted area source NESHAP as long as the existing source requests assignment within 90 days of notification by LRAPA.

Part 2. Annual Fees: (Due date 12/1* for 1/1 to 12/31 of the following year)

a. Short Term Activity ACDP	$ NA
b. Basic ACDP	$ 403
c. General ACDP	
(A) Fee Class One	$ 804
(B) Fee Class Two	$ 1,499
(C) Fee Class Three	$ 2,092
(D) Fee Class Four	$ 403
(E) Fee Class Five	$ 134
(F) Fee Class Six	$ 273
(G) Attachment	$ 134
d. Simple ACDP	
(A) Low Fee	$ 2,145
(B) High Fee	$ 4,290
e. Standard ACDP	$ 8,580

Part 3. Specific Activity Fees:

a. Non-Technical Permit Modification (1)	$ 134
b. Non-PSD/NSR Basic Technical Permit Modification (2)	$ 403
c. Non-PSD/NSR Simple Technical Permit Modification(3)	$ 1,340
d. Non-PSD/NSR Moderate Technical Permit Modification (4)	$ 6,704
e. Non-PSD/NSR Complex Technical Permit Modification (5)	$ 13,406
f. PSD/NSR Modification	$ 46,922
g. Modeling Review (outside PSD/NSR)	$ 6,704
h. Public Hearing at Source's Request	$ 2,681
i. LRAPA MACT Determination	$ 6,704
j. Compliance Order Monitoring (6)	$ 134/month

k. Greenhouse Gas reporting, as required by OAR 340-215-0060	15% of the applicable annual fee in Part 2 of this Table

Part 4. **Late Fees for annual fees and greenhouse gas reporting fees:**

a. 8-30 days late 5%

b. 31-60 days late 10%

c. 61 or more days late 20%

1. Non-Technical modifications include, but are not limited to name changes, change of ownership and similar administrative changes.
2. Basic Technical Modifications include, but are not limited to corrections of emission factors in compliance methods, changing source test dates for extenuating circumstances, and similar changes.
3. Simple Technical Modifications include, but are not limited to, incorporating a PSEL compliance method from a review report into an ACDP, modifying a compliance method to use different emission factors or process parameter, changing source test dates for extenuating circumstances, changing reporting frequency, incorporating NSPS and NESHAP requirements that do not require judgment, and similar changes.
4. Moderate Technical Modifications include, but are not limited to incorporating a relatively simple new compliance method into a permit, adding a relatively simple compliance method or monitoring for an emission point or control device not previously addressed in a permit, revising monitoring and reporting requirements other than dates and frequency, adding a new applicable requirement into a permit due to a change in process or change in rules and that does not require judgment by LRAPA, incorporating NSPS and NESHAP requirements that do not require judgment, and similar changes.
5. Complex Technical Modifications include, but are not limited to incorporating a relatively complex new compliance method into a permit, adding a relatively complex compliance method or monitoring for an emission point or control devise not previously addressed in a permit, adding a relatively complex new applicable requirement into a permit due to a change in process or change in rules and that requires judgment by LRAPA, and similar changes.
6. This is a one-time fee payable when a Compliance Order is established in a Permit or an LRAPA Order containing a compliance schedule becomes a Final Order of LRAPA and is based on the number of months LRAPA will have to oversee the Order.

Part 5. Specific Registration Fees:

1. Gasoline Dispensing Facilities subject to area source NESHAPs <u>not required to otherwise</u> obtain an LRAPA permit must pay a one-time registration fee of $35.
2. Motor vehicle surface coating operations registered pursuant to Section 34-025 must pay $240 per year.
3. Dry cleaners using perchloroethylene registered pursuant to LRAPA Section 34-025 must pay $180 per year.