

A-Engrossed House Bill 5023

Ordered by the House May 31
Including House Amendments dated May 31

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Budget and Management Division, Oregon Department of Administrative Services)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Approves certain new or increased fees adopted by Department of Environmental Quality.
Declares emergency, effective July 1, 2007.

A BILL FOR AN ACT

1
2 Relating to financial administration of the Department of Environmental Quality; and declaring an
3 emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. For the purpose of carrying out the provisions of ORS 291.055 (1)(e), the**
6 **following new or increased fees, adopted or modified by the Department of Environmental**
7 **Quality by rule and approved by the Oregon Department of Administrative Services, are ap-**
8 **proved:**

9 (1) **Permit fee to sell light and medium duty vehicles in Oregon. Annual permit fees**
10 **will total \$200,000 and will be allocated to individual permits according to each**
11 **manufacturer's market share.**

12 (2) **Water Quality Division -**
13 **Wastewater Permit Fees:**

14 (a) **Water Quality Permits,**
15 **New Permit Application Fees:**

16 (A) **Tier 1 industry..... \$ 42,193**

17 (B) **Tier 2 industry..... \$ 8,491**

18 (C) **Tier 1 domestic..... \$ 26,899**

19 (D) **Tier 2 domestic,**
20 **nondischarging lagoons..... \$ 2,750**

21 (E) **Tier 2 domestic, flow**
22 **less than 1 mgd..... \$ 5,433**

23 (F) **Tier 2 domestic, septage alkaline**
24 **stabilization facilities..... \$ 738**

25 (G) **Municipal Stormwater Permit**
26 **Phase I (type MS4-1)..... \$ 8,491**

27 (H) **Municipal Stormwater Permit**
28 **Phase II (type MS4-2)..... \$ 380**

Note: For budget, see 2007-2009 Biennial Budget

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1	(I)	Underground Injection Control	
2		(type UIC)	\$ 8,491
3	(J)	General permit numbers 100-J, 200-J,	
4		400-J, 500-J, 600 (processing	
5		1,500 to 10,000 cubic yards of	
6		material per year), 900-J,	
7		1000, 1400-A.....	\$ 173
8	(K)	General permit numbers 300-J, 1400-B,	
9		1500-A, 1500-B	\$ 274
10	(L)	General permit numbers 1200-A, 1200-C,	
11		1200-CA, 1200-COLS, 1200-Z,	
12		1700-A, 1700-B, 1900, other....	\$ 380
13	(M)	General permit number 600 (processing	
14		less than 1,500 cubic yards of	
15		material per day, or less than	
16		1,500 cubic yards per year),	
17		700-PM.....	\$ 0
18	(b)	Water Quality Permits, Annual Fees:	
19	(A)	Pulp, paper or other fiber pulping	
20		industry, NPDES Tier 1	\$ 14,753
21	(B)	Pulp, paper or other fiber pulping,	
22		industry, WPCF Tier 1.....	\$ 13,693
23	(C)	Food or beverage processing -	
24		washing or packing only,	
25		NPDES Tier 2.....	\$ 2,052
26	(D)	Food or beverage processing -	
27		washing or packing only,	
28		WPCF Tier 2	\$ 1,887
29	(E)	Food or beverage processing -	
30		small, flow less than or equal to 0.1	
31		mgd, or flow between 0.1 mgd and	
32		1 mgd for less than 180 days per	
33		year, NPDES Tier 2	\$ 3,066
34	(F)	Food or beverage processing -	
35		small, flow less than or equal to 0.1	
36		mgd, or flow between 0.1 mgd and 1	
37		mgd for less than 180 days per year,	
38		WPCF Tier 2	\$ 2,901
39	(G)	Food or beverage processing -	
40		medium, flow between 0.1 mgd and 1	
41		mgd for 180 days or more days per year,	
42		or flow greater than or equal to 1 mgd	
43		for 180 or more days per year,	
44		NPDES Tier 2.....	\$ 4,327
45	(H)	Food or beverage processing -	

1		medium, flow between 0.1 mgd and 1	
2		mgd for 180 days or more days per	
3		year, or flow greater than or equal to	
4		1 mgd for 180 or more days per year,	
5		WPCF Tier 2	\$ 4,162
6	(I)	Food or beverage processing - large,	
7		flow greater than or equal to 1 mgd	
8		for 180 or more days per year,	
9		NPDES Tier 1.....	\$ 14,753
10	(J)	Food or beverage processing - large,	
11		flow greater than or equal to 1 mgd	
12		for 180 or more days per year,	
13		NPDES Tier 2.....	\$ 12,693
14	(K)	Food or beverage processing - large,	
15		flow greater than or equal to 1 mgd	
16		for 180 or more days per year,	
17		WPCF Tier 1	\$ 13,693
18	(L)	Food or beverage processing - large,	
19		flow greater than or equal to 1 mgd	
20		for 180 or more days per year,	
21		WPCF Tier 2	\$ 12,798
22	(M)	Primary smelting or refining -	
23		aluminum, NPDES Tier 1	\$ 14,753
24	(N)	Primary smelting or refining -	
25		aluminum, NPDES Tier 2	\$ 12,963
26	(O)	Primary smelting or refining -	
27		aluminum, WPCF Tier 1	\$ 13,693
28	(P)	Primary smelting or refining -	
29		aluminum, WPCF Tier 2	\$ 12,798
30	(Q)	Primary smelting or refining -	
31		nonferrous metals utilizing sand	
32		chlorination separation facilities,	
33		NPDES Tier 1.....	\$ 14,753
34	(R)	Primary smelting or refining -	
35		nonferrous metals utilizing sand	
36		chlorination separation facilities,	
37		NPDES Tier 2.....	\$ 12,963
38	(S)	Primary smelting or refining -	
39		nonferrous metals utilizing sand	
40		chlorination separation facilities,	
41		WPCF Tier 1	\$ 13,693
42	(T)	Primary smelting or refining -	
43		nonferrous metals utilizing sand	
44		chlorination separation facilities,	
45		WPCF Tier 2	\$ 12,798

1	(U)	Primary smelting or refining -		
2		ferrous and nonferrous metals		
3		not elsewhere classified, NPDES		
4		Tier 1	\$	8,436
5	(V)	Primary smelting or refining -		
6		ferrous and nonferrous metals		
7		not elsewhere classified, NPDES		
8		Tier 2	\$	6,647
9	(W)	Primary smelting or refining -		
10		ferrous and nonferrous metals		
11		not elsewhere classified, WPCF		
12		Tier 1	\$	7,377
13	(X)	Primary smelting or refining -		
14		ferrous and nonferrous metals		
15		not elsewhere classified, WPCF		
16		Tier 2	\$	6,482
17	(Y)	Chemical manufacturing with		
18		discharge of process wastewater,		
19		NPDES Tier 1.....	\$	14,753
20	(Z)	Chemical manufacturing with		
21		discharge of process wastewater,		
22		NPDES Tier 2.....	\$	12,963
23	(AA)	Chemical manufacturing with		
24		discharge of process wastewater,		
25		WPCF Tier 1	\$	13,693
26	(BB)	Chemical manufacturing with		
27		discharge of process wastewater,		
28		WPCF Tier 2	\$	12,798
29	(CC)	Cooling water discharges in		
30		excess of 20,000 Btu per sec,		
31		NPDES Tier 1.....	\$	8,436
32	(DD)	Cooling water discharges in		
33		excess of 20,000 Btu per sec,		
34		NPDES Tier 2.....	\$	6,647
35	(EE)	Cooling water discharges in		
36		excess of 20,000 Btu per sec,		
37		WPCF Tier 1	\$	7,377
38	(FF)	Cooling water discharges in		
39		excess of 20,000 Btu per sec,		
40		WPCF Tier 2	\$	6,482
41	(GG)	Mining operations - includes		
42		aggregate or ore processing, large		
43		(over 500,000 cubic yards per year		
44		or involving chemical leaching),		
45		NPDES Tier 1.....	\$	14,753

1	(HH)	Mining operations - includes aggregate	
2		or ore processing, large (over	
3		500,000 cubic yards per year or	
4		involving chemical leaching),	
5		NPDES Tier 2.....	\$ 12,963
6	(II)	Mining operations - includes aggregate	
7		or ore processing, large (over	
8		500,000 cubic yards per year or	
9		involving chemical leaching),	
10		WPCF Tier 1.....	\$ 13,693
11	(JJ)	Mining operations - includes aggregate	
12		or ore processing, large (over	
13		500,000 cubic yards per year or	
14		involving chemical leaching),	
15		WPCF Tier 2.....	\$ 12,798
16	(KK)	Mining operations - includes aggregate	
17		or ore processing, medium (100,000 to	
18		500,000 cubic yards per year),	
19		NPDES Tier 2.....	\$ 4,539
20	(LL)	Mining operations - includes aggregate	
21		or ore processing, medium (100,000 to	
22		500,000 cubic yards per year),	
23		WPCF Tier 2.....	\$ 4,374
24	(MM)	Mining operations - includes aggregate	
25		or ore processing, small (less than	
26		100,000 cubic yards per year),	
27		NPDES Tier 2.....	\$ 1,381
28	(NN)	Mining operations - includes aggregate	
29		or ore processing, small, (less than	
30		100,000 cubic yards per year)	
31		WPCF Tier 2.....	\$ 1,216
32	(OO)	All facilities not elsewhere classified	
33		that dispose of process wastewater	
34		(includes remediated groundwater),	
35		NPDES Tier 1	\$ 14,753
36	(PP)	All facilities not elsewhere classified	
37		that dispose of process wastewater	
38		(includes remediated groundwater),	
39		WPCF Tier 1.....	\$ 13,693
40	(QQ)	All facilities not elsewhere classified	
41		that dispose of process wastewater	
42		(includes remediated groundwater),	
43		NPDES Tier 2.....	\$ 2,856
44	(RR)	All facilities not elsewhere classified	
45		that dispose of process wastewater	

1		(includes remediated groundwater),	
2		WPCF Tier 2	\$ 2,692
3	(SS)	All facilities not elsewhere classified	
4		that dispose of non-process	
5		wastewaters, NPDES Tier 2..	\$ 1,912
6	(TT)	All facilities not elsewhere classified	
7		that dispose of non-process	
8		wastewaters, WPCF Tier 2 ...	\$ 1,747
9	(UU)	Dairies, fish hatcheries and other	
10		confined animal feeding operations	
11		on individual permits, NPDES	
12		Tier 2	\$ 1,673
13	(VV)	Dairies, fish hatcheries and other	
14		confined animal feeding operations	
15		on individual permits, WPCF	
16		Tier 2	\$ 1,508
17	(WW)	All facilities that dispose of	
18		wastewater only by evaporation from	
19		watertight ponds or basins,	
20		WPCF Tier 2	\$ 1,110
21	(XX)	Timber and wood products: sawmills,	
22		log storage, in-stream log storage,	
23		NPDES Tier 1.....	\$ 4,138
24	(YY)	Timber and wood products: sawmills,	
25		log storage, in-stream log storage,	
26		NPDES Tier 2.....	\$ 2,348
27	(ZZ)	Timber and wood products: sawmills,	
28		log storage, in-stream log storage,	
29		WPCF Tier 1	\$ 3,078
30	(AAA)	Timber and wood products: sawmills,	
31		log storage, in-stream log storage,	
32		WPCF Tier 2	\$ 2,183
33	(BBB)	Timber and wood products: hardboard,	
34		veneer, plywood, particle board,	
35		pressboard manufacturing, wood products,	
36		NPDES Tier 1.....	\$ 4,376
37	(CCC)	Timber and wood products: hardboard,	
38		veneer, plywood, particle board,	
39		pressboard manufacturing, wood products,	
40		NPDES Tier 2.....	\$ 2,587
41	(DDD)	Timber and wood products: hardboard,	
42		veneer, plywood, particle board,	
43		pressboard manufacturing, wood products,	
44		WPCF Tier 1	\$ 3,317
45	(EEE)	Timber and wood products: hardboard,	

1		veneer, plywood, particle board,	
2		pressboard manufacturing, wood products,	
3		WPCF Tier 2	\$ 2,422
4	(FFF)	Timber and wood products: wood	
5		preserving, NPDES Tier 1.....	\$ 3,702
6	(GGG)	Timber and wood products: wood	
7		preserving, NPDES Tier 2.....	\$ 1,912
8	(HHH)	Timber and wood products:	
9		wood preserving, WPCF Tier 1\$	2,642
10	(III)	Timber and wood products: wood	
11		preserving, WPCF Tier 2	\$ 1,747
12	(JJJ)	Domestic permits for nondischarging	
13		lagoons, type E, WPCF Tier 2 \$	879
14	(KKK)	Domestic permits for lagoons that	
15		discharge to surface waters, flow less than	
16		1 mgd, NPDES Tier 2.....	\$ 1,053
17	(LLL)	Domestic permits for lagoons that	
18		discharge to surface waters, flow greater	
19		than or equal to 1 mgd and less than 2	
20		mgd, NPDES Tier 1.....	\$ 2,775
21	(MMM)	Domestic permits for lagoons that	
22		discharge to surface waters, flow greater	
23		than or equal to 2 mgd and less than 5 mgd,	
24		NPDES Tier 1.....	\$ 3,803
25	(NNN)	Domestic permits for lagoons that	
26		discharge to surface waters, flow greater	
27		than or equal to 5 mgd and less than 10	
28		mgd, NPDES Tier 1.....	\$ 5,469
29	(OOO)	Domestic permits for treatment systems	
30		other than lagoons, flow less than 1 mgd,	
31		NPDES Tier 2.....	\$ 1,495
32	(PPP)	Domestic permits for treatment systems	
33		other than lagoons, flow less than 1 mgd,	
34		WPCF Tier 2	\$ 1,387
35	(QQQ)	Domestic permits for treatment systems	
36		other than lagoons, flow greater than or	
37		equal to 1 mgd and less than 2 mgd,	
38		NPDES Tier 1.....	\$ 4,720
39	(RRR)	Domestic permits for treatment systems	
40		other than lagoons, flow greater than or	
41		equal to 1 mgd and less than 2 mgd,	
42		WPCF Tier 1	\$ 4,043
43	(SSS)	Domestic permits for treatment systems	
44		other than lagoons, flow greater than or	
45		equal to 2 mgd and less than 5 mgd,	

1		NPDES Tier 1.....	\$	6,956
2	(TTT)	Domestic permits for treatment systems		
3		other than lagoons, flow greater than or		
4		equal to 2 mgd and less than 5 mgd,		
5		WPCF Tier 1.....	\$	6,279
6	(UUU)	Domestic permits for treatment systems		
7		other than lagoons, flow greater than or		
8		equal to 5 mgd and less than 10 mgd,		
9		NPDES Tier 1.....	\$	10,344
10	(VVV)	Domestic permits for treatment systems		
11		other than lagoons, flow greater than or		
12		equal to 5 mgd and less than 10 mgd,		
13		WPCF Tier 1.....	\$	9,666
14	(WWW)	Domestic permits for treatment systems		
15		other than lagoons, flow greater than or		
16		equal to 10 mgd and less than 25 mgd,		
17		NPDES Tier 1.....	\$	16,135
18	(XXX)	Domestic permits for treatment systems		
19		other than lagoons, flow greater than or		
20		equal to 25 mgd and less than 50 mgd,		
21		NPDES Tier 1.....	\$	34,235
22	(YYY)	Domestic permits for treatment systems		
23		other than lagoons, flow greater		
24		than or equal to 50 mgd,		
25		NPDES Tier 1.....	\$	58,250
26	(ZZZ)	Septage alkaline stabilization		
27		facilities	\$	302
28	(AAAA)	Municipal stormwater permits, type		
29		MS4-1	\$	1912
30	(BBBB)	Municipal stormwater permits, type		
31		MS4-2	\$	391
32	(CCCC)	UIC permits	\$	1,747
33	(DDDD)	General permit numbers 100-J, 200-J, 300-J,		
34		400-J, 500-J, 900-J, 1000, 1200-A,		
35		1200-C, 1200-CA, 1200-COLS, 1200-Z,		
36		1400-B, 1500-A, 1500-B, 1700-A,		
37		1700-B, 1900, other	\$	391
38	(EEEE)	General permit number 600 ..	\$	0
39	(FFFF)	General permit number		
40		700-PM.....	\$	25
41	(GGGG)	General permit number 1400-A	\$	229
42	(c)	Major Modification Fees:		
43	(A)	Industrial permit, Tier 1.....	\$	10,599
44	(B)	Industrial permit, Tier 2.....	\$	2,694
45	(C)	Domestic permit,		

1		nondischarging lagoons.....	\$	1,409
2	(D)	Domestic permit, lagoons that		
3		discharge to surface waters, flow		
4		less than 1 mgd.....	\$	2,750
5	(E)	Domestic permit, all other lagoons that		
6		discharge to surface waters..	\$	13,483
7	(F)	Domestic permit, treatment system		
8		other than lagoon, flow less than		
9		1 mgd	\$	2,750
10	(G)	Domestic permit, treatment system other		
11		than lagoon, flow greater than or equal to		
12		1 mgd	\$	13,483
13	(d)	Minor Modification Fees		
14	(A)	All industrial permits	\$	738
15	(B)	All domestic permits except septage		
16		alkaline stabilization facilities	\$	738
17	(C)	Septage alkaline stabilization		
18		facilities	\$	335
19	(e)	Other Fees:		
20	(A)	Permit transfer, all permits .	\$	67
21	(B)	Special WPCF permits issued pursuant to		
22		OAR 340-045-0061.....	\$	402
23	(C)	Domestic permit, annual population		
24		fee for population from 0		
25		through 99.....	\$	0
26	(D)	Domestic permit, annual population		
27		fee for population from 100		
28		through 999	\$	45
29	(E)	Domestic permit, annual population		
30		fee for population from 1,000		
31		through 4,999.....	\$	235
32	(F)	Domestic permit, annual population		
33		fee for population from 5,000		
34		through 9,999.....	\$	783
35	(G)	Domestic permit, annual population		
36		fee for population from 10,000		
37		through 14,999.....	\$	1,286
38	(H)	Domestic permit, annual population		
39		fee for population from 15,000		
40		through 24,999.....	\$	1,973
41	(I)	Domestic permit, annual population		
42		fee for population from 25,000		
43		through 49,999.....	\$	3,466
44	(J)	Domestic permit, annual population		
45		fee for population from 50,000		

1		through 99,999.....	\$	7,714
2	(K)	Domestic permit, annual population		
3		fee for population from 100,000		
4		through 149,999	\$	12,298
5	(L)	Domestic permit, annual population		
6		fee for population from 150,000		
7		to 199,999.....	\$	18,671
8	(M)	Domestic permit, annual population		
9		fee for population from 200,000		
10		to 299,999.....	\$	23,087
11	(N)	Domestic permit, annual population		
12		fee for population from 300,000		
13		to 399,999.....	\$	41,478
14	(O)	Domestic permit, annual population		
15		fee for population from 400,000		
16		to 499,999.....	\$	59,869
17	(P)	Domestic permit, annual population		
18		fee for population over 500,000	\$	78,260
19	(Q)	Domestic permit, annual pretreatment		
20		fee for municipalities with		
21		pretreatment programs	\$	1,342
22	(R)	Domestic permit, significant industrial		
23		user fee for municipalities with		
24		pretreatment programs	\$447 per industry	
25	(S)	Domestic permit, technical activity fee for		
26		new or substantially modified sewage		
27		treatment facility.....	\$	6,171
28	(T)	Domestic permit, technical activity		
29		fee for minor sewage treatment		
30		facility modifications and pump		
31		stations	\$	671
32	(U)	Domestic permit, technical activity fee for		
33		pressure sewer system or major sewer		
34		collection system expansion..	\$	470
35	(V)	Domestic permit, technical activity fee for		
36		minor sewer collection system expansion		
37		or modification.....	\$	134
38	(W)	Domestic permit, technical activity fee for		
39		new or substantially modified water		
40		pollution control facilities using alkaline		
41		agents to stabilize septage....	\$	671
42	(X)	General permit, disposal system plan		
43		review.....	\$	419
44	(Y)	General permit, site inspection and		
45		evaluation.....	\$	1,051

1 **SECTION 2. This 2007 Act being necessary for the immediate preservation of the public**
2 **peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect**
3 **on July 1, 2007.**

4
