

Enrolled
Senate Bill 103

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CHAPTER

AN ACT

Relating to hazardous waste generation; creating new provisions; and amending ORS 466.165.

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

SECTION 1. ORS 466.165 is amended to read:

466.165. (1) An annual fee may be required of every generator, air or water transporter and permittee under ORS 466.005 to 466.385 and 466.992. The fee shall be in an amount determined by the Environmental Quality Commission to be adequate, less any federal funds budgeted therefor by legislative action, to carry on the monitoring, inspection and surveillance program established under ORS 466.195 and to cover related administrative costs.

(2) A generator assessed an annual fee established under subsection (1) of this section shall pay only that part of the annual fee that exceeds the amount paid in the previous calendar year under ORS 465.375 (3).

(3) A generator assessed an annual fee under subsection (1) of this section shall pay to the Department of Environmental Quality, as part of the annual fee, an annual hazardous waste generation fee of [~~\$110~~] **\$130** per metric ton of waste generated during the year. Notwithstanding the amount of waste generated during the year, the hazardous waste generation fee paid under this subsection may not exceed [~~\$27,500~~] **\$32,500**.

(4) The limitation on the hazardous waste generation fee in subsection (3) of this section does not apply to late charges assessed by the department for failure to pay the hazardous waste generation fee by the due date.

(5) Fees collected under this section are continuously appropriated to the department to pay the cost of carrying on the monitoring, inspection and surveillance program under ORS 466.195 and related administrative costs.

SECTION 2. The amendments to ORS 466.165 by section 1 of this 2007 Act apply to annual fees assessed on or after the effective date of this 2007 Act for waste generated on or after January 1, 2007.

Passed by Senate March 19, 2007

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Secretary of Senate

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President of Senate

Passed by House April 16, 2007

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Speaker of House

Received by Governor:

.....M,....., 2007

Approved:

.....M,....., 2007

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Governor

Filed in Office of Secretary of State:

.....M,....., 2007

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Secretary of State