

**REVENUE:** No revenue impact

**FISCAL:** Fiscal statement issued

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**Action:** Do Pass as Amended and Be Printed Engrossed

**Vote:** 3 - 2 - 0

**Yeas:** Hass, Prozanski, Dingfelder

**Nays:** Atkinson, Boquist

**Exc.:** 0

**Prepared By:** Beth Herzog, Administrator

**Meeting Dates:** 1/29, 4/14

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**WHAT THE MEASURE DOES:** Authorizes the Environmental Quality Commission (Commission) to establish a schedule of fees for registering any class of air contamination sources that a person is required to obtain a permit for but chooses if allowed by the Commission to register instead. Requires that the fee be based on the anticipated cost of developing and implementing programs related to the different classes, including but not limited to the cost of processing registrants, compliance inspections, and enforcement. Authorizes the Commission to establish a schedule of fees for reporting of any class of air contamination sources that are required to obtain a state or federal operating permit. Requires the Commission to consider the total fees for each class of sources subject to reporting before establishing reporting fees. Requires the Commission to limit the fees established to the anticipated cost of developing and implementing a reporting program. Declares emergency, effective on passage. Allows the Commission to adopt rules necessary to implement the act upon passage, but establishes that the changes cannot be implemented until January 1, 2010.

**ISSUES DISCUSSED:**

- Alternative for air quality permitting
- Reduce administrative burden
- Impact of new federal regulations on small businesses

**EFFECT OF COMMITTEE AMENDMENT:** Replaces the measure.

**BACKGROUND:** The federal Environmental Protection Agency adopted a series of new regulations, called the National Emission Standards for Hazardous Air Pollutants. These regulations will require thousands of small Oregon businesses, such as auto body shops, to get an air quality permit from the Department of Environmental Quality for the first time. SB 103A provides the Commission with the authorization to establish a registration fee as an alternative to obtaining a permit. In addition, SB 103A authorizes the Commission to establish a schedule of fees for reporting.

4/20/2009 2:12:00 PM

*This summary has not been adopted or officially endorsed by action of the committee.*