

REVENUE: No revenue impact

FISCAL: Fiscal statement issued

Action:	Do Pass as Amended and Be Printed Engrossed and Be Referred to the Committee on Ways and Means by prior reference
Vote:	5 - 0 - 0
Yeas:	Hass, Olsen, Prozanski, Thomsen, Dingfelder
Nays:	0
Exc.:	0
Prepared By:	Beth Patrino, Administrator
Meeting Dates:	2/3, 2/10

WHAT THE MEASURE DOES: Directs Department of Agriculture (ODA) to charge annual permit fee to confined animal feeding operations (CAFO). Establishes tiered annual fee system: \$100 for small CAFOs, \$200 for medium CAFOs and \$300 for large CAFOs. Directs that definition of “small,” “medium” and “large” CAFO be set in administrative rule. Specifies that if bill takes effect after May 15, 2011, ODA must issue a supplemental billing for additional fees owed. Declares emergency, effective upon passage.

ISSUES DISCUSSED:

- Purpose of program is pollution prevention
- Number of facilities required to obtain a CAFO permit
- Work during interim to develop fee proposal

EFFECT OF COMMITTEE AMENDMENT: Deletes provision authorizing cost recovery for additional inspections. Applies tiered annual fee system to permit periods beginning on or after May 15, 2011. Specifies that if bill takes effect after May 15, 2011, ODA must issue a supplemental billing for additional fees owed. Declares emergency, effective upon passage.

BACKGROUND: A confined animal feeding operation, commonly referred to as a “CAFO,” is an operation where animals are kept and raised in confined situations. Feed is brought to the animals rather than the animals grazing on or otherwise seeking feed in pastures, fields or on rangeland. The current CAFO \$25 permit fee has been in place for 25 years.

Senate Bill 120 A would establish a tiered annual fee system for CAFOs based on the number of animals at a particular facility.