

HB 2061 STAFF MEASURE SUMMARY

House Committee On Agriculture and Land Use

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Sub-Referral To: Joint Committee On Ways and Means

Meeting Dates: 2/12

WHAT THE MEASURE DOES:

Changes annual permit fee structure for concentrated and confined animal feeding operations (CAFO). Requires any concentrated animal feeding operation under a National Pollutant Discharge Elimination System (NPDES) or water pollution control facility (WPCF) permit to pay an annual fee for a concentrated animal feeding operation permit. Authorizes the Oregon Department of Agriculture (ODA) to establish annual permit fees by rule for both concentrated and confined animal feeding operations not to exceed \$500, \$1,000, and \$3,500 for small, medium, and large operations. Allows ODA to adopt rules that establish size category tiers for confined animal feeding operations for the purposes of annual permit fee assessment. Establishes a maximum total of \$10,000 for an individual permit-holder to pay for annual CAFO permit fees. Requires ODA to charge a permit application fee for new concentrated or confined animal feeding operations or for the transfer of an NPDES or WPCF permit, not to exceed \$75, \$100, and \$300 for small, medium, and large operations. Establishes a maximum total of \$15,000 for an individual permit applicant to pay for new concentrated or confined animal feeding operations. Becomes operative on January 1, 2020. Takes effect on 91st day following adjournment sine die.

REVENUE: May have revenue impact, but no statement yet issued

FISCAL: May have fiscal impact, but no statement yet issued

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The Oregon Department of Agriculture (ODA) issues Confined Animal Feeding Operations (CAFO) permits to facilities that meet the state or federal CAFO definition and pay an annual permit fee. ORS 561.255 directs that ODA charge small, medium, and large CAFOs \$100, \$200, and \$300 respectively, and define size category tiers by rule. CAFO owners are currently charged a \$50 permit application fee.

House Bill 2061 would require ODA to establish annual permit fees and permit application fees for confined and concentrated animal feeding operations by rule, with statutorily-established maximums.