



State of Oregon
Department of
Environmental
Quality

Oregon Greenhouse Gas Reporting Advisory Committee

Draft Rule Language for
Year One Greenhouse Gas Reporting Fees
for discussion November 16, 2009

The draft rule language, shown in redline/strikeout, creates OAR 340-215-0050, amends Part 3 and Part 4 of OAR 340-216-0020 Table 2, and creates OAR 340-220-0050(4).

DIVISION 215

GREENHOUSE GAS REPORTING REQUIREMENTS

340-215-0050

Greenhouse Gas Reporting Fees

(1) Any person required to register and report under OAR 340-215-0030(1)(a) must submit greenhouse gas reporting fees to the Department as specified in OAR 340-220-0050(4). The fees must be received by the Department within 30 days after the Department mails the fee invoice.

(2) Any person required to register and report under OAR 340-215-0030(1)(b)-(c) must submit greenhouse gas reporting fees to the Department as specified in OAR Chapter 340, Division 216, Table 2, Part 3. The fees must be received by the Department within 30 days after the Department mails the fee invoice.

DIVISION 216

AIR CONTAMINANT DISCHARGE PERMITS

340-216-0020 Table 2

Part 1. Initial Permitting Application Fees: (in addition to first annual fee)

a. Short Term Activity ACDP	\$3,000.00
b. Basic ACDP	\$120.00
c. Assignment to General ACDP	\$1,200.00
d. Simple ACDP	\$6,000.00
e. Construction ACDP	\$9,600.00
f. Standard ACDP	\$12,000.00
g. Standard ACDP (PSD/NSR)	\$42,000.00

Part 2. Annual Fees: (Due 12/1 for 1/1 to 12/31 of the following year)

a. Short Term Activity ACDP		\$NA
b. Basic ACDP		\$360.00
c. General ACDP	(A) Fee Class One	\$720.00
	(B) Fee Class Two	\$1,296.00
	(C) Fee Class Three	\$1,872.00
	(D) Fee Class Four	\$360.00
	(E) Fee Class Five	\$120.00
d. Simple ACDP	(A) Low Fee	\$1,920.00
	(B) High Fee	\$3,840.00
e. Standard ACDP		\$7,680.00

Part 3. Specific Activity Fees:

a. Non-Technical Permit Modification (1)		\$360.00
b. Non-PSD/NSR Basic Technical Permit Modification (2)		\$360.00
c. Non-PSD/NSR Simple Technical Permit Modification(3)		\$1,200.00
d. Non-PSD/NSR Moderate Technical Permit Modification (4)		\$6,000.00
e. Non-PSD/NSR Complex Technical Permit Modification (5)		\$12,000.00
f. PSD/NSR Modification		\$42,000.00
g. Modeling Review (outside PSD/NSR)		\$6,000.00
h. Public Hearing at Source's Request		\$2,400.00
i. State MACT Determination		\$6,000.00
j. Compliance Order Monitoring (6)		\$120.00/month
k. <u>Greenhouse Gas Reporting, as required by OAR 340-215-0050(2), due in Calendar Year 2010</u>	<u>15% of the applicable annual fee in Part 2</u>	

Part 4. Late Fees [for annual fees and greenhouse gas reporting fees:](#)

- a. 8-30 days late 5% ~~of annual fee~~
- b. 31-60 days late 10% ~~of annual fee~~
- c. 61 or more days late 20% ~~of annual fee~~

1. Non-Technical modifications include, but are not limited to name changes, change of ownership and similar administrative changes.
2. Basic Technical Modifications include, but are not limited to corrections of emission factors in compliance methods, changing source test dates for extenuating circumstances, and similar changes.
3. Simple Technical Modifications include, but are not limited to, incorporating a PSEL compliance method from a review report into an ACDP, modifying a compliance method to use different emission factors or process parameter, changing source test dates for extenuating circumstances, changing reporting frequency, incorporating NSPS and NESHAP requirements that do not require judgment, and similar changes.

4. Moderate Technical Modifications include, but are not limited to incorporating a relatively simple new compliance method into a permit, adding a relatively simple compliance method or monitoring for an emission point or control device not previously addressed in a permit, revising monitoring and reporting requirements other than dates and frequency, adding a new applicable requirement into a permit due to a change in process or change in rules and that does not require judgment by the Department, incorporating NSPS and NESHAP requirements that do not require judgment, and similar changes.
5. Complex Technical Modifications include, but are not limited to incorporating a relatively complex new compliance method into a permit, adding a relatively complex compliance method or monitoring for an emission point or control device not previously addressed in a permit, adding a relatively complex new applicable requirement into a permit due to a change in process or change in rules and that requires judgment by the Department, and similar changes.
6. This is a one time fee payable when a Compliance Order is established in a Permit or a Department Order containing a compliance schedule becomes a Final Order of the Department and is based on the number of months the Department will have to oversee the Order.

DIVISION 220

OREGON TITLE V OPERATING PERMIT FEES

340-220-0050

Specific Activity Fees

(1) The Department will assess specific activity fees for an Oregon Title V Operating Permit program source for the period of August 21, 2007 to August 25, 2008 as follows:

(a) Existing Source Permit Revisions:

(A) Administrative* — \$406;

(B) Simple — \$1,626;

(C) Moderate — \$12,194;

(D) Complex — \$24,387.

(b) Ambient Air Monitoring Review — \$3,252.

(2) The Department will assess specific activity fees for an Oregon Title V Operating Permit program source for the period of August 26, 2008 to August 25, 2009 as follows:

(a) Existing Source Permit Revisions:

(A) Administrative* — \$418;

(B) Simple — \$1,672;

(C) Moderate — \$12,540;

(D) Complex — \$25,081.

(b) Ambient Air Monitoring Review — \$3,344.

(3) The Department will assess specific activity fees for an Oregon Title V Operating Permit program source as of August 26, 2009 as follows:

(a) Existing Source Permit Revisions:

(A) Administrative* — \$437;

(B) Simple — \$1,748;

(C) Moderate — \$13,115;

(D) Complex — \$26,231.

(b) Ambient Air Monitoring Review — \$3,497.

(4) The Department will assess the following specific activity fee for an Oregon Title V Operating Permit program source for greenhouse gas reporting, as required by OAR 340-215-0050(1), due in calendar year 2010—Fifteen percent of the following, not to exceed \$9,000:

(a) The applicable annual base fee paid for the period 11/15/2009 to 11/14/2010; and

(b) The applicable annual emission fee paid for emissions during calendar year 2008.

*Includes revisions specified in OAR 340-218-0150(1)(a) through (g). Other revisions specified in 340-218-0150 are subject to simple, moderate or complex revision fees.