

HOUSE BILL NO. HB0012

National pollutant discharge elimination system-fee program.

Sponsored by: Joint Minerals, Business and Economic Development Interim Committee

A BILL

for

1 AN ACT relating to public health and safety; providing for
2 the establishment of a fee system for specified water point
3 source discharge permits; providing for implementation of
4 the system; and providing for an effective date.

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6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 35-11-312 is created to read:

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10 **35-11-312. Fees.**

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12 (a) The department shall implement a surface water
13 point source discharge permit fee system. On July 1 of
14 each year, the department shall assess an annual permit fee
15 of one hundred dollars (\$100.00) for each active surface
16 water point source discharge permit and for each permit

1 authorization held by any person under W.S. 35-11-301
2 during any portion of the preceding twelve (12) month
3 period. The department shall prepare a biennium report on
4 the fee system for review by the joint minerals, business
5 and economic development interim committee by October 31 of
6 the year prior to the Wyoming legislative budget session.

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8 (b) The fees collected by the department pursuant to
9 this section shall be deposited in a separate account
10 within the earmarked revenue fund, and shall be subject to
11 appropriation by the legislature to the department to be
12 used for costs associated with:

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14 (i) Surface water quality monitoring and
15 analysis;

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17 (ii) Surface water quality modeling analysis and
18 demonstrations;

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20 (iii) Other nonoperating costs associated with
21 surface water discharges.

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1 (c) The revenue generated by this section shall not
2 be used for operational costs associated with permit
3 processing.

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5 (d) The department may reduce any fee required under
6 this section to take into account the financial resources
7 of small businesses as defined by the United States Small
8 Business Administration.

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10 **Section 2.** This act is effective immediately upon
11 completion of all acts necessary for a bill to become law
12 as provided by Article 4, Section 8 of the Wyoming
13 Constitution.

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(END)