

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 for each national
14 pollutant discharge elimination system permit. On July 1 of
15 each year, the department shall assess an annual permit fee
16 of one hundred dollars (\$100.00) for each national

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

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

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16 (i) Surface water quality monitoring and
17 analysis;

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19 (ii) Surface water quality modeling analysis and
20 demonstrations;

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22 (iii) Other nonoperating costs associated with
23 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 or waive for good
6 cause any fee required under this section as necessary
7 based on water quality of the national pollutant discharge
8 elimination system discharge taking into account the
9 financial resources of the entity or entities in question.

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

15

16 (END)