

Secretary of State
NOTICE OF PROPOSED RULEMAKING HEARING*
A Statement of Need and Fiscal Impact accompanies this form

Department of Environmental Quality

340

Agency and Division

Administrative Rules Chapter Number

Maggie Vandehey

(503) 229-6878

Rules Coordinator

Telephone

Department of Environmental Quality, 811 SW Sixth Ave., Portland, OR 97204-1390

Address

RULE CAPTION

401 Water Quality Certification Fee Increase

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

Hearing Date	Time	Location	Hearings Officer
8-15-12	06:00 PM	Roseburg Central Library	DEQ employee
8-20-12	06:00 PM	Columbia Gorge Community College, The Dalles	DEQ employee

Auxiliary aids for persons with disabilities are available upon request.

RULEMAKING ACTION

Secure approval of rule numbers with the Administrative Rules Unit prior to filing

ADOPT:

AMEND:

OAR 340-048-0055

REPEAL:

RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

AMEND AND RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

Statutory Authority:

ORS 420 & 468

Other Authority:

Statutes Implemented:

ORS 468B.035 - ORS 468B.047

RULE SUMMARY

The Oregon Department of Environmental Quality is proposing to increase fees for certifying that activities requiring federal licenses and permits comply with water quality requirements and standards. DEQ certifies compliance as authorized by Section 401 of the federal Clean Water Act. The proposed fees apply to most removal, fill and other activities, except hydroelectric, requiring 401 certification.

This rulemaking would increase 401 certification fees to cover program costs, provide additional staff to expedite review and approval, and enhance technical assistance to applicants.

The proposed changes will apply to those requiring federal permits or licenses for removal, fill or other activities (except hydroelectric projects) that may result in discharges to Oregon's waters. Applicants could include individuals, small and large businesses, local governments, state and federal agencies and other entities.

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

08-29-2012 5:00 p.m.	Maggie Vandehey	maggie.vandehey@state.or.us	7-12-12 3:48p.m.
Last Day (m/d/yyyy) and Time	Printed Name	Email Address	Date Filed

