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**PERMANENT ADMINISTRATIVE ORDER**

**DEQ 2-2024**

CHAPTER 340  
DEPARTMENT OF ENVIRONMENTAL QUALITY

**FILED**

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ARCHIVES DIVISION  
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FILING CAPTION: Title V Permanent Fee Increase 2023

EFFECTIVE DATE: 01/25/2024

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RULES:

340-220-0030, 340-220-0040, 340-220-0050

AMEND: 340-220-0030

REPEAL: Temporary 340-220-0030 from DEQ 9-2023

RULE TITLE: Annual Base Fee

NOTICE FILED DATE: 10/31/2023

RULE SUMMARY: Increasing Title V Fees by 43% as authorized by House Bill 3229.

RULE TEXT:

(1) DEQ will assess an annual base fee of \$12,504 for each source subject to the Oregon Title V Operating Permit program for the period of November 15, 2023 to November 14, 2024.

(2) DEQ will assess an annual base fee of \$16,002 for each source subject to the Oregon Title V Operating Permit program for the period of November 15, 2024 to November 14, 2025, and for each annual period thereafter.

STATUTORY/OTHER AUTHORITY: ORS 468, 468A

STATUTES/OTHER IMPLEMENTED: ORS 468, 468A

AMEND: 340-220-0040

REPEAL: Temporary 340-220-0040 from DEQ 9-2023

RULE TITLE: Emission Fee

NOTICE FILED DATE: 10/31/2023

RULE SUMMARY: Increasing Title V Fees by 43% as authorized by House Bill 3229.

RULE TEXT:

(1) For operations during the period of November 15, 2023 to November 14, 2024, DEQ will assess an emission fee of \$95 per ton of each regulated pollutant emitted during calendar year 2022 to each source subject to the Oregon Title V Operating Permit Program.

(2) For operations during the period of November 15, 2024 to November 14, 2025, DEQ will assess an emission fee of \$121 per ton of each regulated pollutant emitted during calendar year 2023 to each source subject to the Oregon Title V Operating Permit Program. DEQ will assess the same per ton emission fee for operations in subsequent comparable November 15 to November 14 operating periods, based on subsequent calendar year's emissions of regulated pollutants, respectively, to each source subject to the Oregon Title V Operating Permit Program.

(3) The emission fee will be applied to emissions based on the elections made according to OAR 340-220-0090.

STATUTORY/OTHER AUTHORITY: ORS 468.020

STATUTES/OTHER IMPLEMENTED: ORS 468, 468A

AMEND: 340-220-0050

REPEAL: Temporary 340-220-0050 from DEQ 9-2023

RULE TITLE: Specific Activity Fees

NOTICE FILED DATE: 10/31/2023

RULE SUMMARY: Increasing Title V Fees by 43% as authorized by House Bill 3229.

RULE TEXT:

(1) DEQ will assess specific activity fees for an Oregon Title V Operating Permit program source for the period of July 27, 2023 to August 1, 2024 as follows:

(a) Existing source permit revisions:

(A) Administrative\* — \$762;

(B) Simple — \$3,050;

(C) Moderate — \$22,873;

(D) Complex — \$45,744; and

(b) Ambient air monitoring review — \$6,099.

(2) DEQ will assess specific activity fees for an Oregon Title V Operating Permit program source as of August 1, 2024 as follows:

(a) Existing source permit revisions:

(A) Administrative\* — \$975;

(B) Simple — \$3,903;

(C) Moderate — \$29,276;

(D) Complex — \$58,552; and

(b) Ambient air monitoring review — \$7,807.

(3) DEQ will assess the following specific activity fee for an Oregon Title V Operating Permit program source for annual greenhouse gas reporting, as required by OAR 340-215-0060(1) — 15 percent of the following, not to exceed \$4,500\*:

(a) The applicable annual base fee under OAR 340-220-0030 (for the period of November 15 of the current year to November 14 of the following year); and

(b) The applicable annual emission fee under OAR 340-220-0040.

(4) DEQ will assess the following specific activity fees for an Oregon Title V Operating Permit for Cleaner Air Oregon program implementation, as required by OAR 340-245-0400:

(a) The annual base fee of \$2,859; and

(b) The annual emission fee of \$21.61 per ton of each regulated pollutant for emissions during the previous calendar year, up to and including 7,000 tons of such emissions per year. The emission fee will be applied to emissions based on the elections made under OAR 340-220-0090.

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

STATUTORY/OTHER AUTHORITY: ORS 468, 468A

STATUTES/OTHER IMPLEMENTED: ORS 468, 468A