



**Missouri Department of Natural Resources  
Air Pollution Control Program**

August 12, 2014

I wanted to give you an update on our process regarding air pollution fees. As those of you have been following this issue know, the program presented the fee proposal developed by participating stakeholders to the Air Conservation Commission on July 21.

Since that time, we have received several comments and inquiries expressing concern with some of the new fee levels, particularly the new level for intermediate and Part 70 operating permits. There is also some concern about the compressed process and the fact that the new law allowing adjustment of the permit and asbestos fees is not effective until August 28. As you know, the law requires the department submit a proposal with "stakeholder agreement." Based on the concerns we have heard, it appears the compressed process may have precluded a thorough vetting of the original proposal.

Consequently, the department is changing its approach to revising the fee structure. In short, the department is proposing to move forward with rulemaking this year for emission fees only. The authority for the commission to set emission fees was authorized by HB 28/650 (2013), so revising the emission fee only does not pose the concern regarding the effective date of the most recent law -- SB 642 (2014). An option we would like to discuss with stakeholders is to set the emission fee at one rate to take effect in 2016 and continue stakeholder discussions with the goal of developing a more comprehensive proposal to include emission, permit and asbestos fees for 2017 and beyond. This would require additional rulemaking in the fall of 2015.

The department has scheduled a stakeholder meeting/conference call on August 21<sup>st</sup> at 1:00 p.m. to discuss a revised emission fee. We will send out details of the meeting/conference line in a separate communication. The goal of this meeting is to develop a revised proposal to present to the Air Conservation Commission on August 28<sup>th</sup>. As you know, the original proposal fell somewhat short of revenue targets. Our hope is to set the emission fee at a rate that brings in additional revenue at a level reasonably close to the original proposal, which will provide additional revenue for program operations.

For reference, all presentations and past proposals are located under the meeting heading dates at: <http://www.dnr.mo.gov/env/apcp/airadvisory/apcpstakeholder.htm>

As always, thank you for your interest in air quality and if you have any questions, please call or email me.

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