

**Memorandum**

**To :** Honorable Jerome E. Horton, Chairman  
Honorable Michelle Steel, Vice Chair  
Honorable Betty T. Yee, First District  
Senator George Runner, Second District  
Honorable John Chiang, State Controller

**Date :** August 20, 2012

**From :** David J. Gau, Deputy Director   
Property and Special Taxes Department

**Subject :** *Calendar Year 2013 Hazardous Substances Fees and Occupational Lead Poisoning Prevention Fee Rates (September 2012 Administrative Consent Calendar)*

In accordance with the Health and Safety Code Sections listed below, the tax and fees administered under the Hazardous Substances Tax Law are adjusted each year by the incremental change in the Consumer Price Index (CPI) published by the California Department of Industrial Relations. The increase in the CPI from June 30, 2011 to June 30, 2012 is 1.927 percent and was calculated as follows:

CPI @ June 30, 2012	237.781
CPI @ June 30, 2011	233.285
Increase in CPI	4.496
Percentage Increase	1.927%

I recommend that the 2013 calendar year rates for the tax and fee programs administered under the Hazardous Substances Tax Law be established according to the attached schedules identified as Exhibits A – D:

Health & Safety Code Section	Description of Fee	Exhibit
25174.2	Disposal Base Fee	A
25205.14	Permit-by-Rule or Conditional Authorization	A
25205.4	Facility Base Fee	A
25205.5	Generator Base Fee	A
25205.6	Environmental Fees	B
25205.7	Activity Fees	C
105190	Occupational Lead Poisoning Prevention Fee	D

Please place this item on the Board's September 2012 Administrative Consent Calendar for approval.

DJG:da  
Attachments

cc: Ms. Regina Evans                      Ms. Marcy Jo Mandel  
Mr. Joel Angeles                        Ms. Joann Richmond  
Mr. Alan LoFaso                         Ms. Lynn Bartolo  
Mr. Sean Wallentine                    Ms. Debbie Kalfsbeek

Approved:   
Cynthia Bridges, Executive Director

BOARD APPROVED  
at the \_\_\_\_\_ Board Meeting

\_\_\_\_\_  
Joann Richmond, Chief  
Board Proceedings Division

**Change  
Consumer Price Index (CPI)  
California Urban Consumers  
June 2011 to June 2012**

<b>Line (L)</b>	<b>Month</b>	<b>Description</b>	<b>Amount</b>
1	Jun-12	CPI	237.781
2	Jun-11	CPI	233.285
3		<L1-L2> Change	4.496
		<L3/L2> Percentage Change	1.927%

The California CPI is established by the Department of Industrial Relations and is used to establish the fee structure for all programs per statute

Source:

State of California Department of Industrial Relations  
Division of Labor Statistics and Research  
Consumer Price Index-California dated 7/17/2012  
<http://www.dir.ca.gov/dlsr/CPI/PresentCCPI.PDF>

**Proposed Adjustments  
Disposal Fee, Permit by Rule,  
Conditional Authorization,  
Facility Fee, Generator Fee  
2013 Calendar Year**

**Exhibit A**

<b>HAZARDOUS WASTE FEE:</b>	<b>2012 FEES</b>	<b>PROPOSED FEE ADJUSTMENT</b>	<b>PROPOSED FEES 2013</b>
Disposal Base Fee (§25174.2) <sup>1</sup>	\$126.99	\$2.45	\$129.44
Permit by Rule (§25205.14)	\$1,429	\$28	\$1,457
Conditional Authorization (§25205.14)	\$1,429	\$28	\$1,457
Facility Base Fee (§25205.4)	\$29,438	\$567	\$30,005
Generator Base Fee (§25205.5)	\$4,094	\$79	\$4,173

<sup>1</sup> Please note, in contrast to the other base rates, which are rounded to the nearest dollar, the Disposal Fee base rate is rounded to the nearest cent as the Disposal Fee is computed for each ton of hazardous waste.

**Proposed Adjustments  
Environmental Fee (\$25205.6)  
2013 Calendar Year**

**Exhibit B**

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<b>NUMBER OF EMPLOYEES:</b>	<b>2012 FEES</b>	<b>PROPOSED FEE ADJUSTMENT</b>	<b>PROPOSED FEES 2013</b>
50 to 74	\$291	\$6	\$297
75 to 99	\$512	\$10	\$522
100 to 249	\$1,019	\$20	\$1,039
250 to 499	\$2,186	\$42	\$2,228
500 to 999	\$4,081	\$79	\$4,160
1,000 or more	\$13,850	\$267	\$14,117

**Proposed Adjustments  
Activity Fees (\$25205.7)  
2013 Calendar Year**

**Exhibit C**

<b>ACTIVITY FEES:</b>	<b>2012 FEES</b>	<b>PROPOSED FEE ADJUSTMENT</b>	<b>PROPOSED FEES 2013</b>
<b>Land Disposal Facility Permit Application Fee</b>			
Large Facility:	\$568,467	\$10,954	\$579,421
Medium Facility:	\$330,983	\$6,378	\$337,361
Small Facility:	\$155,206	\$2,991	\$158,197
<b>Incineration Facility Requiring a Permit</b>			
Large Facility:	\$340,335	\$6,558	\$346,893
Medium Facility:	\$198,216	\$3,820	\$202,036
Small Facility:	\$93,496	\$1,802	\$95,298
<b>Storage or Treatment Facility Permit Application Fee</b>			
Large Facility:	\$112,198	\$2,162	\$114,360
Medium Facility:	\$57,971	\$1,117	\$59,088
Small Facility:	\$31,789	\$613	\$32,402
<b>Standardized Permit Facility Application Fee</b>			
Series A:	\$47,751	\$920	\$48,671
Series B:	\$29,811	\$574	\$30,385
Series C:	\$7,943	\$153	\$8,096
<b>Transportable Treatment Unit Permit Application Fee</b>			
Large Unit:	\$112,198	\$2,162	\$114,360
Medium Unit:	\$56,097	\$1,081	\$57,178
Small Unit:	\$24,311	\$468	\$24,779
<b>Facility Postclosure Permit Application Fee</b>			
Large Facility:	\$56,097	\$1,081	\$57,178
Medium Facility:	\$33,661	\$649	\$34,310
Small Facility:	\$14,957	\$288	\$15,245

**Proposed Adjustments  
Occupational Lead Poisoning Prevention Fee (\$105190)  
2013 Calendar Year**

**Exhibit D**

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<b>NUMBER OF EMPLOYEES:</b>	<b>2012 FEES</b>	<b>PROPOSED FEE ADJUSTMENT</b>	<b>PROPOSED FEES 2013</b>
<b>Category A:</b>			
Number of Employees:			
10 to 99	\$299	\$6	\$305
100 to 499	\$599	\$12	\$611
500 or more	\$1,498	\$29	\$1,527
<b>Category B:</b>			
Number of Employees:			
10 to 99	\$429	\$8	\$437
100 to 499	\$1,198	\$23	\$1,221
500 or more	\$3,428	\$66	\$3,494