

M e m o r a n d u m

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 31, 2011

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

Subject : **Calendar Year 2012 Hazardous Substances Fees and Occupational Lead Poisoning Prevention Fee Rates (September 2011 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, 2010 to June 30, 2011 is 2.718 percent and was calculated as follows:

CPI @ June 30, 2011	233.285
CPI @ June 30, 2010	227.113
Increase in CPI	6.172
Percentage Increase	2.718%

I recommend that the 2012 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 2011 Administrative Consent Calendar for approval.

DJG:sm
Attachments

cc: Ms. Regina Evans Ms. Marcy Jo Mandel
Mr. Louis Barnett Ms. Diane Olson
Mr. Alan LoFaso Ms. Lynn Bartolo
Mr. Sean Wallentine Mr. Lou Feletto

Approved: Kristine Cazadd
Kristine Cazadd, Interim Executive Director

BOARD APPROVED
at the 9/21/11 Board Meeting

Diane Olson
Diane Olson, Chief
Board Proceedings Division

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

Line (L)	Month	Description	Amount
1	Jun-11	CPI	233.285
2	Jun-10	CPI	227.113
3		<L1-L2> Change	6.172
		<L3/L2> Percentage Change	2.718%

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 8/22/11
<http://www.dir.ca.gov/dlsr/CPI/PresentCCPI.PDF>

**Proposed Adjustments
Disposal Fee, Permit by Rule,
Conditional Authorization,
Facility Fee, Generator Fee
2012 Calendar Year**

Exhibit A

HAZARDOUS WASTE FEE:	2011 FEES	PROPOSED FEE ADJUSTMENT	PROPOSED FEES 2012
Disposal Base Fee (§25174.2) ¹	\$123.63	\$3.36	\$126.99
Permit by Rule (§25205.14)	\$1,391	\$38	\$1,429
Conditional Authorization (§25205.14)	\$1,391	\$38	\$1,429
Facility Base Fee (§25205.4)	\$28,659	\$779	\$29,438
Generator Base Fee (§25205.5)	\$3,986	\$108	\$4,094

¹ 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)
2012 Calendar Year**

Exhibit B

NUMBER OF EMPLOYEES:	2011 FEES	PROPOSED FEE ADJUSTMENT	PROPOSED FEES 2012
50 to 74	\$283	\$8	\$291
75 to 99	\$498	\$14	\$512
100 to 249	\$992	\$27	\$1,019
250 to 499	\$2,128	\$58	\$2,186
500 to 999	\$3,973	\$108	\$4,081
1,000 or more	\$13,484	\$366	\$13,850

**Proposed Adjustments
Activity Fees (\$25205.7)
2012 Calendar Year**

Exhibit C

ACTIVITY FEES:	2011 FEES	PROPOSED FEE ADJUSTMENT	PROPOSED FEES 2012
Land Disposal Facility Permit Application Fee			
Large Facility:	\$553,425	\$15,042	\$568,467
Medium Facility:	\$322,225	\$8,758	\$330,983
Small Facility:	\$151,099	\$4,107	\$155,206
Incineration Facility Requiring a Permit			
Large Facility:	\$331,329	\$9,006	\$340,335
Medium Facility:	\$192,971	\$5,245	\$198,216
Small Facility:	\$91,022	\$2,474	\$93,496
Storage or Treatment Facility Permit Application Fee			
Large Facility:	\$109,229	\$2,969	\$112,198
Medium Facility:	\$56,437	\$1,534	\$57,971
Small Facility:	\$30,948	\$841	\$31,789
Standardized Permit Facility Application Fee			
Series A:	\$46,487	\$1,264	\$47,751
Series B:	\$29,022	\$789	\$29,811
Series C:	\$7,733	\$210	\$7,943
Transportable Treatment Unit Permit Application Fee			
Large Unit:	\$109,229	\$2,969	\$112,198
Medium Unit:	\$54,613	\$1,484	\$56,097
Small Unit:	\$23,668	\$643	\$24,311
Facility Postclosure Permit Application Fee			
Large Facility:	\$54,613	\$1,484	\$56,097
Medium Facility:	\$32,770	\$891	\$33,661
Small Facility:	\$14,561	\$396	\$14,957

**Proposed Adjustments
Occupational Lead Poisoning Prevention Fee (§105190)
2012 Calendar Year**

Exhibit D

NUMBER OF EMPLOYEES:	2011 FEES	PROPOSED FEE ADJUSTMENT	PROPOSED FEES 2012
Category A:			
Number of Employees:			
10 to 99	\$291	\$8	\$299
100 to 499	\$583	\$16	\$599
500 or more	\$1,458	\$40	\$1,498
Category B:			
Number of Employees:			
10 to 99	\$418	\$11	\$429
100 to 499	\$1,166	\$32	\$1,198
500 or more	\$3,337	\$91	\$3,428