

HOUSE BILL NO. 1484

Introduced by

Representatives Carlson, Boucher

Senators Stenehjem, O'Connell

(At the request of the Governor)

1 A BILL for an Act to amend and reenact subdivision c of subsection 2 of section 37-17.1-07.1 of
2 the North Dakota Century Code, relating to hazardous chemical fees.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Subdivision c of subsection 2 of section 37-17.1-07.1 of
5 the North Dakota Century Code is amended and reenacted as follows:

6 c. Each owner and operator of a facility, as defined in SARA title III, shall pay an
7 annual hazardous chemicals fee to the division of homeland security by
8 March first of each year. The fee is twenty-five dollars for each chemical
9 within the meaning of 40 CFR 355.20 or its successor which is required under
10 section 312 of SARA title III, to be listed on the hazardous chemical inventory
11 form (tier II) which the owner or operator must submit to the division. The
12 federal requirements must be used for completing the tier II form, including
13 the threshold amounts, as outlined in 40 CFR 370.20. The maximum fee for a
14 facility under this section is ~~one hundred fifty~~ four hundred seventy-five
15 dollars. The division of homeland security shall transfer to the county
16 hazardous chemicals preparedness and response account one-half of the
17 funds collected from the state's hazardous chemicals fee system.