

**NEVADA DEPARTMENT OF
CONSERVATION & NATURAL RESOURCES**

STATE ENVIRONMENTAL COMMISSION

HEARING ARCHIVES FOR

REGULATORY PETITIONS

COMMISSION PETITION NO. 94020

LEGISLATIVE COUNSEL BUREAU (LCB) FILE NO. R-110-94

DOCUMENTS INCLUDED IN THIS FILE:

SECRETARY OF STATE FILING FORM

DISCLOSURE STATEMENT PURSUANT TO NRS 233B

REGULATORY PETITIONS

YES

ORIGINAL DRAFTED BY COMMISSION

ADOPTED BY COMMISSION

AS FILED AND CODIFIED BY LCB

**PROPOSED REGULATION OF THE
NEVADA STATE ENVIRONMENTAL COMMISSION**

LCB File No. R110-94

EXPLANATION - Matter in *italics* is new; matter in brackets [] is material to be omitted.

AUTHORITY: NRS 459.3824

Section 1. NAC 459.9542 is hereby amended to read as follows:

459.9542 1. The owner or operator of a regulated facility shall pay the fee required by subsection 2 of NRS 459.3824 on or before July 1, 1992, and on or before July 31 of each year thereafter.

2. **[The] *Except as otherwise provided in this subsection, the*** amount of this annual fee for each regulated facility will equal the sum of:

(a) A base fee in the amount of **[\$3,100] *\$6,820***; and

(b) A graduated fee determined by multiplying the sum of all highly hazardous units present at the facility by a factor of **[\$10.50] *\$23.10***.

The annual fee for any regulated facility will not exceed \$30,000.

3. For the purposes of this section, the number of "highly hazardous units" for each highly hazardous substance is calculated by dividing a number equal to the largest amount, in pounds, of the highly hazardous substance that was produced, used, stored or handled at the regulated facility at any one time during the previous period of July 1 through June 30, by the quantity designated for that substance respectively in NRS 459.3816.

END OF PETITION 94020 (LCB R110-94)