PROPOSED REGULATION OF THE

STATE ENVIRONMENTAL COMMISSION

LCB File No. R112-22

August 26, 2022

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

AUTHORITY: §§ 1 and 3, NRS 445A.425, 445A.430, 445A.465 and 445A.480; §§ 2 and 5, NRS 445A.425 and 445A.430; § 4, NRS 445A.425, 445A.430 and 445A.465.

A REGULATION relating to water pollution; establishing fees related to general permits; revising existing fees for certain permits; providing for annual increases of certain fees; authorizing the Director of the State Department of Conservation and Natural Resources to suspend such fee increases; requiring the Director to post to the Internet website of the Division of Environmental Protection of the Department certain information related to such fees; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law provides that, except as authorized by a permit issued by the State Department of Conservation, it is unlawful for any person to: (1) discharge from any point source any pollutant into any waters of the State or any treatment works; (2) inject fluids through a well into any waters of the State; or (3) discharge from a point source a pollutant or inject fluids through a well that could be carried into the waters of the State by any means. (NRS 445A.465) Existing law further authorizes the State Environmental Commission to prescribe reasonable fees for: (1) applications for permits; (2) administering the program for reviewing applications and granting permits; and (3) the review of plans and specifications by the Director of the Department and for services provided by the Division of Environmental Protection of the Department. (NRS 445A.430)

Existing regulations establish various fees related to: (1) certain types of discharge permits; (2) permits for injection wells; and (3) permits for on-site sewage disposal systems. (NAC 445A232, 445A.872, 445A.963) **Sections 2, 4 and 5** of this regulation: (1) increase certain fees; (2) provide for automatic fee increases in future fiscal years; (3) authorize the Director to suspend any automatic increase; and (4) require the Director to post on the Internet website of the Division the fees that are applicable to each fiscal year.

Section 1 of this regulation: (1) sets forth fees related to certain types of general permits; (2) provides for automatic fee increases in future fiscal years; (3) authorizes the Director to suspend any automatic increase; and (4) requires the Director to post on the Internet website of the Division the fees that are applicable to each fiscal year.

Existing regulations set forth application requirements for general permits. (NAC 445A.268) **Section 3** of this regulation requires that such an application must be accompanied by the applicable nonrefundable application fee.

Section 1. Chapter 445A of NAC is hereby amended by adding thereto a new section to read as follows:

1. A nonrefundable applicable fee must accompany each original application for a general permit which is submitted to or required by the Director. The Director shall charge the following fees:

Type of General Permit Issued	*Application Fee*	*Fee for Annual Review and Services*
Construction storm water general permits		
Less than 10 acres	*$300*	*$200*
10 acres or more but less than 50 acres	*400*	*200*
50 acres or more but less than 100 acres	*750*	*400*
100 acres or more but less than 500 acres	*1,000*	*400*
500 acres or more	*1,250*	*400*
Industrial multi-sector general permit	*$1,500*	*$1,000*

Type of General Permit Issued	*Application Fee*	*Fee for Annual Review and Services*
Mining storm water general permit	*$1,500*	*$1,000*
Other general permits	*$300*	*$300*

2. The Director shall charge the following fees:

(a) For reinspecting a site that has submitted a notice of termination, $200 per reinspection.

(b) For inspecting a site that is seeking a no exposure certificate, $250.

3. If required, the fee for the annual review and services set forth in subsection 1 must be:

(a) Submitted to the Division on or before July 1 of each year; and

(b) Paid in advance for the period of review that relates to the fiscal year following payment.

4. For the fiscal year beginning on July 1, 2026, and for each fiscal year thereafter, the Director shall increase each application fee set forth in subsection 1, each fee for annual review and services set forth in subsection 1 and each fee set forth in subsection 2 by 3 percent of the fee amount for the immediately preceding fiscal year.

5. The Director may, during any fiscal year, suspend an increase in a fee.

6. The Director shall post on the Internet website of the Division the fees required pursuant to this section that are applicable to each fiscal year.

Sec. 2. NAC 445A.232 is hereby amended to read as follows:

445A.232 1. Except as otherwise provided in ~~[subsections]~~ ***subsection*** 2 ***,*** ~~[and 7,]~~ a nonrefundable application fee must accompany each original application for a permit, each application for a modification to a permit, other than a minor modification made pursuant to NAC 445A.263, and each application to renew a permit which is submitted to or required by the Director. The Director shall charge the following fees:

Type of Permit Issued	Application Fee	Fee for Annual Review and Services
DISCHARGE OF DOMESTIC WASTEWATER		
Less than 50,000 gallons daily	$1,000	~~[$1,000]~~ ***$1,406***
50,000 gallons or more but less than 250,000 gallons daily	1,500	~~[1,500]~~ ***2,109***
250,000 gallons or more but less than		

Type of Permit Issued	Application Fee	Fee for Annual Review and Services
500,000 gallons daily	2,000	~~[2,000]~~ ***2,812***
500,000 gallons or more but less than 1,000,000 gallons daily	3,000	~~[3,000]~~ ***4,219***
1,000,000 gallons or more but less than 2,000,000 gallons daily	4,000	~~[4,000]~~ ***5,626***
2,000,000 gallons or more but less than 5,000,000 gallons daily	6,000	~~[6,000]~~ ***8,438***
5,000,000 gallons or more but less than 10,000,000 gallons daily	10,000	~~[10,000]~~ ***14,066***
10,000,000 gallons or more but less than 20,000,000 gallons daily	10,000	~~[20,000]~~ ***28,132***
20,000,000 gallons or more but less than		

Type of Permit Issued	Application Fee	Fee for Annual Review and Services
40,000,000 gallons daily	10,000	~~[30,000]~~ ***42,198***
40,000,000 gallons or more daily	10,000	~~[40,000]~~ ***56,263***
DISCHARGE OF RECLAIMED WATER OTHER THAN THROUGH A SPREADING BASIN		
Less than 50,000 gallons daily	$750	~~[$750]~~ ***$1,055***
50,000 gallons or more but less than 250,000 gallons daily	1,000	~~[1,000]~~ ***1,406***
250,000 gallons or more but less than 500,000 gallons daily	1,250	~~[1,250]~~ ***1,758***
500,000 gallons or more but less than 1,000,000 gallons daily	1,500	~~[1,500]~~ ***2,109***

Type of Permit Issued	Application Fee	Fee for Annual Review and Services
1,000,000 gallons or more but less than 10,000,000 gallons daily	2,000	~~[2,000]~~ ***2,812***
10,000,000 gallons or more but less than 20,000,000 gallons daily	2,500	~~[2,500]~~ ***3,516***
20,000,000 gallons or more but less than 40,000,000 gallons daily	3,000	~~[3,000]~~ ***4,219***
40,000,000 gallons or more daily	3,500	~~[3,500]~~ ***4,923***
DISCHARGE OF RECLAIMED WATER THROUGH A SPREADING BASIN		
Less than 10,000,000 gallons daily	$10,000	~~[$10,000]~~ ***$14,066***
10,000,000 gallons or more but less than 20,000,000 gallons daily	10,000	~~[20,000]~~ ***28,132***

Type of Permit Issued	Application Fee	Fee for Annual Review and Services
20,000,000 gallons or more but less than 40,000,000 gallons daily	10,000	~~[30,000]~~ ***42,198***
40,000,000 gallons or more daily	10,000	~~[40,000]~~ ***56,263***
DISCHARGE FROM REMEDIATION, DEWATERING, OTHER THAN A DISCHARGE TO GROUNDWATER FROM THE DEWATERING OF A MINE, OR FROM A POWER PLANT, A MANUFACTURING OR FOOD PROCESSING FACILITY OR ANY OTHER COMMERCIAL OR INDUSTRIAL FACILITY		
Cooling water only	$2,000	~~[$2,000]~~ ***$2,812***
Less than 50,000 gallons of process		

Type of Permit Issued	Application Fee	Fee for Annual Review and Services
water daily	2,500	~~[2,500]~~ ***3,516***
50,000 gallons or more but less than 250,000 gallons of process water daily	3,000	~~[3,000]~~ ***4,219***
250,000 gallons or more but less than 500,000 gallons of process water daily	4,000	~~[4,000]~~ ***5,626***
500,000 gallons or more but less than 1,000,000 gallons of process water daily	5,000	~~[5,000]~~ ***7,032***
1,000,000 gallons or more but less than 2,000,000 gallons of process water daily	6,000	~~[6,000]~~ ***8,438***
2,000,000 gallons or more but less than 5,000,000 gallons of process water daily	8,000	~~[8,000]~~ ***11,252***
5,000,000 gallons or more but less than		

Type of Permit Issued	Application Fee	Fee for Annual Review and Services
10,000,000 gallons of process water daily	10,000	~~[10,000]~~ ***14,066***
10,000,000 gallons or more but less than 20,000,000 gallons of process water daily	10,000	~~[20,000]~~ ***28,132***
20,000,000 gallons or more but less than 40,000,000 gallons of process water daily	10,000	~~[30,000]~~ ***42,198***
40,000,000 gallons or more of process water daily	10,000	~~[40,000]~~ ***56,263***
DISCHARGE FROM A TREATMENT PLANT FOR DRINKING WATER		
Intermittent discharge of less than 100,000 gallons daily	$500	~~[$500]~~ ***$703***
Intermittent discharge of 100,000 gallons or		

Type of Permit Issued	Application Fee	Fee for Annual Review and Services
more but less than 1,000,000 gallons daily	750	~~[750]~~ ***1,055***
Intermittent discharge of 1,000,000 gallons or more daily	1,000	~~[1,000]~~ ***1,406***
Routine discharge of less than 100,000 gallons daily	500	~~[500]~~ ***703***
Routine discharge of 100,000 gallons or more but less than 1,000,000 gallons daily	750	~~[750]~~ ***1,055***
Routine discharge of 1,000,000 gallons or more daily	1,000	~~[1,000]~~ ***1,406***
DISCHARGE OF WASTEWATER FROM A CONCENTRATED ANIMAL FEEDING OPERATION		

Type of Permit Issued	Application Fee	Fee for Annual Review and Services
Less than 100,000 gallons daily	$1,500	~~[$1,500]~~ ***$2,109***
100,000 gallons or more but less than 500,000 gallons daily	2,000	~~[2,000]~~ ***2,812***
500,000 gallons or more daily	2,500	~~[2,500]~~ ***3,516***
PERMIT FOR A CONCENTRATED ANIMAL FEEDING OPERATION THAT DOES NOT DISCHARGE WASTEWATER		
Area of a holding facility that is less than 10 acres	$1,500	~~[$1,500]~~ ***$2,109***
Area of a holding facility that is 10 acres or more but less than 20 acres	2,000	~~[2,000]~~ ***2,812***
Area of a holding facility that is 20 acres		

Type of Permit Issued	Application Fee	Fee for Annual Review and Services
or more	2,500	~~[2,500]~~ ***3,516***
DISCHARGE FROM A FISH HATCHERY		
Less than 500,000 gallons daily	$750	~~[$750]~~ ***$1,055***
500,000 gallons or more but less than 2,500,000 gallons daily	1,000	~~[1,000]~~ ***1,406***
2,500,000 gallons or more daily	1,500	~~[1,500]~~ ***2,109***
OTHER PERMITTED DISCHARGES		
Less than 50,000 gallons daily	$1,000	~~[$1,000]~~ ***$1,406***
50,000 gallons or more but less than 250,000 gallons daily	1,500	~~[1,500]~~ ***2,109***

Type of Permit Issued	Application Fee	Fee for Annual Review and Services
250,000 gallons or more but less than 500,000 gallons daily	3,000	~~[3,000]~~ ***4,219***
500,000 gallons or more but less than 1,000,000 gallons daily	5,000	~~[5,000]~~ ***7,302***
1,000,000 gallons or more but less than 10,000,000 gallons daily	10,000	~~[10,000]~~ ***14,066***
10,000,000 gallons or more but less than 35,000,000 gallons daily	10,000	~~[20,000]~~ ***28,132***
35,000,000 gallons or more daily	10,000	~~[30,000]~~ ***42,198***
REUSE OF SEWAGE SLUDGE		

Type of Permit Issued	Application Fee	Fee for Annual Review and Services
Less than 20,000 cubic yards per year	$1,500	~~[$1,500]~~ ***$2,109***
20,000 cubic yards or more per year	3,000	~~[3,000]~~ ***4,219***
REUSE OF DOMESTIC SEPTAGE	$1,000	~~[$1,000]~~ ***$1,406***
DISCHARGE FROM A RECREATIONAL LAKE	$5,000	~~[$5,000]~~ ***$7,032***
TEMPORARY PERMIT	~~[$250]~~ ***$350***	Not Applicable

2. Except as otherwise provided in this subsection ***,*** ~~[and subsection 7,]~~ a nonrefundable application fee must accompany each original application for a permit and each application to renew a permit for the discharges set forth in this subsection that is submitted to or required by the Director. The Director shall charge the following fees:

Type of Discharge Permitted	Application Fee for Original Permit	Application Fee for Renewal of Permit	Fee for Annual Review and Services
DISCHARGE TO GROUNDWATER FROM THE DEWATERING OF A MINE			
Cooling water only	$625	$315	$1,000
Less than 50,000 gallons of dewatering water daily	625	315	1,500
50,000 gallons or more but less than 1,000,000 gallons of dewatering water daily	875	440	2,000
1,000,000 gallons or more but less than 5,000,000 gallons of dewatering water daily	1,000	500	2,500
5,000,000 gallons or more of			

Type of Discharge Permitted	Application Fee for Original Permit	Application Fee for Renewal of Permit	Fee for Annual Review and Services
dewatering water daily	1,250	625	3,000
MINING			
Physical separation facility discharging wash water where no chemicals are added for metallurgical recovery	$500	$500	$250
Mining facility designed to chemically process less than 18,250 tons per year	500	500	250
Mining facility designed to chemically process 18,250 tons per year or more but less than			

Type of Discharge Permitted	Application Fee for Original Permit	Application Fee for Renewal of Permit	Fee for Annual Review and Services
36,500 tons per year	1,500	1,500	2,000
Mining facility designed to chemically process 36,500 tons per year or more but less than 100,000 tons per year	4,000	4,000	4,000
Mining facility designed to chemically process 100,000 tons per year or more but less than 500,000 tons per year	6,000	6,000	8,000
Mining facility designed to chemically process 500,000 tons per year or more but less than			

Type of Discharge Permitted	Application Fee for Original Permit	Application Fee for Renewal of Permit	Fee for Annual Review and Services
1,000,000 tons per year	10,000	10,000	10,000
Mining facility designed to chemically process 1,000,000 tons per year or more but less than 2,000,000 tons per year	14,000	14,000	14,000
Mining facility designed to chemically process 2,000,000 tons per year or more	20,000	20,000	20,000
Monitoring of mining facility that has completed all physical closure activities and is undergoing source stabilization	2,500 or the application fee for the type	2,500 or the application fee for the type and	5,000 or the annual fee for the type

Type of Discharge Permitted	Application Fee for Original Permit and processing rate of the mining facility permitted, whichever is less	Application Fee for Renewal of Permit processing rate of the mining facility permitted, whichever is less	Fee for Annual Review and Services and processing rate of the mining facility permitted, whichever is less
Post-closure monitoring of mining facility	250	250	500
RUNOFF OF STORM WATER			
Industrial or commercial facility, including any structure, that is 5 acres to 10 acres, inclusive, in size	$300	$150	$750

Type of Discharge Permitted	Application Fee for Original Permit	Application Fee for Renewal of Permit	Fee for Annual Review and Services
Industrial or commercial facility, including any structure, that is more than 10 acres but less than 25 acres in size	600	300	750
Industrial or commercial facility, including any structure, that is more than 25 acres in size	1,000	500	750
Municipality whose population is 250,000 or less	~~[600]~~ ***1,200***	~~[300]~~ ***1,200***	~~[750]~~ ***1,200***
Municipality whose population is more than 250,000	~~[1,000]~~ ***2,000***	~~[500]~~ ***2,000***	~~[1,000]~~ ***2,000***

3. ***A nonrefundable application fee of $150 must accompany each application for a minor modification made pursuant to NAC 445A.263.***

4. To determine the number of acres of a holding facility for an application fee or a fee for the annual review and services for a permit issued to a concentrated animal feeding operation that does not discharge wastewater, the Director shall multiply the number of animals in the concentrated animal feeding operation by .0023.

~~[4.]~~ ***5.*** An application fee or a fee for the annual review and services charged pursuant to subsection 1 must be based upon the limit of flow, in gallons per day, of the discharge authorized in the permit.

~~[5.]~~ ***6.*** The application fee for a permit with a term of less than 5 years must be reduced by the Director in accordance with the term of the permit, but in no case may the fee be reduced by an amount equal to more than one-third of the fee set forth in this section.

~~[6.]~~ ***7.*** If required, the fee for the annual review and services must be:

(a) Submitted to the Division on or before July 1 of each year; and

(b) Paid in advance for the period of review that relates to the fiscal year following payment.

~~[7. If a storm water runoff permit is not required, the Director may refund the application fee for the permit.]~~

8. ~~[On]~~ ***For the fiscal year beginning on*** July 1, ~~[2002,]~~ ***2024,*** and ***for the fiscal year beginning*** on July 1 ~~[of each even-numbered year thereafter, up to and including July 1, 2010,]~~ ***, 2025,*** the Director shall increase ~~[by 5 percent]~~ each fee for the annual review and services set forth in subsection 1 ~~[. To determine the amount of each fee that is due on or after July 1, 2002, the Director shall multiply the fee set forth in subsection 1 by:~~

~~(a) For the fees due on July 1, 2002, and July 1, 2003, 1.05;~~

~~(b) For the fees due on July 1, 2004, and July 1, 2005, 1.1025;~~

~~(c) For the fees due on July 1, 2006, and July 1, 2007, 1.1576;~~

~~(d) For the fees due on July 1, 2008, and July 1, 2009, 1.2155; and~~

~~(e) For the fees due on or after July 1, 2010, 1.2763.~~

~~➥ In establishing the annual fee for the review and services pursuant to this subsection, the Director shall round to the nearest dollar.~~**]** ***by 10.33 percent of the fee for the immediately preceding fiscal year. For the fiscal year beginning on July 1, 2026, and for each fiscal year thereafter, the Director shall increase each of the following fees by 3 percent of the fee for the immediately preceding fiscal year:***

(a) Each application fee set forth in subsections 1 and 3;

(b) Each fee for the annual review and services set forth in subsection 1;

(c) Each application fee for an original permit that applies to a discharge of runoff of storm water set forth in subsection 2;

(d) Each application fee for renewal of permit that applies to a discharge of runoff of storm water set forth in subsection 2;

(e) Each fee for the annual review and services that applies to a discharge of runoff of storm water set forth in subsection 2; and

(f) Each fee for a minor modification set forth in subsection 3.

9. ***The Director may, during any fiscal year, suspend an increase in a fee.***

10. The Director shall post on the Internet website of the Division the fees required pursuant to this section that are applicable to each fiscal year.

11. The Director may allow a holder of a permit to pay any fee required by subsection 1 pursuant to a payment plan if the holder of the permit submits a petition to the Division, on a

form prescribed by the Division, which demonstrates that the payment of the fee in a lump sum would cause financial hardship to the holder of the permit.

~~[10.]~~ ***12.*** As used in this section:

(a) "Concentrated animal feeding operation" has the meaning ascribed to it in 40 C.F.R. § 122.23.

(b) "Domestic septage" has the meaning ascribed to it in 40 C.F. R. § 503.9.

(c) "Sewage sludge" has the meaning ascribed to it in 40 C.F.R. § 503.9.

Sec. 3. NAC 445A.268 is hereby amended to read as follows:

445A.268 1. A general permit may be issued upon proper application by a group of dischargers whose facilities meet the requirements of NAC 445A.266. The application must ~~[include:]~~ ***:***

(a) Include:

~~[(a)]~~ ***(1)*** The name and address of the discharger;

~~[(b)]~~ ***(2)*** The exact location of the discharge;

~~[(c)]~~ ***(3)*** The nature of the discharge;

~~[(d)]~~ ***(4)*** The name and location of the receiving waters;

~~[(e)]~~ ***(5)*** The quantity and quality of the discharge; and

~~[(f)]~~ ***(6)*** Any other information deemed necessary by the Director for the determination of whether the discharger should be included in the general permit ~~[.]~~ ***;***

(b) Be accompanied by:

(1) If the discharger is a facility described in subparagraph (1) of paragraph (c) of subsection 2 of NAC 445A.228, a nonrefundable application fee of $700; or

(2) If the discharger is not a facility described in subparagraph (1) of paragraph (c) of subsection 2 of NAC 445A.228, the applicable nonrefundable application fee as set forth in section 1 of this regulation; and

(c) Be signed in the manner prescribed by NAC 445A.231 for application and reporting forms.

2. A general permit may be issued without application if the Director deems it appropriate.

3. If a general permit has been issued, a discharger who is eligible to be covered under the permit may submit a request to the Director to be included in the general permit. Such a request must ~~[include]~~ ***:***

(a) Include the information required by subsection 1 ~~[, be]~~ ***;***

(b) Be accompanied by ~~[a nonrefundable fee:~~

~~(a) Of $700, if]~~ ***:***

(1) If the discharger is a facility described in subparagraph (1) of paragraph (c) of subsection 2 of NAC 445A.228 ~~[;]~~ ***, a nonrefundable application fee of $700;*** or

~~[(b) Of $200, if]~~ ***(2) If*** the discharger is not a facility described in subparagraph (1) of paragraph (c) of subsection 2 of NAC 445A.228 ~~[,~~

~~➥]~~ ***, the applicable nonrefundable application fee as set forth in section 1 of this regulation;*** and ~~[be]~~

(c) Be signed in the manner prescribed by NAC 445A.231 for application and reporting forms. If such a request is denied because the Director has determined that the discharger must be covered under an individual permit, the Director must inform the holder pursuant to the provisions of NAC 445A.269.

4. A discharger will not be covered under a general permit until the discharger has been notified by the Director.

5. A discharger who is covered under a general permit and:

(a) Is a facility described in subparagraph (1) of paragraph (c) of subsection 2 of NAC 445A.228 shall pay to the Director a nonrefundable fee of $700 not later than July 1 of each year that the discharger is covered under that permit.

(b) Is not a facility described in subparagraph (1) of paragraph (c) of subsection 2 of NAC 445A.228 shall pay to the Director ~~[a]~~ ***the applicable*** nonrefundable ***annual*** fee ~~[of $200]~~ ***, as set forth in section 1 of this regulation,*** not later than July 1 of each year that the discharger is covered under that permit.

Sec. 4. NAC 445A.872 is hereby amended to read as follows:

445A.872 1. A nonrefundable fee must accompany each application for a permit for an injection well. The applicable fee is:

Type of Injection Well	Application Fee	Fee for Annual Services, Major Modifications or Renewal of Permit
Class II, oil and gas	$5,000 plus $625 for each well	$2,500 plus $200 for each well
Class V, geothermal injection wells associated with the production of energy		

Type of Injection Well	Application Fee	Fee for Annual Services, Major Modifications or Renewal of Permit
Producing 25 megawatts or more	$6,250 plus $625 for each well	$3,750 plus $200 for each well
Producing 10 megawatts or more but less than 25 megawatts	$5,000 plus $625 for each well	$1,875 plus $200 for each well
Producing less than 10 megawatts	$3,750 plus $625 for each well	$1,250 plus $200 for each well
Class V, geothermal injection associated with space heating		
Discharging less than 250,000 gallons daily	$875	$325
Discharging 250,000 gallons or more daily	$1,875	$625

Type of Injection Well	Application Fee	Fee for Annual Services, Major Modifications or Renewal of Permit
Class V, injection wells associated with remediation, treatment of waste or experimental technology	$3,000	$1,500
Class V, injection wells associated with mining pit dewatering	$5,000 plus $625 for each well	$2,500 plus $200 for each well
Class V, injection wells associated with aquifer storage and recovery or aquifer recharge and not associated with reclaimed water projects	$2,000 plus $60 for each well	$600 plus $40 for each well
Class V, injection wells associated with reclaimed water projects injecting less than 10,000,000 gallons daily	$10,000 plus $625 for each well after 10 wells	$10,000 plus $200 for each well after 10 wells

Type of Injection Well	Application Fee	Fee for Annual Services, Major Modifications or Renewal of Permit
Class V, injection wells associated with reclaimed water projects injecting 10,000,000 gallons or more but less than 20,000,000 gallons daily.....	$10,000 plus $625 for each well after 20 wells	$20,000 plus $200 for each well after 20 wells
Class V, injection wells associated with reclaimed water projects injecting 20,000,000 gallons or more but less than 40,000,000 gallons daily.....	$10,000 plus $625 for each well after 30 wells	$30,000 plus $200 for each well after 30 wells
Class V, injection wells associated with reclaimed water projects injecting 40,000,000 gallons or more daily	$10,000 plus $625 for each well after 40 wells	$40,000 plus $200 for each well after 40 wells

Type of Injection Well	Application Fee	Fee for Annual Services, Major Modifications or Renewal of Permit
Class V, all others	$625 plus $125 for each well	$200 plus $50 for each well
General Permit, remediation lasting more than 6 months	$1,500	$900
General Permit, remediation lasting 6 months or less	$300	
~~[General Permit, septic system with a capacity of 5,000 or more gallons~~	~~$400~~	~~$300]~~
General Permit, all others with a report requirement	$400	$300
General Permit, all others without a report requirement	$200	$150
General Permit, filing fee for review of the plan	$200	

2. ***A nonrefundable application fee of $150 must accompany each application for a minor modification made pursuant to NAC 445A.902.***

3. A Class III well will be charged a fee for a permit for the actual cost of the review of the application calculated at a rate of $50 per hour for the time spent for the review. The fee for renewal of a permit for a Class III well is $750.

~~[3.]~~ ***4.*** A fee for the renewal of a permit or for major ***or minor*** modifications, if applicable, must be paid in addition to the fee for annual services.

~~[4.]~~ ***5.*** The fee for annual services must be:

(a) Submitted to the Division on or before July 1; and

(b) Paid in advance for each subsequent year during the life of the permit.

6. For the fiscal year beginning on July 1, 2026, and for each fiscal year thereafter, the Director shall increase each application fee set forth in subsection 1, each fee for annual services, major modifications or renewal of a permit set forth in subsection 1 and each fee for a minor modification set forth in subsection 2 by 3 percent of the fee amount for the immediately preceding fiscal year.

7. The Director may, during any fiscal year, suspend an increase in a fee.

8. The Director shall post on the Internet website of the Division the fees required pursuant to this section that are applicable to each fiscal year.

Sec. 5. NAC 445A.963 is hereby amended to read as follows:

445A.963 1. For an on-site sewage disposal system that is under the jurisdiction of the Division, the owner must pay the following fees:

One-time application fee for a general permit to construct or make major modifications to an on-site sewage disposal system with a capacity of 5,000 gallons or more, including plan review $600

Annual fee for renewal of a general permit for an on-site sewage disposal system with a capacity of 5,000 gallons or more $300

One-time application fee for a general permit to construct or make major modifications to an on-site sewage disposal system with a capacity of less than 5,000 gallons, including plan review ..... ~~[$200]~~ ***$400***

Annual fee for renewal of a general permit for an on-site sewage disposal system with a capacity of less than 5,000 gallons ..... ~~[No Fee]~~ ***$150***

To add an existing on-site sewage disposal system with a capacity of less than 5,000 gallons to a general permit ..... ~~[No Fee]~~ ***$150***

One-time application fee for an individual permit to construct or make major modifications to an on-site sewage disposal system, including plan review $1,000

Annual fee for renewal of an individual permit for an on-site sewage disposal system $1,000

To extend an individual or general permit to construct an on-site sewage disposal system for a 1-year period after the expiration of the permit $200

One-time application fee for minor modifications to a permit described in this subsection $150

2. Owners of an on-site sewage disposal system subject to an annual fee must pay the annual fee on or before the date specified in the permit.

3. Fees for a permit to construct an on-site sewage disposal system must be paid when the design engineer submits the certificate of completion to the Division.

4. Fees to extend a permit to construct an on-site sewage disposal system must be paid at the time the request for an extension is submitted to the Division.

5. For the fiscal year beginning on July 1, 2026, and for each fiscal year thereafter, the Director shall increase each fee set forth in subsection 1 by 3 percent of the fee amount for the immediately preceding fiscal year.

6. The Director may, during any fiscal year, suspend an increase in a fee.

7. The Director shall post on the Internet website of the Division the fees required pursuant to this section that are applicable to each fiscal year.