

September 16, 2016

MEMORANDUM

SUBJECT: Calculation of the Part 70 Presumptive Minimum Fee Effective September 1, 2016 through August 31, 2017

FROM: Dylan Mataway-Novak
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TO: Operating Permits Contacts
Regions I-X

The part 70 presumptive minimum fee rate (\$/ton) effective for the 12-month period of September 1, 2016 through August 31, 2017 is \$48.88. This fee rate represents an increase of 0.80433% (or \$0.39) from the fee rate in effect for the prior 12-month period (\$48.49). This increase is based on a calculation of the average monthly change in the Consumer Price Index (All Urban Consumers) for the 12-month period of September 2015 through August 2016 as reported by the U.S. Bureau of Labor Statistics.

This fee rate is used to calculate emissions-based fees for part 70 permit programs that use the presumptive minimum fee for that purpose. Note that many part 70 programs do not use the presumptive fee rate, so check with your permitting authority for the proper fee rates for your location. Also, the fee rate in effect for a given time period is the one normally used in fee calculations performed during that time period, regardless of the time period of the emissions data used in the calculation. For example, when annual fees are calculated in October of 2016 and they are based on the presumptive minimum fee rate, you would use \$48.88 as the fee rate, even though the emissions data would typically be from calendar year 2015.

Note that the updated presumptive minimum fee rate above does not include any state-specific adjustments that may be appropriate in light of the recently signed Standards of Performance for Greenhouse Gas Emissions from New, Modified, and Reconstructed Stationary Sources: Electric Utility Generating Units Rule. For more information on the GHG fee adjustment, see section XII.E, Implications for Title V Fee Requirements for GHGs, in the signed rule, available at <https://www.gpo.gov/fdsys/pkg/FR-2015-10-23/pdf/2015-22842.pdf>.

For any questions regarding this memorandum, please contact Dylan Mataway-Novak at (919) 541-5795 or mataway-novak.dylan@epa.gov.