

SECTION . AMENDATORY Section 2, Chapter 162,
O.S.L. 1984, as last amended by Section 2, Chapter
236, O.S.L. 1987 (63 O.S. Supp. 1990, Section 1-
106.1), as last amended by Section 10, of Enrolled
House Bill No. 1254 of the 1st Session of the 43rd
Oklahoma Legislature, is amended to read as
follows:

Section 1-106.1 A. The State Board of Health may
establish a system of fees to be charged for
environmental and other health services and for
services rendered to members of the public in the
issuance and renewal of licenses and permits by the
State Commissioner of Health and the State
Department of Health. This provision is subject to
the following limitations:

1. The Board must follow the procedures required by Sections
301 through 325 of Title 75 of the Oklahoma Statutes for adoption of
rules and regulations in establishing or amending any such schedule
of fees; and

2. The Board shall charge fees only within the following
ranges, except as may be otherwise specified in this section:

For license or permit issuance: \$50.00 to \$2,000.00

For license or permit renewal: \$10.00 to \$500.00

For environmental health services: \$25.00 to \$250.00

provided further, that any facility exempt from the requirement to
obtain a permit based on date of construction or start-up may be
assessed an annual permit renewal fee equivalent.

B. The Board's authority to establish such a fee schedule shall
extend to all programs administered by the State Commissioner of
Health and the State Department of Health, regardless of whether the
statutes creating such programs are codified in the Oklahoma Public
Health Code.

C. The Board shall base its schedule of licensing or permitting fees upon the reasonable costs of review and inspection services rendered in connection with each license and permit program, but shall be within the ranges specified in subsection A of this section, except as may be otherwise specified in this section. The Department shall establish a system of training for all personnel who render review and inspection services in order to assure uniform statewide application of rules and regulations and the Board shall also base the fee on reasonable costs associated with the training of those personnel. Such fees shall not be used in the operation of local health departments whose personnel do not participate fully in applicable State Department of Health training and standardization programs.

D. The Board may exempt by rule and regulation any class of licensee or permittee or any class of facility or activity to be licensed or permitted from the requirements of the fee schedule if the Board determines that the creation of such a schedule for any such class would work an unreasonable economic hardship.

E. All statutory fees now in effect for issuance and renewal of any license or permit administered by the State Commissioner of Health and the State Department of Health shall remain in effect until such time as the Board acts to implement new fee schedules pursuant to the provisions of this act.

F. Unless a longer duration is specified for certain permits by the rules and regulations of the Board, licenses and permits issued by the Commissioner of Health shall be for a one-year period.

G. 1. Notwithstanding the above limits, the State Board of Health may establish an annual fee for public water supply system regulatory services based on the size and type of the system and the resultant regulatory cost of the services to the state. Such annual fee shall not result in an increase of more than thirty cents

(\$0.30) per month per residential user of the public water supply systems per year.

2. The State Board of Health may assess an annual minimum fee charged for:

- a. purchase water systems, Fifty Dollars (\$50.00),
- b. ground water systems, Seventy-five Dollars (\$75.00),
and
- c. surface water systems, One Hundred Fifty Dollars (\$150.00).

3. Any state funds appropriated for public water supply system regulatory services shall be used to offset the increased costs of regulatory services to the smaller public water supply systems with a population of up to two thousand (2,000) people.

H. The limitations of paragraph 2 of subsection A of this section shall not apply to the issuance or renewal of permits by the Commissioner or Department pursuant to the National Pollutant Discharge Elimination System of the Federal Water Pollution Control Act, provided that fees assessed pursuant to the National Pollutant Discharge Elimination System of the Federal Water Pollution Control Act shall not exceed the cost incurred by the state for performing the regulatory services or Three Hundred Thousand Dollars (\$300,000.00) per year averaged over a five-year period.