

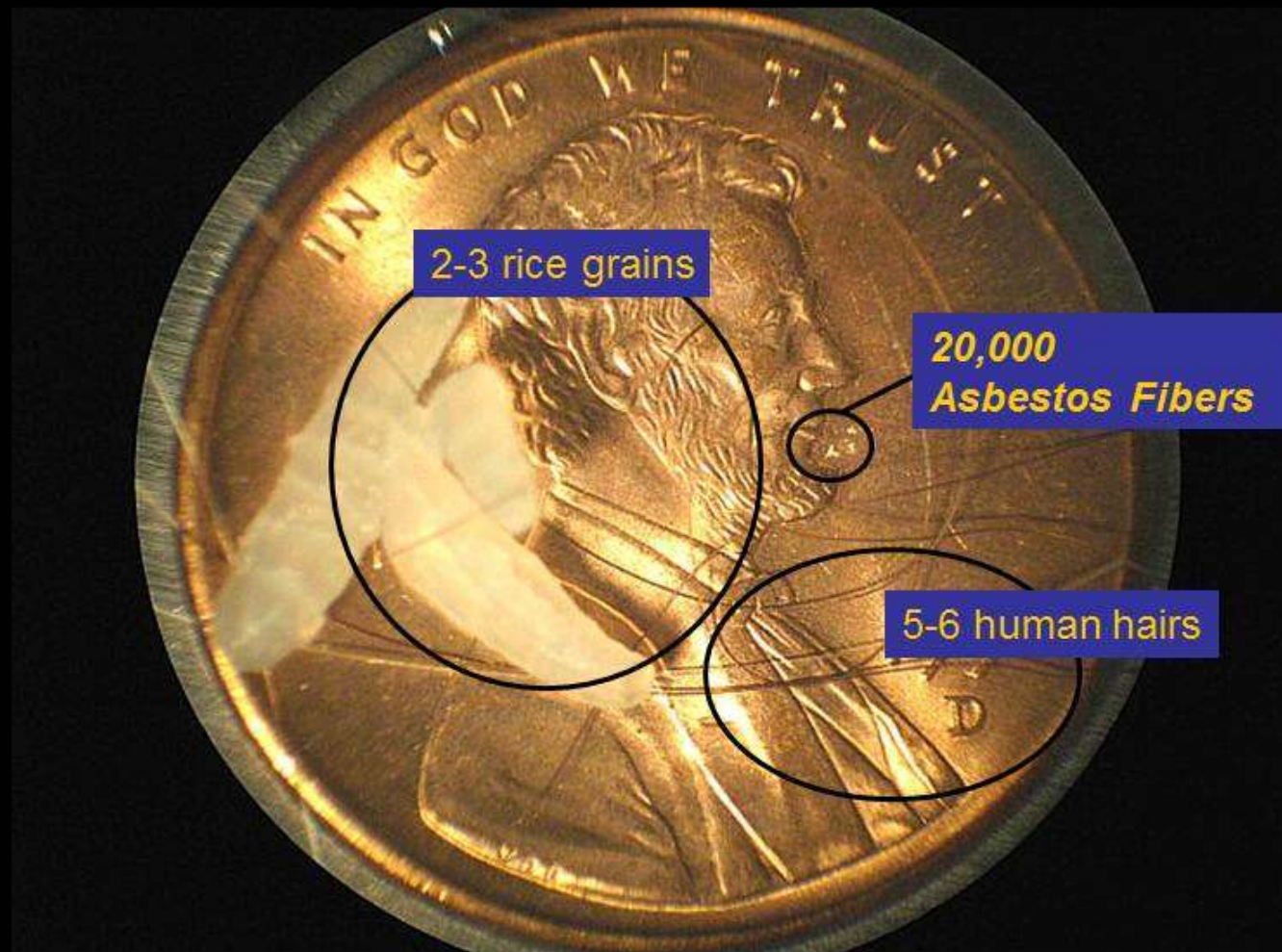
2022 Asbestos Fees

Environmental Quality Commission meeting
Agenda Item C: Rulemaking
May 19, 2022

Agenda Topics

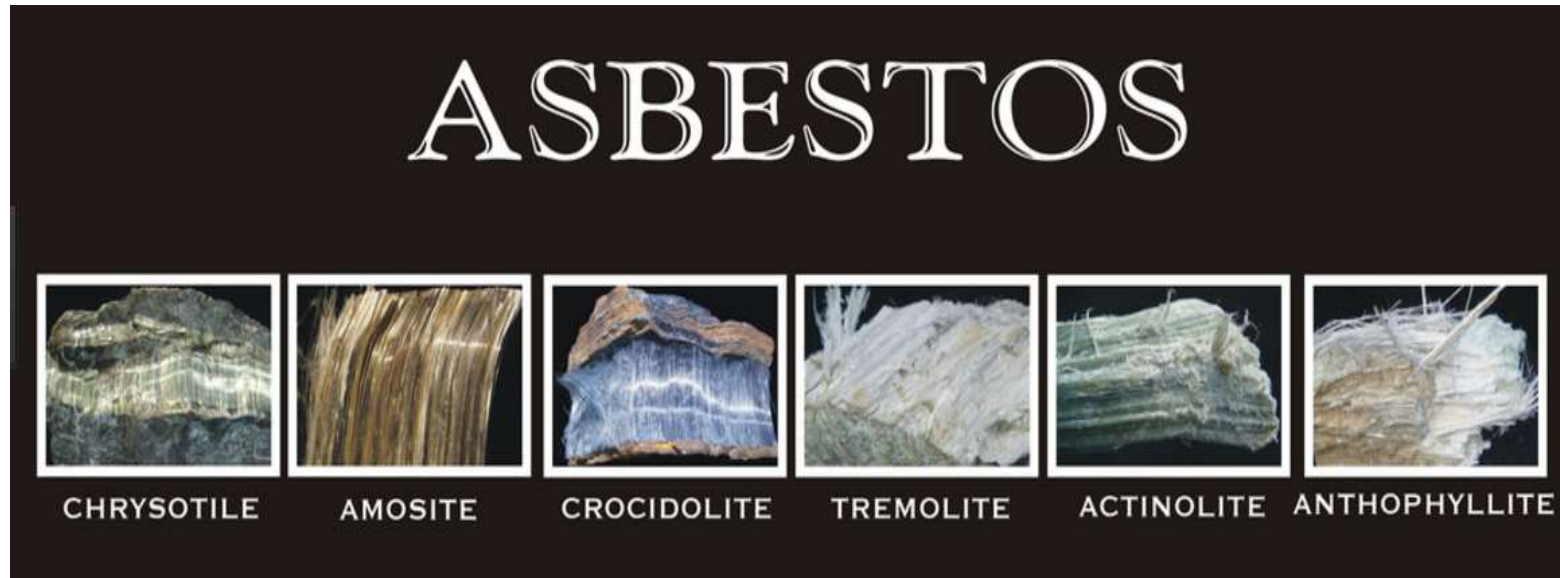
- Asbestos Basics and the role of DEQ's Asbestos Program
- Overview of the 2022 Asbestos Fees Rulemaking
- Rulemaking Timeline
- Fee History, Fee Types and Regulated Entities
- Fee options considered and the proposed increase
- DEQ Recommendation on EQC action

How small is asbestos?



www.AsbestosDiseaseAwarenessOrganization.org

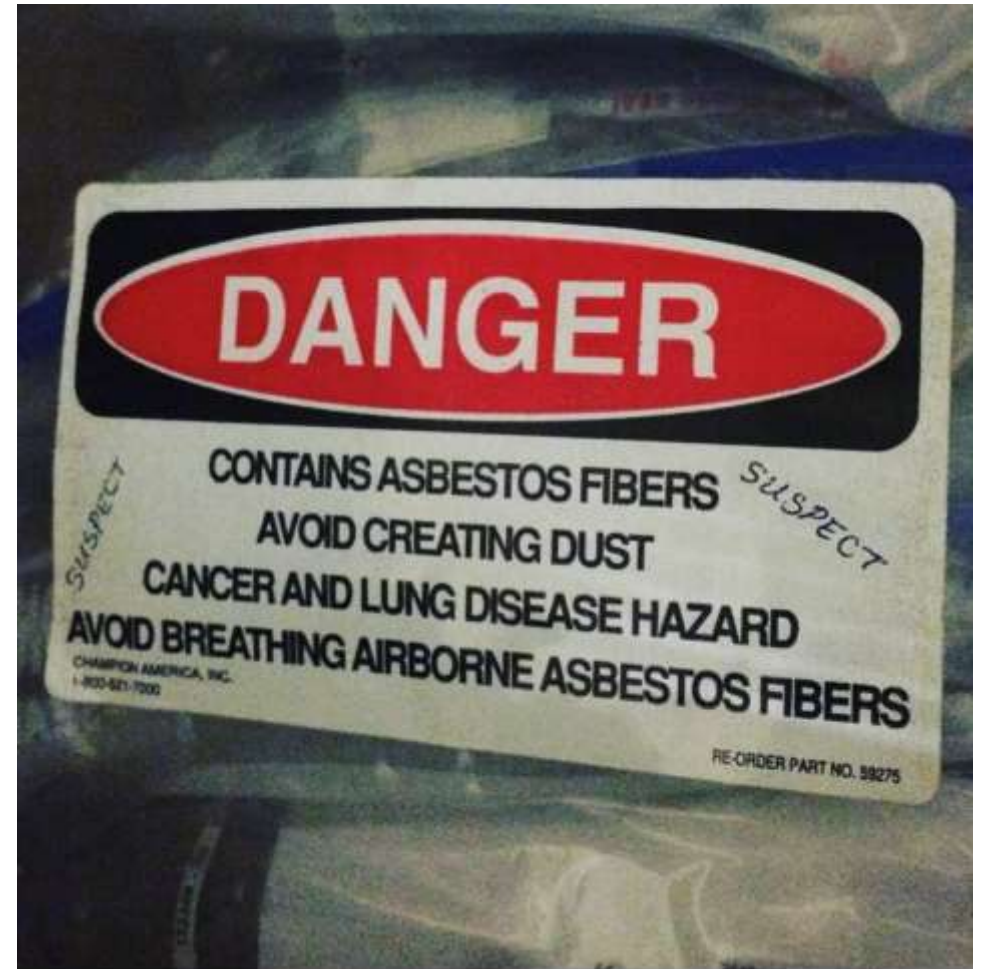
Role of the Asbestos Program



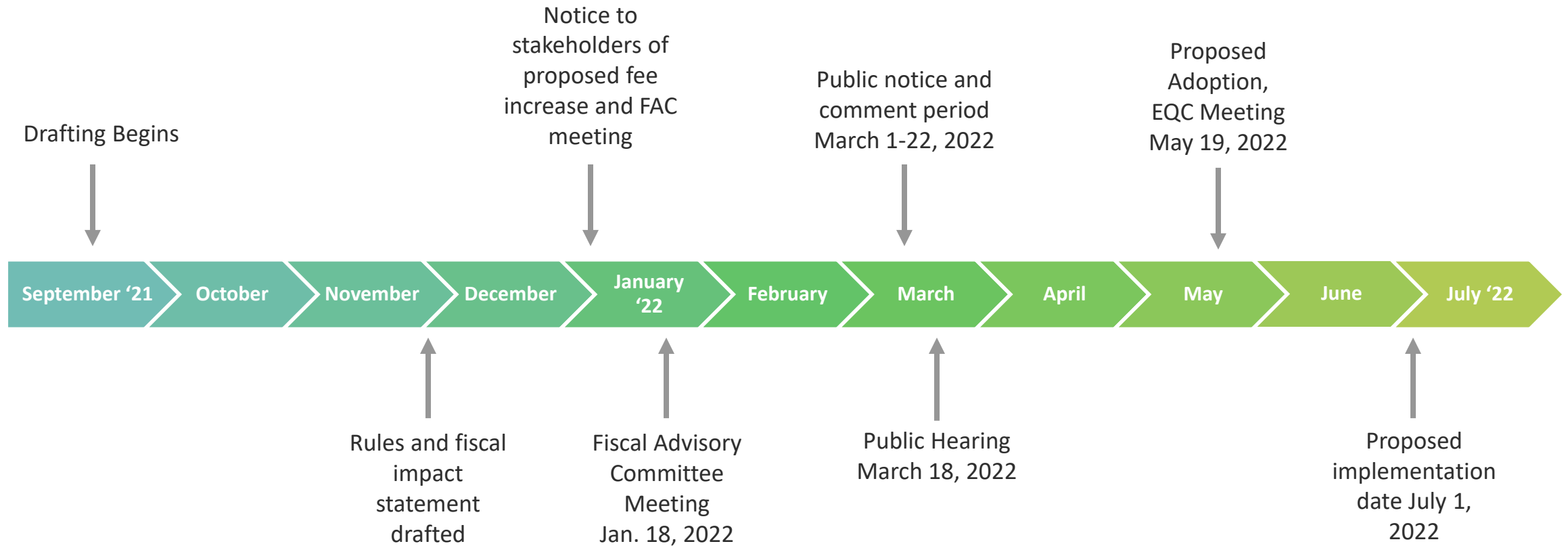
- Implement federal requirements for asbestos
- Ensure asbestos abatement projects are performed safely
- Ensure asbestos containing materials are handled and disposed of properly
- Protect the public from airborne asbestos – a known human carcinogen

Overview of Rulemaking

- Fee increase of \$300,000 annually was approved by Oregon Legislature in 2021
- DEQ is proposing rules to increase program fees accordingly
- Increased fees will sustain the program through July 1, 2026



Rulemaking Timeline



History of Asbestos Fees

- 1985 – Asbestos Program established
- 1987 – Oregon State Legislature approved the licensing program
- 1992 – Fee increase for licensing, certifications, training provider accreditations
- 2007 – Fee increase for project notification



Fee Types and Regulated Entities



Asbestos Notification Fees (~4,400 in 2021)

Fees are dependent on the type and size of the project

Licensed asbestos abatement contractors



Licensing Fees (75 in 2021)

\$1,000 annually

Annual renewals and new applications for licensed asbestos abatement contractors



Asbestos Worker and Supervisor Certifications (~1,200 in 2021)

\$45 for worker certification, \$65 for supervisor certification

Individuals who apply for certification or abatement contractors who employ them

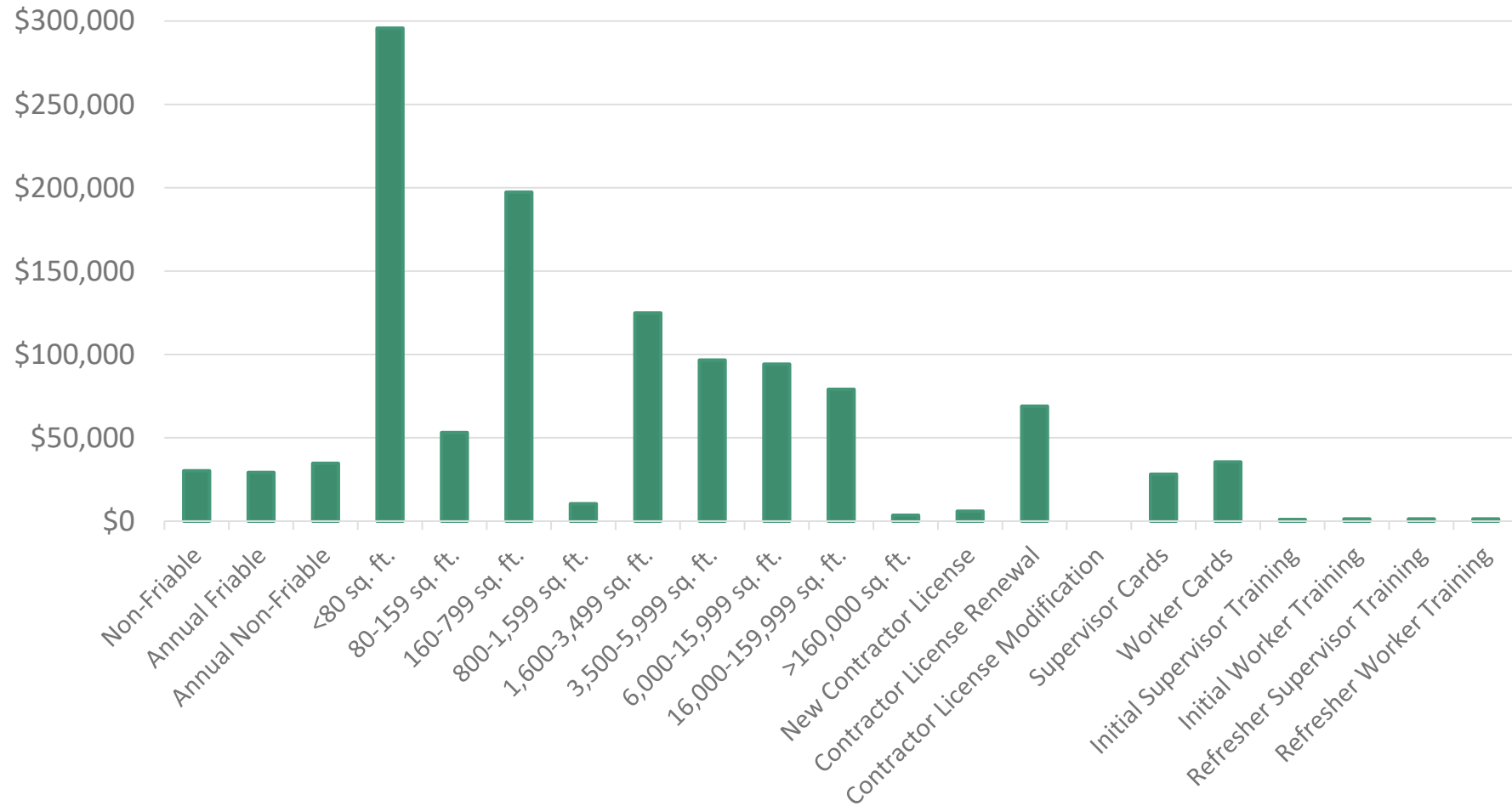


Training Provider Accreditation (6 in 2021)

\$420 annually per course taught

Asbestos worker and supervisor course providers

Asbestos Program Fees FY 2021



Fee Options Considered



Phased-in fee increase



Raise only annual fees and notifications for large projects



Selective fee increase



Across-the-board fee increase

Proposed Notification Fee Increases

Asbestos Notification Fees		
Notification	Current Fee	Proposed Fee
Friable (Annual)	\$750	\$945
Non-Friable (Annual)	\$500	\$630
Non-Friable	\$100	\$126
<80 sq. ft.	\$100	\$126
80-160 sq. ft.	\$200	\$252
160-800 sq. ft.	\$400	\$504
800-1,600 sq. ft.	\$525	\$662
1,600-3,500 sq. ft.	\$900	\$1,134
3,500-6,000 sq. ft.	\$1,050	\$1,323
6,000-16,000 sq. ft.	\$1,700	\$2,142
16,000-160,000 sq. ft.	\$2,800	\$3,528
>160,000 sq. ft.	\$3,500	\$4,410

Proposed Annual Asbestos Fee Increases

Annual Asbestos Fees		
Worker and Supervisor Cards	Current Fee	Proposed Fee
Initial Worker Certification	\$45	\$57
Refresher Worker Certification	\$45	\$57
Initial Supervisor Certification	\$65	\$82
Refresher Supervisor Certification	\$65	\$82
Abatement Contractor License	Current Fee	Proposed Fee
New Contractor License	\$1,000	\$1,270
Contractor License Renewal	\$1,000	\$1,270
Training Provider Accreditation	Current Fee	Proposed Fee
Initial Worker Training	\$320	\$394
Refresher Worker Training	\$320	\$394
Initial Supervisor Training	\$320	\$394
Refresher Supervisor Training	\$320	\$394

DEQ Recommendation

Fee Increase, Across-the-Board

- Minimizes legislatively-approved fee impact to small businesses and individuals
- Provides sufficient funding to maintain current service levels in the Asbestos Program

Motion Language

- *I move that the Environmental Quality Commission adopt the proposed rules as seen in Attachment A of the staff report for this item as part of Chapter 340 of the Oregon Administrative Rules.*