

~~(ii) For calendar year 1994, \$18 per ton of regulated emissions;~~

~~(iii) For calendar year 1995, \$20 per ton of regulated emissions;~~

~~and~~

~~(iv) For calendar year 1996 and each calendar year thereafter, \$25 per ton of regulated emissions.~~

~~(2) The fee established under this section may not exceed, for any single source, \$200,000]~~

(I) \$50 PER TON OF REGULATED EMISSIONS; AND

(II) \$500,000 FOR ANY SINGLE SOURCE IN CALENDAR YEARS 2008 AND 2009.

(2) FOR PURPOSES OF CALCULATING FEES UNDER THIS SECTION, CARBON DIOXIDE EMISSIONS SHALL BE EXCLUDED.

(3) [For purposes of this section, starting in calendar year 1997, the dollar amounts used in] THE FEE ESTABLISHED UNDER this section may be adjusted to reflect changes in the Consumer Price Index, as authorized by 40 CFR Part 70 (Operating Permit Program).

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2008.

Approved by the Governor, April 24, 2008.

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## CHAPTER 142

(House Bill 1056)

AN ACT concerning

Environment – Water Management Administration – Wetlands and  
Waterways Program Fees

FOR the purpose of establishing certain application fees for certain applications related to activities in wetlands and waterways; making certain permits subject to a certain application fee refund process; exempting certain persons and activities from the application fees; establishing the Wetlands and Waterways Program Fund; clarifying certain provisions of the Tidal Wetlands