

ANNUAL FEE REPORT

July 1, 2014 through June 30, 2015

**NEW MEXICO ENVIRONMENT DEPARTMENT
HAZARDOUS WASTE BUREAU**

October 2015

**New Mexico Environment Department
Hazardous Waste Bureau**

Fee Collection during FY2015 (July 01, 2014 - June 30, 2015)

Under the provisions of 20.4.2.202 NMAC: "NMED shall review the amount of fees collected and the amount of money expended administering the Hazardous Waste Management Program for the prior state fiscal year and submit a report on its review to the Board. The report shall include for each facility the amount of fees collected, the number and types of permitting actions taken, submittals reviewed, a summary of the time required to conduct each review or permitting action, and an analysis of the cost of regulatory oversight."

HWB Annual Fees **	\$ 502,011.79
HWB Document Review Fees ***	\$ 699,579.63
WIPP Fee Agreement*	\$ 538,204.00
LANL Fee Agreement*	\$ 500,000.00
Total Fees Received	<u>\$ 2,239,795.42</u>

Note:

* Fee Agreement during FY2015. Fee letters state annual fee will be credited to supplemental fees if supplemental fees paid by due date.

**Does not include annual fees paid by facilities with supplemental fee agreements. All annual fees received by facilities under a supplemental fee agreement are credited to the agreement.

*** Includes permit renewals and late fees

Fees Received by Facility for FY2015

Permit Fees	Document Fees Received FY15	2015 Annual Fee	FY15 Supplemental Fee Agreement	Total Fees Received
Advance Chemical Treatment	\$ -	\$ 2,000.00	\$ -	\$ 2,000.00
Cannon Air Force Base	\$ 23,000.00	\$ 38,250.00	\$ -	\$ 61,250.00
Fort Bliss	\$ 4,000.00	\$ 1,511.79	\$ -	\$ 5,511.79
Fort Wingate Depot Activity	\$ 98,500.00	\$ 72,750.00	\$ -	\$ 171,250.00
Holloman Air Force Base	\$ 130,000.00	\$ 49,250.00	\$ -	\$ 179,250.00
Kirtland Air Force Base	\$ 147,500.00	\$ 38,250.00	\$ -	\$ 185,750.00
Los Alamos National Laboratory *	\$ -	\$ -	\$ 500,000.00	\$ 500,000.00
Melrose Range	\$ 2,500.00	\$ 5,250.00	\$ -	\$ 7,750.00
NASA	\$ 51,000.00	\$ 54,500.00	\$ -	\$ 105,500.00
Navajo Refining Company	\$ 63,500.00	\$ 45,000.00	\$ -	\$ 108,500.00
PNM Person Generating Station	\$ 4,000.00	\$ 4,000.00	\$ -	\$ 8,000.00
Safety Kleen Albuquerque	\$ -	\$ 8,000.00	\$ -	\$ 8,000.00
Safety Kleen Farmington	\$ -	\$ 4,000.00	\$ -	\$ 4,000.00
Sandia National Laboratories	\$ 75,079.63	\$ 52,250.00	\$ -	\$ 127,329.63
Spartan Technologies	\$ -	\$ 4,750.00	\$ -	\$ 4,750.00
Transwestern Pipeline	\$ 4,000.00	\$ 4,000.00	\$ -	\$ 8,000.00
Triassic Park Disposal Facility	\$ -	\$ -	\$ -	\$ -
Waste Isolation Pilot Plant *	\$ -	\$ -	\$ 538,204.00	\$ 538,204.00
Western Refining Company - Bloomfield	\$ 17,000.00	\$ 22,500.00	\$ -	\$ 39,500.00
Western Refining Company - Gallup	\$ 53,000.00	\$ 14,500.00	\$ -	\$ 67,500.00
White Sands Missile Range	\$ 26,500.00	\$ 81,250.00		\$ 107,750.00
Totals	\$ 699,579.63	\$ 502,011.79	\$ 1,038,204.00	\$ 2,239,795.42

Note:

* Fee Agreement during FY2015. Fee letters state: Annual fee will be credited to supplemental fee agreement if paid by due date. All supplemental fees were paid on time, however, if annual fee is noted, then facility paid both supplemental and annual fee. Any annual fees or document review fees received by HWB from facilities under a fee agreement are credited to the facility during the following billing cycle unless invoice amount exceeds supplemental fee agreement amount. If invoice amounts exceed supplemental fee agreement amount then HWB does not credit facility in accordance with 74-4-4.2(K) NMAC

The following table provides a listing of the fees collected and the associated hours of staff during FY2015 for each facility. The Total Annual Fee Amount Received is the assessment of the annual fee based on unit types at the facility. The annual fees are to cover miscellaneous items, non-specific tasks, related to the facility such as meetings and site visits. Total Miscellaneous Hours are the hours associated to non-specific facility tasks. Total Amount Received is the amount for all fees collected under 20.4.2 NMAC which include annual and document review fees. Total Hours list the hours associated with the facility. The \$70.48 hourly rate is based on a formula relating to cost associated with staff and contractual support such as salaries, benefits, and operating costs (rent, phones, etc.). The hourly rate is multiplied by the hours to determine costs related to the facility in a given year.

FY15	Annual Fee Amount Received versus Miscellaneous Hours				Total Amount Received versus Total Hours			
	Annual Fee Amount Received	Total Miscellaneous Hours	Miscellaneous at \$70.48	Difference at \$70.48	Total Amount Received	Total Hours	Total at \$70.48	Difference at \$70.48
Advance Chemical Treatment/Rinchem								
FY15	\$ 2,000	17.50	\$ 1,233	\$ 767	\$ 2,000	162.00	\$ 11,418	\$ (9,418)
Cannon Air Force Base								
FY15	\$ 38,250	159.50	\$ 11,242	\$ 27,008	\$ 61,250	644.25	\$ 45,407	\$ 15,843
Fort Bliss								
FY15	\$ 1,512	10.00	\$ 705	\$ 807	\$ 5,512	83.75	\$ 5,903	\$ (391)
Fort Wingate Depot Activity								
FY15	\$ 72,750	112.00	\$ 7,894	\$ 64,856	\$ 171,250	1544.50	\$ 108,856	\$ 62,394
Holloman Air Force Base								
FY15	\$ 49,250	106.25	\$ 7,489	\$ 41,762	\$ 179,250	2191.25	\$ 154,439	\$ 24,811
Kirtland Air Force Base								
FY15	\$ 38,250	3133.25	\$ 220,831	\$ (182,581)	\$ 185,750	6335.25	\$ 446,508	\$ (260,758)
Los Alamos National Laboratory *								
FY15		4702.00	\$ 331,397	\$ (331,397)	\$ 500,000	8204.25	\$ 578,236	\$ (78,236)
Melrose Air Force Range								
FY15	\$ 5,250	2.50	\$ 176	\$ 5,074	\$ 7,750	192.50	\$ 13,567	\$ (5,817)
NASA White Sands Test Facility								
FY15	\$ 54,500	100.75	\$ 7,101	\$ 47,399	\$ 105,500	417.25	\$ 29,408	\$ 76,092
Navajo Refining Company								
FY15	\$ 45,000	96.75	\$ 6,819	\$ 38,181	\$ 108,500	1357.67	\$ 95,689	\$ 12,811
PNM Persons Generating Station								
FY15	\$ 4,000	11.50	\$ 811	\$ 3,189	\$ 8,000	62.25	\$ 4,387	\$ 3,613
Safety-Kleen Albuquerque								
FY15	\$ 8,000	257.25	\$ 18,131	\$ (10,131)	\$ 8,000	460.00	\$ 32,421	\$ (24,421)
Safety-Kleen Farmington								
FY15	\$ 4,000	1.50	\$ 106	\$ 3,894	\$ 4,000	421.00	\$ 29,672	\$ (25,672)
Sandia National Laboratories								
FY15	\$ 52,250	93.00	\$ 6,555	\$ 45,695	\$ 127,330	2396.50	\$ 168,905	\$ (41,576)
Sparton Technology								
FY15	\$ 4,750	111.00	\$ 7,823	\$ (3,073)	\$ 4,750	111.00	\$ 7,823	\$ (3,073)
Triassic Park Disposal Facility								
FY15	\$ -	0.00	\$ -	\$ -	\$ -	438.75	\$ 30,923	\$ (30,923)
Transwestern Pipeline								
FY15	\$ 4,000	30.00	\$ 2,114	\$ 1,886	\$ 8,000	93.75	\$ 6,608	\$ 1,393
Waste Isolation Pilot Plant *								
FY15		4660.25	\$ 328,454	\$ (328,454)	\$ 538,204	5569.75	\$ 392,556	\$ 145,648
Western Refining Company - Bloomfield								
FY15	\$ 22,500	130.75	\$ 9,215	\$ 13,285	\$ 39,500	471.00	\$ 33,196	\$ 6,304
Western Refining Company - Gallup								
FY15	\$ 14,500	195.25	\$ 13,761	\$ 739	\$ 67,500	817.25	\$ 57,600	\$ 9,900
White Sands Missile Range								
FY15	\$ 81,250	44.00	\$ 3,101	\$ 78,149	\$ 107,750	1273.75	\$ 89,774	\$ 17,976
TOTALS								
FY15	\$ 502,012	13,975	\$ 984,958	\$ (482,946)	\$ 2,239,795	33,248	\$ 2,343,296	\$ (103,500)

Note:

* Fee Agreement during FY2015. Fee letters state annual fee will be credited to supplemental fees if supplemental fees paid by due date.

Number of documents and hours of review for FY2015

Document Type	n	Total Hours per Document Type for FY2015
ACA/ACM Completion Report	9	449.50
ACA/ACM Work Plan	4	120.50
Audit Review	10	852.50
Certificate of Completion	7	123.00
Class 1 permit modification with prior approval	4	34.25
Class 1 Permit Modification without Prior Approval	15	280.25
Class 2 Permit Modification	2	35.00
Class 3 Permit Modification	3	207.75
Class 3 - Petition for CAC/NFA	13	2423.25
Closure Plan	4	115.50
Closure Report	3	137.75
CMI Report	1	4.00
CMS Report/CME	2	25.25
FFCO Administration	31	203.50
Interim Measures Monitoring Report	2	13.25
Interim Measures Report	4	579.75
Interim Measures Work Plan	22	1252.75
Investigation Report (RFI Report)/Phase Report	56	3276.75
Investigation Report w/Risk Assessment	2	21.00
Investigation Work Plan (RFI Work Plan)	44	1327.50
Monitoring Plan	29	777.25
Monitoring Report	5	43.25
Operation and Maintenance Plan	4	12.50
Periodic Monitoring Report	94	2471.42
Permit	12	3079.75
Pilot/Aquifer Test Report	1	41.75
Pilot/Aquifer Test Work Plan	8	469.50
RCRA Facility Assessment (RFA) Report	2	121.75
Release Assessment/SWMU Assessment Report	4	27.25
Remedy Completion Report	1	9.00
Risk Evaluation/Risk Assessment Report	4	154.50
Status Report	27	660.75
Well Completion Report	9	174.25
Total	438	19525.92

**Number of documents under review and average time per document review for
FY2015**

Facility	Document under review during FY15	AVG Hours per document
ACT/RNCH	1	144.5
CAFB	17	28.5
FB	8	9.2
FWDA	30	47.8
HAFB	45	46.3
KAFB	62	61.7
LANL	141	24.8
MELR	3	63.3
NASA	17	18.6
NRC	16	78.8
PNM	2	25.4
SKAL	2	230.0
SKFA	1	419.5
SNL	30	76.7
TPDF	1	438.8
TWP	2	31.9
WIPP	12	75.8
WRB	9	37.8
WRG	17	36.6
WSMR	22	55.9

Notes:

A fee agreement was in place during FY15 with LANL and WIPP and the document review fees were credited against the fee agreement.

**New Mexico Environment Department
Hazardous Waste Bureau**

Fee Collection during FY2015 (July 01, 2014 - June 30, 2015)

Under the provisions of 20.4.3.800 (B) NMAC: "NMED shall prepare and submit to the Environmental Improvement Board a report describing the funds received pursuant to these regulations and the activities performed with the use of these funds."

HW Generator Fees	\$	268,727.98
Total Fees Received	\$	<u>268,727.98</u>

**NEW MEXICO ENVIRONMENT DEPARTMENT
HAZARDOUS WASTE BUREAU**

FY 15 EXPENDITURES

Hazardous Waste Bureau General Ledger 08/07/2015	DOD FY15 (100% FF)	RCRA FY15 (75% FF/25% OSF)	HWB Permit Fees (339)	WIPP Permit Fees (339)	HWB Generator Fees (339)	LANL Permit Fees (339)	On Call Response (957)	Hazardous Waste Bureau General Ledger 08/07/2015	
Total Bureau Budget									Total Bureau Budget
PS&EB	\$ 91,000.00	\$ 1,030,300.00	\$ 1,402,100.00	\$ 344,400.00	\$ 257,600.00	\$ 635,800.00	\$ 107,600.00	\$ 3,868,800.00	PS&EB
Indirect Charge: 23.25%	\$ 21,157.50	\$ 169,794.75	\$ 325,988.25	\$ 80,073.00	\$ 59,892.00	\$ 147,823.50	\$ 25,017.00	\$ 829,746.00	Indirect Charge: 23.25%
Contracts	\$ -	\$ -	\$ 270,000.00	\$ 135,500.00	\$ 500.00	\$ 95,000.00	\$ 70,000.00	\$ 571,000.00	Contracts
Other	\$ 12,300.00	\$ -	\$ 221,100.00	\$ 63,800.00	\$ 81,700.00	\$ 80,300.00	\$ 14,000.00	\$ 473,200.00	Other
Total	\$ 124,457.50	\$ 1,200,094.75	\$ 2,219,188.25	\$ 623,773.00	\$ 399,692.00	\$ 958,923.50	\$ 216,617.00	\$ 5,742,746.00	Total
Total Bureau Expense									Total Bureau Expense
PS&EB	\$ 83,108.50	\$ 1,023,251.32	\$ 1,349,537.53	\$ 314,100.62	\$ 253,689.33	\$ 524,483.14	\$ 98,631.09	\$ 3,646,801.53	PS&EB
Indirect Charge: 23.25%	\$ 19,322.73	\$ 168,627.73	\$ 313,767.48	\$ 73,028.39	\$ 58,982.77	\$ 121,942.33	\$ 22,931.73	\$ 778,603.15	Indirect Charge: 23.25%
Contracts	\$ -	\$ -	\$ 146,923.89	\$ 58,169.45	\$ 299.57	\$ 38,756.94	\$ 690.00	\$ 244,839.85	Contracts
Other	\$ 10,447.56	\$ -	\$ 201,160.87	\$ 46,396.85	\$ 78,181.84	\$ 68,943.27	\$ 10,440.58	\$ 415,570.97	Other
Total	\$ 112,878.79	\$ 1,191,879.05	\$ 2,011,389.77	\$ 491,695.31	\$ 391,153.51	\$ 754,125.68	\$ 132,693.40	\$ 5,085,815.50	Total
Remaining Budget	\$ 11,578.71	\$ 8,215.70	\$ 207,798.48	\$ 132,077.69	\$ 8,538.49	\$ 204,797.82	\$ 83,923.60	\$ 656,930.50	Remaining Budget

Note: The Hazardous Waste Bureau (HWB) receives supplemental funding beyond Hazardous Waste Permit/Corrective Action Fees and Annual Hazardous Waste Fees (Generator Fees). The Corrective Action Fund and the Environmental Protection Administration's Resource Conservation and Recovery Act Grant provides the bureau with additional supplemental funding to augment permitting and enforcement activities. Activities listed previously are a combination of all HWB funding sources except activities completed solely within the Hazardous Waste Emergency Fund and the Department of Defense Grant.