



STATE OF NEVADA

Department of Conservation & Natural Resources

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DIVISION OF ENVIRONMENTAL PROTECTION

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NEWS RELEASE

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EPA withdraws Permit Fee Incentive Rule

CARSON CITY – The Nevada Division of Environmental Protection applauds a decision by the U.S. Environmental Protection Agency to withdraw a “Permit Fee Incentive Rule” for Section 106 Clean Water Act grants. The rule would have essentially dictated to Nevada, and all states, how much to charge water dischargers for Clean Water permits in order to receive the maximum in grant funding.

EPA would have penalized states for not following the rule by withholding federal grant funding and allocating it to other states.

“The EPA rule would have pitted state against state,” said NDEP Deputy Administrator Tom Porta. “EPA’s decision to withdraw the rule secures our state rights in determining reasonable fee schedules for dischargers.”

The NDEP and New York Department of Environmental Conservation led the strong opposition to the EPA’s permit fee incentive rule (*NPDES Voluntary Permit Fee Incentive for Clean Water Act Section 106 Grants*), including filing actions in federal district and circuit courts.

“EPA’s decision will ensure states continue receiving the full amount of Section 106 grant funding, therefore preserving millions of dollars in funding for states,” Porta said.

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