1	HOUSE APPROPRIATIONS AND FINANCE COMMITTEE SUBSTITUTE FOR HOUSE BILL 431
2	48th legislature - STATE OF NEW MEXICO - FIRST SESSION, 2007
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10	AN ACT
11	RELATING TO THE ENVIRONMENT; ENACTING A NEW SECTION OF THE AIR
12	QUALITY CONTROL ACT; PROVIDING FOR THE COLLECTION OF FEES TO
13	SUPPORT THE REASONABLE COSTS OF A GREENHOUSE GAS EMISSIONS
14	REPORTING AND REGISTRY PROGRAM; MAKING AN APPROPRIATION.
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16	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:
17	Section 1. A new section of the Air Quality Control Act
18	is enacted to read:
19	"[ <u>NEW MATERIAL</u> ] GREENHOUSE GAS EMISSIONS REPORTING AND
20	REGISTRY PROGRAMFEES
21	A. The environmental improvement board or the local
22	board may adopt a schedule of fees, for industrial,
23	nonagricultural sources that emit more than one thousand tons
24	per year of carbon dioxide or carbon dioxide equivalent,
25	sufficient to cover the reasonable cost of:
	.168562.2

<u>underscored material = new</u> [<del>bracketed material</del>] = delete

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1	(1) preparing and maintaining a greenhouse gas
2	emissions inventory; and
3	(2) developing and maintaining a greenhouse
4	gas emissions reporting and registry program.
5	B. The fees applied to greenhouse gas emissions
6	from combustion shall be calculated using standardized
7	quantification protocols and procedures that include activity
8	data units and standard carbon content fuel values as described
9	in 40 CFR Part 75.
10	C. Fees collected pursuant to this section shall be
11	deposited in:
12	(1) the state air quality permit fund created
13	pursuant to Section 74-2-15 NMSA 1978 if collected by the
14	department; or
15	(2) a fund created pursuant to Section 74-2-16
16	NMSA 1978 if collected by a local agency pursuant to a permit
17	regulation adopted by the local board pursuant to this section.
18	D. The total amount of fees collected annually
19	pursuant to this section shall not exceed two hundred thousand
20	dollars (\$200,000) each to a local agency and the department.
21	E. As used in this section:
22	(1) "carbon dioxide equivalent" means the
23	amount of carbon dioxide by weight that would produce the same
24	global warming impact as a given weight of another greenhouse
25	gas;
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<u>underscored material = new</u> [<del>bracketed material</del>] = delete

1	(2) "greenhouse gas" means carbon dioxide,
2	methane, nitrous oxide, hydrofluorocarbons, perfluorocarbons or
3	sulfur hexafluoride; and
4	(3) "greenhouse gas emissions reporting and
5	registry program" means a system that provides for the annual
6	tracking and verification of greenhouse gas emissions and
7	emission reductions from entities."
8	Section 2. EFFECTIVE DATEThe effective date of the
9	provisions of this act is July 1, 2007.
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