



# Solid Waste Program Fees

July 17, 2025

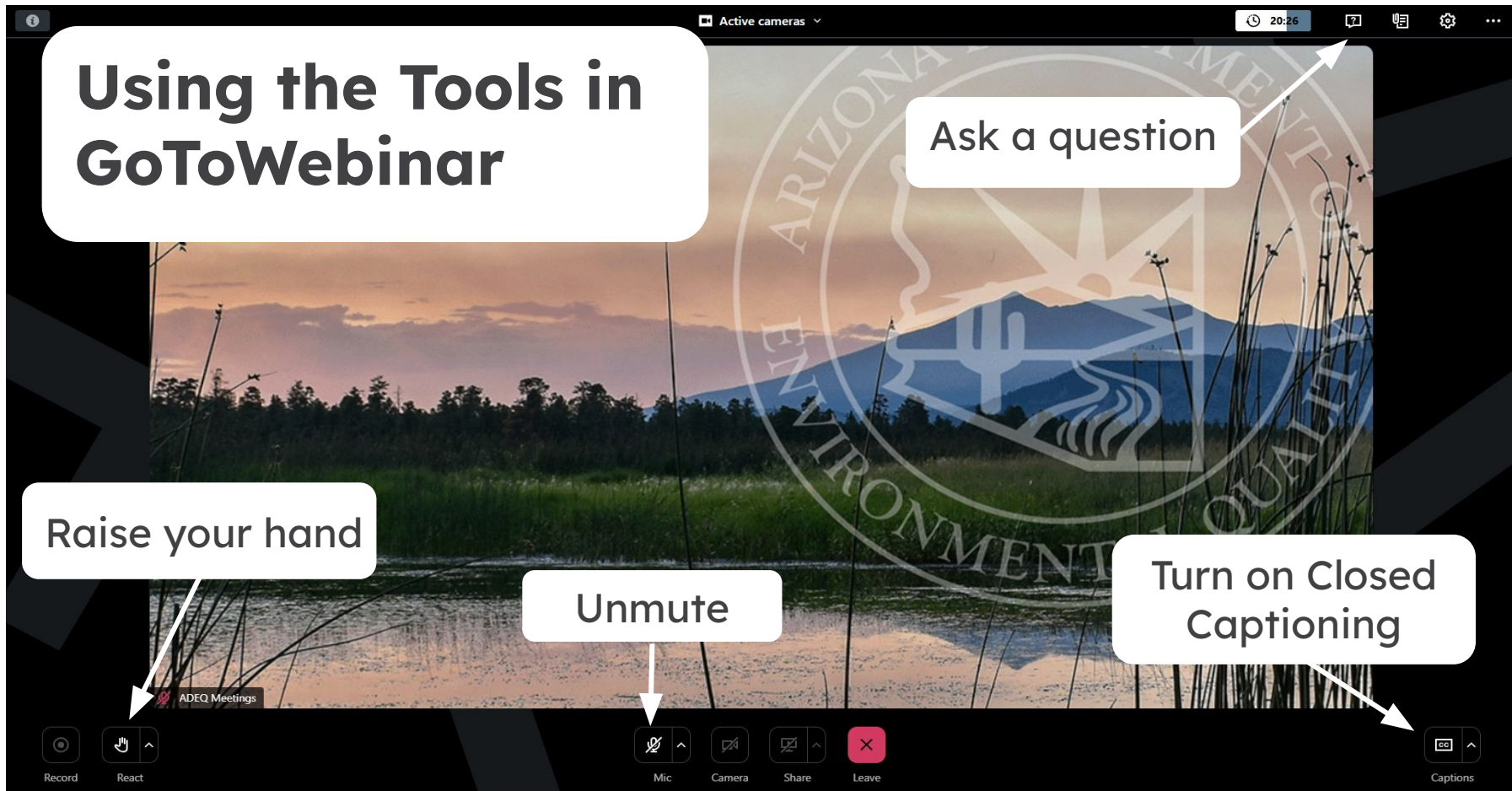
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# ADEQ Panel

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# Agenda

- Why Are We Here?
- Rulemaking Timeline
- Program Revenue Impacts
- Discussion of Fees
- Question & Answer Session



# Why Are We Here?



# 2024 Solid Waste Program Fee Rulemaking

- In 2024, ADEQ undertook a comprehensive rulemaking to adjust and establish solid waste fees to achieve fiscal self-sufficiency of the Solid Waste Program.
- ADEQ was guided by its mandate that all fees be fairly assessed and impose the least burden and cost. A.R.S. § 49-104(B)(17).
- ADEQ was also subject to A.R.S. § 41-1008(A)(3): when increasing above a Consumer Price Index (CPI) adjustment, the fee increase must be submitted “to the joint legislative budget committee for review before the fee is increased.”
- The 2024 fee rulemaking was intended to establish fees comprehensively throughout SWP to ensure overall program health, fair cost-sharing, and reflect actual costs to the Agency.

# What Prompted ADEQ to Modify Fees Again?

- ADEQ did not submit certain existing fees that were being increased above a CPI adjustment to the Joint Legislative Budget Committee (JLBC).
  - This includes four one-time initial fees that were not contemplated in budget forecasting.
- ADEQ believes adjustments are appropriate for certain fees to be reflective of actual costs while still ensuring they are fairly assessed, imposing the least burden and cost while ensuring fee parity and Program fiscal stability.
- An independent third-party audit of fees has been conducted to affirm fee calculations.

# June 2025 Emergency Rulemaking

- Effective June 6, 2025, ADEQ enacted an emergency rulemaking to temporarily reduce existing fees increased above a CPI adjustment and temporarily suspended newly established fees.
  - Ensures all fees are fully in statutory compliance, with equitable treatment and fee parity.
  - Pursuant to law, emergency rule only effective for 180 days (December 3, 2025).
- Affords ADEQ necessary time to re-establish those impacted fees to be fully compliant with statutory criteria and better balance the fiscal health of the Program and the budget constraints of the regulated community.

# Rulemaking Timeline

Today's Meeting - July 17, 2025

Notice of Proposed Rulemaking - August 2025

Public Hearing - September 2025

Notice of Final Rulemaking - October 2025

Governor's Regulatory Review Council - December 2025

Rule Effective - December 2025

# Discussion of Fees



## Fees to Remain Unchanged From 2024 Rulemaking

These fees were adjusted for inflation in the December 2024 rule, were not affected by the Emergency Rule, and are not changed in this rule.

- Landfill disposal tonnage
- Special waste tonnage and maximum fee
- Retail tires
- Solid waste plan approval hourly billing rate and maximum fees
- Solid waste financial assurance review
- Solid waste general permits (mining landfills)

# Fees to Remain Unchanged From 2024 Rulemaking

Fee Classification	Annual Fee		Initial Registration Fee	
	2024	Proposed	2024	Proposed
Biohazardous Medical Waste				
Treatment and/or Disposal Facility	\$12,500	\$12,500	None - these sites are subject to plan review	
Storage Facility	\$7,500	\$7,500		
Transfer Facility	\$3,000	\$3,000		

# Fees to Remain Unchanged From 2024 Rulemaking

Fee Classification	Annual Fee		Initial Registration Fee	
	2024	Proposed	2024	Proposed
Special Waste				
Generator - Petroleum Contaminated Soil	\$750	\$750	\$900	\$900
Generator - Auto Shredder Fluff	\$3,000	\$3,000	\$3,600	\$3,600
Shipper	\$1,500	\$1,500	\$1,800	\$1,800
Receiving Facility	\$5,000	\$5,000	None	

# Fees to Remain Unchanged From 2024 Rulemaking

Fee Classification	Annual Fee		Initial Registration Fee	
	2024	Proposed	2024	Proposed
Waste Tire Site Subject to Plan Review	\$5,000	\$5,000	None - subject to plan review	
Landfill in Post Closure	\$3,500	\$3,500	N/A	

# Proposed Fee Adjustment to Align with CPI



# Landfill Annual Registration

Municipal Landfills	2024 Fee	Proposed Fee
<12,000 tons per year	\$5,000	\$1,856
12,000 tons to <60,000 tons per year	\$5,000	\$3,713
60,000 tons to <225,000 tons per year	\$10,000	\$10,000
225,000 tons or more per year	\$18,565	\$18,565
Non-Municipal Landfills	2024 Fee	Proposed Fee
Less than 60,000 tons per year	\$5,000	\$5,000
60,000 tons or more per year	\$10,000 - \$18,585	\$5,569

# Proposed Fee Adjustment to Align with CPI

Fee Classification	Annual Fee		Initial Registration Fee	
	2024	Proposed	2024	Proposed
Solid Waste Transfer Facility Self-Certification	\$3,000	\$742	\$3,600	\$1,485
Waste Tire Facility Self-Certification	\$3,000	\$371	\$3,600	\$1,485
Outdoor Used Tire Site	\$1,500	\$111	\$1,800	\$742
Waste Tire Collection Site	\$2,000	\$111	\$2,400	\$742

# Proposed Fee Adjustment to Align with CPI

Fee Classification	Annual Fee		Initial Registration Fee	
	2024	Proposed	2024	Proposed
Septage Hauler License with County Inspection	\$225	\$111	\$270	\$270
Septage Hauler License with ADEQ Inspection	\$550	\$111	\$650	\$371

# Proposed Fee Adjustment to Align with CPI

Fee Classification	2024 Fee	Proposed Fee
Biohazardous Medical Waste Transporter License (annual fee)	\$1,500	\$1,113
Biohazardous Medical Waste Transporter License Modification	\$350 (flat fee)	\$148 (flat fee)

# Fees Proposed for Change



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Fee Classification	Annual Fee		Initial Registration Fee	
	2024	Proposed	2024	Proposed
Best Management Practices Transfer Station	\$1,500	\$742	\$1,800	\$1,485
Lead Acid Battery Collection and Recycling	\$675	\$0	\$810	\$0

# Fees Proposed for Change

Fee Classification	Annual Fee		Initial Registration Fee	
	2024	Proposed	2024	Proposed
Used Oil				
Processor	\$7,500	\$2,500	\$9,000	\$500
Burner	\$12,500	\$2,500	\$15,000	\$500
Transporter	\$1,500	\$1,500	\$1,800	\$500
Marketer	\$1,500	\$900	\$1,800	\$500

# Impacts to the Solid Waste Program and Regulated Community



# Program Revenue Impacts

- 2024 rulemaking increased the landfill tonnage fee (deposited into the Recycling Fund) from \$0.25 to \$0.58 – this fee remains unchanged.
- Pursuant to A.R.S. 49-837(B)(6), expenditures from the Recycling Fund are permissible to support the Solid Waste Program if necessary.
  - Expenditures from Recycling Fund are expected to be necessary to support Solid Waste Program.
- ADEQ prioritizing seeking adequate appropriations to ensure the Recycling Fund may be fully utilized.
  - Engagement with the Legislature from the regulated community will be critical.

# Impacts to Regulated Facilities

- No fees are being increased above the fee amount set in the 2024 rulemaking.
- No new fees will be established.
- Implementation schedule and CPI adjustment established in 2024 rulemaking unchanged:
  - Maintain January billing cycle
  - Maintain CPI adjustments as established in 2024 rulemaking:
    - 4% annual adjustment cap
    - July adjustment impacting the following January billing cycle
      - First adjustment July 2026, impacting January 2027 annual billing

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**For questions & comments  
please email us at:**  
[wasterulemaking@azdeq.gov](mailto:wasterulemaking@azdeq.gov)

**Rulemaking website:**  
[azdeq.gov/rulemaking/swf](http://azdeq.gov/rulemaking/swf)