



SENATE BILL 257: 2026 Appropriations Act, Sec. 12.11: Establish Non-Title V Fees In Statute.

2025-2026 General Assembly

Analysis of: S.L. 2026-41, Sec. 12.11

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Section 12.11 of S.L. 2026-41 (Senate Bill 257) codifies certain fees for non-Title V facilities¹, including:

- For facilities seeking federally enforceable limits to avoid Title V permitting, application fees of \$800 and annual fees of \$3,070.
- For facilities with a potential to emit below Title V thresholds, except for general permits, application fees of \$100 and annual fees of \$400.
- A fee for an ownership change of \$50.

The Department of Environmental Quality is authorized to provide a discount of up to 25% for certain fees.

This section became effective July 1, 2026.

¹ Title V of the federal Clean Air Act generally requires permits for major stationary sources that emit or have the potential to emit 100 tons per year of any regulated pollutant, plus stationary and area sources that emit or have potential to emit lesser specified amounts of hazardous air pollutants. Non-Title V facilities are stationary sources that emit, or have the potential to emit, regulated air pollutants below major source limits.

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