

CHAPTER 5. FEES

SUBCHAPTER 1. GENERAL PROVISIONS

785:5-1-9. Dam safety and inspection fees

(a) Filing fees which must be submitted with each application to construct, enlarge, alter, or repair a dam (based on estimated cost of construction, enlargement, etc.) are as follows:

(1) \$199,999 or less estimated cost - \$1,000.00

(2) \$200,000 through \$11,999,999 estimated cost - One-half of one percent (0.5%) of estimated cost; not to exceed \$6,000.00.

(3) ~~\$12,000.00~~ \$12,000,000.00 or greater estimated cost - Five hundredths of one percent (0.05%) of estimated cost.

(b) Fees for inspections of dams classified as low or significant hazard potential made at request of a person who is not an owner of the dam or other routine or periodic inspections conducted by Board personnel are as follows:

(1) Small (see 785:25-3-3) - \$250.00 for each inspection visit.

(2) Intermediate (see 785:25-3-3) - \$500.00 for each inspection visit.

(3) Large (see 785:25-3-3) - \$1000.00 for each inspection visit.

(c) Fees for inspections of dams classified as high hazard potential made at request of a person who is not an owner of the dam or other routine or periodic inspections conducted by Board personnel shall be the actual cost of such inspection.

(d) The fee required for issuance of a certificate of completion is \$25.00 plus if applicable, the inspection fee set out in subsection (b) or (c) of this Section.

(e) Inspection report review and administration fees are due with submittal of the inspection reports as follows:

(1) Significant hazard dams - \$300 once every three (3) years

(2) High hazard dams - \$350 each year; provided that if the inspection report and fee is not submitted by the date specified, an additional fee of \$50.00 will be due.

785:5-1-16. Fees required in other matters

(a) The fee for computer services shall be as follows:

(1) Copying documents to electronic media - \$1.00 per document or file plus actual cost of Board provided electronic media.

(2) Direct labor cost to convert raw data in data bases to machine-readable format, including but not limited to preparation of table and field descriptions.

(3) Actual cost of medium supplied by Board used in copying data from data base.

(b) The fee for a document search shall be \$10.00 per hour.

~~(c) The filing fee for Information Sheets regarding domestic use of stream water from federal reservoirs shall be \$50.00.~~

~~(d)~~ For transcripts prepared by certified court reporter, stenographer or Board staff under the provisions of 785:4-3-6, the fee shall be the actual cost of the transcription. Prior to such transcription being made, the person requesting the transcription (or appealing the Board's order) shall pre-pay to the Board the estimated cost of the transcribing the audio, with such estimate to be prepared by the Board. Upon completion of the transcription, the person requesting the same shall deposit the balance, if any, necessary for full payment of the transcription. The Board shall refund or credit any excess amount previously deposited.

~~(e)~~ If unavailable from local floodplain administrators, flood zone and flood map information on file with the Board for each tract or description of land requested will be provided for a fee of \$25.00.

~~(f)~~ The fee for preparation and compilation of the administrative record for transmittal to a court pursuant to the Administrative Procedures Act shall be \$1.00 per page for written documents, plus the cost of copying the audio recording and the electronic media as provided in this Chapter, plus actual cost of duplication of other exhibits, all payable prior to the transmittal of the record in the court. If the party appealing an order of the Board requests a written transcription of the hearing, or if the district court orders a written transcription as authorized by 75 O.S. § 309, the provisions in subsection (f) above, including prepayment of the cost of transcribing cassette tapes of the hearing, shall apply to the party appealing the Board's order. The full cost of transcribing the tapes must be paid before the Board shall transmit the transcription to the court. The Board shall review any such transcription for accuracy before transmitting the same to court.

~~(g)~~ In addition to any other applicable fee, and subject to review by the State Governmental Internet Applications Review Board and approval by the Office of Management and Enterprise Services ("OMES"), unless otherwise waived by the Board a person who undertakes an electronic/on-line transaction with the Board shall pay a convenience fee approved by OMES which includes, but is not necessarily limited to, the transaction fee levied by OMES, the credit card or other financial institution charge, and a prorated share of the reasonable costs of development and implementation of, sustaining and upgrading, and future expansion of, the electronic/on-line application. Such transactions may include, but shall not be limited to, filing applications for permits or loans, filing reports of well drilling activities, and renewing licenses or certifications.

(g) A hearing fee of \$1,750.00 must be submitted by the applicant for a permit when an individual proceeding is required on matters related to the application in response to protests received to an application in accordance with 785:4-5-4.