

8121.0300 DETERMINATION OF FEE.

Subpart 1. **Amount.** The fee due from an operator of a mixed municipal solid waste disposal facility in the metropolitan area on solid waste accepted for disposal is determined under Minnesota Statutes, section 473.843, subdivision 1.

Subp. 2. **Basis for calculation.** An operator of a facility that weighs waste may allow haulers to elect the method to be used for calculation of the fee on the haulers' vehicles.

A hauler making the election is to do so annually, prior to January 1, by notifying the landfill operator of the method for calculation of the fee to be used.

Haulers may elect a method to apply to the entire fleet or the election may be done on a vehicle by vehicle basis.

All invoices must indicate the method selected for the vehicles identified on the invoice.

The commissioner will approve identifiers to be attached to all vehicles which will allow the operator to easily determine the basis for calculation of the fee.

If an election is not made by January 1, an operator will calculate the fee based on the same basis as the tipping fee is calculated.

On or before February 1 of each year, operators shall submit to the commissioner the list of elections made by all haulers.

Subp. 3. **Exception.** Upon request of a hauler, the landfill operator may calculate the fee for rollofs on a load by load basis. Each invoice is to reflect the basis for the calculation of the fee. The tipping fee and state fee are to be calculated on the same basis.

Statutory Authority: *MS s 270C.06; 473.843*

History: *9 SR 2298; L 2005 c 151 art 1 s 114; 44 SR 760*

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