

Effective 5/10/2016

63L-8-305 Fees, charges, and commissions.

- (1) The director may establish reasonable filing and service fees with respect to applications and other documents relating to the public land, in accordance with Section 63J-1-504.
- (2) The director is authorized to require a deposit of any payments intended to reimburse the state for reasonable costs with respect to applications and other documents relating to such land.
- (3) The money received under this subsection shall be:
 - (a) deposited in the Public Land Management Fund created in Section 63L-8-308; and
 - (b) authorized to be appropriated and made available until expended.
- (4)
 - (a) As used in this section "reasonable costs" include:
 - (i) the costs of special studies;
 - (ii) environmental reviews;
 - (iii) monitoring construction, operation, maintenance, and termination of any authorized facility;
or
 - (iv) other special activities.
 - (b) In determining whether costs are reasonable, the director may take into consideration:
 - (i) actual costs, exclusive of management overhead;
 - (ii) the monetary value of the rights or privileges sought by the applicant;
 - (iii) the efficiency of the government processing involved;
 - (iv) that portion of the cost incurred for the benefit of the general public interest rather than for the exclusive benefit of the applicant;
 - (v) the public service provided; and
 - (vi) other factors relevant to determining the reasonableness of the costs.

Enacted by Chapter 317, 2016 General Session