

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5513-02
Bill No.: SB 1242
Subject: Environmental Protection; Natural Resources Dept.
Type: Original
Date: April 5, 2006

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Department of Natural Resources	Unknown	Unknown	Unknown
Total Estimated Net Effect on <u>All</u> Federal Funds	Unknown	Unknown	Unknown

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Natural Resources (DNR)** assume this proposal would modify the process by which lists of impaired waters of the state are made. The provisions of the act would expire on August 29, 2009.

The act would direct that any listing of impaired waters that is to be sent to the Environmental Protection Agency must first be adopted by the Clean Water commission after newspaper notices and one or more public hearings. Notification requirements for such hearing are described in the act, including the information that would be published on the Department of Natural Resources website. The DNR would be required to publish a revised list based on public comment, after which the commission could adopt a list based upon the department's comments.

This could allow for an earlier submittal of the state's 303(d) lists. The 2006 list is due April 2006, but at this time its submission is not possible until at least September 2007. With the statutory change, the DNR could meet the 2006 submittal deadline.

The proposal would require a public notice to be placed in five major newspapers for the proposed list of impaired waters of the state, to include the 90 day advance notice of date, time and place of the public hearing would cost approximately \$1,363 for each list.

ASSUMPTION (continued)

St. Louis Post-Dispatch \$696 daily, \$915.87 Sunday, = \$5.00 affidavit fee
 Kansas City Star \$230.05 daily, \$242.90 Sunday
 Springfield News-Leader \$76.18 daily, \$89.98 Sunday
 Moberly Monitor-Index \$70.40
 Jefferson City News Tribune \$39.20

Cost savings of no longer having to do the 303(d) list by rule would likely offset the publication cost outlined in this proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Federal Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
<u>Savings - Department of Natural Resources</u>	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

The act directs that any listing of impaired waters that is to be sent to the Environmental Protection Agency shall first be adopted by the Clean Water Commission after a public hearing. Notification requirements for such hearing are described in the act, including the information that shall be published on the Department of Natural Resource's Internet website. The department

DESCRIPTION (continued)

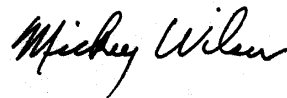
shall publish a revised list based on public comment, after which, the commission may adopt a list based upon the department's comments.

The provisions of the act expire on August 28, 2009.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Natural Resources



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Director
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