

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0385-03
Bill No.: HCS for HB 89
Subject: Natural Resources Dept.; Fees, Water Resources and Water Districts;
 Environmental Protection
Type: Original
Date: February 16, 2011

Bill Summary: This proposal changes the laws regarding the Clean Water Commission and allows the State Park Earnings Fund to retain any interest it earns.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
General Revenue	(\$111,196)	(\$82,868)	(\$79,400)
Total Estimated Net Effect on General Revenue Fund	(\$111,196)	(\$82,868)	(\$79,400)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Water Permit Fees	\$0	\$0	\$0
State Park Earnings Fund	\$111,196	\$82,868	\$79,400
Total Estimated Net Effect on <u>Other</u> State Funds	\$111,196	\$82,868	\$79,400

Numbers within parentheses: () indicate costs or losses.
 This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Total Estimated Net Effect on FTE	0	0	0

- Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).
- Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Natural Resources** assume Section 644.054.1 of this proposal would extend the existing water permit fee rate structure for wastewater permits imposed under the water pollution statutes until December 31, 2015 (FY 2016). This extension does not affect the department's authority regarding these issues. Based on the number of active permits and the revenue trends seen over the previous two years, this proposal is estimated to generate an estimated \$4.153 million in revenue annually.

Oversight assumes the revenue generated from the proposal will provide the resources needed to administer the program and the net estimated effect of the extension would be \$0.

Officials from the **Department of Agriculture** assume there would be no fiscal impact to their agency.

Section 253.090

Officials from the **Department of Natural Resources (DNR)** assume this proposal authorizes the State Treasurer to deposit all monies in the State Parks Earnings Fund in any of the qualified depositories of the State.

Revenue into the State Parks Earnings (SPE) are derived from privileges, conveniences, concessionaire contracts and/or all money received by gifts, bequests, or contributions from county or municipal resources. Currently, interest received on these funds is deposited into the General Revenue Fund. This proposal allows interest to be maintained in the SPE Fund. No new fees or taxes are being requested under this proposal.

Currently, interest generated from the State Parks Earnings Fund is deposited to General Revenue. This proposal would allow the State Parks Earnings Fund to retain the interest. Assuming an interest rate of 0.5%, and projected revenues and expenditures, projected interest retained is estimated at \$111,000 for FY 2012, \$83,000 for FY 2013 and \$79,000 for FY 2014.

This proposal contains an emergency clause.

<u>FISCAL IMPACT - State Government</u>	FY 2012 (10 Mo.)	FY 2013	FY 2014
GENERAL REVENUE			
<u>Revenue</u> - Department of Natural Resources (Section 253.090)			
Loss of Interest Revenue	<u>(\$111,196)</u>	<u>(\$82,868)</u>	<u>(\$79,400)</u>
ESTIMATED NET EFFECT ON GENERAL REVENUE	<u>(\$111,196)</u>	<u>(\$82,868)</u>	<u>(\$79,400)</u>
WATER PERMIT FEES FUND			
<u>Revenue</u> - Department of Natural Resources			
Other Fund Costs (Water Permit Fees)	Unknown	Unknown	Unknown
<u>Cost</u> - Department of Natural Resources			
Other Fund Costs (Water Permit Fees)	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
ESTIMATED NET EFFECT ON WATER PERMIT FEES FUND	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
STATE PARK EARNINGS FUND			
<u>Revenue</u> - Department of Natural Resources (Section 253.090)			
Interest Revenue	<u>\$111,196</u>	<u>\$82,868</u>	<u>\$79,400</u>
ESTIMATED NET EFFECT ON STATE PARK EARNINGS FUND	<u>\$111,196</u>	<u>\$82,868</u>	<u>\$79,400</u>

<u>FISCAL IMPACT - Local Government</u>	FY 20123(10 Mo.)	FY 2013	FY 2014
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No additional impact on small business is anticipated. Small businesses that meet the requirements to secure Missouri State Operating Permits for discharge of pollutants into the waters of the state are currently paying these fees, which are now expired as of December 31, 2010.

FISCAL DESCRIPTION

This bill extends, from August 28, 2010, to August 28, 2015, the public notice requirements of the Clean Water Commission of the State of Missouri when listing any impaired waters of the state under Section 303(d) of the federal Clean Water Act.

The commission's authority to charge fees for construction permits, operating permits, and operator's certifications related to water pollution control is extended from December 31, 2010, to December 31, 2015.

Section 253.090

This section will allow the State Park Earnings Fund to retain any interest it earns.

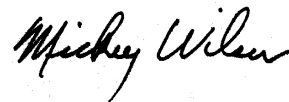
The bill contains an emergency clause.

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

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SOURCES OF INFORMATION

Department of Natural Resources
Department of Agriculture
State Treasurer's Office



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Director
February 16, 2011