

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0375-04
Bill No.: SCS for SB 225
Subject: Administrative Law; Boards, Commissions, Committees, Councils; Courts;
 Licenses - Misc.; Natural Resources Department; Waste - Solid
Type: Original
Date: April 13, 2015

Bill Summary: This proposal modifies the Department of Natural Resources permit decision appeal procedures.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
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 2016	FY 2017	FY 2018
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Total Estimated Net Effect on FTE	0	0	0

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§§ 260.235, 260.395, 444.600, 444.773, 444.980, 621.250, 640.115, 643.075, 643.078, 644.051, 644.056 - Department of Natural Resources Permit Decision Appeal Procedures:

Officials from the **Department of Natural Resources (DNR)** assume whenever a license is issued, renewed, denied, suspended or revoked by DNR, this proposal would allow any aggrieved person to file a petition for appeal with the Administrative Hearing Commission (AHC) within thirty days of the decision. Once the AHC has reviewed the appeal, the AHC shall make a recommendation to DNR environmental commissions. DNR's environmental commissions shall make the final decision. The commissions' decisions shall be subject to judicial review pursuant to chapter 536. No judicial review shall be available until and unless all administrative remedies are exhausted.

DNR does not anticipate any significant direct fiscal impact from this proposal.

Oversight assumes no direct fiscal impact from this proposal on state or local government funds.

Officials at the **Office of Attorney General (AGO)** assume that any potential costs arising from this proposal can be absorbed with existing resources. AGO may seek additional appropriations if the proposal results in a significant increase in cases or a significant increase in the amount of time required in each case.

Officials from the **Office of Administration - Administrative Hearing Commission** and the **Office of State Courts Administrator** each assume the proposal would not fiscally impact their respective agencies.

<u>FISCAL IMPACT - State Government</u>	FY 2016 (10 Mo.)	FY 2017	FY 2018
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2016 (10 Mo.)	FY 2017	FY 2018
	<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.

FISCAL DESCRIPTION

The proposed legislation appears to have no direct fiscal impact.

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
Office of Administration -
Administrative Hearing Commission
Office of the Attorney General
Office of State Courts Administrator



Mickey Wilson, CPA
Director
April 13, 2015

Ross Strope
Assistant Director
April 13, 2015