Fiscal Estimate - 2005 Session

	Original		Updated		Corrected		Suppler	nental
LRB	Number	05-4696/2	: I	Introd	duction Numb	oer SI	B-723	
The mo chargin against	Description The motor vehicle fuel tax imposed on gasoline that contains at least 85 percent ethanol, prohibiting charging an excessive price for gasoline that contains at least 85 percent ethanol, prohibiting discrimination against a retailer of gasoline that contains at least 85 percent ethanol, granting rule-making authority, and providing a penalty							
Fiscal I	Effect							
	No State Fiscandeterminate Increase E Appropriat Decrease Appropriat Create Ne	e Existing tions Existing	Increase Revenues Decrease Revenues	s Existing	to abs	se Costs orb within Yes ase Costs	agency's	
1	Indeterminate I. Increase Permiss Decrease	e Costs sive Mandato se Costs	3. Increase I	∕e∏Man Revenue	datory Too	of Local iment Unit wns unties hool stricts	ts Affecte Village Others WTCS Districts	Cities
Fund Sources Affected Ch. 20 Appropriations								
☐ GPR ☐ FED ☐ PRO ☐ PRS ☐ SEG ☐ SEGS 20.115(1)(a) (appropriation 105)								
Agency	y/Prepared E	Зу	Auth	horized S	ignature			Date
DATCP	ار Kevin LeR	oy (608) 224-49)28 Barb	Knapp (608) 224-4746		5	5/10/2006

Fiscal Estimate Narratives DATCP 5/10/2006

LRB Number	05-4696/2	Introduction Number	SB-723	Estimate Type	Original
Description					

Description

The motor vehicle fuel tax imposed on gasoline that contains at least 85 percent ethanol, prohibiting charging an excessive price for gasoline that contains at least 85 percent ethanol, prohibiting discrimination against a retailer of gasoline that contains at least 85 percent ethanol, granting rule-making authority, and providing a penalty

Assumptions Used in Arriving at Fiscal Estimate

This fiscal estimate relates only to Sections 9 and 10 of SB-723. These sections respectively prohibit discrimination by a refiner or wholesaler of motor vehicle fuel against a retailer who offers fuel with 85% ethanol and prohibits selling motor vehicle fuel containing 85% ethanol at an excessive price. This fiscal estimate does not address other portions of this bill that relate to taxation of fuel containing 85% ethanol.

The bill requires DATCP to promulgate a rule to implement and administer the prohibition against selling fuel containing 85% ethanol at an excessive price. DATCP estimates it would take roughly 0.5 FTE to draft the rule, prepare related documents, hold hearings, etc. This 0.5 FTE would require roughly \$37,500.

Further, this bill requires DATCP to take on new regulatory responsibilities. DATCP is currently charged with investigating and enforcing somewhat related regulations under s. 100.51, Wis. Stats. and ATCP 102, Subchapter III, Wis. Adm. Code. DATCP generally investigates or enforces these laws and rules only when we receive complaints. We anticipate treating the new regulations proposed in SB-723 similarly. DATCP expects to receive only a minimal number of complaints under SB-723. However, any investigations or enforcement actions arising from the discrimination prohibition (proposed s. 100.515) would likely be complex and technical, and would likely require substantial resources. Therefore, DATCP anticipates dedicating about 0.33FTE to this program on an annual basis. This 0.33 FTE would require about \$25,000.

Long-Range Fiscal Implications

DATCP estimates an annual increased costs of about \$25,000 per year. See the discussion above.

Fiscal Estimate Worksheet - 2005 Session

Detailed Estimate of Annual Fiscal Effect

		18-							
X	Original		Updated		Corrected		Supplemental		
LRB	Number	05-4696	/2	Intro	duction Nun	nber :	SB-723		
chargi discrin	otor vehicle for ng an excess	ive price for g ist a retailer d	gasoline that of gasoline th	contains at	ains at least 85 p least 85 percent at least 85 perce	ethanol, p			
annua	llized fiscal e	effect):			r Local Governi	·	not include in		
			develop and	d promulgate	an administrativ				
II. Anr	nualized Cos	ts:			Annualized Fiscal Impact on funds from:				
A C1-	ta Oa ata bu (^-t			Increased Costs	S	Decreased Costs		
	te Costs by					. 1			
	e Operations		d Fringes		\$25,000				
_ <u>_</u> `	E Position Ch				(0.3 FTE)			
	e Operations	- Other Cost	S						
	al Assistance								
	to Individuals								
<u>IIT</u>	OTAL State (Costs by Cat	tegory		\$25,000	<u> </u>	\$		
	te Costs by S	Source of Fu	ınds						
GPF	?				25,000				
FEC)								
PRO/PRS									
SEG/SEG-S									
III. Sta reveni	te Revenues ues (e.g., tax	- Complete increase, de	this only wi	hen proposi icense fee, e	al will increase (or decrea	se state		
					Increased Rev	/	Decreased Rev		
GPF	R Taxes				\$		\$		
GPF	R Earned								
FED									
PRC)/PRS					I			
SEG	SEG/SEG-S								
T	OTAL State F	Revenues			\$		\$		
		1	NET ANNUA	LIZED FISC	AL IMPACT				
					State	2	Local		
NET CHANGE IN COSTS					\$25,000		\$		
NET CHANGE IN REVENUE				\$		\$			
				***************************************			<u> </u>		
Agency/Prepared By Aut				Authorized	Signature		Date		
DATCP/ Kevin LeRoy (608) 224-4928 Bar				Barb Knapp	(608) 224-4746		5/10/2006		