

### Fiscal Estimate - 2017 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>17-4288/1</b>	<b>Introduction Number</b> <b>SB-459</b>
<b>Description</b> Department of Natural Resources rules and regulation of air pollutants	
<b>Fiscal Effect</b>	
<b>State:</b> <input type="checkbox"/> No State Fiscal Effect <input type="checkbox"/> Indeterminate <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Increase Existing Revenues <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Decrease Existing Appropriations <input checked="" type="checkbox"/> Decrease Existing Revenues <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input checked="" type="checkbox"/> Decrease Costs	
<b>Local:</b> <input type="checkbox"/> No Local Government Costs <input type="checkbox"/> Indeterminate 1. <input type="checkbox"/> Increase Costs      3. <input type="checkbox"/> Increase Revenue <b>5. Types of Local Government Units Affected</b> <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities 2. <input type="checkbox"/> Decrease Costs      4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts	
<b>Fund Sources Affected</b> <b>Affected Ch. 20 Appropriations</b> <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input checked="" type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	
<b>Agency/Prepared By</b> DNR/ Joe Polasek (608) 266-2794	<b>Authorized Signature</b> Joe Polasek (608) 266-2794
<b>Date</b> 10/25/2017	

## Fiscal Estimate Narratives

DNR 10/25/2017

LRB Number	17-4288/1	Introduction Number	SB-459	Estimate Type	Original
<b>Description</b> Department of Natural Resources rules and regulation of air pollutants					

### Assumptions Used in Arriving at Fiscal Estimate

The bill requires DNR to identify and repeal all administrative rules promulgated by DNR that relate to the regulation of air pollutants that are not regulated by federal law. In addition, the bill provides that any rule promulgated by DNR that relates to the regulation of an air pollutant that is not regulated under federal law expires 10 years after the rule takes effect. Finally, the bill provides that DNR may promulgate a rule to readopt an expiring rule using the standard rule-making process no sooner than the year prior to the rule's expiration.

#### Fiscal Effect

##### A. Revenues

The bill would result in the repeal of ch. NR 445 (Control of Hazardous Pollutants), Wis. Adm. Code and revisions to chs. NR 406 (Construction Permits), 407, (Operation Permits), 410 (Air Permit, Emission and Inspection Fees), 415 (Control of Particulate Emissions), 429 (Malodorous Emissions and Open Burning), 439 (Reporting, Recordkeeping, Testing, Inspection and Determination of Compliance Requirements) and 446 (Control of Mercury Emissions), Wis. Adm. Code. This repeal and revisions will result in reduced program revenue in fees collected for air permit review for new or modified sources and annual emission inventory reporting and payment for air pollutants not regulated under federal law (-\$25,000 in revenue).

##### B. Costs

The bill would eventually result in minimal reduced costs for any state and local government source that is a source of air pollutants not regulated under federal law, as they would not have to identify, report or pay fees on emissions of these pollutants.

The bill would eventually result in increased program costs of \$50,000 and 0.5 FTE/year over the 2 to 3 years it typically takes to do rulemaking. This effort would vary over the 2 to 3 year period and would be managed as a reallocation of existing staff time.

In addition, the bill allows for potential promulgation or re-adoption of a rule relating to the control of an air pollutant that is not regulated under federal law. No estimated costs are included in this fiscal estimate for such efforts.

### Long-Range Fiscal Implications

## Fiscal Estimate Worksheet - 2017 Session

Detailed Estimate of Annual Fiscal Effect

Original
  Updated
  Corrected
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<b>LRB Number</b> 17-4288/1		<b>Introduction Number</b> SB-459	
<b>Description</b> Department of Natural Resources rules and regulation of air pollutants			
<b>I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):</b>			
<b>II. Annualized Costs:</b>		<b>Annualized Fiscal Impact on funds from:</b>	
		Increased Costs	Decreased Costs
<b>A. State Costs by Category</b>			
State Operations - Salaries and Fringes	\$50,000		\$
(FTE Position Changes)	(0.5 FTE)		
State Operations - Other Costs			
Local Assistance			
Aids to Individuals or Organizations			
<b>TOTAL State Costs by Category</b>	<b>\$50,000</b>		<b>\$</b>
<b>B. State Costs by Source of Funds</b>			
GPR			
FED			
PRO/PRS	50,000		
SEG/SEG-S			
<b>III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)</b>			
	Increased Rev	Decreased Rev	
GPR Taxes	\$		\$
GPR Earned			
FED			
PRO/PRS			-25,000
SEG/SEG-S			
<b>TOTAL State Revenues</b>	<b>\$</b>		<b>\$-25,000</b>
<b>NET ANNUALIZED FISCAL IMPACT</b>			
	<u>State</u>	<u>Local</u>	
NET CHANGE IN COSTS	\$50,000		\$
NET CHANGE IN REVENUE	\$-25,000		\$
<b>Agency/Prepared By</b>		<b>Authorized Signature</b>	<b>Date</b>
DNR/ Joe Polasek (608) 266-2794		Joe Polasek (608) 266-2794	10/25/2017