

**JBC STAFF FISCAL ANALYSIS  
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING AN INCREASE IN FEES PAID BY STATIONARY SOURCES OF AIR POLLUTANTS, AND, IN CONNECTION THEREWITH, PRIORITIZING THE USE OF THE REVENUES GENERATED BY THE FEE INCREASES TO REDUCE PERMIT PROCESSING TIMES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Prime Sponsors: Reps. Becker K. and McKean  
Sens. Scott and Jahn

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Date Prepared: May 2, 2018

**Fiscal Impact of Bill as Amended to Date**

The most recent Legislative Council Staff Revised Fiscal Note (attached) reflects the fiscal impact of the bill as of 04/30/18.

<b>XXX</b>	<b>No Change:</b> Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
	<b>Update:</b> Fiscal impact has changed due to <i>new information or technical issues</i>
	<b>Update:</b> Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared
	<b>Non-Concurrence:</b> JBC Staff and Legislative Council Staff disagree about the fiscal impact of the bill

**Amendments in This Packet for Consideration by Appropriations Committee**

<b>Amendment</b>	<b>Description</b>
J.001	Staff-prepared amendment

**Current Appropriations Clause in Bill**

The bill includes an appropriation clause that provides \$1,555,293 cash funds from the Stationary Sources Control Fund to the Department of Public Health and Environment for FY 2018-19.

**Description of Amendments in This Packet**

**J.001** Staff has prepared amendment **J.001** (attached) to fix an error in the title of the bill.

**Points to Consider**

*Future Budget Processes*

The Revised Fiscal Note indicates that if the fees addressed by this bill are set at their statutory cap, then revenue will exceed the appropriation provided in this bill. In the event that the Air Quality Control Commission increases fees paid by stationary sources of air pollutants to generate revenue in excess of the bill's appropriation, the Department of Public Health and Environment will have to

## **HB18-1400**

## **JBC Staff Analysis**

submit a budget request to adjust FY 2018-19 appropriations mid-year, or to adjust appropriations for FY 2019-20.

### *Related Budget Information*

As noted on page 2 of the Revised Fiscal Note, H.B. 18-1322 (FY 2018-19 Long Bill) reduced the appropriation from the Stationary Sources Control Fund by \$1,555,293 to align spending authority with anticipated revenue and the Fund's projected fund balance. The appropriation clause in this bill restores that spending authority based on the assumption that the statutory fee caps will be raised and that the Air Quality Control Commission will increase fees.