

### Fiscal Estimate - 2015 Session

Original     
  Updated     
  Corrected     
  Supplemental

LRB Number <b>15-1285/1</b>	Introduction Number <b>SB-018</b>
-----------------------------	-----------------------------------

**Description**  
 Manufacture, sale, and distribution of products containing microbeads and providing a penalty

**Fiscal Effect**

**State:**

<input type="checkbox"/> No State Fiscal Effect	<input type="checkbox"/> Increase Existing Revenues	<input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<input checked="" type="checkbox"/> Indeterminate	<input type="checkbox"/> Decrease Existing Revenues	
<input type="checkbox"/> Increase Existing Appropriations		<input type="checkbox"/> Decrease Costs
<input type="checkbox"/> Decrease Existing Appropriations		
<input type="checkbox"/> Create New Appropriations		

**Local:**

<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"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	
2. <input type="checkbox"/> Decrease Costs	4. <input type="checkbox"/> Decrease Revenue	
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	

<b>Fund Sources Affected</b>	<b>Affected Ch. 20 Appropriations</b>
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	

<b>Agency/Prepared By</b> DATCP/ David Woldseth (608) 224-5164	<b>Authorized Signature</b> Jason Gherke (608) 224-4748	<b>Date</b> 3/12/2015
---	--	--------------------------

## Fiscal Estimate Narratives

DATCP 3/12/2015

LRB Number	<b>15-1285/1</b>	Introduction Number	<b>SB-018</b>	Estimate Type	<b>Original</b>
<b>Description</b> Manufacture, sale, and distribution of products containing microbeads and providing a penalty					

### Assumptions Used in Arriving at Fiscal Estimate

This bill generally prohibits, with certain exceptions, the manufacture of a personal care product containing microbeads (small, nonbiodegradable plastic particles) beginning January 1, 2016. "Personal care product" is defined in the bill. The bill also prohibits, with certain exceptions, selling or distributing a personal care product containing microbeads beginning January 1, 2017.

The bill creates different effective dates for these prohibitions for over-the-counter drugs. "Over-the-counter drug" is also defined in the bill. Under this bill, a person may not manufacture a personal care product that is an over-the-counter drug containing microbeads beginning January 1, 2017, and may not sell or distribute such a product beginning January 1, 2018. This bill does not apply to the manufacture, sale, or distribution of prescription drugs.

If this bill were enacted into law, retailers will have more than a year to comply with these provisions. DATCP anticipates a high level of industry compliance.

After the law's effective date, the Bureau of Consumer Protection would help educate businesses and consumers, and mediate and investigate consumer complaints. Based on prior experience implementing new laws, the department will need to use various degrees of enforcement action to ensure retailer and industry compliance. As with any new consumer protection law, there will be an increase in consumer complaints; however, history shows that increases resulting from consumer safety legislation are typically temporary.

DATCP has not previously regulated microbeads in consumer products; therefore, we cannot determine how many consumer complaints about potential violations DATCP would receive. We believe that this bill would represent additional costs to DATCP, but we are unable to estimate a dollar amount at this time. We do believe the amount can be absorbed into existing appropriations and operations.

### Long-Range Fiscal Implications