

### Fiscal Estimate - 2017 Session

Original     
  Updated     
  Corrected     
  Supplemental

|   |  |                              |                                       |  |  |
|---|--|------------------------------|---------------------------------------|--|--|
| <b>LRB Number</b> <b>17-5236/1</b>  | <b>Introduction Number</b> <b>SB-739</b> |                              |                                       |  |  |
| <b>Description</b><br>notifying well owners and counties of certain water pollution violations, providing an exemption from emergency rule procedures, and granting rule-making authority   |  |                              |                                       |  |  |
| <b>Fiscal Effect</b><br><br><b>State:</b><br><input type="checkbox"/> No State Fiscal Effect<br><input checked="" type="checkbox"/> Indeterminate<br><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<br><input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Decrease Existing Revenues <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No<br><input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs   |  |                              |                                       |  |  |
| <b>Local:</b><br><input type="checkbox"/> No Local Government Costs<br><input type="checkbox"/> Indeterminate<br>1. <input type="checkbox"/> Increase Costs      3. <input type="checkbox"/> Increase Revenue      5. Types of Local Government Units Affected<br><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<br>2. <input type="checkbox"/> Decrease Costs      4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Counties <input type="checkbox"/> Others <u>0</u><br><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 |  |                              |                                       |  |  |
| <table style="width: 100%; border: none;"> <tr> <td style="width: 50%;"><b>Fund Sources Affected</b></td> <td style="width: 50%;"><b>Affected Ch. 20 Appropriations</b></td> </tr> <tr> <td> <input type="checkbox"/> GPR    <input type="checkbox"/> FED    <input type="checkbox"/> PRO    <input type="checkbox"/> PRS    <input type="checkbox"/> SEG    <input type="checkbox"/> SEGS         </td> <td></td> </tr> </table>   |  | <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>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>   | <b>Authorized Signature</b>              | <b>Date</b>                  |                                       |  |  |
| DNR/ Joe Polasek (608) 266-2794   | Joe Polasek (608) 266-2794               | 2/16/2018                    |                                       |  |  |

## Fiscal Estimate Narratives

DNR 2/16/2018

|   |           |                     |        |               |          |
|---|-----------|---------------------|--------|---------------|----------|
| LRB Number  | 17-5236/1 | Introduction Number | SB-739 | Estimate Type | Original |
| <b>Description</b><br>notifying well owners and counties of certain water pollution violations, providing an exemption from emergency rule procedures, and granting rule-making authority |           |                     |        |               |          |

### Assumptions Used in Arriving at Fiscal Estimate

Under the bill, if the the DNR finds that the holder of a Wisconsin Pollutant Discharge Elimination System (WPDES) permit has violated certain provisions of the permit, DNR must notify owners of wells that may be negatively affected by the violation and the county or counties in which the permit holder and negatively affected wells are located. Notices would be required within 30 days after finding that a violation has occurred and within 24 hours if the DNR determines that the violation poses a serious risk to public health. In addition, the bill requires the DNR to establish administrative rules for providing the required notice.

### Fiscal Effect

#### 1. One-Time Costs

The administrative rule development process will require a certain amount of staff time along with the time necessary to consult with other programs in the agency and with external stakeholders to develop the policy and associated guidance for implementing the rule. The program estimates that the rule development process, establishment of the processes, development of guidance and conducting stakeholder outreach will require approximately 200-300 FTE staff hours. This cost will be approximately \$6,200 -\$ 9,600.

#### 2. Ongoing Costs

After administrative rules are developed, the program will need to develop a system for flagging permit violations that could impact a nearby well, create a process to integrate the inventory of WPDES permits with the inventory of private wells, make a determination on the potential severity of any permit non-compliance and conduct the required noticing. It could potentially require approximately 100-200 staff hours per year; however, since there are a number of factors influencing the staff time needed to perform these functions, the estimate of ongoing costs is considered to be indeterminate.

### Long-Range Fiscal Implications

## Fiscal Estimate Worksheet - 2017 Session

Detailed Estimate of Annual Fiscal Effect

Original
  Updated
  Corrected
  Supplemental

|  |               |  |                 |
|--|---------------|--|-----------------|
| <b>LRB Number</b> 17-5236/1  |               | <b>Introduction Number</b> SB-739              |                 |
| <b>Description</b><br>notifying well owners and counties of certain water pollution violations, providing an exemption from emergency rule procedures, and granting rule-making authority                                    |               |  |                 |
| <b>I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):</b><br><br>200-300 staff hours and approximately \$6,200-\$9,600 for administrative rule development |               |  |                 |
| <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  | \$            |  | \$              |
| (FTE Position Changes)   |               |  |                 |
| State Operations - Other Costs   |               |  |                 |
| Local Assistance   |               |  |                 |
| Aids to Individuals or Organizations   |               |  |                 |
| <b>TOTAL State Costs by Category</b>   | <b>\$</b>     |  | <b>\$</b>       |
| <b>B. State Costs by Source of Funds</b>   |               |  |                 |
| GPR  |               |  |                 |
| FED  |               |  |                 |
| PRO/PRS  |               |  |                 |
| 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  |               |  |                 |
| SEG/SEG-S  |               |  |                 |
| <b>TOTAL State Revenues</b>  | <b>\$</b>     |  | <b>\$</b>       |
| <b>NET ANNUALIZED FISCAL IMPACT</b>  |               |  |                 |
|  | <u>State</u>  | <u>Local</u>                                   |                 |
| NET CHANGE IN COSTS  | \$            |  | \$              |
| NET CHANGE IN REVENUE  | \$            |  | \$              |
| <b>Agency/Prepared By</b>  |               | <b>Authorized Signature</b>                    | <b>Date</b>     |
| DNR/ Joe Polasek (608) 266-2794  |               | Joe Polasek (608) 266-2794                     | 2/16/2018       |