

## Fiscal Estimate - 2011 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>11-3824/1</b>	<b>Introduction Number</b> <b>SB-405</b>				
<b>Description</b> Listing frac sand mining as a conditional or prohibited use in certain types of zoning ordinances					
<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 type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs					
<b>Local:</b> <input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate 1. <input type="checkbox"/> Increase Costs      3. <input type="checkbox"/> Increase Revenue <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 5. Types of Local Government Units Affected <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					
<table style="width: 100%; border: none;"> <tr> <td style="width: 60%;"><b>Fund Sources Affected</b></td> <td style="width: 40%;"><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	
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<b>Agency/Prepared By</b> DOA/ Cathleen Connolly (608) 261-2292	<b>Authorized Signature</b> Jana Steinmetz (608) 266-1359	<b>Date</b> 2/2/2012			

## Fiscal Estimate Narratives

DOA 2/2/2012

LRB Number	11-3824/1	Introduction Number	SB-405	Estimate Type	Original
<b>Description</b> Listing frac sand mining as a conditional or prohibited use in certain types of zoning ordinances					

### Assumptions Used in Arriving at Fiscal Estimate

Senate Bill (SB) 405 changes zoning law requirements for cities, towns and counties. The bill requires that if a zoning ordinance is enacted and deals with agricultural use then frac sand mining must be listed as a conditional use. If the zoning ordinance deals with residential use then frac sand mining must be listed as a prohibited use. The bill also provides a definition of frac sand.

The fiscal cost to local communities under the provision of this bill is indeterminate. Based on information self-reported to the Department of Administration by local and regional governments there are 552 cities and villages that have zoning provisions; 36 that do not and 7 that are unknown. In addition, 242 towns have town zoning and 767 towns have county zoning. There are 246 towns with no zoning. It is unknown how many of those local zoning laws deal with agricultural use or residential use or both. The Department believes there would be some cost associated with revising existing zoning ordinances to include frac sand mining as a conditional use in agricultural use areas and a prohibited use in residential use areas. However, it cannot determine a specific dollar amount since it is unknown how many communities would need to revise their zoning ordinances.

### Long-Range Fiscal Implications

Indeterminate.