



## Fiscal Estimate Narratives

DNR 11/4/2013

LRB Number	<b>13-3146/1</b>	Introduction Number	<b>SB-349</b>	Estimate Type	<b>Original</b>
<b>Description</b> Local regulation of nonmetallic mining; local regulation of air quality; local regulation of water quality; local regulation of the use of explosives in mining, quarrying, and related activities; highway use contracts by local governments; and local regulation of borrow sites and material disposal sites for transportation projects of the Department of Transportation					

### Assumptions Used in Arriving at Fiscal Estimate

This bill relates to local governmental authority to regulate air quality, water quality and quantity, and the use of explosives; local government highway use contracts and local regulation of material disposal sites related to transportation projects of the Department of Transportation (DOT); and local governmental authority to regulate nonmetallic mining.

#### I. State Fiscal Impact

##### A. Division of Air, Waste, and Remediation & Redevelopment

The bill would have no fiscal impact on the Bureaus of Waste & Materials Management and Air Management.

##### B. Division of Water

###### 1. Bureau of Water Quality

The bill could potentially affect the workload associated with reissuance of nonmetallic mining wastewater general permit, which is scheduled for spring 2014. Potentially a larger workload could come from an increase in requests for individual wastewater permits for nonmetallic mining facilities that are excavating deposits containing higher amounts of trace metals or facilities utilizing a large number of water treatment additives in an unlined process water pond, storm water pond, or sludge stacking site.

This bill could also impact staff workload to the extent that it results in additional requests for public hearings on the reissuance of a nonmetallic mining wastewater permits, and to the extent that it would trigger complaints to Department field staff regarding the monitoring of nonmetallic mining operations, or water quality and quantity issues.

###### 2. Bureau of Watershed Management

For the stormwater management and the waterway and wetland programs, the bill does not place any new requirements or expectations on staff to regulate the nonmetallic mining industry than what are already in place; however, additional costs/workload are possible to the extent that loss of local authority could result in citizens getting more involved to provide input for state permitting, or filing more complaints about permit compliance. It is difficult to estimate the amount of additional workload that might result, since each project would have site-specific issues.

###### 3. Bureau of Drinking Water & Groundwater

The fiscal impact of the bill would be negligible.

#### II. Local Fiscal Impact

The local fiscal effect is indeterminate. It is assumed that there would be decreased local government costs if local regulation no longer exists along with a decrease in revenue associated with any fees that are being charged to support local regulation.

### Long-Range Fiscal Implications