

Fiscal Estimate - 2023 Session

Original
 Updated
 Corrected
 Supplemental

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| LRB Number 23-0565/1 | Introduction Number AB-0197 |
| Description procedures for reviewing commercial building plans | |
| Fiscal Effect | |
| State: <input type="checkbox"/> No State Fiscal Effect <input checked="" type="checkbox"/> Indeterminate <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations </div> <div style="width: 30%;"> <input type="checkbox"/> Increase Existing Revenues <input checked="" type="checkbox"/> Decrease Existing Revenues </div> <div style="width: 30%;"> <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Decrease Costs </div> </div> | |
| Local: <input type="checkbox"/> No Local Government Costs <input type="checkbox"/> Indeterminate <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> 1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory </div> <div style="width: 30%;"> 3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory </div> <div style="width: 30%;"> 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 <u>0</u> <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts </div> </div> | |
| Fund Sources Affected Affected Ch. 20 Appropriations <input type="checkbox"/> GPR <input type="checkbox"/> FED <input checked="" type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS s.20.165(2)(j) | |
| Agency/Prepared By DSPS/ Lillian Kelly (608) 266-0958 | Authorized Signature Jennifer Garrett (608) 266-6795 |
| Date 9/14/2023 | |

Fiscal Estimate Narratives

DSPS 9/14/2023

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| LRB Number | 23-0565/1 | Introduction Number | AB-0197 | Estimate Type | Original |
| Description procedures for reviewing commercial building plans | | | | | |

Assumptions Used in Arriving at Fiscal Estimate

The bill allows an owner to schedule a future date for examination of plans, in addition to the option of receiving the next available appointment it allows an owner, when submitting plans for examination, to identify for the Department of Safety and Professional Services (DSPS) any previously approved plans that are substantially similar; and creates an exemption from the examination requirement for certain plumbing plans. The bill requires DSPS to refund an examination fee if an owner cancels an appointment at least 20 business days before the appointment. If an owner cancels an appointment within 20 business days of the appointment, DSPS must refund only that part of a plan examination fee above \$5,000. The bill also requires DSPS to allow an owner, when submitting plans for examination, to identify for DSPS any previously approved plans that are substantially similar to those plans.

Finally, the bill creates an exemption from DSPS plumbing plan examination requirements. The exemption is based on the number of fixtures involved, but is subject to certain design requirements and does not apply to certain plumbing plans. DSPS's current administrative rules generally do not require examination of plumbing plans for a new installation, addition, or alteration involving less than 16 plumbing fixtures. However, those rules require examination of certain categories of plumbing plans, such as grease interceptors, garage catch basins, and mixed wastewater holding devices, regardless of number.

The bill prohibits DSPS from requiring the examination of plumbing plans for an installation, addition, or alteration involving not more than 20 plumbing fixtures, if the plumbing plans are prepared by a person holding one of five specified credentials. However, the bill allows DSPS to require the examination of plumbing plans for certain types of plumbing for which DSPS's administrative rules currently require plan submission regardless of number. The bill also enables DSPS to require by rule the examination of any other type of plumbing installation, addition, or alteration that DSPS determines to pose a unique risk to the waters of the state or to public health or safety. The bill does not alter the authority of a unit of local government to require the examination of plumbing plans.

DSPS estimates a total of \$1,085,000 in ongoing costs and \$479,400 in one-time costs to implement the bill. The bill will likely impact approximately 440 plumbing plans based on current submission rates. The implementation of the bill will result in less building plans being submitted but increased ongoing costs due to increased staffing necessary to accommodate the scheduling requirements of the bill.

The estimated one-time costs include \$353,600 for 4,160 hours for IT services needed to create new pathways for building plan review in DSPS's eSLA system, billed at the DOA Division of Enterprise Technology (DET) hourly small agency rate of \$85. The major cost impact in this IT update is for building and integrating a new scheduled review pathway into an existing system and creating reports across four program areas. In addition, DSPS estimates that 2.5 limited term (LTE) plan reviewers would be required to staff the IT development team that will develop, test and train staff on the new scheduled pathway.

The estimated ongoing costs totaling \$1,085,000 include nine additional permanent full time equivalent (FTE) plan review and associated staff to perform scheduled reviews, supervise review staff and assist with additional workload, and assist with scheduled reviews operations.

There will also be an indeterminate loss of revenue from the implementation of this bill due to a reduced number of plumbing plan submissions. The one-time and ongoing estimated costs cannot be absorbed in the currently appropriated agency budget.

Long-Range Fiscal Implications

Fiscal Estimate Worksheet - 2023 Session

Detailed Estimate of Annual Fiscal Effect

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| I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect): Estimated one-time costs = \$479,400. | | |
| II. Annualized Costs: | | |
| | Annualized Fiscal Impact on funds from: | |
| | Increased Costs Decreased Costs | |
| A. State Costs by Category | | |
| State Operations - Salaries and Fringes | \$1,085,000 | \$ |
| (FTE Position Changes) | (9.0 FTE) | |
| State Operations - Other Costs | | |
| Local Assistance | | |
| Aids to Individuals or Organizations | | |
| TOTAL State Costs by Category | \$1,085,000 | \$ |
| B. State Costs by Source of Funds | | |
| GPR | | |
| FED | | |
| PRO/PRS | 1,085,000 | |
| SEG/SEG-S | | |
| III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.) | | |
| | Increased Rev | Decreased Rev |
| GPR Taxes | \$ | \$ |
| GPR Earned | | |
| FED | | |
| PRO/PRS | | |
| SEG/SEG-S | | |
| TOTAL State Revenues | \$ | \$ |
| NET ANNUALIZED FISCAL IMPACT | | |
| | <u>State</u> | <u>Local</u> |
| NET CHANGE IN COSTS | \$1,085,000 | \$ |
| NET CHANGE IN REVENUE | \$ | \$ |
| Agency/Prepared By Authorized Signature Date | | |
| DSPS/ Lillian Kelly (608) 266-0958 | Jennifer Garrett (608) 266-6795 | 9/14/2023 |