

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6745

BILL NUMBER: HB 1272

NOTE PREPARED: Jan 4, 2003

BILL AMENDED:

SUBJECT: Environmental rulemaking boards.

FIRST AUTHOR: Rep. Weinzapfel

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: GENERAL
 DEDICATED
 FEDERAL

IMPACT: State

Summary of Legislation: This bill provides that an environmental rulemaking board shall contract with an individual, a business firm, or a legal firm to act as technical secretary and may contract with an individual or a legal firm to act as legal counsel. With respect to the technical secretary and the legal counsel, the bill eliminates the recommendation of candidates by the governor and designates additional duties. This bill also transfers duties from the Department of Environmental Management to the technical secretary.

Effective Date: July 1, 2003.

Explanation of State Expenditures: Currently, the Air Pollution Control Board, the Water Pollution Control Board, and the Solid Waste Management Board each contracts with a technical secretary who reviews materials prepared for the boards by the Department of Environmental Management (IDEM). Each board also contracts with a legal counsel who advises the board on legal matters and reviews material prepared by the Department and directs the Department to make necessary changes. IDEM staff handle correspondence, arrange for investigations and surveys, and prepare reports as directed by the board.

The proposal expands the duties of the technical secretaries by having them perform the work that IDEM staff currently perform for the boards. The proposal also requires the secretaries to serve as hearing officers, to convene and lead board meetings, and to initiate and manage rulemaking efforts in cooperation with the Department. Eliminating IDEM's responsibilities could save the Department some expenses associated with providing the services for the boards. However, increasing the responsibilities of the secretaries could increase expenses. The specific impact is indeterminable and would depend upon the extent and nature of the services required by each board.

Expenses for each of the boards for 2001 are listed below.

	Board Expenses for 2001	Amount Funded by General Funds	Amount Funded by Dedicated Funds
Air	15,487	15,487	0
Water	13,687	3,695	9,992
Solid	14,548	6,692	7,856
Total	43,722	25,875	17,847

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Department of Environmental Management, Air Pollution Control Board, Water Pollution Control Board, and Solid Waste Management Board.

Local Agencies Affected:

Information Sources: Board expenditures provided by IDEM.

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