

SENATE ENERGY AND NATURAL RESOURCE COMMITTEE - 1989

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Lynne Holt, Research Department

Laura Howard, Research Department

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Lila McClaflin, Secretary to the Committee

COMMITTEE ACTION INDEX

<u>BILL NUMBER</u>	<u>DATE OF HEARING</u>	<u>DISCUSSION AND ACTION</u>
S.B. 6 - concerning hazardous waste authorizing the establishment of certain hazardous waste collection programs.	1/18/89	be passed as amended. 1/25/89
S.B. 7 - concerning recycling; providing for establishment of a recycling program in state offices in the state capitol area.	1/25/89	
S.B. 84 - relating to conservation districts; concerning the program for protection of riparian and wetland areas.	2/15/89	placed on the Consent calendar. 2/15/89
S.B. 94 - enacting the Kansas storage tank act.	1/31-2/1/89	A substitute be passed. 3/1/89
S.B. 120 - relating to penalties for unlawful discharge of sewage.	2/8/89	be passed as amended 2/21/89
S.B. 121 - civil enforcement of Kansas groundwater exploration and protection act.	2/8/89	be passed as amended. 2/15/89
S.B. 122 - Kansas petroleum storage tank release trust fund act.	1/31/89	amended into Sub. for S.B. 94. 2/15/89
S.B. 133 - water appropriation permit fee for water power project purposes.	2/14/89	2/15/89
S.B. 158 - allowing bighead carp in the water of Kansas.	2/8/89	
S.B. 239 - transfer of Missouri river land in Atchison County.	2/16/89	be passed as amended 2/16/89
S.B. 240 - sale of land in abandoned channels of navigable streams.	2/16/89	2/21/89
S.B. 266 - minimum desired streamflows	2/22/89	2/22/89
S.B. 310 - disposal of waste tires.	No action	
S.B. 344 - establishing fees for permits to construct dams or change water channels.	No action	
S.B. 384 - prohibiting location of land-fill near navigable stream of water intake station.	No action	

COMMITTEE ACTION INDEX

<u>BILL NUMBER</u>	<u>DATE OF HEARING</u>	<u>DISCUSSION AND ACTION</u>
SCR 1601 - urging local units of government to take certain actions regarding solid waste management within their jurisdictions.	No action	
SCR 1620 - opposing federal legislation that would permit the use of Kansas water for the transportation of coal	No action	
H.B. 2005 - concerning wildlife and parks	3/1/89	3/22/89
H.B. 2006 - concerning crimes and punishment; defining and classifying the crime of commercialization of wildlife.	3/23/89	3/23/89
H.B. 2007 - concerning falconry; relating to permit and examination fees.	3/23/89	3/23/89
H.B. 2008 - concerning financing of the state water plan.	3/14,15,16,21 & 22 Adversely Reported	4/27/89 4/28/89
H.B. 2303 - concerning fish and game; relating to the use of a crossbow by persons with disabilities.	3/23/89	3/23/89
H.B. 2341 - relating to commercial fossil hunters.	3/28/89	
H.B. 2351 - concerning easements; relating to the creation of certain conservation easements.	3/23/89	3/23/89

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The Honorable Ross Doyen, Chairperson
Committee on Energy and Natural Resources
Senate Chambers
Third Floor, Statehouse

Dear Senator Doyen:

SUBJECT: Fiscal Note for SB 310 by Committee on Energy and Natural Resources

In accordance with KSA 75-3715a, the following fiscal note concerning SB 310 is respectfully submitted to your committee.

HB 2362 requires the registration of any site containing more than 1,000 waste tires to register with the Department of Health and Environment, and prohibits the disposal of waste tires in the state except at a waste tire processing facility, a permitted solid waste disposal facility, or a waste tire collection facility. The disposal of waste tires by sanitary landfill is prohibited unless processed prior to disposal.

The Secretary of the Department of Health and Environment is required to establish a system of permits for waste tire processing and collection centers and to establish fees for permits. Persons would be prohibited from accumulating more than 1,000 waste tires in any unpermitted location. The Secretary of Health and Environment is authorized to encourage individuals to establish waste tire collection centers and to take tires to collection centers. The Secretary is to establish and administer a grant program to counties for opening a tire processing facilities and promoting removal and research. In addition, the Secretary is authorized to provide technical assistance. A fee of one dollar per tire sold at retail is prescribed and is to be collected by the Secretary of Revenue. In addition, an application fee not to exceed \$250 per year is established for waste tire processing facilities and collection centers.

The bill requires the Secretary of the Department of Health and Environment to develop rules and regulations to administer the act. All fees, fines and penalties imposed under the act are to be deposited by the Secretary of the Department of Revenue in the Waste Tire Management Fund created by the bill.

Any increase in revenue or expenditures resulting from the passage of this bill would be in addition to amounts contained in the FY 1990 Governor's Report on the Budget. The Department of Revenue estimates that approximately \$2.1 million in revenue would be generated by the provisions of the act. The bill has a fiscal impact on the Department of Health and Environment which indicates the bill would add substantially to its workload in the Solid Waste Management Program. As structured, the bill would not authorize payment of administrative costs from the proceeds of the Waste Tire Management Fund; therefore any increase in expenditures would be from the State General Fund.


No Action

The Department estimates that it would need five new positions to implement the program. They are an Environmental Engineer II, Research Analyst II, Environmental Technician II, Office Assistant II, Office Assistant II (grants administration). Total cost of salary and wages would be \$120,942. Operating expenditures would total \$19,315, and one-time capital outlay would be \$15,247 for a total cost in FY 1990 of \$155,504. The amount of \$140,257 would be needed in FY 1991.

The Department of Health and Environment estimates that instituting a waste tire disposal incentive program for private citizens would require expenditures of \$50,000. In addition, grants to local governments for tire recycling, disposal projects and research in processing methods for recycling would be given totaling an estimated \$1.8 million per year. Only the grants to counties would come from the Waste Tire Management Fund.

The Department of Revenue estimates that passage of this bill, as introduced, would create an annual expense of \$76,534 in salaries and wages and contractual services for the Department. This figure includes four new FTE positions: two Office Assistants II, one Office Assistant III, and one Bookkeeper. The Department estimates one-time expenses at \$25,648 in FY 1990 and \$11,855 in FY 1991. These expenditures would be financed from the State General Fund.

A total amount of \$257,686 would be necessary in FY 1990, and \$228,646 in FY 1991 for both agencies operating expenditures. These expenditures would be from the State General Fund. The addition of an estimated \$50,000 per year for the private citizens incentive program would bring the State General Fund expenditures to \$307,686 in FY 1990 and \$278,646 in FY 1991. Revenues in the amount of approximately \$2.1 million would be obtained from the fee on new tire purchases and deposited in the Waste Tire Management Fund. Approximately \$1.8 million would be expended annually in grants from the fund.


for Michael F. O'Keefe
Director of the Budget

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cc: Laura Epler, Department of Health and Environment
Ed Rolfs, Department of Revenue

The Honorable Ross Doyen, Chairperson
Senate Committee on Energy and Natural Resources
Senate Chamber
Third Floor, Statehouse

Dear Senator Doyen:


SUBJECT: Fiscal Note for SB 344 by Committee on Ways and Means

In accordance with KSA 75-3715a, the following fiscal note concerning SB 344 is respectfully submitted to your committee.

SB 344 would amend KSA 83a-302 to require a filing fee for applications for dam construction, a filing fee for applications for stream obstructions or channel changes, and a fee for dam safety inspections. The fees would be paid to the Board of Agriculture, Division of Water Resources and funds would be credited to the agency's Water Structures Fee Fund.

The application fee for dam construction would be based on the size of the dam and the degree of hazard and would range from \$100 to \$800 plus an additional fee based upon the volume of water to be stored. The fee for permits for stream obstructions or channel changes would be based upon whether the stream was classified as a minor, moderate, or major stream and would range from \$100 to \$500. The fee for a dam safety inspection would be \$250. If an applicant for a permit has all ready completed the work for which the permit is requested, the fee would be doubled.

The bill would generate fee fund revenue of an estimated \$54,700 in FY 1990 and \$67,200 in both FY 1991 and FY 1992.


Michael F. O'Keefe
Director of the Budget

cc: Don Jacka, Board of Agriculture

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No Action