

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING THE REPEAL OF STATUTORY FEE SCHEDULES APPLICABLE TO WATER QUALITY.

Prime Sponsors: Senator Hodge
Reps. May and Gerou

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Phone: 303-866-2061
Date Prepared: February 18, 2014

Fiscal Impact of Bill as Amended to Date

The most recent Legislative Council Staff Fiscal Note (attached) reflects the fiscal impact of the bill as of 02/06/14.

| | |
|------------|--------------------------------------------------------------------------------------------------------------|
| | No Change: Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill |
| XXX | Update: Fiscal impact has changed due to <i>new information or technical issues</i> |
| | Update: Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared |
| | Non-Concurrence: JBC Staff and Legislative Council Staff disagree about the fiscal impact of the bill |

The February 6, 2014 Legislative Council Fiscal Note indicates that in FY 2015-16 cash funds revenue will increase by up to \$782,470. Due to the timing to implement the fee, it is likely that revenue will only increase by 25.0 percent of that amount (\$195,618) because of the time required to transition to new fees.

Amendments in This Packet for Consideration by Appropriations Committee

| Amendment | Description |
|-----------|-------------------------------------------------------------------------|
| L.001 | Bill Sponsor amendment - changes fiscal impact <i>and</i> appropriation |

Current Appropriations Clause in Bill

The bill neither requires nor contains an appropriation clause for FY 2014-15.

Description of Amendments in This Packet

L.001 Bill Sponsor amendment **L.001** (attached) includes the following changes to the introduced bill:

- Amends the effective date of the bill to July 1, 2016 to provide sufficient time for a stakeholder and rule making process;
- Limits the fee increases each year by the Denver-Boulder consumer price index;

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- Creates a new 401 certification fee of \$131.62 for FY 2014-15 and \$136.35 for FY 2015-16 to allow large water projects subject to the 401 certification to pay for the work of the Division associated with the certification; and
- Makes a technical amendment to add concentrated animal feeding operations to the types of fees deposited in the Animal Feeding Operations Fund to correct an oversight in the introduced version.

Creating the 401 certification fee will result in new revenue for the Division, and amendment L.001 includes an appropriation of \$352,362 cash funds from the Water Quality Control Division for FY 2014-15 to the Water Quality Control Division.

Points to Consider

None.