

FISCAL NOTE

STATE OF ALASKA 2016 LEGISLATIVE SESSION

Bill Version **CSSB 163**
 Fiscal Note Number _____
 () Publish Date _____

| | | | | |
|------------------------|---|----------------------|---|--|
| Identifier (file name) | SB163CS(RES)-DNR-MLW-4-1-16 | Dept. Affected | Natural Resources | |
| Title | NATL. RES. WATER NOMINATION/DESIGNATION | Appropriation | Fire Supression, Land & Water Resources | |
| Sponsor | Rules by Request of the Governor | Allocation | Mining, Land and Water | |
| Requester | Senate Resources | OMB Component Number | 3002 | |

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

| | FY17 Appropriation Requested | Included in Governor's FY17 Request | Out-Year Cost Estimates | | | | |
|-------------------------------|------------------------------------|---|-------------------------|------------|------------|------------|------------|
| | | | FY18 | FY19 | FY20 | FY21 | FY22 |
| OPERATING EXPENDITURES | | | FY17 | FY17 | | | |
| Personal Services | | | | | | | |
| Travel | | | | | | | |
| Services | | | | | | | |
| Commodities | | | | | | | |
| Capital Outlay | | | | | | | |
| Grants, Benefits | | | | | | | |
| Miscellaneous | | | | | | | |
| TOTAL OPERATING | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

| FUND SOURCE (Thousands of Dollars) | | | | | | | |
|---|-------------------|------------|------------|------------|------------|------------|------------|
| 1002 | Federal Receipts | | | | | | |
| 1003 | GF Match | | | | | | |
| 1004 | GF | | | | | | |
| 1005 | GF/Prgm (DGF) | | | | | | |
| 1007 | I/A Rcpts (Other) | | | | | | |
| 1178 | temp code (UGF) | | | | | | |
| | | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

| POSITIONS | | | | | | | |
|------------------|--|--|--|--|--|--|--|
| Full-time | | | | | | | |
| Part-time | | | | | | | |
| Temporary | | | | | | | |

| CHANGE IN REVENUES | | | | | | | |
|---------------------------|--|--|--|--|--|--|--|
| | | | | | | | |

Estimated SUPPLEMENTAL (FY16) operating costs _____ (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY17) costs 0.0 (separate capital appropriation required)
(discuss reasons and fund source(s) in analysis section)

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency?

If yes, by what date are the regulations to be adopted, amended, or repealed? _____ No _____

Discuss details in analysis section.

Why this fiscal note differs from previous version (if initial version, please note as such)

Revised with additional analysis in response to Committee Substitute

| | |
|-------------|---------------------------------------|
| Prepared by | Brent Goodrum, Director |
| Division | Mining, Land and Water |
| Approved by | Marty Rutherford, Acting Commissioner |
| Agency | Department of Natural Resources |

| | |
|-----------|-----------------|
| Phone | 907-269-8625 |
| Date/Time | 4/1/16 12:00 AM |
| Date | 4/1/2016 |

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

BILL NO. CSSB 163

Analysis

The direct fiscal impact to the Department of Natural Resources (DNR) as a result of this legislation is expected to be covered through Reimbursable Services Agreements (RSAs) from the Department of Environmental Conservation (DEC). The exact amount of these RSAs going forward is unknown, as expenditures will be based on the number and scope, if any, of future nominations under the bill.

Funding for these RSAs will come from DEC general fund program receipts (GFPR) included in the DEC fiscal note, which contains more detailed information and should be referred to.

Section 1 of the bill amends Chapter 3 of Title 46 (AS 46.03) by adding seven new sections that provide a process to implement the Federal Clean Water Act provision (40 C.F.R. Part 131.12(a)(3)) related to nomination and designation of outstanding state resource water.

Section 2 of the bill clarifies the first session of the Legislature the reporting provision of the bill is applicable to, Section 3 provides authority for DEC to promulgate regulations to implement the bill, and Section 4 provides for an effective date.

Additional potential indirect fiscal impacts to DNR could occur in the process of reviewing applications for land and water use authorizations that are within or proximal to a designated waterbody. Under the bill, the land or water use application and adjudication processes may need to evaluate and explain authorization decisions in the context of potential impact on water bodies designated as outstanding state resource water. These authorizations include water rights, temporary water uses, mining or oil and gas development permits, land use permits, leases or sales, access easements, and material sales.