

Fiscal Note

State of Alaska
2013 Legislative Session

Bill Version: HB 163
Fiscal Note Number: 2
(H) Publish Date: 3/22/13

Identifier: HB163-DEC-AQ-03-16-13
Title: REGULATION OF SOLID FUEL BURNING DEVICES
Sponsor: T.WILSON
Requester: House Community & Regional Affairs Committee

Department: Department of Environmental Conservation
Appropriation: Environmental Health
Allocation: Air Quality
OMB Component Number: 2061

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2014	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2014 Request	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
OPERATING EXPENDITURES	FY 2014	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
Personal Services	***	***	***	***	***	***	***
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	***	***	***	***	***	***	***

Fund Source (Operating Only)

None							
Total	***	***	***	***	***	***	***

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
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Estimated SUPPLEMENTAL (FY2013) cost: 0.0

Estimated CAPITAL (FY2014) cost: 0.0

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? Yes
If yes, by what date are the regulations to be adopted, amended or repealed? 01/01/14

Why this fiscal note differs from previous version:

Not applicable, initial version.

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Division: Air Quality	Date: 03/16/2013 11:42 AM
Approved By: Lynn Kent, Deputy Commissioner	Date: 03/16/13
Department of Environmental Conservation	

FISCAL NOTE ANALYSIS #2

STATE OF ALASKA
2013 LEGISLATIVE SESSION

BILL NO. HB 163

Analysis

Analysis/Assumptions: This legislation requires the development and implementation of regulations for particulate matter emission standards for solid-fuel burning equipment. It requires the department to establish regulations setting the emission standard using the most recent Environmental Protection Agency test methods (where available), make written findings to support the standard, and establish procedures to determine compliance and approve the sale of new solid fuel burning devices. The legislation requires that after January 1, 2014, solid fuel burning devices sold in Alaska must meet the department's regulations. The regulation must be adopted expeditiously in FY2014 to allow for continued sale of products within the state.

The legislation is written broadly encompassing all devices that burn "solid fuel". It is not limited to residential or commercial space heating devices. As a result, the legislation applies to a broad array of devices some of which do not have standard EPA test methods as part of current federal certification programs. This would include devices that burn coal, larger biomass boilers, coal-fired industrial units, incinerators of various sizes, charcoal grills, wood-fired camp stoves, and burn barrels. As DEC is required to set the emission standard and EPA certification test methods are not readily available for devices that burn coal or other solid fuels, it appears that a significant effort would be needed to research available test methods or develop new test methods for various types of equipment and fuels to establish reliable, reproducible test procedures for use in certifying equipment compliance with the emission standard.

An indeterminate fiscal note is provided because DEC is unsure of the intent of the legislature regarding the scope of this legislation's applicability to the broad array of solid-fuel burning equipment within the state. Should additional clarification be made, DEC can analyze the fiscal impacts and provide that information to the legislature. A General Fund source would be needed to establish this regulatory program.