

1 HOUSE BILL NO. 162

2 INTRODUCED BY DENNY

3 BY REQUEST OF THE DEPARTMENT OF ENVIRONMENTAL QUALITY

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT FEES COLLECTED FOR THE REGISTRATION
6 OF HAZARDOUS WASTE GENERATORS AND FEES FOR THE REISSUANCE OR MODIFICATION OF
7 PERMITS FOR HAZARDOUS WASTE MANAGEMENT FACILITIES BE PLACED IN THE HAZARDOUS WASTE
8 FEE ACCOUNT WITHIN THE STATE SPECIAL REVENUE FUND; AMENDING SECTION 75-10-434, MCA;
9 AND PROVIDING AN EFFECTIVE DATE."

10
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12
13 **Section 1.** Section 75-10-434, MCA, is amended to read:

14 **"75-10-434. Deposit of hazardous waste management fees.** (1) There must be credited to an
15 account within the state special revenue fund established in 17-2-102:

16 (a) all fees collected under 75-10-432; ~~and~~

17 (b) all fees collected under 75-10-433, except fees paid to a county;

18 (c) all fees collected for the registration of hazardous waste generators; and

19 (d) all fees collected for the reissuance or modification of hazardous waste management facility
20 permits.

21 (2) Money in the account may be used by the department only for the administration of the
22 hazardous waste provisions of this part."

23
24 **NEW SECTION. Section 2. Effective date.** [This act] is effective July 1, 1997.

25 -END-

STATE OF MONTANA - FISCAL NOTE

Fiscal Note for HB0162, as introduced

DESCRIPTION OF PROPOSED LEGISLATION:

A bill providing for the deposit of registration fees for hazardous waste generators and fees for permit reissuance and modifications, collected under the provisions of 75-10-405(1)(i), MCA, to be placed into a state special revenue fund.

ASSUMPTIONS:

1. Fees received under 75-10-405(1)(i), MCA, for waste generators and for permit modifications and renewals average \$34,000 annually.
2. The legislature has previously identified the need to deposit other hazardous waste fees into a state special revenue account for supplementing federal grants for program management.
3. Federal grant support will continue to be insufficient to fund total program needs.
4. Allocation of these specific fees into a state special revenue fund would assist in offsetting grant shortfalls.
5. The \$34,000 in fees received would be deposited in a state special revenue account and \$34,000 would no longer be deposited in the general fund.
6. Neither expenditures nor revenues would change as a result of this modification.

FISCAL IMPACT:

	<u>FY98</u>	<u>FY99</u>
<u>Revenues:</u>	<u>Difference</u>	<u>Difference</u>
General Fund (01)	(\$34,000)	(\$34,000)
Haz. Waste Fee Acct(02421)	<u>\$34,000</u>	<u>\$34,000</u>
Total	0	0

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION:

Movement of the fees into a state special revenue fund would ensure the availability of these fees to offset federal funding shortfalls and allow Montana to maintain its current level of hazardous waste management services.

Dave Lewis 1-7-97
 DAVE LEWIS, BUDGET DIRECTOR DATE
 Office of Budget and Program Planning

Matt Denny 1-9-97
 MATT DENNY, PRIMARY SPONSOR DATE
 Fiscal Note for HB0162, as introduced

HB 162

APPROVED BY COM ON
NATURAL RESOURCES

HOUSE BILL NO. 162

INTRODUCED BY DENNY

BY REQUEST OF THE DEPARTMENT OF ENVIRONMENTAL QUALITY

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT FEES COLLECTED FOR THE REGISTRATION OF HAZARDOUS WASTE GENERATORS AND FEES FOR THE REISSUANCE OR MODIFICATION OF PERMITS FOR HAZARDOUS WASTE MANAGEMENT FACILITIES BE PLACED IN THE HAZARDOUS WASTE FEE ACCOUNT WITHIN THE STATE SPECIAL REVENUE FUND; AMENDING SECTION 75-10-434, MCA; AND PROVIDING AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 75-10-434, MCA, is amended to read:

"75-10-434. Deposit of hazardous waste management fees. (1) There must be credited to an account within the state special revenue fund established in 17-2-102:

- (a) all fees collected under 75-10-432; ~~and~~
- (b) all fees collected under 75-10-433, except fees paid to a county;
- (c) all fees collected for the registration of hazardous waste generators; and
- (d) all fees collected for the reissuance or modification of hazardous waste management facility permits.

(2) Money in the account may be used by the department only for the administration of the hazardous waste provisions of this part."

NEW SECTION. **Section 2. Effective date.** [This act] is effective July 1, 1997.

-END-

1 HOUSE BILL NO. 162

2 INTRODUCED BY DENNY

3 BY REQUEST OF THE DEPARTMENT OF ENVIRONMENTAL QUALITY

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT FEES COLLECTED FOR THE REGISTRATION
6 OF HAZARDOUS WASTE GENERATORS AND FEES FOR THE REISSUANCE OR MODIFICATION OF
7 PERMITS FOR HAZARDOUS WASTE MANAGEMENT FACILITIES BE PLACED IN THE HAZARDOUS WASTE
8 FEE ACCOUNT WITHIN THE STATE SPECIAL REVENUE FUND; AMENDING SECTION 75-10-434, MCA;
9 AND PROVIDING AN EFFECTIVE DATE."

10
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12
13 **Section 1.** Section 75-10-434, MCA, is amended to read:

14 **"75-10-434. Deposit of hazardous waste management fees.** (1) There must be credited to an
15 account within the state special revenue fund established in 17-2-102:

16 (a) all fees collected under 75-10-432; and

17 (b) all fees collected under 75-10-433, except fees paid to a county;

18 (c) all fees collected for the registration of hazardous waste generators; and

19 (d) all fees collected for the reissuance or modification of hazardous waste management facility
20 permits.

21 (2) Money in the account may be used by the department only for the administration of the
22 hazardous waste provisions of this part."

23
24 **NEW SECTION. Section 2. Effective date.** [This act] is effective July 1, 1997.

25 -END-

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL NO. 162
INTRODUCED BY DENNY
BY REQUEST OF THE DEPARTMENT OF ENVIRONMENTAL QUALITY

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT FEES COLLECTED FOR THE REGISTRATION OF HAZARDOUS WASTE GENERATORS AND FEES FOR THE REISSUANCE OR MODIFICATION OF PERMITS FOR HAZARDOUS WASTE MANAGEMENT FACILITIES BE PLACED IN THE HAZARDOUS WASTE FEE ACCOUNT WITHIN THE STATE SPECIAL REVENUE FUND; AMENDING SECTION 75-10-434, MCA; AND PROVIDING AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 75-10-434, MCA, is amended to read:

"75-10-434. Deposit of hazardous waste management fees. (1) There must be credited to an account within the state special revenue fund established in 17-2-102:

- (a) all fees collected under 75-10-432; and
- (b) all fees collected under 75-10-433, except fees paid to a county;
- (c) all fees collected for the registration of hazardous waste generators; and
- (d) all fees collected for the reissuance or modification of hazardous waste management facility permits.

(2) Money in the account may be used by the department only for the administration of the hazardous waste provisions of this part."

NEW SECTION. Section 2. Effective date. [This act] is effective July 1, 1997.

-END-



1 HOUSE BILL NO. 162
 2 INTRODUCED BY DENNY
 3 BY REQUEST OF THE DEPARTMENT OF ENVIRONMENTAL QUALITY
 4

5 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT FEES COLLECTED FOR THE REGISTRATION
 6 OF HAZARDOUS WASTE GENERATORS AND FEES FOR THE REISSUANCE OR MODIFICATION OF
 7 PERMITS FOR HAZARDOUS WASTE MANAGEMENT FACILITIES BE PLACED IN THE HAZARDOUS WASTE
 8 FEE ACCOUNT WITHIN THE STATE SPECIAL REVENUE FUND; AMENDING SECTION 75-10-434, MCA;
 9 AND PROVIDING AN EFFECTIVE DATE."

10

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12

13 **Section 1.** Section 75-10-434, MCA, is amended to read:

14 **"75-10-434. Deposit of hazardous waste management fees.** (1) There must be credited to an
 15 account within the state special revenue fund established in 17-2-102:

16 (a) all fees collected under 75-10-432; and

17 (b) all fees collected under 75-10-433, except fees paid to a county;

18 (c) all fees collected for the registration of hazardous waste generators; and

19 (d) all fees collected for the reissuance or modification of hazardous waste management facility
 20 permits.

21 (2) Money in the account may be used by the department only for the administration of the
 22 hazardous waste provisions of this part."

23

24 **NEW SECTION. Section 2. Effective date.** [This act] is effective July 1, 1997.

25

-END-