

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4658-01
Bill No.: HB 1567
Subject: Lakes, Rivers and Waterways; Property, Real and Personal; Natural Resources
Dept.
Type: Original
Date: March 16, 2004

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Reclamation Fund	(\$28,200)	(\$28,200)	(\$28,200)
Total Estimated Net Effect on <u>All</u> State Funds	(\$28,200)	(\$28,200)	(\$28,200)

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials with the **Department of Natural Resources** assume Section 444.770.6 appears to exempt operators or landowners conducting excavation for the management of "seasonal gravel accretion" from having to obtain a permit. The department assumes that small operators currently permitted would fall under the "seasonal" category. There are approximately 94 small operator permits issued per year. It is estimated this proposal would result in a loss of \$28,200 annually (94 x \$300 annual permit = \$28,200) to the Mined Land Reclamation Fund.

<u>FISCAL IMPACT - State Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
---	---------------------	---------	---------

RECLAMATION FUND

<u>Cost - Loss of Small Operator Permits</u>	<u>(\$28,200)</u>	<u>(\$28,200)</u>	<u>(\$28,200)</u>
--	-------------------	-------------------	-------------------

NET ESTIMATED EFFECT ON RECLAMATION FUND	<u>(\$28,200)</u>	<u>(\$28,200)</u>	<u>(\$28,200)</u>
---	--------------------------	--------------------------	--------------------------

FISCAL IMPACT - Local Government

FY 2005
(10 Mo.)

FY 2006

FY 2007

\$0

\$0

\$0

FISCAL IMPACT - Small Business

Yes. Sand and gravel operators mining gravel at the request of a property owner to remove seasonal gravel accretion, in any amount, will not be required to purchase a permit and would therefore be relieved of the time and expense of permitting.

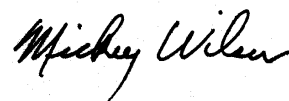
DESCRIPTION

This bill defines "noncommercial operator" as it relates to the removal of seasonal gravel accretion on privately owned land not primarily used for surface mining. Noncommercial operators or operators performing work at the request of a property owner can remove seasonal gravel if the mining is conducted in accordance with guidelines established by the Department of Natural Resources. An operator or owner can sell or barter the extracted materials.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Natural Resources



L.R. No. 4658-01
Bill No. HB 1567
Page 4 of 4
March 16, 2004

Mickey Wilson, CPA
Director
March 16, 2004