

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4876-01  
Bill No.: HB 1801  
Subject: Business and Commerce; Environmental Protection; Natural Resources Dept.  
Type: Original  
Date: March 27, 2006

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 5 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>FY 2009</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>FY 2009</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

### **FISCAL ANALYSIS**

#### **ASSUMPTION**

Officials from the **Department of Health and Senior Services** assume this proposal would not be expected to fiscally impact the operations of their agency. If a fiscal impact were to result, funds to support the program would be sought through the appropriations process.

Officials from the **Department of Natural Resources** assume this proposal would require all residential or commercial-septage pumpers operating in the state to register with the department. This registration would expire every four years.

There are approximately 385 septic pumping services doing business in Missouri listed with yellow-page advertisements. The department assumes there could be other pumping services not listed for the 114 counties in Missouri.

Beginning June 1, 2007, the department would be required to annually provide an updated list of registered residential and commercial septage pumpers to each county health department. The proposal allows this notification to be done electronically.

This proposal requires the department to set the registration fee at an amount sufficient to recover the cost of processing registration. Therefore, for purposes of this fiscal note, the department

ASSUMPTION (continued)

assumes that any additional resources needed to implement this proposal would be offset by paid registration fees.

<u>FISCAL IMPACT - State Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
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**GENERAL REVENUE**

Revenue - Department of Natural  
Resources

Septic Removal Registration	Unknown	Unknown	Unknown
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Costs - Department of Natural Resources  
Registration Costs

(Unknown)	(Unknown)	(Unknown)
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**ESTIMATED NET EFFECT ON  
GENERAL REVENUE**

<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
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<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This bill requires residential and commercial septage removal companies to register with the Department of Natural Resources. The registration form will require the business to:

- (1) Provide its name, postal address, physical address, and telephone number;

DESCRIPTION (continued)

- (2) List all counties where the business operates or intends to operate;
- (3) Provide the name of the owner or a person for the receipt of service of process;
- (4) Certify that all information is correct; and
- (5) Pay a fee established by the department to cover registration expenses.

Businesses must notify the department of any changes in the information provided for registration. Registration must be renewed every four years by paying a renewal fee.

Businesses removing sewage must maintain a record of the removal and disposal of waste that includes:

- (1) An estimate of the amount of waste removed;
- (2) The date of removal;
- (3) The location where the waste was discharged, land-applied, or treated; and
- (4) The time of discharge, land-application, or treatment.

The department may make rules regarding the registration process and must provide each county health department with a list of registered waste disposal businesses. The list may be posted on the Internet and notice may be electronic.

Nonprofit sewer companies organized under Section 393.175 and Sections 393.825 - 393.861, RSMo, will be allowed to operate as nonprofit water companies under Sections 393.900 - 393.951 if they are not located in a rural or municipal water district.

Publicly owned wastewater treatment facilities will not be subject to a fine or penalty for exceeding state or federal discharge limits if excessive discharge was caused by the acceptance and treatment of waste from a registered business. Facilities must take reasonable steps to prevent environmental damage if excessive discharge occurs. The bill does not alter any reporting requirements.

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

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SOURCES OF INFORMATION

Department of Health and Senior Services  
Department of Natural Resources

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

Mickey Wilson, CPA  
Director  
March 27, 2006