

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0671H.011  
 Bill No.: HB 106  
 Subject: Department of Natural Resources; Agriculture; Mining and Oil and Gas  
 Production; Department of Conservation  
 Type: Original  
 Date: February 9, 2025

Bill Summary: This proposal modifies provisions related to land reclamation.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
Mined Land Reclamation Fund (0906)	(Unknown)	(Unknown)	(Unknown)
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>(Unknown)</b>	<b>(Unknown)</b>	<b>(Unknown)</b>

\*Oversight assumes the loss in revenue could exceed \$250,000.

Numbers within parentheses: () indicate costs or losses.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</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 FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

- Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

#### §444.766 – Land Reclamation

Officials from the **Department of Natural Resources (DNR)** assume if a significant number of activities currently considered to be mining are no longer considered mining under the bill's terms then those activities will not require land reclamation permits and revenue from land reclamation permit fees will decrease. Therefore, the impact is unknown to the Mined Land Reclamation Fund and will depend on how regulated businesses and citizens respond to this proposed legislation.

DNR notes:

Permit fee = \$800

Site Fee = 1- 10 Acres = \$200

11 – 75 Acres = \$500

76-200 Acres = \$800

>200 Acres = \$1,000

Acreage fee = \$13 per bonded acre

Note: A permit can have as many sites on the permit that the company wants, and the permit fee caps out at \$9,000.

Current number of permits = 282

Current number of sites = 755

From the LRA Activities Report figures for income minus the refunds for calendar years:

2024 = \$768,892

2023 = \$754,733

2022 = \$726,397

**Oversight** notes the average amount of revenue collected in the Mined Land Reclamation Fund (0906) over the past three fiscal years is \$750,007; however, Oversight is not able to determine how many businesses and/or citizens will respond to the proposal. Therefore, Oversight will reflect an "Unknown" loss to the Mine Land Reclamation Fund (0906). Oversight assumes the loss could exceed \$250,000.

KB:LR:OD

Oversight notes the Mined Land Reclamation Fund (0906) had a balance of \$1,771,182 as of January 31, 2025.

Officials from the **Missouri Department of Conservation, Missouri Department of Agriculture, Missouri Department of Transportation, Department of Elementary and Secondary Education, Office of Administration - Budget and Planning and Office of Administration** each assume the proposal will have no fiscal impact on their respective organizations.

**Oversight** notes that the above mentioned agencies have stated the proposal would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note.

<u>FISCAL IMPACT – State Government</u>	FY 2026 (10 Mo.)	FY 2027	FY 2028
<b>MINED LAND RECLAMATION FUND (0906)*</b>			
<u>Loss – decrease in revenue from land reclamation permit fees</u>	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
<b>ESTIMATED NET EFFECT ON THE MINED LAND RECLAMATION FUND (0906)</b>	<b><u>(Unknown)</u></b>	<b><u>(Unknown)</u></b>	<b><u>(Unknown)</u></b>

\*Oversight assumes the loss in revenue could exceed \$250,000.

<u>FISCAL IMPACT – Local Government</u>	FY 2026 (10 Mo.)	FY 2027	FY 2028
	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>

FISCAL IMPACT – Small Business

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

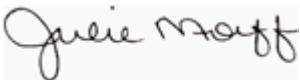
FISCAL DESCRIPTION

Currently, excavations for the purposes of land improvement where excess minerals that cannot be used on-site are removed from the site and are not crushed, screened or subjected to other means of beneficiation are not required to obtain a surface mining permit. This bill allows the minerals to be subjected to beneficiation. The bill also repeals the requirement that the site not be designated as a surface mine by the Federal Mine Safety and Health Administration.

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  
Missouri Department of Conservation  
Department of Elementary and Secondary Education  
Office of Administration - Budget and Planning  
Missouri Department of Agriculture  
Missouri Department of Transportation  
Office of Administration



Julie Morff  
Director  
February 9, 2025



Jessica Harris  
Assistant Director  
February 9, 2025