

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 175** HLS 19RS 662

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> April 17, 2019 4:33 PM	<b>Author:</b> BOUIE
<b>Dept./Agy.:</b> Environmental Quality	<b>Analyst:</b> David Neef
<b>Subject:</b> Fence-line monitoring	

ENVIRONMENT/AIR OR SEE FISC NOTE SD EX Page 1 of 1  
Requires fence-line monitoring systems at certain facilities

Proposed law defines "facility" and "fence-line air monitoring system" to meet certain criteria.  
Proposed law requires that any owner or operator of each facility shall install and continuously operate a fence-line air monitoring system at the property boundary of the facility closest to the nearest residential community and for the system to be installed at the facility's cost on or before January 1, 2020.  
Proposed law requires facility owners or operators required to install and operate a fence-line air monitoring system to maintain the records of all data from such system for five years.  
Proposed law further requires compliance with the Environmental Protection Agency's monitoring requirements.

<b>EXPENDITURES</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2022-23</b>	<b>2023-24</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						

  

<b>REVENUES</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2022-23</b>	<b>2023-24</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						

**EXPENDITURE EXPLANATION**

There will be an indeterminable impact on expenditures of DEQ as a result of the increased monitoring requirements.

The department is unable to quantify any implementation costs or recurring expenditures, as the measure does not define the role the department will play in the implementation and management of the fence-line monitoring systems. Future workload adjustments may be required but cannot be determined until implementation guidelines are developed and promulgated through the administrative procedures process, and the number of inspections and potential instances of noncompliance are known.

As of April 2019 there were 497 major source facilities that this measure would apply to, and approximately 4,800 minor sources and 14 permitted solid waste landfills that are not also included with the major sources (8 landfills are major sources). The department inspects the major source facilities every other year. It is possible that the review of the equipment and data will change the amount of time it takes to complete such an inspection. Furthermore, if noncompliance with the fence-line monitoring requirement is identified, the department may initiate its enforcement process with regard to these and any other violations.

**REVENUE EXPLANATION**

There will be an indeterminable increase in revenues due to the collection associated with the requirements; the charges would likely vary depending on the size and scope of the facility.

Senate Dual Referral Rules  
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}  
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House  
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}  
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

*Evan Brasseaux*  


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**Evan Brasseaux**  
**Staff Director**