

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



Fiscal Note On: **SB 96** SLS 21RS 96

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

|  |         |                                |
|--|---------|--------------------------------|
| <b>Date:</b> April 16, 2021                          | 1:03 PM | <b>Author:</b> LAMBERT         |
| <b>Dept./Agy.:</b> Environmental Quality/Corrections |         | <b>Analyst:</b> Kimberly Fruge |
| <b>Subject:</b> Waste Tire Program                   |         |                                |

ENVIRONMENTAL QUALITY

OR SEE FISC NOTE LF EX

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Provides for the waste tire program in the Department of Environmental Quality. (8/1/21)

Present law provides for the waste tires program in the Department of Environmental Quality (DEQ) and authorizes the Secretary to promulgate rules, regulations, and guidelines for the standards, requirements, and permitting procedures—including proof of commercial liability insurance and evidence of financial responsibility—for waste tire transporters, collections sites, and processors. Proposed law retains present law and requires the establishment of rules, requirements, and permitting procedures—excluding commercial liability insurance and evidence of financial responsibility—for generators (tire dealers).

Proposed law requires any person who stores more than 20 whole waste tires or sells tires to hold a valid generator identification number and ensures the transporter has a valid transporter authorization certificate. No person can transport more than 20 waste tires without a valid transporter authorization certificate and satisfy the requirements of DEQ. Any person who is in violations of these requirements shall be subject to a fine of between \$300 and \$500, or six-month imprisonment, or both.

| <b>EXPENDITURES</b> | <b>2021-22</b> | <b>2022-23</b> | <b>2023-24</b> | <b>2024-25</b> | <b>2025-26</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          | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Federal Funds       | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Local Funds         | SEE BELOW      | SEE BELOW      | SEE BELOW      | SEE BELOW      | SEE BELOW      |                      |
| <b>Annual Total</b> |                |                |                |                |                |                      |
| <b>REVENUES</b>     | <b>2021-22</b> | <b>2022-23</b> | <b>2023-24</b> | <b>2024-25</b> | <b>2025-26</b> | <b>5 -YEAR TOTAL</b> |
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| Federal Funds       | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Local Funds         | SEE BELOW      | SEE BELOW      | SEE BELOW      | SEE BELOW      | SEE BELOW      |                      |
| <b>Annual Total</b> |                |                |                |                |                |                      |

**EXPENDITURE EXPLANATION**

There is no anticipated direct material effect on governmental expenditures as a result of this measure. Proposed law may result in an indeterminable increase in expenditures to local governing authorities if any person is convicted of failure to hold a valid generator identification number or valid transporter authorization certificate when applicable. To the extent persons are convicted, they may be admitted to the custody of local law enforcement for 60 days. The increase in cost to house persons convicted would depend on the number of persons and the cost per day to incarcerate an offender. The number of persons that may be convicted under proposed law is unknown.

**REVENUE EXPLANATION**

Proposed law may result in an indeterminable increase in local funds revenue as a result of potential fines imposed for not holding a valid generator identification number or valid transporter authorization certificate when applicable. Penalties are between \$300 and \$500, or six months imprisonment, or both. Because the number of persons who may be convicted under the proposed law is unknown, revenue derived from this source is indeterminable. However, in the event fines are levied for this crime, they would accrue to local governing authorities.

Senate

Dual Referral Rules

House

13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}

6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}

13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

*Alan M. Boxberger*

**Alan M. Boxberger**  
**Staff Director**