



**LEGISLATIVE FISCAL OFFICE  
Fiscal Note**

Fiscal Note On: **HB 670** HLS 21RS 808  
 Bill Text Version: **REENGROSSED**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

**Date:** May 28, 2021 2:01 PM **Author:** CARTER, GARY  
**Dept./Agy.:** Environmental Quality **Analyst:** Kimberly Fruge  
**Subject:** Increase Fees Collected by Dept. of Environmental Quality

ENVIRONMENT/FEES RE +\$2,003,044 SG RV See Note Page 1 of 2  
 Authorizes an increase in certain fees collected by the Department of Environmental Quality

Present law provides for the Department of Environmental Quality to charge certain fees. Proposed law provides for additional fees that the secretary may assess, including an annual fee for dependent mobile laboratories, accreditation fees for in state and out-of-state laboratories receiving national accreditation, accreditation fees for out-of-state laboratories receiving state accreditation, and interim accreditation application fees.

Proposed law authorizes increases in air fees, solid waste fees, and waste tire fees.

Proposed law authorizes the secretary to establish and increase fees associated with radiation protection.

EXPENDITURES	2021-22	2022-23	2023-24	2024-25	2025-26	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

REVENUES	2021-22	2022-23	2023-24	2024-25	2025-26	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$2,003,044	\$2,952,922	\$2,952,922	\$2,952,922	\$10,861,810
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
<b>Annual Total</b>	<b>\$0</b>	<b>\$2,003,044</b>	<b>\$2,952,922</b>	<b>\$2,952,922</b>	<b>\$2,952,922</b>	<b>\$10,861,810</b>

**EXPENDITURE EXPLANATION**

There is no anticipated direct material effect on governmental expenditures as a result of this measure.

**REVENUE EXPLANATION**

Proposed law will increase revenues generated from various new fees in the Department of Environmental Quality's (DEQ) Environmental Trust Dedicated Fund Account beginning in FY 23. Proposed law increases the criteria pollutant annual fee in two phases. Phase 1 increases fees to \$16.61 per ton in FY 23. Phase 2 increases fees to \$20 per ton in FY 24. DEQ estimates that the total revenue increase will be \$2.3 M in FY 23 and \$2.9 M in FY 24 and in the out years, based on current data. The Fund Account provides for general operating expenditures of the the Department of Environmental Quality (DEQ) as enumerated in LA R.S. 30:2015. The table below reports the revenue impact for FY 23.

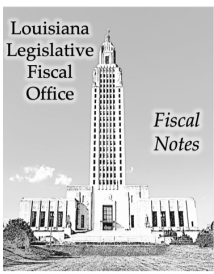
Description (in the order presented in proposed law)	Current Total	Proposed Total	Difference
50% out of State NELAP	\$ 399,458	\$ 599,187	\$ 199,729
Criteria Pollutant (\$16.61 per ton)	\$ 3,953,622	\$ 4,654,122	\$ 700,500
Criteria Pollutant Minimum (\$250)	\$ 54,750	\$ 93,750	\$ 39,000
ADVF Annual for Industry (new- \$5,000)	\$ 35,000	\$ 100,000	\$ 65,000
Annual Transporter Fee Waste Tire (\$250)	\$ 11,775	\$ 18,750	\$ 6,975
Max on tonnage fee only	\$ 2,603,374	\$ 2,741,974	\$ 138,600
Sites charged for all permit types	\$ 1,501,659	\$ 1,608,909	\$ 107,250
Geo and Engineering review New (\$6,125)	\$ 123,750	\$ 183,750	\$ 60,000
Geo and Engineering review Mod (\$2,650)	\$ 33,000	\$ 53,000	\$ 20,000
Annual Transporter Fee Solid Waste (new- \$250)	-	\$ 50,000	\$ 50,000
NORM (\$125 per well)	\$ 413,648	\$ 1,004,125	\$ 590,477
6A Device, Product or Sealed Source (\$5,000)	\$ 1,067	\$ 5,000	\$ 3,933
6B Device, Product or Sealed Source (\$2,000)	\$ 690	\$ 2,000	\$ 1,310
6C Device, Product or Sealed Source (\$500)	\$ 230	\$ 500	\$ 270
Commercial NORM Waste Disposal (new - \$20,000)	-	\$ 20,000	\$ 20,000
<b>Total</b>	<b>\$ 9,132,023</b>	<b>\$ 11,135,067</b>	<b>\$2,003,044</b>

**SEE REVENUE EXPLANATION CONTINUED ON PAGE TWO**

- |  |                            |  |
|--|----------------------------|--|
| <u>Senate</u>  | <u>Dual Referral Rules</u> | <u>House</u>   |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}                  |                            | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}                    |
| <input checked="" type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H} |                            | <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} |

*Alan M. Boxberger*  
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 Staff Director

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**CONTINUED EXPLANATION from page one:  
REVENUE EXPLANATION CONTINUED FROM PAGE ONE**

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Changes FY 24 - FY 26:

Description	Current Total	Proposed Total	Difference
Criteria Pollutant (\$20 per ton)	\$ 3,953,622	\$ 5,604,000	\$ 1,650,378
All other fees from table above	\$ 5,178,401	\$ 6,480,945	\$ 1,302,544
<b>Total</b>	<b>\$ 9,132,032</b>	<b>\$ 12,084,945</b>	<b>\$ 2,952,922</b>

The LFO presumes the number of annual fees that will be assessed and collected each year will correspond to current market participation. To the extent that a change in fees may change industry behavior and operating decisions, the potential additional revenue may be impacted accordingly.

Senate

Dual Referral Rules

House

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

- 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}

**Alan M. Boxberger**  
Staff Director