

BDR 40-989 SB 315

EXECUTIVE AGENCY FISCAL NOTE

AGENCY'S ESTIMATES

Date Prepared: March 29, 2017

Agency Submitting: State Department of Conservation and Natural Resources, Division of Environmental Protection

Items of Revenue or Expense, or Both	Fiscal Year 2016-17	Fiscal Year 2017-18	Fiscal Year 2018-19	Effect on Future Biennia
Expense (Expense)		\$4,489	\$4,561	\$4,561
Total	0	\$4,489	\$4,561	\$4,561

Explanation

(Use Additional Sheets of Attachments, if required)

The NDEP has reviewed BDR 40-989 / SB315 and determined that there is a fiscal effect. Please see Exhibit 1 for a full description of the NDEP's analysis of the fiscal effects of this bill, and the limitations stated therein.

Name Jennifer Carr

Title Deputy Administrator

GOVERNOR'S OFFICE OF FINANCE COMMENTS

Date Friday, March 24, 2017

The agency's response appears reasonable.

Name Paul Nicks

Title Budget Officer

DESCRIPTION OF FISCAL EFFECT

BDR/Bill/Amendment Number: BDR 40-989 / SB315

Name of Agency: Environmental Protection

Division/Department: Conservation and Natural Resources

Date: 3/23/2017

Four sections of the proposed legislation may have a fiscal impact on the Division of Environmental Protection, as the Division provides staff support and resources to the State Environmental Commission and the Department of Conservation and Natural Resources. Each of those four sections and the fiscal impact to the Division is summarized below.

Section 4, SEC (NDEP) Study of Franchise Agreements and Recommendations. *No Fiscal Impact.*

Section 4 of this bill requires the State Environmental Commission (SEC) to study agreements between municipalities in the United States and other governmental entities. Before a municipality in this State enters into such an agreement pursuant to NRS 444.510, the SEC is required to make recommendations to the municipality concerning the inclusion in the agreement of provisions likely to increase recycling. The Division of Environmental Protection would use existing staff resources to review a cross-section of municipalities' agreements nationally and compile a matrix of franchise agreement recycling provision recommendations, including summaries of literature and recommendations prepared by US Environmental Protection Agency.

The recommendations provided by the Division would NOT include information related to economic feasibility and legal contractual implications of the recycling recommendations, since those analyses are beyond the scope and expertise of Division staff.

Section 5, SEC (NDEP) reporting and tracking of effective monthly disposal rates. *No Fiscal Impact.*

The Division interprets that these requirements may apply to between 5 and 10 facilities (or franchisees) statewide. Based on that limited number and because the amount of information for the Division to review, summarize, and publicize is limited, the Division has estimated this could be done with existing staff and would have no fiscal impact.

Section 6, Council on Recycling and Materials Management. Expenses: Year 1 = \$4,489; Year 2 = \$4,561

The Division estimates we would need to provide support for an estimated 4 meetings per year for 7 council members, including 2 in-person meetings and 2 video or teleconference meetings, including travel and per diem expenses as well as meeting material expenses. The cost basis used is similar to what the Division uses to create a budget for the State Environmental Commission, adjusted for the number of members and meetings. The October 1, 2017 effective date would result in 2 meetings in Year 1.

Section 13, SEC (NDEP) adopting regulations to impose sanctions against county (with population over 100,000) with waste diversion rate less than 25 percent.

No Fiscal Impact.

Section 13 of this bill requires each county whose population is 100,000 or more divert at least 25 percent of the solid waste generated within or shipped into the county for disposal from landfills to recycling centers, facilities for the recovery of materials from solid waste or composting facilities. This would require the Division of Environmental Protection to draft regulatory changes to Chapter 444A – Programs for Recycling of the Nevada Administrative Code. The changes would include reporting requirements and administrative compliance and enforcement provisions covering the required waste diversion rate. There would be no fiscal impact on the Division of Environmental Protection, since the activities and required regulatory changes would be drafted with existing staff and any enforcement would be based on reported information and not an increased number of on-site field inspections.