

**SENATE APPROPRIATIONS COMMITTEE
FISCAL NOTE**

BILL NO. Senate Bill 1038

PRINTER NO. 1359

AMOUNT

See Fiscal Impact

FUND

Clean Water Restricted Account
Reclamation Fee O&M Trust Account

DATE INTRODUCED

January 26, 2022

PRIME SPONSOR

Senator Stefano

DESCRIPTION

Senate Bill 1038 amends the Surface Mining Conservation and Reclamation Act redirecting certain monies for the purpose of paying for alternative bonding system legacy sites.

This bill requires monies collected related to coal mining activities or monies collected as a result of a violation of rules, regulations or orders under the Clean Streams Law to be directed to the Reclamation Fee O&M Trust Account. These funds shall be used to pay for construction, operation and maintenance costs associated with treating pollution discharges at alternative bonding system legacy sites.

FISCAL IMPACT:

Senate Bill 1038 will have a fiscal impact on both the Clean Water restricted account and the Reclamation Fee O&M Trust Account. In FY 2022-23, the Clean Water restricted account is projected to generate revenue of approximately \$18 million. From FY 2016-17 through FY 2020-21, the Reclamation Fee O&M Trust Account received an average of nearly \$600,000 in revenue annually.

According to information provided from the Governor’s Budget Office, annual revenues to the Clean Water restricted account that will be transferred to the Reclamation Fee O&M Trust Account under the provisions of Senate Bill 1038 average less than \$50,000 per year.