



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2027 Biennium

Bill#/Title: SB0559.01: Provide for appeals of various DEQ permit decisions

Primary Sponsor: Janet Ellis Status: As Introduced

- ☐ Included in the Executive Budget ☐ Needs to be included in HB 2 ☐ Significant Local Gov Impact
- ☐ Significant Long-Term Impacts ☐ Technical Concerns ☐ Dedicated Revenue Form Attached

FISCAL SUMMARY

| | <u>FY 2026 Difference</u> | <u>FY 2027 Difference</u> | <u>FY 2028 Difference</u> | <u>FY 2029 Difference</u> |
|-----------------------------|-------------------------------|-------------------------------|-------------------------------|-------------------------------|
| Expenditures | | | | |
| General Fund (01) | \$0 | \$0 | \$0 | \$0 |
| Revenues | | | | |
| General Fund (01) | \$0 | \$0 | \$0 | \$0 |
| Net Impact | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> |
| General Fund Balance | <u><u>\$0</u></u> | <u><u>\$0</u></u> | <u><u>\$0</u></u> | <u><u>\$0</u></u> |

Description of fiscal impact

SB 559 provides for an option to appeal Department of Environmental Quality (DEQ) decisions on permits for air quality, water quality, or strip, underground, coal, uranium or metal mines directly to district court. Currently, decisions on listed permits must first be appealed to the Board of Environmental Review (BER). A \$100 fee is imposed to bypass BER and file in district court. The amount of revenue from this fee cannot be determined.

FISCAL ANALYSIS

Assumptions

Department of Environmental Quality

1. Appeals to district court will not increase legal expenses for the agency.
2. A fee of \$100 must be submitted to the BER in order to bypass the BER and appeal a permit decision to district court. The number of permit decisions that would be appealed to district court versus going to the BER is unknown.

NO SPONSOR SIGNATURE

Sponsor's Initials

Date

4/9

Budget Director's Initials

4/7/2025

Date