

## Department of Planning and Budget 2011 Fiscal Impact Statement

**1. Bill Number:** SB1099

<b>House of Origin</b>	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

**2. Patron:** Hanger

**3. Committee:** Agriculture, Conservation and Natural Resources

**4. Title:** Nonpoint nutrient offsets.

**5. Summary:** This bill establishes priorities to be used by permit issuing authorities when considering off-site options for nonpoint nutrient offsets. The first priority of the four priority options will be nonpoint nutrient offsets generated by private entities. The bill also provides the three conditions under which an off-site option can be granted. Permit-issuing authorities are to allow the full or partial substitution of nonpoint nutrient offsets for existing on-site nutrient control when the offsets will compensate for 10 or fewer pounds of the annual phosphorous requirement associated with the land-disturbing activity or the existing on-site controls are not functioning as anticipated and the use of the offset will make up the deficiency. The bill requires the acquisition of nonpoint nutrient offsets in compliance actions to compensate for nutrient control deficiencies when nutrient control deficiencies occur during the period of noncompliance and for permanent deficiencies.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** Preliminary.

**8. Fiscal Implications:** The changes included by this bill involve the current programs of the Department of Conservation and Recreation. However, it is anticipated that any costs resulting from these changes can be absorbed within current agency resources.

**9. Specific Agency or Political Subdivisions Affected:** Department of Conservation and Recreation.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.

**Date:** February 2, 2011

c: Secretary of Natural Resources