



# Fiscal Note

## S.B. 40

2021 General Session  
 Petroleum Storage Tanks Amendments  
 by Hinkins, D.



### General, Education, and Uniform School Funds

JR4-4-101

	Ongoing	One-time	Total
Net GF/EF/USF (rev.-exp.)	\$(103,700)	\$85,700	\$(18,000)

### State Government

UCA 36-12-13(2)(c)

Revenues	FY 2021	FY 2022	FY 2023
Dedicated Credits Revenue	\$0	\$132,000	\$147,600
Fleet Ops ISF	\$0	\$0	\$180,900
Petroleum Storage Tank Trust	\$0	\$0	\$828,900
<b>Total Revenues</b>	<b>\$0</b>	<b>\$132,000</b>	<b>\$1,157,400</b>

Enactment of this legislation could increase Dedicated Credit revenue to the Division of Environmental Response and Remediation by \$132,000 one-time in FY 2022, and by \$147,600 ongoing starting in FY 2023 from tank registration and inspection fees. Further, passage of this bill could increase restricted revenue to the Petroleum Storage Tank Trust Fund by \$828,900 ongoing starting in FY 2023 from Environmental Assurance Program fees. Lastly, enactment of this legislation could increase revenue to the Division of Fleet Operations Fuel Network Internal Service Fund by \$180,900 from increased premiums.

Expenditures	FY 2021	FY 2022	FY 2023
General Fund	\$0	\$78,000	\$78,000
General Fund, One-time	\$0	\$(60,000)	\$0
Education Fund	\$0	\$25,700	\$25,700
Education Fund, One-time	\$0	\$(25,700)	\$0
Transportation Fund	\$0	\$13,400	\$13,400
Transportation Fund, One-time	\$0	\$(13,400)	\$0
Federal Funds	\$0	\$25,700	\$25,700
Federal Funds, One-time	\$0	\$(25,700)	\$0
Dedicated Credits Revenue	\$0	\$131,500	\$164,900
Petroleum Storage Tank Trust	\$0	\$0	\$48,500
Other Financing Sources	\$0	\$0	\$9,900
Restricted Accounts (FN Only)	\$0	\$0	\$10,800
<b>Total Expenditures</b>	<b>\$0</b>	<b>\$149,500</b>	<b>\$376,900</b>

Enactment of this legislation could increase costs to the Department of Environmental Quality by \$131,500 one-time in FY 2022 and \$196,100 ongoing starting in FY 2023 from Dedicated Credits

and the Petroleum Storage Tank Trust Fund to implement an above-ground petroleum storage tank (AST) registration and inspection program. Enactment of this bill could also cost the Division of Fleet Operations" (DFO) Fuel Network \$18,000 one-time from the General Fund for above-ground storage tank registration fees. Lastly, if enacted, this bill could increase premiums charged by the Division of Fleet Operations" Fuel Network Internal Service Fund by \$180,900 ongoing, of which \$103,700 is from the General/Education Funds, starting in FY 2023 for Environmental Assurance Program fees.

	<i>FY 2021</i>	<i>FY 2022</i>	<i>FY 2023</i>
<b>Net All Funds</b>	<u>\$0</u>	<u>\$(17,500)</u>	<u>\$780,500</u>

**Local Government**

UCA 36-12-13(2)(c)

Enactment of this legislation likely will not result in direct, measurable costs for local governments.

**Individuals & Businesses**

UCA 36-12-13(2)(c)

Enactment of this legislation could cost owners of aboveground petroleum storage tanks (AST) \$110 per tank, or an estimated \$114,000 one-time in FY 2022 for initial registration fees charged by the Department of Environmental Quality. Further, owners who choose not participate in the Environmental Assurance Program (EAP) could pay \$420 per facility, or \$42,000 in aggregate in one-time FY 2023 for Financial Responsibility mechanism reviews. AST Owners participating in the state's EAP could pay \$753,600 in aggregate for annual tank registration and program fees, along with per gallon petroleum through-put fees.

**Regulatory Impact**

UCA 36-12-13(2)(d)

Enactment of this legislation could result in a medium increase in the regulatory burden for Utah residents or businesses.

**Performance Note**

JR4-2-404

Required of the Environmental Quality and due by December 23, 2020

**Notes on Notes**

Fiscal notes estimate the direct costs or revenues of enacting a bill. The Legislature uses them to balance the budget. They do not measure a bill's benefits or non-fiscal impacts like opportunity costs, wait times, or inconvenience. A fiscal note is not an appropriation. The Legislature decides appropriations separately.