

February 13, 2015

The Honorable Dennis Hedke, Chairperson
House Committee on Energy and Environment
Statehouse, Room 581-W
Topeka, Kansas 66612

Dear Representative Hedke:

SUBJECT: Fiscal Note for HB 2193 by House Committee on Energy and Environment

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2193 is respectfully submitted to your committee.

HB 2193 would establish the voluntary Risk Management Program to be administered by the Kansas Department of Health and Environment (KDHE). The purpose of the program is to establish long-term activities to remediate low-risk contaminated sites. The activities and the timeframes would be documented in a risk management plan (RMP) prepared for each site by the responsible party.

The responsible party would be required to enter into an enforceable agreement with KDHE to perform the activities in the RMP. As long as the activities in the RMP are performed and site conditions do not change, the site would be considered closed. If site conditions were to change or a new risk identified, the responsible party would be required to remedy the newly identified risk.

HB 2193 would create the Risk Management Fund which would provide KDHE a funding mechanism to administer the program. The bill would require a one-time payment of \$3,000 from any responsible party who chooses to enroll in the Risk Management Program, and payment would be deposited in the Risk Management Fund. The fund would also be used when performing long-term care activities should the site become orphaned in the future.

The Kansas Department of Health and Environment does not anticipate expenditures to increase in either FY 2016 or FY 2017 as a result of HB 2193. Expenditures would be made only in the instance of an orphaned site that the state is required to remediate. The Department does not believe this would occur in either FY 2016 or FY 2017. A fee fund revenue increase of \$60,000 is estimated for FY 2016. The revenue estimate is based on the assumption that 20

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properties would make a one-time payment of \$3,000 to enroll in the Risk Management Program.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Sullivan", with a horizontal line extending to the right.

Shawn Sullivan,
Director of the Budget

cc: Aaron Dunkel, KDHE