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FINAL FISCAL NOTE

Drafting Number: LLS 20-0524 Date: September 23, 2020
Prime Sponsors: Rep. Roberts; Will Sen. Donovan Bill Status: Signed into Law
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Bill Topic: SUNSET COAL MINE BOARD OF EXAMINERS

- Summary of Fiscal Impact: State Revenue, State Expenditure, State Transfer, TABOR Refund, Local Government, Statutory Public Entity

Sunset bill. The bill continues the Coal Mine Board of Examiners in the Department of Natural Resources, which is scheduled to repeal on July 1, 2020. State fiscal impacts under the bill include only the continuation of the program's current revenue and expenditures. The program is continued through September 1, 2029.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: The fiscal note reflects the enacted bill.

Table 1 State Fiscal Impacts Under HB-1208*

Table with 3 columns: Category, FY 2020-21, FY 2021-22. Rows include New Impacts (Revenue, Expenditures, TABOR Refund) and Continuing Program Impacts (Revenue, Expenditures, FTE, TABOR Refund).

* Table 1 shows the new impacts resulting from changes to the program under the bill, and the continuing impacts from extending the program beyond its current repeal date. Because the bill continues a program without making any changes, there are no new impacts. The continuing program impacts will end if the bill is not passed and the program is allowed to repeal.

Summary of Legislation

This bill continues the certification and regulation of individuals working in coal mines by the Coal Mine Board of Examiners (board) in the Department of Natural Resources (DNR) until September 1, 2029. The program is currently scheduled to repeal on July 1, 2020. The bill includes modifications to the program related to clarity and modernization or elimination of obsolete terms.

Background

Federal law requires employees of coal mines to be certified. Colorado's certification program is administered by the board in the DNR. The board set standards for, trains, and certifies employees at coal mines to ensure safety and compliance with federal law. The board is authorized to take disciplinary actions when necessary. DNR staff work with the board to assist in carrying out its duties. If the board's authority is not renewed, individual certification would be administered by the federal Mine Safety and Health Administration.

Continuing Program Impacts

The DNR is expected to have annual revenue of \$2,669 and expenditures of \$124,638 and 1.0 FTE to support the board. If this bill is enacted, current revenue and expenditures will continue for the program starting in FY 2021-22. This continuing revenue is subject to the state TABOR limits. If this bill is not enacted, the program will end on July 1, 2021, following a wind-down period, and state revenue and expenditures will decrease starting in FY 2021-22 by the amounts shown in Table 1. The fiscal note does not identify any change to TABOR refunds because the revenue is already accounted for in the LCS revenue forecast.

Effective Date

The bill was signed into law by the Governor and took effect on June 23, 2020.

State and Local Government Contacts

Natural Resources