

Fiscal Estimate Narratives

DNR 2/16/2015

LRB Number	15-1550/1	Introduction Number	SB-023	Estimate Type	Original
Description Regulating air pollution from residential and commercial wood heaters					

Assumptions Used in Arriving at Fiscal Estimate

This bill prohibits DNR from promulgating a rule, or enforcing a federal regulation, that specifies a new source performance standard (NSPS) or other emission standard for residential or commercial wood stoves that is more stringent than any NSPS standard in effect on December 31, 2014.

Fiscal Impact

This fiscal estimate assumes that Federal funding to the state will not be affected by this law.

EPA has formally delegated to Wisconsin the authority to implement and enforce NSPS regulations. The terms of this delegation require the state to incorporate federal NSPS into state rule. It is unknown how EPA might interpret this legislation in light of this delegation or if this legislation could potentially impact Federal funding DNR receives to implement Federally-required Clean Air Act programs. DNR is currently discussing this issue with EPA.

Long-Range Fiscal Implications

DNR does not foresee long-term fiscal implications from this legislation, unless EPA determines that the state has violated the terms of its delegation and that Federal funding may therefore be withheld.