

(Return in triplicate)

FISCAL NOTE

Bill/Resolution No.: House Bill No. 1344 Amendment to: _____

Requested by: Legislative Council Date of Receipt: _____

Please estimate the fiscal impact of the above measure for:

State general or special funds Counties Cities

In the following space note the fiscal effect in dollars of this measure:

Narrative:

H.B. 1344 would remove the State Engineer's authority to do emergency inspections under 61-03-21.1 and would require written permission or a court order for irrigation violation inspections and floodplain inspections. The inspections performed by the State Engineer or other local entities are either non-controversial or they are very controversial. In the first instance written permission is generally granted if the landowner can be found. In the controversial situations however a court action is required. Such actions cost at least \$200 in staff time and filing fees. Additionally, this could place a burden on an already strained court system. This fiscal note does not account for the costs which the court may incur.

In the case of an emergency, costs would be compounded if the structure failed.

State Fiscal Effect:

<u>1987-88</u>		<u>1988-89</u>		<u>Biennium Total</u>	
<u>Special Funds</u>	<u>General Fund</u>	<u>Special Funds</u>	<u>General Fund</u>	<u>Special Funds</u>	<u>General Fund</u>
0	\$2,500-5,000	0	\$2,500-5,000	0	\$5,000-10,000

County and City Fiscal Effect:

<u>1987-88</u>		<u>1988-89</u>		<u>Biennium Total</u>	
<u>Counties</u>	<u>Cities</u>	<u>Counties</u>	<u>Cities</u>	<u>Counties</u>	<u>Cities</u>
\$10,000	\$10,000	\$10,000	\$10,000	\$20,000	\$20,000

If additional space is needed, attach a supplemental sheet.

Signed 

Typed Name Vernon Fahy

Date Prepared: January 27, 1987

Department State Engineer