

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 1535-01  
Bill No.: HB 478  
Subject: Water Resources and Water Districts  
Type: Original  
Date: March 29, 2005

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Office of State Courts Administrator** assume no fiscal impact to their agency.

Officials from the **Department of Natural Resources (DNR)** assume this proposal would repeal the requirement from HS/HCS/HB 1433 from the 2004 session that would have required municipal or public sewer district labs conducting waste water analysis to be licensed by the department. However, any private lab wanting to conduct waste water sampling would still need to be licensed by the department.

In response to the fiscal note request for TAFP HS/HCS/HB 1433 in the 2004 session, the DNR anticipated a need for appropriations to hire staff to develop licensing criteria, as well as, the billing and receivables system. Because the proposal did not indicate a dedicated fund for fees to be deposited into or services to be paid from, it was assumed that General Revenue would be utilized to pay for staff and expenses. It was assumed that fees generated to pay for this service would be deposited in the General Revenue Fund. It was assumed that the program would recover all costs through billings.

For purposes of this fiscal note, since no costs for this program were reflected in the FY 2006

ASSUMPTION (continued)

budget, no savings would be realized by the revision of HS/HCS/HB 1433 (2004).

In addition, because the (DNR) did not receive an expansion for the original program in the FY2006 budget it is assumed the department would still request staff to develop licensing criteria and develop the billing and receivables systems for only the private labs. However, the level of resources necessary to license only private laboratories is unknown due to the unknown number of private labs that would choose to be licensed.

**Oversight** assumes this would be accomplished during the normal budgetary process. Therefore, Oversight assumes the initial administrative impact of this proposal is \$0.

<u>FISCAL IMPACT - State Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business.

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This bill changes the laws regarding the Upper White River Basin Watershed Improvement District and the establishment of a watershed improvement district in any county of the third classification. In its main provisions, the bill:

(1) Changes from 20% to 50% the number of property owners within a proposed district who can establish the district by petitioning the county's governing body;

DESCRIPTION (continued)

(2) Allows counties within the district to require septic system maintenance and proof thereof every five years only for septic systems on property benefitted by the district. Currently, maintenance can be required on all septic systems within the county;

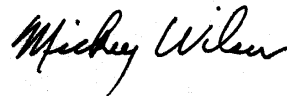
(3) Requires private laboratories performing wastewater analyses to be licensed by the Department of Natural Resources;

(4) Defines "resident of the county" for purposes of who may make a sewage complaint to the Department of Health and Senior Services; and (5) Repeals the authority of counties to designate groundwater depletion areas within watershed improvement districts.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Natural Resources  
Office of State Court Administrator



Mickey Wilson, CPA  
Director  
March 29, 2005