

Fiscal Estimate - 2005 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 05-3565/3	Introduction Number AB-923
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Description
 Warning methods for ice holes in lakes and granting rule-making authority

Fiscal Effect

State:

<input type="checkbox"/> No State Fiscal Effect <input checked="" type="checkbox"/> Indeterminate <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations	<input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues	<input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decrease Costs
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Local:

<input type="checkbox"/> No Local Government Costs <input type="checkbox"/> Indeterminate 1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
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Fund Sources Affected	Affected Ch. 20 Appropriations
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	

Agency/Prepared By DNR/ Joe Polasek (608) 266-2794	Authorized Signature Joe Polasek (608) 266-2794	Date 1/31/2006
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Fiscal Estimate Narratives

DNR 1/31/2006

LRB Number	05-3565/3	Introduction Number	AB-923	Estimate Type	Original
Description Warning methods for ice holes in lakes and granting rule-making authority					

Assumptions Used in Arriving at Fiscal Estimate

Bill Summary:

Current law states that a person who creates an ice hole in a lake by aeration must place a fence, of fence board or plastic roll fencing, or a barricade of uprights and rope or similar material around the hole. This bill allows lake districts and certain nonprofit corporations that create ice holes in lakes by aerating water to use warning methods other than the ones in current law if they comply with rules and requirements established by the Department of Natural Resources (DNR). These alternative warning methods are only allowed if the ice hole is created for water quality projects, including fish habitat improvements or detrimental aquatic plant reductions, which have been approved by DNR. The lake district, or organization creating the ice hole, must give public notice to the area most likely to be affected by the placement of the ice hole. Under this bill, the DNR must establish rules for giving such notice, which shall include public notices in newspapers or on television or radio, notices posted at access sites on the lake, and notices mailed to each lake district property owner or to each member of the corporation creating the ice hole. DNR is also required to specify one or more of these methods of notice that must be given for each ice hole created.

The DNR does not have authority under current law or this bill to enforce the current or proposed provisions of s. 167.26, Wis. Stats. This bill will require the DNR to establish a permitting system for alternative marking and notification requirements in lieu of the current requirements. The enforcement of violations of these new rules and permits would continue to be the responsibility of the local law enforcement authorities, as are violations of the current s. 167.26, Wis. Stats., requirements.

Fiscal Estimate:

It is assumed the time need to promulgate the rules associated with this bill will take 40 hours of DNR staff time. Assuming an average of \$25.00 per hour for salary, plus fringe of \$11.00 per hour, this one-time cost will amount to \$1,400.

It is assumed there will also be some one-time costs for establishing a new DNR permitting system. The complexity of this system, to be administered by the Bureau of Fisheries Management, is unknown, making cost estimates difficult.

It is unknown how many lake districts or nonprofit corporations will apply to the DNR for approval for the use of alternative notification of the public about unguarded ice holes created by aeration. There would also likely be annual recurring costs to review, approve or deny, issue and track approvals given and to notify local authorities of the approved alternative notification situations. The Department states in this fiscal note that while ongoing permitting costs are indeterminate they could be absorbed. This assumes that there will not be a very high volume of such permits issued. If that assumption is wrong the Department may not be able to absorb associated costs.

Long-Range Fiscal Implications

Fiscal Estimate Worksheet - 2005 Session

Detailed Estimate of Annual Fiscal Effect

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Description Warning methods for ice holes in lakes and granting rule-making authority			
I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect): One-time costs of \$1,400 for rule promulgation and unknown costs for establishing a permit system.			
II. Annualized Costs:		Annualized Fiscal Impact on funds from:	
		Increased Costs	Decreased Costs
A. State Costs by Category			
State Operations - Salaries and Fringes		\$	
(FTE Position Changes)			
State Operations - Other Costs			
Local Assistance			
Aids to Individuals or Organizations			
TOTAL State Costs by Category		\$	\$
B. State Costs by Source of Funds			
GPR			
FED			
PRO/PRS			
SEG/SEG-S			
III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)			
		Increased Rev	Decreased Rev
GPR Taxes		\$	\$
GPR Earned			
FED			
PRO/PRS			
SEG/SEG-S			
TOTAL State Revenues		\$	\$
NET ANNUALIZED FISCAL IMPACT			
		State	Local
NET CHANGE IN COSTS		\$	\$
NET CHANGE IN REVENUE		\$	\$
Agency/Prepared By		Authorized Signature	Date
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