

PREPARED BY:
DATE PREPARED:
PHONE:

Mike Lovelace
February 22, 2011
471-0050

LB 554

Revision: 00

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES *				
	FY 2011-12		FY 2012-13	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	See below		See below	
CASH FUNDS	See below		See below	
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

*Does not include any impact on political subdivisions. See narrative for political subdivision estimates.

LB 554 provides that "It is unlawful for any person in or on a vessel, motorboat, or personal watercraft to possess an open alcoholic beverage container on waters of this state while such vessel, motorboat, or personal watercraft is underway". The bill contains definitions of what constitutes an alcoholic beverage, an open container, and what "underway" means.

Making it unlawful to have an open alcoholic container on motorboats, personal watercraft, and vessels, which would include tubes, kayaks, canoes and horse tanks (tanking) would add to the violations to be enforced by the state's Conservation Officers. The Game and Parks Commission has indicated that initially staff time to perform field checks and investigations will be redirected from other activities. But they go on to state that "increased demand will likely increase the need for additional staff as well as related fuel costs and supplies, and additional funding. A definitive estimate for those costs is not immediately determinable".

It appears that the Commission will be able to absorb any enforcement costs in the next biennium without an additional appropriation (A-bill) given the fact that no specific costs are identified in their fiscal note. Should the Commission come forth with a future request for additional Conservation Officers the decision of whether the open container prohibition warrants additional officers, or whether other activities of the current officers should be given less priority, will be a policy decision to be addressed by the Legislature.

DEPARTMENT OF ADMINISTRATIVE SERVICES

REVIEWED BY	Joe Wilcox	2/9/11	PHONE 471-2526
COMMENTS			
Fiscal impact not determined for Game and Parks Commission, but higher operating costs appear to be likely. No basis to assess agency conclusions.			

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LB (1) 554 FISCAL NOTE

FEB 08 2011

LEGISLATIVE

State Agency OR Political Subdivision Name: (2) Game and Parks Commission

Prepared by: (3) Patrick H. Cole Date Prepared: (4) January 26, 2011 Phone: (5) (402) 471-5523

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

Table with 4 columns: FY 2011-2012 EXPENDITURES, FY 2011-2012 REVENUE, FY 2012-2013 EXPENDITURES, FY 2012-2013 REVENUE. Rows include GENERAL FUNDS, CASH FUNDS, FEDERAL FUNDS, OTHER FUNDS, and TOTAL FUNDS.

Return by date specified or 72 hours prior to public hearing, whichever is earlier.

Explanation of Estimate:

The proposed legislation would make it unlawful for any person in or on a vessel, motorboat, or personal watercraft to possess an open alcoholic beverage container on waters of this state while such vessel, motorboat, or personal watercraft is underway.

Possession of an open container would be prohibited on tubes, kayaks, canoes and horse tanks since all of these would be considered a vessel. Areas such as the Niobrara and Calamus Rivers would potentially require a considerable enforcement presence to address the prohibition on tubers.

MAJOR OBJECTS OF EXPENDITURE

Personal Services

Table with 5 columns: POSITION TITLE, NUMBER OF POSITIONS (11-12, 12-13), 2011-2012 EXPENDITURES, 2012-2013 EXPENDITURES. Rows include Benefits, Operating, Travel, Capital outlay, Aid, Capital improvements, and TOTAL.