


Colorado Legislative Council Staff Fiscal Note
FINAL
FISCAL NOTE

Drafting Number: LLS 09-0329
Prime Sponsor(s): Sen. Isgar
 Rep. Looper

Date: June 1, 2009
Bill Status: Signed into Law
Fiscal Analyst: Clare Pramuk (303-866-2677)

TITLE: CONCERNING LIMITED EXEMPTIONS FOR WATER COLLECTED FROM CERTAIN RESIDENTIAL ROOFTOPS.

Fiscal Impact Summary	FY 2009-2010	FY 2010-2011
State Revenue		
Cash Funds		
Ground Water Management Cash Fund	\$2,800	\$2,800
State Expenditures		
FTE Position Change		
Effective Date: The Governor signed the bill into law on April 22, 2009, and the bill will take effect on July 1, 2009.		
Appropriation Summary for FY 2009-2010: None required.		
Local Government Impact: None.		

Summary of Legislation

This bill allows for the collection of precipitation from up to 3,000 square feet of a roof of a residence that is not connected to a domestic water system serving more than 3 single-family dwellings. The collected water must be used for:

- ▶ ordinary household purposes;
- ▶ fire protection;
- ▶ watering of animals and livestock; and
- ▶ irrigation of not more than 1 acre of gardens and lawns.

A person wanting to capture rooftop precipitation who meets the qualifications in the bill must submit an application and unless the person currently has a well permit, pay a fee to the state engineer. Owners of certain wells are allowed to collect rooftop precipitation under the same use limitations as contained in their well permits. If a person violates an order issued by the state engineer regarding collection of rooftop precipitation, that person is subject to a \$500 fine per violation.

State Revenue

State cash fund revenue to the Ground Water Management Cash Fund is expected to increase by \$2,800 in FY 2009-10 and \$2,800 in FY 2010-11 through fees for rooftop precipitation collection permits. Only applicants who do not have a well and do not intend to construct one will be charged for a permit. The Department of Natural Resources expects to process 100 such applications per year for \$28 each, as shown in Table 1.

Fee Impact on Individuals, Families or Business. Section 2-2-322, C.R.S., requires legislative service agency review of measures which create or increase any fee collected by a state agency. The table below identifies the fee impact of this bill.

Fiscal Year	New Fee	Number Affected	Total Fee Impact
2009-10	\$28.00	100	\$2,800
2010-11	\$28.00	100	\$2,800
2 YEAR TOTAL			\$5,600

State Expenditures

The Division of Water Resources in the Department of Natural Resources does not expect to increase expenditures to process applications for rooftop water collection permits. For an applicant with an existing well, the form will require minimal processing. For an applicant without a well or the intent to build a well, the division expects to conduct a full evaluation of the applicant's property which requires about an hour of an agency technician's time. The division expects to complete 100 of these evaluations per year within existing appropriations.

Departments Contacted

Natural Resources

Agriculture

Local Affairs

Judicial