



Colorado Legislative Council Staff Fiscal Note
**LOCAL and STATUTORY PUBLIC ENTITY
 FISCAL IMPACT**

Drafting Number: LLS 12-0529

Date: February 2, 2012

Prime Sponsor(s): Rep. Scott

Bill Status: House Agriculture

Fiscal Analyst: Alex Schatz (303-866-4375)

TITLE: CONCERNING AN EXEMPTION FROM THE EXCAVATION REQUIREMENTS FOR THE GRAND VALLEY DRAINAGE DISTRICT.

Fiscal Impact Summary	FY 2012-2013	FY 2013-2014
State Revenue		
State Expenditures		
FTE Position Change		
Effective Date: Upon signature of the Governor, or upon becoming law without his signature.		
Appropriation Summary for FY 2012-2013: None required.		
Local Government Impact: See Local Government Impact section.		

Summary of Legislation

This bill allows the board of directors of the Grand Valley Drainage District, a statutory public entity, to adopt a resolution exempting the district from the statewide excavation notification association (i.e., the Utility Notification Center of Colorado). The bill allows the district to exempt its maintenance efforts, including work performed by contractors, from statutory notification requirements.

Statutory Public Entity Impact

The Grand Valley Drainage District owns and maintains over 150 miles of ditches and drainageways. Assuming that the district passes a resolution exempting itself from the notification association, the district will experience minimal cost savings. The district may be required to perform fewer locates of its own underground facilities, and its own construction and maintenance work will require less administration to locate other utilities in proximity to these facilities.

Local Government Impact

Current law serves to protect local governments owning underground facilities, particularly utilities, from damage, by requiring notification and the opportunity to locate their underground facilities near excavation. Without notification or the opportunity to locate facilities within the

boundaries of the Grand Valley Drainage District, affected local governments may experience a higher risk of damage to these facilities. The fiscal note assumes that the district will be liable for any such damage, but that increased risk may result in higher costs to local government utility owners to recover for such losses (e.g., higher insurance premiums, litigation costs).

Departments Contacted

Local Affairs
Transportation
Agriculture

Natural Resources
Public Safety
Law

Regulatory Agencies
Office of Information Technology