

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 650** HLS 20RS 635

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

|   |                                  |
|---|----------------------------------|
| <b>Date:</b> April 9, 2020 7:53 AM          | <b>Author:</b> AMEDEE            |
| <b>Dept./Agy.:</b> Wildlife & Fisheries     | <b>Analyst:</b> Rebecca Robinson |
| <b>Subject:</b> Coastal waterways/Penalties |                                  |

WATERWAYS/CANALS OR SEE FISC NOTE SD RV Page 1 of 1  
Provides relative to the regulation of gates across waterways

Proposed legislation requires individuals who erect a gateway, fence, or other structure that prevents or restricts access to a navigable body of water to ensure that the structure is visible at night or low light conditions and is constructed to stay above the water during high tide or other high water event. The gateway, fence, or other structure must display the owner's contact information including name, address, and telephone number. Proposed law enacts civil penalties of not less than \$50 a day, up to a maximum penalty of \$5,000 per year, and will be enforced by the Department of Wildlife & Fisheries (LDWF) and local law enforcement.

Effective August 1, 2020.

| <b>EXPENDITURES</b> | <b>2020-21</b> | <b>2021-22</b> | <b>2022-23</b> | <b>2023-24</b> | <b>2024-25</b> | <b>5 -YEAR TOTAL</b> |
|---------------------|----------------|----------------|----------------|----------------|----------------|----------------------|
| State Gen. Fd.      | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Agy. Self-Gen.      | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Ded./Other          | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Federal Funds       | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Local Funds         | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| <b>Annual Total</b> | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>           |

  

| <b>REVENUES</b>     | <b>2020-21</b> | <b>2021-22</b> | <b>2022-23</b> | <b>2023-24</b> | <b>2024-25</b> | <b>5 -YEAR TOTAL</b> |
|---------------------|----------------|----------------|----------------|----------------|----------------|----------------------|
| State Gen. Fd.      | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Agy. Self-Gen.      | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Ded./Other          | SEE BELOW      | SEE BELOW      | SEE BELOW      | SEE BELOW      | SEE BELOW      |                      |
| Federal Funds       | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Local Funds         | SEE BELOW      | SEE BELOW      | SEE BELOW      | SEE BELOW      | SEE BELOW      |                      |
| <b>Annual Total</b> |                |                |                |                |                |                      |

**EXPENDITURE EXPLANATION**

There is no anticipated direct material effect on governmental expenditures as a result of this measure. LDWF and local law enforcement agencies will enforce the proposed legislation within the course of their normal duties.

**REVENUE EXPLANATION**

There will be an increase in revenue to the statutorily dedicated Conservation Fund for the Department of Wildlife & Fisheries (LDWF) and to local law enforcement agencies to the extent penalties are assessed and collected. The proposed law will be enforced by both LDWF and local enforcement agencies. Penalties assessed and collected by LDWF will be credited to the Conservation Fund. Local law enforcement agencies will retain those penalties they assess and collect. However, any increase in revenues to both entities is indeterminable as there is no estimate on the number of citations that may be issued.

Senate      Dual Referral Rules  
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}  
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House  
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}  
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

*Evan Brasseaux*  
**Evan Brasseaux**  
**Staff Director**