

**LEGISLATIVE FISCAL OFFICE**

**Fiscal Note**



Fiscal Note On: **HB 8** HLS 051ES 85  
 Bill Text Version: **ENROLLED**  
 Opp. Chamb. Action:  
 Sub. Bill For.:  
 Proposed Amd.:

|   |  |
|---|--|
| <b>Date:</b> November 29, 2005 9:32 AM        | <b>Author:</b> ODINET                  |
| <b>Dept./Agy.:</b> Wildlife and Fisheries     | <b>Analyst:</b> Stephanie C. Blanchard |
| <b>Subject:</b> Oyster lease renewals in 2006 |  |

FISHING/OYSTERS EN SEE FISC NOTE RV See Note Page 1 of 1  
 Provides relative to oyster lease renewals in 2006 (Item #48)

Present law, relative to oyster lease extensions and renewals, provides that the Secretary of the Department of Wildlife and Fisheries has 60 days from the date of expiration of a lease to renew the lease. If the renewal lease is not executed within those 60 days, it is automatically renewed. Proposed law provides that for leases that terminate January 1, 2006, and which are eligible for renewal or extension, the Secretary has until May 1, 2006 to renew or extend the lease. Present law requires payment of oyster lease rent on or before each January 1 of each year. Provides that failure to pay within 30 days after January 1 puts the lease in default and terminates and cancels the lease. Proposed law requires payment of the 2006 annual lease rent by March 31, 2006. Present administrative code provides for a public auction of leases in default to be held on the last Tuesday in March. Proposed law suspends these rules until December 31, 2006.

| <b>EXPENDITURES</b> | <b><u>2005-06</u></b> | <b><u>2006-07</u></b> | <b><u>2007-08</u></b> | <b><u>2008-09</u></b> | <b><u>2009-10</u></b> | <b><u>5 -YEAR TOTAL</u></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         | <u>\$0</u>            | <u>\$0</u>            | <u>\$0</u>            | <u>\$0</u>            | <u>\$0</u>            | <b><u>\$0</u></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><u>2005-06</u></b> | <b><u>2006-07</u></b> | <b><u>2007-08</u></b> | <b><u>2008-09</u></b> | <b><u>2009-10</u></b> | <b><u>5 -YEAR TOTAL</u></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         | <u>\$0</u>            | <u>\$0</u>            | <u>\$0</u>            | <u>\$0</u>            | <u>\$0</u>            | <b><u>\$0</u></b>           |
| <b>Annual Total</b> | <b>\$0</b>            | <b>\$0</b>            | <b>\$0</b>            | <b>\$0</b>            | <b>\$0</b>            | <b>\$0</b>                  |

**EXPENDITURE EXPLANATION**

There is no anticipated direct material effect on governmental expenditures as a result of this measure.

**REVENUE EXPLANATION**

The provisions of the proposed legislation would have no impact on revenue to the Department of Wildlife and Fisheries. The extensions of deadlines for lease renewal executions and rent payments fall within the current fiscal year and will have no impact on revenue. The date change for leases in default would have no impact since no public auction of leases will be held due to the moratorium imposed by the Wildlife and Fisheries Commission because of ongoing oyster lease litigation regarding coastal restoration impacts.

Senate

Dual Referral Rules

House

13.5.1 >= \$500,000 Annual Fiscal Cost

6.8(F) >= \$500,000 Annual Fiscal Cost

13.5.2 >= \$500,000 Annual Tax or Fee Change

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease

**Robert E. Hosse**  
**LFO Staff Director**