



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **HB 767** HLS 14RS 1091

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: March 31, 2014	1:33 PM	Author: POPE
Dept./Agy.: Public Safety		
Subject: Water-Based Amusement Regulations		Analyst: Matthew LaBruyere

AMUSEMENT PARKS

OR SEE FISC NOTE SG RV

Page 1 of 1

Requires owners or operators of certain water parks to provide safety information

Proposed law prohibits a water park from constructing, replacing, relocating, or adding any structures or water filtration systems until building plans and specifications have been submitted and reviewed by the Office of State Fire Marshal (OSFM) and the Dept. of Health and Hospitals (DHH). Proposed law allows the OSFM to conduct investigations for compliance, and if in violation, to issue a notice of violation. Proposed law provides an issued violation is a cease and desist order, and violating the order is a misdemeanor offense which is a fine of not more than \$1,000 and imprisonment for not more than 30 days or both. Proposed law requires each water park conduct a water quality test and submit a copy of the results to DHH each month the park is open. Proposed law authorizes OSFM and DHH to assess a civil penalty of \$500 or less for each violation. Each day on which a violation occurs shall be considered a separate offense. Proposed law allows OSFM and DHH to assess civil penalties attributable to the water park operator to the owner or lessee of the site on which the water park is located if the owner or lessee of the site failed to determine that the water park operator is in compliance with proposed law.

EXPENDITURES	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total						

EXPENDITURE EXPLANATION

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

According to the Department of Health and Hospitals, the department currently reviews plans for public swimming pools and can absorb the reviews of these type of facilities with no additional cost.

According to the Office of the State Fire Marshall, there is currently only 1 water-supported air structure water park operating in the state. To the extent the number of water-supported air structure water parks increase in future years, additional resources may be needed.

REVENUE EXPLANATION

The proposed legislation may result in an increase in self-generated revenue as a result of issuing fines and penalties. It is unknown how much will be collected and is dependent on the number fines and penalties issued.