

**STATE  
FISCAL IMPACT**

**Drafting Number:** LLS 14-0274  
**Prime Sponsor(s):** Rep. Becker  
 Sen. Tochtrop

**Date:** February 10, 2014  
**Bill Status:** House Agriculture  
**Fiscal Analyst:** Lauren Schreier (303-866-3523)

**SHORT TITLE:** SUNSET CONTINUE HUNTING FISHING OUTFITTERS

Fiscal Impact Summary*	FY 2014-2015	FY 2015-2016
<b>State Revenue</b>		<b><u>\$112,846</u></b>
Cash Funds		112,846
<b>State Expenditures</b>		<b><u>\$122,330</u></b>
Cash Funds		122,330
<b>FTE Position Change</b>		1.0 FTE
<b>Appropriation Required:</b> None.		

\* This summary shows changes from current law under the bill for each fiscal year.

**Summary of Legislation**

The bill continues the regulation of outfitters until September 1, 2025, and implements the recommendations of the Department of Regulatory Agencies (DORA) sunset review on the outfitter registration program. Generally, outfitters provide consumers with guiding services for hunting and fishing trips. Among the changes are the following:

- defines "outfitter" as an individual or entity;
- authorizes the Director of Professions and Occupations (director) to discipline a registered outfitter entity for the actions of its principals;
- modifies the disciplinary standard from alcohol addiction to excessive alcohol use;
- requires that outfitters who have their registration revoked wait at least two years before applying for a new registration;
- authorizes the director to issue confidential letters of concerns to outfitters;
- allows the director to discipline outfitters for failure to respond to a complaint; and
- requires outfitters to tell the director within 45 days of utilizing a bond.

**Fiscal Impact of Program Set to Expire**

The bill continues a program in the Division of Professions and Occupations that is set to repeal on July 1, 2014. Under current law, state agencies may be appropriated funds to wind up the affairs of an expiring program for 12 months following the repeal date. To account for the wind up period, the impact of extending the program beyond the current repeal date is shown as beginning in FY 2015-16, one year after the repeal date. There is no need for an appropriation of the division's base funding in FY 2014-15, since the program's authorization has not yet expired, and ongoing funding for the program is included in DORA's base budget request for FY 2014-15.

The state revenue and state expenditures impact for FY 2015-16 reflect the program's anticipated fee revenue and base budget request beginning that year. DORA's request for the regulation of outfitters in FY 2014-15 is \$122,330 and 1.0 FTE which carries forward to FY 2015-16 and beyond. The anticipated base revenue is at least \$110,500.

**State Revenue**

Registration fee revenue to the Division of Professions and Occupations Cash Fund is anticipated to remain similar to FY 2012-13 levels. In FY 2012-13, the division received \$112,846 in outfitter registration fees, as shown in Table 1.

<b>Type of Fee</b>	<b>Current Fee</b>	<b>Number Affected</b>	<b>Total Fee Impact</b>
New Registration	\$325	52	\$16,900
Annual Registration Renewal	\$120	780	\$93,600
Registration Reinstatement	\$138	17	\$2,346
<b>TOTAL</b>			<b>\$112,846</b>

**State Expenditures**

The regulation of outfitters will cost approximately \$122,330 and 1.0 FTE in FY 2015-16 and thereafter, from the Division of Professions and Occupations Cash Fund.

The division may need to conduct additional rulemaking to amend rules that address the bill's changes to the regulation of outfitters. Staff may conduct outreach to outfitters to make them aware of the new rules, but this can be accomplished by current staff and does not require new appropriations.

**Effective Date**

The bill takes effect July 1, 2014.

**State and Local Government Contacts**

Regulatory Agencies