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FISCAL IMPACT REPORT

SPONSOR: Larranaga DATE TYPED: 02/07/01 HB 126
 SHORT TITLE: Sport Shooting Range Act SB _____
 ANALYST: Rael

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY01	FY02	FY01	FY02		
No Fiscal Impact					

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

Department of Public Safety (DPS)
 Department of Game and Fish (DGF)

SUMMARY

Synopsis of Bill

The Sport Shooting Range Act provides that the use of a sport shooting range cannot be enjoined as a nuisance so long as it is in compliance with statutes, rules and ordinances that apply at the time the initial operation of the range is commenced. The operation or use of a sport shooting range also cannot be enjoined as a nuisance by a person who acquires title to property affected by the range after the range commenced operation.

The Act should not be construed to prohibit a local government from regulating the location and construction of a range after July 1, 2001.

A sport shooting range will still be liable for negligence or willful or wanton misconduct. The Act shall not apply when there has been a substantial change in the primary use of the sport shooting range.

Significant Issues

The bill provides that the use or operation of a sport shooting range shall not be enjoined due to **any** subsequent changes in statutes, rules or ordinances.

FISCAL IMPLICATIONS

No fiscal impact.

POSSIBLE QUESTIONS

Does the provision Section 4.A. require sport shooting ranges to comply with the statutes, rules and regulations in place at the time the sport shooting range operations commenced, at a later date, even when those statutes, rules and regulations are no longer in place?

FAR/sb:ar