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## FISCAL IMPACT REPORT

SPONSOR: Cisneros DATE TYPED: 02/02/01 HB \_\_\_\_\_  
 SHORT TITLE: Taos Errors & Omissions Negotiation Expenses SB 243  
 ANALYST: Dotson

### APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY01	FY02	FY01	FY02		
	\$ 60.0			Non-Recurring	General

(Parenthesis ( ) Indicate Expenditure Decreases)

Relates to HB249 & SB57

### SOURCES OF INFORMATION

Office of the State Engineer

### SUMMARY

#### Synopsis of Bill

SB 243 appropriates \$60,000 from the general fund to the Local Government Division (LED) of the Department of Finance and Administration for the purpose of negotiation expenses of errors and omission claims in Mutual Domestic Water Consumers' Associations' (MDWCA) water rights adjudications in Taos county.

#### Significant Issues

According to the State Engineer, it is unclear whether this appropriation is available to each MDWCA individually or collectively. The attorney handling the litigation involving the adjudication of MDWCA water rights represents all of the MDWCAs. As written, the bill makes each MDWCA eligible for funding without any direction to LGD as to how it should allocate the appropriation.

### FISCAL IMPLICATIONS

The appropriation of \$60.0 contained in this bill is a non-recurring expense to the general fund. Any unexpended or unencumbered balance remaining at the end of FY02 shall revert to the general fund.

### CONFLICT/DUPLICATION/COMPANIONSHIP/RELATIONSHIP

According to the State Engineer, this bill appears to duplicate some of the funding sought for this

**Senate Bill 243 -- Page 2**

process in HB 249 and perhaps all of the funding sought in SB 57.

GC/prt/njw