

Fiscal Estimate Narratives

DNR 12/1/2009

LRB Number	09-1268/1	Introduction Number	AB-0435	Estimate Type	Original
Description The operation of all-terrain vehicles on highways for the purpose of certain types of access and granting rule-making authority					

Assumptions Used in Arriving at Fiscal Estimate

Bill Summary: This bill authorizes a city, town or village (municipality) to adopt ordinance(s) allowing ATV operators to ride from their residence or place of lodging to the nearest trail or route as long as it is no further than 5 miles on a roadway other than a state highways. Speed is restricted to 25 m.p.h. If the roadway is a state highway, the municipality may authorize ATV operation up to a ¼ mile in distance. If the distance is greater than ¼ miles, the DOT must also approve the access if they determine ATV operation to be safe on that portion of state highway. This bill further provides that a municipality may not enact an ordinance allowing ATV access on any highway that is located in a state park or state forest if the operation of ATVs is prohibited in the park or forest. This bill mandates the Department and the Off-Road Vehicle Council jointly prepare model ordinances as examples or ordinances that a municipality may enact.

Fiscal Estimate: The number of ATV complaints will rise as more ATVs interact with motor vehicle operators, adjacent landowners and other citizens legally utilizing roadways or roadway right of ways for transportation such as bicyclists, roller bladers, equestrians, walkers and joggers. This will create workload for DNR law enforcement personnel as they will be expected to respond to these complaints. An increased number of serious ATV accidents will be expected as interactions between motor vehicles and ATVs increase. There will also be an additional workload for the DNR as they receive, review and make recommendations on ATV access ordinances they receive. The DNR speculates increase costs associated with additional ATV FTE positions in order to respond to the increased number of complaints, accidents, training needs, and ordinance review and filing. Reimbursement claims from County Sheriff ATV Patrols have increased from approximately \$366,000 in 2007 to \$526,000 in 2008 when they were prorated at approximately 94%. The DNR would also speculates that amounts for County Sheriff reimbursement claims will further increase with passage of this bill.

Long-Range Fiscal Implications

Fiscal Estimate Worksheet - 2009 Session

Detailed Estimate of Annual Fiscal Effect

Original
 Updated
 Corrected
 Supplemental

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Description The operation of all-terrain vehicles on highways for the purpose of certain types of access and granting rule-making authority			
I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):			
II. Annualized Costs:		Annualized Fiscal Impact on funds from:	
		Increased Costs	Decreased Costs
A. State Costs by Category			
State Operations - Salaries and Fringes	\$		\$
(FTE Position Changes)			
State Operations - Other Costs			
Local Assistance			
Aids to Individuals or Organizations			
TOTAL State Costs by Category	\$		\$
B. State Costs by Source of Funds			
GPR			
FED			
PRO/PRS			
SEG/SEG-S			
III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)			
		Increased Rev	Decreased Rev
GPR Taxes	\$		\$
GPR Earned			
FED			
PRO/PRS			
SEG/SEG-S			
TOTAL State Revenues		\$	\$
NET ANNUALIZED FISCAL IMPACT			
		State	Local
NET CHANGE IN COSTS		\$	\$
NET CHANGE IN REVENUE		\$	\$
Agency/Prepared By		Authorized Signature	Date
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