



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2027 Biennium

Bill#/Title: **SB0190.01: Allow water right holders to consent to waive adverse effects analysis in permit or change applications**

Primary Sponsor: Derek Harvey Status: As Introduced

☐ Included in the Executive Budget ☐ Needs to be included in HB 2 ☐ Significant Local Gov Impact  
☐ Significant Long-Term Impacts ☐ Technical Concerns ☐ Dedicated Revenue Form Attached

### FISCAL SUMMARY

	<u>FY 2026 Difference</u>	<u>FY 2027 Difference</u>	<u>FY 2028 Difference</u>	<u>FY 2029 Difference</u>
<b>Expenditures</b>				
General Fund (01)	\$0	\$0	\$0	\$0
<b>Revenues</b>				
General Fund (01)	\$0	\$0	\$0	\$0
<b>Net Impact</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<b>General Fund Balance</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

### Description of fiscal impact

SB 190 reinstates the waiver of adverse effect for water right permit and change applications. This will have no fiscal impact to the Department of Natural Resources and Conservation (DNRC).

### FISCAL ANALYSIS

#### Assumptions

#### Department of Natural Resources and Conservation

1. Water Resources Division staff will continue to complete the existing evaluation for water right permit and change applications; however, water rights in which a waiver of adverse effect have been provided will not be considered in those evaluations.
2. When waivers were previously permitted (October 1, 2017-Sept. 30, 2023), DNRC processed a total of 734 permit and change applications. Waivers were received on a total of 7 applications.
3. DNRC anticipates receiving a similar volume of waivers as a result of SB 190. Time saved in the evaluation process as a result of these waivers will be negligible. There will be no fiscal impact as a result of this change in process.

NO SPONSOR SIGNATURE 2/25  
Sponsor's Initials Date

RD 2/21/2025  
Budget Director's Initials Date