

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 7495

BILL NUMBER: SB 258

NOTE PREPARED: Jan 6, 2003

BILL AMENDED:

SUBJECT: Historic Preservation.

FIRST AUTHOR: Sen. Merritt

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: State

Summary of Legislation: This bill enables the Department of Natural Resources (DNR) Division of Historic Preservation and Archeology (DHPA) to take immediate action to protect state owned historic properties affected by disaster and to make recommendations to the Historic Preservation Review Board on applications to change state owned historic properties.

The bill requires the DHPA to survey and rate state owned historic properties and provide an educational program concerning these properties. It requires each state entity having historic property to have a historic preservation officer.

The bill also gives the Historic Landmarks Foundation standing to take court action to enforce the historic preservation law, and requires a person who wishes to obtain a court order to remove a deceased human being from a cemetery to demonstrate that the removal complies with an archeological plan or a development plan approved by the DNR.

Effective Date: July 1, 2003.

Explanation of State Expenditures: The fiscal impact of this bill on the Division of Historic Preservation and Archeology is dependent on the number of additional staff and equipment needed to carry out the provisions.

Summary - This bill requires the Division of Historic Preservation and Archeology to periodically conduct a survey using the most current standard procedures for the survey of historic property. The survey must include a determination of the existence; description; location; and managing authority; of each historic

property owned by the state. The determination must also assign a historic rating to each historic structure owned by the state using the most current standard procedures for the assignment of these ratings.

The bill also requires the chief managing officer of each managing authority identified in the above survey to designate a historic preservation liaison. The liaison would be responsible for communicating between the managing authority, the Division, and other historic preservation interests, and for notifying the Division when its managing authority receives Budget Committee approval to alter state owned historic property.

The Division must also conduct an education program for (1) managing authorities; and (2) historic preservation liaison officers; of historic property owned by the state. The education program must provide information concerning the managing authority's and liaison officer's responsibilities under this chapter.

The Department of Natural Resources would need to hire additional personnel to carry out these provisions. The following personnel cost, for a preservation officer (PAT II), would be incurred for *each* staff person hired: approximately \$46,800 in FY 2004 and FY 2005, which includes salary, fringe benefits, and indirect costs. Additional equipment may also be needed, such as a vehicle and archeology equipment, which could cost approximately \$25,000 to \$30,000. Additional travel expenses may also be incurred.

The funds and resources required above could be supplied through a variety of sources, including the following: (1) Existing staff and resources not currently being used to capacity; (2) Existing staff and resources currently being used in another program; (3) Authorized, but vacant, staff positions, including those positions that would need to be reclassified; (4) Funds that, otherwise, would be reverted; or (5) New appropriations. Ultimately, the source of funds and resources required to satisfy the requirements of this bill will depend upon legislative and administrative actions. As of December 2002, the Division consisted of 17 full-time staff positions, of which none were vacant. This amount does not include personnel who may be located at historic properties.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Division of Historic Preservation and Archeology, Department of Natural Resources.

Local Agencies Affected:

Information Sources: Department of Natural Resources.

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