

FORM 5, BFM 50.10

(NOTE: A copy of this form may be obtained from the Bureau of Finance and Management. If your rules have a negative fiscal impact on a local government, such as a county or a school district, you must direct the Bureau of Finance and Management to send a copy of its fiscal note to the organizations listed in SDCL 1-26-4.2.)

**ADMINISTRATIVE PROCEDURES ACT
FISCAL NOTE
Prepared by Submitting Agency**

	CODE	NAME
DEPARTMENT	26	Public Utilities Commission
DIVISION	102	Transportation and Warehouse Division
PROGRAM		

PROPOSED RULE: 20:10:11:13; 20:10:11:16; 20:10:11:17

Hearing Date: 08/08/06

FISCAL IMPACT STATEMENT:

Brief description of fiscal impact; (Example: Pursuant to 1-26-402, these rules have minimal impact to all entities. No additional staffing or resources are needed.)

There is no impact on state or local governments. We are unable to determine if there is an impact on small businesses.

FISCAL NOTE SUMMARY:

List state agencies of local governmental subdivisions affected.

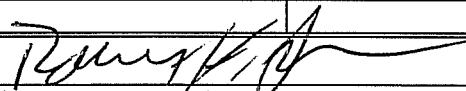
COST INCREASES (DECREASES)

State Agencies:	First-Year Impact	Continuous-Yearly Impact
	0	0
TOTAL	0	0
Local Subdivisions:		
	0	0
TOTAL	0	0
Small Business Increases (Decreases)		
TOTAL	<i>Unable to determine</i>	<i>Unable to determine</i>

REVENUE INCREASES (DECREASES)

Revenue Increases (Decreases) State, Local & Small Business:		
	Zero impact on state and local governments. Unable to determine impact, if any, on small businesses.	Zero impact on state and local governments. Unable to determine impact, if any, on small businesses.
TOTAL		

APPROVED


Signature Department Secretary or Board or Commission Chairman

DATE

7/6/06

ATTACH: Copy of proposed rules; separate sections for: 1) explanation of rules effect, i.e. what procedures, schedules, activities, etc. will change with its adoption 2) statistics used, and their source, 3) assumptions that were made to arrive at fiscal impact, 4) computations that were made, and 5) small business impact statement

Revised June 2004

EXPLANATION OF RULES EFFECT

The proposed rules should have no fiscal impact on state or local governments. The rules only apply to operators of public grain warehouses. We are unable to determine the fiscal impact on small business owners who operate public grain warehouses. The proposed rules give warehouse operators additional flexibility in managing the volumes of grain that are generated during the fall harvest and shipping seasons so we would assume that if there is any fiscal impact, the impact would likely be a positive impact.