



Performance Note
SB0096 - Canal Amendments
Sponsor: Sen. Hinkins, David P.



Performance Note Report

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Agency: Department of Commerce

Funding For:

New Services or Benefit

Public Benefit:

Purpose: To measure the benefit of the Office of the Property Rights Ombudsman to provide mediation or arbitration assistance for instances involving water conveyance facilities as requested by the facility or the property owner to mitigate resolution and avoid excessive expense in the legal system.

Services: Offer opinions and direction between parties in canal disputes.

Expected Outcome: Great cost savings to the responsible parties on each side of each dispute by avoiding a prolonged litigious solution in favor of an opinion, and proposed resolution offered by the Office of the Property Rights Ombudsman.

Implementations and Resources: The Office of the Property Rights Ombudsman will handle this new type of dispute in part with the additional funds allocated to the Office to dedicate time and expertise to the parties on each side of the issue.

How: Mitigating costs associated with attorneys, courts, and experts in the field procured by the water conveyance facility or private land owner can be realized by using the alternative dispute resolution process provided by the Property Rights Ombudsman.

Performance Measures

Goal

Title: Useage of the Office of the Property Rights Ombudsman for the arbitration, mediation or opinion vs. the private sector attorneys and legal system.

Description: The Office of the Property Rights Ombudsman will track how much on average each case saves the parties in a given dispute, by estimating expenses to the parties by using the Property Rights Ombudsman vs. using the legal system and private attorneys.

Collection Method: Assess the complexity of each case and estimate the cost that the same process would have taken in the legal system. While it is somewhat challenging to quantify this data the prevailing rates in the private sector analyzed against the cost of the public service offered through the expertise of the Property Rights Ombudsman.

	2018	2019	2020
Avg Cost Savings per Case	0.00	5000.00	5000.00
Unkown N/A	0.00	0.00	0.00

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