

# FISCAL NOTE

Requested by Legislative Council

02/21/2001

Bill/Resolution No.:

Amendment to: SB 2285

**1A. State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	1999-2001 Biennium		2001-2003 Biennium		2003-2005 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				\$800,000		\$897,000
Appropriations				\$800,000		\$897,000

**1B. County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

1999-2001 Biennium			2001-2003 Biennium			2003-2005 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

**2. Narrative:** *Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.*

HB 2285, as amended, provides appropriation authority to the State Water Commission to assume jurisdiction over the 404 program of the Clean Water Act. This program is anticipated to be continued after the 2001-2003 biennium.

**3. State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

**A. Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

**B. Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

To assume the operation of the 404 program the State Water Commission estimates we would need an additional five FTE's, one program manager, three professional staff positions, and one support staff position. When filled, these new positions will require an increase of \$500,000 in the Salaries and Wages Line Item. In addition, we estimate a required increase of \$265,000 in the Operating Line Item, for items such as; travel, training, rent, professional services, software, and miscellaneous expenditures. We also estimate a required increase of \$35,000 in the Equipment Line Item for computers and office equipment. These increases total the \$800,000 stated in the bill.

In addition to the above costs the North Dakota Attorney General's Office has estimated the the State Water

Commission will incur an additional \$97,000 of legal fees due to the 404 program. These fees could be absorbed by the Water Commission for the 2001-2003 biennium by either delaying the hiring of several of the new staff positions, or leaving one position unfilled for the first biennium. This would allow us to shift \$97,000 from the Salaries and Wages Line Item to the Operating Line Item. For the 2001-2003 biennium this would increase the Salaries and Wages Line Item by \$403,000, the Operating Line Item by \$362,000, and the Equipment Line Item by \$35,000, together totaling \$800,000.

**C. Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.*

The \$800,000 appropriation is for the State Water Commission to operate the 404 program.

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**Agency:** State Water Commission  
**Date** 02/22/2001  
**Prepared:**