

FISCAL NOTE

Requested by Legislative Council
02/09/2011

Amendment to: HB 1462

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.*

	2009-2011 Biennium		2011-2013 Biennium		2013-2015 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues	\$0	\$0	\$0	\$25,000	\$0	\$25,000
Expenditures	\$0	\$0	\$0	\$37,000	\$100,000	\$25,000
Appropriations	\$0	\$0	\$0	\$37,000	\$100,000	\$25,000

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

2009-2011 Biennium			2011-2013 Biennium			2013-2015 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts
\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

2A. Bill and fiscal impact summary: *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

HB 1462 changes the name of AMS to the North Dakota Mediation Service. The bill also expands mediation services to include owners, lessees, or lessors of mineral interests and transfers the remaining balance of the Home Quarter Fund to the agriculture commissioner.

B. Fiscal impact sections: *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

Section 11 provides an amendment to close the Home Quarter Fund and transfers the remaining funds - estimated at \$100,000 - to the agriculture commissioner.

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.*

NDCC Section 6-09.10-03 provides the Credit Review Board with authority to charge fees for time spent in mediation sessions. Fees are limited to \$25 per hour for each party. We anticipate five hours per session and an increased case load of 100 mediation sessions for the 11-13 Biennium. The revenue is deposited in the agriculture commissioner's operating fund. The Department arrived at the revenue number by using the following: \$25/hour X 2 parties = \$50/hour X 5 hours per mediation session = \$250/session X 100 mediation sessions = \$25,000.

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.*

The expenditures for the 11-13 Biennium reflect the amount of special funds necessary to accommodate the expansion of services. These funds will be used to match federal funds and pay for non-allowable costs under the federal grant. There is an \$100,000 increase in general fund expenditures in the 13-15 Biennium. The Department anticipates that the transferred Home Quarter Funds will be completely expended in the 11-13 Biennium.

C. Appropriations: *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a*

continuing appropriation.

The Department is requesting \$37,000 of special fund authority to expend the revenue described in 3A, plus additional authority for the funds transferred from the Home Quarter Fund - or \$12,000 of special fund authority. The Department currently has \$98,000 of special fund authority built into SB 2009 for this program. There is a \$100,000 increase in general fund appropriations in the 13-15 Biennium. The Department anticipates that the transferred Home Quarter Funds will be completely expended in the 11-13 Biennium.

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