

FISCAL NOTE
Requested by Legislative Council
04/19/2011

Amendment to: Engrossed
SB 2309

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						
Expenditures						
Appropriations						

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

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).*

The engrossed bill provides that the federal law known as PPACA may violate the US constitution and that the legislative assembly shall consider enacting any measure to prevent enforcement of the law and that the law may not interfere with an individuals choice of a medical or insurance provider.

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 1 of the first engrossment with the conference committee amendments to engrossed senate bill provides that the legislative assembly shall consider enacting any measure necessary to prevent the enforcement of the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010. The fiscal impact of future legislation considered to prevent the enforcement of the federal law cannot be determined at this time.

Section 1 also provides that no provision of the Patient Protection and Affordable Care Act or the Health Care and Education Reconciliation Act of 2010 may interfere with an individual's choice of a medical or insurance provider except as otherwise provided by the laws of this state. There is no fiscal affect to the Insurance Department for this provision.

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.*

The first engrossment with the conference committee amendments to engrossed senate bill will not affect revenues. The fiscal impact of future legislation considered to prevent the enforcement of the federal law cannot be determined at this time.

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 first engrossment with the conference committee amendments to engrossed senate bill will not affect expenditures. The fiscal impact of future legislation considered to prevent the enforcement of the federal law cannot be determined at this time.

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 first engrossment with the conference committee amendments to engrossed senate bill will not affect appropriations. The fiscal impact of future legislation considered to prevent the enforcement of the federal law cannot be determined at this time.

Name:	Larry J. Martin	Agency:	Insurance Department
Phone Number:	701-328-2930	Date Prepared:	04/20/2011