

FISCAL NOTE
Requested by Legislative Council
02/08/2013

Amendment to: SB 2153

- 1 A. **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.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						
Appropriations						

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

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

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

This bill as amended reduces Highway Tax Distribution funding to NDDOT and places that funding into the highway-rail grade crossing safety projects fund and provides a continuing appropriation.

- 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 2 of the bill reduces the portion of the Highway Tax Distribution Fund (HTDF) that is deposited in the State Highway Fund from 61.3% to 60.3%. It also directs the State Treasurer to deposit 1% of the Highway Tax Distribution Fund into the Highway-Rail Grade Crossing Safety Projects Fund and provides a continuing appropriation to NDDOT to expend this fund.

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.*

This bill reduces the portion of the Highway Tax Distribution Fund (HTDF) that is deposited in the State Highway Fund from 61.3% to 60.3%. It also directs the State Treasurer to deposit 1% of the Highway Tax Distribution Fund into the Highway-Rail Grade Crossing Safety Projects Fund and provides a continuing appropriation to NDDOT to expend this fund. 1% of the HTDF is approximately \$6 million per biennium; however, the legislation caps the amount that can be deposited into the Highway-Rail Grade Crossing Safety Projects Fund at \$4 million per biennium. Since both the State Highway Fund and the Highway-Rail Grade Crossing Safety Projects Fund are special funds that will be administered by NDDOT, and the respective increase and decrease to the funds revenues are offsetting, there is no net impact to revenues identified in part 1A of this fiscal note.

- 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.*

This bill provides for NDDOT to fund highway-rail grade crossing safety projects from the Highway-Rail Grade Crossing Safety Projects Fund. Since the funding for this fund was provided by a corresponding decrease to the funding for the State Highway Fund, the expenditures to the Highway-Rail Grade Crossing Safety Projects Fund will be offset by a corresponding decrease in expenditures from the State Highway Fund; consequently there is no net impact to expenditures identified in part 1A of this fiscal note.

- 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.*

Section 2 of this bill provides a continuing appropriation to the Highway-Rail Grade Crossing Safety Projects Fund, not to exceed \$4 million per biennium.

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