

FISCAL NOTE
Requested by Legislative Council
01/26/2015

Revised
 Amendment to: SB 2058

- 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.*

	2013-2015 Biennium		2015-2017 Biennium		2017-2019 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures					\$43,345,697	\$(43,345,697)
Appropriations					\$43,345,697	\$(43,345,697)

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

	2013-2015 Biennium	2015-2017 Biennium	2017-2019 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).*

Senate Bill 2058, as amended, adds language to existing Century Code restricting what the Resources Trust Fund can be used for.

- 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.*

The bill prevents the Water Commission from using the Resources Trust Fund for planning or studying the feasibility of water projects, for the internal administration of the commission, for atmospheric resource activities or for water appropriation activities. The amendment also eliminates the language “unless otherwise provided by law ”which would require the non-construction activities associated with the Devils Lake outlet, the Southwest Pipeline project and the Northwest Area Water Supply project to become general fund expenditures.

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.*

The proposed budget for the Water Commission includes \$21,227,702 of payroll and additives that could no longer be funded from the Resources Trust Fund. It also includes \$18,717,995 of operations expenses and \$3,400,000 for feasibility studies that could not come from the resources trust fund. The agency would need \$43,345,697 from the general fund to replace the Resources Trust Fund dollars.

The Office of Attorney General requested that we note that if the Water Commission became a general funded agency we would no longer be required to pay for the legal services we receive from them. Although that would

reduce the Water Commission's legal fees by an estimated \$498,681 the Office of Attorney General would not have that income available to support their budget and would ask that it be replaced with general fund dollars in their budget.

- 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 or a part of the appropriation is included in the executive budget or relates to a continuing appropriation.*

This bill would require the replacement of \$43,345,697 of special fund appropriations with general fund dollars.

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