

**FISCAL NOTE**  
**SENATE BILL NO. 2211**  
**LC# 23.0726.01000**  
**01/18/2023**  
**Revised - 01/18/2023**

## 1 - 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.*

	2021-2023 Biennium		2023-2025 Biennium		2025-2027 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues			\$(4,000,000)			
Expenditures				\$1,207,101		
Appropriations			\$(887,685)	\$(15,981,369)		

## 2 - County, City, School District, and Township Fiscal Effect

*Identify the fiscal effect on the appropriate political subdivision.*

	2021-2023 Biennium	2023-2025 Biennium	2025-2027 Biennium
Counties			
Cities			
School Districts			
Townships			

## 3 - Bill and Fiscal Impact Summary

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

Moves the operational funds, salary, and FTES from the AG to the NDID and gives the NDID the authority to appoint and carry out the functions of the State Fire Marshal. There is a continuing appropriation for the fire districts to pay the NDFA a flat amount from the Insurance Regulatory Trust Fund.

## 4 - Fiscal Impact Sections Detail

*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.*

Sections 2, 6, and 7. Inspection Fees are deposited into the Insurance Regulatory Trust Fund instead of the attorney general's operating fund. These fees are being deposited into a "special fund" into a "special fund"  
Section 11. Changes the distribution previously appropriated from the Insurance Tax Distribution fund (special fund) to a flat amount of 1,200,000 per fiscal year be paid to the North Dakota Firefighters association from the Insurance

Regulatory Trust Fund (special fund).

Sections 13 and 14. Allows for the continuing appropriation of the Insurance Tax Distribution fund (special fund).

Section 23. Any services provided by the state fire marshal are now considered fees chargeable by the Insurance Commissioner and would be deposited appropriately into the Insurance Regulatory Trust Fund (special fund).

Section 24. Allows the Insurance Regulatory Trust fund (special fund) to have a balance of five million at the end of each fiscal year instead of the current one million. Any funds in excess of five million would be put into the general fund. "

## 5 - Revenues Detail

*For information shown under state fiscal effect in 1 or 2, please explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

SB 2211 looks to increase the Insurance Regulatory Trust Fund reserve from 1 million to 5 million.

## 6 - Expenditures Detail

*For information shown under state fiscal effect in 1 or 2, please 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 listed in 1 the total amount the Attorney General was asking for to operate the Fire Marshal was \$2,162,899. Our ask of \$3,370,000 includes 4 additional FTEs and additional operating to accommodate the Ftes. This results in the additional ask of \$1,207,101 in other funds expenditures.

## 7 - Appropriations Detail

*For information shown under state fiscal effect in 1 or 2, please 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.*

As it relates to fiscal effect 1, The NDFA would receive 2.4 million from the Insurance Regulatory Trust fund. The Fire districts have the continuing appropriation in the bill. The total amount the Attorney General was asking for to operate the Fire Marshal was \$2,162,899. Our ask of \$3,370,000 includes 4 additional FTEs and additional operating to accommodate the Ftes. This results in the additional ask of \$1,207,101 in other funds expenditures. This would result in the net of -\$15,981,369 other funds appropriations.

## Contact Information

**Name:** Jessica Davis

**Agency:** ND Insurance Dept

**Telephone:** 7013282930

**Date Prepared:** 01/17/2023