

**FISCAL NOTE**  
 Requested by Legislative Council  
 01/25/2011

Bill/Resolution No.: 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).*

This bill, if enacted, would make it a crime for state agencies and employees to enforce the federal health care reform law.

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 bill nullifies the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010 as it pertains to North Dakota and provides a penalty for violation.

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.*

If enacted, this bill will not affect current revenue levels but would negate the need for the Insurance Department to receive federal funding in the future to implement the provisions of the federal healthcare reform law.

The Insurance Department has estimated a combined total of \$34,000,000 in federal revenue for the 2011-2013 biennium in HB 1126 and SB 2010 related to implementing the provisions of the federal health care reform law.

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.*

If enacted, this bill will not affect current expenditure levels.

The Insurance Department has estimated a combined total of \$35,759,539 in expenditures for the 2011-2013 biennium in HB 1126 and SB 2010 related to implementing the provisions of the federal health care reform law.

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.*

If enacted, this bill will not affect current appropriation levels but would negate the need for the Department to request additional appropriation authority in the future to implement the provisions of the federal health care reform legislation.

The Insurance Department has requested a combined total of \$35,759,539 in additional appropriation authority for the 2011-2013 biennium in HB 1126 and SB 2010 related to implementing the provisions of the federal healthcare reform law.

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