

FISCAL NOTE
Requested by Legislative Council
01/28/2013

Amendment to: HB 1227

- 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	\$0	\$0	\$4,200	\$30,570	\$4,200	\$30,570
Expenditures	\$0	\$0	\$0	\$0	\$0	\$0
Appropriations	\$0	\$0	\$0	\$0	\$0	\$0

- 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	\$0	\$0	\$0
Cities	\$0	\$0	\$0
School Districts	\$0	\$0	\$0
Townships	\$0	\$0	\$0

- 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 provides civil penalty authority and increases late fees associated with fertilizer product and license renewals.

- 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.*

Sections 2 and 3 increase the late fees for fertilizer and license renewals. Section 17 provides civil penalty authority.

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.*

General Fund: There are 418 fertilizer facilities in North Dakota. The Department will inspect 84 facilities annually - 168 per biennium. Of those facilities inspected, the Department projects a 25 percent violation rate. The estimated average penalty will be \$100 per incident. Other Funds: The late penalties are based on the current percentage of late product and license renewals multiplied by the increase in the fee. The penalty is \$100 for both. The fee increases were not included in the executive budget. The engrossed version of this bill decreases the maximum violation from \$5,000 to \$2,500; however, this does not change the Department's revenue calculations.

- 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.*

N/A

- 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.*

N/A

Name: Spencer Wagner

Agency: ND Department of Agriculture

Telephone: 328-1508

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