

FISCAL NOTE
Requested by Legislative Council
02/13/2015

Amendment to: HB 1318

- 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						
Appropriations						

- 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).*

HB 1318 as amended creates an Agriculture Impact Grant Fund and an Agriculture Impact Grant Advisory Committee. It places responsibility for administration of the Agriculture Impact Grant program on the Department of Transportation.

- 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.*

As amended, while this bill creates an Agriculture Impact Grant Fund, it does not provide a revenue source for the fund. Likewise, while it places responsibility for establishment and administration of an Agriculture Impact Grant program on the Department of Transportation, it does not provide any funding to cover the related costs. Accordingly, it must be noted that Article X, Section 11 of the North Dakota Constitution states "Revenue from gasoline and other motor fuel excise and license taxation, motor vehicle registration and license taxes, except revenue from aviation gasoline and unclaimed aviation motor fuel refunds and other aviation motor fuel excise and license taxation used by aircraft, after deduction of cost of administration and collection authorized by legislative appropriation only, and statutory refunds, shall be appropriated and used solely for construction, reconstruction, repair and maintenance of public highways, and the payment of obligations incurred in the construction, reconstruction, repair and maintenance of public highways." Consequently, without a specified source of revenue to cover the related costs of program development and administration, NDDOT would not be able to incur any costs to develop and administer the Agriculture Impact Grant program.

If a specified revenue source were to be provided, NDDOT would incur costs to administer the program. However, at this time it is uncertain how much additional work this would involve; therefore we are unable to reasonably determine the fiscal impact this bill would have on NDDOT.

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.*
- 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.*

Name: Shannon L. Sauer

Agency: NDDOT

Telephone: 328-4375

Date Prepared: 02/16/2015