

**FISCAL NOTE**  
**Requested by Legislative Council**  
**01/08/2021**

Bill/Resolution No.: HB 1169

- 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.*

	2019-2021 Biennium		2021-2023 Biennium		2023-2025 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
<b>Revenues</b>	\$0	\$0	\$0	\$0	\$0	\$0
<b>Expenditures</b>	\$0	\$0	\$0	\$0	\$0	\$0
<b>Appropriations</b>	\$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.*

	2019-2021 Biennium	2021-2023 Biennium	2023-2025 Biennium
<b>Counties</b>	\$0	\$0	\$0
<b>Cities</b>	\$0	\$0	\$0
<b>School Districts</b>	\$0	\$0	\$0
<b>Townships</b>	\$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).*

HB 1169 enacts a new section to 49-02 requiring the Commission, upon petition, to determine if government is in competition with a private enterprise and may direct an agency to terminate activity or set a fee.

- 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 fiscal impacts are unknown due to the inability to forecast how often the new section would be and the subsequent results. Fiscal impacts may result from legal and due process requirements for processing a case by the Commission. This could include publication costs, costs of hearing officers, administrative law judges, appeals, and notices. If the commission finds an agency or institution is in competition with private business and directs cessation of activity, that agency likely would be fiscally impacted. If this section is used extensively, there may be a large fiscal impact. The bill could also have a fiscal impact on any agency or institution the commission permits to continue in competition with private business, if the commission assesses a fee for that activity or if they are order to cease operations.

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.*

Impacts to revenues are unknown. There may be instances where revenues are decreased. Many agencies may be impacted by this bill.

- 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.*

Impacts to expenditures are unknown. There may be instances where expenditures are increased and decreased. Many agencies may be impacted by this bill.

- 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.*

The impacts on appropriations are unknown. Many agencies may be impacted by this bill.

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