

## FISCAL IMPACT REPORT

This report reflects floor action through Wednesday, April 21, 2021, for bills under consideration which contain either a state revenue impact, an appropriation, or a state fiscal impact that is not included in state agency appropriation bills, unless indicated by an asterisk (\*). An asterisk indicates the bill's fiscal impact is reflected in budget status.

### SECTION A - STATE REVENUE IMPACT

Bill No.	Description (Sponsor)	Committee	Effect on Revenues	
			General Fund	Other Funds
1026	Departmental collections - Creates a new grain processor and broker license and establishes a fee structure based on the size of purchases (Legislative Management) <b>(Passed Both Chambers)</b>		\$305,700 *	
1032	Departmental collections - Deposits prescription drug wholesaler license fees in a newly created drug pricing fund (Legislative Management) <b>(Passed House) (Passed Senate)</b>			\$486,000
1035	Departmental collections - Requires parents to reimburse the state for attorney fees related to the appointment of counsel for children (Legislative Management) <b>(Passed House) (Passed Senate)</b>		Cannot be determined	Cannot be determined
1067	Departmental collections - Authorizes the Public Service Commission to adopt rules and request a fee to cover the cost of investigating a public utility's integrated resource plan (Public Service Commission) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
1080	Departmental collections - Reduces the maximum fee for late oil and gas royalty payments to the Board of University and School Lands (Representative Dockter) <b>(Passed House) (Passed Senate)</b>			(\$69,400,000)
1087	Insurance premium tax - Continues an insurance premium tax credit for the payment of an assessment related to the invisible reinsurance pool (Insurance Commissioner) <b>(Passed Both Chambers)</b>		(\$17,540,170) *	
1107	Higher education tuition - Allows National Guard and Armed Forces Reserve members who are not residents of North Dakota to pay resident tuition rates for higher education (Representative Pyle) <b>(Passed Both Chambers)</b>			(\$512,744)
1125	Higher education tuition - Clarifies the definitions for spouse, widow, or widower, and stepchildren and reduces the residence requirements to receive the waiver (Representative Pyle) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
1137	Individual income tax - Continues an income tax credit for donations to nonprofit private schools in North Dakota and increases the credit limits (Representative Nathe) <b>(Passed Both Chambers)</b>		(\$1,000,000) *	
1141	Transfer - Strategic investment and improvements fund - Transfers funding from the strategic investment and improvements fund to the innovation loan fund to support technology advancement (Representative Nathe) <b>(Passed House) (Passed Senate)</b>			(\$15,000,000) \$15,000,000
1158	Departmental collections - Allocates 50 percent of any mitigation payments to the federal environmental law impact review fund reducing the allocation to the environmental impact mitigation fund (Representative Brandenburg) <b>(Passed Both Chambers)</b>			(\$1,000,000) \$1,000,000

Bill No.	Description (Sponsor)	Committee	Effect on Revenues	
			General Fund	Other Funds
1168	Departmental collections - Authorizes the Department of Transportation to charge a fee for users to access an electronic version of the knowledge portion of the driver's test (Representative Toman) <b>(Passed Both Chambers)</b>			\$390,000
1187	Departmental collections - Transfers outstanding loans of the rebuilders loan program and the small employer loan fund to a rebuilders permanent loan fund (Representative Louser) <b>(Passed Both Chambers)</b>			(\$50,000,000) \$50,000,000
1211	Interest income - Authorizes the State Treasurer to invest the veteran's aid fund in the same manner as the investments managed by the State Investment Board (Representative Magrum) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
1212	Gaming tax - Deposits gaming taxes in a charitable gaming operation fund rather than the general fund and decreases the gaming tax collections by applying the tax rate to the adjusted gross proceeds rather than the gross proceeds (Representative Dockter) <b>(Passed House) (Passed Senate)</b>		(\$19,780,781) *	\$11,072,121
1278	Departmental collections - Provides eligibility for unemployment insurance for military spouses related to a military transfer (Representative Mock) <b>(Passed Both Chambers)</b>			\$2,329,425
1309	Sales and use tax - Eliminates the use tax due on tangible personal property for contractors that do not enter into a contract to purchase property (Representative B. Koppelman) <b>(Passed Both Chambers)</b>		(\$25,000,000) *	
1351	Sales and use tax - Creates a sales and use tax exemption for sales made to a qualifying senior citizen organization (Representative Richter) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
1380	Legacy fund earnings - Deposits legacy fund earnings in a legacy earnings fund rather than the general fund (Representative Lefor) <b>(Passed House) (Passed Senate)</b>		Cannot be determined	Cannot be determined
1405	Corporate income tax - Expands the corporate income tax credit for hiring a developmentally disabled or chronically mentally ill individual (Representative Steiner) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
1407	Departmental collections - Provides for cost-savings resulting from tribal care coordination agreements to be deposited in a special fund (Representative Louser) <b>(Passed House) (Passed Senate)</b>		\$1,436,326 *	\$5,745,302
1412	Coal conversion tax - Provides a coal conversion tax exemption reducing general fund revenues and creates a new lignite research tax to maintain the current level of allocations to the lignite research fund (Representative Delzer) <b>(Passed House) (Passed Senate)</b>		(\$42,600,000) *	
1417	Departmental collections - Allows the Information Technology Department to collect fees for services provided in response to a cybersecurity incident (Representative Louser) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
1449	Sales and motor vehicle excise tax - Creates a county aid distribution fund and allocates revenues from sales taxes and motor vehicle excise taxes to the new fund (Representative J. Nelson) <b>(Passed Both Chambers)</b>		(\$1,087,000) *	\$1,087,000

Bill No.	Description (Sponsor)	Committee	Effect on Revenues	
			General Fund	Other Funds
2065	Departmental collections - Authorizes the Board of University and School Lands to lease lands under its control for the underground storage of oil and gas (Industrial Commission) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
2070	Departmental collections - Allows additional revenues from donations, federal funds, and other sources to be deposited in the environmental quality restoration fund (Department of Environmental Quality) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
2111	Departmental collections - Authorizes the Department of Transportation to lease space to public or private entities on the department's radio towers or on the land on which the towers are located (Department of Transportation) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
2137	Sales and use tax - Provides sales and use tax exemption for enterprise information technology equipment and computer software used in a qualified data center (Senator Myrdal) <b>(Passed Senate) (Passed House)</b>		Cannot be determined	Cannot be determined
2139	Beginning balance - Transfers a portion of the excess balance in the general fund to an income tax rate reduction fund (Senator Lee) <b>(Passed Senate) (Passed House)</b>		(\$150,000,000) *	\$150,000,000
2152	Sales and use tax - Provides a sales and use tax exemption for carbon dioxide used for secure geologic storage (Senator Bell) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
2220	Sales and use tax - Authorizes retail alcohol sales before noon on Sunday (Senator Meyer) <b>(Passed Both Chambers)</b>		\$285,000 *	\$27,000
2226	Sales and use tax - Creates a sales and use tax exemption for purchases made by a qualifying residential end-of-life facility (Senator Dever) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
2241	Departmental collections - Authorizes the State Department of Health to collect a fee related to the review of construction plans for health care facilities (Senator J. Roers) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
2249	Oil and gas tax allocations - Increases the state disaster relief fund's share of oil and gas tax allocations from \$15 million to \$20 million if the fund balance is less than \$20 million (Senator Heitkamp) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
2319	Oil and gas tax allocations - Allocates a portion of the oil and gas tax revenue collected from oil wells that cross into a reservation to the tribes resulting in a decrease to the state's share of oil and gas tax revenues (Senator Kannianen) <b>(Passed Senate) (Passed House)</b>			(\$7,150,000)
2328	Oil extraction tax - Provides an oil extraction tax credit for the use of an onsite flare mitigation system (Senator Patten) <b>(Passed Both Chambers)</b>		Cannot be determined	Cannot be determined
Total effect on revenues (excluding bills reflected in budget status)			<b>\$0</b>	<b>\$94,074,104</b>

**SECTION B - HOUSE BILLS - APPROPRIATION OR STATE FISCAL IMPACT**

Bill No.	Description (Sponsor)	Committee	Appropriation		Effect on Expenditures	
			General Fund	Other Funds	General Fund	Other Funds
1027	Education - Codifies student transportation aid payment sections as those provisions existed on June 30, 2001, and prohibits a school district from receiving transportation aid disbursements for transporting students who are participating in open enrollment (Legislative Management) <b>(Passed House) (Passed Senate)</b>				\$1,600,000 *	
1028	Education - Allows a school district to temporarily transfer excess funds accruing as a result of the COVID-19 pandemic between the general fund and the building fund of the school district (Legislative Management) <b>(Passed Both Chambers)</b>				Cannot be determined	Cannot be determined
1032	Regulatory - Requires prescription drug cost transparency by analyzing data on various drugs, creates a drug pricing fund, provides a continuing appropriation to the Insurance Department for the fund, and amends fees charged by the State Board of Pharmacy (Legislative Management) <b>(Passed House) (Passed Senate)</b>					\$486,000
1035	General government - Changes eligibility requirements for a child in juvenile delinquency court cases and requires the appointment of counsel for children regardless of income (Legislative Management) <b>(Passed House) (Passed Senate)</b>		\$325,000 *		\$325,000 *	
1072	Transportation - Requires the Department of Transportation to implement a system to allow motor vehicle operators to provide electronic proof of a valid driver's license on an electronic communications device (Department of Transportation) <b>(Passed Both Chambers)</b>					\$1,000,000
1080	Education - Reduces the maximum rate owed by royalty payers to the Board of University and School Lands for late oil and gas royalty payments and requires board action commence within 7 years of the date oil or gas was produced under a lease (Representative Dockter) <b>(Passed House) (Passed Senate)</b>					\$300,000
1087	Regulatory - Provides an appropriation to the Insurance Commissioner for a study relating to the establishment of an invisible reinsurance pool for the combination of the individual health insurance market with the small group health insurance market and provides the Insurance Commissioner a continuing appropriation for federal funding received by the Reinsurance Association of North Dakota (Insurance Commissioner) <b>(Passed Both Chambers)</b>			\$200,000 *		\$200,000 *
1090	Health and welfare - Requires the Department of Human Services to implement a new payment methodology for nursing facility payments and establishes a ratesetting system for nursing homes that includes a fair rental value payment mechanism for the use of real and personal property (Department of Human Services) <b>(Passed Both Chambers)</b>				\$3,348,000	\$3,852,000

Bill No.	Description (Sponsor)	Committee	Appropriation		Effect on Expenditures	
			General Fund	Other Funds	General Fund	Other Funds
1168	Transportation - Requires the Department of Transportation to implement an electronic driver's license system to provide electronic proof of valid licensing on an electronic communications device (Representative Toman) <b>(Passed Both Chambers)</b>					\$390,000
1187	Regulatory - Requires the Bank of North Dakota to establish a rebuilders loan program to provide loans to North Dakota residents experiencing extraordinary losses as a result of presidentially declared or Governor-declared disasters (Representative Louser) <b>(Passed Both Chambers)</b>					\$50,000,000
1212	General government - Creates a charitable gaming operating fund, provides the Attorney General a continuing appropriation for the fund, and requires the Attorney General to deposit gaming tax revenue in the charitable gaming operating fund rather than the general fund (Representative Dockter) <b>(Passed House) (Passed Senate)</b>				(\$1,760,801) *	\$2,726,321 *
1246	Education - Eliminates the deduction of tuition received through federal impact aid funds in the state school aid formula (Representative M. Nelson) <b>(Passed House) (Passed Senate)</b>				\$3,700,000 *	
1278	Health and welfare - Provides military spouses that terminate employment to move due to a military transfer are eligible for unemployment insurance benefits (Representative Mock) <b>(Passed Both Chambers)</b>					\$2,330,425
1288	Health and welfare - Requires the Department of Human Services' Medicaid and Medicaid Expansion programs to cover costs related to a continuous glucose monitoring device for individuals with diabetes (Representative Hanson) <b>(Passed House) (Passed Senate)</b>				\$479,585	\$1,297,885
1375	Education - Establishes a dual-credit tuition scholarships program and provides an appropriation from Bank of North Dakota profits to the State Board of Higher Education for tuition scholarships to eligible students (Representative Pyle) <b>(Passed House) (Passed Senate)</b>				\$1,500,000 *	\$1,500,000 *
1388	Education - Provides for various changes to the state school aid formula (Representative Owens) <b>(Passed House) (Passed Senate)</b>				\$16,716,012 *	\$34,300,000 *
1407	Health and welfare - Decreases the percentage of federal funding received in excess of the state's regular share of federal medical assistance funding that results from tribal health care coordination agreements deposited in the general fund and increases the percentage deposited in the tribal health care coordination fund and adjusts the funding for care coordination from the tribal health care coordination fund (Representative Louser) <b>(Passed House) (Passed Senate)</b>				(\$1,436,326)	\$12,926,930

Bill No.	Description (Sponsor)	Committee	Appropriation		Effect on Expenditures	
			General Fund	Other Funds	General Fund	Other Funds
1425	General government - Sets targets for investing legacy fund assets within the state, creates a legacy infrastructure revolving loan fund within the infrastructure revolving loan fund, provides the Bank a continuing appropriation for the fund, and requires the State Investment Board to give preference to investment firms and financial institutions with a presence in North Dakota when investing legacy fund assets (Representative Nathe) <b>(Passed Both Chambers)</b>					\$3,115,000
1431	Natural resources - Creates a water infrastructure revolving loan fund, allows the Public Finance Authority to issue bonds for transfer to the Bank of North Dakota for infrastructure projects and programs, and provides transfers and appropriations to various agencies, funds, and political subdivisions for infrastructure projects (Representative Pollert) <b>(Passed Both Chambers)</b>			\$874,500,000 *		\$874,500,000 *
1435	General government - Requires the Public Employees Retirement System to provide health insurance benefits coverage for emergency responders who die in the line of duty (Representative Ista) <b>(Passed Both Chambers)</b>				\$96,153	\$113,966
1436	Education - Removes the remedial requirement for students in kindergarten through 4th grade in math and reading to attend summer school (Representative Schreiber-Beck) <b>(Passed Both Chambers)</b>				\$1,300,000 *	
1452	Regulatory - Creates a clean sustainable energy program and clean sustainable energy fund, transfers funding from the general fund to the clean sustainable energy fund, and provides the Industrial Commission a continuing appropriation from the clean sustainable energy fund (Representative Bosch) <b>(Passed House) (Passed Senate)</b>		\$25,000,000 *		\$25,000,000 *	
1466	Health and welfare - Allows providers of 4-year old early childhood education programs to apply for funding from a newly created best in class 4--year old experiences grant program and provides legislative intent that the Department of Commerce's early childhood education grant program grant duties, functions, and appropriation be transferred to the Department of Human Services (Representative Weisz) <b>(Passed Both Chambers)</b>				\$3,958,910	
1475	Regulatory - Creates an agriculture diversification and development fund, provides the Bank of North Dakota a continuing appropriation from the fund, and provides for a transfer from the general fund to the agriculture diversification and development fund (Representative Satrom) <b>(Passed House) (Passed Senate)</b>		\$10,000,000 *		\$10,000,000 *	
Total appropriations and effect on expenditures (Section B - House bills)			\$0	\$0	\$6,446,322	\$90,295,967

**SECTION C - SENATE BILLS - APPROPRIATION OR STATE FISCAL IMPACT**

Bill No.	Description (Sponsor)	Committee	Appropriation		Effect on Expenditures	
			General Fund	Other Funds	General Fund	Other Funds
2030	Education - Provides an appropriation to the State Board of Higher Education for the higher education challenge matching grant program (Legislative Management) <b>(Passed Senate) (Passed House)</b>		\$11,150,000 *		\$11,150,000 *	
2032	Education - Provides for changes to the higher education funding formula relating to career and technical education credits and non-career and technical education credits (Legislative Management) <b>(Passed Both Chambers)</b>				(\$131,219)	
2043	General government - Increases employer contributions to the Highway Patrolmen's retirement system an additional 1 percent of salaries and wages effective January 2022, and an additional 1 percent of salaries and wages effective January 2023 (Public Employees Retirement System) <b>(Passed Senate) (Passed House)</b>				\$188,661	\$60,410
2046	General government - Increases temporary employee contributions to the Public Employees Retirement System main system by an additional 1.0 percent of salaries and wages, effective January 2022, and increases both regular employee contributions and employer contributions by an additional .5 percent of salaries and wages effective January 2022 (Public Employees Retirement System) <b>(Passed Senate)</b>	HGVA			\$2,334,224	\$2,559,144
2048	Education - Relates to notice of unclaimed property and provides a continuing appropriation to the administrator of the State Abandoned Property Office (Commission on Uniform State Laws) <b>(Passed Both Chambers)</b>					(\$195,000)
2070	Health and welfare - Expands the use of the environmental quality restoration fund to include environmental incidents and contaminated property (Department of Environmental Quality) <b>(Passed Both Chambers)</b>				Cannot be determined	Cannot be determined
2111	Transportation - Allows the Department of Transportation to lease space on radio towers or land on which the radio towers are located and provides a continuing appropriation to the Department of Transportation (Department of Transportation) <b>(Passed Both Chambers)</b>				Cannot be determined	Cannot be determined
2141	Education - Removes the requirement that the Department of Public Instruction pay for ACT Aspire and WorkKeys tests for students and allows additional approved tests for the scholars program (Senator Schaible) <b>(Passed Both Chambers)</b>				(\$599,750)	
2146	General government - Provides an appropriation from the Capitol building fund to the Office of Management and Budget to improve accessibility on the state Capitol grounds (Senator Burckhard) <b>(Passed Both Chambers)</b>			\$750,000 *		\$750,000 *
2165	Education - Adjusts the calculation of school district ending fund balance to exclude federal impact aid before deducting the excess balance from state aid formula payments (Senator Schaible) <b>(Passed Both Chambers)</b>				Cannot be determined	Cannot be determined

Bill No.	Description (Sponsor)	Committee	Appropriation		Effect on Expenditures	
			General Fund	Other Funds	General Fund	Other Funds
2213	General government - Expands the property tax credit for disabled veterans (Senator Dever) <b>(Passed Senate) (Passed House)</b>				\$1,400,000	
2230	Regulatory - Increases the guarantee reserve fund for a state guarantee loan programs at Bank of North Dakota by increasing the maximum transfers from the strategic investment and improvements fund (Senator Wanzek) <b>(Passed Both Chambers)</b>					\$30,000,000
2241	Health and welfare - Allows the State Department of Health to use a third party to review construction and renovation plans and provides a continuing appropriation to pay the third party from fees charged to the providers (Senator J. Roers) <b>(Passed Both Chambers)</b>				Cannot be determined	Cannot be determined
2245	Agriculture and economic development - Transfers funding from the beginning farmer revolving loan fund to the Agriculture Commissioner for the purpose of a grant program to expand rail capacity (Senator Krebsbach) <b>(Passed Senate) (Passed House)</b>			\$2,500,000 *		\$2,500,000 *
2272	Education - Transfers \$4.5 million from Bank of North Dakota profits to the skilled workforce student loan repayment fund (\$2.25 million) to the skilled workforce scholarship fund (\$2.25 million) for the skilled workforce student loan repayment and skilled workforce scholarship programs (Senator Schaible) <b>(Passed Senate) (Passed House)</b>					\$4,500,000
2281	General government - Requires the State Crime Laboratory to develop and implement a statewide sexual assault evidence collection kit tracking system (Senator Eberle) <b>(Passed Both Chambers)</b>					\$255,000
2289	Education - Adjusts eligibility criteria for scholarships and creates the North Dakota scholarship to begin with the 2022 graduating seniors (Senator Oban) <b>(Passed Both Chambers)</b>				\$157,500	
2311	Health and welfare - Provides resources relating to mental health awareness and suicide prevention (Senator Heckaman) <b>(Passed Senate) (Passed House)</b>					\$250,000
Total appropriations and effect on expenditures (Section C - Senate bills)			\$0	\$0	\$3,349,416	\$37,429,554
Total appropriations and effect on expenditures (Section B - House bills)			0	0	6,446,322	90,295,967
Grand total appropriations and effect on expenditures (excluding bills reflected in budget status)			\$0	\$0	\$9,795,738	\$127,725,521