

PROPOSED AMENDMENTS TO JOINT RULE 501(3)(A) AND (B)

1 **SECTION 1. AMENDMENT.** Subdivisions a and b of subsection 3 of Joint Rule 501
2 are amended as follows:

- 3 3. a. A fiscal note must be prepared by the state agency or department responsible
4 for collecting or expending the revenues affected or whose appropriation is
5 affected or jointly by affected departments or agencies, at the request of the
6 Legislative Council ~~or the chairman of the committee considering the bill or~~
7 ~~resolution.~~
8 b. A request for a fiscal note must be in writing, the proper request form and
9 addressed to the designated agency or department, ~~and upon a proper~~
10 ~~request form,~~ and must be accompanied by a copy of the bill or resolution
11 having the fiscal effect.

NOTE: This proposed rules amendment accomplishes two changes. The first recognizes the current procedure that all fiscal note requests are made through the Legislative Council in order to coordinate the requests and assure appropriate distribution. The deletion of the reference to the chairman of the standing committee is not intended to eliminate the ability of the chairman to request a fiscal note. Under current practice, the Legislative Council staff reviews each bill introduced and makes the initial determination whether a fiscal note is to be requested and makes the initial request. If a committee chairman desires a fiscal note, the committee chairman notifies the Legislative Council and the Legislative Council in turn requests the agency to prepare a fiscal note.

The proposed amendment to subdivision b is to recognize the new budget reporting system, whereby fiscal note requests are to be made electronically to the agencies, accompanied with an electronic version of the bill or resolution having the fiscal effect. Thus, reference to "writing" is eliminated, but the request must still be made on the proper form (which will be an electronic form). Flexibility remains, however, for paper forms to be used.