

FISCAL NOTE
Requested by Legislative Council
04/30/2009

Amendment to: Engrossed
SB 2012

1A. **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.*

	2007-2009 Biennium		2009-2011 Biennium		2011-2013 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues		\$61,500,000	(\$30,500,000)	\$35,100,000		
Expenditures						
Appropriations	\$102,900,000	\$227,582,671	\$4,600,000	\$1,065,432,917		

1B. **County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

2007-2009 Biennium			2009-2011 Biennium			2011-2013 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts
\$25,668,000	\$15,732,000		\$400,000			\$400,000		

2A. **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 contains the appropriation for the NDDOT and also contains a number of provisions impacting transportation funding for the NDDOT, cities, counties, public transportation, and townships.

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.*

SECTION 1 of the bill contains the basic NDDOT appropriation.
SECTION 2 of the bill appropriates \$176,082,671 in response to the federal stimulus program.
SECTION 3 establishes a weather related cost sharing program to be funded from the general fund in the amount of \$59.9 million.
SECTION 4 establishes a state disaster relief fund.
SECTION 5 appropriates \$43 million from the general fund to be transferred to the state disaster relief fund.
SECTION 6 appropriates the funding (\$43 million) from the state disaster relief fund to the Adjutant General. The adjutant general may use \$20 million of the funds for emergency snow removal grants to counties, cities, and townships. The remaining \$23 million is to be used for paying costs relating to the 2009 floods, snow removal damage to roads, and other disasters.
SECTION 9 provides that the \$7.5 million and \$1.0 million provided to the NDDOT in Section 3 may carryover into the 09-11 biennium and appropriates these funds.
SECTION 10 appropriates \$4.6 million from the state general fund to be transferred to the State Highway Fund for highway projects in the Devils Lake area.
SECTION 17 increases the motor vehicle registration fees \$3 per bracket. This provision is offset by the repeal contained in Section 26. Section 17 also eliminates the provision that \$13 of every motor vehicle registration be deposited in the State Highway Fund.
SECTION 18 provides that the first \$5.5 million of highway tax distribution fund revenues be transferred into the State Highway Fund. This section also sets out new percentages for distribution of the Highway Tax Distribution Fund. Under the new percentages, the State Highway Fund will receive 61.3%, the Township Highway Fund will receive 2.7%, the Public Transportation Fund will receive 1.5%, and the cities and counties will receive 34.5%.
SECTION 19 eliminates the provision that one cent of motor fuel tax be deposited into the Township Highway Aid Fund.
SECTION 21 provides for a deposit of 25% of the motor vehicle excise tax (net of the State Aid Distribution Fund portion) into the State Highway Fund.
SECTIONS 22 and 23 allow the one-cent of motor fuel taxes previously dedicated to the Township Highway Aid Fund to be refunded to qualifying taxpayers.

SECTION 26 repeals the \$3 motor vehicle registration fee that was previously dedicated to public transportation. This section is offset by the motor vehicle registration fee increases provided in Section 17. Section 27 declares that Sections 2,3,4,5,6,7,8, and 9 are emergency measures.

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.

****07-09 BIENNIUM****

OTHER FUNDS

\$10,000,000 (Section 3) + \$7,500,000 (Section 3) + \$1,000,000 (Section 3) + \$43,000,000 (Section 6) = \$61,500,000

****09-11 BIENNIUM****

GENERAL FUND

(\$30,500,000) - Section 21

OTHER FUNDS

\$4,600,000 (Section 10) + 30,500,000 (Section 21) = \$35,100,000

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 is also included in the executive budget or relates to a continuing appropriation.

****07-09 BIENNIUM****

GENERAL FUND

\$59,900,000 (Section 3) + \$43,000,000 (Section 5) = \$102,900,000

OTHER FUNDS

\$176,082,671 (Section 2) + \$43,000,000 (Section 6) + \$7,500,000 (Section 9) + \$1,000,000 (Section 9) = \$227,582,671

****09-11 BIENNIUM****

GENERAL FUND

\$4,600,000 (Section 10)

OTHER FUNDS

\$1,065,432,917 (Section 1)

Name:	Shannon L. Sauer	Agency:	NDDOT
Phone Number:	328-4375	Date Prepared:	04/30/2009