FISCAL NOTE
Requested by Legislative Council
12/15/2010

Bill/Resolution No.:   HB 1042

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.*

	2009-2011 Biennium		2011-2013 Biennium		2013-2015 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						
Appropriations						

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

2009-2011 Biennium			2011-2013 Biennium			2013-2015 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

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).*

HB1042 provides for extraordinary road use fees for violations occurring off of an interstate or state highway to be placed in the general fund of the county where the violation occurred. Fees for violations on interstate or state highways would continue to be placed in the State Highway Fund.

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.*

It is not possible to fully determine the fiscal impacts that would occur as a result of this legislation. We know that this legislation will result in a loss of revenue to the State Highway Fund and a corresponding increase in revenues to the county's general funds. However, because we have not been able to determine the extent of violations that are occurring off of the state or interstate highways, we cannot fully determine the impact that this legislation may have.

Additionally, while we have no way at this time to assess the impact this legislation may have on future enforcement of extraordinary road use laws, it is possible that county enforcement may increase. If so, counties would see an increase in revenues, although we cannot determine the dollar value of the impact at this time.

While we cannot determine the full fiscal impact that would occur as a result of this legislation, we do know that the current collections statewide of civil fees for extraordinary road use violations generates only about $500,000 per year. This constitutes the fees for all assessed violations statewide, both on and off interstate and state highways.

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.*

As noted in part B, this legislation would have an impact on revenues to the State Highway Fund and the county's general funds; however we cannot determine the amount of such impact at this time.

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.*

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