

FISCAL NOTE
Requested by Legislative Council
02/16/2015

Amendment to: HB 1179

- 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.*

	2013-2015 Biennium		2015-2017 Biennium		2017-2019 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues	\$0	\$0	\$0	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0	\$500,000	\$0	\$500,000
Appropriations	\$0	\$0	\$0	\$500,000	\$0	\$500,000

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

	2013-2015 Biennium	2015-2017 Biennium	2017-2019 Biennium
Counties	\$0	\$0	\$0
Cities	\$0	\$0	\$0
School Districts	\$0	\$0	\$0
Townships	\$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).*

This measure would remove the exception from being an “administrative agency” in regards to the Industrial Commission with respect to certain agencies.

- 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 measure applies the term “administrative agency” to the Industrial Commission with respect to the Bank of North Dakota, ND Housing Finance Agency, Public Finance Authority, ND Mill & Elevator Assoc., ND Farm Finance Agency, ND Transmission Authority, and ND Pipeline Authority. It also applies the term “administrative agency” to the Industrial Commission with respect to the Lignite Research Fund and approving or setting water rates under chapter 61-40.

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.*

Unable to determine a fiscal note without a detailed analysis of the number of rules that might be affected by each of the agencies listed. There would be costs related to the rulemaking process which would reduce the profits of the State’s businesses which in turn may reduce the revenues those entities provide to the State.

- 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.*

The costs for doing a rulemaking average between \$10,000 to \$13,000 per rulemaking for staff time and advertising. At this point unable to determine the number of rules without a detailed analysis of the number of rules that might be required by each of the agencies listed. If there are 50 rules over the period of a biennium at \$10,000 the cost would be \$500,000 which would include additional FTE positions.

- 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 costs for doing a rulemaking average between \$10,000 to \$13,000 per rulemaking for staff time and advertising. The appropriations would have to be placed in the appropriate agency budgets. At this point unable to determine the number of rules without a detailed analysis of the number of rules that might be required by each of the agencies listed. If there are 50 rules over the period of a biennium at \$10,000 the cost would be \$500,000 which would include additional FTE positions.

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