

**FISCAL NOTE**  
**Requested by Legislative Council**  
**01/16/2017**

Bill/Resolution No.: HB 1366

- 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.*

|                       | 2015-2017 Biennium |             | 2017-2019 Biennium |                | 2019-2021 Biennium |             |
|-----------------------|--------------------|-------------|--------------------|----------------|--------------------|-------------|
|                       | General Fund       | Other Funds | General Fund       | Other Funds    | General Fund       | Other Funds |
| <b>Revenues</b>       |                    |             | \$0                | \$(33,500,000) |                    |             |
| <b>Expenditures</b>   |                    |             | \$0                | \$0            |                    |             |
| <b>Appropriations</b> |                    |             | \$0                | \$0            |                    |             |

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

|                         | 2015-2017 Biennium | 2017-2019 Biennium | 2019-2021 Biennium |
|-------------------------|--------------------|--------------------|--------------------|
| <b>Counties</b>         |                    | \$0                |                    |
| <b>Cities</b>           |                    | \$26,800,000       |                    |
| <b>School Districts</b> |                    | \$6,700,000        |                    |
| <b>Townships</b>        |                    | \$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).*

HB 1366 makes changes to the oil and gas gross production tax distribution formula.

- 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 2 of House Bill 1366 changes a number of items in the gross production tax distribution formula that would have fiscal impacts on political subdivisions and/or state special funds:

- 1). It allows the hub city calculation to revert back to using the mining employment percentages but it increases the per percentage amount to \$600,000 per year per percentage for hub cities within oil-producing counties and to \$500,000 per year per percentage for hub cities in non-oil-producing counties. Using current mining employment percentages, this change would cause an increase in the amounts going to hub cities of about \$26,800,000 over current law.
- 2). It allows the hub city schools calculation to revert back to mining as well while increasing the per percentage amount to \$200,000 per year per percentage for hub city schools. Using current mining employment percentages, this change would cause an increase in the amounts going to hub city schools of about \$8,600,000.
- 3). It creates a tiered calculation for the amounts to be paid to the schools within counties that received between \$5M and \$30M in GPT revenue in the most recently completed even-numbered fiscal year. This change would cause five counties to continue receiving \$1.5M per year for their schools and one county to receive \$500K per year for its schools. This would reduce the amount going to schools by about \$1,900,000.
- 4). It would reduce the biennial cap for amounts going into the outdoor heritage fund from \$40M down to \$10M. Based on the January '17 legislative forecast for oil and gas collections, this would reduce the estimated amount going into the fund by about \$10,200,000.
- 5). It would reduce the annual cap for amounts going into the abandoned oil and gas well plugging and site reclamation fund from \$7.5M to \$5M per year. Based on the forecast, this would reduce the estimated amount going into the fund by about \$250,000.
- 6). It would reduce the biennial cap for amounts going into the oil and gas impact grant fund from \$100M down to \$60M for the 2017-2019 biennium and would eliminate this fund from the formula after the 2017-2019 biennium.
- 7). The net impact of changes 1-6 would increase the amount projected to be deposited in the strategic investment and improvements fund (SIIF) by around \$16,900,000.

Combining all of these changes would cause an estimated increase in the funds distributed to political subdivisions

of around \$33,500,000 and a decrease in total state special fund revenue of this same \$33,500,000.

Also, as part of all of these changes, HB 1366 would change the determination year for all calculations to be "the most recently completed even-numbered fiscal year" rather than "fiscal year 2014". This change would impact the distribution of revenue at the county level for a specific county, but would not impact the total amounts being distributed to political subdivisions in total or any other special funds.

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.*
- 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 or a part of the appropriation is included in the executive budget or relates to a continuing appropriation.*

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