

**FISCAL NOTE**  
**HOUSE BILL NO. 1201**  
**LC# 25.0862.01000**  
**01/20/2025**

**1 - 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.*

	2023-2025 Biennium		2025-2027 Biennium		2027-2029 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						
Appropriations						

**2 - County, City, School District, and Township Fiscal Effect**

*Identify the fiscal effect on the appropriate political subdivision.*

	2023-2025 Biennium	2025-2027 Biennium	2027-2029 Biennium
Counties			
Cities			
School Districts			
Townships			

**3 - Bill and Fiscal Impact Summary**

*Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

A proposed modification to Section 61-16.1-43 of the NDCC would require a control valve system be installed on all culverts that facilitate drainage of a watershed that spans three or more counties and that intersects with a drain that flows through a roadway on the state highway system.

**4 - Fiscal Impact Sections Detail**

*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 Amendment: If a roadway that is part of the state highway system and which contains a culvert intersects with a drain and the watershed of the drain spans three or more counties, the culvert must include a control valve system to regulate the flow of water through the culvert. Existing highway embankments do not include design features required for a flood control structure. Therefore, reconstruction of the highway, in addition to the

construction of a flood control structure, may be required. A Hydraulic analysis would also need to be completed to determine the need for grade raises, potential length of highway reconstruction and replacement of stream crossing structures to meet current design requirements for a flood control structure. NDDOT has confirmed with the Department of Water Resources that these locations would need to be constructed following the same requirements as a dam.

## **5 - Revenues Detail**

*For information shown under state fiscal effect in 1 or 2, please explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

N/A

## **6 - Expenditures Detail**

*For information shown under state fiscal effect in 1 or 2, please explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The fiscal amount will vary depending on the number of new drain crossings that are installed in a given year. NDDOT is unable to determine the number of crossings per biennium would be installed. The cost is estimated to be \$2,000,000/mile for roadway reconstruction. This cost will vary, based on site constraints, terrain, etc. An additional cost of \$20,000 is estimated for yearly maintenance and operation expenses. Expenditures can not be paid using Federal Highway funds or State Highway Funds, therefore would need to be funded by General Funds.

## **7 - Appropriations Detail**

*For information shown under state fiscal effect in 1 or 2, please 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.*

NDDOT would require additional appropriation of general funds to cover the costs associated with this measure.

## **Contact Information**

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