

FISCAL NOTE
Requested by Legislative Council
01/06/2009

Bill/Resolution No.: SB 2141

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						
Expenditures			\$200,000		\$200,000	
Appropriations			\$200,000		\$200,000	

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

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).*

38-11.2-02 Requires the state department of health, upon request, to conduct an investigation of environmental impacts at a mining well site. Also it would require the state to take necessary actions to ensure compliance with applicable environmental regulations.

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.*

The bill does not clarify who can request the department of health to conduct an investigation and is not limited to any one request. Also it does not clarify what the investigation could entail. It could be interpreted that the state would conduct all necessary and appropriate assessments.

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.*

An investigation could include the assessment of the surface and subsurface geology requiring the collection of soil and water samples and installation of monitoring wells. Typical assessments or investigations requiring monitoring wells and sampling can range from \$5,000 to \$20,000 depending upon the complexity of the investigation and the time required for monitoring (i.e. months to a year). The estimated \$200,000 amount would allow for a minimum of ten investigations to be conducted during the biennium.

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.*

Funds for this project are not included in the Department's appropriation bill (SB 2004). The Department will need

these funds appropriated to carry out this project.

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