

FISCAL NOTE
Requested by Legislative Council
02/14/2007

Amendment to: SB 2417

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.*

	2005-2007 Biennium		2007-2009 Biennium		2009-2011 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues	\$0	\$0	\$0	\$0	\$0	\$0
Expenditures	\$0	\$0	\$88,592	\$0	\$92,290	\$0
Appropriations	\$0	\$0	\$0	\$0	\$0	\$0

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

2005-2007 Biennium			2007-2009 Biennium			2009-2011 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts
\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

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).*

SB 2417 would require the Dept of Labor to investigate the Form I-9 requirement compliance of employers who've employed an employee(s) who has been deported or arrested for being an unauthorized alien.

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 3 of the bill, which requires the department's investigation into I-9 matters, would have fiscal impact. The department estimates that 1 FTE will need to be added to accomplish the mandate of the bill. This is based on estimates that less than 1000 aliens are arrested each year in North Dakota. Recent estimates on prosecutions of all illegal aliens (for any violation) in the United States District Court is approximately 75 per year. Even considering that the vast majority are not likely employed in North Dakota it is believed that the number of investigations required will impact department operations.

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.*

N/A - This bill would have no effect on revenues.

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.*

Fiscal note reflects one additional FTE for a compliance investigator. Salary and benefits of \$83,942 for 2007-09 biennium and \$90,790 for 2009-11. This factors salary increases of 4% per year.

Equipment for a new employee is estimated at \$3150 for the 2007-09 biennium and no funds for equipment in the 2009-11 biennium.

Monthly computer port and telephone port charges are estimated at \$1500 per 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.

The Department of Labor's appropriation in the Executive Budget Recommendation does not include funding for the costs associated with SB 2417.

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