

FISCAL IMPACT REPORT

This report reflects floor action through Wednesday, January 13, 2021, for bills under consideration which contain either a state revenue impact, an appropriation, or a state fiscal impact that is not included in state agency appropriation bills, unless indicated by an asterisk (*). An asterisk indicates the bill's fiscal impact is reflected in budget status.

SECTION A - STATE REVENUE IMPACT

| Bill No. | Description (Sponsor) | Committee | Effect on Revenues | |
|----------|---|-----------|----------------------|------------------------------|
| | | | General Fund | Other Funds |
| 1026 | Departmental collections - Creates a new grain processor and broker license and establishes a fee structure based on the size of purchases (Legislative Management) | HAG | \$305,700 | |
| 1035 | Departmental collections - Requires parents to reimburse the state for attorney fees related to the appointment of counsel for children (Legislative Management) | HJU | Cannot be determined | Cannot be determined |
| 1037 | Legacy fund earnings - Deposits legacy fund earnings in a legacy earnings fund rather than the general fund (Legislative Management) | HAP | Cannot be determined | Cannot be determined |
| 1067 | Departmental collections - Authorizes the Public Service Commission to adopt rules and request a fee to cover the cost of investigating a public utility's integrated resource plan (Public Service Commission) | HENR | Cannot be determined | Cannot be determined |
| 1073 | Departmental collections - Additional revenue collected from criminal history record checks for the State Department of Health and the Department of Environmental Quality (Department of Environmental Quality) | HJU | \$144,000 | |
| 1080 | Departmental collections - Reduces the maximum fee for late oil and gas royalty payments to the Board of University and School Lands (Representative Dockter) | HFT | Cannot be determined | Cannot be determined |
| 1087 | Insurance premium tax - Makes permanent an insurance premium tax credit for the payment of an assessment related to the invisible reinsurance pool (Insurance Commissioner) | HIBL | (\$33,754,507) | |
| 1107 | Higher education tuition - Allows National Guard and Armed Forces Reserve members who are not residents of North Dakota to pay resident tuition rates for higher education (Representative Pyle) | HED | | (\$512,744) |
| 1125 | Higher education tuition - Expands the tuition waiver for veteran's dependents to include a spouse, widow, or widower and reduces the residence requirements to receive the waiver (Representative Pyle) | HED | Cannot be determined | Cannot be determined |
| 1129 | Individual income tax - Exempts the full taxable portion of Social Security resulting in a reduction to income tax collections (Representative Bellew) | HFT | (\$14,400,000) | |
| 1137 | Individual income tax - Continues an income tax credit for donations to nonprofit private schools in North Dakota and increases the credit limits (Representative Nathe) | HFT | Cannot be determined | Cannot be determined |
| 1158 | Departmental collections - Allocates 50 percent of any mitigation payments to the federal environmental law impact review fund reducing the allocation to the environmental impact mitigation fund (Representative Brandenburg) | HAG | | (\$1,000,000) \$1,000,000 |

| Bill No. | Description (Sponsor) | Committee | Effect on Revenues | |
|---|--|-----------|-----------------------|--------------------------------|
| | | | General Fund | Other Funds |
| 1169 | Departmental collections - Authorizes the Public Service Commission to impose a fee on a government agency if the agency is in competition with a private enterprise (Representative Toman) | HIBL | Cannot be determined | Cannot be determined |
| 1215 | Transfer - Outdoor heritage fund - Transfers 10 percent of the oil extraction money deposited in the North Dakota outdoor heritage fund, not to exceed \$25 million, to the park district loan fund (Representative M. Ruby) | HPS | | \$0 \$0 |
| 1249 | Transfer - Strategic investment and improvements fund - Transfers \$40 million from the strategic investment and improvements fund to the Capitol building fund for the construction of a legislative wing (Representative B. Koppelman) | HGVA | | (\$40,000,000) \$40,000,000 |
| 1275 | Legacy fund earnings - Deposits legacy fund earnings in a legacy earnings fund rather than the general fund (Representative Boschee) | HAP | Cannot be determined | Cannot be determined |
| 2045 | Departmental collections - Authorizes the Public Employees Retirement System to charge a fee for the administrative expenses of the deferred compensation plan (Public Employees Retirement System) | SGVA | Cannot be determined | Cannot be determined |
| 2052 | Departmental collections - Increases the annual fee for a boiler certificate from \$20 to \$35 per certificate (Department of Environmental Quality) | SIBL | | \$396,375 |
| 2070 | Departmental collections - Allows additional revenues from donations, federal funds, and other sources to be deposited in the environmental quality restoration fund (Department of Environmental Quality) | SENR | Cannot be determined | Cannot be determined |
| 2111 | Departmental collections - Authorizes the Department of Transportation to lease space to public or private entities on the department's radio towers or on the land on which the towers are located (Department of Transportation) | STR | Cannot be determined | Cannot be determined |
| 2137 | Sales and use tax - Provides sales and use tax exemption for enterprise information technology equipment and computer software used in a qualified data center (Senator Myrdal) | SFT | Cannot be determined | Cannot be determined |
| Total effect on revenues (excluding bills reflected in budget status) | | | (\$47,704,807) | (\$116,369) |

SECTION B - HOUSE BILLS - APPROPRIATION OR STATE FISCAL IMPACT

| Bill No. | Description (Sponsor) | Committee | Appropriation | | Effect on Expenditures | |
|----------|---|-----------|---------------|-----------------|------------------------|----------------------|
| | | | General Fund | Other Funds | General Fund | Other Funds |
| 1027 | Education - Codifies student transportation aid payment sections as those provisions existed on June 30, 2001, and prohibits a school district from receiving transportation aid disbursements for transporting students who are participating in open enrollment (Legislative Management) | HED | | | Cannot be determined | Cannot be determined |
| 1028 | Education - Allows a school district to temporarily transfer excess funds accruing as a result of the Coronavirus (COVID-19) pandemic between the general fund and the building fund of the school district (Legislative Management) | HED | | | Cannot be determined | Cannot be determined |
| 1030 | General government - Provides an appropriation to the Office of Management and Budget for accessibility improvements on the state Capitol grounds (Legislative Management) | HAP | | \$750,000 | | \$750,000 |
| 1035 | General government - Changes eligibility requirements for a child in juvenile delinquency court cases and requires the appointment of counsel for children regardless of income (Legislative Management) | HJU | | | \$450,000 | |
| 1072 | Transportation - Requires the Department of Transportation to implement a system to allow motor vehicle operators to provide electronic proof of a valid driver's license on an electronic communications device (Department of Transportation) | HTR | | | | \$1,000,000 |
| 1073 | General government - Allows the State Department of Health and Department of Environmental Quality to require job applicants and applicants for licenses or permits to complete a criminal history record check, administered by the Bureau of Criminal Investigation (Department of Environmental Quality) | HJU | | | \$152,100 | |
| 1087 | Regulatory - Provides an appropriation to the Insurance Commissioner for a study relating to the establishment of an invisible reinsurance pool for the combination of the individual health insurance market with the small group health insurance market (Insurance Commissioner) | HIBL | | \$200,000 | | \$200,000 |
| 1090 | Health and welfare - Requires the Department of Human Services to implement a new payment methodology for nursing facility payments and establishes a ratesetting system for nursing homes that includes a fair rental value payment mechanism for the use of real and personal property (Department of Human Services) | HHS | | | \$3,348,000 | \$3,852,000 |
| 1114 | Education - Provides an appropriation to the Department of Public Instruction to provide a grant to the Education Standards and Practices Board to administer and expand the teacher support program for all 1st- and 2nd-year teachers in the state (Representative Heinert) | HED | \$3,000,000 | | \$3,000,000 | |
| 1132 | Regulatory - Allows the Public Finance Authority to issue bonds to support infrastructure projects and programs (Representative Porter) | HAP | | \$1,114,525,000 | | \$1,114,525,000 |

| Bill No. | Description (Sponsor) | Committee | Appropriation | | Effect on Expenditures | |
|---|---|-----------|----------------------|------------------------|------------------------|------------------------|
| | | | General Fund | Other Funds | General Fund | Other Funds |
| 1133 | Natural resources - Provides an appropriation to the Council on the Arts for reimbursing the state artist laureate for public engagement events (Representative Roers Jones) | HGVA | \$10,000 | | \$10,000 | |
| 1141 | Regulatory - Transfers funding, derived from legacy fund earnings, from the general fund to the innovation loan fund to support technology advancement for providing innovation technology loans (Representative Nathe) | HAP | \$25,000,000 | | \$25,000,000 | |
| 1142 | Agriculture and economic development - Provides an appropriation to the Department of Commerce to provide matching funds to an organization to enhance the quality and efficiency of health services in rural areas of the state (Representative Kempenich) | HAP | \$400,000 | | \$400,000 | |
| 1149 | Regulatory - Provides an appropriation derived from legacy fund earnings from the general fund to the Industrial Commission to provide grants for liquefied natural gas pilot projects (Representative Brandenburg) | HAP | \$100,000,000 | | \$100,000,000 | |
| 1159 | Regulatory - Provides an appropriation derived from legacy fund earnings from the general fund to the Industrial Commission to provide grants to support natural gas infrastructure development (Representative Brandenburg) | HAP | \$100,000,000 | | \$100,000,000 | |
| 1168 | Transportation - Requires the Department of Transportation to implement an electronic driver's license system to provide electronic proof of valid licensing on an electronic communications device (Representative Toman) | HTR | | | | \$1,390,000 |
| 1169 | Regulatory - Requires the Public Service Commission to determine if a state agency is in competition with a private enterprise, direct the state agency to terminate the activity in question if necessary, and to set a fee for any activity a state agency is authorized to continue (Representative Toman) | HIBL | | | Cannot be determined | Cannot be determined |
| 1249 | General government - Transfers funding from the strategic investment and improvements fund to the Capitol building fund and provides an appropriation from the Capitol building fund to the Office of Management and Budget for designing, constructing, and furnishing a legislative wing of the Capitol (Representative B. Koppelman) | HGVA | | \$40,000,000 | | \$40,000,000 |
| 1250 | General government - Requires coverage for prescription drug benefits coverage for drugs imported from Canada and limits the copayment for these drugs to a maximum of \$25 (Representative M. Nelson) | HIBL | | | Cannot be determined | Cannot be determined |
| 1283 | Regulatory - Provides an appropriation to the Department of Labor and Human Rights for 1 full-time equivalent ombudsman position (Representative Boschee) | HIBL | \$250,000 | | \$250,000 | |
| 1328 | General government - Requires coverage for vitamin D deficiency screenings (Representative Rohr) | HHS | | | Cannot be determined | Cannot be determined |
| Total appropriations and effect on expenditures (Section B - House bills) | | | \$228,660,000 | \$1,155,475,000 | \$232,610,100 | \$1,161,717,000 |

SECTION C - SENATE BILLS - APPROPRIATION OR STATE FISCAL IMPACT

| Bill No. | Description (Sponsor) | Committee | Appropriation | | Effect on Expenditures | |
|----------|--|-----------|---------------|-----------------|------------------------|----------------------|
| | | | General Fund | Other Funds | General Fund | Other Funds |
| 2030 | Education - Provides an appropriation to the State Board of Higher Education for the higher education challenge matching grant program (Legislative Management) | SAP | \$9,650,000 | | \$9,650,000 | |
| 2031 | Education - Provides for changes to the higher education funding formula (Legislative Management) | SAP | | | \$15,452,097 | |
| 2032 | Education - Provides for changes to the higher education funding formula relating to career and technical education credits and non-career and technical education credits (Legislative Management) | SED | | | (\$131,219) | |
| 2033 | Education - Transfers funding from Bank of North Dakota profits and the general fund to a newly created university system capital building fund for higher education capital projects. Interest and earnings of the fund are allocated to a capital building fund pool within the university system capital building fund (Legislative Management) | SED | \$2,000,000 | | \$2,000,000 | |
| 2040 | Regulatory - Allows the Public Finance Authority to issue bonds to support the municipal infrastructure fund, the county and township infrastructure fund, the housing incentive fund, and for road and bridge infrastructure project grants (Senator Mathern) | SAP | | \$2,000,000,000 | | \$2,000,000,000 |
| 2042 | General government - Increases employer and temporary employee contributions to the Public Employees Retirement System main system defined benefit and defined contribution plans an additional 5.12 percent of salary and wages effective January 2022 (Government and Veterans Affairs Committee) | SGVA | | | \$18,130,748 | \$19,654,228 |
| 2043 | General government - Increases employer contributions to the Highway Patrolmen's retirement system an additional 2 percent of salaries and wages effective January 2022, and an additional 2 percent of salaries and wages effective January 2023 (Government and Veterans Affairs Committee) | SGVA | | | \$377,300 | \$120,800 |
| 2046 | General government - Increases temporary employee contributions to the Public Employees Retirement System main system by an additional 2 percent of salaries and wages, effective January 2022, and increases both regular employee contributions and employer contributions by an additional 1 percent of salaries and wages effective January 2022 (Government and Veterans Affairs Committee) | SGVA | | | \$3,501,337 | \$3,838,715 |
| 2048 | Education - Relates to notice of unclaimed property and provides a continuing appropriation to the administrator of the State Abandoned Property Office (Commission on Uniform State Laws) | SIBL | | | | (\$195,000) |
| 2070 | Health and welfare - Expands the use of the environmental quality restoration fund to include environmental incidents and contaminated property (Energy and Natural Resources Committee) | SENR | | | Cannot be determined | Cannot be determined |

| Bill No. | Description (Sponsor) | Committee | Appropriation | | Effect on Expenditures | |
|--|---|-----------|----------------------|------------------------|------------------------|------------------------|
| | | | General Fund | Other Funds | General Fund | Other Funds |
| 2082 | Health and welfare - Transfers responsibility for child support claims from court clerks to the Department of Human Services. (Judiciary Committee) | SJU | | | \$263,546 | (\$754,458) |
| 2111 | Transportation - Allows the Department of Transportation to lease space on radio towers or land on which the radio towers are located (Transportation Committee) | STR | | | Cannot be determined | Cannot be determined |
| 2127 | Regulatory - Provides an appropriation to the Housing Finance Agency for grants to the housing incentive fund (Senator Kreun) | SIBL | \$50,000,000 | | \$50,000,000 | |
| 2141 | Education - Removes the requirement that the Department of Public Instruction pay for ACT Aspire and WorkKeys tests for students and allows additional approved tests for the scholars program (Senator Schaible) | SED | | | (\$616,780) | |
| 2146 | General government - Provides an appropriation from the Capitol building fund to the Office of Management and Budget to improve accessibility on the state Capitol grounds (Senator Burckhard) | SGVA | | \$750,000 | | \$750,000 |
| 2169 | Agriculture and economic development - Provides an appropriation of federal fiscal stimulus funds to the Department of Commerce for the purpose of administering the COVID-19 essential worker relief grant program, and provides, if federal funds are not available, an appropriation from the general fund for the essential worker relief grant program (Senator Hogan) | SAP | \$200,000,000 | \$200,000,000 | \$200,000,000 | \$200,000,000 |
| 2170 | General government - Imposes price controls on prescription drugs (Senator Anderson) | SHS | | | Cannot be determined | Cannot be determined |
| 2171 | Agriculture and economic development - Provides an appropriation to the Agriculture Commissioner to administer the International Business and Trade Office (Senator Klein) | SAG | \$1,600,000 | | \$1,600,000 | |
| 2176 | Education - Provides an appropriation to the Department of Public Instruction to establish a program to provide reimbursement to families for qualified education-related expenses incurred as a result of distance learning (Senator Dwyer) | SED | | \$12,000,000 | | \$12,000,000 |
| 2183 | General government - Requires health plans to provide certain benefits for diabetic drugs and supplies (Senator Dever) | SHS | | | \$2,998,224 | \$3,553,679 |
| 2198 | Agriculture and economic development - Provides an appropriation to the Department of Commerce to administer a nursing workforce recruitment and retention grant program (Senator K. Roers) | SIBL | \$400,000 | | \$400,000 | |
| Total appropriations and effect on expenditures (Section C - Senate bills) | | | \$263,650,000 | \$2,212,750,000 | \$303,625,253 | \$2,238,967,964 |
| Total appropriations and effect on expenditures (Section B - House bills) | | | 228,660,000 | 1,155,475,000 | 232,610,100 | 1,161,717,000 |
| Grand total appropriations and effect on expenditures (excluding bills reflected in budget status) | | | \$492,310,000 | \$3,368,225,000 | \$536,235,353 | \$3,400,684,964 |