House Joint Resolution 9

In The House

January 13, 1981	Introduced and referred to Committee on Rules.
April 23, 1981	Died in Committee.

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INTRODUCED BY Mare 1 2 3 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF 4 REPRESENTATIVES OF THE STATE OF MONTANA AMENDING JOINT RULE 5 5-36 OF THE MONTANA LEGISLATURE TO PROVIDE FOR THE REVIEW OF 6 7 FISCAL NOTES BY THE FISCAL ANALYST.

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9 WHEREAS, fiscal notes are prepared to aid legislators 10 in appraising the economic impact of bills on the state, 11 specifically the effect on revenues, expenditures, or fiscal 12 liability which would result upon passage of a bill; and

13 WHEREAS, the Legislative Fiscal Analyst has, by virtue
14 of his functions and duties under 5-12-302, MCA, the
15 capacity to review the economic impact of bills; and

16 WHEREAS, the Legislative Fiscal Analyst serves at the 17 pleasure of the Legislative Finance Committee and is an 18 employee within the lagislative branch.

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20 NOW, THEREFORE, SE IT RESOLVED BY THE SENATE AND THE HOUSE 21 OF REPRESENTATIVES OF THE STATE OF MONTANA:

22 That Rule 5-36 of the Joint Rules be amended to read:
23 "5-36. All bills reported out of a committee of the
24 leaislature having an effect on the revenues, expenditures,
25 or fiscal liability of the state, except appropriation

1 measures carrying specific dollar amounts, shall include a 2 fiscal note incorporating an estimate of such effect. The 3 Legislative Council staff shall indicate at the top of each 4 bill prepared for introduction that a fiscal note may be 5 necessary under this rule. Fiscal notes shall be requested 6 by the presiding officer of either house, who shall 7 determine the need for the note at the time of introduction. 8 based on the Legislative Council staff recommendation.

9 The state budget director, in cooperation with the 10 agency or agencies affected by the bill, is responsible for 11 the preparation of the fiscal note and shall return submit 12 the same within six daysy to the legislative fiscal analyst 13 unless further time is granted by the presiding officer or 14 committee making the request based upon a written statement 15 from the budget director that additional time is necessary 16 to properly prepare the note.

17 The legislative fiscal analyst shall review the fiscal 18 note_and_return_it_within_four_days_of_receipt_from_the 19 <u>budget_director_to_the_presiding_officer_or_committee</u> 20 requesting___the___note.__The__fiscal__analyst__may__request additional time to complete the review. which extension must 21 22 be submitted to the presiding officer or committee 23 requesting the note. 24 A completed fiscal note shall be submitted by the

25 **budget-director legislative fiscal analyst** to the presiding

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officer who requested it, who shall refer it to the
 committee considering the bill. All fiscal notes shall be
 printed and placed on the members' desks.

Fiscal notes shall, where possible, show in dollar amounts the estimated increase or decrease in revenues or expenditures, costs which may be absorbed without additional funds, and long-range financial implications. No comment or opinion relative to merits of the bill shall be included; however, technical or mechanical defects may be noted.

10 A fiscal note also may be requested on a bill and on an 11 amendment by:

12 (1) a committee considering the bill, or

13 (2) a majority of the members of the house in which
14 the bill is to be considered, at the time of second reading,
15 or

16 (3) the chief sponsor through the presiding officer.
17 The budget director shall make available on request to
18 any member of the legislature or the legislative fiscal
19 analyst all background information used in developing a
20 fiscal note (Title 5, chapter 4, part 2, MCA)."

-End-

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