

1 legislative officer. The legislative officer shall be appointed
2 by the president of the senate in the senate and the speaker of
3 the house of representatives in the house of representatives.
4 The legislative officer shall be responsible for obtaining,
5 directly or through a state agency, the information necessary to
6 complete the fiscal note. The agency furnishing the information
7 to the legislative officer shall do so within twenty-four hours.
8 The legislative officer shall then prepare the fiscal note and
9 transmit it to the sponsor of the measure. The legislative
10 officer, for good and appropriate cause, may approve an
11 extension of time to furnish the information.

12 § -4 Form of the fiscal note. The fiscal note shall
13 consist of two parts, a work sheet and a fiscal effect form.
14 The note shall be prepared and distributed by the legislative
15 officer to the appropriate agency.

16 The fiscal effect form shall be factual, brief, and concise
17 and shall provide an estimate in dollars of the immediate and
18 long-range fiscal effect of the measure. If no dollar estimate
19 is possible, the fiscal note shall set forth the reasons
20 therefor. The fiscal note shall not contain any reference to
21 the merits of the measure.



1 The work sheet shall include a breakdown of the costs that
2 the measure is expected to generate, such as for personnel,
3 materials, supplies, capital outlay, the effect of expenditures
4 or allocation or receipt of funds, and any other information
5 that may be required by the legislative officer.

6 The fiscal note shall be prepared in quintuplicate. The
7 name of the agency furnishing the information shall appear at
8 the end of the fiscal note and the original of both the work
9 sheet and the fiscal effect form shall be signed by the head of
10 the agency or by a designee.

11 The legislative officer shall prepare a fiscal note in the
12 same manner as provided in this section and shall transmit it in
13 quintuplicate to the measure's sponsor as provided in section

14 -3. The fiscal note prepared by the agency shall be
15 preserved by the legislative officer and a copy shall be
16 transmitted to the measure's sponsor or any other person upon
17 request.

18 § -5 **Absence of fiscal note.** Whenever any committee of
19 either house reports any measure with any amendment that alters
20 the fiscal effect of the measure, there shall be attached to the
21 amendment, a fiscal note delineating the fiscal effect of the
22 change proposed by the amendment. The committee chairperson



1 shall request the note from the legislative officer. Whenever a
2 floor amendment alters the fiscal effect of a measure and is
3 without a fiscal note, any member of the house in question may
4 offer a motion that the amendment be withdrawn. The amendment
5 may be proposed again at any time it would otherwise be in
6 order; provided that the required fiscal note is attached.

7 § -6 **Absence of fiscal note.** Whenever a measure
8 requiring a fiscal note has been reported by any committee of
9 either house of the legislature without a fiscal note, any
10 member, on the reading of the measure, may offer a motion to
11 defer the measure.

12 § -7 **Confidentiality of legislation.** Agencies involved
13 in the preparation of the required information for a fiscal note
14 shall keep in strict confidence the subject matter of the
15 proposed measure and the information contained in the fiscal
16 note prior to the filing or pre-filing of the measure with the
17 chief clerk of each respective house.

18 Any person who violates any provision of this section shall
19 be fined not more than \$500 or imprisoned not more than six
20 months, or both.

21 § -8 **Exemptions.** A fiscal note shall not be required
22 for the general appropriations bill, any bill which appropriates



1 a specific amount, nor any measure affecting state funds for
2 retirement purposes.

3 § -9 Programs using federal funds. Notwithstanding the
4 provisions of section -8, a fiscal note shall be required for
5 any measure concerning any program wholly or partially funded by
6 federal moneys that involves an expenditure of state funds or a
7 legislative appropriation of funds. The fiscal note shall
8 reflect the immediate and long-range fiscal effect on the state
9 of any applicable program and shall also include the following
10 information:

11 (1) The length of time the federal funds are to be
12 provided; and

13 (2) The probable amount of state funds required to
14 continue the program.

15 The fiscal note shall comply with all rules and contain all the
16 information contained in other fiscal notes."

17 SECTION 2. This Act shall take effect upon its approval.

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INTRODUCED BY: [Signature]
Guthrie Huelken
Carinn W. L. Chang
[Signature]

Report Title:

Fiscal Note; Legislature

Description:

Requires fiscal note for each bill that affects state funds. Informs legislators of all costs associated with a particular bill and requires a reliable estimate of the cost of any proposed legislation. Prohibits any committee of the legislature from holding hearing on any measure until a fiscal note on that measure has been prepared by the legislative officer. The fiscal note shall contain an estimate of the immediate and long-range costs of the measure, as well as a listing of any revenue it will produce or savings it will bring about. Requires costs to be itemized in the fiscal note to reflect the capital expenditures and operating costs needed to implement the measure.

