



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2017 Biennium

Bill # HB0607

Title: Revise anti-corruption and state employee protection laws

Primary Sponsor: Wagoner, Kirk

Status: As Amended in House Committee

- Significant Local Gov Impact
 Needs to be included in HB 2
 Technical Concerns
 Included in the Executive Budget
 Significant Long-Term Impacts
 Dedicated Revenue Form Attached

FISCAL SUMMARY

	<u>FY 2016 Difference</u>	<u>FY 2017 Difference</u>	<u>FY 2018 Difference</u>	<u>FY 2019 Difference</u>
Expenditures:				
General Fund	\$88,000	\$88,000	\$89,320	\$90,660
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance:	<u>(\$88,000)</u>	<u>(\$88,000)</u>	<u>(\$89,320)</u>	<u>(\$90,660)</u>

Description of fiscal impact: HB 607, as amended, defines retaliation and provides that it is unlawful to retaliate against those who file complaints with the Commissioner of Political Practices under 2-2-136, MCA. It is assumed that this will result in an increase in ethics complaints.

FISCAL ANALYSIS

Assumptions:

Commissioner of Political Practices (COPP)

1. The number of ethics complaints will likely increase. Retaliation as grounds for complaint filing is broader than the existing Title 2 traditional ethics complaints that the COPP has dealt with in the past. Some expertise in labor law would be required; therefore, a contracted attorney/hearings examiner would be needed for the proceedings. COPP estimates 800 hours per year (8 complaints at 100 hours each) will be needed for retaliation based ethics complaints at an hourly rate of \$110 per hour for a total cost of \$88,000 per year.

	<u>FY 2016 Difference</u>	<u>FY 2017 Difference</u>	<u>FY 2018 Difference</u>	<u>FY 2019 Difference</u>
<u>Fiscal Impact:</u>				
FTE	0.00	0.00	0.00	0.00
<u>Expenditures:</u>				
Operating Expenses	<u>\$88,000</u>	<u>\$88,000</u>	<u>\$89,320</u>	<u>\$90,660</u>
TOTAL Expenditures	<u>\$88,000</u>	<u>\$88,000</u>	<u>\$89,320</u>	<u>\$90,660</u>
<u>Funding of Expenditures:</u>				
General Fund (01)	<u>\$88,000</u>	<u>\$88,000</u>	<u>\$89,320</u>	<u>\$90,660</u>
TOTAL Funding of Exp.	<u>\$88,000</u>	<u>\$88,000</u>	<u>\$89,320</u>	<u>\$90,660</u>
<u>Revenues:</u>				
General Fund (01)	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
TOTAL Revenues	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>				
General Fund (01)	(\$88,000)	(\$88,000)	(\$89,320)	(\$90,660)

Sponsor's Initials

Date

Budget Director's Initials

Date