



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2021 Biennium

**Bill #** HB0039

**Title:** Amend fuel tax laws related to dyed fuel

**Primary Sponsor:** Fern, Dave

**Status:** As Introduced

- 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

	<u>Difference</u>	<u>Difference</u>	<u>Difference</u>	<u>Difference</u>
<b>Expenditures:</b>				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$0	\$0	\$0	\$0
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$4,000	\$4,000	\$4,000	\$4,000
<b>Net Impact-General Fund Balance:</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

**Description of fiscal impact:** HB 39 establishes consistent language contained in MCA 15-70-403 (8) and (9) that requires all fuel used on a public road project to be Montana tax-paid fuel. HB 39 also expands the civil penalty established in MCA 15-70-441 to include a violation of MCA 15-70-403 (8) or (9).

### FISCAL ANALYSIS

**Assumptions:**

- Motor carrier officers inspecting public road construction sites discover an average of four contractors with non-taxed fuel on site each year. A first offense civil penalty established in MCA 15-70-441 (1) (b) (ii) allows a penalty of up to \$1,000. It is assumed that \$4,000 would be collected in civil penalties each year. (4 x \$1,000 = \$4,000).
- No additional FTE are needed to administer HB 39.

**Fiscal Impact:**

**Expenditures:**

Personal Services	\$0	\$0	\$0	\$0
Operating Expenses	\$0	\$0	\$0	\$0
<b>TOTAL Expenditures</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**Funding of Expenditures:**

General Fund (01)	\$0	\$0	\$0	\$0
State Special Revenue (02)	\$0	\$0	\$0	\$0
<b>TOTAL Funding of Exp.</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**Revenues:**

General Fund (01)	\$0	\$0	\$0	\$0
State Special Revenue (02)	\$4,000	\$4,000	\$4,000	\$4,000
<b>TOTAL Revenues</b>	<b>\$4,000</b>	<b>\$4,000</b>	<b>\$4,000</b>	<b>\$4,000</b>

**Net Impact to Fund Balance (Revenue minus Funding of Expenditures):**

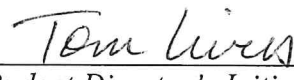
General Fund (01)	\$0	\$0	\$0	\$0
State Special Revenue (02)	\$4,000	\$4,000	\$4,000	\$4,000



Sponsor's Initials

1/9/19

Date



Budget Director's Initials

12/18/18

Date