



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2023 Biennium

Bill #	HB0050	Title:	Redistribute 9-1-1 funding to state library
Primary Sponsor:	Garner, Frank	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

FISCAL SUMMARY

	<u>FY 2022</u> <u>Difference</u>	<u>FY 2023</u> <u>Difference</u>	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$0	\$0	\$0	\$0
Revenue:				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance:	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Description of fiscal impact: This bill would redistribute \$450,000 per year of the state special revenue from 9-1-1 fees to the Montana State Library for purposes of assisting local governments to create, improve, and maintain data necessary to support modern 9-1-1 systems in the State of Montana. There is no net fiscal impact to state special revenue related to this bill.

FISCAL ANALYSIS

Assumptions:

- HB 50 would require the state treasurer to transfer \$450,000 from the state special revenue 9-1-1 account in the Department of Administration that collects fees pursuant to 10-4-201, MCA, to a new state special revenue 9-1-1 GIS Mapping fund in the Montana State Library (MSL). Both funds are statutorily appropriated.
- Under current law, 75% of these fees are distributed to local and tribal government entities that host public safety answering points (PSAPs) as directed by statute. The other 25% of the fees are distributed as grants to private telecommunications providers and local or tribal government entities that host PSAPs, or both according to statute. The transfer of funds would decrease the amount of funding available for these purposes.

3. MSL is the steward of statewide geographic information systems (GIS) data for the State of Montana. MSL helps local governments create and maintain GIS data and aggregates that data into statewide data sets for use in GIS systems. Among the charges are the creation, maintenance, and dissemination of address points, government boundaries and road centerlines data required for Next Generation 911 (NG911) systems.
4. The transfer would allow MSL to carry out its coordination and management responsibilities to collect, maintain, and disseminate GIS land information. MSL would procure software and/or a cloud-based application for use by all PSAPs in the state to perform ongoing assessment of data as data improvements are made. This service would give PSAPs feedback on errors found or needed improvements.
5. MSL GIS staff would assist those PSAPs who lack the resources necessary to create and update local GIS data.
6. MSL would coordinate the development of a statewide PSAP boundary layer first and then add other required emergency services boundary layers (fire, law, EMS).
7. Section 17-1-508, MCA, requires analysis of the statutory appropriation relative to the guidance in 17-1-508(3), MCA, to be published in the fiscal note. In reviewing and establishing statutory appropriations, the legislature shall consider the following guidelines.

	<u>YES</u>	<u>NO</u>
a. The money is from a continuing, reliable, and estimable source.	X	
b. The use of the appropriation or the expenditure occurrence is predictable and reliable.	X	
c. The authority exists elsewhere.		X
d. An alternative appropriation method is available, practical, or effective.	X	
e. It appropriates state general fund money for purposes other than paying for emergency services.		X
f. The money is used for general purposes.		X
g. The legislature wishes to review expenditure and appropriation levels each biennium.	X	
h. An expenditure cap and sunset date are excluded.		X

	<u>FY 2022</u> <u>Difference</u>	<u>FY 2023</u> <u>Difference</u>	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>
<u>Fiscal Impact:</u>				
<u>Expenditures:</u>				
Operating Expenses (MSL)	\$450,000	\$450,000	\$450,000	\$450,000
Grants (DOA)	(\$450,000)	(\$450,000)	(\$450,000)	(\$450,000)
Transfers (To MSL)	\$450,000	\$450,000	\$450,000	\$450,000
TOTAL Expenditures	\$450,000	\$450,000	\$450,000	\$450,000

<u>Funding of Expenditures:</u>				
General Fund (01)	\$0	\$0	\$0	\$0
State Special Rev (02) MSL	\$450,000	\$450,000	\$450,000	\$450,000
State Special Rev (02) DOA	\$0	\$0	\$0	\$0
TOTAL Funding of Exp.	\$450,000	\$450,000	\$450,000	\$450,000

<u>Revenues:</u>				
General Fund (01)	\$0	\$0	\$0	\$0
State Special Rev (02) MSL	\$450,000	\$450,000	\$450,000	\$450,000
State Special Rev (02) DOA	\$0	\$0	\$0	\$0
TOTAL Revenues	\$450,000	\$450,000	\$450,000	\$450,000

<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>				
General Fund (01)	\$0	\$0	\$0	\$0
State Special Rev (02) MSL	\$0	\$0	\$0	\$0
State Special Rev (02) DOA	\$0	\$0	\$0	\$0

Effect on County or Other Local Revenues or Expenditures:

1. This bill would reduce distributions to local 9-1-1 programs and funds available to provide grants to telecommunications providers and to local and tribal PSAPs by \$450,000.
2. The distribution to the PSAPs program (funded by the \$0.75/month fee) is not sufficient to fully fund any of the 9-1-1 services. Drawing money out will reduce available funding and shift more of the cost of providing 9-1-1 services to local governments.

NOT SIGNED BY SPONSOR

Sponsor's Initials

1/11/21
Date

KA
Budget Director's Initials

1/7/21
Date



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Dedication of Revenue 2023 Biennium

17-1-507, MCA.

- a) **Are there persons or entities that benefit from this dedicated revenue that do not pay? (please explain)**
 Anyone who does not have a fixed or subscriber-based wireless phone does not pay 911 fees but benefits from public safety services.
- b) **What special information or other advantages exist as a result of using a state special revenue fund that could not be obtained if the revenue were allocated to the general fund?**
 N/A
- c) **Is the source of revenue relevant to current use of the funds and adequate to fund the program activity that is intended? Yes / No (if no, explain)**
 Yes
- d) **Does the need for this state special revenue provision still exist? Yes No (Explain)**
 Yes, this state special revenue is the only source of state funds to support Montana's 911 systems.
- e) **Does the dedicated revenue affect the legislature's ability to scrutinize budgets, control expenditures, or establish priorities for state spending? (Please Explain)**
 The statutory appropriation is subject to legislative reporting.
- f) **Does the dedicated revenue fulfill a continuing, legislatively recognized need? (Please Explain)**
 Yes, legislation that governs Montana's 9-1-1 funds is found in Title 10, Chapter 4, MCA. In 2017, the legislature passed legislation to modernize Montana's 911 statutes with the intent to position Montana to move to Next Generation 911 systems. These funds are necessary to support current and future 911 systems.
- g) **How does the dedicated revenue provision result in accounting/auditing efficiencies or inefficiencies in your agency? (Please Explain. Also, if the program/activity were general funded, could you adequately account for the program/activity?)**
 N/A