



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2023 Biennium

Bill # HB0656

Title: Providing appropriations related to law enforcement within Flathead Reservation

Primary Sponsor: Read, Joe

Status: As Amended in Senate 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 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	\$2,191,621	\$2,257,370	\$2,325,091	\$2,394,843
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance:	<u>(\$2,191,621)</u>	<u>(\$2,257,370)</u>	<u>(\$2,325,091)</u>	<u>(\$2,394,843)</u>

Description of fiscal impact: This bill requires the Department of Justice to reimburse Lake County for assuming criminal jurisdiction over Indians and Indian territory of the Flathead Indian reservation annually as required by 2-1-301 MCA. There is an appropriation of \$1 to the Department of Justice to fulfil this requirement with the remainder of the reimbursement requiring a HB 2 appropriation. The bill also requires an annual adjustment based on the consumer price increase as stated in 2-1-301(2) MCA.

FISCAL ANALYSIS

Assumptions:

1. It is assumed that the annual cost of Lake County to provide criminal jurisdiction as provided by Lake County is \$2,191,621.
2. Based on the language in the bill, it is expected that the Department of Justice will act as a passthrough agency for the purposes of the state reimbursing the county as directed.
3. The bill includes an appropriation of \$1 for each year of the 2023 biennium. The remainder of the reimbursement will require additional appropriation authority.
4. For purposes of this fiscal note the consumer price index is assumed to be 3% per year.

	<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>				
Local Assistance	\$2,191,621	\$2,257,370	\$2,325,091	\$2,394,843
TOTAL Expenditures	<u>\$2,191,621</u>	<u>\$2,257,370</u>	<u>\$2,325,091</u>	<u>\$2,394,843</u>
<u>Funding of Expenditures:</u>				
General Fund (01)	\$2,191,621	\$2,257,370	\$2,325,091	\$2,394,843
TOTAL Funding of Exp.	<u>\$2,191,621</u>	<u>\$2,257,370</u>	<u>\$2,325,091</u>	<u>\$2,394,843</u>
<u>Revenues:</u>				
General Fund (01)	\$0	\$0	\$0	\$0
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)	(\$2,191,621)	(\$2,257,370)	(\$2,325,091)	(\$2,394,843)

Effect on County or Other Local Revenues or Expenditures:

1. Lake County approximated the costs related to Public Law 280 to be \$2,191,621. Lake County’s total budget for Public Safety (sheriff’s office, dispatch, and county attorney) for FY 21 totals \$5,777,150. The \$2,191,621 reflects 37.94% of their budgeted amount.

NOT SIGNED BY SPONSOR

Sponsor’s Initials	4/27/21 Date	KA Budget Director’s Initials	4-27-21 Date
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