



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2023 Biennium

Bill # SB0402

Title: Generally revise laws related to the judiciary

Primary Sponsor: Smith, Cary

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 | \$8,160 | \$8,160 | \$8,160 | \$8,160 |
| Revenue: | | | | |
| General Fund | \$0 | \$0 | \$0 | \$0 |
| Net Impact-General Fund Balance: | <u>(\$8,160)</u> | <u>(\$8,160)</u> | <u>(\$8,160)</u> | <u>(\$8,160)</u> |

Description of fiscal impact: This bill will increase Judicial Branch general fund expenditures related to travel costs incurred by adding eight new members to the Judicial Nomination Commission.

FISCAL ANALYSIS

Assumptions:

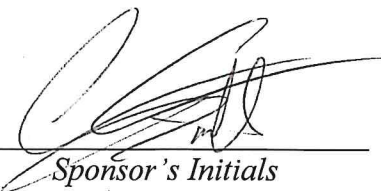
- Section 1 of the bill increases the number of members on the judicial nomination commission from seven to 15.
- Per MCA 3-1-1004, the members of the judicial nomination commission are entitled to travel expenses, paid at state allowed rates, while engaged in judicial nomination duties.
- Commission members incur travel expenses when they interview candidates in person.
- Actual expenditure data from SABHRS for FY 2018 and 2019 is used to calculate the fiscal impact. Fiscal year 2020 data was not used, in an effort to remove impacts related to COVID.
- In fiscal year 2018, the seven commission members traveled three times for total travel costs of \$5,432. In fiscal year 2019, the seven commission members traveled five times for total travel costs of \$8,837.
- The average cost per trip per commission member is \$255 ((\$5,432 FY 18 expenditures + \$8,837 FY 19 expenditures)/8 total trips/7 commission members).

Fiscal Note Request – As Introduced

(continued)

7. With eight additional members on the commission, travel expenditures will increase \$2,040 per trip.
8. Based on an average of 4 trips per year ((3 trips in FY 2018 + 5 trips in FY 2019)/2), travel costs are estimated to increase \$8,160 per year (4 trips per year x \$2,040 travel for 8 additional commission members).

| | <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> | | | | |
| Personal Services | \$0 | \$0 | \$0 | \$0 |
| Operating Expenses | \$8,160 | \$8,160 | \$8,160 | \$8,160 |
| TOTAL Expenditures | <u>\$8,160</u> | <u>\$8,160</u> | <u>\$8,160</u> | <u>\$8,160</u> |
| <u>Funding of Expenditures:</u> | | | | |
| General Fund (01) | \$8,160 | \$8,160 | \$8,160 | \$8,160 |
| TOTAL Funding of Exp. | <u>\$8,160</u> | <u>\$8,160</u> | <u>\$8,160</u> | <u>\$8,160</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) | (\$8,160) | (\$8,160) | (\$8,160) | (\$8,160) |


Sponsor's Initials

4/6
Date

KA
Budget Director's Initials

4-1-21
Date