



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2023 Biennium

Bill # HB0517

Title: Revise penalties related to underage marijuana possession and use

Primary Sponsor: Mercer, Bill

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 Difference</u>	<u>FY 2023 Difference</u>	<u>FY 2024 Difference</u>	<u>FY 2025 Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
Revenue:				
General Fund	(\$3,650)	(\$3,650)	(\$3,650)	(\$3,650)
Net Impact-General Fund Balance:	<u>(\$3,650)</u>	<u>(\$3,650)</u>	<u>(\$3,650)</u>	<u>(\$3,650)</u>

Description of fiscal impact: HB 517 reduces the penalty for possession of marijuana for under the age of 21 and will have a negative fiscal impact due to reduced fine revenue being collected.

FISCAL ANALYSIS

Assumptions:


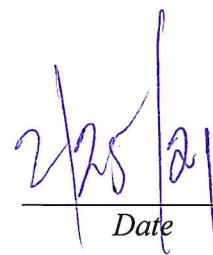

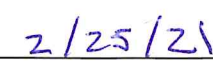
Department of Justice

1. The Montana Highway Patrol (MHP) issued an average of 243 citations under 45-5-624, MCA, between 2016 and 2020.
2. MHP assumes that 30% of the citations were marijuana related.
3. MHP assumes a decrease in revenue of \$3,650 due to the current fee of \$100 not being received. (243 citations x 30%= 73 marijuana citations) (73 x \$100 fine= \$7,300) (\$7,300 / 2= \$3,650)
4. Half of the fines are deposited into the state general fund and half go to the county in which the citation was written.

	<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
TOTAL Expenditures	\$0	\$0	\$0	\$0
<u>Funding of Expenditures:</u>				
General Fund (01)	\$0	\$0	\$0	\$0
TOTAL Funding of Exp.	\$0	\$0	\$0	\$0
<u>Revenues:</u>				
General Fund (01)	(\$3,650)	(\$3,650)	(\$3,650)	(\$3,650)
TOTAL Revenues	(\$3,650)	(\$3,650)	(\$3,650)	(\$3,650)
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>				
General Fund (01)	(\$3,650)	(\$3,650)	(\$3,650)	(\$3,650)

Effect on County or Other Local Revenues or Expenditures:

1. This bill would decrease county revenue at the same level as the state. Based on the assumptions above, the estimated decrease to the counties would be approximately \$3,650.

 _____ Sponsor's Initials	 _____ Date	 _____ Budget Director's Initials	 _____ Date
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