



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2023 Biennium

**Bill #** HB0621

**Title:** Revise distribution of marijuana revenue and provide tribal govt allocations

**Primary Sponsor:** Windy Boy, Jonathon

**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>
<b>Expenditures:</b>				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$0	\$0	\$0	\$0
Federal Special Revenue	\$0	\$0	\$0	\$0
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$0	\$0	\$0	\$0
Federal Special Revenue	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance:</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

**Description of fiscal impact:** HB 621 changes the distribution of adult-use marijuana tax revenue but does not impact the total amount of revenue collected or the amount distributed in the general fund.

### FISCAL ANALYSIS

#### Assumptions:

1. HB 621 revises the distribution of adult-use marijuana tax revenue and creates the state-tribal marijuana revenue sharing account.
2. This bill would distribute 8.4 percent of adult-use marijuana tax revenue into the state-tribal marijuana revenue sharing account by reducing the distribution percentages to the nongame wildlife account, the state park account, and the trails and recreational facilities account from 4.125% to 3.425%, and reducing the distribution for wildlife habitat from 37.125% to 30.825%.
3. The amount of revenue to be deposited in the state-tribal marijuana revenue sharing account with this bill is estimated to be \$381,830 in FY 2022, \$1,580,309 in FY 2023, \$2,502,175 in FY 2024, and \$3,303,216 in FY 2025.


**Fiscal Note Request – As Introduced**

*(continued)*

4. This shift in distribution would not change the total amount of revenue collected or the total amount that goes to state special revenue fund type or the general fund.
5. The department would incur minimal additional costs to implement this bill.
6. 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. Answer yes or no to each of the following guidelines regarding the statutory appropriation:

	<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 Difference</u>	<u>FY 2023 Difference</u>	<u>FY 2024 Difference</u>	<u>FY 2025 Difference</u>
<b><u>Fiscal Impact:</u></b>				
<b><u>Expenditures:</u></b>				
Operating Expenses	(\$381,830)	(\$1,580,309)	(\$2,502,175)	(\$3,303,216)
Grants	\$381,830	\$1,580,309	\$2,502,175	\$3,303,216
<b>TOTAL Expenditures</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<b><u>Funding of Expenditures:</u></b>				
General Fund (01)	\$0	\$0	\$0	\$0
State Special Revenue (FWP)	(\$381,830)	(\$1,580,309)	(\$2,502,175)	(\$3,303,216)
State Special Revenue (DOR)	\$381,830	\$1,580,309	\$2,502,175	\$3,303,216
<b>TOTAL Funding of Exp.</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<b><u>Revenues:</u></b>				
General Fund (01)	\$0	\$0	\$0	\$0
State Special Revenue (FWP)	(\$381,830)	(\$1,580,309)	(\$2,502,175)	(\$3,303,216)
State Special Revenue (DOR)	\$381,830	\$1,580,309	\$2,502,175	\$3,303,216
Other	\$0	\$0	\$0	\$0
<b>TOTAL Revenues</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<b><u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u></b>				
General Fund (01)	\$0	\$0	\$0	\$0
State Special Revenue (02)	\$0	\$0	\$0	\$0

  
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 Sponsor's Initials

3-10-23  
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 Date

KA  
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 Budget Director's Initials

3/4/21  
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 Date