

## Fiscal Note 2027 Biennium

Bill#/Title:	HB0674.01: Revise code commissioner duties to include repealing unconstitutional policies from Montana code						
Primary Sponsor:	Zooey Zephyr		Status:	As Introduced			
☐ Included in the E	xecutive Budget	☑ Needs to be included in HB 2		☐ Significant Local Gov Impact			
☐ Significant Long-Term Impacts		☐ Technical Concerns		☐ Dedicated Revenue Form Attached			
		FISCAL SU	JMMARY				
		FY 2026 Difference	FY 2027 Difference	FY 2028 Difference	FY 2029 Difference		
Expenditures							
General Fund (0	1)	\$0	\$7,308	\$0	\$3,763		
Revenues							
General Fund (0	1)	\$0	\$0	\$0	\$0		
Net Impact		\$0	(\$7,308)	\$0	(\$3,763)		
General Fund B	Salance						

#### Description of fiscal impact

HB 674 revises the duties of the Code Commissioner to add the requirement to the duties of the Code Commissioner to make recommendations to Legislative Counsel to eliminate laws that are not in effect due to a court determination that the law is facially unconstitutional. The fiscal impact to the Legislative Branch is \$7,308 in the 2027 Biennium.

### FISCAL ANALYSIS

### Assumptions

### Legislative Branch

- SB 674 amends 1-11-204(1), MCA, add a requirement to the duties of the Code Commissioner to make a
  recommendation to Legislative Counsel to eliminate laws that are not in effect due to a court determination
  that the law is facially unconstitutional. The report and recommendations are due in November of each odd
  fiscal year before the legislative session. To establish this recommendation in FY 2027, it will take 80 hours
  of legal staff time for a total of \$6,194.
- 2. To maintain this requirement, it will take 40 hours at the cost of \$3,763 in each additional odd year. An inflationary rate of 1.5% was added for each fiscal year.
- 3. It is unknown how many bills are seeking to add to the duties of the Legislative Branch. The fiscal note of each bill is prepared based on the effect of each individual bill. However, when viewed as a package, the cumulative effect of passage of more than one bill would require additional analysis and may require additional resources for staffing and information technology support.

# Fiscal Analysis Table

	FY 2026 Difference	FY 2027 Difference	FY 2028 Difference	FY 2029 Difference
Fiscal Impact				
Expenditures				
Personal Services	\$0	\$7,308	\$0	\$3,763
<b>TOTAL Expenditures</b>	\$0	\$7,308	\$0	\$3,763
Funding of Expenditures				
General Fund (01)	\$0	\$7,308	\$0	\$3,763
TOTAL Funding of Expenditures	\$0	\$7,308	\$0	\$3,763
Revenues				
Net Impact to Fund Balance (R				
General Fund (01)	\$0	(\$7,308)	\$0	(\$3,763)

Sponsor's Initials

Date

Budget Director's Initials

3/1/2025

Date