



AN ACT PROVIDING FOR FISCAL NOTES THAT INCLUDE BUSINESS IMPACT STATEMENTS; AND AMENDING SECTION 5-4-203, MCA.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1. Business impact statements -- fiscal notes.** (1) The minority leader and the majority leader of the house and the senate may each request that up to three business impact statements be prepared in a session and included with fiscal notes as provided in 5-4-203 and subsection (2) of this section. Each request must be filed with both the budget director and the legislative fiscal analyst.

(2) (a) A business impact statement must, whenever possible, include the estimated dollar amounts of the direct fiscal impacts to business that would result from passage of a bill, including but not limited to impacts on tax obligations, health care costs, workers' compensation costs, other insurance costs, liabilities, regulatory costs, labor costs, and training costs for business. The requester of the business impact statement shall provide directions regarding the type of business and the areas of potential impact to be covered by the business impact statement.

(b) The business impact statement may not include comments or opinions relative to the merits of the bill, but technical or mechanical defects may be noted.

(3) The provisions of 5-4-203, 5-4-204, and 5-4-206 apply to a business impact statement in the same manner as they apply to a fiscal note, except that the legislative fiscal division shall prepare the business impact statement.

**Section 2.** Section 5-4-203, MCA, is amended to read:

**"5-4-203. Budget director to prepare note.** (1) The budget director, in cooperation with the state or local agencies or officials or organizations representing local agencies or officials affected by the bill, is responsible for the preparation of the fiscal note and shall return ~~same~~ the fiscal note within 6 days. The director may request additional time to complete a fiscal note, ~~which~~ and the extension must be submitted to the presiding

officer or committee requesting the note for approval.

(2) (a) Upon receipt of a request for a business impact statement as provided in [section 1], the budget director shall complete the agency portion of the fiscal note, if any. The budget director and state or local agencies shall provide assistance to the legislative fiscal division necessary to develop the business impact statement.

(b) A fiscal note with a business impact statement has the same deadlines as provided in subsection (1). The legislative fiscal analyst may submit a request for an extension of the deadline to the minority leader or the majority leader requesting the business impact statement."

**Section 3. Codification instruction.** [Section 1] is intended to be codified as an integral part of Title 5, chapter 4, part 2, and the provisions of Title 5, chapter 4, part 2, apply to [section 1].

- END -

I hereby certify that the within bill,  
HB 0100, originated in the House.

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Chief Clerk of the House

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Speaker of the House

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2011.

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President of the Senate

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2011.

HOUSE BILL NO. 100

INTRODUCED BY G. VANCE, J. PRIEST

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