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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. 3772

March 4, 2008

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The bill was read for the first time and referred to the Committee on Finance

1.1 A bill for an act
1.2 relating to finance; requiring disclosure of status of fiscal note requests; providing
1.3 for appeal of fiscal note conclusions; providing for appeal of revenue estimates;
1.4 amending Minnesota Statutes 2006, sections 3.98, subdivision 4, by adding a
1.5 subdivision; 270C.11, subdivision 5.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2006, section 3.98, subdivision 4, is amended to read:

1.8 Subd. 4. **Uniform procedure.** The commissioner of finance shall prescribe a
1.9 uniform procedure to govern the departments and agencies of the state in complying
1.10 with the requirements of this section. The uniform procedure must include a system
1.11 for posting the date a fiscal note was requested, the requested completion date, and the
1.12 estimated completion date, as well as the display of those dates on the front page of each
1.13 completed fiscal note.

1.14 Sec. 2. Minnesota Statutes 2006, section 3.98, is amended by adding a subdivision to
1.15 read:

1.16 Subd. 5. **Appeals.** Disputes over the conclusions of a fiscal note for a bill that are
1.17 not otherwise resolved may be appealed to the Legislative Advisory Commission. To
1.18 initiate an appeal, the chair of the house Committee on Ways and Means or the chair of the
1.19 senate Committee on Finance shall submit a written notice of appeal to the commissioner
1.20 of finance. The notice of appeal must identify the analytical conclusions being contested
1.21 and the reasons for contesting those conclusions. The commissioner of finance shall
1.22 schedule a meeting of the Legislative Advisory Commission to be held no later than five
1.23 days after the notice of appeal was submitted. The commission may agree to alter the
1.24 conclusions of a fiscal note. Any revised conclusions are considered the final estimate of

2.1 the fiscal impact of the bill for the current legislative session, so long as the fiscal elements
2.2 of the bill remain unchanged from those considered by the commission.

2.3 Sec. 3. Minnesota Statutes 2006, section 270C.11, subdivision 5, is amended to read:

2.4 Subd. 5. **Revenue estimates; legislative bills.** (a) Upon reasonable notice from
2.5 the chair of the house or senate tax committee that a bill is scheduled for hearing, the
2.6 commissioner shall prepare an estimate of the effect on the state's tax revenues which
2.7 would result from the passage of a legislative bill establishing, extending, or restricting
2.8 a tax expenditure. These revenue estimates shall contain the same information as
2.9 provided in subdivision 4 for expenditure items contained in the tax expenditure budget,
2.10 as appropriate.

2.11 (b) Disputes over the conclusions of a revenue estimate for a bill that are not
2.12 otherwise resolved may be appealed to a panel consisting of the majority leader of the
2.13 senate or a designee, the chair of the senate Tax Committee, the speaker of the house
2.14 of representatives or a designee, the chair of the house of representatives Committee
2.15 on Taxes, and the commissioner of revenue. To initiate an appeal, the chair of the
2.16 Committee on Taxes of the house of representatives or the chair of the Tax Committee
2.17 of the senate must submit a written notice of appeal to the commissioner of revenue.
2.18 The notice of appeal shall identify the analytical conclusions being contested and the
2.19 reasons for contesting those conclusions. The commissioner of revenue shall schedule a
2.20 meeting of the appeal panel to be held no later than five days after the notice of appeal
2.21 was submitted. The panel may agree to alter the conclusions of a revenue estimate. Any
2.22 revised conclusions are considered the final revenue estimate of the fiscal impact of the
2.23 bill for the current legislative session, so long as the fiscal elements of the bill remain
2.24 unchanged from those considered by the panel.