



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2025 Biennium

Bill information:

HB0356 - Establish firearms industry nondiscrimination (Ler, Brandon)

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 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance:	\$0	\$0	\$0	\$0

Description of fiscal impact: HB 356 prohibits a governmental entity from contracting for \$100,000 or more with a company that discriminates against a firearm entity or a firearm trade association. This bill also requires companies that enter into a contract with a government entity to attest in writing that the company does not discriminate against a firearm entity or trade association. Although there is no quantifiable fiscal impact to the state, HB 356 could reduce competition, resulting in higher costs to state agencies based on the state's inability to contract with vendors based on their gun policy/position.

FISCAL ANALYSIS

Assumptions:**Department of Administration**

1. The Department of Administration's State Procurement Bureau will implement the requirements of HB 356 through updated language in solicitation and contract templates. There is no fiscal impact to the bureau since existing staff and resources will be used to make these updates.

Legislative Branch

2. Per the Legislative Branch's delegation agreement with the Montana Department of Administration, the Legislative Branch must submit a requisition to the department for any contracts with a total contract value of \$100,000 or more for formal solicitation.
3. It is currently unknown if the Legislative Branch has a contract with a prohibited organization, so the fiscal impact is difficult to determine. If HB 356 is enacted, it is possible that some Legislative Branch contracts may need to be terminated, re-bid, and awarded to another company.

Office of the Commissioner of Higher Education

- 4. There could be additional time spent to verify the proposed requirements are met during the Office of the Commissioner of Higher Education's or the Montana University System's procurement processes. However, this fiscal impact is not quantifiable.
- 5. The process for including HB 356's requirements in the request for proposal process would be handled by current procurement positions.

Judicial Branch

- 6. There is no fiscal impact to the Judicial Branch from this proposed legislation since the bill is just requiring the branch to confirm that the requirements have been satisfied. Although this confirmation will be an extra step in the contract process, it will not have a significant impact to the branch's operations.



Sponsor's Initials

2-7-23

Date



Budget Director's Initials

2-6-23

Date