

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

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S.B. 1063
PRINCIPAL CLERK

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SENATE BILL DRS15461-MCa-328A

Short Title: Fiscal Note for All Bills Considered.

(Public)

Sponsors: Senator Burgin (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE FISCAL NOTES ON ALL BILLS PRIOR TO CONSIDERATION.
3 The General Assembly of North Carolina enacts:

4 SECTION 1. G.S. 120-36.7 reads as rewritten:

5 "§ 120-36.7. Long-term fiscal notes.

6 (a) Budget Outlook; Proposed Legislation. – Every fiscal analysis of the State budget
7 outlook shall encompass the upcoming five-year period. Every fiscal analysis of the impact of
8 proposed legislation on the State budget shall estimate the impact for the first five fiscal years
9 the legislation would be in effect.

10 (b) ~~Proposed State Buildings.—Upon the request of a member of the General Assembly,~~
11 ~~the Fiscal Research Division shall prepare a fiscal analysis of proposed legislation to appropriate~~
12 ~~funds for a State building. The analysis shall estimate the projected maintenance and operating~~
13 ~~costs of the building for the first 20 fiscal years after it is completed.~~

14 (c) ~~Proposed New Programs.—Upon the request of a member of the General Assembly,~~
15 ~~the Fiscal Research Division shall prepare a fiscal analysis of proposed legislation to create a~~
16 ~~new State program. The analysis shall identify and estimate all personnel costs of the proposed~~
17 ~~new program for the first five fiscal years it will operate. The analysis shall also include a~~
18 ~~five year estimate of space requirements, an indication of whether those requirements can be~~
19 ~~satisfied using existing State owned facilities, and estimated costs of occupying leased space~~
20 ~~where State owned space is not available.~~

21 (d) ~~Proposed Increases in Incarceration.—Fiscal Analysis. – Every bill and resolution~~
22 ~~introduced in the General Assembly proposing any change in the law that could cause a net~~
23 ~~increase in the length of time for which persons are incarcerated or the number of persons~~
24 ~~incarcerated, whether by increasing penalties for violating existing laws, by criminalizing~~
25 ~~behavior, or by any other means, that does not require a fiscal note pursuant to Article 6D of this~~
26 ~~Chapter, shall not be scheduled for consideration in committee until a fiscal note is prepared as~~
27 ~~provided in this section and shall have attached to it at the time of its consideration by the General~~
28 ~~Assembly a fiscal note prepared by the Fiscal Research Division. The fiscal note shall identify~~
29 ~~and estimate, for the first five fiscal years the proposed change would be in effect, all costs of the~~
30 ~~proposed legislation. The following, additional requirements apply for certain notes:~~

31 (1) Proposed State Buildings. – If the proposed legislation appropriates funds for
32 a State building, the analysis shall estimate the projected maintenance and
33 operating costs of the building for the first 20 fiscal years after it is completed.

34 (2) Proposed New Programs. – If the proposed legislation creates a new State
35 program, the analysis shall identify and estimate all personnel costs of the
36 proposed new program for the first five fiscal years it will operate. The



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1 analysis shall also include a five-year estimate of space requirements, an
2 indication of whether those requirements can be satisfied using existing
3 State-owned facilities, and estimated costs of occupying leased space where
4 State-owned space is not available.

5 (3) Proposed Increases to Incarceration. – If the proposed legislation changes the
6 law so as to potentially cause a net increase in the length of time for which
7 persons are incarcerated or the number of persons incarcerated, whether by
8 increasing penalties for violating existing laws, by criminalizing behavior, or
9 by any other means, the note shall be prepared in consultation with the
10 Sentencing Policy and Advisory Commission and shall identify and estimate,
11 for the first five fiscal years the proposed change would be in effect, all costs
12 of the proposed net increase in incarceration, including capital outlay costs if
13 the legislation would require increased cell space.

14 If, after careful investigation, the Fiscal Research Division determines that no dollar estimate
15 required pursuant to this section is possible, the note shall contain a statement to that effect,
16 setting forth the reasons why no dollar estimate can be given. No comment or opinion shall be
17 included in the fiscal note with regard to the merits of the measure for which the note is prepared.
18 However, technical and mechanical defects may be noted.

19 The sponsor of each bill or resolution to which this subsection applies shall present a copy of
20 the bill or resolution with the request for a fiscal note to the Fiscal Research Division. Upon
21 receipt of the request and the copy of the bill or resolution, the Fiscal Research Division shall
22 prepare the fiscal note as promptly as possible. The Fiscal Research Division shall prepare the
23 fiscal note and transmit it to the sponsor within two weeks after the request is made, unless the
24 sponsor agrees to an extension of time.

25 This fiscal note shall be attached to the original of each proposed bill or resolution that is
26 reported favorably by any committee of the General Assembly, but shall be separate from the bill
27 or resolution and shall be clearly designated as a fiscal note. A fiscal note attached to a bill or
28 resolution pursuant to this subsection is not a part of the bill or resolution and is not an expression
29 of legislative intent proposed by the bill or resolution.

30 If a committee of the General Assembly reports favorably a proposed bill or resolution with
31 an amendment that proposes a change in the law that could cause a net increase in the length of
32 time for which persons are incarcerated or the number of persons incarcerated, whether by
33 increasing penalties for violating existing laws, by criminalizing behavior, or by any other means,
34 the chair of the committee shall obtain from the Fiscal Research Division and attach to the
35 amended bill or resolution a fiscal note as provided in this section."

36 **SECTION 2.** There is appropriated from the General Fund to the General Assembly
37 the sum of fifty thousand dollars (\$50,000) in nonrecurring funds for the 2026-2027 fiscal year
38 to accomplish the requirements of this act.

39 **SECTION 3.** This act is effective when it becomes law.