

**JBC STAFF FISCAL ANALYSIS  
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING A REQUIREMENT THAT THE PUBLIC UTILITIES COMMISSION CONSIDER THE FULL COST OF GREENHOUSE GAS EMISSIONS FROM ELECTRIC GENERATION WHEN CONSIDERING A UTILITY'S PROPOSAL FOR ELECTRIC RESOURCE PLANNING.

Prime Sponsors: Representative Tyler  
Senator Jones

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**Fiscal Impact of Bill as Amended to Date**

The most recent Legislative Council Staff Fiscal Note (attached) reflects the fiscal impact of the bill as of 04/25/16.

|     |  |
|-----|--|
| XXX | <b>No Change:</b> Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill                 |
|     | <b>Update:</b> Fiscal impact has changed due to <i>new information or technical issues</i>                   |
|     | <b>Update:</b> Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared  |
|     | <b>Non-Concurrence:</b> JBC Staff and Legislative Council Staff disagree about the fiscal impact of the bill |

**Amendments in This Packet for Consideration by Appropriations Committee**

| Amendment | Description                            |
|-----------|--|
| J.001     | Staff-prepared appropriation amendment |

**Current Appropriations Clause in Bill**

The bill requires but does not contain an appropriation clause.

**Description of Amendments in This Packet**

**J.001** Staff has prepared amendment **J.001** (attached) to add a provision appropriating a total of \$7,512 cash funds from the Public Utilities Commission Fixed Utility Fund to the Department of Regulatory Agencies for FY 2016-17. This provision also states that the appropriation is based on the assumption that the Department will require an additional 0.1 FTE.

**Points to Consider**

*TABOR/ Excess State Revenues Impact*

The Joint Budget Committee (JBC) has proposed a budget package for FY 2016-17 based on the March 2016 Legislative Council Staff revenue forecast. Based on the legislation that is included as part of the budget package, revenues are projected to be \$64.2 million lower than the threshold above

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which money will be required to be refunded under TABOR for FY 2016-17. This bill is projected to increase cash fund revenues by \$7,512 in FY 2016-17, and is thus not projected to trigger a TABOR refund for FY 2016-17. This bill would, however, increase the projected TABOR refund for FY 2017-18 by \$7,672. As TABOR refunds are paid from the General Fund, this bill would reduce the amount of General Fund available for other purposes in FY 2017-18.