



**Legislative
Council Staff**

Nonpartisan Services for Colorado's Legislature

HB 19-1188

**FINAL
FISCAL NOTE**

Drafting Number:	LLS 19-0772	Date:	September 13, 2019
Prime Sponsors:	Rep. Sirota; Snyder Sen. Foote	Bill Status:	Signed into Law
		Fiscal Analyst:	Ariel Hammerquist 303-866-3469 Ariel.Hammerquist@state.co.us

Bill Topic: GREENHOUSE GAS POLLUTION IMPACT IN FISCAL NOTES

Summary of Fiscal Impact:

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill requires Legislative Council Staff to prepare greenhouse gas emissions notes to assess whether legislation results in an increase or decrease in greenhouse gas emissions. This bill increases state expenditures on an ongoing basis.

Appropriation Summary: For FY 2019-20, the bill requires and includes an appropriation of \$81,911 to the Legislative Department.

Fiscal Note Status: The fiscal note reflects the enacted bill.

**Table 1
State Fiscal Impacts Under HB 19-1188**

		FY 2019-20	FY 2020-21
Revenue		-	-
Expenditures	General Fund	\$81,911	\$84,139
	Centrally Appropriated	\$14,774	\$16,274
	Total	\$96,685	\$100,413
	Total FTE	0.9 FTE	1.0 FTE
Transfers		-	-
TABOR Refund		-	-

Summary of Legislation

Beginning in the 2020 legislative session, this bill requires Legislative Council Staff (LCS) to prepare greenhouse gas emissions notes for legislation that assess whether a bill is likely to directly cause a net increase or decrease in greenhouse gas emissions over a 10-year period; however, LCS is not required to estimate the magnitude of the increase or decrease. Greenhouse gas means carbon dioxide, methane, nitrous oxide, hydrofluorocarbons, perfluorocarbons, or sulfur hexafluoride. The Speaker of the House of Representatives, President of the Senate, and the minority leaders of each chamber may each request up to five bills per session for which greenhouse gas emissions notes will be prepared.

The bill sponsor and a requesting member of legislative leadership must meet with LCS to discuss whether or not a greenhouse gas emissions note is feasible for a particular bill. The LCS Director of Research must develop the format for these greenhouse gas emissions notes and procedures for completing and updating these analyses by December 1, 2019, and memorialize these procedures in a letter to the Executive Committee of the Legislative Council Committee. The bill requires that state agencies with subject matter expertise provide information to LCS for the development of procedures and the preparation of fiscal notes.

State Expenditures

This bill increases General Fund costs for the Legislative Department by \$96,685 and 0.9 FTE in FY 2019-20, and by \$100,413 and 1.0 FTE in FY 2020-21 and future years. Impacts to LCS and other state agencies are displayed in Table 2 and described below.

Table 2
Expenditures Under HB 19-1188

	FY 2019-20	FY 2020-21
Legislative Department		
Personal Services	\$76,258	\$83,189
Operating Expenses and Capital Outlay Costs	\$5,653	\$950
Centrally Appropriated Costs*	\$14,774	\$16,274
Total Cost	\$96,685	\$100,413
Total FTE	0.9 FTE	1.0 FTE

* Centrally appropriated costs are not included in the bill's appropriation.

Legislative Council Staff. LCS requires the additional 1.0 FTE for a subject matter expert to accomplish the work under this bill. Currently, LCS does not employ a person with the necessary environmental expertise to aid in the analysis of these assessments. Beginning in current FY 2018-19, staff time will be required to develop procedures for conducting greenhouse gas impact assessments. Starting at the 2020 legislative session, workload will increase to prepare and review these impacts.

State agency workload. The Department of Natural Resources, the Colorado Energy Office, and any other state agency with subject matter expertise, such as the Colorado Department of Public Health and Environment, will have increased workload to respond to information requests from LCS related to greenhouse gas emissions notes. Workload will vary depending on the complexity of

the measure under consideration. This minimal workload does not require a change in appropriations. Should an agency regularly experience a high volume of requests or require additional resources associated with information sharing, additional funding will be requested through the annual budget process.

Centrally appropriated costs. Pursuant to a Joint Budget Committee policy, certain costs associated with this bill are addressed through the annual budget process and centrally appropriated in the Long Bill or supplemental appropriations bills, rather than in this bill. These costs, which include employee insurance and supplemental employee retirement payments, are estimated to be \$14,774 in FY 2019-20 and \$16,274 in FY 2020-21.

Effective Date

The bill was signed into law by the Governor and took effect on May 29, 2019.

State Appropriations

For FY 2019-20, the bill requires and includes a General Fund appropriation of \$81,911 and an allocation of 0.9 FTE for the Legislative Department.

State and Local Government Contacts

Colorado Energy Office
Natural Resources

Legislative Council Staff
Public Health And Environment