

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING THE REGULATION OF MOBILE HOME PARKS, AND, IN CONNECTION THEREWITH, GRANTING COUNTIES THE POWER TO ENACT ORDINANCES FOR MOBILE HOME PARKS, EXTENDING THE TIME TO MOVE OR SELL A MOBILE HOME AFTER EVICTION PROCEEDINGS, CREATING THE "MOBILE HOME PARK ACT DISPUTE RESOLUTION AND ENFORCEMENT PROGRAM", AND MAKING AN APPROPRIATION.

Prime Sponsors: Reps. Hooton and McCluskie
Senator Fenberg

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Fiscal Impact of Bill as Amended to Date

The most recent Legislative Council Staff Revised Fiscal Note (attached) reflects the fiscal impact of the bill as of 04/26/19.

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

The attached revised Fiscal Note indicates that the bill requires the following appropriations for FY 2019-20:

- \$352,965 cash funds to the Department of Local Affairs (DOLA);
- \$22,697 reappropriated funds to the Department of Law; and
- \$130,065 reappropriated funds to the Governor's Office of Information Technology (OIT).

However, the newly created Mobile Home Park Act Dispute Resolution and Enforcement Program Fund that will support DOLA's costs of administering the new program is continuously appropriated to DOLA. Thus, DOLA does not require an appropriation in the bill to spend the fee and penalty revenue that will be collected and credited to this fund. However, the Department of Law and OIT both require FY 2019-20 appropriations to spend money that is transferred from DOLA. These appropriations are classified as cash funds, rather than reappropriated funds, as these appropriations are not being appropriated for a second time.

Amendments in This Packet for Consideration by Appropriations Committee

Amendment	Description
None.	

Current Appropriations Clause in Bill

The bill includes a provision that appropriates a total of \$152,138 cash funds for FY 2019-20, including \$22,073 to the Department of Law and \$130,065 to the OIT. This provision also states that the appropriation to the Department of Law is based on the assumption that the Department will require an additional 0.1 FTE.

Points to Consider*Legislative Authority*

Is it necessary to "continuously appropriate" money in the Mobile Home Park Act Dispute Resolution and Enforcement Program Fund [see page 23 of the reengrossed bill, lines 10 and 11]? This method of funding the program essentially moves related expenditures (and the associated FTE) off-budget, and thus expenditures are not reported or accounted for through the budget process.