

**JBC STAFF FISCAL ANALYSIS  
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING TREATMENT OF INDIVIDUALS WITH SUBSTANCE USE DISORDERS WHO COME INTO CONTACT WITH THE CRIMINAL JUSTICE SYSTEM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Prime Sponsors: Sens. Priola and Pettersen  
Reps. Kennedy and Singer

JBC Analysts: Eric Kurtz  
Carolyn Kampman  
Phone: 303-866-4959  
Date Prepared: April 18, 2019

**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 04/16/19.

<b>XXX</b>	<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

\* Please note that page five of the attached Fiscal Note lists the assumptions that were used to estimate the costs for the Department of Human Services to provide medication-assisted treatment to persons confined in county jails. This section indicates that the fiscal note assumes that approximately five percent of the jail population has a "substance use disorder"; this should refer to an "opioid use disorder".

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

<b>Amendment</b>	<b>Description</b>
J.001	Staff-prepared appropriation amendment

**Current Appropriations Clause in Bill**

The bill includes an appropriation clause that is not consistent with the fiscal impact identified in the Legislative Council Staff Revised Fiscal Note dated 04/16/19.

**Description of Amendments in This Packet**

**J.001** Staff has prepared amendment **J.001** (attached) to replace the existing appropriations clause. The new clause provides a total of \$4,296,882 General Fund and 4.9 FTE in FY 2019-20 for various departments as detailed in the table below. In addition, the new clause provides

\$1,800,000 reappropriated funds spending authority to the Department of Public Health and Environment from the Harm Prevention Grant Program Cash Fund in FY 2019-20.

Appropriations in J.001			
Department	General Fund	Reappropriated Funds	FTE
<b><u>Human Services</u></b>			
Personal Services	\$58,412		0.7
Operating Expenses	5,368		
Treatment and Detoxification Programs (Medication-Assisted Treatment in County Jails)	735,000		
Criminal Justice Diversion Programs (Co-Responder Program Expansion)	1,165,052		0.8
Subtotal - Human Services	1,963,832		1.5
<b><u>Corrections</u></b>			
Medical Services Subprogram			
Personal Services	370,492		1.6
Operating Expenses	900		
Start-up Costs	9,406		
Purchase of Pharmaceuticals	111,142		
Communications Subprogram			
Operating Expenses	810		
Subtotal - Corrections	492,750		1.6
<b><u>Public Health and Environment</u></b>			
Harm Reduction Grant Program	1,800,000	1,800,000	1.8
<b><u>Public Safety</u></b>			
DCJ Administrative Services (Substance Use Disorders in Criminal Justice System Study)	40,300		
<b>TOTAL</b>	<b>\$4,296,882</b>	<b>\$1,800,000</b>	<b>4.9</b>

**Points to Consider**

*General Fund Impact*

The Joint Budget Committee has proposed a budget package for FY 2019-20 based on the March 2019 Legislative Council Staff revenue forecast. The budget package leaves approximately \$47.9 million General Fund unallocated. Thus, the General Assembly could appropriate up to \$44.7 million General Fund to fund 2019 legislation and maintain a 7.25 percent General Fund reserve. This bill requires a General Fund appropriation of \$4,296,882 for FY 2019-20, reducing the excess General Fund reserve by \$4,608,406.

*Revenue Source*

Is it necessary to appropriate money in the General Fund to a newly created cash fund rather than directly appropriating General Fund for the Harm Reduction Grant Program? This funding method complicates the budget process, making it more difficult to identify programs and services that are supported by the General Fund.