Concerning the creation of a cash fund into which money received from pharmaceutical rebates for the state drug assistance program administered by the Department of Public Health and Environment will be credited.

Prime Sponsors: Reps. Esgar and Landgraf
Sens. Moreno and Coram

JBC Analyst: Andrew Forbes
Phone: 303-866-2062
Date Prepared: June 9, 2020

**Appropriation Items of Note**

**Appropriation Not Required, No Amendment in Packet**

**New Cash Fund (with Continuous Appropriation)**

**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 06/09/20.

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

The bill neither requires nor contains an appropriation clause for FY 2020-21.

**Points to Consider**

*Legislative Authority*

Is it necessary to "continuously appropriate" money in the HIV Medications Rebate Fund? This method of funding essentially moves related expenditures off-budget, and thus expenditures are not reported or accounted for through the budget process.