

**JBC STAFF FISCAL ANALYSIS  
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING GAS PIPELINE SAFETY, AND, IN CONNECTION THEREWITH, INCREASING AND CLARIFYING THE RULE-MAKING AND ENFORCEMENT AUTHORITY OF THE PUBLIC UTILITIES COMMISSION.

Prime Sponsors: Senator Story

JBC Analyst: Mitch Burmeister  
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Date Prepared: April 26, 2021

**Appropriation Items of Note**

**Appropriation Required, Amendment in Packet**

**General Fund Impact**

**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 03/05/21.

<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

**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 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 \$276,932 General Fund to the Department of Regulatory Agencies and reappropriating \$53,170 to the Department of Law for FY 2021-22. This provision assumes the Department of Regulatory Agencies will require an additional 2.8 FTE and the Department of Law will require an additional 0.3 FTE.

**Points to Consider***General Fund Impact*

The Joint Budget Committee has proposed a budget package for FY 2021-22 based on the March 2021 Legislative Council Staff revenue forecast. The budget package includes a set aside of \$50.0 million General Fund for bills that require General Fund appropriations for FY 2021-22. This bill requires a General Fund appropriation of \$276,932 for FY 2021-22, reducing the \$50.0 million set aside by the same amount.

Section 40-2-110 (1), C.R.S. specifies that the programs administered by the Public Utilities Commission be funded from the Fixed Utility Fund. However, as noted in the Legislative Council Staff Fiscal Note, there are not sufficient resources in the Fixed Utility Fund at the present time to support the expenditures identified in the fiscal note. If the General Assembly revises the statutory maximum fee, these and future expenses may be paid from the Fixed Utility Fund.

The Department of Regulatory Agencies receives federal grant money for the Pipeline Safety Program from the U.S. Department of Transportation's Pipeline and Hazardous Materials Safety Administration. This grant funding is awarded to the Department at the end of calendar years in variable amounts and used to repay the Department for 55-70 percent of the prior calendar year's expenditure on the Pipeline Safety Program. This grant funding would reduce the impact of any General Fund dollars spent on the program.