

**JBC STAFF FISCAL ANALYSIS  
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING PROVIDING MENSTRUAL HYGIENE PRODUCTS AT NO EXPENSE TO STUDENTS.

Prime Sponsors: Senator Winter  
Reps. Herod and Titone

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**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 05/06/21.

<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

The Education Committee Report (05/13/21) includes amendments to the bill, however, Legislative Council Staff and JBC Staff agree that the committee amendments do not change 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 \$100,000 General Fund to the Department of Education for FY 2021-22.

**Points to Consider**

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*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 \$48.0 million General Fund for bills that require General Fund appropriations for FY 2021-22. This bill requires a General Fund appropriation of \$100,000 for FY 2021-22, reducing the \$48.0 million set aside by the same amount.

*Technical Issues*

The Legislative Council Staff Fiscal Note and this fiscal analysis assume that the Department's expenditures under the bill are limited by the appropriation amount (assumed to be no more than \$100,000 General Fund in FY 2021-22). However, the bill does not specify that expenditures under the program are limited by the annual appropriation and directs the Department to distribute to each applicant "an amount that is proportionate to the number of students and restrooms provided in its application." The General Assembly may wish to add language specifying that annual distributions are limited to no more than the amount appropriated for the program in that year.