

**JBC STAFF FISCAL ANALYSIS  
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING MEASURES TO ELIMINATE THE PRESENCE OF LEAD IN THE DRINKING WATER OF CERTAIN FACILITIES WHERE CHILDREN ARE PRESENT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Prime Sponsors: Representative Sirota  
Sens. Winter and Fields

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**Appropriation Items of Note**

**Appropriation Already Added to Bill, No Amendment in Packet**

**General Fund Impact**

**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 05/04/22.

|            |  |
|------------|--|
| <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>  |
|------------------|---|
| L.012/J.003      | Bill Sponsor amendment - changes fiscal impact <i>and</i> appropriation |

**Current Appropriations Clause in Bill**

The bill includes an appropriation clause that provides a total of \$38,648,019 to the Department of Public Health and Environment for FY 2022-23, including \$20,648,019 General Fund and \$18,000,000 reappropriated funds. This provision also states that the appropriation is based on the assumption that the Department will require an additional 8.0 FTE. Of the General Fund appropriation, \$505,498 is reappropriated to the Governor's Office of Information Technology.

**Description of Amendments in This Packet**

**L.012 and J.003**

Bill Sponsor amendment **L.012** (attached) adds middle schools as eligible entities for reimbursement under the bill, and establishes a priority order of school reimbursement. Middle schools added by **L.012** will be reimbursed beginning in 2024 after other schools identified in the bill. The expected increased cost of **L.012** is \$3.0 million, and **J.003** increases the General Fund appropriation to the Department of Public Health and Environment from \$20,648,019 to \$23,648,019 to reflect the increased cost of **L.012**. The amount reappropriated to the Department has also increased from \$18,000,000 to \$21,000,000.

### Points to Consider

#### *General Fund Impact*

The Joint Budget Committee has proposed a budget package for FY 2022-23 based on the March 2022 Legislative Council Staff revenue forecast. The budget package includes two set-asides:

- \$40.0 million General Fund for bills that create ongoing obligations; and
- \$900.0 million General Fund for bills that create one-time obligations in FY 2022-23.

The \$40.0 million *appropriations* set-aside includes an additional \$6.0 million General Fund to provide a 15.0 percent General Fund reserve for those appropriations. The \$900.0 million *obligations* set-aside does not include an additional amount for a General Fund reserve and, assumes, but does not require, that obligations be addressed through statutory transfers rather than appropriations. Therefore *appropriations* from the \$900.0 million set-aside require an additional 15.0 percent to maintain the statutory General Fund reserve.

This bill creates an ongoing obligation and requires a General Fund appropriation of \$2,648,019 for FY 2022-23, reducing the \$40.0 million set aside by the same amount.

This bill also creates a one-time obligation and requires a General Fund appropriation of \$18.0 million for FY 2022-23, reducing the \$900.0 million set aside by \$20.7 in order to maintain a 15.0 percent statutory General Fund reserve.

If the Committee adopts L.012 the bill will create a one-time General Fund appropriation of \$21.0 million for FY 2022-23, reducing the \$900.0 million set aside by \$24,150,000 in order to maintain a 15.0 percent statutory General Fund reserve.