

**JBC STAFF FISCAL ANALYSIS  
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE REGULATION OF SUPPLEMENTAL HEALTH-CARE STAFFING AGENCIES BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, AND, IN CONNECTION THEREWITH, REQUIRING SUPPLEMENTAL HEALTH-CARE STAFFING AGENCIES TO REPORT DATA TO THE DEPARTMENT OF LABOR AND EMPLOYMENT, AND REQUIRING THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO REPORT TO THE GENERAL ASSEMBLY, THE GOVERNOR, AND THE ATTORNEY GENERAL'S OFFICE CONCERNING CAPS OR OTHER METHODS OF REGULATING SERVICE RATES AND RATES CHARGED TO HEALTH-CARE FACILITIES AND MAKING AN APPROPRIATION.

Prime Sponsors: Sens. Zenzinger and Cooke  
Representative Lontine

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**Appropriation Items of Note**

**Appropriation Already Added to Bill, 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 05/05/22.

XXX	<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**

Amendment	Description
J.002	Staff-prepared appropriation amendment

**Current Appropriations Clause in Bill**

The bill includes an appropriation clause that includes a total of \$688,613 General Fund to the Department of Labor and Employment for FY 2022-23. This provision also states that the appropriation is based on the assumption that the Department will require an additional 1.1 FTE. The provision also appropriates a total of \$39,358 General Fund to the Department of Public Health and

Environment for FY 2022-23 and states that the appropriation is based on the assumption that the Department will require an additional 0.5 FTE.

**Description of Amendments in This Packet**

**J.002** Staff has prepared amendment **J.002** (attached) to change the existing clause to appropriate a total of \$427,591 General Fund to the Department of Labor and Employment for FY 2022-23. This provision also states that the appropriation is based on the assumption that the Department will require an additional 2.0 FTE. The provision also appropriates a total of \$37,616 General Fund to the Department of Public Health and Environment for FY 2022-23 and states that the appropriation is based on the assumption that the Department will require an additional 0.3 FTE. Of the amount appropriated to the Department of Public Health and Environment, \$15,545 is reappropriated to the Office of Information Technology, within the Office of the Governor.

**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.

As amended by the Finance Committee this bill creates an ongoing obligation and requires a General Fund appropriation of \$465,207 for FY 2022-23, reducing the \$40.0 million set aside by the same amount.