

**JBC STAFF FISCAL ANALYSIS  
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING PUBLIC EMPLOYEES' WORKPLACE PROTECTION.

Prime Sponsors: Senator Rodriguez  
Representative Woodrow

JBC Analyst: Abby Magnus  
Phone: 303-866-2149  
Date Prepared: April 5, 2023

**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 02/22/23.

<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 Senate Local Government & Housing Committee Report (02/28/23) 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
L.008/J.002	Bill Sponsor amendment - changes fiscal impact <i>and</i> appropriation

**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

## SB23-111

## JBC Staff Analysis

\$457,239 cash funds from the Employment Support Fund to the Department of Labor and Employment for FY 2023-24. This provision also states that the appropriation is based on the assumption that the Department will require an additional 4.2 FTE. The appropriation clause also reappropriates \$57,100 to the Department of Law and is based on an assumption that the Department of Law will require an additional 0.3 FTE.

### L.008 and J.002

Among other technical changes, Bill Sponsor amendment **L.008** (attached) delays the Department's authority to adjudicate unfair labor practice charges related to this legislation until July 1, 2024. This amendment reduces the number of FTE required in FY 2023-24 by 3.0, which decreases the fiscal impact in the first year. L.008 also requires that any costs for implementation of this legislation must come from the General Fund.

JBC Staff has prepared amendment **J.002** (attached) to add a provision appropriating a total of \$151,751 General Fund to the Department of Labor and Employment for FY 2023-24. This provision also states that the appropriation is based on the assumption that the Department will require an additional 0.9 FTE. The appropriation clause also reappropriates \$57,100 to the Department of Law and is based on an assumption that the Department of Law will require an additional 0.3 FTE.

**If the Committee adopts L.008 it should also adopt J.002 and should NOT adopt J.001.**

### Points to Consider

#### *General Fund Impact*

The Joint Budget Committee has proposed a budget package for FY 2023-24 based on the March 2023 Office of State Planning and Budgeting (OSPB) revenue forecast. The budget package includes two set-asides for legislation outside of the package: (1) \$30.0 million General Fund for bills that create ongoing obligations; and (2) \$469.0 million for bills that create one-time obligations for FY 2023-24 (see table below).

General Fund Appropriation Placeholders for Other 2023 Legislation	
Description	FY 2023-24
Legislation with Ongoing Fiscal Impacts	\$30,000,000
Legislation with One-time Fiscal Impacts	
Workforce-related legislation, including free credentials, math scholarships, adult education, and concurrent enrollment	103,000,000
Housing-related legislation, including property tax relief, land use, and public-private partnerships	221,000,000

**SB23-111****JBC Staff Analysis**

General Fund Appropriation Placeholders for Other 2023 Legislation	
Legislation related to topics other than workforce and housing, including rural opportunity, line of duty loss, and Proposition 122 implementation	145,000,000
Subtotal	\$469,000,000
<b>TOTAL Placeholders for Other 2023 Legislation</b>	<b>\$499,000,000</b>

The budget package accounts for the 15.0 percent reserve associated with the above placeholders (a total of \$74.9 million).

As included in **J.001**, this bill does not create an ongoing General Fund obligation.

As included in **J.002**, this bill creates an ongoing obligation and requires a General Fund appropriation of \$151,751 for FY 2023-24, reducing the \$30.0 million set aside by the same amount, and requires a General Fund appropriation of \$292,820 in FY 2024-25 and future years.