

**JBC STAFF FISCAL ANALYSIS  
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING PROPERTY USED TO ILLEGALLY MANUFACTURE DRUGS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Prime Sponsors: Senator Cutter  
Representative Lindsay

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Date Prepared: May 3, 2023

**Appropriation Items of Note**

**Appropriation Already Added to Bill, Amendment in Packet**

**General Fund/TABOR 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 04/25/23.

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

The House Transportation, Housing & Local Government Committee Report (05/02/23) includes an amendment to the bill, however, Legislative Council Staff and JBC Staff agree that the committee amendment does not change the fiscal impact of the bill.

**Amendments in This Packet for Consideration by Appropriations Committee**

Amendment	Description
J.003	Staff-prepared appropriation amendment

**Current Appropriations Clause in Bill**

The bill includes an appropriation clause that appropriates \$106,798 General Fund to the Department of Public Health and Environment in FY 2023-24. This provision also states that the appropriation is based on the assumption that the Department will require an additional 1.4 FTE. However, the Revised Fiscal Note indicates that an appropriation of \$74,516 General Fund is required to implement the bill, based on an assumption of 1.0 FTE (a reduction of \$32,282 General Fund and

0.4 FTE below the existing appropriation clause).

**Description of Amendments in This Packet**

**J.003** Staff has prepared amendment **J.003** (attached) to align with the Revised Fiscal Note and change the existing clause to appropriate \$74,516 General Fund to the Department of Public Health and Environment in FY 2023-24 and state that the appropriation is based on an assumption that the Department will require 1.0 FTE.

**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
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).

This bill creates a one-time obligation and requires a General Fund appropriation of \$74,516 for FY 2023-24, reducing the \$469.0 million set aside by that amount.

*TABOR Impact*

This bill is estimated to increase cash fund revenues by \$44,259 beginning in FY 2024-25 and \$37,589 in FY 2025-26, which will increase the TABOR refund made out of the General Fund and reduce the available General Fund in each fiscal year by equal amounts.