

**JBC STAFF FISCAL ANALYSIS  
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING THE MITIGATION OF CERTAIN TRANSPORTATION-RELATED ENVIRONMENTAL HAZARDS, AND, IN CONNECTION THEREWITH, CREATING THE FUELS IMPACT ENTERPRISE TO ADMINISTER PROGRAMS AND IMPOSE FEES THAT ARE RELATED TO THE TRANSPORTATION OF FUEL WITHIN THE STATE, MODIFYING THE CLEAN FLEET ENTERPRISE SO THAT IT ADMINISTERS PROGRAMS AND IMPOSES FEES THAT ARE DESIGNED TO REDUCE EMISSIONS FROM DIESEL TRUCKS, CREATING A TAX CREDIT FOR THE CONVERSION, LEASE, OR PURCHASE OF CLEAN COMMERCIAL VEHICLES, MODIFYING THE FEE COLLECTED FOR THE DISTRIBUTION TO THE PERFLUOROALKYL AND POLYFLUOROALKYL SUBSTANCES CASH FUND, MODIFYING THE PETROLEUM STORAGE TANK FUND, ALLOWING THE COLORADO STATE PATROL TO CONFORM HAZARD MATERIALS ROUTING REGULATIONS TO TRANSPORTATION COMMISSION RULES, AND PHASING OUT THE USE OF CERTAIN DIESEL TRUCKS ON STATE PROJECTS.

Prime Sponsors: Senator Mullica  
Representative Snyder

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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 Revised Fiscal Note (attached) reflects the fiscal impact of the bill as of 04/21/23.

<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

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

<b>Amendment</b>	<b>Description</b>
J.001	Staff-prepared appropriation amendment
L.002	Bill Sponsor amendment - does not change fiscal impact

**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 \$576,346 General Fund to the Department of Revenue for FY 2023-24. This provision also states that the appropriation is based on the assumption that the Department will require an additional 2.5 FTE. Of this amount \$24,047 is reappropriated to the Department of Personnel for document management.

**L.002** Bill Sponsor amendment **L.002** (attached) adds Hazardous Materials Troopers to the list of those receiving required benefits.

**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).

**SB23-280****JBC Staff Analysis**

This bill creates a one-time obligation and requires a General Fund appropriation of \$576,346 million for FY 2023-24, reducing the \$469.0 million set aside by that amount.