

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING PROCEDURAL REQUIREMENTS IN EVICTIONS, AND, IN CONNECTION THEREWITH, PROHIBITING CERTAIN FEES FOR A DEFENDANT AND DIRECTING COURTS TO MAIL CERTAIN DOCUMENTS ON A DEFENDANT'S BEHALF.

Prime Sponsors: Reps. Lindsay and Soper
Sens. Buckner and Pelton B.

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Date Prepared: April 5, 2024

Appropriation Items of Note

Appropriation Required, 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 03/12/24.

XXX	No Change: Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
	Update: Fiscal impact has changed due to <i>new information or technical issues</i>
	Update: Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared
	Non-Concurrence: 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
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.002 Staff has prepared amendment **J.002** (attached) to add a provision appropriating \$122,743 General Fund to the Judicial Department for FY 2024-25.

HB24-1099

JBC Staff Analysis

L.002 Bill Sponsor amendment **L.002** (attached) makes a conforming amendment and changes the "Act Subject to Petition" clause to include an effective date of Nov. 1, 2024. Legislative Council Staff and JBC Staff agree that the amendment does not change the fiscal impact of the bill.

The Committee should adopt J.002. The Committee may also adopt L.002.

Points to Consider

General Fund Impact

The Joint Budget Committee has proposed a budget package for FY 2024-25 based on the March 2024 Office of State Planning and Budgeting (OSPB) revenue forecast. The budget package includes \$93.5 million in set-asides for legislation outside of the package (see table below). The budget package accounts for the 15.0 percent reserve associated with the above placeholders (a total of \$14.0 million).

General Fund Appropriation Placeholders for Other 2024 Legislation	
Description	FY 2024-25
General Legislative Priorities	\$21,739,130
Legislation for Shared Housing Priorities	42,478,261
Legislation for Shared Workforce and Education Priorities	16,152,110
Legislation for Other Shared Priorities	10,519,130
Legislation for Distributions to Rural Hospitals	2,608,689
TOTAL Placeholders for Other 2024 Legislation	\$93,497,320

On net, the bill increases the \$93.5 million set aside by \$68,669. It decreases the set aside with a \$122,743 General Fund appropriation for FY 2024-25 and increases the set aside by \$191,412 by reducing the TABOR refund made out of the General Fund.

TABOR/ Excess State Revenues Impact

The March 2024 Office of State Planning and Budgeting (OSPB) revenue forecast projects a TABOR surplus liability of \$1.3 billion for FY 2024-25 and \$1.8 billion for FY 2025-26 to be refunded to taxpayers out of the General Fund. Legislation that increases non-exempt revenue (such as cash funds) will increase the TABOR refund from the General Fund. This bill is estimated to decrease cash fund revenues by \$191,412 in FY 2024-25 and years thereafter, which will increase the available General Fund in each fiscal year by equal amounts. This bill reduces the TABOR refund made out of the General Fund by \$191,412 for FY 2024-25, increasing the \$93.5 million General Fund set aside for FY 2024-25 by the same amount.