

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING MOBILE HOMES THAT ARE LOCATED IN A MOBILE HOME PARK, AND, IN CONNECTION THEREWITH, SPECIFYING LEGAL RIGHTS AND RESPONSIBILITIES RELATING TO THE SALE, LEASE, AND PURCHASE OF SUCH HOMES.

Prime Sponsors: Reps. Boesenecker and Velasco
Senator Cutter

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Date Prepared: April 5, 2024

Appropriation Items of Note

Appropriation Required, Amendment in Packet

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 03/28/24.

	No Change: Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
XXX	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

The Legislative Council Staff Revised Fiscal Note (03/28/24) identifies a required appropriation of \$40,966 to the Department of Local Affairs from the Mobile Home Park Act Dispute Resolution and Enforcement Cash Fund to be reappropriated to the Department of Law with 0.2 FTE. The Mobile Home Park Act Dispute Resolution and Enforcement Cash Fund is continuously appropriated to the Department of Local Affairs, therefore, only the reappropriation to the Department of Law is required. Legislative Council Staff agrees with this assessment.

Amendments in This Packet for Consideration by Appropriations Committee

Amendment	Description
J.001	Staff-prepared appropriation amendment

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 \$40,966 reappropriated funds from the Department of Local Affairs to the Department of Law for FY 2024-25. This provision also states that the appropriation is based on the assumption that the Department of Law will require an additional 0.2 FTE to implement the act.

Points to Consider*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. The budget package includes a set aside of \$93.5 million General Fund for appropriations in FY 2024-25.

This bill is estimated to increase cash fund revenues by \$1,128 in FY 2024-25 and by \$1,128 in FY 2025-26, which will reduce the available General Fund in each fiscal year by equal amounts. This bill increases the TABOR refund made out of the General Fund by \$1,128 for FY 2024-25, reducing the \$93.5 million General Fund set aside for FY 2024-25 by the same amount.