

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING PROTECTIONS FOR INDIVIDUALS WITH AN EATING DISORDER, AND, IN CONNECTION THEREWITH, REQUIRING AN EATING DISORDER TREATMENT AND RECOVERY FACILITY TO HOLD AN APPROPRIATE DESIGNATION AND REQUIRING THE BEHAVIORAL HEALTH ADMINISTRATION TO REGULATE THE USE OF INVOLUNTARY FEEDING TUBES.

Prime Sponsors: Senator Cutter
Representative deGruy Kennedy

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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 Fiscal Note (attached) reflects the fiscal impact of the bill as of 02/26/24.

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

The Senate Health and Human Services Committee Report (02/28/24) 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

Amendment	Description
J.001	Staff-prepared appropriation amendment
L.004	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 \$451,908 General Fund to the Department of Human Services. Of that amount, \$361,717 is reappropriated to the Office of the Governor and \$51,208 is reappropriated to the Department of Law. This provision also states that the appropriation is based on the assumption that the Departments will require an additional 0.7 FTE.

L.004 Bill Sponsor amendment **L.004** (attached) delays the implementation date of the bill from July 1, 2025 to January 1, 2026. The amendment removes the FY 2024-25 fiscal impact from the bill. Legislative Council Staff and JBC Staff agree on the fiscal impact of the amendment.

If the Committee adopts **L.004**, it should **not adopt J.001**.

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 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

This bill requires a General Fund appropriation of \$451,908 for FY 2024-25, reducing the \$93.5 million set aside by the same amount. If the Committee adopts **L.004**, the bill will not have a General Fund impact in FY 2024-25.