

JBC Staff Fiscal Analysis
House Appropriations Committee

Concerning temporary hospitality event permits that authorize the consumption of marijuana.

Prime Sponsors:
Representative Ricks
(None)

Date Prepared:
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Fiscal Impacts

Appropriation Required, Amendments in Packet
TABOR Impact

Fiscal Note Status

The most recent Legislative Council Staff Revised Fiscal Note (attached) reflects the fiscal impact of the bill as of 04/28/26.

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

Amendments in This Packet

- J.001 Staff-prepared appropriation amendment
- L.009 Bill Sponsor amendment – changes fiscal impact and eliminates 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 amendment **J.001** (attached) appropriates a total of \$8,299 cash funds from the Marijuana Cash Fund to the Department of Revenue for FY 2026-27. The appropriation reflects 0.1 FTE.

L.009

Bill sponsor amendment **L.009** clarifies that the bill applies to premises licensed or permitted to sell or serve alcohol or tobacco, aligning it with current enforcement practices. This change eliminates the need for an appropriation. JBC Staff and Legislative Council Staff agree on the fiscal impact of the amendment.

If the Committee adopts **L.009**, it should not adopt **J.001**.

Points to Consider

The Joint Budget Committee (JBC) has proposed a budget package for FY 2026-27 based on the March 2026 Office of State Planning and Budgeting (OSP) revenue forecast. The forecast does not anticipate a TABOR surplus liability for FY 2025-26, but does anticipate a surplus liability of \$711.1 million for FY 2026-27 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 \$57.3 million in set-asides for legislation outside of the package (see table below). The budget package accounts for the 13.0 percent reserve associated with the placeholders.

General Fund Appropriation Placeholders for Other 2026 Legislation

Item	FY 2026-27
SB 26-149 (Pathways for Individuals with Mental Health Disorders)	\$23,222,868
Competency services	20,000,000
Potential prison capacity supplemental	5,900,000
Applied Behavioral Analysis Licensing	5,000,000
County Administration shared services	3,100,000
Medicaid Working Group	500,000
HB 26-1331 (Modify 2026 Interim Committees)	-396,469
Total - Placeholders for other legislation	\$57,326,399

TABOR/ Excess State Revenues Impact

This bill is estimated to increase cash fund revenues by \$10,521 in FY 2026-27 and by \$31,564 in FY 2027-28, which will reduce the available General Fund in each fiscal year by equal amounts. This bill increases the TABOR refund paid from the General Fund by \$10,521 for FY 2026-27, reducing the \$57.3 million General Fund set aside for FY 2026-27 by the same amount.

Amendment **L.009** eliminates the TABOR impact.