

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE ALLOCATION OF ADDITIONAL GENERAL FUND REVENUES MADE AVAILABLE FOR EXPENDITURE IN FISCAL YEAR 2016-17 DUE TO THE ENACTMENT OF LEGISLATION TO END THE STATE COLLECTION OF HOSPITAL PROVIDER FEE REVENUES THAT ARE COUNTED AGAINST THE STATE FISCAL YEAR SPENDING LIMIT, AND, IN CONNECTION THEREWITH, PRIORITIZING THE ALLOCATION OF SUCH REVENUES, IN ORDER, FOR THE HIGHWAY USERS TAX FUND, REPAYMENT OF THE STATE SEVERANCE TAX TRUST FUND AND THE LOCAL GOVERNMENT SEVERANCE TAX FUND OF MONEY DIVERTED FROM THOSE FUNDS TO THE GENERAL FUND IN FISCAL YEAR 2014-15, REDUCTION IN THE AMOUNT OF FISCAL YEAR 2016-17 PUBLIC SCHOOL FINANCE NEGATIVE FACTOR, AND MITIGATION OF TUITION INCREASES AT STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION.

Prime Sponsors: Representative Hullinghorst

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Date Prepared: March 28, 2016

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 03/28/16.

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
None	

Current Appropriations Clause in Bill

The bill does not include an appropriations clause. See the first Point to Consider, below, for more information.

Points to Consider

Technical Issues

1. Contingent on the September 2016 Legislative Council Staff revenue forecast, the bill makes allocations to the Department of Education and to the Department of Higher Education, but

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for the departments to spend those allocations additional action would be required by the General Assembly. For the Department of Education, the allocation is to reduce the FY 2016-17 negative factor, but that would require a statutory change to the School Finance Act and an appropriation. For the Department of Higher Education, the allocation is to reduce FY 2017-18 tuition rate increases and provide additional student financial aid, but that would require an appropriation. To write an appropriation more direction would be needed about the distribution of funding between the governing boards and financial aid. The JBC staff assumes that the General Assembly would take the additional actions necessary in the 2017 legislative session for the Department of Education and the Department of Higher Education to spend the allocations. However, if the intent is for the departments to be able to spend the allocated funds beginning in September 2016, then the bill will need to be modified with contingent amendments to the School Finance Act and contingent appropriations.

2. The bill makes transfers and allocations based on the September 2016 Legislative Council Staff revenue forecast, but actual revenues for the fiscal year could differ from the forecast.
3. The bill has a number of blank bill references that need to be completed.