

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE CREATION OF A FAMILY AND MEDICAL LEAVE INSURANCE PROGRAM.

Prime Sponsors: Reps. Winter and Gray
Sens. Donovan and Fields

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Date Prepared: April 2, 2018

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 02/02/18.

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 House Business Affairs and Labor Committee Report (02/06/18) 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
None.	

Current Appropriations Clause in Bill

The bill neither requires nor contains an appropriation clause for FY 2018-19.

Points to Consider

Technical Issues

Legislative Council Staff and JBC Staff have interpreted language in the introduced bill (p. 6 lines 17-19 and p. 14 lines 9 through 21) to mean that amounts in the Family and Medical Leave Insurance Fund created by the bill are continuously appropriated to the executive branch to pay revenue bonds and benefits and to administer the program. If this is a proper interpretation, the program is not subject to annual appropriation by the General Assembly. However, the term "continuously appropriated" is not used in the bill, and the General Assembly may wish to consider an amendment clarifying its intent.

HB18-1001

JBC Staff Analysis

Future Fiscal Impact

Legislative Council Staff projects that this bill will have a fiscal impact of \$496.7 million and 221.1 FTE by FY 2021-22. Most revenue and expenditures resulting from the bill would be cash funds from the Family and Medical Leave Insurance Fund created by the bill. However, the bill is projected to require General Fund appropriations to the Department of Revenue of \$143,963 in FY 2021-22. In addition, the fiscal note indicates that there may be additional costs to other state agencies that will be addressed through the annual budget process.