

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE PROVISION OF EMERGENCY TELEPHONE SERVICE, AND, IN CONNECTION THEREWITH, ESTABLISHING THE 911 SURCHARGE AND AMENDING THE REQUIREMENTS FOR THE EMERGENCY TELEPHONE CHARGE AND THE PREPAID WIRELESS 911 CHARGE.

Prime Sponsors: Reps. McCluskie and Pelton
Sens. Coram and Gonzales

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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 03/02/2020.

	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 House Business Affairs and Labor Committee Report (03/04/20) and the House Finance Committee Report (03/12/20) include 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.

While the Legislative Council Staff Fiscal Note dated 03/02/20 identifies a TABOR impact based on the December 2019 Legislative Council Staff forecast, the updated forecast dated May 2020 indicates that a TABOR refund will not occur.

Amendments in This Packet for Consideration by Appropriations Committee

Amendment	Description
J.001	Staff-prepared appropriation amendment
L.012	Bill Sponsor amendment - does not change fiscal impact
L.011/J.002	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 \$83,247 cash funds from the 911 Surcharge Trust Cash Fund to the Department of Regulatory Agencies for FY 2020-21. This provision also states that the appropriation is based on the assumption that the Department of Regulatory Agencies will require an additional 0.9 FTE.

Additionally the amendment includes a provision appropriating \$18,930 General Fund to the Department of Revenue for FY 2020-21.

L.012 Bill sponsor amendment **L.012** (attached) changes the petition clause already in the bill to a safety clause.

L.011 and J.002 Bill sponsor amendment **L.011** (attached) allows the Department of Revenue to use the Prepaid Wireless Trust Cash Fund to cover the costs of administering and collecting prepaid wireless 911 charges.

Staff has prepared amendment **J.002** (attached) to add a provision appropriating a total of \$83,247 cash funds from the 911 Surcharge Trust Cash Fund to the Department of Regulatory Agencies for FY 2020-21. This provision also states that the appropriation is based on the assumption that the Department of Regulatory Agencies will require an additional 0.9 FTE.

Additionally the amendment includes a provision appropriating \$18,930 cash funds from the to the Prepaid Wireless Trust Cash Fund to the Department of Revenue for FY 2020-21.

If the Committee adopts amendment L.011 it should also adopt J.002 and should not adopt amendment J.001. If the Committee does not adopt amendment L.011 it should adopt J.001 and should not adopt J.002.

Points to Consider

General Fund Impact

The Joint Budget Committee has proposed a budget package for FY 2020-21 based on the following:

- the May 12, 2020, Office of State Planning and Budgeting revenue forecast;
- a school finance bill placeholder for a reduction of \$723.8 million General Fund;
- a placeholder for the reduction of \$202.0 million General Fund through one or more non-JBC package bills; and
- an adjusted statutory General Fund reserve percentage of 3.84 percent equal to \$402.0 million.

As introduced this bill requires a General Fund appropriation of \$18,930 for FY 2020-21, thereby decreasing the proposed fiscal year-end General Fund reserve or increasing the proposed placeholder reductions by the same amount.