

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE PRESCRIPTION DRUG MONITORING PROGRAM.

Prime Sponsors: Reps. Kipp and Soper
Sens. Pettersen and Jaquez Lewis

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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 Revised Fiscal Note (attached) reflects the fiscal impact of the bill as of 03/10/22.

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
J.001	Staff-prepared appropriation amendment
L.011/J.003	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 \$2,225,000 General Fund to the Department of Regulatory Agencies for FY 2022-23.

L.011 and J.003

Bill Sponsor amendment **L.011** (attached) changes the General Fund appropriation to the

Department of Regulatory Agencies to a transfer. The amendment also gives the Department the authority to spend \$2.0 million in addition to \$45,198 for administrative costs until December 30, 2024. Legislative Council Staff and JBC Staff agree that this amendment changes the fiscal impact and that the amount necessary for administration costs for two years is \$45,198.

Staff has prepared amendment **J.003** (attached) to add a provision appropriating a total of \$2,045,198 cash funds from the Division of Professions and Occupations Cash Fund to the Department of Regulatory Agencies for FY 2022-23. The provision also states that the Department has the authority to use the money until December 30, 2024.

If the Committee adopts amendment L.011 then it should adopt amendment J.003 and should not adopt amendment J.001.

Points to Consider

General Fund Impact

The Joint Budget Committee has proposed a budget package for FY 2022-23 based on the March 2022 Legislative Council Staff revenue forecast. The budget package includes two set-asides:

- \$40.0 million General Fund for bills that create ongoing obligations; and
- \$900.0 million General Fund for bills that create one-time obligations in FY 2022-23.

The \$40.0 million *appropriations* set-aside includes an additional \$6.0 million General Fund to provide a 15.0 percent General Fund reserve for those appropriations. The \$900.0 million *obligations* set-aside does not include an additional amount for a General Fund reserve and, assumes, but does not require, that obligations be addressed through statutory transfers rather than appropriations. Therefore *appropriations* from the \$900.0 million set-aside require an additional 15.0 percent to maintain the statutory General Fund reserve.

This bill creates an ongoing obligation and requires a General Fund appropriation of \$19,771 for FY 2022-23, reducing the \$40.0 million set aside by the same amount.

This bill creates a one-time obligation and includes a General Fund transfer of \$2.0 million for FY 2022-23, reducing the \$900.0 million set aside by the same amount.