

**JBC STAFF FISCAL ANALYSIS  
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING ADDITIONAL COMPREHENSIVE REPORTING REQUIREMENTS FOR SCHOOL DISCIPLINE REPORTS, AND, IN CONNECTION THEREWITH, REQUIRING A POST-ENACTMENT REVIEW OF THE IMPLEMENTATION OF THIS ACT.

Prime Sponsors: Representative Lawrence  
Senator Newell

JBC Analyst: Steve Allen  
Phone: 303-866-2061  
Date Prepared: May 4, 2015

**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 04/20/15.

XXX	<b>No Change:</b> Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
	<b>Update:</b> Fiscal impact has changed due to <i>new information or technical issues</i>
	<b>Update:</b> Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared
	<b>Non-Concurrence:</b> JBC Staff and Legislative Council Staff disagree about the fiscal impact of the bill

The House Appropriations Committee Report (04/24/15) added a provision to the bill stating that the Department of Public Safety is only required to perform the duties that need an appropriation from the General Fund if existing appropriations or resources are available. Provisions that do not require a General Fund appropriation will still be implemented. Since the bill lacks an appropriation, the duties requiring a General Fund appropriation will not be performed if the bill passes in its current state.

The Revised Fiscal Note identifies the cost of implementing *all* the bill's provisions whether or not sufficient resources are available for implementation. This cost is not changed by the House Appropriations Committee Report. Legislative Council Staff agrees with this analysis.

**Amendments in This Packet for Consideration by Appropriations Committee**

Amendment	Description
J.005	Bill Sponsor amendment

**Current Appropriations Clause in Bill**

Though the revised fiscal note indicates that it will cost \$73,457 General Fund for the Department of Public Safety to implement the bill, the bill does not contain an appropriation clause. Instead, the bill states that the Department is only required to perform the duties that need an appropriation if existing appropriations or resources are available.

## HB15-1273

## JBC Staff Analysis

**J.005** At the request of the sponsor, Staff has prepared amendment **J.005** (attached). This amendment provides a \$73,457 General Fund appropriation for H.B. 15-1273 that is contingent upon an equal or greater amount of General Fund savings being produced by the passage of S.B. 15-124 (Reduce Parole Violations), which is currently in the House.

More specifically, Section 9 of J.005 adds a provision to H.B. 15-1273 that provides a total of \$73,457 General Fund and 1.0 FTE to the Department of Public Safety, which is the amount indicated in the revised fiscal note, and states that this appropriation derives from General Fund savings generated by passage of S.B. 15-124. Section 10 of J.005 states that most of the provisions of H.B. 15-1273 will take effect upon passage but the parts of H.B. 15-1273 that require an appropriation will only take effect if S.B. 15-124 becomes law and reduces General Fund outlays by \$73,457 or more. If S.B. 15-124 becomes law in its current form, it will produce exactly \$73,457 of General Fund savings.

### Points to Consider

#### *General Fund Impact*

This bill will only receive a General Fund appropriation if S.B. 15-125 (Reduce Parole Violations) becomes law and produces \$73,457 or more of General Fund savings. The bill does not use any of the \$18.5 million of General Fund that was set aside as part of the Joint Budget Committee's budget package.