

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE PROHIBITION OF A PERSON WHO IS SERVING A SENTENCE UNDER COMMUNITY SUPERVISION AS A RESULT OF CONVICTION FOR CERTAIN OFFENSES FROM ACTING AS A PETITION CIRCULATOR.

Prime Sponsors: Representative Apuan

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Date Prepared: April 27, 2010

Summary of Amendments Made to the Bill After the 04/07/10 Legislative Council Staff Revised Fiscal Note Was Prepared (Amended by the House Finance Committee 04/21/10)

The House Finance Committee Report amends the bill to allow an individual who is on probation or parole for an offense involving unlawful sexual behavior or felony fraud to circulate a petition for an initiative or a referendum if that individual receives written permission to do so from the Parole Board, from a court, or from the appropriate probation officer.

This amendment does not affect the fiscal impact of the bill. Legislative Council Staff agrees with this assessment.

JBC Staff Concurrence with Legislative Council Staff Fiscal Note

Concurs **Does Not Concur** **Updated Analysis**

Amendments/Appropriation Status

The bill requires but does not contain an appropriation clause. Staff has prepared amendment **J.001** (attached) to add a provision appropriating the following amounts for FY 2010-11 through FY 2013-14 based on the inmate bed impact identified on page two of the Legislative Council Staff Revised Fiscal Note dated April 7, 2010:

Amendment J.001 Appropriations/Transfers				
Fiscal Year	Transfer From the General Fund to Capital Construction Fund	Appropriation From the Capital Construction Fund to the Corrections Expansion Reserve Fund	Appropriation From the General Fund to the Department of Corrections	Total General Fund Appropriation/ Transfer
FY 2010-11	\$88,867	\$88,867	\$0	\$88,867
FY 2011-12	0	0	14,269	14,269
FY 2012-13	0	0	0	0
FY 2013-14	0	0	14,269	14,269
FY 2014-15	0	0	0	0
Total	\$88,867	\$88,867	\$28,538	\$117,405

Bill Sponsor Amendments

Staff is not aware of any sponsor amendments to be offered.

Points to Consider

1. The Joint Budget Committee has introduced a balanced budget package for FY 2010-11 based on the March 2010 Legislative Council Staff forecast. This bill requires the transfer of \$88,867 from the General Fund to the Capital Construction Fund in FY 2010-11, thereby decreasing the fiscal year-end General Fund reserve by \$88,867.
2. This bill requires \$28,538 in statutory appropriations from the General Fund to the Department of Corrections from FY 2011-12 through FY 2013-14, thereby reducing the amount of funds available for other purposes.