

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING AN EXTENSION OF THE PROHIBITION AGAINST SEXUAL CONDUCT IN CORRECTIONAL INSTITUTIONS, AND MAKING AN APPROPRIATION THEREFOR.

Prime Sponsors: Representative DelGrosso
Senator Steadman

JBC Analyst: Patrick Brodhead
Phone: 303-866-2061
Date Prepared: April 7, 2010

Summary of Amendments Made to the Bill After the 04/06/10 Legislative Council Staff Revised Fiscal Note Was Prepared

None.

JBC Staff Concurrence with Legislative Council Staff Fiscal Note

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

Amendments/Appropriation Status

The bill includes an incomplete five-year sentencing appropriation clause. Staff has prepared amendment J.001 (attached) to change the existing clause to appropriate the following amounts for FY 2010-11 through FY 2012-13 based on the inmate bed impact identified on page three of the Legislative Council Staff Revised Fiscal Note dated April 6, 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	\$83,861	\$83,861	\$0	\$83,861
FY 2011-12	0	0	28,014	28,014
FY 2012-13	0	0	4,482	4,482
FY 2013-14	0	0	0	0
FY 2014-15	0	0	0	0
Total	\$83,861	\$83,861	\$32,496	\$116,357

Bill Sponsor Amendments

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

Points to Consider

1. This bill requires the transfer of \$83,861 from the General Fund to the Capital Construction Fund in FY 2010-11. Due to the uncertainty of available General Fund revenue, this transfer could require funding reductions in other state programs and services.
2. This bill requires \$32,496 in statutory appropriations from the General Fund to the Department of Corrections from FY 2011-12 through FY 2012-13. These appropriations are subject to the limit on General Fund appropriations, and thus will reduce the amount of funds available for other purposes.