

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE AUTHORIZATION OF BOARDS OF COOPERATIVE SERVICES AS SCHOOL FOOD AUTHORITIES, AND, IN CONNECTION THEREWITH, CREATING THE BOCES HEALTHY FOOD GRANT PROGRAM.

Prime Sponsors: Reps. Massey and Scanlan

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Summary of Amendments Made to the Bill After the 02/21/10 Legislative Council Staff Fiscal Note Was Prepared (Amended by the House Education Committee 02/25/10)

The House Education Committee made clarifying amendments to the bill.

The amendments do not change the fiscal impact of the bill as delineated in the Legislative Council Staff Fiscal Note dated February 21, 2010. 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 neither requires nor contains an appropriation clause for FY 2010-11. The bill, as amended, creates the BOCES Healthy Food Grant Program Cash Fund which is subject to annual appropriation by the General Assembly. This fund shall consist of any gifts, grants, or donations received by the Department or any other moneys the Department allocates to it. The fund shall also include any federal moneys which are not subject to appropriation. Further, the Department is not required to implement the provisions of the bill unless, at its discretion, sufficient moneys are credited to the BOCES Healthy Food Grant Program Cash Fund. As indicated on Page 2 of the Legislative Council Staff Fiscal Note dated February 21, 2010, *no specific revenue source has been identified for the purposes of the bill, thus no appropriations clause is required.* If these moneys become available and if the General Assembly chooses to reflect them in the FY 2010-11 budget, it could do so through the normal budget process.

Bill Sponsor Amendments

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

Points to Consider

None.