

**JBC STAFF FISCAL ANALYSIS  
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING MEASURES TO INCREASE FLEXIBILITY IN FUNDING SERVICES FOR FAMILIES.

Prime Sponsors: Representative Summers  
Senator Foster

JBC Analyst: Amanda Bickel  
Phone: 303-866-2061  
Date Prepared: March 29, 2011

**Summary of Amendments Made to the Bill After the 03/07/11 Legislative Council Staff Revised Fiscal Note Was Prepared**

None.

**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 2011-12.

**Bill Sponsor Amendments**

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

**Points to Consider**

1. The bill specifies that the State shall retain five percent of any federal funds received. However, specific federal funding sources that might be accessed pursuant to the provisions of this bill are not identified. As each federal funding source is subject to a unique set of restrictions, it is uncertain whether the state departments will be able to implement this provision in all cases. In light of this, the General Assembly may wish to consider permissive language ("*may* retain five percent") in lieu of the current language ("*shall* retain five percent").
  
2. In the past, the State has faced problems with federal authorities related to certification of Medicaid funds for some developmental disability services. As a result, the State was forced to backfill county funds that could not be certified with state General Fund. In light of this, the General Assembly may wish to consider additional language that would protect the State from financial liability in the event of any problems associated with the certification of public expenditures by counties outlined in this bill.