

**STATE
CONDITIONAL FISCAL IMPACT**

Drafting Number: LLS 12-0702
Prime Sponsor(s): Sen. Lambert
 Rep. Levy

Date: January 31, 2012
Bill Status: Senate Appropriations
Fiscal Analyst: Kerry White (303-866-3469)

TITLE: CONCERNING THE CREDITING OF ALL DISPUTED PAYMENTS RECEIVED BY THE STATE PURSUANT TO THE TOBACCO LITIGATION SETTLEMENT AGREEMENT ON OR AFTER JULY 1, 2008, TO THE STATE GENERAL FUND.

Fiscal Impact Summary	FY 2012-2013	FY 2013-2014
State Revenue		
State Diversions Diversion from the Tobacco Litigation Settlement Fund to the General Fund	up to (\$12,000,000)	See State Diversions section.
State Expenditures		
FTE Position Change		
Effective Date: Upon signature of the Governor, or upon becoming law without his signature.		
Appropriation Summary for FY 2012-2013: None required.		
Local Government Impact: None.		

Summary of Legislation

Recommended by the Joint Budget Committee, this bill extends a provision allowing any disputed tobacco litigation settlement payments received by the state to continue to be credited to the General Fund. Under current law, this diversion is set to expire on June 30, 2011.

State Diversions

This bill is conditional upon the receipt of disputed tobacco litigation settlement payments. If Colorado prevails in arbitration proceedings for 2003 disputed payments, it could receive up to an estimated \$12 million in FY 2012-13. Additional amounts are disputed for subsequent years, although these amounts have not been estimated. Based on current law, as of June 30, 2011, any moneys received would be distributed according to the allocation formulas for all other tobacco litigation settlement revenue.

Departments Contacted

Corrections
 Higher Education
 Joint Budget Committee
 Public Health and Environment

Health Care Policy and Financing
 Human Services
 Personnel