

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING MONEYS FOR SMALL BUSINESS DEVELOPMENT CENTERS.

Prime Sponsors: Representative Tyler
Senator Jahn

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Phone: 303-866-2061
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Fiscal Impact of Bill as Amended to Date

The most recent Legislative Council Staff Fiscal Note (attached) reflects the fiscal impact of the bill as of 01/28/13.

XXX	No Change: Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
	Update: Fiscal impact has changed due to <i>new information or technical issues</i>
	Update: Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared
	Non-Concurrence: JBC Staff and Legislative Council Staff disagree about the fiscal impact of the bill

Amendments in This Packet for Consideration by Appropriations Committee

Amendment	Description
J.001	Staff-prepared appropriation amendment
L.005	Bill Sponsor amendment - changes fiscal impact <i>and</i> appropriation

Current Appropriations Clause in Bill

The bill requires but does not contain an appropriation clause.

Description of Amendments in This Packet

J.001 Staff has prepared amendment **J.001** (attached) to add two appropriation clauses:

- Section 2 appropriates \$500,000 General Fund to the Office of Economic Development and International Trade (OEDIT) for Small Business Development Centers' activities for FY 2013-14. This section takes effect only if H.B. 13-1003 does not become law.
- Section 3 appropriates \$300,000 General Fund to OEDIT for Small Business Development Centers' activities for FY 2013-14 and \$200,000 General Fund to OEDIT for the economic gardening pilot project established by H.B. 13-1003 for FY 2013-14. This section takes effect only if H.B. 13-1003 becomes law.

Note, Amendment J.001 should not be adopted if L.005 is adopted.

L.005 Bill Sponsor amendment **L.005** (attached) does the following:

- Creates the Small Business Development Centers Fund;

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- Transfers \$400,000 from the General Fund to the Small Business Development Centers Fund on July 1st of each year from 2013 through 2015;
- Creates the Economic Gardening Pilot Project Account in the Small Business Development Centers Fund;
- Transfers \$200,000 from the Small Business Development Centers Fund to the Economic Gardening Pilot Project Account on July 1, 2013, and transfers \$100,000 to the account on July 1, 2014 and July 1, 2015;
- Appropriates \$200,000 cash funds from the Small Business Development Centers Fund to OEDIT for Small Business Development Centers for FY 2013-14 and \$200,000 cash funds from the Economic Gardening Pilot Project Account to OEDIT for the economic gardening pilot project established by H.B. 13-1003 for FY 2013-14 only if H.B. 13-1003 becomes law; and
- Appropriates \$400,000 cash funds from the Small Business Development Centers Fund to OEDIT for Small Business Development Centers for FY 2013-14, but only if House Bill 13-1003 does not become law.

Note, Amendment L.005 should not be adopted if J.001 is adopted.

Points to Consider

General Fund Impact

1. The Joint Budget Committee introduced a budget package for FY 2013-14 based on the March 2013 Office of State Planning and Budgeting revenue forecast. The budget package appropriates all but approximately \$8.0 million of General Fund revenues projected to be available, less a statutorily required five percent General Fund reserve. If J.001 is adopted, this bill requires a General Fund appropriation of \$500,000 for FY 2013-14. If L.005 is adopted, this bill requires a General Fund transfer of \$400,000 for FY 2013-14.

Technical Issues

2. House Bill 13-1003 indicates that the General Assembly will appropriate moneys in the Economic Gardening Pilot Project Account of the Small Business Development Centers Fund for the pilot project established by the bill. If L.005 to H.B. 13-1002 is not adopted, H.B. 13-1003 will reference a cash fund and an account that do not exist.
3. As described above, amendment L.005 creates a new cash fund and a new account that would consist of General Fund transfers or appropriations. Is it necessary to annually transfer General Fund into a new cash fund rather than appropriating General Fund directly to OEDIT for the designated purposes?