

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING EXTENDING THE AGE OF ELIGIBILITY FOR THE CHILD NUTRITION SCHOOL LUNCH PROTECTION PROGRAM.

Prime Sponsors: Representative Moreno
Senator Ulibarri

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Date Prepared: April 9, 2014

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 02/03/14.

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.003/J.002	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 a provision appropriating \$2,373,280 General Fund and 0.5 FTE to the Department of Education for FY 2014-15. Pursuant to direction from the Chairmen of the Appropriations Committees, this amendment includes a provision to access the \$20.0 million General Fund that has been set aside in the Joint Budget Committee’s FY 2014-15 budget package to fund 2014 legislation.

L.003 and J.002

Bill Sponsor amendment **L.003** (attached) changes eligibility for participation in the Child Nutrition School Lunch Protection Program to include students in kindergarten through fifth grade (rather than twelfth grade). As detailed in the attached Legislative Council Staff memorandum dated April 7, 2014, this amendment reduces the fiscal impact of the bill to \$809,095 General Fund and 0.2 FTE for FY 2014-15.

HB14-1156

JBC Staff Analysis

Staff has prepared amendment **J.002** (attached) to add a provision appropriating \$809,095 General Fund and 0.2 FTE to the Department of Education for FY 2014-15. Pursuant to direction from the Chairmen of the Appropriations Committees, this amendment includes a provision to access the \$20.0 million General Fund that has been set aside in the Joint Budget Committee's FY 2014-15 budget package to fund 2014 legislation.

If the Committee adopts L.003 it should also adopt J.002 and not adopt J.001.

Please note that the attached Fiscal Note indicates that the bill requires General Fund appropriations for FY 2014-15. However, pursuant to Section 22-82.9-102, C.R.S., the Child Nutrition School Lunch Protection Program is eligible for funding from the State Education Fund and is currently entirely supported with State Education Fund moneys. Thus, the Committee could choose to appropriate moneys from the State Education Fund rather than the General Fund for the implementation of this bill.

Points to Consider

General Fund Impact

The Joint Budget Committee has proposed a budget package for FY 2014-15 based on the March 2014 Office of State Planning and Budgeting revenue forecast. The budget package allocates \$20.0 million General Fund to be available to fund 2014 legislation; if the full \$20.0 million is not used to fund legislation, it will be credited to the Controlled Maintenance Trust Fund.