

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE ENFORCEMENT OF PROHIBITIONS AGAINST DESIGNER DRUGS BY THE DIVISION OF LIQUOR ENFORCEMENT WITHIN THE DEPARTMENT OF REVENUE.

Prime Sponsors: Representative Landgraf
Senator Aguilar

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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 03/25/14.

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

The Judiciary Committee Report (04/03/14) includes amendments to the bill, however, Legislative Council Staff and JBC Staff agree that the committee amendments do not change the fiscal impact of the bill.

Amendments in This Packet for Consideration by Appropriations Committee

Amendment	Description
J.001	Staff-prepared appropriation amendment

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 the following provisions:

- ▶ Section 3 of **J.001** makes statutory appropriations to the Department of Corrections totaling \$85,936 General Fund for FY 2015-16 through FY 2018-19 to cover anticipated costs.
- ▶ Section 4 of **J.001** appropriates \$218,412 General Fund and 2.0 FTE to the Department of Revenue for FY 2014-15 for the Liquor and Tobacco Enforcement Division to enforce prohibitions against designer drugs and reappropriates \$9,108 and 0.1 FTE to the Department of Law for the provision of legal services.

- ▶ Section 5 of **J.001** appropriates \$191,312 General Fund and 2.0 FTE to the Department of Revenue for FY 2014-15 for the Liquor and Tobacco Enforcement Division to enforce prohibitions against designer drugs and reappropriates \$9,108 and 0.1 FTE to the Department of Law for the provision of legal services. This appropriation is \$27,100 General Fund lower than the appropriation contained in Section 2.
- ▶ Section 6 of **J.001** adds an effective date clause that makes the final appropriation for H.B. 14-1296 contingent on the passage of H.B.14-1037 (Enforcing Laws Against Designer Drugs). The effective date clause addresses a technical consideration on page 4 of the Legislative Council Staff Fiscal Note that states that the Department of Revenue would only require funding for one testing unit if H.B. 14-1037 is enacted.
- ▶ 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.

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. For FY 2014-15, this bill requires an appropriation of \$218,412 General Fund.

In addition, this bill requires General Fund appropriations totaling \$85,936 to cover the anticipated costs for the Department of Corrections for the next five fiscal years.