

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING THE AUGMENTATION OF THE SCOPE OF SERVICES OF THE STATE DRUG ASSISTANCE PROGRAM ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO AUTHORIZE FUNDING FOR PREVENTION, INTERVENTION, AND OTHER SERVICES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Prime Sponsors: Senator Steadman
Representative Young

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Phone: 303-866-2061
Date Prepared: March 27, 2015

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 03/27/15.

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.002	Bill Sponsor amendment - changes fiscal impact <i>and</i> appropriation

Current Appropriations Clause in Bill

The bill includes an appropriation clause that provides \$863,033 cash funds to the Department of Public Health and Environment for FY 2015-16. Of the total appropriation, \$600,000 is from the newly created Drug Assistance Rebate Fund, and \$263,033 is from the AIDS and HIV Prevention Fund. The appropriation from the AIDS and HIV Prevention Fund is incorrect and the appropriation should be from the Drug Assistance Fund. Amendment J.001 corrects this error.

Description of Amendments in This Packet

J.001 Staff has prepared amendment **J.001** (attached) to correct the appropriation of \$263,033 cash funds to be from the Drug Assistance Program Fund.

L.002 Bill Sponsor amendment **L.002** (attached) eliminates the newly created Drug Assistance Rebate Fund and defines the moneys received in excess of the federal price agreement as donations. By classifying moneys received from pharmaceutical companies as donations the Department will be able to expend these funds without an appropriation. The Department still requires spending authority for the additional funds in the Drug Assistance Program Fund. Therefore, the amendment includes the technical correction to appropriate \$263,033 cash funds from the Drug Assistance Program Fund and provides an informational appropriation of \$600,000 from the moneys received in excess of a federal price agreement so that the General Assembly is informed on the total cost of the State Drug Assistance Program.

If amendment L.002 is adopted, amendment J.001 should **not** be adopted.

Points to Consider

None.