

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING MEASURES TO ENSURE THAT AN ILLEGAL ALIEN DOES NOT PERFORM WORK ON A PUBLIC CONTRACT FOR SERVICES.

Prime Sponsors: Representative Crane

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Summary of Amendments Made to the Bill After the 03/10/06 Legislative Council Staff Revised Fiscal Note was Prepared

None.

JBC Staff Concurrence with Legislative Council Staff Fiscal Note

Concurs

Does Not Concur

Updated Analysis

Reason for the Update

The Legislative Council Staff Revised Fiscal Note dated March 10, 2006, indicates that the appropriation for FY 2006-07 should be made to the Division of Labor in the Colorado Department of Labor and Employment (CDLE). However, the investigations performed by CDLE to implement the bill will be performed by CDLE staff in the Executive Director's Office, not by staff in the Division of Labor. Legislative Council Staff concurs with this update.

Amendments/Appropriation Status

The bill does not contain an appropriations clause. Staff has drafted an amendment (**J.001**) that appropriates \$140,166 General Fund and 1.9 FTE to the Department of Labor and Employment to implement the bill. This clause is consistent with the estimated fiscal impact as delineated in the Legislative Council Staff Revised Fiscal Note dated March 10, 2006.

Sponsor Amendments

Staff is not aware of any sponsor amendment(s) to be offered.

Points to Consider

The Joint Budget Committee has introduced a budget package for FY 2006-07 based on the March 2006, Legislative Council Staff revenue forecast. The budget package appropriates the maximum amount of General Fund allowed pursuant to the statutory six percent limit on General Fund appropriations, less \$10,000,000¹. This bill requires \$140,166 in additional General Fund appropriations for FY 2006-07; this appropriation is subject to the six percent statutory limit on General Fund appropriations. If this bill is enacted in conjunction with other bills that require more than a total of \$10.0 million General Fund for FY 2006-07, the General Assembly will exceed the statutory limit on General Fund appropriations.

¹ Please note that on March 31, 2006, the Governor vetoed H.B. 06-1374, which appropriates \$20.0 million General Fund for FY 2005-06 for the *Giardino* lawsuit settlement (including \$10.0 million subject to the six percent limit on General Fund appropriations, and \$10.0 million exempt from the six percent limit). The FY 2006-07 Long Bill appropriates \$20.0 million General Fund for the *Giardino* lawsuit settlement for FY 2006-07; this appropriation is predicated on statutory changes in H.B. 06-1374. The Joint Budget Committee has not yet discussed any adjustments to the budget package in response to this veto.