

**JBC STAFF FISCAL ANALYSIS  
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING THE SUBMISSION TO THE VOTERS OF A BALLOT QUESTION REGARDING WHETHER THE COLORADO HEALTH BENEFIT EXCHANGE CAN IMPOSE A TAX TO SUPPORT ITS OPERATIONS.

Prime Sponsors: Senator Lundberg  
Representative Sias

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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 01/25/2016.

<b>XXX</b>	<b>No Change:</b> Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
	<b>Update:</b> Fiscal impact has changed due to <i>new information or technical issues</i>
	<b>Update:</b> Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared
	<b>Non-Concurrence:</b> 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
None	

**Current Appropriations Clause in Bill**

The bill neither requires nor contains an appropriation clause for FY 2016-17. However, if in the November 2016 statewide election the voters reject the ballot question referred by this bill, then the General Assembly will need to make an appropriation to cover the costs of the transition to the federal health exchange. Legislative Council Staff and JBC Staff assume that this appropriation can be made during the supplemental process for FY 2016-17.

**Description of Amendments in This Packet**

None.

**Points to Consider**

*Potential Future General Fund Impact*

This bill may, or may not, have an impact on the General Fund in FY 2016-17, depending on the results of the November 2016 statewide election. The Joint Budget Committee has proposed a budget package for FY 2016-17 based on the March 2016 Legislative Council Staff revenue forecast. The budget package allocates a total of \$3.2 million General Fund for 2016 legislation that is not

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accounted for in the budget package, including \$3.0 million to be available for appropriations plus \$0.2 million for the associated 6.5 percent statutory reserve. If this amount is not used to fund legislation, it will remain in the General Fund reserve.

*Technical Issue*

There is a slim possibility that even if voters do not approve Colorado Health Benefit Exchange's administrative fee, the health exchange could remain operational. If the exchange was able to secure an alternative, non-state source of sufficient funding, it could continue to operate and there would be no impact to the state. However, it is likely that any alternative, non-state source of funding would significantly increase the exchange's risk of insolvency.