

**JBC STAFF FISCAL ANALYSIS  
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING ACTIONS RELATED TO DETERMINATIONS OF COMPETENCY TO PROCEED, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Prime Sponsors: Sens. Gardner and Lambert  
Reps. Lee and Young

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**Fiscal Impact of Bill as Amended to Date**

The most recent Legislative Council Staff Revised Fiscal Note (attached) reflects the fiscal impact of the bill as of 05/03/18.

XXX	<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

The House Judiciary Committee Report (05/04/18) 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
None.	

**Current Appropriations Clause in Bill**

The bill includes provision appropriating a total of \$1,769,892 General Fund for FY 2018-19, including:

- \$1,599,892 to the Department of Human Services (including \$1,014,000 for in-custody jail restoration education services and \$585,892 for in-custody competency evaluations);
- \$120,000 to the Judicial Department (for training judges and defense counsel); and
- \$50,000 to the Department of Law (for training district attorneys).

This provision also states that the appropriation is based on the assumption that the Department of Human Services will require an additional 6.3 FTE (for competency evaluations).

**Points to Consider**

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*General Fund Impact*

The Joint Budget Committee (JBC) has proposed a budget package for FY 2018-19 based on the March 2018 Office of State Planning and Budgeting revenue forecast. The JBC has included as part of its FY 2018-19 budget package a total of \$7,900,000 General Fund for appropriations required for implementation of the four bills concerning competency (S.B. 18-249, S.B. 18-250, S.B. 18-251, and S.B. 18-252).