

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE "BEHAVIORAL HEALTH RECOVERY ACT OF 2021", AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Prime Sponsors: Sens. Pettersen and Winter	JBC Analyst: Amanda Bickel
Reps. Michaelson Jenet and Kennedy	Phone: 303-866-4960
	Date Prepared: June 4, 2021

Appropriation Items of Note

Appropriation Already Added to Bill, Amendment in Packet

General Fund Impact

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 06/03/21.

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.004	Staff-prepared appropriation amendment
L.066/ J.005	Bill Sponsor amendment - changes fiscal impact <i>and</i> appropriation

Current Appropriations Clause in Bill

As amended by the Public & Behavioral Health & Human Services Committee Report, the bill includes appropriations by department and fund source as summarized in the table below.

FY 2021-22 Appropriations in S.B. 21-137 as of Public & Behavioral Health & Human Services Committee Report (June 2, 2021)						
	Total	General Fund	Behavioral and Mental Health Cash Fund	Marijuana Tax Cash Fund	Federal Funds	FTE
Health Care Policy and Financing	\$474,358	\$112,179	\$250,000	\$0	\$112,179	0.0
Higher Education	6,650,000	0	2,000,000	4,650,000	0	0.0
Human Services	96,790,000	6,240,000	90,550,000	0	0	2.0
Legislative Department	0	0	0	0	0	0.0
Public Health & Environment	4,950,000	750,000	4,200,000	0	0	0.0
Total	\$108,864,358	\$7,102,179	\$97,000,000	\$4,650,000	\$112,179	2.0

Description of Amendments in This Packet

J.004 Staff has prepared amendment **J.004** (attached) to change the appropriations currently in the bill to align with Legislative Council Staff Revised Fiscal Note. Appropriations by department and fund source are summarized in the table below and reflected in greater detail in the fiscal note.

FY 2021-22 Appropriations in S.B. 21-137 with J.004						
	Total	General Fund	Behavioral and Mental Health Cash Fund	Marijuana Tax Cash Fund	Federal Funds	FTE
Health Care Policy and Financing	\$2,285,226	\$1,017,613	\$250,000	\$0	\$1,017,613	2.8
Higher Education	7,355,000	0	2,630,000	4,725,000	0	0.0
Human Services	96,790,000	6,240,000	90,550,000	0	0	2.0
Legislative Department	50,000	50,000	0	0	0	0.0
Public Health & Environment	7,650,000	750,000	5,900,000	1,000,000	0	1.0
Total	\$114,130,226	\$8,057,613	\$99,330,000	\$5,725,000	\$1,017,613	5.8

L.066 and J.005

Bill Sponsor amendment **L.066** (attached) authorizes and establishes requirements for a new pilot program in the Department of Human Services for residential placement of children and youth with high acuity physical, mental, or behavioral health needs. Bill Sponsor amendment **J.005** (attached) provides, for FY 2021-22, an appropriation of \$5,000,000 for this program

from the Behavioral and Mental Health Cash Fund, from money the state received from the federal coronavirus state fiscal recovery fund. It also includes, for FY 2021-22, offsetting reductions totaling \$5,000,000 in appropriations to the Department of Human Services from the same funding source. Specifically, the amendment modifies appropriations to the Department of Human Services that were adopted in the Public & Behavioral Health & Human Services Committee Report as follows:

- the appropriation for statewide care coordination infrastructure is \$26,000,000 instead of \$30,000,000 (\$4.0 million lower); and
- the appropriation for the county-based behavioral grant program is \$9,000,000 instead of \$10,000,000 (\$1.0 million lower).

The net impact of adjustments in J.005 to appropriations to the Department of Human Services is \$0. Therefore, *if L.066 and J.005 are adopted instead of J.004, the fiscal impact by department and fund source will be the same as if J.004 is adopted.*

The Committee may adopt J.004 or the combination of L.066 and J.005 but should not adopt both J.004 and J.005.

Points to Consider

General Fund Impact

The Joint Budget Committee has proposed a budget package for FY 2021-22 based on the March 2021 Legislative Council Staff revenue forecast. The budget package includes a set aside of \$48.0 million General Fund for bills that require General Fund appropriations for FY 2021-22. This bill requires a General Fund appropriation of \$8,057,613 for FY 2021-22, reducing the \$48.0 million set aside by the same amount.