

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING THE AUTHORITY FOR STATE PUBLIC ENTITIES TO ENTER INTO PUBLIC-PRIVATE PARTNERSHIPS FOR PUBLIC PROJECTS.

Prime Sponsors: Sens. Rankin and Hansen

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Date Prepared: March 30, 2022

Appropriation Items of Note

Appropriation Required, 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 03/15/22.

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

Current Appropriations Clause in Bill

The bill requires but does not contain an appropriation clause.

Description of Amendments in This Packet

J.001 Staff has prepared amendment **J.001** (attached) to add a provision appropriating \$872,685 General Fund to the Department of Personnel, and of that amount reappropriating \$100,049 to the Department of Law, for FY 2022-23. The provision additionally appropriates \$88,713 General Fund to the Department of Law for FY 2022-23 for the provision of legal services

to state agencies. The provision also states that the appropriation is based on the assumption that the Department of Personnel will require an additional 2.4 FTE and the Department of Law will require an additional 1.1 FTE.

L.003 and J.002

Bill Sponsor amendment **L.003** (attached) strikes the Business, Labor, & Technology Committee Report, dated March 2, 2022, and everything below the enacting clause of the printed bill. The amendment requires the Department of Personnel to develop and oversee a process by which certain state entities may enter into public-private partnerships, creates the Public-private Collaboration Unit within the Department, and creates a Public-Private Partnership Subcommittee of the Economic Development Commission to review proposed partnerships beginning September 1, 2022. Furthermore, the amendment transfers \$15.0 million General Fund into the Unused State-owned Real Property Fund, created in Section 24-82-102.5 (5)(a), C.R.S., on July 1, 2022 and provides continuous spending authority from the Fund for expenses including appraisals, surveys, property improvement, operational costs, and public-private agreements and associated costs. The operating expenses and personal services costs of the Public-private Collaboration Unit are annually appropriated.

Staff has prepared amendment **J.002** (attached) to add a provision appropriating \$406,683 cash funds from the Unused State-owned Real Property Fund to the Department of Personnel, and of that amount reappropriating \$100,049 to the Department of Law, for FY 2022-23. Additionally, the amendment appropriates \$88,713 General Fund to the Department of Law for FY 2022-23 for the provision of legal services to state agencies. This provision also states that the appropriation is based on the assumption that the Department of Personnel will require an additional 3.0 FTE and the Department of Law will require an additional 1.1 FTE. Legislative Council Staff and JBC Staff agree on the fiscal impact of **L.003**.

If the Committee adopts **L.003**, then **J.002** should also be adopted, but not **J.001**.

Points to Consider*General Fund Impact*

The Joint Budget Committee (JBC) has proposed a budget package for FY 2022-23 based on the March 2022 Legislative Council Staff revenue forecast. The JBC has included as part of its FY 2022-23 budget package \$15.0 million General Fund for implementation of this bill.