

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING AUTHORIZING AN INDIVIDUAL TO MOVE BETWEEN TWO ADJACENT PARCELS OF PUBLIC LAND THAT TOUCH AT THE CORNERS.

Prime Sponsors: Representative Bradley

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Date Prepared: April 27, 2023

Appropriation Items of Note

Appropriation Required, Amendments 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 04/11/23.

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.005/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 a total of \$170,632 General Fund to the Department of Natural Resources for FY 2023-24.

L.005 and J.002

Bill Sponsor amendment **L.005** (attached) exempts certain state lands from the definition of public land, changes the appointing authority of the task force to be the director of the Division of Parks and Wildlife, requires that the United State Bureau of Land Management be invited to be a member of the task force, removes the requirement that the task force accept testimony, and requires that the task force submit a report to the General Assembly by January 1, 2024 (rather than November 15, 2023).

Amendment **J.002** appropriates a total of \$50,000 General Fund to the Department of Natural Resources for FY 2023-24. This is based on Legislative Council Staff's preliminary assessment of **L.005**. The required appropriation of \$170,632 General Fund shown in the Revised Fiscal Note (dated 4/11/23) assumed that the Department would not be able to meet the November 15, 2023, reporting deadline and thus assumed that the Department would have a full fiscal year of expenditures. **L.005** pushes the reporting deadline to January 1, 2024. Legislative Council Staff's assumes that the Department will meet the revised deadline and adjusts the required appropriation downward as a result. JBC staff concurs with this preliminary assessment.

If the Committee adopts L.005, it should also adopt J.002 and not J.001.

Points to Consider

General Fund Impact

The Joint Budget Committee has proposed a budget package for FY 2023-24 based on the March 2023 Office of State Planning and Budgeting (OSPB) revenue forecast. The budget package includes two set-asides for legislation outside of the package: (1) \$30.0 million General Fund for bills that create ongoing obligations; and (2) \$469.0 million for bills that create one-time obligations for FY 2023-24 (see table below).

General Fund Appropriation Placeholders for Other 2023 Legislation	
Description	FY 2023-24
Legislation with Ongoing Fiscal Impacts	\$30,000,000
Legislation with One-time Fiscal Impacts	
Workforce-related legislation, including free credentials, math scholarships, adult education, and concurrent enrollment	103,000,000
Housing-related legislation, including property tax relief, land use, and public-private partnerships	221,000,000
Legislation related to topics other than workforce and housing, including rural opportunity, line of duty loss, and Proposition 122 implementation	145,000,000
Subtotal	\$469,000,000

HB23-1066

JBC Staff Analysis

General Fund Appropriation Placeholders for Other 2023 Legislation	
TOTAL Placeholders for Other 2023 Legislation	\$499,000,000

The budget package accounts for the 15.0 percent reserve associated with the above placeholders (a total of \$74.9 million).

This bill creates a one-time obligation and requires a General Fund appropriation of \$170,632 for FY 2023-24, reducing the \$469.0 million set aside by that amount.

If **L.005** and **J.002** are adopted, the bill creates a one-time obligation and requires a General Fund appropriation of \$50,000 for FY 2023-24, reducing the \$469.0 million set aside by that amount.