

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING METHANE SEEPAGE IN THE RATON BASIN OF COLORADO, AND, IN CONNECTION THEREWITH, REQUIRING THE COLORADO OIL AND GAS CONSERVATION COMMISSION TO COMPLETE A STUDY AND MAKING AN APPROPRIATION.

Prime Sponsors: Sens. Pelton R. and Winter F.
Reps. Winter T. and Willford

JBC Analyst: Mitch Burmeister
Phone: 303-866-3147
Date Prepared: April 22, 2023

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 04/21/23.

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.002	Staff-prepared appropriation amendment

Current Appropriations Clause in Bill

The bill includes an appropriation clause that adds a provision appropriating \$424,500 cash funds to the Department of Natural Resources from the Oil and Gas Conservation and Environmental Response Fund for FY 2023-24. However, the Revised Fiscal Note identifies \$558,500 cash funds to the Department of Natural Resources from the Oil and Gas Conservation and Environmental Response Fund, which is an increase of \$134,000 compared to the current appropriation. Additionally, the Revised Fiscal Note identifies an appropriation of \$85,361 General Fund and 0.2 FTE to the Department of Public Health and Environment.

Description of Amendments in This Packet

J.002 Staff has prepared amendment **J.002** (attached) to increase the appropriation to the Department of Natural Resources for FY 2023-24 from \$424,500 to \$558,500. The amendment also adds a provision appropriating a total of \$85,361 General Fund to the Department of Public Health and Environment for FY 2023-24. This provision also states that the appropriation is based on the assumption that the Department of Public Health and Environment will require an additional 0.2 FTE.

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
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 an ongoing obligation and requires a General Fund appropriation of \$85,361 for FY 2023-24, reducing the \$30.0 million set aside by the same amount.