

**JBC STAFF FISCAL ANALYSIS  
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE ABILITY OF CERTAIN ALCOHOL BEVERAGE LICENSE HOLDERS TO PARTICIPATE IN FESTIVALS FOR ALCOHOL BEVERAGE RETAIL ACTIVITY.

Prime Sponsors: Sens. Rodriguez and Gardner  
Reps. Lynch and McCluskie

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Date Prepared: April 25, 2023

**Appropriation Items of Note**

**Appropriation Not Required, No Amendment in Packet**

**TABOR 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 04/20/23.

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

**Amendments in This Packet for Consideration by Appropriations Committee**

Amendment	Description
None.	

**Current Appropriations Clause in Bill**

The bill neither requires nor contains an appropriation clause for FY 2023-24.

**Points to Consider**

*TABOR/ Excess State Revenues Impact*

The March 2023 Office of State Planning and Budgeting (OSPB) revenue forecast projects a TABOR surplus liability of \$720.9 million for FY 2023-24 and \$1.2 billion for FY 2024-25 to be refunded to taxpayers out of the General Fund. Legislation that increases non-exempt revenue (such

## **SB23-264**

## **JBC Staff Analysis**

as cash funds) will increase the TABOR refund from the General Fund. The budget package includes a set aside of \$30.0 million General Fund for ongoing appropriations and \$469.0 million General Fund for bills that create one-time obligations in FY 2023-24.

This bill is estimated to increase cash fund revenues by \$56,775 in FY 2023-24 and FY 2024-25, which will reduce the available General Fund in each fiscal year by equal amounts. This bill creates an ongoing obligation as long as there is a TABOR surplus and increases the TABOR refund made out of the General Fund by \$56,775 for FY 2023-24, reducing the \$30.0 million General Fund set aside by the same amount.