

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING ADULT COMPETENCY TO STAND TRIAL.

Prime Sponsors: Reps. Amabile and Bradfield
Senator Fields

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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 03/13/24.

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.004/L.005	Bill Sponsor amendments - change 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 \$880,803 for FY 2024-25, including \$672,177 General Fund to the Department of Human Services, \$158,626 General Fund to the Judicial Department, and \$50,000 reappropriated funds to the Office of the Governor. This provision also states that the appropriation is based on the assumption that the Department of Human Services will require an additional 6.2

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JBC Staff Analysis

FTE, and the Judicial Department will require an additional 2.2 FTE to implement the act.

L.004 Bill Sponsor amendment **L.004** (attached) reduces workload in the Department of Human Services and the Judicial Department associated with records requests and reduces the fiscal impact of the amended bill by an estimated \$640,161 General Fund and 6.1 FTE.

L.005 Bill Sponsor amendment **L.005** (attached) changes language related to the evaluation of moderate to severe intellectual or developmental disabilities to reduce workload for competency evaluators in the Department of Human Services and reduces the fiscal impact of the bill by \$190,642 General Fund and 1.5 FTE.

Legislative Council Staff and JBC Staff agree that if both **L.004** and **L.005** are adopted, the bill can be implemented within existing resources and does not require an appropriation for FY 2024-25. The Committee must adopt both **L.004** and **L.005** to remove the total fiscal impact of the bill.

If the Committee adopts both L.004 and L.005, it should not adopt J.001.

Points to Consider

General Fund Impact

The Joint Budget Committee has proposed a budget package for FY 2024-25 based on the March 2024 Office of State Planning and Budgeting (OSP) revenue forecast. The budget package includes \$93.5 million in set-asides for legislation outside of the package (see table below). The budget package accounts for the 15.0 percent reserve associated with the placeholders (a total of \$14.0 million).

General Fund Appropriation Placeholders for Other 2024 Legislation	
Description	FY 2024-25
General Legislative Priorities	\$21,739,130
Legislation for Shared Housing Priorities	42,478,261
Legislation for Shared Workforce and Education Priorities	16,152,110
Legislation for Other Shared Priorities	10,519,130
Legislation for Distributions to Rural Hospitals	2,608,689
TOTAL Placeholders for Other 2024 Legislation	\$93,497,320

This bill requires a General Fund appropriation of \$830,803 for FY 2024-25, reducing the \$93.5 million set aside by the same amount. The General Fund impact is removed if the Committee adopts **L.004** and **L.005**.