

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING THE REGULATION OF PERSONS PROVIDING MORTUARY SCIENCE SERVICES.

Prime Sponsors: Sens. Roberts and Gardner
Reps. Soper and Titone

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Appropriation Items of Note

Appropriation Required, Amendment in Packet

Significant Cost Increase in Second Year

Fiscal Impact of Bill as Amended to Date

The most recent Legislative Council Staff Fiscal Note (attached) reflects the fiscal impact of the bill as of 03/20/24.

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

The Senate Business, Labor, and Technology Committee Report (03/26/24) and Senate Finance Committee Report (04/02/24) include amendments to the bill, however, Legislative Council Staff and JBC Staff agree that the committee amendments do not change the fiscal impact of the bill.

Amendments in This Packet for Consideration by Appropriations Committee

Amendment	Description
J.001	Staff-prepared appropriation amendment

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 \$121,166 cash funds from the Division of Professions and Occupations Cash Fund to the Department of Regulatory Agencies for FY 2024-25. Of this amount, \$19,203 is further appropriated to

the Department of Law. This provision also states that the appropriation is based on the assumption that the Department of Regulatory Agencies will require an additional 1.0 FTE and the Department of Law will require an additional 0.1 FTE.

Points to Consider*Future Fiscal Impact*

The bill is projected to require increased cash fund appropriations of \$268,576 and 2.2 FTE in FY 2025-26. Of this amount, \$229,274 and 2.0 FTE is appropriated from the Division of Professions and Occupations Cash Fund to the Department of Regulatory Agencies and \$39,302 and 0.2 FTE is appropriated from the CBI Identification Unit Cash Fund to the Department of Public Safety.

For FY 2026-27 and future years, the bill requires an appropriation of \$222,615 cash funds from the Division of Professions and Occupations Cash Fund to the Department of Regulatory Agencies.

TABOR/Excess State Revenues Impact

The March 2024 Office of State Planning and Budgeting (OSPB) revenue forecast projects a TABOR surplus liability of \$1.8 billion for FY 2025-26 to be refunded to taxpayers out of the General Fund. Legislation that increases non-exempt revenue (such as cash funds) will increase the TABOR refund from the General Fund.

The bill is estimated to increase cash fund revenues by \$345,950 in FY 2025-26, which will reduce the available General Fund by \$333,575. In FY 2026-27, the bill is estimated to increase cash fund revenues by \$302,500, which will reduce the available General Fund by an equal amount.