

**JBC STAFF FISCAL ANALYSIS  
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING SURETY REQUIREMENTS WHEN A TAXPAYER APPEALS A TAX BILL THAT THE STATE OR A LOCAL GOVERNMENT CLAIMS IS DUE.

Prime Sponsors: Sens. Neville T. And Jahn  
Representative Kraft-Tharp

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**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 04/04/16.

|            |  |
|------------|--|
|            | <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>XXX</b> | <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 |

The Finance Committee Report (02/09/16) struck the bill's safety clause and made the bill subject to petition. As a result, the JBC staff analysis assumes new FTE added in the Department of Revenue will not be employed until August 2016. In addition, first-year costs for this position are reduced due to the pay-date shift. Legislative Council Staff concurs with this analysis. The revised cost estimates are reflected in the table below.

| <b>Department of Revenue</b> | <b>FY 2016-17</b> | <b>FY 2017-18</b> |
|------------------------------|-------------------|-------------------|
| Personal Services            | \$65,771          | \$82,213          |
| FTE                          | 0.8               | 1.0               |
| Operating Expenses           | 5,463             | 950               |
| Legal Services               | 356,288           | 356,288           |
| FTE                          | 2.1               | 2.1               |
| <b>Total - General Fund*</b> | <b>\$427,522</b>  | <b>\$439,451</b>  |

\*Excludes centrally-appropriated amounts

**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, for FY 2016-17: (1) \$427,522 General Fund to the Department of Revenue; and (2) \$356,288 reappropriated funds to the Department of Law for legal services provided to the Department of Revenue. This provision also states that the appropriation is based on an assumption that the Department of Revenue will require an additional 0.8 FTE and the Department of Law will require an additional 2.1 FTE.

**Points to Consider**

*General Fund Impact*

The Joint Budget Committee has proposed a budget package for FY 2016-17 based on the March 2016 Legislative Council Staff revenue forecast. The budget package allocates \$3.0 million General Fund to be available to fund 2016 legislation that is not accounted for in the budget package. If the full \$3.0 million is not used to fund legislation, it will remain in the General Fund reserve.