

**JBC STAFF FISCAL ANALYSIS  
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE CREATION OF THE COMMUNITY CRIME SURVIVORS GRANT PROGRAM, AND, IN CONNECTION THEREWITH, PAYING FOR THE GRANT PROGRAM BY CREATING A PRESUMPTION IN FAVOR OF GRANTING PAROLE TO NONVIOLENT OFFENDERS.

Prime Sponsors: Reps. Lee and Herod  
Sens. Lundberg and Fields

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Date Prepared: April 27, 2018

**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 04/27/18.

<b>XXX</b>	<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**

<b>Amendment</b>	<b>Description</b>
J.001	Staff-prepared appropriation amendment
J.002	Bill Sponsor amendment - changes fiscal impact <i>and</i> appropriation

**Current Appropriations Clause in Bill**

The bill includes an appropriation clause that provides \$1,761,140 cash funds from the Parole Savings Cash Fund to the Department of Public Health and Environment. This appropriation clause provides roll forward authority for the appropriation, and it includes 0.5 FTE for the Department of Public Health and Environment. The April 27, 2018 Fiscal Note indicates no FTE is required. Amendment J.001 (attached) removes the FTE from the current appropriation clause.

**Description of Amendments in This Packet**

**J.001** Staff has prepared amendment **J.001** (attached) to change the existing clause to remove the 0.5 FTE and make technical corrections to the appropriation clause added by the Judiciary Committee Report.

**J.002**

Bill Sponsor amendment **J.002** (attached):

- repeals the Parole Savings Fund;
- eliminates the one-time appropriation of \$1,761,140 General Fund into the Parole Savings Fund in FY 2017-18 that was included in H.B. 17-1326 (Justice Reinvestment Crime Prevention Initiative); and
- replaces the existing appropriation clause in the bill with a provision that appropriates \$880,570 General Fund to the Department of Public Health and Environment for FY 2018-19 for the Community Crime Survivors Grant Program.

Under current law, \$1,761,140 General Fund was to be credited to the Parole Savings Fund in FY 2017-18. In the absence of an appropriation out of the Parole Savings Fund for FY 2017-18, this amount will need to be credited back to the General Fund at the end of FY 2017-18. The State Controller's Office has confirmed that the \$1,761,140 General Fund has not yet been credited to the Parole Savings Fund. Sponsor amendment J.002 would eliminate the need for these two accounting entries to be made. Amendment J.002 will also result in \$880,570 more General Fund being available for appropriation for FY 2018-19 than anticipated as part of the Joint Budget Committee's proposed a budget package for FY 2018-19 (by eliminating the \$1,761,140 General Fund appropriation for FY 2017-18, and appropriating half of this amount for FY 2018-19).

**The Committee should adopt J.001 or J.002, but not both.**

**Points to Consider**

*Future Budget Processes*

1. Is it necessary to provide a full year years of funding for this new grant program in FY 2018-19?

*Revenue Source*

2. Money in the Parole Savings Fund is from a General Fund appropriation. Is it necessary to utilize this cash fund, rather than appropriating General Fund directly to the Department for the Community Crime Survivors Grant Program?

3. The Parole Savings Cash Fund is not a sustainable source of funding for this grant program. If the General Assembly chooses to continue to appropriate money from this fund for this grant program, an appropriation of General Fund into the cash fund will be required.