

**JBC STAFF FISCAL ANALYSIS  
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING REVISIONS TO THE TRAUMATIC BRAIN INJURY PROGRAM.

Prime Sponsors: Representative Snyder  
Senator Lee

JBC Analyst: Robin Smart  
Phone: 303-866-4955  
Date Prepared: March 25, 2019

**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 02/20/2019.

	<b>No Change:</b> Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
<b>XXX</b>	<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

The Public Health Care and Human Services Committee Report (02/22/19) includes 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.

Page three of the attached Fiscal Note indicates that this bill will increase General Fund obligations for TABOR refunds by \$563,790 in FY 2019-20, based on the Legislative Council Staff (LCS) December 2018 revenue forecast. However, the LCS March 2019 forecast projects that revenue earned in FY 2019-20 that is subject to the Taxpayer's Bill of Rights (TABOR) spending limit will fall short of the excess state revenues ("Referendum C") cap by \$69.5 million. Thus, based on the most recent LCS forecast, this bill will not affect or trigger a TABOR refund obligation in FY 2019-20.

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

Amendment	Description
J.001	Bill Sponsor amendment - changes fiscal impact and appropriation.

**Current Appropriations Clause in Bill**

The bill does not require an appropriation clause for FY 2019-20.

**Description of Amendments in This Packet**

**J.001** Bill Sponsor amendment **J.001** (attached) adds a provision appropriating \$450,000 General

## HB19-1147

## JBC Staff Analysis

Fund to the Colorado Brain Injury Trust Fund for FY 2019-20. This provision also appropriates \$450,000 reappropriated funds from the Colorado Brain Injury Trust Fund to the Department of Human Services to allow this money to be spent for the Colorado Brain Injury Program in FY 2019-20.

### Points to Consider

#### *General Fund Impact*

The bill removes language in current law restricting the appropriation of General Fund to the Trust Fund. The Joint Budget Committee (JBC) has proposed a budget package for FY 2019-20 based on the March 2019 Legislative Council Staff revenue forecast. The JBC has included as part of its FY 2019-20 budget package \$450,000 General Fund to be appropriated to the Traumatic Brain Injury Trust Fund.

#### *Revenue Source*

Revenue generated from surcharges for certain motor vehicle offenses is transferred into the Trust Fund. The bill increases the surcharges and associated revenue. The Department of Human Services currently has sufficient spending authority for the increased revenue that will result from the passage of this bill.