

**UPDATED JBC STAFF FISCAL ANALYSIS  
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING LICENSING BEHAVIORAL HEALTH ENTITIES.

Prime Sponsors: Reps. Cutter and Will  
Senator Woodward

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**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 04/08/19.

<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

During the House Appropriations Committee meeting on April 16, 2019, the Committee adopted L.004, which specifies that the Department of Human Services shall continue to fund licensing activities through the end of FY 2023-24, by which time all entities should be licensed by the Department of Public Health and Environment. This amendment was intended to eliminate the need for General Fund appropriations through 2023-24, as the Department of Human Services will use available federal funds.

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

<b>Amendment</b>	<b>Description</b>
J.001	Staff-prepared appropriation amendment
L.006	Bill Sponsor amendment - changes fiscal impact

**Current Appropriations Clause in Bill**

Amendment L.004, adopted by the Appropriations Committee on April 16, 2019, eliminates the need for an appropriation in FY 2019-20.

**Description of Amendments in This Packet**

**J.001** Staff has prepared amendment **J.001** (attached) to add a provision appropriating a total of \$51,472 General Fund to the Department of Public Health and Environment for FY 2019-20. This provision also states that the appropriation is based on the assumption that the

Department will require an additional 0.5 FTE to implement the act.

**L.006** Bill Sponsor amendment **L.006** (attached) clarifies that the Department of Human Services shall continue to fund licensing activities for the Department of Public Health and Environment and the Department of Human Services through the end of FY 2023-24, by which time all entities should be licensed by the Department of Public Health and Environment. This amendment eliminates the need for a General Fund appropriation for those Departments through 2023-24, as the Department of Human Services will use available federal funds. This amendment clarifies that the federal funds cannot be used by the Department of Public Safety, which will require General Fund appropriations in FYs 2021-22 and 2022-23, as reflected on page 6 of the fiscal note.

**The Committee may adopt J.001 or L.006 only if it moves to reconsider L.004 and substitute J.001 or L.006. It should not adopt more than one of these amendments.**

**Points to Consider**

*General Fund Impact*

The Joint Budget Committee has proposed a budget package for FY 2019-20 based on the March 2019 Legislative Council Staff revenue forecast. The budget package leaves approximately \$47.9 million General Fund unallocated. Thus, the General Assembly could appropriate up to \$44.7 million General Fund to fund 2019 legislation and maintain a 7.25 percent General Fund reserve. This bill requires a General Fund appropriation of \$51,472 for FY 2019-20, reducing the excess General Fund reserve by \$55,204.

As indicated on page four of the Fiscal Note, the General Fund appropriation required for implementation of this bill is projected to increase annually through FY 2022-23, but by FY 2023-24 cash fund revenues should be sufficient to cover expenditures.