

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING MEASURES TO IMPROVE THE EDUCATIONAL ATTAINMENT OF STUDENTS IN OUT-OF-HOME PLACEMENT.

Prime Sponsors: Representative Michaelson Jenet
Senator Moreno

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Appropriation Items of Note

Appropriation Required, Amendment in Packet

General Fund Impact

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 04/20/22.

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 House Public & Behavioral Health & Human Services Committee Report (04/26/22) 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.

Amendments in This Packet for Consideration by Appropriations Committee

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

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 a total of \$1,144,257 General Fund to the Department of Human Services and \$210,677 General Fund to the Department of Education for FY 2022-23. This provision also states that the appropriation is based on the assumption that the Department of Human services will require an additional 0.9 FTE, and the Department of Education will require an additional 0.6 FTE.

L.002 and J.002

Bill Sponsor amendment **L.002** (attached) specifies that the Department of Human Services shall contract with between two and five school districts, rather than up to five districts. The original fiscal note assumes that the Department will contract with five districts. The amendment reduces the fiscal impact based on the assumption that the Department will contract with only two school districts. Staff has drafted **J.002** (attached) to appropriate a total of \$563,568 General Fund to the Department of Human Services and \$210,677 General Fund to the Department of Education to align with this assumption. Legislative Council Staff and JBC Staff agree on the fiscal impact of the amendment.

If the Committee adopts L.002, it should adopt J.002 and not J.001.

Points to Consider

General Fund Impact

The Joint Budget Committee has proposed a budget package for FY 2022-23 based on the March 2022 Legislative Council Staff revenue forecast. The budget package includes two set-asides:

- \$40.0 million General Fund for bills that create ongoing obligations; and
- \$900.0 million General Fund for bills that create one-time obligations in FY 2022-23.

The \$40.0 million *appropriations* set-aside includes an additional \$6.0 million General Fund to provide a 15.0 percent General Fund reserve for those appropriations. The \$900.0 million *obligations* set-aside does not include an additional amount for a General Fund reserve and, assumes, but does not require, that obligations be addressed through statutory transfers rather than appropriations. Therefore *appropriations* from the \$900.0 million set-aside require an additional 15.0 percent to maintain the statutory General Fund reserve.

This bill creates an ongoing obligation and requires a General Fund appropriation of \$1,354,934 for FY 2022-23, reducing the \$40.0 million set aside by the same amount.

If the Committee adopts L.002 and J.002, the ongoing obligation is reduced to \$774,245 General Fund, reducing the \$40.0 million set aside by the same amount.