

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE INCREASE OF AVAILABLE FUNDS FOR LAW ENFORCEMENT AGENCY PEACE OFFICER SUPPORTIVE SERVICES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Prime Sponsors: Sens. Bridges and Cooke
Reps. Roberts and Woog

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Phone: 303-866-4956
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Appropriation Items of Note

Appropriation Already Added to Bill, Amendment in Packet

General Fund Impact

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 04/25/22.

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

Amendments in This Packet for Consideration by Appropriations Committee

Amendment	Description
L.006	Bill Sponsor amendment - does not change fiscal impact
L.008/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 a total of \$5,000,000 to the Peace Officers Behavioral Health Support and Community Partnership Fund in the Department of Local Affairs for FY 2022-23, and a corresponding \$5,000,000 reappropriation from the Fund for the grant program. This provision also states that the appropriation is based on an assumption that the Department will require an additional 2.5 FTE to implement the act.

Description of Amendments in This Packet

L.006 Bill Sponsor amendment **L.006** (attached) increases the amount that the Department of Local Affairs may use for its direct and indirect costs of administering the Peace Officers Behavioral Health Support and Community Partnerships Fund Grant Program from five percent to seven percent of the money annually appropriated to the Peace Officers Behavioral Health Support and Community Partnership Fund.

L.008 and J.002

Bill Sponsor amendment **L.008** (attached) reduces the amount that the General Assembly is required to appropriate to the Peace Officers Behavioral Health Support and Community Partnerships Fund in FY 2022-23 from \$5.0 million to \$3.0 million.

Amendment **J.002** reduces the appropriation to the Peace Officers Behavioral Health Support and Community Partnerships Fund and corresponding reappropriation from the Fund from \$5.0 million to \$3.0 million.

If the Committee adopts amendment L.008, it should also adopt J.002. The Committee may adopt amendment **L.006** regardless of any other amendment.

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 a one-time obligation and requires a General Fund appropriation of \$5.0 million for FY 2022-23, reducing the \$900.0 million set aside by \$5.75 million in order to maintain a 15.0 percent statutory General Fund reserve. If amendments **L.008** and **J.002** are adopted, the General Fund appropriation will be decreased to \$3.0 million for FY 2022-23, reducing the \$900.0 million set aside by \$3.45 million in order to maintain a 15.0 percent statutory General Fund reserve.