

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING IMPROVED OUTCOMES FOR PERSONS WITH BEHAVIORAL HEALTH DISORDERS.

Prime Sponsors: Reps. Ricks and Bockenfeld

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Appropriation Items of Note

Appropriation Required, Amendments 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 04/04/23.

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
J.001	Staff-prepared appropriation amendment
L.012	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 \$117,497 General Fund to the Department of Human Services for FY 2023-24. This provision also reappropriates \$52,870 of that amount to the Department of Law. Finally, the amendment states that the appropriations are based on the assumption that the Department of Human Services will require an additional 0.7 FTE and the Department of Law will require an

additional 0.3 FTE.

L.012 Bill Sponsor amendment **L.012** (attached) strikes everything below the enacting clause and eliminates the bill's current requirement that the Behavioral Health Administration create a family input process for behavioral health patients. The amendment requires managed care entities (MCEs) to enter into single-case agreements with out-of-network providers when the MCE cannot provide a member with services under the existing contract. Legislative Council Staff and JBC Staff agree that eliminating the provisions in the bill related to the family input process eliminates the fiscal impact of the bill and that adoption of amendment **L.012** would eliminate the need for an appropriation for FY 2023-24 (see attached memorandum, dated May 3, 2023, from Legislative Council Staff).

If the Committee adopts amendment L.012, then it should NOT adopt amendment J.001.

Points to Consider

General Fund Impact

The Joint Budget Committee has proposed a budget package for FY 2023-24 based on the March 2023 Office of State Planning and Budgeting (OSPB) revenue forecast. The budget package includes two set-asides for legislation outside of the package: (1) \$30.0 million General Fund for bills that create ongoing obligations; and (2) \$469.0 million for bills that create one-time obligations for FY 2023-24 (see table below).

General Fund Appropriation Placeholders for Other 2023 Legislation	
Description	FY 2023-24
Legislation with Ongoing Fiscal Impacts	\$30,000,000
Legislation with One-time Fiscal Impacts	
Workforce-related legislation, including free credentials, math scholarships, adult education, and concurrent enrollment	103,000,000
Housing-related legislation, including property tax relief, land use, and public-private partnerships	221,000,000
Legislation related to topics other than workforce and housing, including rural opportunity, line of duty loss, and Proposition 122 implementation	145,000,000
Subtotal	\$469,000,000
TOTAL Placeholders for Other 2023 Legislation	\$499,000,000

The budget package accounts for the 15.0 percent reserve associated with the above placeholders (a total of \$74.9 million).

HB23-1200

JBC Staff Analysis

This bill currently creates a one-time obligation and requires a General Fund appropriation of \$117,497 for FY 2023-24, reducing the \$469.0 million set aside by that amount. However, the adoption of amendment **L.012** would eliminate that impact.