

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING A COLORADO DEPARTMENT OF EDUCATION PARTNERSHIP WITH A NONPROFIT ENTITY TO CREATE A PROGRAM FOR ADULT EDUCATION.

Prime Sponsors: Sens. Buckner and Gardner
Representative Weissman

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Date Prepared: April 21, 2023

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 Revised Fiscal Note (attached) reflects the fiscal impact of the bill as of 03/06/23.

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.005/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 \$132,752 General Fund to the Department of Education for FY 2023-24. This provision also

SB23-003

JBC Staff Analysis

appropriates \$21,148 reappropriated funds to the Department of Law from the appropriation to the Department of Education, states that the appropriation to the Department of Education is based on an assumption that the Department of Education will require an additional 1.0 FTE, and states that the appropriation to the Department of Law is based on an assumption that the Department of Law will require an additional 0.1 FTE.

L.005 and J.002

Bill Sponsor amendment **L.005** (attached) makes the following changes to this program.

- Instead of creating an ongoing program with a requirement to appropriate \$2,000,000 General Fund each year beginning in FY 2024-25, the amendment requires a one-time appropriation of \$5,000,000 General Fund for FY 2023-24 for the Colorado Adult High School Program and specifies that any unexpended amount may roll forward until the end of FY 2026-27.
- The amendment makes related changes to program reporting deadlines, including for reports from the grantee to the Department of Education and from the Department to committees of the General Assembly.
- The amendment inserts a repeal date for the program of July 1, 2027.

Sponsor amendment **J.002** (attached) provides an appropriation of \$5,000,000 General Fund to the Department of Education for FY 2023-24. Statutory provisions included in L.005 make this funding available through FY 2026-27.

The Committee may adopt either J.001 OR the combination of L.005 and J.002. It should NOT adopt both J.001 and J.002.

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	

General Fund Appropriation Placeholders for Other 2023 Legislation	
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).

If amendment J.001 is adopted, this bill creates an ongoing obligation and requires a General Fund appropriation of \$132,752 for FY 2023-24, reducing the \$30.0 million set aside by the same amount. Furthermore, the bill requires General Fund appropriations of \$2,000,000 in FY 2024-25 and ongoing.

If amendments L.005 and J.002 are adopted, this bill creates a one-time obligation and requires a General Fund appropriation of \$5.0 million for FY 2023-24, reducing the \$469.0 million set aside by that amount.