

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING MEASURES TO IMPROVE OUTCOMES FOR INDIVIDUALS WITH AN EATING DISORDER.

Prime Sponsors: Sens. Moreno and Cutter

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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 Fiscal Note (attached) reflects the fiscal impact of the bill as of 03/20/23.

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

The Health & Human Services Committee Report (03/23/23) 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.007/L.008	Bill Sponsor amendments - change 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

\$838,254 General Fund for FY 2023-24, including \$818,814 to the Behavioral Health Administration (BHA) in the Department of Human Services and \$19,440 to the Department of Revenue. This provision also reappropriates \$15,861 (originating from the appropriation to the Department of Revenue) to the Department of Law to provide legal services to the Department of Revenue. Finally, the amendment states that the appropriations are based on the assumption that the Department of Human Services will require an additional 1.9 FTE and the Departments of Revenue and Law will each require an additional 0.1 FTE.

L.007 and L008

Bill Sponsor amendment **L.007** (attached) strikes the portions of the bill and the Health & Human Services Committee Report that create new responsibilities and costs for the BHA. Legislative Council Staff and JBC Staff agree that amendment L.007 eliminates the need for an appropriation of \$818,814 General Fund and 1.9 FTE to the BHA for FY 2023-24.

Bill sponsor amendment **L.008** (attached) shifts regulatory responsibilities under the bill from the Department of Revenue to the State Board of Pharmacy in the Department of Regulatory Agencies. Moving those responsibilities to the Department of Regulatory Agencies eliminates the General Fund impact of those activities, and Legislative Council Staff and JBC Staff currently assume that the Department of Regulatory Agencies could absorb the necessary costs without an additional appropriation.

Therefore, Legislative Council Staff and JBC Staff agree that the adoption of both amendment L.007 and amendment L.008 would eliminate the need for any appropriation in the bill. If new information changes that assumption then the necessary appropriations for the bill will be updated in a revised fiscal note.

If the Committee adopts amendment L.007 and amendment L.008 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).

This bill currently creates an ongoing obligation and requires a General Fund appropriation of \$838,254 for FY 2023-24, reducing the \$30.0 million set aside by the same amount. The necessary General Fund appropriation is projected to decline to \$362,781 in FY 2024-25 and subsequent years.

Combined, Bill Sponsor amendments **L.007** and **L.008** would eliminate the bill's General Fund impact for FY 2023-24 and subsequent years.