

SB22-210

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING THE REGULATION OF SUPPLEMENTAL HEALTH-CARE STAFFING AGENCIES BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.

Prime Sponsors: Sens. Zenzinger and Cooke
Representative Lontine

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Appropriation Items of Note

Appropriation Required, Amendment 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 04/25/22.

	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>
XXX	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 Senate Health and Human Services Committee Report (04/27/22) and the Senate Finance Committee Report (04/29/22) strikes everything below the enacting clause. The changes will require increased FTE and General Fund expenditures for the Department of Labor and Employment and reduce the amount needed for the Department of Public Health and Environment. LCS and JBC staff that the Committee Report will increase appropriations to the Department of Labor and Employment by \$688,613 General Fund and reduce General Fund appropriations to the Department of Public Health and Environment by \$354,269 as compared to the introduced version of the bill.

Amendments in This Packet for Consideration by Appropriations Committee

Amendment	Description
J.001	Staff-prepared appropriation amendment

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 \$688,613 General Fund to the Department of Labor and Employment for FY 2022-23. This provision also states that the appropriation is based on the assumption that the Department will require an additional 1.1 FTE. The provision also appropriates a total of \$39,358 General Fund to the Department of Public Health and Environment for FY 2022-23 and states that the appropriation is based on the assumption that the Department will require an additional 0.5 FTE.

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.

As amended by the Finance Committee this bill creates an ongoing obligation and requires a General Fund appropriation of \$727,971 for FY 2022-23, reducing the \$40.0 million set aside by the same amount.