

SB21-063

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING AN EXPANSION OF THE ABILITY OF AN EXISTING ASSOCIATION CONSISTING OF MULTIPLE EMPLOYERS TO OFFER HEALTH CARE BENEFITS TO THE MEMBERS OF THE ASSOCIATION.

Prime Sponsors: Senator Sonnenberg

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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 Revised Fiscal Note (attached) reflects the fiscal impact of the bill as of 04/28/21.

	No Change: Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
XXX	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 Legislative Council Staff Fiscal Note accurately reflects the fiscal impact of the bill. However, the LCS Fiscal Note identifies the expenditure as "conditional" in determining no required appropriation. However, by definition, all appropriations of spending authority are "conditional" and may only be spent in the event that an expenditure is required for carrying out the purpose of a bill. JBC staff includes an appropriation amendment consistent with the fiscal impact identified in the LCS Revised Fiscal Note in order to provide the Department with necessary spending authority in the event one or more applications are submitted as specified in 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 \$13,352 cash funds from the Division of Insurance Cash Fund to the Department of Regulatory Agencies for FY 2021-22. This provision also states that the appropriation is based on the assumption that the Department will require an additional 0.2 FTE.

Points to Consider*General Fund Impact*

The Joint Budget Committee has proposed a budget package for FY 2021-22 based on the March 2021 Legislative Council Staff revenue forecast. The budget package includes a set aside of \$50.0 million General Fund for bills that require General Fund appropriations for FY 2021-22. This bill is anticipated to reduce General Fund revenues by \$13,352, reducing the \$50.0 million set aside by the same amount.

Pursuant to Section 10-3-209 (4), C.R.S., taxes on insurance premiums are credited to the Division of Insurance Cash Fund (with a maximum transfer of five percent of premium tax collections) to cover appropriations made by the General Assembly. Any increase in appropriations reduces the amount of tax revenue deposited in the General Fund, thereby reducing the amount of General Fund available for other purposes.