

SB21-064

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING CRIMINALIZING RETALIATION AGAINST AN ELECTED OFFICIAL, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Prime Sponsors: Sens. Garcia and Cooke
Representative Mullica

JBC Analyst: Justin Brakke
Phone: 303-866-4958
Date Prepared: May 6, 2021

Appropriation Items of Note

Appropriation Already Added to Bill, 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 03/23/21.

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 House Judiciary Committee Report (05/04/21) 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.003	Staff-prepared appropriation amendment

Current Appropriations Clause in Bill

The bill includes an appropriation clause that appropriates a total of \$71,524 General Fund to the Department of Corrections for FY 2022-23 through FY 2025-26.

Description of Amendments in This Packet

J.003 Staff has prepared amendment **J.003** (attached) to add a provision transferring a total of \$109,462 General Fund to the Capital Construction Fund and appropriating a total of \$109,462 Capital Construction Fund to the Corrections Expansion Reserve Fund in FY 2021-22.

The Committee may adopt J.003 if it wants to provide funding to the Department of Corrections for prison bed construction.

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 \$48.0 million General Fund for bills that require General Fund appropriations for FY 2021-22. The bill requires that the General Assembly consider a transfer of \$109,462 General Fund to the Capital Construction Fund and an equal appropriation from the Capital Construction Fund for capital construction costs related to a potential increase in the number of prison beds. These appropriations and transfers reduce the amount of General Fund available for other purposes.