



REVISED  
FISCAL NOTE

(replaces fiscal note dated February 17, 2017)

**FISCAL IMPACT:**  State  Local  Statutory Public Entity  Conditional  No Fiscal Impact

**Drafting Number:** LLS 17-0133  
**Prime Sponsor(s):** Sen. Holbert; Baumgardner  
Rep. Singer

**Date:** April 27, 2017  
**Bill Status:** House Appropriations  
**Fiscal Analyst:** Anna Gerstle (303-866-4375)

**BILL TOPIC:** MARIJUANA EDUCATION MATERIALS RESOURCE BANK

| Fiscal Impact Summary  | FY 2017-2018             | FY 2018-2019             |
|--|--------------------------|--------------------------|
| <b>State Revenue</b>   |                          |                          |
| <b>State Expenditures</b>  | <u>at least \$47,000</u> | <u>at least \$17,000</u> |
| Cash Funds   | at least 47,000          | at least 17,000          |
| <b>Appropriation Required:</b> \$47,000 - Colorado Department of Education (FY 2017-18). |                          |                          |
| <b>Future Year Impacts:</b> Ongoing expenditure increase.                                |                          |                          |

**Summary of Legislation**

The bill, **as amended by the House Public Health Care and Human Services Committee**, requires the Colorado Department of Education (CDE), with assistance from the Colorado Department of Public Health and Environment (CDPHE) and the Marijuana Educational Oversight Committee, to create and maintain a resource bank of materials and curricula related to marijuana. The bill requires that CDE solicit input from people both inside and outside the marijuana industry, and allows CDE to contract for services related to the development of the resource bank and curricula, including:

- materials on the prevention of marijuana use and education on medical and retail marijuana;
- development of marijuana curricula for schools; and
- training for teachers and school staff concerning marijuana.

The resource bank must be available by July 1, 2017, and free to school districts, charter schools, and Boards of Cooperative Educational Services (BOCES). The bill encourages school districts, charter schools, and BOCES to provide feedback to CDE and recommend changes, and for CDE to update the resource bank based on the feedback. If requested, CDE must also assist districts, charter schools, and BOCES with developing a marijuana-related curriculum.

The bill authorizes use of the Marijuana Tax Cash Fund (MTCF) to cover expenses related to developing and maintaining the resource bank and providing technical assistance.

## **Background**

The MTCF contains state sales tax revenue collected on medical and retail marijuana and 85 percent of the revenue from the special sales tax on retail marijuana. The MTCF funds are appropriated annually and cannot be spent until the fiscal year after the year the funds were collected. Of the \$85.9 million available for appropriation in FY 2016-17 from the MTCF, \$74.2 million was appropriated to statutorily-determined uses, including health care, health education, substance abuse prevention and treatment, and law enforcement.

## **State Expenditures**

***The bill increases expenditures in the CDE by at least \$47,000 in FY 2017-18 and at least \$17,000 in FY 2018-19 from the Marijuana Tax Cash Fund.*** The fiscal note assumes that work will begin on the resource bank in FY 2017-18. CDE costs increase to contract for the implementation of a marijuana resource bank that meets the bill's specifications. The estimate includes hours for collaborating with CDPHE and other stakeholders, developing and maintaining the resource bank materials and curricula, and working with school districts to provide technical assistance. Should additional funding be identified for the resource bank, the scope of the resources bank materials and assistance available to districts will expand.

The bill increases the workload for the CDPHE to assist CDE with the development of the resource bank, including sharing materials, collaborating on training, and developing any additional resources. CDPHE already offers a variety of marijuana-related educational materials, including a list of evidence-based marijuana curricula, so the workload increase is expected to be minimal and can be accomplished within existing appropriations.

In addition, the bill increases the workload for the Marijuana Educational Oversight Committee, within the Office of the Governor, to collaborate with CDE on the resource bank. The workload increase is expected to be minimal and can be accomplished within existing appropriations.

## **School District Impact**

The bill may decrease expenditures for school districts that are working to develop marijuana-related curricula and materials and choose to leverage the resources offered and the technical assistance available as a result of the bill.

## **Technical Note**

The bill specifies that the CDE must make the resource bank available to school districts by July 1, 2017; however, assuming that work on the bank will begin on July 1, 2017, a resource bank that meets the bills specifications will not be available until later in FY 2017-18.

## **Effective Date**

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

### **State Appropriations**

For FY 2017-18, the bill requires an appropriation of \$47,000 from the Marijuana Tax Cash Fund to the Colorado Department of Education.

### **State and Local Government Contacts**

|                               |   |         |
|-------------------------------|---|---------|
| Education<br>School Districts | Public Health and Environment<br>Treasury | Revenue |
|-------------------------------|---|---------|