

SB19-158

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING THE CONTINUATION OF THE “PET ANIMAL CARE AND FACILITIES ACT”, AND, IN CONNECTION THEREWITH, IMPLEMENTING SOME OF THE RECOMMENDATIONS CONTAINED IN THE 2018 SUNSET REPORT BY THE DEPARTMENT OF REGULATORY AGENCIES AND MAKING AN APPROPRIATION.

Prime Sponsors: Senator Ginal
Representative Froelich

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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 02/28/19.

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 Senate Local Government Committee Report (03/05/19) 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

Current Appropriations Clause in Bill

The bill includes an appropriation clause providing \$144,927 General Fund to the Department of Agriculture for FY 2019-20. This provision also states that the appropriation is based on the assumption that the Department will require an additional 2.0 FTE to implement the act. This clause is deficient for two reasons:

1. The Legislative Council Staff Fiscal Note indicates that the Department of Agriculture requires an appropriation of \$123,007 General Fund for FY 2019-20 and 1.6 FTE. Thus, the current clause includes an excess appropriation of \$21,920 General Fund and 0.4 FTE.
2. The Legislative Council Staff Fiscal Note indicates that the Department of Personnel requires

an appropriation of \$2,000 reappropriated funds for FY 2019-20 from the appropriation made to the Department of Agriculture. This appropriation is not included in the current clause.

Description of Amendments in This Packet

J.001 Staff has prepared amendment **J.001** (attached) to strike the existing clause and substitute a clause appropriating \$123,007 General Fund for FY 2019-20 and 1.6 FTE to the Department of Agriculture. Of this amount, \$2,000 is reappropriated to the Department of Personnel. This amendment comports with the calculations included in the Legislative Council Staff Fiscal Note.

Points to Consider*General Fund Impact*

The Joint Budget Committee has proposed a budget package for FY 2019-20 based on the March 2019 Legislative Council Staff revenue forecast. The budget package leaves approximately \$47.9 million General Fund unallocated. Thus, the General Assembly could appropriate up to \$44.7 million General Fund to fund 2019 legislation and maintain a 7.25 percent General Fund reserve. This bill requires a General Fund appropriation of \$123,007 for FY 2019-20, reducing the excess General Fund reserve by \$131,925. Additionally, this bill is anticipated to increase General Fund revenues by \$10,000, increasing the excess General Fund reserve by the same amount.