

**JBC STAFF FISCAL ANALYSIS  
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE REGULATION OF BUSINESSES THAT OBTAIN A PERMIT FROM THE PUBLIC UTILITIES COMMISSION TO TOW MOTOR VEHICLES.

Prime Sponsors: Reps. Boesenecker and Mauro  
Sens. Cutter and Priola

JBC Analyst: Kelly Shen  
Phone: 303-866-5434  
Date Prepared: April 17, 2024

**Appropriation Items of Note**

**Appropriation Required, Amendment in Packet**

**TABOR 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 04/16/24.

<b>XXX</b>	<b>No Change:</b> Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
	<b>Update:</b> Fiscal impact has changed due to <i>new information or technical issues</i>
	<b>Update:</b> Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared
	<b>Non-Concurrence:</b> JBC Staff and Legislative Council Staff disagree about the fiscal impact of the bill

**Amendments in This Packet for Consideration by Appropriations Committee**

<b>Amendment</b>	<b>Description</b>
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 \$165,629 cash funds from the Public Utilities Commission Motor Carrier Fund to the Department of Regulatory Agencies for FY 2024-25. Of that amount, \$115,218 is further reappropriated to the Department of Law. This provision also states that the appropriation is based on the assumption that the Department of Regulatory Agencies will require an additional 0.6 FTE and that the Department of Law will require an additional 0.5 FTE.

**Points to Consider**

---

*TABOR/Excess State Revenues Impact*

The March 2024 Office of State Planning and Budgeting (OSPB) revenue forecast projects a TABOR surplus liability of \$1.3 billion for FY 2024-25 and \$1.8 billion for FY 2025-26 to be refunded to taxpayers out of the General Fund. Legislation that increases non-exempt revenue (such as cash funds) will increase the TABOR refund from the General Fund.

This bill is estimated to increase cash fund revenues by \$176,849 in FY 2024-25 and by \$179,339 in FY 2025-26, which will reduce the available General Fund in each fiscal year by equal amounts.