

**JBC STAFF FISCAL ANALYSIS  
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING A REQUIREMENT THAT CERTAIN PUBLIC BUILDINGS HAVE RESTROOMS WITH AMENITIES FOR ALL GENDERS.

Prime Sponsors: Reps. McCormick and Vigil  
Senator Jaquez Lewis

JBC Analyst: Tom Dermody  
Phone: 303-866-4963  
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**Appropriation Items of Note**

**Appropriation Required, Amendments 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 02/27/23.

XXX	<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**

Amendment	Description
J.001	Staff-prepared appropriation amendment
L.014/J.002	Bill Sponsor amendment - changes fiscal impact <i>and</i> appropriation

**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 \$2,280,950 total funds, including \$1,213,950 General Fund and \$1,067,000 cash funds, to multiple departments for FY 2023-24, as shown in the following table.

**HB23-1057****JBC Staff Analysis**

DEPARTMENT	TOTAL FUNDS	GENERAL FUNDS	CASH FUNDS
Agriculture	\$19,120	\$19,120	\$0
Education	18,180	18,180	0
Governor	4,360	4,360	0
Higher Education	993,400	993,400	0
Human Services	37,400	37,400	0
Judicial	21,720	21,720	0
Labor and Employment	2,720	2,720	0
Local Affairs	5,260	5,260	0
Military and Veterans Affairs	18,260	18,260	0
Natural Resources	823,000	0	823,000
Personnel	12,920	12,920	0
Public Health and Environmnet	19,200	19,200	0
Public Safety	60,750	60,750	0
Revenue	660	660	0
Transportation	244,000	0	244,000
<b>Total</b>	<b>\$2,280,950</b>	<b>\$1,213,950</b>	<b>\$1,067,000</b>

**L.014 and J.002**

Bill Sponsor amendment **L.014** (attached) adds a requirement that the Department of Personnel conduct a restroom survey of state-owned buildings, to be delivered to the Capitol Development Committee by July 1, 2024, prior to any signage adjustments. Furthermore, the amendment clarifies that signage adjustments begin at the start of FY 2024-25. The amendment reduces the fiscal impact of the bill to \$450,000 General Fund to be appropriated to the Department of Personnel in FY 2023-24, of which \$50,000 is for a restroom survey of state-owned buildings. Legislative Council Staff and JBC Staff agree on the fiscal impact of this amendment. Staff has prepared amendment **J.002** (attached) to add a provision appropriating \$450,000 General Fund to the Department of Personnel. The provision also makes \$400,000 of this appropriation, if unexpended at the end of FY 2023-24, available for expenditure for the same purpose through the end of FY 2025-26.

**If L.014 is adopted, the Committee should adopt J.002 but not J.001.**

**Points to Consider**

*General Fund Impact*

The Joint Budget Committee has proposed a budget package for FY 2023-24 based on the March 2023 Office of State Planning and Budgeting (OSPB) revenue forecast. The budget package includes two set-asides for legislation outside of the package: (1) \$30.0 million General Fund for bills that create ongoing obligations; and (2) \$469.0 million for bills that create one-time obligations for FY 2023-24 (see table below).

General Fund Appropriation Placeholders for Other 2023 Legislation	
Description	FY 2023-24
Legislation with Ongoing Fiscal Impacts	\$30,000,000
Legislation with One-time Fiscal Impacts	
Workforce-related legislation, including free credentials, math scholarships, adult education, and concurrent enrollment	103,000,000
Housing-related legislation, including property tax relief, land use, and public-private partnerships	221,000,000
Legislation related to topics other than workforce and housing, including rural opportunity, line of duty loss, and Proposition 122 implementation	145,000,000
Subtotal	\$469,000,000
<b>TOTAL Placeholders for Other 2023 Legislation</b>	<b>\$499,000,000</b>

The budget package accounts for the 15.0 percent reserve associated with the above placeholders (a total of \$74.9 million).

This bill creates a one-time obligation and requires a General Fund appropriation of \$1.2 million for FY 2023-24, reducing the \$469.0 million set aside by that amount. If **L.014** and **J.002** are adopted, the bill would create a one-time obligation and require a General Fund appropriation of \$450,000 for FY 2023-24, reducing the \$469.0 million set aside by that amount.