

Amendments to House Bill No. 2  
Reference Copy

For the House Free Conference Committee

Prepared by Taryn Purdy  
April 15, 2005 (3:22pm)

1. Page A-14, line 11.

- Strike: "1,215,810 1,216,591" [general fund FY06 and FY07]
- Insert: "1,216,870 1,217,039" [general fund FY06 and FY07]
- Strike: "498,492 498,832" [state special fund FY06 and FY07]
- Insert: " 2,883 3,498" [state special fund FY06 and FY07]
- Strike: "64,104 64,154" [federal special fund FY06 and FY07]
- Insert: "64,156 64,206" [federal special fund FY06 and FY07]

2. Page A-15, line 13.

- Strike: "7,199,544 7,201,322" [proprietary FY06 and FY07]
- Insert: "7,199,873 7,201,651" [proprietary FY06 and FY07]

3. Page A-16.

Following: line 9

Insert: "If House Bill No. 425 is not passed and approved, then Administrative Financial Services Division is increased by \$785 in general fund money and \$496,118 in state special revenue in fiscal year 2006 and by \$1,400 in general fund money and \$495,843 in state special revenue in fiscal year 2007, which reflects the current appropriations for administration and enforcement functions relating to unfair trade practices and consumer protection and telemarketing laws in the consumer protection office in the department. The legislative fiscal division and the office of budget and program planning are authorized to transfer all fiscal year 2004 expenditures and fiscal year 2005 appropriations from the department of administration to the department of justice for the purpose of display in the legislative fiscal division 2007 biennium fiscal report."

4. Page D-1.

Following: line 23

Insert: "2. Office of Consumer Protection (02)  
785 496,118 1,400 495,843" [general fund/state special FY06 and general fund/state special FY07]

5. Page D-5.

**Following:** line 7

**Insert:** "If House Bill No. 425 is not passed and approved, then Office of Consumer Protection is decreased by \$785 in general fund money and \$496,118 in state special revenue in fiscal year 2006 and by \$1,400 in general fund money and \$495,843 in state special revenue in fiscal year 2007, which reflects the current appropriations for administration and enforcement functions relating to unfair trade practices and consumer protection and telemarketing laws in the consumer protection office in the department of administration. The legislative fiscal division and the office of budget and program planning are authorized to transfer all fiscal year 2004 expenditures and fiscal year 2005 appropriations from the department of administration to the department of justice for the purpose of display in the legislative fiscal division 2007 biennium fiscal report."

6. Page R-2, line 9 through line 18.

**Strike:** line 9 through line 18 in their entirety

7. Page R-2.

**Following:** line 18

**Insert:** "Total Allocation of Costs \$182,525 \$182,525" [FY06 and FY07]

8. Page R-2, line 20 through page 3, line 6.

**Strike:** Page R-2, line 20 through page R-3, line 6 in their entirety

9. Page R-3.

**Following:** line 6

**Insert:** "Total Allocation of Costs \$537,492 \$537,492" [FY06 and FY07]

10. Page R-3.

**Following:** line 17

**Insert:** "If House Bill No. 425 is passed and approved, Legal Services Unit Total Allocation of Costs is reduced by \$49,631 in fiscal year 2006 and by \$49,631 in fiscal year 2007. The department may reallocate the costs of the legal services unit to programs served by the unit as necessary to address impacts because of House Bill No. 425."

Explanation - This amendment transfers the Office of Consumer Protection from the Department of Administration to the Department of Justice per HB 425. The accompanying language makes the change contingent upon the passage and approval of HB 425, and also allows the Legislative Fiscal Division and the Office of Budget and Program Planning to move all FY 2004 and FY 2005 expenditures and appropriations in the state budgeting system (MBARS) to allow for consistent comparisons between biennia.

The transfer includes 8.75 FTE (0.75 FTE of which is in a non-budgeted proprietary account, but which will be appropriated in the Department of Justice). The funding switch is illustrated below (biennial totals).

Fund Source	Administration	Justice
General Fund	\$ (2,185)	\$ 2,185
State Special Revenue	(991,961)	991,961
Total	\$ (994,146)	\$994,146

Non-budgeted proprietary funds in the Department of Administration would also be reduced by \$95,742. The proprietary funds in the Department of Administration are for legal staff support. Currently, consumer protection functions pay an assessment for legal staff, which is then funded with non-budgeted proprietary funds. The funds would be used to directly pay for attorney staff with this transfer, and the proprietary funds are consequently not needed.

In addition, current assessments to the consumer protection functions for the support of centralized services in the Department of Administration are reallocated among the remaining programs in that division, and rates are adjusted to allow those programs to charge a higher rate to remaining programs. The reallocation totals general fund of \$1,845 in FY 2006 and \$1,848 in FY 07 (\$3,693 over the biennium), \$509 of state special revenue each year (\$1,018 over the biennium), and \$52 federal funds each year (\$104 over the biennium).

Finally, the allocation of assessments for internal services by the Department of Administration is adjusted. Individual cost allocations to individual department functions to support the legal services unit and management services unit are each combined into one total assessment.

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