



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

FISCAL NOTE

Drafting Number: LLS 18-0539 Date: January 16, 2018
Prime Sponsors: Sen. Kagan Bill Status: Senate Judiciary
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Bill Topic: RELOCATE TITLE 24 TOBACCO SALES MINORS TO TITLE 44

- Summary of Fiscal Impact:
- State Revenue
- State Expenditure
- State Transfer
- TABOR Refund
- Local Government
- Statutory Public Entity

This bill relocates statutes regulating tobacco sales to minors. It results in a one time increase in cash fund expenditures to the Department of Revenue and a minimal one-time increase in local government workload.

Appropriation Summary: The Department of Revenue requires an appropriation of \$6,730 for FY 2018-19.

Fiscal Note Status: This fiscal note reflects the introduced bill, which was recommended by the Committee on Legal Services.

Table 1
State Fiscal Impacts under SB 18-036

Table with 3 columns: Category, FY 2018-19, FY 2019-20. Rows include Revenue, Expenditures (Cash Funds, Total), and Transfers.

Summary of Legislation

This bill relocates statutes concerning regulation of tobacco sales to minors from Title 24 to the newly created Title 44 of the Colorado Revised Statutes and makes minor technical changes.

Background

The Committee on Legal Services is currently supervising the Office of Legislative Legal Services in a two-year project to recodify Title 12 of the C.R.S., as directed by Senate Bill 16-163. In anticipation of this recodification, House Bill 17-1006 was enacted to allow agencies to request the Secretary of State to update statutory citations in the Code of Colorado Regulations without the agency notice, comment, or hearing requirements of the Administrative Procedure Act.

State Expenditures

This bill increases cash fund expenditures to the Department of Revenue (DOR) by \$6,730 for FY 2018-19 only. Expenditures are shown in Table 2 and detailed below. The costs for citation books (\$772) and updates to the case management system (\$4,630) are required for both House Bill 18-1025 and this bill. Should both bills pass, only one appropriation is required for those costs.

**Table 2
Expenditures Under SB 18-036**

Cost Components	FY 2018-19	FY 2019-20
Department of Revenue		
Computer System Changes	\$4,630	-
Updated Signage	\$1,328	-
Citation Books	\$772	-
Total	\$6,730	-

** Centrally appropriated costs are not included in the bill's appropriation.*

Computer system changes. The Office of Information Technology (OIT) estimates that 46 hours of contractor work, at a cost of \$100.65 per hour, is needed to modify the case management system that DOR's Liquor Enforcement Division (LED) uses to track cases and violations. The system will need to be updated so citation numbers reflect the new title.

Updated signage. Under current law, any person that sells tobacco products must display a tobacco warning sign. An estimated 3,000 tobacco warning signs will be updated through the LED to include the new citations. The updated signs will increase expenditures in the Tobacco Education Cash Fund by \$1,328.

Citation books. The LED will update and order 80 new citation books with the new citations. It is estimated that this will increase expenditures in the Liquor Enforcement Cash Fund by \$772.

Workload increase. The LED will require increased workload to update summons documents, resource guide book, training presentations, and field forms. All work can be done within existing appropriations.

Local Government

The Colorado District Attorneys Council (CDAC) maintains a statewide case management system that contains statutory citations of offenses used in the preparation of criminal complaints. CDAC will require a minimal one-time workload increase to update its system with the citations for the relocated criminal offenses included in this bill.

Effective Date

The bill takes effect August 8, 2018, if the General Assembly adjourns on May 9, 2018, as scheduled, and no referendum petition is filed.

State Appropriation

For FY 2018-19, this bill requires appropriations of \$1,328 from the Tobacco Education Cash Fund and \$5,402 from the Liquor Enforcement Cash Fund to the DOR. Of the Liquor Enforcement Cash Fund appropriation, \$4,630 is reappropriated to OIT.

The costs for the citation books and updates to the case management system (\$5,402) are required for both House Bill 18-1025 and Senate Bill 18-036. Should both bills pass, only one appropriation is required for those costs.

State and Local Government Contacts

District Attorneys	Human Services
Information Technology	Judicial
Law	Legislative Legal Services
Public Health And Environment	Revenue