



Legislative
Council Staff

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FISCAL NOTE

Drafting Number:	LLS 19-1066	Date:	April 15, 2019
Prime Sponsors:	Rep. Melton; Gonzales-Gutierrez	Bill Status:	House Judiciary
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Bill Topic: INTEREST ON ORDERS OF RESTITUTION

Summary of Fiscal Impact:

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill lowers the interest rate on orders of restitution to three percent per annum and specifies that interest will not accrue while the defendant is serving a sentence in the Department of Corrections or jail, or if they are current on any payment agreements. This bill increases state expenditures in FY 2019-20.

Appropriation Summary: For FY 2019-20, this bill requires an appropriation of \$220,480 to the Judicial Department.

Fiscal Note Status: The fiscal note reflects the introduced bill.

**Table 1
State Fiscal Impacts Under HB 19-1310**

		FY 2019-20	FY 2020-21
Revenue		-	-
Expenditures	General Fund	\$220,480	-
Transfers		-	-
TABOR Refund		-	-

Summary of Legislation

This bill lowers the interest rate on orders of restitution to three percent per annum and specifies that interest will not accrue while the defendant is serving a sentence in the Department of Corrections or jail, or if they are current on any payment agreements. Under current law, the interest rate on orders of restitution is eight percent per annum.

State Revenue

Beginning in FY 2019-20, this bill will have an indeterminate impact on state revenue. This bill will reduce the amount of interest assessed and collected on orders of restitution and may increase collection rates on other assessments if defendants are better able to pay their restitution off more quickly.

State Expenditures

In FY 2019-20, this bill increases General Fund expenditures in the Judicial Department by \$220,480 to update a database to allow for new interest rates and to account for those instances when interest will not be assessed. The work will be completed by a contract software engineer and is expected to take 2,080 hours at a cost of \$106 per hour.

Effective Date

The bill takes effect July 1, 2019, and applies to orders of restitution entered into on and after this date.

State Appropriations

For FY 2019-20, this bill requires a General Fund appropriation of \$220,480 to the Judicial Department.

State and Local Government Contacts

Corrections
Information Technology

District Attorneys
Judicial