



Legislative  
Council Staff

*Nonpartisan Services for Colorado's Legislature*

HB 20-1054

# FISCAL NOTE

**Drafting Number:** LLS 20-0464  
**Prime Sponsors:** Rep. Soper; Roberts

**Date:** January 14, 2020  
**Bill Status:** House Judiciary  
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**Bill Topic:** WITHDRAW PLEA AGREEMENT IF CONDITION REJECTED

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**Summary of Fiscal Impact:**

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

The bill allows the prosecution to withdraw from a plea agreement if a judge decides not to accept certain conditions of the agreement. The bill will minimally increase state workload beginning in FY 2020-21.

**Appropriation Summary:** No appropriation is required.

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

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## Summary of Legislation

Under current law, a defendant may withdraw from a plea agreement if a judge decides not to accept specific conditions of the agreement. The bill allows the prosecution to withdraw from a plea agreement as well as the defendant.

## State Expenditures

The bill may minimally increase workload for the trial courts in the Judicial Department and independent agencies representing offenders and juveniles if the withdrawn plea agreements result in additional hearings or create additional case processing times. It is assumed that any workload increase will be minimal and can be accomplished within existing appropriations.

## Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

**State and Local Government Contacts**

Counties  
Information Technology

District Attorneys  
Judicial