



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Fiscal Note

Drafting Number: LLS 22-0597
Prime Sponsors: Rep. Will

Date: February 17, 2022
Bill Status: House SCMVA
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Bill Topic: **POSSESS LARGE AMMUNITION MAGAZINE FOR COMPETITIONS**

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 permits individuals to possess a large-capacity magazine if they are participating in a firearm shooting competition. It may minimally decrease state and local revenue and expenditures beginning in FY 2022-23.

Appropriation Summary: No appropriation is required.

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

Summary of Legislation

Under current law, possession of a large-capacity magazine is prohibited. The bill creates an exception to this for a person participating in a firearm shooting competition sanctioned or coordinated by a state agency.

Comparable Crime Analysis

Legislative Council Staff is required to include certain information in the fiscal note for any bill that creates a new crime, changes the classification of an existing crime, or creates a new factual basis for an existing crime. The following sections outline data on crimes that are comparable to the offense in this bill and discuss assumptions on future rates of criminal convictions resulting from the bill.

Prior conviction data. This bill eliminates a factual basis for the existing offense of selling, transferring, or possessing a large-capacity magazine by creating an exception for certain firearm shooting competitions. From FY 2018-19 to FY 2020-21, 17 individuals have been convicted and sentenced for this offense. Of the persons convicted, all were male. Demographically, 10 were White, 6 were Black/African American, and 1 was Hispanic.

Assumptions. Due to the small number of convictions, and because possession is only one of the grounds for committing this crime, the fiscal note assumes that the bill will result in a minimal decrease in the number of criminal case filings or convictions. Visit leg.colorado.gov/fiscalnotes for more information about criminal justice costs in fiscal notes.

State Revenue and Expenditures

Based on the assumptions above, this analysis assumes that there may be a minimal impact on state revenue and expenditures. Under the bill, criminal fines and court fees, which are subject to TABOR, may increase by a minimal amount. Similarly, any increase in workload and costs for the Judicial Department, including the trial courts, Division of Probation, and agencies that provide representation to indigent persons, and to the Department of Corrections, are assumed to be minimal and no change in appropriations is required.

Local Government

Similar to the state, it is expected that any workload or cost decreases for district attorneys to prosecute fewer offenses, or for county jails to imprison fewer individuals under the bill will be minimal. District attorney offices and county jails are funded by counties.

Effective Date

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

State and Local Government Contacts

Judicial

Natural Resources

Public Safety