



**Colorado
Legislative
Council
Staff**

HB17-1109

**REVISED
FISCAL NOTE**

(replaces fiscal note dated January 26, 2017)

FISCAL IMPACT: State Local Statutory Public Entity Conditional No Fiscal Impact

Drafting Number: LLS 17-0433 **Date:** March 17, 2017
Prime Sponsor(s): Rep. Carver; Danielson **Bill Status:** Senate Judiciary
 Sen. Fields; Cooke **Fiscal Analyst:** Kerry White (303-866-3469)

BILL TOPIC: CHILD SEX ASSAULT PATTERN OFFENSE PLACE OF TRIAL

Fiscal Impact Summary	FY 2016-2017 <i>(current year)</i>	FY 2017-2018	FY 2018-2019
State Revenue			
State Expenditures	Potential reduction in workload and expenditures.		
Appropriation Required: None.			
Future Year Impacts: Ongoing potential reduction in workload and expenditures.			

Summary of Legislation

Under current law, when several sex assault on a child cases occur in different jurisdictions, the district attorney of each jurisdiction prosecutes the case for that particular jurisdiction. This **reengrossed** bill allows a district attorney to file multiple cases, consolidated or not, as a pattern offense to be heard in one jurisdiction. This jurisdiction must be where at least one of the crimes occurred or was furthered. The bill clarifies that it does not allow for a defendant to be placed in jeopardy twice for the same incident of sexual conduct involving a child that has been previously alleged as an incident necessary to form a pattern of sexual abuse.

State Expenditures

Beginning in the current FY 2016-17, this bill may reduce workload and expenditures in the Judicial Department. To the extent that cases that would have been tried in multiple jurisdictions are filed in one jurisdiction and efficiencies are achieved as a result, workload and costs will be reduced for the trial courts and agencies that provide representation to indigent offenders, including the Office of the State Public Defender and the Alternate Defense Counsel. This analysis assumes that any required reductions in appropriations will be addressed through the annual budget process once savings are realized.

Local Government Impact

This bill is expected to reduce costs for district attorneys that prosecute offenses and minimally increase workload or costs for local law enforcement, as described below.

District attorneys. To the extent that district attorneys decide to consolidate cases into a single jurisdiction, savings and time efficiencies are expected to occur. Since the amount of any future savings is conditional upon future decisions by district attorneys, the fiscal note does not estimate the impact.

Local law enforcement. Local law enforcement that investigate cases in one jurisdiction may incur increased travel expenses and staff time to attend hearings and trials in other jurisdictions under the bill. These impacts are assumed to be minimal.

Effective Date

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

State and Local Government Contacts

District Attorneys

Information Technology

Judicial - Child Welfare