



**Colorado
Legislative
Council
Staff**

HB17-1261

**FINAL
FISCAL NOTE**

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

Drafting Number: LLS 17-1031 **Date:** July 12, 2017
Prime Sponsor(s): Rep. Bridges; Becker K. **Bill Status:** Postponed Indefinitely
 Sen. Zenzinger **Fiscal Analyst:** Chris Creighton (303-866-5834)

BILL TOPIC: DISCLAIMERS LARGE ELECTIONEERING COMMUNICATIONS

Fiscal Impact Summary	FY 2017-2018	FY 2018-2019
State Revenue		
Cash Funds	Potential increase.	
State Expenditures		
Cash Funds	Potential increase.	
Appropriation Required: None.		
Future Year Impacts: Ongoing potential revenue and expenditure increase.		

Note: This bill was not enacted into law; therefore, the impacts identified in this analysis do not take effect.

Summary of Legislation

This bill requires any person expending \$1,000 or more per year on electioneering communications or regular biennial school electioneering to state in the communication the name of the person making the communication in accordance with current independent expenditure communication requirements. Under current law, such communication is defined as communication broadcast, printed, mailed, delivered, or distributed within 30 days of the primary election and 60 days of the general election. This bill expands this time frame to include communications that are broadcast, printed, mailed, delivered, or distributed at any point between the primary and general election.

State Revenue

This bill potentially increases fine revenue from violations relating to electioneering communications. Specifically, the Department of State may assess a fine for the failure to properly identify the name of the person making the communication or to properly disclose electioneering communications made between the primary election and the General Election in a timely manner. Fine revenue is deposited in the Department of State Cash Fund. This analysis assumes a high level of compliance by individuals making electioneering communications, therefore any fine revenue collected will be minimal.

State Expenditures

Beginning in FY 2017-18, this bill potentially increases costs in the Department of State. To the extent that this bill results in additional electioneering communication litigation, legal services costs will increase. Also to the extent that complaints of electioneering communication campaign finance violations are received, workload and costs will increase. Workload is increased in the Office of Administrative Courts for an Administrative Law Judge hearing. Costs will increase to pay for the hearing from funds reappropriated from the Department of State Cash Fund. Any increase in workload and costs is expected to be minimal and can be accomplished within existing appropriations.

Effective Date

This bill was postponed indefinitely by the Senate State Veterans and Military Affairs Committee on April 26, 2017.

State and Local Government Contacts

Personnel and Administration

Secretary of State