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FINAL FISCAL NOTE

Drafting Number: LLS 18-0310
Prime Sponsors: Sen. Kagan

Date: May 22, 2018
Bill Status: Postponed Indefinitely
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Bill Topic: CCJJ CRIMINAL SENTENCING STUDY

- Summary of Fiscal Impact:
- State Revenue
- State Expenditure
- State Transfer
- TABOR Refund
- Local Government
- Statutory Public Entity

The bill requires the Colorado Commission on Criminal and Juvenile Justice (CCJJ) to contract for a study on best practices in criminal sentencing. It creates a one-time expenditure impact for the Department of Public Safety in FY 2018-19.

Appropriation Summary: The Department of Public Safety requires an appropriation of \$93,000 General Fund for FY 2018-19.

Fiscal Note Status: The fiscal note reflects the introduced bill, which was recommended by the Sentencing in the Criminal Justice System Interim Study Committee. This bill was not enacted into law; therefore, the impacts identified in this analysis do not take effect.

Table 1
State Fiscal Impacts Under SB 18-018

Table with 3 columns: Category, FY 2018-19, FY 2019-20. Rows include Revenue, Expenditures (General Fund \$93,000), Transfers, and TABOR Refund.

## **Summary of Legislation**

This bill requires the Colorado Commission on Criminal and Juvenile Justice (CCJJ) to contract for a study on best practices in criminal sentencing. The study must be completed by July 1, 2019. The CCJJ must establish an advisory committee to review the study and make recommendations to the full commission for criminal sentencing changes in Colorado.

## **Background**

The CCJJ consists of 26 members and one ex-officio member. Members include representation from the departments of Corrections, Higher Education, Human Services, and Public Safety; the Attorney General's Office; private defense attorneys; victims' rights organizations; chiefs of police; State Board of Parole; Juvenile Parole Board; the State Public Defender; the State Legislature; mental health treatment providers; criminal defense; juvenile justice; the Colorado State Judicial system; county sheriffs; community corrections; district attorneys; and county commissioners. Its purpose is to identify and prioritize problems, issues, and opportunities, and to offer solutions and recommendations related to the criminal justice system. It currently has four subgroups: a legislative subcommittee, a collateral consequences subcommittee, a mental health in jails taskforce, and a pretrial release taskforce.

## **State Expenditures**

The bill requires General Fund expenditures of \$93,000 in FY 2018-19 only for the Department of Public Safety. This includes \$15,000 for report design, printing, and distribution; and \$78,000 for a consultant to conduct the study and work with CCJJ's advisory committee. Study costs assume a contractor rate of \$650 per day (\$81.25 per hour), which is consistent with the U.S. Department of Justice's daily contractor fee, and approximately 960 hours of work. In addition to these costs, workload will increase for members who are appointed to serve on the advisory committee. This workload can be accomplished within existing appropriations.

## **Effective Date**

The bill was postponed indefinitely by the Senate Appropriations Committee on April 11, 2018, .

## **State Appropriations**

For FY 2018-19, the bill requires an appropriation of \$93,000 General Fund to the Department of Public Safety for allocation to the Colorado Commission on Criminal and Juvenile Justice.

## **State and Local Government Contacts**

Information Technology      Public Safety