



Legislative Council Staff

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Fiscal Note

Drafting Number: LLS 22-0963 **Date:** March 30, 2022
Prime Sponsors: Rep. McKean; Roberts **Bill Status:** House Judiciary
 Sen. Pettersen; Woodward **Fiscal Analyst:** Aaron Carpenter | 303-866-4918
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Bill Topic: **STUDY OF DEVICES ASSESSING MOTORIST IMPAIRMENT**

Summary of Fiscal Impact:

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

The bill requires the Colorado Department of Transportation to contract and study devices that can assess cognitive and physical impairment of motorists to detect the presence of drugs during roadside sobriety investigations. The bill increases state expenditures in FY 2022-23 only.

Appropriation Summary: For FY 2022-23, the bill includes an appropriation of \$751,649 to the Colorado Department of Transportation.

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

Table 1
State Fiscal Impacts Under HB 22-1321

		Budget Year FY 2022-23	Out Year FY 2023-24
Revenue		-	-
Expenditures	General Fund	\$751,649	-
Transfers		-	-
Other Budget Impacts	General Fund Reserve	\$112,747	-

Summary of Legislation

The bill requires the Colorado Department of Transportation (CDOT) to issue a request for proposal (RFP) to study and report on the viability of devices that are based on FDA-cleared technology and are capable of assessing cognitive and physical impairment of motorists by detecting the presence of drugs other than alcohol during roadside sobriety investigations. The report must include legislative recommendations about a pilot program to further analyze the devices. CDOT must issue the RFP on or before June 1, 2022, and must report the findings to the General Assembly and the Colorado Task Force on Drunk and Impaired Driving by June 1, 2023.

State Expenditures

In FY 2022-23 only, the bill will increase state expenditures by \$751,649 to issue an RFP to study the viability of devices that are capable of assessing cognitive and physical impairment by detecting the presence of drugs during roadside sobriety investigations, and to make legislative recommendations about a pilot program.

Other Budget Impacts

General Fund reserve. Under current law, an amount equal to 15 percent of General Fund appropriations must be set aside in the General Fund statutory reserve beginning in FY 2022-23. Based on this fiscal note, the bill is expected to increase the amount of General Fund held in reserve as shown in Table 1, which will decrease the amount of General Fund available for other purposes.

Effective Date

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

State Appropriations

For FY 2022-23, the bill appropriates \$751,649 from the General Fund to the Colorado Department of Transportation.

State and Local Government Contacts

Transportation