

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING MATTERS RELATED TO ACCESS TO CRIMINAL RECORDS.

Prime Sponsors: Reps. Mabrey and Soper
Senator Rodriguez

JBC Analyst: Alfredo Kemm
Phone: 303-866-4549
Date Prepared: April 24, 2024

Appropriation Items of Note

Appropriation Not Required, Amendment in Packet

General Fund/TABOR Impact

Significant Cost Increase in Second Year

Fiscal Impact of Bill as Amended to Date

The most recent Legislative Council Staff Revised Fiscal Note (attached) reflects the fiscal impact of the bill as of 04/11/24.

XXX	No Change: Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
	Update: Fiscal impact has changed due to <i>new information or technical issues</i>
	Update: Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared
	Non-Concurrence: JBC Staff and Legislative Council Staff disagree about the fiscal impact of the bill

Amendments in This Packet for Consideration by Appropriations Committee

Amendment	Description
L.006	Bill Sponsor amendment - changes fiscal impact in future years

Current Appropriations Clause in Bill

The bill neither requires nor contains an appropriation clause for FY 2024-25.

Description of Amendments in This Packet

L.006 Bill Sponsor amendment **L.006** (attached) requires that a copy of the sealing order not be mailed to the defendant. This amendment eliminates the contract staff for the Judicial Department totaling \$112,270 beginning in FY 2025-26, as outlined on pages 5 and 6 of the Revised Fiscal Note. However, there is disagreement from the Judicial Department regarding constitutional authority over this court procedural direction. JBC Staff and Legislative

HB24-1133

JBC Staff Analysis

Council Staff assume that the provision is constitutional and therefore will eliminate this expenditure and reduce the fiscal impact accordingly in FY 2025-26 and future years. Regardless, this amendment does not change the fiscal impact for FY 2024-25.

Points to Consider

Future Fiscal Impact

Although this bill would not require a General Fund appropriation for FY 2024-25, it is projected to require General Fund appropriations of \$826,590 in FY 2025-26 and \$298,930 in FY 2026-27 and years thereafter. If amendment **L.006** is adopted, the bill is projected to require General Fund appropriations of \$714,320 in FY 2025-26 and \$186,660 in FY 2026-27 and years thereafter. Additionally, the bill is estimated to reduce cash funds revenue by \$57,749 for FY 2025-26, reducing the TABOR refund for that year by the same amount.