



Colorado Legislative Council Staff Fiscal Note

FINAL**NO FISCAL IMPACT**(replaces fiscal note dated February 16, 2007)

Drafting Number: LLS 07-0181**Date:** March 15, 2007**Prime Sponsor(s):** Rep. Gardner C.
Sen. Harvey**Bill Status:** Postponed Indefinitely**Fiscal Analyst:** Marc Carey (303-866-4102)

TITLE: CONCERNING THE USE OF PHYSICAL FORCE AGAINST AN INTRUDER.**Summary of Assessment**

This reengrossed bill creates a presumption that an occupant of a place of business who uses deadly physical force against an intruder has a reasonable fear of imminent death or serious bodily injury to himself or herself or another person and thus, is immune from criminal prosecution for the use of such force. Under current law, this presumption applies only to occupants of a dwelling. The bill was postponed indefinitely by the Senate State, Veterans and Military Affairs Committee on February 26, 2007.

While this bill may make cases more complicated due to the expansion of locations where an occupant may use deadly force, cases involving deadly force are infrequent and the increase in case complexity will only result in a minimal increase in the courts' workload. Thus, this bill will not affect state or local revenues or expenditures and is assessed as having no fiscal impact.

Departments Contacted

Corrections

Judicial

Public Safety