



**FINAL
FISCAL NOTE**

Drafting Number: LLS 08-0582**Date:** June 4, 2008**Prime Sponsor(s):** Rep. Gardner B.
Sen. Kester**Bill Status:** Signed into Law**Fiscal Analyst:** Marc Carey (303-866-4102)

TITLE: CONCERNING IMMUNITY FOR PAROLE ADMINISTRATIVE HEARING OFFICERS WHEN ACTING WITHIN THE SCOPE OF THEIR RESPONSIBILITIES AS PUBLIC EMPLOYEES.

Summary of Legislation

This bill provides administrative hearing officers who are utilized by the Department of Corrections and the State Board of Parole with governmental immunity when the officer is conducting parole revocation hearings on behalf of the board. The bill was signed by the Governor and became law on March 13, 2008.

Assessment

The proposed legislation adds parole administrative hearing officers to the statutory definition of public employee for purposes of the Colorado Governmental Immunity Act. Under current law, administrative hearing officers are not granted the same legal protection that both parole board members and release hearing officers receive. Passage of this bill could potentially provide the state with some savings, as the Attorney General's Office would no longer have to defend officers that were being held liable for their actions during parole revocation hearings. However, the potential number of such cases is considered minimal. Thus, this bill does not affect state or local revenues or expenditures and is assessed as having no fiscal impact.

Departments Contacted

Corrections

Judicial

Law