

**JBC STAFF FISCAL ANALYSIS  
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING PARKING PRIVILEGES FOR PEOPLE WITH DISABILITIES.

Prime Sponsors: Representative Frangas  
Senator Williams

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**Summary of Amendments Made to the Bill After the 04/15/10 Legislative Council Staff Revised Fiscal Note Was Prepared**

None.

**JBC Staff Concurrence with Legislative Council Staff Fiscal Note**

**Concurs**                       **Does Not Concur**                       **Updated Analysis**

**Amendments/Appropriation Status**

The bill requires but does not contain an appropriation clause. Staff has prepared amendment **J.001** (attached) to add a provision for FY 2010-11 appropriating \$28,307 cash funds and 0.5 FTE from the Disabled Parking Education and Enforcement Fund to the Governor's Office, Other Programs and Grants, to oversee the bill's training program requirements. The amendment also adds a provision for FY 2010-11 appropriating \$63,049 total funds and 0.6 FTE to the Department of Revenue to implement the enforcement provisions of the bill. Of the appropriation to the Department of Revenue \$8,621 is from the General Fund and \$54,428 is cash funds from the Colorado State Titling and Registration Account of the Highway Users Tax Fund.

The Department of Revenue does not require an appropriation of \$47,861 cash funds from the Colorado State Titling and Registration Account of the Highway Users Tax Fund for computer programming costs because the Long Bill includes an appropriation for the Department of Revenue to implement legislation that requires computer programming hours. Programming costs in the Department of Revenue to implement session legislation is shown in the Long Bill line item entitled "Programming Costs for 2010 Session Legislation."

**Bill Sponsor Amendments**

1. Sponsor amendment **L.011** (attached) makes:
  - conforming changes to the bill;

- specifies that "verifying professionals" as defined in the bill, shall certify that the person [*requesting a disability placard*] meets the standard on a form published by the Department of Revenue;
- Allows the Department of Revenue to use its existing stock of disabled placards before switching to the new placards specified in the bill and repeals the clause July 1, 2011,
- specifies the sections of the law for which a peace officer may issue penalty assessments for, and
- specifies that the act shall take effect on January 1, 2011 if a referendum petition is not filed pursuant to Section 1(3) of Article V of the State Constitution.

These changes have minimal fiscal impact.

2. Sponsor amendment **L.013** (attached) provides, in two sections of the bill, that one-half of the fine revenue will go to the State Treasurer from violations of local ordinances that are substantially similar to the violations specified in the bill. The revenue will be credited to the Disable Parking Education and Enforcement Fund created in the bill. The violations referred to are for a person who is not disabled using a disabled placard or license plate to obtain the privileges available to a person with a disability.

This amendment is expected to increase revenue to the Disabled Parking Education and Enforcement Fund, however the amount can not be determined at this time. The increased revenue will be determined by the number of local governments with ordinances "substantially equivalent" to this bill and whether the local jurisdictions choose to cite a violator under state statute or local ordinance.

**Amendment J.001 should be adopted regardless of whether L.011 and/or L.013 are adopted.**

**Points to Consider**

None.