



Colorado Legislative Council Staff Fiscal Note
**STATE and LOCAL
 FISCAL IMPACT**

Drafting Number: LLS 11-0418
Prime Sponsor(s): Sen. Lundberg
 Rep. Joshi

Date: January 31, 2011
Bill Status: Senate Judiciary
Fiscal Analyst: Kurt Morrison (303-866-3140)

TITLE: CONCERNING NOTICES REQUIRED PRIOR TO THE USE OF SECURITY SCANNING SYSTEMS IN THE STATE.

Fiscal Impact Summary	FY 2011-2012	FY 2012-2013
State Revenue		
State Expenditures	See State Expenditures section.	
FTE Position Change		
Effective Date: August 10, 2011, if the General Assembly adjourns on May 11, 2011, as scheduled, and no referendum petition is filed.		
Appropriation Summary for FY 2011-2012: None.		
Local Government Impact: See Local Government Impact section.		

Summary of Legislation

Senate Bill 11-055 requires notice to be posted at the point of entry into any public facility area utilizing a security scanning system — such as metal detectors, hand-held magnetometers, and whole-body scanning machines. Public facilities subject to the bill are any facility operated by the state, counties, municipalities, or home rule counties and municipalities. The notice is required to display the following information regarding security scanning devices and policies utilized at the respective entry point:

- **security scanning information** — type of security scanning system(s) in use and manner of operation;
- **health hazard information** — exposure levels to any radiation from the device or system in use;
- **privacy information** — information regarding images generated by the scanning system and privacy or modesty policies;
- **rights for refusal information** — rights held by persons refusing to be scanned, consequences a person may face for refusing to be scanned or submit to alternative security measures, and all options for refusing to be scanned, including availability of alternative security measures; and
- **alternative security measure information** — types, and related policies, of pat-down searches, or any related searches, in use at the facility.

State Expenditures

The bill will increase state expenditures by a minimal amount. The following state departments and entities employ the use of security devices impacted by the bill: Department of Corrections, Department of Labor and Employment, Department of Personnel and Administration, Department of Public Safety (including the State Capitol), the Judicial Branch, and the University of Northern Colorado. As the bill imposes no specific posting requirements (i.e. signage size, color, typeface), the bill requires a slight state expenditures increase for: printing costs; office materials; and staff time spent researching and drafting posting text. Additional costs are possible should impacted departments seek attorney review by the Department of Law (DOL) of the proposed posting. Such costs would be expended by reappropriated funds to the DOL for hourly services provided.

Local Government Impact

The bill has a minimal impact on local government expenditures. Various local governments, school districts, and the Regional Transportation District employ the use of security scanning devices and will be subject to the bill's posting requirements. Posting costs are anticipated to be minimal.

Departments Contacted

All Departments