



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

Drafting Number: LLS 12-0461
Prime Sponsor(s): Sen. Hodge
 Rep. Peniston

Date: February 8, 2012
Bill Status: Senate SVMA
Fiscal Analyst: Kirk Mlinek (303-866-4782)

TITLE: CONCERNING LIMITATIONS ON THE ACCEPTANCE OF CERTAIN BENEFITS BY SPECIFIED GOVERNMENTAL ACTORS WHO ARE IN A POSITION TO REWARD PERSONS OFFERING SUCH BENEFITS WITH OFFICIAL ACTION.

Fiscal Impact Summary	FY 2012-2013	FY 2013-2014
State Revenue		
State Expenditures		
FTE Position Change		
Effective Date: Upon signature by the Governor, or upon becoming law without his signature.		
Appropriation Summary for FY 2012-2013: None required.		
Local Government Impact: See Local Government Impact section.		

Summary of Legislation

The bill amends portions of current law governing the standards of conduct for certain public officials. Substantive provisions are summarized, by section, below.

Section 1 amends the statutory rules of conduct for public officers, members of the Colorado General Assembly, local government officials, and employees of state and local governments to prohibit such an individual from accepting goods or services for his or her own personal benefit offered by a person who is at the same time providing goods or services to the state or a local government, under a contract or other means, unless the totality of the circumstances attendant to the acceptance of the goods or services indicates a fair and legitimate transaction.

Section 2 adds to the existing list of ethical principles for public officers, local government officials, and employees a provision discouraging such individuals from assisting or enabling members of their immediate family in obtaining employment, a gift of substantial value, or an economic benefit tantamount to a gift of substantial value from a person whom the officer, official, or employee is in a position to reward with official action or has rewarded with official action in the past.

Section 3 amends the statutory rules of conduct for local government officials and employees to prohibit such an individual from accepting goods or services for his or her own personal benefit offered by a person who is at the same time providing goods or services to the local government for which the official or employee serves, under a contract or other means, unless the totality of the circumstances attendant to the acceptance of the goods or services indicates a fair and legitimate transaction.

State Expenditures

Existing ethics policies in state agencies will be updated to reflect the provisions of the bill. Expenditures for these administrative updates, and related training, are expected to be minimal and will be absorbed within existing appropriations.

Local Government Impact

Existing local government ethics policies will be updated to reflect the provisions of the bill. The costs associated with these updates are expected to be minimal.

Departments Contacted

All