Colorado Legislative Council Staff Fiscal Note NO FISCAL IMPACT

Drafting Number: LLS 13-0513 **Prime Sponsor(s):** Rep. Wright **Bill Status:** House SVMA

Sen. Ulibarri **Fiscal Analyst:** Alex Schatz (303-866-4375)

TITLE: CONCERNING PROHIBITING ASSISTANCE BY THE STATE WITH ENFORCEMENT

OF CERTAIN PROVISIONS OF THE FEDERAL "NATIONAL DEFENSE

AUTHORIZATION ACT FOR FISCAL YEAR 2012".

Summary of Legislation

This bill prohibits, with limited exceptions, state employees and state agencies, including the Colorado National Guard, and political subdivisions and their employees, from assisting any of the armed forces of the United States in the enforcement of the National Defense Authorization Act of 2012 (NDAA). Specifically, state and local government shall not assist with Section 1021 of the NDAA, pertaining to detention of members of, and those lending assistance to, certain international terrorist organizations if such assistance would violate the United States Constitution, the Colorado Constitution, or any law of the state. The bill takes effect upon signature of the governor, or upon becoming law without his signature.

Assessment

The bill is assessed as having no fiscal impact. No Colorado state or local government, including law enforcement agencies and the Colorado National Guard, have a present role investigating, prosecuting, or detaining international terrorist groups. The fiscal note assumes that government employees act lawfully and in compliance with constitutional and statutory directives. For these reasons, current state and local government revenue and expenditures are unaffected by the bill.

Departments Contacted

Public Safety Military and Veterans Affairs Local Affairs

Corrections Judicial Branch Law

Municipalities Counties District Attorneys