

**STATE  
FISCAL IMPACT**

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| <b>Drafting Number:</b> LLS 14-0760                | <b>Date:</b> February 3, 2014                     |
| <b>Prime Sponsor(s):</b> Sen. Guzman<br>Rep. Kagan | <b>Bill Status:</b> Senate Judiciary              |
|  | <b>Fiscal Analyst:</b> Kerry White (303-866-3469) |

**SHORT TITLE:** POST BOARD RULE AUTHORITY TRAINING SUSPENSIONS

| <b>Fiscal Impact Summary*</b>  | <b>FY 2014-2015</b>    | <b>FY 2015-2016</b>    |
|--|------------------------|------------------------|
| <b>State Revenue</b>   | <b><u>\$25,500</u></b> | <b><u>\$25,500</u></b> |
| Cash Funds   | \$25,500               | \$25,500               |
| <b>State Expenditures</b>  | <b><u>\$25,500</u></b> | <b><u>\$25,500</u></b> |
| Cash Funds   | \$25,500               | \$25,500               |
| <b>FTE Position Change</b>   |                        |                        |
| <b>Appropriation Required: \$25,500 - Department of Law (FY 2014-15)</b> |                        |                        |

\* This summary shows changes from current law under the bill for each fiscal year.

**Summary of Legislation**

This bill authorizes the Peace Officers Standards and Training (P.O.S.T.) Board to promulgate rules for:

- certification of inspectors of vehicle identification numbers;
- annual in-service training requirements for certified peace officers;
- suspension of peace officer certifications for failure to complete annual in-service training;
- any rules necessary to carry out the functions of the P.O.S.T. Board; and
- procedures for reinstatement of certification for peace officers who have been suspended.

The bill allows the P.O.S.T. Board to increase its certification fees from \$125 to \$150. The bill also allows the P.O.S.T. Board to expand the entities to whom it may make grants by including nonprofit organizations. Finally, it allows the P.O.S.T. Board to deny certification to any person who is convicted of a municipal violation that is the equivalent of any of the state law violations that permit denial of certification.

**Background**

The P.O.S.T. Board is cash funded and has an annual budget of approximately \$2.8 million and 7.0 FTE. The majority of revenues are generated from a \$0.60 fee on vehicle registrations. The program also receives about \$127,528 per year from P.O.S.T. certification fees and \$6,000 per year in miscellaneous revenue. The program distributes an average of \$2.2 million per year in training grants.

**State Revenue**

Beginning in FY 2014-15, this bill will increase state cash fund revenue credited to the P.O.S.T. Board Cash Fund in the Department of Law by \$25,500 per year.

**Assumptions.** Based on an average of the past three fiscal years, the fiscal note assumes that 1,020 persons will pay an increased fee of \$25 per year for P.O.S.T. certification.

**Fee impact on individuals and business.** Section 2-2-322, C.R.S., requires legislative service agency review of measures which create or increase any fee collected by a state agency. Table 1 below identifies the fee impact of this bill.

| <b>Table 1. Fee Impact on Individuals, Families or Business under SB14-123</b> |                    |                     |                   |                        |                         |
|--|--------------------|---------------------|-------------------|------------------------|-------------------------|
| <b>Type of Fee</b>   | <b>Current Fee</b> | <b>Proposed Fee</b> | <b>Fee Change</b> | <b>Number Affected</b> | <b>Total Fee Impact</b> |
| P.O.S.T. Applications for Certification  | \$125              | \$150               | \$25              | 1,020                  | \$25,500                |
| <b>TOTAL</b>   |                    |                     |                   |                        | <b>\$25,500</b>         |

**State Expenditures**

Beginning in FY 2014-15, this bill will increase costs and workload in the Department of Law by approximately \$25,500 per year. These moneys will be used to cover the direct and indirect costs of the P.O.S.T. Board program, and specifically to assist in implementing an online testing capability. Workload will also increase under the bill to promulgate new rules. The bill is not anticipated to alter the amount of grant funding provided, but may alter the distribution of funds to include nonprofit organizations.

**Effective Date**

The bill takes effect August 6, 2014, if the General Assembly adjourns on May 7, 2014, as scheduled, and no referendum petition is filed.

**State Appropriations**

For FY 2014-15, the Department of Law requires an appropriation of \$25,500 from the P.O.S.T. Board Cash Fund.

**State and Local Government Contacts**

Law