

Colorado Legislative Council Staff Fiscal Note

**STATE and LOCAL
REVISED FISCAL IMPACT**

(replaces fiscal note dated March 23, 2015)

Drafting Number: LLS 15-0965	Date: April 20, 2015
Prime Sponsor(s): Sen. Roberts; Cooke Rep. Williams	Bill Status: House Local Government
	Fiscal Analyst: Kerry White (303-866-3469)

BILL TOPIC: POLICE SHOOTING DATA COLLECTION

Fiscal Impact Summary*	FY 2015-2016	FY 2016-2017
State Revenue		
State Expenditures	\$36,856	
General Fund	30,851	Workload increase.
Centrally Appropriated Costs**	6,005	
FTE Position Change	0.5 FTE	
Appropriation Required: \$30,851 - Department of Public Safety (FY 2015-16).		

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

** These costs are not included in the bill's appropriation. See the State Expenditures section for more information.

Summary of Legislation

This **reengrossed** bill creates a process for public reporting of specified data concerning officer-involved shootings that occur within certain law enforcement agencies, including the Colorado Bureau of Investigation, Colorado State Patrol, county sheriff's offices, municipal police departments, the Division of Parks and Wildlife within the Department of Natural Resources, and town marshal's offices.

For incidents that occurred between January 1, 2010, and June 30, 2015, each named law enforcement agency is required to submit its data to the Division of Criminal Justice (DCJ) within the Department of Public Safety by September 1, 2015. The data from this historical review is to be compiled into a report by March 1, 2016.

For each successive fiscal year through FY 2019-20, the covered law enforcement agencies are also required to report their information by September 1 of the following fiscal year, and the Department of Public Safety is required to submit its report by March 1 of the following fiscal year. All reports are to be provided to the judiciary committees of the General Assembly and posted on the Division of Criminal Justice's website.

State Expenditures

This bill increases state expenditures by \$36,856 and 0.5 FTE in FY 2015-16. Beginning in FY 2016-17, workload is increased, but does not require an increase in appropriations. Table 1 and the discussion that follows summarize the costs of the bill.

Table 1. Expenditures Under SB15-217		
Cost Components	FY 2015-16	FY 2016-17
Personal Services	\$25,673	
FTE	0.5 FTE	
Operating Expenses and Capital Outlay Costs	5,178	
Centrally Appropriated Costs*	6,005	
TOTAL	\$36,856	

* Centrally appropriated costs are not included in the bill's appropriation.

Department of Public Safety. Staff is required to develop a report methodology and compile and present data on an ongoing basis. For FY 2015-16, the department is required to present five years of historical data and will require 0.5 FTE at the General Professional III level. Standard operating and one-time capital outlay costs are included. In future years, workload will increase to prepare the annual report. This analysis assumes that the amount of annual workload beginning in FY 2016-17 can be accomplished within existing appropriations.

Workload is also increased for the Colorado State Patrol and Colorado Bureau of Investigation to report any officer-involved shootings. This analysis assumes that workload is minimal and can be accomplished within existing appropriations.

Division of Parks and Wildlife. Similar to the Colorado State Patrol and Colorado Bureau of Investigation, workload is increased by a minimal amount to report any officer-involved shootings. This additional workload is not anticipated to require an increase in appropriations.

Centrally appropriated costs. Pursuant to a Joint Budget Committee policy, certain costs associated with this bill are addressed through the annual budget process and centrally appropriated in the Long Bill or supplemental appropriations bills, rather than in this bill. The centrally appropriated costs subject to this policy are estimated in the fiscal note for informational purposes and summarized in Table 2.

Table 2. Centrally Appropriated Costs Under SB15-217*		
Cost Components	FY 2015-16	FY 2016-17
Employee Insurance (Health, Life, Dental, and Short-term Disability)	\$4,015	
Supplemental Employee Retirement Payments	1,990	
TOTAL	\$6,005	

*More information is available at: <http://colorado.gov/fiscalnotes>

Local Government Impact

This bill increases workload and costs for local governments to provide historical information and ongoing annual data to the Department of Public Safety. As of this writing, one jurisdiction responded that the historical review and report would cost about \$1,000 and ongoing reporting would cost \$100.

Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

State Appropriations

For FY 2015-16, the bill requires and provides an appropriation of \$30,851 General Fund and an allocation of 0.5 FTE to the Department of Public Safety.

Departmental Difference

The Department of Public Safety identified costs in the second and subsequent years of \$41,324 and 0.5 FTE at the Statistical Analyst III level. The department believes the bill requires statistical analysis, constant and consistent training of law enforcement, and detailed review of each incident report.

This analysis agrees that 0.5 FTE is required in FY 2015-16 to complete the five year retroactive report, but assumes that ongoing annual reporting is equivalent to less than 0.1 FTE per year. The bill allows the DCJ to specify the format in which data are reported and clearly states that the duties of the DCJ are limited to compiling information into a report. While this analysis assumes workload is increased beyond the first year, the fiscal note assumes a General Professional III is capable of meeting the requirements of the bill and that the workload does not meet the threshold for additional FTE or appropriations after FY 2015-16.

State and Local Government Contacts

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