

Colorado Legislative Council Staff Fiscal Note

STATE and LOCAL FISCAL IMPACT

Drafting Number: LLS 15-0444	Date: March 19, 2015
Prime Sponsor(s): Rep. Kagan; Williams	Bill Status: House Judiciary
Sen. Cooke; Ulibarri	Fiscal Analyst: Kerry White (303-866-3469)

BILL TOPIC: LAW ENFORCEMENT USE OF BODY-WORN CAMERAS

Fiscal Impact Summary*	FY 2015-2016	FY 2016-2017
State Revenue		
Cash Funds	Potential increase -- gifts, grants, or donations.	
State Expenditures	<u>at least \$97,051</u>	<u>at least \$78,263</u>
General Fund	84,053	64,750
Centrally Appropriated Costs**	12,998	13,513
FTE Position Change	1.0 FTE	1.0 FTE
Appropriation Required: \$84,053 - 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 bill creates the Body-Worn Camera Grant Program in the Division of Criminal Justice (DCJ) in the Department of Public Safety (DPS). The grants are to fund the purchase of body-worn cameras and training for law enforcement officers in their use. It establishes the Body-Worn Camera Fund to accept gifts, grants, and donations, and authorizes the DCJ to apply for funding and to award grants to local law enforcement agencies. Other sources of funding include General Fund moneys appropriated by the General Assembly. The DCJ is not required to begin the program until it has sufficient funding.

The bill also establishes a study group within the DPS to identify policies and best practices concerning body-worn cameras and make recommendations to the General Assembly. The study group is to include at least 10 members, be in place by August 1, 2015, and prepare a report of its recommendations no later than March 1, 2016. Representatives of the chiefs of police and sheriffs, district attorneys, the Attorney General, the state Public Defender, private criminal defense bar, interested community groups, legal organizations supporting privacy concerns, and other interested citizens are to be included within the membership of the study group. The study group is repealed on July 1, 2016.

State Revenue

Beginning in FY 2015-16, this bill may increase state revenue from gifts, grants, or donations. As of this writing, no funding sources have been identified and no estimate on the amount of increased revenue is available.

State Expenditures

This bill will increase state expenditures by at least \$97,051 and 1.0 FTE in FY 2015-16 and by \$78,263 and 1.0 in FY 2016-17. Costs are within the DCJ and are paid with General Fund moneys. These costs do not include the amount of any grants awarded, as that is conditional upon appropriations by the General Assembly or the receipt of gifts, grants, or donations. Costs are shown in Table 1 and described below.

Table 1. Expenditures Under HB15-1285		
Cost Components	FY 2015-16	FY 2016-17
Personal Services	\$63,800	\$63,800
FTE	1.0 FTE	1.0 FTE
Operating Expenses and Capital Outlay Costs	5,653	950
Grant Awards	To be determined	To be determined
Study Group Travel Costs	14,600	0
Centrally Appropriated Costs*	12,998	13,513
TOTAL	\$97,051	\$78,263

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

Department of Public Safety. The fiscal note assumes that grant management staff will be in place by June 2015, but due to the General Fund pay date shift, no costs are incurred until July 2015. A total of 1.0 FTE at the General Professional IV level is required to apply for federal grants to fund the program and to administer the grant program. Once the fund receives sufficient gifts, grants, or donations, the department will be required to obtain additional spending authority through the budget process in order to issue grants.

The fiscal note further assumes that workload may increase in FY 2015-16 by a minimal amount to assist the study group. Travel costs assume eight meetings with at least five members traveling from out of the Denver Metropolitan area and include mileage, hotel, and per diem costs.

Other state agencies. Workload will increase for the Public Defender and Attorney General to participate in the study group. This increase is minimal and does not require an increase in appropriations for either agency.

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 HB15-1285*		
Cost Components	FY 2015-16	FY 2016-17
Employee Insurance (Health, Life, Dental, and Short-term Disability)	\$8,053	\$8,053
Supplemental Employee Retirement Payments	4,945	5,460
TOTAL	\$12,998	\$13,513

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

Local Government Impact

This bill increases workload of staff of local governments (e.g. chiefs of police, sheriffs, and district attorneys) that are selected to participate in the study group. Because the study group is limited in scope and time and members can have actual expenses reimbursed, the fiscal note assumes that the impact of the bill on local governments is minimal.

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 Department of Public Safety requires an appropriation of \$69,453 General Fund and an allocation of 1.0 FTE.

Departmental Difference

The Department of Public Safety identified costs of \$149,267 in FY 2015-16 and \$151,944 in FY 2016-17, based on the assumption that 1.0 FTE is required to provide high level support to the study group and 1.5 FTE are required to manage the grant program. The fiscal note assumes the scope of the study group is narrow and that the minimal reporting requirements can be accomplished within existing appropriations and that consistent with other programs, the grant program can be managed with 1.0 FTE.

State and Local Government Contacts

Counties	District Attorneys	Law
Municipalities	Public Defender	Public Safety
Sheriffs		