

*Colorado Legislative Council Staff Fiscal Note*

**STATE and LOCAL  
REVISED FISCAL IMPACT**

(replaces fiscal note dated March 19, 2015)

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<b>Drafting Number:</b> LLS 15-0444	<b>Date:</b> April 7, 2015
<b>Prime Sponsor(s):</b> Rep. Kagan; Williams Sen. Cooke; Ulibarri	<b>Bill Status:</b> House Appropriations
	<b>Fiscal Analyst:</b> Kerry White (303-866-3469)

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**BILL TOPIC:** LAW ENFORCEMENT USE OF BODY-WORN CAMERAS

<b>Fiscal Impact Summary*</b>	<b>FY 2015-2016</b>	<b>FY 2016-2017</b>
<b>State Revenue</b>		
Cash Funds	Potential increase -- gifts, grants, or donations.	
<b>State Expenditures</b>	<b><u>at least \$102,891</u></b>	<b><u>at least \$78,263</u></b>
General Fund	89,893	64,750
Centrally Appropriated Costs**	12,998	13,513
<b>FTE Position Change</b>	1.0 FTE	1.0 FTE
<b>Appropriation Required: \$89,893 - Department of Public Safety (FY 2015-16).</b>		

\* 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**

**As amended by the House Judiciary Committee**, 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 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 15 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, the Department of Corrections, 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 The study group is repealed on July 1, 2016.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 \$102,891 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.

<b>Table 1. Expenditures Under HB15-1285</b>		
<b>Cost Components</b>	<b>FY 2015-16</b>	<b>FY 2016-17</b>
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	20,440	0
Centrally Appropriated Costs*	12,998	13,513
<b>TOTAL</b>	<b>\$102,891</b>	<b>\$78,263</b>

\* 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 representatives of the Department of Corrections, 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.

<b>Table 2. Centrally Appropriated Costs Under HB15-1285*</b>		
<b>Cost Components</b>	<b>FY 2015-16</b>	<b>FY 2016-17</b>
Employee Insurance (Health, Life, Dental, and Short-term Disability)	\$8,053	\$8,053
Supplemental Employee Retirement Payments	4,945	5,460
<b>TOTAL</b>	<b>\$12,998</b>	<b>\$13,513</b>

\*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 \$89,893 General Fund and an allocation of 1.0 FTE.

**State and Local Government Contacts**

Counties  
Municipalities  
Sheriffs

District Attorneys  
Public Defender

Law  
Public Safety