

**STATE and LOCAL
FISCAL IMPACT**

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| Drafting Number: LLS 15-0665 | Date: February 5, 2015 |
| Prime Sponsor(s): Sen. Hill | Bill Status: Senate Judiciary |
| Rep. Lee | Fiscal Analyst: Bill Zepernick (303-866-4777) |

BILL TOPIC: SAFE2TELL FRAUDULENT REPORTS IDENTITY

| Fiscal Impact Summary* | FY 2015-2016 | FY 2016-2017 |
|--------------------------------------|----------------------------|---------------------|
| State Revenue | | |
| State Expenditures | Minimal workload increase. | |
| FTE Position Change | | |
| Appropriation Required: None. | | |

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

Summary of Legislation

The bill allows the Safe2Tell program to reveal the identity of a person making a fraudulent report to investigating law enforcement officials in response to a court-ordered subpoena. A court shall issue such a subpoena if it determines that, after an in camera review, a fraudulent report is confirmed by the law enforcement agency, and that the fraudulent report was related to alleged felony conduct.

Background

Safe2Tell is a program that allows youths to anonymously report threats, harmful behaviors or dangerous situations at schools or other places. The report is then passed on to law enforcement, school officials, or other authorities for investigation or action. The program previously operated as a nonprofit organization and was transferred to the Department of Law by Senate Bill 14-002.

State Expenditures

The bill increases workload in the Judicial Department and Department of Law by a minimal amount. Under the bill, the courts will be responsible for hearing subpoena requests from law enforcement, conducting an in camera review, and issuing orders. Safe2Tell staff in the Department of Law will have additional work to respond to subpoena records requests and search through report logs and other records to identify and provide information about persons making fraudulent reports. Overall, the bill is estimated to have a minimal workload impact on the courts and the Safe2Tell program, which can be accomplished within existing appropriations.

Local Government Impact

The bill increases workload for local law enforcement agencies to participate in the request of records subpoenas and to use these records to investigate fraudulent reports and other related crimes. Any impact is assumed to be minimal.

Effective Date

The bill takes effect August 5, 2015, if the General Assembly adjourns on May 6, 2015, as scheduled, and no referendum petition is filed.

State and Local Government Contacts

Law Judicial Municipalities Sheriffs