

Colorado Legislative Council Staff
**STATE and LOCAL
FISCAL IMPACT**

Drafting Number: LLS 00-0846
Prime Sponsor(s): Sen. Tebedo
Rep. Dean

Date: January 23, 2000
Bill Status: Senate Judiciary
Fiscal Analyst: Geoff Barsch (303-866-4102)

TITLE: CONCERNING UNIFORM STATEWIDE CRITERIA FOR ISSUING PERMITS TO CARRY CONCEALED HANDGUNS.

Fiscal Impact Summary		FY 2000/2001	FY 2001/2002		
State Revenues Cash Fund		\$229,000	\$229,000		
State Expenditures Cash Fund Cash Fund Exempt		216,255 1,720	210,723 1,720		
FTE Position Change		3.5 FTE	3.5 FTE		
Other State Impact: TABOR					
Effective Date: 90 days after adjournment, unless a referendum petition is filed.					
Appropriation Summary for FY 2000-2001: \$216,255 CF and \$1,720 CFE and 3.5 FTE for the Department of Public Safety					
Local Government Impact: See Local Government Impact section					

Summary of Legislation

This bill requires any police chief or sheriff who chooses to issue permits to carry concealed handguns to establish a concealed handgun permit program for issuing permits within their jurisdictions, and, to the extent it is fiscally practicable, to adopt standardized applications for concealed handgun permits and standardized permits.

The bill specifies the requirements for obtaining a permit, and allows that any concealed handgun permit issued by this state, or by another state pursuant to a comparable statute, is valid in all areas of this state. The bill requires a permittee to carry the permit, and a valid photo identification if the permit does not include a picture, on his or her person whenever the permittee is carrying a concealed handgun. Under the provisions of the bill, a peace officer may presume that a person does not have a permit to carry a concealed handgun if he or she fails to produce the permit and photo identification, if necessary, upon request.

The bill requires the police chief or sheriff to conduct a criminal background check through the Colorado Bureau of Investigation (CBI), including a fingerprint check and a check of the National

Instant Criminal Background Check System, and to deny a permit if the applicant does not qualify as provided in the act. The bill further requires the police chief or sheriff to adopt procedures for the review of permit denials and the issuance of temporary, emergency permits. Each police chief and sheriff is required to maintain a list of permittees, to be made available only to law enforcement agencies.

State Revenues

This bill would authorize local law enforcement agencies and the CBI to establish a fee to cover the cost of issuing concealed weapons permits and conducting background checks. The CBI estimates 20,500 individuals will apply for a concealed weapon permit. The CBI has estimated a fee of \$14 would be necessary to cover program costs. This would result in \$229,000 cash fund revenue collected.

State Expenditures

This bill would require the CBI to conduct criminal background checks and fingerprint checks for an estimated 20,500 applicants. This estimate is based on a survey of states with similar concealed handgun laws. The CBI is currently performing approximately 10,000 fingerprint checks for local law enforcement concealed weapon permit applications as part of its base budget. The bill would expand those functions, along with the functions associated with performing criminal background checks, as the basis for the cash funded program. The table below details the program costs required to implement the bill's provisions. These figures include health, life, dental, and short term disability insurance. It is worth noting that the Capital Outlay includes the lease of a fingerprint examination station, a recurring cost. It is estimated that this bill will require the following program costs:

Cash Fund Expenditure	FY 2000/2001	FY 2001/2002
Personal Services (3.5 FTE) 3.0 FTE Data Specialist I 0.5 FTE Fingerprint Examiner	\$108,742	\$108,742
Operating Expenses	20,522	19,772
Capital Outlay	73,544	68,012
Leased Space	4,985	4,985
Indirect Costs	10,182	10,182
TOTAL	\$217,975	\$211,693

Local Government Impact

This bill would establish procedural and recordkeeping requirements for local law enforcement agencies. The police chief or sheriff may charge a fee appropriate to cover costs associated with the bill's requirements.

State Appropriations

This fiscal note indicates that the Department of Public Safety would require an appropriation of \$217,975 and 3.5 FTE. Of this, \$216,255 would be cash funds and \$1,720 would be cash funds exempt from indirect cost recoveries.

Departments Contacted

Public Safety County Officials