



Legislative
Council Staff

Nonpartisan Services for Colorado's Legislature

HB 19-1130

FINAL FISCAL NOTE

Drafting Number:	LLS 19-0747	Date:	July 15, 2019
Prime Sponsors:	Rep. Liston; Hooton Sen. Cooke; Fields	Bill Status:	Lost in House
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Bill Topic: COUNTY SHERIFF QUALIFICATION TRAINING REQUIREMENTS

Summary of Fiscal Impact:

<input checked="" type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill requires an individual to obtain a valid or provisional peace officer standards and training board certificate in order to be eligible to be appointed, elected, or nominated for the office of county sheriff. It increases state revenue by a minimal amount on an ongoing basis.

Appropriation Summary: No appropriation required.

Fiscal Note Status: This fiscal note reflects the introduced bill. This bill was not enacted into law; therefore, the impacts identified in this analysis do not take effect.

Summary of Legislation

Under current law, a person elected to the office of county sheriff must obtain a basic peace officer certification within one year of taking office. This bill requires an individual to obtain a valid or provisional peace officer standards and training board (POST) certificate in order to be eligible to be appointed, elected, or nominated for the office of county sheriff.

Background

In order to become a peace officer an individual must pass a background check and complete a POST-approved basic training academy program. After completion of the program, he or she is eligible to take the POST certification exam and skills test. There is a \$150 fee for taking the POST exam and \$375 for skills testing, for a total of \$525. Depending on the basic training academy, these fees may be paid for in the tuition paid to that academy.

An individual that has worked as a certified peace officer in another state within the last three years may obtain a provisional POST certificate. This certificate allows he or she to act as a peace officer in Colorado while they undergo the POST certificate testing process. The same fee is charged for the exam and skills testing.

State Revenue

Beginning in FY 2019-20, this bill potentially increases POST Board Cash Fund revenue in the Department of Law. To the extent that additional people take the POST certification exam and skills test to obtain POST certification because they intend to run for county sheriff, revenue from POST testing fees will increase. Overall this impact is expected to be minimal and is expected to only occur in years prior to an election in which the office of county sheriff is on the ballot. This revenue is subject to TABOR; however, under the March 2019 Legislative Council Staff forecast, a TABOR surplus is not expected in FY 2019-20 or FY 2020-21.

State Expenditures

Beginning in FY 2019-20, this bill potentially increases Department of Law workload by a minimal amount to administer and process more POST certification requests.

Effective Date

This bill was lost on second reading in the House of Representatives on March 5, 2019.

State and Local Government Contacts

Counties County Clerks Law Sheriffs