



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

FINAL FISCAL NOTE

Drafting Number: LLS 18-0243 Date: May 16, 2018
Prime Sponsors: Rep. Beckman Bill Status: Postponed Indefinitely
Sen. Coram Fiscal Analyst: Kori Donaldson | 303-866-4976
Kori.Donaldson@state.co.us

Bill Topic: FINANCIAL ASSISTANCE FOR COUNTY JAILS & COURTS

- Summary of Fiscal Impact: State Revenue, TABOR Refund, State Expenditure, Local Government, State Transfer, Statutory Public Entity

This bill would have expanded an existing grant program and set a five-year annual transfer of \$30 million a year from the General Fund. There would have been a corresponding ongoing state expenditure increase through FY 2022-23.

Appropriation Summary: For FY 2018-19, the bill would have required an appropriation of \$30 million to the Judicial Department.

Fiscal Note Status: This fiscal note reflects the introduced bill, as recommended by the County Courthouse and County Jail Funding and Overcrowding Solutions Interim Study Committee. This bill was not enacted into law; therefore, the impacts identified in this analysis do not take effect.

Table 1 State Fiscal Impacts Under HB 18-1058

Table with 4 columns: Category, Sub-category, FY 2018-19, FY 2019-20. Rows include Revenue, Expenditures (General Fund, Cash Funds, Total), and Transfers (General Fund, Cash Funds, Total).

Summary of Legislation

The bill expands the responsibilities of the Underfunded Courthouse Facility Cash Fund Commission to include considering grants for jail construction or renovation in addition to grants for improvements to court facilities. It also renames the commission the Underfunded Court and Jail Facility Cash Fund Commission (commission). The bill makes changes to allowable grant funding under the program, including allowing grants to be issued for up to 50 percent of a county's annual voter-approved debt service and creating a low-interest loan program to finance court and jail facility capital construction. Finally, the bill sets a five-year annual transfer of \$30 million a year from the General Fund to the commission cash fund.

Background

The commission and associated cash fund were established in 2014. The commission is housed within the Office of the State Court Administrator in the Judicial Branch.

State Expenditures

The project increases expenditures from the commission cash fund by up to \$30 million a year, each year from FY 2018-19 through FY 2022-23. Workload also increases in the Judicial Department.

Judicial Department. The bill increases workload in the department in order to process an increased number of grant applications and to create a new loan program. The department will develop procedures and guidelines to administer the newly created loan program. However, the bill authorizes the department to contract with a bank to manage the loans. The workload increase can be addressed within existing resources and does not require an appropriation.

State Transfers

Beginning in FY 2018-19 and continuing through FY 2022-23, the bill annually transfers \$30 million from the General Fund to the commission cash fund, to be used as follows:

- \$10 million for grants to pay up to 50 percent of a county's annual voter-approved debt service on any county-approved financing of the construction or remodeling cost of a court or jail facility;
- \$10 million for low-interest loans for construction or remodeling costs of any court facility; and
- \$10 million for low-interest loans for construction or remodeling costs of any jail facility.

Local Government Impact

The bill is expected to increase funding for county courthouse and jail facility construction and remodeling projects. The increase will vary by county based on the grants and loans approved by the commission.

Effective Date

The bill was postponed indefinitely by the House Judiciary Committee on March 8, 2018.

State Appropriations

For FY 2018-19, the bill requires an appropriation of \$30 million from the Underfunded Court and Jail Facility Cash Fund to the Judicial Department.

State and Local Government Contacts

Corrections
Public Safety

Counties
Sheriffs

Judicial
Treasury