



Legislative  
Council Staff

*Nonpartisan Services for Colorado's Legislature*

# FINAL FISCAL NOTE

<b>Drafting Number:</b>	LLS 19-0578	<b>Date:</b>	September 11, 2019
<b>Prime Sponsors:</b>	Rep. Kraft-Tharp; Saine Sen. Fields; Smallwood	<b>Bill Status:</b>	Signed into Law
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**Bill Topic:** LOTTERY INTERCEPTS

<b>Summary of Fiscal Impact:</b>	<input checked="" type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
	<input checked="" type="checkbox"/> State Expenditure ( <i>minimal</i> )	<input type="checkbox"/> Local Government
	<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill allows lottery winnings to be intercepted for the payment of outstanding court fines, fees, costs, or surcharges. This bill increases state revenue on an ongoing basis and minimally increases state expenditures.

**Appropriation Summary:** No appropriation is required.

**Fiscal Note Status:** The fiscal note reflects the enacted bill.

**Table 1  
State Fiscal Impacts Under HB 19-1128**

		FY 2019-20	FY 2020-21
<b>Revenue</b>	General Fund and Cash Funds	\$61,500	\$61,500
<b>Expenditures</b>		-	-
<b>Transfers</b>		-	-
<b>TABOR Refund</b>		-	-

## **Summary of Legislation**

This bill allows lottery winnings to be intercepted for the payment of outstanding court fines, fees, costs, or surcharges. In addition, the bill specifies that lottery winnings should first be applied to offset child support debt, arrearages, or child support costs. The remaining lottery winnings shall then be applied to outstanding restitution, fines, fees, costs, or surcharges.

## **Background**

The Office of State Auditor found that the Judicial Department could have received \$123,000 in revenue over a two year period from lottery winnings that had been claimed by individuals who owed judicial obligations other than restitution. As a result, the fiscal notes assumes an average increase of \$61,500 per year in revenue from fines, fees, costs, or surcharges.

## **State Revenue**

Beginning in FY 2019-20, the state will see a revenue increase of \$61,500 credited to the Fines Collection Cash Fund, various other cash funds in the Judicial Department, and the General Fund. The exact funds receiving the increased payment will depend on the type of fine or fee owed and is not known at this time. Criminal fine and court fee 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 will minimally increase workload for the Judicial Department to manage data and make minor programming changes to receive lottery intercepts. Any increase in workload can be accomplished within existing appropriations.

## **Effective Date**

The bill was signed into law by the Governor on May 20, 2019, and took effect August 2, 2019.

## **State and Local Government Contacts**

Corrections  
Judicial

Information Technology  
Revenue