



## Legislative Council Staff

*Nonpartisan Services for Colorado's Legislature*

# Fiscal Note

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<b>Drafting Number:</b>	LLS 21-0426	<b>Date:</b>	February 18, 2021
<b>Prime Sponsors:</b>	Rep. Daugherty	<b>Bill Status:</b>	House Judiciary
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<b>Bill Topic:</b>	<b>SENTENCING JUVENILES TRANSFERRED TO ADULT COURT</b>
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<b>Summary of Fiscal Impact:</b>	<b>No fiscal impact.</b> The bill aligns sentencing statues for juveniles being charged as adults. The bill does impact state or local revenues and expenditures.
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<b>Appropriation Summary:</b>	No appropriation is required.
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<b>Fiscal Note Status:</b>	This fiscal note reflects the introduced bill.
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## Summary of Legislation

Under current law, when a juvenile commits a crime, they are tried in juvenile court. However, depending on the age of the juvenile and the crime committed, the juvenile's case can be transferred to district court or the district attorney may file the case directly to district court (called direct filing) where the juvenile will be tried as an adult. The bill aligns sentencing for transfer cases to parallel sentencing for direct file cases. In aligning this language, cases transferred to district court that involve crimes of violence are not subject to minimum sentencing laws.

## Assessment of No Fiscal Impact

While the bill removes mandatory minimum sentencing for crimes of violence when a juvenile's case is transferred to district court, it is assumed that sentencing decisions will not be impacted due to the seriousness of the crime in these types of cases and the many factors that the court considers when imposing a sentence. Therefore, aligning the transfer statute with the direct file statute is not expected to impact any state and local revenue or expenditures and the bill has been assessed as having no fiscal impact.

## Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

**State and Local Government Contacts**

Corrections  
Human Services  
Public Safety

Counties  
Information Technology

District Attorneys  
Judicial