



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Final Fiscal Note

Drafting Number:	LLS 21-0940	Date:	August 4, 2021
Prime Sponsors:	Sen. Fenberg; Moreno Rep. Hooton; Daugherty	Bill Status:	Signed into Law
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Bill Topic: LOCAL REGULATION OF FIREARMS

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

This bill allows local governments to enact laws, regulations, or ordinances governing firearms, ammunition, and firearm components or accessories. It may increase state and local revenue and expenditures on an ongoing basis.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: This fiscal note reflects the enacted bill.

Summary of Legislation

Current law prohibits a local government from enacting an ordinance, regulation, or other law that prohibits the sale, purchase, or possession of a firearm. This bill permits a local government to enact an ordinance, regulation, or other law governing the sale, purchase, transfer, or possession of a firearm, ammunition, or firearm component or accessory as long as it is not less restrictive than state laws. In addition, it allows local governments, including a special district or governing board of an institution of higher education to regulate the carrying of concealed handguns in their jurisdiction.

Local ordinances and other regulations may only impose civil penalties for firearm-related violations and fines may not exceed \$50. However, if a person does not follow the requirement to leave the premises, they may be subject to criminal penalties.

State Revenue and Expenditures

To the extent that this bill leads to an increase in weapons violation cases filed in county courts, filing fee revenue and workload for the trial courts will increase. However, this fiscal note assumes that the majority of cases will be filed in municipal courts and no change in appropriations is required for the Judicial Department. In addition, to the extent that institutions of higher education choose to enact

new regulations related to carrying a concealed handgun on its grounds, expenditures will increase to enforce these rules, and print and post signage.

TABOR refunds. The bill is may increase the amount of state revenue required to be refunded to taxpayers by the amounts discussed in the State Revenue section above. TABOR refunds are paid from the General Fund. This estimate is based on the June 2021 LCS revenue forecast, which incorporates the revenue impacts of bills passed during the 2021 session. A forecast of state revenue subject to TABOR is not available beyond FY 2022-23.

Federal ARPA funds. This bill may increase state revenue, which may impact the state's flexibility in spending federal American Rescue Plan Act (ARPA) funds. For more information, see the LCS memo, titled "Legislative Changes and Flexibility in Use of American Rescue Plan Funds," available online at: <https://leg.colorado.gov/node/2211881>.

Local Government

To the extent that local governments choose to enact new laws, ordinances, or regulations, expenditures will increase to enforce these rules, and print and post signage. In addition, if this bill leads to more weapons violations, there could be an increase in filing fee revenue and workload for the municipal courts and the Denver County Court.

Effective Date

This bill was signed into law by the Governor and took effect on June 19, 2021.

State and Local Government Contacts

Counties	Governor	Higher Education
Local Affairs	Municipalities	Public Safety
Sheriffs	Special Districts	