



## Legislative Council Staff

*Nonpartisan Services for Colorado's Legislature*

# Fiscal Note

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**Drafting Number:** LLS 23-0750 **Date:** March 1, 2023  
**Prime Sponsors:** Rep. Weissman; Bacon **Bill Status:** House Judiciary  
**Fiscal Analyst:** Aaron Carpenter | 303-866-4918  
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**Bill Topic:** **ADVISEMENT DURING CUSTODIAL INTERROGATION**

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**Summary of Fiscal Impact:**

<input 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

The bill prohibits the court from admitting as evidence a statement made by the accused unless the accused received a statement of their Miranda Rights. Starting in FY 2023-24, the bill may increase state and local workload.

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

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

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## Summary of Legislation

The bill prohibits the court from admitting as evidence in any criminal proceeding a statement made by the accused unless the accused received a statement of their Miranda rights or the prosecution can establish by a preponderance of the evidence that the accused waived their rights.

## State Expenditures

Starting in FY 2023-24, the bill may impact workload to the trial courts and the independent judicial offices that represent indigent offenders within the Judicial Department to the extent more or less time is spent on evidentiary hearings under the bill. The Department of Law will have a minimal workload increase to update training materials. No change in appropriations is required.

## Local Government

Similar to the state, the bill may impact Denver County Court and district attorney workload to the extent more or less time is spent on evidentiary hearings under the bill.

## Effective Date

The bill takes effect July 1, 2023.

## State and Local Government Contacts

District Attorneys  
Public Safety

Judicial  
Sheriffs

Law