

JBC Staff Fiscal Analysis
House Appropriations Committee

Concerning establishing an automated protection order victim notification system
in the division of criminal justice.

Prime Sponsors:

Representatives Stewart R.; Soper
Senator Michaelson Jenet

Date Prepared:

April 9, 2025

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Fiscal Impacts

Informational Appropriation, Amendments in Packet

General Fund Impact in Second Year

Fiscal Note Status

The most recent Legislative Council Staff (LCS) Revised Fiscal Note (attached) reflects the fiscal impact of the bill as of 02/10/25.

No Change: Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill.

The House Judiciary Committee Report (02/11/25) includes a strike-below amendment to the bill. LCS and JBC staff agree that this amendment does not have a fiscal impact.

Amendments in This Packet

J.001	Staff-prepared informational appropriation amendment
L.005	Bill Sponsor amendment - changes fiscal impact in second year

Current Appropriations Clause in Bill

The bill does not currently include an appropriation clause.

Description of Amendments in This Packet

J.001

Amendment **J.001** provides the General Assembly with an opportunity to adopt an informational-only appropriation of \$500,000 federal funds for the Department of Public Safety. The fiscal note identifies

\$500,000 federal funds as the funding source for FY 2025-26. In many cases, including this one, federal funds are considered custodial and are not appropriated by the General Assembly. The Department of Public Safety's section of the Long Bill shows federal funds for informational purposes only.

L.005

Bill Sponsor amendment **L.005** (attached) does multiple things. First, it authorizes the Division of Criminal Justice to seek, accept, and expend gift, grants, or donations from public or private sources. Second, it states that the Division of Criminal Justice shall not establish or operate the notification system until it receives sufficient gifts, grants, and donations, including federal funds, for at least one year. Lastly, it prohibits the General Assembly from appropriating General Fund for this purpose but it allows appropriations from the Colorado Crime Victim Services Fund (see Related Budget Information). LCS and JBC staff agree that this amendment removes the General Fund impact of the bill in FY 2026-27.

The Committee may adopt J.001 regardless of whether it adopts L.005.

Points to Consider

Future Fiscal Impact

This bill is projected to require \$250,000 General Fund in FY 2026-27 if bill sponsor amendment **L.005** is not adopted.

Gifts, Grants, and Donations

The bill identifies the receipt and use of gifts, grants, and donations for implementation. The bill is expected to require expenditures of \$250,000 in FY 2026-27. If the necessary revenue from these sources is not realized, then the Colorado Crime Victim Services Fund, created in Section 24-33.5-505.5, C.R.S., may be required to make up the difference.

Related Budget Information: Colorado Crime Victim Services Fund (the Fund)

Subject to annual appropriation by the General Assembly: An appropriation is required if the General Assembly wishes to provide the Department with the authority to spend money from the Fund for the purposes laid out in this bill. The passage of Proposition KK (H.B. 24-1349 Firearms & Ammunition Excise Tax) made the Fund subject to annual appropriation by the General Assembly. There are two exceptions where the Department is able to or has spent the following funds without further appropriation by the General Assembly (also called "continuous appropriations").

1. \$32.0 million in coronavirus relief funds and \$6.0 million General Fund transferred to the Fund in S.B. 22-183 (Crime Victim Services)
2. \$4.0 million General Fund transferred to the Fund pursuant to H.B. 24-1420 (Transfer to Colorado Crime Victim Services Fund)

Previous General Fund Transfers and Appropriations: JBC staff estimates that the Department spent or encumbered about \$13.0 of \$20.0 million from previous General Fund transfers and appropriations. It may lack the authority to spend the remaining \$7.0 million.

Between FY 2021-22 and FY 2024-25, the General Assembly transferred or appropriated \$20.0 million General Fund to the Fund. Of this amount, \$10.0 million was continuously appropriated to the Department of Public Safety.¹ This means the Department is/was able to spend that money without further appropriation from the General Assembly.

The other \$10.0 million was appropriated by the General Assembly through the Long Bill. In FY 2023-24, the General Assembly appropriated \$8.0 million General Fund (S.B. 23-214 Long Bill). In FY 2024-25, the General Assembly appropriated an additional \$2.0 million General Fund (H.B. 24-1430).

¹ Section 24-33.5-505.5 (2)(b), C.R.S. This statute says that a previous \$6.0 million General Fund transfer and a \$4.0 million General Fund transfer are continuously appropriated.