



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Fiscal Note Memorandum

TO: Members of the Senate Judiciary Committee
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Fiscal Assessment of L.001 to SB26-072

This memorandum is an assessment of the fiscal impact of the attached proposed amendment L.001 to Senate Bill 26-072. This fiscal assessment is for the impact of the bill with inclusion of this amendment only. Any other added amendment could influence the fiscal impact.

Summary of Proposed Amendment

Amendment L.001 strikes provisions of the bill that make vehicular homicide and vehicular assault crimes of violence and subject to a mandatory sentence to the Colorado Department of Corrections (CDOC). Also, instead of amending the offense of use of a mobile electronic device while driving that causes the death of another, the amendment repeals this offense.

Fiscal Impact of Amendment

By striking the crime of violence and mandatory sentence to the CDOC provisions for vehicular homicide and vehicular assault, Amendment L.001 eliminates the quantifiable impacts to the CDOC and the Judicial Department identified in the fiscal note published on March 2, 2026. Although the amendment preserves the changes to the offense of criminally negligent homicide and other driving-related sanctions, these changes are expected to have an overall minimal impact on state revenue and expenditures.

Bill's Revised Fiscal Impact with Amendment

With L.001, no appropriation is required. The bill will have minimal impacts on state revenue and expenditures and local government as shown in Table 1 and discussed below.



Table 1
State Fiscal Impacts with Amendment L.001

| Type of Impact | Budget Year FY 2025-26 | Out Year FY 2026-27 |
|-------------------------|-----------------------------------|--------------------------------|
| State Revenue | \$0 | \$0 |
| State Expenditures | \$0 | \$0 |
| Transferred Funds | \$0 | \$0 |
| Change in TABOR Refunds | \$0 | \$0 |
| Change in State FTE | 0.0 FTE | 0.0 FTE |

State Revenue and Expenditures

This analysis assumes that criminally negligent homicide can already be charged in cases where a person causes the death of another by driving a motor vehicle with criminal negligence. Based on this, it is further assumed that there will be a minimal impact on state revenue and expenditures. Under the bill as amended by L.001, criminal fines and court fees, which are subject to TABOR, may increase by a minimal amount if new charges of criminally negligent homicide occur. Similarly, any increase in workload and costs for the Judicial Department, including the trial courts, Division of Probation, and agencies that provide representation to indigent persons, and to the Department of Corrections, are assumed to be minimal and no change in appropriations is required.

Local Government

Similar to the state, it is expected that any workload or cost increases for district attorneys to prosecute new charges of criminally negligent homicide will be minimal. District attorney offices are funded by counties.