



Colorado
Legislative
Council
Staff

HB16-1158

REVISED
FISCAL NOTE

(replaces fiscal note dated February 11, 2016)

FISCAL IMPACT: State Local Statutory Public Entity Conditional No Fiscal Impact

Drafting Number: LLS 16-0472
Prime Sponsor(s): Rep. Lee
Sen. Holbert

Date: March 29, 2016
Bill Status: Senate Appropriations
Fiscal Analyst: Chris Creighton (303-866-5834)

BILL TOPIC: SUNSET IDENTITY THEFT AND FINANCIAL FRAUD BOARD

Fiscal Impact Summary	FY 2016-2017	FY 2017-2018			
This bill changes and continues a program that would otherwise end September 1, 2016, so the fiscal note shows the new and continuing fiscal impacts.	New	New	Continuation		
State Revenue					
State Expenditures	0	Workload and potential expenditure increase			
Appropriation Required: None.					
Future Year Impacts: Ongoing workload and potential expenditure increases through FY 2025-26.					

Summary of Legislation

The bill as, **amended by the Senate Finance committee**, continues the Identity Theft and Financial Fraud Board in the Department of Public Safety (DPS) from September 1, 2016 through September 1, 2025.

Background

The Identity Theft and Financial Fraud Board was created by House Bill 06-1347 to provide oversight to the Colorado Fraud Investigators Unit in DPS. The board meets quarterly and consists of ten members including the executive director of the DPS, the Attorney General, executive director of the Colorado District Attorneys Council, and seven members appointed by the Governor. The unit is cash funded through gifts, grants and donations and the following surcharges:

- \$4 on Uniform Commercial Code filings made with the Secretary of State (scheduled to decrease to \$3 on July 1, 2017);
- \$100 on each initial license and renewal for a supervised lender license issued by the Uniform Consumer Credit Office of the Attorney General's Office; and

- \$500 on initial licenses and renewals for each money transmitter license issued by the Division of Banking in the Department of Regulatory Agencies.

House Bill 16-1159 is a companion bill that continues the Colorado Fraud Investigators Unit.

Fiscal Impact of Programs Set to Expire

This bill continues the Identity Theft and Financial Fraud Board in the Department of Public Safety that is set to repeal effective September 1, 2016, which continues the workload for participation on the board for the executive director of DPS and the Attorney General.

The Department of Public Safety receives an annual cash fund appropriation of \$654,871 and an allocation of 7.0 FTE to support the Colorado Fraud Investigators Unit which performs work at the direction of the board. The board does not receive a separate appropriation. Board members serve without compensation, but may be reimbursed for costs incurred in performance of their duties. If the Colorado Fraud Investigators Unit is reauthorized under House Bill 16-1159, no additional appropriation is needed for the board. If the unit is not continued under House Bill 16-1159, and the Identity Theft and Financial Fraud Board is continued under this bill, an appropriation will be needed to cover board member expense reimbursement. This appropriation will come from the Colorado Fraud Investigators Cash Fund and will be requested through the annual budget process.

Local Government Impact

This bill continues the workload of the police and sheriff appointed board members for participation on the board.

Effective Date

The bill takes effect August 10, 2016, if the General Assembly adjourns on May 11, 2016, as scheduled, and no referendum petition is filed. It applies to conduct occurring on or after the effective date.

State and Local Government Contacts

Public Safety