



**Colorado
Legislative
Council
Staff**

HB17-1179

**FINAL
FISCAL NOTE**

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

Drafting Number: LLS 17-0074 **Date:** June 14, 2017
Prime Sponsor(s): Rep. Saine; Ginal **Bill Status:** Signed into Law
 Sen. Marble; Court **Fiscal Analyst:** Clare Pramuk (303-866-2677)

BILL TOPIC: IMMUNITY FOR EMERGENCY RESCUE FROM LOCKED VEHICLE

Fiscal Impact Summary	FY 2017-2018	FY 2018-2019
State Revenue Cash Funds	Minimal decrease.	
State Expenditures	Reduction in workload.	
Appropriation Required: None.		
Future Year Impacts: Ongoing reduction in state revenue and workload.		

Summary of Legislation

This bill provides immunity from civil and criminal liability for a person who renders emergency assistance to an at-risk person or dog or cat in a locked vehicle under certain circumstances. Immunity applies if:

- the vehicle is not a law enforcement vehicle;
- an at-risk person or animal is in a vehicle, and the person rendering assistance has a reasonable belief that the person or animal is in danger;
- the person determines that the vehicle is locked and that forcible entry is necessary;
- the person makes a reasonable effort to locate the owner or operator of the vehicle;
- the person contacts law enforcement prior to forcibly entering the vehicle;
- the person uses no more force than necessary; and
- the person remains with the at-risk person or animal until law enforcement or other first responder arrives or leaves a note with the vehicle and contacts law enforcement with his or her information.

State Revenue and Expenditures

The bill may decrease workload for the Judicial Department beginning in FY 2017-18. It provides immunity from civil and criminal liability for property damage related to forcibly entering a vehicle, which may result in fewer trial court filings, fewer court fine or fees, and a reduced workload for the Judicial Department. Any reduction is expected to be minimal and does not require a reduction in appropriations for any agency within the Judicial Department.

Local Government Impact

This bill may reduce revenue, costs, and workload for local law enforcement and district attorneys by not having to make arrests or prosecute certain cases of property damage. In addition, to the extent any of these cases are heard in the Denver County Court, which is managed and funded separately from the state court system, workload and costs will decrease for the City and County of Denver.

Effective Date

The bill was signed into law by the Governor on April 13, 2017, and takes effect August 9, 2017, assuming no referendum petition is filed.

State and Local Government Contacts

District Attorneys
Municipalities

Information Technology
Public Safety

Judicial
Sheriffs