



**Colorado
Legislative
Council
Staff**

HB17-1262

**FINAL
FISCAL NOTE**

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

Drafting Number: LLS 17-0758

Date: July 12, 2017

Prime Sponsor(s): Rep. Bridges; Becker K.

Bill Status: Postponed Indefinitely

Fiscal Analyst: Chris Creighton (303-866-5834)

BILL TOPIC: EXPAND DISCLOSURE ELECTIONEERING COMMUNICATIONS

Fiscal Impact Summary	FY 2017-2018	FY 2018-2019
State Revenue		
Cash Funds	Potential increase.	
State Expenditures		
Cash Funds	Potential increase.	
Appropriation Required: None.		
Future Year Impacts: Ongoing potential revenue and expenditure increase.		

Note: This bill was not enacted into law; therefore, the impacts identified in this analysis do not take effect.

Summary of Legislation

Under current law, electioneering communication means communication that unambiguously refers to a candidate and is broadcast, printed, directly mailed, or delivered by hand within 30 days of a primary election and 60 days of a general election. This bill changes this time frame to include communications that are broadcast, printed, directly mailed, or delivered by hand at any point between the primary election and general election.

State Revenue

This bill potentially increases fine revenue from violations relating to electioneering communications. Specifically, the Department of State may assess a fine for the failure to properly disclose electioneering communications made between the primary election and the General Election in a timely manner. Fine revenue is deposited in the Department of State Cash Fund. This analysis assumes a high level of compliance by individuals making electioneering communications, therefore any fine revenue collected will be minimal.

State Expenditures

Beginning in FY 2017-18, this bill potentially increases costs in the Department of State. To the extent that this bill results in additional electioneering communication litigation, legal services costs will increase. Also to the extent that complaints of electioneering communication campaign finance violations are received, workload and costs will increase. Workload is increased in the Office of Administrative Courts for an Administrative Law Judge hearing. Costs will increase to pay for the hearing from funds reappropriated from the Department of State Cash Fund. Any increase in workload and costs is expected to be minimal and can be accomplished within existing appropriations.

Effective Date

This bill was postponed indefinitely by the Senate State Veterans and Military Affairs Committee on April 26, 2017.

State and Local Government Contacts

Personnel and Administration

Secretary of State