



## Legislative Council Staff

*Nonpartisan Services for Colorado's Legislature*

# FISCAL NOTE

<b>Drafting Number:</b>	LLS 18-0898	<b>Date:</b>	February 26, 2018
<b>Prime Sponsors:</b>	Sen. Gardner Rep. Lee	<b>Bill Status:</b>	Senate Agriculture
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**Bill Topic:** HORSE RACING LICENSEE ALCOHOL & DRUG TESTING

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**Summary of Fiscal Impact:** **No fiscal impact.** This bill codifies the Department of Revenue's current practice of drug testing human horse racing licensees.

**Appropriation Summary:** No appropriation is required.

**Fiscal Note Status:** The fiscal note reflects the introduced bill.

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### Summary of Legislation

The bill allows the Racing Division in the Department of Revenue to perform random drug tests on human horse racing licensees. The Colorado Racing Commission must promulgate rules to identify the license categories subject to testing and to identify a list of prohibited substances. The bill authorizes the division or its certified contractors to collect testing samples.

### Background

A November 2017 Colorado Racing Commission rule review conducted by the Office of Legislative Legal Services found that a commission rule that allowed for the drug and alcohol testing of human horse racing licensees was outside the commission's statutory authority. The Colorado Racing Commission last revised its rules in May 2016.

### Assessment of No Fiscal Impact

Because the Colorado Racing Commission has a rule allowing the Racing Division to conduct drug and alcohol testing, as outlined in the bill, this bill codifies existing practice by clarifying the division's statutory authority. As such, this bill is assessed as having no fiscal impact.

### Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

**State and Local Government Contacts**

Law

Revenue