



**Legislative
Council Staff**

Nonpartisan Services for Colorado's Legislature

**REVISED
FISCAL NOTE**

(replaces fiscal note dated April 15, 2019)

Drafting Number:	LLS 19-1066	Date:	April 22, 2019
Prime Sponsors:	Rep. Melton; Gonzales-Gutierrez Sen: Lee	Bill Status:	House Appropriations
		Fiscal Analyst:	Ariel Hammerquist 303-866-3469 Ariel.Hammerquist@state.co.us

Bill Topic: INTEREST ON ORDERS OF RESTITUTION

Summary of Fiscal Impact:

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill lowers the interest rate on orders of restitution to three percent per annum and specifies that interest will not accrue in specified circumstances. This bill increases state expenditures in FY 2019-20.

Appropriation Summary: For FY 2019-20, this bill requires an appropriation of \$220,480 to the Judicial Department.

Fiscal Note Status: This revised fiscal note reflects the introduced bill as amended by the House Judiciary Committee.

**Table 1
State Fiscal Impacts Under HB 19-1310**

		FY 2019-20	FY 2020-21
Revenue		-	-
Expenditures	Cash Funds	\$220,480	-
Transfers		-	-
TABOR Refund		-	-

Summary of Legislation

This bill lowers the interest rate on orders of restitution to three percent per annum and specifies that interest will not accrue while the defendant is serving a sentence in the Department of Corrections, if the defendant is under the age of sixteen or is in out-of-home placement through the Department of Human Services, or if they are current on any payment agreements. Under current law, the interest rate on orders of restitution is eight percent per annum.

State Revenue

Beginning in FY 2019-20, this bill will have an indeterminate impact on state revenue. This bill will reduce the amount of interest assessed and collected on orders of restitution and may increase collection rates on other assessments if defendants are able to pay their restitution off more quickly.

State Expenditures

In FY 2019-20, this bill increases state expenditures in the Judicial Department by \$220,480 to update a database for the new interest rates and to account for new instances when interest will not be assessed. The work will be completed by a contract software engineer and is expected to take 2,080 hours at a cost of \$106 per hour. It is assumed that these costs will be paid from the Judicial Collection Enhancement Cash Fund in the Judicial Department.

Effective Date

The bill takes effect July 1, 2019, and applies to orders of restitution entered into on and after this date.

State Appropriations

For FY 2019-20, this bill requires an appropriation of \$220,480 from the Judicial Collection Enhancement Cash Fund to the Judicial Department.

State and Local Government Contacts

Corrections
Information Technology

District Attorneys
Judicial