



Legislative
Council Staff

Nonpartisan Services for Colorado's Legislature

HB 20-1054

FINAL FISCAL NOTE

Drafting Number: LLS 20-0464
Prime Sponsors: Rep. Soper; Roberts

Date: May 1, 2020
Bill Status: Postponed Indefinitely
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Bill Topic: **WITHDRAW PLEA AGREEMENT IF CONDITION REJECTED**

Summary of Fiscal Impact:

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

The bill would have allowed the prosecution to withdraw from a plea agreement if a judge decides not to accept certain conditions of the agreement. The bill would have minimally increased state workload beginning in FY 2020-21.

Appropriation Summary: No appropriation was required.

Fiscal Note Status: The fiscal note reflects the introduced bill. This bill was not enacted into law; therefore, the impacts identified in this analysis do not take effect.

Summary of Legislation

Under current law, a defendant may withdraw from a plea agreement if a judge decides not to accept specific conditions of the agreement. The bill allows the prosecution to withdraw from a plea agreement as well as the defendant.

State Expenditures

The bill may minimally increase workload for the trial courts in the Judicial Department and independent agencies representing offenders and juveniles if the withdrawn plea agreements result in additional hearings or create additional case processing times. It is assumed that any workload increase will be minimal and can be accomplished within existing appropriations.

Effective Date

This bill was postponed indefinitely by the House Judiciary Committee on February 4, 2020.

State and Local Government Contacts

Counties
Information Technology

District Attorneys
Judicial