



Legislative  
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*Nonpartisan Services for Colorado's Legislature*

**HB 20-1375**

**FINAL  
FISCAL NOTE**

<b>Drafting Number:</b>	LLS 20-1274	<b>Date:</b>	October 19, 2020
<b>Prime Sponsors:</b>	Rep. Ransom Sen. Zenzinger; Rankin	<b>Bill Status:</b>	Signed into Law
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**Bill Topic:** REPEAL LAW ENFORCEMENT GRANT APPROP ROLL-FORWARD

**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

**Budget package bill.** This bill repeals the Division of Criminal Justice's authority to spend unused appropriations for the Law Enforcement Assistance Grant Program in the following year, which will decrease state expenditures and local government revenue in FY 2020-21, and potentially in future years.

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

**Fiscal Note Status:** This fiscal note reflects the enacted bill.

**Table 1  
State Fiscal Impacts Under HB 20-1375**

		FY 2020-21	FY 2021-22
<b>Revenue</b>		-	-
<b>Expenditures</b>	Marijuana Tax Cash Fund	up to (\$1.3 million)	-
<b>Transfers</b>		-	-
<b>TABOR Refund</b>		-	-

## **Summary of Legislation**

Under current law, any unexpended and unencumbered money appropriated to the Division of Criminal Justice (DCJ) in the Department of Public Safety for the Law Enforcement Assistance Grant Program remains available for expenditure by the DCJ in the next fiscal year without further appropriation. The bill repeals this continuous appropriation.

## **Background**

House Bill 18-1020 created the Law Enforcement Assistance Grant Program to reimburse local governments for revenue lost as a result of civil forfeiture reform under House Bill 17-1313. Seizing agencies can apply for grants for up to the amount of revenue they would have received prior to the passage of that bill. Awarded grant funds are to be used only for purposes permissible under federal equitable sharing guidelines, such as operations and investigations, training and education, equipment and supplies, joint law enforcement and public safety operations, and community-based programs. As of writing, the DCJ has an appropriation of \$992,118 and 1.0 FTE in the Long Bill for this grant program in FY 2020-21.

In FY 2019-20, \$1,487,821 from the Marijuana Tax Cash Fund was appropriated to the DCJ. Under current law, the DCJ has the authority to expend that money in FY 2020-21 without further appropriation. It is estimated that \$1.3 million will remain unspent at the end of FY 2019-20.

## **State Expenditures**

By eliminating the roll-forward spending authority for appropriations to the Law Enforcement Assistance Grant Program, expenditures in the DCJ in the Department of Public Safety will decrease by approximately \$1.3 million in FY 2020-21. This funding will revert to the Marijuana Tax Cash Fund at the end of FY 2019-20. To the extent that the program does not use its full appropriations in future years, expenditures in the following year will also potentially decrease.

## **Local Government**

Local law enforcement agencies, which include county and municipal agencies and district attorneys, will have access to less grant funding in FY 2020-21, and potentially in future years. The exact impact on a particular local government will depend on the number of seizure activities.

## **Effective Date**

The bill was signed into law by the Governor on June 24, 2020, and it took effect on June 30, 2020.

## **State and Local Government Contacts**

JBC Staff                      Public Safety