



Legislative  
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**SB 20-085**

# FINAL FISCAL NOTE

<b>Drafting Number:</b>	LLS 20-0669	<b>Date:</b>	August 21, 2020
<b>Prime Sponsors:</b>	Sen. Zenzinger; Gardner Rep. Michaelson Jenet; Soper	<b>Bill Status:</b>	Signed into Law
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**Bill Topic:** **SEX OFFENDER COMMUNITY CORRECTIONS REQUIREMENTS**

<b>Summary of Fiscal Impact:</b>	<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

The bill clarifies the criteria under which a sex offender may be released to community corrections. The bill may increase state workload.

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

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

## Summary of Legislation

The bill clarifies that a sex offender will not be placed in community corrections unless:

- the offender has successfully progressed in treatment and would not pose an undue threat to the community if under appropriate treatment and monitoring;
- there is a strong and reasonable probability that the offender would not commit a new criminal offense; and
- the Executive Director of the Department of Corrections (DOC) considers other criteria and relevant factors.

## State Expenditures

The bill may increase workload for the DOC and the Office of Information Technology (OIT) to make any adjustments to the automated community referral eligibility process. The fiscal note assumes that these costs can be absorbed within existing appropriations. However, if the DOC determines it is necessary to create an IT-based solution for manual determination, IT costs are estimated to range from \$91,520 to \$205,920.

**Effective Date**

The bill was signed into law by the Governor and took effect on July 7, 2020. The bill applies to the transfer of offenders on or after the bill's effective date.

**State and Local Government Contacts**

Judicial  
District Attorneys  
Public Safety

Corrections  
Information Technology

Counties  
Public Defender