



Legislative Council Staff

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Fiscal Note

Drafting Number:	LLS 21-0940	Date:	May 6, 2021
Prime Sponsors:	Sen. Fenberg; Moreno Rep. Hooton; Daugherty	Bill Status:	Senate SVMA
		Fiscal Analyst:	Sonia Hatfield 303-866-5851 Sonia.Hatfield@state.co.us

Bill Topic: LOCAL REGULATION OF FIREARMS

Summary of Fiscal Impact:

<input checked="" 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

This bill allows local governments to enact laws, regulations, or ordinances governing firearms, ammunition, and firearm components or accessories. It may increase state and local revenue and expenditures on an ongoing basis.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: This fiscal note reflects the introduced bill.

Summary of Legislation

Current law prohibits a local government from enacting an ordinance, regulation, or other law that prohibits the sale, purchase, or possession of a firearm. This bill permits a local government to enact an ordinance, regulation, or other law governing the sale, purchase, transfer, or possession of a firearm, ammunition, or firearm component or accessory as long as it is not less restrictive than state laws. In addition, it allows local governments, including a special district or governing board of an institution of higher education to regulate the carrying of concealed handguns in their jurisdiction.

State Revenue and Expenditures

To the extent that this bill leads to an increase in weapons violation cases filed in county courts, filing fee revenue and workload for the trial courts will increase. However, this fiscal note assumes that the majority of cases will be filed in municipal courts and no change in appropriations is required for the Judicial Department. In addition, to the extent that institutions of higher education choose to enact new regulations related to carrying a concealed handgun on its grounds, expenditures will increase to enforce these rules, and print and post signage.

TABOR refunds. The bill may increase state revenue subject to TABOR. For FY 2022-23, the March 2021 LCS forecast projects revenue to fall short of the TABOR limit by \$28.6 million, or 0.2 percent of the limit. If actual revenue exceeds the limit, the bill will increase the amount required to be refunded to taxpayers from the General Fund in FY 2023-24.

Local Government

To the extent that local governments choose to enact new laws, ordinances, or regulations, expenditures will increase to enforce these rules, and print and post signage. In addition, if this bill leads to more weapons violations, there could be an increase in filing fee revenue and workload for the municipal courts and the Denver County Court.

Effective Date

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

State and Local Government Contacts

Counties	Governor	Higher Education
Local Affairs	Municipalities	Public Safety
Sheriffs	Special Districts	