



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Fiscal Note

Drafting Number: LLS 22-0387 **Date:** February 17, 2022
Prime Sponsors: Rep. Weissman; McKean **Bill Status:** House Judiciary
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Bill Topic: JAIL DATA COLLECTION CLEAN-UP

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 continues the requirement that the Department of Public Safety collect and publish county jail data in perpetuity. The bill increases state expenditures on an ongoing basis.

Appropriation Summary: For FY 2022-23, the bill requires an appropriation of \$4,918 to the Department of Public Safety.

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

Table 1
State Fiscal Impacts Under HB 22-1208

		Budget Year FY 2022-23	Out Year FY 2023-24
Revenue		-	-
Expenditures	General Fund	\$4,918	\$19,673
	Centrally Appropriated	\$2,003	\$7,013
	Total Expenditures	\$6,921	\$26,686
	Total FTE	0.1 FTE	0.3 FTE
Transfers		-	-
Other Budget Impacts	General Fund Reserve	\$738	\$2,951

Summary of Legislation

Under current law, jails must submit a quarterly report of data to the Department of Public Safety (until January 31, 2023) and the DPS must publish the data in a searchable and sortable format (until March 31, 2023). The bill extends these requirements indefinitely. In addition, the bill requires jails to collect the age of each inmate.

Background

House Bill 19-1297 established the requirement for jails to collect and report data on persons confined in jail and to report it to the DPS. The Jail Data Dashboard is online at:

https://cdpsdocs.state.co.us/ors/Data/Data_Instruments/HB1297/Dashboard/HB19-1297v3.html.

The [fiscal note for HB 19-1297](#) indicated that the DPS would require 0.5 FTE to establish the database, publish the data, and to provide technical support. Currently, 0.3 FTE is supporting the data reporting requirement through the end of FY 2022-23.

State Expenditures

The bill continues state expenditures in the DPS by about \$7,000 in FY 2022-23 and \$27,000 in FY 2023-24 from the General Fund. Expenditures are shown in Table 2 and detailed below.

Table 2
Expenditures Under HB 22-1208

	FY 2022-23	FY 2023-24
Department of Public Safety		
Personal Services	\$4,918	\$19,673
Centrally Appropriated Costs ¹	\$2,003	\$7,013
Total Cost	\$6,921	\$26,686
Total FTE	0.1 FTE	0.3 FTE

¹ Centrally appropriated costs are not included in the bill's appropriation.

Department Public Safety. Starting in FY 2022-23, the bill will continue expenditures in the DPS to continue to collect and publish jail data provided by counties by 0.3 FTE. Costs to continue this staffing in FY 2022-23 are prorated for an April 1 start date.

Centrally appropriated costs. Pursuant to a Joint Budget Committee policy, certain costs associated with this bill are addressed through the annual budget process and centrally appropriated in the Long Bill or supplemental appropriations bills, rather than in this bill. These costs, which include employee insurance and supplemental employee retirement payments, are shown in Table 2.

Other Budget Impacts

General Fund reserve. Under current law, an amount equal to 15 percent of General Fund appropriations must be set aside in the General Fund statutory reserve beginning in FY 2022-23. Based on this fiscal note, the bill is expected to increase the amount of General Fund held in reserve as shown in Table 1, which will decrease the amount of General Fund available for other purposes.

Local Government

Starting in FY 2022-23, workload to county jails will continue to report specified data to the DPS and to include inmates' ages. Jails are funded at the county level.

Effective Date

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

State Appropriations

For FY 2022-23, the bill requires an appropriation of \$4,918 and 0.1 FTE from the General Fund to the Department of Public Safety.

State and Local Government Contacts

Public Safety

Sheriffs