



Legislative Council Staff
Nonpartisan Services for Colorado's Legislature

Final Fiscal Note

Drafting Number:	LLS 23-0881	Date:	May 23, 2023
Prime Sponsors:	Sen. Zenzinger; Kirkmeyer Rep. Sirota; Bockenfeld	Bill Status:	Signed into Law
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Bill Topic: COMMUNITY CORRECTIONS FINANCIAL AUDIT

Summary of Fiscal Impact:

<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

Budget package bill. The bill requires the Division of Criminal Justice in the Department of Public Safety to contract with an independent third party to audit community corrections programs by January 1, 2024, and every five years thereafter. Starting in FY 2023-24, the bill increases state expenditures every five years.

Appropriation Summary: For FY 2023-24, the bill requires and includes an appropriation of \$100,000 to the Department of Public Safety.

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

**Table 1
State Fiscal Impacts Under SB 23-242**

		Budget Year FY 2023-24	Out Year FY 2024-25
Revenue		-	-
Expenditures	General Fund	\$100,000	-
Transfers		-	-
Other Budget Impacts	General Fund Reserve	\$15,000	

Summary of Legislation

The bill requires the Division of Criminal Justice within the Department of Public Safety (DPS) to contract with an independent third-party auditor by January 1, 2024, to audit the financial records of each community corrections program, subject to available appropriations. The audit's scope must include, but is not limited to, the following information about community corrections programs:

- total revenue;
- all sources of revenue;
- total expenditures and type of expenditures; and
- the costs per day per community corrections offender.

An audit is required every five years. The third party conducting the audit must report its first audit findings to the General Assembly and the DPS by July 1, 2025, and by July 1 every five years thereafter.

State Expenditures

The bill increases state General Fund expenditures in the DPS by \$100,000 in FY 2023-24 to contract with an independent third-party to perform the audit required by the bill. This cost will recur every fifth fiscal year.

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. Based on this fiscal note, the bill is expected to increase the amount of General Fund held in reserve by the amounts shown in Table 1, decreasing the amount of General Fund available for other purposes.

Effective Date

The bill was signed into law by the Governor on April 17, 2023, and takes effect on August 7, 2023, assuming no referendum petition is filed.

State Appropriations

For FY 2023-24, the bill requires and includes a General Fund appropriation of \$100,000 to the Department of Public Safety.

State and Local Government Contacts

Joint Budget Committee Staff

Public Safety