



## Fiscal Note

### Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

## HB 25-1081: REPORTING STATISTICS ON RESTITUTION

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**Prime Sponsors:**

Rep. Martinez  
Sen. Weissman

**Fiscal Analyst:**

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**Published for:** House Judiciary**Drafting number:** LLS 25-0516**Version:** Initial Fiscal Note**Date:** January 24, 2025

**Fiscal note status:** This fiscal note reflects the introduced bill. Due to time constraints, this analysis is preliminary and will be updated following further review and any additional information received.

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### Summary Information

**Overview.** The bill requires the Judicial Department to collect certain information about restitution.

**Types of impacts.** The bill is projected to affect the following areas on an ongoing basis:

- State Expenditures

**Appropriations.** For FY 2025-26, the bill requires an appropriation of \$665,126 to the Judicial Department.

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**Table 1**  
**State Fiscal Impacts**

<b>Type of Impact</b>	<b>Budget Year FY 2025-26</b>	<b>Out Year FY 2026-27</b>
State Revenue	\$0	\$0
State Expenditures	\$680,440	\$74,280
Transferred Funds	\$0	\$0
Change in TABOR Refunds	\$0	\$0
Change in State FTE	0.7 FTE	0.8 FTE

<sup>1</sup> Fund sources for these impacts are shown in the table below.

**Table 1A**  
**State Expenditures**

<b>Fund Source</b>	<b>Budget Year FY 2025-26</b>	<b>Out Year FY 2026-27</b>
General Fund	\$665,126	\$58,966
Cash Funds	\$0	\$0
Federal Funds	\$0	\$0
Centrally Appropriated	\$15,314	\$15,314
<b>Total Expenditures</b>	<b>\$680,440</b>	<b>\$74,280</b>
<b>Total FTE</b>	<b>0.8 FTE</b>	<b>0.8 FTE</b>

## Summary of Legislation

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Beginning with the 2026 Regular Session, the bill requires the State Court Administrator to report certain statistics about restitution for the previous five fiscal years to the General Assembly at its SMART Act hearing. The information includes how much and to whom restitution was paid, who owes restitution, who is in default on restitution payments, and the amount the state spends to collect restitution from persons who are in default, as well as a range of related demographic information.

## Background

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Currently, the State Court Administrator collects certain demographic data, as required by federal law. Demographic data are supplied by law enforcement agencies, and are not self-reported by individuals. Demographic data currently collected by the State Court Administrator includes certain race/ethnicity information (Asian, Black/African-American, Hispanic, American Indian, Other, Unknown, Caucasian) and gender (Female, Male, and Unknown). It does not include age.

## State Expenditures

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The bill increases state expenditures in the Judicial Department by \$680,000 in FY 2025-26 and \$74,000 in FY 2026-27. These costs, paid from the General Fund, are summarized in Table 2 and discussed below.

**Table 2  
State Expenditures  
Judicial Department**

<b>Cost Component</b>	<b>Budget Year FY 2025-26</b>	<b>Out Year FY 2026-27</b>
Personal Services	\$57,806	\$57,806
Operating Expenses	\$760	\$760
Capital Outlay Costs	\$7,000	\$400
Computer Programing	\$599,560	\$0
Centrally Appropriated Costs	\$15,314	\$15,314
<b>Total Costs</b>	<b>\$680,440</b>	<b>\$74,280</b>
<b>Total FTE</b>	<b>0.8 FTE</b>	<b>0.8 FTE</b>

### Staff

Starting in FY 2025-26, the department requires an additional 0.8 FTE to collect and update required data outlined in the bill. Currently, the data collected by the department comes from law enforcement or district attorneys when a case is entered. Because these categories are determined by the federal government, the department is unable to modify these. Therefore, to collect statistics for demographic information not captured, the department will survey individuals during their financial application interview. This is estimated to increase interview times by 3 minutes for about 46,000 cases, resulting in the need for 0.8 FTE.

### Computer Programing

In FY 2025-26 only, the bill increases costs by \$599,560 to program the department's case management system to collect required data by the bill. As outlined in the Background section, the department collects some demographic data, but does not collect all data required by the bill. In addition, data fields in the department's case management system are determined by the federal government and cannot be added directly into the system. Therefore, programing is required to capture the required fields outlined in the bill separate from the requirements of the federal government, as well as to update database tables and to create separate reports. This work is estimated to take a IT development team of four about six months of work at a rate averaging \$129 per hour per person.

### 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 may include employee insurance, supplemental employee retirement payments, leased space, and indirect cost assessments, are shown in the expenditure table above.

## **Technical Note**

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The department may not be able to make the necessary changes to its case management system to collect all required data by the deadline in the bill. The fiscal note will be updated as more information becomes available.

## **Effective Date**

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

## **State Appropriations**

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For FY 2025-26, the bill requires a General Fund appropriation of \$665,126 to the Judicial Department, and 0.8 FTE.

## **State and Local Government Contacts**

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Corrections

Judicial

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The revenue and expenditure impacts in this fiscal note represent changes from current law under the bill for each fiscal year. For additional information about fiscal notes, please visit the [General Assembly website](#).