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MEMORANDUM

March 24, 2016

TO: Representative Joe Salazar
FROM: Amanda Hayden, Fiscal Analyst (303-866-4918)
SUBJECT: Fiscal Assessment of Proposed Amendment **HB1311_L.001**.

This memorandum is an assessment of the fiscal impact of the attached proposed amendment to **HB16-1311**. This fiscal assessment is for the impact of the bill with inclusion of this amendment only. Any other added amendment could influence the fiscal impact.

Summary of Proposed Amendment

Amendment L.001 strikes the provision that allows a defendant who is unable to pay a monetary amount to appear before the court to request a reduced or alternative sentence.

Fiscal Impact of Amendment

Amendment L.001 reduces the fiscal impact by \$731,979 and 5.8 FTE in FY 2016-17 and by \$613,391 and 5.8 FTE in FY 2017-18. Without the provision repealed by this amendment, the estimated increase in hearings is eliminated. The costs resulting from the increased time to advise defendants of their rights are also reduced.

Bill's Revised Fiscal Impact with Amendment

The bill's revised fiscal impact with Amendment L.001 is an ongoing increase in workload in the Judicial Department beginning in the current FY 2015-16. This increase in workload results from the nominal additional time required to advise a defendant that if he or she is unable to pay, the court may not jail the defendant for failure to pay. Any increase in workload as a result of this provision is expected to be minimal and does not require an increase in appropriations for the Judicial Department.

