



**FINAL  
FISCAL NOTE**

---

**FISCAL IMPACT:**  State  Local  Statutory Public Entity  Conditional  No Fiscal Impact

---

**Drafting Number:** LLS 17-0676

**Date:** June 21, 2017

**Prime Sponsor(s):** Rep. Herod

**Bill Status:** Postponed Indefinitely

Sen. Coram

**Fiscal Analyst:** Amanda Hayden (303-866-4918)

---

**BILL TOPIC:** CHANGE MAX CRIMINAL PENALTY 1 YEAR TO 364 DAYS

**NOTE:** This bill was not enacted into law; therefore, the impacts identified in this analysis do not take effect.

### **Summary of Legislation**

This bill changes the penalty for class 2 misdemeanors, class 2 drug misdemeanors, misdemeanors without a fixed statutory penalty, and municipal ordinance violations from one year to 364 days.

### **Local Government Impact**

This bill will affect county jail expenditures by a minimal amount by lowering the maximum statutory penalty for several offense categories by one day. Because the courts have the discretion of incarceration or imposing a fine, the precise impact at the local level cannot be determined. The cost to house an offender in county jails varies from about \$53 to \$114 per day. It is assumed that the impact of this bill will be minimal.

### **Effective Date**

The bill was postponed indefinitely by the Senate State, Veterans, and Military Affairs Committee on May 3, 2017.

### **State and Local Government Contacts**

Counties  
Judicial

District Attorneys  
Municipalities

Information Technology  
Sheriffs