

Colorado Legislative Council Staff Fiscal Note
**STATE, LOCAL, and STATUTORY
 PUBLIC ENTITY FISCAL IMPACT**

Drafting Number: LLS 13-0589
Prime Sponsor(s): Rep. Pettersen
 Sen. Kefalas

Date: January 16, 2013
Bill Status: House Local Government
Fiscal Analyst: Kerry White (303-866-3469)

TITLE: CONCERNING PROCEDURES GOVERNING THE TRANSMISSION OF PUBLIC RECORDS THAT ARE COPIED IN RESPONSE TO A REQUEST FOR INSPECTION OF SUCH RECORDS UNDER THE "COLORADO OPEN RECORDS ACT".

Fiscal Impact Summary	FY 2013-2014	FY 2014-2015
State Revenue	Increase - see State Revenue section.	
State Expenditures	Increase - see State Expenditures section.	
FTE Position Change		
Effective Date: Upon signature of the Governor, or upon becoming law without his signature.		
Appropriation Summary for FY 2013-2014: None required.		
Local Government Impact: See Local Government and Statutory Public Entity Impact sections.		

Summary of Legislation

This bill sets parameters for the transmission of public records under the Colorado Open Records Act (CORA). For records that are to be mailed, the public entity is required to notify the requestor of the cost to produce and transmit a copy of the records. Once payment is received, the public entity is required to send the records as soon as possible, but no later than within three business days. For records that are sent by e-mail, the public entity is not permitted to charge fees.

State Revenue

This bill will increase state revenue by a minimal amount. This analysis assumes that persons who wish to have CORA record requests mailed will incur additional fees for postage, but that the fees for producing and copying the records will not change. As it is not known how many persons will request that CORA records be mailed, the exact increase in state revenue cannot be estimated.

State Expenditures

This bill will increase state expenditures by a minimal amount as a result of mailing CORA record requests. As it is not known how many persons will request that CORA records be mailed or the postage costs for such mailings, the exact increase in state expenditures cannot be estimated. However, this analysis assumes that state agencies can comply with the requirement to send records within three days of receiving payment and that no state agency will require an increase in appropriations.

Local Government Impact

Similar to the state, local governments will experience an increase in revenue and expenditures related to mailing CORA record requests. These increases are anticipated to be minimal.

Statutory Public Entity Impact

Statutory public entities will also experience an increase in revenue and expenditures related to mailing CORA record requests. These increases are anticipated to be minimal.

Departments Contacted

All Departments