



**Colorado
Legislative
Council
Staff**

Initiative # 169

**INITIAL FISCAL
IMPACT STATEMENT**

Date: April 17, 2018

Fiscal Analyst: Kerry White (303-866-3469)

LCS TITLE: COMPLIANCE WITH FEDERAL IMMIGRATION LAW

Fiscal Impact Summary	FY 2018-19	FY 2020-21	FY 2021-2022
State Revenue			
State Expenditures	Workload and possible cost increases.		

Note: This *initial* fiscal impact estimate has been prepared for the Title Board. If the initiative is placed on the ballot, Legislative Council Staff may revise this estimate for the Blue Book Voter Guide if new information becomes available.

Summary of Measure

Conditional upon voter approval, this measure bans the state or any of its subdivisions from prohibiting or restricting the flow of information with federal immigration agencies regarding the citizenship or immigration status of any individual. These entities may not encourage or facilitate the physical harboring of an illegal immigrant.

Sanctuary jurisdictions. Under the measure, the state or any of its subdivisions, is deemed to have created a sanctuary jurisdiction policy if it: violates the information sharing requirements described above; is notified by the federal Department of Justice or Department of Homeland Security that it is not in compliance with federal immigration law; or has been denied federal grant money or been found ineligible to receive federal grant money based on a lack of compliance with federal immigration law.

Notifications. The state and each of its subdivisions must annually provide written notice to each elected official, employee, and law enforcement officer of that jurisdiction of his or her duty to comply with all federal laws related to immigration.

Compliance reporting. On or before January 10, 2020, and each January 1 thereafter through January 10, 2025, the state and each municipal or county-city municipal jurisdiction having a population of at least 10,000 people must submit a written report and affirmation of compliance to the Department of Public Safety (DPS). On or before April 1, 2020, and each April 1 thereafter through 2025, the DPS must submit an annual report compiling this information to the General Assembly.

State Expenditures

Conditional upon voter approval, the measure increases costs and workload for state agencies, including institutions of higher education, to make the required notifications to elected officials, employees, and law enforcement officers. Workload also increases for the DPS to

produce an annual compliance report for the General Assembly. Finally, workload and costs may increase for the Department of Law if it is asked to consult with state agencies concerning the bill's requirements. These cost and workload increases can be accomplished within existing appropriations to affected state agencies.

Local Governments, School Districts, and Statutory Public Entities

Conditional upon voter approval, the measure increases workload for local governments, school districts, and statutory public entities to make the required notifications to elected officials, employees, and law enforcement officers, and for municipal and county-city municipal jurisdictions with populations of greater than 10,000 people to submit compliance reports to the DPS.

To the extent that local governments, school districts, and statutory public entities are not currently complying with federal immigration policy, the measure may increase workload and costs to do so. These impacts have not been estimated.

Effective Date

The measure takes effect July 1, 2019, if adopted by electors on November 6, 2018.

State and Local Government Contacts

All Local and State Agencies

Abstract of Initiative 169: COMPLIANCE WITH FEDERAL IMMIGRATION LAW

This initial fiscal estimate, prepared by the nonpartisan Director of Research of the Legislative Council as of April, 2018, identifies the following impacts:

The abstract includes estimates of the fiscal impact of the initiative. If this initiative is to be placed on the ballot, Legislative Council Staff will prepare new estimates as part of a fiscal impact statement, which includes an abstract of that information. All fiscal impact statements are available at www.ColoradoBlueBook.com and the abstract will be included in the ballot information booklet that is prepared for the initiative.

State expenditures. The measure increases costs and workload for state agencies to make the required notifications and to prepare annual reports.

Local governments. Similar to the state, the measure increases workload for local governments, school districts, and statutory public entities to make the required notifications, as well as for certain municipal and county-city municipal jurisdictions to submit compliance reports to the state.

To the extent that local government entities are not currently complying with federal immigration policy, the measure may also increase workload and costs to do so. These impacts have not been estimated.