

MEMORANDUM

TO: Members of the JBC

FROM: Steve Allen, JBC Staff

SUBJECT: Staff comeback to reduce DOC legal services and DCJ FTE

DATE: March 23, 2016

DOC Recommendation: Staff recommends that the FY 2016-17 General Fund appropriation to the Department of Corrections (DOC) for legal services be reduced by \$61,000 General Fund from the level previously approved. This will reduce the FY 2016-17 General Fund legal services appropriation from \$1,895,490 to \$1,834,490.

DOC Analysis: During figure setting, Senator Lambert asked whether the appropriation for contract legal services from a private firm for litigation related to Rifle Correctional Center was still needed. After inquiry, staff learned that the appropriation is still needed but the legal work is winding down and the appropriation can be reduced. Unexpended General Fund appropriations for this work revert to the General Fund.

DCJ Recommendation: Staff recommends that the FY 2016-17 FTE appropriation to the Division of Criminal Justice (DCJ) be reduced by 1.0 from the level approved during figure setting.

DCJ Analysis: During figure setting for the DCJ, the JBC approved a reduction of \$79,992 General Fund to begin the phase-out of appropriations for the S.B. 13-283 study of the law enforcement impact of retail marijuana implementation. Staff should have recommended an accompanying 1.0 FTE reduction, which is the reason for this recommendation.

After DCJ figure setting, the Committee voted to add a provision to a JBC marijuana bill that would extend the S.B. 13-283 study and restore the related appropriation. The appropriation clause for the marijuana bill will restore the \$79,992 of General Fund and the 1.0 FTE if it becomes law.