

**COLORADO GENERAL ASSEMBLY
JOINT BUDGET COMMITTEE**



SUPPLEMENTAL REQUESTS FOR FY 2013-14

DEPARTMENT OF CORRECTIONS

**JBC Working Document - Subject to Change
Staff Recommendation Does Not Represent Committee Decision**

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DEPARTMENT OF CORRECTIONS

Department Overview

The Department is responsible for the following activities:

- Managing, supervising, and controlling the correctional facilities operated and supported by the State;
- Supervising the population of offenders placed in the custody of the Department, including offenders in prisons, offenders on parole, and transition inmates in community corrections programs;
- Planning for the long-range needs of the Department; and
- Developing educational programs, treatment programs, and correctional industries programs that have a rehabilitative or therapeutic value for inmates and supply necessary products for state institutions and other public purposes, as provided by law.

Summary: FY 2013-14 Appropriation and Recommendation

Department of Corrections: Recommended Changes for FY 2013-14						
	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds	FTE
FY 2013-14 Appropriation						
2013-14 Long Bill	\$752,626,223	\$665,542,718	\$40,179,999	\$45,892,992	\$1,010,514	6,019.2
Other Legislation	<u>(1,394,159)</u>	<u>(1,394,159)</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0.4</u>
Current FY 2013-14 Appropriation	\$751,232,064	\$664,148,559	\$40,179,999	\$45,892,992	\$1,010,514	6,019.6
Recommended Changes						
Current FY 2013-14 Appropriation	\$751,232,064	664,148,559	\$40,179,999	\$45,892,992	\$1,010,514	6,019.6
S1 Payments to District Attorneys	857,813	857,813	0	0	0	0.0
S2 Executive Security	78,775	78,775	0	0	0	1.3
S3 Sterling Correctional Facility Water	185,712	185,712	0	0	0	0.0
S4 Technical Adjustments	(247,015)	(247,015)	0	0	0	0.0
S5 Offender Population Caseload	9,783,341	9,776,498	6,843	0	0	15.0
S6 Offender Medical Expenses	6,552,835	6,552,835	0	0	0	0.0
Interim Supplemental 1, Fugitive Unit	915,293	915,293	0	0	0	6.7
Interim Supplemental 2, Sex Offender Treatment and Monitoring	956,795	956,795	0	0	0	9.0
Nonprioritized Supplemental 1, Annual fleet supplemental true-up	<u>(235,468)</u>	<u>(140,932)</u>	<u>(94,536)</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
Recommended FY 2013-14 Appropriation	\$770,080,145	\$683,084,333	\$40,092,306	\$45,892,992	\$1,010,514	6,051.6

Department of Corrections: Recommended Changes for FY 2013-14						
	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds	FTE
Recommended Increase/(Decrease)	\$18,848,081	\$18,935,774	(\$87,693)	\$0	\$0	32.0
Percentage Change	2.5%	2.9%	(0.2%)	0.0%	0.0%	0.5%
FY 2013-14 Executive Request	\$770,759,666	\$683,763,854	\$40,092,306	\$45,892,992	\$1,010,514	6,052.1
Request Above/(Below) Recommendation	\$679,521	\$679,521	\$0	\$0	\$0	0.5

Request/Recommendation Descriptions

S1 Payments to District Attorneys: The Department requests and Staff recommends that its FY 2013-14 General Fund appropriation for the line item titled Payments to District Attorneys be increased by \$857,813 to pay for prosecutions of offenders who commit crimes while in DOC facilities.

S2 Executive Security Detail: The Department requests a FY 2013-14 appropriation of \$107,206 General Fund and 1.8 FTE to provide security for the Department’s Executive Director and for the spouse of the Executive Director. Staff recommends an appropriation of \$78,775 and 1.3 FTE.

S3 Sterling Correctional Facility Water Treatment: The Department requests and Staff recommends a FY 2013-14 supplemental appropriation of \$185,712 General Fund to pay for the cost of providing staff and offenders at the Sterling Correctional Facility with short term access to drinking water that conforms to uranium-content guidelines from the Colorado Department of Public Health and Environment.

S4 Technical Adjustments: The Department requests and Staff recommends that its FY 2013-14 General Fund appropriation be decreased by \$247,015 in order to (1) remove an appropriation to mothball Fort Lyon and (2) pay for increased costs of dispatch services.

S5 Offender Population Caseload: The Department requests \$9,783,341 General Fund and Cash Funds and 15.0 FTE for FY 2013-14 to house a higher offender population than was previously expected. Staff recommends that the Committee approve this request.

S6 Offender Medical Costs: The Department requests that its FY 2013-14 General Fund appropriation for pharmaceuticals and external medical costs be increased by \$7,203,925. Staff recommends an increase of \$6,552,835.

Interim Supplemental 1 Fugitive Unit: The Committee approved this interim supplemental in June 2013 when it provided \$915,293 General Fund and 6.7 FTE for FY 2013-14 for a fugitive unit to apprehend parolees and transition offenders in community corrections who have absconded.

Interim Supplemental 2 - Sex Offender Treatment and Monitoring: The Committee approved this interim supplemental in June 2013 when it provided \$956,795 General Fund and 9.0 FTE for FY 2013-14 for the restructuring and expansion of the Department's Sex Offender Treatment and Monitoring Program.

NP Statewide Vehicle Supplemental: Staff recommends that the Committee approve this request and decrease the total supplemental adjustment for the Department by \$140,932.

Prioritized Supplemental Requests

SUPPLEMENTAL REQUEST, DEPARTMENT PRIORITY #1 PAYMENTS TO DISTRICT ATTORNEYS

	Request	Recommendation
Total	<u>\$857,813</u>	<u>\$857,813</u>
FTE	0.0	0.0
General Fund	857,813	857,813

Does JBC staff believe the request meets the Joint Budget Committee's supplemental criteria? [An emergency or act of God; a technical error in calculating the original appropriation; data that was not available when the original appropriation was made; or an unforeseen contingency.]	YES
JBC staff and the Department agree that this request is the result of data that was not available when the original appropriation was made.	

Department Request: The Department requests that its FY 2013-14 General Fund appropriation for the line item titled *Payments to District Attorneys* be increased by \$857,813 (a 234 percent increase) in order to reimburse counties in various judicial districts for the costs that their District Attorneys (DA's) incur in prosecuting offenders who commit crimes while confined in Department of Corrections facilities. The most costly of these cases, and the cases that are driving this supplemental, involve the killing of two corrections officers and the killing of an inmate. A forecast of reimbursements based on information provided by District Attorneys indicates that the increased expenditures for this line item will continue into FY 2014-15, though at a somewhat lower level.

Staff Recommendation: Staff recommends that the Committee approve an additional FY 2013-14 appropriation of \$857,813 General Fund for the *Payments to District Attorneys* line item, as requested by the Department. Staff concurs with the Department's conclusion that statute requires reimbursement of District Attorneys. If the Committee chooses not to appropriate an amount sufficient to reimburse DA's, Staff believes that the Department will reimburse DA's from its personal services line items because it believes that statute requires it to do so. If the Committee does not want this outcome, Staff suggests that the Committee carry a bill that limits DA reimbursements to the amount expressly appropriated by the General Assembly for reimbursement.

Staff Analysis: This supplemental is driven by the cost of prosecuting three murders that occurred in Department of Corrections facilities:

- the 2002 murder of Corrections Officer Eric Autobee and the 2004 murder of offender Jeffrey Heird, which both occurred in the Limon Correctional Facility in the 18th Judicial District, and

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Staff Working Document – Does Not Represent Committee Decision

- the 2012 murder of Corrections Officer Mary Ricard, which occurred in the Arkansas Valley Correctional Facility in the 16th Judicial District.

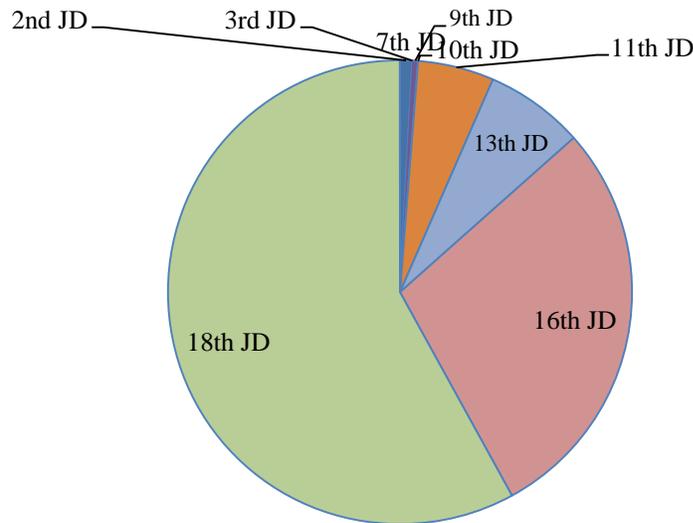
The Limon cases have been complex and expensive. In summary, the DA now seeks the death penalty in the Autobee case; the murderer has plead guilty and a jury must now decide punishment during a trial-like penalty proceeding. In the Heird case, the DA has not announced what he will do; a prior murder conviction in which the prosecution sought the death penalty was thrown out by a district court and the district court decision was affirmed by an appellate court; the DA could retry, dismiss, or appeal to the State Supreme Court. In the Ricard case, a preliminary hearing was recently held but the DA has not announced the penalty that he will seek.

The following table shows recent actual and projected reimbursement expenses. The projections are based on information provided by District Attorneys. Note that the \$710,000 reimbursement forecast for FY 2013-14 for the 18th Judicial District DA is the amount that the DA expended during FY 2012-13. The DA has indicated that he will request reimbursement in FY 2013-14. Also note that projected expenses in the 13th are high because 4 offenders were murdered in Sterling Corrections Facility in the 13th Judicial District during 2010 and 2011. Expenses in the 11th are high because the District has a high concentration of prisons.

District Attorney Expenses

Judicial District	Counties	FY 09-10	FY 10-11	FY 11-12	FY 12-13	FY 13-14 Forecast	FY 14-15 Forecast
2 nd	Denver	\$748	\$1,826	\$1,408	\$3,380	\$10,354	\$10,354
3 rd	Huerfano, Las Animas	\$0	\$1,188	\$929	\$0	\$0	\$0
7 th	Delta, Gunnison, Hinsdale, Montrose, Ouray, San Miguel	\$372	\$0	\$981	\$0	\$0	\$0
9 th	Garfield, Pitkin, Rio Grand	\$0	\$0	\$0	\$0	\$4,900	\$4,900
10 th	Pueblo	\$700	\$212	\$0	\$0	\$0	\$0
11 th	Chafee, Custer, Fremont, Park	\$59,452	\$30,524	\$51,255	\$52,589	\$65,000	\$65,000
13 th	Logan	\$21,316	\$19,776	\$15,362	\$15,579	\$84,238	\$85,000
16 th	Bent, Crowley, Otero ¹	\$43,018	\$46,334	\$44,560	\$105,858	\$349,718	\$415,848
18 th	Arapahoe, Douglas, Elbert, Lincoln ²	\$635,421	\$199,414	\$205,499	\$155,040	\$710,483	\$500,000
Subtotal		\$761,027	\$299,274	\$319,994	\$332,446	\$1,224,693	\$1,081,102
Long Bill Appropriation						\$366,880	
Shortfall						\$857,813	

The following pie chart shows the distribution among judicial districts of projected FY 2013-14 DA expenditures and shows the concentration in the 16th and 18th judicial districts.



Relevant statute: When a crime occurs in a Department of Corrections facility, the local district attorney prosecutes the case, and, pursuant to statute, the Department of Corrections reimburses the DA for costs incurred. Expenses chargeable to the Department include professional services, witness fees, supplies, lodging, and per diem. The Department reviews the DA’s request and limits reimbursement to rate-ranges that it has established. For example, work by attorneys is reimbursed at \$50 to \$65 per hour while work by legal assistants is reimbursed at \$15 to \$25 per hour. The Department periodically audits the relevant records of the DA’s that it reimburses and the DOC Inspector General’s Office (which commonly investigates cases for the prosecution) compares the bills with its own records.

The relevant portion of statute reads:

16-18-101. Costs in criminal cases. (3) The department of corrections, from annual appropriations made by the general assembly, shall reimburse the county or counties in a judicial district for the costs of prosecuting any crime alleged to have been committed by a person in the custody of the department. The county or counties shall certify these costs to the department, and upon approval of the executive director of the department, the costs shall be paid. The provisions of this subsection (3) shall apply to costs that are not otherwise paid by the state.

Based on past reimbursement practice, it is apparent that the Department interprets this portion of statute to mean that it must reimburse DA’s when they request reimbursement. Staff believes that the Department’s interpretation is reasonable; statute states that the Department “shall” reimburse DA’s for costs of prosecution and “the costs shall be paid” after certification by counties and approval by the DOC executive director.

The reimbursement is to be made “from annual appropriations made by the General Assembly”. The Long Bill includes a line item titled *Payments to District Attorneys*; does this subsection imply that reimbursements are limited to the amount appropriated on this line item? Prior to

2008 the Department paid DA reimbursements from the Personal Services line in the Executive Director's Office. Statute did not change in 2008 when the JBC split the “*Payments to District Attorneys*” line off from personal services; thus it is reasonable to conclude, as the Department does, that reimbursements can still be paid from personal services appropriations to the Executive Director’s Office when the *Payments to District Attorneys* appropriation is insufficient. Note that the Department can indirectly draw upon all of its Personal Services lines within by adjusting the allocation of its central appropriations.

**SUPPLEMENTAL REQUEST, DEPARTMENT PRIORITY #2
EXECUTIVE SECURITY DETAIL**

	Request	Recommendation
Total	<u>\$107,206</u>	<u>\$78,775</u>
FTE	1.8	1.3
General Fund	107,206	78,775

Does JBC staff believe the request meets the Joint Budget Committee's supplemental criteria? [An emergency or act of God; a technical error in calculating the original appropriation; data that was not available when the original appropriation was made; or an unforeseen contingency.]	YES
The Department and Staff agree that this request is the result of an unforeseen contingency.	

Department Request: The Department requests a FY 2013-14 appropriation of \$107,206 General Fund and 1.8 FTE to provide security for the Department’s Executive Director and for the spouse of the Executive Director. The Department has been providing security for the person occupying the Executive Director’s position since the murder of Executive Director Clements last March. The Department has provided this enhanced security within existing appropriations but has concluded that continuing to do so will place excessive stress upon its budget. The Department believes that there is an ongoing need for security and wishes to make funding for a security detail a continuing part of its appropriation until the investigation into the murder of Director Clements concludes.

The Department’s request would fund two twelve hour posts that will provide security for the Executive Director and his spouse. The Department has submitted a budget amendment that requests \$421,675 and 7.1 FTE to provide similar security for FY 2014-15.

Staff Recommendation: Staff recommends that the Committee approve a FY 2013-14 appropriation of \$78,775 General Fund and 1.3 FTE. During Figure Setting next March, Staff will recommend a similar reduction for the FY 2014-15 request. Staff believes that these appropriations will provide a level of security consistent with the Department’s stated desire to staff two twelve-hour security posts.

Staff Analysis: Following the murder of Executive Director Clements last March, the Department began providing security for the person occupying the Executive Director’s position and for the family of the executive director. At times the Department has also provided security for other Department employees. The Department has provided this enhanced security within existing appropriations but the continuing expense has stressed its budget.

Initially, security for the Executive Director was provided by staff from the Office of the DOC Inspector General, who are certified peace officers, trained in law enforcement and qualified to provide security. Later, the Department concluded that sufficient security could be provided at lower cost by corrections officers who are members of SORT (the Special Operations Response Team). SORT is a specially selected and trained group of correctional officers who respond to the emergencies that may arise in state or private prisons. Through mutual aid agreements, SORT officers also provide assistance to other law enforcement agencies. By relying on SORT members, the Department also freed members of its OIG to perform their investigative duties and carry out their other responsibilities.

SORT members are corrections officers and have regular assignments and shifts at the correctional facilities; they are part of the overall picture when developing shift and staffing plans within the prisons. When a SORT member is assigned to executive security protection detail, that person is not available to staff his or her normal post within a prison, leaving a staffing gap. Continued use of this existing staff without the backfill enabled by this supplemental will potentially cause staffing shortages in critical specialty roles within the correctional facilities.

**SUPPLEMENTAL REQUEST, DEPARTMENT PRIORITY #3
STERLING CORRECTIONAL FACILITY WATER TREATMENT**

	Request	Recommendation
Total	<u>\$185,712</u>	<u>\$185,712</u>
FTE	0.0	0.0
General Fund	185,712	185,712

Does JBC staff believe the request meets the Joint Budget Committee's supplemental criteria? [An emergency or act of God; a technical error in calculating the original appropriation; data that was not available when the original appropriation was made; or an unforeseen contingency.]	YES
The Department states that this request is the result of data that was not available when the original appropriation was made. Staff believes it is better characterized as an unforeseen contingency.	

Department Request: The Department requests a FY 2013-14 supplemental appropriation of \$185,712 General Fund to pay for the cost of providing staff and offenders at the Sterling Correctional Facility with short term access to drinking water that conforms to uranium-content

guidelines from the Colorado Department of Public Health and Environment. This is a one-time request; water costs at Sterling are expected to return to more normal levels in February 2014.

Staff Recommendation: Staff recommends that the Committee approve this request and increase the Department's utilities appropriation for FY 2013-14 by \$185,712 General Fund.

Staff Analysis: The Department had been monitoring Sterling Correctional Facility's (SCF) tap water since 2010 when the City of Sterling announced that the water provided by the City's water system exceeded Colorado Department of Public Health and Environment standards for naturally occurring uranium. Though natural uranium poses little cancer risk, studies have shown that large amounts can damage kidneys. Prior to July 2013, DOC tests showed that, due to SCF's location on the city's distribution system, the water delivered to the facility was under the maximum contamination level. However, in July 2013 tests showed that the water exceeded the maximum and the Department decided to provide an alternative source of drinking water for offenders and staff who did not want to drink the tap water. Independent of the possible health consequences, the Department's action eliminated the possibility of offender or staff litigation.

Before taking action, the Department investigated several alternatives, including:

- A filtration system, which would have cost approximately \$500,000.
- A reverse osmosis system, which would have cost more than \$500,000.
- Trucking water from Cañon City to Sterling at a much lower cost.

In August, the Department began shipping water to Sterling from Cañon City where the Department has inmate manpower and a dairy capable of handling and packing liquids. Offenders in Cañon City filled 1,000 six-gallon plastic bags with water each day and loaded them on a contract truck. Once the bags reached Sterling they were emptied into drinking containers that were available to offenders and staff. Bottled or cartoned water was delivered to administrative segregation offenders who requested it. Offenders also received a plastic drinking cup if they did not already have one in their property inventory.

The Department has been paying these additional costs, which it estimates will total \$187,000, out of its utilities appropriation.

The City of Sterling is now in the final stages of constructing a water treatment system that will deliver safe water to residents. It should be fully operational by the beginning of February 2014. The Department's water deliveries to Sterling will cease at that time.

**SUPPLEMENTAL REQUEST, DEPARTMENT PRIORITY #4
TECHNICAL ADJUSTMENTS**

	Request	Recommendation
Total	<u>(\$247,015)</u>	<u>(\$247,015)</u>
FTE	0.0	0.0
General Fund	(\$247,015)	(\$247,015)

Does JBC staff believe the request meets the Joint Budget Committee's supplemental criteria? [An emergency or act of God; a technical error in calculating the original appropriation; data that was not available when the original appropriation was made; or an unforeseen contingency.]	YES
JBC staff and the Department agree that this request is the result of information that was not available when the original appropriation was made.	

Department Request: The Department requests that its FY 2013-14 General Fund appropriation be decreased by \$247,015 in order to make two adjustments to its funding:

- Elimination of a Long Bill appropriation that the Department received to mothball Fort Lyon Correctional Facility. Senate Bill 13-210 repurposed Fort Lyon and made a shutdown unnecessary. The appropriation reduction equals \$271,492.
- A \$24,477 increase in the Department's appropriation for Dispatch Services, which pays for dispatch services provided by the Colorado State Patrol. The Department has been informed by the Department of Public Safety that there will be a billing increase for FY 2013-14 and requests a corresponding funding increase.

Staff Recommendation: Staff recommends that the Committee approve this request and reduce the Department's FY 2013-14 appropriation by

Dispatch Services Background: When transports move offenders, they remain in contact with the Colorado State Patrol (CSP); CSP monitors progress in order to provide assistance, if needed. Community Parole Officers use dispatch services to provide radio cover during field contacts with parolees, communicating with CSP prior to contact and clearing after contact is made. Parole officers also use dispatch services to provide radio cover during transports of parolees, as well as for warrant entries and checks. In addition, CSP dispatch is used as a primary radio link to other law enforcement in areas where DOC lacks the radio frequencies that would allow direct access.

**SUPPLEMENTAL REQUEST, DEPARTMENT PRIORITY #5
OFFENDER POPULATION CASELOAD**

	Request	Recommendation
Total	<u>\$9,783,341</u>	<u>\$9,783,341</u>
FTE	15.0	15.0
General Fund	9,776,498	9,776,498
Cash Funds	6,843	6,843

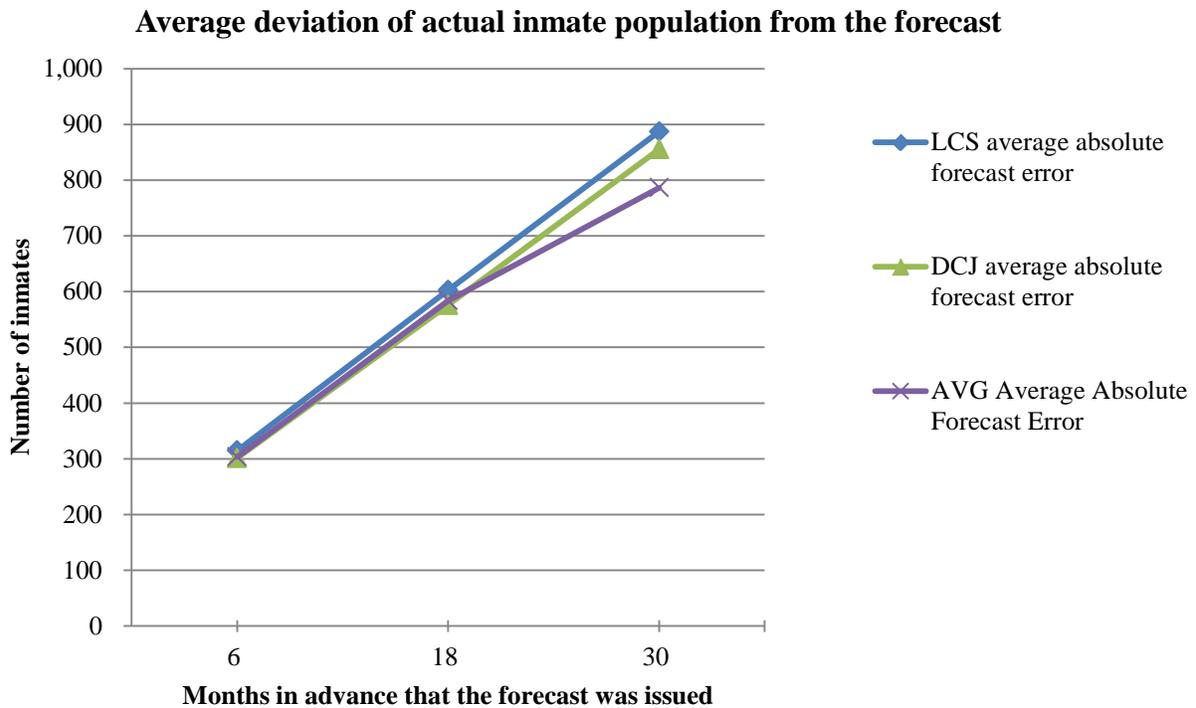
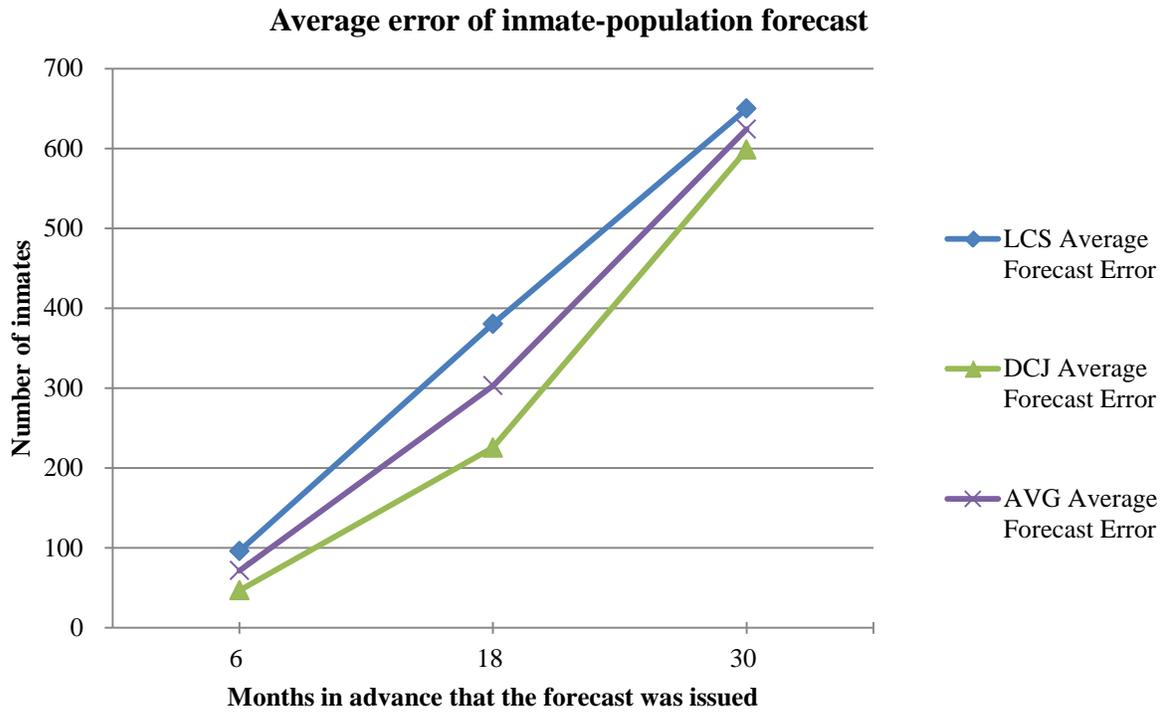
Does JBC staff believe the request meets the Joint Budget Committee's supplemental criteria? [An emergency or act of God; a technical error in calculating the original appropriation; data that was not available when the original appropriation was made; or an unforeseen contingency.]	YES
JBC staff and the Department agree that this request is the result of information that was not available when the original appropriation was made.	

Department Request: The Department requests \$9,783,341 General Fund and Cash Funds and 15.0 FTE for FY 2013-14 to house a higher offender population than was previously expected.

Staff Recommendation: Staff recommends that the Committee approve this request.

Staff Analysis: This supplemental and the next depend heavily on prison population forecasts. During briefing, Staff analyzed the past accuracy of the Division of Criminal Justice (DCJ) forecast and Legislative Council Staff (LCS) forecasts and concluded that the DCJ forecast has historically been slightly more accurate. The following charts are expanded versions of charts that appeared in the Staff briefing document. The first shows the average error of the DCJ and LCS forecasts, adding a new forecast labeled "AVG" that equals the average of the DCJ and LCS forecasts. The second shows the average *absolute* error (or deviation) of the DCJ, LCS, and AVG forecasts from the true value. Note that for purposes of supplementals it's the accuracy of the 6 month ahead forecast that matters. The 18 month ahead forecast is relevant for figure setting, but it is not relevant now.

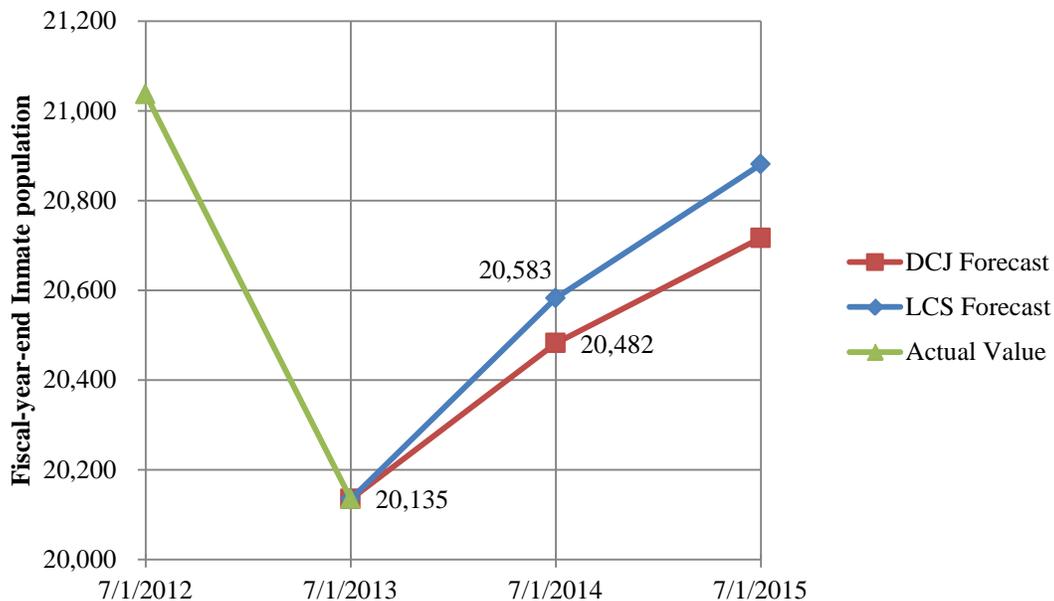
It is apparent from these charts that the DCJ forecast has been somewhat more accurate than either the LCS or the AVG forecasts over 6 and 18 month periods.



Based on this analysis, staff recommends that the Committee utilize the DCJ forecast for supplementals, which is the forecast that the Department uses for its requests.

The next chart compares the December 2013 LCS forecast with the December 2013 DCJ forecast. Note that the two forecasts are fairly close, particularly compared with the divergent forecasts of the last two years; the population forecasts for July 1, 2014 differ by 101 offenders, which means that the average daily population (the forecast measure that matters most) differs by 50. At the current daily rate of \$53.74, it costs $\$53.74 * 50 * 365 = \$980,755$ to place 50 offenders in a private prison. Thus by opting for the DCJ forecast, staff is recommending for a forecast that will result in an appropriation that is approximately \$1 million lower than the LCS forecast. Similarly for the next supplemental, which concerns medical costs, the DCJ forecast will result in an appropriation that is approximately \$100,000 less than the LCS forecast.

December 2013 DCJ and LCS Inmate Forecasts Compared



Though the Department's request employs the DCJ forecast, as in prior years, the calculations that turn the forecast into a caseload funding request has several unusual or unique elements.

1. The Department proposes to reverse several actions that it has taken over the last two years to reduce the number of operating state beds. Specifically, the Department will add 440 state male beds by

- Canceling the planned 100 bed reduction on February 1, 2014 at Sterling Correctional Facility, and
- Reopening 340 state beds located at (1) Buena Vista (140 beds), (2) Sterling (100 beds), and (3) Trinidad (100 beds) Correctional Facilities on March 1, 2014.

Since these 440 beds were either not funded for or not available for the entire fiscal year, the average daily population (ADP) that can be housed in these beds is 155 for FY 2013-14.

The Department also proposes reopening 76 state beds at Denver Women’s Correctional Facility (DWCF) on March 1, 2014. This action equates to an ADP of 25 female beds for FY 2013-14.

The FY 2013-14 total cost of these actions is \$1,143,419, comprised of \$1,136,576 General Fund and \$6,843 cash funds. Thus the cost per bed per day of reopening these $155 + 25 = 180$ beds is $\$1,143,419 / (180 * 365) = \17.40 , which is much less than the \$53.74 daily cost of a private prison placement. This low cost is to be expected since these beds are in facilities that are already open and relatively few extra staff are needed to operate the reopened beds.

2. The Department also requests funding for an additional 16 Community Return To Custody beds at a cost of \$280,320 General Fund. These beds are used by the Parole Board for Parole revocation placements. Parole revocations have risen during the last year.

3. The Department requests funding for 160 additional jail beds at a cost of \$3,004,680 General Fund. The increase is due to several factors:

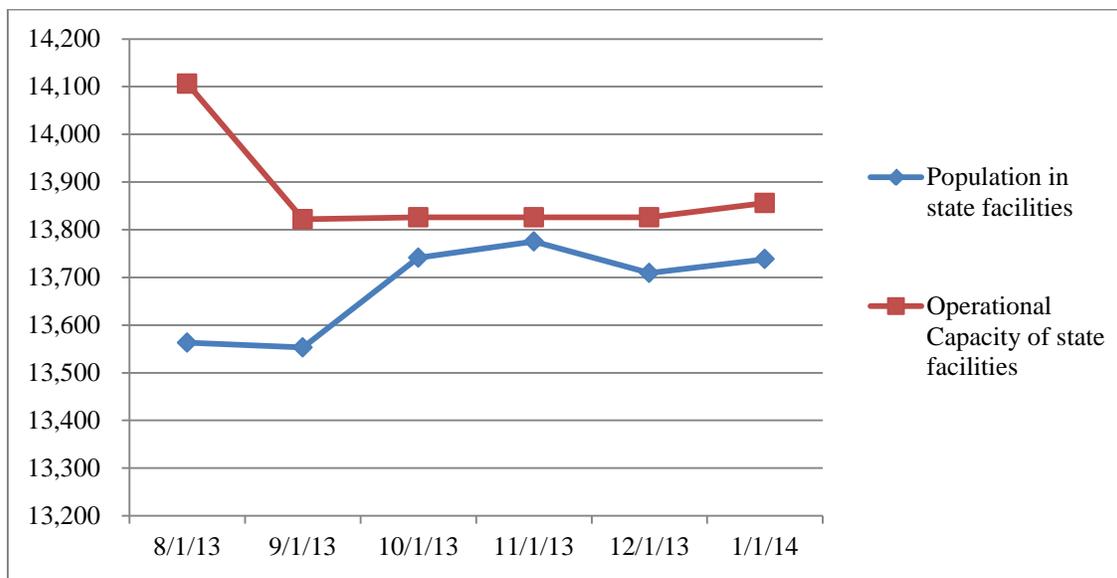
- The recent increase in Parole revocations. Prior to a revocation, parolees are typically jailed. Following revocation, the parolee typically remains in jail for a while as he awaits placement. The DOC must pay a daily fee to the jail for parolees who are revoked. Transition offenders in Community Corrections or in the ISP-I program are also placed in jail when regressed.
- The number of incarcerated female offenders has risen above the capacity of state facilities. The Department places excess females in contract jails.¹
- An uptick in DOC commitments has increased the jail backlog – i.e. increased the number of newly convicted offenders in jails who await a DOC placement.

4. As in prior years, male offenders for whom there is not enough room in DOC facilities will be placed in CCA private prisons or in Cheyenne Mountain Reentry Center. However, the nature of this computation has changed. The Prison Utilization Study devoted substantial attention to capacity questions and recommended that DOC change the way that it measures and manages capacity. Prior to the Study, DOC's definition of operational capacity includes special purpose beds dedicated to functions such as infirmary care and management control (punitive segregation). The Utilization Study advocated a different measure of capacity consistent with the practices of most state correctional systems. It recommended that special purpose beds be reserved for inmates in need of health care in the case of infirmaries and for inmate discipline in the case of management control beds; they should not be available for housing general population and should not be included in operational capacity. The study also identified a number of unused beds in DOC facilities, primarily in cells that were single bunked but could be double bunked; DOC had established population limits at a number of facilities that exceed potential operational capacity levels. Referred to as “emergency beds,” these higher capacity levels were intended to be used in times of greater than normal crowding. The Study advocated counting emergency beds as part of capacity. Finally, the Study observed that capacity

¹ The Department has housed excess female offenders in jails in the past and views jail placement as a short term solution until a cost efficient long term solution can be developed based on an enduring need for additional female housing.

definitions must take into account inevitable factors that limit utilization and create vacant beds. "It is virtually impossible to run a correctional system effectively and safely if plans call for all beds to be continually occupied. Cells may be taken down for scheduled maintenance. Normal transfers of inmates in and out of facilities will leave beds temporarily vacant. Housing units dedicated to special programs such as therapeutic communities or sex offender treatment may not be filled from time to time. Housing units assigned to female offenders, elderly inmates, or inmates in need of mental health services will not always be filled to capacity but cannot be used for general population housing." (Study, page 62) The Study utilized a two percent vacancy rate, reducing the capacity of facilities by this amount.

The Department began adopting the new capacity measures in August. The following chart, based data from monthly population from reports, shows the approximate effect on capacity.



It is difficult to assess the long run net effect of this capacity measurement change on the number of offenders housed in state facilities. On the one hand, the stated capacity of the Department's facilities has declined; on the other hand, the Department is now filling beds closer to stated capacity levels.

Using the new capacity measure and taking into account the higher population projection, the Department has computed that 273 additional offenders must be placed in private prisons because there is insufficient capacity for them in state facilities at a cost of \$5,354,922 General Fund for FY 2013-14.

**SUPPLEMENTAL REQUEST, DEPARTMENT PRIORITY #6
 OFFENDER MEDICAL COSTS**

	Request	Recommendation
Total	<u>\$7,203,925</u>	<u>\$7,203,925</u>
FTE	0.0	0.0
General Fund	7,203,925	7,203,925

Does JBC staff believe the request meets the Joint Budget Committee's supplemental criteria? [An emergency or act of God; a technical error in calculating the original appropriation; data that was not available when the original appropriation was made; or an unforeseen contingency.]	YES
JBC staff and the Department agree that this request is the result of data that was not available when the original appropriation was made.	

Department Request: The Department requests the FY 2013-14 General Fund increases shown in the following table. These increases assume that Medicaid payments do not change as expenditures for offender care outside of DOC walls rise.

Line Item	Requested Supplemental	Recommended Supplemental
Purchase of Pharmaceuticals	\$720,236	\$720,236
Purchase of Medical Services from Other Medical Facilities	2,106,434	2,007,562
Catastrophic Medical Expenses	4,377,255	3,825,037
Total	\$7,203,925	\$6,552,835

Staff Recommendation: Staff recommends that the Committee approve the increases presented in the right hand column of the above table. These appropriations adjust Medicaid as external medical expenses increase.

Staff Analysis: The U.S. Supreme Court has ruled that the State has a duty to provide medical care for those whom it is punishing by incarceration. Medical care provided by the Department of Corrections can be divided into two categories: internal care and external care. Clinical staff who are employees of the Department provide the internal primary and emergency care in each state correctional facility. External physicians, hospitals, and other health care facilities provide specialty services, outpatient tests and procedures, and inpatient hospital care to inmates. The Department contracts with Correctional Health Partners to manage the external health care services for inmates.

Purchase of Pharmaceuticals: The Department provides pharmaceuticals for offenders incarcerated in DOC-owned facilities. These pharmaceuticals are purchased using the Purchase of Pharmaceuticals appropriation. Private prisons and jails, at their own expense, provide pharmaceuticals for the offenders that they hold.

Purchase of Medical Services from Other Medical Facilities: When required medical care goes beyond that which can be provided within a DOC facility or a private prison, the offender is taken to an outside medical provider and the cost of care is paid from the Purchase of Medical Services from Other Medical Facilities appropriation.

Catastrophic Medical Expenses: The first \$50,000 of care that an offender in DOC or in a private prison receives from outside medical facilities within a given year is paid from the line item titled *Purchase of Medical Services from Other Medical Facilities*. Once an offender’s medical expenses reach the \$50,000 threshold, all expenses for that offender are transferred from the *Purchase of Medical Services* line item to the *Catastrophic Medical Expenses* line.

The following table summarizes the populations that qualify for each appropriation.

Population	Used to compute appropriations for	Includes offenders in DOC facilities (including YOS)	Includes offenders in private prisons	Includes offenders in community corrections, jails, on parole, ISP-I
Pharmaceutical population	Purchase of Pharmaceuticals	Yes	No	No
Outside medical and catastrophic care populations	Purchase of Medical Services from Other Medical Facilities (outside care < \$50,000) - and - Catastrophic Medical Expenses (outside care > \$50,000)	Yes	Yes	No

Estimate annual costs by multiplying the eligible population by the cost per offender times 12. To establish appropriations for the three line items under consideration, one must estimate the number of offenders who will qualify for care and then multiply by the relevant cost per offender. Costs are typically measured on a per offender per month (POPM) basis, which leads to the following measures.

- Cost of pharmaceuticals per offender per month (Pharmaceutical POPM)
- Cost of Medical Services purchased from other medical facilities per month (Outside medical and catastrophic care population POPM)
- Catastrophic Medical Expenses per month (Outside medical and catastrophic care population POPM)

The next table shows the changes in the Average Daily Population (ADP) for Medical Services and Pharmaceuticals since figure setting for FY 2013-14, based on the December 2013 DCJ forecast.

JBC Staff Supplemental Recommendations: FY 2013-14
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Changes in Offender Populations Covered by Medical Services and Pharmaceuticals Since Figure Setting 2013			
	Funded ADP FY 13-14	Projected ADP FY 13-14	Change in ADP
Pharmaceutical	13,298	13,975	677
Medical Services	17,202	17,728	526
Catastrophic	17,202	17,728	526

The next table compares POPM rates from figure setting for FY 2013-14 to the new projections for FY 2013-14, which are based on estimates provided by DOC's health-care provider.

Change in POPM Rate			
	FY 13-14 POPM	Projected FY 13-14 POPM	Rate Change POPM
Purchase of Pharmaceuticals*	\$67.60	\$68.62	\$1.02
Purchase of Medical Services from Other Medical Facilities**	\$96.11	\$103.16	\$7.05
Catastrophic Medical Expenses**	\$59.52	\$78.33	\$18.81

* Projected FY 2013-14 POPM is based on pharmacy Amerisource Bergen expenditures through Nov. 30, 2013

** Projected FY 2013-14 POPM Rates for both Purchase of Medical Services and Catastrophic Medical Expenses are based on November 30, 2013 Incurred But Not Received projections from Correctional Health Partners, which manages outside medical services for DOC.

The following table calculates the overall updated projected total funding need for FY 2013-14 Medical POPM based on the projected POPM rates and the projected caseload as shown in the previous two tables.

Caseload and POPM Changes			
	Projected POPM Rates FY 13-14	Projected Caseload FY 13-14	FY 13-14 Projected Need*
Purchase of Pharmaceuticals	\$68.62	13,975	\$11,507,574
Purchase of Medical Services from Other Medical Facilities	\$103.16	17,728	\$22,345,845
Catastrophic Medical Expenses	\$78.33	17,728	\$16,663,611
Total			\$50,517,030

* Projected Need = Projected POPM Rate * Projected Caseload * 12 months (+ a \$400,000 managed care incentive cap for Purchases from Other Medical Facilities)

**Incentive cap for Correctional Health Partners for managing medical costs

The following table shows the *Department's calculation* of the supplemental, i.e. the difference in FY 2013-14 funded levels in each appropriation and the updated FY 2013-14 projected need as shown in the previous table. Note the Department's assumption that the amount paid by Medicaid will not increase.

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DOC Estimated Supplemental – Assumes that Medicaid does not change from amount indicated in S.B. 13-200							
	a FY 13-14 Long Bill Approp.	b S.B. 13-200 FY 13-14 Approp. adjustment	c = a + b FY 13-14 Approp. with SB 13- 200	d FY 13-14 projected need	e SB 13-200 FY 13-14 Approp. adjustment	f = d + e Revised FY 13-14 Projected Need	g = f – c Supplemental
Purchase of Pharmaceuticals	\$10,787,338	n/a	\$10,787,338	\$11,507,574	n/a	\$11,507,574	\$720,236
Purchase of Medical Services from Other Medical Facilities	\$20,239,411	(\$950,000)	\$19,289,411	\$22,345,845	(\$950,000)	\$21,395,845	\$2,106,434
Catastrophic Medical Expenses	\$12,286,356	(\$1,550,000)	\$10,736,356	\$16,663,611	(\$1,550,000)	\$15,113,611	\$4,377,255
Total	\$43,313,105	(\$2,500,000)	\$40,813,105	\$50,517,030	(\$2,500,000)	\$48,017,030	\$7,203,925

Staff understands the Department's belief that Medicaid payments for offenders who receive inpatient care are so new and we know so little about them that they cannot be reasonably forecast. However, Staff thinks that this approach is excessively cautious and believes it highly likely that Medicaid payments will increase as *Purchase of Medical Services from Other Medical Facilities* and *Catastrophic Medical Expenses* increase. The following table contains the Staff computation of this supplemental; it assumes that Medicaid payments will increase proportionately as *Purchase of Medical Services from Other Medical Facilities* and *Catastrophic Medical Expenses* rise.

Staff Estimated Supplemental – Assumes that Medicaid increases proportionately							
	a FY 13-14 Long Bill Approp.	b S.B. 13-200 FY 13-14 Approp. adjustment	c = a + b FY 13-14 Approp. with SB 13- 200	d FY 13-14 projected need	e SB 13-200 FY 13-14 Approp. adjustment	f = d + e Revised FY 13-14 Projected Need	g = f – c Supplemental
Purchase of Pharmaceuticals	\$10,787,338	n/a	\$10,787,338	\$11,507,574	n/a	\$11,507,574	\$720,236
Purchase of Medical Services from Other Medical Facilities	\$20,239,411	(\$950,000)	\$19,289,411	\$22,345,845	(1,048,872)	\$21,296,973	\$2,007,562
Catastrophic Medical Expenses	\$12,286,356	(\$1,550,000)	\$10,736,356	\$16,663,611	(2,102,218)	\$14,561,393	\$3,825,037
Total	\$43,313,105	(\$2,500,000)	\$40,813,105	\$50,517,030	(\$3,151,090)	\$47,365,940	\$6,552,835

Non-prioritized Supplemental Requests

PREVIOUSLY APPROVED INTERIM SUPPLEMENTAL 1 FUGITIVE UNIT

	Previously Approved
Total	<u>\$915,293</u>
FTE	6.7
General Fund	915,293

Summary: The Committee considered this interim supplemental in June 2013 when it approved a FY 2013-14 appropriation of \$915,293 General Fund and 6.7 FTE for a fugitive unit made up of Community Parole Officers assigned to apprehend offenders who have (1) absconded from parole supervision, (2) walked away from community corrections centers, or (3) walked away from the Department’s intensive supervision program for inmates (a program that allows offenders in community corrections to transition to independent living in the community prior to parole). The job duties of the fugitive officers include reviewing cases to develop leads, advising the public about fugitives, responding quickly to information about a fugitive’s current location, developing safe and effective fugitive apprehension plans, creating detailed operational plans, conducting surveillance activities on high-risk cases, and tracking outcomes. The unit has been organized and is now operating.

The rules governing interim supplementals in Section 24-75-111 (5), C.R.S., require the Committee to introduce all interim supplementals that it approves. Staff will include this supplemental in the Department's supplemental bill.

PREVIOUSLY APPROVED INTERIM SUPPLEMENTAL 2 SEX OFFENDER TREATMENT AND MONITORING

	Previously Approved
Total	<u>\$956,795</u>
FTE	9.0
General Fund	956,795

Summary: The Committee considered this interim supplemental in June 2013 when it approved a FY 2013-14 appropriation of \$956,795 General Fund and 9.0 FTE for the restructuring and expansion of the Department’s Sex Offender Treatment and Monitoring Program (SOTMP). The overhaul will align the program with the findings and recommendations made by a team of experts from Central Coast Clinical and Forensic Psychology Services, which evaluated the

SOTMP and issued a critical report in January 2013. The report focused on the efficacy and cost-effectiveness of the program and offered numerous recommendations for improvement.

The rules governing interim supplementals in Section 24-75-111 (5), C.R.S., require the Committee to introduce all interim supplementals that it approves. Staff will include this supplemental in the Department's supplemental bill.

Statewide Common Policy Supplemental Requests

This non-prioritized request has been analyzed for the Committee by the Common Policy Analyst and will not be further analyzed here. Staff understands that this supplemental is being considered on a case-by-case basis.

Department's Portion of Statewide Supplemental Request	Total	General Fund	Cash Funds	Reapprop. Funds	Federal Funds	FTE
Statewide Vehicle Supplemental	(\$235,468)	(\$140,932)	(\$94,536)	\$0	\$0	0.0
Department's Total Statewide Supplemental Requests	(\$235,468)	(\$140,932)	(\$94,536)	\$0	\$0	0.0

Staff Recommendation: Staff recommends that the Committee approve this request because the supplementals for the Department of Corrections are substantial and this supplemental will decrease the total by \$140,932.

JBC Staff Supplemental Recommendations - FY 2013-14
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Appendix A: Number Pages

	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
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DEPARTMENT OF CORRECTIONS
Rick Raemisch, Executive Director

S-1 Payments to District Attorneys

(1) MANAGEMENT

(A) Executive Director's Office, Subprogram

Payments to District Attorneys	<u>366,880</u>	<u>366,880</u>	<u>857,813</u>	<u>857,813</u>	<u>1,224,693</u>
General Fund	366,880	366,880	857,813	857,813	1,224,693
Total for S-1 Payments to District Attorneys	366,880	366,880	857,813	857,813	1,224,693
<i>FTE</i>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>
General Fund	366,880	366,880	857,813	857,813	1,224,693

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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
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S-2 Executive Security Detail

(1) MANAGEMENT

(A) Executive Director's Office, Subprogram

Personal Services	<u>1,567,459</u>	<u>1,564,241</u>	<u>78,898</u>	<u>54,790</u>	<u>1,619,031</u>
FTE	21.1	22.0	1.8	1.3	23.3
General Fund	1,342,377	1,320,436	78,898	54,790	1,375,226
Reappropriated Funds	225,082	243,805	0	0	243,805
Federal Funds	0	0	0	0	0
Operating Expenses	<u>281,238</u>	<u>286,158</u>	<u>15,060</u>	<u>14,785</u>	<u>300,943</u>
General Fund	191,455	196,158	15,060	14,785	210,943
Reappropriated Funds	7,383	5,000	0	0	5,000
Federal Funds	82,400	85,000	0	0	85,000

(1) MANAGEMENT

(C) Inspector General Subprogram

Operating Expenses	<u>347,415</u>	<u>349,219</u>	<u>45</u>	<u>31</u>	<u>349,250</u>
General Fund	264,228	266,032	45	31	266,063
Cash Funds	83,187	83,187	0	0	83,187

(2) INSTITUTIONS

(G) Superintendents Subprogram

Start-up Costs	<u>32,480</u>	<u>110,743</u>	<u>11,988</u>	<u>8,325</u>	<u>119,068</u>
General Fund	32,480	110,743	11,988	8,325	119,068

(3) SUPPORT SERVICES

JBC Staff Supplemental Recommendations - FY 2013-14
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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
(D) Communications Subprogram					
Operating Expenses	<u>1,514,683</u>	<u>1,547,100</u>	<u>810</u>	<u>563</u>	<u>1,547,663</u>
General Fund	1,514,683	1,547,100	810	563	1,547,663
(3) SUPPORT SERVICES					
(F) Training Subprogram					
Operating Expenses	<u>273,469</u>	<u>276,376</u>	<u>45</u>	<u>31</u>	<u>276,407</u>
General Fund	273,469	276,376	45	31	276,407
(3) SUPPORT SERVICES					
(G) Information Systems Subprogram					
Operating Expenses	<u>1,700,815</u>	<u>1,614,582</u>	<u>360</u>	<u>250</u>	<u>1,614,832</u>
General Fund	1,700,815	1,614,582	360	250	1,614,832
Total for S-2 Executive Security Detail	5,717,559	5,748,419	107,206	78,775	5,827,194
<i>FTE</i>	<u>21.1</u>	<u>22 .0</u>	<u>1.8</u>	<u>1.3</u>	<u>23.3</u>
General Fund	5,319,507	5,331,427	107,206	78,775	5,410,202
Cash Funds	83,187	83,187	0	0	83,187
Reappropriated Funds	232,465	248,805	0	0	248,805
Federal Funds	82,400	85,000	0	0	85,000

JBC Staff Supplemental Recommendations - FY 2013-14
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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
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S-3 Sterling Correctional Facility Water Treatment

(2) INSTITUTIONS

(A) Utilities Subprogram

Utilities	<u>20,351,057</u>	<u>19,633,638</u>	<u>185,712</u>	<u>185,712</u>	<u>19,819,350</u>
General Fund	19,300,223	18,582,804	185,712	185,712	18,768,516
Cash Funds	1,050,834	1,050,834	0	0	1,050,834

Total for S-3 Sterling Correctional Facility Water Treatment	20,351,057	19,633,638	185,712	185,712	19,819,350
<i>FTE</i>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>
General Fund	19,300,223	18,582,804	185,712	185,712	18,768,516
Cash Funds	1,050,834	1,050,834	0	0	1,050,834

JBC Staff Supplemental Recommendations - FY 2013-14
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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
S-4 Technical Adjustments					
(2) INSTITUTIONS					
(B) Maintenance Subprogram					
Operating Expenses	<u>5,378,867</u>	<u>5,192,880</u>	<u>(271,492)</u>	<u>(271,492)</u>	<u>4,921,388</u>
General Fund	5,378,867	5,192,880	(271,492)	(271,492)	4,921,388
(3) SUPPORT SERVICES					
(D) Communications Subprogram					
Dispatch Services	<u>200,000</u>	<u>200,000</u>	<u>24,477</u>	<u>24,477</u>	<u>224,477</u>
General Fund	200,000	200,000	24,477	24,477	224,477
Total for S-4 Technical Adjustments	5,578,867	5,392,880	(247,015)	(247,015)	5,145,865
<i>FTE</i>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>
General Fund	5,578,867	5,392,880	(247,015)	(247,015)	5,145,865

JBC Staff Supplemental Recommendations - FY 2013-14
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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
S-5 Offender Population Caseload					
(1) MANAGEMENT					
(B) External Capacity Subprogram					
(2) Payments to House State Prisoners					
Payments to local jails	<u>10,348,430</u>	<u>10,524,798</u>	<u>3,004,680</u>	<u>3,004,680</u>	<u>13,529,478</u>
General Fund	10,348,430	10,524,798	3,004,680	3,004,680	13,529,478
Payments to in-state private prisons	<u>63,305,816</u>	<u>58,241,813</u>	<u>4,550,703</u>	<u>4,550,703</u>	<u>62,792,516</u>
General Fund	61,750,976	55,883,106	4,550,703	4,550,703	60,433,809
Cash Funds	1,554,840	2,358,707	0	0	2,358,707
Payments to pre-release parole revocation facilities	<u>10,681,317</u>	<u>10,040,467</u>	<u>804,219</u>	<u>804,219</u>	<u>10,844,686</u>
General Fund	10,681,317	10,040,467	804,219	804,219	10,844,686
Community Corrections Programs	<u>3,911,624</u>	<u>3,617,755</u>	<u>280,320</u>	<u>280,320</u>	<u>3,898,075</u>
General Fund	3,911,624	3,617,755	280,320	280,320	3,898,075
(2) INSTITUTIONS					
(B) Maintenance Subprogram					
Personal Services	<u>17,791,227</u>	<u>16,434,463</u>	<u>48,305</u>	<u>48,305</u>	<u>16,482,768</u>
FTE	295.7	273.0	1.0	1.0	274.0
General Fund	17,791,227	16,434,463	48,305	48,305	16,482,768
Operating Expenses	<u>5,378,867</u>	<u>5,192,880</u>	<u>57,044</u>	<u>57,044</u>	<u>5,249,924</u>
General Fund	5,378,867	5,192,880	57,044	57,044	5,249,924

(2) INSTITUTIONS

JBC Staff Supplemental Recommendations - FY 2013-14
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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
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(C) Housing and Security Subprogram

Personal Services	<u>158,241,081</u>	<u>155,187,777</u>	<u>450,488</u>	<u>450,488</u>	<u>155,638,265</u>
FTE	2,968.1	2,910.8	10.3	10.3	2,921.1
General Fund	158,238,134	155,184,830	450,488	450,488	155,635,318
Cash Funds	2,947	2,947	0	0	2,947
Operating Expenses	<u>1,788,898</u>	<u>1,755,119</u>	<u>18,742</u>	<u>18,742</u>	<u>1,773,861</u>
General Fund	1,788,898	1,755,119	18,742	18,742	1,773,861

(2) INSTITUTIONS

(D) Food Service Subprogram

Personal Services	<u>14,792,935</u>	<u>17,010,938</u>	<u>12,076</u>	<u>12,076</u>	<u>17,023,014</u>
FTE	259.8	311.9	0.3	0.3	312.2
General Fund	14,792,935	17,010,938	12,076	12,076	17,023,014
Operating Expenses	<u>15,117,290</u>	<u>15,408,822</u>	<u>185,369</u>	<u>185,369</u>	<u>15,594,191</u>
General Fund	15,117,290	15,328,822	185,369	185,369	15,514,191
Federal Funds	0	80,000	0	0	80,000
Purchase of Services	<u>1,190,886</u>	<u>1,228,011</u>	<u>36,247</u>	<u>36,247</u>	<u>1,264,258</u>
General Fund	1,190,886	1,228,011	36,247	36,247	1,264,258

(2) INSTITUTIONS

JBC Staff Supplemental Recommendations - FY 2013-14
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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
(E) Medical Services Subprogram					
Personal Services	<u>30,312,665</u>	<u>29,952,281</u>	<u>36,685</u>	<u>36,685</u>	<u>29,988,966</u>
FTE	371.1	385.5	0.6	0.6	386.1
General Fund	30,173,445	29,727,084	36,685	36,685	29,763,769
Cash Funds	139,220	225,197	0	0	225,197
Operating Expenses	<u>2,573,620</u>	<u>2,556,475</u>	<u>8,606</u>	<u>8,606</u>	<u>2,565,081</u>
General Fund	2,573,620	2,556,475	8,606	8,606	2,565,081
(2) INSTITUTIONS					
(F) Laundry Subprogram					
Operating Expenses	<u>2,090,544</u>	<u>2,073,282</u>	<u>13,637</u>	<u>13,637</u>	<u>2,086,919</u>
General Fund	2,090,544	2,073,282	13,637	13,637	2,086,919
(2) INSTITUTIONS					
(G) Superintendents Subprogram					
Operating Expenses	<u>3,288,628</u>	<u>3,244,261</u>	<u>23,973</u>	<u>23,973</u>	<u>3,268,234</u>
General Fund	3,288,628	3,244,261	23,973	23,973	3,268,234
Start-up Costs	<u>32,480</u>	<u>110,743</u>	<u>78,795</u>	<u>78,795</u>	<u>189,538</u>
General Fund	32,480	110,743	78,795	78,795	189,538

(2) INSTITUTIONS

JBC Staff Supplemental Recommendations - FY 2013-14
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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
(I) Case Management Subprogram					
Personal Services	<u>15,040,020</u>	<u>14,801,090</u>	<u>70,836</u>	<u>70,836</u>	<u>14,871,926</u>
FTE	209.9	211.8	1.4	1.4	213.2
General Fund	15,040,020	14,801,090	70,836	70,836	14,871,926
Operating Expenses	<u>157,630</u>	<u>154,724</u>	<u>793</u>	<u>793</u>	<u>155,517</u>
General Fund	157,630	154,724	793	793	155,517
(2) INSTITUTIONS					
(J) Mental Health Subprogram					
Personal Services	<u>9,408,313</u>	<u>10,202,289</u>	<u>12,836</u>	<u>12,836</u>	<u>10,215,125</u>
FTE	109.6	126.2	0.3	0.3	126.5
General Fund	9,408,313	10,202,289	12,836	12,836	10,215,125
Operating Expenses	<u>258,675</u>	<u>257,853</u>	<u>491</u>	<u>491</u>	<u>258,344</u>
General Fund	258,675	257,853	491	491	258,344
(2) INSTITUTIONS					
(K) Inmate Pay Subprogram					
Inmate Pay	<u>1,464,182</u>	<u>1,449,154</u>	<u>19,341</u>	<u>19,341</u>	<u>1,468,495</u>
General Fund	1,464,182	1,449,154	19,341	19,341	1,468,495
(3) SUPPORT SERVICES					
(F) Training Subprogram					
Operating Expenses	<u>273,469</u>	<u>276,376</u>	<u>834</u>	<u>834</u>	<u>277,210</u>
General Fund	273,469	276,376	834	834	277,210

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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
(4) INMATE PROGRAMS					
(A) Labor Subprogram					
Operating Expenses	<u>84,722</u>	<u>83,628</u>	<u>1,860</u>	<u>1,860</u>	<u>85,488</u>
General Fund	84,722	83,628	1,860	1,860	85,488
(4) INMATE PROGRAMS					
(B) Education Subprogram					
Personal Services	<u>11,367,356</u>	<u>11,172,192</u>	<u>59,618</u>	<u>59,618</u>	<u>11,231,810</u>
FTE	190.3	182.9	1.1	1.1	184.0
General Fund	10,453,095	10,257,931	59,618	59,618	10,317,549
Cash Funds	914,261	914,261	0	0	914,261
Operating Expenses	<u>937,769</u>	<u>2,630,526</u>	<u>5,434</u>	<u>5,434</u>	<u>2,635,960</u>
General Fund	193,898	193,900	0	0	193,900
Cash Funds	649,486	1,825,611	5,434	5,434	1,831,045
Reappropriated Funds	94,385	611,015	0	0	611,015
(4) INMATE PROGRAMS					
(C) Recreation Subprogram					
Operating Expenses	<u>66,842</u>	<u>67,697</u>	<u>1,409</u>	<u>1,409</u>	<u>69,106</u>
Cash Funds	66,842	67,697	1,409	1,409	69,106

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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
Total for S-5 Offender Population Caseload	379,905,286	373,675,414	9,783,341	9,783,341	383,458,755
<i>FTE</i>	<u>4,404.5</u>	<u>4,402.1</u>	<u>15 .0</u>	<u>15 .0</u>	<u>4,417.1</u>
General Fund	376,483,305	367,589,979	9,776,498	9,776,498	377,366,477
Cash Funds	3,327,596	5,394,420	6,843	6,843	5,401,263
Reappropriated Funds	94,385	611,015	0	0	611,015
Federal Funds	0	80,000	0	0	80,000

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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
S-6 Medical POPM					
(2) INSTITUTIONS					
(E) Medical Services Subprogram					
Purchase of Pharmaceuticals	9,855,160	10,787,338	720,236	720,236	11,507,574
General Fund	9,855,160	10,787,338	720,236	720,236	11,507,574
Purchase of Medical Services from Other Medical Facilities	<u>21,191,056</u>	<u>19,289,411</u>	<u>2,106,434</u>	<u>2,007,562</u>	<u>21,296,973</u>
General Fund	21,191,056	19,289,411	2,106,434	2,007,562	21,296,973
Catastrophic Medical Expenses	<u>14,142,740</u>	<u>10,736,356</u>	<u>4,377,255</u>	<u>3,825,037</u>	<u>14,561,393</u>
General Fund	14,142,740	10,736,356	4,377,255	3,825,037	14,561,393
Total for S-6 Medical POPM	45,188,956	40,813,105	7,203,925	6,552,835	47,365,940
<i>FTE</i>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>
General Fund	45,188,956	40,813,105	7,203,925	6,552,835	47,365,940

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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
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Interim Suppl 1 - Fugitive Unit

(1) MANAGEMENT

(A) Executive Director's Office, Subprogram

Health, Life, and Dental	<u>41,942,053</u>	<u>44,530,806</u>	<u>44,210</u>	<u>44,210</u>	<u>44,575,016</u>
General Fund	40,785,401	43,015,413	44,210	44,210	43,059,623
Cash Funds	1,156,652	1,515,393	0	0	1,515,393
Short-term Disability	<u>531,095</u>	<u>605,263</u>	<u>605</u>	<u>605</u>	<u>605,868</u>
General Fund	516,204	585,519	605	605	586,124
Cash Funds	14,891	19,744	0	0	19,744
S.B. 04-257 Amortization Equalization Disbursement	<u>9,647,726</u>	<u>11,342,186</u>	<u>12,317</u>	<u>12,317</u>	<u>11,354,503</u>
General Fund	9,371,299	10,968,249	12,317	12,317	10,980,566
Cash Funds	276,427	373,937	0	0	373,937
S.B. 06-235 Supplemental Amortization Equalization Disbursement	<u>8,230,842</u>	<u>10,198,829</u>	<u>11,120</u>	<u>11,120</u>	<u>10,209,949</u>
General Fund	7,999,538	9,861,247	11,120	11,120	9,872,367
Cash Funds	231,304	337,582	0	0	337,582
Leased Space	<u>3,316,781</u>	<u>3,549,546</u>	<u>41,250</u>	<u>41,250</u>	<u>3,590,796</u>
General Fund	3,106,576	3,333,035	41,250	41,250	3,374,285
Cash Funds	210,205	216,511	0	0	216,511

(1) MANAGEMENT

JBC Staff Supplemental Recommendations - FY 2013-14
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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
(C) Inspector General Subprogram					
Operating Expenses	<u>347,415</u>	<u>349,219</u>	<u>250</u>	<u>250</u>	<u>349,469</u>
General Fund	264,228	266,032	250	250	266,282
Cash Funds	83,187	83,187	0	0	83,187
(2) INSTITUTIONS					
(G) Superintendents Subprogram					
Start-up Costs	<u>32,480</u>	<u>110,743</u>	<u>14,500</u>	<u>14,500</u>	<u>125,243</u>
General Fund	32,480	110,743	14,500	14,500	125,243
(3) SUPPORT SERVICES					
(D) Communications Subprogram					
Operating Expenses	<u>1,514,683</u>	<u>1,547,100</u>	<u>4,500</u>	<u>4,500</u>	<u>1,551,600</u>
General Fund	1,514,683	1,547,100	4,500	4,500	1,551,600
(3) SUPPORT SERVICES					
(E) Transportation Subprogram					
Vehicle Lease Payments	<u>2,541,922</u>	<u>3,098,328</u>	<u>21,200</u>	<u>21,200</u>	<u>3,119,528</u>
General Fund	2,339,716	2,688,301	21,200	21,200	2,709,501
Cash Funds	202,206	410,027	0	0	410,027
(3) SUPPORT SERVICES					
(F) Training Subprogram					
Operating Expenses	<u>273,469</u>	<u>276,376</u>	<u>250</u>	<u>250</u>	<u>276,626</u>
General Fund	273,469	276,376	250	250	276,626

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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
(3) SUPPORT SERVICES					
(G) Information Systems Subprogram					
Operating Expenses	<u>1,700,815</u>	<u>1,614,582</u>	<u>2,000</u>	<u>2,000</u>	<u>1,616,582</u>
General Fund	1,700,815	1,614,582	2,000	2,000	1,616,582
(5) COMMUNITY SERVICES					
(A) Parole Subprogram					
Personal Services	<u>9,479,324</u>	<u>10,441,782</u>	<u>381,823</u>	<u>381,823</u>	<u>10,823,605</u>
FTE	154.7	167.6	6.7	6.7	174.3
General Fund	9,479,324	10,441,782	381,823	381,823	10,823,605
Operating Expenses	<u>1,058,735</u>	<u>1,123,795</u>	<u>50,558</u>	<u>50,558</u>	<u>1,174,353</u>
General Fund	1,058,735	1,123,795	50,558	50,558	1,174,353
Start-up Costs	<u>25,652</u>	<u>19,911</u>	<u>330,710</u>	<u>330,710</u>	<u>350,621</u>
General Fund	25,652	19,911	330,710	330,710	350,621
Total for Interim Suppl 1 - Fugitive Unit	80,642,992	88,808,466	915,293	915,293	89,723,759
FTE	<u>154.7</u>	<u>167.6</u>	<u>6.7</u>	<u>6.7</u>	<u>174.3</u>
General Fund	78,468,120	85,852,085	915,293	915,293	86,767,378
Cash Funds	2,174,872	2,956,381	0	0	2,956,381

JBC Staff Supplemental Recommendations - FY 2013-14
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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
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Interim Suppl 2 - Sex Offender Treatment and Monitoring

(1) MANAGEMENT

(A) Executive Director's Office, Subprogram

Health, Life, and Dental	<u>41,942,053</u>	<u>44,530,806</u>	<u>48,631</u>	<u>48,631</u>	<u>44,579,437</u>
General Fund	40,785,401	43,015,413	48,631	48,631	43,064,044
Cash Funds	1,156,652	1,515,393	0	0	1,515,393
Short-term Disability	<u>531,095</u>	<u>605,263</u>	<u>998</u>	<u>998</u>	<u>606,261</u>
General Fund	516,204	585,519	998	998	586,517
Cash Funds	14,891	19,744	0	0	19,744
S.B. 04-257 Amortization Equalization Disbursement	<u>9,647,726</u>	<u>11,342,186</u>	<u>20,292</u>	<u>20,292</u>	<u>11,362,478</u>
General Fund	9,371,299	10,968,249	20,292	20,292	10,988,541
Cash Funds	276,427	373,937	0	0	373,937
S.B. 06-235 Supplemental Amortization Equalization Disbursement	<u>8,230,842</u>	<u>10,198,829</u>	<u>18,319</u>	<u>18,319</u>	<u>10,217,148</u>
General Fund	7,999,538	9,861,247	18,319	18,319	9,879,566
Cash Funds	231,304	337,582	0	0	337,582

(1) MANAGEMENT

(C) Inspector General Subprogram

Operating Expenses	<u>347,415</u>	<u>349,219</u>	<u>271</u>	<u>271</u>	<u>349,490</u>
General Fund	264,228	266,032	271	271	266,303
Cash Funds	83,187	83,187	0	0	83,187

(2) INSTITUTIONS

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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
(G) Superintendents Subprogram					
Start-up Costs	<u>32,480</u>	<u>110,743</u>	<u>18,850</u>	<u>18,850</u>	<u>129,593</u>
General Fund	32,480	110,743	18,850	18,850	129,593
(3) SUPPORT SERVICES					
(D) Communications Subprogram					
Operating Expenses	<u>1,514,683</u>	<u>1,547,100</u>	<u>4,875</u>	<u>4,875</u>	<u>1,551,975</u>
General Fund	1,514,683	1,547,100	4,875	4,875	1,551,975
(3) SUPPORT SERVICES					
(F) Training Subprogram					
Operating Expenses	<u>273,469</u>	<u>276,376</u>	<u>271</u>	<u>271</u>	<u>276,647</u>
General Fund	273,469	276,376	271	271	276,647
(3) SUPPORT SERVICES					
(G) Information Systems Subprogram					
Operating Expenses	<u>1,700,815</u>	<u>1,614,582</u>	<u>2,167</u>	<u>2,167</u>	<u>1,616,749</u>
General Fund	1,700,815	1,614,582	2,167	2,167	1,616,749
(4) INMATE PROGRAMS					
(E) Sex Offender Treatment Subprogram					
Personal Services	<u>2,680,726</u>	<u>2,899,553</u>	<u>629,059</u>	<u>629,059</u>	<u>3,528,612</u>
FTE	38.3	42.8	9.0	9.0	51.8
General Fund	2,657,191	2,871,174	629,059	629,059	3,500,233
Cash Funds	23,535	28,379	0	0	28,379

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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
Operating Expenses	<u>84,776</u>	<u>85,776 0.0</u>	<u>5,417</u>	<u>5,417</u>	<u>91,193 0.0</u>
General Fund	84,276	85,276	5,417	5,417	90,693
Cash Funds	500	500	0	0	500
Polygraph Testing	<u>99,569</u>	<u>99,569</u>	<u>142,931</u>	<u>142,931</u>	<u>242,500</u>
General Fund	99,569	99,569	142,931	142,931	242,500
Start-up Costs	<u>0</u>	<u>12,856</u>	<u>64,714</u>	<u>64,714</u>	<u>77,570</u>
General Fund	0	12,856	64,714	64,714	77,570
Total for Interim Suppl 2 - Sex Offender Treatment and Monitoring	67,085,649	73,672,858	956,795	956,795	74,629,653
<i>FTE</i>	<u>38.3</u>	<u>42.8</u>	<u>9.0</u>	<u>9.0</u>	<u>51.8</u>
General Fund	65,299,153	71,314,136	956,795	956,795	72,270,931
Cash Funds	1,786,496	2,358,722	0	0	2,358,722

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	FY 2012-13 Actual	FY 2013-14 Appropriation	FY 2013-14 Requested Change	FY 2013-14 Rec'd Change	FY 2013-14 Total W/ Rec'd Change
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NP Statewide Vehicle Supplemental

(3) SUPPORT SERVICES

(E) Transportation Subprogram

Vehicle Lease Payments	2,541,922	3,098,328	(235,468)	(235,468)	2,862,860
General Fund	2,339,716	2,688,301	(140,932)	(140,932)	2,547,369
Cash Funds	202,206	410,027	(94,536)	(94,536)	315,491
Total for NP Statewide Vehicle Supplemental	2,541,922	3,098,328	(235,468)	(235,468)	2,862,860
<i>FTE</i>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>
General Fund	2,339,716	2,688,301	(140,932)	(140,932)	2,547,369
Cash Funds	202,206	410,027	(94,536)	(94,536)	315,491

Totals Excluding Pending Items					
CORRECTIONS					
TOTALS for ALL Departmental line items	720,120,713	751,232,064	19,527,602	18,848,081	770,080,145
<i>FTE</i>	<u>5,980.2</u>	<u>6,019.6</u>	<u>32.5</u>	<u>32.0</u>	<u>6,051.6</u>
General Fund	649,969,120	664,148,559	19,615,295	18,935,774	683,084,333
Cash Funds	34,863,321	40,179,999	(87,693)	(87,693)	40,092,306
Reappropriated Funds	32,963,362	45,892,992	0	0	45,892,992
Federal Funds	2,324,910	1,010,514	0	0	1,010,514