



Legislative  
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**HB 18-1394**

**REVISED  
FISCAL NOTE**

(replaces fiscal note dated April 18, 2018)

**Drafting Number:** LLS 18-0969  
**Prime Sponsors:** Rep. Singer; McKean  
Sen. Kefalas

**Date:** April 20, 2018  
**Bill Status:** House Appropriations  
**Fiscal Analyst:** Chris Creighton | 303-866-5834  
Chris.Creighton@state.co.us

**Bill Topic:** UPDATE COLORADO DISASTER EMERGENCY ACT

**Summary of Fiscal Impact:**

- State Revenue *(potential)*
- State Expenditure *(conditional)*
- State Transfer
- TABOR Refund *(potential)*
- Local Government *(minimal)*
- Statutory Public Entity

This bill adds definitions and updates emergency management terminology in statute, creates a disaster policy group, and continues the Colorado Resiliency Office. This bill potentially increases state revenue and state expenditures. State and local government workload also increase. These impacts are ongoing.

**Appropriation Summary:** No appropriation is required.

**Fiscal Note Status:** This fiscal note reflects the introduced bill.

**Table 1  
State Fiscal Impacts Under HB 18-1394**

		FY 2018-19	FY 2019-20
<b>Revenue</b>		-	-
<b>Expenditures</b>	General Fund	\$145,506	\$354,901
	Centrally Appropriated	\$28,602	\$74,422
	<b>Total</b>	<b>\$174,108</b>	<b>\$429,323</b>
	<b>Total FTE</b>	<b>1.8 FTE</b>	<b>5.0 FTE</b>
<b>Transfers</b>		-	-
<b>TABOR Refund</b>		-	-

## Summary of Legislation

This bill adds statutory definitions regarding emergency management, mitigation, recovery, resiliency, and response; makes technical changes related to state and local emergency agencies; and replaces outdated emergency management terminology.

**Disaster policy group.** During the response or recovery from any state of disaster emergency, the Governor is authorized to convene a disaster policy group to coordinate policy decisions and to advise the Governor in the emergency event. This group is to include representatives from the Department of Local Affairs (DOLA) and state agencies involved in emergency response and recovery efforts.

**Colorado Resiliency Office.** Subject to available grant funding, this bill continues the Colorado Resiliency Office by codifying it in the DOLA. This office is to create and maintain the resiliency and community recovery program:

- coordination among state and local agencies to support community and economic recovery efforts; and
- risk and vulnerability reduction.

In developing the resiliency and community recovery program, the Colorado Resiliency Office must complete a participatory process that includes local governments; state agencies; business, labor industry, agriculture, civic and volunteer organizations; academia; community leaders; and other stakeholder participation.

DOLA is authorized to seek gifts, grants, and donations for the development and implementation of the resiliency and community recovery program.

**Expert Emergency Response Committee.** This bill relocates existing statute regarding the Expert Emergency Response Committee within Title 24, makes changes to update emergency management terminology, and adds the executive director of DOLA or his or her designee to the committee.

**Centralized response computer database.** By June 30, 2019 and regularly thereafter, the Office of Emergency Management in the Department of Public Safety must update the centralized response computer database to include a listing of all-hazards recovery resources located in the state.

## Background

In response to the 2013 floods the Governor appointed a Chief Recovery Officer and created the Colorado Resiliency and Recovery Office to coordinate the implementation of the state's resiliency framework and to integrate resilience and long-term planning that goes beyond the flood recovery efforts. This office was transferred to the Division of Local Government in DOLA in 2018 and has five positions that are currently funded through the State Disaster Emergency Management Fund which is managed by the Governor's Office. Funds are being granted to DOLA for the Colorado Resiliency and Recovery Office through an interagency agreement. Currently, under this agreement funding will no longer be provided after June 30, 2019.

**State Revenue**

By authorizing DOLA to seek and accept gifts, grants, and donations, this bill may increase state revenue. At the time of this writing, no source of additional gifts, grants, or donations has been identified. Gifts, grants, and donations are exempt from TABOR refund requirements.

**State Expenditures**

Conditional upon the receipt of sufficient grant funding, this bill increases state General Fund state expenditures in DOLA by \$174,108 and 1.8 FTE in FY 2018-19, and \$429,323 and 5.0 FTE in FY 2019-20 and future years. These costs are shown in Table 2 and described below. State agency workload also increases beginning in FY 2018-19, as described below.

**Table 2  
 Expenditures Under HB 18-1394**

	<b>FY 2018-19</b>	<b>FY 2019-20</b>
<b>Department of Local Affairs</b>		
Personal Services	142,316	340,251
Operating Expenses and Capital Outlay Costs	1,710	4,750
Mileage	980	4,900
Postage and Document Printing	500	5,000
Centrally Appropriated Costs*	28,602	74,422
FTE – Personal Services	1.8 FTE	5.0 FTE
<b>Total Cost</b>	<b>\$174,108</b>	<b>\$429,323</b>
<b>Total FTE</b>	<b>1.8 FTE</b>	<b>5.0 FTE</b>

\* Centrally appropriated costs are not included in the bill's appropriation.

**Department of Local Affairs.** Conditional upon the receipt of sufficient grant funding, this bill increases DOLA expenditures for the Colorado Resiliency Office beginning in FY 2018-19. For FY 2018-19, state expenditures increase to fund 1.8 FTE. Costs in FY 2018-19 are prorated by the bill's effective date. Funding for an additional 3.0 FTE begins in FY 2019-20. Standard operating costs are included along with funding for travel expenses and the printing of training materials to perform statewide training.

Workload increases for the executive director or a designee to participate on the Expert Emergency Response Committee. This workload can be accomplished within existing appropriations.

**Department of Public Safety.** This bill increases workload for the Department of Public Safety to update the centralized response computer database. This workload can be accomplished within existing appropriations.

**State agencies.** Workload potentially increases for state agencies to consult with the DOLA on the creation of the resiliency and community recovery plan. This includes the Governors Office, the Department of Public Safety, the Department of Public Health and Environment, and any other agency that performs emergency management functions. This workload can be accomplished within the existing appropriations of each agency.

Conditional upon the Governor convening a disaster policy group in the event of a emergency event, future workload will increase for DOLA and state agencies involved in emergency response and recovery efforts to advise the Governor on the emergency response.

**Centrally appropriated costs.** Pursuant to a Joint Budget Committee policy, certain costs associated with this bill are addressed through the annual budget process and centrally appropriated in the Long Bill or supplemental appropriations bills, rather than in this bill. These costs, which include employee insurance and supplemental employee retirement payments, are estimated to be \$28,602 in FY 2018-19 and \$74,422 in FY 2019-20.

### **Local Government**

This bill potentially increases local government workload for emergency management agencies to participate in the creation of the the resiliency and community recovery program. Workload may also increase to update local and interjurisdictional emergency management policies and procedures to reflect the changes made by this bill. Overall, this workload is assumed to be minimal.

### **Effective Date**

The bill takes effect August 8, 2018, if the General Assembly adjourns on May 9, 2018, as scheduled, and no referendum petition is filed.

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

Agriculture	Counties
Governor	Information Technology
Legislative Council	Local Affairs
Municipalities	Public Health and Environment
Public Safety	