



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

HB 19-1239

FINAL FISCAL NOTE

Drafting Number: LLS 19-0598
Prime Sponsors: Rep. Tipper; Caraveo
Sen. Priola; Winter

Date: June 28, 2019
Bill Status: Signed into Law
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Bill Topic: CENSUS OUTREACH GRANT PROGRAM

- Summary of Fiscal Impact: State Revenue, State Expenditure, State Transfer, TABOR Refund, Local Government (potential), Statutory Public Entity

The bill creates the 2020 Census Outreach Grant Program in the Department of Local Affairs to provide grants to eligible recipients in order to support an accurate census count in 2020. The bill increase state expenditures and potentially increases local government revenue beginning in FY 2019-20.

Appropriation Summary: In FY 2019-20, the bill requires an appropriation of \$6,000,000 to the Department of Local Affairs.

Fiscal Note Status: This fiscal note reflects the enacted bill.

Table 1
State Fiscal Impacts Under HB 19-1239

Table with 4 columns: Category, Sub-category, FY 2019-20, FY 2020-21. Rows include Revenue, Expenditures (General Fund, Centrally Appropriated, Total), Total FTE, Transfers, and TABOR Refund.

## Summary of Legislation

The bill creates the 2020 Census Outreach Grant Program (program) within the Division of Local Government in the Department of Local Affairs (DOLA) to provide grants to eligible recipients in order to support an accurate census count in 2020. The program receives \$6.0 million in General Fund monies in FY 2019-20 and may solicit gifts, grants, and donations to administer the program. Eligible recipients include local governments; intergovernmental agencies; councils of governments; housing authorities; school districts; nonprofit organizations; the Southern Ute Indian Tribe; and the Ute Mountain Ute Tribe. Eligible recipients may use the awarded grant money to conduct education, outreach, and promotion activities to target hard-to-reach communities and increase the census response rate.

Program grants must be awarded by November 1, 2019. Eligible recipients must notify the counties in which they are located of any grant award. Any grant money awarded and not spent by the recipient will be returned to the state on June 30, 2020.

**Census Grant Program Outreach Committee.** The bill also creates a five-member 2020 Census Outreach Grant Program Committee (committee) to review grant applications and make recommendations to DOLA's director regarding those grant applications. The committee consists of:

- one member appointed by the Speaker of the House;
- one member appointed by the President of the Senate;
- one member appointed by the House Minority Leader;
- one member appointed by the Senate Minority Leader; and
- one member appointed by the Secretary of State.

General assembly appointees may not be legislators. Appointments must be made by June 1, 2019, with the committee holding its first meeting no later than July 1, 2019. Committee members are not compensated; however committee members who reside more than 50 miles from the location of a hearing are eligible for per diem and travel reimbursement and all members may be reimbursed for expenses related to dependant or attendant care.

**Reporting.** On or before December 1, 2020, each grant recipient shall submit a report and documentation of expenditures to DOLA. In addition, by February 1, 2021, DOLA must report to the General Assembly and the Governor regarding the program. Also, DOLA must submit a final report by January 1, 2023. Finally, by May 26, 2026 and every 10 years thereafter, DOLA and the Office of the Governor must develop a census strategic action plan for a successful census count in Colorado.

## Background

Mandated by the U.S. Constitution, the U.S. Census is conducted every ten years. Congressional and state apportionment and federal funding distribution allocation are on based on the decennial census data. The State Demography Office in DOLA currently conducts census outreach for Colorado.

**State Expenditures**

The bill increase state General Fund expenditures for DOLA by \$6,019,803 and 1.4 FTE in FY 2019-20 and \$107,340 and 1.5 FTE in FY 2020-21.

**Table 2  
Expenditures Under HB 19-1239**

	FY 2019-20	FY 2020-21
<b>Department of Local Affairs</b>		
Personal Services	\$77,512	\$84,559
Operating Expenses and Capital Outlay Costs	\$10,736	\$1,425
Committee Reimbursements	\$1,584	-
Postage and Document Management	\$480	-
Grants to eligible recipients	up to \$5,909,688	-
Centrally Appropriated Costs*	\$19,803	\$21,356
FTE – Personal Services	1.4 FTE	1.5 FTE
<b>Total Cost</b>	<b>\$6,019,803</b>	<b>\$107,340</b>
<b>Total FTE</b>	<b>1.4 FTE</b>	<b>1.5 FTE</b>

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

**Department of Local Affairs.** DOLA will require 1.4 FTE to implement this program in FY 2019-20 and 1.5 FTE to administer the program in FY 2020-21. The staff will implement the program; coordinate and staff the committee; write grant agreements and amendments, manage contracts; and report to the General Assembly. This fiscal note assumes DOLA may use grant funds to oversee the program. The remainder of the funds will be granted to eligible recipients, approximately \$5,909,688 in FY 2019-20. Other costs are discussed below.

- *Committee reimbursements.* This fiscal note assumes that the committee will meet four times in FY 2019-20 to review grant applications and make recommendations, including some workload for committee business in FY 2018-19. The fiscal note also assumes that two members per committee meeting will be eligible for reimbursement. Dependant or attendant care costs are calculated at a rate \$12 per hour for 10 hours for two committee members to attend four meetings. Mileage costs are calculated at a rate of \$0.52 per mile for 100 miles round-trip for two committee members to attend four meetings. Current law sets costs per diem costs at \$50 per day for two committee members to attend four meetings.
- *Postage and document management.* DOLA requires \$480 in postage and document management costs to conduct outreach and promotion activities to target eligible entities. Committee documents and grant mailing costs are included.
- *Strategic action plan.* The bill increases workload for DOLA to develop a census strategic action plan with the Office of the Governor. This workload can be accomplished within existing resources. Should a change in funding be required, the fiscal note assumes it will be addressed through the annual budget process.

**Office of the Governor.** The bill increases workload for the Office of the Governor to develop a census strategic action plan with DOLA. This workload can be accomplished within existing resources. Should a change in funding be required, the fiscal note assumes it will be addressed through the annual budget process.

**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 \$19,803 in FY 2019-20 and \$21,356 in FY 2020-21.

## Local Government

The bill may increase revenues to local governments that receive grant awards. In addition, the bill may increase workload for counties to collect notifications from the eligible grant recipients in their jurisdiction.

## Effective Date

The bill was signed into law by the Governor and took effect May 23, 2019.

## State Appropriations

For FY 2019-20, the requires and includes an appropriation of \$6,000,000 from the General Fund to the Department of Local Affairs, and an allocation of 1.4 FTE.

## State and Local Government Contacts

Counties                      Governor                      Information Technology                      Local Affairs