



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Fiscal Note

Drafting Number: LLS 22-0705
Prime Sponsors: Rep. Barnett; Baisley
Sen. Bridges

Date: April 11, 2022
Bill Status: House Judiciary
Fiscal Analyst: Josh Abram | 303-866-3561
Josh.Abram@state.co.us

Bill Topic: PUBLIC SAFETY COMMUNICATIONS TRANSFER

Summary of Fiscal Impact:

- State Revenue
- State Expenditure
- State Transfer
- TABOR Refund
- Local Government
- Statutory Public Entity

The bill transfers the powers, duties, and functions related to coordinating public safety telecommunications from the Office of Information Technology to the Department of Public Safety.

Appropriation Summary:

For FY 2022-23, the bill requires a change in the Long Bill appropriations for multiple agencies. See the State Appropriations section.

Fiscal Note Status:

The fiscal note reflects the introduced bill which is recommended by the Joint Technology Committee. The fiscal note is preliminary and will be revised when additional information is received.

**Table 1
State Fiscal Impacts Under HB 22-1353**

		Budget Year FY 2022-23	Out Year FY 2023-24
Revenue		-	-
Expenditures	Cash Funds / General Fund	(\$32,870,164)	(\$32,870,164)
	Cash Funds / General Fund	\$32,870,164	\$32,870,164
	General Fund	\$402,495	\$402,495
	Centrally Appropriated	\$72,902	\$72,902
	Net change	\$475,397	\$475,397
	FTE	5.0 FTE	5.0 FTE
Transfers		-	-
Other Budget Impacts	General Fund Reserve	\$60,374	\$60,374

Summary of Legislation

Under current law, the Governor’s Office of Information Technology (OIT) exercises the powers, duties, and functions related to coordinating public safety telecommunications within state government. On July 1, 2022, this bill transfers these powers, duties, and functions to the Division of Homeland Security and Emergency Management in the Department of Public Safety (DPS). The bill transfers all employees, property, and policies of the OIT related to public safety communications to the division. The bill also relocates the Public Safety Communications Trust Fund. By moving public safety communications to the DPS, the bill reassigns legislative oversight from the Joint Technology Committee, which receives SMART Act presentations from the OIT, to the Joint House and Senate Judiciary Committee, which currently has oversight authority for the DPS.

State Expenditures

On July 1, 2022, the operating and open capital budgets of the OIT in the FY 2022-23 Long Bill and prior year capital Long Bills for public safety communications transfer to the DPS totaling \$32,870,164 and 54.0 FTE. The breakout of the transferred Long Bill line items are displayed in Table 2.

Table 2
Public Safety Telecommunications
FY 2022-23 Long Bill Budget Transfer to the DPS

	FY 2022-23
Public Safety Communications Operating Budget	\$21,102,754
Group E Towers Capital Long Bill Budget	\$339,499
Group F Towers Capital Long Bill Budget	\$1,315,802
Microwave Infrastructure Capital Project	\$13,434,585
Vehicle Lease Payments	\$134,774
Net Book Value of Digital Trunk Radio Assets	(\$3,457,250)
Total	\$32,870,164

For FY 2022-23, the Long Bill appropriation lines for DPS are increased by \$402,495 and 5.0 FTE as displayed in Table 3. Additional staff are required by the DPS to support the Office of Public Safety Communications.

**Table 3
Public Safety Telecommunications
FY 2022-23 Long Bill Budget Increases to DPS**

	FY 2022-23
Executive Director's Office, Personal Services	\$198,729
Executive Director's Office, Operating Expenses	\$63,212
Homeland Security Emergency Management Program Admin	\$100,550
Homeland Security Office of Public Safety Communications Administration	\$40,000
Centrally Appropriated Costs ¹	\$72,902
	Total Cost
	\$475,397
	Total FTE
	5.0 FTE

¹ Centrally appropriated costs are not included in the bill's appropriations.

Other Budget Impacts

General Fund reserve. Under current law, an amount equal to 15 percent of General Fund appropriations must be set aside in the General Fund statutory reserve beginning in FY 2022-23. Based on this fiscal note, the bill is expected to increase the amount of General Fund held in reserve by the amount shown in Table 1, which will decrease the amount of General Fund available for other purposes.

Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

State Appropriations

For FY 2022-23, appropriations are reduced for the OIT and increased in DPS by the amounts shown in Table 2. For FY 2022-23, the DPS requires an increase in General Fund and Cash Funds appropriations by the amounts shown in Table 3.

State and Local Government Contacts

Information Technology Law Public Safety