



JOINT BUDGET COMMITTEE STAFF FY 2022-23 BUDGET BRIEFING SUMMARY

Colorado General Assembly
Joint Budget Committee

Department of Transportation

The Colorado Department of Transportation (CDOT) is primarily responsible for the construction, maintenance, and operation of Colorado's state highway system, with additional responsibilities relating to aviation, inter-regional bus service, transit, multimodal transportation, and other state transportation systems. Most policy and budget authority for the Department rests with the Transportation Commission, which is composed of eleven governor-appointed members who represent specific districts around the state. Department staff provide support to the Commission as it adopts budgets, establishes policies, and implements Commission decisions. The Department's FY 2021-22 appropriation represents approximately 5.6 percent of statewide operating appropriations and 0.0 percent of statewide General Fund appropriations. Though CDOT does not typically receive General Fund appropriations, it does receive occasional transfers from the General Fund and other sources.

FY 2021-22 APPROPRIATION AND FY 2022-23 REQUEST

DEPARTMENT OF TRANSPORTATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2021-22 APPROPRIATION:						
SB 21-205 (Long Bill)	1,898,659,905	0	1,250,978,446	5,478,096	642,203,363	3,326.0
Other Legislation	163,599,957	0	163,599,957	0	0	3.0
TOTAL	\$2,062,259,862	\$0	\$1,414,578,403	\$5,478,096	\$642,203,363	3,329.0
FY 2022-23 REQUESTED APPROPRIATION:						
FY 2022-23 revenue forecast compared to FY 2021-22 forecast						
Bridge and Tunnel Enterprise revenue	19,842,296	0	19,842,296	0	0	0.0
Multimodal Transportation and Mitigation Options Fund revenue	17,600,442	0	17,600,442	0	0	0.0
Clean Transit Enterprise revenue	8,280,329	0	8,280,329	0	0	0.0
Air Pollution Enterprise revenue	7,125,226	0	7,125,226	0	0	0.0
High Performance Transportation Enterprise revenue	1,233,132	0	1,183,132	50,000	0	0.0
R1 Temporary fuel products fee reduction revenue [requires legislation]	(1,849,809)	0	(1,849,809)	0	0	0.0
CM&O* revenue	(466,335,803)	0	(469,007,295)	0	2,671,492	0.0
Total revenue adjustments	(\$414,104,187)	\$0	(\$416,825,679)	\$50,000	\$2,671,492	0.0
FY 2022-23 revenue forecast	\$1,648,155,675	\$0	\$997,752,724	\$5,528,096	\$644,874,855	3,329.0
Offsetting revenue allocation adjustments						
Other common policy changes in Administration						
Admin impact	3,066,876	0	3,066,876	0	0	0.0
CM&O impact	(3,066,876)	0	(3,066,876)	0	0	0.0
Annualize prior year R1 Efficiency Savings						
Admin impact	1,075,612	0	1,075,612	0	0	0.0
CM&O impact	(1,075,612)	0	(1,075,612)	0	0	0.0

DEPARTMENT OF TRANSPORTATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Total-compensation changes in Administration						
Admin impact	852,713	0	852,713	0	0	0.0
CM&O impact	(852,713)	0	(852,713)	0	0	0.0
NP4 OIT Budget request package						
Admin impact	93,084	0	93,084	0	0	0.0
CM&O impact	(93,084)	0	(93,084)	0	0	0.0
NP2 CSEAP resources						
Admin impact	35,741	0	35,741	0	0	0.0
CM&O impact	(35,741)	0	(35,741)	0	0	0.0
NP1 Paid Family Medical Leave funding						
Admin impact	31,381	0	31,381	0	0	0.0
CM&O impact	(31,381)	0	(31,381)	0	0	0.0
Annualize SB 21-260 Administration appropriation						
Admin impact	(18,598)	0	(18,598)	0	0	0.0
CM&O impact	18,598	0	18,598	0	0	0.0
Total offsetting changes						
Admin impact	5,136,809	0	5,136,809	0	0	0.0
CM&O impact	(5,136,809)	0	(5,136,809)	0	0	0.0
Net impact of offsetting expenditure adjustments	\$0	\$0	\$0	\$0	\$0	0.0
Non-offsetting expenditure adjustments						
R3 First Time Drunk Driving Offender Account						
Account	900,000	0	900,000	0	0	0.0
Repeal Southwest Chief	(400,000)	0	(400,000)	0	0	(2.0)
Annualize prior year legislation	(163,340,000)	0	(163,340,000)	0	0	0.0
Total non-offsetting expenditure adjustments	(\$162,840,000)	\$0	(\$162,840,000)	\$0	\$0	(2.0)
TOTAL	\$1,485,315,675	\$0	\$834,912,724	\$5,528,096	\$644,874,855	3,327.0
INCREASE/(DECREASE)	(\$576,944,187)	\$0	(\$579,665,679)	\$50,000	\$2,671,492	(2.0)
Percentage Change	(28.0%)	0.0%	(41.0%)	0.9%	0.4%	(0.1%)

* CM&O refers to Construction, Maintenance, and Operations.

R1 TEMPORARY FUEL PRODUCTS FEE REDUCTION [REQUIRES LEGISLATION]: The Department requests legislation to change the statutory distribution of perfluoroalkyl and polyfluoroalkyl substances (PFAS) fees by reducing the \$25 fee by \$6.25 and removing CDOT as a beneficiary in FY 2022-23 and FY 2023-24. The PFAS fee was established by S.B. 20-218 (CDPHE Hazardous Substances Response) and first collected in FY 2020-21, with \$1.7 million transferred to CDOT in the first year. The Department has reflected this request as an informational revenue decrease of \$1.8 million in the Construction, Maintenance, and Operations line.

R2 MULTIMODAL TRANSPORTATION AND MITIGATION OPTIONS FUND: The Department requests three years of roll-forward authority be provided in the Long Bill for FY 2022-23 and future appropriations from the Multimodal Transportation and Mitigation Options Fund (MMOF). This request does not have a monetary impact and is not reflected in the table above. Prior to the enactment of S.B. 21-260 this fund consisted primarily of one-time transfers that were subsequently appropriated in the Long Bill over multiple years. The MMOF will receive an ongoing source of revenue from retail delivery fees created by S.B. 21-260 (Sustainability of the Transportation System). The request indicates that this is a theory-informed program as defined in S.B. 21-284 (Evidence-based Evaluation for Budget).

R3 FIRST TIME DRUNK DRIVING OFFENDER ACCOUNT: The FY 2022-23 request reflects an increase of \$900,000 cash funds from the First Time Drunk Driving Offender Account for High Visibility Enforcement periods required

by statute. This account receives revenue from a portion of the reinstatement fee after a driver's license is cancelled or denied. Revenue to the account varies significantly from year to year and is often insufficient to fulfill the program's purpose. H.B. 21-1317 (Regulation Marijuana Concentrates) provided a \$2.0 million transfer from the Marijuana Tax Cash Fund to the First Time Drunk Driving Offender Account and corresponding appropriation in FY 2021-2022. The Department requests an increased appropriation for this program to reflect the higher available fund balance and perform the required amount of enforcement. The request indicates that funding is for the continuation of an evidence-based program as defined in S.B. 21-284 (Evidence-based Evaluation for Budget).

SUMMARY OF ISSUES PRESENTED TO THE JOINT BUDGET COMMITTEE

INFORMATIONAL ISSUE - TEN-YEAR PLAN AND REVENUE UPDATE: This issue describes the status of CDOT's 10-Year Plan, including revenue projections and funding streams for each phase. The Plan is now entering years 5-8, which will include revenue from the final tranche of S.B. 17-267 COPs, the Federal Infrastructure Investment and Jobs Act, new fees created by S.B. 21-260 credited to the Highway Users Tax Fund and the MMOF, and revenue from existing and newly created enterprises. CDOT will be engaging stakeholders this winter and spring with the goal of adopting an updated version of the Plan in March 2022.

FOR MORE INFORMATION

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TO READ THE ENTIRE BRIEFING: Go to <http://leg.colorado.gov/content/budget/budget-documents> to use the budget document search tool. Select this department's name under *Department/Topic*, "Briefing" under *Type*, and select a *Start date* and *End date* to show documents released in November and December of 2021.