

CHAPTER 354

APPROPRIATIONS

SENATE BILL 05-209

BY SENATOR(S) Tapia, Keller, and Owen;
also REPRESENTATIVE(S) Plant, Buescher, Hall, Benefield, Borodkin, Boyd, Butcher, Cerbo, Coleman, Curry, Frangas,
Gallegos, Green, Hodge, Jahn, Lindstrom, Madden, Marshall, McGihon, Merrifield, Paccione, Pommer, Ragsdale, Riesberg,
Solano, Soper, Todd, Vigil, and Romanoff.

AN ACT

CONCERNING THE PROVISION FOR PAYMENT OF THE EXPENSES OF THE EXECUTIVE, LEGISLATIVE, AND JUDICIAL DEPARTMENTS OF THE STATE OF COLORADO, AND OF ITS AGENCIES AND INSTITUTIONS, FOR AND DURING THE FISCAL YEAR BEGINNING JULY 1, 2005, EXCEPT AS OTHERWISE NOTED.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. Definitions - general provisions. As used in this act, the following definitions and general provisions shall apply:

(1) (a) ~~"Capital outlay" means:~~

~~(I) Equipment, furniture, motor vehicles, software, and other items that have a useful life of one year or more and that cost less than fifty thousand dollars;~~

~~(II) Alterations and replacements, meaning major and extensive repair, remodeling, or alteration of buildings, the replacement thereof, or the replacement and renewal of the plumbing, wiring, electrical, fiber optic, heating, and air conditioning systems therein, costing less than fifteen thousand dollars;~~

~~(III) New structures, meaning the construction of entirely new buildings where the cost will be less than fifteen thousand dollars, including the value of materials and labor, either state-supplied or supplied by contract;~~

~~(IV) Nonstructural improvements to land, meaning the grading, leveling, drainage, irrigation, and landscaping thereof and the construction of roadways, fences, ditches, and sanitary and storm sewers, where the cost will be less than five thousand dollars.~~

(b) "Capital outlay" does not include those things defined as capital construction

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

~~by section 24-75-301, Colorado Revised Statutes:~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

(2) "Centralized appropriation" means the appropriation of funds to a department's executive director's office or central administrative program intended for subsequent allocation and expenditure at and among a department's divisions, programs, agencies, or long bill groups in order to reflect the amount of such resources actually used in each program or division. Such centralized appropriations may include salary survey, performance-based pay or anniversary increases, senior executive service, shift differential, group health and life insurance, capital outlay, ADP capital outlay, information technology asset maintenance, legal services, purchase of services from computer center, multiuse network payments, vehicle lease payments, leased space, lease purchase, payment to risk management and property funds, short-term disability insurance, utilities, communications services payments, administrative law judge services, and centralized ADP. As provided in subsection (10) of this section, capital outlay is included within the appropriation for "operating expenses". Capital outlay may be reallocated to divisions or programs within the department solely for capital outlay expenditure.

~~(3) (a) (i) Except as otherwise provided in paragraph (b) of this subsection, "full time equivalent" or "FTE" means the budgetary equivalent of one permanent position continuously filled full time for an entire fiscal year by elected state officials or by state employees who are paid for at least two thousand eighty hours per fiscal year, with adjustments made to:~~

~~(A) Include in such time computation any sick, annual, administrative, or other paid leave; and~~

~~(B) Exclude from such time computation any overtime or shift differential payments made in excess of regular or normal hours worked and any leave payouts upon termination of employment.~~

~~(H) "Full time equivalent" or "FTE" does not include contractual, temporary, or permanent seasonal positions.~~

~~(HH) As used in this paragraph (a), "state employee" means a person employed by the state, whether or not such person is a classified employee in the state personnel system.~~

~~(b) For purposes of higher education professional personnel and assistants in resident instruction and professional personnel in organized research and activities relating to instruction, "full time equivalent" or "FTE" means the equivalent of one permanent position continuously filled for a nine-month or ten-month academic year.~~

~~(c) The maximum limitation on the number of FTE that are allowed for the fiscal year to which this act pertains may comprise any combination of part-time positions or full-time positions so long as the maximum FTE limitation is not exceeded.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(4) "Health, life, and dental" means the state contribution for group benefits plans pursuant to section 24-50-609, Colorado Revised Statutes. Pursuant to section 24-50-104 (4) (d) (H) and section 24-50-609 (2) (b) (H), Colorado Revised Statutes, the state of Colorado shall contribute an amount necessary to pay two hundred nine dollars and seventy-eight cents per month per single employee, three hundred forty-six dollars and seventy-nine cents per month per employee with one or more children, three hundred fifty-seven dollars and two cents per month per employee and spouse, and four hundred eighty-eight dollars and seven cents per employee and family per month for each employee enrolled in a group benefit plan that includes enrollment in medical benefits. In accordance with section 24-50-104 (4) (d) (H), Colorado Revised Statutes, these contribution amounts shall be effective from July 1, 2005 until June 30, 2006.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

(5) "Indirect cost recoveries" means reimbursements made to an agency of the state from federal funds, other nonstate funds, cash funds, or cash funds exempt for the indirect expenses which have been incurred by the state in operating such programs. These recoveries are made by the departments using the approved indirect cost rate, as required by the state fiscal rules.

~~(6) "Lease purchase" means the use and acquisition of equipment under an agreement to purchase, pursuant to which payments are made for a period of longer than one year and are subject to annual appropriation. "Lease purchase" may also include payments made under the agreement for the maintenance of the equipment. No funds shall be expended for lease purchases except those specifically appropriated for such purpose. The provisions of this subsection (6) shall not apply to the board of regents of the university of Colorado; the state board of agriculture; the board of trustees of the Colorado school of mines; the board of trustees of the university of northern Colorado; the trustees of the state colleges in Colorado; the state board for community colleges and occupational education (except for administration and the division of occupational education); the board for the Auraria higher education center; the state historical society; the Colorado council on the arts; the division of wildlife; the water conservation board; the county departments of social services; and the low-income energy assistance block grant.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(7) "Leased space" means the use and acquisition of office facilities and office and parking space pursuant to a rental agreement. No funds shall be expended for leased space except pursuant to a specific appropriation for such purpose. The provisions of this subsection (7) shall not apply to the board of regents of the university of Colorado; the state board of agriculture; the board of trustees of the Colorado school of mines; the board of trustees of the university of northern Colorado; the trustees of the state colleges in Colorado; the state board for community colleges and occupational education (except for administration and the division of occupational~~

education); the board for the Auraria higher education center; the state historical society; the Colorado council on the arts; the division of wildlife; the water conservation board; the county departments of social services; and the low-income energy assistance block grant.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(8) (a) "Legal services" means the purchase of legal services from the department of law, however, up to ten percent of the amount appropriated for legal services may instead be expended for operating expenses, contractual services, and tuition for employee training. No funds shall be expended for legal services except those specifically appropriated for such purpose. The provision of this subsection (8) shall not apply to the departments of education, higher education, transportation, and the risk management fund in the department of personnel.~~

~~(b) "Payments to private counsel" means the purchase of legal services from any individual or entity other than the department of law. No funds shall be expended for payments to private counsel except those specifically appropriated for such purposes.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

(9) "Motor vehicle" means a motor truck designated three-quarters of one ton or less, automobile, or other self-propelled vehicle costing less than fifty thousand dollars.

~~(10) "Operating expenses" means:~~

~~(a) Supplies and materials, meaning items that by their nature are consumable and that have a useful life of less than one year or that, after usage, undergo an impairment of, or a material change in, physical condition, including, but not limited to, books, periodicals, and educational, laboratory, medical, data processing, custodial, postal, office, photographic, and road maintenance supplies and materials;~~

~~(b) Current charges, meaning charges for items or services not otherwise defined in this section for which a separate appropriation is not made, including, but not limited to, charges for utilities, trash removal, custodial services, telecommunications, data processing, advertising, freight, rentals of equipment and property, storage, parking, minor repair or maintenance, and printing and reproduction, and insurance premiums, dues, subscriptions, casualty losses, commissions, royalties, interest, fees, fines, reimbursements, litigation-related expenses to the department of law for individual cases that exceed five hundred dollars, and payments of prizes, awards, and judgments other than to state employees as compensation, except that no funds appropriated for operating expenses may be expended for vehicle lease payments, leased space, or lease purchase unless otherwise authorized by law;~~

~~(c) Capital outlay, as defined in subsection (1) of this section.~~

~~(d) The cost of travel by common carrier or by state-owned or privately owned conveyance and the costs of meals and lodging incident to such travel.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(11) "Personal services" means:~~

~~(a) All salaries and wages, whether to full-time, part-time, or temporary employees of the state, and also includes the state's contribution to the public employees' retirement fund and the state's share of federal Medicare tax paid for state employees. Payments for overtime shall be in compliance with rules and procedures adopted by the state personnel director.~~

~~(b) Professional services, meaning services requiring advanced study in a specialized discipline that are rendered or performed by firms or individuals for the state other than for employment compensation as an employee of the state, including but not limited to accounting, consulting, architectural, engineering, physician, nurse, specialized computer, and construction management services. Such services shall not include the provision of legal services for the department of law or to a private attorney or law firm. Payments for professional services shall be in compliance with section 24-30-202 (2) and (3), Colorado Revised Statutes.~~

~~(c) Temporary services, meaning clerical, administrative, and casual labor rendered or performed by firms or individuals for the state other than for employment compensation as an employee of the state. Payments for temporary services shall be in compliance with section 24-30-202 (2) and (3), Colorado Revised Statutes.~~

~~(d) Tuition, meaning payments for graduate or undergraduate courses taken by state employees at institutions of higher education.~~

~~(e) Payments for unemployment insurance as required by the department of labor and employment.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(12) "Purchase of services from computer center" means the purchase of automated data processing services from the general government computer center.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(13) "Short-term disability" means the state contribution for employee short-term disability pursuant to section 24-50-603, Colorado Revised Statutes. No funds appropriated for short-term disability shall be expended for any other purpose.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(14) "Utilities" means water, sewer service, electricity, payments to energy service companies, purchase of energy conservation equipment, and all heating fuels.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(15) "Vehicle lease payments" means the annual payments to the department of personnel for the cost of administration, repayment of a loan from the state treasury, and lease-purchase payments for new and replacement vehicles. No funds shall be expended for vehicle lease payments except those specifically appropriated for such purposes. The provisions of this subsection (15) shall not apply to the departments of education, higher education, and transportation.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(16) "Multiuse Network Payments" means payments to the Department of Personnel and Administration for the cost of administration and the use of the state's telecommunications network. No funds appropriated for multiuse network payments shall be expended for any other purpose.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

(17) "Pueblo Data Entry Center Payments" means payments to the Department of Personnel and Administration for the cost of data entry services from the data entry center.

(18) "Communications Services Payments" means payments to the Department of Personnel and Administration for the cost of services from the state's public safety communications infrastructure.

~~(19) Where no purpose is specified or where a special program is specified, the appropriation shall be for contractual services, tuition, and operating expenses and, only if the appropriation includes a specified FTE limitation, for personal services other than contractual services.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

(20) Expenditures of funds appropriated for the purchase of goods and services shall be in accord with section 17-24-111, Colorado Revised Statutes, which requires institutions, agencies, and departments to purchase such goods and services as are produced by the division of correctional industries from said division.

~~(21) When it is not feasible, due to the format of this act, to set forth fully in the line item description the purpose of an item of appropriation or a condition or limitation on the item of appropriation, the footnotes at the end of each section of this act refer to provisions which set forth such purposes, conditions, or limitations, and such provisions are therefore intended to be binding portions of the items of appropriation to which they relate. In other cases, where clearly expressed, footnotes refer to statements which are not intended by the general assembly to be binding portions of appropriations but which are related to the indicated item or items of appropriation. Such nonbinding statements include explanations of the assumptions~~

~~used in making appropriations, the general assembly's intent with respect to future appropriations, and requests on the part of the general assembly for particular administrative action in connection with items of appropriation.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

(22) (a) For purposes of complying with the provisions of subsection (5) of section 20 of article X in the state constitution, and in accordance with the provisions of this subsection (22), the balance of funds in the funds specified in paragraph (b) of this subsection (22), or such portions thereof as is necessary to be in compliance with said constitutional provision, are hereby designated to constitute the state emergency reserve for the 2005-2006 fiscal year. The designation of the balance of funds in said funds shall be in the same order of priority as said funds are set forth in paragraph (b) of this subsection (22) and shall be made in the manner such that all of the balance of funds in one fund, to the extent permitted in accordance with paragraph (b) of this subsection (22), shall constitute all or a portion of said state emergency reserve before any balance of funds in any other fund lower in the order of priority of said funds set forth in paragraph (b) of this subsection (22) shall constitute all or part of said state emergency reserve. To the extent that the balance of funds, or any portion thereof, in one or more of the funds set forth in paragraph (b) of this subsection (22) are not necessary to be in compliance with said constitutional provision, said balance of funds, or portion thereof, shall not be designated to constitute any portion of said emergency reserve.

(b) The funds designated to constitute the state emergency reserve for the 2005-2006 fiscal year are:

(I) The major medical insurance fund, created in section 8-46-202 (1) (a), Colorado Revised Statutes, up to a maximum of \$20,000,000;

(II) The subsequent injury fund, created in section 8-46-101 (1) (b) (I), Colorado Revised Statutes, up to a maximum of \$35,000,000;

(III) The workers' compensation cash fund, created in section 8-44-112 (7) (a), Colorado Revised Statutes, up to a maximum of \$12,000,000;

(IV) The operational account of the severance tax trust fund, created in section 39-29-109 (1) (a) (II), Colorado Revised Statutes, up to a maximum of \$7,300,000;

(V) The Colorado river recovery program loan fund, created in section 37-60-122.9 (1), Colorado Revised Statutes, up to a maximum of \$5,500,000;

(VI) The wildlife cash fund and fund equity, created in section 33-1-112 (1), Colorado Revised Statutes, up to a maximum of \$100,000,000;

(VII) Up to \$75,000,000 of state properties as designated by the Governor.

SECTION 1. Appropriation. (1) The sums in this section hereinafter specified, or so much thereof as may be necessary for the purpose, are hereby appropriated out of any moneys in the general fund, the indicated cash funds, and federal funds, for the

payment of the ordinary operating costs of the executive, legislative, and judicial departments of the state, and of its agencies and institutions, for and during the fiscal year beginning July 1, 2005, and:

(a) The figures in the column headed "item & subtotal" are the amounts made available by appropriation for expenditure within each line item, except for the figure beneath the line, which is the subtotal of the figures preceding. The figures in the "total" column are the amounts made available by appropriation for expenditure by the department, division, institution, or program to which the totals relate.

(b) The figures in the "general fund", "general fund exempt", "cash funds", "cash funds exempt", and "federal funds" columns indicate the source of funds for the amounts authorized in the expenditure columns. The figures in the "general fund exempt" and "cash funds exempt" columns are amounts not included in the term "fiscal year spending" as such term is defined in section 20 (2) (e) of article X of the state constitution.

(c) The figures in the "general fund" and "general fund exempt" columns indicate the maximum amount that may be expended from the general fund for the purposes shown.

(d) Where the letter "(M)" appears directly to the right of the general fund or general fund exempt figure, that general fund or general fund exempt appropriation, when combined with the related general fund or general fund exempt transfers from the centralized appropriations to the office of the executive director, is used to support a federally supported program and is the maximum amount of general fund or general fund exempt moneys that may be expended in that program, except where otherwise provided. In the event that additional federal funds are available for the program, the combined general fund or general fund exempt amount noted as "(M)" shall be reduced by the amount of federal funds earned or received in excess of the figure shown in the "federal funds" column for that program. In the event that the federal funds earned or received are less than the amount shown in the "federal funds" column, the combined general fund or general fund exempt amount noted as "(M)" shall be reduced proportionately. Where general fund or general fund exempt support is required as a condition for the acceptance of federal funds and the state matching requirements are reduced, the combined general fund or general fund exempt amount noted as "(M)" shall be reduced proportionately. These provisions shall apply only to the general fund or general fund exempt amount which remains unexpended at the time of the change in federal requirements or funding. It is intended that the general fund or general fund exempt amount and the federal funds amount shall be expended in equally proportioned amounts throughout the year.

(e) (I) The figures in the "cash funds" or "cash funds exempt" columns, including the figures in any related lettered notes, indicate all non-general fund and non-general fund exempt sources and all nondirect federal fund sources and may be cash funds established by statute, nonstatutory cash accounts, tuitions, overhead reimbursements, certain fees, governmental and nongovernmental "third-party" payments, payments for services, and interagency transfers. Such figures indicate the maximum amount that may be expended from cash funds or the specified cash fund sources for the purposes shown. The amount of each cash funds or cash funds exempt appropriation is expressly declared to be nonseverable from the agency, source, and purpose of such

appropriation, and such amount shall not be used for any other agency, source, or purpose.

(II) The provisions of this paragraph (e) shall not apply where this act specifically provides otherwise or where a cash funds or cash funds exempt amount is marked with an "(L)". The "(L)" designation refers to the funds of local governments or to the funds of service organizations from which the state purchases services, the amounts of which are not appropriated in this act and the inclusion of which is informational only.

(III) Whenever a state agency receives cash funds or exempt cash funds from a centralized appropriation made to the office of the executive director of such agency's department and this act does not set forth such funds as a duplicate appropriation to said receiving agency, the provisions of this paragraph (e) shall not apply to the receipt of such funds.

(IV) Whenever the controller creates an account solely for the purpose of establishing the obligation of a state agency to generate cash funds or exempt cash funds for distribution to another state agency to which such funds are appropriated by this act, the provisions of this paragraph (e) shall not apply to the account created or to such distribution.

(f) Where the letter "(H)" appears directly to the right of a cash funds or cash funds exempt figure, that appropriation, when combined with the related cash funds or cash funds exempt transfers from the centralized appropriations to the office of the executive director, is used to support a federally supported program and is the maximum amount of cash funds or cash funds exempt moneys that may be expended in that program, except where otherwise provided. In the event that additional federal funds are available for the program, the combined cash funds or cash funds exempt amount noted as "(H)" shall be reduced by the amount of federal funds earned or received in excess of the figure shown in the "federal funds" column for that program. In the event that the federal funds earned or received are less than the amount shown in the "federal funds" column, the combined cash funds or cash funds exempt amount noted as "(H)" shall be reduced proportionately. Where cash funds or cash funds exempt support is required as a condition for the acceptance of federal funds and the state matching requirements are reduced, the combined cash funds or cash funds exempt amount noted as "(H)" shall be reduced proportionately. These provisions shall apply only to the cash funds or cash funds exempt amount which remains unexpended at the time of the change in federal requirements or funding. It is intended that the cash funds or cash funds exempt amount and the federal funds amount shall be expended in equally proportioned amounts throughout the year.

(g) Where a "(T)" appears directly to the right of a cash funds or cash funds exempt figure, that figure is a transfer of funds or purchase of services anticipated to be made from one state agency to another and may be a combination of various funding sources. A "(T)" notation indicates the appropriation is a duplicated appropriation, appearing both in the distributing agency's appropriation where the funding details are indicated and in the receiving agency's appropriation where the amount transferred is categorized as a cash funds or cash funds exempt receipt. The "(T)" notation shall only appear on the appropriation of the receiving agency.

(h) (I) The figures in the "federal funds" column earned or received under the following federal programs which are subject to a state match or which are subject to transfer to other block grants shall be limits on the amount of expenditures of such funds, and such funds shall be expended in accordance with applicable state and federal statutes, including all provisions of this act:

Title XX Social Services Block Grant

Preventive Health Services Block Grant

Maternal and Child Health Block Grant

(II) The figures in the "federal funds" column earned or received under the following federal programs shall be limits on the amount of expenditures of such funds, and such funds shall be expended in accordance with applicable state and federal statutes, including all provisions of this act:

Child Care Development Funds

Temporary Assistance to Needy Families Block Grant

Welfare-to-Work Block Grant

(III) The figures in the "federal funds" column for all other programs are anticipated federal funds, and, although these funds are not appropriated in this act, they are noted for the purpose of indicating the assumption used relative to those funds in developing the basic appropriations amounts.

(i) The general assembly accepts no obligation directly or indirectly for support or continuation of non-state-funded programs or grants where no direct or indirect state contribution is required. Furthermore, the general assembly accepts no obligation for costs incurred by or claimed against nonappropriated federally funded programs.

(j) No moneys appropriated by this act shall knowingly be paid to any organization, business firm, person, agency, or club which places restrictions on employment or membership based on sex, race, age, marital status, creed, color, religion, national origin, ancestry, or physical handicap.

(k) Pursuant to section 24-30-202 (2), Colorado Revised Statutes, the controller shall examine all state contracts entered into during the fiscal year commencing July 1, 2005, to determine whether such contracts are authorized by an appropriation within this act, and, pursuant to section 24-30-202 (3), Colorado Revised Statutes, no agency shall incur obligations by contract in excess of the amounts appropriated by this act.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART I
DEPARTMENT OF AGRICULTURE**

(1) COMMISSIONER'S OFFICE AND ADMINISTRATIVE SERVICES

Personal Services	1,442,036	346,779		437,672(T) ^a	657,585(T) ^b	
	(18.7 FTE)					
Health, Life, and Dental	827,025	312,345		200,819 ^c	297,419 ^d	16,442
Short-term Disability	19,173	7,536		4,412 ^c	6,797 ^d	428
S.B. 04-257 Amortization						
Equalization Disbursement	31,623	11,834		7,503 ^c	11,558 ^d	728
Salary Survey and Senior						
Executive Service	435,153	203,673		94,565 ^c	120,552 ^d	16,363
Workers' Compensation	178,063	86,414		34,859 ^c	55,198 ^d	1,592
Operating Expenses	97,800	97,800				
Legal Services for 3,250						
hours	209,460	63,161		132,184 ^c	3,158 ^d	10,957
Purchase of Services from						
Computer Center	2,333	2,333				
Multiuse Network Payments	24,309	24,309				
Payment to Risk						
Management and Property						
Funds	267,700	127,477		51,916 ^c	86,224 ^d	2,083

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Department of Agriculture

1923

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Vehicle Lease Payments	157,321		87,432		66,319 ^c		3,570
Information Technology Asset Maintenance	111,405		50,132		55,647 ^c	5,626 ^d	
Leased Space	106,531		45,977		20,795 ^c	39,759 ^d	
Capitol Complex Leased Space	144,707		112,871		31,836 ^c		
Communications Services Payments	8,681		3,425			5,256 ^d	
Utilities	94,443		87,143		5,700 ^c	1,600 ^d	
Agricultural Statistics	75,000		60,000		15,000 ^c		
Grants	702,975						702,975
Indirect Cost Assessment ¹	<u>57,615</u>						(8.0 FTE) 57,615
		4,993,353					

^a This amount represents indirect cost recoveries from the Brand Inspection Fund created in Section 35-41-102, C.R.S. The Brand Board is designated as an enterprise pursuant to Section 35-41-101 (5), C.R.S.

^b This amount shall be from indirect cost recoveries.

^c These amounts shall be from fees collected by various cash funds within the Department.

^d Of these amounts, \$459,029 shall be from the Brand Inspection Fund created in Section 35-41-102, C.R.S., and \$174,118 shall be from the Colorado State Fair Authority Cash Fund created in Section 35-65-107 (1), C.R.S.

^e This amount shall be from the sale of statistics books.

(2) AGRICULTURAL SERVICES DIVISION

Personal Services ²	8,918,028	4,724,960	3,864,893 ^a	328,175
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Operating Expenses ²	1,076,062	(73.5 FTE) 390,000	(69.1 FTE) 631,693 ^a	(3.0 FTE) 54,369
Noxious Weed Management Grant Program	15,000		15,000 ^b	
Diseased Livestock Fund	25,000		25,000 ^c	
Cervidae Disease Revolving Fund	25,000		25,000 ^d	
Indirect Cost Assessment	<u>575,745</u>		544,512 ^a	31,233
	10,634,835			

^a These amounts shall be from various cash funds within the Department.

^b This amount shall be from reserves in the Noxious Weed Management Fund pursuant to Section 35-5.5-116, C.R.S.

^c This amount shall be payment for damages available from reserves in the Diseased Livestock Indemnity Fund, pursuant to Section 35-50-140.5 (2), C.R.S., and is continuously appropriated by a permanent statute or constitutional provision.

^d This amount shall be payment for damages available from the Cervidae Disease Revolving Fund, pursuant to Section 35-50-114.5 (1) (a), C.R.S., and is continuously appropriated by a permanent statute or constitutional provision.

(3) AGRICULTURAL MARKETS DIVISION

Personal Services	373,141	373,141 (4.7 FTE)		
Operating Expenses	79,961	29,624	50,337 ^a	
Aquaculture Operating Expenses	25,000		25,000 ^b	
Economic Development Grants	45,000			45,000(T) ^c
Agricultural Development Board	74,837		74,837 ^d	(0.5 FTE)
	<u>597,939</u>			

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a This amount shall be from various economic development programs.

^b This amount shall be from the Aquaculture Cash Fund pursuant to Section 35-24.5-111, C.R.S.

^c This amount represents a transfer from the Office of the Governor, Economic Development Commission. Any amounts included in state fiscal year spending are accounted for in the appropriations to the Office of the Governor.

^d This amount shall be from the Agriculture Value-Added Cash Fund pursuant to Section 35-75-205 (1), C.R.S., and is continuously appropriated by a permanent statute or constitutional provision.

(4) BRAND BOARD

Brand Inspection	3,458,395					
	(66.3 FTE)					
Alternative Livestock	95,662					
Indirect Cost Assessment	<u>454,017</u>					
	4,008,074			112,007 ^a	3,896,067 ^b	

^a This amount shall be from the Alternative Livestock Farm Cash Fund created in Section 35-41.5-116, C.R.S., of which \$16,345 is for the purpose of indirect cost recoveries.

^b This amount shall be from fees for service that are deposited into the Brand Inspection Fund created in Section 35-41-102, C.R.S., of which \$437,672 is for the purpose of indirect cost recoveries.

(5) SPECIAL PURPOSE

Wine Promotion Board ³	381,130
	(1.0 FTE)
Vaccine and Service Fund	98,090
Brand Estray Fund	94,050
Indirect Cost Assessment	<u>7,880</u>

581,150

546,500^a

34,650^b

^a Of this amount, \$389,010 shall be from the Colorado Wine Industry Development Fund pursuant to Section 35-29.5-105, C.R.S., \$98,090 shall be from the Veterinary Vaccine and Service Fund pursuant to Section 35-50-146, C.R.S., and \$59,400 shall be from the Estray Fund pursuant to Section 35-41-102, C.R.S. Moneys from the Estray Fund are included for informational purposes only as they are continuously appropriated by a permanent statute or constitutional provision.

^b This amount shall be available from reserves in the Estray Fund pursuant to Section 35-41-102, C.R.S. These are continuously appropriated by a permanent statute or constitutional provision.

(6) COLORADO STATE FAIR

Program Costs	8,098,598		8,098,598 ^a
			(26.9 FTE)

^a This amount shall be from fees deposited into the Colorado State Fair Authority Cash Fund created in Section 35-65-107 (1), C.R.S.

(7) CONSERVATION BOARD

Personal Services	247,275	247,275	
		(3.5 FTE)	
Operating Expenses	33,200	33,200	
Distributions to Soil Conservation Districts	391,714	391,714	
Salinity Control Grants	<u>500,000</u>		500,000
	1,172,189		

TOTALS PART I

(AGRICULTURE)^{4,5}	<u>\$30,086,138</u>	<u>\$7,920,555</u>	<u>\$6,959,169^a</u>	<u>\$13,479,884^b</u>	<u>\$1,726,530</u>
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^a Of this amount, \$437,672 contains a (T) notation.

^b Of this amount, \$702,585 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

~~1 Department of Agriculture, Commissioner's Office and Administrative Services, Indirect Cost Assessment -- It is the intent of the General Assembly that the Department utilize this line item to track indirect cost assessments provided through federal grants received by the Commissioner's Office in both actual and appropriated fiscal years.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~2 Department of Agriculture, Agricultural Services Division, Personal Services, and Operating Expenses -- The Department is requested to submit a report to the Joint Budget Committee by November 1, 2005, which summarizes options for reducing personal services and operating expenses related to programs administered by Inspection and Consumer Services. This report should include strategies for extending risk-based time frames, comparisons to programs in other states, statutory changes necessary to implement potential cost savings, and possible consequences of reduced funding and FTE.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~3 Department of Agriculture, Special Purpose, Wine Promotion Board -- The Department is requested to submit a report to the Joint Budget Committee by November 1, 2005, which summarizes the methods that other states use to promote locally produced wines, the size of promotional budgets, and the potential effect of reducing taxes earned under section 12-47-503, C.R.S.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART II
DEPARTMENT OF CORRECTIONS**

(1) MANAGEMENT**(A) Executive Director's Office Subprogram⁶**

Personal Services	1,331,891	1,229,750 (20.6 FTE)			102,141(T) ^a (1.7 FTE)	
Health, Life, and Dental	15,356,132	14,864,479			491,653 ^b	
Short-term Disability	450,450	438,660		160 ^c	11,630 ^b	
S.B. 04-257 Amortization						
Equalization Disbursement	641,735	621,683		272 ^c	19,780 ^b	
Salary Survey and Senior Executive Service	8,676,526	8,449,428		3,082 ^c	224,016 ^b	
Shift Differential	4,643,744	4,636,854			6,890 ^b	
Workers' Compensation	5,261,284	5,087,139			174,145 ^b	
Operating Expenses	210,675	187,856			22,819(T) ^a	
Legal Services for 15,918 hours	1,107,661 ^d	1,073,704			33,957 ^b	
Payment to Risk Management and Property Funds	4,183,578	4,045,105			138,473 ^b	
Leased Space	2,463,379	2,256,678		2,563 ^c	204,138 ^c	
Capitol Complex Leased Space	139,673	97,073			42,600 ^c	
	<u>44,466,728</u>					

^a These amounts shall be from State Victims Assistance and Law Enforcement funds appropriated in the Division of Criminal Justice in the Department of Public Safety.

^b Of these amounts, \$966,579 shall be from sales revenues earned by Correctional Industries, and \$133,965 shall be from sales revenues earned by the Canteen Operation.

^c These amounts shall be from fees collected for monitoring private prisons.

^d Of this amount, \$1,025,915 shall be used to purchase 15,918 hours of legal services from the Department of Law, and \$81,746 shall be used to contract for legal services from private firms for litigation related to the Rifle Correctional Center.

^e These amounts shall be from sales revenues earned by Correctional Industries.

(B) External Capacity Subprogram

(1) Private Prison Monitoring Unit

Personal Services	982,729	900,168 (17.0 FTE)	82,561 ^a
Operating Expenses	<u>175,793</u>	160,182	15,611 ^a
	1,158,522		

^a These amounts shall be from fees collected for monitoring private prisons.

(2) Payments to House State Prisoners^{7, 7a}

Payments to local jails at a rate of \$47.42 per inmate per day ^{7b}	5,227,107	5,227,107	
Payments to private prisons at a rate of \$50.28 per inmate per day	71,623,377	68,518,952	3,104,425 ^a
Payments to pre-release parole revocation facilities at a rate of \$50.28 per inmate per day	7,501,022	7,501,022	
Community Corrections Programs	<u>3,865,450</u>	3,865,450	
	88,216,956		

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(C) Inspector General Subprogram							
Personal Services	3,088,637		3,088,637	(46.0 FTE)			
Operating Expenses	245,554		245,554				
Inspector General Grants	<u>308,434</u>					53,979(T) ^a	254,455
	3,642,625						

^a This amount shall be from a federal reimbursement for housing illegal aliens that is anticipated to be awarded in fiscal year 2005-06 and is subject to appropriation by the General Assembly.

^a This amount shall be from federal funds transferred from the Division of Criminal Justice in the Department of Public Safety.

137,484,831

(2) INSTITUTIONS**(A) Utilities Subprogram**

Utilities ⁸	17,807,121		16,961,812			845,309 ^a	
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^a This amount shall be from sales revenues earned by Correctional Industries.

(B) Maintenance Subprogram

Personal Services	15,491,075						
	(287.1 FTE)						
Operating Expenses	4,200,470						
Purchase of Services	<u>168,877</u>						

19,860,422 19,860,422

(C) Housing and Security Subprogram

Personal Services	131,730,553 ^a	
	(2,798.5 FTE)	
Operating Expenses	<u>1,552,981</u>	
	133,283,534	133,283,534

^a In addition to the funding provided in this line, it is the intent of the General Assembly that the Department of Corrections utilize the \$1,971,680 General Fund appropriation contained in Sections 17-1-135 (1) (c), 17-1-136 (1) (e), 17-1-137 (1) (e), 17-1-138 (1) (e), 17-1-140 (1) (d), 17-1-141 (1) (d), 17-1-142 (1) (d) (II), 17-1-143 (1) (d), 17-1-145 (1) (b), 17-1-148 (1) (c), 17-1-149 (1) (b) (II), 17-1-151 (1) (b), C.R.S. for these purposes.

(D) Food Service Subprogram

Personal Services	12,714,814	12,714,814	
		(251.1 FTE)	
Operating Expenses	14,799,330	14,719,330	80,000 ^a
Purchase of Services	<u>490,322</u>	490,322	
	28,004,466		

^a This amount is anticipated to be received from the U.S. Department of Agriculture.

(E) Medical Services Subprogram

Personal Services	23,213,267	22,988,588	224,679 ^a
		(405.8 FTE)	(3.0 FTE)
Operating Expenses	2,436,008	2,436,008	
Purchase of Pharmaceuticals	8,585,719	8,585,719	
Purchase of Medical Services from Other Medical Facilities	24,256,619	24,256,619	
Purchase of Medical Services from State Hospital	2,805,893	2,805,893	

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Catastrophic Medical Expenses	1,518,457		1,518,457				
Service Contracts	1,567,715		1,567,715				
Medical Service Grants	<u>114,228</u>					114,228(T) ^b	
	64,497,906						

^a This amount shall be from inmate medical fees pursuant to Section 17-1-113, C.R.S.

^b This amount shall be from federal funds transferred from the Division of Criminal Justice in the Department of Public Safety.

(F) Laundry Subprogram

Personal Services	1,925,355		
	(36.4 FTE)		
Operating Expenses	<u>1,866,800</u>		
	3,792,155	3,792,155	

(G) Superintendents Subprogram

Personal Services	9,325,306		
	(165.2 FTE)		
Operating Expenses	2,954,697		
Dress Out	<u>581,097</u>		
	12,861,100	12,861,100	

(H) Boot Camp Subprogram

Personal Services	1,631,668		
	(32.7 FTE)		

Operating Expenses	<u>52,419</u>	
	1,684,087	1,684,087

(I) Youthful Offender System Subprogram

Personal Services	8,966,421	
	(172.9 FTE)	
Operating Expenses	180,394	
Contract Services	28,820	
Purchase of Services	<u>1,331,388</u>	
	10,507,023	10,507,023

(J) Case Management Subprogram

Personal Services	13,216,553	
	(218.0 FTE)	
Operating Expenses	<u>124,105</u>	
	13,340,658	13,340,658

(K) Mental Health Subprogram^{8a}

Personal Services	4,632,170	
	(69.5 FTE)	
Operating Expenses	53,497	
Medical Contract Services	<u>469,730</u>	
	5,155,397	5,155,397

(L) Inmate Pay Subprogram	1,376,374	1,376,374
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(M) San Carlos Subprogram

Personal Services	10,997,020	
	(196.1 FTE)	
Operating Expenses	197,821	

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
Service Contracts	<u>725,309</u>						
	11,920,150		11,920,150				
(N) Legal Access Subprogram							
Personal Services	912,708						
	(17.5 FTE)						
Operating Expenses	245,407						
Contract Services	<u>50,425</u>						
	1,208,540		1,208,540				
		325,298,933					
(3) SUPPORT SERVICES							
(A) Business Operations Subprogram							
Personal Services	5,237,493		4,802,931		433,250 ^a		1,312(T) ^b
			(99.6 FTE)		(8.1 FTE)		
Operating Expenses	<u>227,848</u>		227,848				
	5,465,341						

^a Of this amount, \$346,706(T) shall be from sales revenues earned by Correctional Industries, \$48,052(T) shall be from sales revenues earned by the Canteen Operation, and \$38,492 shall be from restitution collected pursuant to Section 16-18.5-109 (3), C.R.S. For informational purposes, \$377,485 shall be for department-wide indirect cost recoveries, and \$17,273 shall be for statewide indirect cost recoveries.

^b This amount shall be from federal grants transferred from the Education Subprogram in the Department of Corrections for statewide indirect cost recoveries.

(B) Personnel Subprogram

Personal Services	792,615		
	(16.7 FTE)		
Operating Expenses	<u>92,431</u>		
	885,046	885,046	

(C) Offender Services Subprogram

Personal Services	1,822,827		
	(36.8 FTE)		
Operating Expenses	<u>51,044</u>		
	1,873,871	1,873,871	

(D) Communications Subprogram

Personal Services	456,592	456,592		
		(8.2 FTE)		
Operating Expenses	1,275,675	1,274,865	810 ^a	
Multiuse Network Payments	987,757	934,715		53,042 ^b
Dispatch Services	230,270	230,270		
Communications Services				
Payments	<u>1,352,841</u>	1,352,841		
	4,303,135			

^a This amount shall be from fees collected for monitoring private prisons.

^b This amount shall be from sales revenues earned by Correctional Industries.

(E) Transportation Subprogram

Personal Services	1,393,383	1,393,383		
		(27.3 FTE)		
Operating Expenses	178,806	178,806		
Vehicle Lease Payments	<u>1,650,845</u>	1,596,203		54,642 ^a
	3,223,034			

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(F) Training Subprogram						
Personal Services	1,631,004					
	(27.3 FTE)					
Operating Expenses	<u>274,181</u>					
	1,905,185	1,905,185				
(G) Information Systems Subprogram						
Personal Services	3,050,101					
	(50.6 FTE)					
Operating Expenses	868,556					
Purchase of Services from Computer Center	<u>37,328</u>					
	3,955,985	3,955,985				
(H) Facility Services Subprogram						
Personal Services	611,576					
	(8.6 FTE)					
Operating Expenses	<u>75,028</u>					
	686,604	686,604				
	22,298,201					

* Of this amount, \$47,991 shall be from sales revenues earned by Correctional Industries, and \$6,651 shall be from sales revenues earned by the Canteen Operation.

(4) INMATE PROGRAMS

(A) Labor Subprogram

Personal Services	4,977,359	
	(97.3 FTE)	
Operating Expenses	<u>87,025</u>	
	5,064,384	5,064,384

(B) Education Subprogram

Personal Services	8,014,377	8,014,377		
		(141.6 FTE)		
Operating Expenses	1,300,097		580,800 ^a	719,297 ^b
Contract Services	4,625,186	3,625,186		1,000,000 ^c
Education Grants	221,979			221,979 ^d
				(1.0 FTE)
Vocational Grants	438,399			30,000(T) ^e
Indirect Costs Recoveries	<u>1,312</u>			408,399
	14,601,350			1,312

^a This amount shall be from sales revenues earned by vocational programs.

^b Of this amount, \$443,297 shall be from sales revenues earned by the Canteen Operation, and \$276,000(T) shall be from sales revenues earned by vocational programs for products and services sold to other government agencies.

^c This shall be from sales revenues earned by the Canteen Operation.

^d Of this amount, \$211,979(T) shall be from federal funds appropriated to the Department of Education, and \$10,000 shall be from gifts, grants, and donations.

^e This amount shall be from federal funds transferred from the Community Colleges in the Department of Higher Education.

(C) Recreation Subprogram

Personal Services	5,913,196	5,913,196		
		(116.2 FTE)		
Operating Expenses	<u>72,470</u>			72,470 ^a
	5,985,666			

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
^a This amount shall be from sales revenues earned by the Canteen Operation.							
(D) Drug and Alcohol Treatment Subprogram							
Personal Services	203,693		203,693				
			(3.5 FTE)				
Alcohol Treatment Program ^o	670,147		670,147				
Drug Treatment Program ^o	494,805		182,198		312,607 ^a		
Drug Offender Surcharge Program	481,518				339,159 ^a	142,359(T) ^b	
Contract Services	1,946,448		1,946,448				
Treatment Grants	<u>755,038</u>					755,038(T) ^b	
	4,551,649						

^a These amounts shall be from the Drug Offender Surcharge Fund pursuant to Section 18-19-103(4), C.R.S.

^b These amounts shall be from federal funds appropriated to the Division of Criminal Justice in the Department of Public Safety.

(E) Sex Offender Treatment Subprogram

Personal Services	1,823,111		1,794,300		28,811 ^a		
			(34.1 FTE)		(1.0 FTE)		
Operating Expenses	256,481		255,981		500 ^a		
Polygraph Testing	95,656		95,656				
Sex Offender Treatment Grants	<u>212,423</u>						212,423
	2,387,671						

^a These amounts shall be from the Sex Offender Surcharge Fund created in Section 18-21-103 (3), C.R.S.

(F) Volunteers Subprogram

Personal Services	459,009		
	(9.0 FTE)		
Operating Expenses	<u>17,912</u>		
	476,921		476,921 ^a

^a This amount shall be from sales revenues earned by the Canteen Operation.

33,067,641

(5) COMMUNITY SERVICES

(A) Parole Subprogram

Personal Services	6,087,439	6,087,439	
		(109.4 FTE)	
Operating Expenses	708,040	708,040	
Administrative Law Judge Services	27,536	27,536	
Contract Services	511,215	511,215	
Parole Grants	67,000		67,000(T) ^a
Start-up Costs	<u>75,798</u>	75,798	
	7,477,028		

^a This amount shall be from federal funds transferred from the Division of Criminal Justice in the Department of Public Safety.

(B) Parole Intensive Supervision Subprogram

Personal Services	2,467,824
	(48.4 FTE)
Operating Expenses	295,164

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Contract Services	1,022,190						
Non-residential Services	787,972						
Home Detention	69,383						
Start-up Costs	<u>42,248</u>						
	4,684,781		4,684,781				
(C) Community Intensive Supervision Subprogram							
Personal Services	2,587,817						
	(49.5 FTE)						
Operating Expenses	487,850						
Contract Services	3,314,181						
Start-up Costs	<u>24,852</u>						
	6,414,700		6,414,700				
(D) Community Supervision Subprogram							
(1) Community Supervision							
Personal Services	2,073,080		2,073,080				
			(39.8 FTE)				
Operating Expenses	127,599		127,599				
Community Mental Health Services	487,674		487,674				
Contract Services for High Risk Offenders	259,436		259,436				
Contract Services for Fugitive Returns	32,475				32,475(T) ^a		

Community Corrections Grant	37,002		37,002(T) ^a
Start-up Costs	<u>41,006</u>	41,006	
	3,058,272		

^a These amounts shall be from federal funds in Division of Criminal Justice in the Department of Public Safety.

(2) Youthful Offender System Aftercare

Personal Services	541,766	
	(9.5 FTE)	
Operating Expenses	139,564	
Contract Services	<u>1,062,396</u>	
	1,743,726	1,743,726

(E) Community Re-entry Subprogram

Personal Services	440,523	440,523	
		(8.0 FTE)	
Operating Expenses	12,500	12,500	
Offender Emergency Assistance	86,844	86,844	
Contract Services	50,000	50,000	
Offender Re-employment Center	718,244	100,000	176,600 ^a (3.0 FTE)
			441,644
Community Reintegration Grants	<u>459,834</u>		459,834(T) ^b
	1,767,945		

^a Of this amount, \$166,600(T) shall be from the Incarcerated Veterans Transition Program in the Department of Labor and Employment, and \$10,000 shall be from gifts, grants, and donations.

^b Of this amount, \$434,834 shall be from the federal Life Skills Grant in the Department of Education, and \$25,000 shall be from the Incarcerated Veterans Transition Program in the Department of Labor and Employment.

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	25,146,452					
(6) PAROLE BOARD						
Personal Services	944,844					
	(13.5 FTE)					
Operating Expenses	102,811					
Contract Services	<u>77,000</u>					
	1,124,655	1,124,655				
(7) CORRECTIONAL INDUSTRIES						
Personal Services	8,993,098					
	(171.0 FTE)					
Operating Expenses	5,349,030					
Raw Materials	16,928,799					
Inmate Pay	1,488,702					
Capital Outlay	1,406,200					
Indirect Cost Assessment	<u>346,706</u>					
	34,512,535				34,512,535 ^a	
 ^a Of this amount, \$20,999,339(T) is estimated to be from sales to other state agencies, \$8,166,408 estimated to be from sales to non-state entities, \$5,196,788(T) is estimated to be from the Department of Revenue for the purchase of license plates, and \$150,000 is estimated to be from the Land Improvement Fund.						
(8) CANTEEN OPERATION						
Personal Services	1,108,151					

	(23.7 FTE)		
Operating Expenses	9,179,580		
Inmate Pay	34,986		
Indirect Cost Assessment	<u>48,052</u>		
		10,370,769	10,370,769 ^a

^a This amount shall be from sales revenues earned by the Canteen Operation.

TOTALS PART II

(CORRECTIONS)^{4, 5}	<u>\$589,304,017</u>	<u>\$531,107,461</u>	<u> </u>	<u>\$2,024,865^a</u>	<u>\$51,669,033^a</u>	<u>\$4,502,658</u>
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^a Of these amounts, \$29,063,651 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

~~6 Department of Corrections, Management, Executive Director's Office Subprogram; Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division, and Division of Youth Corrections, Judicial Department, Probation and Related Services, and Department of Public Safety, Division of Criminal Justice -- State agencies~~

~~involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee, including prior year, request year, and three-year forecasts for revenues into the fund and expenditures from the fund by agency. The requests should be sustainable for the length of the forecast based on anticipated revenues. Each agency is still requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from the Drug Offender Surcharge Fund, the Sex Offender Surcharge Fund, the Persistent Drunk Driver Cash Fund, and the Alcohol and Drug Driving Safety Fund, among other programs.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~7 Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners -- It is the intent of the General Assembly that the appropriations made for payments to private facilities housing state inmates be used exclusively for the purpose of per diem payments. It is the intent of the General Assembly that the department not withhold funds from the per diem payments to cover major medical expenses incurred by state inmates assigned to private facilities. It is the intent of the General Assembly that appropriations made in the medical services subprogram are sufficient to cover major medical expenses incurred by state inmates held in both state and private facilities.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~7a Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners -- It is the intent of the General Assembly that the Department of Corrections have the authority to transfer up to \$299,825 General Fund from the "Payments to private prisons at a rate of \$50.28 per inmate per day" line item, if funds are available at the end of the fiscal year. The funds may be transferred to the "Payments to local jails at a rate of \$47.42 per inmate per day" line item to offset the \$2.72 difference in the jail reimbursement rate and the average daily cost per inmate of \$50.14 per inmate per day. The Department of Corrections shall reimburse the counties based on their respective pro rata share of inmate days.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~7b Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners, Payments to local jails at a rate of \$47.42 per inmate per day -- It is the intent of the General Assembly that the Department of Corrections, representatives of Colorado Counties, Inc., and the County Sheriffs of Colorado, Inc. develop a rate setting methodology for county jail reimbursement that shall include, but not be limited to, the average cost to house a DOC inmate in a county jail and the cost of providing specialized program services to an inmate such as medical and dental care, mental health or substance abuse treatment services, anger management, education, and job skills training. The Department is requested to submit a report to the Joint Budget Committee by October 15, 2005, that contains recommendations concerning the rate setting process.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~8 Department of Corrections, Institutions, Utilities Subprogram, Utilities -- The Department of Corrections is requested to continue the energy management program designed to reduce overall energy consumption in the department's facilities. Up to \$100,000 of the Department's utility appropriation may be for this program and a portion of these funds may be used to hire the equivalent of 1.0 FTE as an energy management program manager. The Department is requested to submit with its annual budget document a detailed accounting of any savings achieved as a result of the program and a summary of funds used to hire the 1.0 FTE.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~8a Department of Corrections, Institutions, Mental Health Subprogram -- The Department of Corrections is requested to submit a report to the General Assembly, by October 15, 2005, on the feasibility of developing and implementing a pilot program designed to provide intensive mental health treatment services to inmates prior to their parole. The report is requested to include summary data that demonstrates the need for such a program, including the number and percentage of inmates released who are severely mentally ill. The report should also include preliminary cost estimates for a 50-bed residential treatment program, with recommendations for how the program should be structured and the steps that should be taken to implement the program, including any statutory changes that may be necessary. The Department is requested to submit the report to the Joint Budget Committee, the Audit Committee, the Joint Judiciary Committee, and the Joint Committee on Health and Human Services.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

9 Department of Corrections, Inmate Programs, Drug and Alcohol Treatment Subprogram, Alcohol Treatment Program; and Drug Treatment Program -- It is the intent of the General Assembly that the Department of Corrections be allowed to transfer funds, as necessary, between the alcohol treatment program line item and the drug treatment program line item. The Department is requested to report in its annual budget submission to the Joint Budget Committee the amounts transferred between these line items and the total expenditures for each program.

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART III
DEPARTMENT OF EDUCATION**

(1) MANAGEMENT AND ADMINISTRATION

General Department and Program Administration	6,430,389 ^a	4,103,447 (50.5 FTE)		127,368 ^b (1.5 FTE)	2,184,263(T) ^c (24.5 FTE)	15,311
Office of Professional Services	2,377,178			2,377,178 ^d (19.0 FTE)		
Health, Life, and Dental S.B. 04-257 Amortization	1,356,763	703,688		46,247 ^b	138,246(T) ^c	468,582
Equalization Disbursement	57,186	23,069		2,122 ^b	5,956(T) ^c	26,039
Salary Survey and Senior Executive Service	828,410	393,052		27,800 ^b	66,621(T) ^c	340,937
Workers' Compensation	528,253	240,233		21,228 ^b	54,745(T) ^c	212,047
Emeritus Retirement	30,575	30,575				
Administrative Law Judge Services	63,130			13,257 ^c	49,873(T) ^f	
Payment to Risk Management and Property Funds	94,725	43,078		3,807 ^b	9,817(T) ^c	38,023
Capitol Complex Leased Space	474,415	82,665		29,963 ^b	54,266(T) ^c	307,521
Information Technology Asset Maintenance	90,697	90,697				
Disaster Recovery	19,722	19,722				

Colorado Student Assessment Program	21,410,857	15,765,353	5,645,504 (6.0 FTE)
Federal Grant for State Assessments and Related Activities	1,017,141		1,017,141 (10.0 FTE)
School Accountability Reports and State Data Reporting System	1,653,002	1,653,002 (3.0 FTE)	
Longitudinal Analyses of Student Assessment Results	124,651	124,651 (2.0 FTE)	
State Charter School Institute	150,000		150,000 ^e (2.0 FTE)
Financial Literacy Resource Bank and Technical Assistance	<u>39,114</u>		39,114 ^b
		36,746,208	

^a For informational purposes only, this amount includes the following: \$5,496,899 for personal services; \$698,502 for operating expenses; \$123,035 for 1,909 hours of legal services; \$36,338 for short-term disability; \$34,033 for multiuse network payments; \$32,250 for capital outlay; and \$9,332 for the purchase of services from computer center.

^b Of these amounts, it is estimated that \$124,239 shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S., \$98,816 shall be from general education development program fees, and \$35,480 shall be from the Public School Income Fund pursuant to Section 22-2-112 (1) (i), C.R.S.

^c Of these amounts, it is estimated that \$1,395,085 shall be from indirect cost recoveries; \$809,970 shall be from Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding; \$188,402 shall be from Assistance to Public Schools, Categorical Programs, Other Categorical Programs, Public School Transportation; and \$120,457 shall be from various appropriations to the Department of Education.

^d Of this amount, \$2,369,678 shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S., and \$7,500 shall be from the Nonpublic School Fingerprint Fund created in Section 22-1-121 (1.7) (c), C.R.S. For informational purposes only, this amount includes the following: \$1,025,112 for personal services; \$763,103 for Colorado Bureau of Investigation services; \$274,636 for operating expenses; \$158,048 for indirect cost recoveries; \$143,079 for 2,220 hours of legal services; and \$13,200 for capital outlay.

^e This amount shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(2) ASSISTANCE TO PUBLIC SCHOOLS						
(A) Public School Finance^{10,11}						
State Share of Districts' Total Program Funding ^{12, 13, 14}	2,820,869,410	2,520,590,122		9,527,356 ^a	290,751,932 ^b	
Additional State Aid Related to Locally Negotiated Business Incentive Agreements	<u>3,420,044</u>	3,420,044				
	2,824,289,454					
 ^a This amount shall be from rental income earned on public school lands that is credited to the Public School Income Fund pursuant to Section 36-1-116 (1) (a), C.R.S., and transferred to the State Public School Fund pursuant to Section 22-54-114 (1), C.R.S.						
^b Of this amount, \$221,429,354 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution, and \$69,322,578 shall be from the State Public School Fund created in Section 22-54-114, C.R.S. Of the amount from the State Public School Fund, \$47,400,000 is estimated to be from federal mineral leasing revenues transferred to the State Public School Fund pursuant to Section 22-54-114 (1), C.R.S., \$19,000,000 is estimated to be from interest earned on moneys in the Public School Fund and transferred to the State Public School Fund pursuant to Sections 22-41-106 and 22-54-114 (1), C.R.S., \$2,000,000 is estimated to be from audit recoveries credited to the State Public School Fund pursuant to Section 22-54-114 (4), C.R.S., and \$922,578 is estimated to be from reserves in the State Public School Fund.						
 (B) Categorical Programs¹⁵						
(I) District Programs Required by Statute						
Special Education - Children with Disabilities	238,066,114	71,572,347		16,478,950 ^a	150,014,817	

^f This amount shall be from Assistance to Public Schools, Categorical Programs, District Programs Required by Statute, Special Education - Children with Disabilities.

^g This amount shall be from the State Charter School Institute Fund created pursuant to Section 22-30.5-506 (1), C.R.S.

^h This amount shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

English Language Proficiency Program	11,885,600	3,101,598	(0.5 FTE)	(48.9 FTE)
	<u>249,951,714</u>		1,205,957 ^b	7,578,045
			(0.5 FTE)	(4.1 FTE)
(II) Other Categorical Programs				
Federal Special Education Grant for Infants, Toddlers, and Their Families ^{16, 17}	7,215,847			7,215,847 (5.1 FTE)
Public School Transportation	41,609,133	36,922,227	4,686,906 ^c	
Transfer to the Department of Higher Education for Distribution of State Assistance for Vocational Education	19,996,048	17,792,850	2,203,198 ^c	
Special Education - Gifted and Talented Children	6,258,744	5,500,000	758,744 ^c	
Expelled and At-risk Student Services Grant Program	6,285,171	5,788,807	496,364 ^c	
Small Attendance Center Aid	843,781	787,645	56,136 ^c	
Comprehensive Health Education	<u>600,000</u>		600,000 ^d	
	82,808,724			

^a Of this amount, \$16,380,950 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution, and \$98,000(T) shall be from federal funds appropriated in the Department of Human Services.

^b Of this amount, \$941,957 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution, and \$264,000(T) shall be from federal funds transferred from the Department of Human Services.

^c These amounts shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

^d This amount shall be from reserves in the Colorado Comprehensive Health Education Fund created in Section 22-25-109, C.R.S.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(C) Grant Programs and Other Distributions¹⁸						
Read-to-Achieve Cash Fund	4,438,893				4,438,893 ^a	
Read-to-Achieve Grant Program	4,438,893				4,438,893 ^b	
Federal Title I Reading First Grant	11,597,722					11,597,722 (8.5 FTE)
S.B. 97-101 Public School Health Services	14,585,895				14,585,895(T) ^c (1.4 FTE)	
State Public School Fund, Contingency Reserve ^{19,20}	3,767,309				3,767,309 ^d	
State Public School Fund, School Capital Construction Expenditures Reserve	10,000,000				10,000,000 ^e (2.0 FTE)	
Charter School Capital Construction	5,000,000				5,000,000 ^f	
State Match for School Lunch Program	2,472,644			2,472,644 ^g		
School Breakfast Program	250,000	250,000				
Colorado History Day	10,000				10,000 ^f	
	<u>56,561,356</u>					

^a This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104.5 (1) (h), C.R.S.

^b This amount shall be from the Read-to-Achieve Cash Fund created in Section 22-7-506 (4) (a) (I), C.R.S.

^c This amount shall be from federal Medicaid funds appropriated to the Department of Health Care Policy and Financing. Of this amount, \$184,168 shall be for administrative expenditures incurred by the Department of Education.

^d This amount shall be from school district reimbursements that are credited to the State Public School Fund, Contingency Reserve, pursuant to Section 22-54-117 (5) (b), C.R.S.

^e Of this amount, \$5,000,000 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution, and \$5,000,000 shall be from the State Public School Fund, School Capital Construction Expenditures Reserve established in Section 22-54-117 (1.5), C.R.S. Of the latter amount, \$143,569 shall be for administrative expenditures.

^f These amounts shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

^g This amount shall be from rental income earned on public school lands that is credited to the Public School Income Fund pursuant to Section 36-1-116 (1) (a), C.R.S., and transferred to the State Public School Fund pursuant to Section 22-54-114 (1), C.R.S.

(D) Appropriated Sponsored Programs

Sponsored Programs	318,285,593	575,000 ^a	3,348,212 ^b	314,362,381
			(4.7 FTE)	(90.1 FTE)

^a This amount shall be from fees and charges for workshops, conferences, training programs, and seminars.

^b Of this amount, \$2,922,534(T) shall be transferred from the Department of Human Services, and \$425,678 shall be from various grants and donations.

3,531,896,841

(3) LIBRARY PROGRAMS

Colorado Library Consortium	600,000	600,000		
Colorado Virtual Library	379,796	359,796	20,000 ^a	
Reading Services for the Blind ^{20a}	<u>190,000</u>		190,000 ^b	
	1,169,796			

^a This amount shall be from grants and donations.

^b This amount shall be from the Reading Services for the Blind Cash Fund created in Section 24-90-105.5, C.R.S.

(4) SCHOOL FOR THE DEAF AND THE BLIND

(A) School Operations^{11, 21}

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Personal Services	8,652,003					
(148.2 FTE)						
Shift Differential	72,318					
Operating Expenses	396,178					
Vehicle Lease Payments	22,836					
Communication Services Payments	3,255					
Utilities	448,334					
Allocation of State and Federal Categorical Program Funding	145,000					
(0.4 FTE)						
Medicaid Reimbursements for Public School Health Services	75,000					
(1.5 FTE)						
<u>9,814,924</u>		8,360,044			1,454,880(T) ^a	

^a Of this amount, \$1,174,880 shall be from Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding; \$145,000 shall be from Assistance to Public Schools, Categorical Programs; \$75,000 shall be from Assistance to Public Schools, Grant Programs and Other Distributions, S.B. 97-101 Public School Health Services; and \$60,000 shall be from federal Child Nutrition Act funds appropriated in the Assistance to Public Schools, Appropriated Sponsored Programs subsection.

(B) Special Purpose

Fees and Conferences	75,000
Aides for Extended Diagnostic Enrollment	82,500

	(2.8 FTE)			
Summer Olympics Housing	10,000			
Grants	1,400,000			
	<u>(7.2 FTE)</u>			
	1,567,500	85,000 ^a	1,482,500 ^b	

^a Of this amount, \$75,000 shall be from fees and charges for workshops and conferences, and \$10,000 shall be from housing reimbursements.

^b Of this amount, \$1,400,000(T) shall be from various federal funds transferred from the Appropriated Sponsored Programs subsection, and \$82,500 shall be from federal funds transferred from school districts.

11,382,424

**TOTALS PART III
(EDUCATION)^{4,5}**

\$3,581,195,269 \$2,698,318,712 \$15,308,970 \$368,727,670^a \$498,839,917

^a Of this amount, \$23,289,096 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal

Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

~~10 Department of Education, Assistance to Public Schools, Public School Finance -- The Department is requested to provide to the Joint Budget Committee, on or before November 1, 2005, information concerning the number of students that repeated a grade level in the 2004-05 school year, and the share of districts' total program costs associated with these students. The Department is requested to summarize the information by grade level, by school district, and by type of instructional program.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~11 Department of Education, Assistance to Public Schools, Public School Finance, and School for the Deaf and the Blind, School Operations -- The Department is requested to work with the Board of Trustees of the Colorado School for the Deaf and the Blind and report to the Joint Budget Committee and the Senate and House of Representatives Education Committees by November 1, 2005, concerning the implementation of section 22-80-102 (4), C.R.S. The report is requested to include information concerning the status of any: (a) Intergovernmental agreements between the School and local school districts or other local governmental agencies; (b) partnerships with boards of cooperative services; and (c) charter schools chartered by the Board of Trustees. In addition, the report is requested to include information concerning the estimated state and local fiscal impact of any such agreements.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

12 Department of Education, Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding -- Pursuant to section 22-54-104 (5) (c) (III) (B), C.R.S., the Department is required to transfer a portion of the amount appropriated for this line item to the Legislative Council to fund the biennial cost of living analysis. This amount transferred by the Department shall not exceed \$182,000 for fiscal year 2005-06.

13 Department of Education, Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding -- The minimum state aid for fiscal year 2005-06 is established at \$107.01 per student.

~~14 Department of Education, Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding -- The Department is requested to provide to the Joint Budget Committee, on or before November 1, 2005, information concerning the Colorado preschool program. The information provided is requested to include the following for fiscal year 2004-05: (a) A list of participating districts; (b) the funded pupil count (FPE) allocated to each participating district and a description regarding how such allocation was determined; (c) data reflecting the ratio of each district's funded pupil count for the preschool program to its funded pupil count for kindergarten; (d) data indicating the number of three-year-old children that participated in each district's preschool program; (e) data indicating the number of children that participated in each district's~~

preschool program for a full day rather than a half day; (f) data indicating the number of preschool program FTE each district used to provide a full-day kindergarten component; (g) the state and local shares of each district's total program funding that is attributable to the preschool program; and (h) whether or not each district contracted for preschool services with community providers.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~15 Department of Education, Assistance to Public Schools, Categorical Programs, and Department of Higher Education, Division of Occupational Education, Colorado Vocational Act Distributions pursuant to Section 23-8-102, C.R.S. -- The Department of Education is requested to work with the Department of Higher Education and to provide to the Joint Budget Committee information concerning the distribution of funds available for each categorical program for state fiscal year 2004-05. For grant programs, such information is requested to include the following: (a) The total number and dollar amount of requests received; (b) the amount awarded or distributed to each district, board of cooperative services, or administrative unit; and (c) a description of the criteria utilized to evaluate requests and to determine grant awards. For other programs, such information is requested to include the following: (a) The total amount distributed to each district, board of cooperative services, or administrative unit; (b) the total amount that each entity would be eligible to receive pursuant to state law and/or State Board of Education rule; and (c) a description of the method or formula used to determine the amount for which entities are eligible and to distribute funds.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~16 Department of Education, Assistance to Public Schools, Categorical Programs, Other Categorical Programs, Federal Special Education Grant for Infants, Toddlers, and Their Families -- The Department is requested to provide to the Joint Budget Committee information concerning the expenditure of federal funds provided pursuant to Part C of the federal "Individuals with Disabilities Education Act" for the most recent state fiscal year. Such information is requested to include sufficient detail to identify expenditures related to the provision of direct services, by type of service.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~17 Department of Education, Assistance to Public Schools, Categorical Programs, Other Categorical Programs, Federal Special Education Grants for Infants, Toddlers, and Their Families, and Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Services for Children and Families, Program Funding -- The Department of Human Services is requested to provide an accurate count of the numbers of persons waiting for state-supported early intervention services as part of the annual report required to be submitted pursuant to section 27-10.5-103(d), C.R.S., that is fulfilled through the Department's budget request and quarterly management reports. The Department of Human Services, in~~

~~conjunction with the Department of Education, is specifically requested to provide, by November 1, 2005, the number of children who are in need of state early intervention funding based on the funding hierarchy established by the Departments of Human Services and Education, this should include a break-out of the number of children receiving services through local government and federal Part C funding and, to the extent known to the Departments, the number receiving no services.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~18 Department of Education, Assistance to Public Schools, Grant Programs and Other Distributions -- The Department is requested to provide information to the Joint Budget Committee by November 1, 2005, concerning the allocation of funding to eligible boards of cooperative services (BOCES) pursuant to section 22-2-122 (3), C.R.S. Specifically, the Department is requested to detail the sources of funds and the allocations made to each BOCES in fiscal year 2004-05.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~19 Department of Education, Assistance to Public Schools, Grant Programs and Other Distributions, State Public School Fund, Contingency Reserve -- The Department is requested to notify the Joint Budget Committee whenever the State Board of Education approves a payment from the Contingency Reserve. Such notification is requested to include the amount of the payment, the name of the district receiving funds, the proposed use of such funds, and the applicable circumstance listed in section 22-54-117, C.R.S.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~20 Department of Education, Assistance to Public Schools, Grant Programs and Other Distributions, State Public School Fund, Contingency Reserve -- It is the intent of the General Assembly that the State Board of Education utilize the assistance of the Division of Property Taxation in the Department of Local Affairs in making a determination of school district requests for payment from the contingency reserve fund prior to approving payments from the fund.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~20a Department of Education, Library Programs, Reading Services for the Blind -- This appropriation is for the support of privately operated reading services for the blind, as authorized by Section 24-90-105.5, C.R.S. It is the intent of the General Assembly that \$150,000 of this appropriation be used to continue providing access to radio and television broadcasts of locally published and produced materials, and \$40,000 of this appropriation be used to provide telephone access to digital transmissions of nationally published and produced materials.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 21 Department of Education, School for the Deaf and the Blind, School Operations -- This appropriation is based on an estimated enrollment of 232 students at the Colorado School for the Deaf and the Blind. It is the intent of the General Assembly that enrollment at the school not significantly exceed 232 students. The Department is requested to report annually to the Joint Budget Committee on any variance from this enrollment count.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART IV
GOVERNOR - LIEUTENANT GOVERNOR - STATE PLANNING AND BUDGETING**

(1) OFFICE OF THE GOVERNOR²²

(A) Governor's Office

Administration of Governor's Office and Residence ²³	2,298,590	2,279,131 (35.4 FTE)		19,459(T) ^a	
Discretionary Fund	20,000	20,000			
Mansion Activity Fund	<u>95,000</u>		75,000 ^b	20,000 ^c	
	2,413,590				

^a This amount shall include \$10,444 in indirect cost recoveries collected from the State Highway Fund by the Department of Transportation, pursuant to Section 43-1-113 (8) (a), C.R.S., and \$9,015 shall be from indirect cost recoveries from federal grants received by the Office of the Governor.

^b This amount shall be from rental fees.

^c This amount shall be from rental fees received from exempt sources.

(B) Special Purpose

Health, Life, and Dental	280,788	225,348		49,351(T) ^a	6,089
Short-term Disability	8,171	6,199	85 ^b	1,747(T) ^a	140
S.B. 04-257 Amortization Equalization Disbursement	12,177	8,581	22 ^b	3,200(T) ^a	374
Salary Survey and Senior Executive Service	186,062	143,013		39,990(T) ^a	3,059

Workers' Compensation	3,142	3,142	
Legal Services for 818 hours	52,720	50,257	2,463 ^b
Purchase of Services from Computer Center	2,333	2,333	
Multiuse Network Payments	51,049	51,049	
Payment to Risk Management and Property Funds	96,211	96,211	
Capitol Complex Leased Space	<u>225,895</u>	225,895	
	918,548		

^a Of these amounts, \$69,256 shall be for the purpose of indirect cost recoveries collected from the Department of State, \$13,687 shall be for the purpose of indirect cost recoveries from the Department of Labor and Employment, and \$11,345 shall be for the purpose of indirect cost recoveries from the Division of Insurance Cash Fund pursuant to Section 24-48.5-106 (3), C.R.S., for the Certified Capital Companies Program administration.

^b These amounts shall be from the Division of Insurance Cash Fund pursuant to Section 24-48.5-106 (3), C.R.S., for the Certified Capital Companies Program administration.

(C) Other Programs and Grants²³

Program Administration	13,067,114		13,067,114 ^a
Legal Services for 230 hours	14,824		14,824 ^b
Indirect Cost Assessment	<u>9,015</u>		9,015 ^c
	13,090,953		

^a This amount includes federal grants estimated to be received by the Governor's Office for the Office of Energy Conservation, the Headstart Program, the Workforce Coordinating Council, and other initiatives, and is included for informational purposes only.

^b This amount shall be for legal services for the Office of Energy Conservation, and is included for informational purposes only.

^c This amount shall be for indirect cost recoveries, and is included for informational purposes only.

16,423,091

(2) OFFICE OF THE LIEUTENANT GOVERNOR

Administration	195,334	195,334	
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Ch. 354 Governor - Lieutenant Governor - State Planning and Budgeting 1961

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
			(2.7 FTE)				
Discretionary Fund	5,000		5,000				
Commission of Indian Affairs	80,656		79,156			1,500 ^a	
	<hr/>	280,990	(2.3 FTE)				

^a This amount shall be from private donations.

(3) OFFICE OF STATE PLANNING AND BUDGETING^{22, 24, 25, 26, 27}

Personal Services	1,255,625					1,255,625(T) ^a	
						(19.5 FTE)	
Operating Expenses	51,724					51,724(T) ^a	
Economic Forecasting							
Subscriptions	<u>16,362</u>					16,362(T) ^a	
		1,323,711					

^a Of these amounts, \$1,277,371 shall be from indirect cost recoveries collected from the State Highway Fund by the Department of Transportation, and \$46,340 shall be from indirect cost recoveries from the Department of State.

(4) ECONOMIC DEVELOPMENT PROGRAMS

Administration	395,773		380,984			14,789(T) ^a	
			(6.0 FTE)				
Vehicle Lease Payments	5,582		5,582				
Leased Space	231,540		231,540				
Business Development	815,994		800,994		15,000 ^b		

		(9.2 FTE)		
Grand Junction Satellite Office	61,912	61,912		
		(1.0 FTE)		
Minority Business Office	115,785	110,835	4,950 ^c	
		(2.0 FTE)		
Leading Edge Program Grants Small Business Development Centers	126,407 1,262,485	50,976 63,273		75,431 ^d 1,199,212
		(1.0 FTE)		(2.5 FTE)
International Trade Office ²⁸	656,094	606,094	50,000 ^b	
		(6.0 FTE)		
Colorado Promotion - Colorado Welcome Centers	489,073	393,660		95,413 ^c
		(3.3 FTE)		
Colorado Promotion - Other Program Costs ²⁹	5,418,783	5,368,783		50,000 ^f
		(3.0 FTE)		
Economic Development Commission - General Economic Incentives and Marketing ³⁰	959,795	959,795		
		(2.0 FTE)		
Colorado First Customized Job Training ³¹	2,725,022	2,725,022		
CAPCO Administration	74,315			74,315 ^g (1.0 FTE)
Indirect Cost Assessment	<u>66</u>		66 ^b	
	13,338,626			

^a This amount shall be from indirect cost recoveries collected from federal revenues received by the Office of Economic Development.

^b These amounts shall be from various fees collected.

^c This amount shall be from the Minority Business Fund created in Section 24-49.5-104, C.R.S.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(5) OFFICE OF INNOVATION AND TECHNOLOGY²⁷						
Personal Services	765,367	765,367				
		(10.0 FTE)				
Operating Expenses	148,768	148,768				
Legal Services for 26 hours	<u>1,675</u>	1,675				
	915,810					
TOTALS PART IV (GOVERNOR- LIEUTENANT GOVERNOR- STATE PLANNING AND BUDGETING)^{4,5}						
	<u>\$32,282,228</u>	<u>\$16,065,909</u>		<u>\$147,586</u>	<u>\$1,768,906^a</u>	<u>\$14,299,827</u>

^a Of this amount, \$1,452,247 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4~~ ~~----- All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for~~

~~or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

~~22 Governor - Lieutenant Governor - State Planning and Budgeting, Office of the Governor, and Office of State Planning and Budgeting -- As part of the FY 2006-07 budget submission, the Office of State Planning and Budgeting is requested to provide a report on indirect cost recoveries from federal programs that are administered through the Office of the Governor or that are not shown elsewhere in the Long Bill. The report should include an analysis, by federal program, of: Statewide and departmental indirect costs collected in FY 2003-04 and FY 2004-05, where funds collected were spent, the potential for additional indirect cost collections in FY 2005-06 and future years, and the potential for offsetting General Fund expenditures in the Office of the Governor or other departments through these collections. For each federal program that was not assessed statewide and departmental indirect costs, the report should explain why these costs were not assessed.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~23 Governor - Lieutenant Governor - State Planning and Budgeting, Office of the Governor, Governor's Office, Administration of Governor's Office and Residence, and Other Programs and Grants -- The Governor's Office is requested to provide to the Joint Budget Committee, with its FY 2006-07 budget request, information pertaining to federal and cash exempt funds received and expected to be received. This information should include the amount and source of each grant, any matching and maintenance of effort requirements, duration of the grant, as well as the name of the program or project and number of FTE the funds will support.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~24 Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting, and Department of Personnel and Administration, Division of Human Resources, Human Resource Services -- The Department of Personnel and~~

~~Administration shall comply with the statutory provisions of section 24-50-110 (1)(d), C.R.S., and is requested to provide other state departments with the information necessary to comply with this statute. The Office of State Planning and Budgeting and the Department of Personnel and Administration are requested to work with the departments to improve the timeliness and accuracy of information about state personnel. Improvements, at a minimum, should include: updating personnel information on a centralized computerized data base; accurate reporting of filled FTE positions, number of reclassifications that are approved, turnover rates by agency, tracking of FTE positions funded to FTE positions filled; an accurate count of part-time and temporary FTE positions, and elimination of unused FTE positions. The Department of Personnel and Administration and the Office of State Planning and Budgeting are requested to submit a consolidated statewide personnel report to the General Assembly by September 1, 2005. This report should include, by line item and department, a summary of vacant positions, the length of time each position has been vacant, and the number of reclassifications that were approved in FY 2004-05.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 25 Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting -- The Office of State Planning and Budgeting is requested to submit a final report to the Joint Budget Committee, by October 1, 2005, concerning the fiscal impact of the Office's contract to maximize federal revenues on a contingency basis. The report should include: (a) The total amount of net federal revenue generated for each initiative, by fiscal year; (b) The total amount of net federal revenue anticipated to be received annually in future fiscal years; (c) The total net reduction in General Fund expenditures for each initiative, by fiscal year; (d) The total net reduction in annual General Fund expenditures anticipated in future fiscal years; and (e) The total amount of contingency fees paid for each initiative.

- ~~26 Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting -- The Commission on Information Management, in conjunction with the Office of State Planning and Budgeting, is requested to submit a priority list for all state information technology projects requested in the FY 2006-07 budget requests by November 1, 2005.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- ~~27 Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting, and Office of Innovation and Technology -- The General Assembly requests the Office of State Planning and Budgeting and the Office of Innovation and Technology to work with Joint Budget Committee staff and departmental staff to develop recommendations for standardizing Long Bill information technology appropriations in order to achieve consistency in long bill appropriations for information technology. The Office of State Planning and Budgeting and the Office of Innovation and Technology are requested to report their recommendations for such a system to the General Assembly no later than November 1, 2005.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~28 Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, International Trade Office - The International Trade Office is requested to provide its FY 2004-05 annual report to the Joint Budget Committee by November 1, 2005. The report should include the following information: Number of new and existing companies assisted; activity reports from overseas representatives and offices; number of incoming missions; and regional export activities.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~29 Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Colorado Promotion - Other Program Costs - This program is requested to submit to the Joint Budget Committee a report outlining how it spent the \$9,000,000 supplemental appropriation it received in FY 2002-03, and a cost-benefit analysis of such expenditures. It is requested that this report be provided January first of each fiscal year until the appropriation is accounted for.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~30 Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Economic Development Commission - General Economic Incentives and Marketing - In its annual report to the General Assembly, the Economic Development Commission is requested to provide an analysis and summary of programs and activities undertaken to assist the economies of rural areas of the state. For each project in a rural area, the report should include the following information: The location, recipient, purpose, dollar amount received from the Commission, local and/or private matching contributions, and other economic development assistance provided by the state for that project, such as job training. The report should also provide the total dollar amount provided by the Commission to rural areas, the percentage of total Commission assistance that went to rural areas, and information on any rural projects that applied for but did not receive Commission assistance.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					FEDERAL FUNDS
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT		
\$	\$	\$	\$	\$	\$	\$	\$

~~31 Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Colorado First Customized Job Training, and Department of Higher Education, Division of Occupational Education, Colorado First Customized Job Training -- This program is requested to submit to the Joint Budget Committee by November 1, 2005, a detailed plan for accountability, including review criteria for selection of companies to participate, the number of new jobs created by the programs, the number of unemployed and underemployed individuals who were trained and employed by this program, the amount of new personal income, state personal, and corporate income tax generated by this program, the time period for repayment of state investment in this program, and the number of persons taken off state support programs and the money saved thereby.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

PART V
DEPARTMENT OF HEALTH CARE POLICY AND FINANCING

(1) EXECUTIVE DIRECTOR'S OFFICE³²

Personal Services	14,415,497 (206.1 FTE)	6,378,415(M)		275,340 ^a	7,761,742
Health, Life, and Dental	476,625	212,656(M)		10,156 ^b	253,813
Short-term Disability	19,332	8,563(M)		294 ^b	10,475
S.B. 04-257 Amortization					
Equalization Disbursement	27,857	12,168(M)		500 ^b	15,189
Salary Survey and Senior					
Executive Service	394,534	172,506(M)		8,260 ^c	213,768
Workers' Compensation	30,301	15,151(M)			15,150
Operating Expenses	1,070,261	526,844(M)		3,321 ^d	540,096
Legal Services and Third Party					
Recovery Legal Services for 12,684 hours	817,483	331,724(M)	68,929 ^e	5,662 ^b	411,168
Administrative Law Judge Services	674,931	337,466(M)			337,465
Purchases of Services from Computer Center	156,311	61,921(M)		16,235(T) ^f	78,155
Payment to Risk Management and Property Funds	63,618	31,810(M)			31,808
Capitol Complex Leased Space	336,457	168,229(M)			168,228
Commercial Leased Space	36,278	18,139(M)			18,139
Transfer to the Department of Human Services for Related Administration	74,564	37,282(M)			37,282
Medicaid Management					
Information System Contract	22,268,047	5,620,353(M)		351,327 ^g	16,296,367

Appropriations

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
Medicaid Management Information System Reprocurement	579,600		132,120(M)			6,086 ^b	441,394
Payment Error Rate Measurement Project ³³	1,171,632		539,117(M)				632,515
Medicare Modernization Act of 2003 Colorado Benefits Management System Development Costs	488,000		244,000(M)				244,000
Health Insurance Portability and Accountability Act of 1996 (HIPAA) Web Portal Maintenance	312,900		78,225(M)				234,675
Medicaid Authorization Cards	362,585		180,534(M)		1,517 ^b		180,534
Department of Public Health and Environment Facility Survey and Certification	4,079,161		1,020,479(M)				3,058,682
Acute Care Utilization Review Long-Term Care Utilization Review	1,309,826		342,529(M)			2,899 ⁱ	964,398
External Quality Review	1,668,108		598,813(M)				1,069,295
Drug Utilization Review	812,193		203,048(M)				609,145
Mental Health External Quality Review	648,025		228,256(M)				419,769
	352,807		88,202(M)				264,605

Actuarial Analysis Payments for Transfer to the State Auditor's Office	100,000	50,000(M)		50,000
Early and Periodic Screening, Diagnosis, and Treatment Program	2,468,383	1,234,192(M)		1,234,191
Nursing Facility Audits	1,097,500	548,750(M)		548,750
Hospital and Federally Qualified Health Clinic Audits	350,000	175,000(M)		175,000
Disability Determination Services	1,173,662	581,831(M)	5,000 ^j	586,831
Nursing Home Preadmission and Resident Assessments	1,010,040	252,510(M)		757,530
Nurse Aide Certification	319,098	144,897(M)	14,652(T) ^k	159,549
Estate Recovery	700,000		350,000 ^l	350,000
Single Entry Point Administration	53,000	26,500(M)		26,500
Single Entry Point Audits	35,340	17,670(M)		17,670
S.B. 97-05 Enrollment Broker	875,756	437,878(M)		437,878
Non-Emergency Transportation Services	<u>4,455,988</u>	2,227,994(M)		2,227,994
	65,285,700			

^a Of this amount, \$200,042 shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S., \$40,855 shall be from the Colorado Autism Treatment Fund created in Section 26-4-695, C.R.S., and \$34,443 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

^b These amounts shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S.

^c Of this amount, \$6,001 shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S., \$1,226 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S., and \$1,033 shall be from the Colorado Autism Treatment Fund created in Section 26-4-695, C.R.S.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^d Of this amount, \$2,370 shall be from the Colorado Autism Treatment Fund created in Section 26-4-695, C.R.S., \$701 shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S., and \$250 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

^e This amount shall be from third party recoveries.

^f This amount shall be from moneys in the Old Age Pension Fund appropriated to the Department of Human Services, pursuant to Article 24 of the State Constitution.

^g Of this amount, \$218,222 shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S., \$97,981(T) shall be from the Old Age Pension Fund appropriated to the Department of Human Services, \$32,510 shall be from the Colorado Autism Treatment Fund created in Section 26-4-695, C.R.S., \$2,347(T) shall be transferred from the Department of Public Health and Environment for the Nurse Home Visitor program, and \$267 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

^h This amount shall be from the Old Age Pension Health and Medical Care Fund, pursuant to Section 7 (c) of Article 24 of the State Constitution.

ⁱ This amount shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

^j This amount shall be from the Colorado Autism Treatment Fund created in Section 26-4-695, C.R.S.

^k This amount shall be from the Department of Regulatory Agencies.

^l This amount shall be from estate recoveries.

(2) MEDICAL SERVICES PREMIUMS^{34, 35, 36, 37, 38, 39, 40, 41, 42}

Services for 35,308	
Supplemental Security Income	
Adults 65 and Older (SSI 65 +) at	
an average cost of \$19,553.70	690,401,916
Services for 5,943 Supplemental	
Security Income Adults 60 to 64	
Years of Age (SSI 60 - 64) at an	
average cost of \$13,568.36	80,636,775

Services for 11,355 Qualified Medicare Beneficiaries (QMBs) and Special Low-Income Medicare Beneficiaries (SLIMBs) at an average cost of \$1,079.03	12,252,382					
Services for 48,673 Supplemental Security Income Disabled Individuals at an average cost of \$11,893.25	578,880,086					
Services for 58,784 Categorically Eligible Low-income Adults at an average cost of \$3,941.15	231,676,837					
Services for 8,100 Baby Care Program Adults at an average cost of \$7,871.49	63,759,071					
Services for 219 Breast and Cervical Cancer Treatment Clients at an Average Cost of \$22,341.68	4,892,827					
Services for 236,841 Eligible Children at an average cost of \$1,351.33	320,051,275					
Services for 16,303 Foster Children at an average cost of \$3,162.74	51,562,140					
Services for 5,621 Non-Citizens at an average cost of \$11,131.49	62,570,082					
Medicare Modernization Act of 2003 Maintenance of Effort Payment	<u>30,984,982</u>					
	2,127,668,373	1,047,035,002(M)	76,512 ^a	36,505,064 ^b	1,044,051,795	

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a This amount shall be from service fees received from privately owned intermediate care facilities for the mentally retarded, pursuant to Section 26-4-410 (1) (d) (I), C.R.S.

^b Of this amount, \$29,119,648 represents public funds certified as representing expenditures incurred by public nursing homes and hospitals that are eligible for federal financial participation under the Medicaid program, \$6,216,752 shall be from the imposition of additional state cigarette and tobacco taxes pursuant to Section 21 of Article X of the State Constitution, \$855,289 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S., and \$313,375 shall be from the Colorado Autism Treatment Fund created in Section 26-4-695, C.R.S.

(3) MEDICAID MENTAL HEALTH COMMUNITY PROGRAMS

(A) Mental Health Capitation

Payments for 410,171

Estimated Medicaid Eligible

Clients	165,044,919	82,514,992(M)		4,021 ^a	82,525,906
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^a This amount shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

**(B) Other Medicaid Mental
Health Payments**

Medicaid Mental Health Fee for
Service Payments

1,209,823

604,912(M)

604,911

Medicaid Mental Health Child
Placement Agency

6,149,084

6,149,084(T)^a

Medicaid Anti-Psychotic

37,435,343

37,435,343(T)^b

44,794,250

^a This amount is shown for informational purposes only and reflects total expenditures which originate as 50 percent General Fund and 50 percent federal funds appropriated to the Department of Health Care Policy and Financing and transferred to the Department of Human Services, Division of Child Welfare.

^b This amount is shown for informational purposes only and reflects an estimate of the portion of the Medical Services Premium line item that is estimated to be Medicaid anti-psychotic pharmaceuticals.

209,839,169

(4) INDIGENT CARE PROGRAM

Safety Net Provider Payments ¹³	255,282,024	9,432,484(M)	118,208,528 ^a	127,641,012
The Children's Hospital, Clinic Based Indigent Care	6,119,760	3,059,880(M)		3,059,880
Pediatric Speciality Hospital	5,452,134	2,726,067(M)		2,726,067
H.B. 97-1304 Children's Basic Health Plan Trust	23,759,524	2,255,000	160,256 ^b	21,344,268 ^c
Children's Basic Health Plan Administration	4,181,207		1,947,089 ^d	2,234,118
Children's Basic Health Plan Premium Costs ⁴⁴	77,006,123		27,056,309 ^d	49,949,814
Children's Basic Health Plan Dental Benefit Costs	6,218,783		2,176,574 ^d	4,042,209
Comprehensive Primary and Preventive Care Fund	2,668,034		2,668,034 ^e	
Comprehensive Primary and Preventive Care Grants Program	<u>2,668,034</u>		2,668,034 ^f	
				383,355,623

^a This amount represents public funds certified as representing expenditures incurred by hospitals that are eligible for federal financial participation under the Medicaid Major Teaching Hospital Program, Medicaid, and the Medicaid Disproportionate Share Payments to Hospitals Program.

^b This amount shall be from annual premiums paid by participating families.

^c This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104.5 (1) (c), C.R.S.

^d These amounts shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Services for 4,829 Old Age Pension State Medical Program clients at an average cost of \$2,225.82 ⁴⁵	10,748,483			10,748,483 ^a		
Home Care Allowance for 4,087 Recipients at an average monthly cost of \$221.85	10,880,411	10,336,390			544,021(L) ^b	
Adult Foster Care for 58 Recipients at an average monthly cost of \$226.25	157,469	149,596			7,873(L) ^b	
University of Colorado Family Medicine Residency Training Programs	1,576,502	788,251(M)				788,251
Enhanced Prenatal Care Training and Technical Assistance	102,346	51,173(M)				51,173
Nurse Home Visitor Program	3,010,000				1,505,000(T) ^c	1,505,000
Colorado Autism Treatment Fund	395,143				395,143 ^d	
S.B. 97-101 Public School Health Services ⁴⁶	<u>29,802,864</u>				15,131,305 ^e	14,671,559
	56,673,218					

^a This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104.5 (1) (b), C.R.S.

^b This amount shall be from the Comprehensive Primary and Preventive Care Fund created in Section 26-4-1007, C.R.S., pursuant to Section 24-75-1104.5 (1) (b), C.R.S.

(5) OTHER MEDICAL SERVICES

^a This amount shall be from the Old Age Pension Health and Medical Care Fund, pursuant to Section 7 (c) of Article 24 of the State Constitution.

^b These amounts shall be from local funds.

^c This amount shall be a transfer from the Department of Public Health and Environment.

^d This amount reflects the amount needed in fiscal year 2005-06 to provide funding for the state's share of the expenditures required for home- and community-based services for children with autism. This amount should be transferred at the end of fiscal year 2004-05 from the Tobacco Litigation Settlement Cash Fund created in section 24-22-115 (1), C.R.S., to the Colorado Autism Treatment Fund created in section 26-4-695, C.R.S., pursuant to section 24-22-115 (1), C.R.S.

^e This amount represents funds certified as representing expenditures incurred by school districts that are eligible for federal financial participation under Medicaid.

(6) DEPARTMENT OF HUMAN SERVICES MEDICAID-FUNDED PROGRAMS

(A) Executive Director's Office

- Medicaid Funding⁴⁴	9,704,151	4,852,076(M)		4,852,075
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(B) Office of Information

Technology Services -

Medicaid Funding

Colorado Benefits Management System ^{46a, 46b}	5,370,182	2,809,280(M)	27,784(T) ^a	2,533,118
Other Office of Information Technology Services line items	<u>418,814</u>	209,407(M)		209,407
	5,788,996			

^a This amount shall be from moneys in the Old Age Pension Fund appropriated to the Department of Human Services, pursuant to Article 24 of the State Constitution.

(C) Office of Operations -

Medicaid Funding	5,402,873	2,701,437(M)		2,701,436
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(D) County Administration -

Medicaid Funding	8,797,377	3,299,017(M)		5,498,360
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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					FEDERAL FUNDS
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT		
\$	\$	\$	\$	\$	\$	\$	\$
(E) Division of Child Welfare - Medicaid Funding							
Administration	60,506		30,253(M)				30,253
Child Welfare Services	<u>75,256,230</u>		37,628,115 ^(M)				37,628,115
	75,316,736						

^a This amount includes an estimated \$29,585,288 for residential treatment center care, \$4,968,285 for the children's habilitative residential program, and \$3,074,542 for the child placement agency Medicaid transfer program. These amounts are estimates of the portion of the General Fund moneys appropriated for Child Welfare Services that county departments of social services will spend on Medicaid-eligible services. Pursuant to Section 24-75-106, C.R.S., General Fund appropriations are transferred to and from this appropriation and the Child Welfare Services appropriation to the Department of Human Services when required based on the actual amount of federal Medicaid funds earned through county child welfare expenditures.

**(F) Mental Health and Alcohol
and Drug Abuse Services -
Medicaid Funding**

Administration	299,003		149,502(M)				149,501
Mental Health Community Programs, Goebel Lawsuit Settlement	11,888,698		5,944,349(M)				5,944,349
Residential Treatment for Youth (H.B. 99-1116)	472,423		27,129(M)		209,083 ^a		236,211
Mental Health Institutes	4,522,820		2,261,410(M)				2,261,410
Alcohol and Drug Abuse Division, Administration	17,213		8,607				8,606

Alcohol and Drug Abuse Division, High Risk Pregnant Women Program	<u>952,986</u> 18,153,143	476,493(M)	476,493
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^a This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104.5 (1) (k), C.R.S.

**(G) Services for People with
Developmental Disabilities -
Medicaid Funding**

Community Services Administration	2,337,168	1,168,584(M)	1,168,584
Community Services Adult Program Costs and CCMS Replacement - Medicaid Funding	223,788,132	111,894,066 ^a (M)	111,894,066 ^a
Federally-matched Local Program Costs	19,807,076	9,903,538 ^b	9,903,538 ^a
Regional Centers - Medicaid Funding	39,351,048	18,932,324(M)	743,200 ^c 19,675,524
Regional Center Depreciation and Annual Adjustments	1,498,251	749,126(M)	749,125
Services for Children and Families - Medicaid Funding	<u>3,813,077</u> 290,594,752	1,906,539 ^a (M)	1,906,538 ^a

^a Up to 3.0 percent of these funds, if not expended prior to July 1, 2006, shall be rolled forward and shall remain available for expenditure in FY 2006-07.

^b This amount represents funds certified as expenditures incurred by local governments that are eligible for federal financial participation under Medicaid. Up to 3.0 percent of these funds, if not expended prior to July 1, 2006, shall be rolled forward and shall remain available for expenditure in FY 2006-07.

^c This amount shall be from service fees from regional centers for the developmentally disabled, pursuant to Section 26-4-410 (1) (d) (I), C.R.S.

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
(H) Adult Assistance Programs, Community Services for the Elderly - Medicaid Funding	1,800		900(M)				900
(I) Division of Youth Corrections - Medicaid Funding	15,091,070		7,545,535(M)				7,545,535
		428,850,898					
TOTALS PART V (HEALTH CARE POLICY AND FINANCING)^{4,5}		<u>\$3,271,672,981</u>	<u>\$1,384,833,668</u>		<u>\$11,405,697</u>	<u>\$285,329,027^a</u>	<u>\$1,590,104,589</u>

^a Of this amount, \$45,248,426 contains an (T) notation, and \$551,894 contains a (L) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 — All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

32 Department of Health Care Policy and Financing, Executive Director's Office -- The Department is requested to submit monthly Medicaid expenditure and caseload reports on the Medical Services Premiums budget to the Joint Budget Committee, by the third Monday of each month. The Department is requested to include in the report the managed care organization caseload by aid category. The Department is also requested to provide caseload and expenditure data for the Children's Basic Health Plan within the monthly report.

~~33 Department of Health Care Policy and Financing, Executive Director's Office, Payment Error Rate Measurement Program -- Both the Medicaid Prescription Drug Program Performance Audit (September 2004) and Medicaid Claims Performance Audit (December 2004) identified circumstances where the Department was over paying providers for Medicaid Services. In addition, the Centers for Medicare and Medicaid Services will require that the states enact payment error rate measurement programs by October 1, 2005. In order to improve the accuracy of Medicaid payments, the General Assembly provides this appropriation for a statistical sampling of billing claims for the Medicaid and Children's Basic Health Plan program to ensure that proper reimbursement payments are made. It is the intent of the General Assembly that a portion of the cost of this contract be paid from a reduction in claims payments from the Medical Services Premiums line item either through recoupment of overpayments or through system changes that correct improper billing amounts before the claims are paid. Therefore, beginning January in 2006, the Department is requested to provide the Joint Budget Committee with a quarterly report providing information on the number of claims reviewed, the payment error rate associated with those claims, and the amount of any funding, if any, recouped from implemented corrective actions.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~34 Department of Health Care Policy and Financing, Medical Services Premiums -- The Department is requested to submit a report on the managed care organizations' capitation rates for each population and the estimated blended rate for each aid category in effect for fiscal year 2005-06 to the Joint Budget Committee by July 25, 2005. The Department is requested to include in the report a copy of each managed care organization's certification that the reimbursement rates are sufficient to assure the financial stability of the managed care organization with respect to delivery of services to the Medicaid recipients covered in their contract pursuant to section 26-4-114 (2) (k), C.R.S.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

35 Department of Health Care Policy and Financing, Medical Services Premiums -- It is the intent of the General Assembly that expenditures for these services should be recorded only against the Long Bill group total for Medical Services.

36 Department of Health Care Policy and Financing, Medical Services Premiums -- The General Assembly has determined that the average appropriated rates provide sufficient funds to pay reasonable and adequate compensation to efficient and economical providers. The Department should take actions to ensure that the average appropriated rates are not exceeded.

~~37 Department of Health Care Policy and Financing, Medical Services Premiums -- The calculations for this line item include \$7,365,778 for a 2.0 percent rate increase for inpatient hospital services provided to Medicaid clients. It is the intent of the General Assembly that the Medical Services Board adopt rules that increase each individual hospital's Medicaid reimbursement rate by 2.0 percent for inpatient hospital services provided to Medicaid clients. The Department is also requested to provide a report to the Joint Budget Committee by August 1, 2005, on the status of the rules adopted by the Medical Services Board regarding this rate increase.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

38 Department of Health Care Policy and Financing, Medical Services Premiums -- The Department is requested to report on reimbursements for hospital providers and to offer recommendations for changes in this area, if any. Specifically, the Department is requested to provide cost estimates for rebasing hospital rates to the most recent audited Medicare cost reports. This report is requested to be provided to the Joint Budget Committee by no later than November 1, 2005.

~~39 Department of Health Care Policy and Financing, Medical Services Premiums -- The calculations for this line item include \$6,831,445 for a reimbursement rate increase for primary care physicians. It is the intent of the General Assembly that the Medical Services Board adopt rules to gradually increase reimbursement rates for the top five physician procedure codes up to eighty percent of the Medicare rate. The Department is requested to provide a report to the Joint Budget Committee by August 1, 2005, on the status of the rules adopted by Medical Services Board regarding this rate increase. The Department is requested to provide information in the report regarding which procedure codes have been increased to eighty percent of the Medicare reimbursement rate and which procedure codes are still below the eighty percent threshold and what the costs would be to increase those rates.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~40 Department of Health Care Policy and Financing, Medical Services Premiums -- The calculations for this line item include \$4,669,275 for a 2.0 percent rate increase for home-and-community-based waiver services, private duty nursing services, and~~

~~home health services. It is the intent of the General Assembly that the Medical Services Board adopt rules to conform to this appropriation. The Department is also requested to provide a report to the Joint Budget Committee by August 1, 2005, on the status of the rules adopted by Medical Services Board regarding this rate increase.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~41 Department of Health Care Policy and Financing, Medical Services Premiums -- The Department is requested to report on current reimbursement rates for home health providers. Specifically, the Department is requested to provide information whether a separate reimbursement structure should be used if the provider of the home health services lives in the same residence as the client receiving the service. The Department is requested to provide information on whether any state or federal regulations would prohibit the state from developing a two-tiered rate reimbursement system for a home health agency based on whether their employee is providing care to a client within the same residence. This report is requested to be provided to the Joint Budget Committee by no later than November 1, 2005.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

42 Department of Health Care Policy and Financing, Medical Services Premiums -- Beginning in January 2006, individuals fully eligible for the Medicare and Medicaid coverage will receive their drug benefits through the Medicare Modernization Act of 2003, Part D Drug Benefit Program. While this program is anticipated to create prescription drug savings in the state's Medicaid program, these savings will be reduced by the mandatory maintenance of effort payment to the federal government. Beginning in April 2006, the Department is requested to provide the Joint Budget Committee with quarterly reports regarding the calculations for the mandatory maintenance of effort payment to the federal government for the Medicare Modernization Act of 2003. The reports should contain an estimate of how the mandatory maintenance of effort payment compares to the savings estimate of transferring the prescription drug benefit from the Medicaid program to the Medicare program.

43 Department of Health Care Policy and Financing, Indigent Care Program, Safety Net Provider Payments -- The Department is requested to submit a report by February 1, 2006, to the Joint Budget Committee, estimating the final disbursements to each hospital from the Safety Net Provider Payment line item for FY 2005-06 and FY 2006-07.

44 Department of Health Care Policy and Financing, Indigent Care Program, Children's Basic Health Plan Premium Costs -- This appropriation assumes an average medical cost per child of \$1,217.28 per year (\$101.44 per member per month), not including dental services, and assumes an estimated average monthly caseload of 50,395 children. The appropriation assumes 19,170 prenatal member months and 2,140 births for adult pregnant women served by the Children's Basic Health Plan waiver program.

~~45 Department of Health Care Policy and Financing, Other Medical Services, Services for 4,829 Old Age Pension State Medical Program clients at an average cost of \$2,225.82 -- The Department is requested to submit a report by November 1, 2005 recommending changes to benefit structure or eligibility criteria for the Old Age Pension State Medical Program in order to stay within the appropriation limit of \$10,750,000 for this program. The report should include the most recent five year expenditure history for the different medical services categories used by this population.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

46 Department of Health Care Policy and Financing, Other Medical Services, S.B. 97-101 Public School Health Services -- The Department is requested to submit a report by November 1 of each year to the Joint Budget Committee on the services that receive reimbursement from the federal government under S.B. 97-101 public school health service program. The report should include information on the type of services, how those services meet the definition of medical necessity, and the total amount of federal dollars that was distributed to each school under the program. The report should also include information on how many children were served by the program.

~~46a Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs, Office of Information Technology Services-Medicaid Funding, Colorado Benefits Management System, Department of Human Services, Office of Information Technology Services, Colorado Benefits Management System (CBMS) -- It is the intent of the General Assembly that any change requests or change orders identified by either the private sector audit or the audit commissioned by the Legislative Audit Committee be submitted by the departments to the Commission on Information Management for review and comment.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~46b Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs, Office of Information Technology Services-Medicaid Funding, Colorado Benefits Management System; and Department of Human Services, Office of Information Technology Services, Colorado Benefits Management System (CBMS) -- The Department of Health Care Policy and Financing and the Department of Human Services shall submit a single report to the General Assembly by June 1, 2005, with an estimated date when CBMS will be fully operable. Included in such report shall be an estimate of the additional costs to make the system fully operable, a detailed description of the system's capabilities upon completion, a detailed analysis of appropriations to date, and system repairs or system development from these appropriations. This report shall also contain information on the State's contractual obligations with the developer of the system, including information on when the contract was signed and when the contract was amended.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART VI
DEPARTMENT OF HIGHER EDUCATION**

(1) DEPARTMENT ADMINISTRATIVE OFFICE

Health, Life, and Dental	458,152			155,572 ^a	302,580 ^b	
Short-term Disability	9,543			4,766 ^a	4,006 ^b	771
S.B. 04-257 Amortization						
Equalization Disbursement	16,185			8,060 ^a	6,814 ^b	1,311
Salary Survey and Senior Executive Service	251,030			101,792 ^a	133,115 ^b	16,123
Workers' Compensation	15,278			6,237 ^a	9,041 ^b	
Legal Services for 448 hours	28,874			21,656 ^a	7,218 ^b	
Purchase of Services from Computer Center	6,312			3,093 ^a	3,219 ^b	
Payment to Risk Management and Property Funds	31,282			2,964 ^a	28,318 ^b	
Leased Space	<u>382,352</u>			382,352 ^a		
	1,199,008					

^a Of these amounts \$604,108(T) shall be from statewide and departmental indirect cost recoveries, and \$82,384 shall be from various sources of cash funds throughout the Department.

^b These amounts shall be from Limited Gaming Revenues deposited in the State Historical Fund, pursuant to Section 12-47.1-1201, C.R.S.

(2) COLORADO COMMISSION ON HIGHER EDUCATION

(A) Administration⁴⁷

Administration	2,076,833	2,018,038(T) ^a (26.8 FTE)	58,795(T) ^a
Financial Aid Research for the General Assembly ^{48, 49, 50}	5,000	5,000(T) ^a (0.1 FTE)	
	<u>2,081,833</u>		

^a These amounts shall be from statewide and departmental indirect cost recoveries.

**(B) Division of Private
Occupational Schools**

515,015	515,015 ^a (7.8 FTE)
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^a This amount shall be from the Private Occupational Schools Fund created in Section 12-59-116, C.R.S.

(C) Special Purpose

Western Interstate Commission for Higher Education (WICHE)	108,000	108,000(T) ^a	
WICHE - Optometry	399,000	399,000(T) ^a	
Advanced Technology Grants	825,000		825,000(T) ^b
Veterinary School Program Needs	<u>285,000</u>	285,000 ^c	
	1,617,000		

4,213,848

^a These amounts shall be from statewide and departmental indirect cost recoveries.

^b This amount shall be from Waste Tire Recycling Development Cash Fund moneys deposited in the Advanced Technology Fund, and it is shown for informational purposes only, since moneys in the Advanced Technology Fund are continuously appropriated pursuant to Section 23-1-106.5 (9), C.R.S.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

* Of this amount, \$122,600 shall be from the Western Interstate Commission on Higher Education, and \$162,400(T) shall be from statewide and departmental indirect cost recoveries.

(3) COLORADO COMMISSION ON HIGHER EDUCATION FINANCIAL AID

(A) Need Based Grants

General Need Based Grants	42,627,088	
Governor's Opportunity Scholarships	<u>8,000,000</u>	
	50,627,088	50,627,088

(B) Merit Based Grants	1,500,000	1,500,000
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(C) Work Study⁵¹	15,003,374	15,003,374
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(D) Special Purpose

Required Federal Match	3,376,350	2,076,350	1,300,000
Veterans/Law Enforcement/ POW Tuition Assistance	214,401	214,401	
National Guard Tuition Assistance Fund ⁵²	410,207	410,207	
Native American Students/Fort Lewis College	7,299,164	7,299,164	
Early Childhood Professional Loan Repayment Program ⁵³	<u>5,000</u>		5,000(T) ^a
	11,305,122		

* This amount shall be from federal Child Care Development Funds transferred from the Department of Human Services.

78,435,584

(4) COLLEGE OPPORTUNITY FUND PROGRAM

(A) Stipends

Stipends for an estimated
120,252 eligible full-time
equivalent students attending
state institutions at \$2,400.00 per
30 credit hours

288,604,800

Stipends for an estimated 1,610
eligible full-time equivalent
students attending participating
private institutions at \$1,200.00
per 30 credit hours

1,932,000

290,536,800

290,536,800

**(B) Fee-for-service Contracts
with State Institutions**

208,281,542

208,281,542

498,818,342

(5) GOVERNING BOARDS

**(A) Trustees of Adams State
College^{54, 55}**

17,557,980

17,557,980^a
(286.9 FTE)

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a Of this amount, \$11,116,631(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$6,370,949 shall be from the students' share of tuition, and \$70,400 shall be from academic fees and academic facility fees. Of the amount from the College Opportunity Fund Program, \$3,508,800 shall be from student stipend payments and \$7,607,831 shall be from fee-for-service contracts.

**(B) Trustees of Mesa State
College^{54, 55}**

31,626,940

31,626,940^a
(405.5 FTE)

^a Of this amount, \$17,310,295(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$14,166,645 shall be from the students' share of tuition, and \$150,000 shall be from academic fees and academic facility fees. Of the amount from the College Opportunity Fund Program, \$10,173,600 shall be from student stipend payments and \$7,136,695 shall be from fee-for-service contracts.

**(C) Trustees of Metropolitan
State College of Denver^{54, 55}**

81,230,387

81,230,387^a
(964.9 FTE)

^a Of this amount, \$36,184,800(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$44,499,587 shall be from the students' share of tuition, and \$546,000 shall be from academic fees and academic facility fees. The amount from the College Opportunity Fund Program shall be from student stipend payments.

**(D) Trustees of Western State
College^{54, 55}**

17,317,010

17,317,010^a
(200.8 FTE)

^a Of this amount, \$8,261,718(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$8,850,292 shall be from the students' share of tuition, and \$205,000 shall be from academic fees and academic facility fees. Of the amount from the College Opportunity Fund Program, \$3,722,400 shall be from student stipend payments and \$4,539,318 shall be from fee-for-service contracts.

(E) Board of Governors of the Colorado State University System^{54, 55}

273,704,789

273,704,789^a
(3,417.9 FTE)

^a Of this amount, \$109,183,992(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$158,169,007 shall be from the students' share of tuition, \$6,181,790 shall be from academic fees and academic facility fees, and \$170,000(T) shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S. Of the amount from the College Opportunity Fund Program, \$47,056,800 shall be from student stipend payments and \$62,127,192 shall be from fee-for-service contracts.

(F) Trustees of Fort Lewis College^{54, 55}

31,569,036

31,569,036^a
(413.3 FTE)

^a Of this amount, \$7,435,161(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$22,937,875 shall be from the students' share of tuition, \$1,150,000 shall be from academic fees and academic facility fees, and \$46,000(T) shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S. Of the amount from the College Opportunity Fund Program, \$6,216,000 shall be from student stipend payments and \$1,219,161 shall be from fee-for-service contracts.

(G) Regents of the University of Colorado^{54, 55}

605,747,633

605,747,633^a
(5,971.2 FTE)

^a Of this amount, \$150,672,841(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$437,717,261 shall be from the students' share of tuition, \$16,700,000 shall be from academic fees and academic facility fees, and \$657,531(T) shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S. Of the amount from the College Opportunity Fund Program, \$64,624,800 shall be from student stipend payments and \$86,048,041 shall be from fee-for-service contracts.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(H) Trustees of the Colorado School of Mines^{54, 55}	55,152,413				55,152,413 ^a (465.9 FTE)	
(I) University of Northern Colorado^{54, 55}	82,573,694				82,573,694 ^a (1,000.0 FTE)	
(J) State Board for Community Colleges and Occupational Education State System Community Colleges^{54, 55}	237,303,250				237,303,250 ^a (4,627.7 FTE)	

^a Of this amount, \$17,187,980(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$37,825,433 shall be from the students' share of tuition, and \$139,000 shall be from academic fees and academic facility fees. Of the amount from the College Opportunity Fund Program, \$5,949,600 shall be from student stipend payments and \$11,238,380 shall be from fee-for-service contracts.

^a Of this amount, \$33,590,909(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$48,270,785 shall be from the students' share of tuition, and \$712,000 shall be from academic fees and academic facility fees. Of the amount from the College Opportunity Fund Program, \$21,871,200 shall be from student stipend payments and \$11,719,709 shall be from fee-for-service contracts.

^a Of this amount, \$105,942,015(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$124,457,529 shall be from the students' share of tuition, and \$6,903,706 shall be from academic fees and academic facility fees. Of the amount from the College Opportunity Fund Program, \$89,296,800 shall be from student stipend payments and \$16,645,215 shall be from fee-for-service contracts.

1,433,783,132

**(6) LOCAL DISTRICT
JUNIOR COLLEGE GRANTS
PURSUANT TO SECTION 23-
71-301, C.R.S.**

12,101,934 12,101,934

(7) ADVISORY COMMISSION ON FAMILY MEDICINE

Residency Training Programs

1,576,502

1,576,502(T)^a

^a This amount shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing.

(8) DIVISION OF OCCUPATIONAL EDUCATION

(A) Administrative Costs

900,000

664,923

235,077(T)^a

(9.0 FTE)

^a This amount shall be from statewide and departmental indirect cost recoveries.

**(B) Colorado Vocational Act
Distributions pursuant to
Section 23-8-102, C.R.S.¹⁵**

19,996,048

19,996,048(T)^a

^a This amount shall be a transfer from the Department of Education.

**(C) Area Vocational School
Support**

8,505,528

8,505,528

(D) Sponsored Programs

(1) Administration

2,217,012

(25.2 FTE)

(2) Programs

15,321,254

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
17,538,266						17,538,266
(E) Colorado First Customized Job Training³¹	2,725,022				2,725,022(T) ^a	
	49,664,864					
(9) AURARIA HIGHER EDUCATION CENTER⁵⁴						
Administration	14,322,136			14,322,136(T) ^a		
(128.3 FTE)						
Auxiliary Revenue	<u>50,000</u>			50,000 ^b		
	14,372,136					
(10) COUNCIL ON THE ARTS						
Program Costs	1,416,000	700,000			16,000 ^a	700,000
		(2.0 FTE)				

^a This amount shall be a transfer from the Governor's Office.

^a This amount shall be from the appropriations for the State Board of Community Colleges and Occupational Education, the Trustees of Metropolitan State College, and the Regents of the University of Colorado.

^b This amount shall be from auxiliary revenue.

^a This amount shall be from gifts, grants, and donations.

(11) STATE HISTORICAL SOCIETY

(A) Cumbres and Toltec

Railroad Commission 10,000 10,000

(B) Sponsored Programs

200,055 34,343^a 165,712
(4.0 FTE)

^a This amount shall be from grants and contracts with various sources of cash funds exempt.

(C) Auxiliary Programs

1,478,135 1,338,135^a 140,000^b
(14.5 FTE)

^a This amount shall be from museum shop sales, micro-photo services, public education programs, membership and publication services, traveling exhibits, rentals, and special event fees.

^b This amount shall be from donations and gifts.

(D) Gaming Revenue

Gaming Cities Distribution 5,378,197 5,378,197^a
Statewide Preservation Grant
Program 16,436,324 16,436,324^a
(18.0 FTE)
Society Museum and
Preservation Operations 5,801,705 696,740^b 4,464,965^a 640,000
(90.9 FTE)
27,616,226

^a These amounts shall be from Limited Gaming Revenues deposited in the State Historical Fund, pursuant to Section 12-47.1-1201, C.R.S.

^b This amount shall be from museum admission fees, user charges, and other sources of cash funds.

29,304,416

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
TOTALS PART VI (HIGHER EDUCATION)^{4, 5}	<u>\$2,124,885,766</u>	<u>\$597,931,311</u>		<u>\$20,658,633^a</u>	<u>\$1,485,933,639^a</u>	<u>\$20,362,183</u>

^a Of these amounts, \$540,799,999 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4~~ ~~All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

~~15~~ ~~Department of Education, Assistance to Public Schools, Categorical Programs, and Department of Higher Education, Division of Occupational Education, Colorado Vocational Act Distributions pursuant to Section 23-8-102, C.R.S. -- The Department of Education is requested to work with the Department of Higher Education and to provide to the Joint Budget Committee information concerning the distribution of funds available for each categorical program for state fiscal year 2004-05. For grant~~

programs, such information is requested to include the following: (a) The total number and dollar amount of requests received; (b) the amount awarded or distributed to each district, board of cooperative services, or administrative unit; and (c) a description of the criteria utilized to evaluate requests and to determine grant awards. For other programs, such information is requested to include the following: (a) The total amount distributed to each district, board of cooperative services, or administrative unit; (b) the total amount that each entity would be eligible to receive pursuant to state law and/or State Board of Education rule; and (c) a description of the method or formula used to determine the amount for which entities are eligible and to distribute funds.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~31 Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Colorado First Customized Job Training, and Department of Higher Education, Division of Occupational Education, Colorado First Customized Job Training -- This program is requested to submit to the Joint Budget Committee by November 1, 2005, a detailed plan for accountability, including review criteria for selection of companies to participate, the number of new jobs created by the programs, the number of unemployed and underemployed individuals who were trained and employed by this program, the amount of new personal income, state personal, and corporate income tax generated by this program, the time period for repayment of state investment in this program, and the number of persons taken off state support programs and the money saved thereby.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

47 Department of Higher Education, Colorado Commission on Higher Education, Administration -- It is the intent of the General Assembly that the department, working in conjunction with its divisions shall look for efficiencies through reorganization of functions within the department and its divisions to save staff and resources where possible. Such reorganization shall be complete by September 1, 2005.

48 Department of Higher Education, Colorado Commission on Higher Education, Administration, Financial Aid Research for the General Assembly -- The Department should continue its efforts to provide data on the efficiency and effectiveness of state financial aid in expanding access to higher education for Colorado residents. The Department is requested to provide to the Joint Budget Committee by November 1 of each year an evaluation of financial aid programs, which should include, but not be limited to: 1) an estimate of the amount of federal, institutional, and private resources (including tax credits) devoted to financial aid; 2) the number of recipients from all sources; 3) information on typical awards; and 4) the typical debt loads of graduates. To the extent possible the Department should differentiate the data based on available information about the demographic characteristics of the recipients. To the extent that this information is not currently available, the Department is requested to provide a reasonable estimate, or identify the additional costs that would be associated with collecting the data.

~~49 Department of Higher Education, Colorado Commission on Higher Education, Administration, Financial Aid Research for the General Assembly -- The Department is requested to submit a report to the Joint Budget Committee by November 1, 2005, comparing the retention rates of students receiving Governor's Opportunity Scholarships with retention rates for low-income students receiving other types of financial aid packages.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~50 Department of Higher Education, Colorado Commission on Higher Education, Administration, Financial Aid Research for the General Assembly -- The Department is requested to submit a report to the Joint Budget Committee by November 1 each year documenting the base level of institutional financial aid at each institution and demonstrating that at least 20 percent of any increase in undergraduate resident tuition revenues in excess of inflation is being devoted to need-based financial assistance pursuant to section 23-18-202 (3) (c), C.R.S.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

51 Department of Higher Education, Colorado Commission on Higher Education Financial Aid, Work Study -- It is the intent of the General Assembly to allow the Colorado Commission on Higher Education to roll forward two percent of the Work Study appropriation to the next fiscal year.

52 Department of Higher Education, Colorado Commission on Higher Education Financial Aid, Special Purpose, National Guard Tuition Assistance Fund - It is the intent of the General Assembly that only the minimum funds necessary to pay tuition assistance for qualifying applicants pursuant to section 23-5-111.4, C.R.S. will be transferred to the National Guard Tuition Fund administered by the Department of Military Affairs. Any funds appropriated in this line item that are in excess of the minimum necessary to pay tuition assistance for qualifying applicants may be used for need based financial aid.

~~53 Department of Higher Education, Colorado Commission on Higher Education Financial Aid, Special Purpose, Early Childhood Professional Loan Repayment Program, and Department of Human Services, Division of Child Care, Early Childhood Professional Loan Repayment Program -- It is the intent of the General Assembly that no more than 10 percent of all expenditures from this line item shall be for program administration.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

54 Department of Higher Education, Governing Boards, Trustees of Adams State College; Trustees of Mesa State College; Trustees of Metropolitan State College of Denver; Trustees of Western State College; Board of Governors of the Colorado State

University System; Trustees of Fort Lewis College; Regents of the University of Colorado; Trustees of the Colorado School of Mines; University of Northern Colorado; State Board for Community Colleges and Occupational Education State System Community Colleges; and Auraria Higher Education Center -- Notwithstanding the limitations set forth in subsection (3) of section 1 of this act, the FTE reflected in these line items are shown for informational purposes and are not intended to be a limitation on the budgetary flexibility allowed by section 23-1-104 (1) (a) (I), C.R.S.

55

Department of Higher Education, Governing Boards, Trustees of Adams State College; Trustees of Mesa State College; Trustees of Metropolitan State College of Denver; Trustees of Western State College; Board of Governors of the Colorado State University System; Trustees of Fort Lewis College; Regents of the University of Colorado; Trustees of the Colorado School of Mines; University of Northern Colorado; State Board for Community Colleges and Occupational Education State System Community Colleges -- The tuition increases from which the General Assembly derived the total cash spending authority for each governing board are based on the requested amounts submitted by the institutions as approved by the Colorado Commission on Higher Education, except that tuition spending authority for the University of Colorado includes an additional \$1,603,118 for investment in merit based aid.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART VII
DEPARTMENT OF HUMAN SERVICES**

(1) EXECUTIVE DIRECTOR'S OFFICE**(A) General Administration**

Personal Services	1,943,831					
	(22.4 FTE)					
Health, Life, and Dental	11,943,502					
Short-term Disability	358,717					
S.B. 04-257 Amortization						
Equalization Disbursement	638,967					
Salary Survey and Senior						
Executive Service	6,559,320					
Shift Differential	2,869,556					
Workers' Compensation	6,469,592					
Operating Expenses	494,827					
Legal Services for 18,439 hours	1,188,394					
Administrative Law Judge						
Services	536,778					
Payment to Risk Management and						
Property Funds	2,187,538					
Staff Training	31,870					
Injury Prevention Program ⁵⁶	105,970					
	<u>35,328,862</u>	19,490,281(M)		664,422 ^a	10,455,109 ^b	4,719,050 ^c

^a Of this amount, it is estimated that \$243,152 shall be from patient fees collected by the Mental Health Institutes, \$154,195 shall be from the Records and Reports Fund created in Section 19-1-307 (2.5), C.R.S., and \$267,075 shall be from various sources of cash funds.

^b Of these amounts, it is estimated that \$9,034,525(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, \$305,233 shall be from patient cash collected by the Mental Health Institutes, \$31,870(T) shall be from moneys in the Conferences and Training Fund, \$1,350(T) shall be from the Department of Health Care Policy and Financing, and \$1,082,131 shall be from various sources of exempt cash funds.

^c Of this amount, it is estimated that \$707,332 shall be from the Temporary Assistance for Needy Families Block Grant, \$630,953 shall be from Section 110 vocational rehabilitation funds, \$280,000 shall be from Child Care Development Funds, \$261,097 shall be from federal cost allocation recoveries, \$240,443 shall be from the Substance Abuse Prevention and Treatment Block Grant, and \$2,599,225 shall be from various sources of federal funds.

(B) Special Purpose

Office of Performance Improvement	4,400,645 (68.1 FTE)	1,636,349	128,440 ^a	697,861 ^b	1,937,995 ^c
Administrative Review Unit	1,832,303 (20.0 FTE)	1,117,174(M)			715,129 ^d
Records and Reports of Child Abuse or Neglect	279,249		279,249 ^e (5.0 FTE)		
Juvenile Parole Board	179,392 (2.2 FTE)	179,392			
Developmental Disabilities Council	829,466 (6.0 FTE)				829,466 ^f
Health Insurance Portability and Accountability Act of 1996 - Security Remediation	288,588 (2.0 FTE)	214,549		54,856 ^b	19,183 ^g
	<u>7,809,643</u>				

^a It is estimated that this amount shall be from various sources of cash funds.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	43,138,505					
(2) OFFICE OF INFORMATION TECHNOLOGY SERVICES						
Personal Services (82.2 FTE)	5,781,837	4,158,632		23,005 ^a	524,321 ^b	1,075,879 ^c
Operating Expenses	386,576	307,488			16,040(T) ^d	63,048 ^e
Purchase of Services from Computer Center	4,970,442	2,169,062		6,737 ^e	3,396 ^f	2,791,247 ^e
Microcomputer Lease Payments	726,192	406,397		20,824 ^g	173,215 ^h	125,756 ^e
Colorado Trails (48.0 FTE)	9,174,047	4,953,054				4,220,993 ⁱ
County Financial Management System	1,515,836	781,835				734,001 ^e
Health Information Management System	334,968	207,090			127,878(T) ^j	
Client Index Project	156,116	89,634				66,482 ^e

^b Of this amount it is estimated that \$669,626(T) shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing, \$50,000 shall be from patient cash collected by the Mental Health Institutes, and \$33,091 shall be from various sources of exempt cash funds.

^c Of this amount, it is estimated that \$1,216,222 shall be from federal cost allocation recoveries, and \$721,773 shall be from various sources of federal funds.

^d This amount shall be from Title IV-E of the Social Security Act.

^e This amount shall be from the Records and Reports Fund created in Section 19-1-307 (2.5), C.R.S.

^f This amount shall be from Title I of the Developmental Disabilities Assistance and Bill of Rights Act 2000.

^g This amount shall be from the Substance Abuse Prevention and Treatment Block Grant.

National Aging Program Information System	93,114	15,526		7,752(L) ^k	69,836 ^l
Colorado Benefits Management System (CBMS) ^{46a, 46b}	15,471,573 (36.1 FTE)	2,428,285	1,241,573 ^m	5,370,182(T) ⁿ	6,431,533 ^o
Multiuse Network Payments Communications Services	2,093,818 <u>78,669</u>	1,277,229 57,428	20,938 ^e	167,505 ^h 21,241 ^p	628,146 ^c
		40,783,188			

^a This amount shall be from patient fees from the Mental Health Institutes.

^b Of this amount, it is estimated that \$290,754(T), including \$215,277 Medicaid cash funds, shall be from the Department of Health Care Policy and Financing, \$112,729 shall be from patient revenues collect by the Mental Health Institutes, and \$120,838 shall be from various sources of cash funds exempt.

^c Of these amounts, \$1,038,123 shall be from the Temporary Assistance for Needy Families Block Grant, \$420,674 shall be from Child Care Development Funds, and it is estimated that \$1,628,318 shall be from Food Stamp funds, \$118,460 shall be from federal Alcohol and Drug Abuse block grant funds, and \$2,278,984 shall be from various sources of federal funds.

^d This amount shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^e Of this amount, it is estimated that \$4,244 shall be from patient fees from the Mental Health Institutes and \$2,493 shall be from the Records and Reports Cash Fund created in Section 19-1-307 (2.5), C.R.S.

^f Of this amount, it is estimated that \$3,086(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$310 shall be from various sources of cash exempt funds.

^g These amounts shall be from various sources of cash funds.

^h Of these amounts, it is estimated that \$184,411(T) shall be Medicaid funds from the Department of Health Care Policy and Financing and \$156,309 shall be from various sources of cash exempt funds.

ⁱ Of this amount, it is estimated that \$2,705,234 shall be from Title IV-E of the Social Security Act, \$1,364,225 shall be from the Temporary Assistance to Needy Families Block Grant, and \$151,534 shall be from the Child Care Development Fund.

^j Of this amount, it is estimated that \$106,267 shall be from Mental Health Institutes, \$12,021 shall be from the department's Regional Centers, and \$9,590 shall be from the Division of Youth Corrections.

^k This amount shall be from local funds.

^l This amount shall be from Title III Older Americans Act funds.

^m It is estimated that these amounts shall be from the Old Age Pension Fund created pursuant to Article XXIV of the State Constitution.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a This amount shall be transferred from the Department of Health Care Policy and Financing and shall include \$3,976,194 Medicaid cash funds, \$838,559 from the Children's Basic Health program, and \$555,429 from state medical programs.

^o Of this amount, \$4,417,134 shall be from the Temporary Assistance for Needy Families Block Grant and it is estimated that \$2,014,399 shall be from Food Stamp funds.

^p This amount shall be from various cash exempt sources.

(3) OFFICE OF OPERATIONS

(A) Administration

Personal Services	21,455,920					
	(458.4 FTE)					
Operating Expenses	2,307,149					
Vehicle Lease Payments	660,586					
Leased Space	2,751,212					
Capitol Complex Leased Space	1,077,237					
Utilities	<u>5,446,376</u>					
	33,698,480	18,093,082(M)		517,644 ^a	11,018,820 ^b	4,068,934 ^c

^a Of this amount, it is estimated that \$410,366 shall be from patient cash collected by the Mental Health Institutes, \$11,804 shall be from the Business Enterprise Program, and \$95,474 shall be from various sources of cash funds.

^b Of this amount, it is estimated that \$5,402,873(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, \$4,065,083 shall be from patient cash collected by the Mental Health Institutes, which includes \$2,915,619(T) from revenue earned from Mental Health Community Capitation, \$1,078,281(T) shall be from the Department of Corrections, \$43,484(T) shall be from the Department of Military Affairs, and \$429,099 shall be from various sources of cash funds exempt.

^e Of this amount, it is estimated that \$860,115 shall be from Section 110 vocational rehabilitation funds, \$784,328 shall be from the Social Security Administration for disability determination services, \$211,821 shall be from the Substance Abuse Prevention and Treatment Block Grant, \$58,362 shall be from the U.S. Department of Health and Human Services, Office of Refugee Resettlement, \$4,000 shall be from the Temporary Assistance for Needy Families Block Grant, and \$2,150,308 shall be from various sources of federal funds including indirect cost recoveries.

(B) Special Purpose

Utility Recovery Fund	382,027		382,027 ^a
Buildings and Grounds Rental	891,331	222,756 ^b	668,575 ^c
	(6.5 FTE)		
State Garage Fund	442,182		442,182 ^d
	<u>(2.1 FTE)</u>		
	1,715,540		

^a This amount shall be from the Utility Recovery Fund, pursuant to Section 24-30-2003, C.R.S.

^b This amount shall be from the Buildings and Grounds Fund pursuant to Section 25-1-118, C.R.S.

^c This amount shall be from reserves in the Buildings and Grounds Fund.

^d This amount shall be from moneys in the State Garage Fund collected from other state agencies pursuant to Section 24-30-1104(2)(b), C.R.S.

35,414,020

(4) COUNTY ADMINISTRATION

County Administration	43,683,325	13,163,290(M)	17,587,080 ^a	12,932,955 ^b
County Contingency Payments pursuant to Section 26-1-126, C.R.S.	11,069,321	11,069,321		
County Share of Offsetting Revenues	3,700,344		3,700,344 ^c	
County Incentive Payments	<u>2,344,551</u>		2,344,551 ^d	
	60,797,541			

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(5) DIVISION OF CHILD WELFARE^{57, 58, 59}						
Administration (25.0 FTE)	2,216,837	1,495,101(M)			60,506(T) ^a	661,230 ^b
Training	4,928,419	2,295,012(M)			37,230(L) ^c	2,596,177 ^d
Foster and Adoptive Parent Recruitment, Training, and Support (1.0 FTE)	327,036	261,628(M)				65,408 ^b
Child Welfare Services ⁶⁰	315,785,901 ^e	106,624,934			123,463,248 ^f	85,697,719 ^g
Excess Federal Title IV-E Distributions for Related County Administrative Functions	1,632,000				1,632,000 ^h	
Excess Federal Title IV-E Reimbursements ⁶¹	6,168,000				6,168,000 ^h	
Family and Children's Programs ^{62, 63}	43,464,478	36,610,071			4,887,301(L) ^c	1,967,106 ^b
Performance-based Collaborative Management Incentives	550,000				550,000 ⁱ	

^a Of this amount, \$8,789,703(L) shall be from local funds and \$8,797,377(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^b Of this amount, it is estimated that \$1,969,370 shall be from the Title XX Social Services Block Grant and \$10,963,585 shall be from various sources of federal funds.

^c This amount shall be from the counties' share of offsetting cash funds exempt revenues, including retained child support collections, retained fraud refunds, state revenue intercepts, and other refunds.

^d This amount shall be from the State's share of retained child support collections and fraud refunds.

Integrated Care Management Program Incentives	1,650,000		1,650,000 ^j	
Independent Living Programs	2,896,987			2,896,987 ^k
Promoting Safe and Stable Families Program	4,245,353 (2.0 FTE)	44,984(M)	1,016,354(L) ^c	3,184,015 ^l
Federal Child Abuse Prevention and Treatment Act Grant	441,384			441,384 ^m (3.0 FTE)
	<hr/>	384,306,395		

^a This amount shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^b These amounts shall be from Title IV-E of the Social Security Act.

^c These amounts shall be from local funds.

^d Of this amount, \$255,716 shall be from the Title XX Social Services Block Grant and \$2,340,461 shall be from Title IV-E of the Social Security Act.

^e For informational purposes, this amount includes \$4,624,011 that is anticipated to be initially held out from state and federal funds that are allocated to county departments of social services for the administration and provision of child welfare services, including the following estimated amounts: \$3,208,511 for parental fee reimbursements to counties pursuant to Section 26-5-104 (2), C.R.S., \$969,000 for tribal placements of Native American children, \$346,500 for a statewide insurance policy for county-administered foster homes, and \$100,000 for contractual services related to the allocation of funds among counties. The remaining \$311,161,890 includes the following amounts: \$225,326,757 in state and federal funds to be allocated to county departments of social services pursuant to Section 26-5-104, C.R.S., \$48,207,018 to represent the estimated local share of child welfare services expenditures, and \$37,628,115 in federal Medicaid funds estimated to be available to county departments of social services for certain expenditures.

^f Of this amount, \$75,256,230(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$48,207,018(L) shall be from local funds.

^g Of this amount, \$58,987,857 shall be from Title IV-E of the Social Security Act, \$22,690,313 shall be from the Title XX Social Services Block Grant, and \$4,019,549 shall be from Title IV-B, Subpart 1, of the Social Security Act.

^h These amounts shall be from the Excess Federal Title IV-E Reimbursements Cash Fund created in Section 26-1-111 (2) (d) (II) (C), C.R.S.

ⁱ This amount shall be from reserves in the Performance-based Collaborative Management Incentive Cash Fund created in Section 24-1.9-104 (1), C.R.S.

^j This amount shall be from reserves in the Performance Incentive Cash Fund created in Section 26-5-105.5 (3.2) (a), C.R.S.

^k This amount shall be from Title IV-E of the Social Security Act. This amount includes an estimated \$2,184,202 for the Chafee Foster Care Independence Program and \$712,785 for the Education and Training Voucher Program.

APPROPRIATION FROM

	ITEM & SUBTOTAL		TOTAL	APPROPRIATION FROM				
	\$	\$		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
			\$	\$	\$	\$	\$	\$
(6) DIVISION OF CHILD CARE								
Child Care Licensing and Administration	5,999,320	(62.0 FTE)		2,185,779(M)		645,114 ^a		3,168,427 ^b
Fines Assessed Against Licensees	37,500					37,500 ^c		
Child Care Licensing System Upgrade Project	245,904							245,904 ^d
Child Care Assistance Program	74,768,237			15,860,909			9,188,419(L) ^c	49,718,909 ^f
Grants to Improve the Quality and Availability of Child Care	300,000							300,000 ^d
Federal Discretionary Child Care Funds Earmarked for Certain Purposes	3,899,004							3,899,004 ^d
Pilot Program for Community Consolidated Child Care Services	972,438							972,438 ^d
School-readiness Child Care Subsidization Program	2,225,208							2,225,208 ^d (0.5 FTE)
Early Childhood Professional Loan Repayment Program ⁵³	5,000							5,000 ^d
Early Childhood and School Readiness Commission	26,100						26,100 ^g	
			88,478,711					

¹ This amount shall be from Title IV-B, Subpart 2, of the Social Security Act.

^m This amount shall be from the Child Abuse Prevention and Treatment Act state grant.

^a This amount shall be from the Child Care Licensing Cash Fund established pursuant to Section 26-6-105 (4), C.R.S.

^b Of this amount, \$2,998,036 shall be from Child Care Development Funds and \$170,391 shall be from Title IV-E of the Social Security Act.

^c This amount shall be from the Child Care Cash Fund established pursuant to Section 26-6-114 (5), C.R.S.

^d These amounts shall be from Child Care Development Funds.

^e This amount shall be from local funds. This amount includes \$1,700,000 that is estimated to be the local share of the costs of administering the Child Care Assistance Program.

^f Of this amount, \$48,718,909 shall be from Child Care Development Funds and \$1,000,000 shall be from the Title XX Social Services Block Grant.

^g This amount shall be from the Early Childhood and School Readiness Cash Fund, pursuant to Section 26-6-306.5, C.R.S.

(7) OFFICE OF SELF SUFFICIENCY

(A) Administration

Personal Services	2,289,914		
	(29.0 FTE)		
Operating Expenses	<u>112,189</u>		
	2,402,103	493,094	1,909,009 ^a

^a Of this amount, \$1,044,383 shall be from the Temporary Assistance for Needy Families Block Grant and \$864,626 shall be from various sources of federal funds

(B) Colorado Works Program

County Block Grants ^{64, 65}	166,914,776	627,726	24,778,413 ^a	141,508,637 ^b
Reimbursement to Counties for Prior Year Expenditures Due to Reduction in Federal Maintenance of Effort Requirement	5,524,726			5,524,726 ^b
Short-term Works Emergency Fund	1,000,000			1,000,000 ^b
County Reserve Accounts	20,279,231			20,279,231 ^b
County Training ⁶⁶	390,134			390,134 ^b
Domestic Violence Training	122,347			122,347 ^b
				(1.0 FTE)

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Domestic Abuse Program	1,000,000					350,000 ^c	650,000 ^b
	(2.0 FTE)						
Works Program Evaluation	500,000						500,000 ^b
Workforce Development Council	65,000						65,000 ^b
	<u>195,796,214</u>						

^a Of this amount, \$22,433,862(L) shall be from local funds and \$2,344,551 is estimated to be from the State's share of cash funds exempt revenues, including retained child support collections, retained fraud refunds, state revenue intercepts, and other refunds. Of the amount appropriated from local funds, \$3,700,344 is estimated to be from the local share of cash funds exempt revenues, including retained child support collections, fraud refunds, state revenue intercepts, and other refunds.

^b These amounts shall be from the Temporary Assistance for Needy Families Block Grant.

^c This amount shall be from donations to the Colorado Domestic Abuse Program and from reserves in the Colorado Domestic Abuse Program Fund, established pursuant to Section 39-22-802, C.R.S.

(C) Special Purpose Welfare Programs

(1) Low Income Energy

Assistance Program	34,054,646				2,500,000 ^a	31,554,646 ^b
	(6.6 FTE)					

(2) Food Stamp Job Search Units

Program Costs	2,004,536	150,862			409,382 ^c	1,444,292 ^d
	(6.2 FTE)					

Supportive Services	<u>261,452</u>	78,435			52,291 ^c	130,726 ^d
	2,265,988					

(3) Food Distribution Program	513,458	24,958		218,002 ^e	17,000 ^f	253,498 ^d
	(6.5 FTE)					

(4) Low-Income Telephone Assistance Program	86,668 (0.9 FTE)			86,668(T) ^g	
(5) Income Tax Offset	32,922	16,461(M)			16,461 ^h
(6) Electronic Benefits Transfer Service	3,175,218 (5.0 FTE)	331,082	741,682 ⁱ	634,993(L) ^j	1,467,461 ^k
(7) Refugee Assistance	3,647,244				3,647,244 (10.0 FTE)
(8) Systematic Alien Verification for Eligibility	48,530 (1.0 FTE)	9,955		28,620(T) ^l	9,955
	<u>43,824,674</u>				

^a This amount shall be from the Colorado Energy Assistance Foundation.

^b Of this amount, \$30,054,646 shall be from the federal Office of Energy Assistance and \$1,500,000 shall be from the Temporary Assistance for Needy Families Block Grant.

^c Of these amounts, \$261,673(L) shall be from county matching funds and \$200,000 shall be from in-kind donations.

^d These amounts shall be from the U.S. Department of Agriculture.

^e This amount shall be from recipient agencies.

^f This amount shall be from gifts, grants and donations.

^g This amount shall be from the Department of Regulatory Agencies.

^h Of this amount, \$13,666 shall be from the Temporary Assistance for Needy Families Block Grant and \$2,795 shall be from various sources of federal funds.

ⁱ Of this amount, it is estimated that \$487,986 shall be from the Electronic Benefits Transfer Service Fund created in Section 26-2-104 (2) (d) (II), C.R.S., and it is estimated that \$253,696 shall be from the Old Age Pension Fund authorized in Article XXIV, Section 1 of the Colorado Constitution.

^j This amount shall be from local funds.

^k Of this amount, \$204,679 shall be from the Temporary Assistance for Needy Families Block Grant, \$35,575 shall be from Child Care Development Funds, and \$1,227,207 shall be from various sources of federal funds.

^l This amount shall be from the Department of Health Care Policy and Financing.

(D) Child Support Enforcement

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
Automated Child Support Enforcement System	11,390,851 (37.9 FTE)		3,727,880(M)		145,010 ^a	281,489 ^b	7,236,472 ^c
Child Support Enforcement	1,958,524 (24.5 FTE)		665,898				1,292,626 ^c
	<u>13,349,375</u>						

^a This amount shall be from the State's share of revenues earned on funds in the Family Support Registry.

^b This amount shall be from the federal government's share of revenues earned on funds in the Family Support Registry.

^c These amounts shall be from Title IV-D of the Social Security Act.

(E) Disability Determination Services

Program Costs	16,086,519 (134.5 FTE)						16,086,519
		271,458,885					

(8) MENTAL HEALTH AND ALCOHOL AND DRUG ABUSE SERVICES

(A) Administration

Personal Services ⁶⁷	1,179,775 (16.6 FTE)		137,371(M)			378,087 ^a	664,317 ^b
Operating Expenses	33,690		20,431			11,274 ^a	1,985 ^b
Federal Programs and Grants	1,684,458 (3.0 FTE)						1,684,458 ^b

Supportive Housing and Homeless Program	15,634,228 (12.5 FTE)			15,634,228 ^b
Traumatic Brain Injury Trust Fund	1,967,120 (1.0 FTE)		1,505,422 ^c	461,698 ^d
	<u>20,499,271</u>			

^a Of this amount, \$299,003(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, and \$90,358 shall be from patient revenues earned by the Mental Health Institutes.

^b Of this amount, \$15,634,228 shall be from the U.S. Department of Housing and Urban Development, \$533,609 shall be from the Mental Health Services Block Grant, \$121,202 shall be from the Substance Abuse Prevention and Treatment Block Grant, and \$1,695,949 shall be from various sources of federal funds.

^c This amount shall be from the Colorado Traumatic Brain Injury Trust Fund, created pursuant to Section 26-1-309 (1), C.R.S.

^d This amount shall be from reserves in the Colorado Traumatic Brain Injury Trust Fund, created pursuant to Section 26-1-309 (1), C.R.S.

(B) Mental Health Community Programs

(1) Mental Health Services for the Medically Indigent

Services for 6,981 Indigent Mentally Ill Clients ^{68, 69}	21,069,283	15,371,195		5,698,088 ^a
Assertive Community Treatment Programs ⁶⁸	1,237,872	618,936	618,936(L) ^b	
Alternatives to Inpatient Hospitalization at the Mental Health Institute at Pueblo ⁶⁸	912,768	912,768		
Alternatives to Inpatient Hospitalization at the Mental Health Institute at Fort Logan ⁶⁸	595,151	595,151		
Alternatives to the Fort Logan Aftercare Program ⁶⁸	182,341	182,341		

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Enhanced Mental Health Pilot Services for Detained Youth	477,500		477,500				
Juvenile Mental Health Pilot (H.B. 00-1034) ⁶⁸	357,408		178,704			178,704(L) ^b	
Alternatives to Inpatient Hospitalization for Youth ⁶⁸	251,208		251,208				
	<u>25,083,531</u>						

^a Of this amount, it is estimated that \$5,209,448 shall be from the Mental Health Services Block Grant and \$488,640 shall be from the Homeless Prevention Block Grant.

^b These amounts shall be from local matching funds.

(2) Goebel Lawsuit

Goebel Lawsuit Settlement ^{68, 70}	18,474,147		6,423,540 (2.0 FTE)			12,050,607(T) ^a	
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^a Of this amount, \$11,888,698 shall be from Medicaid funds transferred from the Department of Health Care Policy and Financing, and \$161,909 shall be from the Division of Vocational Rehabilitation.

**(3) Residential Treatment for
Youth (H.B. 99-1116)⁶⁸**

	762,812		200,000			562,812 ^a	
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^a Of this amount, \$472,423(T) shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing and \$90,389 shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104.5 (1) (k), C.R.S.

(C) Mental Health Institutes^{71, 72, 72a}

Mental Health Institutes	80,172,875			
	(1,195.2 FTE)			
General Hospital	3,262,214			
	(36.0 FTE)			
Educational Programs	652,570			
	(15.0 FTE)			
Indirect Cost Assessment	<u>214,279</u>			
	84,301,938	63,611,769	1,859,889 ^a	18,830,280 ^b

^a Of this amount, \$1,471,221 shall be from patient revenues and \$388,668 shall be from school districts and counties for the operation of residential treatment centers.

^b Of this amount, \$14,263,099 shall be from patient revenues, \$4,295,056(T) shall be from the Department of Corrections, \$260,125(T) shall be from the Department of Education, and \$12,000(T) shall be from Regional Centers. For informational purposes only, of the patient revenues, \$4,345,006(T) is estimated to be from revenue earned from Medicaid Mental Health Community Capitation transferred from the Department of Health Care Policy and Financing, \$4,577,552 is estimated to be from federal and other sources of patient revenues, \$817,721(T) is estimated to be from the Division of Youth Corrections and the Department of Health Care Policy and Financing for the operation of Residential Treatment Centers, and \$4,522,820(T) is estimated to be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

(D) Alcohol and Drug Abuse Division⁶

(1) Administration

Personal Services	1,781,412	37,805 ^a	318,635 ^b	1,424,972 ^c
	(27.3 FTE)			
Operating Expenses	252,271	80,188 ^a	149,743 ^b	22,340 ^c
Other Federal Grants	126,500			126,500 ^d
Indirect Cost Assessment	<u>243,723</u>	3,280 ^a		240,443 ^c
	2,403,906			

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a Of these amounts, it is estimated that \$27,774 shall be from the Law Enforcement Assistance Fund, pursuant to Section 43-4-402 (2), C.R.S., \$83,324 shall be from the Persistent Drunk Driver Cash Fund, pursuant to Section 42-3-130.5, C.R.S., \$5,175 shall be from the Controlled Substances Program Fund, pursuant to Section 12-22-306, C.R.S., and \$5,000 shall be from the Addiction Counselor Training Fund, pursuant to Section 25-1-211, C.R.S.

^b Of these amounts, \$440,993(T) shall be from funds transferred from the Judicial Department for the Alcohol and Drug Driving Safety Program, \$17,213(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, and \$10,172 shall be from reserves in the Law Enforcement Assistance Fund, pursuant to Section 43-4-402 (2), C.R.S.

^c These amounts shall be from the Substance Abuse Prevention and Treatment Block Grant.

^d This amount shall be from various federal substance abuse and treatment grants.

(2) Community Programs

(a) Treatment Services

Treatment and Detoxification Contracts ^{68, 68a}	21,323,973	9,547,704		1,002,616 ^a	425,706 ^b	10,347,947 ^c
Case Management for Chronic Detoxification Clients ⁶⁸	369,212	2,329				366,883 ^c
High Risk Pregnant Women Program ⁶⁸	<u>952,986</u>				952,986(T) ^d	
	22,646,171					

^a Of this amount, \$752,616 shall be from the Drug Offender Surcharge Fund, pursuant to Section 18-19-103 (4), C.R.S., and \$250,000 shall be from the Persistent Drunk Driver Cash Fund, pursuant to Section 42-3-130.5, C.R.S.

^b Of this sum, \$275,706(T) shall be from moneys appropriated to the Department of Public Safety, Community Corrections, Substance Abuse Treatment Program, and \$150,000 shall be from reserves in the Persistent Drunk Driver Cash Fund, pursuant to Section 42-3-130.5, C.R.S.

^c These amounts shall be from the Substance Abuse Prevention and Treatment Block Grant.

^d This amount shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

(b) Prevention and Intervention			
Prevention Contracts	3,831,230	5,000 ^a	3,826,230 ^b
Persistent Drunk Driver Programs	503,030	503,030 ^c	
Law Enforcement Assistance Fund Contracts	<u>250,000</u>	250,000 ^d	
	4,584,260		

^a This amount shall be from the Tobacco Use Prevention Fund, pursuant to Section 24-35-507, C.R.S.

^b It is anticipated that this amount shall be from the Substance Abuse Prevention and Treatment Block Grant.

^c This amount shall be from the Persistent Drunk Driver Cash Fund, pursuant to Section 42-3-130.5, C.R.S.

^d This amount shall be from the Law Enforcement Assistance Fund, created in Section 43-4-401, C.R.S. If cash revenues from this source are insufficient to cover this appropriation, reserves in the Law Enforcement Assistance Fund may be used to cover the balance of the appropriation.

(c) Other Programs			
Federal Grants	921,291	195,500(T) ^a	725,791 ^b
Balance of Substance Abuse Block Grant Programs ⁶⁸	<u>6,013,790</u>	178,398	5,835,392 ^c
	6,935,081		

^a This amount reflects federal funds estimated to be transferred from the Department of Public Safety.

^b This amount includes estimated receipts for various federal substance abuse prevention and treatment grants.

^c It is anticipated that this amount shall be from the Substance Abuse Prevention and Treatment Block Grant.

185,691,117

(9) SERVICES FOR PEOPLE WITH DISABILITIES

(A) Developmental Disability Services

(1) Community Services

Personal Services	2,441,547	251,911	2,189,636(T) ^a
	(31.4 FTE)		

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Department of Human Services

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Operating Expenses	147,532				147,532(T) ^a	
Community and Contract Management System Replacement ⁷³	245,654	46,282			199,372(T) ^a	
Adult Program Costs ^{74, 75}	265,676,518	10,875,507			254,801,011 ^b	
Federally-matched Local Program Costs	19,807,076				19,807,076(T) ^c	
Preventive Dental Hygiene ⁷⁶	<u>60,483</u>	56,990			3,493(L) ^d	
	288,378,810					

^a These amounts shall be from Medicaid cash funds appropriated to the Department of Health Care Policy and Financing.

^b Of this amount, \$223,588,760(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, \$23,714,152 shall be from client cash sources, \$7,006,785(L) shall be from local matching funds, and \$491,314(T) shall be from the Division of Vocational Rehabilitation. Up to 3.0 percent of the Medicaid funds appropriated, if not expended prior to July 1, 2006, shall be rolled forward for expenditure in FY 2006-07.

^c This amount shall be from Medicaid cash funds appropriated to the Department of Health Care Policy and Financing that originate as local cash funds exempt and federal funds. Up to 3.0 percent of the Medicaid funds appropriated, if not expended prior to July 1, 2006, shall be rolled forward for expenditure in FY 2006-07.

^d This amount shall be from local funds.

(2) Regional Centers

Personal Services	39,143,254
	(887.4 FTE)
Operating Expenses	2,165,326
Capital Outlay - Patient Needs	80,249
Leased Space	200,209
Resident Incentive Allowance	138,176

Purchase of Services	<u>262,442</u>			
	41,989,656		2,638,608 ^a	39,351,048(T) ^b

^a This amount shall be from client cash revenues.

^b This amount shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing and shall include \$743,200 for facility fees pursuant to Section 26-4-410(1)(d)(I), C.R.S.

(3) Services for Children and Families				
Program Funding ^{17,77}	17,487,726	12,947,330		4,540,396 ^a

^a Of this amount, \$3,813,077(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$727,319(L) shall be from local funds. Up to 3.0 percent of the Medicaid funds appropriated, if not expended prior to July 1, 2006, shall be rolled forward for expenditure in FY 2006-07.

(4) Work Therapy Program				
Program Costs	465,088		325,000 ^a	140,088 ^b
	(1.5 FTE)			

^a This amount shall be from the Work Therapy Cash Fund, authorized pursuant to Section 27-10-118, C.R.S.

^b Of this amount, it is estimated that \$26,411 shall be from Work Therapy Cash Fund reserves and \$113,677 shall be from various sources of cash funds exempt.

(B) Division of Vocational Rehabilitation

Rehabilitation Programs - General				
Fund Match	14,809,258	3,147,443(M)		11,661,815 ^a
	(200.5 FTE)			
Rehabilitation Programs - Local				
Funds Match	20,046,877		65,977 ^b	4,204,008 ^c
	(9.0 FTE)			15,776,892 ^d
Business Enterprise Program for				
People who are Blind	853,860		137,505 ^e	43,678 ^f
	(5.0 FTE)			672,677

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Business Enterprise Program - Program Operated Stands, Repair Costs, and Operator Benefits	659,000			242,990 ^e	235,000 ^f	181,010
Independent Living Centers and State Independent Living Council ^{77a}	690,942	241,916			44,902(L) ^g	404,124
Independent Living Centers - Vocational Rehabilitation Program ^{77a}	440,474	93,821				346,653
Appointment of Legal Interpreters for the Hearing Impaired	62,442	62,442				
Colorado Commission for the Deaf and Hard of Hearing	494,021				494,021 ^h (1.0 FTE)	
Older Blind Grants	<u>440,278</u>				44,028 ⁱ	396,250
	38,497,152					

^a This amount shall be from Section 110 and Section 203 vocational rehabilitation funds.

^b This amount is estimated to be from counties. It is the intent of the General Assembly that the Division not over-expend its cash funds appropriation.

^c Of this amount, it is estimated that \$3,602,827(T) shall be from the Department of Education on behalf of school districts, \$324,607(T) shall be from Mental Health and Alcohol and Drug Abuse Services, including \$55,000 for a Mental Health Corporation of Denver pilot program, \$271,574 shall be from community colleges, and \$5,000 shall be from donations and various sources of cash funds exempt.

^d This amount shall be from Section 110 vocational rehabilitation funds.

^e These amounts are estimated to be from the Business Enterprise Program Cash Fund, pursuant to Section 26-8.5-107, C.R.S.

^f These amounts shall be from reserves in the Business Enterprise Program Cash Fund.

^g This amount shall be from local recipients of Independent Living Grants.

^b This amount shall be from the Colorado Commission for the Deaf and Hard of Hearing Cash Fund pursuant to Section 26-21-107, C.R.S.

¹ This amount shall be from recipients of Older Blind Grant funds.

(C) Homelake Domiciliary and State and Veterans Nursing Homes

(1) Homelake Domiciliary^{78, 79}

Personal Services	784,333			
	(16.4 FTE)			
Operating Expenses	308,980			
Utilities	<u>95,071</u>			
	1,188,384	167,761	625,811 ^a	394,812 ^b

^a This amount shall be from receipts for resident care.

^b This amount reflects anticipated federal per diem payments for veteran residents.

(2) State and Veterans Nursing Homes

Program Costs	37,901,499		31,344,540 ^a	6,556,959 ^b
	(673.4 FTE)			

^a This amount is shown for informational purposes only and reflects estimated operating costs for the nursing homes that are funded with resident payments for care that are deposited to the Central Fund for State Nursing Homes. The six state and veterans nursing homes are enterprises that have continuous spending authority pursuant to Sections 26-12-108 and 110, C.R.S.

^b This amount is shown for informational purposes only and reflects estimated operating costs for the nursing homes that are funded by federal per diem payments for veteran residents that are deposited to the Central Fund for State Nursing Homes. The six state and veterans nursing homes are enterprises that have continuous spending authority pursuant to Sections 26-12-108 and 110, C.R.S.

425,908,315

(10) ADULT ASSISTANCE PROGRAMS

(A) Administration	468,194	36,637	92,491 ^a	339,066 ^b
	(5.0 FTE)			

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(B) Old Age Pension Program							
Cash Assistance Programs	65,323,082				65,323,082 ^a		
Refunds	588,362					588,362 ^b	
Burial Reimbursements	918,364				918,364 ^a		
State Administration	1,034,204				1,034,204 ^a		
	(14.0 FTE)						
County Administration	3,763,093				3,763,093 ^a		
OAP Colorado Benefits							
Management System Costs	1,286,558				1,286,558 ^a		
OAP Electronic Benefits Transfer							
Service System Costs	<u>341,443</u>				341,443 ^a		
	73,255,106						

^a These amounts shall be from the Old Age Pension Fund pursuant to Article XXIV, Section 1 of the Colorado Constitution. For purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution these moneys are included for informational purposes as they are continuously appropriated by Article XXIV of the State Constitution.

^b Of this amount, \$523,871 shall be from cash funds exempt revenue, including refunds and state revenue intercepts, and \$64,491(T) shall be a transfer of funding from the Department of Health Care Policy and Financing.

(C) Other Grant Programs

Aid to the Needy Disabled State Supplemental Grant Program ^{80, 81}	5,474,781	5,049,465	425,316 ^a
Aid to the Blind State Supplemental Grant Program ^{80, 81}	26,487	25,040	1,447(L) ^b
Aid to the Needy Disabled State-only Grant Program	14,599,424	9,621,423	4,978,001 ^c
Burial Reimbursements	508,000	402,985	105,015 ^d
Home Care Allowance ⁸¹	10,880,411		10,880,411(T) ^e
Adult Foster Care ⁸¹	157,469		157,469(T) ^e
	<u>31,646,572</u>		

^a Of this amount, \$303,991(L) shall be from local funds and \$121,325 shall be from cash funds exempt revenues, including refunds and state revenue intercepts.

^b This amount shall be from local funds.

^c Of this amount, \$1,919,885 shall be from federal interim assistance reimbursement payments, \$192,068 shall be from other refunds, and \$2,866,048(L) shall be from local funds.

^d Of this amount, \$100,744(L) shall be from local funds and \$4,271 shall be from cash funds exempt revenues, including refunds.

^e These amounts shall be from the Department of Health Care Policy and Financing.

(D) Community Services for the Elderly

Administration	619,756 (7.0 FTE)	164,848(M)		454,908 ^a
Colorado Commission on Aging	74,441 (1.0 FTE)	19,170(M)		55,271 ^a
Senior Community Services Employment	860,537			860,537 ^b
Older Americans Act Programs	13,421,182 (0.5 FTE)	489,694(M)	3,126,763(L) ^c	9,804,725 ^a
National Family Caregiver Support Program	1,420,414	142,041	213,062(L) ^c	1,065,311 ^a
State Ombudsman Program ⁸²	222,031	61,898(M)	1,800(T) ^d	158,333 ^a
State Funding for Senior Services	3,000,000	1,000,000	2,000,000 ^e	

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Area Agencies on Aging Administration	<u>981,915</u>						981,915 ^a
	20,600,276						

^a These amounts shall be from Title III of the Older Americans Act.

^b This amount shall be from Title V of the Older Americans Act.

^c These amounts, shown for informational purposes only, shall be from local funds.

^d This amount shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing.

^e This amount shall be from the Older Coloradans Cash Fund pursuant to Section 26-11-205.5 (5), C.R.S.

125,970,148

(11) DIVISION OF YOUTH CORRECTIONS⁶**(A) Administration⁸³**

Personal Services	1,163,794		1,163,794				
			(15.4 FTE)				
Operating Expenses	30,294		30,294				
Victim Assistance	27,335					27,335(T) ^a	
	<u>1,221,423</u>					(0.5 FTE)	

^a This amount shall be from State Victims Assistance and Law Enforcement funds appropriated to the Department of Public Safety, Division of Criminal Justice.

(B) Institutional Programs

Personal Services	35,100,615		35,100,615				
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		(717.3 FTE)	
Operating Expenses	3,082,738	1,764,900	1,317,838(T) ^a
Medical Services	6,736,136	6,736,136	
		(36.0 FTE)	
Enhanced Mental Health Services Pilot for Detention	250,000	250,000	
Educational Programs	5,100,153	4,756,260	343,893(T) ^b
		(34.3 FTE)	(2.5 FTE)
Prevention/Intervention Services	49,800		49,800(T) ^c
			(1.0 FTE)
	<u>50,319,442</u>		

^a This amount shall be from the Department of Education for the federal school breakfast and lunch program.

^b This amount shall be from the Department of Education.

^c This amount shall be from the Alcohol and Drug Abuse Division.

(C) Community Programs

Personal Services	6,883,586	6,545,101	48,728 ^a	39,757(T) ^b	250,000 ^c
		(110.0 FTE)	(1.0 FTE)		
Operating Expenses	315,305	312,857	2,448 ^a		
Capital Outlay	6,980	6,980			
Purchase of Contract Placements ³⁴	50,503,456	35,662,304		14,841,152(T) ^b	
Managed Care Pilot Project	1,285,749	1,075,588		210,161(T) ^b	
S.B. 91-94 Programs ³⁵	9,125,650	9,125,650			
Parole Program Services	1,257,197	228,633			1,028,564 ^c
Juvenile Sex Offender Staff Training	<u>38,250</u>		38,250 ^d		
	69,416,173				

^a These amounts shall be from the contractor for the Ridge View facility pursuant to Section 19-2-411.5 (2) (e), C.R.S.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	120,957,038					
TOTALS PART VII (HUMAN SERVICES)^{4, 5, 86, 87, 88}	<u>\$1,782,903,863</u>	<u>\$499,692,928</u>		<u>\$88,326,376</u>	<u>\$662,331,630^a</u>	<u>\$532,552,929</u>

^b These amounts shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^c These amounts shall be from Title IV-E of the Social Security Act.

^d This amount shall be from the Sex Offender Surcharge Fund created in Section 18-21-103 (3), C.R.S.

^a Of this amount, \$459,805,895 contains a (T) notation, and \$110,296,499 contains an (L) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

~~6 Department of Corrections, Management, Executive Director's Office Subprogram; Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division; and Division of Youth Corrections; Judicial Department, Probation and Related Services; and Department of Public Safety, Division of Criminal Justice -- State agencies involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee, including prior year, request year, and three-year forecasts for revenues into the fund and expenditures from the fund by agency. The requests should be sustainable for the length of the forecast based on anticipated revenues. Each agency is still requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from the Drug Offender Surcharge Fund, the Sex Offender Surcharge Fund, the Persistent Drunk Driver Cash Fund, and the Alcohol and Drug Driving Safety Fund, among other programs.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~17 Department of Education, Assistance to Public Schools, Categorical Programs, Other Categorical Programs, Federal Special Education Grants for Infants, Toddlers, and Their Families, and Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Services for Children and Families, Program Funding -- The Department of Human Services is requested to provide an accurate count of the numbers of persons waiting for state-supported early intervention services as part of the annual report required to be submitted pursuant to section 27-10.5-103(d), C.R.S., that is fulfilled through the Department's budget request and quarterly management reports. The Department of Human Services, in conjunction with the Department of Education, is specifically requested to provide, by November 1, 2005, the number of children who are in need of state early intervention funding based on the funding hierarchy established by the Departments of Human Services and Education; this should include a break-out of the number of children receiving services through local government and federal Part C funding and, to the extent known to the Departments, the number receiving no services.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~46a Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs, Office of Information Technology Services-Medicaid Funding, Colorado Benefits Management System; Department of Human Services, Office of Information Technology Services, Colorado Benefits Management System (CBMS) -- It is the intent of the General Assembly that any change requests or change orders identified by either the private sector audit or the audit commissioned by the Legislative Audit Committee be submitted by the departments to the Commission on Information Management for review and comment.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~46b Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs, Office of Information Technology Services-Medicaid Funding, Colorado Benefits Management System, and Department of Human Services, Office of Information Technology Services, Colorado Benefits Management System (CBMS) -- The Department of Health Care Policy and Financing and the Department of Human Services shall submit a single report to the General Assembly by June 1, 2005, with an estimated date when CBMS will be fully operable. Included in such report shall be an estimate of the additional costs to make the system fully operable, a detailed description of the system's capabilities upon completion, a detailed analysis of appropriations to date, and system repairs or system development from these appropriations. This report shall also contain information on the State's contractual obligations with the developer of the system, including information on when the contract was signed and when the contract was amended.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~53 Department of Higher Education, Colorado Commission on Higher Education Financial Aid, Special Purpose, Early Childhood Professional Loan Repayment Program, and Department of Human Services, Division of Child Care, Early Childhood Professional Loan Repayment Program -- It is the intent of the General Assembly that no more than 10 percent of all expenditures from this line item shall be for program administration.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

56 Department of Human Services, Executive Director's Office, General Administration, Injury Prevention Program -- The Department is requested to provide information regarding the cost-effectiveness of this program. Such information should include: Actual and planned annual expenditures for this line item, by program; the actual number of workers' compensation claims filed by type of injury and by program; and the related costs associated with workers' compensation claims filed by type of injury and by program. This information should be provided to the Joint Budget Committee annually on or before October 15.

57 Department of Human Services, Division of Child Welfare -- It is the intent of the General Assembly to encourage counties to serve children in the most appropriate and least restrictive manner. For this purpose, the Department may transfer funds among all line items in this long bill group total for the division of child welfare.

~~58 Department of Human Services, Division of Child Welfare -- The Department is requested to provide to the Joint Budget Committee, by November 1, 2005, information concerning the gross amount of payments to child welfare service providers, including amounts that were paid using revenues other than county, state, or federal tax revenues. The Department is requested to identify amounts, by source, for the last two actual fiscal years.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~59 Department of Human Services, Division of Child Welfare, Child Welfare Services -- The Department is requested to provide to the Joint Budget Committee, by November 1, 2005, information concerning actual expenditures for the last two fiscal years for services that are now funded through this consolidated line item. Such data should include the following: (a) Program services expenditures and the average cost per open involvement per year; (b) out-of-home placement care expenditures and the average cost per child per day; and (c) subsidized adoption expenditures and the average payment per child per day.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

60 Department of Human Services, Division of Child Welfare, Child Welfare Services -- Pursuant to section 26-5-104 (6), C.R.S., counties are authorized to negotiate rates, services, and outcomes with child welfare service providers and are thus not required to provide a specific rate increase for any individual provider. This provision does not apply, however, to Medicaid treatment rates. The funding appropriated for this line item includes an increase of \$5,994,814 based on a 2.0 percent increase in funding for county staff salaries and benefits and a 2.0 percent increase in community provider rates and Medicaid treatment rates. The purpose of this increase is to provide counties and tribes with additional funds to increase community provider rates and to pay for increases in Medicaid treatment rates.

61 Department of Human Services, Division of Child Welfare, Excess Federal Title IV-E Reimbursements -- Section 26-1-111 (2) (d) (II) (C), C.R.S., authorizes the General Assembly to annually appropriate moneys in the Excess Federal Title IV-E Reimbursements Cash Fund to the Department of Human Services for allocation to the counties for the provision of assistance, child care assistance, social services, and child welfare services. This provision also authorizes the General Assembly to specify, in the annual appropriations act, that counties shall expend such moneys in a manner that will be applied toward the state's maintenance of historic effort as specified in section 409 (a) (7) of the federal Social Security Act, as amended. Pursuant to this statutory authority, the General Assembly hereby specifies that counties shall expend \$2,500,000 of the moneys received through this line item appropriation for FY 2005-06 in a manner that will be applied toward the state's maintenance of historic effort related to the federal Temporary Assistance for Needy Families program.

~~62 Department of Human Services, Division of Child Welfare, Family and Children's Programs -- It is requested that \$3,825,000 of the funds appropriated for this line item be used to assist county departments of social services in implementing and expanding family- and community-based services for adolescents. It is the intent of the General Assembly that such services be based on a program or programs that have been demonstrated to be effective in reducing the need for higher cost residential services.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 63 Department of Human Services, Division of Child Welfare, Family and Children's Programs -- Pursuant to section 26-5-104 (6), C.R.S., counties are authorized to negotiate rates, services, and outcomes with child welfare service providers and are thus not required to provide a specific rate increase for any individual provider. The funding appropriated for this line item includes an increase of \$852,245 based on a 2.0 percent increase in funding that is allocated to counties and tribes. The purpose of this increase is to provide counties and tribes with additional funds to increase rates paid to community providers.
- 64 Department of Human Services, Office of Self Sufficiency, Colorado Works Program, County Block Grants -- It is the intent of the General Assembly that the appropriation of local funds for Colorado works program county block grants may be decreased by a maximum of \$100,000 to reduce one or more small counties' fiscal year 2005-06 targeted or actual spending level, pursuant to section 26-2-714 (8) (b), C.R.S.
- ~~65~~ Department of Human Services, Office of Self Sufficiency, Colorado Works Program, County Block Grants -- Pursuant to sections ~~26-2-714 (7) and 26-2-714 (9)~~, C.R.S., under certain conditions, a county may transfer federal Temporary Assistance for Needy Families (TANF) funds within its Colorado Works Program Block Grant to the federal child care development fund or to programs funded by Title XX of the federal Social Security Act. One of the conditions specified is that the amount a county transfers must be specified by the Department of Human Services as being available for transfer within the limitation imposed by federal law. It is the intent of the General Assembly that the Department allow individual counties to transfer a greater percent of federal TANF funds than the state is allowed under federal law as long as: (a) Each county has had an opportunity to transfer an amount up to the federal maximum allowed; and, (b) the total amount transferred statewide does not exceed the federal maximum.
- (Governor lined through this provision. See the editor's note and the Governor's letter following this act.)
- ~~66~~ Department of Human Services, Office of Self Sufficiency, Colorado Works Program, County Training -- The Department is requested to utilize a portion of the funding provided through this line item, in addition to other available resources, for the purpose of providing technical assistance and training for county staff concerning requirements of the federal Americans with Disabilities Act and the provision of services to special needs populations.
- (Governor lined through this provision. See the editor's note and the Governor's letter following this act.)
- 67 Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Administration, Personal Services -- It is the intent of the General Assembly that the Department utilize this appropriation for personal services for its salaries and other related personal services costs and that the Department not bill these expenses to any program line items.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

68 Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Mental Health Services for the Medically Indigent, Services for 6,981 Indigent Mentally Ill Clients; Assertive Community Treatment Programs, Alternatives to Inpatient Hospitalization at the Mental Health Institute at Pueblo; Alternatives to Inpatient Hospitalization at the Mental Health Institute at Fort Logan; Alternatives to the Fort Logan Aftercare Program; Juvenile Mental Health Pilot (H.B. 00-1034); Alternatives to Inpatient Hospitalization for Youth; Goebel Lawsuit, Goebel Lawsuit Settlement; Residential Treatment for Youth (H.B. 99-1116); and Alcohol and Drug Abuse Division, Community Programs, Treatment Services, Treatment and Detoxification Contracts; Case Management for Chronic Detoxification Clients; High Risk Pregnant Women Program; and Other Programs, Balance of Substance Abuse Block Grant Programs -- Funding for these line items is calculated including a 2.0 percent rate increase for community providers.

~~68a~~ ~~Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Services, Community Programs, Treatment Services, Treatment and Detoxification Contracts -- The Alcohol and Drug Abuse Services Division is encouraged to develop a Short-Term Intensive Residential Remediation Treatment (STIRRT) Therapeutic Community Interventions program in Southern Colorado and \$400,000 of the additional General Fund dollars appropriated is requested to be used to develop the Therapeutic Community Interventions model for women's STIRRT in southern Colorado.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~69~~ ~~Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Mental Health Services for the Medically Indigent, Services for 6,981 Indigent Mentally Ill Clients -- Funding for this line item includes \$15,371,195 General Fund and \$5,698,088 federal funds, including \$5,209,448 from the federal mental health block grant. It is the intent of the General Assembly that this money be used solely as a direct services pass-through to community mental health centers.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~70~~ ~~Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Goebel Lawsuit, Goebel Lawsuit Settlement -- The Department is requested to report on the status of the court order and state compliance. The Department is also requested to provide a report detailing any programmatic changes that will be necessary once the state is no longer governed by a court order, including but not limited to changes in categorizing expenditures pursuant to federal funds indicated by the Centers for Medicare and Medicaid Services and changes in service modality to improve outcome measures. This report is requested to be provided to the Joint Budget Committee by no later than November 1, 2005.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~71 Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes -- It is the intent of the General Assembly that the Mental Health Institutes manage their fiscal operations within the appropriations made by the General Assembly. To that end, the Department of Human Services is requested to provide a report on the prior month's expenditures on the mental health institutes to the Joint Budget Committee by no later than the 15th of each month, commencing August 15, 2005. Said report is requested to include the following: (1) A reconciliation of the month's mental health institute expenditures, (2) a calculation of any shortfall for that month, (3) an estimate of any potential estimated shortfalls anticipated, (4) an annualized estimate based on the month(s) reported, and (5) a fiscal management plan of actions planned to ensure that the mental health institutes can manage within its budget.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~72 Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes -- The Department is requested to evaluate the impact of eliminating the residential treatment center at Fort Logan. Said evaluation is requested to include information on the total statewide fiscal impact, the impact to clients, other residential treatment centers, and counties. The report is requested to be provided to the Joint Budget Committee by no later than November 1, 2005.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~72a Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes -- The Department is requested to investigate options for obtaining additional federal Medicaid receipts for the mental health institutes and thereby reducing the demand for General Fund. This should include options for changing the governance, management, and funding structure of the Colorado Mental Health Institute at Fort Logan so that it is no longer classified by federal authorities as an "institution for mental disease" or IMD. The Department is requested to provide a report on this topic by October 1, 2005, to the Joint Budget Committee and the Senate and House Health and Human Services Committees. The report should include a discussion of any statutory changes that may be necessary to obtain such additional federal funds.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~73 Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Community Services, Community and Contract Management System Replacement -- This line item reflects estimated costs for the first year of a two-year project to replace the Community and Contract Management System. The Department is authorized to transfer any amounts not required for this purpose to the Developmental Disability Services, Community Services, Adult Program Costs line item. The Department is requested to provide a report to the Joint Budget Committee on November 1, 2006, detailing~~

progress toward development of the new system.

~~74 Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Community Services, Adult Program Costs -- The Department is requested to periodically survey all individuals on the comprehensive services waiting list to determine when each individual will need comprehensive services. The Department is requested to complete the next survey no later than in June, 2007, and to report the results no later than in the submission of the FY 2008-09 budget request to the Joint Budget Committee.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~75 Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Community Services, Adult Program Costs -- The purpose of this line item is to fund comprehensive residential services for adults with developmental disabilities, supported living services for adults with developmental disabilities, case management services for children and adults with developmental disabilities, and selected special purpose activities including costs associated with audits, behavior pharmacology clinics, and consumer screening for certain placements. The Department is requested to include information on the allocation of expenditures and the number of resources funded by the line item as part of its November 1 budget submission and to provide updates when requested by the General Assembly.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~76 Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Community Services, Preventive Dental Hygiene -- The purpose of this appropriation is to assist the Colorado Foundation of Dentistry in providing special dental services for persons with developmental disabilities.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~77 Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Services for Children and Families, Program Funding -- The purpose of this line item is to fund early intervention services, family support services, children's extensive support services, and selected special purpose activities to assist children with developmental disabilities and their families. The Department is requested to include information on the allocation of expenditures and the number of resources funded by the line item as part of its November 1 budget submission and to provide updates when requested by the General Assembly.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 77a Department of Human Services, Services for People with Disabilities, Division of Vocational Rehabilitation, Independent Living Centers and State Independent Living Council; and Independent Living Centers - Vocational Rehabilitation Program -- The Department is authorized to transfer General Fund amounts between the Independent Living Centers and State Independent Living Council line item and the Independent Living Centers - Vocational Rehabilitation Program line item. The amount of General Fund expended in the Independent Living Centers - Vocational Rehabilitation Program line item shall be expended for qualifying vocational rehabilitation services only, and shall be eligible for federal matching funds at the rate of 21.3 percent General Fund to 78.7 percent federal funds. Any increase or reduction in the amount of General Fund expended in the Independent Living Centers - Vocational Rehabilitation Program line item shall result in an associated increase or reduction in matching federal funds. General Fund amounts expended in the Independent Living Centers and State Independent Living Council line item shall be expended for independent living services and are not eligible for federal vocational rehabilitation matching amounts. Any increase or reduction in the General Fund expended in the Independent Living Centers and State Independent Living Council line item shall not affect federal or cash funds exempt amounts appropriated for such line item.
- 78 Department of Human Services, Services for People with Disabilities, Homelake Domiciliary and State and Veterans Nursing Homes, Homelake Domiciliary -- It is the intent of the General Assembly that the Homelake Domiciliary not require additional General Fund dollars. The Department is requested to prepare an annual plan outlining potential General Fund reductions and the impact on client fees and submit the plan to the Joint Budget Committee by November 1 of each year.
- 79 Department of Human Services, Services for People with Disabilities, Homelake Domiciliary and State and Veterans Nursing Homes, Homelake Domiciliary -- It is the intent of the General Assembly that if any portion of the General Fund appropriation from the previous year is not needed by the Domiciliary to cover all of its costs, it will be returned to the General Fund in the subsequent year as miscellaneous general revenue. Any amount to be returned will be determined as the net income on the financial statement of the Domiciliary. The entry to return this revenue through miscellaneous general revenue would need to be supported through current year revenue.
- 80 Department of Human Services, Adult Assistance Programs, Other Grant Programs, Aid to the Needy Disabled State Supplemental Grant Program; Aid to the Blind State Supplemental Grant Program -- It is the intent of the General Assembly that the Department of Human Services be allowed to "roll-forward" a total of \$1,284,250 in spending authority for the Aid to the Needy Disabled State Supplemental Grant Program and the Aid to the Blind State Supplemental Grant Program from FY 2004-05 to FY 2005-06. It is the intent of the General Assembly that these moneys be used to comply with the corrective action plan filed with the federal Social Security Administration.
- 81 Department of Human Services, Adult Assistance Programs, Other Grant Programs, Aid to the Needy Disabled State Supplemental Grant Program; Aid to the Blind State Supplemental Grant Program; Home Care Allowance; Adult Foster Care -- The Department is requested to provide the Joint Budget Committee with monthly monitoring reports showing monthly and

year-to-date contributions toward the Supplemental Security Income maintenance-of-effort requirement from each of the participating programs.

- 82 Department of Human Services, Adult Assistance Programs, Community Services for the Elderly, State Ombudsman Program – The Department is requested to report on the FY 2004-05 cost to the Legal Center for operating the state ombudsman program. In addition, the Department is requested to report on any other state or local expenditures for the state ombudsman program incurred during the same time period. The Department is requested to submit such report to the Joint Budget Committee on or before October 1, 2005.
- 83 Department of Human Services, Division of Youth Corrections, Administration -- The Division is requested to continue its efforts to provide outcome data on the effectiveness of its programs. The Division is requested to provide to the Joint Budget Committee, by January 1 of each year, an evaluation of Division placements, community placements, and nonresidential placements. The evaluation should include, but not be limited to, the number of juveniles served, length of stay, and recidivism data per placement.
- 84 Department of Human Services, Division of Youth Corrections, Community Programs, Purchase of Contract Placements -- It is the intent of the General Assembly that up to 10.0 percent of the General Fund appropriation to this line may be used to provide treatment, transition, and wrap-around services to youths in the Division of Youth Correction's system in residential and non-residential settings. The Division is requested to provide a report to the Joint Budget Committee on November 1, 2006. This report should include the following information: (1) The amount spent serving youths in residential and non-residential settings from this line item in FY 2005-06; (2) the type of services purchased with such expenditures; (3) the number of committed and detained youths treated with such expenditures; (4) baseline data that will serve to measure the effectiveness of such expenditures; and (5) an evaluation of the effectiveness of this footnote in addressing the need for flexibility in treating and transitioning youth from residential to non-residential settings.
- 85 Department of Human Services, Division of Youth Corrections, Community Programs, S.B. 91-94 Programs -- The Department is requested to submit to the Joint Budget Committee no later than November 1 of each year a report that includes the following information by judicial district and for the state as a whole: (1) Comparisons of trends in detention and commitment incarceration rates; (2) profiles of youth served by S.B. 91-94; (3) progress in achieving the performance goals established by each judicial district; (4) the level of local funding for alternatives to detention; and (5) identification and discussion of potential policy issues with the types of youth incarcerated, length of stay, and available alternatives to incarceration.
- 86 Department of Human Services, Totals -- The General Assembly requests that the Executive Director of the Department submit annually, on or before November 1, a report to the Joint Budget Committee concerning the amount of federal Temporary Assistance for Needy Families (TANF) funds available in the Long-term Works Reserve Fund. The requested report should

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					FEDERAL FUNDS
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT		
\$	\$	\$	\$	\$	\$	\$	\$

include the following: (a) The amount of TANF funds expended, by Long Bill line item, for FY 2004-05; (b) the amount of federal TANF funds transferred by each individual county, for FY 2004-05, including details regarding the program area to which each county transferred such funds; (c) the amount of any prior year appropriations of federal TANF funds that have been rolled forward to the current state fiscal year; (d) estimated expenditures of federal TANF funds for the current year and immediately following state fiscal year; (e) the total amount of TANF funds available to Colorado for state fiscal years FY 2004-05, FY 2005-06, and FY 2006-07, including funds rolled forward from previous state fiscal years; (f) the amount of federal TANF funds that remain available in each county's Works Program Reserve Account as of July 1 of the current state fiscal year; and (g) a demonstration that the information provided in the report is consistent with related financial information reported to the federal government.

87 Department of Human Services, Totals -- The General Assembly requests that the Department submit to the Joint Budget Committee, on or before November 1, 2005, a summary, by Long Bill line item, of federal Temporary Assistance for Needy Families (TANF) funds requested in its annual budget request for state fiscal year 2006-07. The General Assembly further requests that the Department include information demonstrating that the total amount of federal TANF funds requested in its annual budget request for state fiscal year 2006-07 does not exceed the amount anticipated to be available to the State.

88 Department of Human Services, Totals -- The General Assembly requests that the Executive Director of the Department submit annually, on or before November 1, a report to the Joint Budget Committee concerning federal Child Care Development Funds. The requested report should include the following information related to these funds for state fiscal year 2004-05: (a) The total amount of federal funds available to Colorado, including funds rolled forward from previous state fiscal years; (b) the amount of federal funds expended, by Long Bill line item; (c) the amount of funds expended, by Long Bill line item where applicable, that were reported to the federal government as either maintenance of effort or matching funds associated with the expenditure of federal funds; (d) a demonstration that the information provided in the report is consistent with related financial information reported to the federal government; (e) the amount of funds expended that met the four percent federal requirement related to quality activities; and (f) the amount of funds expended that met earmark requirements. In addition, the report should include the following information related to federal Child Care Development Funds for state fiscal years 2005-06 and FY 2006-07: (a) The total amount of federal funds estimated to be available to Colorado, including funds rolled forward from previous state fiscal years, and the federal classification of such funds as mandatory, matching or discretionary; (b) the amount of federal

funds estimated and requested to be expended, by Long Bill line item; (c) the amount of state or local expenditures that are anticipated to be required to comply with federal maintenance of effort and matching requirements; (d) the amount of funds estimated to be expended, by Long Bill line item where applicable, that are anticipated to be reported to the federal government as either maintenance of effort or matching funds associated with the expenditure of federal funds; (e) the amount of funds estimated to be required to comply with federal earmark and four percent quality requirements; and (f) estimated and requested expenditures, by line item, anticipated to be used to comply with federal earmark and four percent quality requirements.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
PART VIII						
JUDICIAL DEPARTMENT						
(1) SUPREME COURT/COURT OF APPEALS						
Appellate Court Programs ⁸⁹	8,250,727	8,192,727		58,000 ^a		
		(119.0 FTE)				
Attorney Regulation Committees	3,600,000			3,500,000 ^b	100,000 ^c	
				(35.5 FTE)		
Continuing Legal Education	280,000			275,000 ^d	5,000 ^e	
				(4.0 FTE)		
Law Examiner Board	650,000			450,000 ^f	200,000 ^e	
				(8.2 FTE)		
Law Library	<u>360,000</u>			360,000 ^h		
	13,140,727					

^a This amount shall be from various fees and other cost recoveries.

^b These amounts shall be from annual attorney registration fees and other fees deposited in the Attorney Registration Fund. These moneys are included for informational purposes as they are continuously appropriated under the Judicial Branch's Constitutional authority.

^c This amount shall be from reserves in the Attorney Registration Fund.

^d These amounts shall be from annual attorney registration fees and other fees deposited in the Continuing Legal Education Cash Fund. These moneys are included for informational purposes as they are continuously appropriated under the Judicial Branch's Constitutional authority.

^e This amount shall be from reserves in the Continuing Legal Education Cash Fund.

^f This amount shall be from law examination application fees and other fees deposited in the Law Examiner Board Cash Fund. These moneys are included for informational purposes as they are continuously appropriated under the Judicial Branch's Constitutional authority.

^a This amount shall be from reserves in the Law Examiner Board Cash Fund.

^b This amount shall be from appellate court filing fees and other fees credited to the Supreme Court Library Fund pursuant to Section 13-2-120, C.R.S. These moneys are included for informational purposes as they are continuously appropriated under the Judicial Branch's Constitutional authority.

(2) COURTS ADMINISTRATION

(A) Administration

Personal Services	4,029,916	3,129,253 (55.0 FTE)		900,663(T) ^a	
Operating Expenses	366,121	365,121	1,000 ^b		
Capital Outlay	16,365	16,365			
Judicial/Heritage Program	678,299	298,328 (3.0 FTE)	1,700 ^c	378,271(T) ^d	
Family Friendly Courts	252,200			252,200 ^e (0.5 FTE)	
Courthouse Capital/ Infrastructure Maintenance	1,000,000	1,000,000			
Family Violence Grants	500,000	500,000			
Statewide Indirect Cost Assessment	59,347		52,018 ^f	4,715 ^f	2,614
Departmental Indirect Cost Assessment	<u>841,316</u>		841,316 ^f		
	7,743,564				

^a This amount shall be from statewide and departmental indirect cost recoveries.

^b This amount shall be from fees and cost recoveries.

^c This amount shall be from parking receipts.

^d This amount shall be transferred from the State Historical Society.

^e This amount shall be from reserves in the Family-friendly Court Program Cash Fund, pursuant to Section 13-3-113 (6), C.R.S.

^f These amounts shall be from various sources of cash funds and cash funds exempt in the department.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(B) Administrative Special Purpose						
Health, Life, and Dental	8,797,794	8,275,624		522,170 ^a		
Short-term Disability	212,521	201,040		11,481 ^a		
Salary Survey	4,698,780	4,466,340		232,440 ^a		
S.B. 04-257 Amortization						
Equalization Disbursement	296,837	277,311		19,526 ^a		
Workers' Compensation	1,317,038	1,317,038				
Legal Services for 4,227 hours	272,430	272,430				
Payment to Risk Management and Property Funds	627,718	627,718				
Vehicle Lease Payments	81,645	81,645				
Leased Space	568,936	546,736		22,200 ^b		
Lease Purchase	112,766	112,766				
Administrative Purposes	195,554	130,554		65,000 ^c		
Retired Judges	1,384,006	1,384,006				
Appellate Reports Publication	67,100	67,100				
Child Support Enforcement	89,668	29,672			59,996(T) ^d	
					(1.0 FTE)	
Collections Investigators	3,278,426			2,757,193 ^e	521,233(T) ^f	
				(69.2 FTE)		
	<u>22,001,219</u>					

^a These amounts shall be from the Offender Services Fund created in Section 16-11-214 (1) (a), C.R.S., from the Fines Collection Cash Fund created in Section 18-1.3-401 (1) (a) (III) (D), C.R.S., from the Drug Offender Surcharge Fund pursuant to Section 18-19-103 (4), C.R.S., and from the Alcohol and Drug Driving Safety Program Fund created in Section 42-4-1301.3 (4) (a), C.R.S.

^b This amount shall be from employee payments for parking fees.

^c This amount shall be from royalties from the sale of pattern jury instructions.

^d This amount shall be from federal funds appropriated in the Department of Human Services.

^e Of this amount, an estimated \$1,900,000 shall be from the Judicial Collection Enhancement Fund pursuant to Section 16-11-101.6 (2), C.R.S., and an estimated \$857,193 shall be from the Fines Collection Cash Fund pursuant to Section 18-1.3-401 (1) (a) (III) (D), C.R.S.

^f This amount shall be from local Victims and Witnesses Assistance and Law Enforcement (VALE) Boards created in Section 24-4.2-101 (1), C.R.S.

(C) Judicial Performance

Personal Services	85,075		85,075 ^a
			(1.0 FTE)
Operating Expenses	<u>478,445</u>		478,445 ^a
	563,520		

^a This amount shall be from the Judicial Performance Cash Fund, created in Section 13-5.5-107, C.R.S.

(D) Integrated Information Services

Personal Services	3,015,174	2,796,174		219,000(T) ^a
		(42.8 FTE)		
Operating Expenses	222,654	172,654	50,000 ^b	
Purchase of Services from Computer Center	90,951	90,951		
Multiuse Network Payments	329,793	329,793		
Telecommunications Expenses	310,000	310,000		
Communications Services Payments	11,393	11,393		
Hardware Replacement	1,650,000		1,650,000 ^b	
Hardware/Software Maintenance	<u>1,078,094</u>	1,043,094	35,000 ^b	
	6,708,059			

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	37,016,362					
(3) TRIAL COURTS						
Trial Court Programs ⁸⁹	94,704,126	81,420,540		13,283,586 ^a		
		(1,510.1 FTE)		(86.9 FTE)		
Capital Outlay	481,230	481,230				
Mandated Costs	12,636,707	12,101,707		535,000 ^b		
		(25.0 FTE)				
District Attorney Mandated Costs ⁹⁰	1,911,899	1,911,899				
Sex Offender Surcharge Fund Program	15,535	15,535				
Victim Compensation	9,654,000			9,115,000 ^c	539,000 ^d	
Victim Assistance	12,003,000			11,651,000 ^e	352,000 ^f	
Federal Funds and Other Grants	1,141,627			363,000 ^b	383,469 ^g	395,158
					(6.0 FTE)	(2.5 FTE)
	132,548,124					

^a Of this amount, an estimated \$10,673,586 shall be from the Judicial Stabilization Cash Fund created in Section 13-32-101 (1.5), C.R.S., an estimated \$2,600,000 shall be from various fees and other cost recoveries, and an estimated \$10,000 shall be from the Water Adjudication Cash Fund created in Section 37-92-309 (4) (a), C.R.S.

^b These amounts shall be from various fees, cost recoveries, and grants.

^c This amount shall be from the Crime Victim Compensation Funds established in the office of the court administrator of each judicial district pursuant to Section 24-4.1-117, C.R.S. These moneys are included for informational purposes as they are continuously appropriated by constitutional provision.

^d This amount shall be from reserves in the Crime Victim Compensation Funds established in the office of the court administrator of each judicial district pursuant to Section 24-4.1-117, C.R.S. These moneys are included for informational purposes as they are continuously appropriated under the Judicial Branch's Constitutional authority.

^e This amount shall be from the Victims and Witnesses Assistance and Law Enforcement Funds established in the office of the court administrator of each judicial district pursuant to Section 24-4.2-103 (1), C.R.S. These moneys are included for informational purposes as they are continuously appropriated under the Judicial Branch's Constitutional authority.

^f This amount shall be from reserves in the Victims and Witnesses Assistance and Law Enforcement Funds established in the office of the court administrator of each judicial district pursuant to Section 24-4.2-103, C.R.S. These moneys are included for informational purposes as they are continuously appropriated under the Judicial Branch's Constitutional authority.

^g Of this amount, \$256,890(T) shall be from federal funds appropriated in the Department of Public Safety and the Department of Human Services, and \$126,579 shall be from cost recoveries, gifts, grants, and donations.

(4) PROBATION AND RELATED SERVICES^{6,91}

Personal Services	46,216,939	44,016,039 (794.3 FTE)	2,200,900 ^a (30.0 FTE)	
Operating Expenses	2,008,653	1,841,653	167,000 ^b	
Capital Outlay	341,484	341,484		
Sex Offender Intensive Supervision Program	558,497		558,497 ^a	
Offender Services	3,227,816		3,077,816 ^c (23.2 FTE)	150,000(T) ^d (3.0 FTE)
Electronic Monitoring/ Drug Testing	647,193	487,193	160,000 ^e	
Alcohol/Drug Driving Safety Contract	4,708,968		4,511,285 ^f (86.2 FTE)	197,683 ^g (5.6 FTE)
Drug Offender Assessment	769,712		769,712 ^h (11.5 FTE)	

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
			\$	\$	\$	\$	\$
Substance Abuse Treatment	993,600				993,600 ⁱ		
Victims Grants	882,821					882,821(T) ^j	
						(17.3 FTE)	
S.B. 91-94	1,906,837					1,906,837(T) ^k	
						(25.0 FTE)	
Sex Offender Assessment	207,245				207,245 ^l		
Genetic Testing	14,500		7,000		7,500 ^a		
Federal Funds and Other Grants	3,688,739				1,190,000 ^m	1,737,985 ^a	760,754
					(2.0 FTE)	(17.8 FTE)	(12.5 FTE)
		66,173,004					

^a These amounts shall be from the Offender Services Fund pursuant to Section 16-11-214 (1) (a), C.R.S.

^b Of this amount, \$87,000 shall be from the Offender Services Fund pursuant to Section 16-11-214 (1) (a), C.R.S., and \$80,000 shall be from various fees and cost recoveries.

^c Of this amount, \$3,027,816 shall be from the Offender Services Fund pursuant to Section 16-11-214 (1) (a), C.R.S., and \$50,000 shall be from various fees and cost recoveries.

^d This amount shall be from federal funds appropriated in the Department of Public Safety, Division of Criminal Justice.

^e This amount shall be from various fees and cost recoveries.

^f This amount shall be from the Alcohol and Drug Driving Safety Program Fund created in Section 42-4-1301.3 (4) (a), C.R.S.

^g This amount shall be from reserves in the Alcohol and Drug Driving Safety Program Fund created in Section 42-4-1301.3 (4) (a), C.R.S.

^h This amount shall be from the Drug Offender Surcharge Fund pursuant to Section 18-19-103 (4), C.R.S.

ⁱ Of this amount, \$678,000 shall be from the Offender Services Fund created in Section 16-11-214 (1) (a), C.R.S., and \$315,600 shall be from the Drug Offender Surcharge Fund created in Section 18-19-103 (4), C.R.S.

^j Of this amount, an estimated \$705,000 shall be from grants from local Victims and Witnesses Assistance and Law Enforcement (VALE) Boards pursuant to Section 24-4.2-105 (2.5) (a) (II), C.R.S., and an estimated \$177,821 shall be from state Victims Assistance and Law Enforcement grant funds appropriated in the Department of Public Safety, Division of Criminal Justice.

^k This amount shall be from the Department of Human Services, Division of Youth Corrections.

^l Of this amount, \$172,245 shall be from the Sex Offender Surcharge Fund created in Section 18-21-103 (3), C.R.S., and \$35,000 shall be from various fees and cost recoveries.

^m This amount shall be from various fees, cost recoveries, and grants.

ⁿ Of this amount, an estimated \$915,422 shall be from cost recoveries, gifts, grants and donations, and an estimated \$822,563(T) shall be from federal funds from the Department of Public Safety, the Department of Human Services, and the Department of Education.

(5) PUBLIC DEFENDER⁹²

Personal Services ⁸⁹	26,804,403	26,741,013	63,390 ^a
		(356.3 FTE)	(1.6 FTE)
Health, Life, and Dental	1,212,346	1,212,346	
Short-term Disability	32,479	32,479	
Salary Survey	720,235	720,235	
S.B. 04-257 Amortization			
Equalization Disbursement	46,031	46,031	
Operating Expenses	805,870	790,120	15,750 ^b
Purchase of Services from			
Computer Center	13,180	13,180	
Multiuse Network Payments	202,575	202,575	
Vehicle Lease Payments	53,045	53,045	
Capital Outlay	34,198	34,198	
Leased Space/Utilities	2,429,730	2,429,730	
Automation Plan	489,746	489,746	
Contract Services	18,000	18,000	
Mandated Costs	2,048,699	2,048,699	
Grants	<u>10,223</u>		10,223(T) ^c
	34,920,760		

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(6) ALTERNATE DEFENSE COUNSEL⁹³						
Personal Services ⁸⁹	415,201	415,201				
		(5.0 FTE)				
Health, Life, and Dental	15,927	15,927				
Short-term Disability	499	499				
Salary Survey	12,604	12,604				
S.B. 04-257 Amortization						
Equalization Disbursement	708	708				
Operating Expenses	29,630	26,630		3,000 ^a		
Purchase of Services from Computer Center	2,102	2,102				
Leased Space	22,636	22,636				
Conflict of Interest Contracts	12,135,702	12,135,702				
Mandated Costs	<u>1,254,271</u>	1,254,271				
	13,889,280					

^a This amount shall be from training fees.

(7) OFFICE OF THE CHILD'S REPRESENTATIVE⁹⁴

Personal Services ⁸⁹	1,551,139	1,551,139				
		(4.0 FTE)				

Health, Life, and Dental	60,250	60,250
Short-term Disability	2,047	2,047
Salary Survey	46,254	46,254
S.B. 04-257 Amortization		
Equalization Disbursement	2,901	2,901
Operating Expenses	130,836	130,836
Purchase of Services from		
Computer Center	1,085	1,085
Leased Space	127,133	127,133
CASA Contracts	20,000	20,000
Training	28,000	28,000
Court Appointed Counsel	7,328,993	7,328,993
Mandated Costs	<u>11,228</u>	11,228
	9,309,866	

**TOTALS PART VIII
(JUDICIAL)^{4,5}**

<u>\$306,998,123</u>	<u>\$236,697,656</u>	<u>\$60,340,845</u>	<u>\$8,801,096^a</u>	<u>\$1,158,526</u>
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^a Of this amount, \$6,108,497 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

~~6 Department of Corrections, Management, Executive Director's Office Subprogram, Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division, and Division of Youth Corrections, Judicial Department, Probation and Related Services, and Department of Public Safety, Division of Criminal Justice -- State agencies involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee, including prior year, request year, and three-year forecasts for revenues into the fund and expenditures from the fund by agency. The requests should be sustainable for the length of the forecast based on anticipated revenues. Each agency is still requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from the Drug Offender Surcharge Fund, the Sex Offender Surcharge Fund, the Persistent Drunk Driver Cash Fund, and the Alcohol and Drug Driving Safety Fund, among other programs.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

89 Judicial Department, Supreme Court/Court of Appeals, Appellate Court Programs; Trial Courts, Trial Court Programs; Public Defender, Personal Services; Alternate Defense Counsel, Personal Services; Office of the Child's Representative, Personal Services -- In accordance with section 13-30-104 (3), C.R.S., funding is provided for a one-year increase in judicial compensation, as follows:

	<u>Current Salary</u>	<u>Increase</u>	<u>FY 2005-06</u>
Chief Justice, Supreme Court	118,788	3,564	122,352
Associate Justice, Supreme Court	116,251	3,488	119,739
Chief Judge, Court of Appeals	114,205	3,426	117,631

Associate Judge, Court of Appeals	111,647	3,349	114,996
District Court Judge	107,044	3,211	110,255
County Court Judge	102,440	3,073	105,513

Judicial increases are based upon the percentage salary survey increase received by ALJ III's. Funding is provided to maintain the salary of the Public Defender at the level of an associate judge of the Court Appeals, and to maintain the salary of the Alternate Defense Counsel and the Executive Director of the Office of the Child's Representative at the level of a district court judge.

- 90 Judicial Department, Trial Courts, District Attorney Mandated Costs -- District Attorneys in each judicial district shall be responsible for allocations made by the oversight committee created under footnote 133 of the FY 1999-00 Long Bill. Any increases in this line item shall be requested and justified in writing by district attorney representatives, rather than the Judicial Department, through the regular appropriation and supplemental appropriation processes. As part of its annual budget request, the Judicial Department is requested to include a report by the District Attorneys on their mandated costs expenditures, and their efforts to control them.

- 91 Judicial Department, Probation and Related Services -- The Judicial Department is requested to provide by November 1 of each year a report on pre-release rates of recidivism and unsuccessful terminations and post-release recidivism rates among offenders in all segments of the probation population, including the following: adult and juvenile intensive supervision; adult and juvenile minimum, medium, and maximum supervision; the female offender program; and the specialized drug offender program. The department is requested to include information about the disposition of pre-release failures and post-release recidivists, including how many offenders are incarcerated (in different kinds of facilities) and how many return to probation as the result of violations.

- 92 Judicial Department, Public Defender -- In addition to the transfer authority provided in section 24-75-110, C.R.S., up to 2.5 percent of the total Public Defender appropriation may be transferred between line items in the Public Defender's Office.

- 93 Judicial Department, Alternate Defense Counsel -- In addition to the transfer authority provided in section 24-75-110, C.R.S., up to 1.5 percent of the total Alternate Defense Counsel appropriation may be transferred between line items in the Alternate Defense Counsel's Office.

- 94 Judicial Department, Office of the Child's Representative -- In addition to the transfer authority provided in section 24-75-110, C.R.S., up to 2.5 percent of the total Office of the Child's Representative's appropriation may be transferred between line items in the Office of Child's Representative.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

PART IX**DEPARTMENT OF LABOR AND EMPLOYMENT****(1) EXECUTIVE DIRECTOR'S OFFICE**

Personal Services	11,545,250
	(165.2 FTE)
Health, Life, and Dental	2,904,579
Short-term Disability	97,527
S.B. 04-257 Amortization	
Equalization Disbursement	165,862
Salary Survey and Senior	
Executive Services	1,923,092
Shift Differential	25,729
Workers' Compensation	596,041
Operating Expenses ⁹⁵	1,462,886
Legal Services for 7,694 hours	495,878
Purchase of Services from	
Computer Center	1,405,628
Multiuse Network Payments	93,995
Payment to Risk Management and	
Property Funds	157,972
Vehicle Lease Payments	76,108
Leased Space	3,130,002
Capitol Complex Leased Space	24,412

Communications Services					
Payments	814				
Utilities	260,309				
Information Technology Asset Maintenance	819,575				
Statewide Indirect Cost Assessment	<u>535,642</u>				
		25,721,301	9,188,325 ^a	1,624,652 ^b	14,908,324

^a Of this amount, it is estimated that \$4,226,368 shall be from the Workers' Compensation Cash Fund pursuant to Section 8-44-112 (7), C.R.S., \$3,167,554 shall be from the Employment Support Fund pursuant to Section 8-77-109, C.R.S., \$966,319 shall be from the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S., \$205,637 shall be from the Boiler Inspection Fund pursuant to Section 9-4-109 (4), C.R.S., and \$622,447 shall be from various cash fund sources.

^b Of this amount, \$644,823 shall be from reserves in both the Major Medical Insurance Fund pursuant to Section 8-46-202, C.R.S., and the Subsequent Injury Fund pursuant to Section 8-46-101 (1) (b) (I), C.R.S., \$443,513 shall be from reserves in the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S., \$262,657 shall be from reserves in the Unemployment Revenue Fund pursuant to Section 8-77-106, C.R.S., \$269,375 shall be from various cash exempt sources, and \$4,284(T) shall be from the Department of Public Health and Environment.

(2) DIVISION OF EMPLOYMENT AND TRAINING

(A) Unemployment Insurance Programs

Program Costs	28,660,502		1,230,560 ^a		27,429,942
	(440.2 FTE)				

^a This amount shall be from the Employment Support Fund pursuant to Section 8-77-109, C.R.S..

(B) Unemployment Insurance Fraud Program⁹⁶

Program Costs ⁹⁷	1,376,178		688,089 ^a	688,089 ^b	
	(26.0 FTE)				

^a This amount shall be from the Unemployment Revenue Fund pursuant to Section 8-77-106, C.R.S.

^b This amount shall be from reserves in the Unemployment Revenue Fund pursuant to Section 8-77-106, C.R.S.

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(C) Employment and Training Programs							
State Operations	12,819,672				5,623,600 ^a (66.0 FTE)	35,817(T) ^b (0.7 FTE)	7,160,255 (90.8 FTE)
One-Stop County Contracts	8,589,389						8,589,389 (24.3 FTE)
Trade Adjustment Act Assistance	2,506,108						2,506,108
Workforce Investment Act	39,513,712						39,513,712 (59.0 FTE)
	<u>63,428,881</u>						
^a Of this amount, \$5,502,713 shall be from the Employment Support Fund pursuant to Section 8-77-109, C.R.S., and \$120,887 shall be from the Displaced Homemakers Fund pursuant to Section 8-15.5-108, C.R.S.							
^b This amount shall be from contracts with other government agencies.							
(D) Labor Market Information							
Program Costs	2,405,278				11,626 ^a		2,393,652 (36.2 FTE)
^a This amount shall be from the sale of publications.							
		95,870,839					
(3) DIVISION OF LABOR^{97a}							
Program Costs		835,444			835,444 ^a (12.0 FTE)		

^a This amount shall be from the Employment Support Fund pursuant to Section 8-77-109, C.R.S.

(4) DIVISION OF OIL AND PUBLIC SAFETY

Personal Services	3,603,759				
	(53.3 FTE)				
Operating Expenses	<u>316,655</u>				
		3,920,414	3,064,166 ^a	304,861 ^b	551,387

^a Of this amount, \$1,881,328 shall be from the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S., \$810,749 shall be from the Boiler Inspection Fund pursuant to Section 9-4-109 (4), C.R.S., \$228,266 shall be from the Public Safety Inspection Fund pursuant to Section 8-1-151, C.R.S., and \$143,823 shall be from the Liquefied Petroleum Gas Inspection Fund pursuant to Section 8-20-206.5 (1) (e) (I), C.R.S.

^b Of this amount, \$285,345 shall be from reserves in the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S., and \$19,516(T) shall be from the Department of Public Health and Environment.

(5) DIVISION OF WORKERS' COMPENSATION

(A) Workers' Compensation

Personal Services	6,100,544				
	(106.3 FTE)				
Operating Expenses	608,735				
Administrative Law Judge Services	2,226,114				
Physicians Accreditation	165,834				
Utilization Review	76,000				
Immediate Payment	<u>10,000</u>				
	9,187,227		8,635,993 ^a	551,234 ^b	

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a Of this amount, \$7,978,048 shall be from the Workers' Compensation Cash Fund pursuant to Section 8-44-112 (7), C.R.S., \$239,520 shall be from the Workers' Compensation Self-Insurance Fund pursuant to Section 8-44-202, C.R.S., \$165,834 shall be from the Physicians Accreditation Program Cash Fund pursuant to Section 8-42-101 (3.6) (I), C.R.S., \$188,091 shall be from the Cost Containment Fund pursuant to Section 8-14.5-108, C.R.S., and \$64,500 shall be from the Utilization Review Cash Fund pursuant to Section 8-43-501 (2) (a), C.R.S. Of this amount, \$230,334 is shown for the purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. Such moneys are included for informational purposes as they are continuously appropriated by Sections 8-42-101 (3.6) (I) and 8-43-501 (2) (a), C.R.S.

^b Of this amount, \$430,530 shall be from reserves in the Workers' Compensation Cash Fund pursuant to Section 8-44-112 (7), C.R.S., \$95,704 shall be from reserves in the Cost Containment Fund pursuant to Section 8-14.5-108, C.R.S., \$11,500 shall be from reserves in the Utilization Review Cash Fund pursuant to Section 8-43-501 (2) (a), C.R.S., \$10,000 shall be reserves from the Immediate Payment Fund pursuant to Section 8-44-206 (3) (b) (I), C.R.S., and \$3,500 shall be from reserves in the Workers' Compensation Self-Insurance Fund pursuant to Section 8-44-202, C.R.S. Of this amount, \$11,500 is shown for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. Such moneys are included for informational purposes as they are continuously appropriated by Section 8-43-501 (2) (a), C.R.S.

(B) Major Medical Insurance and Subsequent Injury Funds

Personal Services	1,350,993	1,350,993 ^a (22.0 FTE)
Operating Expenses	123,422	123,422 ^a
Major Medical Benefits	6,000,000	6,000,000 ^b
Major Medical Legal Services for 426 hours	27,456	27,456 ^b
Subsequent Injury Benefits	5,200,000	5,200,000 ^c
Subsequent Injury Legal Services for 1,000 hours	64,450	64,450 ^c
Medical Disaster	15,000	15,000 ^b
	<u>12,781,321</u>	

^a Of these amounts, \$1,179,532 shall be from reserves in the Major Medical Insurance Fund pursuant to Section 8-46-202, C.R.S., and \$294,883 shall be from reserves in the Subsequent Injury Fund pursuant to Section 8-46-101 (1) (b) (I), C.R.S.

^b These amounts shall be from reserves in the Major Medical Insurance Fund created in Section 8-46-202, C.R.S. These amounts are included for informational purposes as they are continuously appropriated by Section 8-46-202 (2), C.R.S.

^c These amounts shall be from reserves in the Subsequent Injury Fund created in Section 8-46-101 (1) (b) (I). These amounts are included for informational purposes as they are continuously appropriated by Section 8-46-101 (1) (b), C.R.S.

21,968,548

**TOTALS PART IX
(LABOR AND
EMPLOYMENT)^{4,5}**

\$148,316,546 \$29,277,803 \$15,985,974^a \$103,052,769

^a Of this amount, \$59,617 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4~~ All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

~~95~~ Department of Labor and Employment, Executive Director's Office, Operating Expenses -- The Department is requested to

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

~~include estimated costs of computer contract maintenance agreements in its annual budget request. This information is requested in a format that permits comparison, by affected budget line, of ongoing maintenance costs from year to year, including actual, estimated, and projected amounts.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~96 Department of Labor and Employment, Division of Employment and Training, Unemployment Insurance Fraud Program -- The Department is requested to include in its annual budget request information on fraud detection and recovery, including, but not limited to, an estimate of the amount of unemployment insurance fraud that may have occurred in FY 2004-05, how much of this fraud was detected, and the amount of unemployment insurance recovered.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~97 Department of Labor and Employment, Division of Employment and Training, Unemployment Insurance Fraud Program, Program Costs -- The Department is requested to provide to the Joint Budget Committee an assessment of the performance of Unemployment Insurance Overpayment Collections Unit on or before November 1, 2005. This report should include relevant performance measurements, including overpayments collected, and a recommendation to continue, modify, or discontinue the Collections Unit.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~97a Department of Labor and Employment, Division of Labor -- Under the Colorado Wage Claims Act and pursuant to Sections 8-4-111, 8-4-112, 8-4-113, 8-4-114, C.R.S., the Department is requested to submit a report to the General Assembly indicating the number of unpaid wage complaints received for FY 2004-05, and the number of those claims investigated and resolved. The report should include the number of wage complaint cases for which actions for penalties were instituted, the total dollar amount of penalties assessed against employers based on unpaid wage complaints, the number of subpoenas issued by the Director or his or her duly authorized representative for wage complaint cases, and the number of wage complaint cases that resulted in criminal penalties. The report should be submitted to the General Assembly no later than November 1, 2005.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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Department of Labor and Employment

2057

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
PART X						
DEPARTMENT OF LAW						
(1) ADMINISTRATION						
Personal Services	2,404,272 (38.7 FTE)			5,000 ^a	2,399,272(T) ^b	
Health, Life, and Dental	918,370	289,696		50,129 ^c	563,787 ^d	14,758 ^e
Short-term Disability	31,786	9,294		1,817 ^c	19,807 ^d	868 ^e
S.B. 04-257 Amortization Equalization Disbursement	52,568	7,448		5,124 ^c	38,512 ^d	1,484 ^e
Salary Survey for Classified Employees	233,165	95,590		33,861 ^c	87,853 ^d	15,861 ^e
Salary Survey for Exempt Employees	806,922	189,219		12,937 ^c	598,087 ^d	6,679 ^e
Workers' Compensation	50,295	15,149		3,489 ^c	30,432 ^d	1,225 ^e
Operating Expenses	190,000	138,328			51,672(T) ^b	
Administrative Law Judge Services	339			339 ^c		
Purchase of Services from Computer Center	40,827	40,827				
Payment to Risk Management and Property Funds	98,922	98,922				
Vehicle Lease Payments	24,253	10,328		763 ^c	7,614 ^d	5,548 ^e

ADP Capital Outlay	7,248		1,083 ^c	6,165 ^d	
Information Technology					
Asset Maintenance	358,296		34,725 ^c	323,571 ^d	
Leased Space	26,292	4,372	3,583 ^c	18,337 ^d	
Capitol Complex Leased Space	986,895	297,263	68,453 ^c	597,147 ^d	24,032 ^e
Communications Services Payments	2,441	1,047	168 ^c	616 ^d	610 ^e
Attorney General Discretionary Fund	<u>5,000</u>	5,000			
		6,237,891			

^a This amount shall be from the Public Utilities Commission under the provisions of Section 6-1-905 (3) (b) (II), C.R.S.

^b These amounts shall be from indirect cost recoveries.

^c These amounts shall be from various cash fund sources within the department.

^d Of these amounts, \$2,283,391 shall be from various sources of cash funds exempt and \$8,537 shall be from the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund created pursuant to Section 24-22-115 (2) (a), C.R.S. Additionally, \$2,236,562 of these amounts contains a (T) notation.

^e These amounts shall be from the federal Medicaid Fraud Control Program administered by the U.S. Department of Health and Human Services.

(2) LEGAL SERVICES TO STATE AGENCIES^{98,99}

Personal Services	14,243,481				
	(192.2 FTE)				
Operating and Litigation	783,646				
Indirect Cost Assessment	<u>2,046,653</u>				
		17,073,780	520,000(T) ^a	16,553,780(T) ^b	

^a This amount shall include funds from the Division of Wildlife in the Department of Natural Resources, the Public Employees' Retirement Association, the State Lottery Division in the Department of Revenue, the Correctional Industries Subprogram in the Department of Corrections, College Access Network (formerly the Colorado Student Loan Program) in the Department of Higher Education, Veterans' Nursing Homes in the Department of Human Services, Auraria Higher Education Center Enterprises, Disability Insurance Trust, and CollegeInvest (formerly the Colorado Student Obligation Bonding Authority).

^b This amount shall be from various sources of funds appropriated for legal services to state agencies.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(3) CRIMINAL JUSTICE AND APPELLATE						
Special Prosecutions Unit	1,024,143	833,978 (9.5 FTE)		190,165 ^a (2.3 FTE)		
Insurance Fraud Unit	233,071				233,071(T) ^b (2.6 FTE)	
Securities Fraud Unit	436,519	113,806 (2.0 FTE)			322,713(T) ^c (3.6 FTE)	
Appellate Unit	1,828,718	1,828,718 (26.0 FTE)				
Medicaid Fraud Grant ¹⁰⁰	1,037,806 (11.0 FTE)	259,451(M)				778,355 ^d
Capital Crimes Prosecution Unit	343,027	343,027 (4.0 FTE)				
Peace Officers Standards and Training Board Support	1,145,965 (6.0 FTE)			1,145,965 ^e		
Victims Assistance	65,824				65,824(T) ^f (1.0 FTE)	
Indirect Cost Assessment	<u>154,366</u>			89,259 ^g	65,107(T) ^h	
	6,269,439					

^a This amount shall be from the State Compensation Insurance Authority.

^b This amount shall be from the Division of Insurance Cash Fund through an appropriation to the Department of Regulatory Agencies.

^c This amount shall be from the Division of Securities Cash Fund through an appropriation to the Department of Regulatory Agencies.

^d This amount shall be from the federal Medicaid Fraud Control Program administered by the U.S. Department of Health and Human Services.

^e This amount shall be from the P.O.S.T. Board Cash Fund created pursuant to Section 24-31-303 (2) (b), C.R.S.

^f This amount shall be from Victims Assistance and Law Enforcement funds appropriated to the Department of Public Safety, Division of Criminal Justice.

^g Of this amount, \$63,006 shall be from the P.O.S.T. Board Cash Fund created pursuant to Section 24-31-303 (2) (b), C.R.S., and \$26,253 shall be from the State Compensation Insurance Authority.

^h Of this amount, \$37,804 shall be from the Division of Securities Cash Fund through an appropriation to the Department of Regulatory Agencies, and \$27,303 shall be from the Division of Insurance Cash Fund through an appropriation to the Department of Regulatory Agencies.

(4) WATER AND NATURAL RESOURCES

Federal and Interstate			
Water Unit	407,296	407,296	
		(5.0 FTE)	
Defense of Arkansas			
River Compact	140,000	68,667	71,333 ^a
Comprehensive Environmental Response, Compensation and Liability Act ⁰¹			
	424,916	42,945	381,971(T) ^b
	(4.8 FTE)		
Comprehensive Environmental Response, Compensation and Liability Act Contracts			
	737,500		737,500(T) ^b
Indirect Cost Assessment	<u>50,405</u>		50,405(T) ^b
		1,760,117	

^a This amount shall be from reserves in the Attorney Fees and Costs Account created in Section 24-31-108 (2), C.R.S.

^b These amounts shall be transferred from the Department of Public Health and Environment.

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(5) CONSUMER PROTECTION							
Consumer Protection and Anti-Trust	1,312,638		697,675 (10.5 FTE)		63,605 ^a (1.5 FTE)	551,358 ^b (4.0 FTE)	
Collection Agency Board	223,886 (4.5 FTE)				179,768 ^c	44,118 ^d	
Uniform Consumer Credit Code	730,638 (9.5 FTE)				730,638 ^e		
Indirect Cost Assessment	<u>199,520</u>				157,516 ^f	42,004 ^g	
		2,466,682					

^a Of this amount, \$42,821 shall be from the Public Utilities Commission under the provisions of Section 6-1-905 (3) (b) (II), C.R.S., and \$20,784 shall be from the Building Regulation Fund created pursuant to Section 24-32-3309, C.R.S.

^b Of this amount, \$313,639 shall be from court-awarded settlements, \$157,719 shall be from the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund created pursuant to Section 24-22-115 (2) (a), C.R.S., and \$80,000 shall be from custodial funds administered by the Department.

^c This amount shall be from the Collection Agency Cash Fund pursuant to Section 12-14-136 (1) (a), C.R.S.

^d This amount shall be from reserves in the Collection Agency Cash Fund pursuant to Section 12-14-136 (1) (a), C.R.S.

^e This amount shall be from the Uniform Consumer Credit Code Cash Fund pursuant to Section 5-6-204 (1), C.R.S.

^f Of this amount, \$99,760 shall be from the Uniform Consumer Credit Code Cash Fund pursuant to Section 5-6-204 (1), C.R.S., \$47,255 shall be from the Collection Agency Cash Fund pursuant to Section 12-14-136 (1) (a), C.R.S., and \$10,501 shall be from the Public Utilities Commission under the provisions of Section 6-1-905 (3) (b) (II), C.R.S.

^g Of this amount, \$21,002 shall be from court-awarded settlements, \$10,501 shall be from the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund pursuant to Section 24-22-115 (2) (a), C.R.S., and \$10,501 shall be from custodial funds administered by the Department.

(6) SPECIAL PURPOSE

District Attorneys' Salaries	1,301,837	1,301,837	
Litigation Management and Technology Fund ¹⁰²	325,000		325,000 ^a
Statewide HIPAA Legal Services	<u>30,638</u>	30,638	
	1,657,475		

^a This amount shall be from either General Fund fund balance generated by excess earnings in the Legal Services to State Agencies program in FY 2003-04 or from reserves in the Attorney Fees and Costs Account created in Section 24-31-108 (2), C.R.S.

TOTALS PART X

(LAW)^{4, 5}	<u>\$35,465,384</u>	<u>\$7,130,521</u>	<u>\$3,298,387^a</u>	<u>\$24,187,056^a</u>	<u>\$849,420</u>
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^a Of these amounts, \$23,617,877 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4~~ ~~All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

- 98 Department of Law, Legal Services to State Agencies -- In making this appropriation, it is the intent of the General Assembly that hourly billing rates charged by the Department for legal services to state agencies not exceed \$67.29 per hour for attorneys and not exceed \$52.77 per hour for paralegals, which equates to a blended rate of \$64.45.
- 99 Department of Law, Legal Services to State Agencies -- The Department of Law is requested to make available to the Joint Budget Committee or other agencies of the executive branch, data regarding operating expenses for individual cases that exceed \$500 and are, thus, charged back to the applicable departments.
- 100 Department of Law, Criminal Justice and Appellate, Medicaid Fraud Grant -- The General Assembly requests that the Department of Law's Medicaid Fraud Control Unit produce a progress report on the Department's efforts to reduce Medicaid fraud and abuse in Colorado. The report should include: (1) the most recent estimates on the total amount of Medicaid fraud and abuse in Colorado; (2) a summary of total fines, costs, and restitutions recovered, attributable to the Medicaid Fraud Control Unit's efforts; (3) a detailed explanation of the Medicaid Fraud Control Unit's participation in global or national Medicaid fraud settlements, including total awards received due to them; and (4) evidence of the effectiveness of the Medicaid Fraud Control Unit in reducing the amount of Medicaid fraud and abuse in Colorado. The Medicaid Fraud Control Unit is requested to submit the report to the Joint Budget Committee by November 1, 2005.
- 101 Department of Law, Water and Natural Resources, Comprehensive Environmental Response, Compensation and Liability Act -- The Department is requested to submit a zero-based budget on this program for FY 2006-07. Such a budget should be included with the Department's November 1, 2005, budget submission.
- 102 Department of Law, Special Purpose, Litigation Management and Technology Fund -- It is the intent of the General Assembly to grant the Department of Law additional flexibility by allowing the Department to use funds appropriated in this line item to address unanticipated state legal needs, which arise during FY 2005-06, as well as information technology decision items approved by the General Assembly that require General Fund or smaller amounts of other funding sources. It is also the intent of the General Assembly that moneys spent from this fund shall not require the appropriation of additional FTE and will not be used for any type of salary increase, promotion, reclassification, or bonus related to any present or future FTE employed by the Department of Law. It is furthermore the intent of the General Assembly that moneys spent from this fund will not be used to offset present or future personal services deficits in any division in the Department. The Department is requested to submit a quarterly report to the Joint Budget Committee detailing the purpose for which moneys from this fund have been expended. Such a report is also requested with any supplemental requests for additional legal services funding within or outside of the Legal Services to State Agencies program.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART XI
LEGISLATIVE DEPARTMENT**

(1) LEGISLATIVE COUNCIL

Property Tax Study pursuant to Section 39-1-104 (16), C.R.S.	638,500					
Cost of Living Analysis pursuant to Section 22-54-104 (5) (c) (III) (A), C.R.S.	182,000					
Ballot Analysis	<u>492,322</u>					
		1,312,822	1,130,822		182,000(T) ^a	

^a This amount shall be transferred from the appropriation to the Department of Education for the State Share of Districts' Total Program Funding pursuant to Section 22-54-104 (5) (c) (III) (B), C.R.S.

(2) GENERAL ASSEMBLY

Workers' Compensation	29,677
Legal Services for 188 hours	12,117
Purchase of Services from Computer Center	8,165
Payment to Risk Management and Property Funds	7,653

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Legislative Department

2065

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Capitol Complex Leased Space	<u>1,195,632</u>	1,253,244	1,253,244				
TOTALS PART XI (LEGISLATIVE)^{4,5}		<u>\$2,566,066</u>	<u>\$2,384,066</u>			<u>182,000^a</u>	

^a This amount has a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

**PART XII
DEPARTMENT OF LOCAL AFFAIRS**

(1) EXECUTIVE DIRECTOR'S OFFICE

Personal Services	1,048,712			1,048,712(T) ^a	
				(14.0 FTE)	
Health, Life, and Dental	534,957	259,567	68,656 ^b	75,392 ^c	131,342
Short-term Disability	14,475	7,665	1,967 ^b	1,669 ^c	3,174
S.B. 04-257 Amortization					
Equalization Disbursement	22,869	11,081	3,346 ^b	3,044 ^c	5,398
Salary Survey and Senior Executive Service	339,384	133,175	43,628 ^b	77,681 ^c	84,900
Workers' Compensation	41,236	38,361	1,200 ^b	1,675 ^c	
Operating Expenses	136,565			124,803(T) ^a	11,762
Legal Services for 1,790 hours	115,363	104,597	5,417 ^b	1,235 ^c	4,114
Purchase of Services from Computer Center	3,499	3,499			
Multiuse Network Payments	35,653	19,902	1,455 ^b	2,816 ^c	11,480
Payment to Risk Management and Property Funds	39,747	36,977	1,144 ^b	1,626 ^c	
Vehicle Lease Payments	79,028	65,408		13,620 ^c	
Information Technology Asset Maintenance	104,793	29,913	10,364 ^b	40,192 ^c	24,324
Leased Space	67,332	17,898		13,457 ^c	35,977
Capitol Complex Leased Space	407,599	282,802	15,042 ^d	50,480(T) ^c	59,275
Communication Services Payments	17,904	8,952			8,952
Moffat Tunnel Improvement District	92,958		32,958 ^f	60,000 ^g	
Workforce Development Council	340,395			340,395(T) ^h	

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Department of Local Affairs

2067

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Workforce Improvement Grants	470,000					(4.0 FTE) 20,000 ¹	450,000 (1.0 FTE)
		3,912,469					

^a These amounts shall be from indirect cost recoveries.

^b These amounts shall be from various sources of cash funds.

^c Of these amounts, \$219,885(T) shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S. and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S., and \$12,522 shall be from various sources of cash funds exempt.

^d Of this amount, \$8,248 shall be from the Building Regulation Fund pursuant to Section 24-32-3309, C.R.S., \$3,546 shall be from the Search and Rescue Fund pursuant to Section 33-1-112.5, C.R.S., and \$3,248 shall be from the Colorado Water Resources and Power Development Authority pursuant to Section 37-95-107.6, C.R.S.

^e Of this amount, \$49,048 shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S. and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S., and \$1,432 shall be from Limited Gaming Funds appropriated to the Department of Revenue.

^f This amount shall be from the Moffat Tunnel Cash Fund pursuant to Section 32-8-126, C.R.S.

^g This amount shall be from reserves in the Moffat Tunnel Cash Fund pursuant to Section 32-8-126, C.R.S.

^h This amount shall be from federal funds transferred to the Department of Local Affairs from other state agencies.

ⁱ This amount shall be from donations.

(2) PROPERTY TAXATION

Board of Assessment Appeals	618,885		314,731 (15.0 FTE)			304,154(T) ^a
Property Taxation	2,550,286		1,205,127	635,713 ^b		709,446(T) ^c

State Board of Equalization	12,856	(15.7 FTE)	(11.1 FTE)	(11.7 FTE)
Indirect Cost Assessment	<u>89,371</u>	12,856		89,371(T) ^c
	3,271,398			

^a This amount shall be from indirect cost recoveries.

^b This amount shall be from the Property Tax Exemption Fund created in Section 39-2-117 (8), C.R.S.

^c These amounts shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S.

(3) DIVISION OF HOUSING¹⁰³

(A) Administration

Personal Services	1,267,453	369,632	109,300(T) ^a	788,521
		(5.5 FTE)	(1.7 FTE)	(12.3 FTE)
Operating Expenses	168,115	25,903		142,212
Indirect Cost Assessment	<u>313,190</u>		126,613 ^b	36,151(T) ^a
	1,748,758			150,426

^a These amounts shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S.

^b This amount shall be from the Building Regulation Fund pursuant to Section 24-32-3309, C.R.S.

(B) Manufactured Buildings Program

Program Costs	699,503	699,503 ^a	(8.9 FTE)
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^a This amount shall be from the Building Regulation Fund pursuant to Section 24-32-3309, C.R.S.

(C) Affordable Housing Development

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Colorado Affordable Housing Construction Grants and Loans ^{103a}	115,000	100,000			15,000 ^a	
Federal Affordable Housing Construction Grants and Loans	9,210,074					9,210,074
Emergency Shelter Program	919,000					919,000
Private Activity Bond Allocation Committee	<u>2,500</u>	2,500				
	10,246,574					

^a This amount shall be from gifts, grants and donations.

(D) Rental Assistance

Low Income Rental Subsidies	15,423,000					15,423,000
	28,117,835					

(4) DIVISION OF LOCAL GOVERNMENT

(A) Local Government and Community Services

(1) Administration

Personal Services	1,545,534	793,661 (10.3 FTE)		11,731 ^a (0.2 FTE)	453,465(T) ^b (7.0 FTE)	286,677 (3.1 FTE)
Operating Expenses	<u>106,432</u>	43,186			25,146(T) ^b	38,100
	1,651,966					

^a This amount shall be from charges to non-state agencies for use of the Automated Mapping System.

^b These amounts shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S. and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S.

(2) Local Government Services

Local Utility Management Assistance	141,880		141,880 ^a (2.0 FTE)	
Conservation Trust Fund Disbursements	46,500,000			46,500,000 ^b (2.0 FTE)
Volunteer Firefighter Retirement Plans	3,770,509	3,770,509 ^c		
Volunteer Firefighter Death and Disability Insurance	30,000	30,000 ^c		
Environmental Protection Agency Water/Sewer File Project	50,000			50,000 (0.5 FTE)
	<u>50,492,389</u>			

^a This amount shall be from the Colorado Water Resources and Power Development Authority pursuant to Section 37-95-107.6, C.R.S.

^b This amount shall be from the net lottery proceeds pursuant to Section 33-60-104 (1) (a), C.R.S.

^c These amounts are included for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution.

These amounts are continuously appropriated by a permanent statute or constitutional provision and are not subject to the limitation on General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

(3) Community Services

Community Services Block Grant	5,681,920			5,681,920
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(4) Waste Tire Fund

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Waste Tire Recycling, Reuse and Removal Grants	2,525,000			2,475,000 ^a (0.5 FTE)	50,000 ^b	
Allocations to the Commission on Higher Education, Advanced Technology Fund	<u>825,000</u>			825,000 ^a		
	3,350,000					
^a Of these amounts, \$2,475,000 shall be from the Waste Tire Recycling Development Cash Fund pursuant to Section 25-17-202 (3) (a), C.R.S. and \$825,000 shall be from the Processors and End Users of Waste Tires Cash Fund created in Section 25-17-202.5 (1), C.R.S.						
^b This amount shall be from reserves in the Waste Tire Recycling Development Cash Fund pursuant to Section 25-17-202 (3) (a), C.R.S.						
(B) Field Services						
Program Costs	2,006,954	465,085 (5.2 FTE)			1,222,912(T) ^a (14.2 FTE)	318,957 (4.9 FTE)
Community Development Block Grant (Business and Infrastructure Development)	8,372,439					8,372,439
Local Government Mineral and Energy Impact Grants and Disbursements	59,300,000			20,100,000 ^b	39,200,000 ^c	
Local Government Limited Gaming Impact Grants	6,242,551				6,242,551 ^d	
Search and Rescue Program	615,000			505,000 ^e (1.3 FTE)	110,000 ^f	
	<u>76,536,944</u>					

^a Of this amount, \$1,097,505 shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S. and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S., \$84,791 shall be from Limited Gaming Funds appropriated to the Department of Revenue, and \$40,616 shall be from funds transferred from the Economic Development Commission in the Governor's Office.

^b This amount shall be from the Local Government Severance Tax Fund pursuant to Section 39-29-110 (1) (a) (I), C.R.S.

^c Of this amount, \$17,200,000 shall be from reserves in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S. and \$22,000,000 shall be from the Local Government Mineral Impact Fund, pursuant to Section 34-63-102, C.R.S., which is comprised of federal mineral leasing revenues and the existing fund balance.

^d This amount shall be from the fund balance in the Local Government Limited Gaming Impact Fund, which consists of funds transferred from the Limited Gaming Fund in the Department of Revenue during the prior fiscal year, pursuant to Sections 12-47.1-701 and 12-47.1-1601, C.R.S.

^e This amount shall be from the Search and Rescue Fund pursuant to Section 33-1-112.5, C.R.S.

^f This amount shall be from reserves in the Search and Rescue Fund pursuant to Section 33-1-112.5, C.R.S.

(C) Division of Emergency Management^{103b}

Administration	2,231,803	518,486	62,622(T) ^a	1,650,695
		(7.2 FTE)	(1.0 FTE)	(19.8 FTE)
Disaster Response and Recovery	3,066,559		2,741,559 ^b	325,000
Preparedness Grants and Training	<u>40,530,888</u>			
	45,829,250	10,988 ^c		40,519,900

^a This amount shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S. and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S.

^b This amount shall be from the Disaster Emergency Fund created pursuant to Section 24-32-2106, C.R.S.

^c This amount shall be from fees paid for emergency training programs.

(D) Division of Local Government Indirect Cost Assessments

1,075,108	58,991 ^a	422,907(T) ^b	593,210 ^c
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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a Of this amount, \$30,419 shall be from the Colorado Water Resources and Power Development Authority pursuant to Section 37-95-107.6, C.R.S., \$17,986 shall be from the Search and Rescue Fund pursuant to Section 33-1-112.5, C.R.S., and \$10,586 shall be from the Waste Tire Recycling Development Cash Fund pursuant to Section 25-17-202 (3), C.R.S.

^b Of this amount, \$249,368 shall be from reserves in the Local Government Severance Tax Fund created in Section 39-29-110, C.R.S., \$124,684 is anticipated from the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S., \$25,473 shall be from net lottery proceeds pursuant to Section 33-60-104 (1) (a), C.R.S., and \$23,382 shall be from Limited Gaming Funds appropriated to the Department of Revenue.

^c Of this amount, \$418,675 is anticipated from the Federal Emergency Management Agency, \$61,326 is anticipated from the Community Services Block Grant, \$56,631 is anticipated from the Community Development Block Grant, and \$56,578 is anticipated from Workforce Development Grants.

184,617,577

TOTALS PART XII

(LOCAL AFFAIRS)^{4,5}	<u>\$219,919,279</u>	<u>\$8,671,473^a</u>	<u>\$25,775,596</u>	<u>\$100,171,381^b</u>	<u>\$85,300,829</u>
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^a Of this amount, \$3,800,509 is included as information for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. As this amount is continuously appropriated by a permanent statute or constitutional provision, it is not subject to the limitation on General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

^b Of this amount, \$5,219,749 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 — All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

~~103 Department of Local Affairs, Division of Housing -- The Division of Housing is requested to provide a report to the Joint Budget Committee by November 1, 2005, on its efforts to eliminate regulatory barriers to the construction of affordable housing. The report should include a review of the types and prevalence of local regulatory barriers to affordable housing, a review of the steps the Division of Housing is taking to reduce these barriers, and a report on the effectiveness of the Division's efforts.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~103a Department of Local Affairs, Division of Housing, Colorado Affordable Housing Construction Grants and Loans -- It is the intent of the General Assembly, consistent with the Governor's veto message of 2002, to maintain this program through other revenue sources. The Department has the ability to utilize energy impact funds for housing, and the General Assembly wishes to continue to see energy impact funds used for this purpose.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~103b~~ Department of Local Affairs, Division of Local Government, Division of Emergency Management, and Department of Public Safety, Office of Preparedness, Security, and Fire Safety -- The Departments are requested to prepare a report that provides details of how each provision of H.B. 02-1315 contained in Part 16 of Article 33.5 of Title 24, C.R.S., is being complied with by each agency. The report should include detail of which agency is complying with each provision, how the agency is complying, any provisions not currently being complied with, and which agency is responsible for compliance.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

PART XIII

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

(1) EXECUTIVE DIRECTOR AND ARMY NATIONAL GUARD

Personal Services	1,652,841	1,483,311 (24.7 FTE)		3,390 ^a (0.1 FTE)	86,087 ^b (2.0 FTE)	80,053 ^c (0.8 FTE)
Health, Life, and Dental	224,235	82,629			13,212 ^b	128,394 ^c
Short-term Disability	8,285	3,399		6 ^a	449 ^b	4,431 ^c
S.B. 04-257 Amortization Equalization						
Disbursement	13,087	4,999		8 ^a	748 ^b	7,332 ^c
Salary Survey and Senior Executive Services	167,064	68,234		71 ^a	9,066 ^b	89,693 ^c
Shift Differential	12,604					12,604 ^c
Workers' Compensation	121,520	61,319				60,201 ^c
Operating Expenses	707,608	359,075				348,533 ^c
Information Technology Asset Maintenance	15,447	15,447				
Legal Services for 110 hours	7,090	7,090				

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Department of Military and Veterans Affairs

2077

	ITEM & SUBTOTAL		TOTAL	APPROPRIATION FROM				
	\$	\$		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$	\$
Purchase of Services from Computer Center	2,333			2,333				
Payment to Risk Management and Property Funds	107,125			107,125				
Vehicle Lease Payments Leased Space	20,724			17,649				3,075 ^e
Capitol Complex Leased Space	41,897			41,897				
Communications Services Payments	76,835			53,400				23,435 ^e
Utilities	10,851			10,851				
Local Armory Incentive Plan	556,460			415,280				141,180 ^e
Distance Learning	21,841					21,841 ^a		
Colorado National Guard Tuition Fund	3,000					1,000 ^d	2,000 ^e	
Army National Guard Cooperative Agreement	586,010			175,803			410,207(T) ^f	
Administrative Services	1,846,893							1,846,893 ^e (17.5 FTE)
	253,913			133,474				120,439 ^e (1.8 FTE)
			6,457,663					

^a These amounts shall be from fees, including armory rental fees.

^b These amounts shall be from reserves in the Western Slope Military Veterans' Cemetery Fund created in Section 28-5-708 (1) (a), C.R.S.

^c These amounts are pursuant to agreements with the federal government regarding the operation of the Army National Guard and Air National Guard facilities as well as operations of the Colorado National Guard pursuant to federal directives.

^d This amount shall be from the Distance Learning Cash Fund created in Section 28-3-108, C.R.S. These moneys are continuously appropriated and included for informational purposes.

^e This amount shall be from gifts, grants, donations, and reserves in the Department of Military and Veterans Affairs Fund created in Section 28-3-107, C.R.S., and reserves in the Distance Learning Cash Fund created in Section 28-3-108, C.R.S. Moneys from the Department of Military Affairs Fund and the Distance Learning Cash Fund are continuously appropriated and included for informational purposes.

^f This amount shall be from the Colorado commission on higher education, financial assistance program, pursuant to Section 23-3.3-202 (2), C.R.S.

(2) DIVISION OF VETERANS AFFAIRS

Veterans Service				
Operations	544,014	386,072	157,942(T) ^a	
		(6.0 FTE)	(2.0 FTE)	
County Veterans Service				
Officer Payments	88,800		88,800(T) ^a	
Colorado State Veterans Trust Fund				
	887,779		887,779 ^b	
Colorado State Veterans Trust Fund Expenditures				
	690,835		690,835 ^c	
Western Slope Veterans Cemetery ¹⁰⁴				
	299,052	120,000	128,052 ^d	51,000 ^e
		(2.5 FTE)		
	<hr/>			
	2,510,480			

^a *These amounts* shall be from the Colorado State Veterans Trust Fund Expenditures line item in the Division of Veterans Affairs.

^b This amount shall be from the Tobacco Litigation Settlement Cash Fund pursuant to Section 24-75-1104 (1) (f), C.R.S.

^c Of this amount, \$665,835 shall be from the Colorado State Veterans Trust Fund created in Section 28-5-709 (1) (a), C.R.S., and \$25,000 shall be from interest earned on the balance of the Colorado State Veterans Trust Fund created in Section 28-5-709 (1) (a), C.R.S. Pursuant to Section 28-5-709 (3) (b) (I), this amount reflects spending authority of up to 75 percent of the FY 2005-06 appropriation to the Colorado State Veterans Trust Fund.

^d This amount shall be from reserves in the Western Slope Military Veterans' Cemetery Fund created in Section 28-5-708 (1) (a), C.R.S.

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
<p>° This amount shall be from the U.S. Department of Veterans Affairs.</p>							
(3) AIR NATIONAL GUARD							
Operations and Maintenance Agreement for Buckley/Greeley	1,957,134		435,665(M)				1,521,469*
			(5.4 FTE)				(20.7 FTE)
Buckley Cooperative Agreement	899,616						899,616*
							(15.0 FTE)
Security for Space Command Facility at Greeley	193,684						193,684*
							(5.0 FTE)
	<hr/>	3,050,434					

* These amounts are pursuant to agreements with the federal government regarding the operation of the Army National Guard and Air National Guard facilities as well as operations of the Colorado National Guard pursuant to federal directives.

(4) FEDERAL FUNDED PROGRAMS¹⁰⁵

Personal Services	68,366,956
	(1,077.0 FTE)
Operating and Maintenance	29,705,038
Construction	21,100,000

Special Programs	<u>128,933</u>				
		119,300,927			119,300,927 ^a

^a This amount is pursuant to agreements with the federal government regarding the operation of the Army National Guard and Air National Guard facilities as well as operations of the Colorado National Guard pursuant to federal directives.

(5) CIVIL AIR PATROL

Personal Services	62,358				
	(1.0 FTE)				
Operating Expenses	13,324				
Repeater Upgrade	42,094				
Aircraft Maintenance	<u>34,900</u>				
		152,676		152,676	

TOTALS PART XIII

(MILITARY AND VETERANS AFFAIRS)^{4,5}	<u>\$131,472,180</u>	<u>\$4,137,728</u>	<u>\$26,316</u>	<u>\$2,475,177^a</u>	<u>\$124,832,959</u>
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^a Of this amount, \$656,949 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

- 104 Department of Military and Veterans Affairs, Division of Veterans Affairs, Western Slope Veterans Cemetery -- The Department is requested to compile detailed data associated with the daily operations of the Western Slope Veterans Cemetery and the funding required to support those operations. The Department is requested to submit a report summarizing this data to the Joint Budget Committee on October 1, 2005. The report should not only include data concerning the funding of the operations, but also steps the Department can initiate to: (1) lower the costs associated with operating the Western Slope Veterans Cemetery and (2) identify revenue sources available to operate the cemetery which can offset the need for any General Fund appropriation in future fiscal years.
- 105 Department of Military and Veterans Affairs, Federal Funded Programs -- These federal funds are shown for informational purposes. These funds are not to be included in the spending authority for the Department because these funds do not flow through the accounting system of the state. It is the intent of the General Assembly that these programs, funding, and FTE are included to demonstrate the full scope of activities of the Department of Military Affairs.

**PART XIV
DEPARTMENT OF NATURAL RESOURCES**

(1) EXECUTIVE DIRECTOR'S OFFICE

(A) Administration and Information Technology

Personal Services	4,537,710		2,140,239(T) ^a	2,397,471(T) ^a	
	(56.6 FTE)				
Health, Life, and Dental	4,426,463	1,558,727	443,305 ^b	2,063,110 ^c	361,321
Short-term Disability	120,307	39,996	14,885 ^b	55,953 ^c	9,473
S.B. 04-257 Amortization					
Equalization Disbursement	222,573	77,274	25,315 ^b	102,634 ^c	17,350
Salary Survey and Senior Executive Service	2,759,497	885,364	338,843 ^b	1,456,744 ^c	78,546
Shift Differential	14,854	14,854			
Workers' Compensation	3,276,665	593,981	220,216 ^b	2,414,480 ^c	47,988
Operating Expenses	1,259,063		312,607 ^b	941,119 ^c	5,337
Legal Services for 36,253 hours	2,336,506	746,450	398,060 ^b	1,101,540 ^c	90,456
Purchase of Services from Computer Center	169,142	6,535	162,607 ^b		
Multiuse Network Payments	795,715	310,408	463,238 ^b	19,199 ^c	2,870
Payment to Risk Management and Property Funds	572,409	197,632	59,071 ^b	315,574 ^c	132
Vehicle Lease Payments	2,559,483	723,076	147,465 ^b	1,644,633 ^c	44,309
Information Technology Asset Maintenance	282,477	105,354	132,175 ^b	32,712 ^c	12,236
Leased Space	747,262	415,326	214,088 ^b	95,069 ^c	22,779
Capitol Complex Leased Space	737,862	261,204	274,206 ^b	113,188 ^c	89,264
Communications Services Payments	750,343	302,365	447,978 ^b		
	<u>25,568,331</u>				

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					FEDERAL FUNDS
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT		
\$	\$	\$	\$	\$	\$	\$	\$
(B) EPA Wetlands Grant	475,000						475,000
	26,043,331						
(2) MINERALS AND GEOLOGY							
(A) Coal Land Reclamation							
Program Expenses	1,988,183 (23.0 FTE)			516,354 ^a			1,471,829 ^b
Indirect Cost Assessment	<u>105,836</u>			22,226 ^a			83,610 ^b
	2,094,019						

^a These amounts shall be from statewide and departmental indirect cost recoveries.

^b Of these amounts, \$2,749,595 shall be from various sources of cash funds and \$904,464(T) shall be from departmental indirect cost recoveries.

^c These amounts shall be from various sources of cash funds exempt.

^a These amounts shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

^b These amounts shall be from the Office of Surface Mining, and are shown for informational purposes only.

(B) Inactive Mines

Program Costs	806,461 (13.6 FTE)
Mine Site Reclamation ¹⁰⁶	125,000
Abandoned Mine Safety	111,665

	(0.2 FTE)		
Indirect Cost Assessment	<u>78,644</u>		
	1,121,770	236,665 ^a	885,105

^a This amount shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

(C) Minerals

Program Costs	1,919,665		
	(22.9 FTE)		
Indirect Cost Assessment	<u>105,650</u>		
	2,025,315	1,929,231 ^a	96,084 ^b

^a Of this amount, \$950,000 shall be from the Mined Land Reclamation Fund established pursuant to Section 34-32-127 (1) (a), C.R.S., and \$979,231 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

^b This amount shall be from reserves in the Mined Land Reclamation Fund established pursuant to Section 34-32-127 (1) (a), C.R.S.

(D) Mines Program

Colorado and Federal Mine Safety Program	470,859	279,118 ^a	191,741
	(5.0 FTE)		
Blaster Certification Program	102,036	21,428 ^b	80,608
	(1.0 FTE)		
Indirect Cost Assessment	<u>25,734</u>	14,455 ^b	11,279
	598,629		

^a Of this amount, \$273,118 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S., and \$6,000 shall be from fees.

^b These amounts shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

(E) Emergency Response Costs	25,000	25,000 ^a	
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 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	5,864,733					
(3) GEOLOGICAL SURVEY						
Environmental Geology and Geological Hazards Program	2,562,906 (18.2 FTE)			1,202,120 ^a	764,610(T) ^b	596,176
Mineral Resources and Mapping	1,502,473 (11.5 FTE)			978,349 ^c		524,124
Colorado Avalanche Information Center	565,387 (7.3 FTE)			145,704 ^d	395,483 ^e	24,200
Indirect Cost Assessment	<u>28,900</u>					28,900
	4,659,666					

^a This amount shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

^a Of this amount, \$847,288 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S., and \$354,832 shall be from fees for geological services.

^b This amount shall be from the Department of Transportation, other state agencies, and federal indirect cost recoveries.

^c Of this amount, \$934,240 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S., and \$44,109 shall be from local governments.

^d Of this amount, \$143,453 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S., \$2,000 shall be from the Snowmobile Recreation Fund established pursuant to Section 33-14-106, C.R.S., and \$251 shall be from the sale of avalanche products.

^e Of this amount, \$319,052(T) shall be from the Department of Transportation, and \$76,431 shall be from grants and donations.

(4) OIL AND GAS CONSERVATION COMMISSION¹⁰⁷

Program Costs	2,993,699	2,993,699 ^a	
	(36.0 FTE)		
Underground Injection Program	104,993		104,993 (2.0 FTE)
Plugging and Reclaiming			
Abandoned Wells	220,000	220,000 ^b	
Environmental Assistance Projects	255,000	255,000 ^b	
Piceance and D-J Basin Water			
Studies and Environmental Data			
Tool Development ¹⁰⁸	300,725	300,725 ^b	
Indirect Cost Assessment	<u>160,154</u>	160,154 ^c	
	4,034,571		

^a Of this amount, \$1,478,698 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S. and \$1,515,001 shall be from the Oil and Gas Conservation Fund established pursuant to Section 34-60-122 (5), C.R.S.

^b These amounts shall be from the Oil and Gas Environmental Response Fund established pursuant to Section 34-60-124 (1), C.R.S.

^c This amount shall be from the Oil and Gas Conservation Fund established pursuant to Section 34-60-122 (5), C.R.S.

(5) STATE BOARD OF LAND COMMISSIONERS¹⁰⁹

Program Costs	2,622,272		
	(34.0 FTE)		
State Trust Land Evaluations and			
Trust Asset Management and			
Analysis	659,509		
Indirect Cost Assessment	<u>152,718</u>		
	3,434,499	115,000 ^a	3,319,499 ^b

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(A) State Park Operations ^{110, 111, 112}	21,870,847	2,321,255		16,938,632 ^a	2,191,060 ^b	419,900 ^c
(238.6 FTE)						

^a Of this amount, \$75,000 shall be from the State Board of Land Commissioners Land and Water Management Fund created pursuant to Section 36-1-148 (1), C.R.S. and \$40,000 shall be from the Land Board Trust Administration Fund established pursuant to Section 36-1-145 (2) (a), C.R.S., and is derived from lease rental revenue, timber sales, related interest income, and fees.

^b This amount shall be from the Land Board Trust Administration Fund established pursuant to Section 36-1-145 (2) (a), C.R.S., and is derived from mineral royalties and bonus income.

(6) PARKS AND OUTDOOR RECREATION

^a Of this amount, \$16,926,137 shall be from the Parks and Outdoor Recreation Cash Fund established pursuant to Section 33-10-111 (1), C.R.S., \$7,437 shall be from the Off-highway Vehicle Recreation Fund established pursuant to Section 33-14.5-106 (1), C.R.S., and \$5,058 shall be from the Snowmobile Recreation Fund established pursuant to Section 33-14-106, C.R.S.

^b Of this amount, \$1,244,000 shall be from the Great Outdoors Colorado Board, shown for informational purposes only, and from associated indirect cost recoveries, \$505,806 shall be from Lottery proceeds (including reserves from prior years) and is shown for informational purposes only, \$45,000 shall be from reserves in the Snowmobile Recreation Fund established pursuant to Section 33-14-106, C.R.S., and \$396,254 shall be from various sources of cash funds exempt.

^c This amount is anticipated to be received from the United States Bureau of Reclamation through a cost-sharing agreement to address the net operating deficit of Paonia, Vega, Rifle Gap, Crawford, and Navajo State parks, and is shown for informational purposes only.

(B) Great Outdoors Colorado Board Grants

Land and Water Protection	667,000
	(2.0 FTE)
Operations and Maintenance	524,000
	(5.0 FTE)

Statewide Programs	2,027,000		
	<u>(6.5 FTE)</u>		
	3,218,000		3,218,000 ^a

^a This amount shall be from the Great Outdoors Colorado Board and is shown for informational purposes only.

(C) Special Purpose

Snowmobile Program	702,838	702,838 ^a	
River Outfitters Regulation	74,275	74,275 ^b	
Off-highway Vehicle Program	353,494	353,494 ^c	
		(3.0 FTE)	
Federal Grants	518,516		518,516 ^d
S.B. 03-290 Enterprise Fund	200,000		200,000 ^e
Vehicle Registration System	175,000		175,000 ^f
System Operations and Support	426,000		426,000 ^f
Connectivity at State Parks	44,000		44,000 ^f
Asset Management	230,000		230,000 ^f
Indirect Cost Assessment	<u>1,121,446</u>	1,006,706 ^g	114,740
	3,845,569		

^a This amount shall be from the Snowmobile Recreation Fund established pursuant to Section 33-14-106, C.R.S.

^b This amount shall be from the River Outfitters Cash Fund established pursuant to Section 33-32-111, C.R.S.

^c This amount shall be from the Off-highway Vehicle Recreation Fund established pursuant to Section 33-14.5-106 (1), C.R.S.

^d This amount reflects funds anticipated to be received from the United States Coast Guard and is shown for informational purposes only.

^e This amount shall be from reserves in the Parks and Outdoor Recreation Cash Fund established pursuant to Section 33-10-111 (1), C.R.S.

^f These amounts shall be from lottery proceeds (including reserves from prior years) and are shown for informational purposes.

^g This amount shall be from the Parks and Outdoor Recreation Cash Fund established pursuant to Section 33-10-111 (1), C.R.S.

28,934,416

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(7) COLORADO WATER CONSERVATION BOARD						
(A) Administration						
Personal Services	2,650,722					
	(30.0 FTE)					
Operating Expenses	92,443					
Interstate Compacts	289,536					
Western States Water Council Dues	25,000					
River Decision Support Systems	495,687					
	(5.0 FTE)					
	<u>3,553,388</u>			339,777 ^a	3,213,611 ^b	

^a Of this amount, \$296,027(T) shall be from the Wildlife Cash Fund established pursuant to Section 33-1-112 (1), C.R.S., and \$43,750 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

^b This amount shall be from reserves in the Colorado Water Conservation Board Construction Fund established pursuant to Section 37-60-121 (1) (a), C.R.S., and from indirect cost recoveries.

(B) Special Purpose

Federal Emergency Management Assistance	185,719				24,812 ^a	160,907
	(2.0 FTE)					
Weather Modification	25,000			25,000 ^b		
Water Conservation Program	176,311				176,311 ^a	
					(2.5 FTE)	
Severance Tax Fund	840,000			840,000 ^c		

Platte River Basin Cooperative Agreement	230,012		230,012 ^d	
			(1.0 FTE)	
S.B. 02-87 Colorado Watershed Protection Fund	94,942		94,942 ^c	
Indirect Cost Assessment	<u>406,988</u>		369,718 ^a	37,270
	1,958,972			

^a These amounts shall be from reserves in the Colorado Water Conservation Board Construction Fund established pursuant to Section 37-60-121 (1) (a), C.R.S.

^b This amount shall be from weather modification permit fees pursuant to Section 36-20-113, C.R.S.

^c This amount shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

^d This amount shall be from the Fish and Wildlife Resources Fund established pursuant to Section 37-60-121 (6), C.R.S.

^e This amount shall be from the Colorado Watershed Protection Fund, established pursuant to Section 39-22-2403 (1) C.R.S.

5,512,360

(8) WATER RESOURCES DIVISION

Personal Services	16,764,035	13,086,568	3,661,575 ^a	15,892 ^b
	(249.6 FTE)			
Operating Expenses	1,311,469	816,961	403,979 ^a	90,529 ^b
Interstate Compacts	76,002	76,002		
Republican River Compact Compliance	50,754	50,754		
	(1.0 FTE)			
Satellite Monitoring System	354,120	239,120	94,443 ^c	20,557 ^d
	(2.0 FTE)			
Augmentation of Water for Sand and Gravel Extraction	35,000		35,000 ^e	
Dam Emergency Repair	50,000			50,000 ^f
Federal Grant	92,444			92,444 ^g

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Department of Natural Resources

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
River Decision Support Systems	354,102					354,102 ^f (4.0 FTE)	
H.B. 03-1334 Temporary Interruptible Water Supply Agreements	61,589				61,589 ^h		
S.B. 04-225 Well Enforcement	1,489				1,489 ⁱ		
Indirect Cost Assessment	<u>211,401</u>				179,865 ^j	29,839 ^f	1,697
		19,362,405					

^a Of these amounts, \$3,656,258 shall be from the Ground Water Management Cash Fund established pursuant to Section 37-80-111.5 (1) (d), C.R.S., \$335,868 shall be from the Well Inspection Cash Fund established pursuant to Section 37-80-111.5, C.R.S., and \$73,428 shall be from other various sources of cash funds, including indirect cost recoveries.

^b These amounts shall be from various sources of cash funds exempt, including indirect cost recoveries.

^c This amount shall be from the Satellite Monitoring System Cash Fund established pursuant to Section 37-80-111.5 (1) (c), C.R.S.

^d This amount shall be from reserves in the Satellite Monitoring System Cash Fund established pursuant to Section 37-80-111.5 (1) (c), C.R.S.

^e This amount shall be from the Gravel Pit Lakes Augmentation Fund established pursuant to Section 37-90-137 (11) (f), C.R.S.

^f These amounts shall be from reserves in the Colorado Water Conservation Board Construction Fund established pursuant to Section 37-60-121 (1) (a), C.R.S.

^g This amount reflects funds anticipated to be received from the United States Bureau of Reclamation and from the Federal Emergency Management Agency, and is shown for informational purposes only.

^h This amount shall be from the Ground Water Management Cash fund established pursuant to Section 37-80-111.5 (1) (d), C.R.S.

ⁱ This amount shall be from the Well Enforcement Cash Fund created pursuant to Section 37-90-111.5 (5) (b), C.R.S.

^j This amount shall be from various sources of cash funds.

(9) DIVISION OF WILDLIFE¹¹³

(A) Division Operations

(1) Director's Office Personal Services	1,548,716
	(18.0 FTE)
Operating Expenses	401,521
(2) Biological Programs ^{##} Personal Services	16,037,890
	(232.3 FTE)
Operating Expenses	9,149,084
(3) State Fish Hatcheries Personal Services	4,543,934
	(93.6 FTE)
Operating Expenses	3,519,619
(4) Regional Operations Personal Services	16,577,572
	(294.7 FTE)
Operating Expenses	4,732,738
(5) Information and Education Personal Services	2,227,549
	(34.5 FTE)
Operating Expenses	2,110,375
(6) Law Enforcement Personal Services	812,212
	(10.3 FTE)
Operating Expenses	185,635
(7) Information Technology Personal Services	1,478,949
	(18.0 FTE)
Operating Expenses	1,235,174

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(8) Engineering						
Personal Services	1,690,406					
	(21.3 FTE)					
Operating Expenses	157,754					
(9) Support Services Personal						
Services	2,931,976					
	(39.7 FTE)					
Operating Expenses	<u>1,619,174</u>					
	70,960,278				62,056,988 ^a	8,903,290

^a Of this amount, \$52,786,988 shall be from the Wildlife Cash Fund established pursuant to Section 33-1-112 (1), C.R.S., \$8,060,000 shall be from the Great Outdoors Colorado Board and is shown for information purposes only, \$550,000 shall be from subscription revenues from Colorado Outdoors Magazine, \$500,000 shall be from voluntary contributions to the Nongame and Endangered Wildlife Cash Fund pursuant to Section 39-22-702 and 703, C.R.S., \$150,000 shall be from cash grants and donations, \$5,000 shall be from the Federal Aid Projects Income Fund, and \$5,000 shall be from the public education donation revenues.

(B) Special Purpose

Wildlife Commission Discretionary Fund	160,000
Game Damage Claims and Prevention	1,050,000
Special License Fund Projects	20,430
State Trust Land and Property Leases	889,964
Instream Flow Program	296,027
Habitat Partnership Program	2,500,000

Indirect Cost Assessment	<u>3,044,703</u>			
	7,961,124		7,439,104 ^a	522,020

^a Of this amount, \$4,918,674 shall be from the Wildlife Cash Fund established pursuant to Section 33-1-112 (1), C.R.S., \$2,500,000 shall be from the Habitat Partnership Cash Fund pursuant to Section 33-1-112 (8) (a), C.R.S., \$15,430 shall be from the raffle and auction of big game licenses pursuant to Section 33-4-116.5, C.R.S., and \$5,000 shall be from the Waterfowl Stamp Fund pursuant to Section 33-4-102.5, C.R.S.

78,921,402

TOTALS PART XIV

(NATURAL RESOURCES)^{4,5}	<u>\$176,767,383</u>	<u>\$22,829,206</u>	<u>\$39,152,463^a</u>	<u>\$98,755,304^b</u>	<u>\$16,030,410</u>
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^a This amount includes \$7,228,388 from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-102 (1) (a) (II), C.R.S., including \$852,482 in the Executive Director's Office which is shown as being from various sources of cash funds, and \$3,340,730 which contains a (T) notation.

^b Of this amount, \$3,481,133 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

- 106 Department of Natural Resources, Minerals and Geology, Inactive Mines, Mine Site Reclamation -- It is the intent of the General Assembly that these funds shall remain available until completion of the project or the close of FY 2007-08, whichever comes first. At project completion or the end of the three-year period, any unexpended balances shall revert to the Operation Account of the Severance Tax Trust Fund from which they were appropriated.
- ~~107 Department of Natural Resources, Oil and Gas Conservation Commission -- It is the intent of the General Assembly that the new resources provided for scanning and indexing will create additional efficiencies in the Division. The Department is requested to provide an estimate of staff savings achieved in its FY 2006-07 budget submission to the General Assembly.~~
- (Governor lined through this provision. See the editor's note and the Governor's letter following this act.)
- 108 Department of Natural Resources, Oil and Gas Conservation Commission, Piceance and D-J Basin Water Studies and Environmental Data Tool Development -- It is the intent of the General Assembly that these funds shall remain available until completion of the project or the close of FY 2006-07, whichever comes first.
- 109 Department of Natural Resources, State Board of Land Commissioners -- The FY 2005-06 appropriation continues the FY 2002-03, FY 2003-04, and FY 2004-05 refinancing of the State Board of Land Commissioners administrative costs, which allows additional dollars to flow into the State Income Fund for school finance in FY 2005-06. It is the intent of the General Assembly that the financing methodology of the State Board of Land Commissioners be reviewed by the Joint Budget Committee to determine the appropriateness of this continued financing methodology for the FY 2006-07 Long Bill appropriation.
- 110 Department of Natural Resources, State Parks Operations -- The Department is requested to provide to the Joint Budget Committee a report detailing the cost allocations by all specified funding sources to each state park and also to detail the respective state parks' revenues from all sources. This information is requested to be provided to the Joint Budget Committee by no later than November 1, 2005.
- 111 Department of Natural Resources, State Parks Operations -- It is the General Assembly's understanding that additional resources for Cheyenne State Park operations are not necessary in FY 2005-06; however, the additional resources which State Parks had requested for FY 2005-06 may be needed in FY 2006-07.
- 112 Department of Natural Resources, State Parks Operations -- For informational purposes only, this line item was calculated based on the following assumptions: \$17,626,246 for State Parks Program Costs; \$4,224,731 for the Seasonal Work Program; and \$19,870 for Impact Assistance Grants.

~~113 Department of Natural Resources, Division of Wildlife -- The Division is requested to report to the Joint Budget Committee on the \$166,304 in FY 2003-04 of Personal Services expenditures reported in the FY 2005-06 budget as expended in the Operating Expenses lines. This report is requested to delineate which expenditures violated the FY 2003-04 Long Bill Operating Expenses headnote. This report is requested by no later than October 1, 2005.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

PART XV**DEPARTMENT OF PERSONNEL AND ADMINISTRATION****(1) EXECUTIVE OFFICE**

Personal Services	1,547,223				1,547,223(T) ^a	
(21.5 FTE)						
Health, Life, and Dental	1,399,758	397,615		8,839(T) ^b	993,304(T) ^c	
Short-term Disability	42,885	8,863		1,432(T) ^b	32,590(T) ^d	
S.B. 04-257 Amortization						
Equalization Disbursement	70,424	12,562		2,436(T) ^b	55,426(T) ^d	
Salary Survey and Senior						
Executive Service	909,307	306,953		5,348(T) ^b	597,006(T) ^c	
Shift Differential	69,825				69,825 ^c	
Workers' Compensation	182,436	47,103		1,013(T) ^b	134,320(T) ^c	
Operating Expenses	99,842				99,842(T) ^f	
Legal Services for 3,432 hours	221,192	192,290			28,902(T) ^c	
Administrative Law Judge						
Services	1,972	1,972				
Purchase of Services from						
Computer Center	1,218,989	1,138,763			80,226(T) ^c	
Multiuse Network Payments	53,480				53,480(T) ^c	
Payment to Risk Management						
and Property Funds	668,767	172,669		3,713(T) ^b	492,385(T) ^c	
Vehicle Lease Payments	207,679	3,574			204,105(T) ^c	

Leased Space	1,159,379	447,767	15,928 ^g	695,684(T) ^e
Capitol Complex Leased Space	1,036,478	489,235		547,243(T) ^e
Communications Services				
Payments	543			543(T) ^e
Test Facility Lease	119,842	119,842		
Employment Security Contract				
Payment	17,400	10,889		6,511(T) ^h
Employees Emeritus Retirement	11,039	11,039		
Health Insurance Portability and				
Accountability Act of 1996 -				
Security Remediation	150,695	63,543		87,152(T) ⁱ
	<u>(2.0 FTE)</u>			
	9,189,155			

^a Of this amount, \$1,499,025 shall be from indirect cost recoveries, and \$48,198 shall be from user fees from other state agencies.

^b These amounts shall be from user fees from non state agencies.

^c These amounts shall be from user fees from other state agencies.

^d Of these amounts, \$75,539 shall be from user fees from other state agencies, and \$12,477 shall be from indirect cost recoveries.

^e Of this amount, \$55,007(T) shall be from the Department of Personnel Revolving Fund, created in Section 24-30-1108 (1), C.R.S., the Telecommunications Revolving Fund, created in Section 24-30-908 (1) (a), C.R.S., and the Computer Services Revolving Fund, created in Section 24-30-1606 (2), C.R.S., and \$14,818 shall be from reserves in the Public Safety Communications Trust Fund pursuant to Section 24-30-908.5 (1), C.R.S. For informational purposes, funds from the Department of Personnel Revolving Fund, the Computer Services Revolving Fund, and the Telecommunications Revolving Fund originate as user fees transferred from other state agencies.

^f This amount shall be from indirect cost recoveries.

^g This amount shall be from the Supplier Database Cash Fund created in Section 24-102-202.5 (2) (a), C.R.S.

^h Of this amount, \$2,291 shall be from the Department of Human Services, \$1,228 shall be from the Department of Natural Resources, \$922 shall be from the Department of Personnel, \$744 shall be from the Department of Law, \$597 shall be from the Department of Agriculture, \$368 shall be from the Department of Public Health and Environment, \$101 shall be from the Department of Regulatory Agencies, \$88 shall be from the Department of Revenue, \$65 from the Department of Local Affairs, \$62 shall be from the Department of Corrections, \$32 shall be from the Department of Public Safety, and \$13 shall be from the Department of State.

ⁱ This amount shall be from the Computer Services Revolving Fund, pursuant to Section 24-30-1606 (2), C.R.S. For informational purposes, this amount originates as user fees transferred from other state agencies.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(2) DIVISION OF HUMAN RESOURCES						
(A) Human Resource Services²⁴						
(1) State Agency Services						
Personal Services	1,872,653					
	(27.2 FTE)					
Operating Expenses	<u>88,462</u>					
	1,961,115				1,961,115(T) ^a	
^a This amount shall be from indirect cost recoveries.						
(2) Training Services						
Personal Services	134,565			55,393 ^a	79,172(T) ^b	
	(2.0 FTE)					
Operating Expenses	17,169				17,169(T) ^b	
Indirect Cost Assessment	<u>30,868</u>				30,868(T) ^b	
	182,602					
^a This amount shall be from the sale of job reference manuals to and training revenue from non-state agencies.						
^b These amounts shall be from training revenues from state agencies.						
(3) Colorado State Employees						
Assistance Program						
Personal Services	282,275					
	(4.5 FTE)					

Operating Expenses	37,233	
Indirect Cost Assessment	<u>55,592</u>	
	375,100	375,100(T) ^a

^a This amount shall be set forth by the Department in the program procedures adopted pursuant to Section 24-50-604 (1) (k) (IV), C.R.S., and may include, but need not be limited to, funds from the Group Benefit Plans Reserve Fund, created in Section 24-50-613 (1), C.R.S., the Risk Management Fund, created in Section 24-30-1510 (1), C.R.S., and any interest derived from said funds.

(B) Employee Benefits Services

Personal Services	913,311	913,311 ^a
	(12.0 FTE)	
Operating Expenses	52,225	52,225 ^a
Utilization Review	40,000	40,000 ^b
Deferred Compensation Plans	84,500	84,500 ^c
Deferred Compensation Administration (TPA)	682,000	682,000 ^c
Defined Contribution Plans	11,226	11,226 ^d
Indirect Cost Assessment	<u>101,576</u>	101,576 ^a
	1,884,838	

^a Of this amount, \$703,506 shall be from the Group Benefit Plans Reserve Fund, pursuant to Section 24-50-613 (2), C.R.S., \$257,975 shall be from the Deferred Compensation Administration Fund, pursuant to Section 24-52-102 (5) (a), C.R.S., and \$105,631 shall be from the Defined Contribution Plan Administration Fund, pursuant to Section 24-52-203 (9) (b), C.R.S.

^b This amount shall be from the Group Benefit Plans Reserve Fund, pursuant to Section 24-50-613 (2), C.R.S.

^c These amount shall be from the Deferred Compensation Administration Fund, pursuant to Section 24-52-102 (5) (a), C.R.S.

^d This amount shall be from the Defined Contribution Plan Administration Fund, pursuant to Section 24-52-203 (9) (b), C.R.S.

(C) Risk Management Services

Personal Services	568,790	568,790(T) ^a
		(9.0 FTE)
Operating Expenses	57,104	57,104(T) ^a

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Legal Services for 31,860 hours	2,053,377					2,053,377(T) ^b	
Liability Premiums	9,346,523				633,513(T) ^c	8,713,010(T) ^b	
Property Premiums	6,638,078				509,021(T) ^d	6,129,057(T) ^c	
Workers' Compensation Premiums	30,531,747				3,718,685(T) ^f	26,813,062(T) ^e	
Indirect Cost Assessment	<u>111,768</u>					111,768(T) ^a	
	49,307,387						

^a Of these amounts, \$484,202 shall be from the State Employee Workers' Compensation Account, pursuant to Section 24-30-1510.7 (2), C.R.S., \$148,196 shall be from the Risk Management Fund, pursuant to Section 24-30-1510 (3), C.R.S., and \$105,264 shall be from the Self-Insured Property Fund, pursuant to Section 24-30-1510.5 (3), C.R.S.

^b These amounts shall be from state agency appropriations to the Risk Management Fund, created pursuant to Section 24-30-1510 (1), C.R.S. For informational purposes, moneys in the fund are continuously appropriated for purposes other than the direct and indirect administrative costs of operating the risk management system.

^c This amount shall be from enterprises within state agency appropriations to the Risk Management Fund, created in Section 24-30-1510 (1), C.R.S. For informational purposes, moneys in the fund are continuously appropriated for purposes other than the direct and indirect administrative costs of operating the risk management system.

^d This amount shall be from enterprises within state agency appropriations to the Self-Insured Property Fund, created in Section 24-30-1510.5 (1), C.R.S. For informational purposes, moneys in the fund are continuously appropriated for purposes other than the direct and indirect administrative costs of operating the risk management system.

^e This amount shall be from state agency appropriations to the Self-Insured Property Fund, created pursuant to Section 24-30-1510.5 (1), C.R.S. For informational purposes, moneys in the fund are continuously appropriated for purposes other than the direct and indirect administrative costs of operating the risk management system.

^f This amount shall be from enterprises within state agency appropriations to the State Employee Workers' Compensation Account, established pursuant to Section 24-30-1510.7 (1), C.R.S.

^a This amount shall be from state agency appropriations to the State Employee Workers' Compensation Account, established pursuant to Section 24-30-1510.7 (1), C.R.S.

53,711,042

(3) PERSONNEL BOARD

Personal Services	401,578 (4.8 FTE)	230,946	1,200 ^a	169,432(T) ^b
Operating Expenses	<u>29,033</u>	29,033		
	430,611			

^a This amount shall be from receipts collected for copies of information and case documentation.

^b Of this amount, \$168,632 shall be from indirect cost recoveries from other divisions within the Department, and \$800 shall be from receipts from state agencies for copies of information and case documentation.

(4) CENTRAL SERVICES

(A) Administration

Personal Services	660,933 (10.0 FTE)			
Operating Expenses	77,427			
Indirect Cost Assessment	<u>120,130</u>			
	858,490	42,782(T) ^a	815,708(T) ^b	

^a This amount shall be from user fees from non-state agencies and from enterprises within other state agencies deposited in the Department of Personnel Revolving Fund, pursuant to Section 24-30-1108 (2), C.R.S., and the Motor Fleet Management Fund, pursuant to Section 24-30-1115 (1), C.R.S.

^b This amount shall be from user fees from other state agencies deposited in the Department of Personnel Revolving Fund, pursuant to Section 24-30-1108 (2), C.R.S., and the Motor Fleet Management Fund, pursuant to Section 24-30-1115 (1), C.R.S.

(B) Integrated Document Factory

(1) Reprographics Services

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Personal Services	1,140,394						
	(24.6 FTE)						
Operating Expenses	2,418,054						
Indirect Cost Assessment	<u>183,917</u>						
	3,742,365			305,456(T) ^a		3,436,909(T) ^b	

^a This amount shall be from user fees from non-state agencies and from enterprises within other state agencies deposited in the Department of Personnel Revolving Fund, pursuant to Section 24-30-1108 (2), C.R.S.

^b This amount shall be from user fees from other state agencies deposited in the Department of Personnel Revolving Fund, pursuant to Section 24-30-1108 (2), C.R.S.

(2) Document Solutions Group

Personal Services	2,346,847						
	(46.7 FTE)						
Operating Expenses	319,846						
Utilities	10,763						
Indirect Cost Assessment	<u>158,898</u>						
	2,836,354			35,917(T) ^a		2,800,437(T) ^b	

^a This amount shall be from user fees from non-state agencies and from enterprises within other state agencies deposited in the Department of Personnel Revolving Fund, pursuant to Section 24-30-1108 (2), C.R.S.

^b This amount shall be from user fees from other agencies deposited in the Department of Personnel Revolving Fund, pursuant to Section 24-30-1108 (2), C.R.S.

(3) Mail Services

Personal Services	1,162,097						
	(31.0 FTE)						

Operating Expenses	6,374,647		
Indirect Cost Assessment	<u>315,413</u>		
	7,852,157	697,515(T) ^a	7,154,642(T) ^b

^a This amount shall be from user fees from non-state agencies and from enterprises within other state agencies deposited in the Department of Personnel Revolving Fund, pursuant to Section 24-30-1108 (2), C.R.S.

^b This amount shall be from user fees from other agencies deposited in the Department of Personnel Revolving Fund, pursuant to Section 24-30-1108 (2), C.R.S.

(C) Fleet Management Program and Motor Pool Services

Personal Services	761,941		
	(16.0 FTE)		
Operating Expenses	14,516,717		
Vehicle Replacement Lease, Purchase or Lease/Purchase	13,340,059		
Indirect Cost Assessment	<u>610,215</u>		
	29,228,932	1,847,561(T) ^a	27,381,371(T) ^b

^a This amount shall be from user fees from enterprises within other state agencies deposited in the Motor Fleet Management Fund pursuant to Section 24-30-1115, C.R.S. Of this amount, it is estimated that \$1,611,427 shall be from the Division of Wildlife, \$181,492 shall be from user fees from the Colorado State Lottery, and \$54,642 shall be from the Department of Corrections.

^b This amount shall be from user fees from other agencies deposited in the Motor Fleet Management Fund pursuant to Section 24-30-1115, C.R.S.

(D) Facilities Maintenance

(1) Capitol Complex Facilities

Personal Services	2,496,458		
	(53.2 FTE)		
Operating Expenses	1,637,466		
Capitol Complex Repairs	56,520		
Capitol Complex Security	260,379		
Utilities ¹⁴	3,458,419		

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Indirect Cost Assessment	<u>311,204</u>					
	8,220,446				8,220,446(T) ^a	

^a This amount shall be from user fees from other state agencies deposited in the Department of Personnel Revolving Fund pursuant to Section 24-30-1108 (2), C.R.S.

(2) Grand Junction State Services Building

Personal Services	43,499					
	(1.0 FTE)					
Operating Expenses	76,873					
Utilities ¹¹⁴	<u>71,084</u>					
	191,456			5,130(T) ^a	186,326(T) ^b	

^a This amount shall be from user fees from non-state agencies and from enterprises within other state agencies deposited in the Department of Personnel Revolving Fund pursuant to Section 24-30-1108 (2), C.R.S.

^b This amount shall be from user fees from other agencies deposited in the Department of Personnel Revolving Fund pursuant to Section 24-30-1108 (2), C.R.S.

(3) Camp George West

Personal Services	59,835					
	(1.0 FTE)					
Operating Expenses	164,185					
Utilities ¹¹⁴	<u>370,081</u>					
	594,101			48,950(T) ^a	545,151(T) ^b	

^a This amount shall be from user fees from non-state agencies and from enterprises within other state agencies deposited in the Department of Personnel Revolving Fund pursuant to Section 24-30-1108 (2), C.R.S. For informational purposes, it is estimated that \$42,600 shall be from lease and utility payments transferred from Correctional Industries and \$6,350 shall be from lease and utility payments transferred from other enterprise occupants of Camp George West.

^b This amount shall be from user fees from other state agencies deposited in the Department of Personnel Revolving Fund pursuant to Section 24-30-1108 (2), C.R.S.

53,524,301

(5) FINANCE AND PROCUREMENT

(A) State Controller's Office and Procurement Services

Personal Services	2,777,665 (35.5 FTE)	762,286	2,015,379 ^a
Operating Expenses	<u>142,176</u>	142,176	
	2,919,841		

^a Of this amount, \$1,448,424 shall be from rebates received from the Procurement Card Program, \$521,955(T) shall be from statewide indirect cost recoveries from the Department of Labor and Employment, \$25,000 shall be from the reserve balance of the Debt Collection Fund created in Section 24-30-202.4 (3) (e), C.R.S., and \$20,000 shall be from the reserve balance of the Supplier Database Cash Fund created in Section 24-102-202.5 (2) (a), C.R.S.

(B) Supplier Database

Personal Services	173,726	173,726 ^a (3.0 FTE)
Operating Expenses	<u>43,382</u>	43,382 ^a
	217,108	

^a These amounts shall be from the Supplier Database Cash Fund created in Section 24-102-202.5 (2) (a), C.R.S.

(C) Collections Services

Personal Services	751,961 (17.0 FTE)
Operating Expenses	347,585

APPROPRIATION FROM

	ITEM & SUBTOTAL		TOTAL	APPROPRIATION FROM				
	\$	\$		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
Collection of Debts Due to the State		20,702						
Indirect Cost Assessment		<u>165,820</u>						
		1,286,068			670,900 ^a		615,168(T) ^b	

^a This amount shall be from collection fees assessed to individuals.

^b This amount shall be from collection receipts previously booked as cash.

(D) Real Estate Services Program

Coordination of Capital Construction, Controlled Maintenance Requests, and Building Lease Review ¹¹⁴	492,914		492,914					
					(6.0 FTE)			
		4,915,931						

(6) DIVISION OF INFORMATION TECHNOLOGY

(A) Administration

Personal Services	378,315							
		(6.0 FTE)						
Operating Expenses	<u>6,450</u>							
	384,765						384,765(T) ^a	

^a This amount shall be from user fees from other state agencies deposited in the Telecommunications Revolving Fund, pursuant to Section 24-30-908 (1) (a), C.R.S., and the Computer Services Revolving Fund, created in Section 24-30-1606 (2), C.R.S.

(B) Customer Services

Personal Services	848,473			
	(12.0 FTE)			
Operating Expenses	<u>14,625</u>			
	863,098		863,098(T) ^a	

^a This amount shall be from user fees from other state agencies deposited in the Telecommunications Revolving Fund, pursuant to Section 24-30-908 (1) (a), C.R.S., and the Computer Services Revolving Fund, created in Section 24-30-1606 (2), C.R.S.

(C) Order Billing

Personal Services	618,853			
	(10.0 FTE)			
Operating Expenses	<u>10,750</u>			
	629,603		629,603(T) ^a	

^a This amount shall be from user fees from other state agencies deposited in the Telecommunications Revolving Fund, pursuant to Section 24-30-908 (1) (a), C.R.S.

(D) Communications Services

Personal Services	3,335,383			
	(46.0 FTE)			
Operating Expenses	126,631			
Training	22,000			
Utilities	140,352			
Snocat Replacement	244,000			
Local Systems Development	121,000			
Indirect Cost Assessment	<u>300,166</u>			
	4,289,532	450,148(T) ^a	3,718,384 ^b	121,000 ^c

^a Of this amount, \$447,978 shall be from the Division of Wildlife and \$2,170 shall be from the Colorado State Lottery.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(E) Network Services						
Personal Services	1,399,746					
	(17.0 FTE)					
Operating Expenses	14,636,472					
Toll-free Telephone Access to Members of the General Assembly	25,000					
Indirect Cost Assessment	444,707					
	<u>16,505,925</u>			1,849,939 ^a	14,655,986(T) ^b	

^b Of this amount, \$2,931,099(T) shall be from user fees from other state agencies, \$721,134 shall be from the reserve balance of the Public Safety Communications Trust Fund pursuant to Section 24-30-908.5, C.R.S., and \$66,151(T) shall be from the Department of Public Health and Environment from unexpended moneys in the Emergency Medical Services Account within the Highway Users Tax Fund that are not distributed to counties pursuant to Section 25-3.5-603 (3), C.R.S.

^c This amount reflects funds anticipated to be received from the National Oceanic and Atmospheric Administration and is only shown for informational purposes.

^a This amount shall be from user fees from non-state agencies deposited in the Telecommunications Revolving Fund, pursuant to Section 24-30-908 (1) (a), C.R.S. Of this amount, it is estimated that \$1,200,000 shall be from user fees from non-state agencies, \$396,452(T) shall be from the Division of Wildlife, \$196,056(T) shall be from the Colorado State Lottery, and \$57,431(T) shall be from Correctional Industries.

^b This amount shall be from user fees from other state agencies deposited in the Telecommunications Revolving Fund, pursuant to Section 24-30-908 (1) (a), C.R.S. For informational purposes, of this amount, \$14,630,986 shall be from user fees transferred from other state agencies and \$25,000 shall be transferred from the Legislative Department.

(F) Computer Services

Personal Services	2,531,421
	(40.8 FTE)

Operating Expenses	6,181,350		
Rental, Lease, or Lease/Purchase of Central Processing Unit	336,034		
Indirect Cost Assessment	<u>595,768</u>		
	9,644,573	127,742 ^a	9,516,831(T) ^b

^a This amount shall be from user fees from non-state agencies deposited in the Computer Services Revolving Fund, pursuant to Section 24-30-1606 (2), C.R.S. Of this amount, it is estimated that \$120,720(T) shall be from the Division of Wildlife, \$4,689(T) shall be transferred from the Colorado State Lottery, and \$2,333 shall be from various local governments.

^b This amount shall be from user fees from state agencies deposited in the Computer Services Revolving Fund, pursuant to Section 24-30-1606 (2), C.R.S.

(G) Information and Archival Services

Personal Services	462,322		
	(9.0 FTE)		
Operating Expenses	<u>56,794</u>		
	519,116	395,778	79,064 ^a
			44,274(T) ^b

^a This amount shall be from user fees from non-state agencies.

^b This amount shall be from user fees from state agencies.

(H) Technology Management Unit

Personal Services	2,673,550		
	(34.5 FTE)		
Operating Expenses	<u>295,871</u>		
	2,969,421	2,969,421	

35,806,033

(7) ADMINISTRATIVE HEARINGS

Personal Services	2,871,380
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
	(39.0 FTE)						
Operating Expenses	148,000						
Indirect Cost Assessment	<u>235,049</u>	3,254,429			28,746 ^a	3,225,683(T) ^b	

^a This amount shall be from user fees from non-state agencies.

^b This amount shall be from user fees from state agencies.

TOTALS PART XV

(PERSONNEL AND

ADMINISTRATION)^{4,5}

<u>\$160,831,502</u>	<u>\$8,447,233</u>	<u>\$11,363,479^a</u>	<u>\$140,899,790^a</u>	<u>\$121,000</u>
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^a Of these amounts, \$145,878,383 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in

this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

~~24 Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting, and Department of Personnel and Administration, Division of Human Resources, Human Resource Services -- The Department of Personnel and Administration shall comply with the statutory provisions of section 24-50-110 (1)(d), C.R.S., and is requested to provide other state departments with the information necessary to comply with this statute. The Office of State Planning and Budgeting and the Department of Personnel and Administration are requested to work with the departments to improve the timeliness and accuracy of information about state personnel. Improvements, at a minimum, should include: updating personnel information on a centralized computerized data base, accurate reporting of filled FTE positions, number of reclassifications that are approved, turnover rates by agency, tracking of FTE positions funded to FTE positions filled, an accurate count of part-time and temporary FTE positions, and elimination of unused FTE positions. The Department of Personnel and Administration and the Office of State Planning and Budgeting are requested to submit a consolidated statewide personnel report to the General Assembly by September 1, 2005. This report should include, by line item and department, a summary of vacant positions, the length of time each position has been vacant, and the number of reclassifications that were approved in FY 2004-05.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~114 Department of Personnel and Administration, Central Services, Facilities Maintenance, Capitol Complex Facilities, Utilities, Grand Junction State Services Building, Utilities, Camp George West, Utilities, Finance and Procurement, Real Estate Services Program, Coordination of Capital Construction, Controlled Maintenance Requests, and Building Lease Review -- The Department of Personnel and Administration is requested to coordinate a statewide review and summary of utility costs contained in the budget. This review should include, but not necessarily be limited to, information on the steps taken in FY 2004-05 and FY 2005-06 to address efficiencies in utility programs, areas where the state can save money on utility expenditures through efficiencies, where available, and a report on all utility cost savings contracts negotiated through the statutory authority granted in section 24-30-2003, C.R.S. This report should contain information on contracts entered into since FY 2004-05, by department, the scope of the contract, including length and work performed, and the cost savings that will be achieved as a result. The General Assembly requests this information be submitted on November 1, 2005.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

PART XVI**DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT****(1) ADMINISTRATION AND SUPPORT**,******(A) Administration**

Personal Services	3,937,403			67,000 ^a	3,870,403 ^b	
(56.0 FTE)						
Retirements	382,500				382,500 ^b	
Health, Life, and Dental	3,053,751	380,475		516,183 ^c	449,303 ^d	1,707,790
Short-term Disability	96,667	6,360		24,350 ^c	19,525 ^d	46,432
S.B. 04-257 Amortization						
Equalization Disbursement	162,592	9,012		41,411 ^c	33,206 ^d	78,963
Salary Survey and Senior						
Executive Service	2,212,183	109,973		596,303 ^c	460,002 ^d	1,045,905
Shift Differential	11,458					11,458
Workers' Compensation	242,103				242,103 ^b	
Operating Expenses	1,143,392				1,143,392 ^b	
Legal Services for 21,047 hours	1,356,479			86,203 ^c	1,191,055 ^b	79,221
Administrative Law Judge						
Services	24,427				24,427 ^b	
Payment to Risk Management						
and Property Funds	79,846			2,337 ^a	77,509 ^b	
Vehicle Lease Payments	189,935			102,902 ^c	70,500 ^c	16,533

Leased Space	5,015,020		5,001,880 ^f	13,140
Capitol Complex Leased Space	24,816		24,816 ^b	
Communications Services				
Payments	5,425		5,425 ^b	
Utilities	489,068	13,154 ^c	353,738 ^g	122,176
Building Maintenance and Repair	271,056		271,056 ^b	
Reimbursement for Members of the State Board of Health	<u>3,840</u>	3,840		
	18,701,961			

^a These amounts shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7 (2) (b) (I), C.R.S.

^b Of these amounts, \$7,038,363(T) shall be from indirect cost recoveries, \$162,500 shall be from private grants and donations, \$28,000(T) shall be from other state agencies with tobacco settlement programs pursuant to Section 25-1-108.5 (5), C.R.S., and \$3,823 shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134, C.R.S.

^c These amounts shall be from various sources of cash funds.

^d Of these amounts, \$528,000(T) shall be from indirect cost recoveries, \$150,000 shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134, C.R.S., and \$284,036 shall be from various exempt sources of cash funds.

^e Of this amount, \$62,812 shall be from various exempt sources of cash funds, and \$7,688(T) shall be from indirect cost recoveries.

^f Of this amount, \$4,801,857(T) shall be from indirect cost recoveries, and \$200,023 shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134, C.R.S.

^g Of this amount, \$291,777(T) shall be from indirect cost recoveries, and \$61,961 shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134 C.R.S.

(B) Special Programs

(1) Environmental Leadership and Pollution Prevention	879,035	124,912 ^a	49,264 ^b	704,859
	(7.0 FTE)			

^a This amount shall be from various sources of cash funds.

^b This amount shall be from various exempt sources of cash funds.

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(2) Indirect Cost Assessment	<u>246,142</u>				62,423 ^a	57,144 ^b	126,575
	1,125,177						

^a This amount shall be from various sources of cash funds.

^b This amount shall be from various exempt sources of cash funds.

19,827,138

(2) CENTER FOR HEALTH AND ENVIRONMENTAL INFORMATION**(A) Health Statistics and Vital Records**

Personal Services	2,331,951						
	(47.1 FTE)						
Operating Expenses	115,875						
Indirect Cost Assessment	<u>626,418</u>						
	3,074,244				1,863,291 ^a	195,199 ^b	1,015,754

^a This amount shall be from the Vital Statistics Records Cash Fund pursuant to Section 25-2-121 (2) (b) (I), C.R.S.

^b Of this amount, \$58,224 shall be from the Medical Marijuana Program Cash Fund established pursuant to Section 25-1.5-106 (2) C.R.S., \$3,550(T) shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing, and \$133,425 shall be from various sources of cash funds exempt.

(B) Information Technology Services

Personal Services	2,058,928				164,987 ^a	1,605,543 ^b	288,398 ^c
					(0.6 FTE)	(20.9 FTE)	(2.7 FTE)
Operating Expenses	883,875				101,677 ^a	661,219 ^b	120,979 ^c

Purchase of Services from Computer Center	165,643	26,800 ^a	116,103 ^b	22,740 ^c
Multiuse Network Payments	157,198		102,093 ^b	55,105 ^c
Indirect Cost Assessment	<u>121,354</u>	25,853 ^a	2,373 ^b	93,128 ^c
	3,386,998			

^a These amounts shall be from various sources of cash funds.

^b Of these amounts, \$2,465,873(T) shall be from indirect cost recoveries, \$15,145(T) shall be from Medicaid cash funds exempt transferred from the Department of Health Care Policy and Financing, and \$6,313 shall be from various exempt sources of cash funds.

^c These amounts are funds anticipated to be received from various sources of federal funds and are shown for informational purposes only.

6,461,242

(3) LABORATORY SERVICES

(A) Director's Office

Personal Services	698,968 (10.0 FTE)	541,200 ^a	38,718 ^b	119,050
Operating Expenses	30,597	22,421 ^a		8,176
Indirect Cost Assessment	<u>1,180,362</u>	951,825 ^a	43,225 ^b	185,312
	1,909,927			

^a Of these amounts, \$200,000 shall be from the Newborn Screening and Genetic Counseling Cash Fund pursuant to Section 25-4-1006 (1), C.R.S., \$50,529 shall be from the Law Enforcement Assistance Fund pursuant to Section 43-4-401, C.R.S., and \$1,264,917 shall be from various sources of cash funds.

^b Of these amounts, \$18,070(T) shall be from indirect cost recoveries, and \$63,873 shall be from various exempt sources of cash funds.

(B) Laboratory Services - Chemistry and Microbiology

Personal Services	3,140,865 (53.4 FTE)	155,029	1,975,999 ^a	227,773 ^b	782,064
Operating Expenses	2,144,997	12,189	1,521,935 ^a	401,868 ^b	209,005
Equipment Replacement	<u>117,000</u>		117,000 ^a		

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	5,402,862					

^a Of these amounts, \$1,911,761 shall be from various sources of cash funds, \$1,666,812 shall be from the Newborn Screening and Genetic Counseling Cash Funds pursuant to Section 25-4-1006 (1), C.R.S., and \$36,361 shall be from the Law Enforcement Assistance Fund pursuant to Section 43-4-401, C.R.S.

^b Of these amounts, \$224,744(T) shall be from funds transferred from the Water Quality Control Division, and \$404,897 shall be from various exempt sources of cash funds.

(C) Certification

Personal Services	647,086			455,441 ^a		191,645
	(10.3 FTE)					
Operating Expenses	<u>89,602</u>			60,199 ^a		29,403
	736,688					

^a Of these amounts, \$422,893 shall be from the Law Enforcement Assistance Fund pursuant to Section 43-4-401, C.R.S., and \$92,747 shall be from various sources of cash funds.

8,049,477

(4) LOCAL HEALTH SERVICES

(A) Local Liaison

Public Health Nurses in areas not served by local health departments	962,731	962,731				
--	---------	---------	--	--	--	--

Environmental Health Specialists
in areas not served by local
health departments

241,480
1,204,211

241,480

(B) Community Nursing

Personal Services

440,142
(5.4 FTE)

228,287(M)

211,855

Operating Expenses

16,705

16,705

Indirect Cost Assessment

32,817
489,664

32,817

1,693,875

(5) AIR QUALITY CONTROL DIVISION

(A) Administration

Personal Services

334,354

117,773^a
(1.6 FTE)

125,536^b
(1.5 FTE)

91,045^c
(1.4 FTE)

Operating Expenses

9,187

9,187^c

Indirect Cost Assessment

2,622,453
2,965,994

1,306,988^d

815,644^b

499,821^c

^a This amount shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7 (2) (b) (I), C.R.S.

^b These amounts shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134, C.R.S.

^c These amounts are funds anticipated to be received from the U.S. Environmental Protection Agency and are shown for informational purposes only.

^d This amount shall be from various sources of cash funds.

(B) Technical Services

(1) Air Quality Monitoring

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Personal Services	1,342,400				58,131 ^a (1.8 FTE)	974,348(H) ^b (12.8 FTE)	309,921 ^c (4.4 FTE)
Operating Expenses	112,815					96,458(H) ^b	16,357 ^c
Local Contracts	<u>254,674</u>				84,270 ^a	92,034(H) ^b	78,370 ^c
	1,709,889						

^a Of these amounts, \$124,632 shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7 (2) (b), C.R.S., and \$17,769 shall be from the Ozone Protection Fund, pursuant to Section 25-7-135 (1), C.R.S.

^b These amounts shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134, C.R.S.

^c These amounts are funds anticipated to be received from the U.S. Environmental Protection Agency and are shown for informational purposes only.

(2) Modeling and Analysis

Personal Services	837,666				79,336 ^a (1.4 FTE)	183,612 ^b (2.4 FTE)	574,718 ^c (7.3 FTE)
Operating Expenses	<u>243,365</u>				12,759 ^a	122,256 ^b	108,350 ^c
	1,081,031						

^a These amounts shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7 (2) (b), C.R.S.

^b These amounts shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134, C.R.S.

^c These amounts are funds anticipated to be received from the U.S. Environmental Protection Agency and are shown for informational purposes only.

(3) Visibility and Risk Assessment

Personal Services	429,600				247,190 ^a (2.8 FTE)	75,463 ^b (1.0 FTE)	106,947 ^c (1.6 FTE)
Operating Expenses	<u>39,142</u>						39,142 ^c

468,742

^a This amount shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7 (2) (b), C.R.S.

^b This amount shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134, C.R.S.

^c These amounts are funds anticipated to be received from the U.S. Environmental Protection Agency and are shown for informational purposes only.

(C) Mobile Sources

(1) Research and Support

Personal Services	1,522,696		1,322,331(H) ^a	200,365 ^b
			(18.4 FTE)	(2.9 FTE)
Operating Expenses	<u>306,377</u>		288,127(H) ^a	18,250 ^b
	1,829,073			

^a These amounts shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134, C.R.S.

^b These amounts are funds anticipated to be received from the U.S. Environmental Protection Agency and are reflected for informational purposes only.

(2) Inspection and Maintenance

Personal Services	705,693		705,693 ^a	
			(9.8 FTE)	
Operating Expenses	36,638		36,638 ^a	
Diesel Inspection/ Maintenance Program	633,532	175,442 ^b	458,090 ^a	
		(2.0 FTE)	(5.0 FTE)	
Mechanic Certification Program	7,000	7,000 ^b		
		(0.1 FTE)		
Local Grants	<u>45,299</u>		45,299(H) ^a	
	1,428,162			

^a These amounts shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134, C.R.S.

^b These amounts shall be from diesel inspection and mechanic certification fees.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(D) Stationary Sources						
(1) Inventory and Support Services						
Personal Services	1,489,097			903,080 ^a		586,017 ^b
				(11.4 FTE)		(8.9 FTE)
Operating Expenses	<u>253,481</u>			253,481 ^a		
	1,742,578					

^a These amounts shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7 (2) (b), C.R.S.

^b This amount is anticipated to be received from the U.S. Environmental Protection Agency and is reflected for informational purposes only.

(2) Permits and Compliance Assurance

Personal Services	2,820,652			2,114,284 ^a	99,243 ^b	607,125 ^c
				(30.5 FTE)		(8.6 FTE)
Operating Expenses	38,092			31,762 ^a		6,330 ^c
Local Contracts	<u>563,492</u>			319,114 ^a		244,378 ^c
	3,422,236					

^a These amounts shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7 (2) (b), C.R.S.

^b This amount shall be from reserves in the Stationary Sources Control Fund pursuant to Section 25-7-114.7 (2) (b), C.R.S.

^c These amounts are funds anticipated to be received from the U.S. Environmental Protection Agency and are shown for informational purposes only.

(3) Hazardous and Toxic Control

Personal Services	838,545			650,604 ^a		187,941 ^b
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Operating Expenses	63,763		(9.8 FTE)	(2.2 FTE)
Preservation of the Ozone Layer	201,574		63,763 ^a	
			140,084 ^c	61,490 ^d
			(2.0 FTE)	
	<u>1,103,882</u>			

^a Of these amounts, \$669,448 shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7 (2) (b), C.R.S., and \$44,919 shall be from the Lead Hazard Reduction Cash Fund pursuant to Section 25-5-1106 (2), C.R.S.

^b This amount is anticipated to be received from the U.S. Environmental Protection Agency and is shown for informational purposes only.

^c This amount shall be from the Ozone Protection Fund pursuant to Section 25-7-135 (1), C.R.S.

^d Of this amount, \$33,335 shall be from reserves in the Stationary Sources Control Fund pursuant to Section 25-7-114.7 (2) (b), C.R.S., and \$28,155(H) shall be from reserves in the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134, C.R.S.

15,751,587

(6) WATER QUALITY CONTROL DIVISION

(A) Administration

Personal Services	797,637	419,244	164,391 ^a	214,002 ^b
		(7.8 FTE)	(2.7 FTE)	(3.3 FTE)
Operating Expenses	49,955	18,834	2,184 ^a	28,937 ^b
Indirect Cost Assessment	<u>1,974,171</u>		931,985 ^c	31,189 ^d
	2,821,763			1,010,997 ^b

^a These amounts shall be from the Water Quality Control Fund pursuant to Section 25-8-502 (1) (c), C.R.S.

^b These amounts are funds anticipated to be received from the U.S. Environmental Protection Agency and are shown for informational purposes only.

^c This amount shall be from various sources of cash funds.

^d This amount shall be from various sources of cash exempt funds.

(B) Watershed Assessment, Outreach, and Assistance

Personal Services	2,740,715	225,209	282,833 ^a	109,769(T) ^b	2,122,904 ^c
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APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	
			(4.4 FTE)		(3.3 FTE)	(2.1 FTE)	(28.3 FTE)
Operating Expenses	522,768		374,207			1,675(T) ^b	146,886 ^c
Local Grants and Contracts	<u>2,136,456</u>						2,136,456 ^c
	5,399,939						

^a This amount shall be from the Water Quality Control Fund pursuant to Section 25-8-502 (1) (c), C.R.S.

^b These amounts shall be from the Groundwater Protection Fund, pursuant to Section 25-8-205.5 (8), C.R.S., transferred from the Department of Agriculture.

^c These amounts are funds anticipated to be received from the U.S. Environmental Protection Agency and are shown for informational purposes only.

(C) Permitting and Compliance Assurance

Personal Services	2,732,177		103,229		2,027,436 ^a	161,083 ^b	440,429 ^c
			(1.5 FTE)		(27.9 FTE)	(2.2 FTE)	(3.7 FTE)
Operating Expenses	<u>186,746</u>		39,706		105,149 ^a	10,727 ^b	31,164 ^c
	2,918,923						

^a Of these amounts, \$1,816,171 shall be from the Water Quality Control Fund pursuant to Section 25-8-502 (1) (c), C.R.S., \$170,961 shall be from the Sludge Management Program Fund pursuant to Section 30-20-110.5 (3), C.R.S., and \$145,453 shall be fees collected by the Industrial Pretreatment Program pursuant to Section 25-8-508, C.R.S.

^b These amounts shall be from cash funds exempt revenues that result from Amendment 14, concerning the regulation of commercial hog facilities, which was approved by voters statewide at the 1998 general election.

^c These amounts shall be from the U.S. Environmental Protection Agency and are shown for informational purposes only.

(D) Drinking Water Program

Personal Services	2,591,064		456,355			18,075 ^a	2,116,634 ^b
			(8.6 FTE)				(26.3 FTE)

Operating Expenses	<u>147,900</u>	31,888		116,012 ^b
	2,738,964			

^a This amount shall be from reserves in the Drinking Water Cash Fund Pursuant to Section 25-1.5-209 (2), C.R.S.

^b These amounts shall be from the U.S. Environmental Protection Agency and are shown for informational purposes only.

13,879,589

(7) HAZARDOUS MATERIALS AND WASTE MANAGEMENT DIVISION

(A) Administration

Program Costs	277,879	187,100 ^a	68,155 ^b	22,624 ^c
		(3.1 FTE)		(0.3 FTE)
Legal Services for 6,145 hours	396,045	231,376 ^a	1,933 ^d	162,736 ^c
Indirect Cost Assessment	<u>2,556,988</u>	1,241,072 ^a	115,916 ^d	1,200,000 ^c
	3,230,912			

^a Of these amounts, \$1,058,099 shall be from various sources of cash funds, \$257,729 shall be from the Radiation Control Fund pursuant to Section 25-11-104 (6) (c), C.R.S., \$159,945 shall be from the Solid Waste Management Fund pursuant to Section 30-20-118 (1), C.R.S., \$97,320 shall be from the Hazardous Waste Commission Fund pursuant to Section 25-15-315, C.R.S., \$51,971 shall be from the Hazardous Substance Response Fund pursuant to Section 25-16-104.6 (1) (a), C.R.S., and \$34,484 shall be from the Hazardous Waste Service Fund pursuant to Section 25-15-304, C.R.S.

^b This amount shall be from reserves in the Hazardous Waste Commission Fund pursuant to Section 25-15-315, C.R.S.

^c These amounts shall be from the various sources of federal funds and are shown for informational purposes only.

^d Of these amounts, \$75,629 shall be from various exempt sources of cash funds, and \$42,220(T) shall be from the Local Government Severance Tax Fund, created pursuant to Section 39-29-110 (1) (a) (I), C.R.S., transferred from the Department of Local Affairs.

(B) Hazardous Waste Control Program

Personal Services	2,966,462	1,293,343 ^a		1,673,119 ^b
		(17.6 FTE)		(20.6 FTE)
Operating Expenses	<u>212,181</u>	44,273 ^a		167,908 ^b
	3,178,643			

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a These amounts shall be from the Hazardous Waste Service Fund pursuant to Section 25-15-304, C.R.S.

^b These amounts are anticipated to be received from the U.S. Environmental Protection Agency, the U.S. Department of Defense, and the Agency for Toxic Substances and Disease Registry. The appropriated amounts are shown for informational purposes only.

(C) Solid Waste Control Program

Program Costs	1,399,932			1,321,294 ^a	53,050(T) ^b	25,588 ^c
				(12.4 FTE)	(0.7 FTE)	(0.3 FTE)

^a Of this amount, \$1,194,290 shall be from the Solid Waste Management Fund pursuant to Section 30-20-118 (1), C.R.S., and \$127,004 shall be from the Hazardous Substance Response Fund pursuant to Section 25-16-104.6 (1) (a), C.R.S.

^b This amount shall be transferred from the Colorado Department of Transportation.

^c This amount shall be from various sources of federal funds and is shown for informational purposes only.

(D) Uranium Mill Tailings Remedial Action Program

Program Costs	226,938				181,667(T) ^a	45,271 ^b
					(2.6 FTE)	(0.5 FTE)

^a This amount shall be from the Local Government Severance Tax Fund, created pursuant to Section 39-29-110 (1) (a) (I), C.R.S., transferred from the Department of Local Affairs.

^b This amount shall be from the U.S. Department of Energy, and is shown for information purposes only.

(E) Contaminated Site Cleanups¹¹⁵

Personal Services	4,982,172			1,021,341 ^a		3,960,831 ^b
				(13.0 FTE)		(30.4 FTE)

Operating Expenses	240,141	48,082 ^a	192,059 ^b
Contaminated Sites Operation and Maintenance	2,088,864	260,186(H) ^a	1,828,678 ^b
Transfer to the Department of Law for CERCLA Contract Oversight-Related Costs	<u>1,069,825</u>	1,069,825 ^a	
	8,381,002		

^a Of these amounts, \$2,393,434 shall be from the Hazardous Substance Response Fund pursuant to Section 25-16-104.6 (1) (a), C.R.S., and \$6,000 shall be from fees collected under the Colorado Open Records Act.

^b These amounts shall be from the U.S. Environmental Protection Agency and the U.S. Department of Defense, and are shown for information purposes only.

(F) Rocky Flats Agreement

Program Costs	2,021,845		2,021,845 ^a
			(22.1 FTE)
Legal Services for 400 hours	<u>25,780</u>		25,780 ^a
	2,047,625		

^a These amounts shall be from the U.S. Department of Energy and are shown for information purposes only.

(G) Radiation Management

Personal Services	1,617,569	1,409,563 ^a	23,818 ^b	184,188 ^c
		(18.2 FTE)		(2.3 FTE)
Operating Expenses	<u>219,755</u>	62,269 ^a		157,486 ^c
	1,837,324			

^a These amounts shall be from the Radiation Control Fund pursuant to Section 25-11-104 (6) (c), C.R.S.

^b This amount shall be from reserves in the Radiation Control Fund pursuant to Section 25-11-104 (6) (c), C.R.S.

^c These amounts shall be from various sources of federal funds and are shown for informational purposes only.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	20,302,376					
(8) CONSUMER PROTECTION						
Personal Services	2,063,635	974,279		611,214 ^a	191,674 ^b	286,468 ^c
		(15.8 FTE)		(7.5 FTE)	(2.0 FTE)	(2.4 FTE)
Operating Expenses	103,149	17,121		51,311 ^a	6,165 ^b	28,552 ^c
Indirect Cost Assessment	<u>185,600</u>			145,333 ^a	20,457 ^b	19,810 ^c
	2,352,384					

^a Of these amounts, \$531,509 shall be from the Food Protection Cash Fund established pursuant to Section 25-4-1608 (1), C.R.S., \$200,881 shall be from the Wholesale Food Manufacturing and Storage Protection Cash Fund pursuant to Section 25-5-426 (5), C.R.S., \$60,164 shall be from the Artificial Tanning Device Education Fund pursuant to Section 25-5-1004 (3), C.R.S., and \$15,304 shall be from various sources of cash funds.

^b Of these amounts, \$86,986 shall be from reserves in the Food Protection Cash Fund established pursuant to Section 25-4-1608 (1), C.R.S., \$75,709(T) shall be from the Department of Corrections, \$45,611 shall be from various exempt sources of cash funds, and \$9,990(T) shall be from the Department of Human Services.

^c These amounts shall be from various sources of federal funds and are shown for informational purposes only.

(9) DISEASE CONTROL AND ENVIRONMENTAL EPIDEMIOLOGY DIVISION

(A) Administration, General Disease Control and Surveillance

Personal Services	883,332	379,223				504,109
		(8.1 FTE)				(6.4 FTE)
Operating Expenses	368,608	249,347		6,441 ^a		112,820
Indirect Cost Assessment	<u>2,171,105</u>					2,171,105
	3,423,045					

^a This amount shall be from the sale of rabies vaccines.

(B) Special Purpose Disease Control Programs

(1) Immunization¹¹⁶

Personal Services	1,227,955	83,361		1,144,594
		(1.0 FTE)		(19.0 FTE)
Operating Expenses	<u>21,308,600</u>	370,600	43,000 ^a	20,895,000
	22,536,555			

^a This amount shall be from reserves in the Infant Immunization Fund created in Section 25-4-1708, C.R.S.

(2) Sexually Transmitted Disease, HIV and AIDS

Personal Services	3,339,793			3,339,793
				(54.6 FTE)
Operating Expenses	<u>4,813,000</u>			4,813,000
	8,152,793			

(3) Ryan White Act¹¹⁷

Personal Services	318,917	25,483		293,434
		(0.4 FTE)		(3.6 FTE)
Operating Expenses	<u>12,387,010</u>	1,307,785	3,107,225 ^a	7,972,000
	12,705,927			

^a This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104.5 (1) (j), C.R.S.

(4) Tuberculosis Control and Treatment¹¹⁸

Personal Services	585,340	62,567	94,773(T) ^a	428,000
		(1.2 FTE)	(1.7 FTE)	(3.9 FTE)
Operating Expenses	<u>1,598,482</u>	919,962	207,520(T) ^a	471,000
	2,183,822			

^a These amounts shall be from federal funds appropriated in the Department of Human Services.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(C) Environmental Epidemiology						
(1) Birth Defects Monitoring and Prevention						
Personal Services	297,191	113,863				183,328
		(1.7 FTE)				(2.6 FTE)
Operating Expenses	<u>34,242</u>					34,242
	331,433					
(2) Federal Grants	1,642,227					1,642,227
						(15.5 FTE)
(D) Emergency Management						
Personal Services	199,896				80,896(T) ^a	119,000
					(1.4 FTE)	(1.8 FTE)
Operating Expenses	<u>64,533</u>					64,533
	264,429					
^a This amount shall be a transfer from the Environmental Leadership and Pollution Prevention Program.						
(E) New Federal Grants	10,789,290					10,789,290
						(62.3 FTE)
	62,029,521					

(10) PREVENTION SERVICES DIVISION

(A) Prevention Programs

(1) Programs and Administration

Personal Services	941,956	113,251 (2.0 FTE)	828,705 (11.7 FTE)
Operating Expenses	664,853		664,853
Indirect Cost Assessment	<u>886,959</u>		823,499
	2,493,768		

^a This amount shall be from various exempt sources of cash funds.

(2) Cancer Registry

Personal Services	661,554	176,554 (2.0 FTE)	485,000 (8.0 FTE)
Operating Expenses	<u>364,848</u>	29,848	335,000
	1,026,402		

(3) Chronic Disease and Cancer

Prevention Grants ¹¹⁹	5,248,795		5,248,795 (33.8 FTE)
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(4) Suicide Prevention¹²⁰

	275,731	275,731 (2.0 FTE)	
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(5) Tobacco Education and Prevention

Personal Services	177,162		177,162 ^a (3.0 FTE)
Operating Expenses	44,998		44,998 ^a

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
Tobacco Program Fund	4,438,893					4,438,893 ^b	
Tobacco Cessation and Prevention Grants	<u>4,216,733</u>					4,216,733 ^a	
	8,877,786						

^a These amounts shall be from the Tobacco Program Fund created in Section 25-3.5-807, C.R.S.

^b This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104.5 (1) (f), C.R.S.

(B) Women's Health - Family Planning¹²¹

Personal Services	469,679		412,921 (6.4 FTE)			56,758(T) ^a (0.9 FTE)	
Operating Expenses	3,355		3,355				
Purchase of Services	3,380,990		1,194,235			25,291(T) ^a	2,161,464
Federal Grants	289,000						289,000 (3.0 FTE)
	<u>4,143,024</u>						

^a These amounts shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing.

(C) Rural - Primary Care

State Dental Loan Repayment Fund	199,648					199,648 ^a	
Dental Programs	1,093,524		554,876 (0.8 FTE)			199,648 ^b (0.2 FTE)	339,000 (2.0 FTE)
Federal Grants	118,000						118,000

1,411,172

^a This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104.5 (1) (d), C.R.S.

^b This amount shall be from the State Dental Loan Repayment Fund created in Section 25-23-104 (1), C.R.S.

(D) Prevention Partnerships

(1) Interagency Prevention Programs Coordination

Personal Services	215,758	215,758			
		(3.2 FTE)			
Operating Expenses	16,769	16,769			
Indirect Cost Assessment	<u>35,078</u>		16,636 ^a	3,332 ^b	15,110
	267,605				

^a This amount shall be from various sources of cash funds.

^b This amount shall be from various exempt sources of cash funds.

(2) Tony Grampsas Youth Services Program

Prevention Services Programs ¹²²	3,551,114			3,551,114 ^a	
				(1.0 FTE)	

^a This amount shall be from the Tobacco Litigation Settlement Cash Fund pursuant to Section 24-75-1104.5 (i), C.R.S.

(3) Colorado Children's Trust Fund

Personal Services	69,542	69,542 ^a			
		(1.5 FTE)			
Operating Expenses	<u>494,477</u>	156,477 ^a		238,000 ^b	100,000
	564,019				

^a These amounts shall be from the Colorado Children's Trust Fund pursuant to Section 19-3.5-106 (1), C.R.S.

^b This amount shall be from the reserves in the Colorado Children's Trust Fund pursuant to Section 19-3.5-106 (1), C.R.S.

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(E) Family and Community Health							
(1) Maternal and Child Health	3,893,000						3,893,000
							(13.0 FTE)
Indirect Cost Assessment	<u>1,019,683</u>				25,308 ^a	9,000 ^b	985,375
	4,912,683						
^a This amount shall be from the Newborn Screening and Genetic Counseling Cash Funds pursuant to Section 25-4-1006 (1), C.R.S.							
^b This amount shall be from various exempt sources of cash funds.							
(2) Child, Adolescent, and School Health							
Nurse Home Visitor Program							
Fund ¹²³	8,877,786					8,877,786 ^a	
Nurse Home Visitor Program	8,877,786					8,877,786 ^b	
						(2.0 FTE)	
Federal Grants	533,000						533,000
	<u>18,288,572</u>						(2.2 FTE)
^a This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104.5 (1) (a) (II), C.R.S.							
^b This amount shall be from the Nurse Home Visitor Program Fund created in Section 25-31-107 (2) (b), C.R.S.							
(3) Children With Special Needs							
(a) Health Care Program for Children with Special Needs							
Personal Services	1,236,332		627,849(M)				608,483 ^a
			(10.1 FTE)				(7.4 FTE)

Operating Expenses	100,577	87,577(M)		13,000 ^a
Community-based Case Management	204,529			204,529 ^a
Traumatic Brain Injury Services	188,416		188,416(T) ^b (1.0 FTE)	
Purchase of Services	<u>3,400,221</u>	1,856,473(M)	40,874 ^c	1,502,874 ^a
	5,130,075			

^a These amounts shall be from the Maternal and Child Health Block Grant and are shown for informational purposes only.

^b This amount shall be from funds appropriated in the Department of Human Services.

^c This amount shall be from client fees.

(b) Genetics Counseling				
Personal Services	50,484		50,484 ^a (1.0 FTE)	
Operating Expenses	<u>1,021,437</u>		939,187 ^a	82,250 ^b
	1,071,921			

^a These amounts shall be from the Newborn Screening and Genetic Counseling Cash Funds created pursuant to Section 25-4-1006 (1), C.R.S.

^b This amount shall be from reserves in the Newborn Screening and Genetic Counseling Cash Funds created pursuant to Section 25-4-1006 (1), C.R.S.

(4) Department of Education Grant	30,000		30,000(T) ^a (0.2 FTE)	
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^a This amount shall be from federal funds appropriated in the Department of Education.

(5) Federal Grants	508,000			508,000 (4.6 FTE)
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Ch. 354 Department of Public Health and Environment 2135

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(F) Nutrition Services							
Women, Infants, and Children Supplemental Food Grant	65,948,000						65,948,000 (20.6 FTE)
Child and Adult Care Food Program	24,069,644						24,069,644 (12.8 FTE)
	<hr/>						
	90,017,644						
(G) New Federal Grants	1,170,000						1,170,000 (5.3 FTE)

148,988,311

(11) HEALTH FACILITIES AND EMERGENCY MEDICAL SERVICES DIVISION**(A) Licensure**

(1) Health Facilities General Licensure

Personal Services	269,448			267,699 ^a		1,749 ^b	
	(5.3 FTE)						
Operating Expenses	4,180			4,180 ^a			
Indirect Cost Assessment	<hr/> 54,746			54,746 ^a			
	328,374						

^a These amounts shall be from the Health Facilities General Licensure Cash Fund created pursuant to Section 25-3-103.1 (1), C.R.S.^b This amount shall be from reserves in the Health Facilities General Licensure Cash Fund created pursuant to Section 25-3-103.1 (1), C.R.S.

(2) Assisted Living Facilities

Personal Services	696,020	88,397	412,512 ^a	195,111 ^b
	(9.9 FTE)			
Operating Expenses	43,811	16,869	26,942 ^a	
Indirect Cost Assessment	<u>112,023</u>		90,053 ^a	21,970 ^b
	851,854			

^a These amounts shall be from the Assisted Living Residence Cash Fund pursuant to Section 25-27-107.5, C.R.S.

^b These amounts shall be from reserves in the Assisted Living Residence Cash Fund pursuant to Section 25-27-107.5, C.R.S.

(3) Medication Administration

Personal Services	189,474		171,900 ^a	17,574 ^b
	(0.9 FTE)			
Operating Expenses	1,245		835 ^a	410 ^b
Indirect Cost Assessment	<u>13,157</u>		10,143 ^a	3,014 ^b
	203,876			

^a These amounts shall be from the Medication Administration Cash Fund pursuant to Section 25-1.5-303 (5) (a), C.R.S.

^b These amounts shall be from reserves in the Medication Administration Cash Fund pursuant to Section 25-1.5-303 (5) (a), C.R.S.

(B) Medicaid/Medicare Certification Program

Personal Services	5,711,685		3,105,923(T) ^a	2,605,762
	(92.8 FTE)			
Operating Expenses	553,648		225,763(T) ^a	327,885
Indirect Cost Assessment	<u>985,546</u>		435,951(T) ^a	549,595
	7,250,879			

APPROPRIATION FROM

	ITEM & SUBTOTAL		TOTAL	APPROPRIATION FROM				
	\$	\$		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
			\$	\$	\$	\$	\$	\$
(C) Emergency Medical Services								
(1) State EMS Coordination, Planning and Certification Services								
Personal Services	807,581					807,581 ^a		
						(11.0 FTE)		
Operating Expenses	57,405					57,405 ^a		
Indirect Cost Assessment	<u>327,026</u>				42,148 ^b	246,312 ^a		38,566
	1,192,012							

^a These amounts shall be from the Emergency Medical Services Account in the Highway Users Tax Fund pursuant to Section 25-3.5-603 (1) (a), C.R.S.

^b This amount shall be from various sources of cash funds.

(2) Regional Emergency Medical and Trauma Councils (RETACs)	1,785,000					1,785,000 ^a		
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^a This amount shall be from the Emergency Medical Services Account in the Highway Users Tax Fund pursuant to Section 25-3.5-603 (1) (a), C.R.S.

(3) Emergency Medical Services Grant Program	1,928,793					1,928,793 ^a		
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^a This amount shall be from the Emergency Medical Services Account in the Highway Users Tax Fund pursuant to Section 25-3.5-603 (1) (a), C.R.S.

(4) Trauma Facility Designation Personal Services	356,656					356,656 ^a		
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Operating Expenses	<u>24,439</u>		(2.1 FTE)		
	381,095		24,439 ^a		
 ^a These amounts shall be from the Trauma System Cash Fund pursuant to Section 25-3.5-705 (2), C.R.S.					
(5) Air Ambulance Licensure	30,151		30,151 ^a	(0.2 FTE)	
 ^a This amount shall be from licensure fees deposited in the Fixed-Wing and Rotary-Wing Ambulances Cash Fund pursuant to Section 25-3.5-307 (2) (a), C.R.S.					
(6) Federal Grants	138,000				138,000 (0.8 FTE)
(7) EMS Telecommunication Support	67,756			67,756 ^a	
 ^a This amount shall be from the Emergency Medical Services Account in the Highway Users Tax Fund pursuant to Section 25-3.5-603, C.R.S.					
(8) Poison Control	1,093,571	1,093,571			
	15,251,361				
 TOTALS PART XVI					
(PUBLIC HEALTH AND ENVIRONMENT)^{4,5}					
	<u>\$314,586,861</u>	<u>\$15,062,378</u>	<u>\$31,339,780</u>	<u>\$67,332,978^a</u>	<u>\$200,851,725</u>

^a Of this amount, \$20,348,438 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					FEDERAL FUNDS
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS	
\$	\$	\$	\$	\$	\$	\$	\$

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

~~115 Department of Public Health and Environment, Hazardous Materials and Waste Management Division, Contaminated Site Cleanups -- The Department is requested to submit a report on its CERCLA program. This report is requested to include detailed expenditures for the program, including out-year estimates by project and associated project financing. The report should also include an analysis of long-term funding needs of the State in responding to, litigating, and cleaning up CERCLA sites, including estimated long-term maintenance costs for these sites. The report should also provide information on the Hazardous Substance Response Fund balance and out-year fiscal estimates. This report is requested to be provided to the Joint Budget Committee by no later than November 1, 2005.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

116 Department of Public Health and Environment, Disease Control and Environmental Epidemiology Division, Special Purpose Disease Control Programs, Immunization -- The Department is requested to submit a report by November 1, 2005, detailing how immunization promotion funding was spent during FY 2004-05. The report should include the following information:

(1) Name, location, number of children served and total grant amount for each immunization outreach clinic funded; (2) expenditures for and major findings of the "Pockets of Need" research; and (3) expenditures for and major purchases of the media campaign.

117 Department of Public Health and Environment, Disease Control and Environmental Epidemiology Division, Special Purpose Disease Control Programs, Ryan White Act -- The Department is requested to provide reports to the Joint Budget Committee with regard to the AIDS drug assistance program. The first report should be submitted on or before July 20, 2005, for the immediately preceding three months. Subsequent reports should be submitted on October 20, 2005, January 20, 2006, and April 20, 2006. Reporting should include, but not be limited to: The total and average monthly number of clients served, with a description of the demographic profile of the client population; the total and average monthly costs to provide pharmaceutical products to those clients; a listing of the pharmaceuticals on the formulary, the manufacturer of each product, and the respective average price for a month's supply of each product; the total amount of available funds, including state General Fund support, federal Title I and Title II support; and any other source as appropriate.

~~118 Department of Public Health and Environment, Disease Control and Environmental Epidemiology Division, Special Purpose Disease Control Programs, Tuberculosis Control and Treatment -- The Department is requested to provide, with its annual budget submission, a listing of counties that participate in tuberculosis control. Information should include, but not be limited to, the number of patients served for tuberculosis infection and active tuberculosis in each county, the total costs associated with all aspects of treatment and control by county, and a breakout of each revenue source. This information would account for counties' 20-percent match required in section 25-4-513, C.R.S. This information should be provided for one actual year, the estimate year, and the request year.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~119 Department of Public Health and Environment, Prevention Services Division, Prevention Programs, Chronic Disease and Cancer Prevention Grants -- The General Assembly accepts no obligation to continue funding for these programs when federal funds are no longer available. Any match requirements for these federal grants are to be provided by non-state sources. The Department is requested to document the sources of matching funds, which documentation should be submitted to the Joint Budget Committee annually with its budget request, to serve as proof of the required state match for these federal dollars.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~120 Department of Public Health and Environment, Prevention Services Division, Prevention Programs, Suicide Prevention -- The Department is requested to submit a report by November 1, 2005, detailing how all federal and private suicide prevention grants were spent during FY 2004-05 and whether any such grant funds were used to cover costs that would otherwise have been paid~~

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

using General Fund expenditures from the Suicide Prevention line item.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

121 Department of Public Health and Environment, Prevention Services Division, Women's Health - Family Planning -- Pursuant to Article V, Section 50, of the Colorado Constitution, no public funds shall be used by the State of Colorado, its agencies or political subdivisions to pay or otherwise reimburse, either directly or indirectly, any person, agency or facility for the performance of any induced abortion, provided however, that the General Assembly, by specific bill, may authorize and appropriate funds to be used for those medical services necessary to prevent the death of either a pregnant woman or her unborn child under circumstances where every reasonable effort is made to preserve the life of each.

~~122 Department of Public Health and Environment, Prevention Services Division, Prevention Partnerships, Tony Grampsas Youth Services Program, Prevention Services Programs -- The Department is requested to submit a report to the Joint Budget Committee on the Tony Grampsas Youth Services Program by November 1, 2006. This report should include the following information for FY 2005-06: (1) Number of applicant organizations and number of organizations receiving funding; (2) names of all applicants and amount applied for by each; (3) numbers of persons served each year; (4) characteristics of programs funded (e.g. program goals, characteristics of persons targeted, types of services provided, geographic locations of programs funded); (5) amount of grantee funding received from other sources administered by the State and from other non-State sources per dollar of Tony Grampsas Youth Services Program funding; and (6) general evaluation of program strengths and weaknesses and any recommendations for statutory changes~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~123 Department of Public Health and Environment, Prevention Services Division, Family and Community Health, Child Adolescent and School Health, Nurse Home Visitor Program -- The Department is requested to provide reports to the Joint Budget Committee with regard to the amount of federal Medicaid funding being drawn by Nurse Home Visitor-contracted agencies for providing Targeted Case Management services to Medicaid-eligible families. The first report should be submitted on or before November 15, 2005, for the first quarter of the fiscal year. Subsequent reports should be submitted on February 15,~~

~~2006, May 15, 2006, and August 15, 2006. Reporting should include, but not be limited to: The number of Medicaid eligible clients served and the amount of Targeted Case Management services billed.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

PART XVII**DEPARTMENT OF PUBLIC SAFETY****(1) EXECUTIVE DIRECTOR'S OFFICE****(A) Administration**

Personal Services	2,007,840				2,007,840 ^a (29.5 FTE)	
Health, Life, and Dental	3,661,646	709,820		201,253 ^b	2,575,861 ^c	174,712
Short-term Disability	99,589	17,778		4,795 ^b	74,641 ^d	2,375
S.B. 04-257 Amortization						
Equalization Disbursement	170,084	29,214		9,212 ^b	127,088 ^e	4,570
Salary Survey and Senior Executive Service	3,175,821	521,117		108,744 ^b	2,447,160 ^f	98,800
Shift Differential	212,312	25,222		62,071 ^b	125,019 ^g	
Workers' Compensation	2,192,046				2,192,046(T) ^h	
Operating Expenses	157,857				157,857(T) ^h	
Legal Services for 2,113 hours	136,183				136,183(T) ^h	
Purchase of Services from Computer Center	44,327				44,327(T) ^h	
Multiuse Network Payments	970,740	928,245			42,495 ⁱ	
Payment to Risk Management and Property Funds	542,271	124,447			417,824 ^a	
Vehicle Lease Payments	47,538	9,657		3,427 ^b	34,454(T) ^j	
Leased Space	1,159,271	163,865		30,057 ^b	965,349 ^k	

Capitol Complex Leased Space	948,059		3,171 ^b	944,888 ⁱ	
Communications Services					
Payments	718,604	22,214	12,472 ^b	675,152 ^m	8,766
Utilities	87,407			87,407 ^a	
Distributions to Local Government	<u>50,000</u>		50,000 ^o		
	16,381,595				

^a Of these amounts, \$2,382,071(T) shall be from indirect cost recoveries and \$43,593 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S.

^b These amounts shall be from various sources of cash funds.

^c Of this amount, \$2,430,745 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., \$31,755(T) shall be from other state agencies for dispatch services, \$24,977(T) shall be from the capitol complex leased space rent proceeds transferred from the Department of Personnel, and \$88,384 shall be from various sources of cash funds exempt.

^d Of this amount, \$65,971 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., \$752(T) shall be from other state agencies for dispatch services, \$372(T) shall be from the capitol complex leased space rent proceeds transferred from the Department of Personnel, and \$7,546 shall be from various sources of cash funds exempt.

^e Of this amount, \$112,344 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., and \$14,744 shall be from various sources of cash funds exempt.

^f Of this amount, \$2,314,341 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., \$5,206(T) shall be from the capitol complex leased space rent proceeds transferred from the Department of Personnel, and \$127,613 shall be from various sources of cash funds exempt.

^g Of this amount, \$116,148 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S. and \$8,871 shall be from various sources of cash funds exempt.

^h These amounts shall be from indirect cost recoveries from other programs administered by the department.

ⁱ This amount shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S.

^j Of this amount, \$25,412 shall be from indirect cost recoveries and \$9,042 shall be from Limited Gaming funds appropriated in the Department of Revenue.

^k Of this amount, \$464,329 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., \$445,898(T) shall be from indirect cost recoveries, and \$55,122 shall be from various sources of cash funds exempt.

^l Of this amount, \$486,592(T) shall be from indirect cost recoveries, \$449,359 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., and \$8,937 shall be from various sources of cash funds exempt.

^m Of this amount, \$664,483 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S. and \$10,669 shall be from various sources of cash funds exempt.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(B) Special Programs						
(1) Witness Protection Program	50,000				50,000 ^a	
^a This amount shall be from reserves in the Witness Protection Fund, created in Section 24-33.5-106 (6), C.R.S.						
(2) Colorado Integrated Criminal Justice Information System (CICJIS) ¹²⁴						
Personal Services	1,025,903				775,903(T) ^a (11.0 FTE)	250,000
Operating Expenses	176,502	67,892			58,610(T) ^a	50,000
Leased Equipment	<u>24,000</u>				24,000(T) ^a	
	1,226,405					

^a Of these amounts, \$856,933 shall be from indirect cost recoveries and \$1,580 shall be from moneys in the Federal Elections Assistance Fund created in Section 1-1.5-106 (1), C.R.S., and transferred from the Department of State.

17,658,000

(2) COLORADO STATE PATROL¹²⁵

Colonel, Lt. Colonels, Majors, and Captains	3,263,893		3,263,893 ^a (33.0 FTE)	
Sergeants, Technicians, and Troopers	38,767,503	781,314 ^b (13.0 FTE)	37,986,189 ^c (570.6 FTE)	
Civilians	4,567,314	54,748 ^d (2.0 FTE)	4,512,566 ^e (79.5 FTE)	
Retirements	400,000		400,000 ^a	
Overtime	1,403,815	74,137 ^b	1,329,678 ^f	
Operating Expenses	6,579,207	418,598 ^b	6,160,609 ^g	
Vehicle Lease Payments	4,568,345	102,404 ^b	4,443,553 ^h	22,388
Communications Program	6,251,832	605,779 ⁱ (11.0 FTE)	5,637,138 ⁱ (125.1 FTE)	8,915
State Patrol Training Academy	2,129,705	77,204 ⁱ (1.0 FTE)	2,052,501 ^k (16.0 FTE)	
Safety and Law Enforcement Support	2,568,296	468,914 ^b	2,099,382(T) ^l (1.0 FTE)	
Aircraft Program	659,624	9,860 ^b	649,764 ^m (6.0 FTE)	
Executive and Capitol Complex Security Program	2,045,657	1,293,677 (23.0 FTE)	751,980(T) ⁿ (13.0 FTE)	
Hazardous Materials Safety Program	993,397	274,921 ^o (5.5 FTE)	718,476 ^a (6.5 FTE)	
Automobile Theft Prevention Authority	956,931		956,931 ^p	
Victim Assistance	223,111		223,111(T) ^q (5.0 FTE)	

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Counter-drug Program	19,131,534					19,000,000 ^e	131,534 (2.0 FTE)
Motor Carrier Safety and Assistance Program Grants	2,336,968						2,336,968 (22.0 FTE)
Federal Safety Grants	1,202,481						1,202,481 (3.8 FTE)
Indirect Cost Assessment	<u>6,410,137</u>				175,300 ^b	6,085,821 ^a	149,016
		104,459,750					

^a These amounts shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S.

^b Of these amounts, \$871,199 shall be from the E-470 Toll Road Authority, \$501,690 shall be from fees for services to non-state agencies, \$177,038 shall be from the Vehicle Identification Number Inspection Fund, created in Section 42-5-204 (2), C.R.S., \$8,598(T) shall be from the Division of Wildlife, Department of Natural Resources, and \$472,002 shall be from various sources of cash funds.

^c Of this amount, \$37,010,421 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., \$928,237(T) shall be from Limited Gaming funds appropriated in the Department of Revenue, and \$47,531 shall be from various sources of cash funds exempt.

^d Of this amount, \$30,827 shall be from the E-470 Toll Road Authority and \$23,921 shall be from the Vehicle Identification Number Inspection Fund created in Section 42-5-204 (2), C.R.S.

^e Of this amount, \$4,462,972 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S. and \$49,594(T) shall be from Limited Gaming funds appropriated in the Department of Revenue.

^f Of this amount, \$1,304,416 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S. and \$25,262(T) shall be from Limited Gaming funds appropriated in the Department of Revenue.

^g Of this amount, \$6,037,122 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., \$111,459(T) shall be from Limited Gaming funds appropriated in the Department of Revenue, and \$12,028 shall be from various sources of cash funds exempt.

^h Of this amount, \$4,372,167 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S. and \$71,386 shall be from various sources of cash funds exempt.

ⁱ Of these amounts, \$558,583 shall be from user fees collected from non-state agencies, \$77,247(T) shall be from the Division of Wildlife, Department of Natural Resources, and \$47,153 shall be from various sources of cash funds.

^j Of this amount, \$4,979,990 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., \$192,253(T) shall be from the Department of Transportation, \$189,312(T) shall be from the Department of Corrections, \$127,454(T) shall be from Limited Gaming funds appropriated in the Department of Revenue, \$44,393(T) shall be from the Department of Revenue, \$23,572(T) shall be from the Department of Natural Resources, \$6,029(T) shall be from the Department of Higher Education (Adams State College), \$283(T) shall be from the Colorado Bureau of Investigation, and \$73,852 shall be from various sources of cash funds exempt.

^k Of this amount, \$1,591,179 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S. and \$461,322(T) shall be from user fees collected from other state agencies.

^l Of this amount, \$1,825,705 shall be from the Department of Transportation and \$273,677 shall be from user fees collected from other state agencies.

^m Of this amount, \$296,885 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., \$180,000 shall be from reserves in the Aircraft Engine Fund, and \$172,879(T) shall be from user fees collected from other state agencies.

ⁿ Of this amount, \$295,925 shall be from indirect cost recoveries, \$260,379 shall be from the capitol complex leased space rent proceeds transferred from the Department of Personnel, and \$195,676 shall be from the Legislative Department.

^o Of this amount, \$179,615 shall be from the Nuclear Materials Transportation Fund, created in Section 42-20-511, C.R.S., and \$95,306 shall be from the Hazardous Materials Safety Fund, created in Section 42-20-107, C.R.S.

^p This amount shall be from gifts, grants, or donations credited to the Colorado Auto Theft Prevention Cash Fund pursuant to Section 42-5-112 (4) (a), C.R.S.

^q This amount shall be from moneys in the Victims Assistance and Law Enforcement Fund appropriated to the Division of Criminal Justice.

^r This amount shall be from local governments for the purchase of counter-drug equipment from the federal government pursuant to Title 10, Chapter 18, Section 381 U.S.C., and shall be classified as exempt pursuant to Section 24-77-102 (1), C.R.S.

^s Of this amount, \$5,820,776 shall be from the Highway Users Tax Fund, pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., \$64,921(T) shall be from other agencies for dispatch services, and \$200,124 shall be from various sources of cash funds exempt.

(3) OFFICE OF PREPAREDNESS, SECURITY, AND FIRE SAFETY^{103b}

Personal Services	374,221	83,690	176,287 ^a	114,244(T) ^b	
		(1.0 FTE)	(3.0 FTE)	(2.0 FTE)	
Operating Expenses	167,362	7,677	144,514 ^a	15,171(T) ^b	
Federal Grants	746,593				746,593
					(5.5 FTE)
Indirect Cost Assessment	<u>63,697</u>		19,360 ^a	10,304(T) ^b	34,033
	1,351,873				

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a These amounts shall be from the Firefighter and First Responder Certification Fund, created in Section 24-33.5-1207, C.R.S., the Fire Service Education and Training Fund, created in Section 24-33.5-1207.5, C.R.S., the Hazardous Materials Responder Voluntary Certification Fund, created in Section 24-33.5-1405, C.R.S., the Fire Suppression Cash Fund, created in Section 24-33.5-1207.6, C.R.S., the Fireworks Licensing Cash Fund, created in Section 12-28-104 (6) (b), C.R.S., and other sources of cash funds pursuant to Section 24-33.5-1203, C.R.S.

^b These amounts shall be from Limited Gaming funds appropriated in the Department of Revenue.

(4) DIVISION OF CRIMINAL JUSTICE⁶

(A) Administration

Personal Services	1,935,112	816,553 (13.5 FTE)	359,807 ^a (5.5 FTE)	520,480 ^b (6.0 FTE)	238,272 (3.5 FTE)
Operating Expenses	205,313	112,893	26,037 ^a	43,141 ^c	23,242
Indirect Cost Assessment	<u>788,996</u>		52,122 ^d	22,349 ^e	714,525
	2,929,421				

^a These amounts shall be from the Victims Assistance and Law Enforcement Fund created in Section 24-33.5-506 (1), C.R.S.

^b Of this amount, \$453,193(T) shall be from indirect cost recoveries, and \$67,287 shall be from reserves in the Drug Offender Surcharge Fund created in Section 18-19-103 (4), C.R.S.

^c Of this amount, \$35,451(T) shall be from indirect cost recoveries, and \$7,690 shall be from reserves in the Drug Offender Surcharge Fund created in Section 18-19-103 (4), C.R.S.

^d Of this amount, \$39,751 shall be from the Victims Assistance and Law Enforcement Fund created in Section 24-33.5-506, C.R.S., and \$12,371 shall be from the Sex Offender Surcharge Fund created in Section 18-21-103 (3), C.R.S.

^e Of this amount, \$14,966(T) shall be transferred from appropriations made to the Department of Law from the P.O.S.T. Board Cash Fund created pursuant to Section 24-31-303 (2) (b), C.R.S., and \$7,383 shall be from reserves in the Drug Offender Surcharge Fund created in Section 18-19-103 (4), C.R.S.

(B) Victims Assistance

Federal Victims Assistance and Compensation Grants	8,337,696		8,337,696
State Victims Assistance and Law Enforcement Program	<u>879,178</u>	879,178 ^a	
	9,216,874		

^a This amount shall be from the Victims Assistance and Law Enforcement Fund created in Section 24-33.5-506, C.R.S.

(C) Juvenile Justice and Delinquency Prevention

Juvenile Justice Disbursements	<u>1,087,889</u>		1,087,889
	1,087,889		

(D) Community Corrections¹²⁶

Community Corrections Boards Administration	1,516,765	1,516,765	
Transition Programs including standard residential services at an average rate of \$35.39 per day per offender, and specialized substance abuse treatment at an average rate of \$52.07 per day per offender	19,636,818	19,636,818	
Diversions Programs including standard residential services at an average rate of \$35.39 per day per offender, and standard nonresidential services at an average rate of \$4.80 per day per offender	18,056,218	18,056,218	

Ch. 354

Department of Public Safety

2151

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
Transitional Mental Health Bed Differential	226,081		226,081				
Specialized Services	55,000		55,000				
Day Reporting Center ¹²⁷	506,529		506,529				
Substance Abuse Treatment Program	838,139		195,637		642,502 ^a		
	<u>40,835,550</u>						

^a This amount shall be from the Drug Offender Surcharge Fund created in Section 18-19-103 (4), C.R.S.

(E) Crime Control and System Improvement

State and Local Crime Control and System Improvement Grants	7,000,000						7,000,000
Sex Offender Surcharge Fund Program	127,213				127,213 ^a (1.5 FTE)		
Sex Offender Supervision	283,009		283,009 (3.2 FTE)				
Treatment Provider Criminal Background Checks	23,500				23,500 ^b		
Colorado Regional and Community Policing Institute	2,929,153					379,153(T) ^c (2.5 FTE)	2,550,000 (3.7 FTE)
Federal Grants	9,473,606						9,473,606 (20.8 FTE)
	<u> </u>						

19,836,481

^a This amount shall be from the Sex Offender Surcharge Fund created in Section 18-21-103 (3), C.R.S.

^b Of this amount, \$12,500 shall be from the Domestic Violence Offender Treatment Provider Fund created in Section 16-11.8-104 (2) (b), C.R.S., and \$11,000 shall be from the Sex Offender Treatment Provider Fund created in Section 16-11.7-106 (2) (c), C.R.S.

^c Of this amount, \$317,763 shall be transferred from appropriations made to the Department of Law from the P.O.S.T. Board Cash Fund created pursuant to Section 24-31-303 (2) (b), C.R.S., and \$61,390 shall be transferred from custodial funds administered by the Peace Officers Standards and Training Board in the Department of Law.

73,906,215

(5) COLORADO BUREAU OF INVESTIGATION

(A) Administration

Personal Services	316,185	255,398	60,787 ^a		
		(3.0 FTE)	(1.0 FTE)		
Operating Expenses	23,733	12,756	10,977 ^a		
Vehicle Lease Payments	145,624	113,810	2,034 ^a	21,656(T) ^b	8,124
Federal Grants	824,906				824,906
					(3.0 FTE)
Indirect Cost Assessment	<u>277,422</u>		174,400 ^c	103,022 ^d	
	1,587,870				

^a These amounts shall be from fingerprint and name check processing fees collected from non-state agencies.

^b This amount shall be from Limited Gaming funds appropriated in the Department of Revenue.

^c This amount shall be from various sources of cash funds.

^d This amount shall be from various sources of cash funds exempt.

(B) Colorado Crime Information Center (CCIC)

(1) CCIC Program Support

Personal Services	766,970	716,244	50,726 ^a		
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Ch. 354

Department of Public Safety

2153

APPROPRIATION FROM

	ITEM & SUBTOTAL		TOTAL	APPROPRIATION FROM				
	\$	\$		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
				(13.8 FTE)		(1.2 FTE)		
Operating Expenses	<u>200,853</u>			120,866		46,194 ^b	19,933(T) ^c	13,860
		<u>967,823</u>						

^a This amount shall be from the Sex Offender Registry Fund, created in Section 16-22-110 (7), C.R.S.

^b Of this amount, \$6,776 shall be from the Sex Offender Registry Fund created in Section 16-22-110 (7), C.R.S. and \$39,418 shall be from fees collected from non-state agencies.

^c This amount shall be from fees collected from other state agencies.

(2) Identification

Personal Services	2,594,527		1,049,093		1,231,493 ^a	313,941(T) ^b	
			(22.3 FTE)		(21.4 FTE)	(4.6 FTE)	
Operating Expenses	3,922,925		244,011		1,712,601 ^a	1,966,313(T) ^b	
Lease/Lease Purchase Equipment	<u>578,989</u>				332,480 ^a	246,509(T) ^b	
		<u>7,096,441</u>					

^a These amounts shall be from fingerprint and name check processing fees collected from non-state agencies.

^b These amounts shall be from fingerprint and name check processing fees collected from other state agencies.

(3) Information Technology

Personal Services	1,129,155		1,081,711		47,444 ^a		
			(16.0 FTE)		(1.0 FTE)		
Operating Expenses	<u>1,330,572</u>		646,406		663,614 ^b	20,552 ^c	
		<u>2,459,727</u>					

^a This amount shall be from fees collected from the Sex Offender Registry Fund, created in Section 16-22-110 (7), C.R.S.

^b Of this amount, \$617,803 shall be from fingerprint and name check processing fees collected from non-state agencies and \$45,811 shall be from the Sex Offender Registry Fund, created in Section 16-22-110 (7), C.R.S.

^c This amount shall be from various sources of cash funds exempt.

(C) Laboratory Services

Personal Services	4,282,503	4,282,503 (58.5 FTE)	
Operating Expenses	1,554,775	1,496,447	58,328 ^a
Lease/Lease Purchase Equipment	<u>353,796</u>	353,796	
	6,191,074		

^a Of this amount, \$40,000 shall be from the Offender Identification Fund, created in Section 24-33.5-415.6 (1), C.R.S., and \$18,328(T) shall be from moneys in the Victims Assistance and Law Enforcement Fund appropriated to the Division of Criminal Justice.

(D) Investigative Services

Personal Services	2,733,146	2,105,982 (26.0 FTE)	627,164(T) ^a (7.0 FTE)
Operating Expenses	<u>211,249</u>	160,232	51,017(T) ^a
	2,944,395		

^a These amounts shall be from Limited Gaming funds appropriated in the Department of Revenue.

(E) State Point of Contact - National Instant Criminal Background Check Program

Personal Services	1,174,132	1,018,877 (22.0 FTE)	155,255 ^a (4.4 FTE)
Operating Expenses	<u>399,693</u>	344,057	55,636 ^a
	1,573,825		

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	22,821,155					

^a These amounts shall be from permit application fees collected pursuant to Section 18-12-205 (2) (b), C.R.S.

TOTALS PART XVII

(PUBLIC SAFETY)^{4,5}	<u>\$220,196,993</u>	<u>\$59,412,207</u>	<u>\$10,522,542^a</u>	<u>\$114,768,973^a</u>	<u>\$35,493,271</u>
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^a Of these amounts, \$16,647,134 contains a (T) notation, and \$77,048,012 is from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

~~6 Department of Corrections, Management, Executive Director's Office Subprogram, Department of Human Services, Mental~~

~~Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division; and Division of Youth Corrections; Judicial Department, Probation and Related Services; and Department of Public Safety, Division of Criminal Justice -- State agencies involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee, including prior year, request year, and three-year forecasts for revenues into the fund and expenditures from the fund by agency. The requests should be sustainable for the length of the forecast based on anticipated revenues. Each agency is still requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from the Drug Offender Surcharge Fund, the Sex Offender Surcharge Fund, the Persistent Drunk Driver Cash Fund, and the Alcohol and Drug Driving Safety Fund, among other programs.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

~~103b Department of Local Affairs, Division of Local Government, Division of Emergency Management, and Department of Public Safety, Office of Preparedness, Security, and Fire Safety -- The Departments are requested to prepare a report that provides details of how each provision of H.B. 02-1315 contained in Part 16 of Article 33.5 of Title 24, C.R.S., is being complied with by each agency. The report should include detail of which agency is complying with each provision, how the agency is complying, any provisions not currently being complied with, and which agency is responsible for compliance.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

~~124 Department of Public Safety, Executive Director's Office, Special Programs, Colorado Integrated Criminal Justice Information System (CICJIS) -- The purpose of this appropriation is to allow the Colorado Bureau of Investigation in the Department of Public Safety, the Judicial Department, the Department of Corrections, the Division of Youth Corrections in the Department of Human Services, and the Colorado District Attorneys' Council to maintain the Colorado Integrated Criminal Justice Information System and to achieve and maintain a match between felony court filings and the initial charges in at least ninety percent of the cases annually.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

~~125 Department of Public Safety, Colorado State Patrol -- The Department is requested to submit to the Joint Budget Committee a detailed summary of FTE assigned to the field and to special programs on a semi-annual basis beginning on July 15, 2005. Each semi-annual report should include comparative information about the historical assignment of all uniformed positions;~~

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					FEDERAL FUNDS
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT		
\$	\$	\$	\$	\$	\$	\$	\$

~~vacant positions, State Patrol Academy graduates, employee turnover (including service and disability retirements), and trooper deployment. In addition, for the annual budget request submission, the budget forms should include specific expenditures from the consolidated operating expenses line, and for any consolidated program lines, sufficient detail to allow personal services calculation for Option 8 purposes, including PERA and Medicare detail.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

126 Department of Public Safety, Division of Criminal Justice, Community Corrections -- Appropriations for community corrections programs are based on assumptions that providers of community corrections programs will collect client fees of up to \$17 per day for residential programs and up to \$3 per day for nonresidential programs. Pursuant to its authority to administer and execute contracts under section 17-27-108, C.R.S., the Division of Criminal Justice is requested to ensure that every reasonable effort is made to achieve such collections.

~~127 Department of Public Safety, Division of Criminal Justice, Community Corrections, Day Reporting Center -- The appropriation for this line item was increased relative to the appropriation for FY 2004-05 to support 75 additional day reporting slots. It is the intent of the General Assembly that these additional slots be allocated to offenders who would have otherwise been incarcerated in a residential placement at a higher net cost to the state. The slots are not intended to be used for individuals who would have otherwise been in a nonresidential placement without day reporting services.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

PART XVIII
DEPARTMENT OF REGULATORY AGENCIES

(1) EXECUTIVE DIRECTOR'S OFFICE AND ADMINISTRATIVE SERVICES¹²⁸

Personal Services	3,628,310			3,628,310(T) ^a	
				(53.0 FTE)	
Health, Life, and Dental	1,269,546	38,057	1,072,984 ^b	158,505(T) ^a	
Short-term Disability	50,289	1,311	43,597 ^b	5,381(T) ^a	
S.B. 04-257 Amortization					
Equalization Disbursement	71,272	1,858	61,788 ^b	7,626(T) ^a	
Salary Survey and Senior Executive Service	952,908	28,471	796,101 ^b	128,336(T) ^a	
Workers' Compensation	56,855	1,784	48,355 ^b	5,863(T) ^a	853 ^c
Operating Expenses	212,513	3,689	99,709 ^b	109,115(T) ^a	
Legal Services for 84,767 hours	5,463,233	47,113	5,206,798 ^b	87,834(T) ^a	121,488 ^c
Administrative Law Judge Services	197,025	4,253	191,236 ^b	1,536(T) ^a	
Purchase of Services from Computer Center	27,996	307	23,532 ^b	4,157(T) ^a	
Multiuse Network Payments	2,431	2,431			
Payment to Risk Management and Property Funds	87,697	2,698	70,397 ^b	12,747(T) ^a	1,855 ^c
Vehicle Lease Payments	188,437		188,437 ^b		
Information Technology Asset Maintenance	464,104		270,793 ^b	193,311(T) ^a	
Leased Space	2,466,122	104,463	1,865,436 ^b	465,658(T) ^a	30,565 ^c
Capitol Complex Leased Space	1,006		1,006 ^b		
Hardware/Software Maintenance	<u>659,676</u>	800	400,274 ^b	258,602(T) ^a	
	15,799,420				

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a Of these amounts, it is estimated that \$4,970,657 shall be from indirect cost recoveries, \$47,248 shall be from the Department of Public Health and Environment, \$45,576 shall be from the Department of Health Care Policy and Financing, and \$3,500 shall be from other departments for sunset reviews.

^b These amounts shall be from various cash sources within the Department.

^c These amounts shall be from the Equal Employment Opportunity Commission, the Department of Housing and Urban Development, and the Health Information Counseling and Assistance Grant Program, and are included for informational purposes only.

(2) DIVISION OF BANKING

Personal Services	2,635,560				
	(38.5 FTE)				
Operating Expenses	270,547				
Board Meeting Costs	11,500				
Indirect Cost Assessment	<u>422,154</u>				
	3,339,761			3,339,761 ^a	

^a This amount shall be from the Division of Banking Cash Fund created in Section 11-102-403, C.R.S.

(3) CIVIL RIGHTS DIVISION

Personal Services	1,589,197	811,603		179,306(T) ^a	598,288 ^b
		(14.0 FTE)		(2.0 FTE)	(9.0 FTE)
Operating Expenses	123,905	37,380			86,525 ^b
Hearings Pursuant to Complaint	6,000	5,000			1,000 ^b
Commission Meeting Costs	21,000	5,174			15,826 ^b
Indirect Cost Assessment	<u>81,593</u>				81,593 ^b
	1,821,695				

^a This amount shall be from indirect cost recoveries.

^b These amounts shall be from the Equal Employment Opportunity Commission and the U.S. Department of Housing and Urban Development, and are included for informational purposes only.

(4) OFFICE OF CONSUMER COUNSEL

Personal Services	727,644		
	(7.0 FTE)		
Operating Expenses	55,572		
Indirect Cost Assessment	<u>76,755</u>		
		859,971	859,971 ^a

^a This amount shall be from the Public Utilities Commission Fixed Utility Fund created in Section 40-2-114, C.R.S.

(5) DIVISION OF FINANCIAL SERVICES

Personal Services	804,095		
	(11.0 FTE)		
Operating Expenses	72,763		
Indirect Cost Assessment	<u>120,615</u>		
		997,473	997,473 ^a

^a This amount shall be from the Division of Financial Services Cash Fund created in Section 11-40-106 (2), C.R.S.

(6) DIVISION OF INSURANCE

Personal Services	5,147,776		
	(76.5 FTE)		
Operating Expenses	377,972		
Senior Health Counseling Program	434,000		
	(2.0 FTE)		
Workers' Compensation Studies	75,000		

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
PIP Exam Program	26,723						
	(0.5 FTE)						
Insurance Fraud Prosecution	287,687						
Indirect Cost Assessment	<u>861,351</u>						
		7,210,509			6,755,430 ^a	4,036 ^b	451,043 ^c

^a Of this amount, \$6,579,430 shall be from the Division of Insurance Cash Fund created in Section 10-1-103 (3), C.R.S., \$100,000 shall be from reimbursements from insurance companies for travel expenses, \$75,000 shall be from the Workers' Compensation Cash Fund created in Section 8-44-112 (7) (a), C.R.S., and \$1,000 shall be from the Commission on Mandated Health Insurance Benefits Cash Fund created in Section 10-16-103.3 (8), C.R.S. Reimbursement moneys are shown for purposes of complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution and are continuously appropriated pursuant to Section 10-1-108 (9), C.R.S.

^b This amount shall be from the Multiple Employer Welfare Arrangement Cash Fund created in Section 10-16-902 (6), C.R.S.

^c This amount shall be from the Health Information Counseling and Assistance Program and is included for informational purposes only.

(7) PUBLIC UTILITIES COMMISSION

Personal Services	7,217,932
	(93.5 FTE)
Operating Expenses	389,884
Expert Testimony	25,000
Disabled Telephone Users Fund Payments	2,974,750
Transfer to Reading Services for the Blind Cash Fund	190,000

Transfer to Commission for the Deaf and Hard of Hearing Cash Fund	25,000		
Low Income Telephone Assistance	224,963		
Indirect Cost Assessment	<u>1,025,231</u>		
	12,072,760	11,735,818 ^a	336,942 ^b

^a Of this amount, it is estimated that \$6,722,707 shall be from the Public Utilities Commission Fixed Utility Fund created in Section 40-2-114, C.R.S., \$3,142,809 shall be from the Colorado Disabled Telephone Users Fund created in Section 40-17-104 (1), C.R.S., \$1,527,172 shall be from the Public Utilities Commission Motor Carrier Fund created in Section 40-2-110.5 (6), C.R.S., \$223,786 shall be from the Low-Income Telephone Assistance Fund created in Section 40-3.4-108 (2) (a), C.R.S., and \$119,344 shall be from the Colorado High Cost Administration Fund created in Section 40-15-208 (3), C.R.S. Of this amount, \$2,872,297 is shown for purposes of complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution. Such moneys are included for informational purposes as they are continuously appropriated by Section 40-17-104 (1), C.R.S.

^b Of this amount, it is estimated that \$161,973 shall be from reserves in the Public Utilities Commission Motor Carrier Fund created in Section 40-2-110.5 (6), C.R.S., \$127,453 shall be from reserves in the Colorado Disabled Telephone Users Fund created in Section 40-17-104 (1), C.R.S., \$46,339 shall be from reserves in the Public Utilities Commission Fixed Utilities Fund created in Section 40-2-114, C.R.S., and \$1,177 shall be from reserves in the Low-Income Telephone Assistance Fund created in Section 40-3.4-108 (2) (a), C.R.S.

(8) DIVISION OF REAL ESTATE

Personal Services	2,432,944		
	(37.0 FTE)		
Operating Expenses	183,923		
Commission Meeting Costs	21,925		
Hearings Pursuant to Complaint	3,000		
CBI/FBI Record Checks	209,350		
Payments from the Real Estate Recovery Fund	214,961		
Indirect Cost Assessment	<u>405,707</u>		
	3,471,810	3,471,810 ^a	

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(9) DIVISION OF REGISTRATIONS						
Personal Services	9,552,525					
	(158.2 FTE)					
Operating Expenses	1,165,324					
Hearings Pursuant to Complaint	307,075					
Payments to Department of Health Care Policy and Financing	14,652					
Indirect Cost Assessment	<u>3,496,881</u>					
	14,536,457			12,471,637 ^a	2,064,820(T) ^b	

^a This amount shall be from the Division of Registrations Cash Fund created in Section 24-34-105 (2) (b) (I), C.R.S.

^b Of this amount, it is estimated that \$1,559,429 shall be from indirect cost recoveries, \$257,244 shall be from the Department of Public Health and Environment, and \$248,147 shall be from the Department of Health Care Policy and Financing.

(10) DIVISION OF SECURITIES

Personal Services	1,608,021
	(20.0 FTE)
Operating Expenses	45,557
Hearings Pursuant to Complaint	19,594
Board Meeting Costs	4,500
Securities Fraud Prosecution	398,024

Indirect Cost Assessment	<u>219,105</u>					
		2,294,801			2,294,801 ^a	

^a This amount shall be from the Division of Securities Cash Fund created in Section 11-51-707 (2), C.R.S.

TOTALS PART XVIII

(REGULATORY AGENCIES)^{4,5}

<u>\$62,404,657</u>	<u>\$1,096,392</u>	<u> </u>	<u>\$52,267,144</u>	<u>\$7,652,085^a</u>	<u>\$1,389,036</u>
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^a Of this amount, \$7,311,107 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

~~128 Department of Regulatory Agencies, Executive Director's Office and Administrative Services -- The Department is requested to submit a report to the Joint Budget Committee by October 1, 2006 on the Office of Expedited Settlement within the Division of Registrations. The report shall include quantitative measures that can be used to assess the program and a recommendation, based on those measures, to continue, modify or discontinue the program.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

PART XIX
DEPARTMENT OF REVENUE

(1) EXECUTIVE DIRECTOR'S OFFICE

Personal Services	3,237,354	1,897,779	445,367 ^a	894,208 ^b
	(43.5 FTE)			
Health, Life, and Dental	3,718,091	2,221,671	429,457 ^c	1,066,963 ^d
Short-term Disability	100,354	58,639	12,151 ^c	29,564 ^d
Amortization Equalization Disbursement	154,987	84,042	20,665 ^c	50,280 ^d
Salary Survey and Senior Executive Service	2,159,364	1,257,369	260,004 ^c	641,991 ^d
Shift Differential	164,470	48,108	10,608 ^c	105,754 ^d
Workers' Compensation	1,046,197	664,640	99,188 ^c	282,369 ^d
Operating Expenses	896,987	445,634	132,597 ^c	318,756 ^d
Legal Services for 11,165 hours	719,585	380,598	283,800 ^e	55,187 ^f
Purchase of Services from Computer Center	3,199,700	3,195,011		4,689 ^d
Multiuse Network Payments	1,465,834	407,866	83,517 ^c	974,451 ^d
Payment to Risk Management and Property Funds	211,723	118,958	23,020 ^c	69,745 ^d
Vehicle Lease Payments	407,968	98,125	113,059 ^c	196,784 ^d
Leased Space	2,266,446	1,344,151	79,756 ^c	842,539 ^d
Capitol Complex Leased Space	1,478,482	1,128,189	163,648 ^c	186,645 ^d
Communications Services Payments	71,345	18,819	44,760 ^c	7,766 ^d
Lease Purchase - 1881 Pierce Street	798,604		373,788 ^c	424,816 ^d
Utilities	<u>135,107</u>	56,303	15,048 ^c	63,756 ^d
	22,232,598			

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a Of this amount, \$960 shall be from various sources of cash funds. The remainder shall be from the following funds for the purpose of indirect cost recoveries: \$255,039(T) shall be from the Lottery Fund pursuant to Section 24-35-210 (1), C.R.S., \$67,814 shall be from the Auto Dealers License Fund pursuant to Section 12-6-123 (1), C.R.S., \$60,777 shall be from the Liquor Enforcement Division and State Licensing Authority Cash Fund pursuant to Section 24-35-401, C.R.S., and \$60,777 shall be from the Racing Cash Fund pursuant to Section 12-60-205 (1), C.R.S.

^b Of this amount, \$3,871 shall be from various sources of cash funds exempt. The remainder shall be from the following funds for the purpose of indirect cost recoveries: \$376,664 shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., \$202,986 shall be from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S., \$161,348(T) shall be from the Limited Gaming Fund pursuant to Section 12-47.1-701 (1), C.R.S., \$81,194 shall be from the Driver's License Administrative Revocation Account pursuant to Section 42-2-132 (4) (b), C.R.S., \$44,947 shall be from the AIR Account pursuant to Section 42-3-134 (26) (b), C.R.S., and \$23,198 shall be from the Motorist Insurance Identification Account pursuant to Section 42-3-134 (26) (d) (I), C.R.S. Of the amount appropriated from the Highway Users Tax Fund, \$4,373 is exempt from the statutory limit on Highway Users Tax Fund appropriations pursuant to Section 43-4-201 (3) (a) (V), C.R.S.

^c Of these amounts, \$330,470 shall be from the Limited Gaming Fund pursuant to Section 12-47.1-701, C.R.S., \$142,481 shall be from the Liquor Enforcement Division and State Licensing Authority Cash Fund pursuant to Section 24-35-401, C.R.S., \$138,620 shall be from the Auto Dealers License Fund pursuant to Section 12-6-123, C.R.S., \$45,276 shall be from the Racing Cash Fund pursuant to Section 12-60-205, C.R.S., and \$1,204,419 shall be from various sources of cash funds.

^d Of these amounts, \$1,179,679 shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., \$478,849 shall be from the Colorado State Titling and Registration Account, pursuant to Section 42-1-211 (2), C.R.S., \$124,050(T) shall be from the Lottery Fund pursuant to Section 24-35-210, C.R.S., \$79,768 shall be from the AIR Account pursuant to Section 42-3-134 (26) (b), C.R.S., \$56,679 shall be from Driver's License Administrative Revocation Account pursuant to Section 42-2-132 (4) (b), C.R.S., \$6,832 shall be from the Motorist Insurance Identification Account pursuant to 42-3-134 (26) (d) (I), C.R.S., and \$3,341,011 shall be from various sources of cash funds exempt. Of the amount appropriated from the Highway Users Tax Fund, \$6,527 is exempt from the statutory limit pursuant to Section 43-4-201 (3) (a) (V), C.R.S.

^e This amount represents indirect cost recoveries from the following funds: \$127,611 shall be from the Limited Gaming Fund pursuant to Section 12-47.1-701, C.R.S., \$97,256 shall be from the Auto Dealers License Fund pursuant to Section 12-6-123, C.R.S., \$42,224 shall be from the Liquor Enforcement Division and State Licensing Authority Cash Fund pursuant to Section 24-35-401, C.R.S., and \$16,709 shall be from the Racing Cash Fund pursuant to Section 12-60-205, C.R.S.

^f This amount represents indirect cost recoveries from the following funds: \$42,859 shall from the Lottery Fund pursuant to Section 24-35-210, C.R.S., \$4,898 shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., \$2,792 shall be from the AIR Account pursuant to Section 42-3-134 (26) (b), C.R.S., \$2,578 shall be from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S., and \$2,060(T) shall be from Tobacco Education, Prevention, and Cessation program grants transferred from the Department of Public Health and Environment under Section 25-3.5-804, C.R.S.

(2) CASH AND DOCUMENT PROCESSING DIVISION

Personal Services	5,172,890	4,663,755	196,213 ^a	312,922 ^b
	(114.5 FTE)			
Seasonal Tax Processing	368,340	368,340		
Operating Expenses	3,547,802	3,275,832	91,140 ^a	180,830 ^c
Pueblo Data Entry Center Payments	1,643,242	1,639,233	571 ^d	3,438 ^e
Microfilm	<u>344,039</u>	344,039		
	11,076,313			

^a These amounts shall be from the following funds for the purpose of indirect cost recoveries: \$174,235 from the Trade Name Registration Fund pursuant to Section 24-35-301 (3) (a), C.R.S., \$52,328 from the Auto Dealers License Fund pursuant to Section 12-6-123, C.R.S., \$38,420 from the Liquor Enforcement Division and State Licensing Authority Cash Fund pursuant to Section 24-35-401, C.R.S., \$12,815 from the Racing Cash Fund pursuant to Section 12-60-205, C.R.S., and \$9,555 from the Waste Tire Recycling Development Cash Fund pursuant to Section 25-17-202 (3) (a), C.R.S.

^b This amount shall be from the following funds for the purpose of indirect cost recoveries: \$253,722 from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S., \$22,552(T) from the Limited Gaming Fund pursuant to Section 12-47.1-701, C.R.S., \$18,861 from the Driver's License Administrative Revocation Account pursuant to Section 42-2-132 (4) (b), C.R.S., \$16,102 from the AIR Account pursuant to Section 42-3-134 (26) (b), C.R.S., and \$1,685 from the Outstanding Judgments and Warrants Account as administered under the provisions of Section 42-2-118 (3) (c), C.R.S.

^c Of this amount, \$86,945 shall be from the Identification Security Fund pursuant to Section 42-1-220 (1), C.R.S., \$49,942 shall be from the Outstanding Judgments and Warrants Account as administered under the provisions of Section 42-2-118 (3) (c), C.R.S., and \$43,943 shall be from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S.

^d This amount shall be from the Family Resource Centers Fund pursuant to Section 39-22-2503 (1), C.R.S.

^e This amount shall be from various sources of cash funds exempt.

(3) INFORMATION TECHNOLOGY DIVISION¹²⁹

(A) Systems Support

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
Personal Services	5,655,962		4,555,877		345,693 ^a	754,392 ^b	
	(81.6 FTE)						
Operating Expenses	726,734		722,813		3,921 ^a		
Programming Costs for 2005 Session Legislation ¹³⁰	95,695		16,744			78,951 ^c	
	<u>(2.2 FTE)</u>						
	6,478,391						

^a These amounts shall be from the following funds for the purpose of indirect cost recoveries: \$218,989 shall be from the Liquor Enforcement Division and State Licensing Authority Cash Fund pursuant to Section 24-35-401, C.R.S., \$57,018(T) shall be from the State Lottery Fund pursuant to Section 24-35-210, C.R.S., \$54,736 shall be from the Racing Cash Fund pursuant to Section 12-60-205, C.R.S., \$16,829 shall be from the Trade Name Registration Fund pursuant to Section 24-35-301 (3) (a), C.R.S., and \$2,042 shall be from the Waste Tire Recycling Development Cash Fund pursuant to Section 25-17-202 (3) (a), C.R.S.

^b This amount shall be from the following funds for the purpose of indirect cost recoveries: \$418,875 shall be from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S., \$253,561 shall be from the Driver's License Administrative Revocation Account pursuant to Section 42-2-132 (4) (b), C.R.S., \$31,599 shall be from the AIR Account pursuant to Section 42-3-134 (26) (b), C.R.S., \$26,297(T) shall be from the Limited Gaming Fund pursuant to Section 12-47.1-701, C.R.S., and \$24,060 shall be from the Outstanding Judgments and Warrants Account as administered under the provisions of Section 42-2-118 (3) (c), C.R.S.

^c This amount shall be from various sources of cash funds exempt.

(B) Colorado State Titling and Registration System

Personal Services	2,827,529				2,827,529 ^a	
					(31.5 FTE)	
Operating Expenses	<u>3,356,971</u>				3,356,971 ^a	
	6,184,500					

^a These amounts shall be from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S.

12,662,891

(4) TAXATION BUSINESS GROUP

(A) Administration

Personal Services	478,016	478,016
		(6.0 FTE)
Operating Expenses	<u>14,500</u>	14,500
	492,516	

(B) Taxation and Compliance Division

Personal Services	13,153,179	12,976,684	15,577 ^a	160,918(T) ^b
	(217.4 FTE)			
Operating Expenses	637,761	637,761		
Joint Audit Program	131,244	131,244		
Joint Federal/State Motor Fuel Tax	30,415			30,415
Mineral Audit Program	1,066,911		41,814(T) ^c	1,025,097 ^d
	<u>(11.0 FTE)</u>			
	15,019,510			

^a Of this amount, \$8,090 shall be from the Aviation Fund pursuant to Section 43-10-109, C.R.S., \$5,998 shall be from the Waste Tire Recycling Development Cash Fund pursuant to Section 25-17-202 (3) (a), C.R.S., and \$1,489 shall be from the Trade Name Registration Fund pursuant to Section 24-35-301 (3) (a), C.R.S.

^b This amount shall be from the Mineral Audit Program for indirect cost recoveries.

^c Of this amount, \$41,314 shall be from the State Board of Land Commissioners, Department of Natural Resources pursuant to Section 36-1-145 (2) (a), C.R.S., and \$500 shall be from the Oil and Gas Conservation Commission, Department of Natural Resources.

^d Included in this amount is \$160,918 of indirect cost recoveries.

(C) Taxpayer Service Division

Personal Services	4,201,379	4,046,827	154,552 ^a
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
	(79.4 FTE)						
Operating Expenses	437,420		400,585		36,835 ^a		
Fuel Tracking System	480,246					480,246 ^b	
	<u>5,119,045</u>					(1.5 FTE)	

^a These amounts shall be from the following funds for the purpose of indirect cost recoveries: \$188,155 shall be from the Trade Name Registration Fund pursuant to Section 24-35-301 (3) (a), C.R.S., and \$3,232 shall be from the Aviation Fund pursuant to Section 43-10-109, C.R.S.

^b This amount shall be from the Highway Users Tax Fund and is exempt from the statutory limit on such appropriations pursuant to Section 43-4-201 (3) (a) (V), C.R.S.

(D) Tax Conferee

Personal Services	799,400		799,400				
			(9.0 FTE)				
Operating Expenses	<u>15,102</u>		15,102				
	814,502						

(E) Special Purpose

Cigarette Tax Rebate	13,600,000		13,600,000 ^a				
Old Age Heat and Fuel and Property Tax Assistance Grant	12,900,000		12,900,000 ^a				
Alternative Fuels Rebate	<u>310,601</u>					310,601 ^b	
	26,810,601						

^a For purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution, these moneys are included for informational purposes. They are continuously appropriated by a permanent statute or constitutional provision and are not subject to the limitation of General Fund appropriations as set forth in Section 24-75-201.1 (1) (a) (III) (C), C.R.S.

^b This amount shall be from the Alternative Fuels Rebate Fund pursuant to Section 39-33-105 (1), C.R.S.

48,256,174

(5) MOTOR VEHICLE BUSINESS GROUP

(A) Administration

Personal Services	656,981	467,523		189,458 ^a
	(8.0 FTE)			
Operating Expenses	<u>51,750</u>	51,750		
	708,731			

^a This amount shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S.

(B) Motor Vehicle Division

Personal Services	13,159,394	11,972,083	2,798 ^a	1,184,513 ^b
	(323.3 FTE)			
Operating Expenses	1,254,296	1,249,057	2,000 ^c	3,239 ^d
Drivers License Documents	3,110,000	2,510,000		600,000 ^d
License Plate Ordering	<u>5,196,788</u>		5,196,788 ^c	
	22,720,478			

^a This amount shall be from the Auto Dealers License Fund pursuant to Section 12-6-123 (1), C.R.S., for indirect cost recoveries.

^b This amount shall be from the following funds for the purpose of indirect cost recoveries: \$496,296 shall be from the Driver's License Administrative Revocation Account pursuant to Section 42-2-132 (4) (b), C.R.S., \$317,922 shall be from the Outstanding Judgments and Warrants Account as administered under Section 42-2-118 (3) (c), C.R.S., \$270,010 shall be from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S., \$58,223 shall be from the Penalty Assessment Account as administered under the provisions of Section 42-1-217 (2), C.R.S., and \$42,062 shall be from the AIR Account pursuant to Section 42-3-134 (26) (b), C.R.S.

^c This amount shall be from the Persistent Drunk Driver Cash Fund pursuant to Section 42-3-130.5 (1), C.R.S.

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^d These amounts shall be from the Identification Security Fund pursuant to Section 42-1-220 (1), C.R.S.

^e This amount shall be from the License Plate Cash Fund pursuant to Section 42-3-113 (6), C.R.S.

(C) Vehicle Emissions

Personal Services	935,989				935,989 ^a	
					(15.5 FTE)	
Operating Expenses	<u>80,215</u>				80,215 ^a	
	1,016,204					

^a These amounts shall be from the AIR Account pursuant to Section 42-3-134 (26) (b), C.R.S.

(D) Titles

Personal Services	1,487,971				1,487,971 ^a	
					(34.5 FTE)	
Operating Expenses	<u>146,841</u>				146,841 ^a	
	1,634,812					

^a These amounts shall be from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S.

(E) Motorist Insurance Identification Database Program

Personal Services	1,590,951				1,590,951 ^a	
					(8.0 FTE)	
Operating Expenses	<u>16,500</u>				16,500 ^a	
	1,607,451					

^a These amounts shall be from the Motorist Insurance Identification Account pursuant to Section 42-3-134 (26) (d) (I), C.R.S.

27,687,676

(6) MOTOR CARRIER SERVICES DIVISION

Personal Services	6,574,534 (132.2 FTE)	157,549	63,426 ^a	6,353,559 ^b
Operating Expenses	469,971	9,816	500 ^c	459,655 ^b
Fixed and Mobile Port Maintenance	83,784			83,784 ^b
Motor Carrier Safety Assistance Program	618,947			618,947 (9.0 FTE)
Hazardous Materials Permitting Program	184,510		184,510 ^d (4.0 FTE)	
	<u>7,931,746</u>			

^a Of this amount, \$48,760 shall be from the Nuclear Materials Transportation Fund pursuant to Section 42-20-511, C.R.S., and \$14,666 shall be from the Aviation Fund for indirect cost recoveries pursuant to Section 43-10-109 (1), C.R.S.

^b These amounts shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S.

^c This amount shall be from the Nuclear Materials Transportation Fund pursuant to Section 42-20-511, C.R.S.

^d This amount shall be from the Hazardous Materials Safety Fund pursuant to Section 42-20-107 (1), C.R.S.

(7) ENFORCEMENT BUSINESS GROUP

(A) Administration

Personal Services	455,572 (6.0 FTE)	29,133	246,384 ^a	180,055 ^b
Operating Expenses	<u>10,880</u>	697	5,885 ^a	4,298 ^b

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	466,452					

^a These amounts shall be from the following funds for the purpose of indirect cost recoveries: \$90,339 shall be from the Auto Dealer License Fund pursuant to Section 12-6-123, C.R.S., \$80,965 shall be from the Liquor Enforcement Division and State Licensing Authority Cash Fund pursuant to Section 24-35-401, C.R.S., and \$80,965 shall be from the Racing Cash Fund pursuant to Section 12-60-205 (1), C.R.S.

^b These amounts shall be from the following funds for the purpose of indirect cost recoveries: \$121,019 shall be from the Driver's License Administrative Revocation Account pursuant to Section 42-2-132 (4) (b), C.R.S., and \$63,334(T) shall be from the Limited Gaming Fund pursuant to Section 12-47.1-701, C.R.S.

(B) Limited Gaming Division

Personal Services	4,760,224				
	(72.0 FTE)				
Operating Expenses	584,151				
Licensure Activities	181,497				
Investigations	263,964				
Payments to Other State Agencies	2,429,848				
Distribution to Gaming Cities and Counties	21,132,697				
Indirect Cost Assessment	<u>278,375</u>				
	29,630,756			29,630,756 ^a	

^a This amount shall be from the Limited Gaming Fund pursuant to Section 12-47.1-701, C.R.S. These moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

(C) Liquor Enforcement Division

Personal Services	1,398,376	1,398,376 ^a
		(19.0 FTE)
Operating Expenses	<u>51,323</u>	51,323 ^a
	1,449,699	

^a These amounts shall be from the Liquor Enforcement Division and State Licensing Authority Cash Fund pursuant to Section 24-35-401, C.R.S.

(D) Tobacco Enforcement Program

Personal Services	405,107	137,736	267,371(T) ^a
	(7.0 FTE)		
Operating Expenses	<u>27,943</u>	5,563	22,380(T) ^a
	433,050		

^a These amounts are Tobacco Education, Prevention, and Cessation program grants transferred from the Department of Public Health and Environment under Section 25-3.5-804, C.R.S.

(E) Division of Racing Events

Personal Services	1,341,310	1,341,310 ^a
		(18.5 FTE)
Operating Expenses	97,845	97,845 ^a
Laboratory Services	104,992	104,992 ^a
Commission Meeting Costs	1,200	1,200 ^a
Racetrack Applications	25,000	25,000 ^b
Purses and Breeders Awards	<u>1,106,142</u>	1,106,142 ^c
	2,676,489	

^a These amounts shall be from the Racing Cash Fund pursuant to Section 12-60-205, C.R.S.

^b This amount shall be from application fees pursuant to Section 12-60-506 (1), C.R.S.

^c This amount shall be from racing tax revenues deposited into the Horse Breeders' and Owners' Awards and Supplemental Purse Fund pursuant to Section 12-60-704, C.R.S.

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(F) Hearings Division							
Personal Services	1,793,092					1,793,092 ^a	
						(28.4 FTE)	
Operating Expenses	<u>73,450</u>					73,450 ^a	
	1,866,542						

^a These amounts shall be from the Driver's License Administrative Revocation Account pursuant to Section 42-2-132 (4) (b), C.R.S.

(G) Motor Vehicle Dealer Licensing Board

Personal Services	1,221,665			1,221,665 ^a			
				(21.2 FTE)			
Operating Expenses	<u>55,768</u>			55,768 ^a			
	1,277,433						

^a These amounts shall be from the Auto Dealers License Fund created pursuant to Section 12-6-123 (1), C.R.S.

37,800,421

(8) STATE LOTTERY DIVISION

Personal Services	8,035,664						
	(126.0 FTE)						
Operating Expenses	1,203,156						
Payments to Other State Agencies	340,488						

Travel	113,498		
Marketing and Communications	8,643,420		
Multi-State Lottery Fees	177,433		
Vendor Fees	7,663,231		
Prizes	280,095,384		
Powerball Prize Variance	4,610,000		
Retailer Compensation	35,566,840		
Ticket Costs	3,454,050		
Research	250,000		
Indirect Cost Assessment	<u>312,057</u>		
	350,465,221		350,465,221 ^a

^a This amount shall be from the Lottery Fund pursuant to Section 24-35-210 (1), C.R.S.

TOTALS PART XIX

(REVENUE)^{4,5}	<u>\$518,113,040</u>	<u>\$91,603,561^a</u>	<u>\$44,171,603^b</u>	<u>\$380,663,417^c</u>	<u>\$1,674,459</u>
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^a Of this amount, \$26,500,000 is included as information for the purpose of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. As this amount is continuously appropriated by a permanent statute or constitutional provision it is not subject to the limitation of General Fund Appropriations as set forth in Section 24-75-201.1 (1) (a) (III) (c), C.R.S.

^b Of this amount, \$312,057 contains a (T) notation.

^c Of this amount, \$892,124 contains a (T) notation, and \$9,127,943 is from the Highway Users Tax Fund. Of the Highway Users Tax Fund moneys, \$491,146 is exempt from the statutory limit on appropriations pursuant to Section 43-4-201 (3) (a) (V), C.R.S.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 ----- All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief~~

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

~~description of the program and its goals and objectives.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

~~129 Department of Revenue, Information Technology Division -- The Department of Revenue is requested to consistently reflect additional computer programming costs in fiscal notes for proposed legislation. The Department is requested to meet with the Legislative Council fiscal note staff and the Joint Budget Committee staff in an effort to continually revise and update the policy of reflecting programming costs with regard to legislative bills. The Department is requested to submit, with its November 2005 budget request for FY 2006-07, a memorandum explaining its policy with respect to reflecting additional computer programming costs in fiscal notes for legislation during the 2006 legislative session. The Department is requested to submit a negative supplemental request for any estimated savings associated with implementing legislation enacted during the 2005 legislative session.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

130 Department of Revenue, Information Technology Division, Systems Support, Programming Costs for 2005 Session Legislation -- The Department of Revenue is requested to submit a report to the Joint Budget Committee by June 30, 2005, summarizing the estimated computer programming costs to implement legislation enacted during the 2005 session. These cost estimates should include any economies of scale that may exist because multiple bills passed which affect similar systems. The Department is also requested to submit a report to the Joint Budget Committee by December 31, 2005, summarizing the actual programming costs of bills to implement legislation enacted during the 2005 legislative session.

PART XX
DEPARTMENT OF STATE

(1) ADMINISTRATION

Personal Services	4,134,650			
	(84.2 FTE)			
Health, Life, and Dental	334,945			
Short-term Disability	8,703			
S.B. 04-257 Amortization				
Equalization Disbursement	14,151			
Salary Survey and Senior				
Executive Service	184,181			
Workers' Compensation	8,121			
Operating Expenses	586,742			
Legal Services for 1,887 hours	121,617			
Administrative Law Judge				
Services	69,506			
Purchase of Services from				
Computer Center	1,166			
Multiuse Network Payments	55,911			
Payment to Risk Management				
and Property Funds	22,186			
Vehicle Lease Payments	1,680			
Leased Space	880,497			
Indirect Cost Assessment	115,626			
Discretionary Fund	<u>5,000</u>			
		6,544,682	6,257,059 ^a	287,623 ^b

^a Of this amount, \$6,068,331 shall be from the Department of State Cash Fund created in Section 24-21-104 (3) (b), C.R.S., and \$188,728 shall be from the Notary Administration Cash Fund created in Section 12-55-102.5 (1), C.R.S.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^b This amount shall be from the Federal Elections Assistance Fund created in Section 1-1.5-106 (1) (a), C.R.S. Moneys from the Federal Elections Assistance Fund are included for informational purposes only as they are continuously appropriated by Section 1-1.5-106 (2) (b), C.R.S. Of this amount \$113,702(T) shall be from indirect cost recoveries from the Help America Vote Act Program.

(2) SPECIAL PURPOSE

Help America Vote Act Program	14,908,166					
	(15.0 FTE)					
Local Election Reimbursement	915,389					
Electronic Filing Grants to Counties	1,500,000					
Initiative and Referendum	50,000					
Master List Distribution Contract	<u>80,000</u>					
	17,453,555			2,545,389 ^a		14,908,166 ^b

^a Of this amount, \$1,500,000 shall be from the Clerk and Recorder Electronic Filing Technology Fund created in Section 30-10-422 (1), C.R.S., and \$1,045,389 shall be from the Department of State Cash Fund created in Section 24-21-104 (3) (b), C.R.S.

^b This amount shall be from the Federal Elections Assistance Fund created in Section 1-1.5-106 (1) (a), C.R.S. Moneys from the Federal Elections Assistance Fund are included for informational purposes only as they are continuously appropriated by Section 1-1.5-106 (2) (b), C.R.S.

(3) INFORMATION TECHNOLOGY SERVICES

Personal Services	3,225,695
	(29.5 FTE)
Operating Expenses	2,689,052
Hardware/Software Maintenance	967,228

Management	<u>802,618</u>	7,684,593	7,677,033 ^a	7,560(T) ^b
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^a Of this amount, \$7,416,634 shall be from the Department of State Cash Fund created in Section 24-21-104 (3) (b), C.R.S., and \$260,399 shall be from the Notary Administration Cash Fund created in Section 12-55-102.5 (1), C.R.S.

^b This amount shall be from the Federal Elections Assistance Fund created in Section 1-1.5-106 (1), C.R.S. It represents indirect cost recoveries from the Help America Vote Act Program. Moneys from the Federal Elections Assistance Fund are included for informational purposes only as they are continuously appropriated by Section 1-1.5-106 (2) (b), C.R.S.

TOTALS PART XX

(STATE)^{4, 5}	<u>\$31,682,830</u>	<u>\$16,479,481</u>	<u>\$15,203,349^a</u>
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^a Of this amount, \$121,262 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART XXI
DEPARTMENT OF TRANSPORTATION**

(1) DIVISION OF AERONAUTICS

Personal Services	481,726			330,317 ^a (5.0 FTE)		151,409 ^b (3.0 FTE)
Health, Life, and Dental	23,003			13,685 ^a		9,318 ^b
Short-term Disability	637			437 ^a		200 ^b
S.B. 04-257 Amortization						
Equalization Disbursement	1,083			743 ^a		340 ^b
Salary Survey and Senior Executive Service	14,497			9,886 ^a		4,611 ^b
Workers' Compensation	2,864			2,864 ^a		
Operating Expenses	67,966			67,966 ^a		
Legal Services for 35 hours	2,256			2,256 ^a		
Vehicle Lease Payments	7,887			7,887 ^a		
Leased Space	26,491			26,491 ^a		
Communications Services Payments	1,816			1,816 ^a		

Indirect Cost Assessment	24,892	24,892 ^a	
Federal Grants and Refunds	165,820		165,820 ^b
Formula Refunds	7,900,432	7,900,432 ^c	
Discretionary Grants	<u>4,072,781</u>	4,072,781 ^c	
	12,794,151		

^a These amounts shall be from the Aviation Fund created in Section 43-10-109 (1), C.R.S.

^b These amounts shall be from grants received from the Federal Aviation Administration.

^c These amounts shall be from the Aviation Fund created in Section 43-10-109 (1), C.R.S., and are included for informational purposes only as they are continuously appropriated pursuant to Section 43-10-109 (3), C.R.S.

(2) ADMINISTRATION¹³¹	22,550,361	22,550,361 ^a	
			(219.7 FTE) ^b

^a Of this amount, \$21,178,930 shall be from the State Highway Fund pursuant to Sections 43-4-205 (5) (a) and 43-1-113, C.R.S., and \$1,371,431(T) shall be funded internally by various cash funds exempt sources in the Department. Included in this total amount is \$424,081 for 6,580 hours of legal services.

^b Of this number, 204.7 FTE are administrative FTE funded by the State Highway Fund pursuant to Sections 43-4-205 (5) (a) and 43-1-113, C.R.S., and 15.0 FTE are funded internally by various cash funds exempt sources in the Department.

(3) CONSTRUCTION, MAINTENANCE, AND OPERATIONS	784,976,117 (3,079.5 FTE)	42,108,039 ^a	408,867,034 ^b	334,001,044
--	------------------------------	-------------------------	--------------------------	-------------

^a Of this amount, \$24,181,909 shall be from miscellaneous department revenues including permit fees and interest earnings, \$15,456,999(L) shall be from funds provided by local governments for highway maintenance and construction projects or as match for federal grants, \$1,833,000 shall be from the Law Enforcement Assistance Fund pursuant to Section 43-4-402 (2) (a), C.R.S., and \$636,131 shall be from the Motorcycle Operator Safety Training Fund pursuant to Section 43-5-504, C.R.S.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^b These funds are subject to allocation by the State Transportation Commission pursuant to Sections 43-1-106 (8) (h) and 43-1-113 (14) (a), C.R.S., and are included here for informational purposes. Of this amount, \$407,104,440 shall be from the State Highway Fund pursuant to Section 43-4-205 (5) (a) and (6), C.R.S., and \$1,762,594(T) shall be funded internally by various cash funds exempt sources in the Department. Included in this total amount is \$632,706 for 9,817 hours of legal services and \$156,427 for capitol complex leased space.

**(4) STATEWIDE TOLLING
ENTERPRISE**

2,000,000

2,000,000(T)^a

^a These funds are subject to allocation by the Colorado Tolling Enterprise Board pursuant to Section 43-4-804, C.R.S., and are included here for informational purposes. The source of funds for this amount shall be a transfer from the Transportation Commission out of State Highway Fund moneys to the Statewide Tolling Enterprise Operating Fund created in Section 43-4-805, C.R.S.

TOTALS PART XXI

(TRANSPORTATION)^{4,5}

\$822,320,629

\$54,570,492^a

\$433,417,395^b

\$334,332,742

^a Of this amount, \$15,456,999 contains an (L) notation.

^b Of this amount, \$5,134,025 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 — All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

~~131 Department of Transportation, Administration -- The Department is requested to complete state budget forms for Administration personal services that provide information for each office or section within the Administration line item. This information should be sufficiently detailed to allow calculation for Option 8 purposes. PERA and Medicare should also be provided by the individual section or office. Additionally, the Department should include subtotals for salary and FTE for each of the offices within the Administration line item information currently supplied.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART XXII
DEPARTMENT OF THE TREASURY**

(1) ADMINISTRATION¹³²

Personal Services	1,127,412					
(16.0 FTE)						
Health, Life, and Dental	84,621					
Short-term Disability	2,175					
S.B. 04-257 Amortization						
Equalization Disbursement	3,083					
Salary Survey and Senior						
Executive Service	45,304					
Operating Expenses	135,642					
Information Technology Asset						
Maintenance	12,568					
Legal Services for 330 hours	21,268					
Purchase of Services from						
Computer Center	1,166					
Payment to Risk Management and						
Property Funds	2,221					
Capitol Complex Leased Space	46,755					
Charter School Facilities						
Financing Services	5,000					
Discretionary Fund	5,000					
		1,492,215	749,939	742,276*		

^a Of this amount, \$681,257 shall be from cash management transaction fees in accordance with Section 24-36-120, C.R.S., \$56,019 shall be from the principal balance of the Unclaimed Property Trust Fund pursuant to Section 38-13-116.5, C.R.S., and \$5,000 shall be from the Charter School Financing Administrative Cash Fund in accordance with Section 22-30.5-406 (1) (c), C.R.S. Moneys from the Charter School Financing Administrative Cash Fund are continuously appropriated and are included as information for purposes of complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution.

(2) UNCLAIMED PROPERTY PROGRAM

Personal Services	622,217		
	(9.5 FTE)		
Operating Expenses	234,767		
Leased Space	77,942		
Contract Auditor Services	<u>800,000</u>		
		1,734,926	1,734,926 ^a

^a Of this amount, \$934,926 shall be from the principal balance of the Unclaimed Property Trust Fund pursuant to Section 38-13-116.5, C.R.S., and \$800,000 shall be from revenues collected by contract auditors.

(3) SPECIAL PURPOSE

CoverColorado ¹³³	16,500,000		16,500,000 ^a
Fire and Police Pension Association - Old Hire Plans ¹³⁴	25,321,079	25,321,079 ^b	
Highway Users Tax Fund - County Payments	158,882,623		158,882,623 ^c
Highway Users Tax Fund - Municipality Payments	104,232,809		104,232,809 ^c
		304,936,511	

^a This amount represents transmittals to CoverColorado pursuant to Section 38-13-116.5 (2.7), C.R.S. It is included for informational purposes only and is not subject to the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^b This amount represents transfers to the Fire and Police Pension Association for Old Hire Plans pursuant to Section 31-30.5-307, C.R.S. It is included as information for purposes of complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution. It is not subject to the limitation on General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

^c These amounts represent payments to counties and municipalities pursuant to Sections 43-4-207 and 208, C.R.S. They are included as information for purposes of complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution.

TOTALS PART XXII

(TREASURY)^{4,5}	<u>\$308,163,652</u>	<u>\$26,071,018^a</u>	<u>\$2,477,202</u>	<u>\$279,615,432^b</u>
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^a Of this amount, \$25,321,079 is not subject to the limitation on General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

^b Of this amount, \$263,115,432 represents payments to counties and municipalities from the Highway Users Tax Fund pursuant to Sections 43-4-207 and 208, C.R.S.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

~~4 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal

SECTION 3. Capital construction appropriation. (1) (a) The sums in this section, or so much thereof as may be necessary for the purposes specified, are hereby appropriated out of any funds accrued or accruing to the capital construction fund not otherwise appropriated and out of the cash funds and federal funds specified for construction projects at the respective institutions and agencies enumerated in this section. Except as otherwise provided in particular line items of appropriation, the appropriations made in this section shall become available upon passage and approval of this act and, if any appropriated project is initiated within the fiscal year, the appropriation therefor shall remain available until completion of the project or for a period of three years, whichever comes first, at which time unexpended and unencumbered balances shall revert to the funds from which they were appropriated.

(b) For purposes of section 20 of article X of the state constitution and pursuant to section 24-75-302 (1) (b), Colorado Revised Statutes, the unrestricted year-end balance of the capital construction fund for the 1991-92 fiscal year shall constitute a reserve. Consequently, any moneys credited to the capital construction fund constitutes a reserve increase and therefore constitutes state fiscal year spending, as defined in section 24-77-102 (17) (a), Colorado Revised Statutes, and any moneys transferred or expended from the capital construction fund constitutes a reserve transfer or expenditure which is excluded from state fiscal year spending, as defined in section 24-77-102 (17) (b), Colorado Revised Statutes.

(c) Moneys appropriated in this section from the capital construction fund include forty million eight hundred thousand (\$40,800,000) transferred from the general fund to the capital construction fund in the 2003-04 fiscal year pursuant to section 24-75-218, Colorado Revised Statutes, sums transferred pursuant to section 24-75-302, Colorado Revised Statutes, which sums constitutes state fiscal year spending as defined in section 24-77-102 (17) (a), Colorado Revised Statutes, one million five hundred thousand dollars (\$1,500,000) in interest earnings for the 2004-05 fiscal year in the capital construction fund pursuant to section 24-75-302 (1), Colorado Revised Statutes, and one million nine hundred fifty-eight thousand five hundred seventy-six dollars (\$1,958,576) in fund balance, which sums do not constitute state fiscal year spending as defined in section 24-77-102 (17) (b), Colorado Revised Statutes.

(d) In addition to any other appropriation made for the fiscal year beginning July 1, 2005, there is hereby appropriated, out of any moneys received by the state pursuant to the master settlement agreement pursuant to section 23-20-207 (1) (a) (I.5) (A), Colorado Revised Statutes, to the capital construction fund created in section 24-75-302, Colorado Revised Statutes, the sum of seven million one hundred fourteen thousand seven hundred fifty-six dollars (\$7,114,756). Said appropriation is to comply with section 23-20-136 (3.5) (a), Colorado Revised Statutes, and shall not take effect unless there is a final court decision allowing lease purchase agreements pursuant to H.B. 03-1256 and the amount is due to a lessor for the lease purchase of academic buildings at Fitzsimons in the 2005-06 fiscal year.

(e) Moneys appropriated in this section from cash funds shall constitute state fiscal year spending as defined in section 24-77-102 (17) (a), Colorado Revised Statutes. Moneys appropriated in this section from cash funds exempt do not constitute state fiscal year spending as defined in section 24-77-102 (17) (b), Colorado Revised Statutes.

(2) Except as otherwise specifically noted, appropriations from state funds shall be reduced by the amount of any funds received from federal, local, private, or other state sources and not appropriated in this act. This restriction shall not apply to any funds received by a state agency or institution of higher education or the Council on the Arts from any state or nonstate source for use in the Art in Public Places program.

(3) Operating and maintenance costs shall be a major consideration in the design and construction of any project involving renovation.

(4) A construction project for which the lowest bid is in excess of the appropriation shall be redesigned to conform to the appropriation and may be commenced if approved under the procedures set forth in this subsection (4). The agency shall submit the redesigned project to the state buildings division of the department of administration or, for higher education projects, to the Colorado commission on higher education, which shall assure that the redesigned project meets the program needs of the agency and the necessary quality of the building. The state buildings division and the Colorado commission on higher education shall report all such analyses to the joint budget committee and to the capital development committee on a regular basis. If the redesigned project is approved by the state buildings division or the Colorado commission on higher education, the project may commence. If the redesigned project is not approved, it shall not be commenced until further action is taken by the general assembly to reauthorize the project.

(5) Expenditures of funds appropriated for capital construction shall be in accord with section 17-24-111, Colorado Revised Statutes, which requires institutions, agencies, and departments to purchase such goods and services as are produced by the division of correctional industries from said division.

(6) **Definitions.** As used in this section:

(a) "Physical planning" includes all fees for survey and site investigation and architectural and engineering services, but no contract for architectural/engineering services shall commit the state to physical planning expenses greater than those which are provided in the appropriation. No funds appropriated for any other purpose shall be expended for physical planning.

(b) "Program plan" or "program planning" relates to a specific project or facility and shall include, but is not limited to, an inventory of amounts and types of space currently available; an analysis of amounts, types, and relative locations of space required for current programs as determined by use of accepted state space standards; an analysis of projected programs and space required; and, if a change in facilities is justified based on analysis, recommendations for demolition, remodeling, or construction, including a detailed budget which relates to a realistic timetable for implementation.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART I
DEPARTMENT OF AGRICULTURE**

(1) CONTROLLED MAINTENANCE

Colorado State Fair, Repair/Replace Primary Electrical Infrastructure	750,000	750,000			
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TOTALS PART I (AGRICULTURE)	<u>\$750,000</u>	<u>\$750,000</u>			
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**PART II
DEPARTMENT OF CORRECTIONS**

(1) CONTROLLED MAINTENANCE

Arkansas Valley Correctional Facility, Replace Security System Door Controllers	437,511	437,511			
Colorado Territorial Correctional Facility, Sanitary Sewer/Storm Distribution Improvements	529,785	529,785			
Correctional Industries, Minor Construction Projects ¹	441,000			441,000 ^a	

Freemont Correctional Facility, Repair Utility Tunnel	643,642	643,642
Upgrade Fire Detection/Alarm/Suppression Systems	<u>1,701,592</u>	1,701,592
	3,753,530	

^a This amount shall be from sales revenues earned by Correctional Industries.

TOTALS PART II (CORRECTIONS)	<u>\$3,753,530</u>	<u>\$3,312,530</u>	<u>\$441,000</u>
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**PART III
DEPARTMENT OF EDUCATION**

(1) CONTROLLED MAINTENANCE

School for the Deaf and Blind, Adams HVAC Repair	425,400	425,400
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TOTALS PART III (EDUCATION)	<u>\$425,400</u>	<u>\$425,400</u>
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**PART IV
DEPARTMENT OF HIGHER EDUCATION**

(1) ADAMS STATE COLLEGE

(A) Capital Construction

Card Lock System and Door Replacement	490,000	490,000 ^a
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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Coronado Dormitory Renovation	<u>375,000</u>				375,000 ^a	
	865,000					

^a These amounts shall be from exempt institutional sources. They meet the criteria in Section 24-75-303 (3) (a) (II), C.R.S., and are shown here for informational purposes only. Therefore, they shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

(2) MESA STATE COLLEGE

(A) Controlled Maintenance

Emergency Lighting, Fire
Suppression and Alarm Systems
Upgrade

311,570

311,570

(B) Capital Construction

Business and Information
Technology Center, Phase I
House Demolition and Ground
Recovery

1,150,000

1,150,000^a

20,638,800

20,638,800^a

21,788,800

^a These amounts shall be from exempt institutional sources.

22,100,370

(3) WESTERN STATE COLLEGE

(A) Controlled Maintenance

Repair/Replace Pool and Filter System	496,125	496,125
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(4) COLORADO STATE UNIVERSITY

(A) Controlled Maintenance

Replace Deteriorated Plumbing Items	481,390	481,390
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(B) Capital Construction

AIDL Annex Renovation	2,239,000		2,239,000 ^a
Engineering Entrance Enhancement and Office Addition	3,147,575		3,147,575 ^a
Marketplace at Corbett Hall	904,437		904,437 ^b
Natural Resources Research Center	1,497,380		1,497,380 ^b
New Academic Village	43,848,576		43,848,576 ^b
Regulated Materials Handling Facility	1,502,078	1,502,078	
Shortgrass Steppe Field Station Additions/Alterations	<u>3,800,000</u>		3,800,000 ^a
	56,939,046		

^a These amounts shall be from exempt institutional sources.

^b These amounts shall be from exempt institutional sources. They meet the criteria in Section 24-75-303 (3) (a) (II), C.R.S., and are shown here for informational purposes only. Therefore, they shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

57,420,436

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(5) COLORADO STATE UNIVERSITY AT PUEBLO						
(A) Capital Construction						
HPER Building Renovation, Life/Safety Upgrade, Phase I	3,275,600		3,275,600			
(6) UNIVERSITY OF COLORADO AT BOULDER						
(A) Controlled Maintenance						
Campus Steam Line Upgrades	361,961		361,961			
Steam Tunnel Structural Repairs	359,755		359,755			
Upgrade Fire Sprinklers and Alarms, Various Buildings	<u>914,654</u>		914,654			
	1,636,370					
(B) Capital Construction						
Business School Renovation and Addition	25,072,420				25,072,420 ^a	
Information Technology Infrastructure	13,524,930				13,524,930 ^a	
Recreation Center, Curtain Wall at Pool	613,644				613,644 ^b	
Backflow Prevention, Research Properties	<u>1,271,280</u>				1,271,280 ^b	
	40,482,274					

^a These amounts shall be from exempt institutional sources.

^b These amounts shall be from exempt institutional sources. They meet the criteria in Section 24-75-303 (3) (a) (II), C.R.S., and are shown here for informational purposes only. Therefore, they shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

42,118,644

(7) UNIVERSITY OF COLORADO AT COLORADO SPRINGS

(A) Capital Construction

Dwire Hall renovation and Technology Upgrade	3,000,000	1,500,000	1,500,000 ^a
Parking Garage and Public Safety Facility	4,802,000		4,802,000 ^b
Repair Campus Infrastructure	516,796	516,796	
Science/Engineering Buildings	<u>21,800,000</u>		21,800,000 ^a
	30,118,796		

^a These amounts shall be from exempt institutional sources.

^b This amount shall be from exempt institutional sources. It meets the criteria in Section 24-75-303 (3) (a) (II), C.R.S., and is shown here for informational purposes only. Therefore, it shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

(8) UNIVERSITY OF COLORADO HEALTH SCIENCES CENTER

(A) Controlled Maintenance

Fire Protection Upgrade, Building 500	496,430	496,430	
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(B) Capital Construction

Fitzsimons, Infrastructure Phase 9	5,424,376		5,424,376 ^a
Fitzsimons Trust Fund ²	7,114,756	7,114,756	

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Lease Purchase of Academic Facilities at Fitzsimons ²	<u>7,114,756</u>				7,114,756 ^a	
	19,653,888					

^a This amount shall be from exempt institutional sources.

^b This amount shall be from the Fitzsimons Trust Fund created in Section 23-20-136, C.R.S.

20,150,318

(9) COLORADO SCHOOL OF MINES

(A) Capital Construction

Addition to Center for Teaching and Learning Media	5,077,735		5,077,735			
Wellness Center	<u>18,095,348</u>				18,095,348 ^a	
	23,173,083					

^a This amount shall be from exempt institutional sources. It meets the criteria in Section 24-75-303 (3) (a) (II), C.R.S., and is shown here for informational purposes only. Therefore, it shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

(10) UNIVERSITY OF NORTHERN COLORADO

(A) Controlled Maintenance

Central/West Campus, Water Main Improvements	885,606		885,606			
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(B) Capital Construction

Infrastructure Renewal Project -
Replace Buried Mains from
Heating Plant to 19th Street
Vault

6,040,153

6,040,153

6,925,759

(11) ARAPAHOE COMMUNITY COLLEGE

(A) Capital Construction

Telephone Switch Deterioration
and Life Safety Equipment

285,000

254,100

30,900^a

^a This amount shall be from exempt institutional sources.

(12) COLORADO NORTHWESTERN COMMUNITY COLLEGE

(A) Controlled Maintenance

Fire Detection and Protection
System Upgrade
Rangely Campus, Southern Area
Sewer Replacement and Repair

845,500

845,500

813,540

813,540

1,659,040

(13) FRONT RANGE COMMUNITY COLLEGE

(A) Controlled Maintenance

Larimer Campus, Red Cloud
Peak and Maroon Peak
Buildings, Repair/Replace
Rooftop HVAC Units

310,200

310,200

(14) MORGAN COMMUNITY COLLEGE

Ch. 354

Capital Construction

2201

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(A) Controlled Maintenance						
Cottonwood Hall, Replace HVAC Units and Controls	647,737		647,737			
(15) NORTHEASTERN JUNIOR COLLEGE						
(A) Controlled Maintenance						
Early Learners/Cosmetology Electrical/Mechanical/Fire Alarm System Upgrades	202,565		202,565			
(16) OTERO JUNIOR COLLEGE						
(A) Controlled Maintenance						
Wheeler Hall and Life Science Building, HVAC Equipment Replacement	341,798		341,798			
(17) PIKES PEAK COMMUNITY COLLEGE						
(A) Capital Construction						
Telephone System	834,793		834,793			
(18) PUEBLO COMMUNITY COLLEGE						
(A) Controlled Maintenance						
College Center Roof Replacement	314,000				314,000 ^a	

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Replace Fire Security Monitoring Infrastructure System	478,921		478,921			
(B) Capital Construction						
Parking Lots K and L Renovation	1,422,484				1,422,484 ^a	
	1,901,405					
(23) COLORADO HISTORICAL SOCIETY						
(A) Controlled Maintenance						
Fort Vasquez Energy and Site Security Upgrade	150,877		150,877			
(B) Capital Construction						
Regional Museum Preservation Projects	562,000				562,000 ^a	

^a This amount shall be from exempt institutional sources.

^a Of this amount, \$542,000 shall be from the State Historical Fund, and \$20,000 shall be from gifts, grants and donations.

712,877

TOTALS PART IV

(HIGHER EDUCATION)

\$216,201,220

\$35,543,243

\$180,657,977

**PART V
DEPARTMENT OF HUMAN SERVICES**

(1) EXECUTIVE DIRECTOR'S OFFICE

(A) Controlled Maintenance

Grand Junction Regional Center,
Replace Mechanical Equipment
and Steam Lines

807,071

807,071

(2) OFFICE OF DIRECT SERVICES

(A) Controlled Maintenance

Colorado Mental Health Institute
at Fort Logan, Repair Mechanical
Equipment

225,563

225,563

Colorado Mental Health Institute
at Fort Logan, Replace
Panic/Duress and Fire Alarm
Systems

749,900

749,900

Colorado Mental Health Institute
at Pueblo, Critical Heat Plant
Repairs

658,740

658,740

Colorado Mental Health Institute
at Pueblo, Repair Automatic
Transfer Switches and Electrical
Panels

279,575

279,575

1,913,778

(3) DIVISION OF YOUTH CORRECTIONS

(A) Controlled Maintenance

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Capital Construction

2205

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Lookout Mountain, Repair/Replace Tunnel Structure	274,173		274,173			
Lookout Mountain, Replace Emergency Generator and Transfer Switch	342,589		342,589			
Repair/Replace Security Panels, Fire Alarm and Mechanical Equipment	<u>341,771</u>		341,771			
	958,533					
TOTALS PART V (HUMAN SERVICES)	<u>\$3,679,382</u>		<u>\$3,679,382</u>			

**PART VI
JUDICIAL DEPARTMENT**

(1) CONTROLLED MAINTENANCE

Judicial Building, Judicial Heritage Complex, Replace Roof	262,200	262,200			
TOTALS PART VI (JUDICIAL)	<u>\$262,200</u>	<u>\$262,200</u>			

**PART VII
DEPARTMENT OF LABOR AND EMPLOYMENT**

(1) CAPITAL CONSTRUCTION

Petroleum Storage Tank Site Cleanup	19,000,000	18,200,000 ^a	800,000
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^aThis amount shall be from the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S.

**TOTALS PART VII
(LABOR AND
EMPLOYMENT)**

<u>\$19,000,000</u>	<u>\$18,200,000</u>	<u>\$800,000</u>
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**PART VIII
DEPARTMENT OF MILITARY AND VETERANS AFFAIRS**

(1) CONTROLLED MAINTENANCE

Joint Forces Headquarters, Window Wall Replacement	1,111,086	555,543	555,543
Safety Standards Compliance, Various Locations	<u>930,094</u>	756,859	173,235
	2,041,180		

(2) CAPITAL CONSTRUCTION

Colorado Springs Armory	900,000	900,000 ^a
Security Enhancements, Headquarters Complex	<u>50,000</u>	50,000 ^a
	950,000	

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Capital Construction

2207

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	2,991,180					
TOTALS PART VIII (MILITARY AFFAIRS)	<u>\$2,991,180</u>		<u>\$1,312,402</u>		<u>\$950,000</u>	<u>\$728,778</u>

^a These amounts shall be from the Real Estate Proceeds Fund.

**PART IX
DEPARTMENT OF NATURAL RESOURCES**

**(1) DIVISION OF PARKS AND OUTDOOR
RECREATION**

(A) Capital Construction and Controlled Maintenance

Cheyenne Mountain State Park	3,618,000			3,043,000 ^a	575,000
Corps Cost Share Improvements Phase III	4,000,000			2,000,000 ^a	2,000,000
Elkhead Reservoir	1,000,000			1,000,000 ^a	
Front Range Trail	550,000			550,000 ^a	
Major Repairs, Minor Recreation Improvements	4,250,000			4,250,000 ^a	
Off-Highway Vehicle Program Grants and Minor New Construction and Renovation	1,410,000			1,300,000 ^b	110,000
Park Improvements and Buffer Acquisitions	340,000			340,000 ^a	

Reservoir Enhancements	1,573,000		1,573,000
Saint Vrain Corridor	5,052,000	5,052,000 ^a	
State Trails Grant Program	1,685,000	500,000 ^a	1,185,000
Water Acquisitions/Lease			
Options and Dam Repairs	600,000	600,000 ^a	
Wildfire Prevention	650,000	250,000 ^a	400,000
	<u>24,728,000</u>		

^a Of these amounts, \$8,425,000 shall be from the Division of Parks and Outdoor Recreation distribution of Lottery proceeds, \$8,860,000 shall be from Great Outdoors Colorado Board Grants, and \$300,000 shall be from the Highway Users Tax Fund pursuant to Section 33-10-111 (4), C.R.S. These amounts are shown for informational purposes only. Lottery proceeds are based on estimates and are shown for informational purposes only. As more current projections of Lottery proceeds become available, the Division may make adjustments to the amounts and projects shown here.

^b This amount shall be from the Off-Highway Vehicle Recreation Fund pursuant to Section 33-14.5-106, C.R.S.

(2) DIVISION OF WILDLIFE³

(A) Capital Construction and Controlled Maintenance

Cooperative Habitat			
Improvements	500,000	500,000 ^a	
Dam Maintenance, Repair, and Improvement	136,500	136,500 ^a	
Denver Headquarters Reroofing Project	399,000	399,000 ^a	
Employee Housing Repairs	290,850	290,850 ^a	
Fish Unit Maintenance and Improvement	1,231,125	1,231,125 ^a	
Small Maintenance and Improvement Projects	195,300	195,300 ^a	
Motorboat Access on Lakes and Streams	2,090,500	585,340 ^a	1,505,160
Property Acquisition	3,500,000	3,500,000 ^a	

^a This amount shall be from the Department of Revenue.

(2) CONTROLLED MAINTENANCE

Emergency Controlled Maintenance	2,163,181	2,163,181	
Camp George West, Soil Remediation and Courtyard Drainage Improvements	248,315	248,315	
Capitol Complex, Upgrade/Replace Domestic Water Pump Systems and Heat Exchangers	359,535	359,535	
Replace Exterior Doors, State Office Building	416,500	416,500	
Replace Microwave Site Rectifier/Chargers	<u>125,000</u>	125,000	
	3,312,531		

(3) CAPITAL CONSTRUCTION

Life/Safety Upgrade for the State Capitol Building	4,635,533	135,533	4,500,000 ^a
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^a This amount shall be from the State Historical Fund.

TOTALS PART X

(PERSONNEL)	<u>\$11,745,282</u>	<u>\$6,442,040</u>	<u>\$5,303,242^a</u>
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^a Of this amount, \$803,242 contains a (T) notation.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

PART XI

DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT

(1) CAPITAL CONSTRUCTION

Contaminated Sites Redevelopment Pursuant to H.B. 00-1306	250,000		250,000 ^a		
Natural Resources Damage Restoration	<u>7,500,000</u>			7,500,000 ^b	
	7,750,000				

^a This amount shall be from the Hazardous Substance Response Fund pursuant to Section 25-16-104.6, C.R.S.

^b This amount shall be from the Natural Resource Damage Recovery Fund pursuant to Section 25-16-104.7, C.R.S.

**TOTALS PART XI
(PUBLIC HEALTH AND
ENVIRONMENT)**

<u>\$7,750,000</u>	<u>\$250,000</u>	<u>\$7,500,000</u>
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PART XII
DEPARTMENT OF REVENUE

(I) CAPITAL CONSTRUCTION

Fort Collins Port-of-Entry Building Replacement	325,000	325,000 ^a
Port-of-Entry Mobile Scale Replacement	270,000	270,000 ^a
Titling and Registration System	<u>659,786</u>	659,786 ^b
	1,254,786	

^a These amounts shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a), C.R.S.

^b This amount shall be from the Colorado State Titling and Registration Account created in Section 42-1-211 (2), C.R.S.

TOTALS PART XII

(REVENUE)	<u>\$1,254,786</u>	<u>\$1,254,786</u>
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GRAND TOTALS

(CAPITAL CONSTRUCTION)	<u>\$303,316,705</u>	<u>\$51,727,197</u>	<u>\$19,750,000</u>	<u>\$222,859,642^a</u>	<u>\$8,979,866</u>
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^a Of this amount, \$803,242 contains a (T) notation and \$595,000 is from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a), C.R.S.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 3.

1 Capital Construction, Department of Corrections, Capital Construction, Correctional Industries, Minor Construction Projects -- The Department of Corrections is requested to submit an annual report to the Capital Development and Joint Budget Committees detailing expenditures made from this appropriation.

2 Capital Construction, Department of Higher Education, University of Colorado Health Sciences Center, Capital Construction, Fitzsimons Trust Fund, Lease Purchase of Academic Facilities at Fitzsimons -- It is the intent of the General Assembly that the

~~State Controller restrict these funds pending notification by the University of Colorado that there is a final court decision allowing lease purchase agreements pursuant to H.B. 03-1256, and an amount is due to a lessor for the lease purchase of academic buildings at Fitzsimons in the 2005-06 fiscal year.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~3 Capital Construction, Department of Natural Resources, Division of Wildlife – It is the intent of the General assembly that the Division better inform members of the General Assembly regarding the purchase of property and easements. As soon as the Division starts to consider a property acquisition or easement in a given county, the Division is directed to contact all members of the General Assembly who represent any portion of the county where the proposed acquisition or easement is to occur. Such notification shall include the specific location of the property or easement to be acquired, the mechanism for funding the proposal and the justification for seeking the acquisition of easement.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

SECTION 4. Part VII (1) (A), (1) (B), (2), (3), (5), (6), (7) (D), (9) (B), (11) (B), (11) (C), and the affected totals of section 2 of chapter 449, Session Laws of Colorado 2003, as amended by section 1 of chapter 408, Session Laws of Colorado 2004, and as Part VII (5) and the affected totals are further amended by section 6 of chapter 427, Session Laws of Colorado 2004, are amended to read:

Section 2. **Appropriation.**

**PART VII
DEPARTMENT OF HUMAN SERVICES**

(1) EXECUTIVE DIRECTOR'S OFFICE⁵⁴

**(A) General
Administration**

Personal Services	1,133,317 (15.4 FTE)
Health, Life, and Dental	8,978,490 8,698,490
Short-term Disability	331,751
Salary Survey and Senior Executive Service	9,549,215
Shift Differential	1,766,727

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Workers' Compensation	4,053,236						
Operating Expenses	471,877						
Legal Services for 18,685 hours	1,085,215 1,066,404						
Administrative Law Judge Services	544,730						
Payment to Risk Management and Property Funds	2,361,432						
Staff Training	50,835						
Injury Prevention Program ⁵⁵	<u>105,970</u>						
	30,432,795 30,133,984		17,975,115(M) 17,676,304(M)		304,002 ^a	8,539,008 ^b	3,614,670 ^c

^a Of this amount, it is estimated that \$143,640 shall be from patient fees collected by the Mental Health Institutes and \$160,362 shall be from various sources of cash funds.

^b Of this amount, it is estimated that \$7,073,663(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, \$305,233 shall be from patient cash collected by the Mental Health Institutes, \$32,000(T) shall be from moneys in the Conferences and Training Fund, \$2,983(T) shall be from the Department of Health Care Policy and Financing, and \$1,125,129 shall be from various sources of exempt cash funds.

^c Of this amount, it is estimated that \$707,332 shall be from the Temporary Assistance to Needy Families Block Grant, \$630,953 shall be from Section 110 vocational rehabilitation funds, \$280,000 shall be from Child Care Development Funds, \$261,097 shall be from federal cost allocation recoveries, \$240,443 shall be from the Substance Abuse Prevention and Treatment Block Grant, and \$1,494,845 shall be from various sources of federal funds.

(B) Special Purpose

Office of Performance Improvement	6,404,244 (90.0 FTE)	2,554,842	253,846 ^a	1,188,960 ^b	2,406,596 ^c
Administrative Review Unit	1,665,381 (20.0 FTE)	1,000,064(M)			665,317 ^d
Juvenile Parole Board	176,509 (2.2 FTE)	176,509			
Developmental Disabilities Council	816,123 (6.0 FTE)				816,123 ^e
Health Insurance Portability and Accountability Act of 1996 ^{56, 57}	71,464 14,293		14,293 ^f	57,171(T) ^g (1.0 FTE)	
	<hr/>		(1.0 FTE)		
	9,133,721				
	9,076,550				

^a It is estimated that this amount shall be from various sources of cash funds.

^b Of this amount it is estimated that \$947,595(T) shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing, \$125,000 shall be from patient cash collected by the Mental Health Institutes, and \$116,365 shall be from various sources of exempt cash funds.

^c Of this amount, it is estimated that \$1,479,550 shall be from federal cost allocation recoveries, and \$927,046 shall be from various sources fo federal funds.

^d This amount shall be from Title IV-E of the Social Security Act.

^e This amount shall be from Title I of the Developmental Disabilities Assistance and Bill of Rights Act 2000.

^f This amount is estimated to be cash funds from the State Veterans Nursing Homes.

^g This amount is to be Medicaid cash funds transferred from the Department of Health Care Policy and Financing.

~~39,566,516~~

39,210,534

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(2) OFFICE OF INFORMATION TECHNOLOGY SERVICES^{8, 88}						
Personal Services	5,638,605 (82.2 FTE)	4,055,620		22,432 ^a	511,330 ^b	1,049,223 ^c
Operating Expenses ⁵⁹	349,239	271,117			16,040(T) ^d	62,082 ^c
Purchase of Services from Computer Center	5,662,427	2,471,040		7,675 ^e	3,868 ^f	3,179,844 ^c
Pueblo Data Entry Center	37,337 966	36,371				966 ^c
Telecommunication Systems Lease Payments	153,326	50,976			102,350(T) ^d	
Microcomputer Lease Payments ^{59, 60}	726,192	592,570			67,406 ^g	66,216 ^c
Colorado Trails ⁶¹	9,583,224 (23.0 FTE)	5,173,968				4,409,256 ^c
Client-Oriented Information Network	1,229,409 (14.0 FTE)	555,993		3,363 ^h	116,232(T) ⁱ	553,821 ^c
County Financial Management System	1,515,842	781,835				734,007 ^c
Food Stamp Information System	922,278 (10.4 FTE)	462,851				459,427 ^c
Health Information Management System	207,090	207,090				

Client Index Project	156,116	89,634			66,482 ^c
National Aging Program Information System	93,114	16,282	7,372 ^j		69,460 ^c
Colorado Benefits Management System (CBMS) ⁴³	19,375,046 (21.5 FTE)	2,396,274	1,225,237 ^h	9,406,732(T) ^k	6,346,803 ^l
Multiuse Network Payments	1,922,499	1,172,727	19,222 ^m	153,800 ⁿ	576,750 ^c
Communications Services	<u>41,183</u>	22,404	80 ^j	17,750 ^o	949 ^c
		47,612,927			
		47,576,556			

^a This amount shall be from patient fees from the Mental Health Institutes.

^b Of this amount, is estimated that \$266,785(T), including \$209,481 Medicaid cash funds, shall be from the Department of Health Care Policy and Financing, \$110,109 shall be from patient revenues collect by the Mental Health Institutes, and \$134,436 shall be from various sources of cash funds exempt.

^c Of these amounts, it is estimated that \$4,079,018 shall be from Temporary Assistance to Needy Families (TANF) funds, it is estimated that \$792,422 shall be from Child Care Development Funds, it is estimated that \$1,946,004 shall be from federal Title IV-E revenues, \$2,301,484 shall be from Food Stamp funds, \$123,052 shall be from federal Alcohol and Drug Abuse block grant funds, \$69,460 shall be from Title III Older Americans Act funds, and \$1,917,043 shall be from various sources.

^d It is anticipated that these amounts shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^e Of this amount, it is estimated that \$4,835 shall be from patient fees from the Mental Health Institutes and \$2,840 shall be from the Central Registry Fund established pursuant to Section 19-3-313 (14), C.R.S. or from the Records and Reports Fund established pursuant to Section 19-1-307 (2.5), C.R.S.

^f Of this amount, it is estimated that \$3,515(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$353 shall be from various sources of cash exempt funds.

^g Of this amount, it is estimated that \$59,988(T) shall be Medicaid funds from the Department of Health Care Policy and Financing and \$7,418 shall be from various sources of cash exempt funds.

^h It is anticipated that these amounts shall be from the Old Age Pension Fund created pursuant to Article XXIV of the State Constitution.

ⁱ It is anticipated that this amount shall be from the Department of Health Care Policy and Financing.

^j This amount shall be from various cash fund sources.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^k This amount shall be transferred from the Department of Health Care Policy and Financing and shall include \$4,107,297 Personal Responsibility and Work Opportunity Reconciliation Act moneys, \$3,923,811 Medicaid cash funds, \$827,512 from the Children's Basic Health program, and \$548,112 from state medical programs.

^l Of this amount, \$4,358,942 shall be from Temporary Assistance for Needy Families (TANF) funds, and it is estimated that \$1,987,861 shall be from Food Stamp funds.

^m This amount shall be from various sources of cash funds.

ⁿ Of this amount, it is estimated that \$90,742(T) shall be Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$63,058 shall be from various cash exempt sources.

^o This amount shall be from various cash exempt sources.

(3) OFFICE OF OPERATIONS⁶²

Personal Services	21,228,365
	21,153,515
	(472.4 FTE)
Operating Expenses	2,292,146
Vehicle Lease Payments	979,433
Leased Space ⁶³	3,263,212
Capitol Complex Leased Space	969,886
Utilities ⁶⁴	4,908,485
Utility Recovery Fund	551,560
Buildings and Grounds Rental	888,886
	(6.5 FTE)
State Garage Fund	542,354

<u>(2.1 FTE)</u>	35,624,327	17,856,948(M)	716,408 ^a	13,452,654 ^b	3,598,317 ^c
	35,549,477	17,782,098(M)			

^a Of this amount, it is estimated that \$410,366 shall be from patient cash collected by the Mental Health Institutes, \$223,014 shall be from the Buildings and Grounds Fund, and \$83,028 shall be from various sources of cash funds.

^b Of this amount, it is estimated that \$5,390,823(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, \$4,065,083 shall be from patient cash collected by the Mental Health Institutes including \$2,915,619(T) from revenue earned from Mental Health Community Capitation, \$1,078,281(T) shall be from the Department of Corrections, \$551,560 shall be from the Utility Recovery Fund, \$542,354 shall be from moneys in the State Garage Fund collected from other state agencies, \$665,872 shall be from reserves in the Buildings and Grounds Fund, and \$1,158,681 shall be from various sources of exempt cash funds.

^c Of this amount, it is estimated that \$1,067,441 shall be from Section 110 vocational rehabilitation funds, \$759,107 shall be from the Social Security Administration for disability determination services, \$186,480 shall be from the Substance Abuse Prevention and Treatment Block Grant, \$112,895 shall be from the Temporary Assistance to Needy Families Block Grant, and \$1,472,394 shall be from various sources of federal funds.

(5) DIVISION OF CHILD WELFARE^{67, 68}

Administration ⁶⁹	1,751,129	1,055,475(M)		59,246(T) ^a	636,408 ^b
	(19.0 FTE)				
Child Welfare Staff Training	788,774	266,586(M)		37,230(L) ^c	484,958 ^d
Foster and Adoptive Parent Recruitment, Training, and Support ⁷⁰	324,607	259,685(M)			64,922 ^b
	(1.0 FTE)				
Child Welfare Services ^{71, 72}	297,146,824	94,384,782		123,603,070 ^e	79,158,972^f
		94,309,986			79,233,768 ^f
Contingency Fee Payment for Federal Revenue Maximization Project	44,026	44,026			
	118,822	118,822			

Ch. 354

Appropriations

2221

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
FEDERAL TITLE IV-E REVENUES EARNED IN FY 2000-01 AND FY 2001-02 DUE TO COUNTIES	970,033	970,033				
Family and Children's Programs ⁷³ (3.0 FTE)	44,742,811	36,858,990			3,844,067(L) ^c	4,039,754 ^b
Independent Living Program	1,785,766					1,785,766 ^b
Promoting Safe and Stable Families Program (2.0 FTE)	4,189,087	44,107(M)			1,003,165(L) ^c	3,141,815 ^g
Expedited Permanency Planning Project	1,481,250	1,481,250				
Child Abuse Grant	276,005					276,005 ^h (3.0 FTE)
Central Registry of Child Protection	325,109			325,109 ⁱ (4.5 FTE)		
Implementation of H.B. 03-1211	142,492			142,492 ^j (2.6 FTE)		
	<u>352,997,880</u>					
	354,042,709					

^a This amount shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^b These amounts shall be from Title IV-E of the Social Security Act.

^c These amounts shall be from local funds.

^d Of this amount, \$255,716 shall be from the Title XX Social Services Block Grant and \$229,242 shall be from Title IV-E of the Social Security Act.

^e Of this amount, \$77,802,748(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$45,800,322(L) shall be from local funds.

^f Of this amount, ~~\$52,597,458~~ \$52,672,254 shall be from Title IV-E of the Social Security Act, \$22,690,313 shall be from the Title XX Social Services Block Grant, and \$3,871,201 shall be from various sources of federal funds.

^g This amount shall be from Title IV-B of the Social Security Act.

^h This amount shall be from the National Center for Child Abuse.

ⁱ This amount shall be from the Central Registry Fund established pursuant to Section 19-3-313 (14), C.R.S.

^j This amount shall be from the Records and Reports Fund established pursuant to Section 19-1-307 (2.5), C.R.S.

(6) DIVISION OF CHILD CARE

Child Care Licensing and Administration ⁷⁰	5,889,937 5,864,937 (62.0 FTE)	2,071,930(M) 2,046,930(M)	575,880 ^a	141,000 ^f	3,101,127 ^b
Child Care Assistance Program ⁷⁴	71,336,427	15,549,911		8,042,488(L) ^c	47,744,028 ^d
Child Care Grants	4,233,009				4,233,009 ^e
Pilot Program for Community Consolidated Child Care Services	972,438				972,438 ^e
Early Childhood Professional Loan Repayment Program	66,000				66,000 ^e
School-readiness Child Care Subsidization Program	2,224,702				2,224,702 ^e (0.5 FTE)
	<hr/>	84,722,513 84,697,513			

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a It is estimated that of this amount, \$564,920 shall be from the Child Care Licensing Cash Fund established pursuant to Section 26-6-105, C.R.S. and \$10,960 shall be from the Child Care Cash Fund established pursuant to Section 26-6-114, C.R.S.

^b Of this amount, \$2,931,904 shall be from Child Care Development Funds and \$169,223 shall be from Title IV-E of the Social Security Act.

^c This amount shall be from local funds.

^d Of this amount, \$46,744,028 shall be from Child Care Development Funds and \$1,000,000 shall be from the Title XX Social Services Block Grant.

^e These amounts shall be from Child Care Development Funds.

^f This amount shall be from reserves in the Child Care Licensing Cash Fund established pursuant to Section 26-6-105, C.R.S.

(7) OFFICE OF SELF SUFFICIENCY

(D) Child Support Enforcement

Automated Child Support Enforcement System	11,410,715 (37.9 FTE)	3,709,453(M)		145,010 ^a	281,489 ^b	7,274,763 ^c
Child Support Enforcement	1,950,116 1,890,116 (24.5 FTE)	653,760 593,760				1,296,356 ^c
	13,360,831 13,300,831					

^a This amount shall be from the State's share of revenues earned on funds in the Family Support Registry.

^b This amount shall be from the federal government's share of revenues earned on funds in the Family Support Registry.

^c These amounts shall be from Title IV-D of the Social Security Act.

~~277,597,048~~

(9) SERVICES FOR PEOPLE WITH DISABILITIES

(B) Division of Vocational Rehabilitation

Rehabilitation Programs - General Fund Match	14,958,508 (224.7 FTE)	3,078,031(M)		11,880,477 ^a
Rehabilitation Programs - Local Funds Match	18,280,322 (9.0 FTE)		1,308,027 ^b	2,585,698 ^c 14,386,597 ^d
Business Enterprise Program for the Blind	848,014 (5.0 FTE)		136,563 ^e	43,379 ^f 668,072
Business Enterprise Program Operated Stands and Leasehold Improvements	650,000		467,990 ^e	1,000 ^f 181,010
Independent Living Centers and State Independent Living Council	778,180	329,154		44,902(L) ^g 404,124
Appointment of Legal Interpreters for the Hearing Impaired	62,442 52,442	62,442 52,442		
Colorado Commission for the Deaf and Hard of Hearing	606,484			606,484 ^h (1.0 FTE)
Older Blind Grants	<u>308,332</u> 36,492,282 36,482,282			30,833 ⁱ 277,499

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a This amount shall be from Section 110 and Section 203 vocational rehabilitation funds.

^b It is estimated that this amount shall be from school districts and other local matching funds that are received and processed through the state accounting system. For informational purposes, it is the intent of the General Assembly that the Division not over-expend its cash funds appropriation.

^c Of this amount, it is estimated that \$1,826,078(T) shall be from the Department of Education on behalf of school districts, \$269,607(T) shall be from Mental Health and Alcohol and Drug Abuse Services, \$82,334 shall be from local matching funds, and \$407,679 shall be from various sources of exempt cash funds.

^d This amount shall be from Section 110 vocational rehabilitation funds.

^e These amounts are estimated to be from the Business Enterprise Cash Fund.

^f These amounts shall be from reserves in the Business Enterprise Cash Fund.

^g This amount shall be from local recipients of Independent Living Grants.

^h This amount shall be from the Colorado Commission for the Deaf and Hard of Hearing Cash Fund pursuant to Section 26-21-107, C.R.S.

ⁱ This amount shall be from recipients of Older Blind Grant funds.

~~368,823,265~~
368,813,265

(11) DIVISION OF YOUTH CORRECTIONS^{4, 8}

(B) Institutional Programs

Personal Services	32,592,215 32,268,800	32,592,215 32,268,800 (676.6 FTE)	
Operating Expenses	3,020,010	1,689,810	1,330,200(T) ^a
Medical Services	6,517,422	6,517,422 (35.7 FTE)	
Educational Programs	4,964,190	4,620,297	343,893(T) ^b

	4,911,190	4,567,297	
		(33.6 FTE)	(2.5 FTE)
Prevention/Intervention Services	50,000		50,000(T) ^c
	<u>47,143,837</u>		(1.0 FTE)
	46,767,422		

^a This amount shall be from the Department of Education for the federal school breakfast and lunch program.

^b This amount shall be from the Department of Education.

^c This amount shall be from the Alcohol and Drug Abuse Division.

(C) Community Programs

Personal Services	6,496,201	6,197,473	48,728 ^a	250,000 ^b
	6,436,201	6,137,473	(1.0 FTE)	
		(113.1 FTE)		
Operating Expenses	321,878	319,430	2,448 ^a	
Purchase of Contract Placements ⁹⁴	42,445,278	32,923,545	9,521,733(T) ^c	
Managed Care Pilot Project	1,260,538	1,054,498	206,040(T) ^c	
S.B. 91-94 Programs ^{95, 96}	8,966,324	8,966,324		
Parole Program Services	1,278,564	250,000		1,028,564 ^d
Juvenile Sex Offender Staff Training	<u>38,250</u>		38,250 ^c	
	60,807,033			
	60,747,033			

^a These amounts shall be from the contractor for the Ridge View facility pursuant to Section 19-2-411.5 (2) (e), C.R.S.

^b This amount shall be from Title IV-E of the Social Security Act.

^c These amounts shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	109,138,477					
	108,702,062					
TOTALS PART VII (HUMAN SERVICES)^{2, 3, 97, 98, 99, 100}	\$1,871,877,770	\$466,513,601		\$97,365,652	\$791,457,942	\$516,540,575
	<u>\$1,871,923,981</u>	<u>\$466,542,187</u>		<u> </u>	<u>\$791,400,771^a</u>	<u>\$516,615,371</u>

^d Of this amount, \$833,564 shall be from Title IV-E of the Social Security Act, and \$195,000 shall be from federal funds from the Division of Vocational Rehabilitation.

^e This amount shall be from the Sex Offender Surcharge Fund.

^a Of this amount, ~~\$630,373,487~~ \$630,316,316 contains a (T) notation, and \$104,551,049 contains an (L) notation.

SECTION 5. Part III (1), (2) (A), (2) (C), and the affected totals of section 2 of chapter 427, Session Laws of Colorado 2004, as amended by section 1 of Senate Bill 05-110, enacted at the First Regular Session of the Sixty-fifth General Assembly, are amended to read:

Section 2. **Appropriation.**

**PART III
DEPARTMENT OF EDUCATION**

(1) MANAGEMENT AND ADMINISTRATION

General Department and Program Administration	6,275,245 ^a	4,009,343 (50.5 FTE)	125,820 ^b (1.5 FTE)	2,125,324(T) ^c (24.5 FTE)	14,758
Office of Professional Services	2,326,485		2,326,485 ^d (17.0 FTE)		
Health, Life, and Dental Salary Survey and Senior Executive Service	1,172,468	591,710	40,879 ^b	120,878(T) ^c	419,001
Performance-based Pay Awards	549,029	278,552	18,536 ^b	47,875(T) ^c	204,066
Shift Differential	242,529	88,912	10,057 ^b	31,239(T) ^c	112,321
Workers' Compensation	80,202	80,202			
Emeritus Retirement	438,058	237,404	18,025 ^b		182,629
Administrative Law Judge Services	38,623	38,623			
Payment to Risk Management and Property Funds	57,024		11,974 ^c	45,050(T) ^f	
Capitol Complex Leased Space	61,762	33,472	2,541 ^b		25,749
Information Technology Asset Maintenance	478,254	146,670	31,422 ^b		300,162
Disaster Recovery	90,697	90,697			
Colorado Student Assessment Program	19,722	19,722			
	18,351,939	13,219,245			5,132,694 (6.0 FTE)
Federal Grant for State Assessments and Related Activities	1,005,673				1,005,673 (6.0 FTE)

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
School Accountability Reports and State Data Reporting System	2,024,062		2,024,062	(3.0 FTE)			
Record Integrated Tracking System Unit	180,000		180,000	(2.0 FTE)			
		33,391,772					

^a For informational purposes only, this amount includes the following: \$5,326,152 for personal services; \$698,502 for operating expenses; \$117,537 for 1,909 hours of legal services; \$15,840 for vehicle lease; \$32,250 for capital outlay; \$36,549 for short-term disability; \$9,728 for the purchase of services from computer center; and \$38,687 for multiuse network payments.

^b Of these amounts, it is estimated that \$97,094 shall be from general education development program fees, \$114,706 shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S., and \$35,480 shall be from the Public School Income Fund pursuant to Section 22-2-112 (1) (i), C.R.S.

^c Of these amounts, it is estimated that \$1,334,422 shall be from indirect cost recoveries; \$177,212 shall be from Assistance to Public Schools, Categorical Programs, Other Categorical Programs, Public School Transportation; \$761,568 shall be from Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding; and \$52,114 shall be from various appropriations to the Department of Education.

^d ~~This amount~~ OF THIS AMOUNT, \$2,318,985 shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, ~~C.R.S.~~ C.R.S., AND \$7,500 SHALL BE FROM THE NONPUBLIC SCHOOL FINGERPRINT FUND CREATED IN SECTION 22-1-121 (1.7) (c), C.R.S. For informational purposes only, this amount includes the following: \$991,524 for personal services; \$755,400 for Colorado Bureau of Investigation services; \$274,636 for operating expenses; \$155,040 for indirect cost recoveries; \$136,685 for 2,220 hours of legal services; and \$13,200 for capital outlay.

^e This amount shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S.

^f This amount shall be from Assistance to Public Schools, Categorical Programs, District Programs Required by Statute, Special Education - Children with Disabilities.

(2) ASSISTANCE TO PUBLIC SCHOOLS

(A) Public School Finance^{8,9}

State Share of Districts' Total Program Funding ^{10, 11}	2,759,768,238	2,381,680,543	11,500,000 ^a	366,587,695^a
		2,356,680,543		391,587,695 ^b
Additional State Aid Related to Locally Negotiated Business Incentive Agreements	<u>2,192,812</u>	2,192,812		
	2,761,961,050			

^a This amount shall be from rental income earned on public school lands.

^b Of this amount, ~~\$310,403,393~~ \$315,403,393 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution and ~~\$56,184,302~~ \$76,184,302 shall be from the State Public School Fund created in Section 22-54-114, C.R.S. Of the amount from the State Public School Fund, ~~\$25,593,351~~ \$44,900,000 is estimated to be from federal mineral leasing revenues transferred to the State Public School Fund pursuant to Section 22-54-114 (1), C.R.S., \$19,000,000 is estimated to be from interest earned on moneys in the Public School Fund and transferred to the State Public School Fund pursuant to Section 22-41-106, C.R.S., and ~~\$11,590,951~~ \$12,284,302 is estimated to be from reserves.

(C) Grant Programs and Other Distributions¹⁴

Read-to-Achieve Cash Fund	16,592,664		16,592,664^a	
	3,797,131		3,797,131 ^a	
Read-to-Achieve Grant Program	16,592,664		16,592,664^a	
	3,797,131		3,797,131 ^b	
Federal Title I Reading First Grant	9,650,058			9,650,058 (8.8 FTE)
S.B. 97-101 Public School Health Services	14,585,895		14,585,895(T) ^c	(1.4 FTE)
State Public School Fund, Contingency Reserve ^{15,16}	3,585,804		3,585,804 ^d	

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
State Public School Fund, School Capital Construction Expenditures Reserve	10,000,000					10,000,000 ^e (1.0 FTE)	
Charter School Capital Construction	5,000,000					5,000,000 ^f	
State Match for School Lunch Program	2,472,644					2,472,644 ^g	
	<u>78,479,729</u>						
		52,888,663					

^a This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section ~~24-75-1104 (1) (c)~~, C.R.S. 24-75-1104.5 (1) (h), C.R.S.

^b This amount shall be from the Read-to-Achieve Cash Fund created in Section 22-7-506 (4), C.R.S.

^c This amount shall be from federal Medicaid funds appropriated to the Department of Health Care Policy and Financing. Of this amount, \$179,470 shall be for administrative costs.

^d This amount shall be from school district reimbursements that are credited to the State Public School Fund, Contingency Reserve, pursuant to Section 22-54-117 (5) (b), C.R.S.

^e Of this amount, \$5,000,000 shall be from the shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution, and \$5,000,000 shall be from the State Public School Fund, School Capital Construction Expenditures Reserve established in Section 22-54-117 (1.5), C.R.S.

^f This amount shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

^g This amount shall be from the State Public School Fund created in Section 22-54-114, C.R.S.

~~3,406,743,461~~
3,381,152,395

TOTALS PART III

(EDUCATION)^{1, 2}	\$3,452,118,066	\$2,555,648,786	\$14,745,739	\$468,619,078^a	\$413,104,463
	<u>\$3,426,527,000</u>	<u>\$2,530,648,786</u>		<u>\$468,028,012^a</u>	

^a Of this amount, \$22,619,736 contains a (T) notation, and \$155,250 contains an (L) notation.

SECTION 6. Part V (1), (2), (3) (1), (3) (2), (4), (6) (E), (6) (F), and the affected totals of section 2 of chapter 427, Session Laws of Colorado 2004, as amended by section 1 of Senate Bill 05-112 and as Part V (2), (4), and the affected totals are amended by section 9 of House Bill 05-1086, enacted at the First Regular Session of the Sixty-fifth General Assembly, are amended to read:

Section 2. Appropriation.

**PART V
DEPARTMENT OF HEALTH CARE POLICY AND FINANCING**

(1) EXECUTIVE DIRECTOR'S OFFICE^{29, 30, 30a}

Personal Services	13,302,337 ^a	6,022,727(M)	154,764 ^b	7,124,846
	(203.1 FTE)			
Health, Life, and Dental	429,879	196,262(M)	2,247 ^c	231,370
Short-term Disability	18,843	8,494(M)	193 ^c	10,156
Salary Survey and Senior Executive Service	248,845	112,580(M)	1,393 ^c	134,872
Performance-based Pay	136,130	61,418(M)	795 ^c	73,917
Workers' Compensation	44,667	22,334(M)		22,333
Operating Expenses	941,037	464,969(M)	832 ^d	475,236

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
			\$	\$	\$	\$	\$
Legal Services and Third Party Recovery Legal Services for 12,684 hours	780,953		316,901(M)		65,849 ^e	5,409 ^e	392,794
Administrative Law Judge Services	609,643		304,822(M)				304,821
Purchases of Services from Computer Center	162,948		65,239(M)			16,235(T) ^f	81,474
Payment to Risk Management and Property Funds	58,795		29,398				29,397
Capitol Complex Leased Space Transfer to the Department of Human Services for Related Administration	339,179 74,564		169,590(M) 37,282(M)				169,589 37,282
Medicaid Management Information System Contract	21,983,743		5,576,146(M)			365,073(T) ^g	16,042,524
Medicaid Management Information System Reprocurement Contract	642,600		146,481(M)			6,747 ¹	489,372
Health Insurance Portability and Accountability Act of 1996 (HIPAA) Web Portal Maintenance	312,900		78,225(M)				234,675
Health Insurance Portability and Accountability Act of 1996 (HIPAA) Security Rule Implementation	125,600		60,916(M)			1,319 ^e	63,365
Medicaid Authorization Cards and Identification Cards	355,601		177,042(M)		1,517 ^h		177,042

Department of Public Health and Environment Facility Survey and Certification	4,000,636	1,000,288(M)		3,000,348
Acute Care Utilization Review	1,309,826	342,529(M)	2,899 ⁱ	964,398
Long-Term Care Utilization Review	1,668,108	598,813(M)		1,069,295
External Quality Review	812,193	203,048(M)		609,145
External Quality Review Organization Mental Health	352,807	88,202(M)		264,605
MENTAL HEALTH ACTUARIAL SERVICES	25,000	12,500(M)		12,500
Drug Utilization Review	648,025	228,256(M)		419,769
Early and Periodic Screening, Diagnosis, and Treatment Program	2,468,383	1,234,192(M)		1,234,191
Nursing Facility Audits	1,097,500	548,750(M)		548,750
Hospital and Federally Qualified Health Clinic Audits	250,000	125,000(M)		125,000
Disability Determination Services ⁴⁷	1,163,662	581,831		581,831
Nursing Home Preadmission and Resident Assessments	1,010,040	252,510(M)		757,530
Nurse Aide Certification	297,769	136,041(M)	12,844(T) ^j	148,884
Nursing Home Quality Assessments	26,954	6,738(M)		20,216
Estate Recovery	700,000		350,000 ^k	350,000
Single Entry Point Administration	59,310	29,655(M)		29,655
Single Entry Point Audits	35,340	17,670(M)		17,670
S.B. 97-05 Enrollment Broker	875,756	437,878(M)		437,878
H.B. 01-1271 Medicaid Buy-in	65,081			65,081
Non-Emergency Transportation Services	<u>4,421,479</u>	2,210,740		2,210,739

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	61,831,133					
	61,856,133					

^a For information purposes only, the appropriation includes \$361,418 and 6.0 FTE for the staffing costs associated with implementing the Health Insurance Portability and Accountability Act of 1996 and \$194,760 and 3.0 FTE for the staffing costs associated with the Colorado Benefits Management program.

^b Of this amount, \$124,599 shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S., and \$30,165 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

^c These amounts shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S.

^d Of this amount, \$582 shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S., and \$250 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

^e This amount shall be from third party recoveries.

^f This amount shall be from the Old Age Pension Fund appropriated in the Department of Human Services, pursuant to Article 24 of the Constitution of Colorado.

^g Of this amount, \$215,325 shall be from the Children's Basic Health Plan Trust Created in Section 26-19-105, C.R.S., \$146,867(T) shall be from the Old Age Pension Fund appropriated in the Department of Human Services, \$2,347 shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., and \$534 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

^h This amount shall be from the Old Age Pension Health and Medical Care Fund, pursuant to Article 24 of the Constitution of Colorado.

ⁱ This amount shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

^j This amount shall be from the Department of Regulatory Agencies.

^k This amount shall be from estate recoveries.

^l This amount shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S.

(2) MEDICAL SERVICES PREMIUMS^{31, 32, 33, 34, 35, 37, 38, 39, 39a}

Services for 34,454 34,799 Supplemental Security Income Adults 65 and Older (SSI 65 +) at an average cost of \$18,939.62 \$19,008.96	652,545,642 661,492,654
Services for 5,706 5,904 Supplemental SECURITY Income Adults 60 to 64 Years of Age (SSI 60 - 64) at an average cost of \$12,808.75 \$13,346.13	73,086,718 78,795,527
Services for 10,353 10,151 Qualified Medicare Beneficiaries (QMBs) and Special Low-Income Medicare Beneficiaries (SLIMBs) at an average cost of \$979.99 \$1,026.19	+0,145,840 10,416,841
Services for 46,576 48,225 Supplemental Security Income Disabled Individuals at an average cost of \$12,610.59 \$11,755.32	587,351,024 571,026,198
Services for 49,357 54,951 Categorically Eligible Low-income Adults at an average cost of \$3,626.04 \$3,703.86	+78,970,219 203,530,814
Services for 8,156 6,971 Baby Care Program Adults at an average cost of \$6,036.11 \$7,145.37	49,230,476 49,810,390

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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Services for 176 158 S.B. 01S2-12 Breast and Cervical Cancer Treatment Clients at an Average Cost of \$32,956.11 \$23,574.46	5,800,275 3,724,765					
Services for 202,429 221,849 Eligible Children at an average cost of \$1,417.84 \$1,292.08	287,011,681 286,645,634					
Services for 15,176 15,669 Foster Children at an average cost of \$2,927.77 \$3,004.75	44,431,770 47,081,404					
Services for 4,784 5,227 Non-Citizens at an Average Cost of \$11,433.08 \$10,429.21	54,695,848 54,513,473					
	<u>1,943,269,493</u>	<u>939,027,218(M)</u>		813,076 ^a	<u>31,805,033^b</u>	<u>971,624,166</u>
	1,967,037,700	958,383,509(M)			30,116,178 ^b	977,724,937

^a Of this amount, \$740,896 shall be from the Children's Home- and Community-based Services Cash Fund created in Section 26-4-424 (5), C.R.S., and \$72,180 shall be from service fees from privately owned intermediate care facilities for the mentally retarded, pursuant to Section 26-4-410 (1) (d) (I), C.R.S.

^b Of this amount, ~~\$28,151,642~~ \$27,189,215 represents public funds certified as representing expenditures incurred by public nursing homes and hospitals that are eligible for federal financial participation under the Medicaid program, ~~\$1,015,048~~ \$288,620 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S. and \$2,638,343 shall be from the imposition of additional state cigarette and tobacco taxes pursuant to section 21 of article X of the Constitution of Colorado.

(3) MEDICAID MENTAL HEALTH COMMUNITY PROGRAMS

Mental Health Programs

(1) Medicaid Mental Health
Capitation^{39b}

Capitation Base Payments for
~~376,174~~ 405,200 Estimated
Medicaid

Eligible Clients	140,624,800 146,964,225	70,312,400(M) 73,482,112(M)	70,312,400 73,482,113
Mental Health Services for Breast and Cervical Cancer Patients	71,175 17,427		46,264 11,328
Mental Health Institute Rate Refinance Adjustment	3,097,499 1,130,950	1,548,750(M) 565,475(M)	1,548,749 565,475
Alternatives to Inpatient Hospitalization at the Mental Health Institute at Pueblo	852,311	426,155(M)	426,156
Alternatives to Inpatient Hospitalization at the Mental Health Institute at Fort Logan	783,191	391,595(M)	391,596
Alternatives to the Fort Logan Aftercare Program	<u>310,702</u> 145,739,678 150,058,806	155,351(M)	155,351

^a This amount shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

(2) Other Medicaid Mental Health
Payments

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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Medicaid Mental Health Fee for Service Payments	1,169,576 1,221,573	584,788(M) 610,787(M)				584,788 610,786
Medicaid Mental Health Child Placement Agency	7,440,901 5,848,684				7,440,901(T)^a 5,848,684(T) ^a	
Medicaid Anti-Psychotic Pharmaceuticals	34,526,249 42,991,058 <u>43,136,726</u> 50,061,315				34,526,249(T)^b 42,991,058(T) ^b	

^a This amount is shown for informational purposes only and reflects total expenditures which originate as 50 percent General Fund appropriated to the Division of Child Welfare in the Department of Human Services and 50 percent federal funds transferred from APPROPRIATED TO the Department of Health Care Policy and Financing FINANCING AND TRANSFERRED TO THE DEPARTMENT OF HUMAN SERVICES, DIVISION OF CHILD WELFARE.

^b This amount is shown for informational purposes only and reflects an estimate of the portion of the Medical Services Premium line item.

~~188,876,404~~
200,120,121

(4) INDIGENT CARE PROGRAM

Safety Net Provider Payments ⁴⁰	249,688,322 264,013,206	9,432,484(M)		115,400,000^a 122,574,119 ^a	124,855,838 132,006,603
The Children's Hospital, Clinic Based Indigent Care	6,119,760	3,059,880(M)			3,059,880

H.B. 97-1304 Children's Basic Health Plan Trust	20,983,142	3,296,346	210,400 ^b	17,476,396 ^c	
Children's Basic Health Plan Administration	4,325,385			1,997,552 ^d	2,327,833
Children's Basic Health Plan Premium Costs ^{†1}	58,569,692			20,499,392 ^d	38,070,300
Children's Basic Health Plan Dental Benefit Costs	5,606,150			1,962,153 ^d	3,643,997
Comprehensive Primary and Preventive Care Fund	5,239,789			5,239,789 ^e	
Comprehensive Primary and Preventive Care Grants Program	<u>5,239,789</u>			5,239,789 ^f	
		355,772,029			
		370,096,913			

^a This amount represents public funds certified as representing expenditures incurred by hospitals that are eligible for federal financial participation under the Medicaid Major Teaching Hospital Program, Medicaid, and the Medicaid Disproportionate Share Payments to Hospitals Program.

^b This amount shall be from annual premiums paid by participating families.

^c This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104 (1) (b), C.R.S.

^d These amounts shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S.

^e This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104 (1) (g), C.R.S.

^f This amount shall be from the Comprehensive Primary and Preventive Care Fund created in Section 26-4-1007, C.R.S., pursuant to Section 24-75-1104 (1) (g), C.R.S.

(6) DEPARTMENT OF HUMAN SERVICES MEDICAID-FUNDED PROGRAMS

(E) Division of Child Welfare -

Medicaid Funding	72,667,032	36,333,516(M) ^g		36,333,516	
	71,978,806	35,989,403(M) ^g		35,989,403	

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
<p>^a Of this amount, \$29,623 is associated with the Administration line item appropriation to the Department of Human Services, Division of Child Welfare, and \$36,303,893 \$35,959,780 is associated with the Child Welfare Services line item appropriation to the Department of Human Services, Division of Child Welfare. The amount associated with the Child Welfare Services line item includes an estimated \$28,285,438 for residential treatment center care, \$4,750,000 for the children's habilitative residential program, and \$3,268,455 \$2,924,342 for the child placement agency Medicaid transfer program. These amounts are estimates of the portion of the General Fund moneys appropriated for Child Welfare Services that counties will spend on Medicaid-eligible services. Pursuant to Section 24-75-106, C.R.S., General Fund appropriations are transferred to and from this appropriation and the Child Welfare Services appropriation to the Department of Human Services when required based on the actual amount of federal Medicaid funds earned through county child welfare expenditures.</p>						
(F) Mental Health and Alcohol and Drug Abuse Services - Medicaid Funding						
Administration	277,951		138,976(M)			138,975
Mental Health Community Programs, Goebel Lawsuit Settlement	11,655,586		5,827,793(M)			5,827,793
RESIDENTIAL TREATMENT FOR YOUTH (H.B. 99-1116)	64,274		32,137(M)			32,137
Mental Health Institutes	4,876,070		2,438,035(M)			2,438,035
	4,522,820		2,261,410(M)			2,261,410
Alcohol and Drug Abuse Division, High Risk Pregnant Women Program	1,037,862		518,931(M)			518,931
	17,847,469					
	17,558,493					
	414,801,560					

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
31,498,000						
	4,093,741					
	34,093,741					

^a These amounts shall be from statewide and departmental indirect cost recoveries.

^b This amount shall be from Waste Tire Recycling Development Cash Fund moneys deposited in the Advanced Technology Fund, and it is shown for informational purposes only, since moneys in the Advanced Technology Fund are continuously appropriated pursuant to Section 23-1-106.5 (9), C.R.S.

^c This amount shall be from the Western Interstate Commission on Higher Education.

^d THIS AMOUNT SHALL BE FROM TUITION AND CASH FUND REVENUE FROM THE GOVERNING BOARDS, IN ADDITION TO WHAT IS APPROPRIATED TO THE GOVERNING BOARDS. THIS SPENDING AUTHORITY MAY BE TRANSFERRED TO THE GOVERNING BOARDS.

(4) GOVERNING BOARDS AND LOCAL DISTRICT JUNIOR COLLEGES

(A) TRUSTEES OF ADAMS STATE COLLEGE^{52, 53}

Governing Board and General Campuses

General Fund and Tuition

Allocation	15,952,073	10,316,691	5,635,382^a
	15,918,643		5,601,952 ^a
	(276.1 FTE)		
Other Than Tuition Revenue	666,000		666,000^b
	641,981		641,981 ^b
Auxiliary Revenue	774,000		774,000^c
	<u>818,841</u>		818,841 ^c

~~17,392,073~~
17,379,465

- ^a This amount shall be from tuition revenue.
- ^b This amount shall be from other than tuition revenue.
- ^c This amount shall be from auxiliary revenue.

(B) TRUSTEES OF MESA STATE COLLEGE^{52, 53}

Governing Board and General Campuses

General Fund and Tuition

Allocation	27,168,081	15,775,165	11,392,916^a
	28,030,080		12,254,915 ^a
	(408.4 FTE)		
Other Than Tuition Revenue	387,550		387,550^b
	255,613		255,613 ^b
Auxiliary Revenue	1,755,027		1,755,027^c
	1,464,573		1,464,573 ^c
	<u>29,310,658</u>		
	29,750,266		

- ^a This amount shall be from tuition revenue.
- ^b This amount shall be from other than tuition revenue.
- ^c This amount shall be from auxiliary revenue.

(C) TRUSTEES OF METROPOLITAN STATE COLLEGE OF DENVER^{52, 53}

Governing Board and General Campuses

General Fund and Tuition

Allocation	73,362,832	33,951,845	39,410,987^a
	74,105,811		40,153,966 ^a
	(964.2 FTE)		

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Appropriations

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APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Other Than Tuition Revenue	1,694,200				1,694,200^a		
	2,096,447				2,096,447 ^b		
Auxiliary Revenue	5,109,300				5,109,300^c		
	<u>5,078,886</u>				5,078,886 ^c		
	80,166,332						
	81,281,144						

^a This amount shall be from tuition revenue.
^b This amount shall be from other than tuition revenue.
^c This amount shall be from auxiliary revenue.

(D) TRUSTEES OF WESTERN STATE COLLEGE^{52, 53}

Governing Board and General Campuses

General Fund and Tuition

Allocation	15,120,811		6,896,788		8,224,023^a		
	14,840,429				7,943,641 ^a		
	(201.3 FTE)						
Other Than Tuition Revenue	193,980				193,980^a		
	415,726				415,726 ^b		
Auxiliary Revenue	742,000				742,000^c		
	<u>718,271</u>				718,271 ^c		
	16,056,791						
	15,974,426						

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from auxiliary revenue.

(E) BOARD OF GOVERNORS OF THE COLORADO STATE UNIVERSITY SYSTEM^{52, 53}

Governing Board and General Campuses

General Fund and Tuition

Allocation	251,080,631	109,183,992	141,896,639^a	
	249,307,018		140,123,026 ^a	
	(3,636.5 FTE)			
Other Than Tuition Revenue	27,982,594		27,812,594^b	170,000(T) ^c
	32,946,089		32,776,089 ^b	
Auxiliary Revenue	26,423,280		26,423,280^b	
	<u>23,470,000</u>		23,470,000 ^d	
	305,486,505			
	305,723,107			

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund, created in Section 34-63-102 (5), C.R.S. This amount represents a 2005 calendar year grant. Any unexpended balance on June 30, 2005, is intended to roll forward and remain available for expenditure in FY 2005-06.

^d This amount shall be from auxiliary revenue.

(F) TRUSTEES OF FORT LEWIS COLLEGE^{52, 53}

Governing Board and General Campuses

General Fund and Tuition

Allocation	29,255,507	7,435,161	21,820,346^a	
	28,811,002		21,375,841 ^a	
	(389.3 FTE)			
Other Than Tuition Revenue	2,107,205		2,061,115 ^b	46,090(T) ^c

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Appropriations

2247

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Auxiliary Revenue	<u>2,206,239</u>				2,206,239 ^d		
	33,568,951						
	33,124,446						

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund, created in Section 34-63-102 (5), C.R.S. This amount represents a 2005 calendar year grant. Any unexpended balance on June 30, 2005, is intended to roll forward and remain available for expenditure in FY 2005-06.

^d This amount shall be from auxiliary revenue.

(G) REGENTS OF THE UNIVERSITY OF COLORADO^{52, 53}

Governing Board and General Campuses

General Fund and Tuition

Allocation	520,911,712	155,172,841		365,738,871^a		371,615,101 ^a
	526,787,942					
	(6,140.3 FTE)					
Other Than Tuition Revenue	48,315,427			47,657,896^b	657,531(T)^c	48,315,427 ^b
Auxiliary Revenue	37,824,330			37,824,330^d		37,824,330 ^d
	<u>607,051,469</u>					
	612,927,699					

^a This amount shall be from tuition revenue.

^b ~~This amount~~ OF THIS AMOUNT, \$47,657,896 shall be from other than tuition ~~revenue~~. REVENUE AND \$657,531(T) SHALL BE FROM MONEYS APPROPRIATED TO THE DEPARTMENT OF LOCAL AFFAIRS FROM THE LOCAL GOVERNMENT MINERAL IMPACT FUND, CREATED IN SECTION 34-63-102 (5) (a) (I), C.R.S. THIS AMOUNT REPRESENTS A 2005 CALENDAR YEAR GRANT. ANY UNEXPENDED BALANCE ON JUNE 30, 2005, IS INTENDED TO ROLL FORWARD AND REMAIN AVAILABLE FOR EXPENDITURE IN FY 2005-06.

~~This amount shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund, created in Section 34-63-102 (5), C.R.S. This amount represents a 2005 calendar year grant. Any unexpended balance on June 30, 2005, is intended to roll forward and remain available for expenditure in FY 2005-06.~~

^d This amount shall be from auxiliary revenue.

(H) TRUSTEES OF THE COLORADO SCHOOL OF MINES^{52, 53}

Governing Board and General Campus

General Fund and Tuition

Allocation	48,632,603	17,187,980	31,444,623*	
	50,295,333		33,107,353 ^a	
	(563.7 FTE)			
Other Than Tuition Revenue	1,750,000		1,500,000*	250,000(T) ^c
	577,500		327,500 ^b	
Auxiliary Revenue	950,000		950,000*	
	700,000		700,000 ^d	
	<u>51,332,603</u>			
	51,572,833			

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from the Oil and Gas Conservation Commission in the Department of Natural Resources and shall be for the management and operations of the Colorado Energy Research Institute created pursuant to Section 23-41-114, C.R.S.

^d This amount shall be from auxiliary revenue.

(I) UNIVERSITY OF NORTHERN COLORADO^{52, 53}

Governing Board and General Campus

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
General Fund and Tuition Allocation	74,181,555 75,960,495 (986.8 FTE)		33,590,909		40,590,646^a 42,369,586 ^a		
Other Than Tuition Revenue	2,529,258 1,834,813				2,529,258^b 1,834,813 ^b		
Auxiliary Revenue	1,600,000 1,421,249				1,600,000^c 1,421,249 ^c		
	<u>78,310,813</u> 79,216,557						

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from auxiliary revenue.

**(J) STATE BOARD FOR COMMUNITY COLLEGES AND
OCCUPATIONAL EDUCATION STATE SYSTEM COMMUNITY
COLLEGES^{52, 53}**

Governing Board and General Campuses

General Fund and Tuition Allocation	220,141,575 216,009,718 (4,386.1 FTE)		106,279,979		113,861,596^a 109,729,739 ^a		
Other Than Tuition Revenue	11,769,197				9,769,197 ^b	2,000,000(L) ^c	

Auxiliary Revenue	<u>718,364</u>	718,364 ^d
	232,629,136	
	228,497,279	

- ^a This amount shall be from tuition revenue.
- ^b This amount shall be from other than tuition revenue.
- ^c This amount shall be from local property tax collections.
- ^d This amount shall be from auxiliary revenue.

~~1,462,343,665~~
1,466,485,556

(7) AURARIA HIGHER EDUCATION CENTER⁵²

Administration	14,333,380	13,477,601	4,678,133(T) ^a	14,333,380(T)^a	8,799,468(T) ^a
		(128.3 FTE)			
Auxiliary Revenue	<u>50,000</u>		50,000 ^b		
	14,383,380				
	13,527,601				

- ~~This amount~~ THESE AMOUNTS shall be from the appropriations for the State Board of Community Colleges and Occupational Education, the Trustees of the Metropolitan State College, and the Regents of the University of Colorado.
- ^b This amount shall be from auxiliary revenue.

TOTALS PART VI

(HIGHER EDUCATION)^{1, 2}	\$1,641,299,278	\$592,472,772	\$955,312,298^f	\$73,709,055^e	\$19,805,153
	<u>\$1,674,585,390</u>	_____	<u>\$537,034,995^a</u>	<u>\$525,272,470^a</u>	_____

^a Of these amounts, ~~\$44,229,606~~ \$43,373,827 contains a (T) notation and \$2,000,000 contains an (L) notation.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

50a DEPARTMENT OF HIGHER EDUCATION, COLORADO COMMISSION ON HIGHER EDUCATION, SPECIAL PURPOSE, ENROLLMENT/CASH FUND CONTINGENCY -- THE COLORADO COMMISSION ON HIGHER EDUCATION MAY TRANSFER SPENDING AUTHORITY FROM THIS LINE ITEM TO THE GOVERNING BOARDS IN THE EVENT THAT TUITION OR OTHER CASH FUND REVENUES INCREASE BEYOND APPROPRIATED LEVELS. THE SPENDING AUTHORITY FOR THIS LINE ITEM SHALL BE IN ADDITION TO THE FUNDS APPROPRIATED DIRECTLY TO THE GOVERNING BOARDS. THE COLORADO COMMISSION ON HIGHER EDUCATION SHALL NOT AUTHORIZE TRANSFERS FOR SPENDING AUTHORITY FROM THIS LINE ITEM TO SUPPORT TUITION OR FEE INCREASES.

SECTION 8. Part VII (1) (A), (5), (8) (C), (9) (C), (10) (C), and the affected totals of section 2 of chapter 427, Session Laws of Colorado 2004, as amended by section 1 of Senate Bill 05-114, enacted at the First Regular Session of the Sixty-fifth General Assembly, are amended, and Part VII (8) (B) is amended BY THE ADDITION OF A NEW SUBSECTION, to read:

Section 2. **Appropriation.**

**PART VII
DEPARTMENT OF HUMAN SERVICES**

(1) EXECUTIVE DIRECTOR'S OFFICE

(A) General Administration

Personal Services	1,905,938 (22.4 FTE)
Health, Life, and Dental	10,142,939
Short-term Disability	304,917

Salary Survey and Senior Executive Service	4,172,180				
Performance-based Pay Awards	2,648,094				
Shift Differential	3,727,425				
Workers' Compensation	6,952,074				
Operating Expenses	494,827				
Legal Services for 18,439 hours	1,135,288				
Administrative Law Judge Services	484,853				
Payment to Risk Management and Property Funds	1,382,858				
Staff Training	50,835				
Injury Prevention Program ⁵⁴	105,970				
S.B. 03-197 Salary Payout	98,496				
LAWSUIT JUDGMENT FOR DIVISION OF YOUTH CORRECTIONS AND MENTAL HEALTH INSTITUTES CAPITAL CONSTRUCTION PROJECTS	425,100				
	<u>33,606,694</u>	18,480,855(M)	525,889 ^a	10,185,962 ^b	4,413,988 ^c
	34,031,794	18,905,955(M)			

^a Of this amount, it is estimated that \$243,152 shall be from patient fees collected by the Mental Health Institutes, \$149,793 shall be from the Records and Reports Fund created in Section 19-1-307 (2.5), C.R.S., and \$132,944 shall be from various sources of cash funds.

^b Of this amount, it is estimated that \$8,199,200(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, \$305,233 shall be from patient cash collected by the Mental Health Institutes, \$21,000(T) shall be from moneys in the Conferences and Training Fund, \$1,444(T) shall be from the Department of Health Care Policy and Financing, and \$1,659,085 shall be from various sources of exempt cash funds.

^c Of this amount, it is estimated that \$707,332 shall be from the Temporary Assistance for Needy Families Block Grant, \$630,953 shall be from Section 110 vocational rehabilitation funds, \$280,000 shall be from Child Care Development Funds, \$261,097 shall be from federal cost allocation recoveries, \$240,443 shall be from the Substance Abuse Prevention and Treatment Block Grant, and \$2,294,163 shall be from various sources of federal funds.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	43,173,823					
	43,598,923					
(5) DIVISION OF CHILD WELFARE^{59, 60}						
Administration (21.0 FTE)	1,747,785	1,053,420(M)			59,246(T) ^a	635,119 ^b
Child Welfare Staff Training	788,774	266,586(M)			37,230(L) ^c	484,958 ^d
Foster and Adoptive Parent Recruitment, Training, and Support (1.0 FTE)	324,607	259,685(M)				64,922 ^b
Child Welfare Services ⁶¹	296,474,321	95,648,696			117,281,463^c	83,544,162 ^f
	296,130,208	95,992,809			116,593,237 ^c	
CHILD PLACEMENT AGENCY						
MEDICAID TRANSFER PROGRAM ^{61a}	1,705,866	1,705,866				
Distributions to Counties						
Pursuant to Section 26-1-111 (2) (d), C.R.S. ⁶²	4,100,000					4,100,000 ^b
Contingency Fee Payment for Federal Revenue Maximization Project	154,738	154,738				
Family and Children's Programs ⁶³	47,115,149	38,358,543			4,716,852(L) ^c	4,039,754 ^b

	(3.0 FTE)			
Independent Living Program	1,785,766			1,785,766 ^b
Promoting Safe and Stable Families Program	4,189,086	44,026(M)	1,003,245(L) ^c	3,141,815 ^e
	(2.0 FTE)			
Expedited Permanency Planning Project	987,500	987,500		
Federal Child Abuse Prevention and Treatment Act Grant ⁶⁴	346,169			346,169 ^h
	<hr/>			(3.0 FTE)
	358,013,895			
	359,375,648			

^a This amount shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^b These amounts shall be from Title IV-E of the Social Security Act.

^c These amounts shall be from local funds.

^d Of this amount, \$255,716 shall be from the Title XX Social Services Block Grant and \$229,242 shall be from Title IV-E of the Social Security Act.

^e Of this amount, ~~\$72,607,786(T)~~ \$71,919,560(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$44,673,677(L) shall be from local funds.

^f Of this amount, \$56,982,648 shall be from Title IV-E of the Social Security Act, \$22,690,313 shall be from the Title XX Social Services Block Grant, and \$3,871,201 shall be from various sources of federal funds.

^g This amount shall be from Title IV-B of the Social Security Act.

^h This amount shall be from the Child Abuse Prevention and Treatment Act state grant.

(8) MENTAL HEALTH AND ALCOHOL AND DRUG ABUSE SERVICES^{30a}

(B) Mental Health Community Programs

(3) RESIDENTIAL TREATMENT

FOR YOUTH (H.B. 99-1116) 64,274 64,274(T)^a

^a THIS AMOUNT SHALL BE FROM MEDICAID FUNDS TRANSFERRED FROM THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(C) Mental Health Institutes						
Personal Services	69,138,283 69,541,918 (1,195.2 FTE)					
Operating Expenses	7,751,711 8,713,044					
General Hospital Personal Services	2,687,800 (36.0 FTE)					
General Hospital Operating Expenses	347,318					
Educational Programs	627,865 (15.0 FTE)					
PAYMENT FOR FY 2002-03 AND FY 2003-04 ACCOUNTS RECEIVABLES AT THE MENTAL HEALTH INSTITUTES	1,184,541					
Indirect Cost Assessment	<u>214,279</u>					
	80,767,256 83,316,765	59,978,846 62,302,901		2,098,079 1,409,889 ^a	18,690,331 19,603,975 ^b	

^a Of this amount, ~~\$1,590,342~~ \$1,021,221 shall be from patient revenues and ~~\$507,737~~ \$388,668 shall be from school districts and counties for the operation of residential treatment centers.

^b Of this amount, ~~\$13,622,223~~ \$15,182,894 shall be from patient revenues, ~~\$4,823,979(T)~~ \$4,148,956(T) shall be from the Department of Corrections, ~~\$230,914(T)~~ \$260,125(T) shall be from the Department of Education, AND \$12,000(T) shall be from Regional Centers, CENTERS, and ~~\$1,215~~ shall be from gifts, grants, and donations for operation of the CIRCLE program. For informational purposes only, of the patient revenues, ~~\$2,404,706(T)~~ \$4,345,006(T) is estimated to be from revenue earned from Medicaid Mental Health Community Capitation transferred from the Department of Health Care Policy and Financing, ~~\$4,644,977~~ \$5,497,347 is estimated to be from federal and other sources of patient revenues, ~~\$1,696,470(T)~~ \$817,721(T) is estimated to be from the Division of Youth Corrections and the Department of Health Care Policy and Financing for the operation of Residential Treatment Centers, and ~~\$4,876,070(T)~~ \$4,522,820(T) is estimated to be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

~~177,149,715~~

179,763,498

(9) SERVICES FOR PEOPLE WITH DISABILITIES

(C) Homelake Domiciliary for Veterans⁷⁴ AND STATE AND VETERANS NURSING HOMES

(1) HOMELAKE DOMICILIARY⁷⁴

Personal Services	677,416			
	(16.4 FTE)			
Operating Expenses	166,844			
Utilities	<u>64,518</u>			
	908,778	184,210	476,976 ^a	247,592

^a This amount shall be from receipts for patient care.

(2) STATE AND VETERANS NURSING HOMES

FITZSIMONS MANAGEMENT				
CONSULTING SERVICES	1,949,211	1,949,211		
FITZSIMONS OPERATING SUBSIDY	873,735	873,735		
PROGRAM COSTS	34,689,169		27,314,556 ^a	7,374,613 ^b
	<u>(673.4 FTE)</u>			
	37,512,115			

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a THIS AMOUNT IS SHOWN FOR INFORMATIONAL PURPOSES ONLY AND REFLECTS ESTIMATED OPERATING COSTS FOR THE NURSING HOMES THAT ARE FUNDED WITH RESIDENT PAYMENTS FOR CARE THAT ARE DEPOSITED INTO THE CENTRAL FUND FOR STATE NURSING HOMES. THE SIX STATE AND VETERANS NURSING HOMES ARE ENTERPRISES THAT HAVE CONTINUOUS SPENDING AUTHORITY PURSUANT TO SECTIONS 26-12-108 AND 110, C.R.S.

^b THIS AMOUNT IS SHOWN FOR INFORMATIONAL PURPOSES ONLY AND REFLECTS ESTIMATED OPERATING COSTS FOR THE NURSING HOMES THAT ARE FUNDED BY FEDERAL AMOUNTS THAT ARE DEPOSITED INTO THE CENTRAL FUND FOR STATE NURSING HOMES, INCLUDING \$6,553,295 IN FEDERAL PER DIEM PAYMENTS FOR VETERAN RESIDENTS AND \$821,318 IN FUNDING ALLOCATED BY THE GOVERNOR FOR THE VETERANS NURSING HOME AT FITZSIMONS FROM AMOUNTS PROVIDED TO COLORADO PURSUANT TO THE FEDERAL JOBS AND GROWTH TAX RELIEF RECONCILIATION ACT OF 2003. THE SIX STATE AND VETERANS NURSING HOMES ARE ENTERPRISES THAT HAVE CONTINUOUS SPENDING AUTHORITY PURSUANT TO SECTIONS 26-12-108 AND 110, C.R.S.

~~373,598,676~~
411,110,791

(10) ADULT ASSISTANCE PROGRAMS

(C) Other Grant Programs

Aid to the Needy Disabled State Supplemental Grant Program	6,566,039 7,264,039	6,138,903 6,836,903		427,136 ^a
Aid to the Blind State Supplemental Grant Program	27,493 30,623	26,046 29,176		1,447(L) ^b
Aid to the Needy Disabled State-only Grant Program	9,599,424 11,692,777	5,621,423 7,296,105		3,978,001^c 4,396,672 ^c
Burial Reimbursements	508,000	402,985		105,015 ^d
Home Care Allowance	10,880,411			10,880,411(T) ^e
Adult Foster Care	<u>157,469</u>			157,469(T) ^e

~~27,738,836~~
30,533,319

^a Of this amount, \$303,991(L) shall be from local funds and \$123,145 shall be from cash funds exempt revenues, including refunds and state revenue intercepts.

^b This amount shall be from local funds.

^c Of this amount, \$1,919,885 shall be from federal interim assistance reimbursement payments, \$192,068 shall be from other refunds, and ~~\$1,866,048(L)~~ \$2,284,719(L) shall be from local funds.

^d Of this amount, \$100,744(L) shall be from local funds and \$4,271 shall be from cash funds exempt revenues, including refunds.

^e These amounts shall be from the Department of Health Care Policy and Financing.

~~122,035,487~~
124,829,970

TOTALS PART VII

(HUMAN SERVICES) ^{1, 2, 79, 80, 81, 82}	\$1,676,795,456	\$471,827,774		\$87,833,429	\$601,725,755^a	\$515,408,498
	<u>\$1,721,502,690</u>	<u>\$481,825,666</u>		<u>\$87,145,239</u>	<u>\$629,748,674^a</u>	<u>\$522,783,111</u>

^a Of this amount, ~~\$445,386,336~~ \$444,824,873 contains a (T) notation, and ~~\$104,497,776~~ \$104,916,447 contains an (L) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

61 a DEPARTMENT OF HUMAN SERVICES, DIVISION OF CHILD WELFARE, CHILD PLACEMENT AGENCY MEDICAID TRANSFER PROGRAM -- THE CHILD PLACEMENT AGENCY MEDICAID TRANSFER PROGRAM ALLOWS A COUNTY DEPARTMENT OF SOCIAL SERVICES TO VOLUNTARILY ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) FOR THE PROVISION OF MENTAL HEALTH SERVICES TO MEDICAID-ELIGIBLE CHILDREN WHO ARE IN THE CUSTODY OF THE COUNTY DEPARTMENT AND CHILD PLACEMENT AGENCIES. IN NOVEMBER 2004, THE CENTERS FOR MEDICARE AND MEDICAID SERVICES INSTRUCTED THE STATE TO IMMEDIATELY STOP PAYMENTS OF FEDERAL MEDICAID FUNDS RELATED TO THIS PROGRAM. THUS, IT APPEARS THAT A TOTAL OF \$1,705,866 IN FEDERAL FUNDS THAT WERE ANTICIPATED TO BE AVAILABLE FOR THIS PROGRAM FOR FY 2004-05 WILL NOT BE AVAILABLE. THE PURPOSE OF THIS APPROPRIATION IS TO PROVIDE A ONE-TIME APPROPRIATION OF STATE FUNDING FOR ALLOCATION TO THOSE COUNTIES THAT ARE PARTICIPATING IN THIS PROGRAM FOR FY 2004-05, THEREBY FULLY FUNDING EACH MOU AND ENSURING THAT BEHAVIORAL HEALTH ORGANIZATIONS CONTINUE TO PROVIDE MENTAL HEALTH SERVICES AS SPECIFIED IN EACH MOU THROUGH THE END OF THE FISCAL YEAR.

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
74	Department of Human Services, Services for People with Disabilities, HOMELAKE DOMICILIARY AND STATE AND VETERANS NURSING HOMES, Homelake Domiciliary for Veterans -- It is the intent of the General Assembly that the Homelake Domiciliary not require additional General Fund dollars. The Department is requested to prepare an annual plan outlining potential General Fund reductions and the impact on client fees and submit the plan to the Joint Budget Committee by November 1 of each year.						

SECTION 9. Part VIII (2) (B) and the affected totals of section 2 of chapter 427, Session Laws of Colorado 2004, as amended by section 1 of Senate Bill 05-115, enacted at the First Regular Session of the Sixty-fifth General Assembly, are amended to read:

Section 2. **Appropriation.**

**PART VIII
JUDICIAL DEPARTMENT**

(2) COURTS ADMINISTRATION

(B) Administrative Special Purpose

Health, Life, and Dental	7,325,558	6,473,990	851,568 ^a	
	6,900,458	6,048,890		
Short-term Disability	179,901	165,597	13,765 ^a	539 ^b
Salary Survey	3,825,778	3,672,997	152,781 ^a	
Anniversary Increases	1,256,394	1,185,209	71,185 ^a	
Workers' Compensation	1,041,420	1,041,420		
Legal Services for 4,227 hours	260,256	260,256		

Payment to Risk Management and Property Funds	315,394	315,394			
Vehicle Lease Payments	70,028	70,028			
Leased Space	559,838	537,638	22,200 ^e		
Lease Purchase	112,766	112,766			
Administrative Purposes	78,275	13,275	65,000 ^d		
Retired Judges	1,384,006	1,384,006			
Appellate Reports Publication	67,100	67,100			
Office of Dispute Resolution	1,222,220		1,082,220 ^e (13.5 FTE)	40,000 ^f	100,000 ^g
Child Support Enforcement	87,272	29,672		57,600(T) ^h (1.0 FTE)	
Collections Investigators	3,204,873		2,683,640 ⁱ (69.2 FTE)	521,233(T) ^j	
	<u>20,991,079</u>				
	20,565,979				

^a These amounts shall be from the Offender Services Fund created in Section 16-11-214 (1) (a), C.R.S., from the Dispute Resolution Fund created in Section 13-22-310 (1), C.R.S., from the Fines Collection Cash Fund pursuant to Section 18-1.3-701 (6), C.R.S., from the Drug Offender Surcharge Fund pursuant to Section 18-19-103 (4), C.R.S., and from the Alcohol and Drug Driving Safety Program Fund created in Section 42-4-1301.3 (4) (a), C.R.S.

^b These amounts shall be from reserves in the Alcohol and Drug Driving Safety Program Fund created in Section 42-4-1301.3 (4) (a), C.R.S.

^c This amount shall be from employee payments for parking fees.

^d This amount shall be from royalties from the sale of pattern jury instructions.

^e This amount shall be from the Dispute Resolution Fund created in Section 13-22-310 (1), C.R.S.

^f This amount shall be from reserves in the Dispute Resolution Fund created in Section 13-22-310 (1), C.R.S.

^g This amount is for a never-married parents program in pilot districts, and mediation for indigent persons statewide, and is shown for informational purposes only.

^h This amount shall be from federal funds appropriated in the Department of Human Services.

ⁱ Of this amount, an estimated \$1,900,000 shall be from the Judicial Collection Enhancement Fund pursuant to Section 16-11-101.6 (2), C.R.S., and an estimated \$783,640 shall be from the Fines Collection Cash Fund pursuant to Section 18-1.3-401 (1) (a) (III) (D), C.R.S.

^j This amount shall be from local Victims and Witness Assistance Law Enforcement (VALE) Boards created in Section 24-4.2-101, C.R.S.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	33,555,933					
	33,130,833					
TOTALS PART VIII (JUDICIAL)^{1,2}	\$287,670,068	\$219,421,468		\$60,198,406	\$6,760,504^a	\$1,289,690
	<u>\$287,244,968</u>	<u>\$218,996,368</u>				

^a Of this amount, \$4,440,855 contains a (T) notation.

SECTION 10. Section 3 (1) (d) of chapter 427, Session Laws of Colorado 2004, is repealed as follows:

Section 3. **Capital construction appropriation.** (1) (d) ~~In addition to any other appropriation made for the fiscal year beginning July 1, 2004, there is hereby appropriated, out of any moneys received by the state pursuant to the master settlement agreement pursuant to section 23-20-207 (1) (a) (I.5) (A), Colorado Revised Statutes, to the capital construction fund created in section 24-75-302, Colorado Revised Statutes, the sum of one million nine hundred thousand dollars (\$1,900,000). Said appropriation is to comply with section 23-20-136 (3.5) (a), Colorado Revised Statutes, and shall not take effect unless there is a final court decision allowing lease purchase agreements pursuant to H.B. 03-1256 and the amount is due to a lessor for the lease purchase of academic buildings at Fitzsimons in the 2004-05 fiscal year.~~

SECTION 11. Part IV (7) (B) and the affected totals of section 3 of chapter 413, Session Laws of Colorado 2000, as the affected totals of Part IV are amended by section 15 of chapter 363, Session Laws of Colorado 2001, as Part IV (7) (B) and the affected totals are amended by section 4 of chapter 9, Session Laws of Colorado 2001, Second Extraordinary Session, as Part IV (7) (B) and the affected totals are amended by section 3 of chapter 376, Session Laws of Colorado 2002, as Part IV (7) (B) and the affected totals are amended by section 13 of chapter 10 and as the affected totals are further amended by section 1 of chapter 424, Session Laws of Colorado 2004, and as Part IV (7) (B) and the affected totals are amended by section 1 of Senate Bill 05-130, enacted at the First Regular Session of the Sixty-fifth General Assembly, are amended to read:

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

Section 3. **Capital construction appropriation.****PART IV****DEPARTMENT OF HIGHER EDUCATION****(7) UNIVERSITY OF COLORADO AT BOULDER****(B) Capital Construction Projects**

Porter Biosciences Building Renovation, Phase 4 of 4	6,460,548		6,460,548			
Alliance for Teaching, Learning and Society Center, Phase 1 of 3	1,607,912		1,607,912			
New Law School, Phase 1 of 4 ⁴	1,542,159		1,542,159			
Business School Renovation and Addition	1,193,616 839,751		1,193,616 839,751			
Student Housing Renovations, Phase 1 of 3	56,083,000				56,083,000 ^b	
Folsom Field, Stadium Lighting Installation	850,000				850,000 ^b	
	67,737,235 67,383,370					

72,381,732
72,027,867

^b These amounts shall be from exempt institutional sources and are shown here for informational purposes only. Therefore, they shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

TOTALS PART IV (HIGHER EDUCATION)	\$246,879,756 \$246,525,891	\$134,714,394 \$134,360,529	\$18,712,643	\$90,736,719	\$2,716,000
GRAND TOTALS (CAPITAL CONSTRUCTION)	\$528,589,318 \$528,235,453	\$272,925,998 \$272,572,133	\$46,147,821	\$135,834,644 ^a	\$73,680,855

^a Of this amount, \$1,936,470 contains a (T) notation and \$3,047,174 is from the Highway Users Tax Fund pursuant to Section 43-4-201(3)(a), C.R.S.

SECTION 12. Part II (4) (A), (7) (A), and the affected totals of section 3 of chapter 427, Session Laws of Colorado 2004, as amended by section 4 of Senate Bill 05-130, enacted at the First Regular Session of the Sixty-fifth General Assembly, are amended to read:

Section 3. Capital Construction Appropriation.

**PART II
DEPARTMENT OF HIGHER EDUCATION**

(4) COLORADO STATE UNIVERSITY

(A) Capital Construction

Atmospheric Science		
Chemistry Addition	2,500,000	2,500,000 ^a

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
Hughes Stadium Expansion	12,949,517					12,949,517^a	
	13,949,517					13,949,517 ^a	
Hughes Stadium Scoreboard Replacement	1,250,000					1,250,000 ^b	
Lory Student Center Major Maintenance and Renovation	3,110,300					3,110,300 ^b	
Regional Biocontainment Laboratory	22,461,000					7,079,000^a	15,382,000
	24,052,355					8,670,355 ^a	
Synthetic Football Practice Field	750,000					750,000 ^b	
University Center for the Arts, Renovations	866,000					866,000^a	
	<u>17,592,142</u>					17,592,142 ^a	
		43,886,817					
		63,204,314					

^a These amounts shall be from exempt institutional sources.

^b These amounts shall be from exempt institutional sources. They meet the criteria in Section 24-75-303(3) (a) (II), C.R.S. and are shown here for informational purposes only. Therefore, they shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

**(7) UNIVERSITY OF COLORADO AT DENVER AND HEALTH SCIENCES CENTER
(A) Capital Construction**

Barbara Davis Center for Childhood Diabetes at Fitzsimons	6,442,374			3,221,187 ^a	3,221,187
Building 500 Renovation, Phase 3	9,000,376			9,000,376 ^a	
Fitzsimons, Infrastructure Phase 8	4,357,389			4,357,389 ^a	
Fitzsimons Trust Fund²	1,900,000	1,900,000			
Lease Purchase of Academic Facilities at Fitzsimons²	1,900,000			1,900,000^a	
CONVEYANCE OF UNIVERSITY OF COLORADO AT DENVER BUILDING AND THE LAWRENCE STREET CENTER	32,000,000			32,000,000^a	
(Governor lined through this provision on March 11, 2005.)					
					23,600,139
					19,800,139

^a These amounts shall be from exempt institutional sources.

² This amount shall be from the Fitzsimons Trust Fund created in Section 23-20-136, C.R.S.

TOTALS PART II (HIGHER EDUCATION)	\$278,758,268	\$4,200,000		\$252,865,081	\$21,693,187
	<u>\$294,275,765</u>	<u>\$2,300,000</u>		<u>\$270,282,578</u>	
GRAND TOTALS (CAPITAL CONSTRUCTION)	\$347,292,074	\$9,493,344	\$19,400,000	\$282,215,613^a	\$36,183,117
	<u>\$362,809,571</u>	<u>\$7,593,344</u>		<u>\$299,633,110^a</u>	

^a Of this amount, \$796,183 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 3.

~~2~~ Capital Construction, Department of Higher Education, University of Colorado Health Sciences Center, Capital Construction, Fitzsimons Trust Fund, Lease Purchase of Academic Facilities at Fitzsimons -- It is the intent of the General Assembly that the State Controller restrict these funds pending notification by the University of Colorado that there is a final court decision allowing lease purchase agreements pursuant to H.B. 03-1256, and an amount is due to a lessor for the lease purchase of academic buildings at Fitzsimons in the 2004-05 fiscal year.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

SECTION 13. Part XIV (4) of section 2 of Senate Bill 05-209, enacted at the First Regular Session of the Sixty-fifth General Assembly, is amended to read:

Section 2. **Appropriation.**

**PART XIV
DEPARTMENT OF NATURAL RESOURCES**

**(4) OIL AND GAS CONSERVATION
COMMISSION¹⁰⁷**

Program Costs	2,993,699 (36.0 FTE)			2,993,699 ^a		
Underground Injection Program	104,993					104,993 (2.0 FTE)
Plugging and Reclaiming Abandoned Wells	220,000				220,000 ^b	
Environmental Assistance Projects	255,000				255,000 ^b	
Piceance and D-J Basin Water Studies and Environmental Data Tool Development ¹⁰⁸	300,725				300,725 ^b	
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
Indirect Cost Assessment	<u>160,154</u>	4,034,571			160,154 ^c		

^a Of this amount, \$1,478,698 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S. and \$1,515,001 shall be from the Oil and Gas Conservation and Environmental Response Fund established pursuant to Section 34-60-122 (5), C.R.S.

^b These amounts shall be from reserves in the Oil and Gas Conservation and Environmental Response Fund established pursuant to Section 34-60-122 (5), C.R.S.

^c This amount shall be from the Oil and Gas Conservation and Environmental Response Fund established pursuant to Section 34-60-122 (5), C.R.S.

SECTION 14. Section 60 (1) of chapter 358, Session Laws of Colorado 2004, is amended to read:

Section 60. **Appropriation.** (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the state charter school institute fund created pursuant to section 22-30.5-506 (1), Colorado Revised Statutes, not otherwise appropriated, to the department of education, for allocation to the state charter school institute, for the fiscal year beginning July 1, 2004, the sum of one hundred fifty thousand dollars ~~(\$150,000)~~, (\$150,000) AND 0.4 FTE, or so much thereof as may be necessary, for the implementation of this act.

SECTION 15. Section 16 (1) (b) of chapter 215, Session Laws of Colorado 2004, is amended to read:

Section 16. **Appropriations in long bill to be adjusted.** (1) (b) The cash funds FUNDS EXEMPT appropriation shall be increased by four million five hundred thousand dollars (\$4,500,000). Said sum shall be from tuition.

SECTION 16. Section 17 (2), (3), (4), and (5) of chapter 362, Session Laws of Colorado 2004, are amended to read:

Section 17. **Appropriation - adjustments to the 2004 long bill.** (2) For the implementation of this act, appropriations made in the annual general appropriation act to the department of health care policy and financing, for the fiscal year beginning July 1, 2004, shall be adjusted as follows:

(a) The appropriation for the indigent care program, H.B. 97-1304 children's basic health plan trust, is increased by ~~three million four hundred seventy-two thousand nine hundred fifty-eight dollars (\$3,472,958)~~. THREE MILLION ONE HUNDRED FORTY-FIVE THOUSAND FOUR HUNDRED SIXTY-NINE DOLLARS (\$3,145,469). Said sum shall be cash funds exempt from the tobacco litigation settlement cash fund pursuant to section 24-75-1104.5, C.R.S.

(b) The appropriation for the indigent care program, comprehensive primary and preventive care fund, is decreased by ~~two million six hundred twenty-one thousand one hundred twenty dollars (\$2,621,120)~~. TWO MILLION SIX HUNDRED SIXTY-TWO THOUSAND FIFTY-SIX DOLLARS (\$2,662,056). Said sum shall be cash funds exempt from the tobacco litigation settlement cash fund pursuant to section 24-75-1104.5, C.R.S.

(c) The appropriation for the indigent care program, comprehensive primary and preventive care grants program, is decreased by ~~two million six hundred twenty-one thousand one hundred twenty dollars (\$2,621,120)~~. TWO MILLION SIX HUNDRED SIXTY-TWO THOUSAND FIFTY-SIX DOLLARS (\$2,662,056). Said sum shall be cash funds exempt from the comprehensive primary and preventive care fund created in section 26-4-1107, C.R.S.

(d) The appropriation for mental health, residential treatment for youth, is increased by two hundred nine thousand sixty-six dollars (\$209,066). Said sum shall be cash funds exempt from the tobacco litigation settlement cash fund pursuant to section 24-75-1104.5, C.R.S. In addition to said appropriation, the general

assembly anticipates that, for the fiscal year beginning July 1, 2004, the department of health care policy and financing will receive the sum of two hundred nine thousand sixty-six dollars (\$209,066) in federal funds. Although the federal funds are not appropriated in this act, they are noted for the purpose of indicating the assumptions used relative to these funds in developing the state appropriation amounts.

(3) For the implementation of this act, appropriations made in the annual general appropriation act to the department of human services, for the fiscal year beginning July 1, 2004, shall be adjusted as follows:

(a) The appropriation for the mental health and alcohol and drug abuse services division, mental health, residential treatment for youth, is increased by ~~five hundred eight thousand five hundred twenty-one dollars (\$508,521)~~. FIVE HUNDRED EIGHT THOUSAND FIVE HUNDRED TWENTY DOLLARS (\$508,520). Of said sum, ~~ninety thousand three hundred eighty-nine dollars (\$90,389)~~ NINETY THOUSAND THREE HUNDRED EIGHTY-EIGHT DOLLARS (\$90,388) shall be cash funds exempt from the tobacco litigation settlement cash fund pursuant to section 24-75-1104.5, C.R.S., and four hundred eighteen thousand one hundred thirty-two dollars (\$418,132) shall be cash funds exempt received from the department of health care policy and financing out of the appropriation made in paragraph (d) of subsection (2) of this section.

(4) For the implementation of this act, appropriations made in the annual general appropriation act to the department of military and veterans affairs, for the fiscal year beginning July 1, 2004, shall be adjusted as follows:

(a) The appropriation for the division of veterans affairs, Colorado state veterans trust fund, is decreased by ~~four hundred eight dollars (\$408)~~. FOURTEEN THOUSAND FIFTY-THREE DOLLARS (\$14,053). Said sum shall be cash funds exempt from the tobacco litigation settlement cash fund pursuant to section 24-75-1104.5, C.R.S.

(b) The appropriation for the division of veterans affairs, Colorado state veterans trust fund expenditures, is decreased by ~~one hundred two dollars (\$102)~~. THREE THOUSAND FIVE HUNDRED THIRTEEN DOLLARS (\$3,513). Said sum shall be cash funds exempt from the Colorado state veterans trust fund pursuant to section 28-5-709 (1) (a), C.R.S.

(5) For the implementation of this act, appropriations made in the annual general appropriation act to the department of public health and environment for the fiscal year beginning July 1, 2004, shall be adjusted as follows:

(a) The appropriation for the disease control and environmental epidemiology division, special purpose disease control programs, Ryan White act, operating expenses, is increased by ~~three million fifty-five thousand one hundred fourteen dollars (\$3,055,114)~~. THREE MILLION SEVEN THOUSAND THREE HUNDRED FIFTY-FIVE DOLLARS (\$3,007,355). Said sum shall be cash funds exempt from the tobacco litigation settlement cash fund pursuant to section 24-75-1104.5, C.R.S.

(b) The appropriation for the prevention services division, prevention programs, tobacco education and prevention, personal services, is decreased by ~~four hundred~~

~~thirty-eight thousand six hundred ten dollars (\$438,610)~~: FOUR HUNDRED SIXTY-THREE THOUSAND ONE HUNDRED FORTY-SIX DOLLARS (\$463,146). Said sum shall be cash funds exempt from the tobacco program fund pursuant to section 25-3.5-807, C.R.S.

(c) The appropriation for the prevention services division, PREVENTION PROGRAMS, tobacco education and prevention, ~~prevention programs~~, tobacco program fund, is decreased by ~~eight million seven hundred thirty-five thousand twenty-two dollars (\$8,735,022)~~: EIGHT MILLION EIGHT HUNDRED THREE THOUSAND TWO HUNDRED FIFTY DOLLARS (\$8,803,250). Said sum shall be cash funds exempt from the tobacco litigation settlement cash fund pursuant to section 24-75-1104.5, C.R.S.

(d) The appropriation for the prevention services division, PREVENTION PROGRAMS, tobacco education and prevention, ~~prevention programs~~, tobacco cessation and prevention grants, is decreased by ~~eight million two hundred ninety-six thousand four hundred twelve dollars (\$8,296,412)~~: EIGHT MILLION THREE HUNDRED FORTY THOUSAND ONE HUNDRED FOUR DOLLARS (\$8,340,104). Said sum shall be cash funds exempt from the tobacco program fund pursuant to section 25-3.5-807, C.R.S.

(e) The appropriation for the prevention services division, rural - primary care, state dental loan repayment fund, is decreased by ~~ninety-three dollars (\$93)~~: NINETY-FOUR DOLLARS (\$94). Said sum shall be cash funds exempt from the tobacco litigation settlement cash fund pursuant to section 24-75-1104.5, C.R.S.

(f) The appropriation for the prevention services division, rural - primary care, dental programs, is decreased by ~~ninety-three dollars (\$93)~~: NINETY-FOUR DOLLARS (\$94). Said sum shall be cash funds exempt from the state dental loan repayment fund, pursuant to section 25-23-104, C.R.S.

(g) The appropriation for the prevention services division, prevention partnerships, Tony Grampas youth services program, prevention services programs, is increased by ~~one million one hundred forty-three thousand thirteen dollars (\$1,143,013)~~: ONE MILLION EIGHTY-EIGHT THOUSAND FOUR HUNDRED THIRTY-THREE DOLLARS (\$1,088,433). Said sum shall be cash funds exempt from the tobacco litigation settlement cash fund, pursuant to section ~~25-74~~ 24-75-1104.5, C.R.S.

(h) The appropriation for the prevention services division, family and community health, child, adolescent and school health, nurse home visitor program fund, is decreased by ~~one million fifty-eight thousand six hundred sixty-six dollars (\$1,058,666)~~: ONE MILLION ONE HUNDRED EIGHTY-ONE THOUSAND FOUR HUNDRED SEVENTY-FOUR DOLLARS (\$1,181,474). Said sum shall be cash funds exempt from the tobacco litigation settlement cash fund pursuant to section 24-75-1104.5, C.R.S.

(i) The appropriation for the prevention services division, family and community health, child, adolescent and school health, nurse home visitor program, is decreased by ~~one million fifty-eight thousand six hundred sixty-six dollars (\$1,058,666)~~: ONE MILLION ONE HUNDRED EIGHTY-ONE THOUSAND FOUR HUNDRED SEVENTY-FOUR DOLLARS (\$1,181,474). Said sum shall be cash funds exempt from the nurse home visitor program fund created in section 25-31-107, C.R.S.

SECTION 17. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2003, the sum of six hundred sixty-nine thousand seventy-five dollars (\$669,075), or so much thereof as may be necessary for the payment of overexpenditures of line item appropriations contained in Part V of section 2 of chapter 449, Session Laws of Colorado 2003, as amended by section 1 of chapter 406 and section 5 of chapter 427, Session Laws of Colorado 2004, and as further amended by section 1 of Senate Bill 05-112, enacted at the First Regular Session of the Sixty-fifth General Assembly. In accordance with section 24-75-109 (4) (a), Colorado Revised Statutes, all restrictions on funds for medicaid mental health community programs, department of health care policy and financing, for the 2004-05 fiscal year, attributable to the payment of overexpenditures for the 2003-04 fiscal year, shall be released.

SECTION 18. Effective date. This act shall take effect upon passage; except that Part XIV (4) of section 2 of this act shall take effect only if House Bill 05-1285 is not enacted at the First Regular Session of the Sixty-fifth General Assembly and does not become law, and section 13 of this act shall take effect only if House Bill 05-1285 is enacted at the First Regular Session of the Sixty-fifth General Assembly and becomes law.

SECTION 19. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved in part and vetoed in part: May 2, 2005

Editor's note: The following is a reprinting of the Governor's message filed with House Bill 05-209 when he approved the bill in part and vetoed it in part on May 2, 2005. Markings were made on the bill by the Governor purporting to veto provisions contained in headnotes and footnotes. For the reasons set forth in the letter to the Governor on page 131 of Volume 1 of the 1989 Session Laws of Colorado, the President of the Senate and the Speaker of the House of Representatives expressed their opinion that similar markings made on the 1989 long bill did not constitute valid vetoes. However, the Colorado Supreme Court has held that such purported vetoes are entitled to a presumption of validity. See Romer v. Colorado General Assembly, 810 P.2d 215 (Colo. 1991). In view of this holding, the purported vetoes are reflected in the version of the bill printed on the preceding pages.

May 2, 2005

The Honorable Colorado Senate

Sixty-Fifth General Assembly
First Regular Session
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

I am filing with the Secretary of State the following act:

SENATE BILL 05-209, CONCERNING THE PROVISION FOR PAYMENT OF THE EXPENSES OF THE EXECUTIVE, LEGISLATIVE, AND JUDICIAL DEPARTMENTS OF THE STATE OF COLORADO, AND OF ITS AGENCIES AND INSTITUTIONS, FOR AND DURING THE FISCAL YEAR BEGINNING JULY 1, 2005, EXCEPT AS OTHERWISE NOTED.

Approved in part and disapproved in part on May 2, 2005, at 10:53 a.m.

It is my constitutional obligation to review the general appropriations bill and exercise the line item veto when necessary. While I have approved Senate Bill 05-209 (the "FY 2005-06 Long Bill") as a whole, I have vetoed headnotes and footnotes within the bill. Pursuant to the Colorado Constitution, I have filed copies of the vetoed items from this bill, with my objections, with the Secretary of State.

This year's budget provides for a very conservative 4.0 percent General Fund increase. However, some of the details of the budget plan illuminate the continuing fiscal constraints that hamper our ability to complete our recovery from the recent recession. Most notably, the budget includes only \$116 million in new General Fund dollars to the State, yet mandated spending increases in education and Medicaid alone amount to \$285 million. Mandates are consuming more than double our new dollars. With this new budget, over the past five fiscal years, the General Fund has grown an average of 3.3 percent, one third less than the 4.8 percent allowable under TABOR.

This is fiscal reality. It also underscores why I felt it was so important to reach a bipartisan agreement to stabilize our budget – and refer that agreement to Colorado voters this year.

One important note of caution: A budget observer casually reading this plan could falsely believe the budget is spending approximately \$500 million more than it does. This is because Colorado is entering the first fiscal year under our landmark College Opportunity Fund program, which provides aid to colleges in the form of individual grants to eligible students. In this first year, these dollars are counted twice: first as a

General Fund appropriation and a second time as income for the institutions. This accounting necessity, which double counts nearly \$500 million, will not be repeated; however I believe it is important to draw attention to an aspect of the budget that might be confusing.

This budget is clearly the most complicated in recent memory and was made possible by the confluence of a number of one-time events that have negatively impacted the perceived change in spending. Recently identified computer errors and over-refunds allowed the State to save money collected in FY 2004-05 for use in FY 2005-06. Just as families save money in one year for expenses in the next, the majority of the funds for next year's budget are being collected in FY 2004-05. Separately, I am pleased that the General Assembly is planning for an Unemployment Insurance tax credit that will both help businesses and the State's budget.

Meanwhile, I am concerned that the budget relies on legislative changes that are still in the process. In particular, it relies on \$17.7 million from House Bills 05-1196 and 05-1262 and Senate Bill 05-176, none of which has been passed. Furthermore, I have yet to decide whether I support House Bill 05-1196, which refinances \$8.9 million of General Fund in the Department of Revenue with off-the-top monies from the Highway Users' Tax Fund. While I understand the rationale behind the balancing mechanisms, it is unfortunate that the General Assembly has relied so heavily on transportation monies to balance this budget.

Despite these concerns, the paramount task of the General Assembly is to pass a budget. Therefore, I am signing Senate Bill 05-209, with noted line item vetoes. The following text explains my vetoes to the Long Bill.

VETO AND COMMENT ON HEADNOTES AND FOOTNOTES

Article IV, Section 12 of the Colorado Constitution allows me to exercise line item vetoes on the general appropriations bill (the "Long Bill"). I have full discretion with regard to the items I choose to veto. I have exercised this power to veto certain portions of the FY 2005-2006 Long Bill that do not meet with my approval.

I vetoed a number of headnotes and footnotes that violate Article III and/or Article V of the Constitution. Article III provides separation of powers between the executive and legislative branches. While the legislative branch has the authority to appropriate state funds, the executive branch has the inherent responsibility and authority to administer state funds. Therefore, the legislature may not attach conditions in the Long Bill that intrude into the administration of state government. *Anderson v. Lamm*, 579 P.2d 620 (Colo. 1978); *Colorado General Assembly v. Lamm*, 704 P.2d 1371 (Colo. 1985). I have vetoed provisions that go beyond appropriating funds and infringe on the executive authority. The Denver District Court recently upheld the executive's authority to veto the following headnotes upon finding that these "headnotes are an

attempt by the legislature to invade the executive's function in administering funds." Colorado General Assembly v. Owens, C.A. no. 03 CV 3700 (D.C. Denver, Colo., filed Sept. 29, 2004). The Colorado Supreme Court has accepted jurisdiction to review the validity of the line-item vetoes and the constitutional issues regarding separation of powers and substantive legislation.

Article V, Section 32 prohibits the legislature from including substantive legislation in the Long Bill. Anderson; Colorado General Assembly. The executive department cannot abide by legislative directives that are in violation of the Colorado Constitution. Accordingly, I have vetoed provisions of substantive legislation in the Long Bill.

Many of the headnote and footnote vetoes provided below are identical to the vetoes I exercised in prior Long Bills, and I exercised this power for the same reasons.

I have lined through the following items, thereby vetoing these provisions:

SECTION 1: HEADNOTES

1. **Section 1. Definitions – general provisions, headnote (1), pages 1-2:** (1) (a) "Capital outlay" means: (I) Equipment, furniture, motor vehicles, software, and other items that have a useful life of one year or more and that cost less than fifty thousand dollars; (II) Alterations and replacements, meaning major and extensive repair, remodeling, or alteration of buildings, the replacement thereof, or the replacement and renewal of the plumbing, wiring, electrical, fiber optic, heating, and air conditioning systems therein, costing less than fifteen thousand dollars; (III) New structures, meaning the construction of entirely new buildings where the cost will be less than fifteen thousand dollars, including the value of materials and labor, either state-supplied or supplied by contract; (IV) Nonstructural improvements to land, meaning the grading, leveling, drainage, irrigation, and landscaping thereof and the construction of roadways, fences, ditches, and sanitary and storm sewers, where the cost will be less than five thousand dollars. (b) "Capital outlay" does not include those things defined as capital construction by section 24-75-301, Colorado Revised Statutes.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business and of the current fiscal situation. In order to provide flexibility for departments to administer the appropriations when providing services to citizens, I am vetoing this headnote. Furthermore, this provision represents substantive legislation and as such is in

violation of Article V, Section 32 of the Colorado Constitution. In addition, the dollar amounts listed in this headnote have not been changed since 1977. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Because this headnote violates one or more articles of the state constitution, the headnote and its references are constitutionally void.

2. **Section 1. Definitions – general provisions, headnote (3), pages 2-3: (3)**
- (a) (I) Except as otherwise provided in paragraph (b) of this subsection, "full time equivalent" or "FTE" means the budgetary equivalent of one permanent position continuously filled full time for an entire fiscal year by elected state officials or by state employees who are paid for at least two thousand eighty hours per fiscal year, with adjustments made to: (A) Include in such time computation any sick, annual, administrative, or other paid leave; and (B) Exclude from such time computation any overtime or shift differential payments made in excess of regular or normal hours worked and any leave payouts upon termination of employment. (II) "Full time equivalent" or "FTE" does not include contractual, temporary, or permanent seasonal positions. (III) As used in this paragraph (a), "state employee" means a person employed by the state, whether or not such person is a classified employee in the state personnel system. (b) For purposes of higher education professional personnel and assistants in resident instruction and professional personnel in organized research and activities relating to instruction, "full time equivalent" or "FTE" means the equivalent of one permanent position continuously filled for a nine-month or ten-month academic year. (c) The maximum limitation on the number of FTE that are allowed for the fiscal year to which this act pertains may comprise any combination of part-time positions or full-time positions so long as the maximum FTE limitation is not exceeded.

I vetoed this headnote last year. The Colorado Supreme Court concluded in 1978 that legislative attempts to administer the appropriation by placing "specific staffing and resource allocation decisions" in a general appropriations bill were unconstitutional. *Anderson v. Lamm*, 195 Colo. 437, 579 P.2d 620 (1978). The Supreme Court in so doing recognized that the ability to make staffing decisions is one of the most fundamental components of managing state government. Therefore, this headnote and its references are constitutionally void. Such a headnote inhibits the executive branch's authority to administer the appropriation and is thus unconstitutional. Furthermore, this provision represents substantive legislation and as such is in violation of Article V,

Section 32 of the Colorado Constitution.

3. **Section 1. Definitions – general provisions, headnote (4), page 3:** (4) "Health, life, and dental" means the state contribution for group benefits plans pursuant to section 24-50-609, Colorado Revised Statutes. Pursuant to section 24-50-104 (4) (d) (II) and section 24-50-609 (2) (b) (II), Colorado Revised Statutes, the state of Colorado shall contribute an amount necessary to pay two hundred nine dollars and seventy-eight cents per month per single employee, three hundred forty-six dollars and seventy-nine cents per month per employee with one or more children, three hundred fifty-seven dollars and two cents per month per employee and spouse, and four hundred eighty-eight dollars and seven cents per employee and family per month for each employee enrolled in a group benefit plan that includes enrollment in medical benefits. In accordance with section 24-50-104 (4) (d) (II), Colorado Revised Statutes, these contribution amounts shall be effective from July 1, 2005 until June 30, 2006.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business. In order to provide flexibility for departments to administer the appropriations when providing services to citizens, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision represents substantive legislation and as such is in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

4. **Section 1. Definitions – general provisions, headnote (6), page 4:** (6) "Lease purchase" means the use and acquisition of equipment under an agreement to purchase, pursuant to which payments are made for a period of longer than one year and are subject to annual appropriation. "Lease purchase" may also include payments made under the agreement for the maintenance of the equipment. No funds shall be expended for lease purchases except those specifically appropriated for such purpose. The provisions of this subsection (6) shall not apply to the board of regents of the university of Colorado; the state board of agriculture; the board of trustees of the Colorado school of mines; the board of trustees of the university of

northern Colorado; the trustees of the state colleges in Colorado; the state board for community colleges and occupational education (except for administration and the division of occupational education); the board for the Auraria higher education center; the state historical society; the Colorado council on the arts; the division of wildlife; the water conservation board; the county departments of social services; and the low-income energy assistance block grant.

I vetoed this headnote last year. This headnote unconstitutionally interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business. In order to provide flexibility for departments to administer the appropriations when providing services to citizens, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision represents substantive legislation and as such is in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

5. **Section 1. Definitions – general provisions, headnote (7), page 4: (7)** "Leased space" means the use and acquisition of office facilities and office and parking space pursuant to a rental agreement. No funds shall be expended for leased space except pursuant to a specific appropriation for such purpose. The provisions of this subsection (7) shall not apply to the board of regents of the university of Colorado; the state board of agriculture; the board of trustees of the Colorado school of mines; the board of trustees of the university of northern Colorado; the trustees of the state colleges in Colorado; the state board for community colleges and occupational education (except for administration and the division of occupational education); the board for the Auraria higher education center; the state historical society; the Colorado council on the arts; the division of wildlife; the water conservation board; the county departments of social services; and the low-income energy assistance block grant.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. It is important to preserve the executive authority to administer appropriations in

order to allow effective management of the state's business. In order to provide flexibility for departments to administer the appropriations when providing services to citizens, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision represents substantive legislation and as such is in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

6. **Section 1. Definitions, – general provisions, headnote (8), pages 4-5: (8)**
(a) "Legal services" means the purchase of legal services from the department of law; however, up to ten percent of the amount appropriated for legal services may instead be expended for operating expenses, contractual services, and tuition for employee training. No funds shall be expended for legal services except those specifically appropriated for such purpose. The provision of this subsection (8) shall not apply to the departments of education, higher education, transportation, and the risk management fund in the department of personnel. (b) "Payments to private counsel" means the purchase of legal services from any individual or entity other than the department of law. No funds shall be expended for payments to private counsel except those specifically appropriated for such purposes.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. Legal services expenditures are not discretionary in protecting the interest of the state and its citizens. Limiting the departments' ability to expend funds for these services would result in ineffective administration of the government. However, I recognize the need to contain state expenditures for legal services. I will instruct the departments to use all necessary restraint in legal service expenditures and to provide an accurate annual accounting of all legal expenditures to the Joint Budget Committee. Furthermore, this provision represents substantive legislation and as such is in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

7. **Section 1. Definitions – general provisions, headnote (10), pages 5-6: (10)**
"Operating expenses" means: (a) Supplies and materials, meaning items that

by their nature are consumable and that have a useful life of less than one year or that, after usage, undergo an impairment of, or a material change in, physical condition, including, but not limited to, books, periodicals, and educational, laboratory, medical, data processing, custodial, postal, office, photographic, and road maintenance supplies and materials; (b) Current charges, meaning charges for items or services not otherwise defined in this section for which a separate appropriation is not made, including, but not limited to, charges for utilities, trash removal, custodial services, telecommunications, data processing, advertising, freight, rentals of equipment and property, storage, parking, minor repair or maintenance, and printing and reproduction, and insurance premiums, dues, subscriptions, casualty losses, commissions, royalties, interest, fees, fines, reimbursements, litigation-related expenses to the department of law for individual cases that exceed five hundred dollars, and payments of prizes, awards, and judgments other than to state employees as compensation; except that no funds appropriated for operating expenses may be expended for vehicle lease payments, leased space, or lease purchase unless otherwise authorized by law; (c) Capital outlay, as defined in subsection (1) of this section. (d) The cost of travel by common carrier or by state-owned or privately owned conveyance and the costs of meals and lodging incident to such travel.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business. In order to provide flexibility for departments to administer the appropriations when providing services to citizens, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision represents substantive legislation and as such is in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

8. **Section 1. Definitions – general provisions, headnote (11), page 6:** (11) "Personal services" means: (a) All salaries and wages, whether to full-time, part-time, or temporary employees of the state, and also includes the state's contribution to the public employees' retirement fund and the state's share of federal Medicare tax paid for state employees. Payments for overtime shall be in compliance with rules and procedures adopted by the state personnel

director. (b) Professional services, meaning services requiring advanced study in a specialized discipline that are rendered or performed by firms or individuals for the state other than for employment compensation as an employee of the state, including but not limited to accounting, consulting, architectural, engineering, physician, nurse, specialized computer, and construction management services. Such services shall not include the provision of legal services for the department of law or to a private attorney or law firm. Payments for professional services shall be in compliance with section 24-30-202 (2) and (3), Colorado Revised Statutes. (c) Temporary services, meaning clerical, administrative, and casual labor rendered or performed by firms or individuals for the state other than for employment compensation as an employee of the state. Payments for temporary services shall be in compliance with section 24-30-202 (2) and (3), Colorado Revised Statutes. (d) Tuition, meaning payments for graduate or undergraduate courses taken by state employees at institutions of higher education. (e) Payments for unemployment insurance as required by the department of labor and employment.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business. In order to provide flexibility for departments to administer the appropriations when providing services to citizens, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision represents substantive legislation and as such is in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

9. **Section 1. Definitions – general provisions, headnote (12), page 6:** (12) "Purchase of services from computer center" means the purchase of automated data processing services from the general government computer center.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business. In order

to provide flexibility for departments to administer the appropriations when providing services to citizens, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision represents substantive legislation and as such is in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 10. Section 1. Definitions – general provisions, headnote (13), pages 6-7: (13)**
 "Short-term disability" means the state contribution for employee short-term disability pursuant to section 24-50-603, Colorado Revised Statutes. No funds appropriated for short-term disability shall be expended for any other purpose.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business. In order to provide flexibility for departments to administer the appropriations when providing services to citizens, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision represents substantive legislation and as such is in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 11. Section 1. Definitions – general provisions, headnote (14), page 7: (14)**
 "Utilities" means water, sewer service, electricity, payments to energy service companies, purchase of energy conservation equipment, and all heating fuels.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the business of the state. In

order to provide flexibility for departments to administer the appropriations when providing services to citizens, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision represents substantive legislation and as such is in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 12. Section 1. Definitions – general provisions, headnote (15), page 7: (15)** "Vehicle lease payments" means the annual payments to the department of personnel for the cost of administration, repayment of a loan from the state treasury, and lease-purchase payments for new and replacement vehicles. No funds shall be expended for vehicle lease payments except those specifically appropriated for such purposes. The provisions of this subsection (15) shall not apply to the departments of education, higher education, and transportation.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business. In order to provide flexibility for departments to administer the appropriations when providing services to citizens, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision represents substantive legislation and as such is in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 13. Section 1. Definitions – general provisions, headnote (16), page 7: (16)** "Multiuse Network Payments" means payments to the Department of Personnel and Administration for the cost of administration and the use of the state's telecommunications network. No funds appropriated for multiuse network payments shall be expended for any other purpose.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business. In order to provide flexibility for departments to administer the appropriations when providing services to citizens, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision represents substantive legislation and as such is in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 14. Section 1. Definitions— general provisions, headnote (19), page 7: (19)**
Where no purpose is specified or where a special program is specified, the appropriation shall be for contractual services, tuition, and operating expenses and, only if the appropriation includes a specified FTE limitation, for personal services other than contractual services.

I vetoed this last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business. In order to provide flexibility for departments to administer the appropriations when providing services to citizens, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision represents substantive legislation and as such is in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 15. Section 1. Definitions— general provisions, headnote (21), pages 7-8: (21)**
When it is not feasible, due to the format of this act, to set forth fully in the line item description the purpose of an item of appropriation or a condition or

limitation on the item of appropriation, the footnotes at the end of each section of this act refer to provisions which set forth such purposes, conditions, or limitations, and such provisions are therefore intended to be binding portions of the items of appropriation to which they relate. In other cases, where clearly expressed, footnotes refer to statements which are not intended by the general assembly to be binding portions of appropriations but which are related to the indicated item or items of appropriation. Such nonbinding statements include explanations of the assumptions used in making appropriations, the general assembly's intent with respect to future appropriations, and requests on the part of the general assembly for particular administrative action in connection with items of appropriation.

I vetoed this headnote last year. This headnote indicates that footnotes refer to provisions which set forth purpose, conditions, or limitations regarding the appropriation and states that provisions are therefore intended to be "binding portions" of the items of appropriations to which they relate. Any footnote that interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution is invalid. Any footnote that constitutes substantive legislation is in violation of Article V, Section 32 of the Colorado Constitution. I will consider such footnotes to be advisory, not binding.

SECTION 2: FOOTNOTES

1. **Footnote 1, page 18:** Department of Agriculture, Commissioner's Office and Administrative Services, Indirect Cost Assessment -- It is the intent of the General Assembly that the Department utilize this line item to track indirect cost assessments provided through federal grants received by the Commissioner's Office in both actual and appropriated fiscal years.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, the General Assembly has no authority to appropriate federal money.

2. **Footnote 2, page 18:** Department of Agriculture, Agricultural Services Division, Personal Services; and Operating Expenses -- The Department is requested to submit a report to the Joint Budget Committee by November 1, 2005, which summarizes options for reducing personal services and operating expenses related to programs administered by Inspection and Consumer

Services. This report should include strategies for extending risk-based time frames, comparisons to programs in other states, statutory changes necessary to implement potential cost savings, and possible consequences of reduced funding and FTE.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply to the extent feasible.

3. **Footnote 3, page 18:** Department of Agriculture, Special Purpose, Wine Promotion Board -- The Department is requested to submit a report to the Joint Budget Committee by November 1, 2005, which summarizes the methods that other states use to promote locally produced wines, the size of promotional budgets, and the potential effect of reducing taxes earned under section 12-47-503, C. R. S.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply to the extent feasible.

4. **Footnote 4, pages 19, 35, 46, 55, 70, 85, 114, 134, 142, 149, 152, 161, 166, 180, 196, 224, 239, 248, 261, 265, 269, 272:** All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2005-06. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution in that it is attached to federal funds and private donations, which are not subject to legislative appropriation. Placing information requirements on such funds could constitute substantive legislation in the general appropriations bill in violation of Article V, Section 32 of the Colorado Constitution. In addition, this footnote is an unfunded

mandate in that it would require a significant devotion of resources.

5. **Footnote 6, pages 35-36, 115, 134-135, 240:** Department of Corrections, Management, Executive Director's Office Subprogram; Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division; and Division of Youth Corrections; Judicial Department, Probation and Related Services; and Department of Public Safety, Division of Criminal Justice -- State agencies involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee, including prior year, request year, and three-year forecasts for revenues into the fund and expenditures from the fund by agency. The requests should be sustainable for the length of the forecast based on anticipated revenues. Each agency is still requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from the Drug Offender Surcharge Fund, the Sex Offender Surcharge Fund, the Persistent Drunk Driver Cash Fund, and the Alcohol and Drug Driving Safety Fund, among other programs.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the format of the executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the departments to comply to the extent feasible.

6. **Footnote 7, page 36:** Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners -- It is the intent of the General Assembly that the appropriations made for payments to private facilities housing state inmates be used exclusively for the purpose of per diem payments. It is the intent of the General Assembly that the department not withhold funds from the per diem payments to cover major medical expenses incurred by state inmates assigned to private facilities. It is the intent of the General Assembly that appropriations made in the medical services subprogram are sufficient to cover major medical expenses incurred by state inmates held in both state and private facilities.

I vetoed a similar footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. It is my hope that the Department of Corrections will be able to fund all medical services for the department out of the line item

appropriation for medical services for inmates. However, the State is required to provide these medical services and a request for additional funding may occur.

7. **Footnote 7a, page 36:** Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners -- It is the intent of the General Assembly that the Department of Corrections have the authority to transfer up to \$299,825 General Fund from the "Payments to private prisons at a rate of \$50.28 per inmate per day" line item, if funds are available at the end of the fiscal year. The funds may be transferred to the "Payments to local jails at a rate of \$47.42 per inmate per day" line item to offset the \$2.72 difference in the jail reimbursement rate and the average daily cost per inmate of \$50.14 per inmate per day. The Department of Corrections shall reimburse the counties based on their respective pro rata share of inmate days.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation, and may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to work with the Office of State Planning and Budgeting to address any potential reversion associated with this line item.

8. **Footnote 7b, page 36:** Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners, Payments to local jails at a rate of \$47.42 per inmate day -- It is the intent of the General Assembly that the Department of Corrections, representatives of Colorado Counties, Inc., and the County Sheriffs of Colorado, Inc. develop a rate setting methodology for county jail reimbursement that shall include, but not be limited to, the average cost to house a DOC inmate in a county jail and the cost of providing specialized program services to an inmate such as medical and dental care, mental health or substance abuse treatment services, anger management, education, and job skills training. The Department is requested to submit a report to the Joint Budget Committee by October 15, 2005, that contains recommendations concerning the rate setting process.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation, and may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply to the extent feasible.

9. **Footnote 8, page 36:** Department of Corrections, Institutions, Utilities Subprogram, Utilities -- The Department of Corrections is requested to

continue the energy management program designed to reduce overall energy consumption in the department's facilities. Up to \$100,000 of the Department's utility appropriation may be for this program and a portion of these funds may be used to hire the equivalent of 1.0 FTE as an energy management program manager. The Department is requested to submit with its annual budget document a detailed accounting of any savings achieved as a result of the program and a summary of funds used to hire the 1.0 FTE.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. According to a 1978 court case, the General Assembly has no authority to appropriate or prescribe limits on FTE. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will instruct the department and the controller to follow the legislative intent of the footnote to the extent feasible.

- 10. Footnote 8a, pages 36-37:** Department of Corrections, Institutions, Mental Health Subprogram -- The Department of Corrections is requested to submit a report to the General Assembly, by October 15, 2005, on the feasibility of developing and implementing a pilot program designed to provide intensive mental health treatment services to inmates prior to their parole. The report is requested to include summary data that demonstrates the need for such a program, including the number and percentage of inmates released who are severely mentally ill. The report should also include preliminary cost estimates for a 50-bed residential treatment program, with recommendations for how the program should be structured and the steps that should be taken to implement the program, including any statutory changes that may be necessary. The Department is requested to submit the report to the Joint Budget Committee, the Audit Committee, the Joint Judiciary Committee, and the Joint Committee on Health and Human Services.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation, and may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply.

- 11. Footnote 10, page 46:** Department of Education, Assistance to Public Schools, Public School Finance -- The Department is requested to provide to the Joint Budget Committee, on or before November 1, 2005, information concerning the number of students that repeated a grade level in the 2004-05 school year, and the share of districts' total program costs associated with these students. The Department is requested to summarize the information by grade level, by school district, and by type of instructional program.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation, and may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply to the extent feasible.

- 12. Footnote 11, page 47:** Department of Education, Assistance to Public Schools, Public School Finance; and School for the Deaf and the Blind, School Operations -- The Department is requested to work with the Board of Trustees of the Colorado School for the Deaf and the Blind and report to the Joint Budget Committee and the Senate and House of Representatives Education Committees by November 1, 2005, concerning the implementation of section 22- 80-102 (4), C. R. S. The report is requested to include information concerning the status of any: (a) Intergovernmental agreements between the School and local school districts or other local governmental agencies; (b) partnerships with boards of cooperative services; and (c) charter schools chartered by the Board of Trustees. In addition, the report is requested to include information concerning the estimated state and local fiscal impact of any such agreements.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation, and may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply to the extent feasible.

- 13. Footnote 14, page 47:** Department of Education, Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding -- The Department is requested to provide to the Joint Budget Committee, on or before November 1, 2005, information concerning the Colorado preschool program. The information provided is requested to include the following for fiscal year 2004-05: (a) A list of participating districts; (b) the funded pupil count (FTE) allocated to each participating district and a description regarding how such allocation was determined; (c) data reflecting the ratio of each district's funded pupil count for the preschool program to its funded pupil count for kindergarten; (d) data indicating the number of three-year-old children that participated in each district's preschool program; (e) data indicating the number of children that participated in each district's preschool program for a full-day rather than a half-day; (f) data indicating the number of preschool program FTE each district used to provide a full-day kindergarten component; (g) the state and local shares of each district's total program funding that is attributable to the preschool program; and (h) whether or not each district contracted for preschool services with

community providers.

I have vetoed similar footnotes in each of the past three years. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. Additionally, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will instruct the department to comply to the extent feasible.

- 14. Footnote 15, pages 47-48, 85:** Department of Education, Assistance to Public Schools, Categorical Programs; and Department of Higher Education, Division of Occupational Education, Colorado Vocational Act Distributions pursuant to Section 23-8-102, C. R. S. -- The Department of Education is requested to work with the Department of Higher Education and to provide to the Joint Budget Committee information concerning the distribution of funds available for each categorical program for state fiscal year 2004-05. For grant programs, such information is requested to include the following: (a) The total number and dollar amount of requests received; (b) the amount awarded or distributed to each district, board of cooperative services, or administrative unit; and (c) a description of the criteria utilized to evaluate requests and to determine grant awards. For other programs, such information is requested to include the following: (a) The total amount distributed to each district, board of cooperative services, or administrative unit; (b) the total amount that each entity would be eligible to receive pursuant to state law and/or State Board of Education rule; and (c) a description of the method or formula used to determine the amount for which entities are eligible and to distribute funds.

I have vetoed similar footnotes in each of the past three years. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will instruct the departments to comply to the extent feasible.

- 15. Footnote 16, page 48:** Department of Education, Assistance to Public Schools, Categorical Programs, Other Categorical Programs, Federal Special Education Grant for Infants, Toddlers, and Their Families -- The Department is requested to provide to the Joint Budget Committee information concerning the expenditure of federal funds provided pursuant to Part C of the federal "Individuals with Disabilities Education Act" for the most recent state fiscal year. Such information is requested to include sufficient detail to identify expenditures related to the provision of direct services, by type of service.

I have vetoed similar footnotes in each of the past three years. The General Assembly has no authority to appropriate these federal

funds. Furthermore, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. In addition, the footnote is not clear as to what time period the request relates and may require a significant devotion of resources. I will instruct the department to comply to the extent feasible.

- 16. Footnote 17, pages 48, 115:** Department of Education, Assistance to Public Schools, Categorical Programs, Other Categorical Programs, Federal Special Education Grants for Infants, Toddlers, and Their Families; and Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Services for Children and Families, Program Funding -- The Department of Human Services is requested to provide an accurate count of the numbers of persons waiting for state-supported early intervention services as part of the annual report required to be submitted pursuant to section 27-10.5-103(d), C.R.S., that is fulfilled through the Department's budget request and quarterly management reports. The Department of Human Services, in conjunction with the Department of Education, is specifically requested to provide, by November 1, 2005, the number of children who are in need of state early intervention funding based on the funding hierarchy established by the Departments of Human Services and Education; this should include a break-out of the number of children receiving services through local government and federal Part C funding and, to the extent known to the Departments, the number receiving no services.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation, and may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. Additionally, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate. I will instruct the departments to comply to the extent feasible.

- 17. Footnote 18, page 48:** Department of Education, Assistance to Public Schools, Grant Programs and Other Distributions -- The Department is requested to provide information to the Joint Budget Committee by November 1, 2005, concerning the allocation of funding to eligible boards of cooperative services (BOCES) pursuant to section 22-2-122 (3), C.R.S. Specifically, the Department is requested to detail the sources of funds and the allocations made to each BOCES in fiscal year 2004-05.

I vetoed a similar footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation, and may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct

the department to comply to the extent feasible.

- 18. Footnote 19, page 48:** Department of Education, Assistance to Public Schools, Grant Programs and Other Distributions, State Public School Fund, Contingency Reserve -- The Department is requested to notify the Joint Budget Committee whenever the State Board of Education approves a payment from the Contingency Reserve. Such notification is requested to include the amount of the payment, the name of the district receiving funds, the proposed use of such funds, and the applicable circumstance listed in section 22-54-117, C. R. S.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to direct elected officials in their duties. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will direct the department to comply to the extent feasible.

- 19. Footnote 20, page 49:** Department of Education, Assistance to Public Schools, Grant Programs and Other Distributions, State Public School Fund, Contingency Reserve -- It is the intent of the General Assembly that the State Board of Education utilize the assistance of the Division of Property Taxation in the Department of Local Affairs in making a determination of school district requests for payment from the contingency reserve fund prior to approving payments from the fund.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. In addition, this footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to direct elected officials in their duties.

- 20. Footnote 20a, page 49:** Department of Education, Library Programs, Reading Services for the Blind -- This appropriation is for the support of privately operated reading services for the blind, as authorized by Section 24-90-105.5, C.R.S. It is the intent of the General Assembly that \$150,000 of this appropriation be used to continue providing access to radio and television broadcasts of locally published and produced materials, and \$40,000 of this appropriation be used to provide telephone access to digital transmissions of nationally published and produced materials.

This footnote is in violation of the Colorado Constitution, Article III

and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent feasible.

- 21. Footnote 22, page 55:** Governor - Lieutenant Governor - State Planning and Budgeting, Office of the Governor; and Office of State Planning and Budgeting -- As part of the FY 2006-07 budget submission, the Office of State Planning and Budgeting is requested to provide a report on indirect cost recoveries from federal programs that are administered through the Office of the Governor or that are not shown elsewhere in the Long Bill. The report should include an analysis, by federal program, of: Statewide and departmental indirect costs collected in FY 2003-04 and FY 2004-05; where funds collected were spent; the potential for additional indirect cost collections in FY 2005-06 and future years; and the potential for offsetting General Fund expenditures in the Office of the Governor or other departments through these collections. For each federal program that was not assessed statewide and departmental indirect costs, the report should explain why these costs were not assessed.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation, dictates the content and format of the executive budget request, and may constitute substantive legislation that cannot be included in the general appropriations bill. The General Assembly has no authority to appropriate federal funds. Furthermore, the Governor's Office is already part of the statewide indirect cost plan developed by the Department of Personnel; thus provision of this information would be redundant.

- 22. Footnote 23, page 55:** Governor - Lieutenant Governor - State Planning and Budgeting, Office of the Governor, Governor's Office, Administration of Governor's Office and Residence; and Other Programs and Grants -- The Governor's Office is requested to provide to the Joint Budget Committee, with its FY 2006-07 budget request, information pertaining to federal and cash exempt funds received and expected to be received. This information should include the amount and source of each grant, any matching and maintenance of effort requirements, duration of the grant, as well as the name of the program or project and number of FTE the funds will support.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation and by dictating the content of the

executive budget request. Requesting additional information on non-appropriated sources within the Governor's Office restricts the flexibility of the Office. Furthermore, the General Assembly has no authority to appropriate federal money or to prescribe limits on FTE. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 23. Footnote 24, pages 55-56, 196:** Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting; and Department of Personnel and Administration, Division of Human Resources, Human Resource Services -- The Department of Personnel and Administration shall comply with the statutory provisions of section 24-50-110 (1)(d), C.R.S., and is requested to provide other state departments with the information necessary to comply with this statute. The Office of State Planning and Budgeting and the Department of Personnel and Administration are requested to work with the departments to improve the timeliness and accuracy of information about state personnel. Improvements, at a minimum, should include: updating personnel information on a centralized computerized data base; accurate reporting of filled FTE positions; number of reclassifications that are approved, turnover rates by agency; tracking of FTE positions funded to FTE positions filled; an accurate count of part-time and temporary FTE positions; and elimination of unused FTE positions. The Department of Personnel and Administration and the Office of State Planning and Budgeting are requested to submit a consolidated statewide personnel report to the General Assembly by September 1, 2005. This report should include, by line item and department, a summary of vacant positions, the length of time each position has been vacant, and the number of reclassifications that were approved in FY 2004-05.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. For the last six years, my administration has worked diligently to provide the Joint Budget Committee (JBC) with information on FTE within existing resources. My administration has provided the JBC with more information on FTE than any prior administration and will continue to work cooperatively with the JBC. However, the full amount of information requested in this footnote is not available and to make this information available would require significant investments in computer technology and human resources. Without these investments, the footnote constitutes an unfunded mandate. I will continue to direct representatives from the Governor's Office

and the Department of Personnel and Administration to provide the requested information to the extent feasible given available data and resource constraints.

- 24. Footnote 26, page 56:** Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting -- The Commission on Information Management, in conjunction with the Office of State Planning and Budgeting, is requested to submit a priority list for all state information technology projects in the FY 2006-07 budget requests by November 1, 2005.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, by attempting to administer the appropriation and by dictating the content of the executive budget request, and may constitute substantive legislation that cannot be included in the general appropriations bill. The Office of State Planning and Budgeting does not review budget requests from elected officials, the legislative branch, or the judicial branch. I will direct the Office of State Planning and Budgeting, in conjunction with the Office of Innovation and Technology, to prioritize the information technology requests of the executive branch departments according to programmatic priorities and to provide this report to the JBC by November 2005. However, I will not require the offices to prioritize non-executive requests in this list.

- 25. Footnote 27, page 56:** Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting; and Office of Innovation and Technology -- The General Assembly requests the Office of State Planning and Budgeting and the Office of Innovation and Technology to work with Joint Budget Committee staff and departmental staff to develop recommendations for standardizing Long Bill information technology appropriations in order to achieve consistency in long bill appropriations for information technology. The Office of State Planning and Budgeting and the Office of Innovation and Technology are requested to report their recommendations for such a system to the General Assembly no later than November 1, 2005.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by directing the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 26. Footnote 28, page 56:** Governor - Lieutenant Governor - State Planning and

Budgeting, Economic Development Programs, International Trade Office -- The International Trade Office is requested to provide its FY 2004-05 annual report to the Joint Budget Committee by November 1, 2005. The report should include the following information: Number of new and existing companies assisted; activity reports from overseas representatives and offices; number of incoming missions; and regional export activities.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Additionally, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate. Nonetheless, I will direct the department to comply to the extent feasible.

27. **Footnote 29, page 57:** Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Colorado Promotion - Other Program Costs -- This program is requested to submit to the Joint Budget Committee a report outlining how it spent the \$9,000,000 supplemental appropriation it received in FY 2002-03, and a cost-benefit analysis of such expenditures. It is requested that this report be provided January first of each fiscal year until the appropriation is accounted for.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Additionally, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate. Nonetheless, I will direct the department to comply.

28. **Footnote 30, page 57:** Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Economic Development Commission - General Economic Incentives and Marketing -- In its annual report to the General Assembly, the Economic Development Commission is requested to provide an analysis and summary of programs and activities undertaken to assist the economies of rural areas of the state. For each project in a rural area, the report should include the following information: The location; recipient; purpose; dollar amount received from the Commission; local and/or private matching contributions; and other economic development assistance provided by the state for that project, such as job training. The report should also provide the total dollar amount provided by the Commission to rural areas, the percentage of total Commission assistance that

went to rural areas, and information on any rural projects that applied for but did not receive Commission assistance.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Pursuant to Section 24-46-104 (2), C.R.S., the department is required to prepare a report regarding the work of the Commission. The department has complied with this statutory requirement and will continue to provide the report. Furthermore, I have long emphasized to the Economic Development Commission the importance of rural economic development and will continue to do so. I will direct the department to comply to the extent feasible.

29. **Footnote 31, pages 57, 86:** Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Colorado First Customized Job Training; and Department of Higher Education, Division of Occupational Education, Colorado First Customized Job Training -- This program is requested to submit to the Joint Budget Committee by November 1, 2005, a detailed plan for accountability, including review criteria for selection of companies to participate, the number of new jobs created by the programs, the number of unemployed and underemployed individuals who were trained and employed by this program, the amount of new personal income, state personal, and corporate income tax generated by this program, the time period for repayment of state investment in this program, and the number of persons taken off state support programs and the money saved thereby.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate.

30. **Footnote 33, page 71:** Department of Health Care Policy and Financing, Executive Director's Office, Payment Error Rate Measurement Program -- Both the Medicaid Prescription Drug Program Performance Audit (September 2004) and Medicaid Claims Performance Audit (December 2004) identified circumstances where the Department was over paying providers for Medicaid Services. In addition, the Centers for Medicare and Medicaid Services will require that the states enact payment error rate measurement programs by October 1, 2005. In order to improve the accuracy of Medicaid payments, the

General Assembly provides this appropriation for a statistical sampling of billing claims for the Medicaid and Children's Basic Health Plan program to ensure that proper reimbursement payments are made. It is the intent of the General Assembly that a portion of the cost of this contract be paid from a reduction in claims payments from the Medical Services Premiums line item either through recoupment of overpayments or through system changes that correct improper billing amounts before the claims are paid. Therefore, beginning January in 2006, the Department is requested to provide the Joint Budget Committee with a quarterly report providing information on the number of claims reviewed, the payment error rate associated with those claims, and the amount of any funding, if any, recouped from implemented corrective actions.

This footnote is in violation of the Colorado Constitution, Article III, because it interferes with the ability of the executive branch to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent feasible.

- 31. Footnote 34, page 71:** Department of Health Care Policy and Financing, Medical Services Premiums -- The Department is requested to submit a report on the managed care organizations' capitation rates for each population and the estimated blended rate for each aid category in effect for fiscal year 2005-06 to the Joint Budget Committee by July 25, 2005. The Department is requested to include in the report a copy of each managed care organization's certification that the reimbursement rates are sufficient to assure the financial stability of the managed care organization with respect to delivery of services to the medicaid recipients covered in their contract pursuant to Section 26-4-114 (2) (k), C.R.S.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill.

- 32. Footnote 37, page 72:** Department of Health Care Policy and Financing, Medical Services Premiums -- The calculations of this line item include \$7,365,778 for a 2.0 percent rate increase for inpatient hospital services provided to Medicaid clients. It is the intent of the General Assembly that the Medical Services Board adopt rules that increase each individual hospital's Medicaid reimbursement rate by 2.0 percent for inpatient hospital services provided to Medicaid clients. The Department is also requested to provide a report to the Joint Budget Committee by August 1, 2005, on the status of the

rules adopted by Medical Services Board regarding this rate increase.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill.

- 33. Footnote 39, page 72:** Department of Health Care Policy and Financing, Medical Services Premiums -- The calculations for this line item include \$6,831,445 for a reimbursement rate increase for primary care physicians. It is the intent of the General Assembly that the Medical Services Board adopt rules to gradually increase reimbursement rates for the top five physician procedure codes up to eighty percent of the Medicare rate. The Department is requested to provide a report to the Joint Budget Committee by August 1, 2005, on the status of the rules adopted by the Medical Services Board regarding this rate increase. The Department is requested to provide information in the report regarding which procedure codes have been increased to eighty percent of the Medicare reimbursement rate and which procedure codes are still below the eighty percent threshold and what the costs would be to increase those rates.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent feasible.

- 34. Footnote 40, page 72:** Department of Health Care Policy and Financing, Medical Services Premiums -- The calculations for this line item include \$4,669,275 for a 2.0 percent rate increase for home-and-community-based waiver services, private duty nursing services, and home health services. It is the intent of the General Assembly that the Medical Services Board adopt rules to conform to this appropriation. The Department is also requested to provide a report to the Joint Budget Committee by August 1, 2005, on the status of the rules adopted by Medical Services Board regarding this rate increase.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill.

35. **Footnote 41, page 72:** Department of Health Care Policy and Financing, Medical Services Premiums -- The Department is requested to report on current reimbursement rates for home health providers. Specifically, the Department is requested to provide information whether a separate reimbursement structure should be used if the provider of the home health services lives in the same residence as the client receiving the service. The Department is requested to provide information on whether any state or federal regulations would prohibit the state from developing a two-tiered rate reimbursement system for a home health agency based on whether their employee is providing care to a client within the same residence. This report is requested to be provided to the Joint Budget Committee by no later than November 1, 2005.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent feasible.

36. **Footnote 45, page 73:** Department of Health Care Policy and Financing, Other Medical Services, Services for 4,829 Old Age Pension State Medical Program clients at an average cost of \$2,225.82 -- The Department is requested to submit a report by November 1, 2005 recommending changes to benefit structure or eligibility criteria for the Old Age Pension State Medical Program in order to stay within the appropriation limit of \$10,750,000 for this program. The report should include the most recent five year expenditure history for the different medical services categories used by this population.

I vetoed a similar footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent feasible.

37. **Footnote 46a, pages 73-74, 115:** Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs, Office of Information Technology Services-Medicaid Funding, Colorado Benefits Management System; Department of Human Services, Office of Information Technology Services, Colorado Benefits Management System (CBMS) -- It is the intent of the General Assembly that any change requests or change orders identified by either the private sector audit or the audit commissioned by the Legislative Audit Committee be submitted by the departments to the Commission on Information Management for review and

comment.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 38. Footnote 46b, pages 74, 116:** Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs, Office of Information Technology Services-Medicaid Funding, Colorado Benefits Management System; and Department of Human Services, Office of Information Technology Services, Colorado Benefits Management System (CBMS) -- The Department of Health Care Policy and Financing and the Department of Human Services shall submit a single report to the General Assembly by June 1, 2005, with an estimated date when CBMS will be fully operable. Included in such report shall be an estimate of the additional costs to make the system fully operable, a detailed description of the system's capabilities upon completion, a detailed analysis of appropriations to date, and system repairs or system development from these appropriations. This report shall also contain information on the State's contractual obligations with the developer of the system, including information on when the contract was signed and when the contract was amended.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will direct the departments to comply to the extent feasible.

- 39. Footnote 49, page 86:** Department of Higher Education, Colorado Commission on Higher Education, Administration, Financial Aid Research for the General Assembly -- The Department is requested to submit a report to the Joint Budget Committee by November 1, 2005, comparing the retention rates of students receiving Governor's Opportunity Scholarships with retention rates for low-income students receiving other types of financial aid packages.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, by attempting to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. However, I will direct the department to comply with the intent of the footnote to the extent possible.

- 40. Footnote 50, page 86:** Department of Higher Education, Colorado Commission on Higher Education, Administration, Financial Aid Research for the General Assembly -- The Department is requested to submit a report to the Joint Budget Committee by November 1 each year documenting the base level of institutional financial aid at each institution and demonstrating that at least 20 percent of any increase in undergraduate resident tuition revenues in excess of inflation is being devoted to need-based financial assistance pursuant to section 23-18-202 (3) (c), C.R.S.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. In addition, FY 2004-05 would be the first fiscal year that the data requested in the footnote would be available. The requirement cited in Section 23-18-202 (3)(c), C.R.S. only applies to higher education institutions that have qualified as enterprises pursuant to Section 23-5-101.7, C.R.S. In FY 2004-05, only one higher education governing board qualified as an enterprise and would therefore be required to allocate 20 percent of any increase in undergraduate resident tuition revenues above inflation. As a result, while I am vetoing this footnote, I am directing any institutions and/or governing boards that qualified as enterprises during FY 2004-05 to comply to the extent possible with the intent of the footnote and provide the Colorado Commission on Higher Education a report.

- 41. Footnote 53, pages 87, 116:** Department of Higher Education, Colorado Commission on Higher Education Financial Aid, Special Purpose, Early Childhood Professional Loan Repayment Program; and Department of Human Services, Division of Child Care, Early Childhood Professional Loan Repayment Program -- It is the intent of the General Assembly that no more than 10 percent of all expenditures from this line item shall be for program administration.

I vetoed a similar footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. However, I will direct the department to comply with the intent of the footnote.

- 42. Footnote 58, page 116:** Department of Human Services, Division of Child Welfare -- The Department is requested to provide to the Joint Budget Committee, by November 1, 2005, information concerning the gross amount

of payments to child welfare service providers, including amounts that were paid using revenues other than county, state, or federal tax revenues. The Department is requested to identify amounts, by source, for the last two actual fiscal years.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation, and may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 43. Footnote 59, pages 116-117:** Department of Human Services, Division of Child Welfare, Child Welfare Services -- The Department is requested to provide to the Joint Budget Committee, by November 1, 2005, information concerning actual expenditures for the last two fiscal years for services that are now funded through this consolidated line item. Such data should include the following: (a) Program services expenditures and the average cost per open involvement per year; (b) out-of-home placement care expenditures and the average cost per child per day; and (c) subsidized adoption expenditures and the average payment per child per day.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation, and may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 44. Footnote 62, page 117:** Department of Human Services, Division of Child Welfare, Family and Children's Programs -- It is requested that \$3,825,000 of the funds appropriated for this line item be used to assist county departments of social services in implementing and expanding family- and community-based services for adolescents. It is the intent of the General Assembly that such services be based on a program or programs that have been demonstrated to be effective in reducing the need for higher cost residential services.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

45. **Footnote 65, page 118:** Department of Human Services, Office of Self Sufficiency, Colorado Works Program, County Block Grants -- Pursuant to sections 26-2-714 (7) and 26-2-714 (9), C.R.S., under certain conditions, a county may transfer federal Temporary Assistance for Needy Families (TANF) funds within its Colorado Works Program Block Grant to the federal child care development fund or to programs funded by Title XX of the federal Social Security Act. One of the conditions specified is that the amount a county transfers must be specified by the Department of Human Services as being available for transfer within the limitation imposed by federal law. It is the intent of the General Assembly that the Department allow individual counties to transfer a greater percent of federal TANF funds than the state is allowed under federal law as long as: (a) Each county has had an opportunity to transfer an amount up to the federal maximum allowed; and, (b) the total amount transferred statewide does not exceed the federal maximum.

I vetoed this footnote last year. This footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill by specifying conditions when individual counties are to transfer a greater percent of federal TANF funds than the State is allowed under federal law. Furthermore, this footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. I will instruct the department to comply with the intent of the footnote to the extent feasible.

46. **Footnote 66, page 118:** Department of Human Services, Office of Self Sufficiency, Colorado Works Program, County Training -- The Department is requested to utilize a portion of the funding provided through this line item, in addition to other available resources, for the purpose of providing technical assistance and training for county staff concerning requirements of the federal Americans with Disabilities Act and the provision of services to special needs populations.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

47. **Footnote 67, page 118:** Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Administration, Personal Services -- It is the intent of the General Assembly that the Department utilize this appropriation for personal services for its salaries and other related personal services costs and that the Department not bill these expenses to any program

line items.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. This footnote impacts the department's ability to accurately charge indirect costs; I will direct the department not to comply.

- 48. Footnote 68a, pages 118-119:** Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Services, Community Programs, Treatment Services, Treatment and Detoxification Contracts -- The Alcohol and Drug Abuse Services Division is encouraged to develop a Short- Term Intensive Residential Remediation Treatment (STIRRT) Therapeutic Community Interventions program in Southern Colorado and \$400,000 of the additional General Fund dollars appropriated is requested to be used to develop the Therapeutic Community Interventions model for women's STIRRT in southern Colorado.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill.

- 49. Footnote 69, page 119:** Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Mental Health Services for the Medically Indigent, Services for 6,981 Indigent Mentally Ill Clients -- Funding for this line item includes \$15,371,195 General Fund and \$5,698,088 federal funds, including \$5,209,448 from the federal mental health block grant. It is the intent of the General Assembly that this money be used solely as a direct services pass-through to community mental health centers.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. In addition, federal funds allow departments to charge indirect costs for administrative expenses, and state statutes encourage this practice.

- 50. Footnote 70, page 119:** Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Goebel Lawsuit, Goebel Lawsuit Settlement -- The Department is requested to report on the status of the court order and state compliance. The Department is also requested to provide a report detailing any programmatic

changes that will be necessary once the state is no longer governed by a court order, including but not limited to changes in categorizing expenditures pursuant to federal funds indicated by the Centers for Medicare and Medicaid Services and changes in service modality to improve outcome measures. This report is requested to be provided to the Joint Budget Committee by no later than November 1, 2005.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent feasible.

- 51. Footnote 71, page 119:** Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes -- It is the intent of the General Assembly that the Mental Health Institutes manage their fiscal operations within the appropriations made by the General Assembly. To that end, the Department of Human Services is requested to provide a report on the prior month's expenditures on the mental health institutes to the Joint Budget Committee by no later than the 15th of each month, commencing August 15, 2005. Said report is requested to include the following: (1) A reconciliation of the month's mental health institute expenditures; (2) a calculation of any shortfall for that month; (3) an estimate of any potential estimated shortfalls anticipated; (4) an annualized estimate based on the month(s) reported; and (5) a fiscal management plan of actions planned to ensure that the mental health institutes can manage within its budget.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Additionally, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate.

- 52. Footnote 72, page 119:** Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes -- The Department is requested to evaluate the impact of eliminating the residential treatment center at Fort Logan. Said evaluation is requested to include information on the total statewide fiscal impact, the impact to clients, other residential treatment centers, and counties. The report is requested to be provided to the Joint Budget Committee by no later than November 1, 2005.

This footnote is in violation of the Colorado Constitution, Article III

and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Additionally, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate. I will direct the department to comply to the extent feasible.

- 53. Footnote 72a, pages 119-120:** Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes -- The Department is requested to investigate options for obtaining additional federal Medicaid receipts for the mental health institutes and thereby reducing the demand for General Fund. This should include options for changing the governance, management, and funding structure of the Colorado Mental Health Institute at Fort Logan so that it is no longer classified by federal authorities as an "institution for mental disease" or IMD. The Department is requested to provide a report on this topic by October 1, 2005, to the Joint Budget Committee and the Senate and House Health and Human Services Committees. The report should include a discussion of any statutory changes that may be necessary to obtain such additional federal funds.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Additionally, the department has previously complied with the intent of the footnote and has already submitted the requested information.

- 54. Footnote 74, page 120:** Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Community Services, Adult Program Costs -- The Department is requested to periodically survey all individuals on the comprehensive services waiting list to determine when each individual will need comprehensive services. The Department is requested to complete the next survey no later than in June, 2007, and to report the results no later than in the submission of the FY 2008-09 budget request to the Joint Budget Committee.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent feasible.

- 55. Footnote 75, page 120:** Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Community Services, Adult Program Costs -- The purpose of this line item is to fund comprehensive residential services for adults with developmental disabilities, supported living services for adults with developmental disabilities, case management services for children and adults with developmental disabilities, and selected special purpose activities including costs associated with audits, behavior pharmacology clinics, and consumer screening for certain placements. The Department is requested to include information on the allocation of expenditures and the number of resources funded by the line item as part of its November 1 budget submission and to provide updates when requested by the General Assembly.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation, dictates the content and format of the executive budget request, and may constitute substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent feasible.

- 56. Footnote 76, page 120:** Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Community Services, Preventive Dental Hygiene -- The purpose of this appropriation is to assist the Colorado Foundation of Dentistry in providing special dental services for persons with developmental disabilities.

I vetoed a similar footnote in prior years. This footnote attempts to administer the appropriation and violates the separation of powers. I will direct the department to comply with the footnote to the extent feasible.

- 57. Footnote 77, pages 120-121:** Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Services for Children and Families, Program Funding -- The purpose of this line item is to fund early intervention services, family support services, children's extensive support services, and selected special purpose activities to assist children with developmental disabilities and their families. The Department is requested to include information on the allocation of expenditures and the number of resources funded by the line item as part of its November 1 budget submission and to provide updates when requested by the General Assembly.

This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the executive budget request. I will direct the department to comply to

the extent feasible.

- 58. Footnote 95, page 142:** Department of Labor and Employment, Executive Director's Office, Operating Expenses -- The Department is requested to include estimated costs of computer contract maintenance agreements in its annual budget request. This information is requested in a format that permits comparison, by affected budget line, of ongoing maintenance costs from year to year, including actual, estimated, and projected amounts.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will instruct the department to comply to the extent feasible.

- 59. Footnote 96, pages 142-143:** Department of Labor and Employment, Division of Employment and Training, Unemployment Insurance Fraud Program -- The Department is requested to include in its annual budget request information on fraud detection and recovery, including, but not limited to, an estimate of the amount of unemployment insurance fraud that may have occurred in FY 2004-05, how much of this fraud was detected, and the amount of unemployment insurance recovered.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will instruct the department to comply to the extent feasible.

- 60. Footnote 97, page 143:** Department of Labor and Employment, Division of Employment and Training, Unemployment Insurance Fraud Program, Program Costs -- The Department is requested to provide to the Joint Budget Committee an assessment of the performance of Unemployment Insurance Overpayment Collections Unit on or before November 1, 2005. This report should include relevant performance measurements, including overpayments collected, and a recommendation to continue, modify, or discontinue the Collections Unit.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply

to the extent feasible.

- 61. Footnote 97a, page 143:** Department of Labor and Employment, Division of Labor -- Under the Colorado Wage Claims Act and pursuant to Sections 8-4-111, 8-4-112, 8-4-113, 8-4-114, C.R.S., the Department is requested to submit a report to the General Assembly indicating the number of unpaid wage complaints received for FY 2004-05, and the number of those claims investigated and resolved. The report should include the number of wage complaint cases for which actions for penalties were instituted, the total dollar amount of penalties assessed against employers based on unpaid wage complaints, the number of subpoenas issued by the Director or his or her duly authorized representative for wage complaint cases, and the number of wage complaint cases that resulted in criminal penalties. The report should be submitted to the General Assembly no later than November 1, 2005.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. In addition, this footnote implies an unfunded mandate in that there is no funding to conduct the analysis intended by the footnote.

- 62. Footnote 103, page 161:** Department of Local Affairs, Division of Housing -- The Division of Housing is requested to provide a report to the Joint Budget Committee by November 1, 2005, on its efforts to eliminate regulatory barriers to the construction of affordable housing. The report should include a review of the types and prevalence of local regulatory barriers to affordable housing, a review of the steps the Division of Housing is taking to reduce these barriers, and a report on the effectiveness of the Division's efforts.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill.

- 63. Footnote 103a, page 161:** Department of Local Affairs, Division of Housing, Colorado Affordable Housing Construction Grants and Loans -- It is the intent of the General Assembly, consistent with the Governor's veto message of 2002, to maintain this program through other revenue sources. The Department has the ability to utilize impact funds for housing, and the General Assembly wishes to see energy impact funds used for this purpose.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. The Department of Local Affairs may be able to fund Affordable Housing Construction Grants and Loans out of other revenue sources including energy impact funds. However, alternate funds may be available to the department and thus the State should not be tied to using these specified fund sources.

- 64. Footnote 103b, pages 161, 240:** Department of Local Affairs, Division of Local Government, Division of Emergency Management; and Department of Public Safety, Office of Preparedness, Security, and Fire Safety -- The Departments are requested to prepare a report that provides details of how each provision of H.B. 02-1315 contained in Part 16 of Article 33.5 of Title 24, C. R. S., is being complied with by each agency. The report should include detail of which agency is complying with each provision, how the agency is complying, any provisions not currently being complied with, and which agency is responsible for compliance.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Additionally, the Departments of Local Affairs and Public Safety have previously complied with the intent of the footnote and have provided the requested information to the General Assembly via the Joint Judiciary and Local Government Committees, the Office of the State Auditor, and the Senate Select Committee on Homeland Security. Further information will be provided as appropriate.

- 65. Footnote 107, page 180:** Department of Natural Resources, Oil and Gas Conservation Commission -- It is the intent of the General Assembly that the new resources provided for scanning and indexing will create additional efficiencies in the Division. The Department is requested to provide an estimate of staff savings achieved in its FY 2006-07 budget submission to the General Assembly.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation and by dictating the content of the executive budget request. Additionally, the General Assembly has no authority to appropriate or prescribe limits on FTE.

- 66. Footnote 113, page 181:** Department of Natural Resources, Division of Wildlife -- The Division is requested to report to the Joint Budget Committee on the \$166,304 in FY 2003-04 of Personal Services expenditures reported in the FY 2005-06 budget as expended in the Operating Expenses lines. This report is requested to delineate which expenditures violated the FY 2003-04 Long Bill Operating Expenses headnote. This report is requested by no later than October 1, 2005.

Because this headnote was vetoed, there was no violation by the Division of Wildlife in FY 2003-04. However, the department was directed to comply with the General Assembly's request and observe the intent of the headnote, and the Division of Wildlife can demonstrate that it did in fact comply in FY 2003-04. The Division, to the extent feasible, will provide documentation to this effect.

- 67. Footnote 114, page 197:** Department of Personnel and Administration, Central Services, Facilities Maintenance, Capitol Complex Facilities, Utilities; Grand Junction State Services Building, Utilities; Camp George West, Utilities; Finance and Procurement, Real Estate Services Program, Coordination of Capital Construction, Controlled Maintenance Requests, and Building Lease Review -- The Department of Personnel and Administration is requested to coordinate a statewide review and summary of utility costs contained in the budget. This review should include, but not necessarily be limited to, information on the steps taken in FY 2004-05 and FY 2005-06 to address efficiencies in utility programs, areas where the state can save money on utility expenditures through efficiencies, where available, and a report on all utility cost savings contracts negotiated through the statutory authority granted in section 24-30-2003, C.R.S. This report should contain information on contracts entered into since FY 2004-05, by department, the scope of the contract, including length and work performed, and the cost savings that will be achieved as a result. The General Assembly requests this information be submitted on November 1, 2005.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, by attempting to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. However, I will direct the Department to provide the information requested in the footnote to the extent feasible.

- 68. Footnote 115, page 224:** Department of Public Health and Environment, Hazardous Materials and Waste Management Division, Contaminated Site Cleanups -- The Department is requested to submit a report on its CERCLA program. This report is requested to include detailed expenditures for the program, including out-year estimates by project and associated project

financing. The report should also include an analysis of long-term funding needs of the State in responding to, litigating, and cleaning up CERCLA sites, including estimated long-term maintenance costs for these sites. The report should also provide information on the Hazardous Substance Response Fund balance and out-year fiscal estimates. This report is requested to be provided to the Joint Budget Committee by no later than November 1, 2005.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate. I will direct the department to comply to the extent feasible.

- 69. Footnote 118, page 225:** Department of Public Health and Environment, Disease Control and Environmental Epidemiology Division, Special Purpose Disease Control Programs, Tuberculosis Control and Treatment -- The Department is requested to provide, with its annual budget submission, a listing of counties that participate in tuberculosis control. Information should include, but not be limited to, the number of patients served for tuberculosis infection and active tuberculosis in each county, the total costs associated with all aspects of treatment and control by county, and a breakout of each revenue source. This information would account for counties' 20-percent match required in section 25-4-513, C.R.S. This information should be provided for one actual year, the estimate year, and the request year.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and structure of the executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 70. Footnote 119, page 225:** Department of Public Health and Environment, Prevention Services Division, Prevention Programs, Chronic Disease and Cancer Prevention Grants -- The General Assembly accepts no obligation to continue funding for these programs when federal funds are no longer available. Any match requirements for these federal grants are to be provided by non-state sources. The Department is requested to document the sources of matching funds, which documentation should be submitted to the Joint Budget Committee annually with its budget request, to serve as proof of the required state match for these federal dollars.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and structure of the executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 71. Footnote 120, page 225:** Department of Public Health and Environment, Prevention Services Division, Prevention Programs, Suicide Prevention -- The Department is requested to submit a report by November 1, 2005, detailing how all federal and private suicide prevention grants were spent during FY 2004-05 and whether any such grant funds were used to cover costs that would otherwise have been paid using General Fund expenditures from the Suicide Prevention line item.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Additionally, the General Assembly has no authority over federal and private grant funds. Furthermore, the department no longer receives federal funds for this program.

- 72. Footnote 122, page 226:** Department of Public Health and Environment, Prevention Services Division, Prevention Partnerships, Tony Grampsas Youth Services Program, Prevention Services Programs -- The Department is requested to submit a report to the Joint Budget Committee on the Tony Grampsas Youth Services Program by November 1, 2006. This report should include the following information for FY 2005-06: (1) Number of applicant organizations and number of organizations receiving funding; (2) names of all applicants and amount applied for by each; (3) numbers of persons served each year; (4) characteristics of programs funded (e.g. program goals, characteristics of persons targeted, types of services provided, geographic locations of programs funded); (5) amount of grantee funding received from other sources administered by the State and from other non-State sources per dollar of Tony Grampsas Youth Services Program funding; and (6) general evaluation of program strengths and weaknesses and any recommendations for statutory changes.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill.

I will instruct the department to comply with the intent of the footnote to the extent feasible.

73. **Footnote 123, page 226:** Department of Public Health and Environment, Prevention Services Division, Family and Community Health, Child Adolescent and School Health, Nurse Home Visitor Program -- The Department is requested to provide reports to the Joint Budget Committee with regard to the amount of federal Medicaid funding being drawn by Nurse Home Visitor-contracted agencies for providing Targeted Case Management services to Medicaid-eligible families. The first report should be submitted on or before November 15, 2005, for the first quarter of the fiscal year. Subsequent reports should be submitted on February 15, 2006, May 15, 2006, and August 15, 2006. Reporting should include, but not be limited to: The number of Medicaid-eligible clients served and the amount of Targeted Case Management services billed.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote to the extent feasible.

74. **Footnote 124, page 240:** Department of Public Safety, Executive Director's Office, Special Programs, Colorado Integrated Criminal Justice Information System (CICJIS) -- The purpose of this appropriation is to allow the Colorado Bureau of Investigation in the Department of Public Safety, the Judicial Department, the Department of Corrections, the Division of Youth Corrections in the Department of Human Services, and the Colorado District Attorneys' Council to maintain the Colorado Integrated Criminal Justice Information System and to achieve and maintain a match between felony court filings and the initial charges in at least ninety percent of the cases annually.

I vetoed a similar footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote. I understand the importance of increasing the disposition match rate and will direct the department to make improving the performance of the system a priority.

75. **Footnote 125, pages 240-241:** Department of Public Safety, Colorado State

Patrol -- The Department is requested to submit to the Joint Budget Committee a detailed summary of FTE assigned to the field and to special programs on a semi-annual basis beginning on July 15, 2005. Each semi-annual report should include comparative information about the historical assignment of all uniformed positions, vacant positions, State Patrol Academy graduates, employee turnover (including service and disability retirements), and trooper deployment. In addition, for the annual budget request submission, the budget forms should include specific expenditures from the consolidated operating expenses line, and for any consolidated program lines, sufficient detail to allow personal services calculation for Option 8 purposes, including PERA and Medicare detail.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the format and content of the executive budget submission. The General Assembly does not have the authority to appropriate FTE. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply with the intent of the footnote.

76. **Footnote 127, page 241:** Department of Public Safety, Division of Criminal Justice, Community Corrections, Day Reporting Center -- The appropriation for this line item was increased relative to the appropriation for FY 2004-05 to support 75 additional day reporting slots. It is the intent of the General Assembly that these additional slots be allocated to offenders who would have otherwise been incarcerated in a residential placement at a higher net cost to the state. The slots are not intended to be used for individuals who would have otherwise been in a nonresidential placement without day reporting services.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. The Department of Public Safety does not have sole jurisdiction over the sentencing of the Day Reporting population and, therefore, cannot comply with the footnote's intent.

77. **Footnote 128, page 248:** Department of Regulatory Agencies, Executive Director's Office and Administrative Services -- The Department is requested to submit a report to the Joint Budget Committee by October 1, 2006 on the Office of Expedited Settlement within the Division of Registrations. The report shall include quantitative measures that can be used to assess the

program and a recommendation, based on those measures, to continue, modify or discontinue the program.

I vetoed this footnote last year. This footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. In addition, this footnote essentially requires the department to prepare a sunset review and report. Reports such as this have separate authorizing statutory direction. Nonetheless, this information may be useful, so I will direct the department to comply to the extent feasible.

- 78. Footnote 129, page 262:** Department of Revenue, Information Technology Division -- The Department of Revenue is requested to consistently reflect additional computer programming costs in fiscal notes for proposed legislation. The Department is requested to meet with the Legislative Council fiscal note staff and the Joint Budget Committee staff in an effort to continually revise and update the policy of reflecting programming costs with regard to legislative bills. The Department is requested to submit, with its November 2005 budget request for FY 2006-07, a memorandum explaining its policy with respect to reflecting additional computer programming costs in fiscal notes for legislation during the 2006 legislative session. The Department is requested to submit a negative supplemental request for any estimated savings associated with implementing legislation enacted during the 2005 legislative session.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the format and content of the executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent practicable.

- 79. Footnote 131, page 269:** Department of Transportation, Administration -- The Department is requested to complete state budget forms for Administration personal services that provide information for each office or section within the Administration line item. This information should be sufficiently detailed to allow calculation for Option 8 purposes. PERA and Medicare should also be provided by the individual section or office. Additionally, the Department should include subtotals for salary and FTE for each of the offices within the Administration line item information currently supplied.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the

format and content of the executive budget submission, and implies intent to appropriate FTE. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

SECTION 3: CAPITAL CONSTRUCTION

1. **Capital Construction. Footnote 2, page 295:** Capital Construction, Department of Higher Education, University of Colorado Health Sciences Center, Capital Construction, Fitzsimons Trust Fund; Lease Purchase of Academic Facilities at Fitzsimons -- It is the intent of the General Assembly that the State Controller restrict these funds pending notification by the University of Colorado that there is a final court decision allowing lease purchase agreements pursuant to H.B. 03-1256, and an amount is due to a lessor for the lease purchase of academic buildings at Fitzsimons in the 2005-06 fiscal year.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will instruct the department and the State Controller to comply with the intent of the footnote to the extent feasible.

2. **Capital Construction. Footnote 3, page 295:** Capital Construction, Department of Natural Resources, Division of Wildlife -- It is the intent of the General assembly that the Division better inform members of the General Assembly regarding the purchase of property and easements. As soon as the Division starts to consider a property acquisition or easement in a given county, the Division is directed to contact all members of the General Assembly who represent any portion of the county where the proposed acquisition or easement is to occur. Such notification shall include the specific location of the property or easement to be acquired, the mechanism for funding the proposal and the justification for seeking the acquisition of easement.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent feasible.

For these reasons, I have exercised my power to veto certain portions of Senate Bill 05-209.

Sincerely,

Bill Owens
Governor