

CHAPTER 387

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**APPROPRIATIONS**

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HOUSE BILL 06-1230

BY REPRESENTATIVE(S) Plant, Buescher, Hall, Massey, and Sullivan;  
also SENATOR(S) Tapia, Keller, and Owen.

**AN ACT**

**CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF REGULATORY AGENCIES.**

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

**SECTION 1.** Part XVIII of section 2 of chapter 354, Session Laws of Colorado 2005, is amended to read:

Section 2. **Appropriation.**

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

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 APPROPRIATION FROM
 

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

**PART XVIII  
DEPARTMENT OF REGULATORY AGENCIES**

**(1) EXECUTIVE DIRECTOR'S OFFICE AND ADMINISTRATIVE SERVICES<sup>128</sup>**

Personal Services	3,628,310				3,628,310(T) <sup>a</sup> (53.0 FTE)	
Health, Life, and Dental	1,269,546	38,057		1,072,984 <sup>b</sup>	158,505(T) <sup>a</sup>	
Short-term Disability	50,289	1,311		43,597 <sup>b</sup>	5,381(T) <sup>a</sup>	
S.B. 04-257 Amortization						
Equalization Disbursement	71,272	1,858		61,788 <sup>b</sup>	7,626(T) <sup>a</sup>	
Salary Survey and Senior						
Executive Service	952,908	28,471		796,101 <sup>b</sup>	128,336(T) <sup>a</sup>	
Workers' Compensation	<del>56,855</del>	<del>1,784</del>		<del>48,355<sup>b</sup></del>	<del>5,863(T)<sup>a</sup></del>	853 <sup>*</sup>
	73,703	2,313		62,684 <sup>b</sup>	7,600(T) <sup>a</sup>	1,106 <sup>c</sup>
Operating Expenses	212,513	3,689		99,709 <sup>b</sup>	109,115(T) <sup>a</sup>	
Legal Services for 84,767						
hours	<del>5,463,233</del>	47,113		5,206,798 <sup>b</sup>	87,834(T) <sup>a</sup>	<del>121,488<sup>*</sup></del>
	5,419,096					77,351 <sup>c</sup>
Administrative Law Judge						
Services	<del>197,025</del>	<del>4,253</del>		<del>191,236<sup>b</sup></del>	<del>1,536(T)<sup>a</sup></del>	
	170,820	3,687		165,801 <sup>b</sup>	1,332(T) <sup>a</sup>	

Purchase of Services from Computer Center	<del>27,996</del> 23,563	<del>307</del> 242	<del>23,532<sup>a</sup></del> 19,806 <sup>b</sup>	<del>4,157(T)<sup>a</sup></del> 3,515(T) <sup>a</sup>	
Multiuse Network Payments	<del>2,431</del> 2,386	<del>2,431</del> 2,386			
Payment to Risk Management and Property Funds	<del>87,697</del> 24,930	<del>2,698</del> 767	<del>70,397<sup>a</sup></del> 20,012 <sup>b</sup>	<del>12,747(T)<sup>a</sup></del> 3,624(T) <sup>a</sup>	1,855 <sup>c</sup> 527 <sup>c</sup>
Vehicle Lease Payments	<del>188,437</del> 160,567		<del>188,437<sup>a</sup></del> 160,567 <sup>b</sup>		
Information Technology Asset Maintenance	464,104		270,793 <sup>b</sup>	193,311(T) <sup>a</sup>	
Leased Space	2,466,122	104,463	1,865,436 <sup>b</sup>	465,658(T) <sup>a</sup>	30,565 <sup>c</sup>
Capitol Complex Leased Space	<del>1,006</del> 1,076		<del>1,006<sup>a</sup></del> 1,076 <sup>b</sup>		
Hardware/Software Maintenance	<u>659,676</u>	800	400,274 <sup>b</sup>	258,602(T) <sup>a</sup>	
	<del>15,799,420</del>				
	15,650,881				

<sup>a</sup> Of these amounts, it is estimated that ~~\$4,970,657~~ \$4,962,425 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.

<sup>b</sup> These amounts shall be from various cash sources within the Department.

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

\* 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	<del>422,154</del>				
	<u>421,664</u>				
	3,339,761			3,339,761*	
	3,339,271			3,339,271 <sup>a</sup>	

<sup>a</sup> 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	<del>1,589,197</del>	811,603		<del>179,306(T)<sup>a</sup></del>	598,288*
	1,485,022	969,092		179,706(T) <sup>a</sup>	336,224 <sup>b</sup>
		(14.0 FTE)		(2.0 FTE)	(9.0 FTE)
Operating Expenses	<del>123,905</del>	37,380			<del>86,525*</del>
	79,959	68,925			11,034 <sup>b</sup>



	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Indirect Cost Assessment	<del>120,615</del>						
	<u>120,476</u>						
		997,473			997,473*		
		997,334			997,334*		

\* 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
PIP Exam Program	26,723
	(0.5 FTE)
Insurance Fraud Prosecution	287,687
Indirect Cost Assessment	<del>861,351</del>



APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Indirect Cost Assessment	<del>1,025,231</del> <u>1,024,042</u>			<del>11,735,818</del>	336,942 <sup>b</sup>	
	12,072,760			11,734,629 <sup>a</sup>		
	12,071,571					

<sup>a</sup> Of this amount, it is estimated that ~~\$6,722,707~~ \$6,721,756 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~~ \$1,526,934 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.

<sup>b</sup> 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	<del>405,707</del>		
	<u>405,236</u>		
	3,471,810	3,471,810 <sup>a</sup>	
	3,471,339	3,471,339 <sup>a</sup>	

<sup>a</sup> Of this amount, ~~\$3,256,849~~ \$3,256,378 shall be from the Division of Real Estate Cash Fund created in Section 12-61-111.5 (2) (b), C.R.S., and \$214,961 shall be from the Real Estate Recovery Fund created in Section 12-61-301 (1), C.R.S.

**(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	<del>3,496,881</del>		
	<u>3,492,466</u>		
	<del>14,536,457</del>	<del>12,471,637<sup>a</sup></del>	2,064,820(T) <sup>b</sup>
	14,532,042	12,467,222 <sup>a</sup>	

Ch. 387

Appropriations

2435

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

<sup>a</sup> This amount shall be from the Division of Registrations Cash Fund created in Section 24-34-105 (2) (b) (I), C.R.S.

<sup>b</sup> 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	<del>219,105</del>				
	<u>219,046</u>				
	2,294,801			2,294,801 <sup>a</sup>	
	2,294,742			2,294,742 <sup>a</sup>	

<sup>a</sup> 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)<sup>4, 5</sup>**

\$62,404,657	\$1,096,392	\$52,267,144	\$7,652,085*	\$1,389,036
<u>\$62,090,394</u>	<u>\$1,283,348</u>	<u>\$52,166,295</u>	<u>\$7,644,253<sup>a</sup></u>	<u>\$996,498</u>

\* Of this amount, ~~\$7,311,107~~ \$7,303,275 contains a (T) notation.

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

4 (Governor lined through this provision. See L. 2005, p. 2286.)

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.

128 (Governor lined through this provision. See L. 2005, p. 2317.)

**SECTION 2. 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: March 8, 2006