

CHAPTER 472

APPROPRIATIONS

HOUSE BILL 08-1302

BY REPRESENTATIVE(S) Buescher, Pommer, and White;
also SENATOR(S) Keller, Morse, and Johnson.

AN ACT

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF THE TREASURY.

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

SECTION 1. Part XXII of section 2 of chapter 466, Session Laws of Colorado 2007, is amended to read:

Section 2. **Appropriation.**

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of 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) ADMINISTRATION^{125, 126, 127}

Personal Services	1,179,635
	(16.0 FTE)
Health, Life, and Dental	122,282
Short-term Disability	2,043
S.B. 04-257	
Amortization	
Equalization	
Disbursement	18,718
S.B. 06-235	
Supplemental	
Amortization	
Equalization	
Disbursement	3,760
Salary Survey and	
Senior Executive Service	49,868
Performance-based Pay	
Awards	18,820

Workers' Compensation and Payment to Risk Management and Property Funds	50,165 1,885			
Operating Expenses	107,765 116,807			
Information Technology Asset Maintenance	12,568			
Legal Services for 575 hours	41,418			
Purchase of Services from Computer Center	5,414 4,937			
Capitol Complex Leased Space	54,346 55,201			
Charter School Facilities Financing Services	5,000			
Discretionary Fund	<u>5,000</u>			
		1,676,802 1,637,942	848,970 776,288	827,832* 861,654*

* Of this amount, ~~\$723,667~~ \$757,489 shall be from cash management transaction fees in accordance with Section 24-36-120, C.R.S., \$99,165 shall be from the principal balance of the Unclaimed Property Trust Fund pursuant to Section 38-13-116.5 (2), 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.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(2) UNCLAIMED PROPERTY PROGRAM						
Personal Services	666,851					
	(10.0 FTE)					
Operating Expenses	116,417					
Promotion and Correspondence	150,296					
Leased Space	46,791					
Contract Auditor Services	<u>800,000</u>					
	1,780,355			1,780,355 ^a		

^a Of this amount, \$980,355 shall be from the principal balance of the Unclaimed Property Trust Fund pursuant to Section 38-13-116.5 (2), C.R.S., and \$800,000 shall be from revenues collected by contract auditors.

(3) SPECIAL PURPOSE

Senior Citizen and Disabled Veteran						
Property Tax Exemption	78,600,000		78,600,000 ^a			
CoverColorado ¹²⁸	17,323,278				17,323,278 ^b	

Fire and Police Pension Association - Old Hire Plans ¹²⁹	34,777,172	34,777,172 ^c	
Highway Users Tax Fund - County Payments	158,179,000		158,179,000 ^d
Highway Users Tax Fund - Municipality Payments	<u>104,473,900</u>		104,473,900 ^d
	393,353,350		

^a Pursuant to Article X, Section 3.5 (3), of the State Constitution, this amount is not subject to the limitation on General Fund appropriations set forth in Section 24-75-201.1, C.R.S., because enactment of this constitutional provision by the people of Colorado constitutes voter approval of a weakening of such limitation.

^b This amount represents estimated transmittals from the Unclaimed Property Trust Fund to CoverColorado pursuant to Section 38-13-116.5 (2.7), C.R.S. Pursuant to Section 38-13-116.5 (1) (b), C.R.S., moneys comprising the principal of the Unclaimed Property Trust Fund do not constitute fiscal year spending of the state for purposes of Section 20 of Article X of the State Constitution. In addition, pursuant to Section 24-77-102 (15) (b) (XII) and (16) (b) (II), C.R.S., CoverColorado is defined as a "special purpose authority" and thus is not considered part of the State for purposes of Section 20 of Article X of the State Constitution.

^c This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S. This amount represents transfers to the Fire and Police Pension Association for old hire pension plans, including the State's annual contribution of \$25,321,079 as required by Section 31-30.5-307 (2), C.R.S., plus \$9,456,093 to pay a portion of the unfunded liability accrued as a result of the suspension of the state contribution for old hire pension plans pursuant to Section 31-30.5-307 (5) (b), C.R.S. This amount 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. This amount, transferred pursuant to Section 31-30.5-307 (2), C.R.S., shall not be deemed to be an appropriation subject to the limitations of Section 24-75-201.1, C.R.S.

^d These amounts represent estimated allocations of Highway Users Tax Fund revenues to counties and municipalities pursuant to Sections 43-4-205, 207, and 208, C.R.S. These estimates are included for informational purposes for the purpose of complying with 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
\$	\$	\$	\$	\$	\$	\$
TOTALS PART XXII (TREASURY)^{4,5}	\$396,810,507	\$79,448,970^a	\$34,777,172^b	\$2,608,187	\$279,976,178^c	
	<u>\$396,771,647</u>	<u>\$79,376,288^a</u>	<u></u>	<u>\$2,642,009</u>	<u></u>	<u></u>

^a Of this amount, \$78,600,000 is not subject to the limitation on General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

^b This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S. This amount is not subject to the limitation on General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

^c Of this amount, \$262,652,900 represents allocations of Highway Users Tax Fund revenues to counties and municipalities pursuant to Sections 43-4-205, 207, and 208, C.R.S.

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

- 4 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.
- 5 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 2007-08. 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.
- 125 Department of the Treasury, Administration -- The State Treasurer is requested to submit an annual report to the Joint Budget Committee concerning the performance of the state's investments. The report should include comparisons to relevant benchmarks and a detailed discussion

of the benchmarks. This report should be submitted as a part of the State Treasurer's annual budget request.

- 126 Department of the Treasury, Administration -- The State Treasurer is requested to provide to the Joint Budget Committee, by November 1, 2007, information concerning expenditures related to the Department's bank services contract(s) which are paid through deductions from interest earned on bank account balances. The State Treasurer is requested to include actual expenditures for FY 2006-07 as well as projected expenditures for FY 2007-08. The requested report should be submitted as part of the State Treasurer's annual budget request.
- 127 Department of the Treasury, Administration -- The State Treasurer is requested to provide to the Joint Budget Committee, by November 1, 2007, information concerning state revenues and expenditures related to the issuance of tax and revenue anticipation notes for school districts pursuant to Section 29-15-112, C.R.S. The State Treasurer is requested to include actual data for FY 2006-07, as well as projected data for FY 2007-08. The requested information should be submitted as part of the State Treasurer's annual budget request.
- 128 Department of the Treasury, Special Purpose, CoverColorado -- Pursuant to Section 10-8-530 (4) (c) (I), C.R.S., the Executive Director of CoverColorado is required to report annually to the Joint Budget Committee concerning actual program receipts and expenditures. In addition, the Department is requested to work with the Executive Director to provide reports to the Joint Budget Committee by October 1, 2007, and by February 1, 2008, that contain enrollment, revenue, expenditure, and assessment projections for the CoverColorado program for FY 2007-08 and FY 2008-09.
- 129 Department of the Treasury, Special Purpose, Fire and Police Pension Association - Old Hire Plans -- The Fire and Police Pension Association is requested to submit an annual report of operations and investments for state-supported programs to the Joint Budget Committee by October 1, 2007. This report shall include the following: (1) the amount of additional funding the State is required to transfer to the Association pursuant to Section 31-30.5-307 (5) (b), C.R.S., assuming such payment is made on April 30, 2012, along with a description of the actuarial assumptions used to calculate this amount; (2) the current estimated unfunded liability for each local plan still eligible to receive state assistance; and (3) the projected remaining funded period for each local plan still eligible to receive state assistance.

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 19, 2008