

CHAPTER 449

APPROPRIATIONS

HOUSE BILL 10-1314

BY REPRESENTATIVE(S) Pommer, Ferrandino, Lambert;
also SENATOR(S) Keller, Tapia, White.

AN ACT

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF REVENUE.

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

SECTION 1. Part XIX of section 2 of chapter 464, Session Laws of Colorado 2009, 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	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART XIX
DEPARTMENT OF REVENUE**

(1) EXECUTIVE DIRECTOR'S OFFICE

Personal Services	3,987,807		2,134,563		1,295,458^a	557,786^a
	3,827,405		1,989,206		1,284,940 ^a	553,259 ^b
	(48.8 FTE)					
	(47.9 FTE)					
Health, Life, and Dental	7,938,822		4,674,099		3,264,723^a	
			4,561,457		3,377,365 ^c	
Short-term Disability	110,773		66,376		44,397^a	
	106,354		62,494		43,860 ^c	
S.B. 04-257 Amortization						
Equalization Disbursement	1,474,071		892,003		582,068^a	
	1,417,044		840,653		576,391 ^c	
S.B. 06-235 Supplemental						
Amortization Equalization						
Disbursement	905,680		548,053		357,627^a	
	870,038		516,332		353,706 ^c	

Shift Differential	133,215	41,680	91,535
		39,817	93,398 ^c
Workers' Compensation	595,515	368,703	226,812
	562,242	348,219	214,023 ^c
Operating Expenses	1,058,887	501,837	557,050
		498,839	560,048 ^c
Legal Services for 11,165 hours	841,618	452,943	388,675 ^c
Administrative Law Judge Services	8,808		8,808 ^c
Purchase of Services from Computer Center	3,627,411	3,624,283	3,128
	3,539,291	3,536,239	3,052 ^c
Multiuse Network Payments	2,670,532	642,797	2,027,735
		605,620	2,064,912 ^c
Management and Administration of OIT	444,804	444,804	
	381,749	381,749	
Payment to Risk Management and Property Funds	189,086	99,268	89,818
	177,414	100,768	76,646 ^c
Vehicle Lease Payments	478,249	116,096	362,153
	456,169	123,462	332,707 ^c

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Leased Space	2,721,446		1,630,432		1,091,014^c		
			1,554,271		1,167,175 ^c		
Capitol Complex Leased Space	1,697,841		1,325,250		372,591^c		
	1,664,094		1,293,702		370,392 ^c		
Communication Services Payments	63,557		19,321		44,236 ^c		
Utilities	247,119		104,440		142,679^c		
			97,447		149,672 ^c		
		29,195,241					
		28,685,804					

^a This amount shall be from the following funds for the purpose of indirect cost recoveries: ~~\$414,831~~ \$411,465 be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., ~~\$254,771~~ \$252,703 shall be from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S., ~~\$186,248~~ \$184,735 from the Licensing Services Cash Fund pursuant to Section 42-2-114.5, C.R.S., ~~\$123,345~~ \$122,343 shall be from the Driver's License Administrative Revocation Account pursuant to Section 42-2-132 (4) (b) (I) (A), C.R.S., ~~\$99,801~~ \$98,990 shall be from the Auto Dealers License Fund pursuant to Section 12-6-123 (1), C.R.S., ~~\$66,768~~ \$66,226 shall be from the Liquor Enforcement Division and State Licensing Authority Cash Fund pursuant to Section 24-35-401, C.R.S., ~~\$65,011~~ \$64,483 shall be from the Racing Cash Fund pursuant to Section 12-60-205 (1), C.R.S., ~~\$54,468~~ \$54,026 shall be from the Department of Revenue Subaccount of the AIR Account of the Highway Users Tax Fund pursuant to Section 42-3-304 (18) (c), C.R.S., ~~\$14,407~~ \$14,290 shall be from the Outstanding Judgments and Warrants Account as administered under Section 42-2-118 (3) (c), C.R.S., ~~\$5,271~~ \$5,228 shall be from the Highway Users Tax Fund exempt from the statutory limit under Section 43-4-201 (3) (a) (V), C.R.S., ~~\$4,920~~ \$4,880 shall be from the Penalty Assessment Account as administered under the provisions of Section 42-1-217 (2), C.R.S., ~~\$3,514~~ \$3,485 shall be from the Motorist Insurance Identification Account pursuant to Section 42-3-304 (18) (d) (I), C.R.S., ~~\$1,691~~ \$1,677 shall be from the Aviation Fund pursuant to Section 43-10-109 (1), C.R.S., and ~~\$412~~ \$409 shall be from the Waste Tire Recycling Development Cash Fund pursuant to Section 25-17-202 (3) (a), C.R.S.

^b Of this amount, ~~\$367,000~~ \$364,021 shall be from the State Lottery Fund pursuant to Section 24-35-210 (1), C.R.S., and ~~\$190,786~~ \$189,238 shall be from the Limited Gaming Fund created in Section 12-47.1-701 (1), C.R.S.

^c These amounts shall be from the following funds: ~~\$1,489,160~~ \$1,480,156 shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., ~~\$153,019~~ \$146,840 shall be from the Colorado State Titling and Registration Account, a subaccount of the Highway Users Tax Fund, created in Section 42-1-211 (2), C.R.S., ~~\$109,568~~ \$104,353 shall be from the Limited Gaming Fund created in Section 12-47.1-701 (1), C.R.S., ~~\$82,030~~ \$76,567 shall be from the State Lottery Fund pursuant to Section 24-35-210 (1), C.R.S., ~~\$51,832~~ \$49,605 shall be from Driver's License Administrative Revocation Account, a subaccount of the Highway Users Tax Fund, created in Section 42-2-132 (4) (b) (I) (A), C.R.S., ~~\$50,494~~ \$48,332 shall be from the Auto Dealers License Fund created in Section 12-6-123 (1), C.R.S., ~~\$47,050~~ \$46,918 shall be from the Liquor Enforcement Division and State Licensing Authority Cash Fund created in Section 24-35-401, C.R.S., ~~\$40,811~~ \$39,109 shall be from the Racing Cash Fund created in Section 12-60-205 (1), C.R.S., ~~\$26,779~~ \$25,610 shall be from the Department of Revenue subaccount of the AIR Account of the Highway Users Tax Fund pursuant to Section 42-3-304 (18) (c), C.R.S., ~~\$26,210~~ \$20,400 shall be from the Licensing Services Cash Fund pursuant to Section 42-2-114.5, C.R.S., ~~\$742~~ \$685 shall be from the Highway Users Tax Fund exempt from the statutory limit under Section 43-4-201 (3) (a) (V), C.R.S., ~~\$495~~ \$458 shall be from the Motorist Insurance Identification Account, a subaccount of the Highway Users Tax Fund, created in Section 42-3-304 (18) (d) (I), C.R.S., and ~~\$7,576,859~~ \$7,786,033 shall be from various sources of cash funds.

(2) CENTRAL DEPARTMENT OPERATIONS DIVISION

Personal Services	5,538,667	5,152,376	318,556^c	67,735^b
	5,231,514	4,847,964	316,296 ^a	67,254 ^b
	(+109.9 FTE)			

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
	(103.6 FTE)						
Seasonal Tax Processing	397,545		397,545				
Operating Expenses	1,171,617		1,034,730		136,887 ^c		
	1,165,704		1,028,817				
Postage	2,594,656		2,329,008		265,648 ^d		
	2,593,257		2,327,609				
Pueblo Data Entry Center Payments	1,950,377		1,946,368		4,009 ^e		
	1,879,728		1,875,719				
Document Imaging and Storage	445,095		445,095				
	<u>394,290</u>		394,290				
		12,097,957					
		11,662,038					

^a This amount shall be from the following funds for the purpose of indirect cost recoveries: ~~\$102,007~~ \$101,285 shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., ~~\$62,650~~ \$62,205 shall be from the Colorado State Titling and Registration Account, a subaccount of the Highway Users Tax Fund, created in Section 42-1-211 (2), C.R.S., ~~\$45,799~~ \$45,474 shall be from the Licensing Services Cash Fund pursuant to Section 42-2-114.5, C.R.S., ~~\$30,331~~ \$30,116 shall be from the Driver's License Administrative Revocation Account, a subaccount of the Highway Users Tax Fund, created in Section 42-2-132 (4) (b) (I) (A), C.R.S., ~~\$24,541~~ \$24,367 shall be from the Auto Dealers License Fund created in Section 12-6-123 (1), C.R.S., ~~\$16,418~~ \$16,301 shall be from the Liquor Enforcement Division and State Licensing Authority Cash Fund created in Section 24-35-401, C.R.S., ~~\$15,986~~ \$15,872 shall be from the Racing Cash Fund created in Section 12-60-205 (1), C.R.S., ~~\$13,394~~ \$13,299 shall be from the Department of Revenue Subaccount of the AIR Account of the Highway Users Tax Fund pursuant to Section 42-3-304 (18) (c), C.R.S., ~~\$3,542~~ \$3,517 shall be from the Outstanding Judgments and Warrants Account as administered under the provisions of Section 42-2-118 (3) (c), C.R.S., ~~\$1,297~~ \$1,288 shall be from the Highway Users Tax Fund exempt from the statutory limit under Section 43-4-201 (3) (a) (V), C.R.S., ~~\$1,210~~ \$1,201 shall be from the Penalty Assessment Account as administered under the provisions of Section 42-1-217 (2), C.R.S., ~~\$863~~ \$857 shall be from the Motorist Insurance Identification Account pursuant to Section 42-3-304 (18) (d) (I), C.R.S., ~~\$416~~ \$413 shall be from the Aviation Fund created in Section 43-10-109 (1), C.R.S., and ~~\$102~~ \$101 shall be from the Waste Tire Recycling Development Cash Fund created in Section 25-17-202 (3) (a), C.R.S.

^b This amount shall be from the Limited Gaming Fund created in Section 12-47.1-701 (1), C.R.S.

^c Of this amount, \$86,945 shall be from the Identification Security Fund, a subaccount of the Highway Users Tax Fund, created in Section 42-1-220 (1), C.R.S., and \$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.

^d Of this amount, \$13,909 shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S. and \$251,739 shall be from various sources of cash funds.

^e This amount shall be from various sources of cash funds.

(3) INFORMATION TECHNOLOGY DIVISION

(A) Systems Support

Personal Services	6,234,114	4,560,533	1,274,334^c	399,247^e
	5,828,915	4,167,936	1,264,735 ^a	396,244 ^b
	(79.9 FTE)			
	(75.1 FTE)			
Operating Expenses	724,313	724,313		
	659,759	659,759		

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Programming Costs for 2009 Session Legislation	226,788	66,846		159,942 ^a		
	358,767	132,316		226,451 ^c		
	(2.2 FTE)					
	<u>7,185,215</u>					
	6,847,441					

^a This amount shall be from the following funds for the purpose of indirect cost recoveries: ~~\$393,588~~ \$390,274 shall be from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S., ~~\$351,075~~ \$349,249 shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., ~~\$157,624~~ \$156,297 shall be from the Licensing Services Cash Fund pursuant to Section 42-2-114.5, C.R.S., ~~\$104,389~~ \$103,510 shall be from the Driver's License Administrative Revocation Account pursuant to Section 42-2-132 (4) (b) (I) (A), C.R.S., ~~\$84,463~~ \$83,752 shall be from the Auto Dealers License Fund created pursuant to Section 12-6-123 (1), C.R.S., ~~\$56,507~~ \$56,031 shall be from the Liquor Enforcement Division and State Licensing Authority Cash Fund pursuant to Section 24-35-401, C.R.S., ~~\$55,020~~ \$54,557 shall be from the Racing Cash Fund pursuant to Section 12-60-205 (1), C.R.S., ~~\$46,097~~ \$45,710 shall be from the Department of Revenue Subaccount of the AIR Account of the Highway Users Tax Fund pursuant to Section 42-3-304 (18) (c), C.R.S., ~~\$12,194~~ \$12,091 shall be from the Outstanding Judgments and Warrants Account as administered under Section 42-2-118 (3) (c), C.R.S., ~~\$4,462~~ \$4,424 shall be from the Highway Users Tax Fund exempt from the statutory limit under Section 43-4-201 (3) (a) (V), C.R.S., ~~\$4,163~~ \$4,128 shall be from the Penalty Assessment Account as administered under the provisions of Section 42-1-217 (2), C.R.S., ~~\$2,972~~ \$2,947 shall be from the Motorist Insurance Identification Account pursuant to Section 42-3-304 (18) (d) (I), C.R.S., ~~\$1,432~~ \$1,420 shall be from the Aviation Fund pursuant to Section 43-10-109 (1), C.R.S., and ~~\$348~~ \$345 shall be from the Waste Tire Recycling Development Cash Fund pursuant to Section 25-17-202 (3) (a), C.R.S.

^b Of this amount, ~~\$233,120~~ \$231,367 shall be from the Limited Gaming Fund created in Section 12-47.1-701 (1), C.R.S., and ~~\$166,127~~ \$164,877 shall be from the State Lottery Fund created in Section 24-35-210 (1), C.R.S.

^c This amount shall be from various sources of cash funds.

(B) Colorado State Titling and Registration System

Personal Services	2,605,566		2,605,566 ^a
	2,601,488		2,601,488 ^a
			(31.5 FTE)
Operating Expenses	2,667,161		2,667,161 ^a
County Office Asset Maintenance	568,230		568,230 ^a
County Office Improvements	87,377		87,377 ^a
	<u>5,928,334</u>		
	5,924,256		

^a These amounts shall be from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S.

~~13,113,549~~
12,771,697

(4) TAXATION BUSINESS GROUP

(A) Administration

Personal Services	624,837	618,647	6,190 ^a
	555,360	549,338	6,022 ^a
	(7.0 FTE)		
	(6.1 FTE)		
	15,000	15,000	
Operating Expenses	<u>14,129</u>	14,129	
	639,837		
	569,489		

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Personal Services	14,886,066 14,720,609 (226.5 FTE) (225.3 FTE)	14,782,227 14,616,778		1,245* 1,237*		102,594 ^b
Operating Expenses	969,356 968,168	969,356 968,168				
Joint Audit Program	131,244	131,244				
Mineral Audit Program	790,794 (11.0 FTE)				66,000 ^c	724,794 ^d
	16,777,460 16,610,815					

* This amount shall be from the following funds for the purpose of indirect cost recoveries: ~~\$3,135~~ \$3,050 shall be from the Aviation Fund pursuant to Section 43-10-109 (1), C.R.S., ~~\$3,017~~ \$2,935 shall be from the Highway Users Tax Fund exempt from the statutory limit under Section 43-4-201 (3) (a) (V), C.R.S., and ~~\$38~~ \$37 shall be from the Waste Tire Recycling Development Cash Fund pursuant to Section 25-17-202 (3) (a), C.R.S.

(B) Taxation and Compliance Division

^a This amount shall be from the Waste Tire Recycling Development Cash Fund created in Section 25-17-202 (3) (a), C.R.S.

^b This amount shall be from the Mineral Audit Program for indirect cost recoveries.

^c Of this amount, \$65,500 shall be from the State Board of Land Commissioners, Department of Natural Resources, pursuant to Section 36-1-145 (2) (b), C.R.S., and \$500 shall be from the Oil and Gas Conservation Commission, Department of Natural Resources.

^d Included in this amount is \$102,594 of indirect cost recoveries.

(C) Taxpayer Service Division

Personal Services	4,656,385	4,565,806	90,579^c
	4,611,746	4,521,518	90,228 ^a
	(80.1 FTE)		
	(79.7 FTE)		
Operating Expenses	402,035	401,535	500 ^b
	401,687	401,187	
Fuel Tracking System	486,594		486,594^c
	484,747		484,747 ^c
			(1.5 FTE)
	<hr/>		
	5,545,014		
	5,498,180		

^a Of this amount, ~~\$70,388~~ \$70,115 shall be from the Private Letter Ruling Fund created in Section 24-35-103.5 (6), C.R.S., and ~~\$20,191~~ \$20,113 shall be from the Aviation Fund pursuant to Section 43-10-109 (1), C.R.S.

^b This amount shall be from the Private Letter Ruling Fund pursuant to Section 24-35-103.5 (6), C.R.S.

^c This amount shall be from the Highway Users Tax Fund exempt from the statutory limit under Section 43-4-201 (3) (a) (V), C.R.S.

(D) Tax Conferee

Personal Services	1,022,738	1,022,738
	833,386	833,386
		(9.0 FTE)
		(8.1 FTE)

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	
	\$	\$	\$	\$	\$	\$	\$
Operating Expenses	21,754		21,754				
	<u>20,883</u>		20,883				
	1,044,492						
	854,269						
(E) Special Purpose							
Cigarette Tax Rebate Amendment 35	12,200,000		12,200,000 ^a				
Distribution to Local Governments	1,512,000				1,512,000 ^b		
Old Age Heat and Fuel and Property Tax Assistance Grant	8,600,000		8,600,000 ^a				
Alternative Fuels Rebate	310,601				310,601^c		
	<u>375,906</u>				375,906 ^c		
	22,622,601						
	22,687,906						

^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. These amounts are continuously appropriated by a permanent statute or constitutional provision and shall not be deemed to be an appropriation subject to the limitations of Section 24-75-201.1, C.R.S.

^b This amount shall be from the Tobacco Tax Cash Fund created in Section 24-22-117 (1) (a), C.R.S., which consists of revenues from additional state cigarette and tobacco taxes imposed pursuant to Article X, Section 21 of the State Constitution. This amount is thus not subject to the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution pursuant to Article X, Section 21 (4) of the State Constitution.

^c This amount shall be from the Alternative Fuels Rebate Fund created in Section 39-33-105 (1), C.R.S.

~~46,629,404~~
46,220,659

(5) DIVISION OF MOTOR VEHICLES

(A) Administration

Personal Services	928,919	540,336	388,583^a
	905,351	185,504	719,847 ^a
	(11.0 FTE)		
Operating Expenses	<u>54,250</u>	33,797	20,453 ^a
	983,169		
	959,601		

^a Of these amounts, ~~\$201,373~~ \$537,669 shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., ~~\$90,181~~ \$87,996 shall be from the Licensing Services Cash Fund pursuant to Section 42-2-114.5, C.R.S., ~~\$69,763~~ \$68,073 shall be from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S., ~~\$26,374~~ \$25,735 shall be from the Department of Revenue subaccount of the AIR Account of the Highway Users Tax Fund pursuant to Section 42-3-304 (18) (c), C.R.S., ~~\$9,903~~ \$9,663 shall be from the Driver's License Administrative Revocation Account pursuant to Section 42-2-132 (4) (b) (I) (A), C.R.S., ~~\$6,967~~ \$6,798 shall be from the Outstanding Judgments and Warrants Account as administered under Section 42-2-118 (3) (c), C.R.S., ~~\$2,375~~ \$2,317 shall be from the Penalty Assessment Account as administered under the provisions of Section 42-1-217 (2), C.R.S., ~~\$1,691~~ \$1,650 shall be from the Motorist Insurance Identification Account pursuant to Section 42-3-304 (18) (d) (I), C.R.S., and ~~\$409~~ \$399 shall be from the Auto Dealers License Fund created in Section 12-6-123 (1), C.R.S.

(B) Driver and Vehicle Services

Personal Services	16,721,689	9,704,612	7,017,077^a
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
	16,741,531 (383.2 FTE)				7,036,919 ^a		
Operating Expenses	2,634,428		1,214,937		1,419,491 ^a		
Drivers License Documents	2,437,320		2,085,577		351,743^a		
	2,959,152		2,378,384		580,768 ^b		
License Plate Ordering	<u>5,936,876</u>				5,936,876 ^c		
	27,730,313						
	28,271,987						

^a These amounts reflect direct program costs from the following sources: ~~\$4,471,920~~ \$4,487,130 shall be from the Licensing Services Cash Fund pursuant to Section 42-2-114.5, C.R.S., ~~\$2,250,553~~ \$2,254,035 shall be from the Driver's License Administrative Revocation Account pursuant to Section 42-2-132 (4) (b) (I) (A), C.R.S., ~~\$1,107,526~~ \$1,107,851 shall be from the First Time Drunk Driver Offender Account created in Section 42-2-132 (4) (b) (II) (A), C.R.S., ~~\$326,887~~ \$327,333 shall be from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S., ~~\$203,142~~ \$203,419 shall be from the Outstanding Judgments and Warrants Account as administered under Section 42-2-118 (3) (c), C.R.S., ~~\$70,930~~ \$71,027 shall be from the Penalty Assessment Account as administered under the provisions of Section 42-1-217 (2), C.R.S., ~~\$3,684~~ \$3,689 shall be from the Auto Dealers License Fund pursuant to Section 12-6-123 (1), C.R.S., and \$1,926 shall be from the Persistent Drunk Driver Cash Fund pursuant to Section 42-3-303 (1), C.R.S.

^b ~~This amount shall be from the Identification Security Fund pursuant to Section 42-1-220 (1), C.R.S.~~ OF THIS AMOUNT, \$412,206 SHALL BE FROM THE IDENTIFICATION SECURITY FUND PURSUANT TO SECTION 42-1-220 (1), C.R.S., AND \$168,562 SHALL BE FROM THE LICENSING SERVICES CASH FUND PURSUANT TO SECTION 42-2-114.5, C.R.S.

^c This amount shall be from the License Plate Cash Fund pursuant to Section 42-3-301 (1) (b), C.R.S.

(C) Vehicle Emissions

Personal Services	1,053,283	1,053,283^a
	1,025,249	1,025,249 ^a
		(15.5 FTE)
Operating Expenses	<u>80,215</u>	80,215 ^a
	1,133,498	
	1,105,464	

^a These amounts shall be from the Department of Revenue subaccount of the Automobile Inspection and Readjustment (AIR) Account of the Highway Users Tax Fund pursuant to Section 42-3-304 (18) (c), C.R.S.

(D) Titles

Personal Services	1,641,095	1,641,095^a
	1,632,274	1,632,274 ^a
		(34.5 FTE)
Operating Expenses	<u>189,854</u>	189,854 ^a
	1,830,949	
	1,822,128	

^a These amounts shall be from the Colorado State Titling and Registration Account, a subaccount of the Highway Users Tax Fund, created in Section 42-1-211 (2), C.R.S.

(E) Motorist Insurance Identification Database Program

Personal Services	330,017	330,017^a
	328,824	328,824 ^a
		(1.0 FTE)
Operating Expenses	<u>500</u>	500 ^a

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	330,517					
	329,324					
	32,008,446					
	32,488,504					
(6) MOTOR CARRIER SERVICES DIVISION						
Personal Services	7,132,393	632,625		6,415,924^a	83,844 ^b	
	7,192,584	594,851		6,513,889 ^a		
	(131.2 FTE)					
	(130.5 FTE)					
Operating Expenses	433,811	38,045		395,766^a		
	504,402			466,357 ^a		
Fixed and Mobile Port Maintenance	221,545			221,545 ^a		
Motor Carrier Safety Assistance Program	762,950					762,950 ^c (9.0 FTE)

^a These amounts shall be from the Motorist Insurance Identification Account, a subaccount of the Highway Users Tax Fund, created in Section 42-3-304 (18) (d) (I), C.R.S.

Hazardous Materials			
Permitting Program	210,210		210,210 ^a
	207,434		207,434 ^d
	<hr/>		(4.0 FTE)
		8,760,909	
		8,888,915	

^a Of these amounts, ~~\$6,999,168~~ \$7,167,860 shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., and ~~\$34,067~~ \$33,931 shall be from the Nuclear Materials Transportation Fund created in Section 42-20-511, C.R.S.

^b This amount shall be from the Motor Carrier Safety Assistance Program for the purposes of indirect cost recoveries.

^c This amount includes \$83,844 for indirect cost recoveries.

^d This amount shall be from the Hazardous Materials Safety Fund created in Section 42-20-107 (1), C.R.S.

(7) ENFORCEMENT BUSINESS GROUP

(A) Administration

Personal Services	539,579	33,660	396,932 ^a	108,987 ^b
	524,643	32,732	385,940 ^a	105,971 ^b
	(6.0 FTE)			
Operating Expenses	<hr/> 10,880	556	8,100 ^a	2,224 ^b
	550,459			
	535,523			

^a These amounts shall be from the following funds for the purpose of indirect cost recoveries: ~~\$124,032~~ \$120,666 shall be from the Driver's License Administrative Revocation Account, a subaccount of the Highway Users Tax Fund, created in Section 42-2-132 (4) (b) (I) (A), C.R.S., ~~\$120,612~~ \$117,338 shall be from the Auto Dealers License Fund pursuant to Section 12-6-123 (1), C.R.S., ~~\$81,264~~ \$79,059 shall be from the Liquor Enforcement Division and State Licensing Authority Cash Fund created in Section 24-35-401, C.R.S., and ~~\$79,124~~ \$76,977 shall be from the Racing Cash Fund created in Section 12-60-205 (1), C.R.S.

^b These amounts shall be from the Limited Gaming Fund created in Section 12-47.1-701 (1), C.R.S.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(B) Limited Gaming Division						
Personal Services	5,527,763			5,527,763^a		
	5,469,175			5,469,175 ^a		
				(76.0 FTE)		
Operating Expenses	575,734			575,734 ^a		
Licensure Activities	181,497			181,497 ^a		
Investigations	263,964			263,964 ^a		
Payments to Other State Agencies	2,429,848			2,429,848 ^a		
Distribution to Gaming Cities and Counties	23,788,902			23,788,902 ^a		
Indirect Cost Assessment	602,941			602,941 ^a		
	<u>33,370,649</u>					
	33,312,061					

^a These amounts shall be from the Limited Gaming Fund created in Section 12-47.1-701 (1), C.R.S. These moneys are included for informational purposes as they are continuously appropriated by a Section 12-47.1-701 (1) (b), C.R.S.

(C) Liquor Enforcement Division

Personal Services	1,655,815			1,655,815^a		
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
	91,385				91,385 ^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		
	2,802,784						
	2,455,349						

^a These amounts shall be from the Racing Cash Fund created in Section 12-60-205 (1), 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 created in Section 12-60-704 (1), C.R.S.

(F) Hearings Division

Personal Services	2,052,302				2,052,302^a		
	2,041,196				2,041,196 ^a		
					(29.0 FTE)		
Operating Expenses	<u>73,750</u>				73,750 ^a		
	2,126,052						

2,114,946

^a These amounts shall be from the Driver's License Administrative Revocation Account, a subaccount of the Highway Users Tax Fund, created in Section 42-2-132 (4) (b) (I) (A), C.R.S.

(G) Motor Vehicle Dealer Licensing Board

Personal Services	1,792,988	1,792,988^a
	1,780,791	1,780,791 ^a
		(28.2 FTE)
Operating Expenses	<u>180,793</u>	180,793 ^a
	1,973,781	
	1,961,584	

^a These amounts shall be from the Auto Dealers License Fund created pursuant to Section 12-6-123 (1), C.R.S.

~~43,076,702~~
42,621,234

(8) STATE LOTTERY DIVISION

Personal Services	8,924,932	8,924,932^a
	8,895,196	8,895,196 ^a
		(126.0 FTE)
Operating Expenses	1,203,156	1,203,156 ^a
Payments to Other State		
Agencies	239,410	239,410 ^a
Travel	113,498	113,498 ^a

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Appropriations

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Marketing and Communications	14,700,000				14,700,000 ^a		
Multi-State Lottery Fees	177,433				177,433 ^a		
Vendor Fees	12,677,849				12,677,849^a		
	12,376,154				12,376,154 ^a		
Prizes	392,580,940				392,580,940^a		
	400,264,560				400,264,560 ^a		
Powerball Prize Variance	12,708,000				12,708,000^a		
	12,960,000				12,960,000 ^a		
Retailer Compensation	48,894,160				48,894,160^a		
	49,290,600				49,290,600 ^a		
Ticket Costs	6,070,880				6,070,880^a		
	6,284,000				6,284,000 ^a		
Research	250,000				250,000 ^a		
Indirect Cost Assessment	<u>533,305</u>				533,305 ^a		
		499,073,563					
		507,287,312					

^a These amounts shall be from the Lottery Fund created in Section 24-35-210 (1), C.R.S.

TOTALS PART XIX

(REVENUE)

\$683,955,771	\$92,108,733^a		\$588,970,877^a	\$1,388,417	\$1,487,744
<u>\$690,626,163</u>	<u>\$90,043,830^a</u>		<u>\$597,717,199^b</u>	<u>\$1,377,390</u>	

^a Of this amount, \$20,800,000 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. These amounts are continuously appropriated by a permanent statute or constitutional provision, and shall not be deemed to be an appropriation subject to the limitations of Section 24-75-201.1, C.R.S.

^b Of this amount, ~~\$9,571,524~~ \$10,061,593 is from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., and ~~\$501,383~~ \$499,307 is from the Highway Users Tax Fund exempt from the statutory limit under Section 43-4-201 (3) (a) (V), C.R.S.

SECTION 2. Section 12 (4) and (8) of chapter 210, Session Laws of Colorado 2009, are amended to read:

Section 12. **Appropriation - adjustments in the 2009 long bill.** For the implementation of this act, appropriations made in the annual general appropriation act to the department of revenue for the fiscal year beginning July 1, 2009, shall be adjusted as follows:

(4) The cash funds appropriation to the division of motor vehicles, driver and vehicle services, for personal services, is increased by ~~nine million seven hundred four thousand six hundred twelve dollars (\$9,704,612)~~ NINE MILLION SIX HUNDRED SEVEN THOUSAND SIX HUNDRED TWENTY DOLLARS (\$9,607,620). Of said sum, ~~four million sixty-four thousand eight hundred thirty-nine dollars (\$4,064,839)~~ THREE MILLION NINE HUNDRED SIXTY-SEVEN THOUSAND EIGHT HUNDRED FORTY-SEVEN DOLLARS (\$3,967,847) shall be from the highway users tax fund pursuant to section 43-4-201 (3) (a) (III) (C), Colorado Revised Statutes, and five million six hundred thirty-nine thousand seven hundred seventy-three dollars (\$5,639,773) shall be from the licensing services cash fund created in section 42-2-114.5, Colorado Revised Statutes.

(8) The cash funds appropriation to the division of motor vehicles, driver and vehicle services for driver's license documents, is increased by ~~two million eighty-five thousand five hundred seventy-seven dollars (\$2,085,577)~~ ONE MILLION SEVEN HUNDRED NINETY-TWO THOUSAND SEVEN HUNDRED SEVENTY DOLLARS (\$1,792,770). Said sum shall be from the licensing services cash fund created in section 42-2-114.5, Colorado Revised Statutes.

SECTION 3. 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 10, 2010