

**COLORADO GENERAL ASSEMBLY  
JOINT BUDGET COMMITTEE**



**FY 2016-17 STAFF FIGURE SETTING  
DEPARTMENT OF PUBLIC HEALTH AND  
ENVIRONMENT**

**JBC Working Document - Subject to Change  
Staff Recommendation Does Not Represent Committee Decision**

**Prepared By:  
Megan Davisson, JBC Staff  
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For Further Information Contact:

Joint Budget Committee Staff  
200 E. 14th Avenue, 3rd Floor  
Denver, Colorado 80203  
Telephone: (303) 866-2061  
TDD: (303) 866-3472

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## **How to Use this Document**

The Department Overview contains a table summarizing the staff recommended incremental changes followed by brief explanations of each incremental change. A similar overview table is provided for each division, but the description of incremental changes is not repeated, since it is available under the Department Overview. More details about the incremental changes are provided in the sections following the Department Overview and the division summary tables.

Decision items, both department-requested items and staff-initiated items, are discussed either in the Decision Items Affecting Multiple Divisions or at the beginning of the most relevant division. Within a section, decision items are listed in the requested priority order, if applicable.

## **Department Overview**

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The Department of Public Health and Environment consists of the following eleven divisions:

1) Administration and Support

- Provides department-wide administrative services;
- Houses the Office of Health Equity, which provides grants for health initiatives aimed at reducing and eliminating disparities currently existing in the provision of health services across the state; and
- Houses the Office of Planning and Partnerships which oversees the distribution of state funds to local public health agencies.

2) Center for Health and Environmental Information

- Maintains a database of all Colorado births, deaths, marriages, and divorces;
- Provides birth and death certificates;
- Gathers and analyzes health data for use by public and private agencies; and
- Operates the Medical Marijuana Registry.

3) Laboratory Services

- Provides testing, analysis, and results reporting of laboratory tests on specimens and samples submitted by other divisions, departments, and private clients;
- Includes the following laboratory units:
  - Molecular Sciences and Newborn Screening Units;
  - Public Health Microbiology and Environmental Microbiology Units;
  - Radiation Counting Facility;
  - Organic and Inorganic Units; and
  - Evidential Breath and Alcohol Testing and Certification Units.

4) Air Pollution Control Division

- Performs statewide air monitoring, pollutant analysis, and air emission modeling;
- Researches the causes and effects of pollution from mobile vehicles and implements strategies aimed at reducing emissions from mobile sources; and
- Permits, monitors, and inspects factories, power plants, and other commercial air pollutant emitters for compliance with air pollutant emissions standards.

5) Water Quality Control Division

- Issues waste water discharge permits and ensures compliance with water quality standards;
- Issues water quality permits for the following sectors: construction, public and private utilities, commerce and industry, pesticides, and water quality certification;
- Monitors the pollutant levels in rivers, streams, and other bodies of water;
- Conducts surveillance of public and non-public drinking water sources to ensure compliance with federal and state water quality standards; and
- Reviews designs and specifications of new and/or expanding water treatment facilities.

- 6) Hazardous Materials and Waste Management Division
  - Regulates the treatment, storage, and disposal of solid and hazardous waste in Colorado;
  - Performs inspections of solid waste facilities;
  - Oversees hazardous waste generators, transporters, and storage facilities;
  - Regulates commercial radioactive materials in Colorado; and
  - Administers the Waste Tire Program.
  
- 7) Division of Environmental Health and Sustainability
  - Certifies and inspects wholesale food distributors and dairy processors;
  - Oversees restaurant, child care facility, and school inspections done by local public health agencies (with a few exceptions where the State is responsible for these inspections);
  - Administers the following environmental sustainability programs: the Environmental Leadership Program, the Pollution Prevention Program, and the Pharmaceutical Take-Back Program;
  - Administers the Recycling Resources Opportunity Program; and
  - Administers the Animal Feeding Operations Program.
  
- 8) Disease Control and Environmental Epidemiology Division
  - Responsible for identifying, containing, controlling, and tracking the spread of communicable diseases, with a focus on: hepatitis, tuberculosis, sexually transmitted infections, and HIV/AIDS;
  - Operates the Immunization Program which includes the Immunization Outreach Program, the Colorado Immunization Information System, and grants to local public health agencies for operation of immunization clinics; and
  - Assesses the threat risk from environmental contaminants on human health, and when needed, takes action to contain and/or nullify these threats.
  
- 9) Prevention Services Division
  - Administers the Tobacco Education, Prevention, and Cessation Program and the Cancer, Cardiovascular Disease, and Chronic Pulmonary Disease Prevention, Early Detection, and Treatment Program;
  - Operates the Breast and Cervical Cancer Screening Program;
  - Operates programs for children with special needs and the Genetics Counseling Program;
  - Administers the School-Based Health Centers Program;
  - Administers injury and suicide prevention programs;
  - Operates the Primary Care Office and Oral Health Program; and
  - Administers the following two federal food assistance programs:
    - Women, Infant and Children Program; and
    - Child and Adult Care Food Program.
  
- 10) Health Facilities and Emergency Medical Services Division
  - Enforces through certification and inspections the standards for the operation of health care facilities, including hospitals and nursing facilities; and
  - Inspects and certifies emergency medical and trauma service providers.



11) Office of Emergency Preparedness and Response

- Works with local agencies and other state departments to ensure Colorado is prepared for, and able to respond to, a variety of natural and man-made disasters; and
- Coordinates a statewide network of laboratories, local agencies, hospitals, and other resources that can be utilized during disaster response.

## SUMMARY OF STAFF RECOMMENDATIONS

<b>Department of Public Health and Environment</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$532,213,807	\$44,363,169	\$156,136,752	\$37,560,004	\$294,153,882	1,287.1
Other legislation	5,634,415	3,652,118	2,007,297	(25,000)	0	2.2
HB 16-1247 (Supplemental Bill)	(168,149)	0	(278,149)	110,000	0	(1.0)
Long Bill Supplemental - FY 2016-17						
BA2 Marijuana proficiency testing	<u>31,669</u>	<u>0</u>	<u>31,669</u>	<u>0</u>	<u>0</u>	<u>0.3</u>
<b>TOTAL</b>	<b>\$537,711,742</b>	<b>\$48,015,287</b>	<b>\$157,897,569</b>	<b>\$37,645,004</b>	<b>\$294,153,882</b>	<b>1,288.6</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$537,711,742	\$48,015,287	\$157,897,569	\$37,645,004	\$294,153,882	1,288.6
R1 Family planning	2,511,135	2,511,135	0	0	0	0.0
R2 General Fund for clean water sectors	0	0	0	0	0	0.0
R3 EMTS grants program	1,750,000	0	1,750,000	0	0	0.0
R4 Cervical cancer eligibility expansion	0	0	0	0	0	0.0
R5 Long bill adjustments	0	0	0	0	0	0.0
R6 Compliance and reporting accountant	63,827	0	0	63,827	0	1.1
R7 Lab building maintenance and repair	370,413	0	0	370,413	0	0.0
R8 Leave payouts increase	384,636	0	0	384,636	0	0.0
R9 Cubicle replacement	371,818	0	0	371,818	0	0.0
RM1 Health survey data collection	238,000	0	238,000	0	0	0.0
RM2 Poison center enhanced marijuana data collection	123,383	0	123,383	0	0	0.0
BA1 Trusted adult campaign	925,000	0	925,000	0	0	0.0
BA2 Marijuana lab proficiency testing	47,330	0	47,330	0	0	0.7
BA3 Oil and gas data analysis	418,144	0	209,072	209,072	0	0.2
BA4 Substance abuse prevention	7,204,555	0	7,204,555	0	0	4.5
BA5 Retail marijuana health research grants	343,622	0	343,622	0	0	0.3
BA6 Pompe testing reduction	(6,797)	0	(6,797)	0	0	0.0
BA7 OIT marijuana platform	221,925	0	221,925	0	0	0.0
COAHC1 Request for FY 2016-17 funding	177,755	177,755	0	0	0	0.0
Non-prioritized requested changes	380,127	147,153	0	232,974	0	0.0
Centrally appropriated line items	6,297,202	443,866	766,388	(1,555,381)	6,642,329	0.0
Annualize prior year budget actions	(2,303,794)	(1,378,306)	(673,837)	(176,292)	(75,359)	(0.5)
Annualize prior year legislation	(1,220,486)	(3,568,374)	2,457,888	(110,000)	0	4.6
Annualize salary survey and merit pay	(77,436)	(14,848)	(53,178)	(9,410)	0	0.0

*JBC Staff Figure Setting: FY 2016-17*  
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<b>Department of Public Health and Environment</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
Prevention, Early Detection, and Treatment Fund balance	7,738,141	0	7,738,141	0	0	0.0
Waste tire cash funds balances	3,339,759	0	3,339,759	0	0	0.0
Recycling Resources Economic Opportunity Fund balance	2,000,000	0	2,000,000	0	0	0.0
Tobacco Education, Prevention, and Cessation Fund balance	1,051,983	0	1,051,983	0	0	0.0
Tobacco Master Settlement Fund balances	60,496	0	60,496	0	0	0.0
Transfer to DPS adjustment	25,873	0	0	12,626	13,247	0.0
Technical Services base adjustment	9,430	9,430	0	0	0	0.0
Waste tire revenue adjustment	17,325	0	17,325	0	0	0.0
Technical corrections to departmental indirects	0	0	0	0	0	0.0
Office of Health Equity adjustments	0	0	(3,370,121)	3,370,121	0	0.0
Community provider rate	0	0	0	0	0	0.0
Informational funds adjustment	(10,830,110)	0	0	0	(10,830,110)	10.2
Contaminated Sites base adjustments	(810,518)	0	(810,518)	0	0	0.0
Medical Marijuana Fund balance	(700,000)	0	(700,000)	0	0	(6.6)
Health Disparities Grant fund balance	(629,101)	0	(629,101)	0	0	0.0
Amendment 35 revenue adjustment	(538,580)	(3,963)	(502,913)	(31,704)	0	0.0
Hazardous Waste base adjustments	(324,781)	0	(324,781)	0	0	0.0
(9) (B) CDCP administration base adjustment	(305,656)	0	(305,656)	0	0	0.0
Necessary document assistance program	(300,000)	(300,000)	0	0	0	0.0
School-Based Health Centers base adjustment	(188,539)	(188,539)	0	0	0	0.0
TMS adjustment	(92,616)	0	(92,616)	0	0	0.0
(4) (D) Stationary Sources base adjustment	(38,853)	0	(38,853)	0	0	0.0
(8) (A) Administration base adjustment	<u>(7,008)</u>	<u>0</u>	<u>(7,008)</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$555,409,346</b>	<b>\$45,850,596</b>	<b>\$178,877,057</b>	<b>\$40,777,704</b>	<b>\$289,903,989</b>	<b>1,303.1</b>
<b>Increase/(Decrease)</b>	\$17,697,604	(\$2,164,691)	\$20,979,488	\$3,132,700	(\$4,249,893)	14.5
Percentage Change	3.3%	(4.5%)	13.3%	8.3%	(1.4%)	1.1%
<b>FY 2016-17 Executive Request</b>	<b>\$560,680,149</b>	<b>\$47,771,311</b>	<b>\$175,049,724</b>	<b>\$37,157,445</b>	<b>\$300,701,669</b>	<b>1,297.5</b>
Request Above/(Below) Recommendation	\$5,270,803	\$1,920,715	(\$3,827,333)	(\$3,620,259)	\$10,797,680	(5.6)

## **Description of Incremental Changes**

### **FY 2015-16**

**Long Bill Supplemental - FY 2016-17 BA2 Marijuana proficiency testing:** The recommendation includes an increase of \$31,372 cash funds from the Marijuana Tax Cash Fund and 0.3 FTE for the Laboratory Services Division to continue working on completion of the marijuana testing reference library and develop and implement a marijuana proficiency testing program. The recommendation is that this appropriation be included in the Long Bill as a Long Bill supplemental.

### **FY 2016-17**

**R1 Family planning purchase of services increase:** The recommendation includes an increase of \$2,511,135 General Fund to expand the Family Planning Program.

**R2 General Fund for clean water sectors:** The recommendation is to deny this request in light of the current conversations between staff, the Department, the Committee, and stakeholders for a long-term solution to sustainable funding for the Clean Water Sectors.

**R3 EMTS grants program:** The recommendation includes an increase of \$1,750,000 cash funds from the Emergency Medical Services Cash Fund (Fund) to increase the number of grants provided through the Emergency Medical and Trauma Grants Program (EMTS Grants Program).

**R4 Cervical cancer eligibility expansion:** The recommendation is to approve the Department's request to expand the age of women eligible for screening from 40 to 64 years old to 21 to 64 years old. This recommendation will increase treatment costs in the Breast and Cervical Cancer Treatment Program in the Department of Health Care Policy and Financing by \$291,582 total funds, of which \$107,119 is cash funds and \$184,409 is federal Medicaid funds.

**R5 Long Bill adjustments:** The recommendation is to approve the Department's request for a number of net zero funding adjustments to the Long Bill structure to align the Long Bill appropriations and names with programmatic responsibilities.

**R6 Compliance and reporting accountant:** The recommendation includes an increase of \$63,827 reappropriated funds from department indirect recoveries and 1.1 FTE to enable the Department to add 1.1 FTE to the Department's Accounting Office.

**R7 Lab building maintenance and repair:** The recommendation includes an increase of \$370,413 reappropriated funds from departmental indirect cost recoveries to pay for maintenance and repairs at the state owned State Laboratory Building.

**R8 Leave payouts increase:** The recommendation includes an increase of \$384,636 reappropriated funds from departmental indirect cost recoveries to the leave payouts line item.

**R9 Cubicle replacement:** The recommendation includes an increase of \$371,181 reappropriated funds from indirect cost recoveries to replace cubicles.

**RM1 Health survey data collection:** The recommendation includes an increase of \$238,000 cash funds from the Marijuana Tax Cash Fund to comply with the requirements of S.B. 13-283 (Amendment 64 Consensus Recommendations), which required the Department to monitor the health effects of marijuana and to collect the data on a county level.

**RM2 Poison center enhanced marijuana data collection:** The recommendation includes an increase of \$123,383 cash funds from the Marijuana Tax Cash Fund for a contract with the Rocky Mountain Poison and Drug Center to develop a data system to collect detailed information on the type, name, and source of the marijuana products discussed in calls to the Center.

**BA1 Trusted adult campaign:** The recommendation includes an increase of \$925,000 cash funds from the Marijuana Tax Cash Fund for the Department to expand the youth education campaign to include trusted adults.

**BA2 Marijuana lab proficiency testing:** The recommendation includes an increase of \$47,330 cash funds from the Marijuana Tax Cash Fund and 0.7 FTE for the Department to continue work on completing the marijuana testing reference library and to develop and implement a marijuana proficiency testing program.

**BA3 Oil and gas data analysis:** The recommendation includes an increase of \$418,144 total funds, of which \$209,072 is cash funds from the Stationary Sources Control Fund for the data analysis of oil and gas data collected through the Air Quality Dispersion Study and Garfield County Study.

**BA4 Substance abuse prevention:** The recommendation includes an increase of \$7,204,555 cash funds from the Marijuana Tax Cash Fund and 4.5 FTE for the Department to issue grants through the Communities that Care Model to 45 communities across the state.

**BA5 Retail marijuana health research grants:** The recommendation includes an increase of \$343,622 cash funds from the Marijuana Tax Cash Fund to issue grants for research on the health effects of retail marijuana using the existing infrastructure of the Medical Marijuana Research Program.

**BA6 Pompe testing reduction:** The recommendation includes a reduction of \$6,797 cash funds from the Newborn Screening and Genetic Counseling Cash Fund to remove the second year costs that would have been incurred if the Pompe disorder was added to the newborn screening panel.

**BA7 OIT marijuana platform:** The recommendation is pending the Committee action on the priorities request in the Office of Information Technology for the Office of Information Technology to build a marijuana information and data platform.

**COAHC1 Request for FY 2016-17 funding:** The recommendation includes an increase of \$177,755 General Fund for the Commission on Affordable Health Care (COAHC) to complete their statutory duties by July 1, 2016. The recommendation includes legislation to remove the continuous spending authority from the Commission on Affordable Health Care Cash Fund.

**Non-prioritized requested changes:** The recommendation is pending for requests originating in the Department of Personnel (two requests), and the Governor's Office of Information Technology (two requests).

**Centrally appropriated line items:** The recommendation includes adjustments to centrally appropriated line items for the following based on Committee action to date: state contributions for health, life, and dental benefits; merit pay; salary survey; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; shift differential; vehicle lease payments; workers' compensation; legal services; administrative law judges; payment to risk management and property funds; Capitol complex leased space; payments to OIT; and CORE operations.

**Annualize prior year budget actions:** The recommendation includes a number of changes to annualize funding decisions made through the prior year Long Bill.

**Annualize prior year legislation:** The recommendation includes adjustments related to prior year legislation.

**Annualize salary survey and merit pay:** The recommendation includes adjustments to numerous personal services line items for adjustments related to the annualization of FY 2015-16 salary survey and merit pay. The reduction is due to the Department not using all the funds appropriated for salary survey and merit pay in FY 2015-16.

**Prevention, Early Detection, and Treatment Fund balance:** The recommendation includes an increase of \$7,738,141 cash funds from the Prevention, Early Detection, and Treatment Fund to appropriate the uncommitted fund balance for Cancer, Cardiovascular Disease, and Chronic Pulmonary Disease Grants. Since these funds are from Amendment 35 revenue, they are constitutionally limited in their use for three programs including Cancer, Cardiovascular Disease, and Chronic Pulmonary Disease Grants.

**Waste tire cash funds balances:** The recommendation includes an increase of \$3,339,759 cash funds from the three waste tire funds to appropriate the uncommitted fund balances in those funds to the Waste Tire Program line items (Waste Tire Administration, Market Development, and End User Rebates). The primarily reason for the large uncommitted fund balance is due to a lower rebate amount than could have been paid for calendar year 2015 from the End User Fund pursuant to H.B. 14-1352 (Update Waste Tire Management System).

**Recycling Resources Economic Opportunity Fund balance:** The recommendation includes an increase of \$2,000,000 cash funds from the Recycling Resources Economic Opportunity Fund to appropriate the uncommitted fund balance to the Recycling Resources Economic Opportunity Program line item. There is a large uncommitted fund balance because the statutory fee was increased for this fund but there was not an associated increase in spending authority.

**Tobacco Education, Prevention, and Cessation Fund balance:** The recommendation includes an increase of \$1,051,983 cash funds from the Tobacco Education, Prevention, and Cessation Fund to appropriate the uncommitted fund balance which consists of Amendment 35 Tobacco Tax revenues. The appropriation increase is to the Tobacco Education, Cessation, and Prevention Grants line item.

**Tobacco Master Settlement Fund balances:** The recommendation includes an increase of \$60,496 cash funds from the Drug Assistance Program Fund, the AIDS and HIV Prevention Fund, and the Public Health Services Support Fund to appropriate uncommitted Tobacco Master Settlement revenues in those funds that would otherwise revert to the Tobacco Litigation Fund. The appropriation increases are to the Ryan White Operating Expenses line item from the Drug Assistance Program Fund, the AIDS and HIV Operating Expenses line item from the AIDS and HIV Prevention Fund, and Distributions to Local Public Health Agencies from the Public Health Services Support Fund.

**Transfer to DPS adjustment:** The recommendation includes an increase of \$25,873 total funds to reflect adjustments in the Department of Public Safety (DPS) costs paid for with Medicaid and Medicare funds that are reappropriated from the Department of Public Health and Environment.

**Technical Services base adjustment:** The recommendation includes an increase of \$9,430 General Fund to appropriate 10.0 percent of the funds appropriated in FY 2015-16 for the first year of data analysis of the data collected by the Front Range Air Pollution and Photochemistry Experiment due to the time required to finalize the contract.

**Waste tire revenue adjustment:** The recommendation includes adjustments to the projected amount of waste tire revenue for FY 2016-17.

**Technical corrections to departmental indirects:** The recommendation includes a number of net zero adjustments between line items to make technical corrections to the appropriations for departmental indirect cost recoveries.

**Office of Health Equity adjustments:** The recommendation includes a correction to the way funds reappropriated to the Office of Health Equity are reflected in the Long Bill.

**Community provider rate:** The recommendation includes no community provider rate change for Local Public Health Agencies in accordance with current Committee policy.

**Informational funds adjustment:** The recommendation includes a number of positive and negative adjustments to federal funds appropriated in the Long Bill for informational purposes, based on recent actual expenditure of these funds.

**Contaminated sites base adjustments:** The recommendation includes a reduction of \$810,518 cash funds for base adjustments to appropriations for line items in (6) (D) Contaminated Site Cleanups and Remediation Programs based on recent actual expenditure of those line items.

**Medical Marijuana Fund balance:** The recommendation includes a reduction of \$700,000 cash funds from the Medical Marijuana Program Cash Fund based on available funds for expenditure in FY 2016-17.

**Health Disparities Grant Fund balance:** The recommendation includes a reduction of \$629,101 cash funds from the Health Disparities Grant Fund balance based on available funds for grants in FY 2016-17.

**Amendment 35 revenue adjustment:** The recommendation includes adjustments to the amount of Amendment 35 revenues projected to be received in FY 2016-17.

**Hazardous Waste base adjustments:** The recommendation includes a reduction of \$324,781 cash funds for base adjustments to appropriations for line items in (6) (B) Hazardous Waste Control Program based on recent actual expenditure of those line items.

**(9) (B) CDCP administration base adjustment:** The recommendation includes a reduction of \$305,656 cash funds from donations appropriated to the Chronic Disease and Cancer Prevention (CDCP) Grants Program line item because no donations have been expended in prior years.

**Necessary document assistance program:** The recommendation includes a reduction of \$300,000 General Fund for the Necessary Document Assistance Program because there is no clear statutory authority for this program.

**School-Based Health Centers base adjustment:** The recommendation includes a reduction of \$188,539 General Fund for School-Based Health Centers based on recent actual expenditures.

**TMS adjustment:** The recommendation includes adjustments related to the projected amount of Tobacco Master Settlement (TMS) revenue for FY 2016-17.

**(4) (D) Stationary Sources base adjustment:** The recommendation includes a reduction of \$38,853 cash funds for the Stationary Sources Program based on recent actual expenditures of these funds.

**(8) (A) Administration base adjustment:** The recommendation includes a reduction of \$7,008 cash funds appropriated to (8) (A) Administration line item because these funds have not been expended in recent years.



### **Major Differences from the Request**

Staff has included a recommendation to increase the FY 2015-16 appropriation to the Laboratory Services Division by \$31,669 cash funds and 0.3 FTE for the development of the marijuana reference library and marijuana proficiency testing program.

Overall, staff's recommendations for FY 2016-17 are \$5.4 million lower than the request including the following significant differences:

- Staff is recommending a net increase of \$12,861,278 cash funds from various cash funds to appropriate the uncommitted excess cash fund balances. The Department did not request any changes to account for uncommitted cash fund balances;
- Staff's recommendation includes a reduction of \$10,830,110 federal funds appropriated for informational purposes based on recent actual expenditures. The Department request did not include any changes to informational federal funds;
- Staff recommendations included a reduction of \$2,212,161 total funds, of which \$488,539 is General Fund for base adjustments to various line items based on recent actual expenditures. The Department request did not include any base adjustments;
- Staff's recommendation for the retail marijuana health research grants is \$2,147,253 cash funds lower than the Department's request in accordance with the recommendation to appropriate the first year of grants only;
- Staff's recommendation for funding for the Trusted Adult Campaign is \$1,450,000 cash funds from the Marijuana Tax Cash Fund lower than the Department's request in accordance with the recommendation to use the additional funds to expand the existing youth prevention campaign;
- Staff does not recommend the \$1,208,007 General Fund for subsidy of the Clean Water Sectors; and
- Staff recommendations include a reduction of \$631,196 total funds for revenue adjustments related to Amendment 35 Tobacco Tax and the Tobacco Master Settlement.

## **Decision Items Affecting Multiple Divisions**

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### **➔ R5 Long Bill Adjustments**

*Request:* The Department requests three net zero adjustments to adjust the appropriations to align with operational practices of the Department. The three changes are:

- Transfer of \$300,000 General Fund for the Necessary Document Assistance Grant Program from the (2) Center for Environmental Health and Information to (1) (B) Office of Health Equity;
- Transfer of \$180,000 cash funds and 2.0 FTE from (6) (D) Contaminated Site Cleanups and Remediation to (6) (C) Solid Waste Program; and
- Transfer of \$75,000 General Fund and 1.0 FTE from (10) Health Facilities and Emergency Medical Services to (8) Disease Control and Environmental Epidemiology Division.

Additionally the Department's request includes the following name changes:

- Change the name of (1) (B) Office of Health Disparities to Office of Health Equity;
- Change the name of (1) (C) Local Public Health Agencies to Office of Planning, Partnerships and Improvement; and
- Change the name of (2) Center for Health and Environmental Information to Center for Health and Environmental Data.

*Recommendation:* Staff recommends the Committee approve the requested changes so that the Department's Long Bill titles and appropriations reflect the operational practices of the Department.

*Analysis:*

#### Requested Name Changes

The requested change to (1) (B) Office of Health Equity will align the Long Bill name with the statutory name in Section 25-4-2204 (1), C.R.S. The other two name changes reflect the Department's work of lean and quality improvement efforts to ensure the programs are providing services and conducting work that aligns with statutory requirements and best practices. Staff recommends the name changes.

#### Appropriation Adjustments

The transfer of \$300,000 General Fund for the Necessary Document Assistance Grant Program would place the funding within the Office of Health Equity which works with disparate populations and has existing infrastructure to award and monitor grants. The current location of the Necessary Document Assistance Grant Program is within the Center for Health and Environment Data which does not have the infrastructure to award grants and primarily works on maintaining records of births, deaths, marriages and other events. Staff recommends the appropriation be moved to the Office of Health Equity. Staff will make a recommendation on the funding amount in a staff initiated item at the beginning of Division 1.

The transfer of \$180,000 cash funds and 2.0 FTE from (6) (D) Contaminated Site Cleanups and Remediation to (6) (C) Solid Waste Program is due to a lower workload demand for Contaminated Site Cleanups and Remediation and a higher work load for the Solid Waste Program. The workload reduction for Contaminated Site Cleanups and Remediation is because several CERCLA sites are transitioning from cleanup stages to operations and maintenance stages. Sites that have completed the cleanup work and now exist as operation and maintenance sites require less oversight and management by the Department. The current positions being transferred are vacant and will not be filled by the Contaminated Site Cleanups and Remediation Program. The Solid Waste Program is experiencing a 25.0 percent increase in new permit requests and requests for permit modifications. This additional workload is equal to 3,800 staff hours (1.8 FTE). In addition, the volume of solid waste has increase in recent years as the economy has improved which has increased the inspection workload on the Solid Waste Program by 1,000 hours (0.5 FTE). There are existing efficiencies with in the Solid Waste Program for which the 0.3 FTE difference from workload demands and the FTE increase from the request transfer would be absorbed. Staff recommends the transfer of spending authority and FTE so that the Solid Waste Program can meet workload demands.

The transfer of \$75,000 General Fund and 1.0 FTE from (10) Health Facilities and Emergency Medical Services to (8) Disease Control and Environmental Epidemiology Division will place the funds used to track the prevalence of infections that are acquired by patients in health care settings (called the Hospital Acquired Infection Program) within the division that is responsible for tracking infections in any setting. The Hospital Acquired Infection Program was initially housed in Division 10 because of the relationship between licensing and overseeing health care facilities, but now the Department is request the transfer because Division 8 has the support and expertise that would be beneficial to the Hospital Acquired Infection Program. Staff recommends the Committee approve the transfer so that one division is responsible for tracking the prevalence of infections regardless of setting.

**➔ Informational - Tobacco Master Settlement Revenue**

The following table summarizes the Committee's actions during the February 4, 2016 Tobacco Master Settlement figure setting presentation on the distribution of Tobacco Master Settlement funds for Department programs in FY 2016-17.

<b>Summary of Distribution of Tobacco Master Settlement Funds for Department Programs</b>	
<b>Division, Line item</b>	<b>FY 2016-17 Amount</b>
(1) Administration and Support	
(C) Local Public Health Planning and Support	\$1,775,491
(8) Disease Control and Environmental Epidemiology	
(A) Immunizations	\$1,008,397
(B) Sexually Transmitted Infections, HIV, and AIDS - Colorado HIV and AIDS Program	1,751,471
(B) Ryan White Act - Drug Assistance Program	3,065,075
<i>Subtotal Disease Control and Environmental Epidemiology</i>	<i>\$5,824,943</i>

*JBC Staff Figure Setting: FY 2016-17*  
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<b>Summary of Distribution of Tobacco Master Settlement Funds for Department Programs</b>	
<b>Division, Line item</b>	<b>FY 2016-17 Amount</b>
(9) Prevention Services Division	
(B) Oral Health Programs	200,000
(C) Primary Care Office	250,000
<i>Subtotal Prevention Services Division</i>	<u>\$450,000</u>
<b>Total FY 2015-16 Department Tobacco Master Settlement Funds</b>	<b>\$8,039,639</b>

**➔ Informational - Amendment 35 Revenue**

The following table summarizes the Committee's actions during the February 4, 2016 Amendment 35 figure setting presentation on the distribution of Amendment 35 funds for Department programs in FY 2016-17.

<b>Summary of Distribution of Amendment 35 Funds for Department Programs</b>	
<b>Division, Line item</b>	<b>FY 2016-17 Amount</b>
(1) Administration and Support	
(B) Health Disparities Grant Program	\$3,389,040
(2) Center for Health Information and Data	
(A) Health Statistics and Vital Records	283,884
(8) Disease Control and Environmental Epidemiology Division	
(C) Immunizations Operating	423,630
(9) Prevention Services Division	
(B) Tobacco Education Programs Fund	\$22,593,600
(B) Prevention, Early Detection and Treatment Fund	14,401,956
(B) Breast and Cervical Cancer Program	<u>4,518,720</u>
<i>(9) Subtotal</i>	<u>\$41,514,276</u>
<b>Total FY 2015-16 Department Amendment 35 Funds</b>	<b>\$45,610,830</b>

**➔ Informational - Annualization of Salary Survey and Merit Pay**

The Department's request and the staff recommendations do not include the annualization of salary survey and merit pay funded with federal funds because increasing the federal funds appropriation does not result in additional federal funds. The allowable amounts for personal services are built into the grant contracts and adjusting the appropriation does not impact the grant contract amounts.

For any line item with FTE which does not have an increase for the annualization of salary survey and merit pay the Department had existing spending authority to cover the salary survey and merit pay increases without requiring a portion of the centrally appropriation funds. The reason for this is typically due to vacancy savings or savings from an employee starting at a lower pay than initially budgeted for. The Department has the discretion to determine which line items require the centrally appropriated dollars for salary survey and merit pay.

**➔ Staff Initiated Adjustments to Federal Funds**

This document proposes a number of adjustments to the informational appropriations of federal funds. These appropriations are designed to reflect amounts that are anticipated to be received in FY 2016-17. The Department's November 1 request includes the amount of federal funds received in the most recent fiscal year. The Department does not adjust the federal funds appropriations in the request and sets the request equal to last year's appropriation. This approach is understandable given the uncertain status of an informational federal funds appropriation and the difficulties the Department faces when trying to forecast federal grant revenue. However, repeatedly setting the request equal to last year's request can create situations in which the federal funds listed in the Long Bill are badly out of date based on what was actually expended.

**Staff recommends the FY 2016-17 federal funds appropriations are adjusted to equal the actual federal funds received in FY 2014-15, if the difference from the FY 2016-17 appropriation and FY 2014-15 actual exceeds \$100,000.** The recommended appropriations are rounded to the nearest hundred because these are informational funds and trying to indicate down to the dollar the amount in the Long Bill projects a level of certainty staff does not have. Actions that the Committee may take to balance the budget later this session may alter these adjustments, and staff requests permission to make any necessary adjustments to align the informational federal funds appropriations with any Committee policies.

## (1) Executive Director’s Office

The Administration and Support Division is comprised of three subdivisions:

(A) *Administration* subdivision provides department-wide administrative services including: accounting, budgeting, human resources, and purchasing. The appropriations for this subdivision include funds for expenses incurred through the provision of department-wide services, and centrally appropriated personnel line items like salary survey and health, life and dental. Funding for this subdivision is primarily from reappropriated funds primarily from departmental indirect cost recoveries and a small amount from Medicaid reappropriated funds. Additionally General Fund, cash funds including the AIR subaccount of the Highway Users Tax Fund, and federal funds comprise the appropriation.

(B) *Office of Health Equity* provides grants for health initiatives aimed at reducing and eliminating disparities currently existing in the provision of health services across the state. Funding for this subdivision is primarily Amendment 35 tobacco tax revenue that is transferred into the Health Disparities Grant Fund, and a small amount of General Fund for the Necessary Document Assistance Program.

(C) *Office of Planning and Partnerships* - oversees the distribution of state funds to local public health agencies. Funding for this subdivision is a combination of General Fund, cash funds from the Tobacco Master Settlement Agreement moneys, and federal funds.

<b>Administration and Support</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$57,970,629	\$11,080,714	\$14,553,118	\$29,996,607	\$2,340,190	89.9
Other legislation	<u>1,043,560</u>	<u>0</u>	<u>1,068,560</u>	<u>(25,000)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$59,014,189</b>	<b>\$11,080,714</b>	<b>\$15,621,678</b>	<b>\$29,971,607</b>	<b>\$2,340,190</b>	<b>89.9</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$59,014,189	\$11,080,714	\$15,621,678	\$29,971,607	\$2,340,190	89.9
R5 Long bill adjustments	300,000	300,000	0	0	0	0.0
R6 Compliance and reporting accountant	63,827	0	0	63,827	0	1.1
R7 Lab building maintenance and repair	370,413	0	0	370,413	0	0.0
R8 Leave payouts increase	384,636	0	0	384,636	0	0.0
R9 Cubicle replacement	371,818	0	0	371,818	0	0.0
BA4 Substance abuse prevention	24,058	0	24,058	0	0	0.0
BA7 OIT marijuana platform	221,925	0	221,925	0	0	0.0
Non-prioritized requested changes	380,127	147,153	0	232,974	0	0.0
Centrally appropriated line items	6,297,202	443,866	766,388	(1,555,381)	6,642,329	0.0

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<b>Administration and Support</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
Annualize prior year legislation	(1,088,024)	0	(1,088,024)	0	0	0.0
Annualize salary survey and merit pay	(979,558)	(202,734)	(700,344)	(76,480)	0	0.0
Tobacco Master Settlement Fund balances	29,675	0	29,675	0	0	0.0
Office of Health Equity adjustments	0	0	(3,370,121)	3,370,121	0	0.0
Community provider rate	0	0	0	0	0	0.0
Health Disparities Grant fund balance	(629,101)	0	(629,101)	0	0	0.0
Amendment 35 revenue adjustment	(31,704)	0	0	(31,704)	0	0.0
Necessary document assistance program	(300,000)	(300,000)	0	0	0	0.0
TMS adjustment	<u>(21,115)</u>	<u>0</u>	<u>(21,115)</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$64,408,368</b>	<b>\$11,468,999</b>	<b>\$10,855,019</b>	<b>\$33,101,831</b>	<b>\$8,982,519</b>	<b>91.0</b>
<b>Increase/(Decrease)</b>	\$5,394,179	\$388,285	(\$4,766,659)	\$3,130,224	\$6,642,329	1.1
Percentage Change	9.1%	3.5%	(30.5%)	10.4%	283.8%	1.2%
<b>FY 2016-17 Executive Request:</b>	<b>\$65,280,158</b>	<b>\$11,768,999</b>	<b>\$14,825,370</b>	<b>\$29,703,270</b>	<b>\$8,982,519</b>	<b>91.0</b>
Request Above/(Below) Recommendation	\$871,790	\$300,000	\$3,970,351	(\$3,398,561)	\$0	0.0

## DECISION ITEMS - EXECUTIVE DIRECTOR'S OFFICE

### R6 Compliance and Reporting Accountant

*Request:* The Department requests \$85,323 reappropriated funds and 1.1 FTE to support accounting compliance and reporting functions of the Department.

*Recommendation:* Staff recommends an appropriation of \$63,827 reappropriated funds from departmental indirect cost recovers and 1.1 FTE in order to provide staffing for the Accounting Office to meet reporting requirements. The following table summarizes the recommendation and provides a comparison to the request.

<b>R6 Compliance and Reporting Accountant</b>			
	<b>Request</b>	<b>Recommendation</b>	<b>Difference from Request</b>
Personal Services			
Salary	\$58,174	\$58,174	\$0
FTE	1.1	1.1	0.0
Centrally appropriated costs	20,931	0	(20,931)
<i>Personal Services Subtotal</i>	<i>\$79,105</i>	<i>\$58,174</i>	<i>(\$20,931)</i>

<b>R6 Compliance and Reporting Accountant</b>			
	<b>Request</b>	<b>Recommendation</b>	<b>Difference from Request</b>
Operating Expenses			
One-time	\$5,173	\$4,703	(\$470)
On-going	950	950	0
<i>Operating Expenses Subtotal</i>	<i>\$6,123</i>	<i>\$5,653</i>	<i>(\$470)</i>
<b>Total</b>	<b>\$85,228</b>	<b>\$63,827</b>	<b>(\$21,401)</b>

*Analysis:* The Department is currently unable to meet federal accounting reporting deadlines and complete billing processes on time. The reason the Department is unable to meet the reporting deadlines is a cumulative increase in federal reporting requirements, the additional work associated with the implementation of the Colorado Operations Resource Engine (CORE), and a steady increase in grant dollars over time. In hindsight this request should have been submitted before the Department was having issues meeting reporting deadlines so that the Accounting Office was properly staffed. Notwithstanding when staff believes the request should have been submitted the Department has submitted the request which staff recommends so that the Accounting Office is able to meet reporting and billing time lines.

**➔ R7 Lab Building Maintenance and Repair**

*Request:* The Department requests \$419,957 reappropriated funds from departmental indirect cost recoveries for onetime maintenance repairs and ongoing maintenance and custodial costs of the state-owned Public Health and Environment Laboratory Building.

*Recommendation:* Staff recommends the Committee approve \$370,413 reappropriated funds so the State Laboratory can pay for increase costs associated with custodial services and general maintenance costs, as well as one-time costs for architectural and mechanical improvements. The difference from the request is the recommendation used difference assumptions for ongoing costs than the Department as summarized in the analysis section below.

*Analysis:* The Department's request is comprised of two components: first is a base-building increase for general maintenance and custodial costs, and the second is for one-time funds to address architectural and mechanical issues. Note the operating request is supplemented by a capital construction request.

General Maintenance and Custodial Services

Prior to the request the Department has been able to utilize existing spending authority to address the general maintenance needs and pay for the custodial service costs of the State Laboratory. The Department has identified a need for additional funds for these costs as the building ages which has increased the general maintenance and repairs costs over time. Contractual costs for custodial services have increased due to increases in contract agreements. The Department uses the custodial services to pay for cleaning services, exterior grounds maintenance, repair and maintenance supplies, and supplies required for the operation of the build security and building



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access systems, as well as other automated systems within the building. The following table summarizes the Department's request and assumptions used to calculate the request.

<b>Summary of Requested On-Going Increases for State Laboratory Maintenance</b>					
	<b>FY 2012-13 Expenditures</b>	<b>FY 2013-14 Expenditures</b>	<b>FY 2014-15 Expenditures</b>	<b>FY 2016-17 Request</b>	<b>Assumptions used to calculated request</b>
<b>Services</b>					
Cleaning Services	\$77,710	\$69,611	\$67,806	\$71,196	5.0 percent contractual increase
Waste Disposal	19,664	14,476	15,262	16,025	
Exterior Grounds/Snow Removal	4,366	2,302	2,949	3,206	3 year average
Building maintenance and repair services	28,848	44,948	56,435	65,115	3 year average + 50%
Equipment maintenance and repair services	63,457	36,398	59,556	79,705	3 year average + 50%
General services	<u>21,246</u>	<u>7,230</u>	<u>9,926</u>	<u>19,201</u>	3 year average + 50%
<i>Subtotal Services</i>	<i>\$215,291</i>	<i>\$174,965</i>	<i>\$211,934</i>	<i>\$254,448</i>	
<b>Supplies</b>					
Repair and maintenance supplies	\$34,340	\$32,699	\$38,414	\$52,726	3 year average + 50%
Computers/supplement/software	6,202	29,193	11,601	15,665	3 year average
General supplies and materials	<u>16,025</u>	<u>35,002</u>	<u>9,909</u>	<u>30,468</u>	3 year average + 50%
<i>Subtotal Supplies</i>	<i>\$56,567</i>	<i>\$96,894</i>	<i>\$59,924</i>	<i>\$98,859</i>	
<b>Total</b>	<b>\$271,858</b>	<b>\$271,859</b>	<b>\$271,858</b>	<b>\$353,307</b>	
<b>Difference from Appropriation</b>				<b>\$81,449</b>	

The recommendation includes two differences from the request which are outlined in the following table.

Difference #1

Staff recommendation is lower than the request for equipment maintenance and repair services, general services, and repair and maintenance supplies because the recent actual expenditures have not had a significant increase that would justify the need for a 50.0 percent increase. Staff does believe there is a need for an increase as the building ages and provided a 5.0 percent increase for this purpose based on historical expenditures and inflation.

Difference #2

The cost for general supplies and materials did not increase in a manner to justify a 50.0 percent increase; therefore staff used the three year average which provided an increase for the service above the FY 2014-15 actual expenditure. If costs continue to increase each year the Department should use the budget process to address these increases in future years.

*JBC Staff Figure Setting: FY 2016-17*  
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<b>Summary of Requested On-Going Increases for State Laboratory Maintenance</b>				
	<b>Request</b>	<b>Recomm.</b>	<b>Difference from Request</b>	<b>Assumptions used to calculated recommendation</b>
<b>Services</b>				
Cleaning Services	\$71,196	\$71,196	\$0	5.0 percent contractual increase
Waste Disposal	16,025	16,025	0	
Exterior Grounds/Snow Removal	3,206	3,206	0	3 year average
Building maintenance and repair services	65,115	65,115	0	3 year average + 50%
Equipment maintenance and repair services	79,705	62,534	(17,171)	FY 2014-15 expenditure + 5.0%
General services	<u>19,201</u>	<u>12,801</u>	<u>(6,400)</u>	3 year average
<i>Subtotal Services</i>	<i>\$254,448</i>	<i>\$230,877</i>	<i>(23,571)</i>	
<b>Supplies</b>				
Repair and maintenance supplies	\$52,726	\$36,909	(\$15,817)	3 year average + 5%
Computers/supplement/software	15,665	15,665	0	3 year average
General supplies and materials	<u>30,468</u>	<u>20,312</u>	<u>(10,156)</u>	3 year average
<i>Subtotal Supplies</i>	<i>\$98,859</i>	<i>\$72,886</i>	<i>(25,973)</i>	
<b>Total</b>	<b>\$353,307</b>	<b>\$303,763</b>	<b>(49,544)</b>	
<b>Difference from Appropriation</b>	<b>\$81,449</b>	<b>\$31,905</b>		

Architectural and Mechanical Issues

In May 2015, the Department contracted with RMH Group for the audit which details the condition of the building and necessary repairs. The report details numerous repairs required to keep the State Laboratory Building and equipment running properly. The majority of recommended repairs cannot be made within existing spending authority. The request is based on the audit report. The Department has submitted a capital construction and controlled maintenance request for the more costly items, such as roof replacement, identified in the report. The following table summarizes the improvements that will be funded through this request.

<b>Summary of Architectural And Mechanical Improvements</b>		
	<b>Operating Budget Request</b>	<b>Capital Construction Request</b>
<b>Architectural Systems</b>		
Columns and Exterior Walls	\$75,916	\$0
Flooring Systems	57,987	0
Roof System	37,904	638,600
Ceiling System	17,819	0
Interior Walls and partitions	63,183	0
Window Systems	10,185	0
Doors	12,355	0
Parking Lot and Site	<u>6,083</u>	<u>0</u>
<i>Subtotal Architectural Systems</i>	<i>\$281,432</i>	<i>\$638,600</i>

<b>Summary of Architectural And Mechanical Improvements</b>		
	<b>Operating Budget Request</b>	<b>Capital Construction Request</b>
<b>Mechanical Systems</b>		
Cooling and Ventilation System	\$10,300	\$108,150
Heating System	12,978	0
Plumbing System	13,854	20,600
Electrical System	5,709	0
Life Safety System	<u>14,235</u>	<u>0</u>
<i>Subtotal Mechanical Systems</i>	<i>\$57,076</i>	<i>\$128,750</i>
<b>Total</b>	<b>\$338,508</b>	<b>\$767,350</b>

The Committee had asked during briefing why this request was not submitted as a controlled maintenance request. Section 24-30-1301 (4) (b), C.R.S. states that controlled maintenance means corrective repairs or replacement, including improvements for health, life safety, and code requirements, of the fixed equipment necessary for the operation of real property, when such work is not funded in a state agency's operating budget. Since statute allows for controlled maintenance to be funded in the operating budget, and the Department can fund a portion of the work with indirect cost recoveries, the Department made the decision to include the request in the operating budget. If the Committee decides to fund all or a portion of the request in the capital construction budget, it would not be possible to use departmental indirect cost recoveries. Therefore the funding would either have to be Capital Construction Fund, or cash funds from the Laboratory Services Fund which would drive a fee increase.

**➔ R8 Leave Payouts Line Item Increase**

*Request:* The Department requests an appropriation of \$271,199 reappropriated funds from departmental indirect costs recoveries to increase the Leave Payouts line item based recent actual expenditures from the line item and to ensure sufficient funding is available for leave payouts of federally-funded employees. The Department is also requesting permission to annual adjust the Leave Payouts line item each year based on the three year average of recent pay outs.

*Recommendation:* Staff recommends an appropriation of \$384,636 reappropriated funds from departmental indirect cost recoveries. Staff recommends the Committee approve the Department request to adjust the line, but recommends the adjustment be based on the most recent actual expenditure and not the three year average. Staff also recommends the addition of the following footnote to the leave payouts line item:

Department of Public Health and Environment, Administration and Support Division, Administration, Leave Payouts -- It is the intent of the General Assembly that the Department use this line item to pay leave payouts for cash funded and federal funded employees only.

*Analysis:*

The Department includes leave payouts in the departmental indirect cost plan. The reason the Department does this is because OMB Circular A-87 prohibits leave payouts for federally funded employees to come directly from the personal services portion of the grant. Leave payouts are allowed to be included in the indirect cost recoveries. The Department includes both cash and federal sources in the indirect cost recoveries collected for leave payouts. The following table summarizes the recent actual expenditures for leave payouts. The line item appropriation has not change from FY 2012-13 through FY 2014-15 and the Department has required divisions or programs to pay for leave payouts through personal services appropriations. This has caused some divisions and programs to pay twice for leave payouts, once through indirect cost recoveries and again through personal services appropriations.

<b>Leave Payouts Recent Expenditures</b>			
<b>FY 2012-13 Actual</b>	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>Average Annual Increase</b>
\$677,884	\$739,193	\$797,955	8.5%

Since the expenditure of leave payouts has increased by an average of 8.5 percent per year, staff is recommending the FY 2016-17 appropriation be \$865,781 reappropriated funds, which is \$797,955 plus an 8.5 percent increase. This recommendation is intended to provide the Department with sufficient spending authority to cover leave payouts and not require divisions and programs to pay twice for leave payouts.

The Department's request stated that the funds in the Leave Payouts line item are for all employees, including General Funded employees. The issue is that there is no General Fund appropriated to the Leave Payouts outline item which means that cash and federal fund sources could be paying the leave payouts of General Fund employees. Staff is recommending the addition of a footnote to the Leave Payouts line item to ensure that the indirect cost recoveries from cash and federal sources are only paying the leave layouts for cash and federal funded employees. The footnote would require the Department to use personal services vacancy savings to pay for General Fund employee leave payouts. This recommendation is intended to not increase the General Fund appropriation to the Department by simply adding General Fund to the leave payouts line. At this time it would not be feasible to reduce General Fund from personal services line items to offset the General Fund increase in the Leave Payouts line item without causing errors because staff does not have the resources to predict which General Fund employees would be leaving in future years. Reducing General Fund from personal services line could inadvertently under fund certain personal services lines. This is not necessary if the Department is required to pay General Fund leave payouts through General Fund personal services line items that incur vacancy savings when there is staff turnover.

**➔ R9 Cubicle Replacement**

*Request:* The Department requests \$371,818 reappropriated funds from departmental indirect cost recoveries to replace an estimated 80 cubicles. The request is for eight years total so that all cubicles can be replaced over that time.

*Recommendation:* Staff recommends the request because the current state of the Department's cubicles is poor and many cubicles are out of compliance with building and fire codes.

*Analysis:* Due to the age of the Department's cubicles and the non-standard size of some of the cubicles the Department is unable to maximize space as new employees are added to the Department. Through legislation and budget actions the Department saw a 51.2 FTE increase in FY 2015-16 alone. Additionally cubicles can only be purchased with federal funds if the cost of the new cubicles is included in the indirect cost assessment. Therefore the Department's request and staff recommendation will ensure the Department is maximizing federal funds for cubicle replacement, while accessing cash funds when necessary through the indirect cost plan. Programs that are directly funded with General Fund and cash funds can directly replace cubicles, and the Department has done so when possible in the past. The Department's request estimates the average cost of cubicle removal and replacement is \$4,473 based on the costs from Correctional Industries. The Department indicated the reason for the eight year time frame of the request is that it would not be physically possible for Correctional Industries to remove and replace all cubicles in one year, and the request represents a realistic estimate of cubicle removal and replacement.

### **BA7 OIT Marijuana Platform**

*Request:* The Department requests \$221,925 cash funds from the Marijuana Tax Cash Fund to be transferred over to the Governor's Office of Information Technology (OIT). OIT will use the funds to develop an open source data platform allowing various audiences to evaluate the impact of marijuana legalization on public health, safety and youth use. Specifically this funding will support building out the hardware, software, and technological infrastructure needed to support, maintain, and segment multi-agency marijuana related data.

*Recommendation:* Staff recommendation is pending Committee action on the prioritized request in OIT. The OIT recommendation will be made by Kevin Neimond on March 10, 2016. Staff requests permission to adjust the Payments to OIT line item based on Committee action.

### **Non-Prioritized Requests from Department of Personnel**

*Requests:* There are two non-prioritized requests from the Department of Personnel:

- NP1 Annual Fleet Vehicle is a request for an increase of \$29,476 cash funds for the annual fleet vehicle adjustment; and
- NP2 Resources for Administrative Courts is a request for an increase of \$590 reappropriated funds from departmental indirect cost recoveries for the administrative law judge services in the Department of Personnel.

*Recommendation:* Staff recommendation is pending Committee action on the prioritized requests in the Department of Personnel. The Department of Personnel operating common policy recommendations will be made by Alfredo Kemm on February 25, 2016. Staff requests permission to adjust the line items based on Committee action.

**➔ Non-Prioritized Requests from Office of Information Technology**

*Requests:* There are two non-prioritized requests from the Office of Information Technology:

- NP3 Secure Colorado is a request for an increase of \$42,403 General Fund for the Office of Information Technology to implement an advanced information security event analytics capabilities; and
- NP4 OIT Enterprise Tools is a request for an increase of \$147,153 General Fund for the Office of Information Technology to improve security on the Department's information technology resources.

*Recommendation:* Staff recommendation is pending Committee action on the prioritized requests in the Office of the Governor, Office of Information Technology. The Office of Information Technology common policy recommendations will be made by Kevin Neimond on March 10, 2016. Staff requests permission to adjust the line items based on Committee action.

**➔ NPBA1 Risk Management Adjustment**

*Request:* The Department requests an increase of \$8,087 reappropriated funds from departmental indirect cost recoveries for an adjustment to the Workers' Compensation line item.

*Recommendation:* Staff recommendation is pending Committee action on this Department of Personnel budget amendment. The recommendation will be made by Alfredo Kemm on February 25, 2016. Staff requests permission to adjust the line items based on Committee action.

**➔ Staff Initiated - Changes to the Office of Health Equity**

*Request:* The Department did not request these changes.

*Recommendation:* Staff recommends the Amendment 35 funds transferred to the Health Disparities Grant Program pursuant to Section 24-22-117 (2) (d) (III), C.R.S. and subsequently reappropriated to the Office of Health Equity be shown as reappropriated funds in the Office Health Equity. Staff also recommends any appropriation from existing fund balance to the Office of Health Equity continue to be appropriated as cash funds. Additionally staff recommends the personal services and operating expenses line items be combined into a program costs line item so that the Office of Health Equity administrative costs are treated similar to the other programs funded by Amendment 35 revenues.

*Analysis:* Any funds that are appropriated multiple times, should after the initial appropriation be shown as reappropriated funds. Since the Amendment 35 revenue for the Office of Health Equity is first appropriated as cash funds in Division 9 in the line item title "Transfer to the Health Disparities Grant Fund", the subsequent appropriation in the Office of Health Equity should be reappropriated funds. Staff's recommendation is intended to correctly reflect the source of the appropriation. Staff is recommending that any appropriation from the existing

balance of the Health Disparities Grant Fund continue to be reflected as cash fund appropriations.

The recommendation also includes the consolidation of the personal services and operating expenses line item into one Program Costs line item so that the administrative costs of this program primarily funded with Amendment 35 revenues is treated similar to the two other Amendment 35 grant programs (Tobacco Cessation, Prevention, and Education Grant Program, and Cancer, Chronic Pulmonary Disease Grant Program). Since the budget requests include a breakdown of personal services and operating expenses there will not be a loss of transparency for how much administration dollars are being spent on personal services and operating expenses. Additionally any increases to the appropriation will require the Department to submit a decision item for the Committee's consideration.

**➔ Staff Initiated - Funding for the Necessary Document Assistance Grant Program**

*Request:* The Department requested continuation funding for the Necessary Document Assistance Grant Program in the amount of \$300,000 General Fund.

*Recommendation:* Staff recommends no recommendation for the Necessary Document Assistance Grant Program because there is no clear statutory authority for the program.

*Analysis:* The funding for the Necessary Document Assistance Grant Program was added through the FY 2015-16 Long Bill process for the purpose of supporting non-state staff that assist individuals in obtaining these necessary documents (e.g. driver's licenses, birth certificates, and social security cards). The organization that currently does this type of work is called the Colorado Collaborative ID Project. The Project's website describes the Program as a "special project designed to assist low-income, disabled, homeless and elderly citizens seeking documentation of their identity and citizenship in order to obtain health care, public benefits, housing, transportation, and employment and secure other essential human rights." The activities of the Project include representation of individual clients needing assistance in complex cases; coordination of advocacy efforts including legislative, administrative and litigation approaches; technical assistance and community education involving identification issues; and management of a supplemental document fund for individuals and nonprofits to pay needed document fees. Staff is concerned, when the budget is facing revenue and expenditure constraints, whether the best use of General Fund is to offset documents fees for state and federal documents. Since there is no clear statutory authority for the Department to operate this program staff does not recommend the appropriation continue without associated statutory guidance.

**➔ Staff Initiated - Community Provider Rate for Local Public Health Agencies**

*Request:* The Department did not request this change.

*Recommendation:* Based on current Committee policy for the community provider rate, staff recommends no change to the Distributions to Local Public Health Agencies line item for the community provider rate. Staff requests permission to adjust the General Fund component of the line item based on final Committee action.

*Analysis:* During the FY 2015-16 figure setting for the Department the Committee approved including the funding for Local Public Health Agencies in the community provider rate for FY 2015-16 and all years going forward. Based on this Committee policy staff is including the Local Public Health Agencies in the community provider rate. Since the Local Public Health Agencies receive funding from Tobacco Master Settlement revenues that if not expended revert to the Tobacco Litigation Fund and are not retained for Local Public Health Agencies, staff is not recommending any provider rate (either increase or decrease) be applied to this source.

**➔ Grant Management Strategic Plan RFI**

*Recommendation:* Staff recommends the request for information be continued in FY 2015-16 with the following modifications:

The Department is requested to submit to the Joint Budget Committee by November 1, ~~2015~~ 2016 an updated strategic plan to most efficiently manage the grant programs administered by the Department. The plan should include an overview of the grant programs and the current methods used to track applications, make grant decisions, pay out grants fund, and the financial and performance standards used to monitor grantees. The plan should also include the proposed changes to improve and standardize Department methods and a timeline for implementing the proposed changes.

*Analysis:* The information provided in response to the request for information will provide staff, and the Committee with follow-up information on how the Department is implementing changes across all grant programs so that there is adequate, but not excessive level of monitoring and accountability. The FY 2015-16 response was a starting point but indicated a lot of work remained to be completed to streamline how the Department handles all the grant programs and a second year of information will enable the Committee to determine if the funding and staff provided to the Department starting in FY 2013-14 is effective in making operational changes resulting in improved monitoring and grantee outcomes.



## LINE ITEM DETAIL – EXECUTIVE DIRECTOR'S OFFICE

### (A) Administration

#### Personal Services

This line funds the personnel expenses for the Department's administration.

*Statutory Authority:* Sections 25-1-102, 25-1-106, and 25-1-109, C.R.S.

*Request:* The Department requests an appropriation of \$7,430,698 total funds and 78.3 FTE. The request includes the following change from the FY 2015-16 appropriation:

- An increase of \$79,105 reappropriated funds and 1.1 FTE for R6 Compliance and Reporting Accountant; and
- An increase for the annualization of FY 2015-16 salary survey and merit pay respectively.

*Recommendation:* Staff recommends an appropriation of \$7,409,767 total funds and 78.3 FTE. The difference from the request is that the recommendation includes \$58,174 reappropriated funds and 1.1 FTE for R6 Compliance and Reporting Accountant. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Administration, Personal Services</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	\$6,976,264	\$74,286	\$6,844,678	\$57,300	77.2
Other legislation	(25,000)	0	(25,000)	0	0.0
<b>TOTAL</b>	<b>\$6,951,264</b>	<b>\$74,286</b>	<b>\$6,819,678</b>	<b>\$57,300</b>	<b>77.2</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$6,951,264	\$74,286	\$6,819,678	\$57,300	77.2
Annualize salary survey and merit pay	400,329	2,675	129,426	268,228	0.0
R6 Compliance and reporting accountant	58,174	0	58,174	0	1.1
<b>TOTAL</b>	<b>\$7,409,767</b>	<b>\$76,961</b>	<b>\$7,007,278</b>	<b>\$325,528</b>	<b>78.3</b>
<b>Increase/(Decrease)</b>	\$458,503	\$2,675	\$187,600	\$268,228	1.1
Percentage Change	6.6%	3.6%	2.8%	468.1%	1.4%
<b>FY 2016-17 Executive Request:</b>	<b>\$7,430,698</b>	<b>\$76,961</b>	<b>\$7,028,209</b>	<b>\$325,528</b>	<b>78.3</b>
Request Above/(Below) Recommendation	\$20,931	\$0	\$20,931	\$0	0.0

**Leave Payouts**

The Department is required under state personnel rules to pay retiring and terminating employees for unused accrued leave. Pursuant to federal regulations in OMB Circular A-87, the Department cannot directly charge these costs to the federal grants. The Department uses indirect cost recoveries to pay these costs to federally funded employees. Any funds in this line item not required for the payout of federally funded employees is used to pay the leave payouts of General Fund and cash funded employees.

*Statutory Authority:* Section Sections 25-1-102, 25-1-106, and 25-1-109, C.R.S., and OMB Circular A-87.

*Request:* The Department requests an appropriation of \$738,344 reappropriated funds. The request includes an increase of \$257,199 reappropriated funds for R8 Leave Payouts Line Item Increase.

*Recommendation:* Staff recommends an appropriation of \$865,781 reappropriated funds in accordance with the staff recommendation on R8 Leave Payouts Line Item Increase. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Administration, Leave Payouts</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Reappropriated Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$481,145</u>	<u>\$0</u>	<u>\$481,145</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$481,145</b>	<b>\$0</b>	<b>\$481,145</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$481,145	\$0	\$481,145	0.0
R8 Leave payouts increase	<u>384,636</u>	<u>0</u>	<u>384,636</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$865,781</b>		<b>\$865,781</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$384,636	\$0	\$384,636	0.0
Percentage Change	79.9%	0.0%	79.9%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$738,344</b>	<b>\$0</b>	<b>\$738,344</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$127,437)	n/a	(\$127,437)	0.0

**Health, Life, and Dental**

This line funds the Department's share of the state's group health, life and dental insurance plans for state employees.

*Statutory Authority:* Sections 24-50-603 (9) and 24-50-611, C.R.S.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Request:* The Department requests an appropriation of \$10,623,757 total funds, of which \$1,195,990 is General Fund, and \$365,927 is Medicaid reappropriated funds. The request includes the following changes from the FY 2015-16 appropriation:

- An increase of \$3,641,906 total funds, of which \$92,478 is General Fund for the Department's common policy adjustment; and
- A net zero cash fund adjustment to identify centrally appropriated costs for employees funded by the Marijuana Tax Cash Fund.

*Recommendation:* Staff recommends an appropriation of \$10,639,611 total funds, of which \$1,195,990 is General Fund, and \$365,927 is Medicaid reappropriated funds. The difference from the request is that the recommendation includes \$15,854 cash funds from the Marijuana Tax Cash Fund for BA4 Substance Abuse Prevention Grants (see page 170 for additional details). The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Administration, Health, Life, and Dental</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	<u>\$6,981,851</u>	<u>\$1,103,512</u>	<u>\$3,753,458</u>	<u>\$1,160,153</u>	<u>\$964,728</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$6,981,851</b>	<b>\$1,103,512</b>	<b>\$3,753,458</b>	<b>\$1,160,153</b>	<b>\$964,728</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$6,981,851	\$1,103,512	\$3,753,458	\$1,160,153	\$964,728	0.0
Centrally appropriated line items	3,641,906	92,478	275,279	(62,350)	3,336,499	0.0
BA4 Substance abuse prevention	<u>15,854</u>	<u>0</u>	<u>15,854</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$10,639,611</b>	<b>\$1,195,990</b>	<b>\$4,044,591</b>	<b>\$1,097,803</b>	<b>\$4,301,227</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$3,657,760	\$92,478	\$291,133	(\$62,350)	\$3,336,499	0.0
Percentage Change	52.4%	8.4%	7.8%	(5.4%)	345.8%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$10,623,757</b>	<b>\$1,195,990</b>	<b>\$4,028,737</b>	<b>\$1,097,803</b>	<b>\$4,301,227</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$15,854)	\$0	(\$15,854)	\$0	\$0	0.0

**Short-term Disability**

This line item funds the Department's share of the state's short-term disability program which is administered by the Department of Personnel (PER).

*Statutory Authority:* Sections 24-50-603 (9) and 24-50-611, C.R.S.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Request:* The Department requests an appropriation of \$176,757, of which \$19,795 is General Fund, and \$6,257 is Medicaid reappropriated funds. The request includes the following changes from the FY 2015-16 appropriation:

- An increase of \$45,498 total funds, of which \$1,882 is a reduction of General Fund for the Department's common policy adjustment; and
- A net zero cash fund adjustment to identify centrally appropriated costs for employees funded by the Marijuana Tax Cash Fund.

*Recommendation:* Staff recommends an appropriation of \$176,917 total funds, of which \$19,795 is General Fund, and \$6,257 is Medicaid reappropriated funds. The difference from the request is that the recommendation includes \$160 cash funds from the Marijuana Tax Cash Fund for BA4 Substance Abuse Prevention Grants (see page 170 for additional details). The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Administration, Short-term Disability</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$131,259	\$21,677	\$71,684	\$22,018	\$15,880	0.0
<b>TOTAL</b>	<b>\$131,259</b>	<b>\$21,677</b>	<b>\$71,684</b>	<b>\$22,018</b>	<b>\$15,880</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$131,259	\$21,677	\$71,684	\$22,018	\$15,880	0.0
Centrally appropriated line items	45,498	(1,882)	(7,728)	(2,884)	57,992	0.0
BA4 Substance abuse prevention	<u>160</u>	<u>0</u>	<u>160</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$176,917</b>	<b>\$19,795</b>	<b>\$64,116</b>	<b>\$19,134</b>	<b>\$73,872</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$45,658	(\$1,882)	(\$7,568)	(\$2,884)	\$57,992	0.0
Percentage Change	34.8%	(8.7%)	(10.6%)	(13.1%)	365.2%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$176,757</b>	<b>\$19,795</b>	<b>\$63,956</b>	<b>\$19,134</b>	<b>\$73,872</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$160)	\$0	(\$160)	\$0	\$0	0.0

**S.B. 04-257 Amortization Equalization Disbursement**

This line funds the costs associated with S.B. 04-257, which requires additional state contribution for employees in PERA. The Committee approved rates for CY 2016 and CY 2017 are 4.6 percent and 5.0 percent of the FY 2015-16 base salaries.

*Statutory Authority:* Section 24-51-411, C.R.S.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Request:* The Department requests an appropriation of \$4,560,041 total funds, of which \$510,563 is General Fund and \$161,242 is Medicaid reappropriated funds. The request includes the following changes from the FY 2015-16 appropriation:

- An increase of \$1,878,076 total funds, of which \$62,553 is a reduction of General Fund for the Department's common policy adjustment; and
- A net zero cash fund adjustment to identify centrally appropriated costs for employees funded by the Marijuana Tax Cash Fund.

*Recommendation:* Staff recommends an appropriation of \$4,564,084 total funds, of which \$510,563 is General Fund, and \$161,242 is Medicaid reappropriated funds. The difference from the request is that the recommendation includes \$4,043 cash funds from the Marijuana Tax Cash Fund for BA4 Substance Abuse Prevention Grants (see page 170 for additional details). The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Administration, S.B. 04-257 Amortization Equalization Disbursement</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	<u>\$2,681,965</u>	<u>\$448,010</u>	<u>\$1,481,662</u>	<u>\$454,815</u>	<u>\$297,478</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$2,681,965</b>	<b>\$448,010</b>	<b>\$1,481,662</b>	<b>\$454,815</b>	<b>\$297,478</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$2,681,965	\$448,010	\$1,481,662	\$454,815	\$297,478	0.0
Centrally appropriated line items	1,878,076	62,553	169,601	38,327	1,607,595	0.0
BA4 Substance abuse prevention	<u>4,043</u>	<u>0</u>	<u>4,043</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$4,564,084</b>	<b>\$510,563</b>	<b>\$1,655,306</b>	<b>\$493,142</b>	<b>\$1,905,073</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$1,882,119	\$62,553	\$173,644	\$38,327	\$1,607,595	0.0
Percentage Change	70.2%	14.0%	11.7%	8.4%	540.4%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$4,560,041</b>	<b>\$510,563</b>	<b>\$1,651,263</b>	<b>\$493,142</b>	<b>\$1,905,073</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$4,043)	\$0	(\$4,043)	\$0	\$0	0.0

**S.B. 06-235 Supplemental Amortization Equalization Disbursement**

Senate Bill 06-235 created a mechanism to increase the state's effective PERA rate beginning on January 1, 2008. The Committee approved rates for CY 2016 and CY 2017 are 4.5 percent and 5.0 percent of the FY 2015-16 base salaries.

*Statutory Authority:* Section 24-51-411, C.R.S.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Request:* The Department requests an appropriation of \$4,512,541, of which \$505,245 is General Fund, and \$159,563 is Medicaid reappropriated funds. The request includes the following changes from the FY 2015-16 appropriation:

- An increase of \$1,930,457 total funds, of which \$72,508 is a reduction of General Fund for the Department's common policy adjustment; and
- A net zero cash fund adjustment to identify centrally appropriated costs for employees funded by the Marijuana Tax Cash Fund.

*Recommendation:* Staff recommends an appropriation of \$4,516,542 total funds, of which \$505,245 is General Fund, and \$159,563 is Medicaid reappropriated funds. The difference from the request is that the recommendation includes \$4,001 cash funds from the Marijuana Tax Cash Fund for BA4 Substance Abuse Prevention Grants (see page 170 for additional details). The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Administration, S.B. 06-235 Supplemental Amortization Equalization Disbursement</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	<u>\$2,582,084</u>	<u>\$432,737</u>	<u>\$1,431,151</u>	<u>\$439,310</u>	<u>\$278,886</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$2,582,084</b>	<b>\$432,737</b>	<b>\$1,431,151</b>	<b>\$439,310</b>	<b>\$278,886</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$2,582,084	\$432,737	\$1,431,151	\$439,310	\$278,886	0.0
Centrally appropriated line items	1,930,457	72,508	202,911	48,695	1,606,343	0.0
BA4 Substance abuse prevention	<u>4,001</u>	<u>0</u>	<u>4,001</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$4,516,542</b>	<b>\$505,245</b>	<b>\$1,638,063</b>	<b>\$488,005</b>	<b>\$1,885,229</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$1,934,458	\$72,508	\$206,912	\$48,695	\$1,606,343	0.0
Percentage Change	74.9%	16.8%	14.5%	11.1%	576.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$4,512,541</b>	<b>\$505,245</b>	<b>\$1,634,062</b>	<b>\$488,005</b>	<b>\$1,885,229</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$4,001)	\$0	(\$4,001)	\$0	\$0	0.0

**Salary Survey**

This line item funds the recommended salary adjustments pursuant to PER's annual compensation report done to determine if the state salary structure is comparable to general market conditions.

*Statutory Authority:* Section 24-50-104, C.R.S.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Request:* The Department requests an appropriation of \$97,284 total funds, of which \$10,776 is General Fund. The request includes the following changes from the FY 2015-16 appropriation:

- A reduction of \$805,351 total funds, of which \$111,743 is General Fund for the statewide request for no salary survey increase; and
- An increase of \$97,284 for the Department's common policy adjustment for salary survey range adjustments.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$97,284 total funds, of which \$10,776 is General Fund. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Administration, Salary Survey</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$805,351	\$111,743	\$379,129	\$113,891	\$200,588	0.0
<b>TOTAL</b>	<b>\$805,351</b>	<b>\$111,743</b>	<b>\$379,129</b>	<b>\$113,891</b>	<b>\$200,588</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$805,351	\$111,743	\$379,129	\$113,891	\$200,588	0.0
Centrally appropriated line items	97,284	10,776	59,038	1,645	25,825	0.0
Annualize salary survey and merit pay	(805,351)	(111,743)	(379,129)	(113,891)	(200,588)	0.0
<b>TOTAL</b>	<b>\$97,284</b>	<b>\$10,776</b>	<b>\$59,038</b>	<b>\$1,645</b>	<b>\$25,825</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$708,067)	(\$100,967)	(\$320,091)	(\$112,246)	(\$174,763)	0.0
Percentage Change	(87.9%)	(90.4%)	(84.4%)	(98.6%)	(87.1%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$97,284</b>	<b>\$10,776</b>	<b>\$59,038</b>	<b>\$1,645</b>	<b>\$25,825</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	\$0	\$0	0.0

**Merit Pay**

This line item provides funds to enable salary raises for classified employees according to a formula that rewards performance and gives greater percentage increases to employees at the lower end of the pay range.

*Statutory Authority:* Section 24-50-104 (1) (c), C.R.S.

*Request:* The Department requests no appropriation for this line item. The request includes a reduction of \$585,020 total funds based on the statewide request for no merit pay increases.

*Recommendation:* Staff recommends the Department's request for no appropriation. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Administration and Support, Administration, Merit Pay</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	<u>\$585,020</u>	<u>\$100,403</u>	<u>\$321,215</u>	<u>\$95,762</u>	<u>\$67,640</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$585,020</b>	<b>\$100,403</b>	<b>\$321,215</b>	<b>\$95,762</b>	<b>\$67,640</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$585,020	\$100,403	\$321,215	\$95,762	\$67,640	0.0
Annualize salary survey and merit pay	<u>(585,020)</u>	<u>(100,403)</u>	<u>(321,215)</u>	<u>(95,762)</u>	<u>(67,640)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$585,020)	(\$100,403)	(\$321,215)	(\$95,762)	(\$67,640)	0.0
Percentage Change	(100.0%)	(100.0%)	(100.0%)	(100.0%)	(100.0%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	\$0	\$0	0.0

**Shift Differential**

This line item provides additional funds for employees working outside the typical work hours of 8am to 5pm.

*Statutory Authority:* Section 24-50-104 (1) (a), C.R.S.

*Request:* The Department requests an appropriation of \$23,038 total funds. The request includes an increase of \$17,492 for the Department's common policy adjustment.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$23,038 total funds. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Administration, Shift Differential</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	<u>\$5,546</u>	<u>\$410</u>	<u>\$5,136</u>	<u>\$0</u>	<u>\$0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$5,546</b>	<b>\$410</b>	<b>\$5,136</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>



*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Administration and Support, Administration, Shift Differential</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$5,546	\$410	\$5,136	\$0	\$0	0.0
Centrally appropriated line items	<u>17,492</u>	<u>(410)</u>	<u>9,667</u>	<u>160</u>	<u>8,075</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$23,038</b>	<b>\$0</b>	<b>\$14,803</b>	<b>\$160</b>	<b>\$8,075</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$17,492	(\$410)	\$9,667	\$160	\$8,075	0.0
Percentage Change	315.4%	(100.0%)	188.2%	0.0%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$23,038</b>	<b>\$0</b>	<b>\$14,803</b>	<b>\$160</b>	<b>\$8,075</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	\$0	\$0	0.0

**Workers' Compensation**

This line item is used to pay the Department's share of the state's workers' compensation program run by PER.

*Statutory Authority:* Section 24-30-1510.7, C.R.S.

*Request:* The Department requests an appropriation of \$664,262 reappropriated funds for this purpose. The request includes a reduction of \$19,023 reappropriated funds for the Department's common policy adjustment.

*Recommendation:* Staff recommendation is pending Committee action on this operating common policy line item. Staff requests permission to adjust the line based on Committee policy.

**Operating Expenses**

This line item funds the operating expenses of the Administration subdivision.

*Statutory Authority:* Sections 25-1-102, 25-1-106, and 25-1-109, C.R.S.

*Request:* The Department requests an appropriation of \$2,316,962 reappropriated funds. The request includes the following changes from the FY 2015-16 appropriation:

- An increase of \$6,218 reappropriated funds for the operating expenses of R6 Compliance and Reporting Accountant; and
- An increase of \$371,818 reappropriated funds for R9 Cubicle Replacement.

*Recommendation:* Staff recommends an appropriation of \$2,316,397 reappropriated funds. The difference from the request is the recommendation includes \$5,653 reappropriated funds in accordance with Committee policy to fund operating expenses for new FTE when new FTE exceeds 0.5 FTE. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Administration and Support, Administration, Operating Expenses</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Reappropriated Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$1,938,926</u>	<u>\$0</u>	<u>\$1,938,926</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,938,926</b>	<b>\$0</b>	<b>\$1,938,926</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$1,938,926	\$0	\$1,938,926	0.0
R9 Cubicle replacement	371,818	0	371,818	0.0
R6 Compliance and reporting accountant	<u>5,653</u>	<u>0</u>	<u>5,653</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$2,316,397</b>		<b>\$2,316,397</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$377,471	\$0	\$377,471	0.0
Percentage Change	19.5%	0.0%	19.5%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$2,316,962</b>	<b>\$0</b>	<b>\$2,316,962</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$565		\$565	0.0

**Legal Services**

This line item is used to pay the Department of Law for the provision of legal services to all divisions except the Hazardous Material and Waste Management Division.

*Statutory Authority:* Sections 25-31-101 (1) (a), C.R.S. as defined in Section 24-75-112 (1) (i), C.R.S.

*Request:* The Department requests an appropriation of \$2,700,849 reappropriated funds for 28,427 hours. The request does not include any changes from the FY 2015-16 appropriation or hours.

*Recommendation:* Staff recommends 28,427 hours of services, and the dollar amount is pending the Committee policy of the hourly rate for FY 2016-17 legal services. Staff requests permission to adjust the line once Committee policy is established.

**Toxicology Unit Legal Services**

This line item was added through the FY 2013-14 supplemental (H.B. 14-1244) to provide funding for legal service costs related to the Toxicology Unit which was permanently closed in November 2013. The closure of the Unit eliminated the revenue from testing fees previously used to pay for legal service costs. The appropriation in this line item ensures that fees paid for other laboratory services do not subsidize expenses attributable to the Toxicology Unit.

*Statutory Authority:* Sections 25-31-101 (1) (a), C.R.S. as defined in Section 24-75-112 (1) (i), C.R.S.

*Request:* The Department requests no appropriation for this line. The request includes a reduction of \$25,178 General Fund and 265 hours because the legal services work associated with the Department's former Toxicology Unit has completed.

*Recommendation:* Staff recommends the Department's request for no appropriation because the legal work for the former Toxicology Unit has been completed.

**Administrative Law Judge Services**

This line item funds the cost of purchasing administrative law judge services from PER.

*Statutory Authority:* Section 24-30-1003 (1), C.R.S.

*Request:* The Department has requested an appropriation of \$9,958 reappropriated funds. The request includes the following changes from the FY 2015-16 appropriation:

- A reduction of \$16,170 reappropriated funds for the Department's common policy adjustment; and
- An increase of \$590 reappropriated funds for NP2 Resources for Administrative Courts.

*Recommendation:* Staff recommendation is pending Committee action on this operating common policy line item. Staff requests permission to adjust the line based on Committee policy.

**Payment to Risk Management and Property Funds**

This line item is used to reimburse PER for the Department's share of the state's liability and property insurance.

*Statutory Authority:* Sections 24-30-1510 and 24-30-1510.5, C.R.S.

*Request:* The Department requests \$195,176 reappropriated funds. This request includes a an increase of \$61,227 reappropriated funds for the Department's common policy adjustment.

*Recommendation:* Staff recommendation is pending Committee action on this operating common policy line item. Staff requests permission to adjust the line based on Committee policy.

**Vehicle Lease Payments**

This line item provides funding for annual payments to PER for the cost of administration, loan repayment, and lease-purchase payments for new and replacement motor vehicles used by the Department.

*Statutory Authority:* Section 24-30-1104 (2), C.R.S.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Request:* The Department requests an appropriation of \$421,657 total funds. The request includes the following changes from the FY 2015-16 appropriation:

- An increase of \$29,476 cash funds for the Department's common policy adjustment;
- An increase of \$28,144 for vehicles added in FY 2015-16 through multiple decision times; and
- An increase of \$12,672 cash funds for vehicles added through H.B. 15-1249 (Recodify Water Pollution Control Fees).

*Recommendation:* Staff recommendation is pending Committee action on this operating common policy line item. Staff requests permission to adjust the line based on Committee policy.

**Leased Space**

The Department has eight leased spaces throughout the state. The "main campus" is located near the intersection of Colorado Boulevard and Cherry Creek Drive in Denver and houses the majority of the Department's programs and staff. There are additional spaces leased throughout the state primarily for the Air Pollution Control Division and Water Quality Control Division.

*Statutory Authority:* Section 25-7-104 through 110.5, C.R.S.

*Request:* The Department requests an appropriation of \$6,526,245 total funds. The request includes an increase of \$148,245 total funds for leased spaced escalators for the main campus.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$6,526,245 total funds because the request reflects the cost of the lease for FY 2016-17. The recommendation is calculated in accordance with Committee policy and outlined in the table below.

<b>Administration and Support, Administration, Leased Space</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	<u>\$6,378,000</u>	<u>\$0</u>	<u>\$202,866</u>	<u>\$6,161,634</u>	<u>\$13,500</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$6,378,000</b>	<b>\$0</b>	<b>\$202,866</b>	<b>\$6,161,634</b>	<b>\$13,500</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$6,378,000	\$0	\$202,866	\$6,161,634	\$13,500	0.0
Centrally appropriated line items	<u>148,245</u>	<u>0</u>	<u>0</u>	<u>148,245</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$6,526,245</b>		<b>\$202,866</b>	<b>\$6,309,879</b>	<b>\$13,500</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$148,245	\$0	\$0	\$148,245	\$0	0.0
Percentage Change	2.3%	0.0%	0.0%	2.4%	0.0%	0.0%

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Administration and Support, Administration, Leased Space</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Executive Request:</b>	<b>\$6,526,245</b>	<b>\$0</b>	<b>\$202,866</b>	<b>\$6,309,879</b>	<b>\$13,500</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$0		\$0	\$0	\$0	0.0

**Capitol Complex Leased Space**

The Department leases 3,996 square feet of space in the State Services Building in Grand Junction for staff working in the Water Quality Control, Hazardous Materials and Waste Management, Disease Control, and Health Facilities divisions.

*Statutory Authority:* Section 24-30-1104 (4) and Part 1 of Article 82 of Title 24, C.R.S.

*Request:* The Department requests an appropriation of \$34,085 reappropriated funds to cover the expenses of 3,996 square feet. The request includes an increase of \$6,788 for the Department's common policy adjustment.

*Recommendation:* Staff recommends funding for 3,996 square feet of space. The dollar amount is pending Committee action on this operating common policy line item. Staff requests permission to adjust the line based on Committee policy.

**Payments to OIT**

This line item funds all the information technology services provided by the Governor's Office of Information Technology (OIT).

*Statutory Authority:* Section 24-37.5-104, C.R.S.

*Request:* The Department requests an appropriation of \$7,585,962 total funds, of which \$1,691,843 is General Fund. The request includes the following changes from the FY 2015-16 appropriation:

- A reduction of \$1,100,696 cash funds for the annualization of S.B. 15-014 (Medical Marijuana) and H.B. 14-1360 (Sunset Review Licensure Of Home Care Agencies);
- A net zero fund source adjustment of which \$190,618 is an increase in General Fund offset by a reduction of \$190,618 reappropriated funds;
- A reduction of \$240,000 reappropriated funds to annualize out one-time costs from the FY 2015-16 NP2 Network Refresh;
- A reduction of 41,330,013 reappropriated funds for the Department's common policy adjustment;
- An increase of \$189,556 General Fund for NP3 Secure Colorado and NP4 OIT Enterprise Tools; and
- An increase of \$221,925 cash funds from the Marijuana Tax Cash Fund for BA7 OIT Marijuana Platform.

*Recommendation:* Staff recommendation is pending Committee action on this operating common policy line item. Staff requests permission to adjust the line based on Committee policy.

### **CORE Operations**

This line item was created in FY 2012-13 to fund the five-phase project to replace the statewide accounting system (COFRS) used by the Office of the State Controller to record all state revenues and expenditures. Prior to the FY 2015-16 Long Bill this line item was titled COFRS Modernization.

*Statutory Authority:* Section 24-30-209, C.R.S.

*Request:* The Department requests an appropriation of \$579,054 total funds, of which \$29,466 if General Fund. The request includes an increase of \$224,887 reappropriated funds for the Department's statewide common policy adjustment.

*Recommendation:* Staff recommendation is pending Committee action on this operating common policy line item. Staff requests permission to adjust the line based on Committee policy.

### **Utilities**

The primary use of funds in this line item is for utility expenses incurred by the State Laboratory. Additionally the utility expenses incurred by remote monitoring stations used by the Air Pollution Division are funded from this line item. Utility expenses for leased spaces are included in the cost of the lease and appropriated in the leased space line item.

*Statutory Authority:* Sections 25-1.5-101 (1) (e) and 25-7-130, C.R.S.

*Request:* The Department requests an appropriation of \$563,651 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$563,651 total funds based on historical expenditures of the line indicating the appropriation is sufficient to cover utility expenses.

### **Building Maintenance and Repair**

This appropriation funds maintenance and repair at the Department's main campus and at the state-owned laboratory building at Lowery.

*Statutory Authority:* Section 25-1-102, 25-1-106, 25-1-109, and 25-1.5-101 (1) (e), C.R.S.

*Request:* The Department requests an appropriation of \$691,815 reappropriated funds. The request includes an increase of \$419,957 reappropriated funds for R7 Lab Building Maintenance and Repair.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

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*Recommendation:* Staff recommends an appropriation of \$642,271 reappropriated funds in accordance with the staff recommendation on R7 Lab Building Maintenance and Repair. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Administration, Building Maintenance and Repair</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Reappropriated Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	\$271,858	\$0	\$271,858	0.0
<b>TOTAL</b>	<b>\$271,858</b>	<b>\$0</b>	<b>\$271,858</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$271,858	\$0	\$271,858	0.0
R7 Lab building maintenance and repair	<u>370,413</u>	<u>0</u>	<u>370,413</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$642,271</b>		<b>\$642,271</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$370,413	\$0	\$370,413	0.0
Percentage Change	136.3%	0.0%	136.3%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$691,815</b>	<b>\$0</b>	<b>\$691,815</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$49,544		\$49,544	0.0

**Reimbursement for Members of the State Board of Health**

This line time funds the \$50 daily per diem for State Board of Health Members when they attend board meetings pursuant to Section 25-1-104, C.R.S. All other approved travel expenses are paid through the operating expenses line item in this subdivision.

*Statutory Authority:* Section 25-1-104, C.R.S.

*Request:* The Department requests an appropriation of \$4,500 General Fund. The request includes no changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommendations the Department's request for an appropriation of \$4,500 General Fund based on historical expenditures of this amount and no request from the Department to adjust the appropriation.

**Indirect Cost Assessment**

This line item funds the indirect cost assessments paid by the cash- and federally-funded programs within this Division to cover the costs of the department-wide services (like budgeting, human resources, information technology services, and risk management costs). Indirect cost recoveries ensure that General Fund dollars are not subsidizing the provision of central services to cash- and federally-funded programs. *Note this description of indirect cost assessments applies to each indirect cost assessment line item in the Department's section of the Long Bill.*

*Statutory Authority:* Section 24-75-1401, C.R.S.

*Request:* The Department requests and appropriation of \$398,100 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommendation for indirect costs is pending Committee action on outstanding centrally appropriated line items. Staff requests permission to adjust the line based on final Committee action on centrally appropriated line items and final action on appropriation reductions from the Medical Marijuana Program Cash Fund.



**(B) Office of Health Equity**

**PROGRAM COSTS Personal Services**

**\*Line item name change in FY 2016-17**

This line item funds the personnel expenses of the Office of Health Disparities.

*Statutory Authority:* Section 25-4-2201 through 2207, C.R.S.

*Request:* The Department requests an appropriation of \$297,400 totals funds, of which \$59,391 is General Fund, and 4.3 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$362,979 total funds, of which \$66,979 is General Fund, and \$296,916 is reappropriated funds and 4.3 FTE. The difference from the request includes:

- An increase of \$234,262 reappropriated funds, offset by a reduction of \$234,262 cash funds in accordance with the staff recommendation to reflect the secondary appropriation of Amendment 35 revenue deposited into the Health Disparities Grant Fund as reappropriated funds; and
- An increase of \$65,579 total funds, of which \$6,672 is General Fund and \$58,907 is reappropriated funds in accordance with the recommendation to combine personal services and operating expenses.

The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Office of Health Equity, Personal Services</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$291,275</u>	<u>\$57,013</u>	<u>\$234,262</u>	<u>\$0</u>	<u>4.3</u>
<b>TOTAL</b>	<b>\$291,275</b>	<b>\$57,013</b>	<b>\$234,262</b>	<b>\$0</b>	<b>4.3</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$291,275	\$57,013	\$234,262	\$0	4.3
Office of Health Equity adjustments	65,579	6,672	(234,262)	293,169	0.0
Annualize salary survey and merit pay	<u>6,125</u>	<u>2,378</u>	<u>0</u>	<u>3,747</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$362,979</b>	<b>\$66,063</b>	<b>\$0</b>	<b>\$296,916</b>	<b>4.3</b>
<b>Increase/(Decrease)</b>	\$71,704	\$9,050	(\$234,262)	\$296,916	0.0
Percentage Change	24.6%	15.9%	(100.0%)	0.0%	0.0%

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Administration and Support, Office of Health Equity, Personal Services</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>FTE</b>
<b>FY 2016-17 Executive Request:</b>	<b>\$297,400</b>	<b>\$59,391</b>	<b>\$238,009</b>	<b>\$0</b>	<b>4.3</b>
Request Above/(Below) Recommendation	(\$65,579)	(\$6,672)	\$238,009	(\$296,916)	0.0

**Operating Expenses**

This line item funds the Office of Health Disparities operating expenses.

*Statutory Authority:* Section 25-4-2201 through 2207, C.R.S.

*Request:* The Department requests an appropriation of \$65,579 total funds, of which \$6,672 is General Fund. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends no appropriation for this line item in accordance with the recommendation to combine the personal services and operating expenses line item for the Office of Health Equity. The recommendation also reflects the secondary appropriation of Amendment 35 revenue deposited into the Health Disparities Grant Fund as reappropriated funds. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Office of Health Equity, Operating Expenses</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$65,579</u>	<u>\$6,672</u>	<u>\$58,907</u>	<u>\$0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$65,579</b>	<b>\$6,672</b>	<b>\$58,907</b>	<b>\$0</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$65,579	\$6,672	\$58,907	\$0	0.0
Office of Health Equity adjustments	<u>(65,579)</u>	<u>(6,672)</u>	<u>(58,907)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$65,579)	(\$6,672)	(\$58,907)	\$0	0.0
Percentage Change	(100.0%)	(100.0%)	(100.0%)	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$65,579</b>	<b>\$6,672</b>	<b>\$58,907</b>	<b>\$0</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$65,579	\$6,672	\$58,907	\$0	0.0

**Health Disparities Grants**

This line item funds the grants awarded by the Office of Health Disparities. The dollar amount available each fiscal year is based on the amount of Amendment 35 tobacco tax revenue and unspent funds from the previous fiscal year.

*Statutory Authority:* Section 25-4-2201 through 2207, C.R.S.

*Request:* The Department requests an appropriation of \$3,935,731 cash funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$3,535,905 total funds, of which \$490,657 is cash funds from the Health Disparities Grant Cash Fund and \$3,045,248 is reappropriated funds. The following table outlines the calculation used to determine the FY 2016-17 dollars available from Amendment 35 revenues. The appropriation of cash fund is based on the available cash fund balance. The reduction from the FY 2015-16 appropriation is due primarily to a smaller beginning fund balance for FY 2016-17 than was available for FY 2015-16.

<b>Summary of Amendment 35 Revenue Available for Health Equity Grants</b>	
	<b>Amount</b>
Amendment 35 revenue projection	\$3,389,040
Appropriation to Personal Services line item	(238,009)
Appropriation to Operating Expenses line item	(6,672)
Estimated indirect costs	(99,111)
<b>FY 2016-17 Funds Available for Grants</b>	<b>\$3,045,248</b>

The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Office of Health Equity, Health Disparities Grants</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	\$4,196,710	\$0	\$4,196,710	\$0	0.0
<b>TOTAL</b>	<b>\$4,196,710</b>	<b>\$0</b>	<b>\$4,196,710</b>	<b>\$0</b>	<b>0.0</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Administration and Support, Office of Health Equity, Health Disparities Grants</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$4,196,710	\$0	\$4,196,710	\$0	0.0
Office of Health Equity adjustments	0	0	(3,076,952)	3,076,952	0.0
Health Disparities Grant fund balance	(629,101)	0	(629,101)	0	0.0
Amendment 35 revenue adjustment	<u>(31,704)</u>	<u>0</u>	<u>0</u>	<u>(31,704)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$3,535,905</b>		<b>\$490,657</b>	<b>\$3,045,248</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$660,805)	\$0	(\$3,706,053)	\$3,045,248	0.0
Percentage Change	(15.7%)	0.0%	(88.3%)	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$4,196,710</b>	<b>\$0</b>	<b>\$4,196,710</b>	<b>\$0</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$660,805		\$3,706,053	(\$3,045,248)	0.0

**Necessary Document Assistance Program**

This line item was added during the FY 2015-16 Conference Committee process on the FY 2015-16 Long Bill to fund a Necessary Document Assistance Program to support a grant program for an organization to assist individuals in obtaining these necessary documents (e.g. driver's licenses, birth certificates, and social security cards).

*Statutory Authority:* Section 25-2-103, C.R.S. provides the State Board of Health with the authority to promulgate rules related to Section 25 Article 2, Vital Statistics, but does not provided specific authority to the board to grant fee waivers. Section 25-2-121 requires the fees for vital statistics cover the direct and indirect costs of the program. Additionally the State Board of Health has no statutory authority to waive fees for documents issued by the Department of Revenue or the federal Social Security Office.

*Request:* The Department requests, as part of R5 Long Bill adjustments the appropriation of \$300,000 General Fund move to this subdivision from (2) Health Statistics and Vital Records. The request does not include any changes from the FY 2015-16 appropriation amount.

*Recommendation:* Staff recommends no appropriation for this line item because there is no clear statutory authority for the program.

<b>Administration and Support, Office of Health Equity, Necessary Document Assistance</b>			
	<b>Total Funds</b>	<b>General Fund</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>			
SB 15-234 (Long Bill)	<u>\$0</u>	<u>\$0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

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<b>Administration and Support, Office of Health Equity, Necessary Document Assistance</b>			
	<b>Total Funds</b>	<b>General Fund</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>			
FY 2015-16 Appropriation	\$0	\$0	0.0
R5 Long bill adjustments	300,000	300,000	0.0
Necessary document assistance program	<u>(300,000)</u>	<u>(300,000)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$0	\$0	0.0
Percentage Change	0.0%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$300,000</b>	<b>\$300,000</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$300,000	\$300,000	0.0

**(C) Office of Planning, Partnerships and Improvement**

**Assessment, Planning, and Support Program**

This Program provides local public health agencies with planning, technical, and financial assistance in the development, and implementation and service delivery of health and environmental services.

*Statutory Authority:* Section 25-1-501 through 515, C.R.S.

*Request:* The Department requests an appropriation of \$549,469 total funds, of which \$330,569 is General Fund and 8.4 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$549,469 total funds, of which \$330,569 is General Fund and 8.4 FTE. Historical expenditures from the line item demonstrate the appropriation is set at a level appropriate for the Program's expenditures. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Office of Planning, Partnerships and Improvement, Assessment, Planning, and Support Program</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$545,110</u>	<u>\$326,210</u>	<u>\$218,900</u>	<u>8.4</u>
<b>TOTAL</b>	<b>\$545,110</b>	<b>\$326,210</b>	<b>\$218,900</b>	<b>8.4</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$545,110	\$326,210	\$218,900	8.4
Annualize salary survey and merit pay	<u>4,359</u>	<u>4,359</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$549,469</b>	<b>\$330,569</b>	<b>\$218,900</b>	<b>8.4</b>
<b>Increase/(Decrease)</b>	\$4,359	\$4,359	\$0	0.0
Percentage Change	0.8%	1.3%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$549,469</b>	<b>\$330,569</b>	<b>\$218,900</b>	<b>8.4</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	0.0

**Distributions to Local Public Health Agencies**

This line item funds the moneys allocated to local public health agencies for provision of required health and environmental services pursuant to Section 25-1-512, C.R.S. These moneys are from the General Fund and 7.0 percent of the tier 2 tobacco-settlement revenues. In FY 2013-14 funding for environmental health services not provided by local public health agencies was consolidated into this line item because of changes in the structure of local public health agencies as a result of S.B 08-094. Larger local public health agencies conduct their own environmental health inspections and cover these expenses from a combination of fees and local funds. The smaller agencies have two options: ask the Department to conduct these inspections for them, or conduct the inspections themselves and receive a subsidy from the Department. A portion of the General Fund in this line item is used to pay for the subsidy provided to local public health agencies.

*Statutory Authority:* Section 25-1-501 through 515, C.R.S.

*Request:* The Department requests an appropriation of \$8,786,252 total funds, of which \$7,027,228 is General Fund and \$1,759,024 is cash fund from Tobacco Master Settlement revenues. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$8,794,812 total funds, of which \$7,027,228 is General Fund and \$1,767,584 is cash funds from Tobacco Master Settlement revenue. The difference from the request includes the following:

- An adjustment based on the Tobacco Master Settlement revenue for FY 2016-17;
- An increase of \$29,675 cash fund to appropriate uncommitted fund balance; and
- A zero change for the community provider rate.

Pursuant to Section 25-1-512(2), C.R.S., the Public Health Services Support Fund (Fund) cannot have a year-end balance greater than 5.0 percent of the appropriation. If the Fund has a balance greater than 5.0 percent the excess reserve is credited to the Tobacco Litigation Fund. The recommendation, as outlined in the following table, includes no reserve because the intent of the General Assembly is that all funds received from Tobacco Master Settlement each year be spent. If Tobacco Master Settlement revenues come in lower than projected the Department will simply revert spending authority.

<b>Summary of Tobacco Master Settlement Funds in the Public Health Services Support Fund</b>	
	<b>Amount</b>
FY 2016-17 Projected Beginning Fund Balance	\$29,675
Tobacco Master Settlement Revenue	1,764,696
Estimated indirect costs	(26,787)
<b>FY 2016-17 Funds Available for Local Public Health Agencies</b>	<b>\$1,767,584</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

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Staff requests permission to adjust the General Fund in the line item if the Committee's policy for the community provider changes from the current position. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Administration and Support, Office of Planning, Partnerships and Improvement, Distributions to Local Public Health Agencies</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$8,786,252</u>	<u>\$7,027,228</u>	<u>\$1,759,024</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$8,786,252</b>	<b>\$7,027,228</b>	<b>\$1,759,024</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$8,786,252	\$7,027,228	\$1,759,024	0.0
Tobacco Master Settlement Fund balances	29,675	0	29,675	0.0
Community provider rate	0	0	0	0.0
TMS adjustment	<u>(21,115)</u>	<u>0</u>	<u>(21,115)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$8,794,812</b>	<b>\$7,027,228</b>	<b>\$1,767,584</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$8,560	\$0	\$8,560	0.0
Percentage Change	0.1%	0.0%	0.5%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$8,786,252</b>	<b>\$7,027,228</b>	<b>\$1,759,024</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$8,560)	\$0	(\$8,560)	0.0



## **(2) Center for Health and Environmental Data**

This division gathers, analyzes and disseminates health and environmental data, provides birth and death certificates, administers the medical marijuana registry, and manages the Department's HIPAA compliance. Within this division are the following four programs:

*(A) Administration and Support* provides division-wide services to the three programs within this division. Funding for this subdivision is from General Fund, cash funds from the Vital Statistics Records Cash Funds, and department indirect cost recoveries.

*(B) Health Statistics and Vital Records* is responsible for the maintenance of Colorado birth, death, marriage, divorce, and other vital records-related certificates. The subdivision administers the Voluntary Adoption Registry, which facilitates voluntary contact between Colorado-born adoptees 18 years of age and older and their birth parents. The following services are provided by division staff: training on vital records rules, regulations and statutes to individuals and local public health agencies. Data users include the Center for Disease Control, local public health agencies, and epidemiologists. This subdivision is primarily funded with cash funds from the Vital Statistic Records Cash Funds and federal funds.

*(C) Medical Marijuana Registry* serves as the state database for all individuals who have satisfied the medical requirements to use medical marijuana and have paid the Medical Marijuana Registry fee. The Medical Marijuana Registry is entirely cash funded by the Medical Marijuana Program Cash Fund.

*(D) Health Data Programs and Information* houses a number of the Department's health data programs which gather health data and survey information including the Cancer Registry, Birth Defects Monitoring Program, the funding to connect a number of the health data systems with the statewide Health Information Exchange, and funding for Local Public Health Agencies to build electronic health records which can communicate with the Health Information Exchange. Funding for this subdivision is General Fund, cash funds from the Vital Statistics Records Cash Fund, and federal funds.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Center for Health and Environmental Data</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$14,156,935	\$2,953,573	\$6,026,927	\$5,887	\$5,170,548	99.3
Other legislation	32,386	0	32,386	0	0	0.2
HB 16-1247 (Supplemental Bill)	<u>190,000</u>	<u>0</u>	<u>190,000</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$14,379,321</b>	<b>\$2,953,573</b>	<b>\$6,249,313</b>	<b>\$5,887</b>	<b>\$5,170,548</b>	<b>99.5</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$14,379,321	\$2,953,573	\$6,249,313	\$5,887	\$5,170,548	99.5
R5 Long bill adjustments	(300,000)	(300,000)	0	0	0	0.0
RM1 Health survey data collection	238,000	0	238,000	0	0	0.0
Centrally appropriated line items	0	0	0	0	0	0.0
Annualize prior year budget actions	(475,471)	(665,471)	190,000	0	0	0.0
Annualize prior year legislation	(205,000)	0	(205,000)	0	0	0.0
Annualize salary survey and merit pay	57,860	1,647	56,213	0	0	0.0
Informational funds adjustment	159,270	0	0	0	159,270	0.0
Technical corrections to departmental indirects	0	0	0	0	0	0.0
Medical Marijuana Fund balance	<u>(700,000)</u>	<u>0</u>	<u>(700,000)</u>	<u>0</u>	<u>0</u>	<u>(6.6)</u>
<b>TOTAL</b>	<b>\$13,153,980</b>	<b>\$1,989,749</b>	<b>\$5,828,526</b>	<b>\$5,887</b>	<b>\$5,329,818</b>	<b>92.9</b>
<b>Increase/(Decrease)</b>	(\$1,225,341)	(\$963,824)	(\$420,787)	\$0	\$159,270	(6.6)
Percentage Change	(8.5%)	(32.6%)	(6.7%)	0.0%	3.1%	(6.6%)
<b>FY 2016-17 Executive Request:</b>	<b>\$13,675,527</b>	<b>\$1,989,749</b>	<b>\$6,528,526</b>	<b>\$5,887</b>	<b>\$5,151,365</b>	<b>99.5</b>
Request Above/(Below) Recommendation	\$521,547	\$0	\$700,000	\$0	(\$178,453)	6.6

## DECISION ITEMS - CENTER FOR HEALTH AND ENVIRONMENTAL DATA

### ➔ RM1 Health Survey Data Collection

*Request:* The Department requests \$238,000 cash funds from the Marijuana Tax Cash Fund to obtain regional or county level estimates of marijuana use pursuant to Section 25-1.5-110, C.R.S.

*Recommendation:* Staff recommends the Committee approve the request because the Department is required by Section 25-1.5-110 (1), C.R.S. to monitor drug use patterns associated with marijuana use and this funding will enable the Department to continue collecting data used to monitor drug use patterns. Additionally the Committee is sponsoring S.B. 16-090 (Marijuana

Health Effects Data Regional Level) which was requested by the Department to align statute with how the Department currently collects this type of data.

*Analysis:* Senate Bill 13-283 (Implement Amendment 64 Consensus Recommendations) required the Department to monitor the health effects and changes in drug use patterns of marijuana. In order to comply with this requirement the Department added marijuana related questions to the following three surveys as the mechanism to comply with the monitoring requirement:

- Behavioral Risk Factor Surveillance System (BRFSS) which is a random telephone survey of Colorado residents ages 18 and older. Information is gathered on a variety of health behaviors, conditions and preventative health practices.
- Colorado Child Health Survey (CHS) which is a telephone survey based on BRFSS-participating households with children ages 1-14. Parents complete the survey on variety of topics including their child's nutrition, school health, and behavioral health.
- Pregnancy Risk Assessment and Monitoring System (PRAMS) uses statewide mailings of surveys and telephone follow-ups to women who have recently given birth to collect information on behaviors and experiences of these women before, during, and after pregnancy.

The data collected through these surveys are used to set a baseline for current marijuana use and perceptions of use by various demographics. Additionally data collected through these surveys is used to identify behaviors that lead to, or increase marijuana use, and directs policies targeting these behaviors. Examples of policies that result from this data include the Department of Transportation's campaign on driving while under the influence and the youth marijuana education campaign designed to specifically target youths.

As part of the Department's FY 2014-15 performance plan the Department identifies Marijuana Research and Education as an initiative with a June 30, 2017 goal of engaging public, private, and non-profit experts in the development of a policy and education agenda that is strongly supported by medical evidence, surveillance data, and emerging research. Interestingly enough this initiative is not included in the FY 2015-16 performance plan. The Department indicated that they were limited to six initiatives in FY 2015-16 performance Plan and the marijuana research and education strategic priority is important but not closely aligned with the Public Health Improvement Plan and the State of Health which were the drivers of the FY 2015-16 performance plan initiatives. The funding for the surveys will enable the Department to continue working to develop a base understanding of what drives marijuana use and the best practices for educating Coloradoans about responsible marijuana use.

The Department utilized \$170,000 in one time funds from the injury and disease control programs to expand the sample size of the surveys in 2014 to collect additional data to comply with the requirement that data be collected from all counties. Since those were one-time funds, the Department has determined that \$238,000 is the on-going costs associated with maintaining

the surveys sample size. The following table summarizes the sample size supported by the current level of funding (excluding the one-time funds) and the sample size that will be supported with this request.

<b>Health Data Survey Sample Sizes</b>		
	<b>Current</b>	<b>Expanded</b>
BRFSS	9,540	13,000
CHS	1,269	1,500
PRAMS	1,269	1,500
Total	12,078	16,000

If the funding is not approved the Department will scale back the sample size to the current level starting in FY 2016-17. Since this is a statutory requirement and there are sufficient available funds in the Marijuana Tax Cash Fund, staff recommends the request.

**➔ Staff Initiated - Medical Marijuana Cash Fund**

*Request:* The Department did not request any changes to the appropriations from the Medical Marijuana Cash Fund based on available revenues.

*Recommendation:* Staff recommends the appropriations for Personal Services, Operating Expenses, and Indirect Costs from the Medical Marijuana be reduced by \$700,000 cash funds based on the projected available funds in the Medical Marijuana Program Cash Fund.

*Analysis:* The Medical Marijuana Program Cash Fund (Fund) supports the direct and indirect costs associated with the administration of the Medical Marijuana Registry. The Medical Marijuana Registry was created in 2000 by Amendment 20 which allowed for limited use of medical marijuana. Patients are permitted to use marijuana to alleviate debilitating medical conditions if they have received a physician's recommendation and obtained a registry card from the Medical Marijuana Registry.

The Registry is funded by a fee on new and renewal applications for a medical marijuana registry card. Registry cards must be renewed each year. The fee is set by the State Board of Health and the amount of revenue is dependent on both the number of people applying for medical marijuana identification card and the fee.

The Registry is funded by a fee on new and renewal applications for a medical marijuana registry card. Registry cards must be renewed each year. The fee is set by the State Board of Health and the amount of revenue is dependent on both the number of people applying for medical marijuana identification card and the fee. The following table summarizes the number of applications and fee for each calendar year since 2004.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Number of Medical Marijuana Registry Applications Since 2004</b>				
<b>Calendar Year*</b>	<b>No. of Applications</b>	<b>Change from Previous Year</b>	<b>Percent Change</b>	<b>Applicant Fee</b>
2004	512	n/a	n/a	\$110
2005	730	218	42.6%	\$110
2006	1,040	310	42.5%	\$110
2007	1,955	218	42.6%	Jan.-July = \$110 July 1 – Dec = \$90
2008	4,720	4,720	241.4%	\$90
2009	41,107	36,387	770.9%	\$90
2010	88,937	47,830	116.4%	\$90
2011	80,803	(8,134)	-9.1%	\$90
2012	115,944	35,141	43.5%	\$35
2013	115,712	(232)	-0.2%	\$35
2014	118,530	2,818	2.4%	Feb. 1 = \$15

In response to the large excess uncommitted fund balance for years FY 2009-10 through FY 2013-14 the State Board of Health reduced the fee to \$15 per applicant effective February 1, 2014 through January 30, 2019, and then on February 1, 2019 the fee will rise to \$22 per application. This reduction was taken in order to drop revenue below existing expenditures in order so the uncommitted fund balance would decrease. The following table summarizes the current and projected balance of the Medical Marijuana Program Cash Fund.

<b>Medical Marijuana Cash Fund No Changes</b>					
	<b>FY 2013-14</b>	<b>FY 2014-15</b>	<b>FY 2015-16</b>	<b>FY 2016-17</b>	<b>FY 2017-18</b>
Beginning Fund Balance	\$13,429,105	\$14,008,308	\$2,756,550	\$419,978	(\$699,775)
Revenue	3,134,597	1,808,046	1,854,169	1,910,000	1,910,000
Expenditures	0	0	0	0	0
Program Costs	(2,555,394)	(2,617,792)	(2,672,000)	(2,620,602)	(2,398,649)
Medical Marijuana Research Grants (S.B. 14-155)	0	(10,000,000)	0	0	0
Medical Marijuana Registration System	0	(442,012)	(450,181)	(225,091)	
Caregiver Computer System (S.B. 15-014)	0	0	(1,068,560)	(184,060)	(184,060)
<b>Ending Fund Balance</b>	<b>\$14,008,308</b>	<b>\$2,756,550</b>	<b>\$419,978</b>	<b>(\$699,775)</b>	<b>(\$1,372,484)</b>

As shown in the above table, there is no longer sufficient revenue to cover the base operating costs of the Registry. The Department has not provided to staff any solutions to this issue. Possible solutions include a fee increase or an appropriation reduction. Since the Department has not indicated they are exploring a fee increase, and a fee increase would require a rule making process through the State Board of Health, which can take anywhere from three to twelve months, staff recommends a reduction to the appropriation for program costs. The reduction is not recommended for the registration system because that was approved as a capital

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construction project in FY 2014-15 and is two-thirds completed. Since the appropriation for the caregiver system is included in a vendor contract, the only remaining place for the reduction is in program costs. The following table summarizes the fund balance with the recommended appropriation reduction.

<b>Medical Marijuana Cash Fund No Changes</b>					
	<b>FY 2013-14</b>	<b>FY 2014-15</b>	<b>FY 2015-16</b>	<b>FY 2016-17</b>	<b>FY 2017-18</b>
Beginning Fund Balance	\$13,429,105	\$14,008,308	\$2,756,550	\$419,978	\$225
Revenue	3,134,597	1,808,046	1,854,169	1,910,000	1,910,000
Expenditures	0	0	0	0	0
Program Costs	(2,555,394)	(2,617,792)	(2,672,000)	(2,620,602)	(2,398,649)
Program Costs Reduction	0	0	0	700,000	673,000
Medical Marijuana Research Grants (S.B. 14-155)	0	(10,000,000)	0	0	0
Medical Marijuana Registration System	0	(442,012)	(450,181)	(225,091)	
Caregiver Computer System (S.B. 15-014)	0	0	(1,068,560)	(184,060)	(184,060)
<b>Ending Fund Balance</b>	<b>\$14,008,308</b>	<b>\$2,756,550</b>	<b>\$419,978</b>	<b>\$225</b>	<b>\$516</b>

Staff specifically asked the Department what they were doing to address the cash fund issue. The Department's response was that they are exploring options. Unfortunately staff cannot recommend an appropriation that is not supported by the revenues, and therefore recommends a reduction to the appropriations from the Medical Marijuana Program Cash Fund. The following table summarizes where staff recommends the reductions come from based on FY 2014-15 actual expenditures and available funds. If the Department proposes a different approach to addressing the cash fund issue for the Medical Marijuana Cash Fund, staff will prepare a comeback for the Committee's consideration.

<b>Medical Marijuana Program Cash Fund</b>			
<b>Division, Line Item</b>	<b>Amount</b>	<b>FTE</b>	
(2) Administration Support - Program Costs (i.e. divisional overhead)	(\$50,000)	0.9	
(2) (C) Medical Marijuana Registry			
Personal Services	(300,000)	(5.7)	
Operating Expenses	(50,000)		
(2) (E) Indirect Costs*	(300,000)		
<b>Total reduction to align with available revenues</b>	<b>(\$700,000)</b>	<b>(4.8)</b>	

\*A reduction in indirect costs will reduce the amount of funds available for centrally appropriated line items in the Executive Directors Office by a like amount.

## LINE ITEM DETAIL – CENTER FOR HEALTH AND ENVIRONMENTAL DATA

### (A) Administration and Support

#### Program Costs

This line item was created in FY 2015-16 as a result of implementing the divisional indirect cost plan in the Long Bill and funds the personnel services and operating expenses for providing division-wide services.

*Statutory Authority:* Section 25-2-102, C.R.S.

*Request:* The Department requests an appropriation of \$510,262 total funds, of which \$35,354 is General Fund and 4.7 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$479,445 total funds, of which \$35,354 is General Fund and 3.8 FTE. The difference from the request is:

- A reduction of \$50,000 cash funds from the Medical Marijuana Program Cash Fund and 0.9 FTE to address revenue constraints; and
- An increase of \$19,183 federal funds for a technical correction to departmental indirects that was omitted from the request.

The recommendation is calculated in accordance with Committee policy and is outlined in the table below.

Center for Health and Environmental Data, Administration and Support, Program Costs						
	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds	FTE
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	<u>\$504,867</u>	<u>\$33,707</u>	<u>\$213,315</u>	<u>\$0</u>	<u>\$257,845</u>	<u>4.7</u>
<b>TOTAL</b>	<b>\$504,867</b>	<b>\$33,707</b>	<b>\$213,315</b>	<b>\$0</b>	<b>\$257,845</b>	<b>4.7</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$504,867	\$33,707	\$213,315	\$0	\$257,845	4.7
Technical corrections to departmental indirects	19,183	0	0	0	19,183	0.0
Annualize salary survey and merit pay	5,395	1,647	3,748	0	0	0.0
Medical Marijuana Fund balance	<u>(50,000)</u>	<u>0</u>	<u>(50,000)</u>	<u>0</u>	<u>0</u>	<u>(0.9)</u>
<b>TOTAL</b>	<b>\$479,445</b>	<b>\$35,354</b>	<b>\$167,063</b>	<b>\$0</b>	<b>\$277,028</b>	<b>3.8</b>
<b>Increase/(Decrease)</b>	(\$25,422)	\$1,647	(\$46,252)	\$0	\$19,183	(0.9)
Percentage Change	(5.0%)	4.9%	(21.7%)	0.0%	7.4%	(19.1%)

*JBC Staff Figure Setting: FY 2016-17*  
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<b>Center for Health and Environmental Data, Administration and Support, Program Costs</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Executive Request:</b>	<b>\$510,262</b>	<b>\$35,354</b>	<b>\$217,063</b>	<b>\$0</b>	<b>\$257,845</b>	<b>4.7</b>
Request Above/(Below) Recommendation	\$30,817	\$0	\$50,000	\$0	(\$19,183)	0.9



**(B) Health Statistics and Vital Records**

**Personal Services**

This line item funds the personnel expenses of this subdivision. Approximately half the staff is responsible for collecting, modifying and certifying birth and death records. The other half is responsible for the collection, preparation and analysis of health data including: behavioral health data such as the Pregnancy Risk Assessment and Monitoring System and the Behavioral Risk Factor Surveillance System.

*Statutory Authority:* Sections 1-2-302, 2-101-121, 14-2-106, 14-10-120, 19-6-106 and 106, 19-6-124, and 24-72-112, C.R.S.

*Request:* The Department requests an appropriation of \$3,817,615 total funds, of which \$5,887 is Medicaid reappropriated funds and 47.7 FTE. The recommendation includes the following changes from the FY 2015-16 appropriation:

- An increase of \$238,000 for RM1 Health Survey Data Collection; and
- An increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$3,817,615 total funds, of which \$5,887 is Medicaid reappropriated funds and 47.7 FTE. The difference from the request is that the recommendation includes an increase of \$159,270 federal funds included for informational purposes. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Center for Health and Environmental Data, Health Statistics and Vital Records, Personal Services</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	<u>\$3,370,222</u>	<u>\$0</u>	<u>\$2,144,605</u>	<u>\$5,887</u>	<u>\$1,219,730</u>	<u>47.7</u>
<b>TOTAL</b>	<b>\$3,370,222</b>	<b>\$0</b>	<b>\$2,144,605</b>	<b>\$5,887</b>	<b>\$1,219,730</b>	<b>47.7</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$3,370,222	\$0	\$2,144,605	\$5,887	\$1,219,730	47.7
RM1 Health survey data collection	238,000	0	238,000	0	0	0.0
Informational funds adjustment	159,270	0	0	0	159,270	0.0
Annualize salary survey and merit pay	<u>50,123</u>	<u>0</u>	<u>50,123</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$3,817,615</b>		<b>\$2,432,728</b>	<b>\$5,887</b>	<b>\$1,379,000</b>	<b>47.7</b>
<b>Increase/(Decrease)</b>	\$447,393	\$0	\$288,123	\$0	\$159,270	0.0
Percentage Change	13.3%	0.0%	13.4%	0.0%	13.1%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$3,658,345</b>	<b>\$0</b>	<b>\$2,432,728</b>	<b>\$5,887</b>	<b>\$1,219,730</b>	<b>47.7</b>
Request Above/(Below) Recommendation	(\$159,270)		\$0	\$0	(\$159,270)	0.0

**Operating Expenses**

This line item funds the operating expenses of the Health Statistics and Vital Records Sections.

*Statutory Authority:* Sections 2-10-121, 19-6-124, and 25-1-101 through 121, C.R.S.

*Request:* The Department requests an appropriation of \$456,394 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$456,394 total funds based on historical expenditures of the line. The recommendation is calculated in accordance with Committee policy.

**Necessary Document Assistance Program**

This line item was added during the FY 2015-16 Conference Committee process on the FY 2015-16 Long Bill to fund a Necessary Document Assistance Program to support a grant program for an organization to assist individuals in obtaining these necessary documents (e.g. driver's licenses, birth certificates, and social security cards).

*Statutory Authority:* Section 25-2-103, C.R.S. provides the State Board of Health with the authority to promulgate rules related to Title 25 Article 2, but does not provided specific authority to the State Board of Health to grant fee waivers for document costs. Section 25-2-121, C.R.S. requires the fees for vital statistics cover the direct and indirect costs of the program. Additionally the State Board of Health has no statutory authority to waive fees for documents issued by the Department of Revenue or the federal Social Security Office.

*Request:* The Department requests, as part of R5 Long Bill adjustments the appropriation of \$300,000 General Fund move to this subdivision.

*Recommendation:* Staff recommends no appropriation for this line item pursuant to the recommendation to deny this funding regardless of which division the appropriated is in. The recommendation is calculated in accordance with Committee policy.

**(C) Medical Marijuana Registry**

**Personal Services**

This line item funds the personnel expenses of the Medical Marijuana Registry.

*Statutory Authority:* Section 25-1.5-106, C.R.S.

*Request:* The Department requests \$1,852,713 cash funds and 24.3 FTE. The request does not include any changes from the FY 2015-16 appropriation. The Department indicated X was the reason why there were no increases for the annualization of salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$1,552,713 cash funds and 18.6 FTE. The difference from the request is that the recommendation includes a reduction of \$300,000 cash funds and 5.7 FTE based on the available funds in the Medical Marijuana Program Cash Fund. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Center for Health and Environmental Data, Medical Marijuana Registry, Personal Services</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	\$1,852,713	\$0	\$1,852,713	24.3
<b>TOTAL</b>	<b>\$1,852,713</b>	<b>\$0</b>	<b>\$1,852,713</b>	<b>24.3</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$1,852,713	\$0	\$1,852,713	24.3
Medical Marijuana Fund balance	(300,000)	0	(300,000)	(5.7)
<b>TOTAL</b>	<b>\$1,552,713</b>		<b>\$1,552,713</b>	<b>18.6</b>
<b>Increase/(Decrease)</b>	(\$300,000)	\$0	(\$300,000)	(5.7)
Percentage Change	(16.2%)	0.0%	(16.2%)	(23.5%)
<b>FY 2016-17 Executive Request:</b>	<b>\$1,852,713</b>	<b>\$0</b>	<b>\$1,852,713</b>	<b>24.3</b>
Request Above/(Below) Recommendation	\$300,000		\$300,000	5.7

**Operating Expenses**

This line item funds the operating expenses of the Medical Marijuana Registry.

*Statutory Authority:* Section 25-1.5-106, C.R.S.

*Request:* The Department requests an appropriation of \$171,228 cash funds. The request does not include any changes from the FY 2015-16 appropriation.

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*Recommendation:* Staff recommends an appropriation of \$121,228 cash funds. The difference from the request is that the recommendation includes a reduction of \$50,000 cash funds based on the available funds in the Medical Marijuana Program Cash Fund. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Center for Health and Environmental Data, Medical Marijuana Registry, Operating Expenses</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$171,228</u>	<u>\$0</u>	<u>\$171,228</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$171,228</b>	<b>\$0</b>	<b>\$171,228</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$171,228	\$0	\$171,228	0.0
Medical Marijuana Fund balance	<u>(50,000)</u>	<u>0</u>	<u>(50,000)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$121,228</b>		<b>\$121,228</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$50,000)	\$0	(\$50,000)	0.0
Percentage Change	(29.2%)	0.0%	(29.2%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$171,228</b>	<b>\$0</b>	<b>\$171,228</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$50,000		\$50,000	0.0

## **(D) Health Data Programs and Information**

### **Cancer Registry**

This line item funds the operation of the Cancer Registry. The Registry provides population-based data on cancer treatment, incidence, death, and survival. The Registry uses the dollars from a federal grant from the National Program for Cancer Registries for system enhancements, data quality improvements, increased timeliness of reporting and processing of cancer-related data. These dollars are also used to encourage the use of data by researchers in reporting cancer incidence rates and trends to the public. The federal grant includes a maintenance of effort requirement which is satisfied by the General Fund appropriation.

*Statutory Authority:* Section 25-1-107 (1) (z), C.R.S.

*Request:* The Department requests an appropriation of \$1,202,637 total funds, of which \$213,828 is General Fund and 10.2 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$1,202,637 total fund of which \$213,828 is General Fund and 10.2 FTE. The recommended is calculated in accordance with Committee policy.

### **Birth Defects and Special Needs Program**

This line item funds the expenses of the Birth Defects Monitoring and Prevention Program. Program staff oversees the monitoring and prevention program for children, newborn to age three, who have birth defects, developmental disabilities, or risks of developmental delay. Once a child is identified as eligible for the program, they are referred to a community provider of early intervention services. The goal of this program is to reduce and/or prevent secondary disabilities. Approximately 9,000 children are identified each year, and approximately half are referred to service providers for additional services. Division staff also administers a federally funded birth defects registry, which is used for epidemiological surveillance to learn about the occurrence of birth defects and developmental disabilities.

*Statutory Authority:* Section 25-1-107, C.R.S.

*Request:* The Department requests an appropriation of \$1,461,054 total funds, of which \$123,073 is General Fund and 12.6 FTE. The recommendation includes the following changes from the FY 2015-16 appropriation:

- A reduction of \$15,000 cash funds from the Newborn Screening and Genetic Counseling Cash Funds for the second year costs of H.B. 15-1281 (Newborn Heart Defect Screening Pulse Oximetry);
- A reduction of \$19,183 federal funds for a technical correction to divisional indirect costs; and
- An increase for the annualization of FY 2015-16 salary survey and merit pay.

*JBC Staff Figure Setting: FY 2016-17*  
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*Recommendation:* Staff recommends the Department's request for an appropriation of \$1,461,054 total funds, of which \$123,073 is General Fund and 12.6 FTE. The staff recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Center for Health and Environmental Data, Health Data Programs and Information, Birth Defects Monitoring and Prevention Program</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	\$1,460,509	\$123,073	\$133,972	\$1,203,464	12.4
Other legislation	<u>32,386</u>	<u>0</u>	<u>32,386</u>	<u>0</u>	<u>0.2</u>
<b>TOTAL</b>	<b>\$1,492,895</b>	<b>\$123,073</b>	<b>\$166,358</b>	<b>\$1,203,464</b>	<b>12.6</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$1,492,895	\$123,073	\$166,358	\$1,203,464	12.6
Annualize salary survey and merit pay	2,342	0	2,342	0	0.0
Technical corrections to departmental indirects	(19,183)	0	0	(19,183)	0.0
Annualize prior year legislation	<u>(15,000)</u>	<u>0</u>	<u>(15,000)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,461,054</b>	<b>\$123,073</b>	<b>\$153,700</b>	<b>\$1,184,281</b>	<b>12.6</b>
<b>Increase/(Decrease)</b>	(\$31,841)	\$0	(\$12,658)	(\$19,183)	0.0
Percentage Change	(2.1%)	0.0%	(7.6%)	(1.6%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,461,054</b>	<b>\$123,073</b>	<b>\$153,700</b>	<b>\$1,184,281</b>	<b>12.6</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	\$0	0.0

**Health Information Exchange**

This line item funds the non-Medicaid eligible costs of the expansion of Colorado's Health Information Exchange (HIE) to build interfaces and expand the existing network's infrastructure so that more Medicaid provider electronic health records systems, the Department's Medicaid Management Information System and several other Medicaid-related systems become fully connected to the HIE network.

*Statutory Authority:* Section 25-2-103, C.R.S.

*Request:* The Department requests an appropriation of 453,516 General Fund. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$453,516 General Fund for the third cost of the project. Funding for the project continues through FY 2017-18 based on the original FY 2014-15 request approved by the General Assembly.

**Electronic Health Records for Local Public Health Agencies**

This line item will fund the electronic health records system for all local public health agencies. The electronic health records system funded by this line item is a component of the statewide Health Information Exchange initiative which includes systems in the Department of Health Care Policy and Financing, Corrections, and Human Services.

*Statutory Authority:* Section 25-1-506 and 508, and 25-2-103, C.R.S.

*Request:* The Department requests an appropriation of \$1,163,978 General Fund. The request includes a reduction of \$665,471 based on the third year costs of building the system.

*Recommendation:* Staff recommends the Department request for an appropriation of \$1,163,978 General Fund based on the third year costs of the system. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Center for Health and Environmental Data, Health Data Programs and Information, Electronic Health Records for Local Public Health Agencies</b>			
	<b>Total Funds</b>	<b>General Fund</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>			
SB 15-234 (Long Bill)	<u>\$1,829,449</u>	<u>\$1,829,449</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,829,449</b>	<b>\$1,829,449</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>			
FY 2015-16 Appropriation	\$1,829,449	\$1,829,449	0.0
Annualize prior year budget actions	<u>(665,471)</u>	<u>(665,471)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,163,978</b>	<b>\$1,163,978</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$665,471)	(\$665,471)	0.0
Percentage Change	(36.4%)	(36.4%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,163,978</b>	<b>\$1,163,978</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$0	\$0	0.0

**(E) Indirect Cost Assessment**

*Request:* The Department requests and appropriation of \$2,555,388 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommendation for indirect costs is pending Committee action on outstanding centrally appropriated line items. Staff requests permission to adjust the line based on final Committee action on centrally appropriated line items and final action on appropriation reductions from the Medical Marijuana Program Cash Fund.



### **(3) Laboratory Services**

This division is comprised of the following three sections:

*The Director's Office* provides managerial and administrative support for the Division. Funding for the Office is from General Fund, division cash funds including the Laboratory Cash Fund, Newborn Screening and Genetics Counseling Cash Funds, and the Law Enforcement Assistance Cash Fund, and divisional reappropriated funds, and federal funds.

*The Chemistry and Microbiology Section* performs the following activities: analyzing blood and tissue specimens, testing for newborn genetic disorders, diagnostic testing for bacterial diseases, analysis for disease outbreaks, and water and environmental testing. Funding for this section is from General Fund, cash funds from the Laboratory Cash Fund and Newborn Screening and Genetics Counseling Cash Funds, and the Marijuana Tax Cash Fund, and federal funds. Prior to FY 2016-17 the reappropriated funds were from the Marijuana Tax Cash Fund via the Department of Revenue.

*The Certification Section* certifies private medical laboratories, environmental laboratories, including water testing laboratories, on-site dairy laboratories, and the state and local law enforcement breath-alcohol testing devices (intoxilyzers) throughout the state. This section is also responsible for surveying private marijuana testing laboratories and making certification recommendations to the Department of Revenue. FY 2016-17 funding for this section is from the Law Enforcement Assistance Cash Fund, the Laboratory Cash Fund, and federal funds.

<b>Laboratory Services</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$13,631,327	\$1,105,216	\$8,538,891	\$647,020	\$3,340,200	76.8
Other legislation	23,850	0	23,850	0	0	0.2
HB 16-1247 (Supplemental Bill)	(468,149)	0	(468,149)	0	0	(1.0)
Long Bill Supplemental - FY 2016-17						
BA2 Marijuana proficiency testing	<u>31,669</u>	<u>0</u>	<u>31,669</u>	<u>0</u>	<u>0</u>	<u>0.3</u>
<b>TOTAL</b>	<b>\$13,218,697</b>	<b>\$1,105,216</b>	<b>\$8,126,261</b>	<b>\$647,020</b>	<b>\$3,340,200</b>	<b>76.3</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$13,218,697	\$1,105,216	\$8,126,261	\$647,020	\$3,340,200	76.3
BA2 Marijuana lab proficiency testing	47,330	0	47,330	0	0	0.7
BA6 Pompe testing reduction	(6,797)	0	(6,797)	0	0	0.0
Annualize prior year budget actions	0	0	176,292	(176,292)	0	0.0
Annualize salary survey and merit pay	57,016	14,861	42,155	0	0	0.0
Informational funds adjustment	<u>106,057</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>106,057</u>	<u>0.0</u>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Laboratory Services</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>TOTAL</b>	<b>\$13,422,303</b>	<b>\$1,120,077</b>	<b>\$8,385,241</b>	<b>\$470,728</b>	<b>\$3,446,257</b>	<b>77.0</b>
<b>Increase/(Decrease)</b>	\$203,606	\$14,861	\$258,980	(\$176,292)	\$106,057	0.7
Percentage Change	1.5%	1.3%	3.2%	(27.2%)	3.2%	0.9%
<b>FY 2016-17 Executive Request:</b>	<b>\$13,301,044</b>	<b>\$1,120,077</b>	<b>\$8,370,039</b>	<b>\$470,728</b>	<b>\$3,340,200</b>	<b>76.0</b>
Request Above/(Below) Recommendation	(\$121,259)	\$0	(\$15,202)	\$0	(\$106,057)	(1.0)

## DECISION ITEMS - LABORATORY SERVICES

### ➔ BA2 Marijuana Lab Proficiency Testing

*Request:* The Department requests \$72,000 cash funds from the Marijuana Tax Cash Fund of which \$15,000 will be used to pay the Department of Agriculture for cannabinoid content and homogeneity testing of marijuana flowers, and \$57,000 will be used to contract out the development and execution of a marijuana proficiency testing program pursuant to the requirements of H.B. 15-1283 (Marijuana Reference Library and Lab Testing Access).

*Recommendation:* Staff recommends the Committee deny \$57,000 cash funds for the contractor and instead approve a total of \$83,702 cash funds and 1.0 FTE to develop a Marijuana Proficiency Testing Program and complete the marijuana reference library as required by H.B. 15-1283.

The recommendation is to appropriate the funds beginning in FY 2015-16 since H.B. 15-1283 has statutory deadlines the Department is currently unable to meet, staff is recommending the Department receive the resources in FY 2015-16 so work speed can increase to better comply with the requirements of H.B. 15-1283. The recommendation does not include the \$15,000 cash funds to be transferred to the Department of Agriculture because that funding is already in the base FY 2016-17 appropriation because it was included in the supplemental bill.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Staff Recommendation on BA2 Marijuana Proficiency Testing</b>			
	<b>FY 2015-16 Recommendation</b>	<b>FY 2016-17 Recommendation</b>	<b>Total recommendation*</b>
<b>Personal Services</b>			
Salary	\$23,312	\$46,624	\$69,936
FTE	0.3	0.7	\$1
PERA	2,366	4,733	7,099
Medicare	338	676	1,014
Contract	<u>0</u>	<u>0</u>	<u>0</u>
<i>Personal Services Subtotal</i>	<i>\$26,016</i>	<i>\$52,033</i>	<i>\$78,049</i>
<b>Operating Expenses</b>			
One-time	\$4,703	(\$4,703)	\$0
On-going	950	0	950
Transfer to Department of Agriculture	<u>0</u>	<u>0</u>	<u>0</u>
<i>Operating Expenses Subtotal</i>	<i>\$5,653</i>	<i>(\$4,703)</i>	<i>\$950</i>
<b>Total</b>	<b>\$31,669</b>	<b>\$47,330</b>	<b>\$78,999</b>

\*The Total Recommendation in this table is \$4,703 cash funds less than the Recommendation Total in the following table because the one-time operating costs are removed in FY 2016-17

The following table compares the recommendation with the request.

<b>Request Verses Staff Recommendation on BA2 Marijuana Proficiency Testing</b>			
	<b>Request</b>	<b>Recommendation</b>	<b>Difference from Request</b>
<b>Personal Services</b>			
Salary	\$0	\$69,936	\$69,936
FTE	0	1.0	\$1
PERA	0	7,099	7,099
Medicare	0	1,014	1,014
Contract	<u>57,000</u>	<u>0</u>	<u>(57,000)</u>
<i>Personal Services Subtotal</i>	<i>\$57,000</i>	<i>\$78,049</i>	<i>\$21,049</i>
<b>Operating Expenses</b>			
One-time	0	\$4,703	\$4,703
On-going	0	950	950
Transfer to Department of Agriculture	<u>15,000</u>	<u>0</u>	<u>(15,000)</u>
<i>Operating Expenses Subtotal</i>	<i>\$15,000</i>	<i>\$5,653</i>	<i>(\$9,347)</i>
<b>Total</b>	<b>\$72,000</b>	<b>\$83,702</b>	<b>\$11,702</b>

*Analysis:*

House Bill 15-1283 (Marijuana Reference Library and Lab Testing Access)

House Bill 15-1283 requires the Department to develop and maintain a marijuana laboratory testing reference library. Laboratories licensed by the Department of Revenue are required to provide materials for the reference library; except that no licensee is required to provide testing protocols. The library must contain a catalog of methodologies for marijuana testing in the areas of potency, homogeneity, contaminants, and solvents. The reference library and methodologies must be completed by December 31, 2015. The Department is responsible for proficiency testing and remediating problems with licensed laboratories or can contract out this work. The Department has not met the statutory deadline.

Proficiency Testing

Proficiency testing is also known as inter-laboratory comparison, because it compares results obtained by different laboratories on samples from the same product. During a proficiency test event, appropriate samples containing ingredients that will challenge the testing method are sent to participating laboratories for analysis and results are evaluated by statistical comparison. While proficiency testing cannot identify all deficiencies in a laboratory, it is an assessment of the performance of laboratory methodology and processes, which can aid in the identification of systematic deficiencies. A proficiency testing program can also determine if test results are congruous between laboratories and ensure that results are reproducible and consistent.

Fiscal Note for H.B. 15-1283

The fiscal note for H.B. 15-1283 provided the Department with 0.2 FTE to conduct a stakeholder process, then establish the marijuana laboratory reference library and collect, review, and maintain laboratory testing methodology. The Department assumed that the proficiency testing required by the bill will be performed by Department staff as part of the marijuana lab certification process. The Department assumed there would be existing proficiency testing protocols that could be used for the proficiency testing required by H.B. 15-1283 and therefore did not include funding for proficiency testing in the fiscal note for H.B. 15-1283.

Status of the Reference Library and Proficiency Testing Program

The Department has determined that at this time there is no nationally recognized proficiency testing programs for marijuana testing facilities due to infancy of the marijuana industry coupled with the legalities and restrictions associated with handling and transporting marijuana and marijuana products. Establishing and executing any proficiency testing program is a formidable and time-consuming task with multiple steps. The Department has initiated the development of proficiency testing protocols and policies for testing of potency of marijuana flower. This is just the first of at least seven steps required to establish a proficiency testing program. The Department has determined that the work required to comply with H.B. 15-1283 exceeds the Department's current capacity. Without a proficiency testing program, the Department is without a reliable method of determining if test results are congruous between marijuana testing facilities in place.

Additionally the Department has not completed the reference library because there is not existing material on marijuana proficiency testing. The Department is evaluating published scientific literature and standard methods for similar testing procedures (i.e. microbials in food) for appropriateness to be included in the reference library, but prior to including any content of the currently utilized marijuana testing methodologies into the reference library, it is necessary to evaluate these methods through proficiency testing to ensure they are valid. The Department is current unable, due to a lack of proficiency testing protocols to ensure the validity of these methods as they relate to marijuana.

#### Recommended Solution

The Department's proposal is to pay a contractor \$57,000 in one-time costs to develop a proficiency testing program. Staff does not believe contracting out the development of the proficiency testing program is a realistic solution because of the time required to complete numerous steps required to get proficiency testing protocols certified by the appropriated laboratory accreditation body. Ultimately the Department is responsible for getting the proficiency testing program developed, accredited, and operational. Therefore staff is recommending that 1.0 FTE be added to the Certification line item within this Division starting in FY 2015-16 to provide the Laboratory with the resources required to comply with the requirements of H.B. 15-1283 and to develop the proficiency testing program. Staff anticipates the new FTE will work to identify, among others, the following issues:

- Whether existing machines in the lab can be used for proficiency testing of marijuana or if due to readiness requirements related to certain types of public health tests (i.e. a machine must be available to test a specimen at any time), or limitations imposed by the federal government for machines purchased using federal funds, the lab may be required to purchase new machines for marijuana proficiency testing;
- If the Laboratory's current license with the Drug Enforcement Administration (DEA) impacts the role the State Laboratory can play in sending out marijuana proficiency testing samples to non-DEA licensed laboratories;
- What specific steps and a definite timeline for development of proficiency testing protocols; and
- How many staff is required to evaluate proficiency testing results and provide technical assistance to marijuana testing laboratories.

There are a number of issues that have arisen as the Department has worked through the requirements of H.B. 15-1283 and the complexities related to developing and implementing accredited proficiency testing protocols. It is possible that the protocols development by the lab become a national standard because Colorado is the first state to be working on development of these protocols. Staff recommends a request for information be added to keep the Committee informed on the progress of the Department's work and what additional resources may be required.

Department of Public Health and Environment, Laboratory Services Division, Certification -- The Department is request to provide on November 1, 2016 an update on the development of the Marijuana Proficiency Testing Program. The update should include what issues the Department has identified that must be resolved, what solutions the Department has explored and whether or not the solutions are viable, and what additional appropriations the Department requires to have a fully functional Proficiency Testing Program and why. The Department is also requested to provide information on how the data collected by the Department of Agriculture through the cannabinoid content and homogeneity testing will be incorporated into the development of the proficiency testing protocols.

#### Funding to the Department of Agriculture

The Department requested and received \$15,000 cash funds from the Marijuana Tax Cash Fund to have the Department of Agriculture test marijuana flowers for cannabinoid content and homogeneity. Since the Department of Public Health and Environment is struggling to establish the reference library and proficiency testing program, staff recommends this funding continue for FY 2016-17. In the long-run staff would recommended that all testing related to the proficiency testing program be done by the Department of Public Health and Environment, but staff does not believe that the Department of Public Health and Environment has the capacity in FY 2016-17 to conduct this testing. Based on the work of the recommended FTE in the Department of Public Health and Environment, staff will reevaluate in FY 2017-18 whether this testing function can be done by the Department of Public Health and Environment in FY 2017-18. Staff has included in the recommended request for information a question about how the Department of Public Health and Environment is incorporating the test data from the Department of Agriculture into the development of the proficiency testing protocols.

#### **➔ BA6 Pompe Reduction**

*Request:* The Department requests a reduction \$6,797 cash funds from the Newborn Screening and Genetic Counseling Cash Fund to remove the second year costs of not adding the Pompe disorder to the newborn screening panel. This request is a continuation of the Department's FY 2015-16 supplemental request to eliminate funding that was provided to add the Pompe disorder to the newborn screening panel.

*Recommendation:* Staff recommends the Committee approve the Department's request for a reduction of \$6,797 cash funds based on the Committee's FY 2015-16 decision to reduce the funding in FY 2015-16.

*Analysis:* When the FY 2015-16 appropriation was set the Department projected the Newborn Screening and Genetic Counseling Cash Fund would have sufficient revenue to cover the costs associated with adding the Pompe disorder to the newborn screening panel. Since the passage of the FY 2015-16 Long Bill the Department discovered that (1) the cost of adding the disorder to the panel was approximately \$200,000 more than was budgeted for and (2) the Newborn Screening and Genetic Counseling Cash Fund did not have sufficient revenue to cover the expenses. The Department is working through what caused there to be uncertainty with the

stability of the Newborn Screening and Genetic Counseling Cash Fund. The Department estimates that two to three cases of Pompe would be identified each year if the disorder was added to the screening panel.

If the Committee wishes the Department to proceed with adding the Pompe disorder to the newborn screening panel, the fee increase to pay for the screening will be in the range of \$20 to \$30 per test. The fee is typically incorporated into the hospital bill for births and is usually paid for by insurance companies. This revenue is subject to TABOR and would increase TABOR refunds in future years. The request cites the revenue constraints imposed on the budget as a result of TABOR as one of the factors the Department is requesting this test not be added the newborn screening panel.

**➔ Newborn Screening and Genetic Counseling Cash Fund Waiver Request**

*Request:* The Department requests, for the Newborn Screening and Genetic Counseling Cash Fund, a three year waiver pursuant to Section 24-75-402 (8) (a), C.R.S. from the 16.5 percent allowable reserve on cash funds allowed pursuant to Section 25-75-402 (2) (e.5), C.R.S.

*Recommendation:* Staff recommends the Committee deny the request because the cash fund will be in compliance with the 16.5 percent reserve requirement in FY 2017-18.

*Analysis:* The following table summarizes the projected fund balance of the Newborn Screening and Genetic Counseling Cash Fund. As demonstrated in the table the fund will be in compliance with the 16.5 percent reserve in FY 2017-18. Since the waiver request is for three years, the Newborn Screening and Genetic Counseling Cash Fund does not require the waiver.

<b>Newborn Screening and Genetic Counseling Cash Fund</b>					
	<b>FY 2013-14</b>	<b>FY 2014-15</b>	<b>FY 2015-16</b>	<b>FY 2016-17</b>	<b>FY 2017-18</b>
Beginning Fund Balance	\$3,151,186	\$3,116,076	\$2,536,137	\$1,913,763	\$1,371,602
Revenue	6,588,062	6,693,694	6,693,694	6,693,694	6,693,694
Expenditures	(6,623,172)	(7,273,633)	(7,316,068)	(7,235,855)	(7,380,572)
Ending Fund Balance	\$3,116,076	\$2,536,137	\$1,913,763	\$1,371,602	\$684,724
Allowable Uncommitted Reserve (16.5%)	\$1,092,909	\$1,147,555	\$1,170,506	\$1,193,916	\$1,217,794
Actual Uncommitted Reserve	3,115,556	2,536,137	1,913,763	1,371,602	684,725
<b>Over/(Under) Allowable Reserve</b>	<b>\$2,022,647</b>	<b>\$1,388,582</b>	<b>\$743,257</b>	<b>\$177,686</b>	<b>(\$533,069)</b>

## LINE ITEM DETAIL – LABORATORY SERVICES

### Director's Office

This line item will fund the personnel and operating expenses of the Director's Office. Cash funds are from the Newborn Screening and Genetic Counseling Cash Fund, the Laboratory Cash Fund, and the Law Enforcement Assistance Fund.

*Statutory Authority:* Sections 17-2-201 (5.5) (c) (III), 25-1.5-101 (1) (e), 25-4-802, 25-4-1001, C.R.S.

*Request:* The Department requests an appropriation of \$1,060,425 total funds, of which \$385,855 is General Fund and 13.3 FTE. The request includes an increase for the annualization of FY 2013-14 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$1,060,425 total funds and 13.3 FTE. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Laboratory Services, Director's Office</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$1,042,410	\$381,892	\$451,615	\$138,346	\$70,557	13.3
<b>TOTAL</b>	<b>\$1,042,410</b>	<b>\$381,892</b>	<b>\$451,615</b>	<b>\$138,346</b>	<b>\$70,557</b>	<b>13.3</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$1,042,410	\$381,892	\$451,615	\$138,346	\$70,557	13.3
Annualize salary survey and merit pay	18,015	3,963	14,052	0	0	0.0
<b>TOTAL</b>	<b>\$1,060,425</b>	<b>\$385,855</b>	<b>\$465,667</b>	<b>\$138,346</b>	<b>\$70,557</b>	<b>13.3</b>
<b>Increase/(Decrease)</b>	\$18,015	\$3,963	\$14,052	\$0	\$0	0.0
Percentage Change	1.7%	1.0%	3.1%	0.0%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,060,425</b>	<b>\$385,855</b>	<b>\$465,667</b>	<b>\$138,346</b>	<b>\$70,557</b>	<b>13.3</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	\$0	\$0	0.0

### Chemistry and Microbiology Personal Services

The Chemistry and Microbiology Section of the Laboratory conducts tests and analysis for a variety of state programs, including the Water Quality Control Division and the Colorado State Patrol, as well as private, non-state clients. This section of the lab analyzes blood, urine, and bodily fluid specimens, performs water and environmental testing, and analysis for disease outbreaks and newborn screenings. This line item funds the personnel expenses of this section of the State Lab.



*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Statutory Authority:* Sections 17-2-201 (5.5) (c) (III), 25-4-802, 25-4-1001, C.R.S.

*Request:* The Department requests an appropriation of \$4,409,358 total funds, of which \$412,833 is General Fund and 50.5 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$4,689,719 total funds, of which \$412,833 is General Fund and 50.2 FTE. The difference from the request is that the recommendation includes an increase of \$342,857 federal funds appropriated for informational purposes. The recommendation is calculated in accordance with Committee policy and summarized in the following table.

<b>Laboratory Services, Chemistry and Microbiology Personal Services</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$4,373,167	\$401,935	\$2,568,783	\$152,706	\$1,249,743	50.2
HB 16-1247 (Supplemental Bill)	(62,496)	0	(62,496)	0	0	(1.0)
<b>TOTAL</b>	<b>\$4,310,671</b>	<b>\$401,935</b>	<b>\$2,506,287</b>	<b>\$152,706</b>	<b>\$1,249,743</b>	<b>49.2</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$4,310,671	\$401,935	\$2,506,287	\$152,706	\$1,249,743	49.2
Informational funds adjustment	342,857	0	0	0	342,857	0.0
Annualize salary survey and merit pay	36,191	10,898	25,293	0	0	0.0
<b>TOTAL</b>	<b>\$4,689,719</b>	<b>\$412,833</b>	<b>\$2,531,580</b>	<b>\$152,706</b>	<b>\$1,592,600</b>	<b>49.2</b>
<b>Increase/(Decrease)</b>	\$379,048	\$10,898	\$25,293	\$0	\$342,857	0.0
Percentage Change	8.8%	2.7%	1.0%	0.0%	27.4%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$4,346,862</b>	<b>\$412,833</b>	<b>\$2,531,580</b>	<b>\$152,706</b>	<b>\$1,249,743</b>	<b>49.2</b>
Request Above/(Below) Recommendation	(\$342,857)	\$0	\$0	\$0	(\$342,857)	0.0

**Chemistry and Microbiology Operating Expenses**

This line item funds the operating expenses of the Chemistry and Microbiology Section.

*Statutory Authority:* Sections 17-2-201 (5.5) (c) (III), 25-4-802, 25-4-1001, C.R.S.

*Request:* The Department requests an appropriation of \$4,112,965 total funds, of which \$321,389 is General Fund. The request includes a reduction of \$6,797 cash funds to remove the second year costs of not adding the Pompe disorder to the newborn screening panel.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Recommendation:* Staff recommends an appropriation of \$4,295,968 total funds, of which \$321,389 is General Fund. The difference from the request is that the recommendation includes an increase of \$189,800 federal funds appropriated for information purposes based on the most recent actual expenditures. The recommendation is calculated in accordance with Committee policy and summarized in the following table.

<b>Laboratory Services, Chemistry and Microbiology Operating Expenses</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$4,533,618	\$321,389	\$3,357,653	\$179,676	\$674,900	0.0
HB 16-1247 (Supplemental Bill)	<u>(420,653)</u>	<u>0</u>	<u>(420,653)</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$4,112,965</b>	<b>\$321,389</b>	<b>\$2,937,000</b>	<b>\$179,676</b>	<b>\$674,900</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$4,112,965	\$321,389	\$2,937,000	\$179,676	\$674,900	0.0
Informational funds adjustment	189,800	0	0	0	189,800	0.0
BA6 Pompe testing reduction	<u>(6,797)</u>	<u>0</u>	<u>(6,797)</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$4,295,968</b>	<b>\$321,389</b>	<b>\$2,930,203</b>	<b>\$179,676</b>	<b>\$864,700</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$183,003	\$0	(\$6,797)	\$0	\$189,800	0.0
Percentage Change	4.4%	0.0%	(0.2%)	0.0%	28.1%	0.0%
<b>FY 2016-17 Executive Request:</b>						
Request Above/(Below) Recommendation	(\$183,003)	\$0	\$6,797	\$0	(\$189,800)	0.0

**Certification**

The Certification Section inspects and certifies private medical laboratories, environmental laboratories, including water testing labs, on-site dairy laboratories, and alcohol and drug toxicology testing laboratories. This section is also responsible for certification of the breath alcohol-testing devices used by state and local law enforcement.

*Statutory Authority:* Sections 18-3 106 and 205, 25-4-202, 25-11-101, 25-60-2201, 42-4-1301 and 1303, and 41-2-102, C.R.S.

*Request:* The Department requests an appropriation of \$1,493,992 total funds and 13.5 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- the annualization of FY 2015-16 salary survey and merit pay;
- A net zero fund source adjustment of \$176,292 between reappropriated funds and cash funds from the Marijuana Tax Cash Fund pursuant to the change in H.B. 15-1283 (Marijuana Reference Library and Lab Testing Access) which allowed the Certification Program to directly receive Marijuana Tax Cash Funds; and

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

- An increase of \$57,000 cash funds to pay a contractor to development a marijuana proficiency testing program pursuant to H.B. 15-1283 (Marijuana Reference Library and Lab Testing Access).

*Recommendation:* Staff recommends an appropriation of \$1,089,391 total funds, of which \$899,691 is cash funds and 14.5 FTE. The differences from the request include:

- An increase of \$47,330 cash funds and 0.7 FTE to establish an internal Marijuana Proficiency Testing Program; and
- A reduction of \$426,600 federal funds appropriated for informational purposes based on recent actual expenditures.

The recommendation is calculated in accordance with Committee policy, and outlined in the following table.

<b>Laboratory Services, Certification</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$1,395,332	\$0	\$602,740	\$176,292	\$616,300	13.3
Other legislation	23,850	0	23,850	0	0	0.2
HB 16-1247 (Supplemental Bill)	15,000	0	15,000	0	0	0.0
Long Bill Supplemental - FY 2016-17						
BA2 Marijuana proficiency testing	<u>31,669</u>	<u>0</u>	<u>31,669</u>	<u>0</u>	<u>0</u>	<u>0.3</u>
<b>TOTAL</b>	<b>\$1,465,851</b>	<b>\$0</b>	<b>\$673,259</b>	<b>\$176,292</b>	<b>\$616,300</b>	<b>13.8</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$1,465,851	\$0	\$673,259	\$176,292	\$616,300	13.8
BA2 Marijuana lab proficiency testing	47,330	0	47,330	0	0	0.7
Annualize salary survey and merit pay	2,810	0	2,810	0	0	0.0
Annualize prior year budget actions	0	0	176,292	(176,292)	0	0.0
Informational funds adjustment	<u>(426,600)</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>(426,600)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,089,391</b>		<b>\$899,691</b>	<b>\$0</b>	<b>\$189,700</b>	<b>14.5</b>
<b>Increase/(Decrease)</b>	(\$376,460)	\$0	\$226,432	(\$176,292)	(\$426,600)	0.7
Percentage Change	(25.7%)	0.0%	33.6%	(100.0%)	(69.2%)	5.1%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,493,992</b>	<b>\$0</b>	<b>\$877,692</b>	<b>\$0</b>	<b>\$616,300</b>	<b>13.5</b>
Request Above/(Below) Recommendation	\$404,601		(\$21,999)	\$0	\$426,600	(1.0)

**Indirect Cost Assessment**

*Request:* The Department requests an appropriation of \$2,286,800 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommendation for indirect costs is pending Committee action on outstanding centrally appropriated line items. Staff requests permission to adjust the line based on final Committee action on centrally appropriated line items.

## **(4) Air Pollution Control Division**

This division is comprised of four subdivisions: Administration, Technical Services, Mobile Sources, and Stationary Sources.

(A) *Administration* provides administrative support to the Air Quality Control Commission and manages the implementation of air programs by the other subdivisions. This subdivision provides administrative support to the Air Quality Control Commission, and manages the implementation of air programs by the other subdivisions. This division is funded by cash funds including the Stationary Sources Control Fund and federal funds.

(B) *Technical Services* houses the Air Quality Monitoring, Modeling and Analysis, and Visibility and Risk Assessment Programs. Technical Services is responsible for measuring Colorado's air quality, compliance with the National Ambient Air Quality Standards, and the issuance of air quality forecasts and advisories. This subdivision houses three distinct programs: Air Quality Monitoring; Modeling and Analysis; and Visibility and Risk Assessment. Funding for this subdivision is from cash funds including the Department's subaccount of the Highway Users Tax Cash Fund, the Stationary Sources Control Fund, and federal funds.

- The Air Quality Monitoring Program measures the Front Range air quality, and ensures that the Division is satisfying federal monitoring regulations and requirements. Ensuring compliance with federal monitoring regulations enables the Division to use the gathered data in State Implementation Plans (SIPs) of air pollution regulations, area re-designations, and permit compliance, Colorado must meet federal monitoring regulations.
- The Modeling and Analysis Program provides technical support to other division programs for the State Implementation Plan (SIP) and the stationary source permitting program. The Program is responsible for emission inventory development and air quality modeling that serves as the basis for evaluating the effectiveness of various control strategies and demonstrating that strategies adopted by Colorado will be sufficient to attain the National Ambient Air Quality Standards. The Program also performs ozone modeling related to the Front Range area's designation as an ozone non-attainment area in 2007.
- The Visibility and Risk Assessment Program houses three distinct programs: the Class I Area Program (national parks and wilderness areas), the urban visibility program, and the smoke management program, including issuing permits for prescribed burns.

(C) *Mobile Sources* is comprised of the Research and Support Program which contains four subprograms: (1) the High Altitude Testing Program, (2) the Oxygenated Fuel Program, (3) the Clean Fuel Fleet Program, and (4) the Inspection and Maintenance Program. The Inspection and Maintenance Program works to reduce motor vehicle-related pollution through the inspection and emissions-related repair of motor vehicles. Emissions testing of gas and diesel powered vehicles are required when registering, renewing, or selling vehicles within the program areas along Colorado's Front Range. This subdivision is comprised of two sections: (1) Research and Support, and (2) Inspection and Maintenance. Funding for this subdivision is primarily from the

Department's subaccount of the Highway Users Tax Fund and a small amount from federal funds.

- The Research and Support section is responsible for three different programs:
  - The High Altitude Testing Program provides data to develop vehicle emissions factors that accurately represent Denver's vehicle population and emissions.
  - The Oxygenated Fuel Program is required under the federal 1990 Clean Air Act Amendments; its purpose is to reduce wintertime carbon monoxide emissions from automobiles through the use of cleaner burning gasoline.
  - The Clean Fuel Fleet Program is designed to reduce motor vehicle emissions through the introduction of cleaner burning engines and fuels into the marketplace.
- The Inspection and Maintenance section works to reduce motor vehicle-related pollution through the inspection and emissions-related repair of motor vehicles. Emissions testing of gas and diesel powered vehicles is required when registering, renewing registrations, or selling vehicles within the program areas along Colorado's Front Range.

*(D) Stationary Sources* is responsible for controlling and reducing air pollutants from stationary sources (i.e., factories, power plants, wood stoves, etc.) through permits, monitoring, and inspections of stationary sources that emit air pollutants. The subdivision houses the following three programs: the Inventory and Support Services Program, the Permits and Compliance Assurance Program, and the Hazardous and Toxic Control Program. This subdivision is responsible for controlling and reducing air pollutants from stationary sources (i.e., factories, power plants, wood stoves, etc.). Division staff permit, monitor, and inspect stationary source air pollution emitters. The subdivision houses the following three programs. The majority of funding for this subdivision is the Stationary Sources Control Cash Fund and a small amount of federal funds.

- Inventory and Support Services Program is responsible for developing an inventory of pollution emissions from stationary sources, and is responsible for regulation development and maintenance, small business assistance, and permit fee invoicing.
- Permits and Compliance Assurance Program is responsible for informing industry, through the permitting process, of which regulations apply to them; helping small businesses understand complex rules; encouraging compliance with air quality regulations by conducting periodic inspections of air pollutant sources; and pursuing enforcement actions, as necessary.
- Hazardous and Toxic Control Program implements the federal Clean Air Act Amendments of 1990, which created a new and expanded program to control hazardous air pollutants, and required the control of ozone depleting compounds. This Program develops standards for hazardous air pollutants, trains and certifies asbestos technicians, and controls chlorofluorocarbons (CFCs).

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Air Pollution Control Division</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$24,533,595</u>	<u>\$94,298</u>	<u>\$19,948,088</u>	<u>\$4,491,209</u>	<u>181.8</u>
<b>TOTAL</b>	<b>\$24,533,595</b>	<b>\$94,298</b>	<b>\$19,948,088</b>	<b>\$4,491,209</b>	<b>181.8</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$24,533,595	\$94,298	\$19,948,088	\$4,491,209	181.8
BA3 Oil and gas data analysis	209,072	0	209,072	0	0.0
Centrally appropriated line items	0	0	0	0	0.0
Annualize prior year budget actions	(661,545)	0	(661,545)	0	0.0
Annualize salary survey and merit pay	223,212	0	223,212	0	0.0
Technical Services base adjustment	9,430	9,430	0	0	0.0
Informational funds adjustment	210,419	0	0	210,419	0.0
Technical corrections to departmental indirects	0	0	0	0	0.0
(4) (D) Stationary Sources base adjustment	<u>(38,853)</u>	<u>0</u>	<u>(38,853)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$24,485,330</b>	<b>\$103,728</b>	<b>\$19,679,974</b>	<b>\$4,701,628</b>	<b>181.8</b>
<b>Increase/(Decrease)</b>	(\$48,265)	\$9,430	(\$268,114)	\$210,419	0.0
Percentage Change	(0.2%)	10.0%	(1.3%)	4.7%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$24,095,905</b>	<b>\$94,298</b>	<b>\$19,510,398</b>	<b>\$4,491,209</b>	<b>181.8</b>
Request Above/(Below) Recommendation	(\$389,425)	(\$9,430)	(\$169,576)	(\$210,419)	(0.0)

Note BA3 Oil and gas data analysis will be discussed on page 146. The recommendation reflected in the above table is the result of a statutory requirement that funds from the Stationary Sources Control Fund be appropriated to the Air Pollution Control Division.

## DECISION ITEMS - AIR POLLUTION CONTROL DIVISION

### ➔ Air Quality Dispersion Study Footnote

Department of Public Health and Environment, Air Pollution Control Division, Stationary Sources, Air Quality Dispersion Study – It is the intent of the General Assembly that the appropriation be used for the purpose of collecting data that will be used to conduct a health risk assessment.

This footnote was added in FY 2013-14 in light of concerns regarding the lack of funding for a health risk assessment using the data collected by the Study. The footnote expresses the General Assembly's intent that the data collected through the study be used to conduct a health risk assessment.

*Recommendation:* Staff recommends the following footnote be discontinued because the Air Quality Dispersion Study will be completed at the end of FY 2015-16.

## **LINE ITEM DETAIL – AIR POLLUTION CONTROL DIVISION**

### **(A) Administration**

#### **Program Costs**

This line item funds the personnel and operating expenses of the Division's administrative office.

*Statutory Authority:* Sections 25-7-104 and 25-7-111, C.R.S.

*Request:* The Department requests an appropriation of \$1,936,668 total funds and 13.8 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$1,636,543 total funds and 13.8 FTE. The difference from the request is that the recommendation includes:

- A reduction of \$535,728 federal funds for informational funds adjustment; and
- An of \$235,603 total funds for technical adjustments related to the departmental indirect cost methodology that was implemented in the FY 2015-16 Long Bill. These adjustments are technical corrections to appropriations adjustments made last year and net out to zero.

The recommendation is calculated in accordance with Committee policy and outlined in the table below.

<b>Air Pollution Control Division, Administration, Program Costs</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$1,909,495</u>	<u>\$0</u>	<u>\$1,234,167</u>	<u>\$675,328</u>	<u>13.8</u>
<b>TOTAL</b>	<b>\$1,909,495</b>	<b>\$0</b>	<b>\$1,234,167</b>	<b>\$675,328</b>	<b>13.8</b>



*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Air Pollution Control Division, Administration, Program Costs</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$1,909,495	\$0	\$1,234,167	\$675,328	13.8
Technical corrections to departmental indirects	235,603	0	184,315	51,288	4.0
Annualize salary survey and merit pay	27,173	0	27,173	0	0.0
Informational funds adjustment	<u>(535,728)</u>	<u>0</u>	<u>0</u>	<u>(535,728)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,636,543</b>		<b>\$1,445,655</b>	<b>\$190,888</b>	<b>17.8</b>
<b>Increase/(Decrease)</b>	(\$272,952)	\$0	\$211,488	(\$484,440)	4.0
Percentage Change	(14.3%)	0.0%	17.1%	(71.7%)	29.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,936,668</b>	<b>\$0</b>	<b>\$1,261,340</b>	<b>\$675,328</b>	<b>13.8</b>
Request Above/(Below) Recommendation	\$300,125		(\$184,315)	\$484,440	(4.0)

**Indirect Cost Assessment**

*Request:* The Department requests an appropriation of \$4,416,600 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommendation for indirect costs is pending Committee action on outstanding centrally appropriated line items. Staff requests permission to adjust the line based on final Committee action on centrally appropriated line items.

**(B) Technical Services**

**Personal Services**

This line item funds the personnel expenses of the Technical Services subdivision.

*Statutory Authority:* Sections 25-7-136, 25-7-201, and 25-7-211 through 212, C.R.S.

*Request:* The Department requests an appropriation of \$3,107,857 total funds and 33.7 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- An increase of \$643 cash funds for the second year cost of the FTE added in FY 2015-16 as part of the FY 2015-16 R2 Air Inspection and Permitting Improvements;
- An increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$3,413,859 total funds and 33.7 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- An increase of \$306,645 federal funds for the information funds adjustment; and
- An increase for the annualization of FY 2015-16 salary survey and merit pay.

The recommendation does not include an increase of \$643 cash funds for the second year costs of 1.0 FTE added in FY 2015-16 for FY 2015-16 R2 Air Inspection and Permitting Improvements because the base pay increases for FTE is accounted for through the salary survey increase. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Air Pollution Control Division, Technical Services, Personal Services</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$3,062,248</u>	<u>\$0</u>	<u>\$2,149,993</u>	<u>\$912,255</u>	<u>33.7</u>
<b>TOTAL</b>	<b>\$3,062,248</b>	<b>\$0</b>	<b>\$2,149,993</b>	<b>\$912,255</b>	<b>33.7</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$3,062,248	\$0	\$2,149,993	\$912,255	33.7
Informational funds adjustment	306,645	0	0	306,645	0.0
Annualize salary survey and merit pay	44,966	0	44,966	0	0.0
Annualize prior year budget actions	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$3,413,859</b>		<b>\$2,194,959</b>	<b>\$1,218,900</b>	<b>33.7</b>
<b>Increase/(Decrease)</b>	\$351,611	\$0	\$44,966	\$306,645	0.0
Percentage Change	11.5%	0.0%	2.1%	33.6%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$3,107,857</b>	<b>\$0</b>	<b>\$2,195,602</b>	<b>\$912,255</b>	<b>33.7</b>
Request Above/(Below) Recommendation	(\$306,002)	n/a	\$643	(\$306,645)	0.0

**Operating Expenses**

This line item funds the operating expenses of the Technical Services subdivision.

*Statutory Authority:* Sections 25-7-136, 25-7-201, and 25-7-211 through 212, C.R.S.

*Request:* The Department requests an appropriation of \$564,664 total funds. The request includes the following changes from the FY 2015-16 appropriation:

- A reduction of \$274,703 cash funds for the second year cost of the cash funds for the Mobile Air Quality Monitoring Unit funded through BA4 Oil and Gas Task Force recommendations; and
- A reduction of \$4,703 cash funds from the Stationary Sources Cash Fund for the one-time operating expenses added as part of FY 2015-16 FY 2015-16 R2 Air Inspection and Permitting Improvements.

*Recommendation:* Staff recommends an appropriation of \$773,736 total funds. The difference from the request is that the recommendation includes \$209,072 cash funds from the Stationary Sources Control Fund that will be reappropriated to the Disease Control and Environmental Epidemiology Division (Division 8) for BA3 Oil and Gas Health Risk Assessment. See page 141 for additional information on this recommendation. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Air Pollution Control Division, Technical Services, Operating Expenses</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$844,070</u>	<u>\$0</u>	<u>\$593,347</u>	<u>\$250,723</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$844,070</b>	<b>\$0</b>	<b>\$593,347</b>	<b>\$250,723</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$844,070	\$0	\$593,347	\$250,723	0.0
BA3 Oil and gas data analysis	209,072	0	209,072	0	0.0
Annualize prior year budget actions	<u>(279,406)</u>	<u>0</u>	<u>(279,406)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$773,736</b>		<b>\$523,013</b>	<b>\$250,723</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$70,334)	\$0	(\$70,334)	\$0	0.0
Percentage Change	(8.3%)	0.0%	(11.9%)	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$564,664</b>	<b>\$0</b>	<b>\$313,941</b>	<b>\$250,723</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$209,072)		(\$209,072)	\$0	0.0

**Local Contracts**

This line item funds contracts with city and county governments who, on behalf of the Division, conduct air quality monitoring activities like collection of air quality data used in the ozone modeling required as part of the Front Range area's designation as a non-attainment area since 2007.

The General Fund was added to the line in FY 2015-16 to pay for the analysis of data collected through the Front Range Air Pollution and Photochemistry Experiment (FRAPPE) and the Deriving Information on Surface Conditions from Column and Vertically Resolved Observations Relevant to Air Quality (DISCOVER-AQ) project. The Department identified a need of \$188,596 total funds over two years to contract with an outside agency or consulting firm to:

- Compile data from both the FRAPPE study and the DISCOVER-AQ mission;
- Perform detailed analyses and modeling relating to ozone, ozone precursors and the atmospheric chemistry leading to ozone formation;
- Develop a list of source types and emissions that contribute significantly to ozone formation; and
- Develop a final report, including a list of possible recommendations for ozone reduction options.

*Statutory Authority:* Sections 25-7-136, 25-7-201, and 25-7-211 through 212, C.R.S.

*Request:* The Department requests an appropriation of \$896,536 total funds, of which \$94,298 is General Fund, \$567,638 is cash funds and \$234,600 is federal funds. The request does not include any changes the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$1,016,666 total funds, of which \$94,298 is General Fund, \$567,638 is cash funds and \$345,300 is federal funds. The difference from the request includes:

- An increase of \$110,700 federal funds for the information funds adjustment; and
- An increase of \$9,430 General Fund for the data analysis of the data collected through the Front Range Pollution and Photochemistry Experiment.

The increase for the FRAPPE data analysis is due to the time it took to obtain and finalize a contract for the data analysis has resulted in the Department's anticipation that 10.0 percent of the \$94,298 appropriated for data analysis in FY 2015-16 not being expended. Therefore in order to ensure the data analysis is completed staff recommends the amount anticipated to revert be added to the FY 2016-17 appropriation so that the work will be completed by the end of FY 2016-17 as originally planned.

The recommendation is calculated in accordance with Committee policy and outlined in the following table.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Air Pollution Control Division, Technical Services, Local Contracts</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$896,536</u>	<u>\$94,298</u>	<u>\$567,638</u>	<u>\$234,600</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$896,536</b>	<b>\$94,298</b>	<b>\$567,638</b>	<b>\$234,600</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$896,536	\$94,298	\$567,638	\$234,600	0.0
Informational funds adjustment	110,700	0	0	110,700	0.0
Technical Services base adjustment	<u>9,430</u>	<u>9,430</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,016,666</b>	<b>\$103,728</b>	<b>\$567,638</b>	<b>\$345,300</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$120,130	\$9,430	\$0	\$110,700	0.0
Percentage Change	13.4%	10.0%	0.0%	47.2%	0.0%
<b>FY 2016-17 Executive Request:</b>					
Request Above/(Below) Recommendation	(\$120,130)	(\$9,430)	\$0	(\$110,700)	0.0

**(C) Mobile Sources**

**Personal Services**

This line item funds the Mobile Sources personnel expenses.

*Statutory Authority:* Sections 25-7-111, 25-7-130, and 42-4-301 through 315, C.R.S.

*Request:* The Department requests an appropriation of \$2,399,882 total funds and 26.4 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$2,728,684 total funds and 26.4 FTE. The difference from the request is that the recommendation includes an increase of \$328,802 federal funds included for informational purposes. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Air Pollution Control Division, Mobile Sources, Personal Services</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$2,371,778</u>	<u>\$0</u>	<u>\$2,289,180</u>	<u>\$82,598</u>	<u>26.4</u>
<b>TOTAL</b>	<b>\$2,371,778</b>	<b>\$0</b>	<b>\$2,289,180</b>	<b>\$82,598</b>	<b>26.4</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$2,371,778	\$0	\$2,289,180	\$82,598	26.4
Informational funds adjustment	328,802	0	0	328,802	0.0
Annualize salary survey and merit pay	<u>28,104</u>	<u>0</u>	<u>28,104</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$2,728,684</b>		<b>\$2,317,284</b>	<b>\$411,400</b>	<b>26.4</b>
<b>Increase/(Decrease)</b>	\$356,906	\$0	\$28,104	\$328,802	0.0
Percentage Change	15.0%	0.0%	1.2%	398.1%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$2,399,882</b>	<b>\$0</b>	<b>\$2,317,284</b>	<b>\$82,598</b>	<b>26.4</b>
Request Above/(Below) Recommendation	(\$328,802)		\$0	(\$328,802)	0.0

**Operating Expenses**

This line item funds the Mobile Sources subdivision operating expenses.

*Statutory Authority:* Sections 25-7-111, 25-7-130, and 42-4-301, C.R.S.

*Request:* The Department requests an appropriation of \$307,496 total funds. The request includes no changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$307,496 total funds. The recommendation is calculated in accordance with Committee policy.

**Diesel Inspection / Maintenance Program**

The Diesel Program requires commercial operations with diesel fleets of at least nine vehicles, to self-inspect and certify that the vehicles are in compliance with state emission standards. This line item funds the activities of the Diesel Program including inspector certification and training, data collection, fleet self-certification, and technical assistance.

*Statutory Authority:* Sections 25-7-130 and 42-4-301 through 316, C.R.S.

*Request:* The Department requests an appropriation of \$636,254 cash funds and 6.3 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$636,254 cash funds and 6.3 FTE. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Air Pollution Control Division, Mobile Sources, Diesel Inspection/Maintenance Program</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	\$630,164	\$0	\$630,164	6.3
<b>TOTAL</b>	<b>\$630,164</b>	<b>\$0</b>	<b>\$630,164</b>	<b>6.3</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$630,164	\$0	\$630,164	6.3
Annualize salary survey and merit pay	6,090	0	6,090	0.0
<b>TOTAL</b>	<b>\$636,254</b>		<b>\$636,254</b>	<b>6.3</b>
<b>Increase/(Decrease)</b>	\$6,090	\$0	\$6,090	0.0
Percentage Change	1.0%	0.0%	1.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$636,254</b>	<b>\$0</b>	<b>\$636,254</b>	<b>6.3</b>
Request Above/(Below) Recommendation	\$0		\$0	0.0

**Mechanic Certification Program**

This line item funds the Mechanic Certification Program which certifies independent emission inspectors who can test the emissions from 1981 and older vehicles, and fleet mechanics that have statutory authority to conduct emissions inspections on their fleet vehicles. The funding supports the development of course curricula, training materials, and the training and certification of emission inspectors.

*Statutory Authority:* Section 25-7-131, C.R.S.

*Request:* The Department requests an appropriation of \$7,000 cash funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Departments request for an appropriation of \$7,000 cash funds based on historical expenditures from this line item.

**Local Grants**

This line supports the development and implementation of the inspection and maintenance program in the form of grants to local governments to conduct research on issues pertaining to air quality attainment strategies.

*Statutory Authority:* Section 25-7-130, C.R.S.

*Request:* The Department requests an appropriation of \$77,597 cash funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department request for an appropriation of \$77,597 cash funds based on historical expenditures from this line item.



**(D) Stationary Sources**

**Personal Services**

This line item funds the personnel expenses personnel responsible for the inventory and support services, permits and compliance assurance, and hazardous and toxic emissions control.

*Statutory Authority:* Sections 25-7-109, 25-7-112, and Sections 25-7-114, C.R.S.

*Request:* The Department requests an appropriation of \$8,381,467 total funds and 99.6 FTE. The request includes the following change from the FY 2015-16 appropriation:

- An increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$8,148,338 total funds and 95.6 FTE. The difference from the request is a reduction of \$233,129 total funds and 4.0 FTE to correct a technical error made when implementing the departmental indirect cost methodology in the FY 2015-16 Long Bill. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Air Pollution Control Division, Stationary Sources, Personal Services</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$8,264,588</u>	<u>\$0</u>	<u>\$6,954,253</u>	<u>\$1,310,335</u>	<u>99.6</u>
<b>TOTAL</b>	<b>\$8,264,588</b>	<b>\$0</b>	<b>\$6,954,253</b>	<b>\$1,310,335</b>	<b>99.6</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$8,264,588	\$0	\$6,954,253	\$1,310,335	99.6
Annualize salary survey and merit pay	116,879	0	116,879	0	0.0
Technical corrections to departmental indirects	<u>(233,129)</u>	<u>0</u>	<u>(181,841)</u>	<u>(51,288)</u>	<u>(4.0)</u>
<b>TOTAL</b>	<b>\$8,148,338</b>	<b>\$0</b>	<b>\$6,889,291</b>	<b>\$1,259,047</b>	<b>95.6</b>
<b>Increase/(Decrease)</b>	(\$116,250)	\$0	(\$64,962)	(\$51,288)	(4.0)
Percentage Change	(1.4%)	0.0%	(0.9%)	(3.9%)	(4.0%)
<b>FY 2016-17 Executive Request:</b>					
	<b>\$8,381,467</b>	<b>\$0</b>	<b>\$7,071,132</b>	<b>\$1,310,335</b>	<b>99.6</b>
Request Above/(Below) Recommendation	\$233,129	\$0	\$181,841	\$51,288	4.0

**Operating Expenses**

This line item funds all operating expenses associated with the inventory and support services, permits and compliance assurance, and hazardous and toxic emissions control efforts of the Stationary Sources Program.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Statutory Authority:* Sections 25-7-109, 25-7-112, and Sections 25-7-114, C.R.S.

*Request:* The Department requests an appropriation of \$326,531 total funds. The request includes the following change from the FY 2015-16 appropriation:

- A reduction of \$50,377 cash funds for the annualization of one-time operating expenses for the new FTE added in FY 2015-16 as part of R2 Air Inspection and Permitting Improvements.

*Recommendation:* Staff recommends an appropriation of \$324,057 total funds. The difference from the request is that the recommendation includes a reduction of \$2,474 cash funds to correct a technical error made when implementing the departmental indirect cost methodology in the FY 2015-16 Long Bill. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Air Pollution Control Division, Stationary Sources, Operating Expenses</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$376,908</u>	<u>\$0</u>	<u>\$327,994</u>	<u>\$48,914</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$376,908</b>	<b>\$0</b>	<b>\$327,994</b>	<b>\$48,914</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$376,908	\$0	\$327,994	\$48,914	0.0
Annualize prior year budget actions	(50,377)	0	(50,377)	0	0.0
Technical corrections to departmental indirects	<u>(2,474)</u>	<u>0</u>	<u>(2,474)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$324,057</b>	<b>\$0</b>	<b>\$275,143</b>	<b>\$48,914</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$52,851)	\$0	(\$52,851)	\$0	0.0
Percentage Change	(14.0%)	0.0%	(16.1%)	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>					
Request Above/(Below) Recommendation	\$2,474	\$0	\$2,474	\$0	0.0

**Local Contracts**

This line item funds contract costs with local governments who, on behalf of the Stationary Sources Section, conduct stationary source, asbestos and chlorofluorocarbon inspections, respond to complaints in their jurisdiction, and issue opening burning permits.

*Statutory Authority:* Section 25-7-114, C.R.S.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Request:* The Department requests an appropriation of \$820,567 total funds, of which \$722,067 is cash funds and \$98,500 is federal funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$798,500 total funds, of which \$700,000 is cash funds and \$98,500 is federal funds. The difference from the request is that the recommendation includes a reduction of \$22,067 cash funds based on historical expenditure of the line item. From FY 2011-12 through FY 2014-15 the cash funds expenditure of the line item has not exceeded \$687,994 cash funds. The recommendation reduces the appropriation to a level corresponding with recent expenditures while providing the Department with a buffer in the event FY 2016-17 expenditures increase. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Air Pollution Control Division, Stationary Sources, Local Contracts</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$820,567</u>	<u>\$0</u>	<u>\$722,067</u>	<u>\$98,500</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$820,567</b>	<b>\$0</b>	<b>\$722,067</b>	<b>\$98,500</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$820,567	\$0	\$722,067	\$98,500	0.0
(4) (D) Stationary Sources base adjustment	<u>(22,067)</u>	<u>0</u>	<u>(22,067)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$798,500</b>		<b>\$700,000</b>	<b>\$98,500</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$22,067)	\$0	(\$22,067)	\$0	0.0
Percentage Change	(2.7%)	0.0%	(3.1%)	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$820,567</b>	<b>\$0</b>	<b>\$722,067</b>	<b>\$98,500</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$22,067		\$22,067	\$0	0.0

**Preservation of the Ozone Layer**

This line item funds the Preservation of the Ozone Layer Program which works to reduce emissions of ozone depleting compounds, chlorofluorocarbons, and hydro-fluorocarbons by regulating the practices and procedures employed by the air conditioning and refrigeration service facilities in both automotive and stationary source industries.

*Statutory Authority:* Section 25-7-112, C.R.S.

*Request:* The Department requests an appropriation of \$216,786 cash funds and 2.0 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Recommendation:* Staff recommends an appropriation of \$200,000 cash funds and 2.0 FTE. The difference from the request is that the recommendation includes a reduction of \$16,786 cash funds based on historical expenditure of the line item. Expenditures from this line have decreased from a high of \$220,771 in FY 2011-12 to \$163,692 in FY 2014-15. The recommendation reduces the appropriation to a level corresponding with recent expenditures while providing the Department with a buffer in the event FY 2016-17 expenditures increase. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Air Pollution Control Division, Stationary Sources, Preservation of the Ozone Layer</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$216,786</u>	<u>\$0</u>	<u>\$216,786</u>	<u>2.0</u>
<b>TOTAL</b>	<b>\$216,786</b>	<b>\$0</b>	<b>\$216,786</b>	<b>2.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$216,786	\$0	\$216,786	2.0
(4) (D) Stationary Sources base adjustment	<u>(16,786)</u>	<u>0</u>	<u>(16,786)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$200,000</b>		<b>\$200,000</b>	<b>2.0</b>
<b>Increase/(Decrease)</b>	(\$16,786)	\$0	(\$16,786)	0.0
Percentage Change	(7.7%)	0.0%	(7.7%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$216,786</b>	<b>\$0</b>	<b>\$216,786</b>	<b>2.0</b>
Request Above/(Below) Recommendation	\$16,786		\$16,786	0.0

**Air Quality Dispersion Study**

This line item funds the contract costs with the Colorado State University to perform the Air Pollutant Emissions and Dispersion Study of air emissions from oil and gas operations in the North Front Range area from July 2013 to June 2016.

*Statutory Authority:* Sections 25-7-109, 25-7-112, and 25-7-114, C.R.S.

*Request:* The Department requests no appropriation for this line item. The request includes a reduction of \$331,762 cash funds because the Air Pollutant Emissions and Dispersion Study will be completed by the end of FY 2015-16. Note the Department has submitted BA3 Oil and Gas Health Risk Assessment to request funding to analyze the data collected by the Air Quality Dispersion Study. BA3 Oil and Gas Health Risk Assessment will be discussed in Division 8 of this document.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

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*Recommendation:* Staff recommends the Department request for no appropriation based on the completion of the study. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Air Pollution Control Division, Stationary Sources, Preservation of the Ozone Layer</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$216,786</u>	<u>\$0</u>	<u>\$216,786</u>	<u>2.0</u>
<b>TOTAL</b>	<b>\$216,786</b>	<b>\$0</b>	<b>\$216,786</b>	<b>2.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$216,786	\$0	\$216,786	2.0
(4) (D) Stationary Sources base adjustment	<u>(16,786)</u>	<u>0</u>	<u>(16,786)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$200,000</b>		<b>\$200,000</b>	<b>2.0</b>
<b>Increase/(Decrease)</b>	(\$16,786)	\$0	(\$16,786)	0.0
Percentage Change	(7.7%)	0.0%	(7.7%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$216,786</b>	<b>\$0</b>	<b>\$216,786</b>	<b>2.0</b>
Request Above/(Below) Recommendation	\$16,786		\$16,786	0.0

## (5) Water Quality Control Division

This division is comprised of four subdivisions: Administration, Clean Water Sectors, Clean Water Program, and Drinking Water Program.

(A) *Administration* provides management and support staff for the Water Quality Control Commission, clerical support for other subdivisions, and maintains a centralized records system for the Division. This subdivision is responsible for training and certifying the operators of all water and wastewater treatment facilities in the state. Funding for this subdivision is from General Fund, various division cash funds including the Water Quality Control Fund and the Drinking Water Fund, and federal funds.

(B) *Clean Water Sectors* is responsible for issuing discharge permits, monitoring compliance with permits, conducting inspections, providing technical assistance, and as necessary, pursuing enforcement actions permitting and compliance assurance program for the five industry sectors. The sectors are construction, commerce and industry, municipal separate storm sewer systems, pesticides, public and private utilities, water quality certification. Funding for the Sectors is from General Fund, cash funds from the Water Quality Control Fund, and federal funds.

(C) *Clean Water Program* funds grants and contracts primarily to local governments for the Non-Point Source Program and the Water Quality Improvement Program. Funding for this subdivision is from General Fund, the Water Quality Improvement Fund, reappropriated funds from the Department of Agriculture, and federal funds.

(D) *Drinking Water Program* is established under the federal Safe Drinking Water Act and implements measures to ensure that public water systems throughout Colorado provide safe drinking water for Colorado citizens. Funding for this subdivision is from General Fund, the Drinking Water Cash Fund, and federal funds.

<b>Water Quality Control Division</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$24,842,403	\$4,301,973	\$5,397,302	\$39,673	\$15,103,455	173.4
Other legislation	<u>1,868</u>	<u>(17,600)</u>	<u>19,468</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$24,844,271</b>	<b>\$4,284,373</b>	<b>\$5,416,770</b>	<b>\$39,673</b>	<b>\$15,103,455</b>	<b>173.4</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Water Quality Control Division</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$24,844,271	\$4,284,373	\$5,416,770	\$39,673	\$15,103,455	173.4
R2 General Fund for clean water sectors	0	0	0	0	0	0.0
Annualize prior year budget actions	(102,317)	(245,457)	218,499	0	(75,359)	0.0
Annualize prior year legislation	1,403,945	0	1,403,945	0	0	5.0
Annualize salary survey and merit pay	134,300	66,850	67,450	0	0	0.0
Informational funds adjustment	<u>166,431</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>166,431</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$26,446,630</b>	<b>\$4,105,766</b>	<b>\$7,106,664</b>	<b>\$39,673</b>	<b>\$15,194,527</b>	<b>178.4</b>
<b>Increase/(Decrease)</b>	\$1,602,359	(\$178,607)	\$1,689,894	\$0	\$91,072	5.0
Percentage Change	6.4%	(4.2%)	31.2%	0.0%	0.6%	2.9%
<b>FY 2016-17 Executive Request:</b>	<b>\$27,242,749</b>	<b>\$5,313,773</b>	<b>\$6,861,207</b>	<b>\$39,673</b>	<b>\$15,028,096</b>	<b>178.4</b>
Request Above/(Below) Recommendation	\$796,119	\$1,208,007	(\$245,457)	\$0	(\$166,431)	0.0

## DECISION ITEMS - WATER QUALITY CONTROL DIVISION

### ➔ R2 Continue General Fund Subsidy for Clean Water Sectors

*Request:* The Department requests \$1,208,007 General Fund in FY 2016-17 and \$1,318,302 General Fund in FY 2017-18 to subsidize insufficient cash funds revenues for the Clean Water Sectors.

*Recommendation:* Staff recommends the Committee deny the request in light of the ongoing conversations related to a comprehensive solution to developing a sustainable funding structure for the Clean Water Sectors.

*Analysis:* The revenues from clean water fees are statutorily set, and have no increase in at least the last five years. As a result of increase personnel and operating costs for Clean Water Sectors the level of revenue from existing fees is no longer sufficient to cover the costs of the Clean Water Sectors. In light of the ongoing conversations related to a comprehensive solution to developing a sustain funding structure for Clean Water Sectors staff recommends denying the General Fund increase. If there is no statutory solution to the revenue issue, staff will comeback during comebacks with a revised recommendation.

**➔ Staff Initiated - Adjustments to Clean Water Sectors**

*Request:* The Department did not request this change.

*Recommendation:* Staff recommends that the line items for each Clean Water Sector be pended until the Department is able to provide information on how each sector should be adjusted so that the FY 2016-17 Long Bill appropriation accurately reflects the projected cost of those sections. Staff will prepare a comeback for the Committee's consideration as soon as the information is available from the Department.

*Analysis:* The Department has been working on determining what adjustments are needed so the FY 2016-17 Long Bill appropriation for each sector accurately reflects the projected cost of each sector. The Department was unable to provide the information to staff prior to the time this document went to print. Therefore in order to only set the line items for each Sector once, staff is recommending the appropriation for the Clean Water Sectors be marked as pending until staff has sufficient information to make an informed recommendation. Staff will prepare a comeback for the Committee's consideration as soon as the information is provided to staff. This information will also be used to inform the discussions with the Committee, Department, and stakeholders regarding the potential long-term solution to sustainable funding for the Clean Water Sectors.

**➔ Footnote on Water Quality Improvement Line Item**

*Request:* The Department did not request this footnote.

*Recommendation:* Staff recommends a roll forward footnote be added to the Water Quality Improvement line item to ensure the funds granted for water quality improvement projects pursuant to Section 25-8-608 (1.7), C.R.S. are fully expended over a two year period.

*Analysis:* Senate Joint Resolution 14-039 included the following addition to Joint Legislative Rule 45 (c) "a budget request regardless of the source of funds or total request amount to make local grant awards for construction projects is classified as an operating budget request and is reviewed by the Joint Budget Committee." As a result of new language added by SJR 14-039 the funding for Water Quality Improvement Grants is now included in the operating section of the Long Bill.

Staff recommends the footnote because the capital construction budget provides for three years of spending authority and the operating budget does not. In order to ensure grantees are able to complete projects over the period of two years and not lose funding due to accounting adjustments that a single year appropriation would impose, staff recommends the footnote. The addition of the footnote to this line item is similar to the footnote added to the Brownfields Cleanup Program line item that was added to the operating budget in FY 2015-16 as a result of SJR 14-039.



**➔ Water Quality Control Division Request for Information**

*Recommendation:* In light of the projected cash fund insolvency for the sectors staff recommends the following request for information be continued for FY 2016-17 in order to provide the Committee with information about monthly sector expenditures.

Department of Public Health and Environment, Water Quality Control Division, Clean Water Sectors -- The Department is requested to submit a monthly report for expenditures by fund source for each of the clean water sectors.

**LINE ITEM DETAIL – WATER QUALITY CONTROL DIVISION**

**(A) Administration**

**Administration Program**

This line item was created in FY 2015-16 as a result of the implementation of a divisional indirect cost plan and will fund the personnel and operating expenses for administration of the Clean Water and Drinking Water Programs.

*Statutory Authority:* Section 25-8-301, C.R.S.

*Request:* The Department requests a new appropriation of \$1,986,533 total funds, of which \$548,464 is General Fund and 19.4 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- An increase for the annualization of FY 2015-16 salary survey and merit pay; and
- A reduction of \$102,317 total funds to correct a technical error made when splitting apart the Clean Water Sectors.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$1,986,533 total funds, of which \$548,464 is General Fund and 19.4 FTE. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Water Quality Control Division, Administration, Administration Program</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$2,071,451</u>	<u>\$537,807</u>	<u>\$399,781</u>	<u>\$1,133,863</u>	<u>19.4</u>
<b>TOTAL</b>	<b>\$2,071,451</b>	<b>\$537,807</b>	<b>\$399,781</b>	<b>\$1,133,863</b>	<b>19.4</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Water Quality Control Division, Administration, Administration Program</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$2,071,451	\$537,807	\$399,781	\$1,133,863	19.4
Annualize salary survey and merit pay	17,399	10,657	6,742	0	0.0
Annualize prior year budget actions	<u>(102,317)</u>	<u>0</u>	<u>(26,958)</u>	<u>(75,359)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,986,533</b>	<b>\$548,464</b>	<b>\$379,565</b>	<b>\$1,058,504</b>	<b>19.4</b>
<b>Increase/(Decrease)</b>	(\$84,918)	\$10,657	(\$20,216)	(\$75,359)	0.0
Percentage Change	(4.1%)	2.0%	(5.1%)	(6.6%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,986,533</b>	<b>\$548,464</b>	<b>\$379,565</b>	<b>\$1,058,504</b>	<b>19.4</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	\$0	(0.0)

## **(B) Clean Water Sectors**

### **Commerce and Industry Sector**

This line item was added in FY 2015-16 and funds the Division's work for permit and compliance obligations associated with commercial and industrial operations resulting in a permitted discharge to waters of the state. The Commerce and Industry Sector includes primarily private business enterprises with operations in areas such as mining, oil and gas extraction, electrical power generation, food processing, automobile salvage and timber harvesting. A small portion of entities are public and have a permitted discharge from services such as airports or fish rearing operations.

*Statutory Authority:* Section 25-8-502, C.R.S.

*Request:* The Department requests an appropriation of \$2,175,672 total funds, of which \$465,406 is General Fund and 25.3 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommendation for this line item is pending information from the Department on what specific fund source adjustments are needed to adjust the FY 2016-17 base appropriation for this sector. Staff will prepare a comeback when this information is available.

### **Construction Sector**

This line item was added in FY 2015-16 and funds the Division's work for permit and compliance obligations associated with construction project owners and operators whose activities are subject to Colorado Water Quality Control Act. The Construction Sector includes include home builders, transportation and utility project owners and contractors, and industries such as oil and gas operators who need to construct access roads and utilities as part of their business enterprise.

*Statutory Authority:* Section 25-8-502, C.R.S.

*Request:* The Department requests an appropriation of \$1,752,275 total funds, of which \$400,862 is General Fund and 20.3 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- an increase for the annualization of FY 2015-16 salary survey and merit pay; and
- An increase of \$450,165 cash funds for the second year costs of H.B. 15-1249 (Recodify Water Pollution Control Fees).

*Recommendation:* Staff recommendation for this line item is pending information from the Department on what specific fund source adjustments are needed to adjust the FY 2016-17 base appropriation for this sector. Staff will prepare a comeback when this information is available.

**Municipal Separate Storm Sewer Systems Sector**

This line item was added in FY 2015-16 and funds the Division's work for permit and compliance obligations associated with municipal separate storm sewer systems (MS4s) resulting in a permitted discharge to waters of the state. The MS4s Sector includes a conveyance or system of conveyances that is owned by a city, town, village, or other public entity that discharges to water of the State, and is designed to collect or convey stormwater (including storm drains, pipes, ditches, etc.). An MS4s is not a combined sewer or part of a Public Owned Treatment Works (sewage treatment plant).

*Statutory Authority:* Section 25-8-502, C.R.S.

*Request:* The Department requests an appropriation of \$263,433 total funds, of which \$81,274 is General Fund and 3.1 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommendation for this line item is pending information from the Department on what specific fund source adjustments are needed to adjust the FY 2016-17 base appropriation for this sector. Staff will prepare a comeback when this information is available.

**Pesticides Sector**

This line item was added in FY 2015-16 and funds the Division's work for permit and compliance obligations associated with pesticide applications, including those with control over a decision to perform a pesticide application, and those who perform the applications. The Pesticides Sector includes state agencies, municipalities, special districts and private enterprises such as irrigation companies and commercial pesticide applicators.

*Statutory Authority:* Section 25-8-502, C.R.S.

*Request:* The Department requests an appropriation of \$160,991 total funds, of which \$125,791 is General Fund and 1.0 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommendation for this line item is pending information from the Department on what specific fund source adjustments are needed to adjust the FY 2016-17 base appropriation for this sector. Staff will prepare a comeback when this information is available.

**Public and Private Utilities Sector**

This line item was added in FY 2015-16 and funds the Division's work for permit and compliance obligations associated with operation of domestic waste water treatment works, water treatment facilities, reclaimed water systems and industrial operations that discharge to a domestic waste water treatment works. The Public and Private Utilities Sector includes municipalities and special districts as well as public and private entities providing waste water services to support public or commercial operations such as highway rest areas, private housing (mobile home parks) and recreation (lodges, hotels and campgrounds).

*Statutory Authority:* Section 25-8-502, C.R.S.

*Request:* The Department requests an appropriation of \$3,578,387 total funds, of which \$1,103,447 is General Fund and 41.1 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommendation for this line item is pending information from the Department on what specific fund source adjustments are needed to adjust the FY 2016-17 base appropriation for this sector. Staff will prepare a comeback when this information is available.

### **Water Quality Certification Sector**

This line item was added in FY 2015-16 and funds the certifications which assess impacts to water quality from various types of federally permitted actions related to water supply, distribution and other construction projects that may require mitigation and post-construction monitoring. There are four known large water development projects the Moffat Collection System Project, the Windy Gap Firing Project, the Northern Integrated Supply Project, and the Halligan Seaman Water Management Project. Other smaller federally permitted projects including water development and habitat restoration projects will need to be certified in the near future.

*Statutory Authority:* Section 25-8-502, C.R.S.

*Request:* The Department requests an appropriation of \$423,894 total funds, of which \$11,300 is General Fund and 1.5 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommendation for this line item is pending information from the Department on what specific fund source adjustments are needed to adjust the FY 2016-17 base appropriation for this sector. Staff will prepare a comeback when this information is available.

### **General Fund Subsidy**

This line item was added in FY 2015-16 and provided a General Fund backfill to the Clean Water Programs due to the cash fund balance shortfall and lack of legislative fee changes during the 2015 Session to increase cash fund revenue to sufficiently support the Clean Water Sectors.

*Statutory Authority:* Section 25-8-502, C.R.S.

*Request:* The Department requests an appropriation of \$1,208,007 General Fund and 4.0 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- A reduction of \$245,457 General Fund for the annualization of one-time funds provided in FY 2015-16 to subsidize the Clean Water Sectors; and
- An increase of \$1,208,007 General Fund to subsidize the Commerce and Industry, Municipal Separate Storm Sewer Systems, and Public and Private Utilities Sectors.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

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*Recommendation:* Staff recommends no appropriation for this line in accordance with the staff recommendation on R2 Continue General Fund Subsidy for Clean Water Sectors. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Water Quality Control Division, Clean Water Sectors, General Fund Subsidy</b>			
	<b>Total Funds</b>	<b>General Fund</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>			
SB 15-234 (Long Bill)	<u>\$245,457</u>	<u>\$245,457</u>	<u>4.0</u>
<b>TOTAL</b>	<b>\$245,457</b>	<b>\$245,457</b>	<b>4.0</b>
<b>FY 2016-17 Recommended Appropriation</b>			
FY 2015-16 Appropriation	\$245,457	\$245,457	4.0
R2 General Fund for clean water sectors	0	0	0.0
Annualize prior year budget actions	<u>(245,457)</u>	<u>(245,457)</u>	<u>(4.0)</u>
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$245,457)	(\$245,457)	(4.0)
Percentage Change	(100.0%)	(100.0%)	(100.0%)
<b>FY 2016-17 Executive Request:</b>	<b>\$1,208,007</b>	<b>\$1,208,007</b>	<b>4.0</b>
Request Above/(Below) Recommendation	\$1,208,007	\$1,208,007	4.0

## **(C) Clean Water Programs**

### **Local Grants and Contracts**

This line item funds grants and contracts for the Non-point Source Program. Funding is from the Environmental Protection Agency and is used for projects to restore impaired water quality, protect water quality, and for watershed based plans designed to improve and protect water quality, analysis of the impact on construction permits and water facility capacity; sampling, lab analysis, and triennial review of water basins in the state.

*Statutory Authority:* Sections 25-8-202 (1) (g) and 25-8-301, C.R.S.

*Request:* The Department requests an appropriation of \$4,015,804 total funds, of which \$362,154 General Fund. This request includes no changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$4,015,804 federal funds.

### **Water Quality Improvement**

The Water Quality Improvement Program began in FY 2006-07 as a result of the passage of H.B. 06-1337, Water Quality Improvement Fund Penalties. Statute specifies the factors used to base penalties for violations of water quality control provisions. The Program is required to spend the collected civil penalties on improving the water quality in impacted communities by awarding grants for water quality improvement projects, stormwater management training and best practices training to prevent or reduce the pollution of state waters and is allowed to use up to 5.0 percent of penalties for administrative costs.

Senate Joint Resolution 14-039 included the following addition to Joint Legislative Rule 45 (c) "a budget request regardless of the source of funds or total request amount to make local grant awards for construction projects is classified as an operating budget request and is reviewed by the Joint Budget Committee." As a result of new language added by SJR 14-039 the funding for the grants will be included in the operating section of the Long Bill.

*Statutory Authority:* Section 25-8-608, C.R.S.

*Request:* The Department requests an appropriation of \$767,196 cash funds. The request includes an increase of \$600,000 cash funds for the annualization S.J.R. 14-039.

*Recommendation:* Staff recommends an appropriation of \$767,196 cash funds based on recent actual expenditures and the Department's indication there are large projects for which applications have been submitted that would use the full appropriation over two years. The table below summarizes the amount of funds that have been appropriated for and expended from the Water Quality Improvement Fund.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Summary of the Water Quality Improvement Fund Revenue and Expenditures</b>					
	<b>FY 2011-12</b>	<b>FY 2012-13</b>	<b>FY 2013-14</b>	<b>FY 2014-15</b>	<b>FY 2015-16</b>
Revenue	\$575,331	\$571,035	\$313,012	\$1,411,048	\$586,867
Appropriation*					
Operating Budget	\$117,196	\$167,196	\$167,196	\$167,196	\$167,196
Capital Construction	\$0	\$600,000	\$600,000	\$0	\$0
Actual Expenditure	\$114,746	\$167,196	\$634,102	\$299,621	\$280,000

\*Appropriations made in the operating budget are for a single year, appropriations made in the capital construction budget remain available for department expenditure for three years.

The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Water Quality Control Division, Clean Water Program, Water Quality Improvement</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$167,196</u>	<u>\$0</u>	<u>\$167,196</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$167,196</b>	<b>\$0</b>	<b>\$167,196</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$167,196	\$0	\$167,196	0.0
Annualize prior year legislation	<u>600,000</u>	<u>0</u>	<u>600,000</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$767,196</b>		<b>\$767,196</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$600,000	\$0	\$600,000	0.0
Percentage Change	358.9%	0.0%	358.9%	0.0%
<b>FY 2016-17 Executive Request:</b>				
Request Above/(Below) Recommendation	\$0		\$0	0.0



## **(D) Drinking Water Program**

### **Personal Services**

This line item funds the personnel costs of the Drinking Water Program.

*Statutory Authority:* Section 25-1.5-201 through 209, C.R.S.

*Request:* The Department requests an appropriation of \$6,073,006 total funds, of which \$872,968 is General Fund and 64.4 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$6,805,402 total funds, of which \$872,968 is General Fund and 64.4 FTE. The difference from the request is that the recommendation includes an increase of \$732,396 federal funds appropriated for informational purposes. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Water Quality Control Division, Drinking Water Program, Personal Services</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$6,047,311</u>	<u>\$854,346</u>	<u>\$343,161</u>	<u>\$4,849,804</u>	<u>64.4</u>
<b>TOTAL</b>	<b>\$6,047,311</b>	<b>\$854,346</b>	<b>\$343,161</b>	<b>\$4,849,804</b>	<b>64.4</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$6,047,311	\$854,346	\$343,161	\$4,849,804	64.4
Informational funds adjustment	732,396	0	0	732,396	0.0
Annualize salary survey and merit pay	<u>25,695</u>	<u>18,622</u>	<u>7,073</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$6,805,402</b>	<b>\$872,968</b>	<b>\$350,234</b>	<b>\$5,582,200</b>	<b>64.4</b>
<b>Increase/(Decrease)</b>	\$758,091	\$18,622	\$7,073	\$732,396	0.0
Percentage Change	12.5%	2.2%	2.1%	15.1%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$6,073,006</b>	<b>\$872,968</b>	<b>\$350,234</b>	<b>\$4,849,804</b>	<b>64.4</b>
Request Above/(Below) Recommendation	(\$732,396)	\$0	\$0	(\$732,396)	0.0

### **Operating Expenses**

This line item funds the operating expenses of the Drinking Water Program.

*Statutory Authority:* Section 25-1.5-201 through 209, C.R.S.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Request:* The Department requests an appropriation of \$1,340,565 total funds, of which \$134,100 is General Fund. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$774,600 total funds, of which \$134,100 is General Fund. The difference from the request is that the recommendation includes a decrease of \$565,965 federal funds appropriated for informational purposes. The recommendation was calculated in accordance with Committee policy and is outlined in the following table.

<b>Water Quality Control Division, Drinking Water Program, Operating Expenses</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$1,340,565</u>	<u>\$134,100</u>	<u>\$0</u>	<u>\$1,206,465</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,340,565</b>	<b>\$134,100</b>	<b>\$0</b>	<b>\$1,206,465</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$1,340,565	\$134,100	\$0	\$1,206,465	0.0
Informational funds adjustment	<u>(565,965)</u>	<u>0</u>	<u>0</u>	<u>(565,965)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$774,600</b>	<b>\$134,100</b>	<b>\$0</b>	<b>\$640,500</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$565,965)	\$0	\$0	(\$565,965)	0.0
Percentage Change	(42.2%)	0.0%	0.0%	(46.9%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,340,565</b>	<b>\$134,100</b>	<b>\$0</b>	<b>\$1,206,465</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$565,965	\$0	\$0	\$565,965	0.0

## **(E) Indirect Cost Assessment**

### **Indirect Cost Assessment**

*Request:* The Department requests and appropriation of \$349,985 total funds. The request includes an increase of \$150,685 total funds for the annualization of H.B. 15-1249 (Recodify Water Pollution Control Fees).

*Recommendation:* Staff recommendation for indirect costs is pending Committee action on outstanding centrally appropriated line items. Staff requests permission to adjust the line based on final Committee action on centrally appropriated line items.

## **(6) Hazardous Materials and Waste Management Division**

This division is comprised of the following subdivisions:

(A) Administration provides division-wide administrative and management support services. Funding for this subdivision is from divisional cash funds including the Hazardous Substance Response Fund, reappropriated funds from the Department of Local Affairs, and federal funds.

(B) *Hazardous Waste Control Program* has four primary responsibilities: permitting, compliance assurance, corrective action, and compliance assistance. This program monitors compliance and enforces hazardous waste regulations over 500 large-quantity hazardous waste generators, 3,000 small generators, hazardous waste transporters, and 50 hazardous waste treatment, storage and disposal facilities. Funding for this subdivision is funded from the Hazardous Waste Service Fee and Illegal Drug Laboratory Funds, and federal funds.

(C) *Solid Waste Control Program* is responsible for the regulation of all solid waste management facilities in Colorado, including landfills, composting facilities, recycling facilities, transfer facilities, certain types of waste surface impoundments, asbestos waste facilities, solid waste incinerators, and medical waste facilities. Funding for this subdivision is from cash funds, including the Solid Waste Management Fund and the Radiation Control Fund.

(D) *Contaminated Site Cleanups and Remediation Programs* are summarized below and are funded primarily from the Hazardous Substance Response Fund and federal funds.

- The Superfund Program works with the Environmental Protection Agency as either the lead agency or support agency in the review and implementation of cleanup plans and oversight of the cleanup work at superfund sites. Funding for cleanup of the Rocky Mountain Arsenal superfund site is included in this program.
- The Contaminated Site Cleanups Program works to facilitate the cleanup of contaminated sites that have not been designated as superfund sites.
- The subdivision provides the Department of Law with technical support relating to the federal Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA).
- The Uranium Mill Tailings Remedial Action Program assists local governments in managing mill tailings that were not removed during the cleanup and are disturbed during road work or other renewal or building activities.
- The Rocky Flats Program is responsible for monitoring long-term operations and maintenance of continuing remedy components (i.e., ground water cleanups, landfill caps), and closing out the administrative aspects of the regulatory process for site remediation.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

(E) *The Radiation Management Program* provides regulatory services for radioactive materials through the review of license applications and inspections of facilities; administration of contract services with local public health agencies for indoor radon testing, prevention, and education; and the monitoring low-level radioactive waste producers by ensuring proper and economically sound disposal. Funding for this subdivision is primarily from the Radiation Control Fund and federal funds.

(F) *Waste Tire Program* is responsible for regulating the reuse and disposal of waste tires including: regulation of waste tire haulers and facilities that generate, collect, store, process and/or use waste tires; awarding grants to local agencies for equipment, training and other activities related to prevention and response to waste tire fires; developing initiatives designed to encourage the disposal, recycling or reuse of illegally dumped tires and the recycling or reuse of waste tires; and payment of rebates to waste tire end users. Funding for this subdivision is from the three cash funds credited with revenue from the \$1.50 fee on waste tires.

<b>Hazardous Materials and Waste Management Division</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	<u>\$31,921,452</u>	<u>\$0</u>	<u>\$21,573,770</u>	<u>\$285,319</u>	<u>\$10,062,363</u>	<u>115.2</u>
<b>TOTAL</b>	<b>\$31,921,452</b>	<b>\$0</b>	<b>\$21,573,770</b>	<b>\$285,319</b>	<b>\$10,062,363</b>	<b>115.2</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$31,921,452	\$0	\$21,573,770	\$285,319	\$10,062,363	115.2
R5 Long bill adjustments	0	0	0	0	0	0.0
Annualize prior year budget actions	(429,500)	0	(429,500)	0	0	0.0
Annualize salary survey and merit pay	112,835	0	110,110	2,725	0	0.0
Waste tire cash funds balances	3,357,503	0	3,357,503	0	0	0.0
Waste tire revenue adjustment	17,325	0	17,325	0	0	0.0
Informational funds adjustment	(2,050,179)	0	0	0	(2,050,179)	0.0
Contaminated Sites base adjustments	(810,518)	0	(810,518)	0	0	0.0
Hazardous Waste base adjustments	<u>(324,781)</u>	<u>0</u>	<u>(324,781)</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$31,794,137</b>	<b>\$0</b>	<b>\$23,493,909</b>	<b>\$288,044</b>	<b>\$8,012,184</b>	<b>115.2</b>
<b>Increase/(Decrease)</b>	(\$127,315)	\$0	\$1,920,139	\$2,725	(\$2,050,179)	0.0
Percentage Change	(0.4%)	0.0%	8.9%	1.0%	(20.4%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$31,604,787</b>	<b>\$0</b>	<b>\$21,254,380</b>	<b>\$288,044</b>	<b>\$10,062,363</b>	<b>115.2</b>
Request Above/(Below) Recommendation	(\$189,350)	\$0	(\$2,239,529)	\$0	\$2,050,179	(0.0)

## **DECISION ITEMS - HAZARDOUS MATERIALS AND WASTE MANAGEMENT DIVISION**

### **➔ Brownfields Footnote**

*Recommendation:* Staff recommends a roll forward footnote be amended and contained to ensure the funds granted for Brownfields Cleanup projects can be fully expended by grantees.

Department of Public Health and Environment, Hazardous Materials and Waste Management Division, Contaminated Site Cleanups and Remediation Programs, ~~Brownsfield~~ BROWNFIELDS Cleanup Program -- This appropriation remains available until the completion of the project or the close of FY 2017-18, whichever comes first.

*Analysis:* Senate Joint Resolution 14-039 included the following addition to Joint Legislative Rule 45 (c) "a budget request regardless of the source of funds or total request amount to make local grant awards for construction projects is classified as an operating budget request and is reviewed by the Joint Budget Committee." As a result of new language added by SJR 14-039 the funding for Water Quality Improvement Grants is now included in the operating section of the Long Bill.

Staff recommends the footnote because the capital construction budget provides for three years of spending authority and the operating budget does not. In order to ensure grantees are able to complete cleanup projects and not lost funding due to accounting adjustments that a single year appropriation would impose staff recommends the footnote be continued.

### **➔ CERCLA Program Request for Information**

*Recommendation:* The information provided in the Department response on future state costs related to the oversight of superfund sites in the State is something the Committee to be aware of. Since these costs do not change significant year to year, staff recommends the request be sent every other year. The request was most recently sent in FY 2014-15 **therefore staff recommends the request be sent in FY 2016-17.**

**Department of Public Health and Environment, Hazardous Materials and Waste Management Division, Contaminated Site Cleanups and Remediation Programs --** 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. The Department is requested to submit this report to the Joint Budget Committee by November 1, ~~2014~~. 2016.

**➔ Waste Tire Revenue Projection**

*Request:* The Department did not request this change.

*Recommendation:* Staff recommends the Committee approve adjustments to appropriations from the waste tire fee revenues based on the projected amount of revenue in FY 2016-17.

*Analysis:* Statute includes a defined distribution of the revenue generated by the \$1.50 waste tire fee. The following table summarizes the projected FY 2016-17 revenue and the associated statutorily distribution percentages to each of the Waste Tire Program cash fund.

<b>Waste Tire FY 2015-16 Revenue Projections</b>		
<b>Fund</b>	<b>Percent Distribution</b>	<b>Amount</b>
FY 2015-16 Projected Revenue		\$6,206,000
Waste Tire Administration, Enforcement, and Cleanup Fund	30.0%	1,861,800
Waste Tire Market Development Fund	5.0%	310,300
End Users Fund	65.0%	4,033,900

**LINE ITEM DETAIL – HAZARDOUS MATERIALS AND WASTE MANAGEMENT DIVISION**

**(A) Administration**

**Program Costs**

This program line item funds this subdivisions personal services and operating expenses.

*Statutory Authority:* Section 25-11-301, C.R.S.

*Request:* The Department requests an appropriation of \$2,403,463 total funds and 19.0 FTE. The request includes an increase of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$2,403,463 cash funds and 19.0 FTE. Since there was a significant change to the line item in FY 2015-16 as the division indirect cost methodology was implement, staff is not recommending any adjustments to the line for FY 2016-17. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Hazardous Materials and Waste Management Division, Administration, Program Costs</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	<u>\$2,394,095</u>	<u>\$0</u>	<u>\$1,535,307</u>	<u>\$85,087</u>	<u>\$773,701</u>	<u>19.0</u>
<b>TOTAL</b>	<b>\$2,394,095</b>	<b>\$0</b>	<b>\$1,535,307</b>	<b>\$85,087</b>	<b>\$773,701</b>	<b>19.0</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$2,394,095	\$0	\$1,535,307	\$85,087	\$773,701	19.0
Annualize salary survey and merit pay	<u>9,368</u>	<u>0</u>	<u>9,368</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$2,403,463</b>		<b>\$1,544,675</b>	<b>\$85,087</b>	<b>\$773,701</b>	<b>19.0</b>
<b>Increase/(Decrease)</b>	\$9,368	\$0	\$9,368	\$0	\$0	0.0
Percentage Change	0.4%	0.0%	0.6%	0.0%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$2,403,463</b>	<b>\$0</b>	<b>\$1,544,675</b>	<b>\$85,087</b>	<b>\$773,701</b>	<b>19.0</b>
Request Above/(Below) Recommendation	\$0		\$0	\$0	\$0	(0.0)

**Legal Services**

*Description:* This line item is used to pay the Department of Law for the provision of legal services for this division.

*Statutory Authority:* Section 25-31-101 (1) (a), C.R.S. as defined in Section 24-75-112 (1) (i), C.R.S.



*Request:* The Department requests an appropriation of 5,232 hours. The request includes a reduction of \$23,201 total funds for the statewide legal service adjustment.

*Recommendation:* Staff recommends an appropriation of 2,000 hours of services, and the dollar amount is pending the Committee policy of the hourly rate for FY 2016-17 legal services. In FY 2013-14 the line item used 1,909 hours and in FY 2014-15 this line item used 993 hours. Since the line item has historical not used 5,232 hours, staff is recommending a reduction based on what the line has used.

**Indirect Cost Assessment**

*Request:* The Department requests an appropriation of \$3,277,000 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommendation for indirect costs is pending Committee action on outstanding centrally appropriated line items. Staff requests permission to adjust the line based on final Committee action on centrally appropriated line items.

**(B) Hazardous Waste Control Program**

**Personal Services**

This line item funds personnel-related costs for the Hazardous Waste Control Program.

*Statutory Authority:* Section 25-15-301 through 328, C.R.S.

*Request:* The Department requests an appropriation of \$4,033,077 total funds and 25.9 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$3,996,666 total funds 25.9 FTE. The difference from the request is that the recommendation includes the following:

- A reduction of \$324,781 cash funds based on recent actual expenditures of cash funds, and significant reversions in prior years; and
- An increase of \$288,370 federal funds appropriated for informational purposes.

The following table summarizes the actual cash fund expenditures from the line item from FY 2011-12 through FY 2014-15. The actual expenditures were used to inform the recommendation.

<b>Actual Expenditures - (6) (B) Personal Services</b>				
	<b>FY 2011-12</b>	<b>FY 2012-13</b>	<b>FY 2013-14</b>	<b>FY 2014-15</b>
Cash Funds	\$1,328,651	\$1,434,519	\$1,561,775	\$1,597,885

The recommendation is calculated in accordance with Committee policy and outlined in the table below.

<b>Hazardous Materials and Waste Management Division, Hazardous Waste Control Program, Personal Services</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$3,997,911</u>	<u>\$0</u>	<u>\$1,924,781</u>	<u>\$2,073,130</u>	<u>25.9</u>
<b>TOTAL</b>	<b>\$3,997,911</b>	<b>\$0</b>	<b>\$1,924,781</b>	<b>\$2,073,130</b>	<b>25.9</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$3,997,911	\$0	\$1,924,781	\$2,073,130	25.9
Informational funds adjustment	288,370	0	0	288,370	0.0
Annualize salary survey and merit pay	35,166	0	35,166	0	0.0
Hazardous Waste base adjustments	<u>(324,781)</u>	<u>0</u>	<u>(324,781)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$3,996,666</b>		<b>\$1,635,166</b>	<b>\$2,361,500</b>	<b>25.9</b>

*JBC Staff Figure Setting: FY 2016-17  
Staff Working Document – Does Not Represent Committee Decision*

<b>Hazardous Materials and Waste Management Division, Hazardous Waste Control Program, Personal Services</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>Increase/(Decrease)</b>	(\$1,245)	\$0	(\$289,615)	\$288,370	0.0
Percentage Change	(0.0%)	0.0%	(15.0%)	13.9%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$4,033,077</b>	<b>\$0</b>	<b>\$1,959,947</b>	<b>\$2,073,130</b>	<b>25.9</b>
Request Above/(Below) Recommendation	\$36,411	n/a	\$324,781	(\$288,370)	(0.0)

**Operating Expenses**

This line item funds the operating expenses of the Hazardous Waste Control Program.

*Statutory Authority:* Section 25-15-301 through 328, C.R.S.

*Request:* The Department requests an appropriation of \$136,549 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$136,549 total funds. The recommendation is calculated in accordance with Committee policy.

### (C) Solid Waste Control Program

#### Program Costs

This line item funds personal services and operating expenses for the Solid Waste Control Program.

*Statutory Authority:* Sections 30-20-102, 30-20-111, 30-20-113, C.R.S.

*Request:* The Department requests an appropriation of \$2,682,055 cash funds and 22.2 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- A reduction of \$231,000 cash funds to annualize out one-time costs for the FY 2015-16 R6 Solid Waste Landfill Study;
- An increase for the annualization of FY 2015-16 salary survey and merit pay;
- An increase of \$180,000 cash funds and 2.0 FTE for R5 CDPHE Long Bill adjustments.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$2,682,055 cash funds and 22.2 FTE. The recommendation is in accordance with the staff recommendation to approve R5 CDPHE Long Bill adjustments. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Hazardous Materials and Waste Management Division, Solid Waste Control Program, Program Costs</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$2,667,479</u>	<u>\$0</u>	<u>\$2,667,479</u>	<u>20.2</u>
<b>TOTAL</b>	<b>\$2,667,479</b>	<b>\$0</b>	<b>\$2,667,479</b>	<b>20.2</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$2,667,479	\$0	\$2,667,479	20.2
R5 Long bill adjustments	180,000	0	180,000	2.0
Annualize salary survey and merit pay	65,576	0	65,576	0.0
Annualize prior year budget actions	<u>(231,000)</u>	<u>0</u>	<u>(231,000)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$2,682,055</b>		<b>\$2,682,055</b>	<b>22.2</b>
<b>Increase/(Decrease)</b>	\$14,576	\$0	\$14,576	2.0
Percentage Change	0.5%	0.0%	0.5%	9.9%
<b>FY 2016-17 Executive Request:</b>	<b>\$2,682,055</b>	<b>\$0</b>	<b>\$2,682,055</b>	<b>22.2</b>
Request Above/(Below) Recommendation	\$0	n/a	\$0	0.0

**(D) Contaminated Site Cleanups and Remediation Programs**

**Personal Services**

This line item funds personnel-related costs for Contaminated Sites Operations and Maintenance Program

*Statutory Authority:* Sections 25-7-101, 25-15-101, and 25-16-101 and 301, C.R.S.

*Request:* The Department requests an appropriation of \$4,979,294 total funds and 18.8 FTE. The request includes the reduction of \$180,000 cash funds and 2.0 FTE to transfer vacant FTE not required as CERCLA sites transition to maintenance site to the Hazardous Waste Program to meet the demand for new permits and modifications.

*Recommendation:* Staff recommends an appropriation of \$3,784,811 total funds and 18.8 FTE. The difference from the request is that the recommendation included:

- A reduction of \$262,950 cash funds based on historical expenditures of the line item that did not exceed \$777,058 cash funds but have grown overtime; and
- A reduction of \$931,533 federal funds appropriated for informational purposes.

The following table summarizes the actual cash fund expenditures from the line item from FY 2011-12 through FY 2014-15. The actual expenditures were used to inform the recommendation.

Actual Expenditures - (6) (D) Personal Services				
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15
Cash Funds	\$461,057	\$402,078	\$564,411	\$777,058

The recommendation is calculated in accordance with Committee policy and outlined in the following table.

Hazardous Materials and Waste Management Division, Contaminated Site Cleanups and Remediation Programs, Personal Services					
	Total Funds	General Fund	Cash Funds	Federal Funds	FTE
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$5,159,294</u>	<u>\$0</u>	<u>\$1,442,950</u>	<u>\$3,716,344</u>	<u>20.8</u>
<b>TOTAL</b>	<b>\$5,159,294</b>	<b>\$0</b>	<b>\$1,442,950</b>	<b>\$3,716,344</b>	<b>20.8</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$5,159,294	\$0	\$1,442,950	\$3,716,344	20.8
Informational funds adjustment	(931,533)	0	0	(931,533)	0.0
Contaminated Sites base adjustments	(262,950)	0	(262,950)	0	0.0
R5 Long bill adjustments	<u>(180,000)</u>	<u>0</u>	<u>(180,000)</u>	<u>0</u>	<u>(2.0)</u>
<b>TOTAL</b>	<b>\$3,784,811</b>		<b>\$1,000,000</b>	<b>\$2,784,811</b>	<b>18.8</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Hazardous Materials and Waste Management Division, Contaminated Site Cleanups and Remediation Programs, Personal Services</b>					
	Total Funds	General Fund	Cash Funds	Federal Funds	FTE
<b>Increase/(Decrease)</b>	(\$1,374,483)	\$0	(\$442,950)	(\$931,533)	(2.0)
Percentage Change	(26.6%)	0.0%	(30.7%)	(25.1%)	(9.6%)
<b>FY 2016-17 Executive Request:</b>	<b>\$4,979,294</b>	<b>\$0</b>	<b>\$1,262,950</b>	<b>\$3,716,344</b>	<b>18.8</b>
Request Above/(Below) Recommendation	\$1,194,483		\$262,950	\$931,533	(0.0)

**Operating Expenses**

This line item funds the operating expenses of the Contaminated Site Operations and Maintenance Program.

*Statutory Authority:* Sections 25-7-101, 25-15-101, and 25-16-101 and 301, C.R.S.

*Request:* The Department requests an appropriation of \$1,204,061 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$251,563 total funds. The difference from the request is that the recommendation included:

- A reduction of \$38,382 cash funds based on historical expenditures of the line item that did not exceed \$13,339 cash funds; and
- A reduction of \$914,116 federal funds appropriated for informational purposes.

The following table summarizes the actual cash fund expenditures from the line item from FY 2011-12 through FY 2014-15. The actual expenditures were used to inform the recommendation.

<b>Actual Expenditures - (6) (D) Operating Expenses</b>				
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15
Cash Funds	\$18,384	\$14,059	\$13,339	\$0

• The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Hazardous Materials and Waste Management Division, Contaminated Site Cleanups and Remediation Programs, Operating Expenses</b>					
	Total Funds	General Fund	Cash Funds	Federal Funds	FTE
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$1,204,061</u>	<u>\$0</u>	<u>\$49,045</u>	<u>\$1,155,016</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,204,061</b>	<b>\$0</b>	<b>\$49,045</b>	<b>\$1,155,016</b>	<b>0.0</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Hazardous Materials and Waste Management Division, Contaminated Site Cleanups and Remediation Programs, Operating Expenses</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$1,204,061	\$0	\$49,045	\$1,155,016	0.0
Informational funds adjustment	(914,116)	0	0	(914,116)	0.0
Contaminated Sites base adjustments	<u>(38,382)</u>	<u>0</u>	<u>(38,382)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$251,563</b>		<b>\$10,663</b>	<b>\$240,900</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$952,498)	\$0	(\$38,382)	(\$914,116)	0.0
Percentage Change	(79.1%)	0.0%	(78.3%)	(79.1%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,204,061</b>	<b>\$0</b>	<b>\$49,045</b>	<b>\$1,155,016</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$952,498		\$38,382	\$914,116	0.0

**Contaminated Sites Operation and Maintenance Contract Costs**

This line item funds the cost of long-term contracts with private parties for the operation and maintenance of Superfund sites upon completion of the immediate cleanup plan when there is no responsible party to assume the costs.

*Statutory Authority:* Sections 25-7-101, 25-15-101, and 25-16-101 and 301, C.R.S.

*Request:* The Department requests an appropriation of \$2,052,086 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$1,100,000 cash funds. The difference from the request is that the recommendation included:

- A reduction of \$459,186 cash funds based on historical expenditures of the line item that did not exceed \$1,030,476 cash funds; and
- A reduction of \$492,900 federal funds appropriated for informational purposes.

The following table summarizes the actual cash fund expenditures from the line item from FY 2011-12 through FY 2014-15. The actual expenditures were used to inform the recommendation.

<b>Actual Expenditures - (6) (D) Contaminated Sites Operation and Maintenance</b>				
	<b>FY 2011-12</b>	<b>FY 2012-13</b>	<b>FY 2013-14</b>	<b>FY 2014-15</b>
Cash Funds	\$1,191,752	\$1,075,866	\$1,030,746	\$909,161

The recommendation is calculated in accordance with Committee policy and outlined in the following table.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Hazardous Materials and Waste Management Division, Contaminated Site Cleanups and Remediation Programs, Contaminated Sites Operation and Maintenance</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$2,052,086</u>	<u>\$0</u>	<u>\$1,559,186</u>	<u>\$492,900</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$2,052,086</b>	<b>\$0</b>	<b>\$1,559,186</b>	<b>\$492,900</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$2,052,086	\$0	\$1,559,186	\$492,900	0.0
Informational funds adjustment	(492,900)	0	0	(492,900)	0.0
Contaminated Sites base adjustments	<u>(459,186)</u>	<u>0</u>	<u>(459,186)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,100,000</b>		<b>\$1,100,000</b>	<b>\$0</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$952,086)	\$0	(\$459,186)	(\$492,900)	0.0
Percentage Change	(46.4%)	0.0%	(29.5%)	(100.0%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$2,052,086</b>	<b>\$0</b>	<b>\$1,559,186</b>	<b>\$492,900</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$952,086		\$459,186	\$492,900	0.0

**Brownfields Cleanup Program**

This line item was added in FY 2015-16 and funds the Brownsfield Cleanup Program. The Brownfields Cleanup Program was created by H.B. 00-1306 (Brownfields Redevelopment Incentives) identifies and remediates contaminated sites which pose a public health or environmental risk to the area. Identified sites are sites which would not otherwise be remediated. Funds are primarily granted to local governments for the site contamination elimination and redevelopment to a point where the site can produce public amenities or income. Prior projects have cleaned polluted streams, prevented mine waste from contaminating streams, and enabled the development of public parks and expansion of public facilities on previously contaminated land.

Senate Joint Resolution 14-039 included the following addition to Joint Legislative Rule 45 (c) "a budget request regardless of the source of funds or total request amount to make local grant awards for construction projects is classified as an operating budget request and is reviewed by the Joint Budget Committee." As a result of new language added by SJR 14-039 the funding for the Brownsfield Cleanup Program will be included in the operating section of the Long Bill.

*Statutory Authority:* Section 25-16-301, C.R.S.

*Request:* The Department requests an appropriation of \$250,000 cash funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$250,000 cash funds. The recommendation is calculated in accordance with Committee policy.



**Transfer to the Department of Law for CERCLA-Related Costs**

This line item provides funding to the Department of Law (Law) for Law's oversight of contaminated site cleanup contracts under the federal Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). Pursuant to CERCLA, Law has specific authority over ten sites around the state as a result of litigation.

*Statutory Authority:* Section 25-16-104.6 (1) (a), C.R.S.

*Request:* The Department requests an appropriation of \$713,142 cash funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$713,142 cash funds based on the appropriations set in the Department of Law figure setting. The recommendation is calculated in accordance with Committee policy.

**Uranium Mill Tailings Remedial Action Program**

This line item funds personal services and operating expenses for the Uranium Mill Tailings Remedial Action Program. From 1991 to 1998, the Program provided for radioactive waste cleanup of nine uranium mill sites. Since 1998 the Program assists local governments in managing mill tailings that were not removed but which are disturbed during road work or other renewal or building activities. Reappropriated funds are from the Local Government Severance Tax Fund in the Department of Local Affairs.

*Statutory Authority:* Section 25-11-101 and 25-11-301, C.R.S.

*Request:* The Department requests an appropriation of \$171,259 total funds and 2.5 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$171,259 total funds and 2.5 FTE. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Hazardous Materials and Waste Management Division, Contaminated Site Cleanups and Remediation Programs, Uranium Mill Tailings Remedial Action Program</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	\$168,534	\$0	\$149,177	\$19,357	2.5
<b>TOTAL</b>	<b>\$168,534</b>	<b>\$0</b>	<b>\$149,177</b>	<b>\$19,357</b>	<b>2.5</b>

*JBC Staff Figure Setting: FY 2016-17  
Staff Working Document – Does Not Represent Committee Decision*

<b>Hazardous Materials and Waste Management Division, Contaminated Site Cleanups and Remediation Programs, Uranium Mill Tailings Remedial Action Program</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$168,534	\$0	\$149,177	\$19,357	2.5
Annualize salary survey and merit pay	<u>2,725</u>	<u>0</u>	<u>2,725</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$171,259</b>		<b>\$151,902</b>	<b>\$19,357</b>	<b>2.5</b>
<b>Increase/(Decrease)</b>	\$2,725	\$0	\$2,725	\$0	0.0
Percentage Change	1.6%	0.0%	1.8%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$171,259</b>	<b>\$0</b>	<b>\$151,902</b>	<b>\$19,357</b>	<b>2.5</b>
Request Above/(Below) Recommendation	\$0		\$0	\$0	(0.0)

**Rocky Flats Program Costs**

Prior to 2006, these funds were used to pay for oversight of the cleanup at the Rocky Flats Environmental Technology Site (formerly the Rocky Flats Plant). All physical remedial activities at Rocky Flats were completed in October of 2005, and the Comprehensive Risk Assessment and Remediation Feasibility Study was completed and approved on July 5, 2006. All hazardous waste units (tanks, storage pads, etc.) were closed and the Hazardous Waste Permit was terminated on July 26, 2006. The Record of Decision (ROD) was signed by EPA, Department of Energy, and CDPHE on September 29, 2006, and required no further remedial action. The post-closure agreement implementing the requirements of the ROD is the Rocky Flats Legacy Management Agreement (RFLMA).

The ROD identified two main areas on the site: one is completely clean and will be managed by U.S. Fish and Wildlife Service as a Wildlife Refuge; the other will be retained by the Department of Energy and managed by its Office of Legacy Management. The Division continues to have a regulatory oversight role in the implementation of the RFLMA and in coordination with local communities and the EPA. The Division is responsible for monitoring long-term operations and maintenance of continuing remedy components (i.e., ground water cleanups, landfill caps), and closing out the administrative aspects of the regulatory process for site remediation. This line item funds personal services and operating expenses for the RFLMA.

*Statutory Authority:* Sections 25-7-101, 25-15-101, and 25-16-101, C.R.S.

*Request:* The Department requests an appropriation of \$119,803 federal funds and 2.1 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$119,803 federal funds and 2.1 FTE. The recommendation is calculated in accordance with Committee policy.

**Rocky Flats Legal Services**

This line item funds the cost of legal services related to the Rocky Flats Agreement. These funds are reappropriated to the Department of Law for the provision of legal services.

*Statutory Authority:* Section 25-31-101 (1) (a), C.R.S. as defined in Section 24-75-112 (1) (i), C.R.S.

*Request:* The Department requests an appropriation for 275 hours of legal services. The request does not include any changes from the FY 2015-16 number of hours.

*Recommendation:* Staff recommends an appropriation of 275 hours, and the dollar amount is pending the Committee policy for the rate of legal service hours. Staff requests permission to adjust the line item once the Committee policy is established.

**Transfer to Law for Natural Resource Damage Claims at Rocky Mountain Arsenal**

This line item provides funding the Department of Law for an outside contractor who works on the revitalization of contaminated lands at the Rocky Mountain Arsenal.

*Statutory Authority:* Sections 25-7-101, 25-15-101, and 25-16-101, C.R.S.

*Request:* The Department requests an appropriation of \$50,000 cash funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* The staff recommends no appropriation for this line item because the Department of Law has not used any of the funds appropriated in this line item in the last five years. The recommendation is calculated in accordance with Committee policy.

**(E) Radiation Management**

**Personal Services**

This line item funds personnel-related costs for the Radiation Management Program.

*Statutory Authority:* Section 25-11-101 through 305, C.R.S.

*Request:* The Department requests an appropriation of \$1,710,896 total funds and 19.7 FTE. The request includes a reduction of \$198,500 cash funds for the fourth year costs of construction and decommissioning oversight at the two uranium mills.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$1,710,896 total funds and 24.5 FTE based on prior year actual expenditures and accounting for changes made to the line item in FY 2015-16 for the divisional indirect adjustments. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Hazardous Materials and Waste Management Division, Radiation Management, Personal Services</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	\$1,909,396	\$0	\$1,720,419	\$188,977	19.7
<b>TOTAL</b>	<b>\$1,909,396</b>	<b>\$0</b>	<b>\$1,720,419</b>	<b>\$188,977</b>	<b>19.7</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$1,909,396	\$0	\$1,720,419	\$188,977	19.7
Annualize prior year budget actions	(198,500)	0	(198,500)	0	0.0
<b>TOTAL</b>	<b>\$1,710,896</b>		<b>\$1,521,919</b>	<b>\$188,977</b>	<b>19.7</b>
<b>Increase/(Decrease)</b>	(\$198,500)	\$0	(\$198,500)	\$0	0.0
Percentage Change	(10.4%)	0.0%	(11.5%)	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,710,896</b>	<b>\$0</b>	<b>\$1,521,919</b>	<b>\$188,977</b>	<b>19.7</b>
Request Above/(Below) Recommendation	\$0		\$0	\$0	0.0

**Operating Expenses**

This line item funds the operating expenses of this Program.

*Statutory Authority:* Section 25-11-101 through 305, C.R.S.

*Request:* The Department requests an appropriation of \$239,268 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

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*Recommendation:* Staff recommends the Department's request for an appropriation of \$239,268 total funds based on recent actual expenditures. The recommendation is calculated in accordance with Committee policy.

**(F) Waste Tire Program**

**Administration and Cleanup, and Enforcement**

This line item funds the administrative and enforcement costs of the Waste Tire Program. This line item also funds the Waste Tire Cleanup Program which provides grants to local governments and counties for the cleanup illegally dumped waste tires and to provide incentives for activities which reuse waste tires (example would be ground tires at playgrounds). The Waste Tire Administration, Clean-up and Enforcement Fund receives 5.0 percent of waste tire fee revenues.

*Statutory Authority:* Section 30-20-1404 (1), C.R.S.

*Request:* The Department requests an appropriation of \$2,896,041 cash funds and 5.0 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$2,324,661 cash funds and 5.0 FTE. The following table summarizes the starting FY 2016-17 fund balance for the Waste Tire Administration, Clean-up, and Enforcement Fund. It is not likely this portion of the Program will be able to sustain expenditures of more than \$2.0 million because the annual revenue is approximately \$1.8 million.

Waste Tire Administration, Clean-up and Enforcement Fund Balance	
	Amount
FY 2016-17 Beginning Fund Balance	\$595,057
Waste Tire revenue and interest	1,861,800
Indirect Costs	-132,196
<b>Funds Available for Administration, Clean-up and Enforcement</b>	<b>\$2,324,661</b>

The recommendation is calculated in accordance with Committee policy and outlined in the following table.

Hazardous Materials and Waste Management Division, Waste Tire Program, Waste Tire Program Administration and Cleanup Program Enforcement				
	Total Funds	General Fund	Cash Funds	FTE
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$2,896,041</u>	<u>\$0</u>	<u>\$2,896,041</u>	<u>5.0</u>
<b>TOTAL</b>	<b>\$2,896,041</b>	<b>\$0</b>	<b>\$2,896,041</b>	<b>5.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$2,896,041	\$0	\$2,896,041	5.0
Waste tire revenue adjustment	0	0	0	0.0
Waste tire cash funds balances	<u>(571,380)</u>	<u>0</u>	<u>(571,380)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$2,324,661</b>	<b>\$0</b>	<b>\$2,324,661</b>	<b>5.0</b>

*JBC Staff Figure Setting: FY 2016-17  
Staff Working Document – Does Not Represent Committee Decision*

<b>Hazardous Materials and Waste Management Division, Waste Tire Program, Waste Tire Program Administration and Cleanup Program Enforcement</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>Increase/(Decrease)</b>	(\$571,380)	\$0	(\$571,380)	0.0
Percentage Change	(19.7%)	0.0%	(19.7%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$2,896,041</b>	<b>\$0</b>	<b>\$2,896,041</b>	<b>5.0</b>
Request Above/(Below) Recommendation	\$571,380	\$0	\$571,380	0.0

**Waste Tire Market Development**

The Waste Tire Market Development Fund is used to incentivize waste tire market development. The Waste Tire Market Development Fund receives 5.0 percent of annual waste tire revenue.

*Statutory Authority:* Sections 25-17-202.9 and 30-20-1406, C.R.S.

*Request:* The Department requests an appropriation of \$311,534 cash funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$647,334 cash funds. The recommendation is based on the amount of funds available in the Waste Tire Market Development Funds as outlined in the following table.

<b>Waste Tire Market Development Fund Available Balance</b>	
	<b>Amount</b>
FY 2016-17 Beginning Fund Balance	\$341,352
Waste Tire revenue and interest	310,300
Divisional Indirects	(4,318)
<b>Funds Available for Market Development</b>	<b>\$647,334</b>

The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Hazardous Materials and Waste Management Division, Waste Tire Program, Waste Tire Market Development</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$311,534</u>	<u>\$0</u>	<u>\$311,534</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$311,534</b>	<b>\$0</b>	<b>\$311,534</b>	<b>0.0</b>

*JBC Staff Figure Setting: FY 2016-17  
Staff Working Document – Does Not Represent Committee Decision*

<b>Hazardous Materials and Waste Management Division, Waste Tire Program, Waste Tire Market Development</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$311,534	\$0	\$311,534	0.0
Waste tire cash funds balances	334,562	0	334,562	0.0
Waste tire revenue adjustment	<u>1,238</u>	<u>0</u>	<u>1,238</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$647,334</b>		<b>\$647,334</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$335,800	\$0	\$335,800	0.0
Percentage Change	107.8%	0.0%	107.8%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$311,534</b>	<b>\$0</b>	<b>\$311,534</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$335,800)		(\$335,800)	0.0

**Waste Tire Rebates**

This line item funds monthly rebates to in-state end users, retailers who sell tire-derived products, and processor of Colorado waste tires who sell their tire-derived products to out-of-state end users. The End Users Fund receives 65.0 percent of the annual waste tire revenue.

*Statutory Authority:* Section 25-17-202.5 and 30-20-1405, C.R.S.

*Request:* The Department requests an appropriation of \$3,852,039 cash funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$7,444,703 cash funds. The recommendation is based on the amount of funds available in the Waste Tire Market Development Funds as outlined in the following table.

<b>End User Fund Available Balance</b>	
	<b>Amount</b>
FY 2016-17 Beginning Fund Balance	\$3,416,151
Waste Tire revenue and interest	4,033,900
Divisional Indirects	-5,348
<b>Funds Available for End User Rebates</b>	<b>\$7,444,703</b>

The recommendation is calculated in accordance with Committee policy and outlined in the following table.



*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Hazardous Materials and Waste Management Division, Waste Tire Program, Waste Tire Rebates</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$3,852,039</u>	<u>\$0</u>	<u>\$3,852,039</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$3,852,039</b>	<b>\$0</b>	<b>\$3,852,039</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$3,852,039	\$0	\$3,852,039	0.0
Waste tire cash funds balances	3,576,577	0	3,576,577	0.0
Waste tire revenue adjustment	<u>16,087</u>	<u>0</u>	<u>16,087</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$7,444,703</b>		<b>\$7,444,703</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$3,592,664	\$0	\$3,592,664	0.0
Percentage Change	93.3%	0.0%	93.3%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$3,852,039</b>	<b>\$0</b>	<b>\$3,852,039</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$3,592,664)		(\$3,592,664)	0.0

## (7) Division of Environmental Health and Sustainability

This division is responsible for enforcing sanitation standards to prevent and control diseases transmitted by food and insects; eliminating unsanitary conditions in public accommodations; and preventing injuries to persons using potentially dangerous consumer products. The Division has responsibility for the following programs:

- The Dairy Inspection Program inspects dairy farms; milk haulers, tankers and receivers; milk cooperatives; milk processing plants; and manufactured dairy product plants.
- The Retail Food Service Inspection Program inspects restaurants, grocery stores, school cafeterias, and food programs for the elderly.
- The Wholesale Food Manufacturing and Storage Program inspects food storage and warehouse facilities, food manufacturers, and shellfish dealers.
- The Insect/Vector Control Program monitors diseases that are spread by insects and rodents, such as encephalitis, the plague, and West Nile Virus.
- The Environmental Institutions Program inspects child care centers, summer camps, public and private schools, and private correctional facilities.
- The Health Fraud Program prepares and disseminates information related to potentially harmful and/or recalled products.
- The Drug/Medical Device Program inspects body art facilities, drug manufacturers, and medical device manufacturers.
- Other regulatory responsibilities, such as inspecting tanning facilities and responding to complaints about hotels, motels, mobile home park operators, and camp ground operators.

This division is funded by General Fund, cash funds, reappropriated funds, and federal funds. The division's major sources of cash funds are from license fees for businesses, such as retail and wholesale food licenses. The division's reappropriated funds are from the Departments of Corrections and Human Services for the inspection of institutions and child care facilities.

<b>Division of Environmental Health and Sustainability</b>						
	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds	FTE
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$8,376,314	\$1,526,764	\$5,298,896	\$109,345	\$1,441,309	44.1
Other legislation	<u>120,982</u>	<u>120,982</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1.4</u>
<b>TOTAL</b>	<b>\$8,497,296</b>	<b>\$1,647,746</b>	<b>\$5,298,896</b>	<b>\$109,345</b>	<b>\$1,441,309</b>	<b>45.5</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Division of Environmental Health and Sustainability</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$8,497,296	\$1,647,746	\$5,298,896	\$109,345	\$1,441,309	45.5
Centrally appropriated line items	0	0	0	0	0	0.0
Annualize prior year budget actions	(98,479)	0	(98,479)	0	0	0.0
Annualize prior year legislation	(31,505)	(31,505)	0	0	0	(0.2)
Annualize salary survey and merit pay	48,455	15,855	31,851	749	0	0.0
Recycling Resources Economic Opportunity Fund balance	<u>2,000,000</u>	<u>0</u>	<u>2,000,000</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$10,415,767</b>	<b>\$1,632,096</b>	<b>\$7,232,268</b>	<b>\$110,094</b>	<b>\$1,441,309</b>	<b>45.3</b>
<b>Increase/(Decrease)</b>	\$1,918,471	(\$15,650)	\$1,933,372	\$749	\$0	(0.2)
Percentage Change	22.6%	(0.9%)	36.5%	0.7%	0.0%	(0.4%)
<b>FY 2016-17 Executive Request:</b>	<b>\$8,415,767</b>	<b>\$1,632,096</b>	<b>\$5,232,268</b>	<b>\$110,094</b>	<b>\$1,441,309</b>	<b>45.3</b>
Request Above/(Below) Recommendation	(\$2,000,000)	\$0	(\$2,000,000)	\$0	\$0	0.0

## DECISION ITEMS - DIVISION OF ENVIRONMENTAL HEALTH AND SUSTAINABILITY

### ➔ Recycling Resources Economic Opportunity Fund

*Request:* The Department did not request any changes to address the large uncommitted cash fund balance of the Recycling Resources Economic Opportunity Fund.

*Recommendation:* Staff recommends the appropriation from the Recycling Resources Economic Opportunity Fund be increase by \$2.0 million in FY 2016-17 to draw down the fund balance and include a request for information regarding the Recycling Resources Economic Opportunity Program and Fund.

*Analysis:* The Recycling Resources Economic Opportunity Fund is funded by a statutory fee on solid waste and is intended to be used to fund grants to promote economic development through the sustainable management of discarded materials. The Recycling Resources Economic Opportunity Fund has a large uncommitted fund balance for which the Department has not put forth a plan to address. Therefore staff presents the following three options for the Committee's consideration.

Options

1. Sponsor legislation to reduce the fee;
2. Transfer the excess fund balance to the General Fund;
3. Appropriate the unused fund balance for recycling grants.

*Option 1 - Sponsor legislation to reduce the fee to a more manageable level*

Senate Bill 13-050 (Recycling Resources Economic Opportunity Fund) increased the fee credited to the Recycling Resources Economic Opportunity Fund over a three year period (FY 2013-14 through FY 2015-16) from \$0.07 to \$0.14 per cubic yard of solid waste. The Department never requested any increase to the associated appropriation to account for the increased revenue. As a result the Recycling Resources Economic Opportunity Fund has built a significant uncommitted balance. The Department indicated they are "exploring options for fund balance management." This option would reduce the fee to level commensurate with the current appropriation and would also reduce revenue subject to TABOR. This option would not address the large demand for services. The following information summarizes how demand for these funds outpaces the availability.

<b>RREO Funds</b>			
	<b>Requested Funds</b>	<b>Awarded Funds</b>	<b>Percent of Request</b>
FY 2010-11	\$15,211,000	\$1,557,020	10.2%
FY 2011-12	8,796,776	1,140,229	13.0%
FY 2012-13	10,401,401	971,072	9.3%
FY 2013-14	6,274,453	827,422	13.2%
FY 2014-15	9,209,004	2,386,341	25.9%

Since there is a larger demand for these dollars and the General Assembly recently increased the fee for this purpose, staff does not believe lowering the fee at this time makes sense. Staff is concerned that the Department has not asked for an appropriation increase.

*Option 2 - Transfer the excess fund balance to the General Fund*

Since the Department was not forthcoming with options for how to address the uncommitted fund balance of the Recycling Resources Economic Opportunity Fund, this option would address for the short term the large uncommitted fund balance without requiring additional work on the part of the Department. This option does not address the issue of demand verses available funds, or the issue that the fee is contributing to TABOR revenue. Staff does not recommend this option because of what issues this option does not address.

*Option 3 - Increase the appropriation and include a request for information to provide additional oversight to the program.*

This option would address the size of the uncommitted fund balance if the Department increases the number of grants awarded. In order to ensure the Department is following through on increase the dollars going towards grants staff is recommending the following request for information is included for FY 2016-17. This will allow the Committee to review the use of the dollars during the briefings for FY 2017-18 and make any necessary adjustments prior to the close of the fiscal year.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

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Department of Public Health and Environment, Division of Environmental Health and Sustainability, Recycling Resources Economic Opportunity Fund -- The Department is requested to provide by November 1, 2016 the number of grant applications received for FY 2016-17, the number and dollar amount of grants awarded for FY 2016-17, the year-to-date expenditure of those grants, and what actions the Department is taking to ensure full expenditure of the awarded grant amounts.

The following table compares the fund balance with no changes to the appropriation and with changes to the appropriation.

<b>RREO Fund Balance Without Appropriation Increase</b>					
	<b>FY 2013-14</b>	<b>FY 2014-15</b>	<b>FY 2015-16</b>	<b>FY 2016-17</b>	<b>FY 2017-18</b>
Beginning Fund Balance	\$144,455	\$277,735	\$1,158,049	\$1,941,557	\$2,746,967
Revenue	1,615,303	2,242,137	3,182,157	3,204,059	3,204,059
Pay Back	0	1,500,000	0	0	0
Expenditures	(1,482,023)	(2,861,823)	(2,398,649)	(2,398,649)	(2,398,649)
Additional Appropriation	0	0	0	0	0
<b>Ending Fund Balance</b>	<b>\$277,735</b>	<b>\$1,158,049</b>	<b>\$1,941,557</b>	<b>\$2,746,967</b>	<b>\$3,552,377</b>

<b>RREO Fund Balance With Appropriation Increase</b>					
	<b>FY 2013-14</b>	<b>FY 2014-15</b>	<b>FY 2015-16</b>	<b>FY 2016-17</b>	<b>FY 2017-18</b>
Beginning Fund Balance	\$144,455	\$277,735	\$1,158,049	\$1,941,557	\$746,967
Revenue	1,615,303	2,242,137	3,182,157	3,204,059	3,204,059
Pay Back	0	1,500,000	0	0	0
Expenditures	(1,482,023)	(2,861,823)	(2,398,649)	(2,398,649)	(2,398,649)
Additional Appropriation	0	0	0	(2,000,000)	(800,000)
<b>Ending Fund Balance</b>	<b>\$277,735</b>	<b>\$1,158,049</b>	<b>\$1,941,557</b>	<b>\$746,967</b>	<b>\$752,377</b>

## LINE ITEM DETAIL – DIVISION OF ENVIRONMENTAL HEALTH AND SUSTAINABILITY

### Administration and Support

This line item was added in FY 2015-16 and funds the administrative costs for the Division.

*Statutory Authority:* Sections 25-4-1301, 25-16.5, 25-7-138, and 25-16.5-106.7, C.R.S.

*Request:* The Department requests an appropriation of \$856,338 total funds, of which \$484,367 is General Fund, \$270,049 is cash funds, and \$101,714 is federal funds and 7.5 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$856,338 total funds and 7.5 FTE. This line item was added in FY 2015-16 as a result of the implementation of the divisional indirect cost plan, and no actual expenditure data is available to justify modifying the appropriation at this time. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

Division of Environmental Health and Sustainability, Administration and Support						
	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds	FTE
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$856,130	\$484,367	\$270,049	\$0	\$101,714	7.5
<b>TOTAL</b>	<b>\$856,130</b>	<b>\$484,367</b>	<b>\$270,049</b>	<b>\$0</b>	<b>\$101,714</b>	<b>7.5</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$856,130	\$484,367	\$270,049	\$0	\$101,714	7.5
Annualize salary survey and merit pay	208	208	0	0	0	0.0
<b>TOTAL</b>	<b>\$856,338</b>	<b>\$484,575</b>	<b>\$270,049</b>	<b>\$0</b>	<b>\$101,714</b>	<b>7.5</b>
<b>Increase/(Decrease)</b>	\$208	\$208	\$0	\$0	\$0	0.0
Percentage Change	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>						
Request Above/(Below) Recommendation	\$0	\$0	\$0	\$0	\$0	0.0

### Environmental Health Programs

This line item funds the costs of the following environmental health programs:

- The Dairy Inspection Program inspects dairy farms; milk haulers, tankers and receivers; milk cooperatives; milk processing plants; and manufactured dairy product plants.
- The Retail Food Service Inspection Program inspects restaurants, grocery stores, school cafeterias, and food programs for the elderly.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

- The Wholesale Food Manufacturing and Storage Program inspects food storage and warehouse facilities, food manufacturers, and shellfish dealers.
- The Insect/Vector Control Program monitors diseases that are spread by insects and rodents, such as encephalitis, the plague, and West Nile Virus.
- The Environmental Institutions Program inspects child care centers, summer camps, public and private schools, and private correctional facilities.
- The Health Fraud Program prepares and disseminates information related to potentially harmful and/or recalled products.
- The Drug/Medical Device Program inspects body art facilities, drug manufacturers, and medical device manufacturers.
- Other regulatory responsibilities, such as inspecting tanning facilities and responding to complaints about hotels, motels, mobile home park operators, and camp ground operators.

*Statutory Authority:* Section 25-4-1301, C.R.S.

*Request:* The Department requests an appropriation of \$2,654,043 total funds, of which \$747,983 is General Fund and 23.5 FTE. The request includes the following changes:

- A reduction of 31,505 General Fund and 0.2 FTE to annualize out the one-time costs of H.B. 15-1102 (Colorado Cottage Foods Act Expansion);
- A reduction of \$98,479 cash funds to annualize out the one-time costs in the FY 2015-16 R4 Food Safety Programs which added funding for dairy testing equipment, a state-directed wholesale food inspection program, and the development of a state-wide retail food inspection program; and
- An increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$2,564,566 total funds, of which \$658,506 is General Fund and 22.3 FTE. The recommendation does not include the reduction for the one-time costs in H.B. 15-1102 because there is a separate line item within this division specifically for the appropriations for the Cottage Food Program. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Division of Environmental Health and Sustainability, Environmental Health Programs</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	<u>\$2,614,798</u>	<u>\$642,859</u>	<u>\$1,409,820</u>	<u>\$109,345</u>	<u>\$452,774</u>	<u>22.3</u>
<b>TOTAL</b>	<b>\$2,614,798</b>	<b>\$642,859</b>	<b>\$1,409,820</b>	<b>\$109,345</b>	<b>\$452,774</b>	<b>22.3</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Division of Environmental Health and Sustainability, Environmental Health Programs</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$2,614,798	\$642,859	\$1,409,820	\$109,345	\$452,774	22.3
Annualize salary survey and merit pay	48,247	15,647	31,851	749	0	0.0
Annualize prior year budget actions	(98,479)	0	(98,479)	0	0	0.0
<b>TOTAL</b>	<b>\$2,564,566</b>	<b>\$658,506</b>	<b>\$1,343,192</b>	<b>\$110,094</b>	<b>\$452,774</b>	<b>22.3</b>
<b>Increase/(Decrease)</b>	(\$50,232)	\$15,647	(\$66,628)	\$749	\$0	0.0
Percentage Change	(1.9%)	2.4%	(4.7%)	0.7%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$2,564,566</b>	<b>\$658,506</b>	<b>\$1,343,192</b>	<b>\$110,094</b>	<b>\$452,774</b>	<b>22.3</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	\$0	\$0	0.0

**Sustainability Programs**

This line item supports programs aimed at reducing environmental waste and pollution by conserving natural resources in State Government operations and recognizing businesses that go above and beyond environmental requirements. Specific programs funded in by this line include:

- Environmental Leadership Program which provides financial incentives for companies that demonstrate a commitment to the use of pollution prevention strategies and compliance with environmental regulations.
- Pollution Prevention Program issues grants to entities attempting to reduce pollution created by hazardous substances, operates a technical library, provides consumer education on pollution prevention for schools and industry, and offers a variety of training programs for both state and local inspectors.
- Pharmaceutical Take-back Program provides citizens with a place to dispose of unwanted medications in a safe manner.

*Statutory Authority:* Section 25-16.5, C.R.S.

*Request:* The Department requests an appropriation of \$841,511 total funds and 8.6 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$841,511 total funds and 8.6 FTE. The recommendation is calculated in accordance with Committee policy.



**Animal Feeding Operations (AFO) Program**

This line item supports the Department's regulatory programs affecting animal feeding operations, including the Housed Commercial Swine Feeding Operations Program, which was created by the passage of S.B. 06-117 (Kester/Gardner). Senate Bill 06-117 allowed wastewater vessels and impoundments used in a housed commercial swine operation to be operated with technologies or practices to minimize the emission of odorous gases so long as those technologies are at least as effective as covers. In FY 2010-11, the General Assembly combined the HCSFO and CAFO programs within this line item to consolidate swine feeding operations monitoring and confined feeding operations permits and assistance work into a single program.

*Statutory Authority:* Section 25-7-138, C.R.S.

*Request:* The Department requests an appropriation of \$505,777 total funds, of which \$99,538 is General Fund and 3.4 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$505,777 total funds, of which \$99,538 is General Fund and 3.4 FTE. The recommendation is calculated in accordance with Committee policy.

**Recycling Resources Economic Opportunity Program**

The Pollution Prevention Advisory Board administers this Program which is aimed at enhancing pollution prevention efforts involving multiple Department divisions and across a variety of media (air, water, and waste). Initially created by H.B. 07-1288 (Sustain Resource Economic Opportunity), the Program was funded by an increase on existing solid waste disposal and waste tire fees. The waste tire fee funding for this Program was eliminated by H.B. 10-1018 beginning in FY 2011-12.

*Statutory Authority:* Section 25-16.5-106.7, C.R.S.

*Request:* The Department requests an appropriation of \$2,308,548 cash funds and 1.4 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$4,308,548 cash funds and 1.4 FTE. The recommendation includes an increase of \$2.0 million cash funds to utilize uncommitted fund balance in the Recycling Resources Economic Opportunity due to increase fee revenue pursuant to the statutory fee. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Division of Environmental Health and Sustainability, Recycling Resources Economic Opportunity Program</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$2,308,548</u>	<u>\$0</u>	<u>\$2,308,548</u>	<u>1.4</u>
<b>TOTAL</b>	<b>\$2,308,548</b>	<b>\$0</b>	<b>\$2,308,548</b>	<b>1.4</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$2,308,548	\$0	\$2,308,548	1.4
Recycling Resources Economic Opportunity Fund balance	<u>2,000,000</u>	<u>0</u>	<u>2,000,000</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$4,308,548</b>		<b>\$4,308,548</b>	<b>1.4</b>
<b>Increase/(Decrease)</b>	\$2,000,000	\$0	\$2,000,000	0.0
Percentage Change	86.6%	0.0%	86.6%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$2,308,548</b>	<b>\$0</b>	<b>\$2,308,548</b>	<b>1.4</b>
Request Above/(Below) Recommendation	(\$2,000,000)		(\$2,000,000)	0.0

**Oil and Gas Consultation Program Costs**

This line item funds the personal services and operating expenses associated with the Department's consultation work with the Oil and Gas Conservation Commission (OGCC) within the Department of Natural Resources.

*Statutory Authority:* Section 34-60-106 (17) (e), C.R.S.

*Request:* The Department requests an appropriation of \$114,350 cash funds and 0.9 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$114,350 cash funds and 0.9 FTE. The recommendation is calculated in accordance with Committee policy.

**Household Take-back Medication Program**

This line item funds the Household Take-back Medication Program which allows individuals to dispose of unused household medications at approved collection sites, and allows for the transportation of disposed medications from approved collection sites to disposal locations.

*Statutory Authority:* Section 25-15-328 (5), C.R.S.

*Request:* The Department requests an appropriation of \$350,000 total funds, of which \$300,000 is General Fund and \$50,000 is cash funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$350,000 total funds of which \$300,000 is General Fun and \$50,000 is cash funds. The recommendation does not include a reduction of General Fund based on the recent actual expenditures because FY 2014-15 was the first year this program received General Fund and staff does not think one year of expenditures is sufficient to justify any adjustments to the line. The General Fund appropriation was increased in FY 2015-16 to \$300,000. The recommendation is calculated in accordance with Committee policy.

**Indirect Cost Assessment**

*Request:* The Department requests and appropriation of \$785,200 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommendation for indirect costs is pending Committee action on outstanding centrally appropriated line items. Staff requests permission to adjust the line based on final Committee action on centrally appropriated line items

**Line Items Included in the Numbers Pages for Informational Purposes Only**

Transfer to Recycling Resources Economic Opportunity Fund

This line item was added in FY 2015-16 to appropriate General Fund to the Recycling Resources Economic Opportunity Fund as a payback of a portion of the funds transferred from the Recycling Resources Economic Opportunity Fund during the downturn.

Operating Expenses

This line item was consolidated with the personal services line item for Environmental Health Programs in FY 2015-16 due to the small amount of operating dollars appropriated for the Programs. This line item appears in the numbers pages because of historical actual expenditures and will not appear in the Department's section of the FY 2015-16 Long Bill.

Waste Tire Program

This line item was moved to the Hazardous Materials and Waste Management Division in FY 2015-16 to locate the funding for the Waste Tire Program within the Division which administered the Program and was reconfigured to reflect the statutory funding structure of the Waste Tire Program. This line item appears in the numbers pages for informational purposes only and will not appear in the FY 2015-16 Long Bill.

## **(8) Disease Control and Environmental Epidemiology Division**

This division is comprised of the following subdivisions:

*(A) Administration, General Disease Control and Surveillance* has three areas of responsibility: (1) provision of division-wide administration and support, (2) maintaining and monitoring the disease-monitoring network, and (3) operation of the Immunization Program. This subdivision is funded by General Fund, cash funds from the Tobacco Master Settlement Agreement, and federal funds. The Immunization Program consists of the following:

- The Immunization Outreach Program provides free immunization clinics around the state.
- The Colorado Immunization Information System which houses immunization records, allowing health care providers to easily check a child's immunization status during a health care visit. This helps to ensure that a child is up-to-date on their immunizations and is not over-immunized. The system can also send reminders to parents of children who are not up-to-date on their immunizations.
- The Immunization Program also provides of grants to local public health agencies for the operation of immunization clinics.

*(B) Special Purpose Disease Control Programs* is responsible for disease control programs which are designed to control and prevent certain communicable diseases including: sexually transmitted infections; HIV and AIDS; and tuberculosis. This subdivision is funded by General Fund, cash funds from the Tobacco Master Settlement Agreement, and federal funds.

*(C) Environmental Epidemiology* houses the Cannabis Health Environmental and Epidemiology Training, Outreach, and Surveillance Program which is responsible for researching the health impacts of marijuana use. Additionally within this subdivision starting in FY 2016-17 is funding for retail marijuana health research grants. Funding for this subdivision is from the Oil and Gas Conservation and Environmental Response Fund, the Marijuana Tax Cash Fund, and federal funds.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Disease Control and Environmental Epidemiology Division</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$97,882,802	\$7,091,978	\$7,526,328	\$0	\$83,264,496	143.8
Other legislation	<u>886,769</u>	<u>23,736</u>	<u>863,033</u>	<u>0</u>	<u>0</u>	<u>0.4</u>
<b>TOTAL</b>	<b>\$98,769,571</b>	<b>\$7,115,714</b>	<b>\$8,389,361</b>	<b>\$0</b>	<b>\$83,264,496</b>	<b>144.2</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$98,769,571	\$7,115,714	\$8,389,361	\$0	\$83,264,496	144.2
R5 Long bill adjustments	75,000	75,000	0	0	0	1.0
RM2 Poison center enhanced marijuana data collection	0	0	0	0	0	0.0
BA3 Oil and gas data analysis	209,072	0	0	209,072	0	0.2
BA5 Retail marijuana health research grants	343,622	0	343,622	0	0	0.3
Annualize prior year budget actions	(530,517)	(468,370)	(62,147)	0	0	(0.6)
Annualize prior year legislation	(274,902)	(11,869)	(263,033)	0	0	(0.2)
Annualize salary survey and merit pay	31,705	31,705	0	0	0	0.0
Tobacco Master Settlement Fund balances	30,821	0	30,821	0	0	0.0
Informational funds adjustment	(1,959,538)	0	0	0	(1,959,538)	0.0
TMS adjustment	(71,501)	0	(71,501)	0	0	0.0
Amendment 35 revenue adjustment	(7,926)	(3,963)	(3,963)	0	0	0.0
(8) (A) Administration base adjustment	<u>(7,008)</u>	<u>0</u>	<u>(7,008)</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$96,608,399</b>	<b>\$6,738,217</b>	<b>\$8,356,152</b>	<b>\$209,072</b>	<b>\$81,304,958</b>	<b>144.9</b>
<b>Increase/(Decrease)</b>	(\$2,161,172)	(\$377,497)	(\$33,209)	\$209,072	(\$1,959,538)	0.7
Percentage Change	(2.2%)	(5.3%)	(0.4%)	0.0%	(2.4%)	0.5%
<b>FY 2016-17 Executive Request:</b>	<b>\$101,093,487</b>	<b>\$6,725,571</b>	<b>\$11,103,420</b>	<b>\$0</b>	<b>\$83,264,496</b>	<b>144.4</b>
Request Above/(Below) Recommendation	\$4,485,088	(\$12,646)	\$2,747,268	(\$209,072)	\$1,959,538	(0.5)

## **DECISION ITEMS - DISEASE CONTROL AND ENVIRONMENTAL EPIDEMIOLOGY DIVISION**

### **➔ RM2 Poison Center Enhanced Marijuana Data Collection**

*Request:* The Department requests \$346,612 cash funds from the Marijuana Tax Cash Fund to expand the current contract with the Rocky Mountain Poison Control Center to:

- Develop a new toll free call line for marijuana related calls;
- Build a new data system to track marijuana information specific to calls; and
- Develop and deploy an ongoing public awareness campaign.

Additionally the Department is requesting funds for a caseload growth at the Rocky Mountain Poison Control Center and to partially fund an existing FTE within the Department to oversee the contract.

*Recommendation:* Staff recommends funding for the data system only, and that the appropriation is placed in the existing line item for the Poison Control Center in Division 10. Staff does not recommend the following components of the request:

- Development of a new call line because there is an existing call line for poisonings that already exists and the same staff in the same location would be answering both lines;
- A public awareness campaign because the Department has requested, and staff has approved funding for a public awareness campaign and it does not make sense to fund multiple campaigns when it would be more efficient to use an existing campaign and incorporate the existing poison center call line;
- The caseload increase for the Rocky Mountain Poison control center because the Rocky Mountain Poison Control Center received an increase based on call volume data that included marijuana related called in FY 2015-16; and
- The funding for a Department FTE because recommendation places the increase for the data system within the existing appropriation and the Department already has FTE monitoring the current contract.

The following table compares the recommendation with the request.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Comparison of Request and Recommendation for RM2 Poison Center Enhanced Marijuana Data Collection</b>			
Description	Notes	Request	Recomm.
Telephone Infrastructure	Phone line maintenance and monthly toll charges	\$3,600	\$0
Setup Costs	Setup phone system, case management database & information system upload, staff training, marketing collateral	63,283	63,283
Public Relations and Education	Public Education Outreach	84,000	0
Surveillance	Case Assessment and Interpretation	50,400	50,400
Product Information Database	Maintain/update new products and company additions/changes	9,600	9,600
Monthly Reporting	Distribution of Case Data Reports	6,000	0
Caseload	Estimate 0.75% of 530,000 product users will call once/year	116,825	0
GP II FTE	General Professional II (GP II) to administer and oversee the contract with RMPDC.	12,904	0
<b>Total</b>		<b>\$346,612</b>	<b>\$123,283</b>

*Analysis:* The request has five components and the analysis is broken down into each component.

New Call Line

The Department's request to develop and implement a dedicated toll-free call line that can be placed on marijuana product packaging, industry websites and public health materials is duplicative of the existing poison call line. The same staff that answers the exiting call line will be answering the new call line. Instead of spending the funds to build and advertise a new call line, staff recommends the Rocky Mountain Poison Control Center utilize the existing call line and track the calls that come in for marijuana related incidents. The request states that the new call line will provide a visible place for marijuana users to report their concerns, but so does the existing call line. The request indicates the goal would be to place the number on packaging, but any change to packing requirements requires a rule change by the Department of Revenue pursuant to Section 12-43.3-202 (2) (a) (XIV.5) (B), C.R.S.

Data System

The request includes funding for the development of a data system to track details about the caller and product that caused the problem for which the call was placed. The request indicates that most of the data sources related to health impacts of marijuana are retrospective and/or not detailed enough to answer relevant public health questions. The Rocky Mountain Poison Control Center would be able to provide monthly reports to the Department for analysis. This data would be beneficial in identify unusual illnesses or if there are clusters of illnesses. The data system would collect the following information subject to the caller's willingness to provide specific details:

- Caller details including age, gender, phone, zip, race/ethnicity;
- Location of the purchase (e.g. dispensary, retail store, self-grown, dealer);
- Product information included regulated vs non-regulated and branded vs non-branded;
- Whether the product was retail or medical and the name if applicable;
- Type of product (e.g. edible, vaped, smoked, dapped);
- Marijuana strain if known and the dose;
- How the product was used (e.g. dermal, inhalation, ingestion, ocular, etc.); and
- Clinical effect and other adverse reactions.

Since the Department does not have a way to collect this data and it would be beneficial to public health to identify products that may be causing illness or adverse reactions, staff recommends funding for the data base and data analysis by the Poison Center.

#### Public Awareness Campaign

The request includes \$84,000 cash funds for the Rocky Mountain Poison Control Center to do a public awareness campaign that would include posters, postcards, social media and internet ads, and other public education and outreach. Since the Department is receiving funding to continue the marijuana awareness and education campaign which targets a much larger audience than this component of the request could reach, staff recommends the Committee deny this component of the request. The Department's existing marijuana awareness campaigns can incorporate the existing call line and information about the call line. This eliminates the duplication that would be required to create and execute a separate public awareness campaign and allows for the utilization of the existing campaign to convey the message while not overwhelming the target audience with too many campaigns which could cause confusion.

#### Funding for Caseload Growth

In FY 2015-16 the Rocky Mountain Poison Control Center received a \$120,000 increase for caseload growth in part related to marijuana calls. Since the Rocky Mountain Poison Control Center just received an increase partially related to marijuana calls, and did not indicate to staff that a larger increase would be appropriate, staff believes another caseload increase is premature and is not recommending another increase at this time.

#### Department FTE Funding

Lastly the Department is requesting funds for an existing FTE to oversee the contract resulting from this request. Staff does not recommend this component of the request for two reasons. First the Department's request places this funding in a separate division from the existing funding for the Rocky Mountain Poison Control Center and the staff recommendation is to add this funding to the existing line item, thus utilizing existing contract monitoring FTE. Secondly when the appropriation was increase for the Rocky Mountain Poison Control Center in FY 2015-16 through the Long Bill and again through H.B. 15-1367 the Department did not indicate a need for FTE, therefore staff does not see why this new request would substantiate a need for FTE.



**➔ BA3 Oil and Gas Risk Assessment**

*Request:* The Department requests \$218,361 cash funds from the Stationary Sources Cash Fund and 0.2 FTE to perform health risk assessment of data collected through the Air Quality Pollution Study funded in the Long Bill for FY 2013-14 through FY 2015-16 and the collection of data from Garfield County.

*Recommendation:* Staff recommends in place of the Department's request, a cash fund appropriation of \$209,072 cash funds be appropriated to the Air Pollution Control Division, Technical Services, Operating Expenses line item, followed by an appropriation of \$209,072 reappropriated funds the Disease Control and Environmental Epidemiology Division, Oil and Gas Health Activities. Lastly staff recommends 0.2 two-year term limited FTE be included in the appropriation in the Oil and Gas Health Activities line item.

<b>BA3 Oil and Gas Health Risk Assessment</b>			
	<b>Request</b>	<b>Recommendation</b>	<b>Difference</b>
Personal Services			
Salary	\$15,610	\$15,610	\$0
Centrally Appropriated Costs	9,289	0	(9,289)
FTE	<u>0.2</u>	<u>0.2</u>	<u>0</u>
Contractor Costs	\$193,462	\$193,462	\$0
<b>Total</b>	<b>\$218,361</b>	<b>\$209,072</b>	<b>(\$9,289)</b>

*Analysis:* The Oil and Gas Task Force unanimously encouraged the Department “to seek funding from the General Assembly and other sources to conduct a human health risk assessment. Such assessment or assessments should be conducted or overseen by the Department and should use the latest and most accurate data, including the air quality monitoring data from emission and dispersion studies currently being conducted by Colorado State University in Garfield County and the North Front Range, and shall be conducted in a manner to comply with current scientific standards.”

Funding was added in FY 2013-14 for the Air Quality Dispersion Study because there was limited data concerning air emissions in the North Front Range area associated with the drilling, completion, production, and processing phases of oil and gas operations. The extensive growth of the oil and gas industry in the North Front Range area compounded by the lack of data on the impacts of this growth make it difficult to project what, if any, health risks may be related to air pollutants emitted by the oil and gas industry. Additionally, lack of data makes it difficult for the Department to implement effective air emissions regulations on oil and gas operations designed to ensure air quality is not adversely impacted by pollutants emitted by oil and gas operations. The General Assembly, from FY 2013-14 through FY 2015-16, appropriated a total of \$1.0 million cash funds from the Oil and Gas Conservation and Environmental Response Fund for the Air Quality Dispersion Study. The General Assembly also included a footnote which stated "It is the intent of the General Assembly that the appropriation be used for the purpose of collecting data that will be used to conduct a health risk assessment." The Department's request is to

conduct a health risk assessment on the data collected, which aligns the General Assembly's intent expressed in the footnote.

Additionally the health risk assessment will use data that has been collected in Garfield County to conduct a comprehensive health risk assessment. Historically there have been at least six partial health risk assessments of portions of data that have been collected in Garfield County. The health risk assessment that will be done through this request will produce quantitative cancer and non-cancer risk estimates for airborne exposure to volatile organic compounds. These risk estimates will be further grouped to produce a cumulative cancer risk, a total hazard index, a neurological effects hazard index, a respiratory effects hazard index, a hematological<sup>1</sup> effects hazard index, and a developmental effects hazard index. Risk assessments will be performed for acute, sub-chronic, and chronic exposure scenarios to account for varying time periods of exposure. Separate risk estimates will be produced for at least four distances from the well pad ranging from 500 feet to one mile. In addition, risk estimates will take into account the varying exposures from different stages of development and production activities. Risk estimates will be calculated based on standard Environmental Protection Agency (EPA) risk assessment methodology.

Since it has been the General Assembly's intent that data collected from the Air Quality Dispersion Study be used to conduct a health risk assessment, and the Oil and Gas Task Force encouraged the Department to seek funds to conduct a health risk assessment, staff recommends funding for the health risk assessments. Since the Department anticipates the health risk assessments will be completed by March 2018, staff is recommending term-limited FTE because there won't be a need to retain the FTE once the health risk assessments are completed. If the results from the health risk assessments drive policies by the Division that increase workload the Department can use the regular budget process to address that need. There is one issue with how the Stationary Sources Control Fund can be use which is outlined below and is reason for the difference between the staff recommendation and department request.

#### Use of the Stationary Sources Control Fund

Section 25-7-114.7 (1) (a) (V), C.R.S., allows for the Stationary Sources Control Fund to be used for data modeling and analyses related to air quality data. This requested use of the Stationary Sources Control Fund aligns with the statutory allowable uses of the Stationary Sources Control Fund. But Section 25-7-114.7 (2) (b) (I), C.R.S. requires the moneys in the Stationary Sources Control Fund to be appropriated for the Air Pollution Control Division's direct and indirect costs required to develop and administer the programs established pursuant to Parts 1 to 4 and Part 10 of Article 25 has it relates to the control of air pollution from stationary sources. Statute does not say whether or not the Stationary Sources Control Fund can be appropriated to another division for data analysis of air quality data. Since statute is clear on where the Stationary Sources Control Fund can be appropriated, staff recommends the funds be appropriated to the Air Pollution Control Division, and then reappropriated to the Disease Control and Environmental Epidemiology Division (DCEED) because DCEED has the expertise to oversee the analysis.

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<sup>1</sup> Hematology is the branch of medicine that deals with the diagnosis and treatment of diseases of the blood and bone marrow.

**➔ BA8 Retail Marijuana Health Research Grants**

*Request:* The Department request \$2,490,875 cash funds from the Marijuana Tax Cash Fund with roll forward authority through FY 2020-21 to develop and implement a public health-focused retail marijuana research program.

*Recommendation:* Staff recommends an appropriation of \$343,622 cash funds from the Marijuana Tax Cash Fund and 0.3 FTE to fund the first year of research grants. The recommendation is approve funding for the marijuana health research grants but maintain the General Assembly authority over the appropriation by not providing the Department with unnecessary spending authority each year.

*Analysis:*

The Retail Marijuana Public Health Advisory Committee established pursuant to Section 25-1.1-110, C.R.S., identified in their 2014 report gaps in public health research on the health impacts of retail marijuana. The Department's request would provide funding to address these gaps in public health research on marijuana using the existing structure of the Medical Marijuana Research Grants Program that was established by S.B. 14-155 (Medical Marijuana Health Effects Grant Program).

The gaps identified by the Retail Marijuana Public Health Advisory Committee include:

- Outcomes and safety related to marijuana use during pregnancy or breastfeeding;
- Determinants of use and use patterns for vulnerable sub-populations such as youth and reasons for disparities in use among sub-populations such as African-Americans and lesbian, gay, bisexual, and transgender populations;
- Differences in medical and behavioral health outcomes, as well as possible changes in use patterns associated with higher potency marijuana and changing cannabinoid profiles;
- Differences in health outcomes and physical effects in occasional marijuana users compared to heavy marijuana users;
- Safety and health effects of alternative methods of marijuana use such as vaporizing, dabbing, and edibles;
- Effects of marijuana use on use patterns of other substances such as alcohol, tobacco, and other drugs; and
- Health effects of marijuana contamination by molds, pesticides, and heavy metals as well as typical levels of contamination.

Additionally within the Department's FY 2014-15 Performance Plan the Department made marijuana research and education one of the strategic initiatives with a goal of increasing public awareness around the health impact of marijuana. The three year goal was to work on the

development of policy and education agendas that are strongly supported by medical evidence, surveillance data, and emerging research. This request aligns with that strategic initiative. The Department indicated they did not include the marijuana research and education initiative in the FY 2015-16 performance plan because they are limited to six strategic policy initiatives (SPIs) in each year's plan. Given such a limited number of initiatives, the Department adjusts the SPIs annually to reflect the initiatives that are most relevant in any given year. The primary goal in the current strategic plan is to increase the alignment of the SPIs with the state's Public Health Improvement Plan, the State of Health, previous priorities, and Vision 2018 - the Governor/Cabinet's priorities. The marijuana research and education strategic priority is important, but is not as closely aligned with the plans discussed above, so did not make the top six.

### Proposal

The Department's proposal is to fund the Marijuana Public Health Research Grants Program to provide grants to researchers at universities, non-profit agencies, and other government agencies. The grant awards will fund projects researching the following five areas:

- Safety and effects of marijuana use on vulnerable populations such as pregnant/breastfeeding women and other sub-populations identified through health behavior or health outcome data;
- Effects of increasing marijuana potency and changing cannabinoid profiles;
- Comparison of health outcomes in occasional versus heavy users;
- Potential risks and/or risk reduction of alternative methods of marijuana use or from using in addition or in place of other substances (i.e., alcohol, tobacco, other drugs); and
- Effects of contamination of marijuana by molds, pesticides, and heavy metals.

### Types of Grants

The request would fund two different types of grants: pilot grants and full research grants. Pilot grants are intended to fund short-term projects that can provide important public health data with limited resources. These grants will be funded at \$25,000 to \$50,000 for up to two years. Examples of pilot grants may include specific laboratory analyses of marijuana or biological samples, analyses of existing data sets, small population-based surveys, and observational epidemiology studies.

Full research grants are intended to fund multi-year projects that involve extensive primary data collection or clinical research. These grants will be funded at up to \$300,000 per year for up to three years. Examples of full research grants may include clinical research for specific medical or mental health outcomes, large population-based surveys, toxicology studies of dose response of different marijuana use methods and or potency/cannabinoid profiles, studies of drug interactions, and large observational epidemiology studies. The following table shows the Department's projected expenditures for both types of research grants.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Retail Marijuana Health Research Grant Funding By Year</b>					
	<b>Year 1 - FY 2016-17</b>	<b>Year 2 - FY 2017-18</b>	<b>Year 3 - FY 2018-19</b>	<b>Year 4 - FY 2019-20</b>	<b>Total</b>
Grant Type					
Full research	\$200,000	\$600,000	\$600,000	\$400,000	\$1,800,000
Pilot research	125,000	150,000	150,000	125,000	\$550,000
<b>Total</b>	<b>\$325,000</b>	<b>\$750,000</b>	<b>\$750,000</b>	<b>\$525,000</b>	<b>\$2,350,000</b>

The Department does not anticipate funding clinical studies where marijuana is administered or controlled by the researcher with these funds. These clinical studies are where federal regulations become difficult to manage. The anticipated studies will be observational studies where researchers study the effects on subjects who are already using. These types of studies have been occurring for marijuana and other drugs for decades without issues with federal funding. Other types of studies that may be anticipated would be laboratory studies of cannabinoid profiles or contamination levels of commercially available marijuana. For this type of study, the Department would anticipate a creative study design that may include the participation of a licensed testing facility to avoid issues with federal funding. Our experience with the medical marijuana research grants program includes funding of 6 observational studies. The six observational studies only needed to obtain LOCAL IRB (human subjects review) approval and this occurred in a timely and uncomplicated manner. All six studies currently have executed contracts.

The request is for \$2,490,875 cash funds and 0.3 FTE with roll forward authority through FY 2020-21. Staff does not recommend the request and instead recommends the Committee fund the first year of grants in FY 2016-17. The Department through the regular budget process will be able to continue requesting the funding through FY 2020-21. The following table compares the request to the recommendation.

<b>BA5 Retail Marijuana Health Research Grants</b>			
	<b>Request - Five Years of Funding</b>	<b>Recommendation - First Year of Funding Only</b>	<b>Difference</b>
Personal Services			
Salary - Five Years	\$93,110	\$18,622	(\$74,488)
Centrally Appropriated Costs	52,270	0	(52,270)
FTE	<u>0.3</u>	<u>0.3</u>	<u>0</u>
<i>Subtotal Personal Services</i>	<i>\$145,380</i>	<i>\$18,622</i>	<i>(\$126,758)</i>
Grants	\$2,350,000	\$325,000	(\$2,025,000)
<b>Total</b>	<b>\$2,495,380</b>	<b>\$343,622</b>	<b>(\$2,151,758)</b>

**➔ Oil and Gas Health Activities Request for Information**

Staff recommends continuing the request for information on oil and gas health activities because the work on oil and gas activities was only four months old when the first request for information was sent, and resending the request for information will provide the Committee with fifteen months of data and analysis for a better idea of how the activities are working.

Department of Public Health and Environment, Disease Control and Environmental Epidemiology, Environmental Epidemiology, Oil and Gas Health Activities -- The Department is requested to submit to the Joint Budget Committee by November 1, 2015 a summary of the status of the Health Concern Information Line and website, as well as the Mobile Air Quality Monitoring Unit. The report should include a summary of the activity on the website, the information line, and the mobile unit.

**➔ Children's Health Plan Plus Immunization Request for Information**

Staff recommends the request for information on implementing an immunization purchasing program for the Children's Health Plan Plus Program be discontinued because there is no longer funding or staff in the FY 2016-17 Long Bill for this purpose due to changes in the Children's Health Plan Plus Program.

Department of Public Health and Environment, Disease Control and Environmental Epidemiology Division, Administration, General Disease Control, and Surveillance, Immunization Personal Services -- The Department is requested to submit a report to the Joint Budget Committee by November 1, 2015 regarding efforts to develop and implement a program similar to the federal Vaccines for Children Program involving the Children's Health Plan Plus and the Immunization Program.

## LINE ITEM DETAIL – DISEASE CONTROL AND ENVIRONMENTAL EPIDEMIOLOGY DIVISION

### (A) Administration, General Disease Control and Surveillance

#### Program Costs

This line item funds the costs of the disease control and surveillance program.

*Statutory Authority:* Section 25-1-122, C.R.S.

*Request:* The Department requests an appropriation of \$2,863,558 total funds, of which \$1,303,062 is General Fund and 33.9 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- An increase for the annualization of FY 2015-16 salary survey and merit pay;
- An increase of \$75,000 General Fund and 1.0 FTE for R5 Long Bill adjustments to transfer the FTE responsible for tracking the prevalence of infections in health care settings from the (10) Health Facilities and Emergency Medical Services to this line item based on the division of responsibilities between the two divisions; and
- A reduction of \$11,869 General Fund and 0.2 FTE for the second year costs of H.B. 15-1232 (Emergency Use of Epinephrine Auto-Injectors).

*Recommendation:* Staff recommends an appropriation of \$2,856,550 total funds, of which \$1,303,062 is General Fund and 33.9 FTE. The difference from the request is that the recommendation reduces \$7,008 cash funds because historically those funds have not been expended. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Disease Control and Environmental Epidemiology Division, Administration, General Disease Control and Surveillance, Program Costs</b>					
	Total Funds	General Fund	Cash Funds	Federal Funds	FTE
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	\$2,744,986	\$1,184,490	\$7,008	\$1,553,488	32.7
Other legislation	<u>23,736</u>	<u>23,736</u>	<u>0</u>	<u>0</u>	<u>0.4</u>
<b>TOTAL</b>	<b>\$2,768,722</b>	<b>\$1,208,226</b>	<b>\$7,008</b>	<b>\$1,553,488</b>	<b>33.1</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$2,768,722	\$1,208,226	\$7,008	\$1,553,488	33.1
R5 Long bill adjustments	75,000	75,000	0	0	1.0
Annualize salary survey and merit pay	31,705	31,705	0	0	0.0
Annualize prior year legislation	(11,869)	(11,869)	0	0	(0.2)
(8) (A) Administration base adjustment	<u>(7,008)</u>	<u>0</u>	<u>(7,008)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$2,856,550</b>	<b>\$1,303,062</b>	<b>\$0</b>	<b>\$1,553,488</b>	<b>33.9</b>

*JBC Staff Figure Setting: FY 2016-17  
Staff Working Document – Does Not Represent Committee Decision*

<b>Disease Control and Environmental Epidemiology Division, Administration, General Disease Control and Surveillance, Program Costs</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>Increase/(Decrease)</b>	\$87,828	\$94,836	(\$7,008)	\$0	0.8
Percentage Change	3.2%	7.8%	(100.0%)	0.0%	2.4%
<b>FY 2016-17 Executive Request:</b>	<b>\$2,863,558</b>	<b>\$1,303,062</b>	<b>\$7,008</b>	<b>\$1,553,488</b>	<b>33.9</b>
Request Above/(Below) Recommendation	\$7,008	\$0	\$7,008	\$0	0.0

**Immunization Personal Services**

This line item funds the personnel expenses of the Immunization Program.

*Statutory Authority:* Sections 25-4-901 through 909, and 25-4-1701 through 1711, C.R.S.

*Request:* The Department requests an appropriation of \$3,334,240 total funds, of which \$1,289,604 is General Fund and 25.3 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- An increase of \$40,808 General Fund and 0.4 FTE for annualization of the second year personal services costs for FY 2015-16 R6 Colorado Immunization Information System Optimization and Sustainability; and
- A reduction of \$70,659 General Fund and 1.0 FTE to remove the funding and FTE added in FY 2015-16 to explore implementation of program similar to the federal Vaccines for Children for the Children's Health Plan Plus (CHP+) based on federal changes to the CHP+ program and increase in the federal match rate for the program which mitigates any potential savings from implementation of the new program.

*Recommendation:* Staff recommends an appropriation of \$4,075,604 total funds, of which \$1,289,604 is General Fund, and 25.3 FTE. The difference from the request is that the recommendation includes an increase of \$741,364 federal funds appropriated for information purposes. The recommendation is calculated in accordance with Committee policy and is outlined in the following table.

<b>Disease Control and Environmental Epidemiology Division, Administration, General Disease Control and Surveillance, Immunization Personal Services</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$3,364,091</u>	<u>\$1,319,455</u>	<u>\$2,044,636</u>	<u>25.9</u>
<b>TOTAL</b>	<b>\$3,364,091</b>	<b>\$1,319,455</b>	<b>\$2,044,636</b>	<b>25.9</b>



*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Disease Control and Environmental Epidemiology Division, Administration, General Disease Control and Surveillance, Immunization Personal Services</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$3,364,091	\$1,319,455	\$2,044,636	25.9
Informational funds adjustment	741,364	0	741,364	0.0
Annualize prior year budget actions	<u>(29,851)</u>	<u>(29,851)</u>	<u>0</u>	<u>(0.6)</u>
<b>TOTAL</b>	<b>\$4,075,604</b>	<b>\$1,289,604</b>	<b>\$2,786,000</b>	<b>25.3</b>
<b>Increase/(Decrease)</b>	\$711,513	(\$29,851)	\$741,364	(0.6)
Percentage Change	21.2%	(2.3%)	36.3%	(2.3%)
<b>FY 2016-17 Executive Request:</b>	<b>\$3,334,240</b>	<b>\$1,289,604</b>	<b>\$2,044,636</b>	<b>25.3</b>
Request Above/(Below) Recommendation	(\$741,364)	\$0	(\$741,364)	0.0

**Immunization Operating Expenses**

This line item funds the operating expenses of the Immunization Program. The significant increase in federal funds in FY 2013-14 is due to reflecting federal funds for non-program grants expenditures used for the purchase of vaccines by local public health agencies.

*Statutory Authority:* Sections 24-22-117 (1) (l) (b), 25-4-901 through 909, and 25-4-1701 through 1711, C.R.S.

*Request:* The Department requests an appropriation of \$48,066,984 total funds, of which \$937,468 is General Fund and \$410,984 is General Fund Exempt. The request includes the following changes from the FY 2015-16 appropriation:

- A reduction of \$950 General Fund for the operating expenses associated with the FTE reduction related to changes to the Children's Health Plan Plus;
- A reduction of \$437,569 General Fund for the one-time appropriations included in FY 2015-16 for R6 Colorado Immunization Information System Optimization and Sustainability and
- A reduction of \$16,609 General Fund Exempt to account for the Department's Amendment 35 revenue forecast.

*Recommendation:* Staff recommends an appropriation of \$50,271,812 total funds, of which \$937,468 is General Fund and \$423,630 is General Fund Exempt. The recommendation includes the following differences from the request:

- An increase of \$3,963 General Fund Exempt for the Amendment 35 revenue adjustment;
- An increase of \$2,199,798 federal funds appropriated for informational purposes; and
- A reduction of \$7,616 cash funds for the Tobacco Master Settlement revenue adjustment.

The following the line item summary table is a discussion of a number of components that are included in the final recommendation for this line item. The recommendation for this line item is calculated in accordance with Committee policy and outlined in the following table.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Disease Control and Environmental Epidemiology Division, Administration, General Disease Control and Surveillance, Immunization Operating Expenses</b>					
	<b>Total Funds</b>	<b>General Fund/1</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$48,522,112</u>	<u>\$1,803,580</u>	<u>\$868,330</u>	<u>\$45,850,202</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$48,522,112</b>	<b>\$1,803,580</b>	<b>\$868,330</b>	<b>\$45,850,202</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$48,522,112	\$1,803,580	\$868,330	\$45,850,202	0.0
Informational funds adjustment	2,199,798	0	0	2,199,798	0.0
Annualize prior year budget actions	(438,519)	(438,519)	0	0	0.0
TMS adjustment	(7,616)	0	(7,616)	0	0.0
Amendment 35 revenue adjustment	<u>(3,963)</u>	<u>(3,963)</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$50,271,812</b>	<b>\$1,361,098</b>	<b>\$860,714</b>	<b>\$48,050,000</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$1,749,700	(\$442,482)	(\$7,616)	\$2,199,798	0.0
Percentage Change	3.6%	(24.5%)	(0.9%)	4.8%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$48,066,984</b>	<b>\$1,348,452</b>	<b>\$868,330</b>	<b>\$45,850,202</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$2,204,828)	(\$12,646)	\$7,616	(\$2,199,798)	0.0

/1 Includes General Fund Exempt. The Amendment 35 revenue adjustment is all General Fund Exempt.

*Recommendation Adjustments related to Tobacco Master Settlement Funds*

Diversions to HCPF for cervical cancer vaccinations

Starting in FY 2007-08 a portion of the moneys that the Colorado Immunization Fund receives each year have been appropriated to the Department of Health Care Policy and Financing (HCPF) rather than to this Department (CDPHE), for cervical cancer vaccinations (also known as human papillomavirus vaccinations or HPV vaccinations) for Children's Basic Health Plan participants. This diversion was established in the appropriation clause of H.B. 07-1301 Cervical Cancer Immunizations, but is not required by statute. During the FY 2012-13 figure setting staff learned that the transfer was not based on a calculation of the actual costs. In response to the issue, staff recommended and the Committee approved the staff recommendation to make the transfer to HCPF equal to 19.5 percent of the tobacco settlement revenue projected to be diverted to Immunizations based on the intent of the General Assembly in H.B. 07-1301. Based on the Committee approved Tobacco Master Settlement allocation to the Colorado Immunization Fund, the following table outlines how much would be diverted to HCPF in FY 2015-16.

Appropriation of Fund Balance

The Colorado Immunization Fund balance in excess of the 5.0 percent reserve should be transferred to the Tobacco Settlement Litigation Fund in accordance with the statutory requirement at the end of FY 2015-16. Therefore staff is recommending the full amount of the allowable FY 2015-16 ending fund balance of \$43,857 be appropriated for FY 2015-16.

*JBC Staff Figure Setting: FY 2016-17  
Staff Working Document – Does Not Represent Committee Decision*

<b>Tobacco Master Settlement Revenues for Immunization Program</b>	
	<b>CF</b>
FY 2015-16 Tobacco settlement revenues to the Colorado Immunization Fund	\$1,008,397
Recommended diversion to HCPF - 19.5% of FY 15-16 revenue	(191,595)
Uncommitted Colorado Immunization Fund balance	43,912
<b>Total Funds for Immunization Operating Expenses</b>	<b>\$860,714</b>

**Appropriation from the Tobacco Tax Fund to the General Fund**

Pursuant to 24-22-117, C.R.S., 0.6 percent of the Amendment 35 revenue deposited into the Tobacco Tax Cash Fund must be appropriated to the General Fund, and then reappropriated for health-related purposes. This 0.6 percent must go into the exempt account of the General Fund because it derives from a voter-approved tax increase thus making these dollars exempt from TABOR. The exempt status is derived from Amendment 35 and not from Referendum C. This is the only part of Amendment 35 revenue that is appropriated to the General Fund, because it is required by the language of Amendment 35.

*Statutory Authority:* Section 24-22-117 (1) (a), C.R.S.

*Request:* The Department requests an appropriation of \$410,984 cash funds. The request includes a reduction of \$16,609 cash funds from Amendment 35 revenue based on the Department's Amendment 35 revenue forecast.

*Recommendation:* Staff recommends an appropriation of \$423,630 cash funds. The recommendation includes a reduction of \$3,963 cash funds based on the FY 2016-17 Committee approved Amendment 35 distribution. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Disease Control and Environmental Epidemiology Division, Administration, General Disease Control and Surveillance, Appropriation from the Tobacco Tax Cash Fund to the General Fund</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$427,593</u>	<u>\$0</u>	<u>\$427,593</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$427,593</b>	<b>\$0</b>	<b>\$427,593</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$427,593	\$0	\$427,593	0.0
Amendment 35 revenue adjustment	<u>(3,963)</u>	<u>0</u>	<u>(3,963)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$423,630</b>		<b>\$423,630</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$3,963)	\$0	(\$3,963)	0.0
Percentage Change	(0.9%)	0.0%	(0.9%)	0.0%

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

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<b>Disease Control and Environmental Epidemiology Division, Administration, General Disease Control and Surveillance, Appropriation from the Tobacco Tax Cash Fund to the General Fund</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2016-17 Executive Request:</b>	<b>\$410,984</b>	<b>\$0</b>	<b>\$410,984</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$12,646)		(\$12,646)	0.0

**Federal Grants**

This line item reflects various federal grants received by the Division for a variety of disease control programs and activities.

*Statutory Authority:* Section 25-1.5-101 (1) (m), C.R.S.

*Request:* The Department requests an appropriation of \$1,333,092 federal funds and 9.2 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$1,333,092 federal funds and 9.2 FTE. The recommendation does not include any changes from the prior year appropriation because of the number of changes that hit this line item in FY 2015-16 (transferring out the funds for the Birth Defects and Special Needs Program, and a reduction of funds for the divisional indirect cost allocation). The recommendation is calculated in accordance with Committee policy.

**Indirect Cost Assessment**

*Request:* The Department requests and appropriation of \$3,379,900 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommendation for indirect costs is pending Committee action on outstanding centrally appropriated line items. Staff requests permission to adjust the line based on final Committee action on centrally appropriated line items.

## **(B) Special Purpose Disease Control Programs**

### **Sexually Transmitted Infections, HIV and AIDS Personal Services**

The program costs for prevention and treatment of sexually transmitted infections, HIV and AIDS programs are funded through this line item and the following line item. Prevention services include ensuring those at high risk for an STI or HIV receive test results, and have access to risk-reduction counseling and partner notification services. This line item funds the personnel costs for staff that is responsible for tracking and maintaining a record of the number of STI and HIV infections. The staff also reviews disease reports in order to identify outbreaks and coordinate the Departments, local public health agencies and health care provider's response.

Since FY 2006-07 immunization staff have administered the Colorado HIV and AIDS Prevention Grant Program (CHAPP), established in Section 25-4-1413, C.R.S. The cash funds appropriated for CHAPP are from the AIDS and HIV Prevention Fund which receives 2.0 percent, up to \$2.0 million, of Tobacco Master Settlement revenue. Funds are used in the operating expenses line for competitive grants to organizations that focus on addressing local community needs of medically accurate HIV and AIDS prevention and education. Pursuant to Section 25-4-1415 (3), C.R.S. the Department may use up to 5.0 percent of the moneys annually appropriated from the AIDS and HIV Prevention Fund for the actual costs incurred in administering the HIV and AIDS Prevention and Education Programs.

*Statutory Authority:* Section 25-4-1412 through 1415, C.R.S.

*Request:* The Department requests an appropriation of \$3,247,911 total funds, of which \$94,236 is Tobacco Master Settlement cash funds from the AIDS and HIV Prevention Fund and 39.9 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$3,247,911 total funds, of which \$94,236 is cash funds and 40.0 FTE. The recommendation is calculated in accordance with Committee policy, complies with the 5.0 percent limit on administrative costs paid for by the AIDS and HIV Prevention Fund.

### **Sexually Transmitted Infections, HIV and AIDS Operating Expenses**

This line item funds the operating expenses of the prevention and treatment services for sexually transmitted infections (STIs), and the HIV and AIDS Prevention and Education Programs, and the maintenance of data and records related to infection rates. Approximately 80.0 percent of the federal funds are used for grants to county and local governments and to non-profit organizations to conduct STIs monitoring, prevention and education efforts.

*Statutory Authority:* Section 25-4-1412 through 1415, C.R.S.

*Request:* The Department requests an appropriation of \$5,734,106 total funds, of which \$2,154,272 is Tobacco Master Settlement cash funds from the AIDS and HIV Prevention Fund. The request does not include any changes from the FY 2015-16 appropriation.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Recommendation:* Staff recommends an appropriation of \$3,651,329 total funds, of which \$1,952,429 is cash funds from AIDS and HIV Prevention Fund. The recommendation includes the following changes from the FY 2013-14 appropriation:

- A reduction of \$29,270 cash funds based on the Tobacco Master Settlement revenue projection for FY 2016-17; and
- A reduction of \$172,573 cash funds to adjust the appropriation of the uncommitted fund balance of the AIDS and HIV Prevention Fund; and
- A reduction of \$1,880,934 federal funds appropriated for informational purposes.

The recommended cash funds appropriation, shown in the table below, is based on the projection of FY 2016-17 Tobacco Master Settlement revenues credited to the AIDS Drug Assistance Program Fund, plus the beginning year fund balance, less the funds appropriated for personal services and indirect costs.

<b>Calculation of AIDS and HIV Prevention Fund Available for Operating Expenses</b>	
	<b>Amount</b>
FY 2015-16 TMS Revenue Projection	\$1,751,471
Available Fund Balance From FY 2015-16	322,904
Appropriation for Personal Services	(94,236)
Divisional Indirects	(511)
Estimated departmental indirect costs	(27,199)
<b>Available Funds for Operating Expenses</b>	<b>\$1,952,429</b>

The line item recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Disease Control and Environmental Epidemiology Division, Special Purpose Disease Control Programs, Sexually Transmitted Infections, HIV and AIDS Operating Expenses</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$5,734,106</u>	<u>\$0</u>	<u>\$2,154,272</u>	<u>\$3,579,834</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$5,734,106</b>	<b>\$0</b>	<b>\$2,154,272</b>	<b>\$3,579,834</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$5,734,106	\$0	\$2,154,272	\$3,579,834	0.0
Informational funds adjustment	(1,880,934)	0	0	(1,880,934)	0.0
Tobacco Master Settlement Fund balances	(172,573)	0	(172,573)	0	0.0
TMS adjustment	<u>(29,270)</u>	<u>0</u>	<u>(29,270)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$3,651,329</b>		<b>\$1,952,429</b>	<b>\$1,698,900</b>	<b>0.0</b>

*JBC Staff Figure Setting: FY 2016-17  
Staff Working Document – Does Not Represent Committee Decision*

<b>Disease Control and Environmental Epidemiology Division, Special Purpose Disease Control Programs, Sexually Transmitted Infections, HIV and AIDS Operating Expenses</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>Increase/(Decrease)</b>	(\$2,082,777)	\$0	(\$201,843)	(\$1,880,934)	0.0
Percentage Change	(36.3%)	0.0%	(9.4%)	(52.5%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$5,734,106</b>	<b>\$0</b>	<b>\$2,154,272</b>	<b>\$3,579,834</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$2,082,777		\$201,843	\$1,880,934	0.0

**Ryan White Act Personal Services**

This line item funds the staff who administers the federal grants received under the federal Ryan White Comprehensive AIDS Resources Emergency (CARE) Act, and the AIDS Drug Assistance Program (ADAP), which is funded by a combination of tobacco master settlement dollars and federal funds. ADAP provides AIDS/HIV treatment related drugs and opportunistic infection fighting drugs to individuals who are not covered by private insurance, are not Medicaid eligible, and have incomes at or below 400.0 percent of the federal poverty level. ADAP provides provide drug cost assistance to individuals who can no longer the drugs under private insurance and meet the other eligibility conditions.

Federal funds from the federal Ryan White CARE Act fund primary care and support services for individuals living with HIV and AIDS who lack health insurance and financial resources to pay for their care. Drug assistance, ambulatory health care, and support services are the primary focus of the program, but training and technical assistance for providers is also funded. Services include primary care, dental care, mental health care, substance abuse counseling, transportation, hospice care, emergency services, drug assistance, food bank, respite care assistance, adoption and foster care, and nutrition counseling. There is a maintenance of effort requirement is meet by maintaining the prior year's level of funding for AIDS programs throughout state government, not just through spending by the Department of Public Health and Environment.

*Statutory Authority:* Section 25-4-1411, C.R.S.

*Request:* The Department requests an appropriation of \$907,696 total funds, of which \$22,018 is General Fund and 10.2 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$2,129,818 total funds, of which \$22,018 is General Fund, and 10.2 FTE. The difference from the request is that the recommendation includes an increase of \$1,222,122 federal funds appropriated for informational purposes. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Disease Control and Environmental Epidemiology Division, Special Purpose Disease Control Programs, Ryan White Act Personal Services</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$907,696</u>	<u>\$22,018</u>	<u>\$885,678</u>	<u>10.2</u>
<b>TOTAL</b>	<b>\$907,696</b>	<b>\$22,018</b>	<b>\$885,678</b>	<b>10.2</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$907,696	\$22,018	\$885,678	10.2
Informational funds adjustment	<u>1,222,122</u>	<u>0</u>	<u>1,222,122</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$2,129,818</b>	<b>\$22,018</b>	<b>\$2,107,800</b>	<b>10.2</b>
<b>Increase/(Decrease)</b>	\$1,222,122	\$0	\$1,222,122	0.0
Percentage Change	134.6%	0.0%	138.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$907,696</b>	<b>\$22,018</b>	<b>\$885,678</b>	<b>10.2</b>
Request Above/(Below) Recommendation	(\$1,222,122)	\$0	(\$1,222,122)	0.0

**Ryan White Operating Expenses**

This line item funds the operating expenses of the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act programs, and the Drug Assistance Program. The cash funds appropriated for the operating expenses of the Drug Assistance Program is from the Drug Assistance Program Fund which receives 3.5 percent of tobacco settlement moneys up to \$5.0 million each year.

*Statutory Authority:* Section 25-4-1411, C.R.S.

*Request:* The Department requests an appropriation of \$22,407,753 total funds, of which \$1,451,065 is General Fund. The request includes the reduction of \$263,033 cash funds from the Drug Assistance Program Fund for the second year costs of S.B. 15-247 (Tobacco Settlement Funded Drug Assistance Program).

*Recommendation:* Staff recommends an appropriation of \$20,986,399 total funds, of which \$1,451,065 is General Fund, and of the cash funds, \$3,383,234 is cash funds from the Drug Assistance Program Fund. The difference from the request is that the recommendation includes the following:

- An increase of \$203,394 cash funds to appropriate uncommitted fund balance in the Drug Assistance Program Fund;
- A reduction of \$1,590,133 federal funds appropriated for informational purposes; and
- A reduction of \$34,615 cash funds based on the Committee approved distribution of Tobacco Master Settlement revenues.



*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

The recommendation on the amount of cash funds available for Ryan White Operating Expenses, as outlined in the following table, includes no reserve because the intent of the General Assembly is that all funds received from Tobacco Master Settlement each year be spent. If Tobacco Master Settlement revenues come in lower than projected the Department will simple revert spending authority. The following table summarizes the calculation of available Tobacco Master Settlement Revenue for the Ryan White operating expenses for FY 2015-16.

<b>Calculation of TMS Revenues for Ryan White Operating Expenses</b>	
	<b>Amount</b>
FY 2015-16 TMS Revenue Projection	\$3,065,0750
Available Fund Balance From FY 2015-16	363,671
Estimated indirect costs	(45,512)
<b>Available Funds for Operating Expenses</b>	<b>\$3,383,234</b>

The line item recommendation is calculated in accordance with Committee policy and outlined in the table below.

<b>Disease Control and Environmental Epidemiology Division, Special Purpose Disease Control Programs, Ryan White Act Operating Expenses</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	\$21,807,753	\$1,451,065	\$3,214,455	\$17,142,233	0.0
Other legislation	<u>863,033</u>	<u>0</u>	<u>863,033</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$22,670,786</b>	<b>\$1,451,065</b>	<b>\$4,077,488</b>	<b>\$17,142,233</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$22,670,786	\$1,451,065	\$4,077,488	\$17,142,233	0.0
Tobacco Master Settlement Fund balances	203,394	0	203,394	0	0.0
Informational funds adjustment	(1,590,133)	0	0	(1,590,133)	0.0
Annualize prior year legislation	(263,033)	0	(263,033)	0	0.0
TMS adjustment	<u>(34,615)</u>	<u>0</u>	<u>(34,615)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$20,986,399</b>	<b>\$1,451,065</b>	<b>\$3,983,234</b>	<b>\$15,552,100</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$1,684,387)	\$0	(\$94,254)	(\$1,590,133)	0.0
Percentage Change	(7.4%)	0.0%	(2.3%)	(9.3%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$22,407,753</b>	<b>\$1,451,065</b>	<b>\$3,814,455</b>	<b>\$17,142,233</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$1,421,354	\$0	(\$168,779)	\$1,590,133	0.0

**Tuberculosis Control and Treatment Personal Services**

The Department is required to administer a statewide tuberculosis program that relies on surveillance and treatment. Counties are responsible for investigating reported or suspect cases, and can order quarantine or isolation if necessary.

*Statutory Authority:* Section 25-4-501 through 513, C.R.S.

*Request:* The Department requests an appropriation of \$1,824,888 total funds, of which \$122,609 is General Fund and 13.1 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$902,009 total funds, of which \$122,609 is General Fund and 13.1 FTE. The difference from the request is that the recommendation includes a reduction of \$922,879 federal funds appropriated for informational purposes. The recommendation is calculated in accordance with Committee policy and outlined in the table below.

<b>Disease Control and Environmental Epidemiology Division, Special Purpose Disease Control Programs, Tuberculosis Control and Treatment Personal Services</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$1,824,888</u>	<u>\$122,609</u>	<u>\$1,702,279</u>	<u>13.1</u>
<b>TOTAL</b>	<b>\$1,824,888</b>	<b>\$122,609</b>	<b>\$1,702,279</b>	<b>13.1</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$1,824,888	\$122,609	\$1,702,279	13.1
Informational funds adjustment	<u>(922,879)</u>	<u>0</u>	<u>(922,879)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$902,009</b>	<b>\$122,609</b>	<b>\$779,400</b>	<b>13.1</b>
<b>Increase/(Decrease)</b>	(\$922,879)	\$0	(\$922,879)	0.0
Percentage Change	(50.6%)	0.0%	(54.2%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,824,888</b>	<b>\$122,609</b>	<b>\$1,702,279</b>	<b>13.1</b>
Request Above/(Below) Recommendation	\$922,879	\$0	\$922,879	(0.0)

**Tuberculosis Control and Treatment Operating Expenses**

This line item funds the operating expenses associated with the tuberculosis control and treatment activities of the Division.

*Statutory Authority:* Section 25-4-501 through 513, C.R.S.

*Request:* The Department requests an appropriation of \$3,229,337 total fund of which \$1,188,761 is General Fund. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$1,500,461 total fund of which \$1,188,761 is General Fund. The difference from the request is that the recommendation includes the reduction of \$1,728,876 federal funds appropriated for informational purposes. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Disease Control and Environmental Epidemiology Division, Special Purpose Disease Control Programs, Tuberculosis Control and Treatment Operating Expenses</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$3,229,337</u>	<u>\$1,188,761</u>	<u>\$2,040,576</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$3,229,337</b>	<b>\$1,188,761</b>	<b>\$2,040,576</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$3,229,337	\$1,188,761	\$2,040,576	0.0
Informational funds adjustment	<u>(1,728,876)</u>	<u>0</u>	<u>(1,728,876)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,500,461</b>	<b>\$1,188,761</b>	<b>\$311,700</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$1,728,876)	\$0	(\$1,728,876)	0.0
Percentage Change	(53.5%)	0.0%	(84.7%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$3,229,337</b>	<b>\$1,188,761</b>	<b>\$2,040,576</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$1,728,876	\$0	\$1,728,876	0.0

**(C) Environmental Epidemiology**

**Cannabis Health Environmental and Epidemiology Training, Outreach, and Surveillance**

This line item was created by S.B. 13-283 (Implement Amendment 64 Consensus Recommendations) to provide funding for research on the health impacts of marijuana use, the analysis of data related to marijuana use, and communicate research and analysis results with stakeholders. This line item is funded by Marijuana Tax Cash Fund dollars since FY 2015-16 (prior to FY 2015-16 the funding was from the Marijuana Cash Fund which was repealed and replaced with the Marijuana Tax Cash Fund).

*Statutory Authority:* Section 25-1.5-110, C.R.S.

*Request:* The Department requests an appropriation of \$667,000 cash funds from the Marijuana Tax Cash Fund and 4.0 FTE. The request includes an increase of \$346,612 cash funds from the Marijuana Tax Cash Fund for RM2 Poison Center Enhanced Marijuana Data Collection.

*Recommendation:* Staff recommends an appropriation of \$320,388 cash funds from the Marijuana Tax Cash Fund and 4.0 FTE, in accordance with the staff recommendation to fund only the data system in the existing Poison Control Center line item in the (10) Health Facilities and Emergency Medical Services Division. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Disease Control and Environmental Epidemiology Division, Environmental Epidemiology, Cannabis Health Environmental and Epidemiological Training, Outreach, and Surveillance</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$320,388</u>	<u>\$0</u>	<u>\$320,388</u>	<u>4.0</u>
<b>TOTAL</b>	<b>\$320,388</b>	<b>\$0</b>	<b>\$320,388</b>	<b>4.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$320,388	\$0	\$320,388	4.0
RM2 Poison center enhanced marijuana data collection	<u>0</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$320,388</b>		<b>\$320,388</b>	<b>4.0</b>
<b>Increase/(Decrease)</b>	\$0	\$0	\$0	0.0
Percentage Change	0.0%	0.0%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$667,000</b>	<b>\$0</b>	<b>\$667,000</b>	<b>4.0</b>
Request Above/(Below) Recommendation	\$346,612		\$346,612	0.0

**Oil and Gas Health Activities**

This line item was added in FY 2015-16 to provide funding for unanimous recommendation from the Oil and Gas Task Force to implement a health concern information line. The phone line is staffed by health professionals who respond to calls, and conduct an in-depth survey with the caller regarding health and environmental conditions. The professional would also map the location of the complaint. Additionally this line item supports the maintenance of a website where individuals can access information regarding the oil and gas industry by providing web-based links to information on industry practices, federal, state, and local regulations, as well as peer-reviewed health studies.

*Statutory Authority:* Section 25-1.5-105, C.R.S.

*Request:* The Department requests an appropriation of \$512,060 cash funds and 3.0 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- A reduction of \$62,147 cash funds to annualize out the first year costs of funding for the call line and website development provided through FY 2015-16 BA4 CDPHE Oil and Gas Taskforce Recommendations; and
- An increase of \$218,361 cash funds for BA3 Oil and Gas Health Risk Assessment.

*Recommendation:* Staff recommends an appropriation of \$502,771 total funds, of which \$293,699 is cash funds and \$209,072 is reappropriated funds from the Air Pollution Control Division and 3.2 FTE. The difference from the request is that the recommendation is made in accordance with the staff recommendation on BA3 Oil and Gas Health Risk Assessment to reappropriate the funds from the Air Pollution Control Division. The request is calculated in accordance with Committee policy and outlined in the following table.

<b>Disease Control and Environmental Epidemiology Division, Environmental Epidemiology, Oil and Gas Health Activities</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$355,846</u>	<u>\$0</u>	<u>\$355,846</u>	<u>\$0</u>	<u>3.0</u>
<b>TOTAL</b>	<b>\$355,846</b>	<b>\$0</b>	<b>\$355,846</b>	<b>\$0</b>	<b>3.0</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$355,846	\$0	\$355,846	\$0	3.0
BA3 Oil and gas data analysis	209,072	0	0	209,072	0.2
Annualize prior year budget actions	<u>(62,147)</u>	<u>0</u>	<u>(62,147)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$502,771</b>		<b>\$293,699</b>	<b>\$209,072</b>	<b>3.2</b>
<b>Increase/(Decrease)</b>	\$146,925	\$0	(\$62,147)	\$209,072	0.2
Percentage Change	41.3%	0.0%	(17.5%)	0.0%	6.7%

*JBC Staff Figure Setting: FY 2016-17  
Staff Working Document – Does Not Represent Committee Decision*

<b>Disease Control and Environmental Epidemiology Division, Environmental Epidemiology, Oil and Gas Health Activities</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>FTE</b>
<b>FY 2016-17 Executive Request:</b>	<b>\$512,060</b>	<b>\$0</b>	<b>\$512,060</b>	<b>\$0</b>	<b>3.0</b>
Request Above/(Below) Recommendation	\$9,289		\$218,361	(\$209,072)	(0.2)

**Retail Marijuana Health Research Grants**

This line item is being requested by the Department for FY 2016-17. This line item will provide funding for research grants that explore the health effects of marijuana use as well as Department administrative costs for monitoring of the grants.

*Statutory Authority:* Section 25-1.5-110 and 39-28.8-501 (2) (b) (IV) (H), C.R.S.

*Request:* The Department requests an appropriation of \$2,490,875 cash funds from the Marijuana Tax Cash Fund. The request is for a new appropriation in FY 2016-17.

*Recommendation:* Staff recommends an appropriation of \$343,622 cash funds from the Marijuana Tax Cash Fund and 0.3 term limited FTE in accordance with the staff recommendation on BA5 Retail Marijuana Health Research Grants. The difference from the request is that the recommendation only includes funding for the first year of grants and personal services costs allowable under Committee policy. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Disease Control and Environmental Epidemiology Division, Environmental Epidemiology, Retail Marijuana Health Research Grants</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$0	\$0	\$0	0.0
BA5 Retail marijuana health research grants	<u>343,622</u>	<u>0</u>	<u>343,622</u>	<u>0.3</u>
<b>TOTAL</b>	<b>\$343,622</b>		<b>\$343,622</b>	<b>0.3</b>
<b>Increase/(Decrease)</b>	\$343,622	\$0	\$343,622	0.3
Percentage Change	0.0%	0.0%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$2,490,875</b>	<b>\$0</b>	<b>\$2,490,875</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$2,147,253		\$2,147,253	(0.3)

**Environmental Epidemiology Federal Grants**

This line item reflects various federal grants received by the Division for a variety of disease control programs and activities.

*Statutory Authority:* Section 25-1.5-101 (1) (m) and 105, C.R.S.

*Request:* The Department requests an appropriation of \$683,103 federal funds and 5.8 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$683,103 federal funds and 5.8 FTE. The does not include an adjustment to informational funds because there were a number of adjustments to line item in FY 2015-16 (transferring funding for health data programs to a different division and implementation of the divisional indirect plan) which significant adjusted the appropriation so there isn't a clear comparison with recent actual expenditures. The recommendation is calculated in accordance with Committee policy.

**Line Items Included in the Numbers Pages for Informational Purposes Only**

**(D) Health Informational Systems**

Health Information Exchange

This line item was moved to (2) (D) in FY 2015-16 based on the consolidation of Long Bill funding for the various health data programs with the Division that administers those systems.

Electronic Health Record System

This line item was moved to (2) (D) in FY 2015-16 based on the consolidation of Long Bill funding for the various health data programs with the Division that administers those systems.

## **(9) Prevention Services Division**

This division is comprised of the following five subdivisions: Administration, Chronic Disease Prevention Programs, Primary Care Office, Family and Community Health, and Nutrition Services.

*(A) Administration* provides administrative services to the other division programs. Funding for this subdivision is from General Fund, various division cash funds, and federal funds.

*(B) Chronic Disease Prevention Programs* provide target prevention services for specific chronic diseases including: breast and cervical cancer, lung cancer, and cardiovascular and chronic pulmonary disease. This subdivision also includes oral health programs and tobacco cessation, education, and prevention programs. Funding for this subdivision includes the Prevention, Early Detection Treatment Fund and the Tobacco Education Programs Fund which receive revenue from the Amendment 35 tobacco tax; Medicaid reappropriated funds, and federal funds.

*(C) Primary Care Office* assesses the need for primary health care professionals in various parts of the state and directs incentives to qualified professionals and clinics willing to serve in areas that are short of providers. Funding for this subdivision includes General Fund, cash funds from the Tobacco Master Settlement Agreement, and federal funds.

*(D) Family and Community Health* includes the following three program areas: (1) Women's Health Programs, (2) Children and Youth Programs, and (3) Injury, Suicide, and Violence Prevention Programs. Women's Health Programs include health and family planning services for low-income women, prenatal and postpartum services, and counseling and education to low-income pregnant women and their newborns. Children and Youth Programs include the children with special needs health care program, genetics counseling for children with possible genetic disorders, and school-based health centers. Injury, Suicide and Prevention Programs include suicide and injury prevention programs. Funding for this subdivision includes General Fund, cash funds from the Newborn Screening and Genetic Counseling Cash Funds and the Marijuana Tax Cash Fund, and federal funds.

*(E) Nutrition Services* includes the Women, Infants and Children (WIC) Nutrition Program and the Child and Adult Food Care Program. WIC provides a monthly check to low-income (185.0 percent of federal poverty guidelines) women and children who are at-risk of poor nutritional outcomes. The Child and Adult Food Care Program provides reimbursement for nutritious foods to participating child care centers, Head Start programs, family day care homes, and adult day care centers. These programs are entirely federally funded.



*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Prevention Services Division</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$214,312,672	\$12,778,517	\$51,695,898	\$1,300,746	\$148,537,511	178.5
Other legislation	<u>2,525,000</u>	<u>2,525,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$216,837,672</b>	<b>\$15,303,517</b>	<b>\$51,695,898</b>	<b>\$1,300,746</b>	<b>\$148,537,511</b>	<b>178.5</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$216,837,672	\$15,303,517	\$51,695,898	\$1,300,746	\$148,537,511	178.5
R1 Family planning	2,511,135	2,511,135	0	0	0	0.0
R4 Cervical cancer eligibility expansion	0	0	0	0	0	0.0
BA1 Trusted adult campaign	925,000	0	925,000	0	0	0.0
BA4 Substance abuse prevention	7,180,497	0	7,180,497	0	0	4.5
COAHC1 Request for FY 2016-17 funding	177,755	177,755	0	0	0	0.0
Centrally appropriated line items	0	0	0	0	0	0.0
Annualize prior year budget actions	992	992	0	0	0	0.1
Annualize prior year legislation	(25,000)	(2,525,000)	2,500,000	0	0	0.0
Annualize salary survey and merit pay	91,658	49,538	42,120	0	0	0.0
Prevention, Early Detection, and Treatment Fund balance	7,738,141	0	7,738,141	0	0	0.0
Tobacco Education, Prevention, and Cessation Fund balance	1,051,983	0	1,051,983	0	0	0.0
Technical corrections to departmental indirects	0	0	0	0	0	0.0
Informational funds adjustment	(7,653,470)	0	0	0	(7,653,470)	10.2
Amendment 35 revenue adjustment	(498,950)	0	(498,950)	0	0	0.0
(9) (B) CDCP administration base adjustment	(305,656)	0	(305,656)	0	0	0.0
School-Based Health Centers base adjustment	<u>(188,539)</u>	<u>(188,539)</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$227,843,218</b>	<b>\$15,329,398</b>	<b>\$70,329,033</b>	<b>\$1,300,746</b>	<b>\$140,884,041</b>	<b>193.3</b>
<b>Increase/(Decrease)</b>	\$11,005,546	\$25,881	\$18,633,135	\$0	(\$7,653,470)	14.8
Percentage Change	5.1%	0.2%	36.0%	0.0%	(5.2%)	8.3%
<b>FY 2016-17 Executive Request:</b>	<b>\$229,461,923</b>	<b>\$15,764,182</b>	<b>\$63,859,484</b>	<b>\$1,300,746</b>	<b>\$148,537,511</b>	<b>182.6</b>
Request Above/(Below) Recommendation	\$1,618,705	\$434,784	(\$6,469,549)	\$0	\$7,653,470	(10.7)

## **DECISION ITEMS - PREVENTION SERVICES DIVISION**

### **➔ R1 Family Planning Purchase of Services Increase**

*Request:* The Department requests \$2,511,135 General Fund to expand the Family Planning Program with goal of reducing the frequency and rate of unintended pregnancy.

*Recommendation:* Staff recommends the Committee approve the request. The Family Planning Program has demonstrated success in reducing Colorado's unintended pregnancy rate by increasing access to family planning services.

*Analysis:* Providing contraception services produces cost savings for state and federal government agencies. By allowing for men and women to access services through family planning providers, more individuals obtain contraceptives. This reduces the number of unintended pregnancies. Lowering the number of unintended pregnancies avoids Medicaid costs for prenatal and delivery services, Nurse Home Visitor Program service costs, and costs associated with services provided by the federally funded Women, Infant and Children Program. There are also long-term opportunity costs of unintended pregnancies including, but not limited to, lost educational opportunities, lower employment wages for the mother, and increased reliance for a longer duration on state and federal social services.

The Department estimates that the requested funding will enable approximately 6,216 clients to access family planning services. This will result in an estimated 771 avoided unintended pregnancies. The requests estimates that each unintended pregnancy costs Medicaid \$11,176 as compared to the an average cost of \$404 for family planning services for one individual per year. Therefore, if all of the 771 women with unintended pregnancies are eligible for Medicaid, the avoided costs if this decision item is funded would be estimated to be \$25.9 million Medicaid costs, of which \$13.2 million is General Fund.

### **➔ R4 Cervical Cancer Eligibility Expansion**

*Request:* The Department of Public Health and Environment and the Department of Health Care Policy and Financing request permission to expand the age of women eligible for cervical cancer screenings through the Breast and Cervical Cancer Program from the current 40 to 64 years old to 21 to 64 years old.

*Recommendation:* Staff recommends the Committee approve the request because the Department of Health Care Policy and Financing has sufficient funds to cover increased treatment costs and there is no cost increase to the Department of Public Health and Environment to make this change.

*Analysis:* There are two components to the Breast and Cervical Cancer Program: the screening component in the Department of Public Health and Environment and the treatment component in the Department of Health Care Policy and Financing. The screening component is called the Breast and Cervical Cancer Screening Program, also known as the Women's Wellness Connect. The treatment component is called the Breast and Cervical Cancer Treatment Program.

Current eligibility criteria for women to be screened through the Breast and Cervical Cancer Program (Women's Wellness Connection) include women who are 40-64 years of age, have a family income at or below 250 percent of the Federal Poverty Level, are lawfully present in the United States pursuant to Section 24-76.5-101, C.R.S., and have no health insurance or are underinsured.

#### Funds for Screening

Prior to the passage of H.B. 14-1045 (Breast and Cervical Cancer Treatment) a portion of Amendment 35 dollars supported both the screening and the treatment components of the Breast and Cervical Cancer Program. House Bill 14-1045 eliminated the transfer of approximately \$950,000 cash funds from the screening component to the treatment component, thus providing the screening component with an additional \$950,000 to pay for screenings. House Bill 14-1045 funded the treatment program with cash funds from the Breast and Cervical Cancer Prevention and Treatment Fund and federal funds. The Breast and Cervical Cancer Prevention and Treatment Fund which receives revenue from a \$25 surcharge on breast cancer awareness special license plates, and interest accrued by the Tobacco Litigation Settlement Trust Fund, pursuant to Section 24-22-115(1)(a), C.R.S. Therefore this request does not increase expenditures in the Department of Public Health and Environment because the Department of Public Health and Environment already has adequate spending authority and revenue to support the increased screenings.

If the age for eligibility is expanded, an estimated 2,681 additional women will be screened each year, of which 54 will require treatment. The average cost of treatment ranges from \$3,390 to \$14,081 per individual depending on the diagnosis. Based on the projected treatment costs the Treatment Program appropriation will need to increase by an estimated \$291,582 total funds, of which \$107,119 is cash funds and \$184,409 is federal Medicaid funds. The average cost of treatment ranges from \$3,390 to \$14,081 per individual. Therefore, since this request would use existing funding for screening, enable more women to be screened, and the associated treatment costs can be covered by existing revenue sources, staff recommends the request.

#### **➔ BA1 Trusted Adult Campaign**

*Request:* The Department requests \$2,375,000 cash funds from the Marijuana Tax Cash Fund to implement an information campaign targeted at trusted adults and youth designed to prevent underage marijuana use or abuse.

*Recommendation:* Staff recommends an appropriation of \$925,000 cash funds from the Marijuana Tax Cash Fund to supplement the existing ongoing campaign working to prevent use of marijuana amount youth.

*Analysis:* The existing public awareness campaign was created and initially funded in S.B. 15-215 (Disposition of Legal marijuana Related Revenue). The campaign was comprised of a short term and long term education campaign. The short term education campaign was designed to:

- Publicize the positive and negative effects of marijuana and facts about the law;
- Coordinate all information targeted to youth; and
- Create a website to serve as the central information point on health effects of marijuana and the law, and implement a marketing campaign to tell the public about the website.

The short term education campaign repeats on July 1, 2016.

The long term prevention campaign was created to primarily use television ads to prevent the use of marijuana and to address the following issues: abuse of marijuana, youth access, second hand smoke exposure, impaired driving, safety of edibles, and the use by pregnant or nursing women. The following is a summary of how the Department is proposing to use the existing FY 2016-17 funding of \$4,650,000 cash funds from the Marijuana Tax Cash Fund for the long term campaign:

- \$55,000 for surveillance/data collection and monitoring of marijuana exposures in the state, particularly among pregnant or breastfeeding women;
- \$373,000 for community-level grants, including outreach in Spanish to extend the reach of the "Marihuana en Colorado" Spanish education campaign.
- \$200,000 to implement the third year of evaluation strategies to assess the impact of all education and public awareness efforts.
- \$60,250 for trainings on healthy youth development and other prevention and education information for local schools, public health agencies, prevention coalitions and interest groups. This includes related materials, production, and translation.
- \$3,592,000 for the development and execution of Section 25-3.5-1004, C.R.S., targeting high risk groups with prevention and education messages, including:
  - Prevent use among youth: \$1,450,000 - The "What's Next" campaign will continue to engage youth on social media through outreach to key audiences through pre-roll videos on channels such as YouTube.
  - Spanish-language campaigns: \$575,000 - The Department also released a culturally relevant Spanish-language campaign, "Marihuana en Colorado".

- Users: \$1,000,000 - Beginning Spring 2015, The Department provided point-of-sale materials to marijuana retailers using the Good to Know platform, educating on risks like unsafe storage and the over-consumption of edibles.
- Universal Symbol: \$367,000 - Recent changes in the Department of Revenue regulations to the universal symbol require public education on the symbol in English and Spanish so that Colorado residents and tourists understand its significance to warn that a product contains marijuana.
- Pregnancy/breastfeeding: \$200,000 - This campaign, launching June 2016, will address the potential health effects of marijuana use while pregnant or breastfeeding.
- \$369,750 to support the 3.7 FTE staff implementing all of the above work as outlined in Section 25-3.5-1003 through 1007, C.R.S.

The Department has indicated that evaluation of on-going prevention campaigns, such as the Spanish language campaign, youth prevention campaign, and outreach to users, is ongoing. Research on the impact of the original Good to Know campaign shows that Colorado adults increased knowledge of key retail marijuana laws by 11.0 percent from pre-to-post campaign.

The Department is requesting funding for a campaign targeting parents, teachers, and other trusted adults that was launched over the summer of 2015. The Department indicated they do not have sufficient fund to make the campaign highly visible across the state, so the Department has submitted this request. The request argues that teachers and schools lack effective health education information and curricula to educate adults about marijuana use now that it is legal for adults in this state. All effective health education resources are based on classifying marijuana as an illicit drug which it no longer is in Colorado.

The Department cited statistical data for the 2013 Healthy Kids Colorado Survey which indicates marijuana use is significantly lower among students that believe they have a parent, teacher, or other adult that they can talk to about problems in their lives. Only 16.6 percent of teens that say they can talk to their parents about a personal problem use marijuana, versus 28.9 percent of teens using marijuana that do not talk to their parents.

The Department makes a reasonable argument that the best way to educate adults and youth is by using multiple methods at the same time (i.e. targeting youth, parents, and teachers through social media, school, and television). Staff is concerned that the way the ongoing campaign is being structured may not provide the flexibility for the campaign to adapt to new situations. If the campaign is not flexible it increases the likelihood the Department will request funding every time a new target audience is identified and the Department wishes to expand the ongoing campaign. The Department launched the Trusted Adult Campaign without first asking for additional funding and used existing funding to do so, which indicates there are funds in the existing appropriation for the public awareness campaign that can be used to continue the Trusted Adult Campaign. Staff's recommendation is intended to provide the Department with moderate resources to expand the existing \$1,450,000 cash funds that is being spent on preventing youth use of marijuana to include trusted adults.

Lastly, staff will note the staffing recommendation on BA4 Substance Abuse Prevention will provide funding directly to local public health agencies and communities to enable them to implement evidence-based programs and strategies to effectively reduce and prevent substance use by youth at a local level. This can include educating trusted adults about how to communicate with youth about marijuana use.

**➔ BA4 Substance Abuse Prevention**

*Request:* The Department requests \$7,244,087 cash funds from the Marijuana Tax Cash Fund and 4.0 FTE to implement the Communities That Care model in 45 communities in Colorado. Note the request includes transferring the funding for 2.0 FTE from federal funds to the Marijuana Tax Cash Fund.

*Recommendation:* Staff recommends an appropriation of \$7,204,555 cash funds from the Marijuana Tax Cash Fund. The recommendation consists of:

- \$52,885 cash funds and 1.0 FTE to the (9) (A) Administration, Program Costs line item;
- \$397,612 cash funds and 4.5 FTE to the new Substance Abuse Grants Program Costs line item;
- \$5,980,000 cash funds to the new Substance Abuse Grants line item
- \$750,000 cash funds for program implementation evaluation and training; and
- \$24,058 cash funds to the centrally appropriated line items in the Executive Director's Office.

Staff is recommending the appropriations be placed in two separate line items: one titled Substance Abuse Prevention Program Costs, and the second line item titled Substance Abuse Prevention Grants. The recommendation for the line items aligns with how programs costs and grant funds are awarded for the Department's other large grant programs like the Tobacco Education, Prevention, and Cessation Grant Program. The recommendation is summarized in the following table which also includes a comparison to the request.

<b>BA4 Request and Recommendation Comparison</b>			
	<b>Request</b>	<b>Recommendation</b>	<b>Difference from Request</b>
<b>Administration</b>			
Personal Services	\$65,428	\$52,885	(\$12,543)
FTE	1.0	0.0	(1.0)
<b>Substance Abuse Program Costs</b>			
FTE	0.0	4.5	4.5
<b>Substance Abuse Grants</b>			
	7,178,659	6,730,000	(448,659)
FTE	3.0	0.0	(3.0)
Centrally Appropriated Costs	0	24,058	24,058
<b>Total</b>	<b>\$7,244,087</b>	<b>\$7,204,555</b>	<b>(\$39,532)</b>
<b>FTE</b>	<b>4.0</b>	<b>4.5</b>	<b>0.5</b>

Lastly, staff recommends a technical name change to sub subdivision (9) (D) (3) to better reflect what types of programs are funded in the sub subdivision: ***Injury and Violence Prevention - Mental Health Promotion***.

*Analysis:*

Communities that Care Model<sup>2</sup>

Communities That Care (CTC) is a community and stakeholder organizing platform that helps community leaders scientifically identify problems within their community and address them through the installation of one or more proven practices. The Communities That Care model is designed to help community stakeholders and decision makers understand and apply information about risk and protective factors, in conjunction with educating stakeholders on programs that have proven to make a difference in promoting healthy and positive youth development.

Although the implementation of CTC may vary slightly depending on any number of aspects, all CTC models are community-based and follow the same five-phase process:

- **Get Started:** Community leaders assess community readiness to undertake collaborative prevention efforts;
- **Get Organized:** Get a commitment to the CTC process from community leaders and form a diverse and representative prevention coalition;
- **Develop a Profile:** Use epidemiologic data to assess prevention needs;
- **Create a Plan:** Choose tested and effective prevention policies, practices, and programs based on assessment data; and
- **Implement and Evaluate:** Implement the new strategies with fidelity, in a manner congruent with the program's theory, content, and methods of delivery, and evaluate progress over time.

Generally this process will take between two to three years, with the first year (steps 1–3) focused on identifying and training stakeholders, building group consensus, and assessing community needs and risk factors. The next two years (steps 3-5) are generally dedicated to deciding what type of program to adopt, implementing it, and collecting evaluation data.

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<sup>2</sup> Information from The National Criminal Justice Association Center for Justice Planning, <http://www.ncjp.org/content/evidence-based-practices-case-study-communities-care-model>.

### Goals of the Request

The implementation of the Communities that Care model will work to achieve the following three goals of the Department and other state agencies:

- The Department, the Governor’s Office of Marijuana Coordination, and other state agencies established a statewide goal for youth marijuana prevention: to hold steady the rate of high school students in 2013 that reported past 30-day marijuana use at 19.7 percent, prior to retail marijuana commercialization.
- The Colorado Consortium for Prescription Drug Abuse Prevention and other state agencies have established a statewide goal for prescription drug abuse prevention: to reduce the percent of Coloradans that self-report nonmedical opioid (prescription drug) use from 5.08 to 3.5 percent in 2018.
- The Department has worked closely with the Colorado Department of Human Services, Office of Behavioral Health (OBH) and other state agencies to coordinate prevention activities toward achieving a goal to reduce 30 day alcohol use among high school students by 5 percent from a baseline of 31 percent (2013 Healthy Kids Colorado Survey).

### FTE Request

The request is for 4.0 new FTE who will provide statewide training, technical assistance, and subject matter expertise in strategies that prevent substance abuse and in contract monitoring. Subject matter expertise includes:

- Health equity promotion strategies that align with the Department’s Office of Health Equity recommendations;
- Implementation of a regional positive youth development training system, aligned with the Colorado Statewide Youth Development Plan; and
- Evaluation contract oversight with a university, and assistance with local evaluation plan development to assess the impact of policy and environmental change strategies.

Each FTE will oversee eleven to twelve contracts, which is in line with the recommendation that 1.0 FTE oversee ten grants. These four staff will work to ensure that effective strategies are implemented to address and prevent substance abuse in local communities. Therefore staff recommends these 4.0 FTE.

The request includes an additional 1.5 FTE, of which 0.5 FTE will supervise the 4.0 new FTE, provide budget compliance, and assist with report writing. The 0.5 FTE will collaborate with the Colorado Consortium for Prescription Drug Abuse Prevention and the Department of Human Services Office of Behavioral Health. The 1.0 FTE will manage the administrative and business functions associated with the substance abuse grants, including reviewing monthly invoices and payment processes. Both of these FTE are currently working on federally funded projects and will, if the request is approved, start working on the substance abuse grants in FY 2016-17. The



conversion of these FTE does not violate the prohibition on back filling federal dollars because the substance abuse grants are a new program. Staff recommends these FTE because it is important to ensure there are proper payments for services and alignment with the work of other programs.

Lastly, the request includes another 0.5 FTE for administrative support to execute all program activities, track technical assistance requests, plan events, manage trainings, and process reports. There are two other large grant programs, the Tobacco Education, Prevention, and Cessation Program (approximately \$23.0 million) and the Cancer, Chronic Disease Prevention Program (approximately \$13.0 million) which are limited to 5.0 percent in administrative costs. With the FTE requested for the substance abuse grants, the administrative percentage for this program would be 7.4 percent. If the larger grant programs have been able to operate within the 5.0 percent limit and are larger than the request program, staff recommends the Substance Abuse Grants be held to a similar standard. Staff recommendation is to deny this 0.5 FTE. Even with the recommendation to deny the 0.5 FTE, the administrative costs for the Substance Abuse Program will be 7.0 percent.

#### Request for Contractor Costs

The request includes \$750,000 for an interagency agreement with University Partners for training, technical assistance and evaluation of implementation of the strategies. This request is broken into two components: \$383,000 for program evaluation and \$367,000 for CTC model training and coaching. The following is a discussion of each component.

#### *Program Evaluation*

The Center for Disease Control's evaluation framework encourages conducting evaluations that are timed strategically to provide necessary feedback. Initiating evaluation questions, processes, and tools and establishing a baseline makes it possible to guide program activities toward the evaluation closely with program practice. An effective evaluation clarifies the steps needed to assess the processes and outcomes of a program. Depending on the results of the evaluation, it can be used to highlight program goals over time, clarify measurable program objectives, and link program activities to intended outcomes. The Department indicates this project will require strategic evaluation questions, tools, baseline assessments, and guidance from a professional program evaluation consultant external to the Department that will implement an evaluation across all 45 funded communities. Since evaluation of implementation of the Communities that Care model as it is occurring will assist in identifying any issues before they become substantial problem, staff recommends this component of the request.

#### *CTC Model Training and Coaching Needs*

The researched outcomes of Communities that Care Model were the result of a system that included six high-quality training events delivered by certified trainers, the hiring and retention of skillful coordinators, locally selected and community based, and high-quality technical assistance and coaching from university research staff. The Center for Substance Abuse Prevention (CSAP), within the Substance Abuse and Mental Health Services Administration (SAMHSA) under the U.S. Department of Health and Humans Services, bought the intellectual property rights to the entire program in 2005. Trainings and technical assistance are available to

states free of charge through SAMSHA.<sup>3</sup> The free CTC training manuals are only one aspect of this system. There is currently no evidence that community use of those manuals alone, without training and capacity building coaching, will produce results.

In 2013, the University of Washington Center for Communities That Care updated and embedded all the CTC training content into a web-streamed training system consisting of 120 two-five minute videos, slides, activities and instructions with downloadable supporting materials. This new training system gives the facilitator the training and resources to facilitate the implementation process through ongoing proactive coaching three times per month provided by the University of Washington. This system is recommended by researchers because it builds local capacity to install and sustain CTC over the long term as a system of continuous improvement. By providing materials that can be viewed at will by local coalition members and community leaders, the new CTC training system allows those who miss workshops to stay current with content and promotes the effectiveness of new coalition members in understanding and applying the CTC system. Additionally, by training Department staff as CTC coaches, those staff can train future CTC facilitators in local communities. This sustainable model will also result in significant cost savings over time. This contract will reduce by approximately 40.0 percent for the second year, and by an additional 50.0 percent for the third year. Since this funding will provide for a basis of understanding and establishment of a sustain training model, staff recommends this component of the request.

#### Line Item Recommendation

The recommendation for two separate line items has two purposes: the first is to treat the Substance Abuse Prevention Grant Program similar to how the other large grant programs in the Department are treated. Secondly, separating out the program costs of the program ensures that the Department is not using grant funds for administrative expenses and ensures that the funds appropriated for grants are used for grants.



#### **COAHC1 - Commission on Affordable Health Care FY 2016-17 Request**

*Request:* The Commission on Affordable Health Care requests an appropriation of \$424,000 General Fund for FY 2016-17. The Commission on Affordable Health Care did not receive an appropriation in FY 2015-16.

*Recommendation:* Staff recommends an appropriation of \$177,755 General Fund so the Commission can complete their statutorily required work, and a statutory change to Section 25-46-105 (1) (b), C.R.S. to remove the continuous spending authority of the Commission on Affordable Health Care Cash Fund. The table below summarizes the recommendation as compared to the request.

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<sup>3</sup> Information from The National Criminal Justice Association Center for Justice Planning, <http://www.ncjp.org/content/evidence-based-practices-case-study-communities-care-model>.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Commission on Affordable Health Care Fiscal Year 2016-2017 Budget Request</b>			
<b>Purpose</b>	<b>Request</b>	<b>Recommendation</b>	<b>Difference from Request</b>
Legal services	\$11,000	\$9,000	(\$2,000)
Contract personal services			
Keystone Group	160,000	65,076	(94,924)
Colorado Health Institute	124,000	93,000	(31,000)
Public meetings	50,000	7,800	(42,200)
Statewide outreach meetings	3,000	7,020	4,020
Contract personal services	337,000	172,896	(164,104)
Mileage and travel reimbursements	8,000	2,800	(5,200)
Ready Talk communication and outreach technology	7,000	3,700	(3,300)
Portable sound amplification technology	1,000	0	(1,000)
Speakers and educators on health care costs	10,000	3,000	(7,000)
Data purchases	<u>50,000</u>	<u>0</u>	<u>(50,000)</u>
Total Expenditures	\$424,000	\$191,396	(\$232,604)
Less Available Funds from FY 2015-16		(13,641)	
<b>Appropriation</b>	<b>\$424,000</b>	<b>\$177,755</b>	<b>(\$246,245)</b>

*Analysis:* The Commission's request was broken down into the line item shown in the above table. The following is a discussion of each line item and the explanation for the staff recommendation.

Legal Services

Legal services will be used if there is determined to be a need for legal reviews of proposed recommendations and if Commissioners request an opinion on an issue. Examples of when legal services could be required include: if a contract modification is required to reduce expenditures or address performance issues; if the Commission finds there is the need for additional consulting capability, legal services would be required to create and review the contract; payment to the Attorney General's Office for a legal support regarding the Commission's ability to go into executive session; and review of the Commission's annual reports if there are items in the reports which could cause legal issues.

Based on the Commission's projected budget, the Commission anticipates spending \$9,000 on legal service costs. This is different than the Commission's request for \$11,000 for legal services. Therefore, staff recommends \$9,000 for legal services based on the Commission's budget.

### Contract Personal Services

Contract personal services include contracts with the Keystone Group and Colorado Health Foundation.

- The Keystone Group's contract is for approximately \$160,000 to provide monthly meeting support, maintenance of the Commission's website, staffing of any committees or work groups created by the Commission, preparation of the annual reports, and to serve as a liaison between the Commission, elected officials, and legal counsel. Staff is concerned with the cost of this component of the Commission's budget. The Regional Center Task Force was able to complete its work by spending \$97,615 for facilitation costs (\$5,423 per month), which included preparation of annual reports and staffing of subcommittees. Since this is the third year of the Commission, staff is recommending an appropriation of \$65,076 for this purpose based on the average monthly cost of the facilitation of the Regional Center Task Force.
- An estimated \$50,000 funds will be for ten public stakeholder workgroups that will assist the Commission with assembly and deliberation of legislative recommendations. The average cost of meetings based on the Commission request is \$5,000 per meeting. Based on the original February 2015 Commission budget the average cost for meeting support was \$780 per meeting. Therefore the recommendation is based on an average meeting cost of \$780 for a total of \$7,800.
- An estimated \$3,000 for statutorily required statewide outreach meetings based on the cost of those meetings in FY 2014-15. The Commission indicated they are anticipating nine outreach meetings in FY 2016-17, therefore at an average cost of \$780 per meeting, staff recommends an appropriation of \$7,020.
- An estimated \$124,000 for the Colorado Health Institute to research existing articles, speakers, and publications which relate to the Commission's work. Additionally the Colorado Health Institute will identify work currently being done by various state agencies on health care costs and any prior efforts and associated results of work done in Colorado to address health care costs. This item has been in the Commission's budget for three years, and staff acknowledges the importance of knowing what has been done in the past. Staff is concerned with the high price of this service, and because the funding has been in the Commission's budget for the past two years, and the Commission sunsets at the end of FY 2016-17 staff recommends an appropriation of \$93,000. This recommendation is equal to three fourths of the request and allows the data to be collected for nine months, giving the Commission three months to analyze the data before the final report is due.

Mileage and travel reimbursement funds will be used to reimburse members for mileage and travel costs incurred through the performance of Commission business pursuant to Section 25-46-103 (3), C.R.S. Based on the amount projected for FY 2015-16, staff recommends an appropriation of \$2,700 for this purpose.

Ready Talk communication and outreach technology funds will be used for regular Commission meetings and during the second round of congressional district meetings. Ready Talk is the brand of web-based conferencing that the Commission has opted to use for communication and meetings. Based on the amount projected for FY 2015-16, staff recommends an appropriation of \$3,700 for this purpose.

Portable sound amplification technology funds will be used for the acquisition of portable sound amplification technology to enable the audience to hear the Commission's which during meetings. The Commission has received feedback from audience members that it is difficult to hear Commission members. Staff does not recommend this request because it is the role of the facilitator of the Commission to ensure there is appropriate communication technology available at the meetings.

Funds for speakers and educators on health care costs will be used for travel expenses for identified experts in areas of health care cost containment that come to speak to the Commission. The Commission has identified six potential speakers and each would require an honorarium and/or travel expenses reimbursement. Staff recommends an appropriation of \$3,000 for this purpose based on the estimated cost of speakers.

Data purchase funds are a placeholder pending a decision on a scholarship application for the cost of data purchases. The Commission has not received funds through the scholarship to purchase data from the All Payer Claims Database through the Center for Improving Value in Health Care. Staff does not recommend this request because the Commission should be exploring other venues than State General Fund dollars to complete their work.

#### Legislative Recommendation

Staff is recommending the Committee sponsor legislation to remove the continuous spending authority from the Commission on Affordable Health Care Cash Fund in order to provide the General Assembly with more transparency on how the funds are being spent. While the Commission does sunset at the end of FY 2016-17, the Commission's expenditure variances from year to year of the Commission are concerning. In FY 2014-15, the Commission expended approximately \$85,000 of the original appropriation, and is projecting to expend \$315,000 of the appropriation in FY 2015-16. Removing the continuous spending authority will provide the Commission with clear direction for how the General Assembly intended the funds to be spent.



#### **Division Footnotes**

#### **Family Planning Footnote**

Based on the historical decisions of the General Assembly, staff recommends the following footnote be continued to reiterate existing language in the State Constitution. The language in the footnote is redundant of the prohibition located in Section 50 of Article 5 of the State Constitution and in Section 26-4-512, C.R.S. The Colorado State Constitution trumps any footnote language in the Long Bill and the footnote does not provide any additional direction to the Department.

Department of Public Health and Environment, Prevention Services Division, Family and Community Health, Women's Health, Family Planning Program Administration; Family Planning Purchase of Services; and Family Planning Federal Grants -- 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.

**Transfer to Health Disparities Program Fund Line Footnote**

Staff recommends the following footnote be continued to enable the transfer of 3.2 percent of Amendment 35 revenue to the Health Disparities Program Fund regardless of the Long Bill appropriation. Statute and the constitution require that 3.2 percent of Amendment 35 revenue created to the Prevention, Early Detection, and Treatment Fund be transferred to the Health Disparities Program Fund. Without the flexibility to increase the transfer above the appropriation if actual revenue is higher than the appropriation, the Department would either violate the Constitution by not transferring 3.2 percent or the Long Bill by exceeding the appropriation.

Department of Public Health and Environment, Prevention Services Division, Chronic Disease Prevention Programs, Transfer to Health Disparities Program Fund – It is the intent of the General Assembly that if actual Amendment 35 revenues are higher than the appropriation, the transfer to the Health Disparities Program Fund of 3.2 percent of Amendment 35 revenue be increased by a like amount.

**School-based Health Centers Footnote**

Staff recommends the footnote be continued on the School-based Health Centers line item to continue expressing the General Assembly's intent for how the funds are used.

Department of Public Health and Environment, Prevention Services Division, Family and Community Health, Children and Youth Health, School-based Health Centers -- It is the intent of the General Assembly that the appropriation be used for the purpose of assisting the establishment, expansion, and ongoing operations of school-based health centers in Colorado.

## LINE ITEM DETAIL – PREVENTION SERVICES DIVISION

### (A) Administration

#### Administration

This line item funds the staff and associated operating expenses for those the general administration and oversight of the Programs within this division.

*Statutory Authority:* Sections 25-1-107 (f) (1) and 24-22-117, C.R.S.

*Request:* The Department requests an appropriation of \$2,588,305 total funds, of which \$397,608 is General Fund and 31.7 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- An increase for the annualization of the FY 2015-16 salary survey and merit pay; and
- An increase of \$65,428 and 1.0 FTE for BA4 Substance Abuse Prevention.

*Recommendation:* Staff recommends an appropriation of \$2,666,055 total funds, of which \$397,608 is General Fund and 31.7 FTE. The difference from the request is

- An increase of \$52,885 cash funds for BA4 Substance Abuse Prevention, the recommendation does not include the centrally appropriated costs for the FTE. Additionally since there is an existing federal FTE that will be replaced by the cash funded FTE the net FET impact is zero FTE; and
- An increase of \$24,865 for technical adjustments related to the departmental indirect cost plan that was implemented in FY 2015-16.

The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Prevention Services Division, Administration, Administration</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	<u>\$2,540,611</u>	<u>\$370,956</u>	<u>\$512,436</u>	<u>\$15,020</u>	<u>\$1,642,199</u>	<u>31.7</u>
<b>TOTAL</b>	<b>\$2,540,611</b>	<b>\$370,956</b>	<b>\$512,436</b>	<b>\$15,020</b>	<b>\$1,642,199</b>	<b>31.7</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$2,540,611	\$370,956	\$512,436	\$15,020	\$1,642,199	31.7
BA4 Substance abuse prevention	52,885	0	52,885	0	0	0.0
Annualize salary survey and merit pay	47,694	26,652	21,042	0	0	0.0
Technical corrections to departmental indirects	<u>24,865</u>	<u>0</u>	<u>24,865</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$2,666,055</b>	<b>\$397,608</b>	<b>\$611,228</b>	<b>\$15,020</b>	<b>\$1,642,199</b>	<b>31.7</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Prevention Services Division, Administration, Administration</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>Increase/(Decrease)</b>	\$125,444	\$26,652	\$98,792	\$0	\$0	0.0
Percentage Change	4.9%	7.2%	19.3%	0.0%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$2,653,733</b>	<b>\$397,608</b>	<b>\$598,906</b>	<b>\$15,020</b>	<b>\$1,642,199</b>	<b>32.7</b>
Request Above/(Below) Recommendation	(\$12,322)	\$0	(\$12,322)	\$0	\$0	1.0

Transfer to the Colorado Commission on Affordable Health Care Cash Fund

This line item was added by S.B. 14-200 (Colorado Commission Affordable Health Care) to pay for expenses incurred by the Colorado Commission on Affordable Health Care. The bill included an appropriation of \$400,000 General Fund to the Colorado Commission on Affordable Health Care Cash Fund (Fund) for FY 2015-16. The Fund, pursuant to Section 25-46-105 (1) (a) is continuously appropriated to the Commission.

*Statutory Authority:* Section 25-46-104 and 105, C.R.S.

*Request:* The Commission on Affordable Health Care requests an appropriation of \$424,000 General Fund.

*Recommendation:* Staff recommends an appropriation of \$177,755 General Fund pursuant to the recommendation on the request from the Commission on Affordable Health Care. The recommendation is calculated in accordance to Committee policy and outlined in the following table.

<b>Prevention Services Division, Administration, Colorado Commission on Affordable Health Care</b>			
	<b>Total Funds</b>	<b>General Fund</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>			
Other legislation	\$25,000	\$25,000	0.0
SB 15-234 (Long Bill)	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$25,000</b>	<b>\$25,000</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>			
FY 2015-16 Appropriation	\$25,000	\$25,000	0.0
COAHC1 Request for FY 2016-17 funding	177,755	177,755	0.0
Annualize prior year legislation	<u>(25,000)</u>	<u>(25,000)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$177,755</b>	<b>\$177,755</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$152,755	\$152,755	0.0
Percentage Change	611.0%	611.0%	0.0%



*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

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<b>Prevention Services Division, Administration, Colorado Commission on Affordable Health Care</b>			
	<b>Total Funds</b>	<b>General Fund</b>	<b>FTE</b>
<b>FY 2016-17 Executive Request:</b>	<b>\$424,000</b>	<b>\$424,000</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$246,245	\$246,245	0.0

**Indirect Cost Assessment**

*Request:* The Department requests and appropriation of \$4,789,500 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommendation for indirect costs is pending Committee action on outstanding centrally appropriated line items. Staff requests permission to adjust the line based on final Committee action on centrally appropriated line items

**(B) Chronic Disease Prevention Programs**

**Transfer to the Health Disparities Cash Fund**

The funding in this line item is reappropriated to the Health Disparities Grant Program Fund, and used for the administration costs and grants issued by the Office of Health Disparities. This line item equals 15.0 percent of the Amendment 35 dollars deposited into the Prevention, Detection, and Early Treatment Fund pursuant to Section 24-22-117 (d) (III), C.R.S.

*Statutory Authority:* Section 24-22-117 (d) (III), C.R.S.

*Request:* The Department requests an appropriation of \$3,420,744 cash funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$3,389,040 cash funds in accordance with the Committee approved distribution of Amendment 35 revenues. The recommendation is calculated in accordance with Committee policy and outlined in the following table. Staff requests permission to adjust the line if the March 2016 Legislative Council Amendment 35 revenue forecast is higher than the December 2015 forecast.

<b>Prevention Services Division, Chronic Disease Prevention Programs, Transfer to the Health Disparities Grant Program Fund</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$3,420,744</u>	<u>\$0</u>	<u>\$3,420,744</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$3,420,744</b>	<b>\$0</b>	<b>\$3,420,744</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$3,420,744	\$0	\$3,420,744	0.0
Amendment 35 revenue adjustment	<u>(31,704)</u>	<u>0</u>	<u>(31,704)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$3,389,040</b>		<b>\$3,389,040</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$31,704)	\$0	(\$31,704)	0.0
Percentage Change	(0.9%)	0.0%	(0.9%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$3,420,744</b>	<b>\$0</b>	<b>\$3,420,744</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$31,704		\$31,704	0.0

**Chronic Disease and Cancer Prevention Grants Program**

The grants issued by the cancer prevention grants program focus on the research and treatment of the six most common forms of cancer: breast, cervical, colon, lung, prostate, and skin. Chronic disease prevention programs implement activities in accordance with guidance from the federal Centers for Disease Control. Both programs have statewide strategic plans, develop a disease report, and partner with coalitions or advisory groups to extend the reach of the programs.

*Statutory Authority:* Cite the relevant statute or statutes.

*Request:* The Department requests an appropriation of \$4,892,403 total funds and 27.1 FTE. The request does not include any changes from the FY 2015-16 appropriation. The request does not include an increase for the annualization of FY 2015-16 salary survey and merit pay because all FTE in this line item are paid for with federal funds.

*Recommendation:* Staff recommends an appropriation of \$5,808,400 federal funds and 37.3 FTE. The recommendation includes the following differences from the request:

- A reduction of \$305,656 cash funds from gifts, grants, and donations because the Program did not receive any donations in the most recent actual fiscal year; and
- An increase of \$1,221,653 federal funds appropriated for informational purposes.

The recommendation is calculated in accordance with Committee policy and outlined in the table below.

<b>Prevention Services Division, Chronic Disease Prevention Programs, Chronic Disease and Cancer Prevention Grants</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$4,892,403</u>	<u>\$0</u>	<u>\$305,656</u>	<u>\$4,586,747</u>	<u>27.1</u>
<b>TOTAL</b>	<b>\$4,892,403</b>	<b>\$0</b>	<b>\$305,656</b>	<b>\$4,586,747</b>	<b>27.1</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$4,892,403	\$0	\$305,656	\$4,586,747	27.1
Informational funds adjustment	1,221,653	0	0	1,221,653	10.2
(9) (B) CDCP administration base adjustment	<u>(305,656)</u>	<u>0</u>	<u>(305,656)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$5,808,400</b>		<b>\$0</b>	<b>\$5,808,400</b>	<b>37.3</b>
<b>Increase/(Decrease)</b>	\$915,997	\$0	(\$305,656)	\$1,221,653	10.2
Percentage Change	18.7%	0.0%	(100.0%)	26.6%	37.6%
<b>FY 2016-17 Executive Request:</b>	<b>\$4,892,403</b>	<b>\$0</b>	<b>\$305,656</b>	<b>\$4,586,747</b>	<b>27.1</b>
Request Above/(Below) Recommendation	(\$915,997)		\$305,656	(\$1,221,653)	(10.2)

**Breast and Cervical Cancer Screening**

There are two parts to the Breast and Cervical Cancer Program:

- The screening program with this Department, which provides free breast and cervical cancer screenings through the Women's Wellness Connection run by this Department; and
- The treatment program run by the Department of Health Care Policy and Financing for women who are screen and found to have breast or cervical cancer

The Women's Wellness Connection provides free breast and cervical cancer screening and diagnostic services to low income (less than 250.0 percent of the federal poverty level) women age 40 and older at over 100 sites statewide through contracts with 44 local health and community agencies. Local community coordinators, coalition volunteers, and outreach workers provide education to women about the importance of regular screening and early detection of breast and cervical cancer. The program also conducts education and recruitment activities for eligible health professionals.

*Statutory Authority:* Section 25-4-1501 through 1505, C.R.S.

*Request:* The Department requests an appropriation of \$7,797,188 total funds, of which \$4,428,367 is cash funds from Amendment 35 revenues and 7.2 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- A zero change for R4 Cervical Cancer Screening age eligibility expansion; and
- An increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$7,037,741 total funds, of which \$4,383,841 is cash funds from Amendment 35 revenue and 8.1 FTE. The recommendation includes the following changes from the FY 2015-16 appropriation:

- A reduction of \$44,526 cash funds based on the December 2014 Amendment 35 revenue forecast;
- A zero change for approval of R4 Cervical Cancer Eligibility Expansion;
- A reduction of \$714,921 federal funds appropriated for informational purposes; and
- An increase of \$4,684 cash funds for the annualization of FY 2015-16 salary survey and merit pay.

The cash funds recommendation is based on the total available Amendment 35 revenue for breast and cervical cancer screenings as outlined in the following table. Staff requests permission to adjust the line if the March 2016 Legislative Council Amendment 35 revenue forecast is higher than the December 2015 forecast.

*JBC Staff Figure Setting: FY 2016-17  
Staff Working Document – Does Not Represent Committee Decision*

<b>Calculation of Amendment 35 Dollars for Breast and Cervical Cancer Screening line item</b>	
	<b>Amount</b>
Amendment 35 FY 2016-17 projected revenues available for the Screening Program	\$4,518,720
Divisional Indirects	(134,879)
<b>Funds for Breast and Cervical Cancer Screening</b>	<b>\$4,383,841</b>

The recommendation was calculated in accordance with Committee policy and is outlined in the following table.

<b>Prevention Services Division, Chronic Disease Prevention Programs, Breast and Cervical Cancer Screening</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$7,792,504</u>	<u>\$0</u>	<u>\$4,423,683</u>	<u>\$3,368,821</u>	<u>7.2</u>
<b>TOTAL</b>	<b>\$7,792,504</b>	<b>\$0</b>	<b>\$4,423,683</b>	<b>\$3,368,821</b>	<b>7.2</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$7,792,504	\$0	\$4,423,683	\$3,368,821	7.2
Annualize salary survey and merit pay	4,684	0	4,684	0	0.0
R4 Cervical cancer eligibility expansion	0	0	0	0	0.0
Informational funds adjustment	(714,921)	0	0	(714,921)	0.0
Amendment 35 revenue adjustment	<u>(44,526)</u>	<u>0</u>	<u>(44,526)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$7,037,741</b>		<b>\$4,383,841</b>	<b>\$2,653,900</b>	<b>7.2</b>
<b>Increase/(Decrease)</b>	(\$754,763)	\$0	(\$39,842)	(\$714,921)	0.0
Percentage Change	(9.7%)	0.0%	(0.9%)	(21.2%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$7,797,188</b>	<b>\$0</b>	<b>\$4,428,367</b>	<b>\$3,368,821</b>	<b>7.2</b>
Request Above/(Below) Recommendation	\$759,447		\$44,526	\$714,921	0.0

**Cancer, Cardiovascular Disease, and Chronic Pulmonary Disease Program Administration**

This line item was added to the FY 2010-11 Long Bill, and funds the personnel and operating expenses of the Cancer, Cardiovascular Disease, and Chronic Pulmonary Disease Program (CCPD Program). This line item is funded by Amendment 35 revenues credited to the Prevention, Early Detection and Treatment Cash Fund. Pursuant to Section 25-20-306 (1), C.R.S. administrative expenses funded by Amendment 35 revenues for this program are capped at 5.0 percent of funds appropriate for the grants and administrative costs.

*Statutory Authority:* Section 24-22-117, (2) (D) (I)

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

*Request:* The Department requests an appropriation of \$594,505 cash funds and 6.7 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- An increase for the annualization of FY 2015-16 salary survey and merit pay; and
- A reduction of \$105,964 cash funds and 1.8 FTE for R8 Divisional Indirects.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$563,165 cash funds and 6.7 FTE. The following table summarizes the funds appropriated for this line and divisional indirect costs which constitute the administrative costs of the program.

<b>CCPD 5.0 Percent Administration Limit</b>	
Total Fund Available for the CCPD Program	\$14,401,956
5.0 Percent of Total Funds	720,098
Funds Recommended for Administration (Program and Divisional)	
Program Costs	563,165
Divisional Administrative Costs	<u>108,083</u>
<i>Total Administrative Expenses</i>	<i>\$671,248</i>
Percent of Total Available Funds	4.7%
<b>Over/(Under) 5.0 Percent Limit</b>	<b>(\$48,850)</b>

As shown in the above table the recommended appropriation is 4.7 percent of the total funds appropriated for the CCPD Program which falls under the 5.0 percent limit. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Prevention Services Division, Chronic Disease Prevention Programs, Cancer, Cardiovascular Disease, and Chronic Pulmonary Disease Program Administration</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$558,481</u>	<u>\$0</u>	<u>\$558,481</u>	<u>6.7</u>
<b>TOTAL</b>	<b>\$558,481</b>	<b>\$0</b>	<b>\$558,481</b>	<b>6.7</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$558,481	\$0	\$558,481	6.7
Annualize salary survey and merit pay	<u>4,684</u>	<u>0</u>	<u>4,684</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$563,165</b>		<b>\$563,165</b>	<b>6.7</b>
<b>Increase/(Decrease)</b>	\$4,684	\$0	\$4,684	0.0
Percentage Change	0.8%	0.0%	0.8%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$563,165</b>	<b>\$0</b>	<b>\$563,165</b>	<b>6.7</b>
Request Above/(Below) Recommendation	\$0		\$0	0.0

**Cancer, Cardiovascular Disease, and Pulmonary Disease Grants**

This line item funds competitive grants for activities and programs that work to provide a cohesive approach to the treatment of cancer, cardiovascular disease, and pulmonary disease. The grants are funded with revenue from the Amendment 35 tobacco tax pursuant to Section 25-20.5-302 (1), C.R.S.

*Statutory Authority:* Section 24-22-117 (2) (d) (I) and 25-20.5-301 through 306, C.R.S.

*Request:* The Department requests an appropriation of \$13,357,043 cash funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$21,840,203 cash funds. Staff is concerned with the significant fund balance the Program allowed to be carried into both FY 2015-16 and FY 2016-17. Since the use of these moneys is limited by the State Constitution, the General Assembly has little discretion for how these moneys can be used. The recommendation is based on the requirements of the State Constitution.

The following is the Department's explanation for why there is a large uncommitted fund balance. The funding cycle for the grants program which ended in 2015 was initiated in early 2012, before the full impact of the Affordable Care Act in Colorado was apparent or implementation of the Act had begun in Colorado and this pattern applied in that round of funding. By 2014, the Affordable Care Act was being fully implemented and many screening programs discovered that it was suddenly much harder to identify individuals who needed to be served. In FY 2014-15, grantees associated with providing screening services saw larger than initially expected reversions, the major ones being the Colorectal Cancer Screening program and the separate grantees under the Breast and Cervical cancer Screening programs. Each of these two programs reverted about \$2.5 million in unspent grant funds accounting for a large part of the current balance in the reserve. The Department has indicated the Program is working to enhance current grantee awards over the next two years, and has issued a new Request for Application process to fund additional grantees. The Department indicated it would take through FY 2017-18 to spend down the fund balance.

The following table outlines the calculation used to project the FY 2016-17 moneys available in the Prevention, Early Detection and Treatment Fund for CCPD grants. The recommendation is higher than the request because the recommendation calculation included the beginning fund balance and the December 2015 Amendment 35 revenue projection.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Calculation of Available Moneys in the Prevention, Early Detection and Treatment Fund for CCPD Grants Line Item</b>	
	<b>Amount</b>
FY 16-17 Beginning Fund Balance	\$8,429,636
FY 2016-17 Projected Amendment 35 Revenue	22,593,600
Projected Interest Earnings for FY 2016-17	75,000
Breast and Cervical Cancer Screenings	(4,518,720)
Office of Health Equity	(3,389,040)
Behavioral Risk Factor Surveillance System Surveys (CHEIS)	<u>(283,884)</u>
<i>FY 2016-17 Available Funds Prior to Administrative and Indirect Costs</i>	<i>\$22,906,592</i>
Appropriation to Program Administration line item	(563,165)
Divisional Indirects	(108,083)
Centrally appropriated lines	(114,176)
Departmental Indirects	(280,965)
<b>FY 2016-17 Funds Available For Grants</b>	<b>\$21,840,203</b>

The recommendation is calculated in accordance with Committee policy and outlined in the following table. Staff requests permission to adjust the line if the March 2016 Legislative Council Amendment 35 revenue forecast is higher than the December 2015 forecast.

<b>Prevention Services Division, Chronic Disease Prevention Programs, Cancer, Cardiovascular Disease, and Chronic Pulmonary Disease Grants</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$14,313,422</u>	<u>\$0</u>	<u>\$14,313,422</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$14,313,422</b>	<b>\$0</b>	<b>\$14,313,422</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$14,313,422	\$0	\$14,313,422	0.0
Prevention, Early Detection, and Treatment Fund balance	7,738,141	0	7,738,141	0.0
Amendment 35 revenue adjustment	<u>(211,360)</u>	<u>0</u>	<u>(211,360)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$21,840,203</b>	<b>\$0</b>	<b>\$21,840,203</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$7,526,781	\$0	\$7,526,781	0.0
Percentage Change	52.6%	0.0%	52.6%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$14,313,422</b>	<b>\$0</b>	<b>\$14,313,422</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$7,526,781)		(\$7,526,781)	0.0



**Tobacco Education, Prevention, and Cessation Program Costs**

This line item funds the personnel and operating expenses of the State Tobacco Education, Prevention, and Cessation Program. This line item is funded by Amendment 35 revenues credited to the Tobacco Education Programs Fund. Pursuant to Section 25-3.5-808, C.R.S. administrative expenses funded by Amendment 35 revenues for this program are capped at 5.0 percent of total funds available for the grants and administrative costs.

*Statutory Authority:* Section 24-22-117 (2) (c) (I), and 25-3.5-801 through 809, C.R.S.

*Request:* The Department requests an appropriation of \$550,521 cash funds and 6.9 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$550,521 cash funds and 6.9 FTE. The following table summarizes the funds appropriated for this line and divisional administrative which constitute the administrative costs of the program.

<b>Tobacco Education Program 5.0 Percent Administration Limit</b>	
Amendment 35 Revenues for Tobacco Education Program	\$22,593,600
5.0 Percent of Total Funds	1,129,680
Funds Recommended for Administration (Program and Divisional)	
Program Costs	550,521
Divisional Administrative Costs	<u>149,193</u>
<i>Total Administrative Expenses</i>	<i>\$699,714</i>
Percent of Total Available Funds	3.10%
<b>Over/(Under) 5.0 Percent Limit</b>	<b>(\$429,966)</b>

As shown in the above table the recommended appropriation is 3.1 percent of the total funds appropriated for the Tobacco Education, Prevention, and Cessation Programs which falls under the 5.0 percent limit. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Prevention Services Division, Chronic Disease Prevention Programs, Tobacco Education, Prevention, and Cessation Program Administration</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$538,811</u>	<u>\$0</u>	<u>\$538,811</u>	<u>6.9</u>
<b>TOTAL</b>	<b>\$538,811</b>	<b>\$0</b>	<b>\$538,811</b>	<b>6.9</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$538,811	\$0	\$538,811	6.9
Annualize salary survey and merit pay	<u>11,710</u>	<u>0</u>	<u>11,710</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$550,521</b>		<b>\$550,521</b>	<b>6.9</b>

<b>Prevention Services Division, Chronic Disease Prevention Programs, Tobacco Education, Prevention, and Cessation Program Administration</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>Increase/(Decrease)</b>	\$11,710	\$0	\$11,710	0.0
Percentage Change	2.2%	0.0%	2.2%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$550,521</b>	<b>\$0</b>	<b>\$550,521</b>	<b>6.9</b>
Request Above/(Below) Recommendation	\$0		\$0	0.0

**Tobacco Education, Prevention, and Cessation Grants**

The following three grant programs are funded through this line item:

- The State Tobacco Education and Prevention Program (STEPP) which based on decisions of the Tobacco Education, Prevention, and Cessation Review Committee, awards grants to programs aimed at reducing the use of tobacco by youth, promoting cessation among youth and adults who already use tobacco, and reducing exposure to second-hand smoke. Funding for grants is from the Tobacco Education Program Fund which revenues 16.0 percent of Amendment 35 revenues.
- The Tobacco Education, Prevention, and Cessation Program which awards grants to governmental and non-governmental agencies, and as required by Section 25-3.5-805, C.R.S., at least 15.0 percent of these grants are used for the reduction of health disparities among minority and high risk populations, and up to 15.0 percent of the grants go to Tony Grampsas Youth Services Program grantees. Funding for these grants is from the Tobacco Education Program Fund.
- The component of the Colorado QuitLine which provides services to Medicaid eligible clients. Funding for this component is provided as Medicaid reappropriated funds. House Bill 12-1202 allowed for the appropriation of Tobacco Education Programs Fund moneys to the Department of Health Care Policy and Financing. Federal matching funds are then drawn and reappropriated to the Department of Public Health and Environment for Colorado QuitLine Program services provided to Medicaid eligible individuals. .

*Statutory Authority:* Section 24-22-117 (2) (c) (I), and 25-3.5-801 through 809, C.R.S.

*Request:* The Department requests an appropriation of \$22,572,897 total funds, of which \$21,287,171 is cash funds and \$1,285,726 is Medicaid reappropriated funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$23,413,520 total funds, of which \$22,127,794 is cash funds and \$1,285,726 is Medicaid reappropriated funds. The following table outlines the calculation used to project the FY 2016-17 cash funds available in the Prevention, Early Detection and Treatment Fund for CCPD grants. The recommendation is lower than the request because the recommendation includes an adjustment for the transfer to the Department of

*JBC Staff Figure Setting: FY 2016-17  
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Health Care Policy and Financing for the Quitline and an updated Amendment 35 revenue projection.

<b>Calculation of Available Moneys in the Tobacco Education Program Fund for Tobacco Education, Prevention, and Cessation Grants Line Item</b>	
	<b>Amount</b>
FY 16-17 Beginning Fund Balance	\$2,077,513
FY 2016-17 Projected Amendment 35 Revenue	22,593,600
Projected Interest Earnings for FY 2016-17	50,000
Transfer to Health Care Policy and Financing for QuitLine Medicaid Match	(640,520)
Transfer to Department of Revenue pursuant to S.B. 09-270	(350,000)
Behavioral Risk Factor Surveillance System Surveys (CHEIS)	(366,942)
<b>FY 2016-17 Available Funds Prior to Administrative and Indirect Costs</b>	<b><u>\$23,363,651</u></b>
Appropriation to Program Administration line item	(550,521)
Divisional Indirects	(149,193)
Centrally appropriated lines	(119,202)
Departmental Indirects	(416,941)
<b>FY 2015-16 Funds available for Grants</b>	<b><u>\$22,127,794</u></b>

The recommendation is calculated in accordance with Committee policy and outlined in the table below.

<b>Prevention Services Division, Chronic Disease Prevention Programs, Tobacco Education, Prevention, and Cessation Grants</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$22,572,897</u>	<u>\$0</u>	<u>\$21,287,171</u>	<u>\$1,285,726</u>	<u>0.0</u>
<b>TOTAL</b>	<b><u>\$22,572,897</u></b>	<b><u>\$0</u></b>	<b><u>\$21,287,171</u></b>	<b><u>\$1,285,726</u></b>	<b><u>0.0</u></b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$22,572,897	\$0	\$21,287,171	\$1,285,726	0.0
Tobacco Education, Prevention, and Cessation Fund balance	1,051,983	0	1,051,983	0	0.0
Amendment 35 revenue adjustment	<u>(211,360)</u>	<u>0</u>	<u>(211,360)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b><u>\$23,413,520</u></b>	<b><u>\$0</u></b>	<b><u>\$22,127,794</u></b>	<b><u>\$1,285,726</u></b>	<b><u>0.0</u></b>
<b>Increase/(Decrease)</b>	\$840,623	\$0	\$840,623	\$0	0.0
Percentage Change	3.7%	0.0%	3.9%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b><u>\$22,572,897</u></b>	<b><u>\$0</u></b>	<b><u>\$21,287,171</u></b>	<b><u>\$1,285,726</u></b>	<b><u>0.0</u></b>
Request Above/(Below) Recommendation	(\$840,623)		(\$840,623)	\$0	0.0

**Oral Health Programs**

This line item funds the costs of the following three Oral Health Programs which work to increase the availability of oral health services in Colorado:

- The Dental Loan Repayment Program is available to dentists and dental hygienists who agree to serve for two years in medically underserved populations in rural or urban settings, and receives \$200,000 from tobacco settlement dollars. Dentists are eligible for up to \$25,000 in loan repayment funds and dental hygienists are eligible for up to \$6,000 in loan repayment funds.
- The Dental House Calls Program is run by the Dental Lifeline Network, and provides dental services to homebound elderly and handicapped; and

Senate Bill 14-180 (Transfer Senior Dental Program to HCPF) transfers the Dental Assistance Program on July 1, 2016 to the Department of Health Care Policy and Financing. Figure setting for this Program will occur during the Department of Health Care Policy and Financing JBC staff figure setting presentation on March 9, 2015. For informational purposes the Dental Assistance Program provides grants to dental providers for services to individuals who are 60 years or older, and eligible for the Old Age Pension program or Medicaid, but not receiving long-term care services through Medicaid. The General Assembly passed H.B. 12-1326 which appropriated General Fund to the Department to reinstate the Dental Assistance Program in FY 2012-13.

*Statutory Authority:* Sections 25-21 101 and 104, 25-21-108, C.R.S.

*Request:* The Department requests an appropriation of \$1,203,527 total funds, of which \$266,403 is General Fund and \$189,469 is Tobacco Master Settlement Tier 1 distribution for the Dental Loan Repayment Program, and 4.1 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$1,333,472 total funds, of which \$266,403 is General Fund and 6.3 FTE. The difference from the request is an increase of \$129,945 federal funds appropriated for informational purposes. There are no salary survey and merit pay annualizations for the cash funds because this program gets a fixed amount of Tobacco Master Settlement funds. The recommendation is calculated in accordance with Committee policy and the following table outlines how the recommendation was calculated.

<b>Prevention Services Division, Chronic Disease Prevention Programs, Oral Health Programs</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	\$1,201,546	\$264,422	\$189,469	\$747,655	4.1
<b>TOTAL</b>	<b>\$1,201,546</b>	<b>\$264,422</b>	<b>\$189,469</b>	<b>\$747,655</b>	<b>4.1</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Prevention Services Division, Chronic Disease Prevention Programs, Oral Health Programs</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$1,201,546	\$264,422	\$189,469	\$747,655	4.1
Informational funds adjustment	129,945	0	0	129,945	0.0
Annualize salary survey and merit pay	<u>1,981</u>	<u>1,981</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,333,472</b>	<b>\$266,403</b>	<b>\$189,469</b>	<b>\$877,600</b>	<b>4.1</b>
<b>Increase/(Decrease)</b>	\$131,926	\$1,981	\$0	\$129,945	0.0
Percentage Change	11.0%	0.7%	0.0%	17.4%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,203,527</b>	<b>\$266,403</b>	<b>\$189,469</b>	<b>\$747,655</b>	<b>4.1</b>
Request Above/(Below) Recommendation	(\$129,945)	\$0	\$0	(\$129,945)	(0.0)

**Marijuana Education Campaign**

This line item funds the short- and long-term marijuana education and prevention campaigns authorized by S.B. 14-215 (Disposition of Legal Marijuana Related Revenue). The Short Term Education Campaign began on January 1, 2015 is designed to publicize the positive and negative effects of marijuana and facts about the law; create a website to serve as the central information point on health effects of marijuana and the law and implement a marketing campaign to tell the public about the website. The Long Term Prevention Campaign will primarily use television ads to prevent the use of marijuana, provide five regional training for community providers to implement youth develop strategies; coordinate with the Department of Revenue on messages to retailers, tourists and users; create educational materials.

*Statutory Authority:* Section 25-3.5-1001, C.R.S.

*Request:* The Department requests an appropriation of \$7,025,000 cash funds from the Marijuana Tax Cash Fund and 3.7 FTE. The request includes an increase of \$2,375,000 cash funds for BA1 Trusted Adult Campaign.

*Recommendation:* Staff recommends an appropriation of \$5,575,000 cash funds in accordance with the recommendation on BA1 Trusted Adult Campaign. The difference from the request is that the recommendation is for \$925,000 for BA1 Trusted Adult Campaign. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Prevention Services Division, Chronic Disease Prevention Programs, Marijuana Education Campaign</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
Other legislation	\$2,500,000	\$2,500,000	\$0	0.0
SB 15-234 (Long Bill)	<u>2,150,000</u>	<u>0</u>	<u>2,150,000</u>	<u>3.7</u>
<b>TOTAL</b>	<b>\$4,650,000</b>	<b>\$2,500,000</b>	<b>\$2,150,000</b>	<b>3.7</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$4,650,000	\$2,500,000	\$2,150,000	3.7
BA1 Trusted adult campaign	925,000	0	925,000	0.0
Annualize prior year legislation	<u>0</u>	<u>(2,500,000)</u>	<u>2,500,000</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$5,575,000</b>	<b>\$0</b>	<b>\$5,575,000</b>	<b>3.7</b>
<b>Increase/(Decrease)</b>	\$925,000	(\$2,500,000)	\$3,425,000	0.0
Percentage Change	19.9%	(100.0%)	159.3%	0.0%
<b>FY 2016-17 Executive Request:</b>				
Request Above/(Below) Recommendation	\$1,450,000	\$0	\$1,450,000	0.0

**Line Items Included in the Numbers Pages for Informational Purposes Only**

Cancer Registry

This line item was moved to (2) (D) in FY 2015-16 based on the consolidation of Long Bill funding for the various health data programs with the Division that administers those systems.

Transfer to the Department of Health Care Policy and Financing for Disease Management

Senate Bill 14-109 eliminated the transfer of \$2.0 million from the Prevention, Detection, and Early Treatment Fund to the Department of Health Care Policy and Financing for Medicaid eligible individuals for disease management programs that address cancer, heart disease and lung disease. The transfer occurs pursuant to Section 24-22-117 (d) (IV.5), C.R.S.

Transfer to the Department of Health Care Policy and Financing for Breast and Cervical Cancer Treatment

This line item was eliminated by H.B. 14-1045. Prior to FY 2015-16 this line item provided the Division with spending authority to transfer Amendment 35 dollars to the Department of Health Care Policy and Financing. The transfer amount is based on the needs of HCPF's Breast and Cervical Cancer Treatment Program, and the cash funds are from the Prevention, Early Detection, and Treatment Fund.

**(C) Primary Care Office**

**Primary Care Office**

This line item funds the personnel and operating expenses of the Primary Care Office, which was created by H.B. 09-1111, Health Resources for Underserved Area. The Office assesses the need for primary health care professionals in various parts of the state and directs incentives to qualified professionals and clinics willing to serve in areas that are short of providers.

*Statutory Authority:* Sections 25-21 101, 104, and 108, C.R.S.

*Request:* The Department requests an appropriation of \$2,751,471 total funds, of which \$1,874,251 is General Fund and 3.4 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- An increase of \$992 General Fund for the second year costs of R3 Primary Care Workforce Data and Development (this a combination of annualizing out one-time operating expenses and an increase of personal services to account for the General Fund pay date shift); and
- An increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$2,760,892 total funds, of which \$1,874,251 is General Fund and 3.4 FTE. The difference from the request is that the recommendation does not include an increase of \$2,379 cash funds for the annualization of FY 2015-16 salary survey and merit pay because these cash funds are from a fixed amount of Tobacco Master Settlement revenue that does not increase. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Prevention Services Division, Primary Care Office, Primary Care Office</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$2,747,603</u>	<u>\$1,872,762</u>	<u>\$246,341</u>	<u>\$628,500</u>	<u>3.3</u>
<b>TOTAL</b>	<b>\$2,747,603</b>	<b>\$1,872,762</b>	<b>\$246,341</b>	<b>\$628,500</b>	<b>3.3</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$2,747,603	\$1,872,762	\$246,341	\$628,500	3.3
Technical corrections to departmental indirects	11,800	0	11,800	0	0.0
Annualize prior year budget actions	992	992	0	0	0.1
Annualize salary survey and merit pay	<u>497</u>	<u>497</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$2,760,892</b>	<b>\$1,874,251</b>	<b>\$258,141</b>	<b>\$628,500</b>	<b>3.4</b>
<b>Increase/(Decrease)</b>	\$13,289	\$1,489	\$0	\$0	0.1
Percentage Change	0.5%	0.1%	4.8%	0.0%	3.0%

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

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<b>Prevention Services Division, Primary Care Office, Primary Care Office</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Executive Request:</b>	<b>\$2,751,471</b>	<b>\$1,874,251</b>	<b>\$248,720</b>	<b>\$628,500</b>	<b>3.4</b>
Request Above/(Below) Recommendation	(\$9,421)	\$0	(\$9,421)	\$0	0.0



**(D) Family and Community Health**

***(1) Women's Health***

**Family Planning Program Administration**

This line item funds the personnel and operating expenses associated with the administration of the Family Planning Program, the Prenatal Program, and the Prenatal Plus. The Family Planning Program provides a range of preventive health services for approximately 55,000 teens and women whose income is at or below 185.0 percent of the federal poverty level each year. Services include physical examinations, pregnancy testing, screening for sexually transmitted infections, counseling and education, and referrals to other health and social services. The federal Title X dollars fund contracts between the Division, local family providers, and local health facilities and non-profit clinics, who are often the primary health care provider for non-Medicaid eligible, low income women. Neither Title X nor General Fund dollars support abortion activities, per federal Title X requirements and per the state constitution. Note that Title X is not an entitlement program, does not have an associated match or maintenance of effort requirements, but does require a cost share from the state.

The Prenatal Program encourages Medicaid-eligible, high risk pregnant women to utilize early prenatal care to reduce the risk of maternal and newborn illness or complications. The goal of this program is to assist eligible women have healthy babies and have access to postpartum family planning services. The Prenatal Plus Program is designed to complement the medical component of prenatal care by providing comprehensive risk assessments, case management, home visits, nutrition consultation, and psycho-social counseling to high risk, Medicaid-eligible pregnant women.

*Statutory Authority:* Sections 25-1-107, 25-1-212, and 25-6-101 through 206, C.R.S.

*Request:* The Department requests an appropriation of \$1,543,445 total funds, of which \$359,375 is General Fund, and 9.9 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$1,543,445 total funds, of which \$359,375 is General Fund and 9.9 FTE. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Prevention Services Division, Family and Community Health, Family Planning Program Administration</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$1,539,482</u>	<u>\$355,412</u>	<u>\$1,184,070</u>	<u>9.9</u>
<b>TOTAL</b>	<b>\$1,539,482</b>	<b>\$355,412</b>	<b>\$1,184,070</b>	<b>9.9</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Prevention Services Division, Family and Community Health, Family Planning Program Administration</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$1,539,482	\$355,412	\$1,184,070	9.9
Annualize salary survey and merit pay	<u>3,963</u>	<u>3,963</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,543,445</b>	<b>\$359,375</b>	<b>\$1,184,070</b>	<b>9.9</b>
<b>Increase/(Decrease)</b>	\$3,963	\$3,963	\$0	0.0
Percentage Change	0.3%	1.1%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>				
Request Above/(Below) Recommendation	\$0	\$0	\$0	0.0

**Family Planning Purchase of Services**

This line item funds the dollars provided to clinics which provide family planning services.

*Statutory Authority:* Sections 25-1-107, 25-1-212, and 25-6-101 through 206, C.R.S.

*Request:* The Department requests an appropriation of \$7,323,361 total funds, of which \$3,734,461 is General Fund. The request includes an increase of \$2,511,135 General Fund for R1 Family Planning Purchase of Services.

*Recommendation:* Staff recommends an appropriation of \$7,323,361 total funds, of which \$3,734,461 is General Fund in accordance with the recommendation to approve R1 Family Planning Purchase of Services. The recommendation is calculated in accordance with Committee policy and the following table outlines how the recommendation was calculated.

<b>Prevention Services Division, Family and Community Health, Family Planning Purchase of Services</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$4,812,226</u>	<u>\$1,223,326</u>	<u>\$3,588,900</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$4,812,226</b>	<b>\$1,223,326</b>	<b>\$3,588,900</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$4,812,226	\$1,223,326	\$3,588,900	0.0
R1 Family planning	<u>2,511,135</u>	<u>2,511,135</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$7,323,361</b>	<b>\$3,734,461</b>	<b>\$3,588,900</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$2,511,135	\$2,511,135	\$0	0.0
Percentage Change	52.2%	205.3%	0.0%	0.0%

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Prevention Services Division, Family and Community Health, Family Planning Purchase of Services</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Executive Request:</b>	<b>\$7,323,361</b>	<b>\$3,734,461</b>	<b>\$3,588,900</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	0.0

**Family Planning Federal Grants**

This line item reflects for informational purposes, federal grants awarded to the Department for family planning programs and activities.

*Statutory Authority:* Sections 25-1-107, 25-1-212, and 25-6-101 through 206, C.R.S.

*Request:* The Department requests an appropriation of \$184,300 federal funds and 2.0 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* The staff recommends the Department's request for an appropriation of \$184,300 federal funds and 2.0 FTE. The recommendation is calculated in accordance with Committee policy.

**Maternal and Child Health Administration**

This line item funds the personnel and operating expenses of staff responsible for coordination of maternal and child health programs and services. The office is funded primarily through federal funds provided by the Maternal and Child Health Grant.

*Statutory Authority:* Section 25-1-107, C.R.S.

*Request:* The Department requests an appropriation of \$6,139,809 federal funds and 9.5 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$4,821,700 federal funds and 9.5 FTE. The difference from the request is that the recommendation includes a reduction of \$1,318,109 federal funds appropriated for informational purposes. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Prevention Services Division, Family and Community Health, Maternal and Child Health</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$6,139,809</u>	<u>\$0</u>	<u>\$6,139,809</u>	<u>9.5</u>
<b>TOTAL</b>	<b>\$6,139,809</b>	<b>\$0</b>	<b>\$6,139,809</b>	<b>9.5</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

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<b>Prevention Services Division, Family and Community Health, Maternal and Child Health</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$6,139,809	\$0	\$6,139,809	9.5
Informational funds adjustment	<u>(1,318,109)</u>	<u>0</u>	<u>(1,318,109)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$4,821,700</b>		<b>\$4,821,700</b>	<b>9.5</b>
<b>Increase/(Decrease)</b>	(\$1,318,109)	\$0	(\$1,318,109)	0.0
Percentage Change	(21.5%)	0.0%	(21.5%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$6,139,809</b>	<b>\$0</b>	<b>\$6,139,809</b>	<b>9.5</b>
Request Above/(Below) Recommendation	\$1,318,109		\$1,318,109	(0.0)

**Line Items Included in the Numbers Pages for Informational Purposes Only**

Nurse Home Visitor Program

The Nurse Home Visitor Program was transferred to the Department of Human Services in FY 2013-14 via House Bill 13-1117. This line item appears in the numbers pages because of historical actual expenditures.

**(2) Children and Youth Health**

**Health Care Program for Children with Special Needs**

This line item funds the personnel and operating expenses of the Health Care Program for Children with Special Needs. The Program is responsible for developing a network of potential services for children with special health care needs. The Program receives federal Maternal and Child Health Block Grant dollars, which have a maintenance of effort requirement that is met with General Fund dollars. Clients are assessed fees on a sliding scale based on income and are the source of cash funds, and reappropriated funds are from the Department of Human Services for Traumatic Brain Injury services.

*Statutory Authority:* Sections 25-1-107, 25-4- 1004.7, and 26-4-105, C.R.S.

*Request:* The Department requests an appropriation of \$1,122,590 total funds, of which \$666,490 is General Fund and 14.4 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$1,122,590 total funds, of which \$666,490 is General Fund and 14.4 FTE. The recommendation is calculated in accordance with Committee policy and the following table outlines how the recommendation was calculated.

<b>Prevention Services Division, Family and Community Health, Health Care Program for Children with Special Needs</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$1,119,618</u>	<u>\$663,518</u>	<u>\$456,100</u>	<u>14.4</u>
<b>TOTAL</b>	<b>\$1,119,618</b>	<b>\$663,518</b>	<b>\$456,100</b>	<b>14.4</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$1,119,618	\$663,518	\$456,100	14.4
Annualize salary survey and merit pay	<u>2,972</u>	<u>2,972</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,122,590</b>	<b>\$666,490</b>	<b>\$456,100</b>	<b>14.4</b>
<b>Increase/(Decrease)</b>	\$2,972	\$2,972	\$0	0.0
Percentage Change	0.3%	0.4%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,122,590</b>	<b>\$666,490</b>	<b>\$456,100</b>	<b>14.4</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	(0.0)

**Health Care Program For Children With Special Needs Purchase of Services**

This line item provides funding to local health agencies that provide care coordination, referral and family support services statewide for children with special needs.

*Statutory Authority:* Sections 25-1-107, 25-4- 1004.7, and 26-4-105, C.R.S.

*Request:* The Department requests an appropriation of \$3,075,399 total funds, of which \$1,847,899 is General Fund. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$3,075,399 total funds, of which \$1,847,899 is General Fund, which is calculated in accordance with Committee policy.

<b>Prevention Services Division, Family and Community Health, Health Care Program for Children with Special Needs Purchase of Services</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$3,075,399</u>	<u>\$1,847,899</u>	<u>\$0</u>	<u>\$1,227,500</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$3,075,399</b>	<b>\$1,847,899</b>	<b>\$0</b>	<b>\$1,227,500</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	<u>\$3,075,399</u>	<u>\$1,847,899</u>	<u>\$0</u>	<u>\$1,227,500</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$3,075,399</b>	<b>\$1,847,899</b>	<b>\$0</b>	<b>\$1,227,500</b>	<b>0.0</b>
Percentage Change	0.0%	0.0%	0.0%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$3,075,399</b>	<b>\$1,847,899</b>	<b>\$0</b>	<b>\$1,227,500</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	\$0	0.0

**Genetics Counseling Program Costs**

This line item funds the personnel and operating expenses of the Genetics Counseling Program and funds contracts with providers who offer genetics counseling services to families. The Program contracts with the University of Colorado Health Sciences Center to provide examinations, diagnostic evaluations and genetic counseling services to individuals and families with newborns who are at risk of having genetic disorders, or whose newborns have been identified through newborn screening tests of possibility having a genetic disorder. Three to 5.0 percent of newborns have a clinically significant health problem evident at birth or a congenital disease that is detectable by screening blood tests taken from newborns in the first few days of life, and without early detection these diseases can result in death or serious disability. The genetic screening follow-up coordinator assures follow-up of screening results to connect families with diagnosis and treatment services.

*Statutory Authority:* Sections 25-1-107, 25-4- 1004.7, and 26-4-105, C.R.S.

*Request:* The Department requests an appropriation of \$1,656,195 cash funds and 1.0 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$1,656,195 cash funds and 1.0 FTE based on historical expenditures demonstrating this appropriation reflects an appropriate level for this program. The recommendation is calculated in accordance with Committee policy.

**School-Based Health Centers**

This line item funds grants to school-based health centers (SBHCs) and the associated department administrative costs. House Bill 06-1396 created the School-Based Health Centers Grant Program to provide state support of school-based health centers. SBHCs provide medical and behavioral care to school child during the school day, and are run by the school districts in cooperation with other health service providers such as hospitals, medical providers, and community health centers.

*Statutory Authority:* Sections 25-20.5-501 through 503, C.R.S.

*Request:* The Department requests an appropriation of \$5,188,539 General Fund and 2.3 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$5,000,000 General Fund and 2.3 FTE. The difference from the request is that recommendation includes a reduction of \$188,539 General Fund. This reduction is based on the recent actual expenditures of the line item and ensuring that the appropriation provides a small buffer so that School-Based Health Centers are properly funded once they are fully operational. Funding for School-Based Health Centers was increase to the current level in FY 2013-14, but since then expenditures from this line item have not reached the appropriation.

<b>School-Based Health Centers Appropriation and Expenditures</b>					
	<b>FY 2012- 13</b>	<b>FY 2013-14</b>	<b>FY 2014- 15</b>	<b>FY 2015- 16</b>	<b>FY 2016- 17</b>
Appropriation	\$994,316	\$5,260,817	\$5,260,817	\$5,201,017	\$5,188,539
Actual Expenditure	994,316	3,829,569	4,675,229	n/a	n/a
Recommended Appropriation					5,000,000
Difference from Appropriation	\$0	(\$1,431,248)	(\$585,588)	n/a	(\$188,539)

Therefore the recommendation aligns the appropriation with a reasonable expectation of expenditures based on recent actuals. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Prevention Services Division, Family and Community Health, School-Based Health Centers</b>			
	<b>Total Funds</b>	<b>General Fund</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>			
SB 15-234 (Long Bill)	<u>\$5,183,982</u>	<u>\$5,183,982</u>	<u>2.4</u>
<b>TOTAL</b>	<b>\$5,183,982</b>	<b>\$5,183,982</b>	<b>2.4</b>
<b>FY 2016-17 Recommended Appropriation</b>			
FY 2015-16 Appropriation	\$5,183,982	\$5,183,982	2.4
Annualize salary survey and merit pay	4,557	4,557	0.0
School-Based Health Centers base adjustment	<u>(188,539)</u>	<u>(188,539)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$5,000,000</b>	<b>\$5,000,000</b>	<b>2.4</b>
<b>Increase/(Decrease)</b>	(\$183,982)	(\$183,982)	0.0
Percentage Change	(3.5%)	(3.5%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$5,188,539</b>	<b>\$5,188,539</b>	<b>2.4</b>
Request Above/(Below) Recommendation	\$188,539	\$188,539	0.0

**Child Fatality Prevention**

This line item was added by S.B. 13-255 (Child Fatality Review Teams) to fund: case specific reviews of child fatalities, if not performed by a local review team; the monitoring of trends in child fatalities and conducting a systemic review of child welfare issues; coordination with the Department of Human Services (DHS) concerning the DHS child fatality review process for fatalities involving child abuse and neglect; distribution of funding to local public health agencies for reviewing child fatalities at the local level; and the provision of technical assistance and training to local review teams.

*Statutory Authority:* Sections 25-1-506, 25-20.5-402 through 404, C.R.S.

*Request:* The Department requests an appropriation of \$560,205 General Fund and 2.9 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$560,205 General Fund and 2.9 FTE. The recommendation is calculated in accordance with Committee policy and outlined in the following table.



*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Prevention Services Division, Family and Community Health, Child Fatality Prevention</b>			
	<b>Total Funds</b>	<b>General Fund</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>			
SB 15-234 (Long Bill)	<u>\$560,205</u>	<u>\$560,205</u>	<u>2.9</u>
<b>TOTAL</b>	<b>\$560,205</b>	<b>\$560,205</b>	<b>2.9</b>
<b>FY 2016-17 Recommended Appropriation</b>			
FY 2015-16 Appropriation	\$560,205	\$560,205	2.9
Annualize salary survey and merit pay	<u>5,944</u>	<u>5,944</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$566,149</b>	<b>\$566,149</b>	<b>2.9</b>
<b>Increase/(Decrease)</b>	\$5,944	\$5,944	0.0
Percentage Change	1.1%	1.1%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$566,149</b>	<b>\$566,149</b>	<b>2.9</b>
Request Above/(Below) Recommendation	\$0	\$0	(0.0)

**Healthy Kids Colorado Survey**

This line item was added by S.B. 14-215 (Disposition of Leal Marijuana Revenues) to fund the administration of the Healthy Kids Colorado Survey which is the state's unified adolescent health data collection system and is a partnership between the Departments of Education, Human Services, and Public Health and Environment. Currently the Department contracts with the University of Colorado to conduct recruitment and data collection and to analyze and report on the data at the district and school level. Staff funded in this line are responsible for analyzing and reporting on the survey at the state and health statistics region levels.

*Statutory Authority:* Section 25.5-1-206, C.R.S.

*Request:* The Department requests an appropriation of \$781,789 cash funds from the Marijuana Tax Cash Fund and 1.5 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$745,124 cash funds from the Marijuana Tax Cash Fund and 1.5 FTE. The difference from the request is the recommendation includes a reduction of \$36,665 for a technical correction to departmental indirect costs. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Prevention Services Division, Family and Community Health, Healthy Kids Colorado Survey</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	\$781,789	\$0	\$781,789	1.5
<b>TOTAL</b>	<b>\$781,789</b>	<b>\$0</b>	<b>\$781,789</b>	<b>1.5</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	781,789	\$0	781,789	1.5
Technical corrections to departmental indirects	(36,665)	0	(36,665)	0.0
<b>TOTAL</b>	<b>\$745,124</b>		<b>\$745,124</b>	<b>1.5</b>
<b>Increase/(Decrease)</b>	(\$36,665)	\$0	(\$36,665)	0.0
Percentage Change	(4.7%)	0.0%	(4.7%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$781,789</b>	<b>\$0</b>	<b>\$781,789</b>	<b>1.5</b>
Request Above/(Below) Recommendation	\$36,665		\$36,665	0.0

**Federal Grants**

This line item reflects federal grants received by the Division for programs and activities relating to children and youth health.

*Statutory Authority:* Sections 25-1-107, 25-4- 1004.7, and 26-4-105, C.R.S.

*Request:* The Department requests an appropriation of \$884,604 federal funds and 7.5 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$884,604 federal funds and 7.5 FTE. The recommendation is calculated in accordance with Committee policy.

**Line Items Included in the Numbers Pages for Informational Purposes Only**

**Genetics Counseling Personal Services**

This line tem was combined with operating expenses into the Program Costs line item in FY 2013-14. This line item appears in the numbers pages because of actual expenditures and will not appear in the Department's section of the FY 2016-17 Long Bill.

**Interagency Prevention Programs Coordination**

The Interagency Prevention Programs Coordination was transferred to the Department of Human Services in FY 2013-14 via House Bill 13-1117. This line item appears in the numbers pages because of historical actual expenditures and will not appear in the Department's section of the FY 2015-16 Long Bill.

**(3) Injury and Violence Prevention - Mental Health Promotion**

**\*RECOMMENDED NAME CHANGE FOR FY 2016-17**

**Suicide Prevention**

The Suicide Prevention Program was created by H.B. 00-1432 and is responsible for coordinating suicide prevention programs throughout the state. There are three components to the Program: a statewide public information campaign, training on the recognition and response to suicide, and development of local suicide prevention and education services. Colorado has the seventh highest rate of suicides in 2014. There were 1,058 suicides in 2014 the highest number in Colorado history.

*Statutory Authority:* Section 25-1-101 (1) (w), C.R.S.

*Request:* The Department requests an appropriation of \$439,007 General Fund and 2.6 FTE. The request includes an increase for the annualization of the FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$439,007 General Fund and 2.6 FTE based on historical expenditures demonstrating this level of appropriation is appropriate for this the Suicide Prevention Program. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Prevention Services Division, Family and Community Health, Suicide Prevention</b>			
	<b>Total Funds</b>	<b>General Fund</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>			
SB 15-234 (Long Bill)	<u>\$436,035</u>	<u>\$436,035</u>	<u>2.6</u>
<b>TOTAL</b>	<b>\$436,035</b>	<b>\$436,035</b>	<b>2.6</b>
<b>FY 2016-17 Recommended Appropriation</b>			
FY 2015-16 Appropriation	\$436,035	\$436,035	2.6
Annualize salary survey and merit pay	<u>2,972</u>	<u>2,972</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$439,007</b>	<b>\$439,007</b>	<b>2.6</b>
<b>Increase/(Decrease)</b>	\$2,972	\$2,972	0.0
Percentage Change	0.7%	0.7%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$439,007</b>	<b>\$439,007</b>	<b>2.6</b>
Request Above/(Below) Recommendation	\$0	\$0	0.0

**Injury Prevention**

This line item funds the personnel and operating expenses of the Division's activities associated with overseeing the state injury prevention strategic plan and provides leadership and technical assistance for local communities regarding the planning, implementation, and evaluation of evidence-based prevention strategies to reduce injuries and deaths.

*Statutory Authority:* Section 25-20.5-406, C.R.S.

*Request:* The Department requests an appropriation of \$1,679,900 federal funds and 9.4 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation \$1,679,900 federal funds and 9.4 FTE because historical expenditures of this line demonstrate this informational appropriation is a realistic estimation of the federal funds that will be received in FY 2016-17. The recommendation is calculated in accordance with Committee policy.

**Substance Abuse Program Costs**

This line item, if created in FY 2016-17 will fund the personnel and operating costs of administering grants to communities through the Communities that Care model.

*Statutory Authority:* Section 39-28.8-501 (2) (b), C.R.S.

*Request:* The Department did not request an appropriation for this line. The Departments request for BA4 Substance Abuse Prevention combined the administration and grant dollars in one new line item.

*Recommendation:* Staff recommends an appropriation of \$397,612 and 4.5 FTE for this purpose. The recommendation does not include the centrally appropriated costs the Department included in their request. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Prevention Services Division, Family and Community Health, Substance Abuse Prevention Program Costs</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$0	\$0	\$0	0.0
BA4 Substance abuse prevention	<u>397,612</u>	<u>0</u>	<u>397,612</u>	<u>4.5</u>
<b>TOTAL</b>	<b>\$397,612</b>		<b>\$397,612</b>	<b>4.5</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Prevention Services Division, Family and Community Health, Substance Abuse Prevention Program Costs</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>Increase/(Decrease)</b>	\$397,612	\$0	\$397,612	4.5
Percentage Change	0.0%	0.0%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$397,612)		(\$397,612)	(4.5)

**Substance Abuse Prevention Grants**

This line item, recommended for FY 2016-17, will fund the personnel and operating costs of administering grants to communities through the Communities that Care model.

*Statutory Authority:* Section 39-28.8-501 (2) (b), C.R.S.

*Request:* The Department requests an appropriation of \$7,178,659 cash funds from the Marijuana Tax Cash Fund for BA4 Substance Abuse Prevention. This is a new requested appropriation for FY 2016-17.

*Recommendation:* Staff recommends an appropriation of \$6,730,000 cash funds from the Marijuana Tax Cash Fund in accordance with the recommendation on BA4 Substance Abuse Prevention. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Prevention Services Division, Family and Community Health, Substance Abuse Prevention Grants</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$0	\$0	\$0	0.0
BA4 Substance abuse prevention	<u>6,730,000</u>	<u>0</u>	<u>6,730,000</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$6,730,000</b>		<b>\$6,730,000</b>	
<b>Increase/(Decrease)</b>	\$6,730,000	\$0	\$6,730,000	0.0
Percentage Change	0.0%	0.0%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$7,178,659</b>	<b>\$0</b>	<b>\$7,178,659</b>	<b>3.0</b>
Request Above/(Below) Recommendation	\$448,659		\$448,659	3.0

**Line Items Included in the Numbers Pages for Informational Purposes Only**

Colorado Children's Trust Fund Personal Services

The Colorado Children's Trust Fund personal services line item was transferred to the Department of Human Services in FY 2013-14 via House Bill 13-1117. This line item appears in the numbers pages because of historical actual expenditures and will not appear in the Department's section of the FY 2015-16 Long Bill.

Colorado Children's Trust Fund Operating Expenses

The Colorado Children's Trust Fund operating expenses line item was transferred to the Department of Human Services in FY 2013-14 via House Bill 13-1117. This line item appears in the numbers pages because of historical actual expenditures and will not appear in the Department's section of the FY 2015-16 Long Bill.

Tony Grampas Youth Services Prevention Program

The Tony Grampas Youth Services Prevention Program was transferred to the Department of Human Services in FY 2013-14 via House Bill 13-1117. This line item appears in the numbers pages because of historical actual expenditures and will not appear in the Department's section of the FY 2015-16 Long Bill.

**(E) Nutrition Services**

**Women, Infants and Children Supplemental Food Grant**

The Women, Infants and Children (WIC) Nutrition Program provides a monthly check to low-income (185.0 percent of the federal poverty level) women and children who are at-risk of poor nutritional options because of the lack of income. Clients are able to use these funds for purchasing designated food items at approved food retailers. Local public health agencies provide clients with nutrition education and referrals to additional health services.

*Statutory Authority:* Federal statute 42 U.S.C. sec. 1786 as referenced in Section 39-26-707 (1) (b), C.R.S. Regulations are issued Title 7, Subtitle B, Chapter 11, Subchapter A, Part 246.

*Request:* The Department requests an appropriation of \$94,112,138 federal funds and 17.4 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$87,140,100 federal funds and 16.9 FTE. The difference from the request is the recommendation includes a reduction of \$6,972,038 federal funds appropriated for information purposes based on the most recent actual expenditures. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Prevention Services Division, Nutrition Services, Women, Infants, and Children Supplemental Food Grant</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$94,112,138</u>	<u>\$0</u>	<u>\$94,112,138</u>	<u>16.9</u>
<b>TOTAL</b>	<b>\$94,112,138</b>	<b>\$0</b>	<b>\$94,112,138</b>	<b>16.9</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$94,112,138	\$0	\$94,112,138	16.9
Informational funds adjustment	<u>(6,972,038)</u>	<u>0</u>	<u>(6,972,038)</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$87,140,100</b>		<b>\$87,140,100</b>	<b>16.9</b>
<b>Increase/(Decrease)</b>	(\$6,972,038)	\$0	(\$6,972,038)	0.0
Percentage Change	(7.4%)	0.0%	(7.4%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$94,112,138</b>	<b>\$0</b>	<b>\$94,112,138</b>	<b>16.9</b>
Request Above/(Below) Recommendation	\$6,972,038		\$6,972,038	0.0

**Child and Adult Food Care Program**

The Child and Adult Food Care Program is a federally funded program that provides reimbursement for nutritious foods to participating child care centers, Head Start programs, family day care homes, and adult day care centers. Each year the program serves approximately 42,500 children and adults in more than 500 care centers and nearly 5,000 family day care homes.

*Statutory Authority:* Section 17 of the National School Lunch Act (42 U.S.C. 1766). Regulations are issued by the U.S. Department of Agriculture under 7 CFR part 226.

*Request:* The Department requests an appropriation of \$24,628,468 federal funds and 8.0 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$24,628,468 federal funds and 8.0 FTE, calculated in accordance with Committee policy.



## (10) Health Facilities and Emergency Services Division

This division is comprised of the following subdivisions:

(A) *Administration and Operations* provides division-wide services to the Health Facilities Program. Funding for this subdivision is General Fund, divisional cash funds, and federal funds.

(B) *Health Facilities Programs* are responsible for the licensing and regulation of eleven types of medical facilities. Licensing activities conducted by the division include performing fitness reviews, conducting fire safety inspections, investigating complaints and conducting enforcement activities. General Fund is required pursuant to Section 25-3-103, C.R.S., so that fees paid by non-government owned facilities do not subsidize the regulation of government-owned facilities. Funding for this subdivision is from General Fund, cash funds including the Assisted Living Residences Cash Fund and the Health Facilities General Licensure Cash Fund, Medicaid reappropriated funds, and federal funds.

(C) *Emergency Medical Services* supports the emergency medical and trauma services system in Colorado which provides transportation and immediate care to the ill and injured 24 hours a day, 365 days a year. Emergency medical and trauma care services are defined as the immediate health care services needed as a result of an injury or sudden illness, particularly when there is a threat to life or long-term functional abilities. Funding through this subdivision is provided to the Rocky Mountain Poison Control Center for operation of the poison center and call line. Funding for this subdivision includes General Fund, cash funds including the Emergency Medical Services Account within the Highway Users Tax Fund, and federal funds.

<b>Health Facilities and Emergency Medical Services Division</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>						
SB 15-234 (Long Bill)	\$28,328,178	\$1,840,578	\$15,577,534	\$5,175,407	\$5,734,659	149.2
Other legislation	1,000,000	1,000,000	0	0	0	0.0
HB 16-1247 (Supplemental Bill)	<u>110,000</u>	<u>0</u>	<u>0</u>	<u>110,000</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$29,438,178</b>	<b>\$2,840,578</b>	<b>\$15,577,534</b>	<b>\$5,285,407</b>	<b>\$5,734,659</b>	<b>149.2</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Health Facilities and Emergency Medical Services Division</b>						
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>						
FY 2015-16 Appropriation	\$29,438,178	\$2,840,578	\$15,577,534	\$5,285,407	\$5,734,659	149.2
R3 EMTS grants program	1,750,000	0	1,750,000	0	0	0.0
R5 Long bill adjustments	(75,000)	(75,000)	0	0	0	(1.0)
RM2 Poison center enhanced marijuana data collection	123,383	0	123,383	0	0	0.0
Annualize prior year budget actions	(6,957)	0	(6,957)	0	0	0.0
Annualize prior year legislation	(1,000,000)	(1,000,000)	110,000	(110,000)	0	0.0
Annualize salary survey and merit pay	145,081	7,430	74,055	63,596	0	0.0
Transfer to DPS adjustment	25,873	0	0	12,626	13,247	0.0
Informational funds adjustment	<u>190,900</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>190,900</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$30,591,458</b>	<b>\$1,773,008</b>	<b>\$17,628,015</b>	<b>\$5,251,629</b>	<b>\$5,938,806</b>	<b>148.2</b>
<b>Increase/(Decrease)</b>	\$1,153,280	(\$1,067,570)	\$2,050,481	(\$33,778)	\$204,147	(1.0)
Percentage Change	3.9%	(37.6%)	13.2%	(0.6%)	3.6%	(0.7%)
<b>FY 2016-17 Executive Request:</b>	<b>\$30,251,302</b>	<b>\$1,773,008</b>	<b>\$17,504,632</b>	<b>\$5,239,003</b>	<b>\$5,734,659</b>	<b>148.2</b>
Request Above/(Below) Recommendation	(\$340,156)	\$0	(\$123,383)	(\$12,626)	(\$204,147)	(0.0)

## DECISION ITEMS - HEALTH FACILITIES AND EMERGENCY MEDICAL SERVICES DIVISION

### ➔ R3 Emergency Medical and Trauma Services Grant Program

*Request:* The Department requests an increase of \$1,750,000 cash funds from the Emergency Medical Services Cash Fund in order to address the large uncommitted fund balance.

*Recommendation:* Staff recommends the Committee approve the request because the number of grant applications demonstrates there is an unmet need these dollars will address and the increased spending authority is the most effective mechanism to address the size of the uncommitted reserves in the Emergency Medical Services Cash Fund.

*Analysis:*

The Emergency Medical and Trauma Services Grant Program (Grant Program) provides grants to Colorado emergency medical and trauma service (EMTS) agencies to purchase equipment, vehicles, provide training, add personnel, improve retention and recruitment program and make system improvements. Equipment that can be purchased with these grants includes defibrillators, cardiac monitors, stretchers, extrication equipment, pagers, mobile radios, computers, servers, hardware and software, etc.). Vehicles that can be purchased with these grants include ambulances, all-terrain vehicles, quick response vehicles, and rescue trucks.

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

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Grantees are typically required to provide a local match which ensures there is local buy-in and support for the purchases that are made.

The Grant Program is funded by the Emergency Medical Services Cash Fund which receives a \$2.00 fee on each annual vehicle registration pursuant to Section 42-3-304 (21), C.R.S. As the number of vehicles registered each year increases the revenue into the Emergency Medical Services Cash Fund also increases. The amount of funds requested for grants has consistently outmatched the amount of funds available for grants due to the spending authority of the Grant Program. The following table summarizes the spending authority and the amount of funds requested through grants.

<b>Grant Spending Authority as Compared to Application Amounts</b>					
	<b>FY 2012-13</b>	<b>FY 2013-14</b>	<b>FY 2014-15</b>	<b>FY 2015-16</b>	<b>FY 2016-17</b>
Spending Authority	\$6,793,896	\$6,793,896	\$6,793,896	\$6,793,896	\$6,793,896
Applications	9,357,272	8,851,553	8,527,933	8,597,551	9,355,960
Difference	(\$2,563,376)	(\$2,057,657)	(\$1,734,037)	(\$1,803,655)	(\$2,562,064)

The number of vehicles registered each year has steadily increased, which has increased revenue into the Emergency Medical and Trauma Systems Cash Fund to the point where the fund now has a large uncommitted fund balance. Since the General Assembly has passed legislation prioritizing the funding of these grants through a specific fee on vehicle registrations, staff recommends the appropriation be increased so that the funds collected for grants can be awarded for grants. The following table summarizes the fund balance with the recommendation. Note the Emergency Medical and Trauma Systems Cash Fund supports other programs in addition to the Grant Program.

<b>Emergency Medical Services Cash Fund Balance With Appropriation Increase</b>				
	<b>FY 2014-15</b>	<b>FY 2015-16</b>	<b>FY 2016-17</b>	<b>FY 2017-18</b>
Beginning Fund Balance	\$1,647,507	\$2,164,578	\$2,929,500	\$1,774,884
Revenue	10,568,301	10,795,618	10,977,417	11,177,417
Expenditures	(10,051,230)	(10,030,696)	(10,382,033)	(10,382,033)
Additional Appropriation	0	0	(1,750,000)	(1,750,000)
<b>Ending Fund Balance</b>	<b>\$2,164,578</b>	<b>\$2,929,500</b>	<b>\$1,774,884</b>	<b>\$820,268</b>

Lastly the Department has requested this funding as on-going, but based on the revenue projections, assuming revenue increases by \$200,000 the Fund may not be able to support a full \$1,750,000 increase each year. Staff will reevaluate the fund each year during figure setting and make any appropriation adjustment recommendations needed to ensure the Fund stays solvent.

## LINE ITEM DETAIL – HEALTH FACILITIES AND EMERGENCY MEDICAL SERVICES DIVISION

### (A) Operations Management

#### Administration and Operations

This line item funds the personal services and operating expenses for division administration.

*Statutory Authority:* Section 25-25-102, C.R.S.

*Request:* The Department requests an appropriation of \$2,214,849 total funds, of which \$64,791 is General Fund and 23.5 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- A reduction of \$75,000 General Fund and 1.0 FTE for R5 Long Bill adjustments to transfer the tracking the prevalence of infections in health care settings to Division 8; and
- An increase of for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$2,214,849 total funds of which \$64,791 is General Fund and 23.5 FTE. Since this line item has had a significant number of changes over the last two fiscal years (division reorganization in FY 2014-15 and consolidation of divisional indirects in FY 2015-16), there is no recommended change to informational federal funds. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Health Facilities and Emergency Medical Services Division, Operations Management, Administration and Operations</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$2,275,194</u>	<u>\$137,314</u>	<u>\$2,074,776</u>	<u>\$63,104</u>	<u>24.5</u>
<b>TOTAL</b>	<b>\$2,275,194</b>	<b>\$137,314</b>	<b>\$2,074,776</b>	<b>\$63,104</b>	<b>24.5</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$2,275,194	\$137,314	\$2,074,776	\$63,104	24.5
Annualize salary survey and merit pay	14,655	2,477	12,178	0	0.0
R5 Long bill adjustments	<u>(75,000)</u>	<u>(75,000)</u>	<u>0</u>	<u>0</u>	<u>(1.0)</u>
<b>TOTAL</b>	<b>\$2,214,849</b>	<b>\$64,791</b>	<b>\$2,086,954</b>	<b>\$63,104</b>	<b>23.5</b>
<b>Increase/(Decrease)</b>	(\$60,345)	(\$72,523)	\$12,178	\$0	(1.0)
Percentage Change	(2.7%)	(52.8%)	0.6%	0.0%	(4.1%)
<b>FY 2016-17 Executive Request:</b>	<b>\$2,214,849</b>	<b>\$64,791</b>	<b>\$2,086,954</b>	<b>\$63,104</b>	<b>23.5</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	\$0	(0.0)

**(B) Health Facilities Programs**

**Home and Community Survey**

This line item funds the licensure, regulator and surveys for home and community based providers including assisted living, home care agencies, hospice, psychiatric residential treatment, acute treatment, adult day care, and a couple of other small provider groups.

*Statutory Authority:* Section 25-1.5 103, C.R.S.

*Request:* The Department requests an appropriation of \$1,670,747 total fund, of which \$74,102 is General Fund and 14.4 FTE. The request includes the following changes from the FY 2015-16 appropriation:

- An increase of \$110,000 cash funds for sunset of fee waivers for new and renewal licenses issued to the Community-Centered Boards and program approved service agencies pursuant to H.B. 14-1360 (Sunset Review Licensure Of Home Care Agencies);
- A reduction of \$6,957 cash funds for the annualization of one-time costs for the new FTE added in FY 2015-17 for R7 Assisted Living Surveyors; and
- An increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends an appropriation of \$1,670,747 total funds of which \$74,102 is General Fund and 14.4 FTE. The recommendation includes a reduction of \$110,000 reappropriated funds from the Department of Health Care Policy and Financing that was added through the supplemental bill (H.B. 16-1247) for the fee waivers required by H.B. 14-1360. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Health Facilities and Emergency Medical Services Division, Health Facilities Programs, Home and Community Survey</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	\$1,537,195	\$72,121	\$1,465,074	\$0	14.4
HB 16-1247 (Supplemental Bill)	<u>110,000</u>	<u>0</u>	<u>0</u>	<u>110,000</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,647,195</b>	<b>\$72,121</b>	<b>\$1,465,074</b>	<b>\$110,000</b>	<b>14.4</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$1,647,195	\$72,121	\$1,465,074	\$110,000	14.4
Annualize salary survey and merit pay	30,509	1,981	28,528	0	0.0
Annualize prior year legislation	0	0	110,000	(110,000)	0.0
Annualize prior year budget actions	<u>(6,957)</u>	<u>0</u>	<u>(6,957)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,670,747</b>	<b>\$74,102</b>	<b>\$1,596,645</b>	<b>\$0</b>	<b>14.4</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Health Facilities and Emergency Medical Services Division, Health Facilities Programs, Home and Community Survey</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>Reappropriated Funds</b>	<b>FTE</b>
<b>Increase/(Decrease)</b>	\$23,552	\$1,981	\$131,571	(\$110,000)	0.0
Percentage Change	1.4%	2.7%	9.0%	(100.0%)	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,670,747</b>	<b>\$74,102</b>	<b>\$1,596,645</b>	<b>\$0</b>	<b>14.4</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	\$0	0.0

**Nursing Facility Survey**

This line item funds the licensure, regulation and surveys of hospitals, nursing homes, ambulatory surgical centers, end stage renal disease (read dialysis), and clinics.

*Statutory Authority:* Section 25-1.5-103, C.R.S.

*Request:* The Department requests an appropriation of \$539,496 total fund, of which \$55,660 is General Fund and 5.5 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$539,496 total funds of which \$55,660 is General Fund and 5.5 FTE. The recommendation is in accordance with Committee policy and outlined in the following table.

<b>Health Facilities and Emergency Medical Services Division, Health Facilities Programs, Nursing Facility Survey</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$514,523</u>	<u>\$54,669</u>	<u>\$459,854</u>	<u>5.5</u>
<b>TOTAL</b>	<b>\$514,523</b>	<b>\$54,669</b>	<b>\$459,854</b>	<b>5.5</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$514,523	\$54,669	\$459,854	5.5
Annualize salary survey and merit pay	<u>24,973</u>	<u>991</u>	<u>23,982</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$539,496</b>	<b>\$55,660</b>	<b>\$483,836</b>	<b>5.5</b>
<b>Increase/(Decrease)</b>	\$24,973	\$991	\$23,982	0.0
Percentage Change	4.9%	1.8%	5.2%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$539,496</b>	<b>\$55,660</b>	<b>\$483,836</b>	<b>5.5</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	0.0

**Medicaid/Medicare Certification Program**

This Program certifies nursing homes and hospitals so they are qualified to receive federal Medicaid and Medicare payments. Medicaid reappropriated funds pay for certification of facilities caring for Medicaid patients and originated in the Department of Health Care Policy and Financing. The federal Medicare funds pay for certification of facilities caring for Medicare patients. The federal match rate for Medicaid certification funds varies depending upon the type of activity the certification program is engaged and averages a 35.0 percent to 65.0 percent state to federal split.

*Statutory Authority:* Section 25-1-107.5, C.R.S.

*Request:* The Department requests an appropriation of \$8,358,311 total funds, of which \$4,321,330 is Medicaid reappropriated funds and 92.4 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$8,358,311 total funds, of which \$4,321,330 is Medicaid reappropriated funds and 92.4 FTE based on historical expenditures from the line item which do not indicate significant over or under expenditures of the appropriation. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Health Facilities and Emergency Medical Services Division, Health Facilities Programs, Medicaid/Medicare Certification Program</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	<u>\$8,294,715</u>	<u>\$0</u>	<u>\$4,257,734</u>	<u>\$4,036,981</u>	<u>92.4</u>
<b>TOTAL</b>	<b>\$8,294,715</b>	<b>\$0</b>	<b>\$4,257,734</b>	<b>\$4,036,981</b>	<b>92.4</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$8,294,715	\$0	\$4,257,734	\$4,036,981	92.4
Annualize salary survey and merit pay	<u>63,596</u>	<u>0</u>	<u>63,596</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$8,358,311</b>		<b>\$4,321,330</b>	<b>\$4,036,981</b>	<b>92.4</b>
<b>Increase/(Decrease)</b>	\$63,596	\$0	\$63,596	\$0	0.0
Percentage Change	0.8%	0.0%	1.5%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$8,358,311</b>	<b>\$0</b>	<b>\$4,321,330</b>	<b>\$4,036,981</b>	<b>92.4</b>
Request Above/(Below) Recommendation	\$0		\$0	\$0	0.0

**Transfer to Department of Public Safety**

This line item funds the transfer of Medicaid reappropriated funds and federal Medicare funds to the Department of Public Safety for all the costs associated with the life safety code plan reviews and inspections of health facilities (including centrally-appropriated line items, personal services, and operating expenses). These responsibilities were transferred to the Department of Public Safety from this Department pursuant to H.B. 12-1268 and H.B. 13-1155.

*Statutory Authority:* Sections 24-33.5-1201 (5) and 25-1.5-103 (5) (c), C.R.S.

*Request:* The Department requests an appropriation of \$740,815 total funds, of which \$379,157 is Medicaid reappropriated funds and \$361,658 is federal Medicare funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$767,620 total funds, of which \$374,599 is Medicaid reappropriated funds based on the Department of Public Safety's request. Staff requests permission to adjust the line based on the Committees action for outstanding common policy line items and any adjustments made during Public Safety's figure setting.

<b>Health Facilities and Emergency Medical Services Division, Health Facilities Programs, Transfer to Department of Public Safety</b>					
	<b>Total Funds</b>	<b>General Fund</b>	<b>Reappropriated Funds</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	\$741,747	\$0	\$361,973	\$379,774	0.0
<b>TOTAL</b>	<b>\$741,747</b>	<b>\$0</b>	<b>\$361,973</b>	<b>\$379,774</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$741,747	\$0	\$361,973	\$379,774	0.0
Transfer to DPS adjustment	<u>25,873</u>	<u>0</u>	<u>12,626</u>	<u>13,247</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$767,620</b>		<b>\$374,599</b>	<b>\$393,021</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$25,873	\$0	\$12,626	\$13,247	0.0
Percentage Change	3.5%	0.0%	3.5%	3.5%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$741,747</b>	<b>\$0</b>	<b>\$361,973</b>	<b>\$379,774</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$25,873)		(\$12,626)	(\$13,247)	0.0

**Line Items Included for Informational Purposes Only**

Health Facilities General Licensure Program

The Health Facilities General Licensure Program line item was eliminated in FY 2015-16 through the addition of the Home and Community Survey and Nursing Facility Survey line items. This line item appears in the numbers pages because of historical actual expenditures and will not appear in the Department's section of the FY 2015-16 Long Bill.



**(C) Emergency Medical Services**

**State EMS Coordination, Planning and Certification Program**

The State Emergency Medical Services (EMS) Coordination, Planning and Certification Program oversees Colorado's Emergency Medical and Trauma Services System; certifies emergency medical technicians (EMTs), and provides technical assistance to local and regional emergency medical services providers and trauma centers. The Program assists the State Emergency Medical Services Advisory Council which makes recommendations to the department regarding emergency medical services and trauma system rules and allocation of funds. Third the Program assists the State Emergency Medical Practice Advisory Council which advises the department regarding the scope of practice for EMTs, supports the regional coordination of emergency medical and trauma care, and administers the grants program.

The Program also includes the air ambulance licensure program, which licenses fixed-wing and rotor-wing ambulance services and EMS/Trauma Telecommunication Support, through which the Department transfers funding to DPA to fund a communications engineer who assists EMS agencies statewide with communications issues.

*Statutory Authority:* Section 25-3.5-101 through 709, C.R.S.

*Request:* The Department requests an appropriation of \$1,323,554 total funds, of which \$43,315 is General Fund and 10.6 FTE. The request includes an increase of General Fund for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$1,323,554 total funds, of which \$43,315 is General Fund and 10.6 FTE because historical expenditures from the line demonstrate the recommendation is an appropriation funding due to no significant over or under expenditures of the line. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Health Facilities and Emergency Medical Services Division, Emergency Medical Services, State EMS Coordination, Planning and Certification Program</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$1,319,231</u>	<u>\$41,334</u>	<u>\$1,277,897</u>	<u>10.6</u>
<b>TOTAL</b>	<b>\$1,319,231</b>	<b>\$41,334</b>	<b>\$1,277,897</b>	<b>10.6</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$1,319,231	\$41,334	\$1,277,897	10.6
Annualize salary survey and merit pay	<u>4,323</u>	<u>1,981</u>	<u>2,342</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,323,554</b>	<b>\$43,315</b>	<b>\$1,280,239</b>	<b>10.6</b>
<b>Increase/(Decrease)</b>	\$4,323	\$1,981	\$2,342	0.0
Percentage Change	0.3%	4.8%	0.2%	0.0%

<b>Health Facilities and Emergency Medical Services Division, Emergency Medical Services, State EMS Coordination, Planning and Certification Program</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2016-17 Executive Request:</b>	<b>\$1,323,554</b>	<b>\$43,315</b>	<b>\$1,280,239</b>	<b>10.6</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	0.0

**Distributions to Regional Emergency Medical and Trauma Councils**

This line item funds the distribution of funds to the state’s eleven Regional Emergency Medical and Trauma Advisory Councils (RETACs) pursuant to Section 25-3.5-603 (3) (b), C.R.S. RETACs are formed by the governing bodies of four or more counties having geographic proximity, and each is responsible for developing and implementing a system plan for coordinated delivery of emergency medical and trauma care within its region. This line item provides funding for distributions to RETACs. Each RETAC has, since 2002, annually received \$75,000 plus \$15,000 for each county within the RETAC.

*Statutory Authority:* Section 25-3.5-603 (3) (b), C.R.S.

*Request:* The Department requests an appropriation of \$1,785,000 cash funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department request for an appropriation of \$1,785,000 cash funds because the Department has historically expended all the funds in this line on RETACs and the funding is required by Section 25-3.5-603 (3) (b), C.R.S.

**Emergency Medical Services Provider Grants**

This line item funds emergency medical service grants to local agencies for training, medical, and telecommunications equipment such as defibrillators, communications equipment, data collection equipment, and new vehicles. New emergency vehicles typically accounting for more than half of the dollars granted. Grants are evaluated based on need, with priority given to replacement of old systems and equipment, and applicants must provide a 50.0 percent match unless they can demonstrate financial hardship.

*Statutory Authority:* Section 25-3.5-603 (3), C.R.S.

*Request:* The Department requests an appropriation of \$8,443,896 cash funds. The request includes an increase of \$1,750,000 cash funds for R3 Emergency Medical and Trauma Services Grant Program.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$8,443,896 cash funds in accordance with the recommendation to approve R3 Emergency Medical and Trauma Services Grant Program. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

*JBC Staff Figure Setting: FY 2016-17  
Staff Working Document – Does Not Represent Committee Decision*

<b>Health Facilities and Emergency Medical Services Division, Emergency Medical Services, Emergency Medical Services Provider Grants</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$6,693,896</u>	<u>\$0</u>	<u>\$6,693,896</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$6,693,896</b>	<b>\$0</b>	<b>\$6,693,896</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$6,693,896	\$0	\$6,693,896	0.0
R3 EMTS grants program	<u>1,750,000</u>	<u>0</u>	<u>1,750,000</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$8,443,896</b>		<b>\$8,443,896</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$1,750,000	\$0	\$1,750,000	0.0
Percentage Change	26.1%	0.0%	26.1%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$8,443,896</b>	<b>\$0</b>	<b>\$8,443,896</b>	<b>0.0</b>
Request Above/(Below) Recommendation	\$0		\$0	0.0

**Trauma Facility Designation Program**

The State Board of Health and this Division have oversight of the state's trauma care system, and health care facilities have the choice of becoming a designated trauma center. . Trauma Centers are designated as Level I through Level V, with Level I centers providing the most complex care. Designation level reflects the amount and type of resources available to care for a severely injured patient.

Health care facilities that choose to be "non-designated" agree to not keep trauma patients with complex injuries, or may agree to care for trauma patients, in which case they will receive site reviews and be designated by the state as Level I (highest) through Level V trauma centers. Fees charged to trauma care facilities, are set by the State Board of Health, to cover the cost of trauma facility designation, but cannot cover related costs, such as attorney fees, ongoing monitoring, provision of technical assistance, and rule making.

*Statutory Authority:* Section 25-3.5-701 through 709, C.R.S.

*Request:* The Department requests an appropriation of \$367,262 cash funds and 1.8 FTE. The request includes an increase for the annualization of FY 2015-16 salary survey and merit pay.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$367,262 cash funds and 1.8 FTE. Historical expenditures from the line item indicate that the appropriation is set a level sufficient to support the Trauma Facility Designation Program. The recommendation is calculated in accordance with Committee policy.

*JBC Staff Figure Setting: FY 2016-17  
Staff Working Document – Does Not Represent Committee Decision*

<b>Health Facilities and Emergency Medical Services Division, Emergency Medical Services, Trauma Facility Designation Program</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$360,237</u>	<u>\$0</u>	<u>\$360,237</u>	<u>1.8</u>
<b>TOTAL</b>	<b>\$360,237</b>	<b>\$0</b>	<b>\$360,237</b>	<b>1.8</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$360,237	\$0	\$360,237	1.8
Annualize salary survey and merit pay	<u>7,025</u>	<u>0</u>	<u>7,025</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$367,262</b>		<b>\$367,262</b>	<b>1.8</b>
<b>Increase/(Decrease)</b>	\$7,025	\$0	\$7,025	0.0
Percentage Change	2.0%	0.0%	2.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$367,262</b>	<b>\$0</b>	<b>\$367,262</b>	<b>1.8</b>
Request Above/(Below) Recommendation	\$0		\$0	0.0

**Federal Grants**

This line reflects federal grants received by the Division for various activities and programs.

*Statutory Authority:* Section 25-1.5-101 (1) (m), C.R.S.

*Request:* The Department requests an appropriation of \$99,400 federal funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$290,300 federal funds. The difference from the request is that the recommendation includes an increase of \$190,900 federal funds appropriated for informational purposes. The recommendation is calculated in accordance with Committee policy and outlined in the following table.

<b>Health Facilities and Emergency Medical Services Division, Emergency Medical Services, Federal Grants</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	<u>\$99,400</u>	<u>\$0</u>	<u>\$99,400</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$99,400</b>	<b>\$0</b>	<b>\$99,400</b>	<b>0.0</b>

*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Health Facilities and Emergency Medical Services Division, Emergency Medical Services, Federal Grants</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>	<b>FTE</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$99,400	\$0	\$99,400	0.0
Informational funds adjustment	<u>190,900</u>	<u>0</u>	<u>190,900</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$290,300</b>		<b>\$290,300</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	\$190,900	\$0	\$190,900	0.0
Percentage Change	192.1%	0.0%	192.1%	0.0%
<b>FY 2016-17 Executive Request:</b>				
Request Above/(Below) Recommendation	(\$190,900)		(\$190,900)	0.0

**Poison Control**

Under the authority of the Poison Control Act (Title 25, Article 32, C.R.S.), the Department contracts with the Rocky Mountain Poison and Drug Center, an affiliate of Denver Health, to provide a 24-hour-a-day, toll free phone number that Colorado citizens can call to obtain poison information. The hotline handles over 70,000 cases per year with the average case involving 3 or 4 calls. The phones are staffed by nurses, pharmacists and "poison-information providers." Board-certified medical toxicologists are also on call. The Center is part of the state's response plan for chemical and biological terrorism, and a nationwide monitoring system that looks for unusual patterns that could be the first sign of such an event. In addition, the Center provides statewide training for professionals and the public on prevention and proper treatment of poisonings.

*Statutory Authority:* Section 25-32-101 through 106, C.R.S.

*Request:* The Department requests an appropriation of \$1,535,140 General Fund. The request includes no changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$1,658,523 total funds, of which \$1,535,140 is General Fund. The recommendation includes an increase of \$63,283 cash funds from the Marijuana Tax Cash Fund in accordance with the recommendation to fund the data system for RM2 Poison Center Enhanced Marijuana Data Collection in the existing Poison Control line item. Additionally the recommendation includes the reduction of \$1.0 million General Fund for the one-time appropriation included in H.B. 15-1367 (Retail Marijuana Taxes). The recommendation is calculated in accordance with Committee policy and outlined in the following table.

*JBC Staff Figure Setting: FY 2016-17  
Staff Working Document – Does Not Represent Committee Decision*

<b>Health Facilities and Emergency Medical Services Division, Emergency Medical Services, Poison Control</b>				
	<b>Total Funds</b>	<b>General Fund</b>	<b>Cash Funds</b>	<b>FTE</b>
<b>FY 2015-16 Appropriation</b>				
SB 15-234 (Long Bill)	\$1,535,140	\$1,535,140	\$0	0.0
Other legislation	<u>1,000,000</u>	<u>1,000,000</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$2,535,140</b>	<b>\$2,535,140</b>	<b>\$0</b>	<b>0.0</b>
<b>FY 2016-17 Recommended Appropriation</b>				
FY 2015-16 Appropriation	\$2,535,140	\$2,535,140	\$0	0.0
RM2 Poison center enhanced marijuana data collection	123,383	0	123,383	0.0
Annualize prior year legislation	<u>(1,000,000)</u>	<u>(1,000,000)</u>	<u>0</u>	<u>0.0</u>
<b>TOTAL</b>	<b>\$1,658,523</b>	<b>\$1,535,140</b>	<b>\$123,383</b>	<b>0.0</b>
<b>Increase/(Decrease)</b>	(\$876,617)	(\$1,000,000)	\$123,383	0.0
Percentage Change	(34.6%)	(39.4%)	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$1,535,140</b>	<b>\$1,535,140</b>	<b>\$0</b>	<b>0.0</b>
Request Above/(Below) Recommendation	(\$123,383)	\$0	(\$123,383)	0.0

**Line Items Included for Informational Purposes Only**

Stroke and STEMI Heart Attach Designation

This line item was moved to the Health Facilities and Emergency Medical Services Division through the FY 2015-16 supplemental to correct a technical error in location of the appropriation. This line item appears in the numbers pages because of historical actual expenditures and will not appear in the Department's section of the FY 2015-16 Long Bill.

## **(D) Indirect Cost Assessment**

### **Indirect Cost Assessment**

*Request:* The Department requests and appropriation of \$3,171,900 total funds. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommendation for indirect costs is pending Committee action on outstanding centrally appropriated line items. Staff requests permission to adjust the line based on final Committee action on centrally appropriated line items.

## **(11) Office of Emergency Preparedness and Response**

The Office develops and implements emergency response plans to enable the Department to ensure the protection of health and the medical response for victims when an emergency occurs in Colorado. The Office works to ensure the Department, local public health, and medical agencies have plans for responding to emergency events and administering medication in mass quantities to all citizens in Colorado. Funding for this division includes General Fund and federal funds. Additional responsibilities of the Office include:

- Training of health and medical professionals on the latest and improved response protocols, including the National Incident Management System;
- Ensuring that public health and medical programs are integrated with law enforcement, the Division of Emergency Management and other state departments critical to the state's response;
- Providing emergency preparedness education and training to Department employees, medical and public health partners;
- Ensuring the rapid receipt, storage and distribution of the Strategic National Stockpile (SNS) supplies and medication during an emergency;
- Activation of the Department Emergency Operations Center (DOC) during emergency situations;
- Coordinate and enhance the capacity of the Emergency System for Advance Registration of Volunteer Health Professionals, which enables the Colorado Hospital Preparedness Program to expand and integrate the Colorado Medical Reserve Corps to enable the preparation of volunteers for an all-hazards response;
- Fulfill responsibilities as the state lead agency for Behavioral Health during, and after an emergency event to assist individuals and communities recovering from the challenging effects of natural and human-caused disasters through the provision of community-based outreach and psycho educational services.

The amount of federal dollars this Division receives is driven by formulas that are based in part on state population, and if the state accepts the federal funds, the state must provide the required match amount.



*JBC Staff Figure Setting: FY 2016-17*  
*Staff Working Document – Does Not Represent Committee Decision*

<b>Office of Emergency Preparedness and Response</b>					
	Total Funds	General Fund	Reappropriated Funds	Federal Funds	FTE
<b>FY 2015-16 Appropriation</b>					
SB 15-234 (Long Bill)	\$16,257,500	\$1,589,558	\$0	\$14,667,942	35.1
<b>TOTAL</b>	<b>\$16,257,500</b>	<b>\$1,589,558</b>	<b>\$0</b>	<b>\$14,667,942</b>	<b>35.1</b>
<b>FY 2016-17 Recommended Appropriation</b>					
FY 2015-16 Appropriation	\$16,257,500	\$1,589,558	\$0	\$14,667,942	35.1
<b>TOTAL</b>	<b>\$16,257,500</b>	<b>\$1,589,558</b>	<b>\$0</b>	<b>\$14,667,942</b>	<b>35.1</b>
Percentage Change	0.0%	0.0%	0.0%	0.0%	0.0%
<b>FY 2016-17 Executive Request:</b>	<b>\$16,257,500</b>	<b>\$1,589,558</b>	<b>\$0</b>	<b>\$14,667,942</b>	<b>35.1</b>
Request Above/(Below) Recommendation	\$0	\$0	\$0	\$0	(0.0)

**DECISION ITEMS - OFFICE OF EMERGENCY PREPAREDNESS AND RESPONSE (NONE)**

This Division does not have any decision items.

**LINE ITEM DETAIL – OFFICE OF EMERGENCY PREPAREDNESS AND RESPONSE**

**Administration and Support**

This line item was created in FY 2015-16 and funds the personnel and operating expenses associated with administering the various emergency preparedness and response programs.

*Statutory Authority:* Sections 25-7-104 through 110.5, C.R.S.

*Request:* The Department requests an appropriation of \$924,633 total funds, of which \$299,297 is General Fund and 12.1 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$924,633 total funds, of which \$299,297 is General Fund and 12.1 FTE. The recommendation is calculated in accordance with Committee policy.

**Emergency Preparedness and Response Program**

This line item funds the personnel and operating expenses of the Division.

*Statutory Authority:* Section 25-7-104 through 110.5, C.R.S.

*Request:* The Department requests an appropriation of \$14,319,822 total funds, of which \$1,076,616 is General Fund and 20.6 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends the Department's request for an appropriation of \$14,319,822 total funds, of which \$1,076,616 is General Fund and 20.6 FTE. The recommendation is calculated in accordance with Committee policy.

**State Directed Emergency Preparedness and Response Activities**

This line item was created in FY 2015-16 and funds division activities not tied to the federal funds that are required either by State Board of Health rules or statute. These activities include staffing the Governor's Expert Emergency Epidemic Response Committee, running the Department's emergency operations center during emergencies, overseeing agreements between local municipalities which enable the sharing of equipment and materials in the event of emergencies (these MOUs are not required by the federal government), and regulating the cache of certain antibiotics within the State.

*Statutory Authority:* Sections 25-7-104 through 110.5, C.R.S.

*Request:* The Department requests an appropriation of \$213,645 General Fund and 2.4 FTE. The request does not include any changes from the FY 2015-16 appropriation.

*Recommendation:* Staff recommends an appropriation of \$213,645 General Fund and 2.4 FTE. The recommendation is calculated in accordance with Committee policy.

**Indirect Costs**

*Request:* The Department requests and appropriation of \$799,400 federal funds. The request does not include any changes from FY 2015-16 appropriation.

*Recommendation:* Staff recommendation for indirect costs is pending Committee action on outstanding centrally appropriated line items. Staff requests permission to adjust the line based on final Committee action on centrally appropriated line items.

## **Long Bill Footnotes and Requests for Information**

### **LONG BILL FOOTNOTES**

Staff recommends the following **new** footnotes:

- 1 Department of Public Health and Environment, Administration and Support Division, Administration, Leave Payouts -- It is the intent of the General Assembly that the Department use this line item to pay leave payouts for cash funded and federal funded employees only.

Comment: Staff is recommending the addition of a footnote to the Leave Payouts line item to ensure that the indirect cost recoveries from cash and federal sources are only paying the leave layouts for cash and federal funded employees. The footnote would require the Department to use personal services vacancy savings to pay for General Fund employee leave payouts.

- 2 Department of Public Health and Environment, Water Quality Control Program, Clean Water Program, Water Quality Improvement -- This appropriation remains available until the completion of the project or the close of FY 2017-18, whichever comes first.

Comment: Staff recommends a roll forward footnote be added to the Water Quality Improvement line item to ensure the funds granted for water quality improvement projects pursuant to Section 25-8-608 (1.7), C.R.S. are fully expended over a two year period. Senate Joint Resolution 14-039 included the following addition to Joint Legislative Rule 45 (c) "a budget request regardless of the source of funds or total request amount to make local grant awards for construction projects is classified as an operating budget request and is reviewed by the Joint Budget Committee." As a result of new language added by SJR 14-039 the funding for Water Quality Improvement Grants is now included in the operating section of the Long Bill.

Staff recommends the footnote because the capital construction budget provides for three years of spending authority and the operating budget does not. In order to ensure grantees are able to complete projects over the period of two years and not lose funding due to accounting adjustments that a single year appropriation would impose, staff recommends the footnote. The addition of the footnote to this line item is similar to the footnote added to the Brownfields Cleanup Program line item that was added to the operating budget in FY 2015-16 as a result of SJR 14-039.

Staff recommends **continuing** the following footnotes, with modifications in struck type and small caps:

- 3 Department of Public Health and Environment, Hazardous Materials and Waste Management Division, Contaminated Site Cleanups and Remediation Programs, ~~Brownsfield~~ BROWNFIELDS Cleanup Program -- This appropriation remains available until the completion of the project or the close of FY 2017-18, whichever comes first.

Comment: Staff recommends a roll forward footnote be amended and contained to ensure the funds granted for Brownfields Cleanup projects can be fully expended by grantees. Senate Joint Resolution 14-039 included the following addition to Joint Legislative Rule 45 (c) "a budget request regardless of the source of funds or total request amount to make local grant awards for construction projects is classified as an operating budget request and is reviewed by the Joint Budget Committee." As a result of new language added by SJR 14-039 the funding for Water Quality Improvement Grants is now included in the operating section of the Long Bill.

Staff recommends the footnote because the capital construction budget provides for three years of spending authority and the operating budget does not. In order to ensure grantees are able to complete cleanup projects and not lost funding due to accounting adjustments that a single year appropriation would impose staff recommends the footnote be continued.

- 4 Department of Public Health and Environment, Prevention Services Division, Family and Community Health, Women's Health, Family Planning Program Administration; Family Planning Purchase of Services; and Family Planning Federal Grants -- 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.

Comment: Based on the historical decisions of the General Assembly, staff recommends the following footnote be continued to reiterate existing language in the State Constitution. The language in the footnote is redundant of the prohibition located in Section 50 of Article 5 of the State Constitution and in Section 26-4-512, C.R.S. The Colorado State Constitution trumps any footnote language in the Long Bill and the footnote does not provide any additional direction to the Department.

- 5 Department of Public Health and Environment, Prevention Services Division, Chronic Disease Prevention Programs, Transfer to Health Disparities Program Fund – It is the intent of the General Assembly that if actual Amendment 35 revenues are higher than the appropriation, the transfer to the Health Disparities Program Fund of 3.2 percent of Amendment 35 revenue be increased by a like amount.

Comment: Staff recommends the following footnote be continued to enable the transfer of 3.2 percent of Amendment 35 revenue to the Health Disparities Program Fund regardless of the Long Bill appropriation. Statute and the constitution require that 3.2 percent of Amendment 35 revenue created to the Prevention, Early Detection, and Treatment Fund be transferred to the Health Disparities Program Fund. Without the flexibility to increase the transfer above the appropriation if actual revenue is higher than the appropriation, the Department would either violate the Constitution by not transferring 3.2 percent or the Long Bill by exceeding the appropriation.

- 6 Department of Public Health and Environment, Prevention Services Division, Family and Community Health, Children and Youth Health, School-based Health Centers -- It is the intent of the General Assembly that the appropriation be used for the purpose of assisting the establishment, expansion, and ongoing operations of school-based health centers in Colorado.

Comment: Staff recommends the footnote be continued on the School-based Health Centers line item to continue expressing the General Assembly's intent for how the funds are used.

Staff recommends **discontinuing** the following footnotes:

- 7 Department of Public Health and Environment, Air Pollution Control Division, Stationary Sources, Air Quality Dispersion Study – It is the intent of the General Assembly that the appropriation be used for the purpose of collecting data that will be used to conduct a health risk assessment.

Comment: Staff recommends the following footnote be discontinued because the Air Quality Dispersion Study will be completed at the end of FY 2015-16 and no funding is requested for FY 2016-17.

## REQUESTS FOR INFORMATION

Staff recommends the following **new** requests for information:

- 1 Department of Public Health and Environment, Laboratory Services Division, Certification -- The Department is request to provide on November 1, 2016 an update on the development of the Marijuana Proficiency Testing Program. The update should include what issues the Department has identified that must be resolved, what solutions the Department has explored and whether or not the solutions are viable, and what additional appropriations the Department requires to have a fully functional Proficiency Testing Program and why. The Department is also requested to provide information on how the data collected by the Department of Agriculture through the cannabinoid content and homogeneity testing will be incorporated into the development of the proficiency testing protocols.

Comment: There are a number of issues that have arisen as the Department has worked through the requirements of H.B. 15-1283 and the complexities related to developing and implementing accredited proficiency testing protocols. Staff recommends a request for information be added to keep the Committee informed on the progress of the Department's work and what additional resources may be required.

- 2 Department of Public Health and Environment, Hazardous Materials and Waste Management Division, Contaminated Site Cleanups and Remediation Programs -- 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. The Department is requested to submit this report to the Joint Budget Committee by November 1, 2016.

*Comment:* The information provided in the Department response on future state costs related to the oversight of superfund sites in the State is something the Committee to be aware of. Since these costs do not change significant year to year, staff recommends the request be sent every other year. The request was most recently sent in FY 2014-15 therefore staff recommends the request be sent in FY 2016-17.

- 3 Department of Public Health and Environment, Division of Environmental Health and Sustainability, Recycling Resources Economic Opportunity Fund -- The Department is requested to provide by November 1, 2016 the number of grant applications received for FY 2016-17, the number and dollar amount of grants awarded for FY 2016-17, the year-to-date expenditure of those grants, and what actions the Department is taking to ensure full expenditure of the awarded grant amounts.

Comment: In order to ensure the Department is following through on increase the dollars going towards grants staff is recommending the request for information is included for FY 2016-17. This will allow the Committee to review the use of the dollars during the briefings for FY 2017-18 and make any necessary adjustments prior to the close of the fiscal year.

Staff recommends **continuing** the following requests for information, with modifications in struck type and small caps:

- 4 The Department is requested to submit to the Joint Budget Committee by November 1, ~~2015~~ 2016 an updated strategic plan to most efficiently manage the grant programs administered by the Department. The plan should include an overview of the grant programs and the current methods used to track applications, make grant decisions, pay out grants fund, and the financial and performance standards used to monitor grantees. The plan should also include the proposed changes to improve and standardize Department methods and a timeline for implementing the proposed changes.

Comment: The information provided in response to the request for information will provide staff, and the Committee with follow-up information on how the Department is implementing changes across all grant programs so that there is adequate, but not excessive level of monitoring and accountability. The FY 2015-16 response was a starting point but indicated a lot of work remained to be completed to streamline how the Department handles all the grant programs and a second year of information will enable the Committee to determine if the funding and staff provided to the Department starting in FY 2013-14 is effective in making operational changes resulting in improved monitoring and grantee outcomes.

- 5 Department of Public Health and Environment, Water Quality Control Division, Clean Water Sectors -- The Department is requested to submit a monthly report for expenditures by fund source for each of the clean water sectors.

Comment: Staff recommends this request for information be continued so the General Assembly receives data about the revenue and expenditures for each Clean Water Sector.

- 6 Department of Public Health and Environment, Disease Control and Environmental Epidemiology, Environmental Epidemiology, Oil and Gas Health Activities -- The Department is requested to submit to the Joint Budget Committee by November 1, 2015 a summary of the status of the Health Concern Information Line and website, as well as the Mobile Air Quality Monitoring Unit. The report should include a summary of the activity on the website, the information line, and the mobile unit.

Comment: Staff recommends continuing the above request for information because the work on oil and gas activities was only four months old when the first request for information was sent, and resending the request for information will provide the Committee with fifteen months of data and analysis for a better idea of how the activities are working.

Staff recommends **discontinuing** the following requests for information:

- 7 Department of Public Health and Environment, Disease Control and Environmental Epidemiology Division, Administration, General Disease Control, and Surveillance, Immunization Personal Services -- The Department is requested to submit a report to the Joint Budget Committee by November 1, 2015 regarding efforts to develop and implement a program similar to the federal Vaccines for Children Program involving the Children's Health Plan Plus and the Immunization Program.

Comment: Staff recommends the above request for information be discontinued because there is no longer funding or staff in the FY 2016-17 Long Bill for this purpose due to changes in the Children's Health Plan Plus Program.



*JBC Staff Staff Figure Setting - FY 2016-17*  
*Staff Working Document - Does Not Represent Committee Decision*

**Appendix A: Number Pages**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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<p><b>DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT</b>  <b>Dr. Larry Wolk, Executive Director</b></p>
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**(1) ADMINISTRATION AND SUPPORT**

**(A) Administration**

This subdivision performs operations that are common to all divisions, including accounting, budgeting, data processing, human resources, and purchasing. The appropriation for this subdivision includes money for centrally-appropriated personal services, and is primarily funded with reappropriated funds from departmental indirect cost recoveries.

Personal Services	<u>5,216,258</u>	<u>5,911,925</u>	<u>6,951,264</u>	<u>7,430,698</u>	<u>7,409,767</u> *
FTE	65.9	70.5	77.2	78.3	78.3
General Fund	0	0	74,286	76,961	76,961
Reappropriated Funds	5,014,689	5,582,011	6,819,678	7,028,209	7,007,278
Federal Funds	201,569	329,914	57,300	325,528	325,528
Leave Payouts	<u>481,145</u>	<u>481,145</u>	<u>481,145</u>	<u>738,344</u>	<u>865,781</u> *
Reappropriated Funds	481,145	481,145	481,145	738,344	865,781
Health, Life, and Dental	<u>4,478,614</u>	<u>3,945,140</u>	<u>6,981,851</u>	<u>10,623,757</u>	<u>10,639,611</u>
General Fund	689,576	630,642	1,103,512	1,195,990	1,195,990
Cash Funds	3,003,080	2,481,946	3,753,458	4,028,737	4,044,591
Reappropriated Funds	785,958	832,552	1,160,153	1,097,803	1,097,803
Federal Funds	0	0	964,728	4,301,227	4,301,227

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
Short-term Disability	<u>82,355</u>	<u>105,081</u>	<u>131,259</u>	<u>176,757</u>	<u>176,917</u>
General Fund	12,226	16,126	21,677	19,795	19,795
Cash Funds	54,089	70,720	71,684	63,956	64,116
Reappropriated Funds	16,040	18,235	22,018	19,134	19,134
Federal Funds	0	0	15,880	73,872	73,872
 S.B. 04-257 Amortization Equalization					
Disbursement	<u>1,595,059</u>	<u>1,968,820</u>	<u>2,681,965</u>	<u>4,560,041</u>	<u>4,564,084</u>
General Fund	234,990	301,919	448,010	510,563	510,563
Cash Funds	1,049,100	1,325,199	1,481,662	1,651,263	1,655,306
Reappropriated Funds	310,969	341,702	454,815	493,142	493,142
Federal Funds	0	0	297,478	1,905,073	1,905,073
 S.B. 06-235 Supplemental Amortization					
Equalization Disbursement	<u>1,439,394</u>	<u>1,845,769</u>	<u>2,582,084</u>	<u>4,512,541</u>	<u>4,516,542</u>
General Fund	211,391	283,049	432,737	505,245	505,245
Cash Funds	947,104	1,242,374	1,431,151	1,634,062	1,638,063
Reappropriated Funds	280,899	320,346	439,310	488,005	488,005
Federal Funds	0	0	278,886	1,885,229	1,885,229
 Salary Survey	<u>983,956</u>	<u>1,327,939</u>	<u>805,351</u>	<u>97,284</u>	<u>97,284</u>
General Fund	136,839	203,751	111,743	10,776	10,776
Cash Funds	658,504	894,137	379,129	59,038	59,038
Reappropriated Funds	188,613	230,051	113,891	1,645	1,645
Federal Funds	0	0	200,588	25,825	25,825

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Merit Pay	<u>600,659</u>	<u>454,048</u>	<u>585,020</u>	<u>0</u>	<u>0</u>
General Fund	83,534	64,405	100,403	0	0
Cash Funds	401,985	308,533	321,215	0	0
Reappropriated Funds	115,140	81,110	95,762	0	0
Federal Funds	0	0	67,640	0	0
Shift Differential	<u>4,568</u>	<u>5,099</u>	<u>5,546</u>	<u>23,038</u>	<u>23,038</u>
General Fund	49	55	410	0	0
Cash Funds	4,519	5,044	5,136	14,803	14,803
Reappropriated Funds	0	0	0	160	160
Federal Funds	0	0	0	8,075	8,075
Workers' Compensation	<u>512,315</u>	<u>641,745</u>	<u>683,285</u>	<u>664,262</u>	<u>664,262</u>
Reappropriated Funds	512,315	641,745	683,285	664,262	664,262
Operating Expenses	<u>1,277,384</u>	<u>1,938,926</u>	<u>1,938,926</u>	<u>2,316,962</u>	<u>2,316,397</u> *
Reappropriated Funds	1,277,384	1,938,926	1,938,926	2,316,962	2,316,397
Legal Services	<u>2,512,287</u>	<u>2,788,545</u>	<u>2,700,849</u>	<u>2,700,849</u>	<u>2,700,849</u>
Cash Funds	0	19,125	0	0	0
Reappropriated Funds	2,512,287	2,769,420	2,700,849	2,700,849	2,700,849
Toxicology Unit Legal Services	<u>135,018</u>	<u>39,855</u>	<u>25,178</u>	<u>0</u>	<u>0</u>
General Fund	135,018	39,855	25,178	0	0
Administrative Law Judge Services	<u>47,493</u>	<u>8,220</u>	<u>25,538</u>	<u>9,958</u>	<u>9,958</u> *
Reappropriated Funds	47,493	8,220	25,538	9,958	9,958

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Payment to Risk Management and Property Funds	<u>99,120</u>	<u>110,909</u>	<u>133,949</u>	<u>203,263</u>	<u>203,263</u> *
Reappropriated Funds	99,120	110,909	133,949	203,263	203,263
Vehicle Lease Payments	<u>311,110</u>	<u>284,332</u>	<u>351,365</u>	<u>421,657</u>	<u>421,657</u> *
General Fund	620	620	0	0	0
Cash Funds	200,814	184,278	250,554	320,846	320,846
Reappropriated Funds	41,550	40,873	67,621	67,621	67,621
Federal Funds	68,126	58,561	33,190	33,190	33,190
Leased Space	<u>6,163,673</u>	<u>6,203,302</u>	<u>6,378,000</u>	<u>6,526,245</u>	<u>6,526,245</u>
Cash Funds	179,393	178,769	202,866	202,866	202,866
Reappropriated Funds	5,907,643	5,996,134	6,161,634	6,309,879	6,309,879
Federal Funds	76,637	28,399	13,500	13,500	13,500
Capitol Complex Leased Space	<u>35,150</u>	<u>26,169</u>	<u>27,297</u>	<u>34,085</u>	<u>34,085</u>
Reappropriated Funds	35,150	26,169	27,297	34,085	34,085
Payments to OIT	<u>0</u>	<u>7,159,203</u>	<u>10,067,115</u>	<u>7,807,887</u>	<u>7,807,887</u> *
General Fund	0	2,874	1,311,669	1,691,843	1,691,843
Cash Funds	0	53,560	1,100,696	221,925	221,925
Reappropriated Funds	0	7,102,769	7,654,750	5,894,119	5,894,119
CORE Operations	<u>0</u>	<u>243,960</u>	<u>354,167</u>	<u>579,054</u>	<u>579,054</u>
General Fund	0	0	29,466	29,466	29,466
Reappropriated Funds	0	243,960	324,701	549,588	549,588

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Utilities	<u>533,984</u>	<u>532,928</u>	<u>563,651</u>	<u>563,651</u>	<u>563,651</u>
Cash Funds	132,852	131,474	161,324	161,324	161,324
Reappropriated Funds	390,611	390,191	390,727	390,727	390,727
Federal Funds	10,521	11,263	11,600	11,600	11,600
Building Maintenance and Repair	<u>271,858</u>	<u>271,857</u>	<u>271,858</u>	<u>691,815</u>	<u>642,271</u> *
Reappropriated Funds	271,858	271,857	271,858	691,815	642,271
Reimbursement for Members of the State Board of Health	<u>4,200</u>	<u>4,500</u>	<u>4,500</u>	<u>4,500</u>	<u>4,500</u>
General Fund	4,200	4,500	4,500	4,500	4,500
Indirect Costs Assessment	<u>325,339</u>	<u>307,163</u>	<u>398,100</u>	<u>398,100</u>	<u>398,100</u>
Cash Funds	95,880	222,102	213,900	213,900	213,900
Reappropriated Funds	94,262	3,068	3,700	3,700	3,700
Federal Funds	135,197	81,993	180,500	180,500	180,500
<b>SUBTOTAL - (A) Administration</b>	27,110,939	36,606,580	45,129,263	51,084,748	51,165,203
<b>FTE</b>	<u>65.9</u>	<u>70.5</u>	<u>77.2</u>	<u>78.3</u>	<u>78.3</u>
General Fund	1,508,443	1,547,796	3,663,591	4,045,139	4,045,139
Cash Funds	6,727,320	7,117,261	9,372,775	8,572,720	8,596,778
Reappropriated Funds	18,383,126	27,431,393	29,971,607	29,703,270	29,759,667
Federal Funds	492,050	510,130	2,121,290	8,763,619	8,763,619

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
<b>(B) Office of Health Equity</b>					
This subdivision is responsible for administration of the Health Disparities Grant Program, which works to overcome the differences in the quality of health care and associated health outcomes that occur in different racial and ethnic groups across Colorado. The Office is funded by 2.4 percent of the Amendment 35 Tobacco Tax revenue, and a small amount of General Fund.					
Personal Services	<u>271,568</u>	<u>276,377</u>	<u>291,275</u>	<u>297,400</u>	<u>362,979</u>
FTE	3.0	3.5	4.3	4.3	4.3
General Fund	50,538	52,564	57,013	59,391	66,063
Cash Funds	221,030	223,813	234,262	238,009	0
Reappropriated Funds	0	0	0	0	296,916
Operating Expenses	<u>26,755</u>	<u>42,006</u>	<u>65,579</u>	<u>65,579</u>	<u>0</u>
General Fund	6,672	6,672	6,672	6,672	0
Cash Funds	20,083	35,334	58,907	58,907	0
Reappropriated Funds	0	0	0	0	0
Health Disparities Grants	<u>2,479,669</u>	<u>3,093,637</u>	<u>4,196,710</u>	<u>4,196,710</u>	<u>3,535,905</u>
Cash Funds	2,479,669	3,093,637	4,196,710	4,196,710	490,657
Reappropriated Funds	0	0	0	0	3,045,248
Necessary Document Assistance	<u>0</u>	<u>0</u>	<u>0</u>	<u>300,000</u>	<u>0</u> *
General Fund	0	0	0	300,000	0
<b>SUBTOTAL - (B) Office of Health Equity</b>	<u>2,777,992</u>	<u>3,412,020</u>	<u>4,553,564</u>	<u>4,859,689</u>	<u>3,898,884</u>
<b>FTE</b>	<u>3.0</u>	<u>3.5</u>	<u>4.3</u>	<u>4.3</u>	<u>4.3</u>
General Fund	57,210	59,236	63,685	366,063	66,063
Cash Funds	2,720,782	3,352,784	4,489,879	4,493,626	490,657
Reappropriated Funds	0	0	0	0	3,342,164

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(C) Office of Planning, Partnerships and Improvement**

The Department provides local public health agencies with planning, technical, and financial support to ensure that local public health agencies are able to effectively deliver health and environmental services. This subdivision is funded primarily with General Fund and cash funds from the Public Health Services Support Fund.

Assessment, Planning, and Support Program	<u>622,050</u>	<u>571,762</u>	<u>545,110</u>	<u>549,469</u>	<u>549,469</u>
FTE	5.3	6.2	8.4	8.4	8.4
General Fund	308,638	353,750	326,210	330,569	330,569
Cash Funds	93,959	0	0	0	0
Federal Funds	219,453	218,012	218,900	218,900	218,900
Distributions to Local Public Health Agencies	<u>8,513,222</u>	<u>8,389,745</u>	<u>8,786,252</u>	<u>8,786,252</u>	<u>8,794,812</u>
General Fund	6,531,478	6,531,478	7,027,228	7,027,228	7,027,228
Cash Funds	1,981,744	1,858,267	1,759,024	1,759,024	1,767,584

<b>SUBTOTAL - (C) Office of Planning, Partnerships and Improvement</b>	9,135,272	8,961,507	9,331,362	9,335,721	9,344,281
FTE	<u>5.3</u>	<u>6.2</u>	<u>8.4</u>	<u>8.4</u>	<u>8.4</u>
General Fund	6,840,116	6,885,228	7,353,438	7,357,797	7,357,797
Cash Funds	2,075,703	1,858,267	1,759,024	1,759,024	1,767,584
Reappropriated Funds	0	0	0	0	0
Federal Funds	219,453	218,012	218,900	218,900	218,900

<b>TOTAL - (I) Administration and Support</b>	39,024,203	48,980,107	59,014,189	65,280,158	64,408,368
FTE	<u>74.2</u>	<u>80.2</u>	<u>89.9</u>	<u>91.0</u>	<u>91.0</u>
General Fund	8,405,769	8,492,260	11,080,714	11,768,999	11,468,999
Cash Funds	11,523,805	12,328,312	15,621,678	14,825,370	10,855,019
Reappropriated Funds	18,383,126	27,431,393	29,971,607	29,703,270	33,101,831
Federal Funds	711,503	728,142	2,340,190	8,982,519	8,982,519

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(2) CENTER FOR HEALTH AND ENVIRONMENTAL DATA**

This division is comprised of four subdivisions: Health Statistics and Vital Records, Medical Marijuana Registry, Information Technology Services, and Indirect Cost Assessment.

**Information Technology Services**

Personal Services	320,930	0	0	
FTE	1.8	0.0	0.0	
Cash Funds	70,849	0	0	
Reappropriated Funds	250,081	0	0	
Purchase of Services from Computer Center	<u>5,203,931</u>	0	0	
General Fund	234,946	0	0	
Cash Funds	1,446,127	0	0	
Reappropriated Funds	2,331,526	0	0	
Federal Funds	1,191,332	0	0	
Operating Expenses	<u>765,146</u>	0	0	
General Fund	0	0	0	
Cash Funds	103,927	0	0	
Reappropriated Funds	661,219	0	0	
Federal Funds	0	0	0	
Multiuse Network Payments	<u>641,970</u>	0	0	
General Fund	0	0	0	
Cash Funds	0	0	0	
Reappropriated Funds	641,970	0	0	
Federal Funds	0	0	0	



**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
Management and Administration of OIT	<u>352,987</u>	<u>0</u>	<u>0</u>		
General Fund	0	0	0		
Cash Funds	0	0	0		
Reappropriated Funds	352,987	0	0		
Federal Funds	0	0	0		
Communication Services Payments	<u>16,691</u>	<u>0</u>	<u>0</u>		
General Fund	0	0	0		
Cash Funds	0	0	0		
Reappropriated Funds	16,691	0	0		
Federal Funds	0	0	0		
CORE Operations	<u>699,370</u>	<u>0</u>	<u>0</u>		
General Fund	417,565	0	0		
Cash Funds	281,805	0	0		
Reappropriated Funds	0	0	0		
Federal Funds	0	0	0		
Information Technology Security	<u>65,049</u>	<u>0</u>	<u>0</u>		
General Fund	2,478	0	0		
Cash Funds	0	0	0		
Reappropriated Funds	62,571	0	0		
Federal Funds	0	0	0		

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
<b>SUBTOTAL - Information Technology Services</b>	8,066,074	0	0		
<i>FTE</i>	<u>1.8</u>	<u>0.0</u>	<u>0.0</u>		
General Fund	654,989	0	0		
Cash Funds	1,902,708	0	0		
Reappropriated Funds	4,317,045	0	0		
Federal Funds	1,191,332	0	0		

**(A) Administration and Support**

This subdivision provides administrative support to the other subdivisions within this division.

Program Costs	<u>0</u>	<u>0</u>	<u>504,867</u>	<u>510,262</u>	<u>479,445</u>
<i>FTE</i>	<u>0.0</u>	<u>0.0</u>	<u>4.7</u>	<u>4.7</u>	<u>3.8</u>
General Fund	0	0	33,707	35,354	35,354
Cash Funds	0	0	213,315	217,063	167,063
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	257,845	257,845	277,028
<b>SUBTOTAL - (A) Administration and Support</b>	<b>0</b>	<b>0</b>	<b>504,867</b>	<b>510,262</b>	<b>479,445</b>
<i>FTE</i>	<u>0.0</u>	<u>0.0</u>	<u>4.7</u>	<u>4.7</u>	<u>3.8</u>
General Fund	0	0	33,707	35,354	35,354
Cash Funds	0	0	213,315	217,063	167,063
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	257,845	257,845	277,028

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(B) Health Statistics and Vital Records**

This subdivision is responsible for the maintenance of Colorado birth, death, marriage, divorce, and other vital records and issues related certificates. The subdivision administers the Voluntary Adoption Registry, which facilitates voluntary contact between Colorado-born adoptees 18 years of age and older and their birth parents. Staff provide education and training on vital records rules, regulations and statutes to individuals and local public health agencies. Data users include the Center for Disease Control, local public health agencies, and epidemiologists. This subdivision is primarily funded with cash funds from the Vital Statistics Records Cash Fund and federal funds.

Personal Services	<u>3,204,432</u>	<u>4,703,804</u>	<u>3,370,222</u>	<u>3,658,345</u>	<u>3,817,615</u> *
FTE	54.9	52.0	47.7	47.7	47.7
Cash Funds	1,741,007	3,315,391	2,144,605	2,432,728	2,432,728
Reappropriated Funds	5,888	9,400	5,887	5,887	5,887
Federal Funds	1,457,537	1,379,013	1,219,730	1,219,730	1,379,000
Operating Expenses	<u>666,376</u>	<u>773,366</u>	<u>456,394</u>	<u>456,394</u>	<u>456,394</u>
Cash Funds	466,182	525,131	262,794	262,794	262,794
Federal Funds	200,194	248,235	193,600	193,600	193,600
Necessary Document Assistance	<u>0</u>	<u>0</u>	<u>300,000</u>	<u>0</u>	<u>0</u> *
General Fund	0	0	300,000	0	0

<b>SUBTOTAL - (B) Health Statistics and Vital Records</b>	3,870,808	5,477,170	4,126,616	4,114,739	4,274,009
<b>FTE</b>	<u>54.9</u>	<u>52.0</u>	<u>47.7</u>	<u>47.7</u>	<u>47.7</u>
General Fund	0	0	300,000	0	0
Cash Funds	2,207,189	3,840,522	2,407,399	2,695,522	2,695,522
Reappropriated Funds	5,888	9,400	5,887	5,887	5,887
Federal Funds	1,657,731	1,627,248	1,413,330	1,413,330	1,572,600

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(C) Medical Marijuana Registry**

The Department is required to administer the Medical Marijuana Registry, which serves as the state database for all individuals who have satisfied the medical requirements to use medical marijuana and have paid the Medical Marijuana Registry fee. The Medical Marijuana Registry is entirely cash funded by the Medical Marijuana Program Cash Fund and was not impacted by any of the 2013 Session legislation on the implementation of Amendment 64.

Personal Services	<u>1,928,192</u>	<u>1,823,851</u>	<u>1,852,713</u>	<u>1,852,713</u>	<u>1,552,713</u>
FTE	31.2	24.4	24.3	24.3	18.6
Cash Funds	1,928,192	1,823,851	1,852,713	1,852,713	1,552,713
Operating Expenses	<u>79,929</u>	<u>163,915</u>	<u>171,228</u>	<u>171,228</u>	<u>121,228</u>
Cash Funds	79,929	163,915	171,228	171,228	121,228
<b>SUBTOTAL - (C) Medical Marijuana Registry</b>	2,008,121	1,987,766	2,023,941	2,023,941	1,673,941
FTE	<u>31.2</u>	<u>24.4</u>	<u>24.3</u>	<u>24.3</u>	<u>18.6</u>
Cash Funds	2,008,121	1,987,766	2,023,941	2,023,941	1,673,941

**(D) Health Data Programs and Information**

This subdivision houses a number of the Department's health data programs which gather health data and survey information including the Cancer Registry, Birth Defects Monitoring Program, the funding to connect a number of the health data systems with the statewide Health Information Exchange, and funding for Local Public Health Agencies to build electronic health records which can communicate with the Health Information Exchange. Funding for this subdivision is General Fund, cash funds from the Vital Statistics Records Cash Fund, and federal funds.

Cancer Registry	<u>0</u>	<u>994,649</u>	<u>1,202,637</u>	<u>1,202,637</u>	<u>1,202,637</u>
FTE	0.0	14.3	10.2	10.2	10.2
General Fund	0	97,990	213,828	213,828	213,828
Federal Funds	0	896,659	988,809	988,809	988,809

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Birth Defects Monitoring and Prevention Program	<u>0</u>	<u>360,162</u>	<u>1,492,895</u>	<u>1,461,054</u>	<u>1,461,054</u>
FTE	0.0	4.5	12.6	12.6	12.6
General Fund	0	120,106	123,073	123,073	123,073
Cash Funds	0	93,126	166,358	153,700	153,700
Federal Funds	0	146,930	1,203,464	1,184,281	1,184,281
Health Information Exchange	<u>0</u>	<u>84,138</u>	<u>453,516</u>	<u>453,516</u>	<u>453,516</u>
General Fund	0	84,138	453,516	453,516	453,516
Electronic Health Records for Local Public Health Agencies	<u>0</u>	<u>149</u>	<u>1,829,449</u>	<u>1,163,978</u>	<u>1,163,978</u>
General Fund	0	149	1,829,449	1,163,978	1,163,978
<b>SUBTOTAL - (D) Health Data Programs and Information</b>	<u>0</u>	<u>1,439,098</u>	<u>4,978,497</u>	<u>4,281,185</u>	<u>4,281,185</u>
FTE	<u>0.0</u>	<u>18.8</u>	<u>22.8</u>	<u>22.8</u>	<u>22.8</u>
General Fund	0	302,383	2,619,866	1,954,395	1,954,395
Cash Funds	0	93,126	166,358	153,700	153,700
Federal Funds	0	1,043,589	2,192,273	2,173,090	2,173,090

**(E) Indirect Cost Assessment**

Indirect Cost Assessment	<u>1,756,423</u>	<u>1,545,431</u>	<u>2,745,400</u>	<u>2,745,400</u>	<u>2,445,400</u>
Cash Funds	1,146,103	1,197,776	1,438,300	1,438,300	1,138,300
Reappropriated Funds	14,455	0	0	0	0
Federal Funds	595,865	347,655	1,307,100	1,307,100	1,307,100

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
<b>SUBTOTAL - (E) Indirect Cost Assessment</b>	1,756,423	1,545,431	2,745,400	2,745,400	2,445,400
<i>FTE</i>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>
Cash Funds	1,146,103	1,197,776	1,438,300	1,438,300	1,138,300
Reappropriated Funds	14,455	0	0	0	0
Federal Funds	595,865	347,655	1,307,100	1,307,100	1,307,100
<b>TOTAL - (2) Center for Health and Environmental Data</b>	15,701,426	10,449,465	14,379,321	13,675,527	13,153,980
<i>FTE</i>	<u>87.9</u>	<u>95.2</u>	<u>99.5</u>	<u>99.5</u>	<u>92.9</u>
General Fund	654,989	302,383	2,953,573	1,989,749	1,989,749
Cash Funds	7,264,121	7,119,190	6,249,313	6,528,526	5,828,526
Reappropriated Funds	4,337,388	9,400	5,887	5,887	5,887
Federal Funds	3,444,928	3,018,492	5,170,548	5,151,365	5,329,818

**JBC Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(3) LABORATORY SERVICES**

This division is comprised of the following three sections:

The Director's Office provides managerial and administrative support for the Division. Funding for the Office is from General Fund, division cash funds including the Laboratory Cash Fund, Newborn Screening and Genetics Counseling Cash Funds, and the Law Enforcement Assistance Cash Fund, and divisional reappropriated funds, and federal funds.

The Chemistry and Microbiology Section performs the following activities: analyzing blood and tissue specimens, testing for newborn genetic disorders, diagnostic testing for bacterial diseases, analysis for disease outbreaks, and water and environmental testing. Funding for this section is from General Fund, cash funds from the Laboratory Cash Fund and Newborn Screening and Genetics Counseling Cash Funds, and the Marijuana Tax Cash Fund, and federal funds. Prior to FY 2016-17 the reappropriated funds were from the Marijuana Tax Cash Fund via the Department of Revenue.

The Certification Section certifies private medical laboratories, environmental laboratories, including water testing laboratories, on-site dairy laboratories, and the state and local law enforcement breath-alcohol testing devices (intoxilyzers) throughout the state. This section is also responsible for surveying private marijuana testing laboratories and making certification recommendations to the Department of Revenue. FY 2016-17 funding for this section is from the Law Enforcement Assistance Cash Fund, the Laboratory Cash Fund, and federal funds.

Director's Office	<u>436,713</u>	<u>465,756</u>	<u>1,042,410</u>	<u>1,060,425</u>	<u>1,060,425</u>
FTE	4.9	5.2	13.3	13.3	13.3
General Fund	0	0	381,892	385,855	385,855
Cash Funds	436,713	465,756	451,615	465,667	465,667
Reappropriated Funds	0	0	138,346	138,346	138,346
Federal Funds	0	0	70,557	70,557	70,557
 Chemistry and Microbiology Personal Services	 <u>4,745,273</u>	 <u>4,510,873</u>	 <u>4,310,671</u>	 <u>4,346,862</u>	 <u>4,689,719</u> *
FTE	58.6	58.6	49.2	49.2	49.2
General Fund	743,576	766,746	401,935	412,833	412,833
Cash Funds	2,284,513	2,092,814	2,506,287	2,531,580	2,531,580
Reappropriated Funds	139,515	58,748	152,706	152,706	152,706
Federal Funds	1,577,669	1,592,565	1,249,743	1,249,743	1,592,600

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Chemistry and Microbiology Operating Expenses	<u>4,015,605</u>	<u>3,791,809</u>	<u>4,112,965</u>	<u>4,112,965</u>	<u>4,295,968</u> *
General Fund	314,067	321,389	321,389	321,389	321,389
Cash Funds	2,567,154	2,600,960	2,937,000	2,937,000	2,930,203
Reappropriated Funds	98,752	4,752	179,676	179,676	179,676
Federal Funds	1,035,632	864,708	674,900	674,900	864,700
Certification	<u>613,991</u>	<u>688,695</u>	<u>1,465,851</u>	<u>1,493,992</u>	<u>1,089,391</u> *
FTE	6.9	7.8	13.8	13.5	14.5
Cash Funds	451,666	499,008	673,259	877,692	899,691
Reappropriated Funds	0	0	176,292	0	0
Federal Funds	162,325	189,687	616,300	616,300	189,700
Indirect Cost Assessment	<u>1,775,988</u>	<u>2,148,452</u>	<u>2,286,800</u>	<u>2,286,800</u>	<u>2,286,800</u>
Cash Funds	1,266,158	1,538,464	1,558,100	1,558,100	1,558,100
Federal Funds	509,830	609,988	728,700	728,700	728,700
<b>TOTAL - (3) Laboratory Services</b>	<b>11,587,570</b>	<b>11,605,585</b>	<b>13,218,697</b>	<b>13,301,044</b>	<b>13,422,303</b>
<b>FTE</b>	<u>70.4</u>	<u>71.6</u>	<u>76.3</u>	<u>76.0</u>	<u>77.0</u>
General Fund	1,057,643	1,088,135	1,105,216	1,120,077	1,120,077
Cash Funds	7,006,204	7,197,002	8,126,261	8,370,039	8,385,241
Reappropriated Funds	238,267	63,500	647,020	470,728	470,728
Federal Funds	3,285,456	3,256,948	3,340,200	3,340,200	3,446,257



**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
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**(4) AIR POLLUTION CONTROL DIVISION**

**(A) Administration**

This subdivision provides administrative support to the Air Quality Control Commission and manages the implementation of air programs by the other subdivisions.

Program Costs	<u>428,621</u>	<u>425,572</u>	<u>1,909,495</u>	<u>1,936,668</u>	<u>1,636,543</u>
FTE	3.8	4.9	13.8	13.8	17.8
Cash Funds	290,282	286,003	1,234,167	1,261,340	1,445,655
Federal Funds	138,339	139,569	675,328	675,328	190,888
Indirect Cost Assessment	<u>3,611,888</u>	<u>4,189,227</u>	<u>4,416,600</u>	<u>4,416,600</u>	<u>4,416,600</u>
Cash Funds	2,955,730	3,461,923	3,615,900	3,615,900	3,615,900
Federal Funds	656,158	727,304	800,700	800,700	800,700

<b>SUBTOTAL - (A) Administration</b>	4,040,509	4,614,799	6,326,095	6,353,268	6,053,143
FTE	<u>3.8</u>	<u>4.9</u>	<u>13.8</u>	<u>13.8</u>	<u>17.8</u>
Cash Funds	3,246,012	3,747,926	4,850,067	4,877,240	5,061,555
Federal Funds	794,497	866,873	1,476,028	1,476,028	991,588

**(B) Technical Services**

This subdivision houses the Air Quality Monitoring; Modeling and Analysis; and Visibility and Risk Assessment programs.

Personal Services	<u>3,150,293</u>	<u>2,921,140</u>	<u>3,062,248</u>	<u>3,107,857</u>	<u>3,413,859</u>
FTE	36.2	34.0	33.7	33.7	33.7
Cash Funds	1,981,450	1,702,284	2,149,993	2,195,602	2,194,959
Federal Funds	1,168,843	1,218,856	912,255	912,255	1,218,900

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Operating Expenses	<u>428,059</u>	<u>510,691</u>	<u>844,070</u>	<u>564,664</u>	<u>773,736</u>
Cash Funds	294,510	291,980	593,347	313,941	523,013
Federal Funds	133,549	218,711	250,723	250,723	250,723
Local Contracts	<u>1,273,928</u>	<u>869,134</u>	<u>896,536</u>	<u>896,536</u>	<u>1,016,666</u>
General Fund	0	0	94,298	94,298	103,728
Cash Funds	617,628	523,862	567,638	567,638	567,638
Federal Funds	656,300	345,272	234,600	234,600	345,300
<b>SUBTOTAL - (B) Technical Services</b>	<b>4,852,280</b>	<b>4,300,965</b>	<b>4,802,854</b>	<b>4,569,057</b>	<b>5,204,261</b>
<i>FTE</i>	<u>36.2</u>	<u>34.0</u>	<u>33.7</u>	<u>33.7</u>	<u>33.7</u>
General Fund	0	0	94,298	94,298	103,728
Cash Funds	2,893,588	2,518,126	3,310,978	3,077,181	3,285,610
Federal Funds	1,958,692	1,782,839	1,397,578	1,397,578	1,814,923

**(C) Mobile Sources**

This subdivision is comprised of the Research and Support Program which contains three subprograms: (1) the High Altitude Testing Program; (2) the Oxygenated Fuel Program; and (3) the Clean Fuel Fleet Program. The subdivision also contains the Inspection and Maintenance Program which works to reduce motor vehicle-related pollution through the inspection and emissions-related repair of motor vehicles. Emissions testing of gas and diesel powered vehicles is required when registering, renewing registrations, or selling vehicles within the program areas along Colorado's Front Range.

Personal Services	<u>2,611,513</u>	<u>2,678,145</u>	<u>2,371,778</u>	<u>2,399,882</u>	<u>2,728,684</u>
FTE	29.5	32.7	26.4	26.4	26.4
Cash Funds	2,331,094	2,266,762	2,289,180	2,317,284	2,317,284
Federal Funds	280,419	411,383	82,598	82,598	411,400
Operating Expenses	<u>272,142</u>	<u>259,942</u>	<u>307,496</u>	<u>307,496</u>	<u>307,496</u>
Cash Funds	231,559	254,558	230,240	230,240	230,240
Federal Funds	40,583	5,384	77,256	77,256	77,256

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Diesel Inspection/Maintenance Program	<u>627,441</u>	<u>512,644</u>	<u>630,164</u>	<u>636,254</u>	<u>636,254</u>
FTE	6.5	6.6	6.3	6.3	6.3
Cash Funds	627,441	512,644	630,164	636,254	636,254
Mechanic Certification Program	<u>3,651</u>	<u>5,043</u>	<u>7,000</u>	<u>7,000</u>	<u>7,000</u>
Cash Funds	3,651	5,043	7,000	7,000	7,000
Local Grants	<u>75,509</u>	<u>75,509</u>	<u>77,597</u>	<u>77,597</u>	<u>77,597</u>
Cash Funds	75,509	75,509	77,597	77,597	77,597
<b>SUBTOTAL - (C) Mobile Sources</b>	<b>3,590,256</b>	<b>3,531,283</b>	<b>3,394,035</b>	<b>3,428,229</b>	<b>3,757,031</b>
<b>FTE</b>	<u>36.0</u>	<u>39.3</u>	<u>32.7</u>	<u>32.7</u>	<u>32.7</u>
Cash Funds	3,269,254	3,114,516	3,234,181	3,268,375	3,268,375
Federal Funds	321,002	416,767	159,854	159,854	488,656

**(D) Stationary Sources**

This subdivision is responsible for controlling and reducing air pollutants from stationary sources (i.e., factories, power plants, wood stoves, etc.). The staff permit, monitor, and inspect stationary sources that emit air pollutants. The subdivision houses the following three programs: the Inventory and Support Services Program, the Permits and Compliance Assurance Program, and the Hazardous and Toxic Control Program.

Personal Services	<u>7,462,710</u>	<u>8,041,299</u>	<u>8,264,588</u>	<u>8,381,467</u>	<u>8,148,338</u>
FTE	96.2	91.1	99.6	99.6	95.6
General Fund	228,223	344,886	0	0	0
Cash Funds	5,924,391	6,067,747	6,954,253	7,071,132	6,889,291
Federal Funds	1,310,096	1,628,666	1,310,335	1,310,335	1,259,047

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Operating Expenses	<u>528,758</u>	<u>1,837,661</u>	<u>376,908</u>	<u>326,531</u>	<u>324,057</u>
General Fund	118,679	451,190	0	0	0
Cash Funds	366,088	1,328,454	327,994	277,617	275,143
Federal Funds	43,991	58,017	48,914	48,914	48,914
Local Contracts	<u>665,761</u>	<u>623,065</u>	<u>820,567</u>	<u>820,567</u>	<u>798,500</u>
Cash Funds	665,761	623,065	722,067	722,067	700,000
Federal Funds	0	0	98,500	98,500	98,500
Preservation of the Ozone Layer	<u>189,511</u>	<u>163,692</u>	<u>216,786</u>	<u>216,786</u>	<u>200,000</u>
FTE	1.7	1.1	2.0	2.0	2.0
Cash Funds	189,511	163,692	216,786	216,786	200,000
Air Quality Dispersion Study	<u>484,052</u>	<u>378,137</u>	<u>331,762</u>	<u>0</u>	<u>0</u>
Cash Funds	484,052	378,137	331,762	0	0
<b>SUBTOTAL - (D) Stationary Sources</b>	<b>9,330,792</b>	<b>11,043,854</b>	<b>10,010,611</b>	<b>9,745,351</b>	<b>9,470,895</b>
<b>FTE</b>	<b><u>97.9</u></b>	<b><u>92.2</u></b>	<b><u>101.6</u></b>	<b><u>101.6</u></b>	<b><u>97.6</u></b>
General Fund	346,902	796,076	0	0	0
Cash Funds	7,629,803	8,561,095	8,552,862	8,287,602	8,064,434
Federal Funds	1,354,087	1,686,683	1,457,749	1,457,749	1,406,461
<b>TOTAL - (4) Air Pollution Control Division</b>	<b>21,813,837</b>	<b>23,490,901</b>	<b>24,533,595</b>	<b>24,095,905</b>	<b>24,485,330</b>
<b>FTE</b>	<b><u>173.9</u></b>	<b><u>170.4</u></b>	<b><u>181.8</u></b>	<b><u>181.8</u></b>	<b><u>181.8</u></b>
General Fund	346,902	796,076	94,298	94,298	103,728
Cash Funds	17,038,657	17,941,663	19,948,088	19,510,398	19,679,974
Federal Funds	4,428,278	4,753,162	4,491,209	4,491,209	4,701,628

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(5) WATER QUALITY CONTROL DIVISION**

**(A) Administration**

This subdivision provides funding for division-wide administrative and management support services.

Administration Program	0	0	2,071,451	1,986,533	1,986,533
FTE	0.0	0.0	19.4	19.4	19.4
General Fund	0	0	537,807	548,464	548,464
Cash Funds	0	0	399,781	379,565	379,565
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	1,133,863	1,058,504	1,058,504

<b>SUBTOTAL - B Administration</b>	0	0	2,071,451	1,986,533	1,986,533
<i>FTE</i>	<u>0.0</u>	<u>0.0</u>	<u>19.4</u>	<u>19.4</u>	<u>19.4</u>
General Fund	0	0	537,807	548,464	548,464
Cash Funds	0	0	399,781	379,565	379,565
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	1,133,863	1,058,504	1,058,504

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(B) Clean Water Sectors**

This subdivision is responsible for issuing discharge permits, monitoring compliance with permits, conducting inspections, providing technical assistance, and as necessary, pursuing enforcement actions permitting and compliance assurance program for the five industry sectors. The sectors are construction, commerce and industry, municipal separate storm sewer systems, pesticides, public and private utilities, water quality certification. Funding for the Sectors is from General Fund, cash funds from the Water Quality Control Fund, and federal funds.

Commerce and Industry Sector	<u>0</u>	<u>0</u>	<u>2,149,419</u>	<u>2,175,672</u>	<u>2,305,764</u>
FTE	0.0	0.0	23.3	23.3	25.4
General Fund	0	0	545,187	555,781	555,781
Cash Funds	0	0	956,606	972,265	1,102,357
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	647,626	647,626	647,626
Construction Sector	<u>0</u>	<u>0</u>	<u>1,285,787</u>	<u>1,752,275</u>	<u>1,752,275</u>
FTE	0.0	0.0	15.3	20.3	20.3
General Fund	0	0	307,295	313,957	313,957
Cash Funds	0	0	617,354	1,077,180	1,077,180
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	361,138	361,138	361,138
Municipal Separate Storm Sewer System Sector	<u>0</u>	<u>0</u>	<u>260,132</u>	<u>263,433</u>	<u>263,433</u>
FTE	0.0	0.0	3.1	3.1	3.1
General Fund	0	0	62,171	63,507	63,507
Cash Funds	0	0	124,898	126,863	126,863
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	73,063	73,063	73,063

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
Pesticides Sector	<u>0</u>	<u>0</u>	<u>160,000</u>	<u>160,991</u>	<u>160,991</u>
FTE	0.0	0.0	1.0	1.0	1.0
General Fund	0	0	142,400	143,391	143,391
Cash Funds	0	0	17,600	17,600	17,600
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
Public and Private Utilities Sector	<u>0</u>	<u>0</u>	<u>3,534,849</u>	<u>3,578,387</u>	<u>3,693,752</u>
FTE	0.0	0.0	41.4	41.4	43.3
General Fund	0	0	873,456	890,644	890,644
Cash Funds	0	0	1,626,074	1,652,424	1,767,789
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	1,035,319	1,035,319	1,035,319
Water Quality Certification Sector	<u>0</u>	<u>0</u>	<u>220,000</u>	<u>423,895</u>	<u>423,895</u>
FTE	0.0	0.0	1.5	1.5	1.5
General Fund	0	0	220,000	220,800	220,800
Cash Funds	0	0	0	203,095	203,095
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
General Fund Subsidy	<u>0</u>	<u>0</u>	<u>245,457</u>	<u>1,208,007</u>	<u>0</u> *
FTE	0.0	0.0	4.0	4.0	0.0
General Fund	0	0	245,457	1,208,007	0
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
<b>SUBTOTAL - (B) Clean Water Sectors</b>	0	0	7,855,644	9,562,660	8,600,110
<i>FTE</i>	<u>0.0</u>	<u>0.0</u>	<u>89.6</u>	<u>94.6</u>	<u>94.6</u>
General Fund	0	0	2,395,966	3,396,087	2,188,080
Cash Funds	0	0	3,342,532	4,049,427	4,294,884
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	2,117,146	2,117,146	2,117,146

**(C) Clean Water Program**

This Program is responsible for training and certifying the operators of all water and wastewater treatment facilities in the state, and is comprised of the Watershed Assessment, Outreach, and Assistance Program which houses three sections: monitoring, assessment, and outreach. The Program also includes an administration section which provides management and support staff for the Water Quality Control Commission, clerical support for other subdivisions, as needed, and maintains a centralized records system for the Division. The subdivision also includes the Permitting and Compliance Assurance Program which is responsible for issuing discharge permits, monitoring compliance with permits, conducting inspections, providing technical assistance, and as necessary, pursuing enforcement actions.

Local Grants and Contracts	<u>1,733,413</u>	<u>2,114,137</u>	<u>4,015,804</u>	<u>4,015,804</u>	<u>4,015,804</u>
General Fund	0	0	362,154	362,154	362,154
Cash Funds	0	623,040	0	0	0
Reappropriated Funds	0	0	39,673	39,673	39,673
Federal Funds	1,733,413	1,491,097	3,613,977	3,613,977	3,613,977
Water Quality Improvement	<u>149,510</u>	<u>81,691</u>	<u>167,196</u>	<u>767,196</u>	<u>767,196</u>
Cash Funds	149,510	81,691	167,196	767,196	767,196
<b>SUBTOTAL - (C) Clean Water Program</b>	1,882,923	2,195,828	4,183,000	4,783,000	4,783,000
<i>FTE</i>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>
General Fund	0	0	362,154	362,154	362,154
Cash Funds	149,510	704,731	167,196	767,196	767,196
Reappropriated Funds	0	0	39,673	39,673	39,673
Federal Funds	1,733,413	1,491,097	3,613,977	3,613,977	3,613,977



**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(D) Drinking Water Program**

The Drinking Water Program is established under the federal Safe Drinking Water Act, and is used to implement measures to ensure that public water systems throughout Colorado provide safe drinking water for Colorado citizens.

Personal Services	6,420,792	6,865,700	6,047,311	6,073,006	6,805,402
FTE	67.3	72.4	64.4	64.4	64.4
General Fund	890,560	935,216	854,346	872,968	872,968
Cash Funds	339,596	348,312	343,161	350,234	350,234
Federal Funds	5,190,636	5,582,172	4,849,804	4,849,804	5,582,200
Operating Expenses	1,252,514	800,111	1,340,565	1,340,565	774,600
General Fund	164,929	157,874	134,100	134,100	134,100
Cash Funds	1,750	1,750	0	0	0
Federal Funds	1,085,835	640,487	1,206,465	1,206,465	640,500
<b>SUBTOTAL - (D) Drinking Water Program</b>	7,673,306	7,665,811	7,387,876	7,413,571	7,580,002
FTE	67.3	72.4	64.4	64.4	64.4
General Fund	1,055,489	1,093,090	988,446	1,007,068	1,007,068
Cash Funds	341,346	350,062	343,161	350,234	350,234
Federal Funds	6,276,471	6,222,659	6,056,269	6,056,269	6,222,700

**(E) Indirect Cost Assessments**

Indirect Cost Assessment	2,742,351	3,389,618	3,346,300	3,496,985	3,496,985
Cash Funds	951,738	1,372,068	1,164,100	1,314,785	1,314,785
Federal Funds	1,790,613	2,017,550	2,182,200	2,182,200	2,182,200
<b>SUBTOTAL - (E) Indirect Cost Assessments</b>	2,742,351	3,389,618	3,346,300	3,496,985	3,496,985
FTE	0.0	0.0	0.0	0.0	0.0
Cash Funds	951,738	1,372,068	1,164,100	1,314,785	1,314,785
Federal Funds	1,790,613	2,017,550	2,182,200	2,182,200	2,182,200

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
<b>TOTAL - (5) Water Quality Control Division</b>	12,298,580	13,251,257	24,844,271	27,242,749	26,446,630
<i>FTE</i>	<u>67.3</u>	<u>72.4</u>	<u>173.4</u>	<u>178.4</u>	<u>178.4</u>
General Fund	1,055,489	1,093,090	4,284,373	5,313,773	4,105,766
Cash Funds	1,442,594	2,426,861	5,416,770	6,861,207	7,106,664
Reappropriated Funds	0	0	39,673	39,673	39,673
Federal Funds	9,800,497	9,731,306	15,103,455	15,028,096	15,194,527

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(6) HAZARDOUS MATERIALS AND WASTE MANAGEMENT DIVISION**

**(A) Administration**

This Office provides division-wide administrative and management support services. The primary source of funding is various division cash funds, reappropriated funds from the Local Governmental Severance Tax Fund, and federal funds.

Program Costs	<u>140,569</u>	<u>161,337</u>	<u>2,394,095</u>	<u>2,403,463</u>	<u>2,403,463</u>
FTE	0.6	0.9	19.0	19.0	19.0
Cash Funds	134,526	161,337	1,535,307	1,544,675	1,544,675
Reappropriated Funds	6,043	0	85,087	85,087	85,087
Federal Funds	0	0	773,701	773,701	773,701
Legal Services	<u>173,881</u>	<u>98,329</u>	<u>497,092</u>	<u>497,092</u>	<u>497,092</u>
Cash Funds	18,976	16,970	342,352	342,352	342,352
Reappropriated Funds	111	0	455	455	455
Federal Funds	154,794	81,359	154,285	154,285	154,285
Indirect Cost Assessment	<u>2,681,436</u>	<u>3,090,297</u>	<u>3,277,000</u>	<u>3,277,000</u>	<u>3,277,000</u>
Cash Funds	1,718,962	2,063,213	2,104,300	2,104,300	2,104,300
Reappropriated Funds	41,251	41,191	50,600	50,600	50,600
Federal Funds	921,223	985,893	1,122,100	1,122,100	1,122,100
<b>SUBTOTAL - (A) Administration</b>	<b>2,995,886</b>	<b>3,349,963</b>	<b>6,168,187</b>	<b>6,177,555</b>	<b>6,177,555</b>
<b>FTE</b>	<b>0.6</b>	<b>0.9</b>	<b>19.0</b>	<b>19.0</b>	<b>19.0</b>
Cash Funds	1,872,464	2,241,520	3,981,959	3,991,327	3,991,327
Reappropriated Funds	47,405	41,191	136,142	136,142	136,142
Federal Funds	1,076,017	1,067,252	2,050,086	2,050,086	2,050,086

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(B) Hazardous Waste Control Program**

This subdivision has four primary responsibilities: permitting, compliance assurance, corrective action, and compliance assistance. This subdivision monitors compliance and enforces hazardous waste regulations over 500 large-quantity hazardous waste generators, 3,000 small generators, hazardous waste transporters, and 50 hazardous waste treatment, storage and disposal facilities. Funding for this subdivision is from the Hazardous Waste Service Cash Fund and federal funds.

Personal Services	<u>3,998,340</u>	<u>3,959,414</u>	<u>3,997,911</u>	<u>4,033,077</u>	<u>3,996,666</u>
FTE	32.8	30.4	25.9	25.9	25.9
Cash Funds	1,561,775	1,597,885	1,924,781	1,959,947	1,635,166
Federal Funds	2,436,565	2,361,529	2,073,130	2,073,130	2,361,500
Operating Expenses	<u>176,760</u>	<u>129,426</u>	<u>136,549</u>	<u>136,549</u>	<u>136,549</u>
Cash Funds	77,850	79,871	80,580	80,580	80,580
Federal Funds	98,910	49,555	55,969	55,969	55,969

<b>SUBTOTAL - (B) Hazardous Waste Control Program</b>	4,175,100	4,088,840	4,134,460	4,169,626	4,133,215
FTE	<u>32.8</u>	<u>30.4</u>	<u>25.9</u>	<u>25.9</u>	<u>25.9</u>
Cash Funds	1,639,625	1,677,756	2,005,361	2,040,527	1,715,746
Federal Funds	2,535,475	2,411,084	2,129,099	2,129,099	2,417,469

**(C) Solid Waste Control Program**

This subdivision is responsible for the regulation of all solid waste management facilities in Colorado, including landfills, composting facilities, recycling facilities, transfer facilities, certain types of waste surface impoundments, asbestos waste facilities, solid waste incinerators, and medical waste facilities. Funding for this subdivision is from cash funds, including the Solid Waste Management Fund and the Radiation Control Fund.

Program Costs	<u>2,582,105</u>	<u>2,806,959</u>	<u>2,667,479</u>	<u>2,682,055</u>	<u>2,682,055</u> *
FTE	22.6	24.3	20.2	22.2	22.2
Cash Funds	2,582,105	2,806,959	2,667,479	2,682,055	2,682,055

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
<b>SUBTOTAL - (C) Solid Waste Control Program</b>	2,582,105	2,806,959	2,667,479	2,682,055	2,682,055
<i>FTE</i>	<u>22.6</u>	<u>24.3</u>	<u>20.2</u>	<u>22.2</u>	<u>22.2</u>
Cash Funds	2,582,105	2,806,959	2,667,479	2,682,055	2,682,055

**(D) Contaminated Site Cleanups and Remediation Programs**

This subdivision contains four programs outlined below and is funded primarily from the Hazardous Substance Response Fund and federal funds. (1) Superfund Program which works with the Environmental Protection Agency as either the lead agency or support agency in the review and implementation of cleanup plans and oversight of the cleanup work. Funding for cleanup of the Rocky Mountain Arsenal superfund site is included in this program. (2) The Contaminated Site Cleanups Program which works to facilitate the cleanup of contaminated sites that have not been designated as superfund sites. (3) Provision of Compensation and Liability Act (CERCLA) technical support to the Department of Law. (4) The Uranium Mill Tailings Remedial Action Program, which assists local governments in managing mill tailings that were not removed during the cleanup and are disturbed during road work or other renewal or building activities.

Personal Services	<u>3,794,965</u>	<u>3,561,869</u>	<u>5,159,294</u>	<u>4,979,294</u>	<u>3,784,811</u> *
FTE	19.5	23.7	20.8	18.8	18.8
Cash Funds	564,411	777,058	1,442,950	1,262,950	1,000,000
Federal Funds	3,230,554	2,784,811	3,716,344	3,716,344	2,784,811
Operating Expenses	<u>530,739</u>	<u>233,110</u>	<u>1,204,061</u>	<u>1,204,061</u>	<u>251,563</u>
Cash Funds	13,339	(7,794)	49,045	49,045	10,663
Federal Funds	517,400	240,904	1,155,016	1,155,016	240,900
Contaminated Sites Operation and Maintenance	<u>1,030,476</u>	<u>909,161</u>	<u>2,052,086</u>	<u>2,052,086</u>	<u>1,100,000</u>
Cash Funds	1,030,476	909,161	1,559,186	1,559,186	1,100,000
Federal Funds	0	0	492,900	492,900	0

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
Brownsfield Cleanup Program	0	0	<u>250,000</u>	<u>250,000</u>	<u>250,000</u>
General Fund	0	0	0	0	0
Cash Funds	0	0	250,000	250,000	250,000
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
Transfer to the Department of Law for CERCLA Related Costs	<u>528,117</u>	<u>423,497</u>	<u>713,142</u>	<u>713,142</u>	<u>713,142</u>
Cash Funds	528,117	423,497	713,142	713,142	713,142
Uranium Mill Tailings Remedial Action Program	<u>240,589</u>	<u>248,108</u>	<u>168,534</u>	<u>171,259</u>	<u>171,259</u>
FTE	2.9	2.4	2.5	2.5	2.5
Cash Funds	0	52	0	0	0
Reappropriated Funds	196,040	190,818	149,177	151,902	151,902
Federal Funds	44,549	57,238	19,357	19,357	19,357
Rocky Flats Program Costs	<u>185,933</u>	<u>140,082</u>	<u>119,803</u>	<u>119,803</u>	<u>119,803</u>
FTE	1.0	1.3	2.1	2.1	2.1
Federal Funds	185,933	140,082	119,803	119,803	119,803
Rocky Flats Legal Services	<u>12,040</u>	<u>9,858</u>	<u>26,128</u>	<u>26,128</u>	<u>26,128</u>
Federal Funds	12,040	9,858	26,128	26,128	26,128
Transfer to the Department of Law for Natural Resource Damage Claims at Rocky Mountain Arsenal	<u>50,000</u>	0	<u>50,000</u>	<u>50,000</u>	0
Cash Funds	50,000	0	50,000	50,000	0

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
<b>SUBTOTAL - (D) Contaminated Site Cleanups and Remediation Programs</b>	6,372,859	5,525,685	9,743,048	9,565,773	6,416,706
<i>FTE</i>	<u>23.4</u>	<u>27.4</u>	<u>25.4</u>	<u>23.4</u>	<u>23.4</u>
General Fund	0	0	0	0	0
Cash Funds	2,186,343	2,101,974	4,064,323	3,884,323	3,073,805
Reappropriated Funds	196,040	190,818	149,177	151,902	151,902
Federal Funds	3,990,476	3,232,893	5,529,548	5,529,548	3,190,999

**(E) Radiation Management**

This subdivision provides regulatory services for radioactive materials through the review of license applications and inspections of facilities; administration of contract services with local public health agencies for indoor radon testing, prevention, and education; and the monitoring low-level radioactive waste producers by ensuring proper and economically sound disposal. Funding for this subdivision is primarily from the Radiation Control Fund and federal funds.

Personal Services	<u>2,468,616</u>	<u>2,385,732</u>	<u>1,909,396</u>	<u>1,710,896</u>	<u>1,710,896</u>
<i>FTE</i>	<u>24.3</u>	<u>23.5</u>	<u>19.7</u>	<u>19.7</u>	<u>19.7</u>
Cash Funds	2,216,303	2,098,598	1,720,419	1,521,919	1,521,919
Federal Funds	252,313	287,134	188,977	188,977	188,977
Operating Expenses	<u>166,489</u>	<u>117,304</u>	<u>239,268</u>	<u>239,268</u>	<u>239,268</u>
Cash Funds	83,985	(2,633)	74,615	74,615	74,615
Federal Funds	82,504	119,937	164,653	164,653	164,653
<b>SUBTOTAL - (E) Radiation Management</b>	2,635,105	2,503,036	2,148,664	1,950,164	1,950,164
<i>FTE</i>	<u>24.3</u>	<u>23.5</u>	<u>19.7</u>	<u>19.7</u>	<u>19.7</u>
Cash Funds	2,300,288	2,095,965	1,795,034	1,596,534	1,596,534
Federal Funds	334,817	407,071	353,630	353,630	353,630

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(F) Waste Tire Program**

The Waste Tire Program has established a comprehensive "cradle-to-grave" management system to track tires from the moment they are removed from a vehicle until they are appropriately disposed of or recycled. The Program is responsible for the following: (1) Regulation of waste tire haulers and facilities that generate, collect, store, process and/or use waste tires; (2) Awarding grants to local agencies for equipment, training and other activities related to prevention and response to waste tire fires; (3) Developing initiatives designed to encourage the disposal, recycling or reuse of illegally dumped tires and the recycling or reuse of waste tires; and (4) Reimbursements to waste tire processors and end users.

Waste Tire Program Administration and Cleanup

Program Enforcement	<u>0</u>	<u>1,484,992</u>	<u>2,896,041</u>	<u>2,896,041</u>	<u>2,324,661</u>
FTE	0.0	3.9	5.0	5.0	5.0
General Fund	0	500,000	0	0	0
Cash Funds	0	984,992	2,896,041	2,896,041	2,324,661

Waste Tire Market Development

	<u>231,001</u>	<u>166,344</u>	<u>311,534</u>	<u>311,534</u>	<u>647,334</u>
FTE	0.3	0.0	0.0	0.0	0.0
Cash Funds	231,001	166,344	311,534	311,534	647,334

Waste Tire Rebates

	<u>0</u>	<u>1,202,355</u>	<u>3,852,039</u>	<u>3,852,039</u>	<u>7,444,703</u>
Cash Funds	0	1,202,355	3,852,039	3,852,039	7,444,703

Processors and End Users Rebate

	<u>3,978,856</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
FTE	0.4	0.0	0.0	0.0	0.0
General Fund	0	0	0	0	0
Cash Funds	3,978,856	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0



**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
<b>SUBTOTAL - (F) Waste Tire Program</b>	4,209,857	2,853,691	7,059,614	7,059,614	10,416,698
<i>FTE</i>	<u>0.7</u>	<u>3.9</u>	<u>5.0</u>	<u>5.0</u>	<u>5.0</u>
General Fund	0	500,000	0	0	0
Cash Funds	4,209,857	2,353,691	7,059,614	7,059,614	10,416,698
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
<b>TOTAL - (6) Hazardous Materials and Waste Management Division</b>	22,970,912	21,128,174	31,921,452	31,604,787	31,776,393
<i>FTE</i>	<u>104.4</u>	<u>110.4</u>	<u>115.2</u>	<u>115.2</u>	<u>115.2</u>
General Fund	0	500,000	0	0	0
Cash Funds	14,790,682	13,277,865	21,573,770	21,254,380	23,476,165
Reappropriated Funds	243,445	232,009	285,319	288,044	288,044
Federal Funds	7,936,785	7,118,300	10,062,363	10,062,363	8,012,184

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(7) DIVISION OF ENVIRONMENTAL HEALTH AND SUSTAINABILITY**

This division is responsible for enforcing sanitation standards to prevent and control diseases transmitted by food and insects; eliminating unsanitary conditions in public accommodations; and preventing injuries to persons using potentially dangerous consumer products. This division is funded by General Fund, cash funds, reappropriated funds, and federal funds. The division's major sources of cash funds are from license fees for businesses, such as retail and wholesale food licenses. The division's reappropriated funds are from the Departments of Corrections and Human Services for the inspection of institutions and child care facilities.

Administration and Support	0	0	856,130	856,338	856,338
FTE	0.0	0.0	7.5	7.5	7.5
General Fund	0	0	484,367	484,575	484,575
Cash Funds	0	0	270,049	270,049	270,049
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	101,714	101,714	101,714
 Environmental Health Programs	 <u>2,520,694</u>	 <u>2,640,321</u>	 <u>2,614,798</u>	 <u>2,564,566</u>	 <u>2,564,566</u>
FTE	28.0	25.5	22.3	22.3	22.3
General Fund	1,124,899	1,126,383	642,859	658,506	658,506
Cash Funds	799,911	870,185	1,409,820	1,343,192	1,343,192
Reappropriated Funds	100,990	101,389	109,345	110,094	110,094
Federal Funds	494,894	542,364	452,774	452,774	452,774
 Sustainability Programs	 <u>886,370</u>	 <u>756,979</u>	 <u>841,511</u>	 <u>841,511</u>	 <u>841,511</u>
FTE	7.2	6.8	8.6	8.6	8.6
Cash Funds	233,118	197,638	248,790	248,790	248,790
Federal Funds	653,252	559,341	592,721	592,721	592,721
 Animal Feeding Operations Program	 <u>465,397</u>	 <u>427,134</u>	 <u>505,777</u>	 <u>505,777</u>	 <u>505,777</u>
FTE	3.9	4.0	3.4	3.4	3.4
General Fund	99,419	0	99,538	99,538	99,538
Cash Funds	365,978	427,134	406,239	406,239	406,239

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Recycling Resources Economic Opportunity Program	<u>1,426,729</u>	<u>2,789,030</u>	<u>2,308,548</u>	<u>2,308,548</u>	<u>4,308,548</u>
FTE	1.8	1.4	1.4	1.4	1.4
Cash Funds	1,426,729	2,789,030	2,308,548	2,308,548	4,308,548
Oil and Gas Consultation Program	<u>104,852</u>	<u>122,298</u>	<u>114,350</u>	<u>114,350</u>	<u>114,350</u>
FTE	1.0	1.0	0.9	0.9	0.9
Cash Funds	104,852	122,298	114,350	114,350	114,350
Household Take-back Medication Program	<u>0</u>	<u>39,877</u>	<u>350,000</u>	<u>350,000</u>	<u>350,000</u>
FTE	0.0	0.0	0.0	0.0	0.0
General Fund	0	4,089	300,000	300,000	300,000
Cash Funds	0	35,788	50,000	50,000	50,000
Cottage Foods Program	<u>0</u>	<u>0</u>	<u>120,982</u>	<u>89,477</u>	<u>89,477</u>
FTE	0.0	0.0	1.4	1.2	1.2
General Fund	0	0	120,982	89,477	89,477
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
Indirect Costs Assessment	<u>642,071</u>	<u>775,039</u>	<u>785,200</u>	<u>785,200</u>	<u>785,200</u>
Cash Funds	401,661	535,113	491,100	491,100	491,100
Federal Funds	240,410	239,926	294,100	294,100	294,100
Transfer to Recycling Resources Economic Opportunity Fund	<u>0</u>	<u>1,500,000</u>	<u>0</u>	<u>0</u>	<u>0</u>
General Fund	0	1,500,000	0	0	0

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
Operating Expenses	<u>203,143</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General Fund	26,830	0	0	0	0
Cash Funds	93,020	0	0	0	0
Reappropriated Funds	8,347	0	0	0	0
Federal Funds	74,946	0	0	0	0
Waste Tire Program	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
FTE	0.0	0.0	0.0	0.0	0.0
General Fund	0	0	0	0	0
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
<b>TOTAL - (7) Division of Environmental Health and Sustainability</b>	6,249,256	9,050,678	8,497,296	8,415,767	10,415,767
<i>FTE</i>	<u>41.9</u>	<u>38.7</u>	<u>45.5</u>	<u>45.3</u>	<u>45.3</u>
General Fund	1,251,148	2,630,472	1,647,746	1,632,096	1,632,096
Cash Funds	3,425,269	4,977,186	5,298,896	5,232,268	7,232,268
Reappropriated Funds	109,337	101,389	109,345	110,094	110,094
Federal Funds	1,463,502	1,341,631	1,441,309	1,441,309	1,441,309

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(8) DISEASE CONTROL AND ENVIRONMENTAL EPIDEMIOLOGY DIVISION**

**(A) Administration, General Disease Control and Surveillance**

This subdivision has three areas of responsibility: provision of division-wide administration and support, maintaining and monitoring the disease-monitoring network, and operationation of the Immunization Program. The Immunization Program consists of the following components: (1) The Immunization Outreach Program which provides free immunization clinics around the state; (2) The Colorado Immunization Information System collects and stores a child's immunization records, which enables health care providers to easily check a child's immunization status during a health care visit. This helps ensure a child is up-to-date on their immunizations and are not over-immunized. The system can also send reminders to parents of children who are not up-to-date on their immunizations. (3) Provision of grants to local public health agencies for the operation of immunization clinics.

Program Costs	<u>1,205,355</u>	<u>1,160,148</u>	<u>2,768,722</u>	<u>2,863,558</u>	<u>2,856,550</u> *
FTE	7.9	11.3	33.1	33.9	33.9
General Fund	1,053,722	1,116,805	1,208,226	1,303,062	1,303,062
Cash Funds	0	0	7,008	7,008	0
Federal Funds	151,633	43,343	1,553,488	1,553,488	1,553,488
Immunization Personal Services	<u>3,285,043</u>	<u>3,615,358</u>	<u>3,364,091</u>	<u>3,334,240</u>	<u>4,075,604</u>
FTE	31.6	36.3	25.9	25.3	25.3
General Fund	670,038	829,312	1,319,455	1,289,604	1,289,604
Federal Funds	2,615,005	2,786,046	2,044,636	2,044,636	2,786,000
Immunization Operating Expenses	<u>51,415,016</u>	<u>49,610,256</u>	<u>48,522,112</u>	<u>48,066,984</u>	<u>50,271,812</u> *
General Fund	640,731	684,272	1,375,987	937,468	937,468
General Fund Exempt	425,570	0	427,593	410,984	423,630
Cash Funds	868,028	875,978	868,330	868,330	860,714
Federal Funds	49,480,687	48,050,006	45,850,202	45,850,202	48,050,000

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
Appropriation from the Tobacco Tax Cash Fund to the General Fund	<u>424,078</u>	<u>423,600</u>	<u>427,593</u>	<u>410,984</u>	<u>423,630</u>
General Fund	0	423,600	0	0	0
Cash Funds	424,078	0	427,593	410,984	423,630
Federal Grants	<u>2,174,581</u>	<u>2,847,205</u>	<u>1,333,092</u>	<u>1,333,092</u>	<u>1,333,092</u>
FTE	19.2	19.8	9.2	9.2	9.2
Federal Funds	2,174,581	2,847,205	1,333,092	1,333,092	1,333,092
Indirect Cost Assessment	<u>2,992,346</u>	<u>3,070,086</u>	<u>3,379,900</u>	<u>3,379,900</u>	<u>3,379,900</u>
Cash Funds	32,880	53,959	84,200	84,200	84,200
Federal Funds	2,959,466	3,016,127	3,295,700	3,295,700	3,295,700
Operating Expenses	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General Fund	0	0	0	0	0
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
<b>SUBTOTAL - (A) Administration, General Disease Control and Surveillance</b>	61,496,419	60,726,653	59,795,510	59,388,758	62,340,588
<i>FTE</i>	<u>58.7</u>	<u>67.4</u>	<u>68.2</u>	<u>68.4</u>	<u>68.4</u>
General Fund	2,364,491	3,053,989	3,903,668	3,530,134	3,530,134
General Fund Exempt	425,570	0	427,593	410,984	423,630
Cash Funds	1,324,986	929,937	1,387,131	1,370,522	1,368,544
Reappropriated Funds	0	0	0	0	0
Federal Funds	57,381,372	56,742,727	54,077,118	54,077,118	57,018,280

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(B) Special Purpose Disease Control Programs**

This subdivision is responsible for disease control programs which work to control and prevent certain communicable diseases including sexually transmitted infections, HIV and AIDS, and tuberculosis.

Sexually Transmitted Infections, HIV and AIDS

Personal Services	<u>3,796,019</u>	<u>3,160,315</u>	<u>3,247,911</u>	<u>3,247,911</u>	<u>3,247,911</u>
FTE	45.1	33.7	39.9	39.9	39.9
Cash Funds	46,988	94,118	94,236	94,236	94,236
Federal Funds	3,749,031	3,066,197	3,153,675	3,153,675	3,153,675

Sexually Transmitted Infections, HIV and AIDS

Operating Expenses	<u>4,335,485</u>	<u>3,152,953</u>	<u>5,734,106</u>	<u>5,734,106</u>	<u>3,651,329</u>
Cash Funds	1,721,306	1,454,062	2,154,272	2,154,272	1,952,429
Federal Funds	2,614,179	1,698,891	3,579,834	3,579,834	1,698,900

Ryan White Act Personal Services

FTE	<u>1,289,242</u>	<u>2,126,512</u>	<u>907,696</u>	<u>907,696</u>	<u>2,129,818</u>
General Fund	12.9	22.0	10.2	10.2	10.2
Cash Funds	21,621	0	22,018	22,018	22,018
Federal Funds	0	18,691	0	0	0
	1,267,621	2,107,821	885,678	885,678	2,107,800

Ryan White Act Operating Expenses

General Fund	<u>20,223,629</u>	<u>20,076,907</u>	<u>22,670,786</u>	<u>22,407,753</u>	<u>20,986,399</u>
Cash Funds	1,357,404	1,451,065	1,451,065	1,451,065	1,451,065
Federal Funds	2,304,272	3,073,708	4,077,488	3,814,455	3,983,234
	16,561,953	15,552,134	17,142,233	17,142,233	15,552,100

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
Tuberculosis Control and Treatment Personal Services	<u>1,858,439</u>	<u>902,010</u>	<u>1,824,888</u>	<u>1,824,888</u>	<u>902,009</u>
FTE	20.0	9.1	13.1	13.1	13.1
General Fund	120,792	122,609	122,609	122,609	122,609
Federal Funds	1,737,647	779,401	1,702,279	1,702,279	779,400
Tuberculosis Control and Treatment Operating Expenses	<u>2,631,595</u>	<u>1,500,170</u>	<u>3,229,337</u>	<u>3,229,337</u>	<u>1,500,461</u>
General Fund	1,186,408	1,188,487	1,188,761	1,188,761	1,188,761
Federal Funds	1,445,187	311,683	2,040,576	2,040,576	311,700
<b>SUBTOTAL - (B) Special Purpose Disease Control Programs</b>	<b>34,134,409</b>	<b>30,918,867</b>	<b>37,614,724</b>	<b>37,351,691</b>	<b>32,417,927</b>
FTE	<u>78.0</u>	<u>64.8</u>	<u>63.2</u>	<u>63.2</u>	<u>63.2</u>
General Fund	2,686,225	2,762,161	2,784,453	2,784,453	2,784,453
Cash Funds	4,072,566	4,640,579	6,325,996	6,062,963	6,029,899
Federal Funds	27,375,618	23,516,127	28,504,275	28,504,275	23,603,575

**(C) Environmental Epidemiology**

This subdivision houses the Cannabis Health Environmental and Epidemiology Training, Outreach, and Surveillance Program which is responsible for researching the health impacts of marijuana use. Additionally within this subdivision starting in FY 2016-17 is funding for retail marijuana health research grants. Funding for this subdivision is from the Oil and Gas Conservation and Environmental Response Fund, the Marijuana Tax Cash Fund, and federal funds.

Cannabis Health Environmental and Epidemiological Training, Outreach, and Surveillance

	<u>80,519</u>	<u>290,411</u>	<u>320,388</u>	<u>667,000</u>	<u>320,388</u> *
FTE	0.8	2.9	4.0	4.0	4.0
General Fund	0	290,411	0	0	0
Cash Funds	80,519	0	320,388	667,000	320,388



**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Oil and Gas Health Activities	<u>0</u>	<u>0</u>	<u>355,846</u>	<u>512,060</u>	<u>502,771</u> *
FTE	0.0	0.0	3.0	3.0	3.2
General Fund	0	0	0	0	0
Cash Funds	0	0	355,846	512,060	293,699
Reappropriated Funds	0	0	0	0	209,072
Federal Funds	0	0	0	0	0
Retail Marijuana Health Research Grants	<u>0</u>	<u>0</u>	<u>0</u>	<u>2,490,875</u>	<u>343,622</u> 0.3 *
Cash Funds	0	0	0	2,490,875	343,622
Environmental Epidemiology Federal Grants	<u>1,926,833</u>	<u>2,075,174</u>	<u>683,103</u>	<u>683,103</u>	<u>683,103</u>
FTE	14.1	18.5	5.8	5.8	5.8
General Fund	0	0	0	0	0
Federal Funds	1,926,833	2,075,174	683,103	683,103	683,103
<b>SUBTOTAL - (C) Environmental Epidemiology</b>	<u>2,007,352</u>	<u>2,365,585</u>	<u>1,359,337</u>	<u>4,353,038</u>	<u>1,849,884</u>
<b>FTE</b>	<u>14.9</u>	<u>21.4</u>	<u>12.8</u>	<u>12.8</u>	<u>13.3</u>
General Fund	0	290,411	0	0	0
Cash Funds	80,519	0	676,234	3,669,935	957,709
Reappropriated Funds	0	0	0	0	209,072
Federal Funds	1,926,833	2,075,174	683,103	683,103	683,103

**(D) Health Information Systems**

Health Information Exchange	<u>0</u>	<u>0</u>	<u>0</u>
General Fund	0	0	0
Cash Funds	0	0	0
Reappropriated Funds	0	0	0
Federal Funds	0	0	0

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
Electronic Health Record System	0	0	0		
General Fund	0	0	0		
Cash Funds	0	0	0		
Reappropriated Funds	0	0	0		
Federal Funds	0	0	0		
<b>SUBTOTAL - (D) Health Information Systems</b>	0	0	0		
<i>FTE</i>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>		
General Fund	0	0	0		
Cash Funds	0	0	0		
Reappropriated Funds	0	0	0		
Federal Funds	0	0	0		
<b>TOTAL - (8) Disease Control and Environmental Epidemiology Division</b>	97,638,180	94,011,105	98,769,571	101,093,487	96,608,399
<i>FTE</i>	<u>151.6</u>	<u>153.6</u>	<u>144.2</u>	<u>144.4</u>	<u>144.9</u>
General Fund	5,050,716	6,106,561	6,688,121	6,314,587	6,314,587
General Fund Exempt	425,570	0	427,593	410,984	423,630
Cash Funds	5,478,071	5,570,516	8,389,361	11,103,420	8,356,152
Reappropriated Funds	0	0	0	0	209,072
Federal Funds	86,683,823	82,334,028	83,264,496	83,264,496	81,304,958

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(9) PREVENTION SERVICES DIVISION**

This division is comprised of the following five subdivisions: Administration, Chronic Disease Prevention Programs, Primary Care Office, Family and Community Health, and Nutrition Services.

**(A) Administration**

This subdivision provides administrative services to the other division programs. Funding is General Fund, various division cash funds, and federal funds.

Administration	<u>117,233</u>	<u>120,232</u>	<u>2,540,611</u>	<u>2,653,733</u>	<u>2,666,055</u> *
FTE	2.0	1.1	31.7	32.7	31.7
General Fund	117,233	120,232	370,956	397,608	397,608
Cash Funds	0	0	512,436	598,906	611,228
Reappropriated Funds	0	0	15,020	15,020	15,020
Federal Funds	0	0	1,642,199	1,642,199	1,642,199
Indirect Cost Assessment	<u>4,182,389</u>	<u>4,400,264</u>	<u>4,789,500</u>	<u>4,789,500</u>	<u>4,789,500</u>
Cash Funds	1,070,393	1,150,777	1,311,700	1,311,700	1,311,700
Reappropriated Funds	299	18,205	0	0	0
Federal Funds	3,111,697	3,231,282	3,477,800	3,477,800	3,477,800
Colorado Commission on Affordable Health Care	<u>0</u>	<u>400,000</u>	<u>25,000</u>	<u>424,000</u>	<u>177,755</u> *
FTE	0.0	0.0	0.0	0.0	0.0
General Fund	0	400,000	25,000	424,000	177,755
<b>SUBTOTAL - (A) Administration</b>	<b>4,299,622</b>	<b>4,920,496</b>	<b>7,355,111</b>	<b>7,867,233</b>	<b>7,633,310</b>
<b>FTE</b>	<b>2.0</b>	<b>1.1</b>	<b>31.7</b>	<b>32.7</b>	<b>31.7</b>
General Fund	117,233	520,232	395,956	821,608	575,363
Cash Funds	1,070,393	1,150,777	1,824,136	1,910,606	1,922,928
Reappropriated Funds	299	18,205	15,020	15,020	15,020
Federal Funds	3,111,697	3,231,282	5,119,999	5,119,999	5,119,999

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(B) Chronic Disease Prevention Programs**

These programs target the prevention of specific chronic diseases including: breast and cervical cancer, lung cancer, and cardiovascular and chronic pulmonary disease. This subdivision also includes oral health programs, and tobacco cessation, education, and prevention programs. Funding is cash funds from the tobacco settlement and tobacco tax revenue, and federal funds.

Transfer to the Health Disparities Grant Program

Fund	<u>3,372,882</u>	<u>3,388,800</u>	<u>3,420,744</u>	<u>3,420,744</u>	<u>3,389,040</u>
Cash Funds	3,372,882	3,388,800	3,420,744	3,420,744	3,389,040
Chronic Disease and Cancer Prevention Grants	<u>4,971,999</u>	<u>5,808,369</u>	<u>4,892,403</u>	<u>4,892,403</u>	<u>5,808,400</u>
FTE	32.5	37.3	27.1	27.1	37.3
Cash Funds	0	0	305,656	305,656	0
Federal Funds	4,971,999	5,808,369	4,586,747	4,586,747	5,808,400
Breast and Cervical Cancer Screening	<u>6,317,070</u>	<u>4,935,530</u>	<u>7,792,504</u>	<u>7,797,188</u>	<u>7,037,741</u> *
FTE	11.6	13.3	7.2	7.2	7.2
Cash Funds	3,838,891	2,281,670	4,423,683	4,428,367	4,383,841
Federal Funds	2,478,179	2,653,860	3,368,821	3,368,821	2,653,900
Cancer, Cardiovascular Disease, and Chronic Pulmonary Disease Program Administration	<u>781,699</u>	<u>690,188</u>	<u>558,481</u>	<u>563,165</u>	<u>563,165</u>
FTE	7.8	7.7	6.7	6.7	6.7
Cash Funds	781,699	690,188	558,481	563,165	563,165
Cancer, Cardiovascular Disease, and Chronic Pulmonary Disease Grants	<u>12,456,330</u>	<u>9,239,828</u>	<u>14,313,422</u>	<u>14,313,422</u>	<u>21,840,203</u>
Cash Funds	12,456,330	9,239,828	14,313,422	14,313,422	21,840,203

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
Tobacco Education, Prevention, and Cessation					
Program Administration	<u>804,217</u>	<u>782,324</u>	<u>538,811</u>	<u>550,521</u>	<u>550,521</u>
FTE	6.9	7.3	6.9	6.9	6.9
Cash Funds	804,217	782,324	538,811	550,521	550,521
Tobacco Education, Prevention, and Cessation					
Grants	<u>24,041,591</u>	<u>20,524,072</u>	<u>22,572,897</u>	<u>22,572,897</u>	<u>23,413,520</u>
Cash Funds	23,719,156	20,401,944	21,287,171	21,287,171	22,127,794
Reappropriated Funds	322,435	122,128	1,285,726	1,285,726	1,285,726
Oral Health Programs	<u>4,489,593</u>	<u>2,894,858</u>	<u>1,201,546</u>	<u>1,203,527</u>	<u>1,333,472</u>
FTE	9.4	8.9	4.1	4.1	4.1
General Fund	3,111,524	1,802,424	264,422	266,403	266,403
Cash Funds	194,170	214,841	189,469	189,469	189,469
Federal Funds	1,183,899	877,593	747,655	747,655	877,600
Marijuana Education Campaign	<u>0</u>	<u>5,665,002</u>	<u>4,650,000</u>	<u>7,025,000</u>	<u>5,575,000</u> *
FTE	0.0	4.7	3.7	3.7	3.7
General Fund	0	0	2,500,000	0	0
Cash Funds	0	5,665,002	2,150,000	7,025,000	5,575,000
Cancer Registry	<u>1,157,780</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
FTE	13.6	0.0	0.0	0.0	0.0
General Fund	221,498	0	0	0	0
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	936,282	0	0	0	0

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
Transfer to the Department of Health Care Policy and Financing for Disease Management	<u>2,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General Fund	0	0	0	0	0
Cash Funds	2,000,000	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
Transfer to the Department of Health Care Policy and Financing for Breast and Cervical Cancer					
Treatment	<u>936,892</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General Fund	0	0	0	0	0
Cash Funds	936,892	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
<b>SUBTOTAL - (B) Chronic Disease Prevention</b>					
<b>Programs</b>	61,330,053	53,928,971	59,940,808	62,338,867	69,511,062
<i>FTE</i>	<u>81.8</u>	<u>79.2</u>	<u>55.7</u>	<u>55.7</u>	<u>65.9</u>
General Fund	3,333,022	1,802,424	2,764,422	266,403	266,403
Cash Funds	48,104,237	42,664,597	47,187,437	52,083,515	58,619,033
Reappropriated Funds	322,435	122,128	1,285,726	1,285,726	1,285,726
Federal Funds	9,570,359	9,339,822	8,703,223	8,703,223	9,339,900

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
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**(C) Primary Care Office**

This Office assesses the need for primary health care professionals in various parts of the state and directs incentives to qualified professionals and clinics willing to serve in areas that are short of providers. Funding for the Office is cash funds from the tobacco settlement revenue and federal funds.

Primary Care Office	<u>2,098,646</u>	<u>2,766,170</u>	<u>2,747,603</u>	<u>2,751,471</u>	<u>2,760,892</u>
FTE	5.4	4.4	3.3	3.4	3.4
General Fund	0	0	1,872,762	1,874,251	1,874,251
Cash Funds	1,464,452	2,039,722	246,341	248,720	258,141
Federal Funds	634,194	726,448	628,500	628,500	628,500

<b>SUBTOTAL - (C) Primary Care Office</b>	2,098,646	2,766,170	2,747,603	2,751,471	2,760,892
FTE	<u>5.4</u>	<u>4.4</u>	<u>3.3</u>	<u>3.4</u>	<u>3.4</u>
General Fund	0	0	1,872,762	1,874,251	1,874,251
Cash Funds	1,464,452	2,039,722	246,341	248,720	258,141
Federal Funds	634,194	726,448	628,500	628,500	628,500

**(D) Family and Community Health**

This subdivision includes the following three program areas: (1) Women's Health Programs, (2) Children and Youth Programs, and (3) Injury, Suicide, and Violence Prevention Programs. Funding for this subdivision includes General Fund, federal funds.

**(1) Women's Health**

Family Planning Program Administration	<u>395,998</u>	<u>406,498</u>	<u>1,539,482</u>	<u>1,543,445</u>	<u>1,543,445</u>
FTE	3.9	4.0	9.9	9.9	9.9
General Fund	395,998	406,498	355,412	359,375	359,375
Federal Funds	0	0	1,184,070	1,184,070	1,184,070

Family Planning Purchase of Services	<u>4,683,401</u>	<u>4,654,013</u>	<u>4,812,226</u>	<u>7,323,361</u>	<u>7,323,361</u> *
General Fund	1,223,326	1,223,326	1,223,326	3,734,461	3,734,461
Federal Funds	3,460,075	3,430,687	3,588,900	3,588,900	3,588,900

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Family Planning Federal Grants	<u>173,581</u>	<u>146,113</u>	<u>184,300</u>	<u>184,300</u>	<u>184,300</u>
FTE	1.4	1.1	2.0	2.0	2.0
Federal Funds	173,581	146,113	184,300	184,300	184,300
Maternal and Child Health	<u>6,333,366</u>	<u>4,821,738</u>	<u>6,139,809</u>	<u>6,139,809</u>	<u>4,821,700</u>
FTE	26.3	21.4	9.5	9.5	9.5
Federal Funds	6,333,366	4,821,738	6,139,809	6,139,809	4,821,700
Nurse Home Visitor Program	<u>544,100</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
FTE	0.0	0.0	0.0	0.0	0.0
General Fund	0	0	0	0	0
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	544,100	0	0	0	0
<b>SUBTOTAL - (1) Women's Health</b>	<b>12,130,446</b>	<b>10,028,362</b>	<b>12,675,817</b>	<b>15,190,915</b>	<b>13,872,806</b>
<b>FTE</b>	<b><u>31.6</u></b>	<b><u>26.5</u></b>	<b><u>21.4</u></b>	<b><u>21.4</u></b>	<b><u>21.4</u></b>
General Fund	1,619,324	1,629,824	1,578,738	4,093,836	4,093,836
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	10,511,122	8,398,538	11,097,079	11,097,079	9,778,970

**(2) Children and Youth Health**

Health Care Program for Children with Special

Needs	<u>1,073,983</u>	<u>1,162,327</u>	<u>1,119,618</u>	<u>1,122,590</u>	<u>1,122,590</u>
FTE	11.8	12.9	14.4	14.4	14.4
General Fund	697,467	706,227	663,518	666,490	666,490
Federal Funds	376,516	456,100	456,100	456,100	456,100



**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Health Care Program for Children with Special Needs Purchase of Services	<u>3,043,988</u>	<u>3,075,470</u>	<u>3,075,399</u>	<u>3,075,399</u>	<u>3,075,399</u>
General Fund	1,847,899	1,847,899	1,847,899	1,847,899	1,847,899
Cash Funds	0	0	0	0	0
Federal Funds	1,196,089	1,227,571	1,227,500	1,227,500	1,227,500
Genetics Counseling Program Costs	<u>0</u>	<u>0</u>	<u>1,656,195</u>	<u>1,656,195</u>	<u>1,656,195</u>
FTE	0.0	0.0	1.0	1.0	1.0
General Fund	0	0	0	0	0
Cash Funds	0	0	1,656,195	1,656,195	1,656,195
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
School-based Health Centers	<u>3,829,569</u>	<u>4,675,229</u>	<u>5,183,982</u>	<u>5,188,539</u>	<u>5,000,000</u>
FTE	2.5	2.8	2.4	2.4	2.4
General Fund	3,829,569	4,675,229	5,183,982	5,188,539	5,000,000
Child Fatality Prevention	<u>456,962</u>	<u>643,419</u>	<u>560,205</u>	<u>566,149</u>	<u>566,149</u>
FTE	3.1	2.6	2.9	2.9	2.9
General Fund	456,962	643,419	560,205	566,149	566,149
Healthy Kids Colorado Survey	<u>0</u>	<u>682,614</u>	<u>781,789</u>	<u>781,789</u>	<u>745,124</u>
FTE	0.0	1.7	1.5	1.5	1.5
Cash Funds	0	682,614	781,789	781,789	745,124
Federal Grants	<u>740,176</u>	<u>916,755</u>	<u>884,604</u>	<u>884,604</u>	<u>884,604</u>
FTE	6.6	6.2	7.5	7.5	7.5
Federal Funds	740,176	916,755	884,604	884,604	884,604

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Genetics Counseling Personal Services	<u>1,629,186</u>	<u>1,589,899</u>	<u>0</u>	<u>0</u>	<u>0</u>
FTE	0.9	1.0	0.0	0.0	0.0
Cash Funds	1,629,186	1,589,899	0	0	0
Interagency Prevention Programs Coordination	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
FTE	0.0	0.0	0.0	0.0	0.0
General Fund	0	0	0	0	0
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
<b>SUBTOTAL - (2) Children and Youth Health</b>	<b>10,773,864</b>	<b>12,745,713</b>	<b>13,261,792</b>	<b>13,275,265</b>	<b>13,050,061</b>
<b>FTE</b>	<u>24.9</u>	<u>27.2</u>	<u>29.7</u>	<u>29.7</u>	<u>29.7</u>
General Fund	6,831,897	7,872,774	8,255,604	8,269,077	8,080,538
Cash Funds	1,629,186	2,272,513	2,437,984	2,437,984	2,401,319
Reappropriated Funds	0	0	0	0	0
Federal Funds	2,312,781	2,600,426	2,568,204	2,568,204	2,568,204
<b>(3) Injury and Violence Prevention - Mental Health Promotion</b>					
Suicide Prevention	<u>384,385</u>	<u>441,226</u>	<u>436,035</u>	<u>439,007</u>	<u>439,007</u>
FTE	1.9	2.6	2.6	2.6	2.6
General Fund	384,385	441,226	436,035	439,007	439,007
Injury Prevention	<u>1,719,464</u>	<u>1,738,868</u>	<u>1,679,900</u>	<u>1,679,900</u>	<u>1,679,900</u>
FTE	11.7	11.6	9.4	9.4	9.4
Federal Funds	1,719,464	1,738,868	1,679,900	1,679,900	1,679,900

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
Substance Abuse Prevention Program Costs	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>397,612</u> *
FTE	0.0	0.0	0.0	0.0	4.5
Cash Funds	0	0	0	0	397,612
Substance Abuse Prevention Grants	<u>0</u>	<u>0</u>	<u>0</u>	<u>7,178,659</u> 3.0	<u>6,730,000</u> *
Cash Funds	0	0	0	7,178,659	6,730,000
Colorado Children's Trust Fund Personal Services	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
FTE	0.0	0.0	0.0	0.0	0.0
General Fund	0	0	0	0	0
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
Colorado Children's Trust Fund Operating Expenses	<u>569,336</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General Fund	0	0	0	0	0
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	569,336	0	0	0	0
Tony Gramscas Youth Services Programs	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
FTE	0.0	0.0	0.0	0.0	0.0
General Fund	0	0	0	0	0
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
<b>SUBTOTAL - (3) Injury and Violence</b>					
<b>Prevention - Mental Health Promotion</b>	2,673,185	2,180,094	2,115,935	9,297,566	9,246,519
<i>FTE</i>	<u>13.6</u>	<u>14.2</u>	<u>12.0</u>	<u>15.0</u>	<u>16.5</u>
General Fund	384,385	441,226	436,035	439,007	439,007
Cash Funds	0	0	0	7,178,659	7,127,612
Reappropriated Funds	0	0	0	0	0
Federal Funds	2,288,800	1,738,868	1,679,900	1,679,900	1,679,900
<b>SUBTOTAL - (D) Family and Community</b>					
<b>Health</b>	25,577,495	24,954,169	28,053,544	37,763,746	36,169,386
<i>FTE</i>	<u>70.1</u>	<u>67.9</u>	<u>63.1</u>	<u>66.1</u>	<u>67.6</u>
General Fund	8,835,606	9,943,824	10,270,377	12,801,920	12,613,381
Cash Funds	1,629,186	2,272,513	2,437,984	9,616,643	9,528,931
Reappropriated Funds	0	0	0	0	0
Federal Funds	15,112,703	12,737,832	15,345,183	15,345,183	14,027,074

**(E) Nutrition Services**

This subdivision includes the Women, Infants and Children (WIC) Nutrition Program and the Child and Adult Food Care Program. WIC provides a monthly check to low-income (185.0 percent of the federal poverty level) women and children who are at-risk of poor nutritional options. The Child and Adult Food Care Program provides reimbursement for nutritious foods to participating child care centers, Head Start programs, family day care homes, and adult day care centers. These programs are entirely federally funded.

Women, Infants, and Children Supplemental Food

Grant	<u>86,413,186</u>	<u>87,140,111</u>	<u>94,112,138</u>	<u>94,112,138</u>	<u>87,140,100</u> *
FTE	17.3	16.8	16.9	16.9	16.9
Federal Funds	86,413,186	87,140,111	94,112,138	94,112,138	87,140,100

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
Child and Adult Care Food Program	<u>25,617,571</u>	<u>26,400,362</u>	<u>24,628,468</u>	<u>24,628,468</u>	<u>24,628,468</u> *
FTE	8.2	8.3	7.8	7.8	7.8
Federal Funds	25,617,571	26,400,362	24,628,468	24,628,468	24,628,468
<b>SUBTOTAL - (E) Nutrition Services</b>	112,030,757	113,540,473	118,740,606	118,740,606	111,768,568
FTE	<u>25.5</u>	<u>25.1</u>	<u>24.7</u>	<u>24.7</u>	<u>24.7</u>
Federal Funds	112,030,757	113,540,473	118,740,606	118,740,606	111,768,568
<b>TOTAL - (9) Prevention Services Division</b>	205,336,573	200,110,279	216,837,672	229,461,923	227,843,218
FTE	<u>184.8</u>	<u>177.7</u>	<u>178.5</u>	<u>182.6</u>	<u>193.3</u>
General Fund	12,285,861	12,266,480	15,303,517	15,764,182	15,329,398
Cash Funds	52,268,268	48,127,609	51,695,898	63,859,484	70,329,033
Reappropriated Funds	322,734	140,333	1,300,746	1,300,746	1,300,746
Federal Funds	140,459,710	139,575,857	148,537,511	148,537,511	140,884,041

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(10) HEALTH FACILITIES AND EMERGENCY MEDICAL SERVICES DIVISION**

**(A) Operations Management**

This subdivision provides division-wide services to the Health Facilities Program. Funding for this subdivision is General Fund, divisional cash funds, and federal funds.

Administration and Operations	<u>0</u>	<u>2,117,419</u>	<u>2,275,194</u>	<u>2,214,849</u>	<u>2,214,849</u> *
FTE	0.0	24.0	24.5	23.5	23.5
General Fund	0	128,392	137,314	64,791	64,791
Cash Funds	0	1,805,079	2,074,776	2,086,954	2,086,954
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	183,948	63,104	63,104	63,104

<b>SUBTOTAL - (A) Operations Management</b>	0	2,117,419	2,275,194	2,214,849	2,214,849
<b>FTE</b>	<u>0.0</u>	<u>24.0</u>	<u>24.5</u>	<u>23.5</u>	<u>23.5</u>
General Fund	0	128,392	137,314	64,791	64,791
Cash Funds	0	1,805,079	2,074,776	2,086,954	2,086,954
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	183,948	63,104	63,104	63,104

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(B) Health Facilities Programs**

This subdivision licenses, certifies, and inspects a variety of different types of health facilities in an effort to assure that patients and residents receive quality care, by focusing on education, inspection, investigation of complaints, and enforcement. It is responsible for establishing and enforcing standards for emergency medical services. Funding for this subdivision is from fees paid for licenses and Medicaid reappropriated funds from the Department of Health Care Policy and Financing.

Home and Community Survey	<u>0</u>	<u>1,348,999</u>	<u>1,647,195</u>	<u>1,670,747</u>	<u>1,670,747</u>
FTE	0.0	16.3	14.4	14.4	14.4
General Fund	0	63,409	72,121	74,102	74,102
Cash Funds	0	1,180,225	1,465,074	1,596,645	1,596,645
Reappropriated Funds	0	105,365	110,000	0	0
 Nursing Facility Survey	 <u>0</u>	 <u>488,447</u>	 <u>514,523</u>	 <u>539,496</u>	 <u>539,496</u>
FTE	0.0	9.4	5.5	5.5	5.5
General Fund	0	66,404	54,669	55,660	55,660
Cash Funds	0	422,043	459,854	483,836	483,836
 Medicaid/Medicare Certification Program	 <u>7,675,018</u>	 <u>8,350,834</u>	 <u>8,294,715</u>	 <u>8,358,311</u>	 <u>8,358,311</u>
FTE	81.8	81.9	92.4	92.4	92.4
Reappropriated Funds	3,610,082	4,200,426	4,257,734	4,321,330	4,321,330
Federal Funds	4,064,936	4,150,408	4,036,981	4,036,981	4,036,981
 Transfer to Department of Public Safety	 <u>487,848</u>	 <u>522,593</u>	 <u>741,747</u>	 <u>741,747</u>	 <u>767,620</u>
Reappropriated Funds	180,340	243,968	361,973	361,973	374,599
Federal Funds	307,508	278,625	379,774	379,774	393,021

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
Health Facilities General Licensure Program	<u>3,379,828</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
FTE	40.3	0.0	0.0	0.0	0.0
General Fund	234,786	0	0	0	0
Cash Funds	3,145,042	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
<b>SUBTOTAL - (B) Health Facilities Programs</b>	11,542,694	10,710,873	11,198,180	11,310,301	11,336,174
<b>FTE</b>	<u>122.1</u>	<u>107.6</u>	<u>112.3</u>	<u>112.3</u>	<u>112.3</u>
General Fund	234,786	129,813	126,790	129,762	129,762
Cash Funds	3,145,042	1,602,268	1,924,928	2,080,481	2,080,481
Reappropriated Funds	3,790,422	4,549,759	4,729,707	4,683,303	4,695,929
Federal Funds	4,372,444	4,429,033	4,416,755	4,416,755	4,430,002

**(C) Emergency Medical Services**

This subdivision certifies and regulates emergency medical services providers, licenses air ambulance agencies, administers grants, and coordinates the designation of trauma centers. Funding for this subdivision is primarily cash funds from the Emergency Medical Services Account of the Highway Users Tax Fund.

State EMS Coordination, Planning and

Certification Program	<u>1,256,134</u>	<u>1,314,559</u>	<u>1,319,231</u>	<u>1,323,554</u>	<u>1,323,554</u>
FTE	12.7	14.1	10.6	10.6	10.6
General Fund	1,256,134	36,699	41,334	43,315	43,315
Cash Funds	0	1,277,860	1,277,897	1,280,239	1,280,239

Distributions to Regional Emergency Medical and  
Trauma Councils (RETACs)

Cash Funds	<u>1,784,342</u>	<u>1,785,000</u>	<u>1,785,000</u>	<u>1,785,000</u>	<u>1,785,000</u>
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**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
Emergency Medical Services Provider Grants	<u>6,458,691</u>	<u>6,129,363</u>	<u>6,693,896</u>	<u>8,443,896</u>	<u>8,443,896</u> *
Cash Funds	6,458,691	6,129,363	6,693,896	8,443,896	8,443,896
Trauma Facility Designation Program	<u>388,483</u>	<u>405,424</u>	<u>360,237</u>	<u>367,262</u>	<u>367,262</u>
FTE	2.9	1.8	1.8	1.8	1.8
Cash Funds	388,483	405,424	360,237	367,262	367,262
Federal Grants	<u>278,885</u>	<u>144,472</u>	<u>99,400</u>	<u>99,400</u>	<u>290,300</u>
FTE	0.9	0.0	0.0	0.0	0.0
Federal Funds	278,885	144,472	99,400	99,400	290,300
Poison Control	<u>1,414,876</u>	<u>1,414,876</u>	<u>2,535,140</u>	<u>1,535,140</u>	<u>1,658,523</u>
General Fund	1,414,876	1,414,876	2,535,140	1,535,140	1,535,140
Cash Funds	0	0	0	0	123,383
Stroke and STEMI Heart Attack Designation	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
FTE	0.0	0.0	0.0	0.0	0.0
General Fund	0	0	0	0	0
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
<b>SUBTOTAL - (C) Emergency Medical Services</b>	11,581,411	11,193,694	12,792,904	13,554,252	13,868,535
<b>FTE</b>	16.5	15.9	12.4	12.4	12.4
General Fund	2,671,010	1,451,575	2,576,474	1,578,455	1,578,455
Cash Funds	8,631,516	9,597,647	10,117,030	11,876,397	11,999,780
Reappropriated Funds	0	0	0	0	0
Federal Funds	278,885	144,472	99,400	99,400	290,300

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
<b>(D) Indirect Cost Assessment</b>					
Indirect Cost Assessment	<u>2,593,362</u>	<u>2,975,222</u>	<u>3,171,900</u>	<u>3,171,900</u>	<u>3,171,900</u>
Cash Funds	1,194,333	1,559,903	1,460,800	1,460,800	1,460,800
Reappropriated Funds	505,920	569,894	555,700	555,700	555,700
Federal Funds	893,109	845,425	1,155,400	1,155,400	1,155,400
<b>SUBTOTAL - (D) Indirect Cost Assessment</b>	2,593,362	2,975,222	3,171,900	3,171,900	3,171,900
<i>FTE</i>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>
Cash Funds	1,194,333	1,559,903	1,460,800	1,460,800	1,460,800
Reappropriated Funds	505,920	569,894	555,700	555,700	555,700
Federal Funds	893,109	845,425	1,155,400	1,155,400	1,155,400
<b>TOTAL - (10) Health Facilities and Emergency</b>					
<b>Medical Services Division</b>	25,717,467	26,997,208	29,438,178	30,251,302	30,591,458
<i>FTE</i>	<u>138.6</u>	<u>147.5</u>	<u>149.2</u>	<u>148.2</u>	<u>148.2</u>
General Fund	2,905,796	1,709,780	2,840,578	1,773,008	1,773,008
Cash Funds	12,970,891	14,564,897	15,577,534	17,504,632	17,628,015
Reappropriated Funds	4,296,342	5,119,653	5,285,407	5,239,003	5,251,629
Federal Funds	5,544,438	5,602,878	5,734,659	5,734,659	5,938,806

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	FY 2013-14 Actual	FY 2014-15 Actual	FY 2015-16 Appropriation	FY 2016-17 Request	FY 2016-17 Recommendation
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**(11) OFFICE OF EMERGENCY PREPAREDNESS AND RESPONSE**

The Office develops and implements emergency response plans to enable the Department to ensure the protection of health and the medical response for victims when an emergency occurs in Colorado. The Office works to ensure the Department, local public health, and medical agencies have plans for responding to emergency events and administering medication in mass quantities to all citizens in Colorado. Funding for this division includes General Fund and federal funds.

Administration and Support	<u>0</u>	<u>0</u>	<u>924,633</u>	<u>924,633</u>	<u>924,633</u>
FTE	0.0	0.0	12.1	12.1	12.1
General Fund	0	0	299,297	299,297	299,297
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	625,336	625,336	625,336
 Emergency Preparedness and Response Program	 <u>18,582,750</u>	 <u>14,826,232</u>	 <u>14,319,822</u>	 <u>14,319,822</u>	 <u>14,319,822</u>
FTE	34.5	31.1	20.6	20.6	20.6
General Fund	1,599,553	1,528,075	1,076,616	1,076,616	1,076,616
Federal Funds	16,983,197	13,298,157	13,243,206	13,243,206	13,243,206
 State Directed Emergency Preparedness and Responses Activities	 <u>0</u>	 <u>0</u>	 <u>213,645</u>	 <u>213,645</u>	 <u>213,645</u>
FTE	0.0	0.0	2.4	2.4	2.4
General Fund	0	0	213,645	213,645	213,645
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0
 Indirect Cost Assessment	 <u>682,675</u>	 <u>656,156</u>	 <u>799,400</u>	 <u>799,400</u>	 <u>799,400</u>
Federal Funds	682,675	656,156	799,400	799,400	799,400

**JBC Staff Staff Figure Setting - FY 2016-17**  
**Staff Working Document - Does Not Represent Committee Decision**

	<b>FY 2013-14 Actual</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Appropriation</b>	<b>FY 2016-17 Request</b>	<b>FY 2016-17 Recommendation</b>
<b>TOTAL - (11) Office of Emergency Preparedness and Response</b>					
<i>FTE</i>	<u>34.5</u>	<u>31.1</u>	<u>35.1</u>	<u>35.1</u>	<u>35.1</u>
General Fund	1,599,553	1,528,075	1,589,558	1,589,558	1,589,558
Cash Funds	0	0	0	0	0
Reappropriated Funds	0	0	0	0	0
Federal Funds	17,665,872	13,954,313	14,667,942	14,667,942	14,667,942
<b>TOTAL - Department of Public Health and Environment</b>					
<i>FTE</i>	<u>1,129.5</u>	<u>1,148.8</u>	<u>1,288.6</u>	<u>1,297.5</u>	<u>1,303.1</u>
General Fund	34,613,866	36,513,312	47,587,694	47,360,327	45,426,966
General Fund Exempt	425,570	0	427,593	410,984	423,630
Cash Funds	133,208,562	133,531,101	157,897,569	175,049,724	178,877,057
Reappropriated Funds	27,930,639	33,097,677	37,645,004	37,157,445	40,777,704
Federal Funds	281,424,792	271,415,057	294,153,882	300,701,669	289,903,989

# MEMORANDUM

**TO:** Joint Budget Committee Members

**FROM:** Megan Davisson, JBC Staff

**SUBJECT:** Tobacco Master Settlement Funded Programs That Could Be Funded with Marijuana Tax Cash Fund Moneys

**DATE:** February 22, 2016

The table on the following page summarizes which programs currently funded by Tobacco Master Settlement moneys could be refinanced within existing available Marijuana Tax Cash Fund dollars. The information is provided to help the Committee during discussions related to changes to the current statutory distribution of Tobacco Master Settlement revenues and the reduction of available Tobacco Master Settlement funds in FY 2018-19 that will result from the elimination of the strategic contribution payment. The table below summarizes the actual and projected amount of Tobacco Master Settlement revenues the State has or will receive.

<b>Colorado Tobacco Master Settlement Agreement Payments and Disputed Payments 2009 to 2018</b>				
<b>Payment Year</b>	<b>Fiscal Year Appropriation</b>	<b>Colorado Annual Payment After Withholdings</b>	<b>Disputed Amount Withheld</b>	<b>Release of Prior Withholdings</b>
2009	FY 2009-10	\$105,419,647	(\$7,062,223)	\$7,411,531
2010	FY 2010-11	95,709,303	(8,714,641)	
2011	FY 2011-12	89,065,763	(13,614,015)	
2012	FY 2012-13	90,809,964	(11,574,809)	
2013	FY 2013-14	90,769,997	(12,362,477)	
2014	FY 2014-15	89,037,053	(11,756,684)	\$11,367,403
2015	FY 2015-16	88,079,225	(12,500,634)	
Forecast 2016	FY 2016-17	87,573,562	(12,400,000)	
Forecast 2017	FY 2017-18	86,953,541	(12,300,000)	
Forecast 2018	FY 2018-19	71,648,954	(10,200,000)	

<b>Tobacco Master Settlement Programs That Could Be Funded With Marijuana Tax Cash Fund Dollars</b>			
<b>Marijuana Tax Cash Fund Allowable?</b>	<b>Statutory Cite</b>	<b>Explanation</b>	
<b>Tier 1 Programs</b>			
Children's Basic Health Plan Trust Nurse Home Visitor Fitzsimons Trust Fund Early Literacy	X	Section 39-28.8-501 (2) (IV) (B)	To provide services for adolescents and school-aged children in school settings or through community-based organizations.
Tony Gramscas Youth Services	X	Section 39-28.8-501 (2) (IV) (G)	For the promotion of public health.
HIV/AIDS Drug Assistance Program (Ryan White)	X	Section 39-28.8-501 (2) (IV) (G)	For the promotion of public health.
AIDS & HIV Prevention Grants	X	Section 39-28.8-501 (2) (IV) (G)	For the promotion of public health.
Tobacco Litigation Settlement Cash Fund State Veterans Dental Loan Repayment Child Mental Health Treatment Act Autism Treatment	X	Section 39-28.8-501 (2) (IV) (G)	For the promotion of public health.
<b>Tier 2 Programs</b>			
CU Health Sciences Children's Basic Health Plan Trust Offender Mental Health Services	X	Section 39-28.8-501 (2) (IV) (D)	For jail-based and other behavioral health services for persons involved in the criminal justice system.
Alcohol & Drug Abuse	X	Section 39-28.8-501 (2) (IV) (C)	To treat people with any type of substance-abuse disorder, especially those with co-occurring disorders.
Local Public Health Agencies Supplemental State Contribution CO Immunization Fund	X	Section 39-28.8-501 (2) (IV) (G)	For the promotion of public health.
Health Services Corps (Loan Repayment)	X	Section 39-28.8-501 (2) (IV) (G)	For the promotion of public health.
State Auditor's Office  Accelerated Payment	X	Section 39-28.8-501 (2) (IV) (G)	For the promotion of public health.

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