

**DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT
(ENVIRONMENTAL DIVISIONS ONLY)
FY 2010-11 JOINT BUDGET COMMITTEE HEARING AGENDA**

**Monday, December 7, 2009
10:30 am – 12:00 pm**

10:30-11:00 INTRODUCTIONS AND OPENING COMMENTS

11:00-11:15 CASH FUNDING THE WATER QUALITY CONTROL DIVISION

[In the issue paper starting on page 13 of the FY 2010-11 briefing document, staff recommends that the Committee consider pursuing legislation to cash fund the Water Quality Control Division through increased fees.]

1. On page 14 of the briefing document, there is a chart showing the Division's funding by source from FY 1993-94 through FY 2009-10. The chart shows cash funds having returned to the levels seen during implementation of S.B. 03-276, increases in federal funds over that time, and increased General Fund appropriations. Please discuss the increases in total funding that the Division has experienced since early this decade. Why are all fund sources increasing and why does the Department continue to report significant shortfalls in funding and FTE having received those increases?
2. Please explain what is driving the increase in cash fund revenues since the fees from S.B. 03-276 sunset in 2005. Is the increase the result of increased fees, increased permit numbers, or both?
3. If the General Assembly elects to cash fund the Water Quality Control Division, how will resulting fees affect development activities? What fees would impact development, and how?

11:15-11:20 GENERAL WATER QUALITY CONTROL DIVISION QUESTIONS

4. Please provide detail on the activities and role of the Watershed Assessment, Outreach, and Assistance Program.
5. Does the Division regulate bottled water companies?

11:20-11:30 HAZARDOUS SUBSTANCE RESPONSE FUND LEGISLATIVE PROPOSAL

[As discussed in the issue paper starting on page 18 of the briefing document, the Department is considering a legislative proposal to delegate authority to set tipping fees to the Solid and Hazardous Waste Commission and to move the Contaminated Site Cleanup Program to a "pay-as-you-go" budgetary model.]

6. Please discuss the status of the Hazardous Substance Response Fund, other cash funds impacted by the State's tipping fees, and the Department's legislative proposal.

11:30-11:40 DEPARTMENTAL REORGANIZATION

[As reflected in Appendix D, on page 60 of the briefing document, the Department is proposing to change the name of the Air Quality Control Division to the Air Pollution Control Division as part of a larger Long Bill realignment.]

7. Please further explain the proposal to change the name of the Air Quality Control Division to the Air Pollution Control Division. Is the Department anticipating a similar name change for the Water Quality Control Division? How does the new name reflect the mission and role of the Division? Is this a “glass half full” name for the Division?
8. Will changing the name of the Division result in costs to the Department? Will the Division have to order new letter head, business cards, etc.? Will the web site need to be changed? How will the Division pay for any such changes?

11:40-11:45 AIR QUALITY CONTROL DIVISION AND OZONE STANDARDS

9. According to the briefing document, the U.S. Environmental Protection Agency is likely to finalize a more stringent health standard for ground level ozone. If so, would the federal government provide additional resources to the State to assist with compliance activities? Is there any option to opt out of such a standard? Please discuss the potential consequences for Colorado if the State does not meet the new standard.

11:45-12:00 CONCLUDING REMARKS

ADDENDUM: OTHER QUESTIONS FOR WHICH SOLELY WRITTEN RESPONSES ARE REQUESTED

QUESTIONS COMMON TO ALL DEPARTMENTS

Please provide:

1. Organizational charts for your department, showing divisions and subdivisions (with geographic locations).
2. Definitions of the roles and missions of your department, its divisions and subdivisions.
3. The number of current personnel and the number of assigned FTE by division and subdivision (with geographic locations), including all government employees and on-site contractors.
4. A specific list of names, salaries, and positions by division and subdivision of any salaried officer or employee making over \$95,000 per year in FY 2009-10.
5. A specific list of names, bonuses, and positions by division and subdivision of any salaried officer or employee making over \$95,000 per year who received any bonuses in FY 2008-09.
6. Numbers and locations of any buildings owned or rented by any division or subdivision (by location) and the annual energy costs of all buildings.
7. Any real property or land owned, managed, or rented by any division or subdivision (by geographic location).
8. List essential computer systems and databases used by the department, its divisions and subdivisions, with their actual FY 2008-09 expenditures.
9. Any actual FY 2008-09 expenditures over \$100,000 total from the department or from its divisions and subdivisions to any private contractor, identifying the contract, the project, and whether the contracts were sole-source or competitive bid.
10. The amount of actual FY 2008-09 expenditures for any lobbying, public relations, gifts, public advertising, or publications including:
 - a. expenditures for lobbying by public employees, contract lobbyists, or "think tanks;"
 - b. expenditures for lobbying purposes at other levels of government;
 - c. expenditures for lobbying purposes from grants, gifts, scholarships, or tuition;
 - d. expenditures for publications or media used for lobbying purposes;

- e. expenditures for gratuities, tickets, entertainment, receptions or travel for purposes of lobbying elected officials; or
 - f. expenditures for any public advertising. Include all advertising campaigns, including those that are not for public relations.
11. List of all boards, commissions, and study groups, including ~~all funding~~, actual FY 2008-09 expenditures, travel, per diem budgets and assigned FTEs.
 12. Suggest budget and staff reductions, including reductions in FTE and hours, by division and subdivision, that will reduce your department's total FY 2010-11 General Fund expenditures by 12.5% relative to FY 2009-10 appropriations before any adjustments that have been announced since the end of the 2009 session.
 13. Suggest budget and staff reductions, including reductions in FTE and hours, by division and subdivision, that will reduce your department's total FY 2010-11 General Fund expenditures by 25.0% relative to FY 2009-10 appropriations before any adjustments that have been announced since the end of the 2009 session.