

**COLORADO GENERAL ASSEMBLY
JOINT BUDGET COMMITTEE**



**SUPPLEMENTAL REQUESTS FOR FY 2012-13
DEPARTMENT OF PUBLIC SAFETY**

(Division of Criminal Justice)

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

**Prepared By:
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January 11, 2013**

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Prioritized Supplemental Request

SUPPLEMENTAL REQUEST, DEPARTMENT PRIORITY #4 Technical Adjustment to Cash Fund Sources for Treatment Provider Criminal Background Checks

	Request	Recommendation
Total	<u>\$0</u>	<u>\$0</u>
Cash Funds	0	0

Does JBC staff believe the request meets the Joint Budget Committee's supplemental criteria? [An emergency or act of God; a technical error in calculating the original appropriation; data that was not available when the original appropriation was made; or an unforeseen contingency.]	YES
JBC staff and the Department agree that this request is the result of <i>a technical error in calculating the original appropriation.</i>	

Department Request: The Department of Public Safety requests that the FY 2012-13 Long Bill letternote for the Division of Criminal Justice, *Treatment Provider Criminal Background Checks* be amended to indicate that the cash fund appropriation comes from the Domestic Violence Offender Treatment Provider Fund *and* from the Sex Offender Treatment Provider Fund. The latter fund source was inadvertently omitted from the Long Bill. The total amount of cash fund spending authority for this line item will not change; only the composition of the cash funds will be altered.

Staff Recommendation: Staff recommends that the Committee approve the Department's request.

Staff Analysis: Section 16-11.8-104 (2) (b), C.R.S. requires domestic violence treatment providers and sex offender treatment providers to pay fees for criminal background checks that go beyond the scope of a typical criminal history check. Fees are set to cover the costs of conducting the investigation. These fees are deposited in the Domestic Violence Offender Treatment Provider Fund and the Sex Offender Treatment Provider Fund, which are established in Sections 16-11.8-104 (2) (b) and 16-11.7-106 (2) (c), C.R.S. The FY 2012-13 appropriation for the *Treatment Provider Criminal Background Checks* line item states (in a letternote) that the entire \$49,606 cash funds appropriation comes from the Domestic Violence Offender Treatment Provider Fund; it does not refer to the Sex Offender Treatment Provider Fund as it should. Without this supplemental adjustment, the Department cannot spend revenue from the Sex Offender Treatment Provider Fund.

JBC Staff Supplemental Recommendations - FY 2012-13
Staff Working Document - Does Not Represent Committee Decision

Appendix A: Number Pages

	FY 2011-12 Actual	FY 2012-13 Appropriation	FY 2012-13 Requested Change	FY 2012-13 Rec'd Change	FY 2012-13 Total W/ Rec'd Change
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DEPARTMENT OF PUBLIC SAFETY

S-4 DCJ Technical Adjustment to Cash Fund Sources for Treatment Provider Criminal Background Checks

DIVISION OF CRIMINAL JUSTICE
Crime Control and System Improvement

Treatment Provider Criminal Background Checks	<u>43,523</u>	<u>49,606</u>	<u>0</u>	<u>0</u>	<u>49,606</u>
FTE	0.4	0.6	0.0	0.0	0.6
Cash Funds	43,523	49,606	0	0	49,606

Total for S-4 DCJ Technical Adjustment to Cash Fund Sources for Treatment Provider Criminal Background Checks	43,523	49,606	0	0	49,606
FTE	<u>0.4</u>	<u>0.6</u>	<u>0.0</u>	<u>0.0</u>	<u>0.6</u>
Cash Funds	43,523	49,606	0	0	49,606

Totals Excluding Pending Items

PUBLIC SAFETY

TOTALS for ALL Departmental line items	268,079,092	320,196,864	0	0	320,196,864
FTE	<u>1,329.1</u>	<u>1,558.3</u>	<u>0.0</u>	<u>0.0</u>	<u>1,558.3</u>
General Fund	80,192,975	84,624,139	0	0	84,624,139
Cash Funds	121,131,202	155,103,072	0	0	155,103,072
Reappropriated Funds	20,486,501	27,113,894	0	0	27,113,894
Federal Funds	46,268,414	53,355,759	0	0	53,355,759