

**COLORADO GENERAL ASSEMBLY
JOINT BUDGET COMMITTEE**



SUPPLEMENTAL REQUEST FOR FY 2014-15

DEPARTMENT OF STATE

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

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DEPARTMENT OF STATE

Department Overview

The Department of State administers statutory provisions that pertain to elections; manages the statewide voter registration database; implements the Help America Vote Act (HAVA); oversees campaign finance reporting; registers lobbyists and monitors the filing of required disclosures; collects, maintains, and provides public access to business filings; regulates charities and charitable gaming; and certifies notaries public.

Summary: FY 2014-15 Appropriation and Recommendation

Department of State: Recommended Changes for FY 2014-15						
	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds	FTE
FY 2014-15 Appropriation						
HB 14-1336 (Long Bill)	\$21,893,762	\$0	\$21,893,762	\$0	\$0	137.2
Other legislation	<u>243,113</u>	<u>0</u>	<u>243,113</u>	<u>0</u>	<u>0</u>	<u>0.1</u>
Current FY 2014-15 Appropriation	\$22,136,875	\$0	\$22,136,875	\$0	\$0	137.3
Recommended Changes						
Current FY 2014-15 Appropriation	\$22,136,875	0	\$22,136,875	\$0	\$0	137.3
1331 - Local Election Reimbursement	405,224	0	405,224	0	0	0.0
Statewide Common Policy Supplemental Requests	<u>(37,383)</u>	<u>0</u>	<u>(37,383)</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
Recommended FY 2014-15 Appropriation	\$22,504,716	\$0	\$22,504,716	\$0	\$0	137.3
Recommended Increase/(Decrease)	\$367,841	\$0	\$367,841	\$0	\$0	0.0
Percentage Change	1.7%	0.0%	1.7%	0.0%	0.0%	0.0%
FY 2014-15 Executive Request	\$22,504,716	\$0	\$22,504,716	\$0	\$0	137.3
Request Above/(Below) Recommendation	\$0	\$0	\$0	\$0	\$0	0.0

Request/Recommendation Descriptions

1331 - Local Election Reimbursement: The Department requested an increase of \$405,224 cash funds from the Department of State Cash Fund in FY 2014-15 to fully fund reimbursements to counties following the November 2014 election, as required by statute (Section 1-5-505.5, C.R.S). Staff recommended, and the Committee approved, the Department's request on November 19, 2014.

Statewide Common Policy Supplemental Requests: The request includes a decrease of \$37,383 cash funds for the Department's share of statewide adjustments to administrative law judge services, vehicle lease payments, and COFRS modernization. *The Committee will consider these requests during the supplemental presentation for the Department of Personnel on January 8, 2015.*

Non-prioritized Supplemental Requests

PREVIOUSLY APPROVED INTERIM SUPPLEMENTAL REQUEST 1331 - LOCAL ELECTION REIMBURSEMENT

	Request	Approved
Total	<u>\$405,224</u>	<u>\$405,224</u>
FTE	0.0	0.0
Cash Funds	405,224	405,224

Department Request: The Department requested an increase of \$405,224 cash funds from the Department of State Cash Fund in FY 2014-15 to fully fund reimbursements to counties following the November 2014 election, as required by statute (Section 1-5-505.5, C.R.S.).

Summary: Statute requires the Department to provide reimbursements to counties based on the number of active voters in an election with a statewide ballot issue or question (Section 1-5-505.5, C.R.S.). House Bill 13-1303 (Voter Access & Modernized Elections Act) eliminated the "Inactive-Failed to Vote (I-FV)" voter status designation, and 330,000 voters previously listed as I-FV were converted to active status. This increased the total amount required for reimbursements to counties, starting with the 2013 election.

The Department received a supplemental appropriation in FY 2013-14 to provide for the increased reimbursement requirements in the 2013 election, but did not make corresponding adjustments to requested funding for FY 2014-15. As a result, the Department did not have sufficient spending authority to fully fund reimbursements for the November 2014 election. The Department used the actual number of active registered voters at the time of the election (2,995,306 voters) to calculate that a total of \$2,409,260 cash funds would be required to make reimbursements to counties in FY 2014-15. The increase of \$405,224 is the exact difference between the original FY 2014-15 appropriation and the total amount required for local election reimbursements.

Committee Action: Staff recommended, and the Committee approved, this supplemental request on November 19, 2014. Distribution of reimbursement payments to counties for the 2014 election began in December. The rules governing interim supplementals in Section 24-75-111 (5), C.R.S., require the Committee to introduce all interim supplementals it approves. Staff will include this supplemental appropriation in the Department's supplemental bill.

Statewide Common Policy Supplemental Requests

These requests are not prioritized and are not analyzed in this packet. The JBC will act on these items when it makes decisions regarding common policies.

Department's Portion of Statewide Supplemental Request	Total	General Fund	Cash Funds	Reapprop. Funds	Federal Funds	FTE
Administrative Law Judge Services	\$2,558	\$0	\$2,558	\$0	\$0	0.0
Vehicle Lease Payments	199	0	199	0	0	0.0
COFRS Modernization	<u>(40,140)</u>	<u>0</u>	<u>(40,140)</u>	<u>0</u>	<u>0</u>	<u>0.0</u>
Department's Total Statewide Supplemental Requests	(\$37,383)	\$0	(\$37,383)	\$0	\$0	0.0

Staff Recommendation: The staff recommendation for these requests is pending Committee approval of common policy supplementals. Staff asks permission to include the corresponding appropriations in the Department's supplemental bill when the Committee approves this common policy supplemental. If staff believes there is reason to deviate from the common policy, staff will appear before the Committee at a later date to present the relevant analysis.

JBC Staff Supplemental Recommendations - FY 2014-15
Staff Working Document - Does Not Represent Committee Decision

Appendix A: Number Pages

	FY 2013-14 Actual	FY 2014-15 Appropriation	FY 2014-15 Requested Change	FY 2014-15 Rec'd Change	FY 2014-15 Total W/ Rec'd Change
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DEPARTMENT OF STATE
Scott Gessler, Secretary of State

1331 - Local Election Reimbursement

(3) ELECTIONS DIVISION

Local Election Reimbursement	<u>2,455,163</u>	<u>2,004,036</u>	<u>405,224</u>	<u>405,224</u>	<u>2,409,260</u>
General Fund	0	0	0	0	0
Cash Funds	2,455,163	2,004,036	405,224	405,224	2,409,260
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0

Total for 1331 - Local Election Reimbursement	2,455,163	2,004,036	405,224	405,224	2,409,260
<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	0	0	0
Cash Funds	2,455,163	2,004,036	405,224	405,224	2,409,260
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0

Totals Excluding Pending Items

STATE

TOTALS for ALL Departmental line items	20,357,823	22,136,875	405,224	405,224	22,542,099
<i>FTE</i>	<u>119.4</u>	<u>137.3</u>	<u>0.0</u>	<u>0.0</u>	<u>137.3</u>
General Fund	0	0	0	0	0
Cash Funds	20,357,823	22,136,875	405,224	405,224	22,542,099
Reappropriated Funds	0	0	0	0	0
Federal Funds	0	0	0	0	0