

FY 2017-18 Comeback Request

Department:	Treasury
Title:	Public School Fund Investment Board Expenses

	FY 2016-17 Appropriation	FY 2016-17 Request	JBC Action	Comeback Request	Difference Between Action and Comeback Request
Total	\$0	\$0	\$0	\$15,000	\$15,000
FTE	0.0	0.0	0.0	0.0	0.0
GF	\$0	\$0	\$0	\$0	\$0
CF	\$0	\$0	\$0	\$15,000	\$15,000
RF	\$0	\$0	\$0	\$0	\$0
FF	\$0	\$0	\$0	\$0	\$0

Summary of Initial Request:

This request was not previously presented.

Committee Action:

No previous JBC action.

Department Comeback:

SB 16-035 created the Public School Fund Investment Board [22-41-102.5 C.R.S.] and allowed for the use of interest and income earned on the investment of the moneys in the public school fund to pay for board expenses beginning in FY 2017-18 [22-41-102 (3)(f) C.R.S.]. The bill also stated that:

- The initial appointment of board members be made no later than thirty days after August 10, 2016;
- The board meet for the first time no later than thirty days after those appointments;
- The board meet no less than quarterly thereafter; and
- The board establish necessary and proper policies no later than March 31, 2017.

Therefore, the board began incurring legal expenses through the Department of Law in FY 2016-17. Initially, the Treasurer's Office thought that it could absorb the board's first year legal expenses into its regular, general fund legal services appropriation but now knows it cannot as the board's legal expenses exceeded \$9,000 by February 28, 2017. Treasury's general fund legal services appropriation for FY 2016-17 is \$27,327; and, as of February 28, 2017, Treasury has expended \$13,000 on legal matters other than those of the board. So, rather than request an increase in Treasury's general fund appropriation, the Department requests a FY 2016-17 appropriation from the interest and income earned on the investment of the moneys in the public school fund to pay the board's first year legal expenses.