

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 19-0463.01 John Ziegler x4956

SENATE BILL 19-124

SENATE SPONSORSHIP

Moreno, Zenzinger, Rankin

HOUSE SPONSORSHIP

Esgar, Hansen, Ransom

Senate Committees
Appropriations

House Committees
Appropriations

HOUSE
3rd Reading Unamended
February 15, 2019

A BILL FOR AN ACT

101 **CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT**
102 **OF STATE.**

HOUSE
2nd Reading Unamended
February 14, 2019

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

SENATE
3rd Reading Unamended
February 7, 2019

Supplemental appropriations are made to the department of state.

1 *Be it enacted by the General Assembly of the State of Colorado:*

SENATE
2nd Reading Unamended
February 6, 2019

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

1 **SECTION 1. Appropriation to the department of state for the**
2 **fiscal year beginning July 1, 2018.** In Session Laws of Colorado 2018,
3 section 2 of chapter 424, (HB 18-1322), **amend** Part XX as follows:
4 Section 2. **Appropriation.**

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	PART XX						
2	DEPARTMENT OF STATE						
3							
4	(1) ADMINISTRATION						
5	Personal Services	1,921,284					
6		(21.1 FTE)					
7	Health, Life, and Dental	1,286,897					
8	Short-term Disability	17,318					
9	S.B. 04-257 Amortization						
10	Equalization Disbursement	523,643					
11	S.B. 06-235 Supplemental						
12	Amortization Equalization						
13	Disbursement	523,643					
14	Salary Survey	318,351					
15	Workers' Compensation	32,195					

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Operating Expenses	450,000					
2	Legal Services	318,495					
3	Outside legal services	25,000					
4	Administrative Law Judge						
5	Services	135,906					
6	Payment to Risk						
7	Management and Property						
8	Funds	112,788					
9	Vehicle Lease Payments	4,308					
10	Leased Space	758,531					
11	Payments to OIT	301,282					
12	CORE Operations	21,326					
13	Indirect Cost Assessment	186,862					
14	Discretionary Fund	5,000					
15		6,942,829			6,942,829 ^a		

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1							
2	^a This amount shall be from the Department of State Cash Fund created in Section 24-21-104 (3)(b), C.R.S.						
3							
4	(2) INFORMATION TECHNOLOGY SERVICES						
5	Personal Services	5,573,804					
6		(46.0 FTE)					
7	Operating Expenses	503,724					
8	Hardware/Software						
9	Maintenance	1,805,242					
10	Information Technology						
11	Asset Management	445,418					
12		8,328,188			8,328,188 ^a		

13

14 ^a This amount shall be from the Department of State Cash Fund created in Section 24-21-104 (3)(b), C.R.S.

15

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	(3) ELECTIONS DIVISION						
2	Personal Services	2,576,202			2,576,202 ^a		
3					(35.7 FTE)		
4	Operating Expenses	299,391			299,391 ^a		
5	Help America Vote Act						
6	Program PROGRAM ^{103a}	10,000			10,000 (^b)		
7		300,724			300,724 ^b		
8	Local Election						
9	Reimbursement ¹⁰⁴	3,200,000			3,200,000 ^a		
10	Initiative and Referendum	500,000			500,000 ^a		
11		970,000			970,000 ^a		
12			6,585,593				
13		7,346,317					
14							
15	^a These amounts shall be from the Department of State Cash Fund created in Section 24-21-104 (3)(b), C.R.S.						

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	^b This amount OF THIS AMOUNT, \$290,724 SHALL BE FROM THE DEPARTMENT OF STATE CASH FUND CREATED IN SECTION 24-21-104 (3)(b), C.R.S., AND \$10,000(I) shall be from the Federal						
2	Elections Assistance Fund created in Section 1-1.5-106 (1)(a), C.R.S., and is shown for informational purposes because it is continuously appropriated to the Department of State for						
3	the implementation of the federal Help America Vote Act of 2002, pursuant to Section 1-1.5-106 (2)(b), C.R.S. Appropriations from the Federal Elections Assistance Fund do not						
4	constitute fiscal year spending for the purposes of Section 20 of Article X of the State Constitution.						
5							
6	(4) BUSINESS AND LICENSING DIVISION						
7	Personal Services	2,456,192					
8		(39.1 FTE)					
9	Operating Expenses	125,000					
10	Business Intelligence Center						
11	Personal Services	629,580					
12		(1.0 FTE)					
13	Business Intelligence Center						
14	Operating Expenses	150,000					
15		3,360,772			3,360,772 ^a		

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	^a This amount shall be from the Department of State Cash Fund created in Section 24-21-104 (3)(b), C.R.S.						
2							
3	TOTALS PART XX						
4	(STATE)	\$25,217,382			\$25,217,382*		
5		\$25,978,106			\$25,978,106 ^a		
6		<hr/>	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>

^a Of this amount, \$10,000 contains an (I) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

103a DEPARTMENT OF STATE, ELECTIONS DIVISION, HELP AMERICA VOTE ACT PROGRAM -- OF THIS AMOUNT, \$290,724 REMAINS AVAILABLE FOR EXPENDITURE UNTIL THE COMPLETION OF THE PROJECT OR THE CLOSE OF THE 2019-20 STATE FISCAL YEAR, WHICHEVER COMES FIRST.

104 Department of State, Elections Division, Local Election Reimbursement -- It is the intent of the General Assembly that if actual reimbursements to counties required by section 1-5-505.5, C.R.S., exceed the appropriation authorized, the Department may overexpend this line item by up to 15.0 percent of the current appropriation.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

SECTION 2. Appropriation to the department of state for the fiscal year beginning July 1, 2017. In Session Laws of Colorado 2017, section 2 of chapter 421, (SB 17-254), **amend** Part XX (2), (3), and the affected totals and **add** footnotes 85a and 85b, as Part XX (2), (3), and the affected totals are amended by section 1 of chapter 421 (HB18-1168) and as Part XX (3) and the affected totals are further amended by section 12 of chapter 424 (HB18-1322), Session Laws of Colorado 2018, as follows:

Section 2. **Appropriation.**

PART XX

DEPARTMENT OF STATE

(2) INFORMATION TECHNOLOGY SERVICES

Personal Services	4,858,328
	(42.0 FTE)
Operating Expenses	481,112
Hardware/Software	
Maintenance	1,738,242

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Information Technology						
2	Asset Management						
3	MANAGEMENT ^{85a}	1,625,418					
4			8,703,100		8,703,100 ^a		
5							
6	^a This amount shall be from the Department of State Cash Fund created in Section 24-21-104 (3)(b), C.R.S.						
7							
8	(3) ELECTIONS DIVISION						
9	Personal Services	2,453,176			2,453,176 ^a		
10					(34.2 FTE)		
11	Operating Expenses	267,838			267,838 ^a		
12	Help America Vote Act						
13	Program PROGRAM ^{85b}	10,000			10,000 ^b		
14		327,149			327,149 ^b		

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Local Election						
2	Reimbursement ⁸⁶	320,000			320,000 ^a		
3	Initiative and Referendum	550,000			550,000 ^a		
4			3,601,014				
5			3,918,163				
6							
7	^a These amounts shall be from the Department of State Cash Fund created in Section 24-21-104 (3)(b), C.R.S.						
8	^b This amount OF THIS AMOUNT, \$317,149 SHALL BE FROM THE DEPARTMENT OF STATE CASH FUND CREATED IN SECTION 24-21-104 (3)(b), C.R.S., AND \$10,000(I) shall be from the Federal						
9	Elections Assistance Fund created in Section 1-1.5-106 (1)(a), C.R.S., and is shown for informational purposes as it is continuously appropriated to the Department of State for the						
10	implementation of the federal Help America Vote Act of 2002, pursuant to Section 1-1.5-106 (2)(b), C.R.S. Appropriations from the Federal Elections Assistance Fund do not constitute						
11	fiscal year spending for the purposes of Section 20 of Article X of the State Constitution.						
12							
13	TOTALS PART XX						
14	(STATE)		\$22,803,220		\$22,803,220*		
15			\$23,120,369		\$23,120,369 ^a		

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

1
2
3
4
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7
8
9
10
11

^a Of this amount, \$10,000 contains an (I) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

85a DEPARTMENT OF STATE, INFORMATION TECHNOLOGY SERVICES, INFORMATION TECHNOLOGY ASSET MANAGEMENT -- OF THIS AMOUNT, \$215,930 REMAINS AVAILABLE FOR EXPENDITURE UNTIL THE CLOSE OF THE 2018-19 STATE FISCAL YEAR.

85b DEPARTMENT OF STATE, ELECTIONS DIVISION, HELP AMERICA VOTE ACT PROGRAM -- OF THIS AMOUNT, \$317,149 REMAINS AVAILABLE FOR EXPENDITURE UNTIL THE COMPLETION OF THE PROJECT OR THE CLOSE OF THE 2019-20 STATE FISCAL YEAR, WHICHEVER COMES FIRST.

1 **SECTION 3. Appropriation to the department of state for the**
2 **fiscal year beginning July 1, 2018.** In Session Laws of Colorado 2018,
3 **amend** section 6 of chapter 261, (SB 18-150), as follows:

4 Section 6. **Appropriation.** (1) For the 2018-19 state fiscal year,
5 \$95,555 is appropriated to the department of state. ~~for use by the~~
6 ~~information technology services division.~~ This appropriation is from the
7 department of state cash fund created in section 24-21-104 (3)(b), C.R.S.
8 To implement this act, the department may use this appropriation ~~for~~
9 ~~personal services.~~ AS FOLLOWS:

10 (a) \$67,200 FOR USE BY INFORMATION TECHNOLOGY SERVICES
11 DIVISION FOR PERSONAL SERVICES; AND

12 (b) \$28,355 FOR USE BY THE ELECTIONS DIVISION FOR OPERATING
13 EXPENSES.

14 **SECTION 4. Safety clause.** The general assembly hereby finds,
15 determines, and declares that this act is necessary for the immediate
16 preservation of the public peace, health, and safety.