

## CHAPTER 491

---

**APPROPRIATIONS**

---

**HOUSE BILL 22-1170**

BY REPRESENTATIVE(S) McCluskie, Herod, Ransom, Amabile, Gray, Jodeh, Ricks;  
also SENATOR(S) Moreno, Hansen, Rankin, Gonzales, Lee, Priola.

**AN ACT**

**CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF CORRECTIONS.**

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

**SECTION 1. Appropriation to the department of corrections for the fiscal year beginning July 1, 2021.** In Session Laws of Colorado 2021, section 2 of chapter 504, (SB 21-205), **amend** Part II as follows:

Section 2. **Appropriation.**

---

*Capital letters or bold & italic numbers indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

APPROPRIATION FROM

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

**PART II  
DEPARTMENT OF CORRECTIONS**

**(I) MANAGEMENT**

**(A) Executive Director's Office Subprogram**

Personal Services	4,211,835	3,968,030 (32.8 FTE)			243,805 <sup>a</sup> (4.0 FTE)	
Health, Life, and Dental	67,562,540	65,734,361		1,828,179 <sup>b</sup>		
Short-term Disability	603,955	588,373		15,582 <sup>b</sup>		
S.B. 04-257 Amortization						
Equalization Disbursement	19,329,894	18,841,701		488,193 <sup>b</sup>		
S.B. 06-235						
Supplemental Amortization						
Equalization Disbursement	19,329,894	18,841,701		488,193 <sup>b</sup>		
Salary Survey	12,350,919	12,032,028		318,891 <sup>b</sup>		
PERA Direct Distribution	10,222,043	9,964,045		257,998 <sup>b</sup>		
Shift Differential	10,251,533	10,222,298		29,235 <sup>b</sup>		
Workers' Compensation	5,781,190	5,598,506		182,684 <sup>b</sup>		
Operating Expenses	376,801	286,801			5,000 <sup>a</sup>	85,000(I) <sup>c</sup>

Ch. 491	Supplemental Appropriations - Corrections	3553
---------	---	------

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Legal Services	3,414,416 <sup>d</sup>		2,933,453		480,963 <sup>b</sup>		
Payment to Risk Management and Property Funds	4,297,495		4,127,732		169,763 <sup>b</sup>		
Leased Space	6,066,143		5,711,336		354,807 <sup>b</sup>		
Capitol Complex Leased Space	59,492		42,498		16,994 <sup>b</sup>		
Annual Depreciation-Lease Equivalent Payments	530,642		530,642				
Planning and Analysis Contracts	82,410		82,410				
Payments to District Attorneys	681,102		681,102				
Payments to Coroners	<u>32,175</u>		<u>32,175</u>				
	165,184,479						

<sup>a</sup> These amounts shall be transferred from the Department of Public Safety from the State Victims Assistance and Law Enforcement Program line item appropriation in the Victims Assistance section of the Division of Criminal Justice. These amounts originate as cash funds from the Victims Assistance and Law Enforcement Fund created in Section 24-33.5-506 (1), C.R.S.

<sup>b</sup> Of these amounts, an estimated \$3,646,579 shall be from sales revenues earned by Correctional Industries, an estimated \$591,549 shall be from sales revenues earned by the Canteen Operation, and an estimated \$393,354 shall be from the COVID Heroes Collaboration Fund created in Section 24-50-104 (1)(k), C.R.S.

<sup>c</sup> This amount shall be from the Social Security Administration Incentive Payment Memorandum of Understanding. This amount is included for informational purposes only.

<sup>d</sup> Of this amount, \$3,393,670 shall be used to purchase legal services from the Department of Law and \$20,746 shall be used to contract for legal services from private firms for litigation related to the Rifle Correctional Center.

**(B) External Capacity Subprogram**

(1) Private Prison Monitoring Unit

Personal Services	980,145	980,145	
		(12.7 FTE)	
Operating Expenses	<u>183,443</u>	153,976	29,467 <sup>a</sup>
	1,163,588		

<sup>a</sup> This amount shall be from revenues earned from monitoring private Colorado prisons that house out-of-state offenders.

(2) Payments to House State Prisoners<sup>3</sup>

Payments to local jails at a rate of \$59.42 per inmate per day	13,023,829	13,023,829	
Payments to in-state private prisons at a rate of <del>\$58.79</del> \$63.32 per inmate per day <sup>4</sup>	<del>58,968,020</del> 59,362,872	<del>56,568,020</del> 59,362,872	<del>2,400,000<sup>a</sup></del>
Inmate Education and Benefit Programs at In-state Private Prisons	<u>541,566</u>	541,566	

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	<del>72,533,415</del>					
	72,928,267					

~~\* This amount shall be from the State Criminal Alien Assistance Program Cash Fund created in Section 17-1-107.5 (1), C.R.S.~~

**(C) Inspector General Subprogram**

Personal Services	4,591,555	4,485,322		106,233 <sup>a</sup>		
		(49.2 FTE)				
Operating Expenses	445,372	362,185		83,187 <sup>a</sup>		
Inspector General Grants	<u>207,912</u>					207,912(I)
	5,244,839					

<sup>a</sup> These amounts shall be from revenues earned from private prison out of state offender investigations.

~~244,126,321~~  
244,521,173

**(2) INSTITUTIONS**

**(A) Utilities Subprogram**

Personal Services	337,252	337,252				
-------------------	---------	---------	--	--	--	--

		(2.6 FTE)	
Utilities	<u>22,678,039</u>	21,378,039	1,300,000 <sup>a</sup>
	23,015,291		

<sup>a</sup> This amount shall be from sales revenues earned by Correctional Industries.

**(B) Maintenance Subprogram**

Personal Services	22,557,739		
	(282.8 FTE)		
Operating Expenses	6,990,024		
Maintenance			
Pueblo Campus	<u>2,161,317</u>		
	31,709,080	31,709,080	

**(C) Housing and Security Subprogram**

Personal Services <sup>5</sup>	203,467,698	203,467,698	
		(2,995.1 FTE)	
Operating Expenses	<u>1,979,880</u>	1,979,880	
	205,447,578		

**(D) Food Service Subprogram**

Personal Services	21,172,233	21,172,233	
		(318.8 FTE)	
Operating Expenses	<del>17,271,775</del>	<del>17,271,775</del>	
	17,972,476	17,972,476	

Ch. 491

Supplemental Appropriations - Corrections

3557

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM			
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS
	\$	\$	\$	\$	\$	\$
Food Service						
Pueblo Campus	<u>1,806,354</u>		1,806,354			
	<del>40,250,362</del>					
	40,951,063					
<b>(E) Medical Services Subprogram SUBPROGRAM<sup>5a</sup></b>						
Personal Services	43,543,740		43,277,661		266,079 <sup>a</sup>	
			(409.2 FTE)		(3.0 FTE)	
Operating Expenses	2,647,168		2,647,168			
Purchase of						
Pharmaceuticals	<del>14,433,888</del>		<del>14,433,888</del>			
	16,149,292		16,149,292			
Hepatitis C						
Treatment Costs	<del>10,368,384</del>		<del>10,368,384</del>			
	8,368,384		8,368,384			
External Medical Services	<del>35,490,765</del>		<del>35,490,765</del>			
	40,642,110		40,642,110			

Service Contracts	2,613,724	2,613,724	
Indirect Cost Assessment	<u>1,206</u>		1,206 <sup>a</sup>
	<del>109,098,875</del>		
	113,965,624		

<sup>a</sup> These amounts shall be from inmate medical fees collected pursuant to Section 17-1-113 (2), C.R.S.

**(F) Laundry Subprogram**

Personal Services	2,759,002		
	(38.4 FTE)		
Operating Expenses	<u>2,181,498</u>		
	4,940,500	4,940,500	

**(G) Superintendents Subprogram**

Personal Services	12,283,096		
	(160.0 FTE)		
Operating Expenses	5,308,532		
Dress Out	<u>1,006,280</u>		
	18,597,908	18,597,908	

**(H) Youthful Offender System Subprogram**

Personal Services	11,752,439		
	(160.7 FTE)		
Operating Expenses	604,705		
Contract Services	28,820		



---

 APPROPRIATION FROM
 

---

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Maintenance and Food Service	<u>1,196,640</u>						
	13,582,604		13,582,604				
<b>(I) Case Management Subprogram</b>							
Personal Services	17,875,489						
	(238.6 FTE)						
Operating Expenses	180,236						
Offender ID Program	<u>346,936</u>						
	18,402,661		18,402,661				
<b>(J) Mental Health Subprogram</b>							
Personal Services	11,882,144		11,882,144				
			(159.1 FTE)				
Operating Expenses	312,366		312,366				
Medical Contract Services	<u>4,987,736</u>		4,987,736				
	17,182,246						

<b>(K) Inmate Pay</b>		
<b>Subprogram</b>	2,320,893	2,320,893

**(L) Legal Access Subprogram**

Personal Services	1,505,362	
	(21.5 FTE)	
Operating Expenses	299,602	
Contract Services	<u>70,905</u>	
	1,875,869	1,875,869
	<del>486,423,867</del>	
	491,991,317	

**(3) SUPPORT SERVICES**

**(A) Business Operations Subprogram**

Personal Services	6,734,497	6,157,356	46,764 <sup>a</sup>	530,377 <sup>b</sup>
		(90.2 FTE)		(10.6 FTE)
Operating Expenses	<u>234,201</u>	234,201		
	6,968,698			

<sup>a</sup> This amount shall be from restitution collected pursuant to Section 16-18.5-109 (3), C.R.S.

<sup>b</sup> Of this amount, \$470,902 shall be from departmental indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S., and \$59,475 shall be from statewide indirect cost recoveries.

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
<b>(B) Personnel Subprogram</b>							
Personal Services	1,854,712		1,483,617		371,095 <sup>a</sup>		
			(18.7 FTE)		(4.5 FTE)		
Operating Expenses	89,931		86,931		3,000 <sup>a</sup>		
Personnel start-up	<u>37,200</u>				37,200 <sup>a</sup>		
	1,981,843						
<sup>a</sup> These amounts shall be from the COVID Heroes Collaboration Fund created in Section 24-50-104 (1)(k), C.R.S.							
<b>(C) Offender Services Subprogram</b>							
Personal Services	3,297,832						
	(44.1 FTE)						
Operating Expenses	<u>62,044</u>						
	3,359,876		3,359,876				
<b>(D) Communications Subprogram</b>							
Operating Expenses	1,634,247		1,634,247				
Dispatch Services	<u>265,477</u>		265,477				
	1,899,724						

**(E) Transportation Subprogram**

Personal Services	2,490,638	2,490,638		
		(35.9 FTE)		
Operating Expenses	483,538	483,538		
Vehicle Lease Payments	<u>3,468,680</u>	2,987,707	480,973 <sup>a</sup>	
	6,442,856			

<sup>a</sup> Of this amount, an estimated \$439,839 shall be from sales revenues earned by Correctional Industries and an estimated \$41,134 shall be from sales revenues earned by the Canteen Operation.

**(F) Training Subprogram**

Personal Services	2,482,608			
	(33.0 FTE)			
Operating Expenses	<u>287,121</u>			
	2,769,729	2,769,729		

**(G) Information Systems Subprogram**

Operating Expenses	1,391,809	1,391,809		
Payments to OIT	25,011,012	24,956,388	54,624 <sup>a</sup>	
CORE Operations	<u>362,053</u>	316,700	21,907 <sup>a</sup>	23,446 <sup>b</sup>
	26,764,874			

<sup>a</sup> Of these amounts, an estimated \$64,822 shall be from Correctional Industries sales to non-state entities and an estimated \$11,709 shall be from sales revenues earned by the Canteen Operation.

<sup>b</sup> This amount shall be from Correctional Industries sales to other state agencies.

---

 APPROPRIATION FROM
 

---

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
<b>(H) Facility Services Subprogram</b>							
Personal Services	1,046,727 (9.7 FTE)						
Operating Expenses	<u>83,096</u>						
	1,129,823		1,129,823				
		51,317,423					
<b>(4) INMATE PROGRAMS</b>							
<b>(A) Labor Subprogram</b>							
Personal Services	5,556,661 (78.5 FTE)						
Operating Expenses	<u>88,017</u>						
	5,644,678		5,644,678				
<b>(B) Education Subprogram</b>							
Personal Services	14,332,166		14,332,166 (189.9 FTE)				
Operating Expenses	4,279,330		2,816,746		1,173,669 <sup>a</sup>	288,915 <sup>b</sup>	
Contract Services	237,128		237,128				

Education Grants	80,060		10,000 <sup>c</sup>	42,410 <sup>d</sup>	27,650(I)
	<u>(2.0 FTE)</u>				
	18,928,684				

<sup>a</sup> Of this amount, an estimated \$643,311 shall be from sales revenues earned by the Canteen Operation and an estimated \$530,358 shall be from sales revenues earned by vocational programs.

<sup>b</sup> This amount shall be from sales revenues earned by vocational programs for products and services sold to other government agencies.

<sup>c</sup> This amount shall be from gifts, grants, and donations.

<sup>d</sup> This amount shall be from the Colorado Department of Education from special education funds.

**(C) Recreation Subprogram**

Personal Services	8,128,820	8,128,820			
		(119.5 FTE)			
Operating Expenses	<u>77,552</u>		77,552 <sup>a</sup>		
	8,206,372				

<sup>a</sup> This amount shall be from sales revenues earned by the Canteen Operation.

**(D) Drug and Alcohol Treatment Subprogram**

Personal Services	5,888,391	5,888,391			
		(87.4 FTE)			
Operating Expenses	117,884	117,884			
Contract Services	2,200,886	2,200,886			
Treatment Grants	<u>126,682</u>			126,682 <sup>a</sup>	
	8,333,843				

Ch. 491

Supplemental Appropriations - Corrections

3565

---

 APPROPRIATION FROM
 

---

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
<b><sup>a</sup> This amount shall be from grant funds appropriated to the Division of Criminal Justice in the Department of Public Safety.</b>						
<b>(E) Sex Offender Treatment Subprogram</b>						
Personal Services	3,309,141	3,277,907		31,234 <sup>a</sup>		
		(54.8 FTE)		(1.0 FTE)		
Operating Expenses	92,276	91,776		500 <sup>a</sup>		
Polygraph Testing	242,500	242,500				
Sex Offender Treatment						
Grants	<u>65,597</u>					65,597(I)
	3,709,514					
<sup>a</sup> These amounts shall be from the Sex Offender Surcharge Fund created in Section 18-21-103 (3), C.R.S.						
<b>(F) Volunteers Subprogram</b>						
Personal Services	462,090					
	(8.0 FTE)					
Operating Expenses	<u>17,912</u>					
	480,002			480,002 <sup>a</sup>		
	45,303,093					

<sup>a</sup> This amount shall be from sales revenues earned by the Canteen Operation.

**(5) COMMUNITY SERVICES**

**(A) Parole Subprogram**

Personal Services	21,032,381	21,032,381	
		(325.2 FTE)	
Operating Expenses	2,694,848	2,694,848	
Parolee Supervision and Support Services	7,773,850	4,161,715	3,612,135 <sup>a</sup>
Wrap-Around Services Program	1,541,849	1,541,849	
Grants to Community-based Organizations for Parolee Support	6,697,140	6,697,140	
Community-based Organizations Housing Support	500,000	500,000	
Parolee Housing Support	500,000	500,000	
	<u>40,740,068</u>		

<sup>a</sup> This amount shall be transferred from the Judicial Department from the Correctional Treatment Cash Fund Expenditures line item appropriation in the Probation and Related Services section.



APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
<b>(B) Community Supervision Subprogram</b>						
<b>(1) Community Supervision</b>						
Personal Services	4,313,280	4,313,280				
		(48.0 FTE)				
Operating Expenses	505,042	505,042				
Psychotropic Medication	31,400	31,400				
Community Supervision Support Services	<u>2,234,102</u>	2,196,451			37,651 <sup>a</sup>	
	7,083,824					

<sup>a</sup> This amount shall be transferred from the Department of Public Safety, Division of Criminal Justice, Offender Treatment and Services. These amounts originate as federal funds.

**(2) Youthful Offender System Aftercare**

Personal Services	566,463					
	(8.0 FTE)					
Operating Expenses	141,067					
Contract Services	<u>837,601</u>					
	1,545,131	1,545,131				

**(C) Community Re-entry Subprogram**

Personal Services	2,652,824	2,652,824	
		(42.6 FTE)	
Operating Expenses	146,702	146,702	
Offender Emergency Assistance	96,768	96,768	
Contract Services	190,000	190,000	
Offender Re-employment Center	100,000	100,000	
Community Reintegration Grants	39,098		39,098(I)
			(1.0 FTE)
Transitional Work Program	1,900,000	1,900,000	
		(1.0 FTE)	
	<u>5,125,392</u>		

54,494,415

**(6) PAROLE BOARD**

Personal Services	1,725,091	
	(19.5 FTE)	
Operating Expenses	107,390	
Contract Services	242,437	
Administrative and IT Support	177,677	
	<u>(2.0 FTE)</u>	

Ch. 491

Supplemental Appropriations - Corrections

3569

---

 APPROPRIATION FROM
 

---

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	2,252,595	2,252,595				
<b>(7) CORRECTIONAL INDUSTRIES</b>						
Personal Services	11,890,516			4,068,234 <sup>a</sup>	7,822,282 <sup>b</sup>	
				(52.1 FTE)	(102.9 FTE)	
Operating Expenses	5,694,639			1,546,956 <sup>a</sup>	4,147,683 <sup>b</sup>	
Raw Materials	30,116,846			6,055,860 <sup>a</sup>	24,060,986 <sup>b</sup>	
Inmate Pay	2,750,000			1,114,590 <sup>a</sup>	1,635,410 <sup>b</sup>	
Capital Outlay	1,219,310			309,259 <sup>a</sup>	910,051 <sup>b</sup>	
Correctional Industries						
Grants	2,500,000					2,500,000(I)
Indirect Cost Assessment	<u>446,643</u>			137,785 <sup>a</sup>	301,690 <sup>b</sup>	7,168(I)
	54,617,954					

<sup>a</sup> Of these amounts, an estimated \$13,082,684 is from sales to non-state entities and an estimated \$150,000 is from rents and royalties earned on Penitentiary Trust land managed by the State Board of Land Commissioners pursuant to Section 36-1-116 (2), C.R.S.

<sup>b</sup> Of these amounts, an estimated \$29,028,013 is from sales to other state agencies and an estimated \$9,850,089 is from the Department of Revenue for the purchase of license plates.

**(8) CANTEEN OPERATION**

Personal Services	2,364,287
-------------------	-----------

	(28.0 FTE)		
Operating Expenses	18,930,041		
Inmate Pay	73,626		
Indirect Cost Assessment	<u>82,811</u>		
	21,450,765		21,450,765(I) <sup>a</sup>

<sup>a</sup> This amount shall be from sales revenues earned by the Canteen Operation and is continuously appropriated to the division pursuant to Section 17-24-126 (1), C.R.S.

**TOTALS PART II**

<b>(CORRECTIONS)</b>	<del>\$959,986,433</del>	<del>\$866,975,862</del>		<del>\$46,289,623*</del>	\$43,788,523	\$2,932,425 <sup>b</sup>
	<u>\$965,948,735</u>	<u>\$875,338,164</u>	<u>                    </u>	<u>\$43,889,623<sup>a</sup></u>	<u>                    </u>	<u>                    </u>

<sup>a</sup> Of this amount, \$21,450,765 contains an (I) notation.

<sup>b</sup> This amount contains an (I) notation.

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

3 Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners -- The Department of Corrections is authorized to transfer up to 5.0 percent of the total appropriation for the external capacity subprogram between line items in the external capacity subprogram for purposes of reimbursing local jails and private prison providers.

4 Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners, Payments to in-state private prisons at a rate of ~~\$58.79~~ \$63.32 per inmate per day - It is the General Assembly's intent that in-state private prisons use funds provided through this appropriation to provide levels of staffing and services similar to comparable state prisons to the extent possible.

- 5 Department of Corrections, Institutions, Housing and Security Subprogram, Personal Services -- The amount appropriated in this line item does not include the \$591,630 of FY 2021-22 General Fund appropriations for the Department of Corrections set forth in sections 124 through 128 of Title 17, Article 18, C.R.S. In calculating the amount appropriated in this line item, it is assumed that these statutory appropriations will be used for the same line item.
- 5a DEPARTMENT OF CORRECTIONS, INSTITUTIONS, MEDICAL SERVICES SUBPROGRAM -- IN ADDITION TO THE TRANSFER AUTHORITY PROVIDED IN SECTION 24-75-108, C.R.S., THE DEPARTMENT OF CORRECTIONS IS AUTHORIZED TO TRANSFER UP TO 5.0 PERCENT OF THE TOTAL APPROPRIATION FOR PURCHASE OF PHARMACEUTICALS, HEPATITIS C TREATMENT COSTS, AND EXTERNAL MEDICAL SERVICES BETWEEN THOSE LINE ITEMS FOR THE PURPOSES OF PROVIDING PHARMACEUTICALS, HEPATITIS C TREATMENTS, AND EXTERNAL MEDICAL SERVICES FOR INMATES.

**SECTION 2. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 1, 2022