

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

SENATE BILL 23-116

BY SENATOR(S) Zenzinger, Bridges, Kirkmeyer, Marchman;
also REPRESENTATIVE(S) Bird, Sirota, Bockenfeld, Lieder, Snyder,
Velasco, McCluskie.

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE OFFICES OF THE
GOVERNOR, LIEUTENANT GOVERNOR, AND STATE PLANNING AND
BUDGETING.

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

SECTION 1. Appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting for the fiscal year beginning July 1, 2022. In Session Laws of Colorado 2022, section 2 of chapter 507, (HB 22-1329), **amend** Part V and the affected totals, as Part V (1)(B), (5)(A), and the affected totals are amended by section 7 of chapter 170, (HB 22-1133), as follows:

Section 2. **Appropriation.**

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

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
PART V							
GOVERNOR - LIEUTENANT GOVERNOR - STATE PLANNING AND BUDGETING							
(1) OFFICE OF THE GOVERNOR							
(A) Governor's Office							
Administration of Governor's Office and Residence	5,214,846 (43.0 FTE)		4,666,930		106,912 ^a	441,004 ^b	
Discretionary Fund	19,500		19,500				
Mansion Activity Fund	<u>263,266</u>				263,266 ^c		
	5,497,612						
^a This amount shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S.							
^b This amount shall be from statewide indirect cost recoveries collected by the Governor's Office of Information Technology.							
^c This amount shall be from rental fees for events using Mansion facilities or the Governor's Mansion Maintenance Fund created in Section 24-30-1303.8 (a), C.R.S.							
(B) Special Purpose							
Health, Life, and Dental	2,114,280		1,321,026		470,019 ^a	100,872 ^b	222,363(I)
Short-term Disability	29,015		16,660		6,797 ^a	2,761 ^b	2,797(I)
S.B. 04-257 Amortization Equalization Disbursement	955,334		548,448		223,837 ^a	90,926 ^b	92,123(I)
S.B. 06-235 Supplemental Amortization Equalization Disbursement	955,334		548,448		223,837 ^a	90,926 ^b	92,123(I)
Salary Survey	644,452		374,858		149,272 ^a	59,762 ^b	60,560(I)
PERA Direct Distribution	137,033				97,121 ^a	39,912 ^b	
Workers' Compensation	16,321		11,569			4,752 ^b	
Legal Services	885,941		830,316			55,625 ^b	
Payment to Risk Management and Property Funds	874,366		778,304			96,062 ^b	

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Capitol Complex Leased Space	390,908		195,453			195,455 ^b	
Payments to OIT	1,509,817		1,509,817				
	1,511,110		1,511,110				
CORE Operations	111,440				18,366 ^a	75,169 ^b	17,905(I)
Indirect Cost Assessment	<u>1,679</u>					1,679 ^b	
	8,625,920						
	8,627,213						

^a Of these amounts, \$35,709 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., and \$1,153,540 shall be from various sources of cash funds.

^b Of these amounts, \$501,549 shall be from statewide indirect cost recoveries collected by the Governor's Office of Information and Technology and \$312,352 shall be from statewide indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S.

(C) Colorado Energy Office

Program Administration (27.0 FTE)	6,451,251		2,819,565				3,631,686(I)
Low-Income Energy Assistance	11,524,618				11,524,618(I) ^a (4.5 FTE)		
Energy Performance for Buildings	1,300,000				1,300,000(I) ^b (2.0 FTE)		
Cannabis Resource Optimization Program	2,000,000		2,000,000 (0.6 FTE)				
Electric Vehicle Charging Station Grants	1,036,204				1,036,204(I) ^c		
Legal Services	544,708		492,330				52,378(I)
Vehicle Lease Payments	4,153		4,153				
Leased Space	326,392		326,392				

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Indirect Cost Assessment	131,877		63,213				68,664(I)
Community Access Enterprise	19,760,850				19,760,850(I) ^d (3.7 FTE)		
Community Access Enterprise Legal Services	214,577				214,577(I) ^d		
	<u>43,294,630</u>						

^a This amount shall be from the Colorado Energy Office Low-income Energy Assistance Fund created in Section 40-8.7-112 (3)(a), C.R.S. This amount is shown for informational purposes only because the Colorado Energy Office Low-income Energy Assistance Fund is continuously appropriated to the Office pursuant Section 40-8.7-112 (3)(a), C.R.S.

^b This amount shall be from the Climate Change Mitigation and Adaptation Fund created in Section 24-38.5-102.6 (1), C.R.S. This amount is show for informational purposes only because the Climate Change Mitigation and Adaptation Fund is continuously appropriated to the Office pursuant Section 24-38.5-102.6 (2), C.R.S.

^c This amount shall be from the Electric Vehicle Grant Fund created in Section 24-38.5-103 (1)(a), C.R.S. This amount is shown for informational purposes only because the Electric Vehicle Grant Fund is continuously appropriated to the Office pursuant Section 24-38.5-103 (2), C.R.S.

^d These amounts shall be from the Community Access Enterprise Fund created in Section 24-38.5-303 (5)(a), C.R.S. The amounts are shown for informational purposes only because the Community Access Enterprise Fund is continuously appropriated to the Office pursuant Section 24-38.5-303 (5)(a), C.R.S.

57,418,162

57,419,455

(2) OFFICE OF THE LIEUTENANT GOVERNOR

Administration	416,527		416,527				
			(4.0 FTE)				
Discretionary Fund	2,875		2,875				
Commission of Indian Affairs	244,291		243,107		1,184 ^a		
	(3.0 FTE)						
Commission on Community Service	365,000		365,000				
	<u>1,028,693</u>		(2.0 FTE)				

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
^a This amount shall be from private donations.							
(3) OFFICE OF STATE PLANNING AND BUDGETING							
Personal Services	3,039,101 (21.4 FTE)		1,219,864			1,819,237 ^a	
Operating Expenses	87,424		10,900			76,524 ^a	
Economic Forecasting							
Subscriptions	16,362					16,362 ^a	
Evidence-based Policymaking Evaluation and Support	<u>2,798,183</u>				2,798,183 ^b		
		5,941,070					
^a These amounts shall be from statewide indirect cost recoveries collected by the Colorado Department of Transportation.							
^b Of this amount, \$2,298,183 shall be from the Office of State Planning and Budgeting Youth Pay For Success Initiatives Account of the Pay For Success Contracts Fund created in Section 24-37-403 (6)(a), C.R.S., and \$500,000 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S.							
(4) ECONOMIC DEVELOPMENT PROGRAMS							
Administration							
ADMINISTRATION ^{12a}	905,660		905,660				
	1,036,891		1,036,891				
			(6.0 FTE)				
			(7.0 FTE)				
Vehicle Lease Payments	13,279		13,279				
Leased Space	353,756		353,756				
Global Business Development	5,120,052 (25.4 FTE)		3,996,948		573,626 ^a	175,000 ^b	374,478(I)
Office of Outdoor Recreation	370,000		370,000 (3.0 FTE)				
Leading Edge Program Grants	151,431		76,000		75,431 ^c		

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	
	\$	\$	\$	\$	\$	\$	\$	
Small Business Development Centers	1,378,946 (4.0 FTE)		94,144					1,284,802(I)
Colorado Office of Film, Television, and Media	7,294,525 (4.5 FTE)		775,000		6,519,525 ^d			
Colorado Promotion - Colorado Welcome Centers	766,000		250,000		516,000 ^e (3.3 FTE)			
Colorado Promotion - Other Program Costs	18,429,623 (4.0 FTE)		3,850,000		14,579,623 ^e			
Destination Development Program	1,100,000		500,000		600,000 ^e			
Appropriation to Colorado Economic Development Fund	6,000,000		6,000,000					
Economic Development Commission - General Economic Incentives and Marketing ^{13, 14}	12,101,837 (6.3 FTE)		5,737,960		363,877 ^f	6,000,000 ^g		
Colorado First Customized Job Training	4,500,000		4,500,000					
CAPCO Administration	85,291					85,291 ^h (2.0 FTE)		
Council on Creative Industries	14,788,734 (3.0 FTE)				14,023,000 ⁱ			765,734(I)
Advanced Industries	15,362,210				15,362,210(I) ^j (2.6 FTE)			

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Rural Jump Start	40,491		40,491				
			(0.5 FTE)				
Indirect Cost Assessment	<u>180,475</u>		64,988		115,487 ^k		
		88,942,310					
		89,073,541					

^a Of this amount, an estimated \$175,000(I) shall be from the Advanced Industries Export Acceleration Cash Fund created in Section 24-47-103 (8)(a), C.R.S., an estimated \$50,000 shall be from the Minority Business Fund created in Section 24-49.5-104 (1), C.R.S., and an estimated \$348,626 shall be from various fees collected from participants in activities conducted by the division.

^b This amount shall be from the Advanced Industries Export Acceleration Cash Fund created in Section 24-47-103 (8)(a), C.R.S.

^c This amount shall be from fees, Small Business Development Centers' activities, and grants and donations.

^d This amount shall be from the Colorado Office of Film, Television, and Media Operational Account Cash Fund created in Section 24-48.5-116 (5)(a), C.R.S.

^e These amounts shall be from the Colorado Travel and Tourism Promotion Fund created in Section 24-49.7-106 (1), C.R.S.

^f This amount shall be from fees collected pursuant to Section 39-22-514.5 (6), C.R.S.

^g This amount shall be from the Colorado Economic Development Fund created in Section 24-46-105 (1), C.R.S.

^h This amount shall be transferred from the Department of Regulatory Agencies from the Transfer to CAPCO line item appropriation.

ⁱ This amount shall be from the Creative Industries Cash Fund created in Section 24-48.5-301 (2)(a), C.R.S.

^j This amount shall be from the Advanced Industries Acceleration Cash Fund created in Section 24-48.5-117 (7)(a), C.R.S. This amount is shown for informational purposes only because the Advanced Industries Acceleration Cash Fund is continuously appropriated to the Office pursuant to Section 24-48.5-117 (7)(c)(I), C.R.S.

^k This amount shall come from various sources of cash funds.

(5) OFFICE OF INFORMATION TECHNOLOGY

(A) OIT Central Administration

Central Administration	14,925,729		1,796,071		1,000,000(I) ^b	12,129,658^a
	15,478,222					12,682,151 ^a
			(4.6 FTE)			(104.0 FTE)
Health, Life, and Dental	11,730,508		120,973			11,609,535 ^a
Short-term Disability	142,425		2,018			140,407 ^a

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
S.B. 04-257 Amortization Equalization Disbursement	4,502,383		64,333			4,438,050 ^a	
S.B. 06-235 Supplemental Amortization Equalization Disbursement	4,502,383		64,333			4,438,050 ^a	
Salary Survey	2,970,298		55,402			2,914,896	
PERA Direct Distribution	2,058,976					2,058,976 ^a	
Shift Differential	116,395					116,395 ^a	
Workers' Compensation	159,631					159,631 ^a	
Legal Services	358,016					358,016 ^a	
Payment to Risk Management and Property Funds	1,875,412					1,875,412 ^a	
Vehicle Lease Payments	134,774					134,774 ^a	
Leased Space	2,698,010 2,145,517					2,698,010 [*] 2,145,517 ^a	
Capitol Complex Leased Space	333,422					333,422 ^a	
Payments to OFF	9,254,349					9,254,349 [*]	
CORE Operations	338,194					338,194 ^a	
Indirect Cost Assessment	946,574					946,574 ^a	
	<u>57,047,479</u>						
	47,793,130						

^a These amounts shall be from user fees collected from other state agencies and deposited in the Information Technology Revolving Fund created in Section 24-37.5-103 (3)(a), C.R.S.

^b This amount shall be from the Technology Risk Prevention and Response Fund created in Section 24-37.5-120 (2), C.R.S. This amount is shown for informational purposes only because the Technology Risk Prevention and Response Fund is continuously appropriated to the Office pursuant to Section 24-37.5-120 (4)(a), C.R.S.

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(B) Enterprise Solutions							
Enterprise Solutions	128,602,434		1,963,551		667,844 ^a	125,971,039 ^b	
	156,758,312					154,126,917 ^b	
	<hr style="width: 100%;"/>					(530.0 FTE)	
	128,602,434						
	156,758,312						

^a Of this amount, \$453,812 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., \$9,200 shall be from the Mobile Home Park Act Dispute Resolution and Enforcement Program Cash Fund created in Section 38-12-1110 (1), C.R.S., and \$2,328 shall be from user fees collected from various local governments and deposited in the Information Technology Revolving Fund created in Section 24-37.5-103 (3)(a), C.R.S., and \$202,504 shall be from various sources of cash funds.

^b These amounts shall be from user fees collected from other state agencies and deposited in the Information Technology Revolving Fund created in Section 24-37.5-103 (3)(a), C.R.S.

(C) Public Safety Network

Public Safety Network	21,072,754		7,200,000			13,751,754 ^a	121,000(I)
	<hr style="width: 100%;"/>					(54.0 FTE)	
	21,072,754						

^a Of this amount, \$7,200,000 shall be from the Public Safety Communications Trust Fund created in Section 24-37.5-506 (1), C.R.S., and \$6,551,754 shall be from user fees collected from other state agencies and deposited in the Information Technology Revolving Fund created in Section 24-37.5-103 (3)(a), C.R.S.

(D) Information Security

Information Security	14,643,830					14,643,830 ^a	
	<hr style="width: 100%;"/>					(53.7 FTE)	
	14,643,830						

^a This amount shall be from user fees collected from other state agencies and deposited in the Information Technology Revolving Fund created in Section 24-37.5-103 (3)(a), C.R.S.

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(E) Colorado Benefits Management System							
Colorado Benefits Management System ¹⁵	66,436,269					66,436,269 ^a	
	57,625,136					57,625,136 ^a	
	<u>66,436,269</u>					(59.5 FTE)	
	57,625,136						

^a This amount shall be from fees collected from user agencies and deposited in the Information Technology Revolving Fund created in Section 24-37.5-103 (3)(a), C.R.S.

(F) Customer Service and Support

Customer Service and Support	28,260,954		302,158			27,958,796 ^a	
	<u>28,260,954</u>					(284.0 FTE)	

^a This amount shall be from fees collected from user agencies and deposited in the Information Technology Revolving Fund created in Section 24-37.5-103 (3)(a), C.R.S.

316,063,720
326,154,116

**TOTALS PART V
(GOVERNOR-
LIEUTENANT
GOVERNOR- STATE
PLANNING AND
BUDGETING)**

	\$469,393,955	\$57,882,320		\$92,591,666 ^a	\$312,133,356	\$6,786,613 ^b
	<u>\$479,616,875</u>	<u>\$58,014,844</u>			<u>\$322,223,752</u>	

APPROPRIATION FROM

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

^a Of this amount, \$50,373,459 contains an (I) notation.

^b This amount contains an (I) notation.

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

- 12a GOVERNOR - LIEUTENANT GOVERNOR - STATE PLANNING AND BUDGETING, ECONOMIC DEVELOPMENT PROGRAMS, ADMINISTRATION -- IT IS THE GENERAL ASSEMBLY'S INTENT THAT THE \$131,231 GENERAL FUND APPROPRIATED FOR ADMINISTRATIVE SUPPORT FOR PROPOSITION 123 IMPLEMENTATION BE REPAID TO THE GENERAL FUND FROM THE AFFORDABLE HOUSING FINANCING FUND, CREATED IN SECTION 29-32-103 (2), C.R.S., IN THE 2023-24 STATE FISCAL YEAR.
- 13 Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Commission - General Economic Incentives and Marketing -- It is the General Assembly's intent that \$5.0 million of this appropriation be dedicated to economic development activities in "Coal transition communities" as defined in Section 8-83-502 (1), C.R.S., and that up to 2.5 percent of that amount may be used for administrative expenses.
- 14 Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Commission - General Economic Incentives and Marketing -- It is the General Assembly's intent that \$1.0 million of this appropriation be used to support local economic development organizations throughout the state with a preference toward those serving rural regions of the state.
- 15 Governor - Lieutenant Governor - State Planning and Budgeting, Office of Information Technology, Colorado Benefits Management System, Colorado Benefits Management System -- Of this appropriation, \$5,000,000 remains available until the close of the 2023-24 fiscal year.

SECTION 2. Appropriation to the office of the governor for the fiscal year beginning July 1, 2020. In Session Laws of Colorado 2021, **amend** section 15 (1) of chapter 371, (HB 21-1289), as section 15 (1) is amended by section 2 of chapter 493 (HB 22-1172), Session Laws of Colorado 2022, as follows:

Section 15. **Appropriations.** (1) For the 2020-21 state fiscal year, ~~\$35,000,000~~ \$27,000,000 is appropriated to the office of the governor for use by the office of information technology for use by the Colorado broadband office. This appropriation is from the digital inclusion grant program fund created in section 24-37.5-904 (2), C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund. The Colorado broadband office may use this appropriation to implement the digital inclusion grant program created in section 24-37.5-904 (1)(a), C.R.S. Any money appropriated in this subsection (1) not expended prior to July 1, 2022, is further appropriated to the office of the governor for use by the office of information technology for the 2022-23 state fiscal year for the same purpose.

SECTION 3. 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.

Steve Fenberg
PRESIDENT OF
THE SENATE

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO