

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 23-124

BY SENATOR(S) Zenzinger, Bridges, Kirkmeyer, Buckner, Cutter, Exum, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Roberts, Sullivan, Fenberg;
also REPRESENTATIVE(S) Bird, Sirota, Bockenfeld, Brown, deGruy Kennedy, Garcia, Gonzales-Gutierrez, Joseph, Lindsay, Mabrey, Michaelson Jenet, Snyder, Story, Velasco, McCluskie.

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF LOCAL AFFAIRS.

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

SECTION 1. Appropriation to the department of local affairs for the fiscal year beginning July 1, 2022. In Session Laws of Colorado 2022, section 2 of chapter 507, (HB 22-1329), **amend** Part XIII and the affected totals, as Part XIII (1)(A) and the affected totals are amended by section 14 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	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
PART XIII						
DEPARTMENT OF LOCAL AFFAIRS						
(1) EXECUTIVE DIRECTOR'S OFFICE						
(A) Administration						
Personal Services	1,740,149				1,740,149 ^a (16.9 FTE)	
Health, Life, and Dental	2,346,059	687,889		586,628 ^b	597,390 ^a	474,152(I)
Short-term Disability	26,068	7,462		5,785 ^b	7,413 ^a	5,408(I)
S.B. 04-257 Amortization Equalization Disbursement	872,902	249,852		193,722 ^b	248,231 ^a	181,097(I)
S.B. 06-235 Supplemental Amortization Equalization Disbursement	872,902	249,852		193,722 ^b	248,231 ^a	181,097(I)
Salary Survey	573,826	164,247		127,349 ^b	163,181 ^a	119,049(I)
PERA Direct Distribution	254,051			78,991 ^b	101,217 ^a	73,843(I)
Workers' Compensation	103,789	36,717		21,956 ^b	45,116 ^a	
Operating Expenses	156,479				156,479 ^a	
Legal Services	240,771	175,469		51,583 ^b	13,719 ^a	
Payment to Risk Management and Property Funds	122,487	43,304		25,707 ^b	53,476 ^a	
Vehicle Lease Payments	117,744	105,763			11,981 ^a	
Information Technology Asset Maintenance	74,950	28,713		11,530 ^b	34,707 ^a	
Leased Space	47,000	18,500			28,500 ^a	
Capitol Complex Leased Space	748,490	237,267		119,581 ^b	211,362 ^a	180,280(I)
Payments to OIT	2,990,309	798,498		517,292^b	1,143,171^a	531,348(I)
	3,025,475	808,933		524,432 ^b	1,154,563 ^a	537,547(I)

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
CORE Operations	617,841		170,515		100,670 ^b	210,820 ^a	135,836(I)
Moffat Tunnel Improvement District ⁷⁷	5,000				5,000 ^c		
	<u>11,910,817</u>						
	11,945,983						

^a Of these amounts, ~~\$3,049,166~~ \$3,060,558 shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item appropriation in the Division of Local Government in this department, \$1,507,347 shall be from departmental indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S., \$444,071 shall be from statewide indirect cost recoveries, and \$14,559 shall be transferred from the Department of Health Care Policy and Financing from the Transfer to the Department of Local Affairs for Home Modifications Benefit Administration line item appropriation. Of the amount from the Local Government Mineral and Energy Impact Grants and Disbursements line item, an estimated ~~\$1,677,041~~ \$1,683,307 shall be from the Local Government Severance Tax Fund created in Section 39-29-110 (1)(a)(I), C.R.S., and an estimated ~~\$1,372,125~~ \$1,377,251 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102 (5)(a)(I), C.R.S.

^b Of these amounts, ~~\$250,798~~ \$251,869 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., \$34,132(I) shall be from the Mobile Home Park Act Dispute Resolution and Enforcement Program Fund created in Section 38-12-1110 (1), C.R.S., \$8,387 shall be from the Law Enforcement Community Services Grant Program Fund created in Section 24-32-124 (5)(b), C.R.S., and ~~\$1,741,199~~ \$1,747,268 shall be from various sources of cash funds. Appropriations from the Mobile Home Park Act Dispute Resolution and Enforcement Program Fund are shown for informational purposes only as the fund is continuously appropriated to the Department pursuant to Section 38-12-1110 (1), C.R.S.

^c This amount shall be from the Moffat Tunnel Cash Fund created in Section 32-8-126 (1), C.R.S.

**(B) State Demography
Office**

Program Costs	603,662		482,383		102,321(I) ^a		18,958(I)
	(6.0 FTE)						
Indirect Cost Assessment	<u>11,634</u>				9,479(I) ^a		2,155(I)
	615,296						

^a These amounts are from the Conservation Trust Fund created in Section 29-21-101 (2)(a)(I), C.R.S., pursuant to Section 3 (1)(b)(I) of Article XXVII of the State Constitution. These funds are from net lottery proceeds and are included for informational purposes, as net lottery proceeds are continuously appropriated to the Department. Further, pursuant to Section 24-77-102 (17)(b)(IX), C.R.S., net lottery proceeds are not subject to the limitation on state fiscal year spending set forth in Article X, Section 20, of the State Constitution.

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
		12,526,113					
		12,561,279					
(2) PROPERTY TAXATION							
Division of Property Taxation	3,129,431 (36.2 FTE)		1,877,952		1,012,361 ^a	239,118 ^b	
State Board of Equalization	12,856		12,856				
Board of Assessment Appeals	673,851 (13.2 FTE)		551,437		122,414 ^c		
Indirect Cost Assessment	<u>175,819</u>				137,568 ^d	38,251 ^b	
		3,991,957					

^a This amount shall be from the Property Tax Exemption Fund created in Section 39-2-117 (8), C.R.S.

^b These amounts shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item appropriation in the Division of Local Government in this department. Of the total, an estimated \$152,553 shall be from the Local Government Severance Tax Fund created in Section 39-29-110 (1)(a)(I), C.R.S., and an estimated \$124,816 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102 (5)(a)(I), C.R.S.

^c This amount shall be from the Board of Assessment Appeals Cash Fund created in Section 39-2-125 (1)(h), C.R.S.

^d Of this amount, an estimated \$132,043 shall be from the Property Tax Exemption Fund created in Section 39-2-117 (8), C.R.S., and an estimated \$5,525 shall be from the Board of Assessment Appeals Cash Fund created in Section 39-2-125 (1)(h), C.R.S.

(3) DIVISION OF HOUSING⁷⁸
(A) Community and Non-Profit Services

(1) Administration							
Personal Services	2,875,486 (31.7 FTE)		688,832		75,117 ^a	68,964 ^b	2,042,573(I)
Operating Expenses	473,801		63,850		4,938 ^c	64,918 ^b	340,095(I)

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(2) Community Services							
Low Income Rental Subsidies ⁷⁹ SUBSIDIES ^{79,79a}	64,028,787		11,613,101		939,649 ^d		51,476,037(I)
	72,028,787				8,939,649 ^d		
Homeless Prevention Programs	1,984,430				170,000 ^e		1,814,430(I)
(3) Fort Lyon Supportive Housing Program	4,999,361		4,999,361 (1.0 FTE)				
	<u>74,361,865</u>						
	82,361,865						

^a Of this amount, \$56,373 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., \$12,500 shall be from the Homeless Prevention Activities Program Fund created in Section 39-22-1302 (1), C.R.S., and \$6,244 shall be from the Private Activity Bond Allocations Fund created in Section 24-32-1709.5 (2)(a), C.R.S.

^b These amounts shall be transferred from the Department of Health Care Policy and Financing from the Transfer to the Department of Local Affairs for Host Home Regulation line item appropriation.

^c Of this amount, \$2,500 shall be from the Homeless Prevention Activities Program Fund created in Section 39-22-1302 (1), C.R.S., and \$2,438 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S.

^d ~~This amount~~ OF THIS AMOUNT, \$939,649 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., AND \$8,000,000 SHALL BE FROM THE REVENUE LOSS RESTORATION CASH FUND CREATED IN SECTION 24-75-227 (2)(a), C.R.S.

^e This amount shall be from the Homeless Prevention Activities Program Fund created in Section 39-22-1302 (1), C.R.S.

(B) Field Services

Affordable Housing Program Costs ^{79, 80}	2,373,939 (31.5 FTE)		216,329		81,889 ^a	1,454,567 ^b	621,154(I)
Affordable Housing Construction Grants and Loans pursuant to Section 24-32-721, C.R.S. ^{79,80}	36,528,793		9,200,000		15,300,000 ^c		12,028,793(I)

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Housing Assistance for Persons Transitioning from the Criminal or Juvenile Justice System ⁷⁹	500,000		500,000				
Manufactured Buildings Program ^{79a-80a}	792,744				792,744 ^d (7.3 FTE)		
Mobile Home Park Act Oversight	701,628				701,628(I) ^e (6.8 FTE)		
	<u>40,897,104</u>						
(C) Indirect Cost Assessment	949,532				135,133 ^a	404,423 ^b	409,976(I)

^a This amount shall be from the Private Activity Bond Allocations Fund created in Section 24-32-1709.5 (2)(a), C.R.S.

^b Of this amount, \$810,681 shall be from the Affordable Housing Construction Grants and Loans pursuant to Section 24-32-721, C.R.S., line item appropriation within this division, \$351,649 shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item appropriation in the Division of Local Government in this department, and \$292,237 shall be transferred from the Department of Health Care Policy and Financing from the Transfer to the Department of Local Affairs for Home Modifications Benefit Administration line item appropriation. Of the amount from the Local Government Mineral and Energy Impact Grants and Disbursements line item, an estimated \$193,592 shall be from the Local Government Severance Tax Fund created in Section 39-29-110 (1)(a)(I), C.R.S., and an estimated \$158,057 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102 (5)(a)(I), C.R.S.

^c This amount shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S.

^d This amount shall be from the Building Regulation Fund created in Section 24-32-3309 (1)(a), C.R.S.

^e This amount shall be from the Mobile Home Park Act Dispute Resolution and Enforcement Program Fund created in Section 38-12-1110 (1), C.R.S. This money is continuously appropriated pursuant to Section 38-12-1110 (1), C.R.S., and is shown for informational purposes only.

APPROPRIATION FROM

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

^a Of this amount, an estimated \$57,295 shall be from the Building Regulation Fund created in Section 24-32-3309 (1)(a), C.R.S., an estimated \$50,708(I) shall be from the Mobile Home Park Act Dispute Resolution and Enforcement Program Fund created in Section 38-12-1110 (1), C.R.S., an estimated \$24,931 shall be from the Private Activity Bond Allocations Fund created in Section 24-32-1709.5 (2)(a), C.R.S., and \$2,199 shall be from the Homeless Prevention Activities Program Fund created in Section 39-22-1302 (1), C.R.S. Appropriations from the Mobile Home Park Act Dispute Resolution and Enforcement Program Fund are shown for informational purposes only as the fund is continuously appropriated to the Department pursuant to Section 38-12-1110 (1), C.R.S.

^b Of this amount, \$268,249 shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item appropriation in the Division of Local Government in this department., and \$136,174 shall be from the Affordable Housing Construction Grants and Loans pursuant to Section 24-32-721, C.R.S., line item appropriation within this division. Of the amount from the Local Government Mineral and Energy Impact Grants and Disbursements line item, an estimated \$147,537 shall be from the Local Government Severance Tax Fund created in Section 39-29-110 (1)(a)(I), C.R.S., and an estimated \$120,712 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102 (5)(a)(I), C.R.S.

~~116,208,501~~
124,208,501

(4) DIVISION OF LOCAL GOVERNMENT
(A) Local Government and Community Services

(1) Administration

Personal Services	1,481,314	620,309		695,561 ^a	165,444(I)
		(6.2 FTE)		(8.1 FTE)	(2.5 FTE)
Operating Expenses	<u>135,851</u>	46,678		25,146 ^a	64,027(I)
	1,617,165				

^a These amounts shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item appropriation within this division. Of the total, an estimated \$396,389 shall be from the Local Government Severance Tax Fund created in Section 39-29-110 (1)(a)(I), C.R.S., and an estimated \$324,318 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102 (5)(a)(I), C.R.S.

(2) Local Government Services

Conservation Trust Fund

Disbursements	58,001,099			58,001,099(I) ^a	
				(1.0 FTE)	

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Volunteer Firefighter Retirement Plans	4,660,000			4,660,000(I) ^b			
Volunteer Firefighter Death and Disability Insurance	30,000		30,000(I) ^c				
Firefighter Heart and Circulatory Malfunction Benefits	1,708,275		869,222 (0.5 FTE)			839,053 ^d	
Local Utility Management Assistance	186,879				186,879 ^e (2.0 FTE)		
Environmental Protection Agency Water/Sewer File Project	68,423						68,423(I) (0.5 FTE)
	<u>64,654,676</u>						

^a This amount is from the Conservation Trust Fund created in Section 29-21-101 (2)(a)(I), C.R.S., pursuant to Section 3 (1)(b)(I) of Article XXVII of the State Constitution. These funds are from net lottery proceeds and are included for informational purposes, as net lottery proceeds are continuously appropriated to the Department. Further, pursuant to Section 24-77-102 (17)(b)(IX), C.R.S., net lottery proceeds are not subject to the limitation on state fiscal year spending set forth in Article X, Section 20, of the State Constitution.

^b This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S. This amount is transferred from the proceeds of insurance premium taxes pursuant to Section 31-30-1112 (2)(g), C.R.S., and shall be deemed not to be an appropriation subject to the limitation on General Fund appropriations set forth in Section 24-75-201.1, C.R.S. Pursuant to Section 31-30-1112 (2)(i), C.R.S., this amount is included for informational purposes to comply with the limitation on state fiscal year spending imposed by Article X, Section 20, of the State Constitution and Section 24-77-103, C.R.S.

^c This amount is transferred from the proceeds of insurance premium taxes pursuant to Section 31-30-1112 (2)(h), C.R.S., and shall be deemed not to be an appropriation subject to the limitation on General Fund appropriations set forth in Section 24-75-201.1, C.R.S.

^d This amount shall be from the Firefighter Benefits Cash Fund created in Section 29-5-302 (11)(a), C.R.S. This fund consists of General Fund that is appropriated in this line item to the Fund for the purpose of reimbursing employers for the direct costs of maintaining authorized benefits.

^e This amount shall be from the Colorado Water Resources and Power Development Authority from money in the Water Pollution Control Revolving Fund created in Section 37-95-107.6 (1), C.R.S., and the Drinking Water Revolving Fund created in Section 37-95-107.8 (1), C.R.S.

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(3) Community Services							
Community Services Block Grant	6,000,000						6,000,000(I)
Mobile Veterans Support Unit Grant Program	21,535		21,535 (0.3 FTE)				
	<u>6,021,535</u>						
(B) Field Services							
Program Costs ⁸¹	3,513,953		348,875 (3.1 FTE)		117,227 ^a (1.0 FTE)	2,680,571 ^b (23.2 FTE)	367,280(I) (4.3 FTE)
Community Development Block Grant	5,200,000						5,200,000(I)
Local Government Mineral and Energy Impact Grants and Disbursements	90,000,000				90,000,000(I) ^c		
Local Government Limited Gaming Impact Grants	5,127,850				5,127,850(I) ^d		
Local Government Geothermal Energy Impact Grants	50,000				50,000 ^e		
Rural Economic Development Initiative Grants	780,000		780,000				
Search and Rescue Program	628,246				628,246 ^f (1.3 FTE)		
Gray and Black Market Marijuana Enforcement Grant Program	955,178				955,178 ^g (2.5 FTE)		

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
H.B. 17-1326 Crime Prevention Initiative Grants	3,000,000		3,000,000				
Appropriation to the Peace Officers Behavioral Health Support and Community Partnership Fund	2,000,000		2,000,000				
Peace Officers Mental Health Support Grant Program	6,800,000					6,800,000 ^b (1.0 FTE)	
Defense Counsel on First Appearance Grant Program	1,998,494		1,998,494 (0.5 FTE)				
Law Enforcement Community Services Grant Program	274,029				274,029 ⁱ (1.0 FTE)		
	<u>120,327,750</u>						

^a This amount shall be from the Limited Gaming Impact Account within the Local Government Limited Gaming Impact Fund created in Section 44-30-1301 (1)(a), C.R.S.

^b This amount shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item appropriation within this division. Of the total, an estimated \$1,474,314 shall be from the Local Government Severance Tax Fund created in Section 39-29-110 (1)(a)(I), C.R.S., and an estimated \$1,206,257 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102 (5)(a)(I), C.R.S.

^c Of this amount, an estimated \$49,500,000 shall be from the Local Government Severance Tax Fund created in Section 39-29-110 (1)(a)(I), C.R.S., and an estimated \$40,500,000 shall be from federal mineral leasing revenues transferred to the Local Government Mineral Impact Fund created in Section 34-63-102 (5)(a)(I), C.R.S., pursuant to Section 34-63-102 (5), C.R.S. These amounts are included for informational purposes as the Department is statutorily authorized to distribute money from these funds. As the Local Government Mineral Impact Fund consists solely of federal mineral leasing revenues, money in this fund is not subject to the limitation on state fiscal year spending set forth in Section 20 of Article X of the State Constitution.

^d This amount shall be from the fund balance in the Local Government Limited Gaming Impact Fund created in Section 44-30-1301 (1)(a), C.R.S. This amount consists of funds transferred from the Limited Gaming Fund in the Department of Revenue during the prior fiscal year pursuant to Section 44-30-701 (2)(a)(III), C.R.S., and is included for informational purposes as the Department is statutorily authorized to distribute money from this fund.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(C) Indirect Cost Assessments	759,210			152,279 ^a	533,880 ^b	73,051(I)
	193,380,336					
TOTALS PART XIII (LOCAL AFFAIRS)	\$326,106,907	\$42,895,262^a	\$4,660,000^b	\$177,117,544^c	\$18,859,595	\$82,574,506^d
	<u>\$334,142,073</u>	<u>\$42,905,697^a</u>		<u>\$185,124,684^c</u>	<u>\$18,870,987</u>	<u>\$82,580,705^d</u>

^e This amount shall be from the Geothermal Resource Leasing Fund created in Section 34-63-105 (1), C.R.S.

^f This amount shall be from the Search and Rescue Fund created in Section 33-1-112.5 (1), C.R.S.

^g This amount shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S.

^h This amount shall be from the Peace Officers Behavioral Health Support and Community Partnership Fund created in Section 24-32-3501 (7)(a), C.R.S.

ⁱ This amount shall be from the Law Enforcement Community Services Grant Program Fund created in Section 24-32-124 (5)(b), C.R.S.

^a Of this amount \$36,717(I) shall be from the Conservation Trust Fund created in Section 29-21-101 (2)(a)(I), C.R.S. pursuant to Section 3 (1)(b)(I) of Article XXVII of the State Constitution, \$36,355 shall be from the Colorado Water Resources and Power Development Authority from money in the Water Pollution Control Revolving Fund created in Section 37-95-107.6 (1), C.R.S., and the Drinking Water Revolving Fund created in Section 37-95-107.8 (1), C.R.S., \$35,112 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., \$16,006 shall be from the Search and Rescue Fund created in Section 33-1-112.5 (1), C.R.S., \$14,906 shall be from the Local Government Limited Gaming Impact Fund created in Section 44-30-1301 (1)(a), C.R.S., and \$13,183 shall be from the Law Enforcement Community Services Grant Program Fund created in Section 24-32-124 (5)(b), C.R.S.

^b This amount shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item appropriation within this division. Of this amount, an estimated \$293,634 shall be from the Local Government Severance Tax Fund created in Section 39-29-110 (1)(a)(I), C.R.S., and an estimated \$240,246 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102 (5)(a)(I), C.R.S.

^a Of this amount, \$30,000 contains an (I) notation. This amount is included for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20, of the State Constitution. As this amount is continuously appropriated by a permanent statute or constitutional provision, it is not subject to the limitation on General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

APPROPRIATION FROM

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

^b This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S., and contains an (I) notation. This amount is included for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20, of the State Constitution. As this amount is continuously appropriated by a permanent statute or constitutional provision, it is not subject to the limitation on General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

^c Of this amount, \$154,063,934 contains an (I) notation.

^d This amount contains an (I) notation.

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

77 Department of Local Affairs, Executive Director's Office, Administration, Moffat Tunnel Improvement District -- It is the General Assembly's intent that the Department continue its current practice of retaining lease payment revenues in the Moffat Tunnel Cash Fund and suspending distribution payments to Improvement District counties because this practice ensures that funds remain available to cover any potential Improvement District Liabilities related to the Tunnel and any costs related to studies or other actions that need to occur prior to the expiration of the lease with Union Pacific Railroad in 2025 in order to protect the interests of the Improvement District and the State.

78 Department of Local Affairs, Division of Housing -- It is the General Assembly's intent that the Department target state General Fund appropriations for affordable housing to projects and clients that can be reasonably expected to reduce other State costs. It is the General Assembly's further intent that the Department prioritize State-funded rental assistance for the following populations: Medicaid clients who are transitioning from a nursing home or long-term care facility; clients transitioning from a State Mental Health Institute or a State-funded behavioral healthcare facility; and clients transitioning from the Department of Corrections, the Division of Youth Services in Department of Human Services, or a county jail.

79 Department of Local Affairs, Division of Housing, Community and Non-Profit Services, Community Services, Low Income Rental Subsidies; Field Services, Affordable Housing Construction Grants and Loans pursuant to Section 24-32-721, C.R.S.; and Housing Assistance for Persons Transitioning from the Criminal or Juvenile Justice Systems -- It is the General Assembly's intent that the Department record expenditures for rental vouchers issued by the Division of Housing within the Low Income Rental Subsidies line item.

~~79a Department of Local Affairs, Division of Housing, Field Services, Manufactured Buildings Program -- The Department may spend up to 115.0 percent of the cash funds amount appropriated for this purpose in the 2022-23 fiscal year. It is the General Assembly's intent to revisit this policy during the 2023 legislative session.~~

79a DEPARTMENT OF LOCAL AFFAIRS, DIVISION OF HOUSING, COMMUNITY AND NON-PROFIT SERVICES, COMMUNITY SERVICES, LOW INCOME RENTAL SUBSIDIES -- OF THIS APPROPRIATION, \$8,000,000 CASH FUNDS APPROPRIATED FROM THE REVENUE LOSS RESTORATION CASH FUND REMAIN AVAILABLE FOR EXPENDITURE UNTIL THE CLOSE OF THE 2023-24 STATE FISCAL YEAR. IT IS THE GENERAL ASSEMBLY'S INTENT THAT \$8,000,000 CASH FUNDS APPROPRIATED FROM THE REVENUE

APPROPRIATION FROM

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

LOSS RESTORATION CASH FUND BE USED TO PROVIDE EMERGENCY RENTAL ASSISTANCE THROUGH THE COLORADO EMERGENCY RENTAL ASSISTANCE PROGRAM ADMINISTERED BY THE DEPARTMENT OF LOCAL AFFAIRS. BECAUSE THE ORIGINAL SOURCE OF \$8,000,000 CASH FUNDS APPROPRIATED FROM THE REVENUE LOSS RESTORATION CASH FUND IS FEDERAL FUNDS RECEIVED UNDER THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021" AND IT IS NOT REASONABLE TO INTERPRET SECTION 29-32-106, C.R.S., TO REQUIRE THE CALCULATION OF THE AMOUNT OF AN ONGOING MAINTENANCE OF EFFORT OBLIGATION TO INCLUDE APPROPRIATIONS MADE FROM ONE-TIME RECEIPTS OF FEDERAL FUNDS, IT IS THE GENERAL ASSEMBLY'S FURTHER INTENT THAT \$8,000,000 CASH FUNDS APPROPRIATED FROM THE REVENUE LOSS RESTORATION CASH FUND NOT BE COUNTED AS "APPROPRIATIONS FOR AFFORDABLE HOUSING PROGRAMS AS OF STATE FISCAL YEAR 2022-23" FOR THE PURPOSE OF DETERMINING THE AMOUNT OF THE MAINTENANCE OF EFFORT REQUIRED BY SECTION 29-32-106, C.R.S.

- 80 Department of Local Affairs, Division of Housing, Field Services, Affordable Housing Program Costs; and Affordable Housing Construction Grants and Loans pursuant to Section 24-32-721, C.R.S. -- It is the General Assembly's intent that appropriations for State administration of affordable housing construction grants and loans, including administration funding authorized pursuant to Section 24-32-721(3)(b), C.R.S., be expended in the Affordable Housing Program Costs line item.
- 80a DEPARTMENT OF LOCAL AFFAIRS, DIVISION OF HOUSING, FIELD SERVICES, MANUFACTURED BUILDINGS PROGRAM -- THE DEPARTMENT MAY SPEND UP TO 115.0 PERCENT OF THE CASH FUNDS AMOUNT APPROPRIATED FOR THIS PURPOSE IN THE 2022-23 FISCAL YEAR. IT IS THE GENERAL ASSEMBLY'S INTENT TO REVISIT THIS POLICY DURING THE 2023 LEGISLATIVE SESSION.
- 81 Department of Local Affairs, Division of Local Government, Field Services, Program Costs -- It is the General Assembly's intent that \$462,500 of the reappropriated funds in this line item appropriation be used for the Colorado Main Street Program.

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.

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