

CHAPTER 503

APPROPRIATIONS

HOUSE BILL 24-1189

BY REPRESENTATIVE(S) Bird, Sirota, Taggart, Amabile, Brown, Froelich, Hamrick, Jodeh, Joseph, Lieder, Lindstedt, Marshall, Mauro, Ricks, Snyder, Vigil, Young, McCluskie;
also SENATOR(S) Zenzinger, Bridges, Kirkmeyer, Priola.

AN ACT

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF LABOR AND EMPLOYMENT.

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

SECTION 1. Appropriation to the department of labor and employment for the fiscal year beginning July 1, 2023. In Session Laws of Colorado 2023, section 2 of chapter 474, (SB 23-214), **amend** Part X 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.

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

**PART X
DEPARTMENT OF LABOR AND EMPLOYMENT**

(1) EXECUTIVE DIRECTOR'S OFFICE

Personal Services	11,253,336
	(111.2 FTE)
Health, Life, and Dental	26,225,525
Short-term Disability	191,265
S.B. 04-257 Amortization Equalization Disbursement	6,417,922
S.B. 06-235 Supplemental Amortization Equalization Disbursement	6,417,922
Salary Survey	7,435,471
PERA Direct Distribution	352,149
Temporary Employees Related to Authorized Leave	371,656
Workers' Compensation	547,996

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APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM			
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS
	\$	\$	\$	\$	\$	\$
Operating Expenses	1,895,558					
Legal Services	1,741,252					
Payment to Risk Management and Property Funds	288,946 592,487					
Vehicle Lease Payments	255,706					
Leased Space	7,734,547					
Capitol Complex Leased Space	41,377					
Payments to OIT	32,156,122 31,111,631					
IT Accessibility	3,481,855 (1.0 FTE)					
CORE Operations	340,070					
Utilities	260,309					
Information Technology Asset Maintenance	218,626					
Statewide Indirect Cost Assessment	1,413,027					

Appropriation to the Immigration Legal Defense Fund	348,653 (0.1 FTE)					
State Apprenticeship Agency	785,498 (8.0 FTE)					
Office of New Americans	201,631 (1.4 FTE)					
	<hr/>	110,376,419	14,440,376	50,583,250 ^a	1,414,911 ^b	43,937,882(I)
		109,635,469	14,343,468	50,243,667 ^a	1,405,432 ^b	43,642,902(I)

^a Of this amount, an estimated ~~\$19,810,009~~ \$19,716,526 shall be from the Employment Support Fund created in Section 8-77-109 (1)(b), C.R.S., ~~\$9,992,907~~ \$9,968,244 shall be from the Workers' Compensation Cash Fund created in Section 8-44-112 (7)(a), C.R.S., ~~\$4,090,616~~ \$3,945,054 (I) shall be from the Family and Medical Leave Insurance Fund created in Section 8-13.3-518 (1), C.R.S., which is continuously appropriated pursuant to Section 8-13.3-518 (1) C.R.S., and is included for informational purposes only, ~~\$3,668,163~~ \$3,661,948 shall be from the Petroleum Storage Tank Fund created in Section 8-20.5-103 (1), C.R.S., ~~\$1,894,452~~ \$1,883,954 shall be from the Unemployment Revenue Fund created in Section 8-77-106 (1), C.R.S., ~~\$743,261~~ \$741,164 shall be from the Boiler Inspection Fund created in Section 9-4-109 (4), C.R.S., ~~\$482,664~~ \$480,412 shall be from the Major Medical Insurance Fund created in Section 8-46-202 (1)(a), C.R.S., ~~\$367,084~~ \$364,497 shall be from the Subsequent Injury Fund created in Section 8-46-101 (1)(b)(I), C.R.S., \$101,961 shall be from the Wage Theft Enforcement Fund created in Section 8-4-113 (3)(a), C.R.S., and ~~\$9,432,133~~ \$9,379,905 shall be from various sources of cash funds. Of the amount from the Major Medical Insurance Fund, \$15,006 (I) is for Legal Services and is included for informational purposes only because money in the Major Medical Insurance Fund is continuously appropriated for payment of legal fees pursuant to Section 8-46-202 (1)(c), C.R.S. Of the amount from the Subsequent Injury Fund, \$10,986 (I) is for Legal Services and is included for informational purposes only because money in the Subsequent Injury Fund is continuously appropriated for payment of legal fees pursuant to Section 8-46-101 (4)(b), C.R.S.

^b Of this amount, ~~\$1,413,027~~ \$1,403,548 shall be from statewide indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S., and \$1,884 shall be from the Mobile Sources Local Grants line item and the Stationary Sources Local Contracts line item in the Department of Public Health and Environment.

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(2) DIVISION OF UNEMPLOYMENT INSURANCE						
Program Costs	76,527,050 (496.7 FTE)			15,828,543 ^a		60,698,507(I)
^a Of this amount, it is estimated that \$10,457,137 shall be from the Employment Support Fund created in Section 8-77-109 (1)(b), C.R.S., \$5,170,682 shall be from the Unemployment Revenue Fund created in Section 8-77-106 (1), C.R.S., and \$200,724 shall be from various sources of cash funds.						
(3) DIVISION OF EMPLOYMENT AND TRAINING						
State Operations and Program Costs	7,504,459 (108.7 FTE)	128,764 (1.8 FTE)		3,816,269 ^a		3,559,426(I)
One-stop Workforce Center Contracts	20,929,564			9,897,639 ^a		11,031,925(I) (36.0 FTE)
Trade Adjustment Act Assistance	2,000,000					2,000,000(I)
Workforce Innovation and Opportunity Act	26,655,260					26,655,260(I) (51.2 FTE)
Workforce Development Council	1,432,612	856,933		25,091 ^a	550,588 ^b	

	(12.5 FTE)			
Workforce Improvement Grants	1,000,000			1,000,000(I)
Veterans Service-to-Career Program	500,000		500,000 ^c	
Hospitality Education Grant Program	416,193	416,193		
		(0.5 FTE)		
Employment Support and Job Retention Services Program Cash Fund	250,000	250,000		
Employment Support and Job Retention Services Program	250,000			250,000 ^d
Just Transition Office	393,332	377,724	15,608 ^a	
		(3.5 FTE)		
	<u>61,331,420</u>			

^a Of these amounts, \$13,499,100 shall be from the Employment Support Fund created in Section 8-77-109 (1)(b), C.R.S., \$93,604 shall be from the SPARC Program Fund created in Section 24-46.3-505 (1), C.R.S., \$15,608 shall be from the Just Transition Cash Fund created in Section 3-83-503 (1), C.R.S, and \$146,295 shall be from various sources of cash funds.

^b This amount shall be from a portion of the federal administrative money available to mandatory and additional one-stop partners, pursuant to Section 24-46.3-101 (8), C.R.S., and includes amounts transferred from the Workforce Innovation and Opportunity Act line item in this department to the Community Services Block Grant line item in the Department of Local Affairs, the Workforce Development Council line item from the Temporary Assistance for Needy Families Block Grant in the Department of Human Services, and the Appropriated Sponsored Programs line item in the Department of Education.

^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 Employment Support and Job Retention Services Program Cash Fund created in Section 8-83-406 (1)(a), C.R.S.

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(4) DIVISION OF LABOR STANDARDS AND STATISTICS							
(A) Labor Standards							
Program Costs	6,350,157		2,749,508		3,600,649 ^a		
	(68.3 FTE)						
	<u>6,350,157</u>						
^a Of this amount, \$3,155,180 shall be from the Employment Support Fund created in Section 8-77-109 (1)(b), C.R.S., and \$445,469 shall be from the Wage Theft Enforcement Fund created in created in Section 8-4-113 (3)(a), C.R.S.							
(B) Labor Market Information							
Program Costs	3,491,912						3,491,912(I)
							(30.3 FTE)
		9,842,069					
(5) DIVISION OF OIL AND PUBLIC SAFETY							
Personal Services	6,168,144		143,157		5,441,269 ^a	19,318 ^b	564,400(I)
					(70.0 FTE)		
Operating Expenses	807,373		16,040		646,312 ^a		145,021(I)

Underground Damage Prevention Safety Commission	134,867	114,867 (1.5 FTE)	20,000 ^a
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	7,110,384		

^a Of these amounts, \$3,665,776 shall be from the Petroleum Storage Tank Fund created in Section 8-20.5-103 (1), C.R.S., \$1,229,680 shall be from the Boiler Inspection Fund created in Section 9-4-109 (4), C.R.S., \$673,369 shall be from the Conveyance Safety Fund created in Section 9-5.5-111 (2)(b), C.R.S., \$20,000 shall be from the Damage Prevention Fund created in Section 9-1.5-104.7 (1), C.R.S., and \$518,756 shall be from various sources of cash funds.

^b This amount shall be from the Mobile Sources Local Grants line item and the Stationary Sources Local Contracts line item in the Department of Public Health and Environment.

(6) DIVISION OF WORKERS' COMPENSATION

(A) Workers' Compensation

Personal Services	8,572,813	8,572,813 ^a (95.0 FTE)
Operating Expenses	659,145	659,145 ^a
Administrative Law Judge Services	3,561,452	3,561,452 ^a
Physicians Accreditation	120,000	120,000(I) ^b
Utilization Review	35,000	35,000(I) ^c
Immediate Payment	1,000	1,000(I) ^d
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	12,949,410	

^a Of these amounts, \$12,183,755 shall be from the Workers' Compensation Cash Fund created in Section 8-44-112 (7)(a), C.R.S., and \$609,655 shall be from various sources of cash funds.

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

^b This amount shall be from the Physicians Accreditation Program Cash Fund created in Section 8-42-101 (3.6)(l), C.R.S. Money in the Physicians Accreditation Program Cash Fund is continuously appropriated pursuant to Section 8-42-101 (3.6)(l), C.R.S., and is included for informational purposes only.

^c This amount shall be from the Utilization Review Cash Fund created in Section 8-43-501 (2)(a), C.R.S. Money in the Utilization Review Cash Fund is continuously appropriated, pursuant to Section 8-43-501 (2)(a), C.R.S., and is included for informational purposes only.

^d This amount shall be from the Immediate Payment Fund created in Section 8-44-206 (3)(b)(l), C.R.S. Money in the Immediate Payment Fund is continuously appropriated pursuant to Section 8-44-206 (3)(b)(l), C.R.S., and is included for informational purposes only.

(B) Major Medical Insurance and Subsequent Injury Funds

Personal Services	1,542,342	1,542,342 ^a
		(16.0 FTE)
Operating Expenses	88,324	88,324 ^a
Major Medical Benefits	6,000,000	6,000,000(1) ^b
Subsequent Injury Benefits	2,000,000	2,000,000(1) ^c
Medical Disaster	1,000	1,000(1) ^d
	<u>9,631,666</u>	

^a Of these amounts, an estimated \$1,295,681 shall be from the Major Medical Insurance Fund created in Section 8-46-202 (1)(a), C.R.S., and an estimated \$334,985 shall be from the Subsequent Injury Fund created in Section 8-46-101 (1)(b)(l), C.R.S.

^b This amount shall be from the Major Medical Insurance Fund created in Section 8-46-202 (1)(a), C.R.S. Money in the Major Medical Insurance Fund is continuously appropriated for payment of benefits pursuant to Section 8-46-202 (1)(c), C.R.S., and is included for informational purposes only.

^c This amount shall be from the Subsequent Injury Fund created in Section 8-46-101 (1)(b)(I), C.R.S. Money in the Subsequent Injury Fund is continuously appropriated for payment of benefits pursuant to Section 8-46-101 (4)(b), C.R.S., and is included for informational purposes only.

^d This amount shall be from the Medical Disaster Insurance Fund created in Section 8-46-302 (1), C.R.S. Money in the Medical Disaster Insurance Fund is continuously appropriated for payment of benefits pursuant to Section 8-46-303 (2), C.R.S., and is included for informational purposes only.

22,581,076

(7) DIVISION OF VOCATIONAL REHABILITATION AND INDEPENDENT LIVING SERVICES

(A) Vocational Rehabilitation Programs⁷⁰

Personal Services ⁷¹	18,488,806	3,999,300(M)	14,489,506*
	18,779,550	4,062,682	14,716,868(I) ^a
	(223.7 FTE)		
	(227.7 FTE)		
Operating Expenses	2,539,404		540,893(I) ^b 1,998,511(I) ^a
Administrative Law			
Judge Services ⁷¹	36,524	9,915(M)	26,609(I) ^a
Vocational Rehabilitation			
Services ^{71,72}	17,007,172	1,143,950	3,821,251(I) ^b 12,041,971(I) ^a
School to Work			
Alliance Program	25,419,022		17,269,139(I) ^b 8,149,883(I) ^c
Vocational Rehabilitation			
Mental Health Services	1,748,180		372,363(I) ^b 1,375,817(I) ^c
Business Enterprise			
Program for People			
Who Are Blind	1,609,410	338,935 ^d	1,270,475(I) ^c
	(6.0 FTE)		

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Business Enterprise Program - Program Operated Stands, Repair Costs, and Operator Benefits	500,000			500,000 ^d		
Federal Social Security Reimbursements	2,400,000					2,400,000(I) ^e
Older Blind Grants	362,000					362,000(I)
Employment First Initiatives ⁷³	577,959 287,215 (5.8 FTE) (1.8 FTE)	350,597(M) 287,215				227,362^e
	<u>70,688,477</u> 70,688,477					

^a These amounts shall be from Section 110 and Section ~~203~~ 603 vocational rehabilitation funds.

^b Of these amounts, an estimated \$21,631,283 shall be transferred from the State Share of Districts Total Program Funding line item of the School District Operations Division in the Department of Education on behalf of school districts, and an estimated \$372,363 shall be from the Mental Health Community Programs line item within the Community-based Mental Health Services section of the Department of Human Services.

^c These amounts shall be from Section 110 vocational rehabilitation funds.

^d These amounts shall be from the Business Enterprise Program Cash Fund created in Section 8-84-208, C.R.S.

^e This amount reflects estimated payments from the federal Social Security Administration based on costs incurred for individuals who have received vocational rehabilitation services.

(B) Office of Independent Living Services

Program Costs	250,760	250,760		
		(4.0 FTE)		
Independent Living Services ⁷²	<u>6,980,591</u>	6,604,239	37,635(I) ^a	338,717(I) ^b
	7,231,351			

^a This amount shall be from local recipients of Independent Living Grants. The (I) and (L) notation apply to this amount.

^b This amount reflects federal funds anticipated to be received for state independent living grants.

77,919,828

(8) DIVISION OF FAMILY AND MEDICAL LEAVE INSURANCE

Program Costs	38,365,749	38,365,749(I) ^a	
	<u>38,365,749</u>	(352.0 FTE)	

^a This amount shall be from the Family and Medical Leave Insurance Fund created in Section 8-13.3-518 (1), C.R.S. Money in the Family and Medical Leave Insurance Fund is continuously appropriated pursuant to Section 8-13.3-518 (1) C.R.S., and is included for informational purposes only.

Appropriations

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
TOTALS PART X (LABOR AND EMPLOYMENT)	\$404,053,995	\$31,852,323		\$152,198,025 ^a	\$24,238,463 ^b	\$195,765,184 ^c
	<u>\$403,313,045</u>	<u>\$31,755,415</u>		<u>\$151,858,442^a</u>	<u>\$24,228,984^b</u>	<u>\$195,470,204^c</u>

^a Of this amount, ~~\$50,676,992~~ \$50,531,430 contains an (I) notation and \$37,635 contains an (L) notation.

^b Of this amount, \$5,201,819 contains an (I) notation.

^c Of this amount, ~~\$180,113,954~~ \$180,068,974 contains an (I) notation.

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

70 Department of Labor and Employment, Division Of Vocational Rehabilitation and Independent Living Services, Vocational Rehabilitation Programs -- In addition to the transfer authority provided in Section 24-75-108, C.R.S., the Department may transfer up to 15.0 percent of the total appropriation among the following line items in this section: Personal Services, Operating Expenses, Vocational Rehabilitation Services, School to Work Alliance Program, and Vocational Rehabilitation Mental Health Services.

71 Department of Labor and Employment, Division of Vocational Rehabilitation and Independent Living Services, Vocational Rehabilitation Programs, PERSONAL SERVICES, ADMINISTRATIVE LAW JUDGE SERVICES, AND Vocational Rehabilitation Services, -- Amounts in this line item are calculated based on the assumed federal match rate of 78.7 percent federal funds to 21.3 percent non-federal funds and are assumed to be demonstrated on a federal fiscal year basis.

- 72 Department of Labor and Employment, Division of Vocational Rehabilitation and Independent Living Services, Vocational Rehabilitation Programs, Vocational Rehabilitation Services; and Office of Independent Living Services, Independent Living Services -- In addition to the transfer authority provided in Section 24-75-108, C.R.S., if authorized by an independent living center based on a cooperative agreement between the independent living center and the Division of Vocational Rehabilitation, the Department may transfer General Fund from the Independent Living Services line item to the Vocational Rehabilitation Services line item, in an amount agreed upon between the two entities, for the purpose of drawing down federal funds for the provision of vocational rehabilitation services.
- 73 Department of Labor and Employment, Division Of Vocational Rehabilitation and Independent Living Services, Vocational Rehabilitation Programs, Employment First Initiatives -- Of this appropriation, \$40,000 General Fund remains available until the close of the 2024-25 state fiscal year.

SECTION 2. Appropriation to the department of labor and employment for the fiscal year beginning July 1, 2022. In Session Laws of Colorado 2022, amend section 20 (2) of chapter 357, (SB 22-140), as follows:

Section 20. **Appropriation.** (2) Any money appropriated in this subsection (1) not expended prior to July 1, 2023, is further appropriated to the department for the 2023-24 state fiscal year for the same ~~purpose~~ PURPOSE; AND ANY MONEY APPROPRIATED IN SUBSECTIONS (1)(a) AND (1)(b) NOT EXPENDED PRIOR TO JULY, 1, 2024, IS FURTHER APPROPRIATED TO THE DEPARTMENT FOR THE 2024-25 STATE FISCAL YEAR FOR THE SAME PURPOSE.

SECTION 3. Safety clause. The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for the support and maintenance of the departments of the state and state institutions.

Approved: February 27, 2024