

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.



SENATE BILL 25-088

BY SENATOR(S) Bridges, Amabile, Roberts;
also REPRESENTATIVE(S) Bird, Sirota, Taggart, Duran, Espenoza,
Joseph, Phillips, Valdez, Woodrow, McCluskie.

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF
AGRICULTURE.

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

SECTION 1. Appropriation to the department of agriculture for the fiscal year beginning July 1, 2024. In Session Laws of Colorado 2024, section 2 of chapter 519, (HB 24-1430), **amend** Part I 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 I							
DEPARTMENT OF AGRICULTURE							
(1) COMMISSIONER'S OFFICE AND ADMINISTRATIVE SERVICES							
Personal Services	3,244,429		1,041,571			2,086,365 ^a	116,493(I)
	(21.5 FTE)						
Health, Life, and Dental	4,749,937		1,787,464		2,957,398^b	5,075^a	
			1,495,310		2,902,746 ^b		351,881(I)
Short-term Disability	46,321		20,116		26,120^b	85^a	
			14,219		28,584 ^b		3,518(I)
Unfunded Liability							
Amortization Equalization							
Disbursement Payments	3,084,349		1,337,308		1,746,957^b		84(I)
			944,247		1,905,597 ^b	1 ^a	234,504(I)
Paid Family and Medical							
Leave Insurance	138,796		51,367		87,424^b		4(I)
			42,491		85,752 ^b		10,553(I)
Salary Survey	1,163,190		486,213		676,977^b		
	931,842		271,781		587,128 ^b		72,933(I)
Step Pay	1,776,869		746,285		1,030,584^b		
	2,008,216		531,162		1,330,245 ^b		146,809(I)
PERA Direct Distribution	507,289		213,061		294,228 ^b		
Shift Differential	55,265		1,139		53,179 ^b	8 ^a	939(I)
Temporary Employees							
Related to Authorized Leave	41,536				41,536 ^b		
Workers' Compensation	299,675		59,270		240,405 ^b		
Operating Expenses ¹	603,274		340,132			262,192 ^a	950(I)
Legal Services	1,002,945		291,848		711,097 ^b		

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Administrative Law Judge Services	704				704 ^b		
Payment to Risk Management and Property Funds	418,801		253,906		164,895 ^b		
Annual Depreciation-Lease Equivalent Payment	461,617				461,617 ^b		
Vehicle Lease Payments	457,173 506,605		237,058 262,692		214,933^b 238,171 ^b		5,182(I) 5,742(I)
Information Technology Asset Maintenance	42,041		42,041				
Leased Space	19,301				19,301 ^b		
Office Consolidation COP	529,063				529,063 ^b		
Payments to OIT	3,707,601 3,449,518		2,355,810 2,191,824		1,351,791^b 1,257,694 ^b		
Digital Trunk Radio Payments	27,984		18,190		9,794 ^b		
CORE Operations	42,721		5,827		32,257 ^b	4,637 ^a	
Utilities	240,000		50,000			190,000 ^a	
Agrivoltaic Grants	500,000		500,000				
Agriculture Management Fund	2,048,914				2,048,914 ^c (2.0 FTE)		
Indirect Cost Assessment	<u>206,588</u>				206,588 ^c		
		25,416,382					
		25,207,731					

^a An estimated ~~\$2,125,436~~ \$2,120,277 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 an estimated \$422,926 shall be from statewide indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S.

APPROPRIATION FROM

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

^b Of these amounts, an estimated ~~\$3,142,721~~ \$3,198,758 shall be from the Brand Inspection Fund created in Section 35-41-102 (1), C.R.S., an estimated ~~\$1,708,817~~ \$1,721,175 shall be from the Plant Health, Pest Control, and Environmental Protection Cash Fund created in Section 35-1-106.3 (1), C.R.S., an estimated ~~\$706,306~~ \$711,422 shall be from the Colorado State Fair Authority Cash Fund created in Section 35-65-107 (1), C.R.S., an estimated ~~\$649,497~~ \$655,896 shall be from the Inspection and Consumer Services Cash Fund created in Section 35-1-106.5 (1), C.R.S., an estimated ~~\$601,963~~ \$606,883 shall be from the Agricultural Products Inspection Cash Fund created in Section 35-23-114 (3)(a), C.R.S., an estimated ~~\$579,534~~ \$586,591 shall be from the Agriculture Management Fund created in Section 35-1-106.9, C.R.S., an estimated ~~\$354,978~~ \$356,096 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., an estimated ~~\$61,663~~ \$62,304 shall be from the Pet Animal Care and Facility Fund created in Section 35-80-116, C.R.S., an estimated \$12,242(I) shall be from the Agriculture Value-added Cash Fund created in Section 35-75-205 (1), C.R.S., which amount is included for informational purposes only, an estimated \$6,708 shall be from the Alternative Livestock Farm Cash Fund created in Section 35-41.5-116, C.R.S., an estimated ~~\$6,704(I)~~ \$6,911(I) shall be from the Colorado Wine Industry Development Fund created in Section 35-29.5-105 (1), C.R.S., which amount is included for informational purposes only, an estimated \$1,624(I) shall be from the Veterinary Vaccine and Service Fund created in Section 35-50-106 (1), C.R.S., which amount is included for informational purposes only, an estimated \$1,438 shall be from the Aquaculture Cash Fund created in Section 35-24.5-111, C.R.S., and an estimated ~~\$2,816,065~~ \$2,965,945 shall be from various sources of cash funds.

^c These amounts shall be from the Agriculture Management Fund created in Section 35-1-106.9, C.R.S.

(2) AGRICULTURAL SERVICES

Animal Industry Division	3,888,922 (27.0 FTE)	3,305,737		405,925 ^a		177,260(I)
Plant Industry Division	7,370,235 (59.3 FTE)	546,768		6,021,611 ^b		801,856(I)
Inspection and Consumer Services Division	5,975,227 (58.0 FTE)	1,366,041		4,209,343 ^c	84,000 ^d	315,843(I)
Conservation Services Division ²	5,464,393 (22.6 FTE)	1,867,033		2,071,056 ^e	700,000 ^f	826,304(I)
Appropriation to the Noxious Weed Management Fund	700,000	700,000				
Lease Purchase Lab Equipment	99,360			99,360 ^g		
Indirect Cost Assessment	<u>1,686,424</u>			1,375,852 ^g		310,572(I)
	25,184,561					

APPROPRIATION FROM

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

^a Of this amount, an estimated \$335,318(I) shall be from the Veterinary Vaccine and Service Fund created in Section 35-50-106 (1), C.R.S., which amount is included for informational purposes only, an estimated \$10,000 shall be from the Animal Protection Fund created in Section 35-42-113 (1), C.R.S., an estimated \$5,000 shall be from the Aquaculture Cash Fund created in Section 35-24.5-111, C.R.S., an estimated \$5,000(I) shall be from the Diseased Livestock Indemnity Fund created in Section 35-50-114 (3), C.R.S., which amount is included for informational purposes only, an estimated \$5,000(I) shall be from the Cervidae Disease Revolving Fund created in Section 35-50-115 (1)(a), C.R.S., which amount is included for informational purposes only, and an estimated \$45,607 shall be from various sources of cash funds.

^b Of this amount, an estimated \$3,571,460 shall be from the Plant Health, Pest Control, and Environmental Protection Cash Fund created in Section 35-1-106.3 (1), C.R.S., \$1,079,677 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., an estimated \$1,035,220 shall be from the Industrial Hemp Registration Program Cash Fund created in Section 35-61-106 (1), C.R.S., an estimated \$16,124 shall be from the Emergency Invasive Pest Control Fund created in Section 35-1-106.4 (1), C.R.S., an estimated \$5,000 shall be from the Seed Potato Cash Fund created in Section 35-27.3-111, C.R.S., and an estimated \$314,130 shall be from various sources of cash funds.

^c Of this amount, an estimated \$2,956,981 shall be from the Inspection and Consumer Services Cash Fund created in Section 35-1-106.5 (1), C.R.S., an estimated \$725,427 shall be from the Pet Animal Care and Facility Fund created in Section 35-80-116, C.R.S., an estimated \$170,000 shall be from the Plant Health, Pest Control, and Environmental Protection Cash Fund created in Section 35-1-106.3 (1), C.R.S., \$167,518 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., and an estimated \$189,417 shall be from various sources of cash funds.

^d This amount shall be from the Department of Public Health and Environment from the Clean Water Program Costs line item appropriation in the Clean Water Program subdivision in the Water Quality Control Division.

^e Of this amount, an estimated \$1,423,800 shall be from the Plant Health, Pest Control, and Environmental Protection Cash Fund created in Section 35-1-106.3 (1), C.R.S., an estimated \$500,000(I) shall be from the Agriculture Value-added Cash Fund created in Section 35-75-205 (1), C.R.S., which amount is included for informational purposes only, an estimated \$15,000 shall be from the Noxious Weed Management Fund created in Section 35-5.5-116 (1), C.R.S., and an estimated \$132,256 shall be from various sources of cash funds.

^f This amount shall be transferred from the appropriation to the Noxious Weed Management Fund line item within this section. This amount shall be from the Noxious Weed Management Fund created in Section 35-5.5-116 (1), C.R.S.

^g Of these amounts, an estimated \$402,318 shall be from the Plant Health, Pest Control, and Environmental Protection Cash Fund created in Section 35-1-106.3 (1), C.R.S., an estimated \$374,521 shall be from the Inspection and Consumer Services Cash Fund created in Section 35-1-106.5 (1), C.R.S., \$214,346 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., an estimated \$98,062 shall be from the Pet Animal Care and Facility Fund created in Section 35-80-116, C.R.S., an estimated \$64,645 shall be from the Industrial Hemp Registration Program Cash Fund created in Section 35-61-106 (1), C.R.S., an estimated \$44,575(I) shall be from the Veterinary Vaccine and Service Fund created in Section 35-50-106 (1), C.R.S., and an estimated \$276,745 shall be from various sources of cash funds.

(3) AGRICULTURAL MARKETS DIVISION

(A) Agricultural Markets

Program Costs ³	2,206,079	1,245,398 (6.4 FTE)	32,451 ^a	928,230(I)
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Wine Promotion Board	574,246				574,246(I) ^b (1.5 FTE)		
Agriculture Workforce Development Program ^{4,5}	660,261		360,261 (1.0 FTE)		300,000 ^c		
Indirect Cost Assessment Community Food Access Program	46,016 172,238			172,238 (2.0 FTE)	28,290(I) ^b		17,726(I)
	<u>3,658,840</u>						

^a This amount shall be from various sources of cash funds within the Department.

^b These amounts shall be from the Colorado Wine Industry Development Fund created in Section 35-29.5-105 (1), C.R.S., which amount is included for informational purposes as the fund is continuously appropriated pursuant to Section 35-29.5-105 (1), C.R.S.

^c This amount shall be from the Agriculture Management Fund created in Section 35-1-106.9, C.R.S.

(B) Agricultural Products Inspection

Program Costs	2,538,757		138,379		2,400,378 ^a (34.5 FTE)		
Indirect Cost Assessment	<u>158,852</u>				158,852 ^a		
	2,697,609						

^a These amounts shall be from the Agricultural Products Inspection Cash Fund created in Section 35-23-114 (3)(a), C.R.S.

6,356,449

(4) BRAND BOARD

Brand Inspection	5,429,025				5,429,025 ^a (59.0 FTE)		
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Alternative Livestock	15,355				15,355 ^b		
Brand Estray Fund	40,000				40,000(I) ^c		
Indirect Cost Assessment	<u>284,644</u>				284,644 ^d		
		5,769,024					

^a This amount shall be from the Brand Inspection Fund created in Section 35-41-102 (1), C.R.S.

^b This amount shall be from the Alternative Livestock Farm Cash Fund created in Section 35-41.5-116, C.R.S.

^c This amount shall be from the Estray Fund created in Section 35-41-102 (1), C.R.S., and is included for informational purposes as the fund is continuously appropriated pursuant to Section 35-41-102 (1), C.R.S.

^d Of this amount, an estimated \$272,776 shall be from the Brand Inspection Fund created in Section 35-41-102 (1), C.R.S., an estimated \$5,656 shall be from the Alternative Livestock Farm Cash Fund created in Section 35-41.5-116, C.R.S., and an estimated \$5,357(I) shall be from the Estray Fund created in Section 35-41-102 (1), C.R.S., which amount is included for informational purposes only, and an estimated \$855 shall be from various sources of cash funds.

(5) COLORADO STATE FAIR

Program Costs	10,162,085		450,000		9,712,085 ^a (26.9 FTE)		
FFA and 4H Funding	550,000		250,000		300,000 ^b		
State Fair Facilities							
Maintenance	429,492		300,000		129,492 ^a		
Indirect Cost Assessment	<u>165,838</u>				165,838 ^a		
		11,307,415					

^a These amounts shall be from the Colorado State Fair Authority Cash Fund created in Section 35-65-107 (1), C.R.S.

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

(6) CONSERVATION BOARD

Program Costs	526,251		526,251		(5.2 FTE)		
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Distributions to Soil							
Conservation Districts	483,767		483,767				
Matching Grants to Districts	675,000		225,000		450,000 ^a		
Salinity Control Grants	506,781						506,781(I)
Appropriation to the Conservation District Grant Fund	<u>450,000</u>				450,000 ^b		
		2,641,799					

^a Of this amount, an estimated \$350,000(I) shall be from the Conservation District Grant Fund created in Section 35-1-106.7 (1), C.R.S., which amount is included for informational purposes only, and an estimated \$100,000 shall be from the Agriculture Management Fund created in Section 35-1-106.9, C.R.S.

^b This amount shall be from the Severance Tax Operational Fund created in Section 39-29-109 (2)(b), C.R.S.

**TOTALS PART I
(AGRICULTURE)**

	<u>\$76,675,630</u>	<u>\$21,775,479</u>	<u>\$47,559,565^a</u>	<u>\$3,332,362</u>	<u>\$4,008,224^b</u>
	<u>\$76,466,979</u>	<u>\$20,507,584</u>	<u>\$47,803,298^a</u>	<u>\$3,327,203</u>	<u>\$4,828,894^b</u>

^a Of this amount, ~~\$1,908,356~~ \$1,908,563 contains an (I) notation.

^b This amount contains an (I) notation.

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

- 1 Department of Agriculture, Commissioner's Office and Administrative Services, Operating Expenses -- It is the General Assembly's intent that \$207,099 General Fund of this appropriation be used for the implementation of a Human Resources and Business Operations solution within OnBase. This appropriation remains available for expenditure until the completion of the project or the close of the 2026-27 state fiscal year, whichever comes first.
- 2 Department of Agriculture, Agricultural Services, Conservation Services Division -- It is the General Assembly's intent that \$500,000 General Fund of this appropriation be disbursed for grants for renewable energy and energy efficiency projects. This appropriation remains available until the close of the 2026-27 state fiscal year.

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
<u>3</u>	Department of Agriculture, Agricultural Markets Division, Agricultural Markets, Program Costs -- It is the General Assembly's intent that \$39,825 General Fund of this appropriation be used for the International Markets program, and \$26,550 General Fund be used for the Colorado Proud program.						
4	Department of Agriculture, Agricultural Markets Division, Agricultural Markets, Agriculture Workforce Development Program -- This appropriation remains available for expenditure until the close of the 2025-26 state fiscal year.						
5	Department of Agriculture, Agricultural Markets Division, Agricultural Markets, Agriculture Workforce Development Program -- It is the General Assembly's intent that \$64,108 General Fund of this appropriation is designated to be used for purposes of the Workforce Development program.						

SECTION 2. 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.

James Rashad Coleman, Sr.
PRESIDENT OF
THE SENATE

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Esther van Mourik
SECRETARY OF
THE SENATE

Vanessa Reilly
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO