First Regular Session Seventy-fifth General Assembly STATE OF COLORADO

REREVISED

This Version Includes All Amendments Adopted in the Second House SENATE BILL 25-098

LLS NO. 25-0536.01 Craig Harper x3481

SENATE SPONSORSHIP

Bridges, Amabile, Kirkmeyer

HOUSE SPONSORSHIP

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Senate Committees Appropriations House Committees Appropriations

A BILL FOR AN ACT

101 **CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT**

102 **OF LAW.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <u>http://leg.colorado.gov.</u>)

Supplemental appropriations are made to the department of law.

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







1 SECTION 1. Appropriation to the department of law for the

- 2 **fiscal year beginning July 1, 2024.** In Session Laws of Colorado 2024,
- 3 section 2 of chapter 519, (HB 24-1430), **amend** Part XI as follows:
- 4 Section 2. Appropriation.

				APPROPRIATION FROM				
		ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
		\$\$		\$	\$	\$	\$ 5	5
1				PAI	RT XI			
2				DEPARTM	ENT OF LAW			
3								
4	(1) ADMINISTRATION							
5	Personal Services	6,018,145					6,018,145ª	
6							(59.9 FTE)	
7	Office of Community							
8	Engagement	1,539,147		1,058,830		480,317 ^b		
9		(14.0 FTE)						
10	Health, Life, and Dental	8,997,572		2,293,302		1,496,414°	4,989,274 ^d	218,582(I) ^e
11	Short-term Disability	112,933		27,748		16,808°	65,850 ^d	2,527(I) ^e
12	Paid Family and Medical							
13	Leave Insurance	338,797		83,244		50,424°	197,549 ^d	7,580(I) ^e

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			_	APPROPRIATION FROM				
		ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
		\$	\$	\$		\$	\$\$	
1	Unfunded Liability							
2	Amortization Equalization							
3	Disbursement Payments	7,528,824		1,849,860		1,120,534°	4,389,980 ^d	168,450(I) ^e
4	Salary Survey for Classified							
5	Employees	583,068		157,840		206,081°	193,621 ^d	25,526(I) ^e
6	Salary Survey for Exempt							
7	Employees	2,717,146		623,492		220,716°	1,848,438 ^d	24,500(I) ^e
8	Step Pay	2,212,783		493,191		258,943°	1,444,080 ^d	16,569(I) ^e
9	PERA Direct Distribution	1,398,718		345,060		214,256°	839,402 ^d	
10	Workers' Compensation	241,118		62,827		31,756°	138,519 ^d	8,016(I) ^e
11	Attorney Registration and							
12	Continuing Legal Education	201,977		38,995		5,123°	155,816 ^d	2,043(I) ^e
13	Operating Expenses	243,805					243,805ª	
14	Legal Services	197,609		76,507		121,102 ^f		

			-	APPROPRIATION FROM						
		ITEM & SUBTOTAL	TOTAL	GENERAL FUND		GENERAL FUND EXEMPT		CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	5	\$		\$		\$	\$
1	Administrative Law Judge									
2	Services	517						517°		
3	Payment to Risk Management									
4	and Property Funds	468,794		122,155				61,742°	269,313 ^d	15,584(I) ^e
5	Vehicle Lease Payments	95,901		39,401				15,500°	33,100 ^d	7,900(I) ^e
6	Information Technology Asset									
7	Maintenance	1,369,433		356,828				180,366°	786,714 ^d	45,525(I) ^e
8	Ralph L. Carr Colorado									
9	Judicial Center Leased Space	3,701,935		964,602				487,574°	2,126,693 ^d	123,066(I) ^e
10	Payments to OIT	1,368,687		356,635				180,267 °	786,285 *	4 5,500(I)^e
11		1,380,760		359,881				181,817°	793,172 ^d	45,890(I) ^e
12	Digital Trunk Radio	25,884		13,587				7,270°	5,027 ^d	
13	CORE Operations	12,030		3,134				1,584°	6,912 ^d	400(I) ^e

			_	APPROPRIATION FROM					
		ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	
		\$\$	\$	\$		\$	\$	8	
1	Attorney General								
2	Discretionary Fund	5,000		5,000					
3			39,379,823						
4			39,391,896						
5									
6	^a Of these amounts, \$5,969,55	58 shall be from departme	ntal indirect cost r	ecoveries or the Indi	rect Costs Excess	Recovery Fund create	ed in Section 24-75-1401 (2),	C.R.S., and \$292,392	
7	shall be from statewide indire	ect cost recoveries or the	Indirect Costs Exc	cess Recovery Fund	created in Section	24-75-1401 (2), C.R	S.		
8	^b This amount shall be from th	ie Safe2Tell Cash Fund c	reated in Section 2	24-31-610 (1), C.R.S	CUSTODIAL MON	EY AND INCLUDES AN	(I) NOTATION, CUSTODIAL MO	NEY RECEIVED BY THE	
9	ATTORNEY GENERAL IS NOT SU	UBJECT TO ANNUAL APPRO	PRIATION, BUT THE	E EXPENDITURE OF SU	CH MONEY MAY BE	EINDICATED IN THE AN	NUAL GENERAL APPROPRIATIO	n act. Expenditures	
10	FROM CUSTODIAL MONEY DO	NOT CONSTITUTE FISCAL Y	EAR SPENDING FO	R THE PURPOSES OF S	Section 20 of Ar	TICLE X OF THE STAT	E CONSTITUTION.		
11	^c Of these amounts, \$836,137	7(I) shall be from custod	ial money, \$42,83	57 shall be from the	Marijuana Tax C	Cash Fund created in	Section 24-28.8-501 (1), C.	R.S., and \$3,676,881	
12	\$3,678,431 shall be from var	rious sources of cash fu	nds. Pursuant to S	Section 24-31-108 (5), C.R.S., custod	lial money received	by the Attorney General is a	not subject to annual	
13	appropriation, but the expenditure of such money may be indicated in the annual general appropriation act. Expenditures from custodial money do not constitute fiscal year spending								
14	for the purposes of Section 20	0 of Article X of the State	e Constitution.						
15	^d These amounts shall be from	n various sources of reap	propriated funds.						

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				APPROPRIATION FROM						
		ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENEF FUN EXEM	D	CASH FUNDS	REAPPRO FUN		FEDERAL FUNDS
	S	\$		\$	\$	\$		\$	\$	
1	° These amounts shall be from t	he federal Medicaid Fr	aud Control Pro	gram administered by	v the U.S. Depa	tment of Healt	h and Human S	ervices and are	shown for info	rmational purposes
2	only.			8	,					
3	^f This amount shall be from the	e P.O.S.T. Board Cash	Fund created ir	1 Section 24-31-303	(2)(b), C.R.S.					
4					(2)(0), 01000					
		otate acencies7	3							
5	(2) LEGAL SERVICES TO	STATE AGENCIES	-							
6	Personal Services	56,065,265								
7		54,808,865								
8		(353.1 FTE)								
9	Operating and Litigation	2,993,441								
10	Indirect Cost Assessment	5,731,983								
11			64,790,689				2,190,242ª	62,	600,447⁵	
12			63,534,289					61,	344,047 ^b	

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

^a Of this amount, \$1,990,242 shall be from funds that are received for the provision of legal services and that are credited to the Legal Services Cash Fund created in Section 24-31-108 1 2 (4), C.R.S., and \$200,000 shall be from the Attorney Fees and Costs Account created in Section 24-31-108 (3), C.R.S. The cash funds appropriation from the Legal Services Cash Fund reflects funds received from state entities for which there is not a corresponding appropriation made in this act for the purchase of legal services. The Attorney General is authorized 3 to transfer spending authority between cash and reappropriated fund sources appropriated within this section (2), but the Attorney General shall not increase total spending authority 4 5 for the line item appropriations within this section (2). ^b This amount shall be from funds that are received for the provision of legal services and that are credited to the Legal Services Cash Fund created in Section 24-31-108 (4), C.R.S. The 6 reappropriated funds appropriation reflects funds received from state agencies for which there is a corresponding appropriation made in this act for the purchase of legal services. The 7 8 Attorney General is authorized to transfer spending authority between cash and reappropriated fund sources appropriated within this section (2), but the Attorney General shall not increase 9 total spending authority for the line item appropriations within this section (2).

10

11 (3) CRIMINAL JUSTICE AND APPELLATE

12	Special Prosecutions Unit	6,262,995	3,402,246	1,901,380ª	959,369 ^b
13			(23.1 FTE)	(15.4 FTE)	(7.4 FTE)
14	Auto Theft Prevention Grant	203,299			203,299(I) ^c
15					(1.0 FTE)

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			_	APPROPRIATION FROM				
		ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
		\$\$	\$	5	\$	\$	\$	
1	Appellate Unit	5,767,426		4,651,424			1,116,002 ^d	
2		(41.6 FTE)						
3	Peace Officers Standards and	d						
4	Training Board Support	6,235,595				6,235,595°		
5						(16.0 FTE)		
6	Indirect Cost Assessment	592,885				491,203 ^f	101,682 ^b	
7			19,062,200					

^a This amount shall be from the Insurance Fraud Cash Fund created in Section 24-31-104.5 (2), C.R.S.

10 ^b These amounts shall be transferred from the Department of Regulatory Agencies from the Securities Fraud Prosecution line item in the Division of Securities section. These amounts

11 originate as cash funds from the Division of Securities Cash Fund pursuant to Section 11-51-707 (2), C.R.S.

^c This amount shall be transferred from the Department of Public Safety from the Automobile Theft Prevention Authority line item in the Colorado State Patrol section, from a grant awarded pursuant to Section 42-5-112 (3), C.R.S. This amount is shown for informational purposes only because grant funds are continuously appropriated to the Department pursuant

14 to Section 24-31-108 (2)(b), C.R.S.

			APPROPRIATION FROM							
ITEM &	TO	TAL GI	ENERAL	GENERAL	CASH	REAPPROPRIATEI	D FEDERAL			
SUBTOTAL			FUND	FUND	FUNDS	FUNDS	FUNDS			
				EXEMPT						
\$	\$	\$	\$:	\$	\$	\$			

^d Of this amount, \$1,031,006 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 \$84,996(I)

2 shall be transferred from the Department of Public Safety from the State Victims Assistance and Law Enforcement Program line item in the Division of Criminal Justice, Victims

3 Assistance section, pursuant to Section 24-33.5-506 (1)(c), C.R.S.

^e Of this amount, \$5,198,829 shall be from the P.O.S.T. Board Cash Fund created in Section 24-31-303 (2)(b), C.R.S., and \$1,036,766 shall be from the Marijuana Tax Cash Fund created

5 in Section 39-28.8-501 (1), C.R.S.

^f Of this amount, \$250,295 shall be from the P.O.S.T. Board Cash Fund created in Section 24-31-303 (2)(b), C.R.S., and \$240,908 shall be from the Insurance Fraud Cash Fund created
 in Section 24-31-104.5 (2), C.R.S.

8

9 (4) WATER AND NATURAL RESOURCES

10 Federal and Interstate Water

11	Unit	1,420,026	1,420,026
12			(10.3 FTE)
10			

- 13 Defense of the Colorado River
- 14
 Basin Compact
 1,036,399
- 15

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1,036,399^a

(3.5 FTE)

			-	APPROPRIATION FROM							
		ITEM & SUBTOTAL	TOTAL	GENERAL FUND		GENERAL FUND EXEMPT		CASH FUNDS	RE.	APPROPRIATED FUNDS	FEDERAL FUNDS
		\$\$	9	5	\$	LALWII I	\$		\$	\$	
1	Defense of the Republican										
2	River Compact	110,000						110,000ª			
3	Consultant Expenses	475,000						475,000 ^b			
4	Comprehensive										
5	Environmental Response,										
6	Compensation and Liability										
7	Act	625,474								625,474°	
8										(3.5 FTE)	
9	Indirect Cost Assessment	54,752								54,752°	
10			3,721,651								
11											
12	^a These amounts shall be fro	m the Colorado Water Co	nservation Board	d's Litigation Fund	l create	d in Section 37	-60-12	1 (2.5)(a), C.R.S	5.		
13	^b Of this amount, \$425,000 sl	nall be from the Colorado	Water Conservati	ion Board's Litigat	ion Fu	nd created in Se	ection 3	7-60-121 (2.5)(a	ı), C.R.	S., and \$50,000 shall b	e from the Attorney

14 Fees and Costs Account created in Section 24-31-108 (3), C.R.S.

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		APPROPRIAT	TON FROM	
EM & TOT. Total	AL GENI FU	ND FUNDS		OPRIATED FEDERAL NDS FUNDS
\$ \$	\$	\$ \$	\$	\$

^c These amounts shall be transferred from the Department of Public Health and Environment from the Transfer to the Department of Law for CERCLA-Related Costs line item in the
 Hazardous Materials and Waste Management Division, Contaminated Site Cleanups and Remediation Programs section. These amounts originate as cash funds from the Hazardous
 Substance Response Fund and are transferred pursuant to Section 25-16-104.5 (1.7)(a)(III), C.R.S.

- 5 (5) CONSUMER PROTECTION PROTECTION,
- 6 ANTITRUST, AND CIVIL RIGHTS
- 7 Consumer Protection and
- 8 Antitrust PROTECTION,

4

9 ANTITRUST, AND CIVIL

10	Rights	6,661,522	3,026,116	3,452,360 ^a	183,046 ^b
11		(44.6 FTE)			
12	Consumer Credit Unit	2,715,818		2,715,818°	
13				(25.0 FTE)	
14	False Claims Recovery Act				
15	Reimbursements	300,000		300,000 ^d	

			_	APPROPRIATION FROM						
		ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT		CASH FUNDS	REAPPROF FUN		FEDERAL FUNDS
	S	\$	\$		\$	\$		\$	\$	
1	Patterns and Practices	490,118		490,118						
2				(3.0 FTE)						
3	Medicaid Fraud Control Unit	3,725,239		931,310						2,793,929(I) ^e
4				(9.0 FTE)						(19.0 FTE)
5	Indirect Cost Assessment	1,121,633					769,656 ^f		23,465 ^b	328,512(I) ^e
6			15,014,330							

^a Of this amount, \$2,587,229(I) shall be from custodial money, \$583,000 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., and \$282,131 shall be
from the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115 (2)(a), C.R.S. Pursuant to Section 24-31-108 (5), C.R.S.,
custodial money received by the Attorney General is not subject to annual appropriation but the expenditure of such money may be indicated in the annual general appropriation act.
Expenditures from custodial money do not constitute fiscal year spending for the purposes of Section 20 of Article X of the State Constitution.

^b These amounts shall be transferred from the Department of Regulatory Agencies from the Mortgage Broker Consumer Protection line item in the Division of Real Estate. These amounts

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13 originate as cash funds from the Division of Real Estate Cash Fund created in Section 12-10-215 (2)(a)(II)(B), C.R.S., and are transferred pursuant to Section 12-10-719, C.R.S.

			APPROPRIATION FROM							
		CENED AL		C A GU						
ITEM &	TOTAL	GENERAL	GENERAL	CASH	REAPPROPRIATED	FEDERAL				
SUBTOTAL		FUND	FUND	FUNDS	FUNDS	FUNDS				
			EXEMPT							
\$	\$	\$	\$	\$	\$	\$				

1 ° Of this amount, \$2,340,823 shall be from the Consumer Credit Unit Cash Fund created in Section 5-2-302 (11)(a), C.R.S., \$374,995(I) shall be from the Student Loan Ombudsperson 2 and Student Loan Servicer Licensing Fund created in Section 5-20-104 (3)(a), C.R.S. Appropriations from the Consumer Credit Unit Cash Fund are shown for informational purposes only because they are continuously appropriated pursuant Section 5-2-302 (11)(a), C.R.S. and appropriations from the Student Loan Ombudsperson and Student Loan Servicer Licensing 3 4 Fund are shown for informational purposes only because they are continuously appropriated pursuant to Section 5-20-104 (3)(c), C.R.S. ^d This amount shall be from the False Claims Recovery Cash Fund created in Section 24-31-1209(1), C.R.S. 5 ^e These amounts shall be from the federal Medicaid Fraud Control Program administered by the U.S. Department of Health and Human Services and are shown for informational purposes 6 7 only. 8 ^f Of this amount, \$328,512(I) shall be from the Consumer Credit Cash Fund created in Section 5-2-302 (11)(a), C.R.S., \$300,353(I) shall be from custodial money, \$62,574(I) shall be 9 from the Student Loan Ombudsperson and Student Loan Servicer Licensing Fund created in Section 5-20-104 (3)(a), C.R.S., \$46,930 shall be from the Marijuana Tax Cash Fund created 10 in Section 29.28.8-501 (1), C.R.S., and \$31,287 shall be from the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115 (2)(a), C.R.S., pursuant to Section 24-31-108 (5), C.R.S. Custodial money received by the Attorney General is not subject to annual appropriation, but the expenditure of such money 11 may be indicated in the annual general appropriation act. Expenditures from custodial money do not constitute fiscal year spending for the purposes of Section 20 of Article X of the 12 13 State Constitution. Appropriations from the Consumer Credit Unit Cash Fund are shown for informational purposes only because they are continuously appropriated pursuant Section 14 5-2-302 (11)(a), C.R.S. and appropriations from the Student Loan Ombudsperson and Student Loan Servicer Licensing Fund are shown for informational purposes only as they are 15 continuously appropriated pursuant to Section 5-20-104 (3)(c), C.R.S.

			_	APPROPRIATION FROM					
		ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUND		PPROPRIATED FUNDS	FEDERAL FUNDS
		\$\$	\$		\$	\$	\$	\$	
1									
2	(6) SPECIAL PURPOSE								
3	District Attorneys' Salaries	2,878,674		2,878,674					
4	Deputy District Attorney								
5	Training	350,000		350,000					
6	District Attorney								
7	Assistance for Bond								
8	Hearings Grants	600,000		600,000					
9	Litigation Management	200,000				20),000ª		
10	Tobacco Litigation	100,000				10),000 ^b		
11	CORA OML Attorney	109,174		109,174					
12				(1.0 FTE)					
13			4,237,848						
14									

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

^a This amount shall be from either excess earnings credited to the Legal Services Cash Fund created in Section 24-31-108 (4), C.R.S., or from the Attorney Fees and Costs Account created 1 2 pursuant to Section 24-31-108 (3), C.R.S. ^b This amount shall be from the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115 (2)(a), C.R.S. Expenditures from 3 the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund do not constitute fiscal year spending for the purposes of Section 20 of Article X of the State 4 Constitution. 5 6 7 TOTALS PART XI 8 9 (LAW) \$146.206.541 \$26.831.326 \$90,406,059^b \$3.834.209° \$25,134,947* 10 \$144,962,214 \$26,834,572 \$25,136,497^a \$89,156,546^b \$3,834,599°

11

12 ^a Of this amount, \$2,941,948 \$4,970,117 contains an (I) notation.

13 ^b Of this amount, \$172,300 \$288,295 contains an (I) notation.

^c This amount contains an (I) notation.

		APPROPRIATION FROM							
ITEM SUBTOT	AL GENE FUN		ND FUN						
\$	\$ \$	\$	\$	\$	\$				

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

2

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4

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73 Department of Law, Legal Services to State Agencies -- In making this appropriation, it is the General Assembly's intent that hourly billing rates charged by the Department for legal services to state agencies not exceed \$142.09 per hour for attorneys and not exceed \$95.25 per hour for legal assistants, which equates to a blended legal rate of \$133.74 per hour.

1 SECTION 2. Safety clause. The general assembly finds, 2 determines, and declares that this act is necessary for the immediate 3 preservation of the public peace, health, or safety or for appropriations for 4 the support and maintenance of the departments of the state and state 5 institutions.