

CHAPTER 37

APPROPRIATIONS

HOUSE BILL 94-1322

BY REPRESENTATIVES Grampas, Owen, Romero, Hernandez, Kaufman, and Reeves;
also SENATORS Traylor, Lacy, and Rizzuto.

AN ACT

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE JUDICIAL DEPARTMENT.

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

SECTION 1. Part IX of section 2 of chapter 353, Session Laws of Colorado 1993, is amended to read:

SECTION 2. Appropriation.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

Appropriations

APPROPRIATION FROM

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

PART IX
JUDICIAL DEPARTMENT

(1) SUPREME
COURT

| | | | | | | |
|---|------------------|-------------------------|--|--------------------------------------|---------------------|--|
| Personal Services | 1,871,037 | 1,871,037 (38.0 FTE) | | | | |
| Operating Expenses | 43,694 | 23,744 | | 19,950 ^a | | |
| Travel Expenses | 5,699 | 5,699 | | | | |
| Grievance Committee ⁵⁶ | 1,700,000 | | | 1,700,000 ^b (27.9 FTE) | | |
| Continuing Legal Education ⁵⁶ | 230,000 | | | 218,000 ^b (3.8 FTE) | 12,000 ^c | |
| Law Examiner Board ⁵⁶ | 575,000 | | | 520,000 ^d (8.5 FTE) | 55,000 ^e | |
| Law Library | 500,000 | | | 500,000 ^f (1.0 FTE) | | |
| | <u>4,925,430</u> | | | | | |

^a This amount shall be from copier machine receipts.

^b These amounts shall be from annual attorney registration fees and other fees. For purposes of complying with the limitation on state fiscal year spending imposed by

Article X, Section 20 of the State Constitution these moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

^c This amount shall be from reserves in the Continuing Legal Education Fund.

^d This amount shall be from law examination application fees and other fees. For purposes of complying with the limitation on state fiscal year spending imposed by

Article X, Section 20 of the State Constitution these moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

^e This amount shall be from reserves in the Law Examiner Board Fund.

^f This amount shall be from new attorney registration fees and appellate court filing fees. For purposes of complying with the limitation on state fiscal year spending

imposed by Article X, Section 20 of the State Constitution these moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

(2) COURT OF APPEALS

| | | | |
|--------------------|--------------|------------|--------------------|
| Personal Services | 3,862,695 | 3,862,695 | |
| | | (79.0 FTE) | |
| Operating Expenses | 67,635 | 66,210 | 1,425 ^a |
| Travel Expenses | <u>3,562</u> | 3,562 | |
| | 3,933,892 | | |

^a This amount shall be from copier machine receipts.

(3) COURTS ADMINISTRATION

(A) Administration

| | |
|---------------------------------|------------|
| Personal Services ⁵⁷ | 1,770,425 |
| | (37.7 FTE) |
| Operating Expenses | 200,133 |
| Americans with Disabilities | |
| Act Modifications | 44,240 |

| | | | | |
|--|----------------------|--------------------|--------------------------------|-------------------------|
| LEASED SPACE | 10,094 | 10,094 | | |
| Lease Purchase | 94,561 | 94,561 | | |
| Administrative Purposes | 242,848 | 242,848 | | |
| | | (2.3 FTE) | | |
| Administrative Purposes | | | | |
| Travel Expenses | 142,449 | 142,449 | | |
| Traffic Court | | | | |
| Training | 10,000 | | | 10,000 (T) ^d |
| Retired Judges | 13,000 | 13,000 | | |
| Retired Judges Travel Expenses | 30,335 | 30,335 | | |
| Appellate Reports Publication | 51,834 | 51,834 | | |
| Office of Dispute Resolution | 340,229 | | 340,229 ^e | |
| Office of Dispute Resolution Travel Expenses | 3,437 | | 3,437 ^e | |
| Alimony and Support | 466,941 | 115,226 | 351,715^f | |
| | 843,226 | 590,226 | 253,000 ^f | |
| Judicial Performance | 24,443 | 15,183 | 9,260^g | |
| | | | | 9,260 ^g |
| Travel Expenses | 1,840 | | 1,840^g | 1,840 ^g |
| Child Support Enforcement | 16,766 | 16,766 | | |
| | <u>16,766</u> | | | |
| | 7,296,477 | | | |
| | 7,700,075 | | | |

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Appropriations

Appropriations

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

^a Of this amount, \$61,540 shall be from fines deposited into the Fines Collection Cash Fund pursuant to Section 18-1-105(1)(a)(III)(D), C.R.S., ~~\$130,774(F)~~ shall be from the Department of Health, Alcohol and Drug Abuse Division, and \$6,222 shall be from fees collected by the Office of Dispute Resolution pursuant to Section 13-22-305(3) C.R.S.

^b ~~Of these amounts, \$6,894~~ THESE AMOUNTS shall be from fines deposited into the Fines Collection Cash Fund pursuant to Section 18-1-105(1)(a)(III)(D), C.R.S., and ~~\$14,650(T)~~ shall be from the Department of Health, Alcohol and Drug Abuse Division.

^c Of this amount, \$19,810 shall be from fines deposited into the Fines Collection Cash Fund pursuant to Section 18-1-105(1)(a)(III)(D), C.R.S., ~~\$42,095(T)~~ shall be from the Department of Health, Alcohol and Drug Abuse Division, and \$1,778 shall be from fees collected by the Office of Dispute Resolution pursuant to Section 13-22-305(3) C.R.S.

^d This amount shall be from federal funds appropriated in the Office of Transportation Safety, Colorado Department of Transportation.

^e These amounts shall be from fees collected by the Office of Dispute Resolution pursuant to Section 13-22-305(3), C.R.S.

^f This amount shall be available pursuant to Section 13-32-101(a.5)(I), C.R.S.

^g These amounts shall be from grants collected by the Commission on Judicial Performance pursuant to Section 13-5.5-107, C.R.S.

^h THESE AMOUNTS SHALL BE FROM THE DEPARTMENT OF HEALTH, ALCOHOL AND DRUG ABUSE DIVISION.

(C) Judicial/Heritage Complex

| | | | | | |
|--------------------|----------------|-----------|--|--------------------|--|
| Personal Services | 330,752 | 330,752 | | | |
| | | (3.0 FTE) | | | |
| Operating Expenses | 59,281 | 59,281 | | | |
| Parking Lot | | | | | |
| Maintenance | 4,110 | | | 4,110 ^a | |
| | <u>394,143</u> | | | | |

^a This amount shall be from parking receipts.

(D) Departmental Data Processing

(1) Administration

| | | |
|----------------------------------|----------------|--|
| Personal Services | 869,599 | |
| | (16.0 FTE) | |
| Operating Expenses | 141,136 | |
| Travel Expenses | 8,548 | |
| Purchase of Services | | |
| from Computer Center | 971,649 | |
| Hardware/Software Maintenance | <u>389,011</u> | |
| | 2,379,943 | |

2,379,943

(2) Court Automation Plan ⁵⁹

| | | |
|--|----------------|--|
| Personal Services | 115,016 | |
| | (3.0 FTE) | |
| Contract Services | 378,950 | |
| Lease Purchase | | |
| Payments | 1,237,021 | |
| Installation/ Maintenance Expenses | <u>448,150</u> | |
| | 2,179,137 | |

2,179,137

(3) Probation Automation Plan ⁵⁹

| | | |
|-------------------|---------|--|
| Contract Services | 31,610 | |
| Lease Purchase | | |
| Payments | 779,928 | |

Appropriations

| | ITEM & SUBTOTAL | | TOTAL | APPROPRIATION FROM | | | | |
|--|----------------------|----|-----------------------|----------------------|---------------------|------------|-------------------|---------------|
| | \$ | \$ | | GENERAL FUND | GENERAL FUND EXEMPT | CASH FUNDS | CASH FUNDS EXEMPT | FEDERAL FUNDS |
| | | | | \$ | \$ | \$ | \$ | \$ |
| Installation/ Maintenance Expenses | 324,000 | | | | | | | |
| | <u>1,135,538</u> | | | 1,135,538 | | | | |
| (4) Appellate Court Systems | | | | | | | | |
| Lease Purchase Payments | 112,747 | | | 112,747 | | | | |
| | | | 15,772,729 | | | | | |
| | | | 16,176,327 | | | | | |
| (4) TRIAL COURTS | | | | | | | | |
| Personal Services | 49,926,971 | | | 49,926,971 | | | | |
| | | | | (1,277.3 FTE) | | | | |
| Operating Expenses | 2,345,558 | | | 2,345,558 | | | | |
| Travel Expenses | 185,023 | | | 185,023 | | | | |
| Purchase of Microfilm Services | 86,400 | | | 86,400 | | | | |
| Guardian Ad Litem | 4,556,448 | | | 4,556,448 | | | | |
| | 4,233,717 | | | 4,233,717 | | | | |
| Dependency and Neglect | 2,613,182 | | | 2,613,182 | | | | |
| | 2,751,782 | | | 2,751,782 | | | | |
| Mental Health | 402,784 | | | 402,784 | | | | |
| | 421,484 | | | 421,484 | | | | |

| | | | |
|--------------------------------------|--|--|------------------------|
| Other Appointments | 518,515 343,515 | 518,515 343,515 | |
| Jury Costs | 1,407,665 1,634,829 | 1,407,665 1,634,829 | |
| Court Costs | 4,129,446 5,040,171 | 4,129,446 5,040,171 | |
| Office of Court Appointed Counsel | 31,397 | 31,397 (1.0 FTE) | |
| Collections Investigators | 680,598 | 680,598 ^a (21.3 FTE) | |
| Involuntary Commitments | 8,344 | | 8,344 (T) ^b |
| Sex Offender Surcharge | 47,202 | 47,202 ^c | |
| Victim Compensation | 5,000,000 | 5,000,000 ^d | |
| Victim Assistance | 5,100,000 <u>5,500,000</u> | 5,100,000 5,500,000 ^e | |
| | 77,039,533 78,236,991 | | |

^a This amount shall be from fines deposited into the Fines Collection Cash Fund pursuant to Section 18-1-105(1)(a)(III)(D), C.R.S.

^b This amount shall be from federal funds appropriated in the Department of Health, Alcohol and Drug Abuse Division, pursuant to Section 25-1-1112 C.R.S.

^c This amount shall be from the Sex Offender Surcharge Fund.

^d This amount shall be from the Crime Victim Compensation Fund. For purposes of complying with the limitation on state fiscal year spending imposed by Article X,

Section 20 of the State Constitution, these moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

^e This amount shall be from the Victims and Witnesses Assistance and Law Enforcement Fund. For purposes of complying with the limitation on state fiscal year spending

Appropriations

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

imposed by Article X, Section 20 of the State Constitution, these moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

(5) PROBATION AND RELATED SERVICES^{7a}

| | | | | | | |
|--|------------|----------------------|--|----------------------|----------------------------|--|
| Personal Services | 19,854,310 | 19,854,310 | | | | |
| | | (484.0 FTE) | | | | |
| Operating Expenses | 510,542 | 510,542 | | | | |
| Travel Expenses | 236,940 | 236,940 | | | | |
| Intensive Supervision | | | | | | |
| Operating Expenses | 96,309 | 96,309 | | | | |
| Intensive Supervision | | | | | | |
| Travel Expenses | 44,707 | 44,707 | | | | |
| Drug Initiative | | | | | | |
| Project | 140,350 | 17,000 (M) | | 18,000 ^a | 105,350 (T) ^b | |
| Offender Services ⁶¹ | 447,500 | | | 362,000 ^a | 85,500 ^c | |
| Electronic Monitoring/ Drug Testing | 456,080 | 456,080 ^d | | | | |
| Alcohol/Drug Driving | | | | | | |
| Safety Contract | 2,567,948 | | | 2,567,948 (T) | | |
| | | | | | 2,567,948 (T) ^e | |
| Collections | | | | | | |
| Investigators | 116,712 | | | 116,712 ^f | | |
| | | | | (4.0 FTE) | | |

| | | | | | |
|--------------------------|---------|------------|---------------------------------|-------------------------------------|---------|
| Drug Offender Assessment | 410,000 | | 243,150 ^a | 166,850 (T) ^b | ~ |
| | <hr/> | | 106,668 ^c | | 303,332 |
| | | 24,881,398 | | | |

^a These amounts shall be from the Offender Services Fund pursuant to Section 16-11-214(1), C.R.S.

^b ~~These amounts~~ THIS AMOUNT shall be from federal funds appropriated in the Department of Public Safety, Division of Criminal Justice.

^c This amount shall be from reserves in the Offender Services Fund.

^d Of this amount, \$134,320 shall be used for the Home Detention Program pursuant to Section 17-27.8-104(2)(b), C.R.S.

^e This amount shall be from the Department of Health, Alcohol and Drug Abuse Division, pursuant to Section 42-4-1202(5), C.R.S.

^f This amount shall be from fines deposited into the Fines Collection Cash Fund pursuant to Section 18-1-105(1)(a)(III)(D), C.R.S.

^g This amount shall be available pursuant to Section 18-19-103, C.R.S.

(6) PUBLIC DEFENDER ⁶²

| | | | |
|----------------------------|------------|-------------|--------------------|
| Personal Services | 13,463,271 | 13,463,271 | |
| | | (273.6 FTE) | |
| Group Health and Life | 489,341 | 489,341 | |
| Short-term Disability | 27,705 | 27,705 | |
| Anniversary Increase | 272,648 | 272,648 | |
| Workers' Compensation | 177,326 | 177,326 | |
| Operating Expenses | 713,736 | 705,736 | 8,000 ^a |
| Travel Expenses | 103,513 | 103,513 | |
| Purchases of Services from | | | |
| Computer Center | 4,662 | 4,662 | |
| Vehicle Lease Payments | 25,472 | 25,472 | |
| Leased Space/Utilities | 745,401 | 745,401 | |
| Automation Plan | 250,514 | 250,514 | |

Appropriations

| | ITEM & SUBTOTAL | | TOTAL | APPROPRIATION FROM | | | | |
|------------------------------------|-----------------|--------------------------|--------------------------|--------------------|-------------------------|---------------------------------|-------------------|------------------|
| | \$ | \$ | | GENERAL FUND | GENERAL FUND EXEMPT | CASH FUNDS | CASH FUNDS EXEMPT | FEDERAL FUNDS |
| | | | | \$ | \$ | \$ | \$ | \$ |
| Contract Services | 20,000 | | 20,000 | | | | | |
| Conflict of Interest ⁶³ | 4,624,787 | | 4,624,787 | | | | | |
| | 5,877,838 | | 5,877,838 | | | | | |
| Public Defender Overload | 487,194 | | 487,194 | | | | | |
| | | 21,405,570 | | | | | | |
| | | 22,658,621 | | | | | | |
| TOTALS PART IX (JUDICIAL) | | | | | | | | |
| | | \$147,958,552 | \$129,418,169 | | \$18,097,339 | \$443,044 | | |
| | | <u>\$150,812,659</u> | <u>\$131,970,750</u> | | <u>\$15,492,559</u> | <u>\$3,046,018</u> ^a | | <u>\$303,332</u> |

^a This amount shall be from training fees.

^a Of these THIS amounts AMOUNT, ~~\$3,046,011~~ \$2,882,418 contains a (T) notation.

SECTION 2. Section 12 (2) and (3) of chapter 1, Session Laws of Colorado 1993, First Extraordinary Session, are amended to read:

SECTION 12. Appropriation. (2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the judicial department, for the fiscal year beginning July 1, 1993, the sum of ~~one million eighty-three thousand two hundred sixty-six dollars (\$1,083,266)~~ and 46.3 FTE, NINE HUNDRED THIRTY-SEVEN THOUSAND,

ONE HUNDRED THIRTY-SEVEN DOLLARS (\$937,137) AND 39.4 FTE, or so much thereof as may be necessary, for the implementation of this act.

(3) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the judicial department for allocation to the office of the state public defender, for the fiscal year beginning July 1, 1993, the sum of ~~three hundred sixty-four thousand thirty-five dollars (\$364,035) and 9.9 FTE~~; TWO HUNDRED FIFTY-FOUR THOUSAND, EIGHT HUNDRED TWENTY-FOUR DOLLARS (\$254,824) AND 6.9 FTE, or so much thereof as may be necessary, for the implementation of this act.

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.

Approved: March 22, 1994