

CHAPTER 318

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**APPROPRIATIONS**

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**HOUSE BILL 96-1331**

BY REPRESENTATIVES Grampas, Owen, and Romero;  
also SENATORS Lacy, Blickensderfer, and Rizzuto.

**AN ACT**

**CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF PUBLIC SAFETY.**

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

**SECTION 1.** Part XVIII of section 2 of chapter 283, Session Laws of Colorado 1995, is amended is amended to read:

Section 2. **Appropriation.**

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*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

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

**PART XVIII  
DEPARTMENT OF PUBLIC SAFETY**

**(1) EXECUTIVE DIRECTOR'S OFFICE<sup>13a</sup>**

Personal Services	1,562,319				1,562,319(T) <sup>a</sup> (32.0 FTE)	
Health, Life, and Dental	2,160,395			<del>115,410<sup>b</sup></del> 95,502 <sup>b</sup>	<del>2,005,958<sup>c</sup></del> 2,025,866 <sup>c</sup>	39,027
Short-term Disability	76,016			<del>2,622<sup>b</sup></del> 1,492 <sup>b</sup>	<del>71,340<sup>d</sup></del> 72,470 <sup>d</sup>	2,054
Salary Survey, Anniversary Increases and Shift Differential	1,564,929			<del>81,659<sup>b</sup></del> 43,527 <sup>b</sup>	<del>1,445,051<sup>c</sup></del> 1,483,183 <sup>c</sup>	38,219
Workers' Compensation	1,577,447				1,577,447(T) <sup>a</sup>	
Operating Expenses	144,765				144,765(T) <sup>a</sup>	
Legal Services	101,578				101,578(T) <sup>a</sup>	
Purchase of Services from Computer Center	26,463				26,463(T) <sup>a</sup>	
Payment to Risk Management and Property Funds	340,963				340,963(T) <sup>a</sup>	

Vehicle Lease Payments	27,756		3,892 <sup>f</sup>	23,864(T) <sup>g</sup>	
Leased Space	<del>327,305</del>			<del>292,213<sup>h</sup></del>	35,092
	333,605			298,513 <sup>h</sup>	
Capitol Complex					
Leased Space	572,398	150,478	2,873 <sup>i</sup>	419,047 <sup>j</sup>	
Lease Purchase - 700 Kipling St.	465,688	172,939		292,749 <sup>k</sup>	
Special Recovery Fund for Law Enforcement Training and Accident Prevention	50,000			50,000 <sup>l</sup>	
Distributions to Local Government	<u>75,000</u>		75,000 <sup>m</sup>		
		<u>9,073,022</u>			
		9,079,322			

<sup>a</sup> These amounts shall be from indirect cost recoveries.

<sup>b</sup> These amounts shall be from various sources of cash funds.

<sup>c</sup> Of this amount, \$1,617,762 shall be from the Highway Users Tax Fund, \$353,010(T) shall be from indirect cost recoveries, \$19,908(T) SHALL BE FROM LIMITED GAMING FUNDS APPROPRIATED IN THE DEPARTMENT OF REVENUE, and \$35,186 shall be from various sources of exempt cash funds.

<sup>d</sup> Of this amount, \$55,568 shall be from the Highway Users Tax Fund, \$14,382(T) shall be from indirect cost recoveries, \$1,130(T) SHALL BE FROM LIMITED GAMING FUNDS APPROPRIATED IN THE DEPARTMENT OF REVENUE, and \$1,390 shall be from various sources of exempt cash funds.

<sup>e</sup> Of this amount, \$1,041,882 shall be from the Highway Users Tax Fund, \$367,294(T) shall be from indirect cost recoveries, \$38,132(T) SHALL BE FROM LIMITED GAMING FUNDS APPROPRIATED IN THE DEPARTMENT OF REVENUE, and \$35,875 shall be from various sources of exempt cash funds.

<sup>f</sup> This amount shall be from the Firefighter and First Responder Certification Fund, the Fire Service Education and Training Fund, the Hazardous Materials Responder Voluntary Certification Fund, the Fire Suppression Cash Fund, and the Fireworks Licensing Cash Fund.

<sup>g</sup> Of this amount, \$6,500 shall be from Limited Gaming funds appropriated in the Department of Revenue, and \$17,364 shall be from indirect cost recoveries.

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		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

<sup>h</sup> Of this amount, \$247,845 shall be from the Highway Users Tax Fund, \$35,728(T) shall be from user fees collected from other state agencies for the Garage Operation, \$6,300 SHALL BE FROM RESERVES IN THE AUTO SALES CASH FUND, and \$8,640(T) shall be from Limited Gaming funds appropriated in the Department of Revenue.

<sup>i</sup> This amount shall be from various sources of cash funds.

<sup>j</sup> Of this amount, \$202,637 shall be from the Highway Users Tax Fund, \$208,478(T) shall be from indirect cost recoveries, and \$7,932 shall be from various sources of exempt cash funds.

<sup>k</sup> This amount shall be from the Highway Users Tax Fund.

<sup>l</sup> This amount shall be from funds resulting from the disposition of seized property pursuant to Section 16-13-506, C.R.S.

<sup>m</sup> This amount shall be from the Hazardous Materials Safety Fund pursuant to Section 43-6-107(3)(a), C.R.S.

**(2) COLORADO STATE PATROL<sup>122</sup>**

Colorado State Patrol

Colonel, Lt. Colonels,

Majors, Captains

2,655,747

2,655,747<sup>a</sup>

(39.0 FTE)

Sergeants, Technicians,  
and Troopers A and B

23,084,622

204,859<sup>b</sup>

21,817,267<sup>c</sup>

1,062,496

(6.0 FTE)

(481.6 FTE)

(21.0 FTE)

Civilians

7,017,902

19,459<sup>d</sup>

6,998,443<sup>e</sup>

(1.0 FTE)

(200.5 FTE)

Retirements

400,000

400,000<sup>a</sup>

Operating Expenses

~~1,608,347~~

95,974<sup>b</sup>

~~1,512,373<sup>f</sup>~~

	1,664,447		1,568,473 <sup>f</sup>
Auto Related Expenses	3,593,725	18,112 <sup>b</sup>	3,575,613 <sup>g</sup>
Utilities	81,964		81,964 <sup>h</sup>
Dispatch Contracts	<del>375,737</del>	<del>241,790<sup>b</sup></del>	133,947(T) <sup>i</sup>
	392,717	258,770 <sup>b</sup>	
		(7.6 FTE)	(6.0 FTE)
		(8.4 FTE)	
Highway Safety Grants	500,000		500,000(T) <sup>i</sup>
Aircraft Pool	291,083		291,083 <sup>j</sup>
			(2.0 FTE)
Aircraft Engine Reserve	180,000		180,000(T) <sup>k</sup>
Capitol and Governor's Security	885,013	645,299	239,714(T) <sup>l</sup>
	(19.0 FTE)		
Highway Road Closure Fund	<del>150,000</del>	<del>150,000<sup>b</sup></del>	
	300,000	300,000 <sup>b</sup>	
Nuclear Materials Transportation	2,500	2,500 <sup>m</sup>	
Hazardous Materials Routing	406,330	92,039 <sup>n</sup>	314,291 <sup>a</sup>
		(1.5 FTE)	(5.5 FTE)
Hazardous Materials Equipment	171,000		171,000 <sup>a</sup>
Vehicle Identification			
Number Inspections	51,702	51,702 <sup>o</sup>	

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Inmate Labor	32,300					32,300 <sup>a</sup>	
Training Center Operations	212,329				154,329 <sup>p</sup> (0.8 FTE)	58,000(T) <sup>k</sup> (0.2 FTE)	
Indirect Cost							
Assessment	4,338,576				54,332 <sup>b</sup>	4,210,002 <sup>q</sup>	74,242
Garage Operations	767,547					767,547(T) <sup>k</sup> (3.0 FTE)	
Vehicle Purchases/ Nonfleet	157,000					157,000 <sup>r</sup>	
IMPROVEMENTS TO TROOP OFFICES	78,259					78,259 <sup>s</sup>	
		<del>46,963,424</del>					
		47,264,763					

<sup>a</sup> These amounts shall be from the Highway Users Tax Fund.

<sup>b</sup> These amounts shall be from various local sources of cash funds.

<sup>c</sup> Of this amount, \$21,145,746 shall be from the Highway Users Tax Fund, \$67,003 shall be from various exempt local sources, and \$604,518(T) shall be from Limited Gaming funds appropriated in the Department of Revenue.

<sup>d</sup> This amount shall be from the Vehicle Identification Number Inspection Fund pursuant to Section 42-5-204, C.R.S.

<sup>e</sup> Of this amount, \$6,969,641 shall be from the Highway Users Tax Fund, and \$28,802(T) shall be from Limited Gaming funds appropriated in the Department of Revenue.

<sup>f</sup> Of this amount, \$1,467,319 shall be from the Highway Users Tax Fund, \$56,100 SHALL BE FROM RESERVES IN THE AUTO SALES CASH FUND, and \$45,054(T) shall be from Limited Gaming funds appropriated in the Department of Revenue.

<sup>g</sup> Of this amount, \$3,506,969 shall be from the Highway Users Tax Fund, and \$68,644(T) shall be from Limited Gaming funds appropriated in the Department of Revenue.

<sup>h</sup> Of this amount, \$78,606 shall be from the Highway Users Tax Fund, and \$3,358(T) shall be from user fees collected from other state agencies for the Garage Operation.

<sup>i</sup> These amounts shall be from the Department of Transportation.

<sup>j</sup> Of this amount, \$55,968 shall be from the Highway Users Tax Fund, and \$235,115(T) shall be from user fees collected from other state agencies.

<sup>k</sup> These amounts shall be from user fees collected from other state agencies.

<sup>l</sup> This amount shall be from the Legislative Department.

<sup>m</sup> This amount shall be from the Nuclear Materials Transportation Fund pursuant to Section 43-6-511, C.R.S.

<sup>n</sup> This amount shall be from the Hazardous Materials Safety Fund pursuant to Section 43-6-107, C.R.S.

<sup>o</sup> This amount shall be from the Vehicle Identification Number Inspection Fund pursuant to Section 42-5-204, C.R.S.

<sup>p</sup> This amount shall be from user fees collected.

<sup>q</sup> Of this amount, \$4,104,529 shall be from the Highway Users Tax Fund, and \$105,473 shall be from various exempt local sources.

<sup>r</sup> This amount shall be from the sale of used vehicles.

<sup>s</sup> THIS AMOUNT SHALL BE FROM RESERVES IN THE AUTO SALES CASH FUND.

**(3) DIVISION OF FIRE SAFETY**

Personal Services	265,832	57,553	110,801 <sup>a</sup>	97,478(T) <sup>b</sup>
		(1.0 FTE)	(3.0 FTE)	(2.0 FTE)
Operating Expenses	<del>98,935</del>	<del>7,159</del>	76,007 <sup>a</sup>	15,769(T) <sup>b</sup>
	103,213	11,437		
ADMINISTRATIVE LAW				
JUDGE SERVICES FOR 120				
HOURS	10,722	4,558		6,164 <sup>c</sup>
Indirect Cost				
Assessment	<u>27,025</u>		15,124 <sup>a</sup>	11,901(T) <sup>b</sup>

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	<del>391,792</del>					
	406,792					

<sup>a</sup> These amounts shall be from the Firefighter and First Responder Certification Fund, the Fire Service Education and Training Fund, the Hazardous Materials Responder Voluntary Certification Fund, the Fire Suppression Cash Fund, and the Fireworks Licensing Cash Fund.

<sup>b</sup> These amounts shall be from Limited Gaming funds appropriated in the Department of Revenue.

<sup>c</sup> THIS AMOUNT SHALL BE FROM RESERVES IN THE FIREWORKS LICENSING CASH FUND.

**(4) DIVISION OF CRIMINAL JUSTICE<sup>13</sup>**

Personal Services	179,066	179,066				
		(3.6 FTE)				
Operating Expenses	9,407	9,407				
Juvenile Justice Administration	111,917	55,958			55,959	
		(1.2 FTE)			(1.3 FTE)	
Juvenile Justice Disbursements	909,074				909,074	
Youth Diversion Programs - Restitution	1,000,000	1,000,000				
Youth Diversion Programs - Victim/Offender Mediation	200,000	200,000				

Youth Diversion Programs	958,229	958,229	
		(1.0 FTE)	
Victims and Criminal Justice Assistance Programs Administration	261,650		261,650(T) <sup>a</sup> (5.5 FTE)
Federal Victims Assistance and Compensation Grants	2,600,000		2,600,000
State Victims Assistance and Law Enforcement Program	550,000		550,000(T) <sup>a</sup>
Drug Prevention Program Administration	158,523	39,572 (0.8 FTE)	118,951 (2.2 FTE)
Drug Prevention Program Narcotics Grant Disbursements	4,600,000		4,600,000
Community Corrections Program Contract Administration <sup>15,123,124</sup>	232,400	232,400 (6.0 FTE)	
Transition Programs including standard residential services at an average rate of \$32.38 per day per offender, specialized substance abuse treatment at an average rate of			

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
\$47.64 per day per offender, and other special services at an average rate of \$8.60 per day per offender	<del>12,727,528</del>		<del>12,727,528</del>				
	12,838,305		12,838,305				
Diversion Programs including standard residential services at an average rate of \$32.38 per day per offender, and standard nonresidential services at an average rate of \$5.12 per day per offender	<del>9,945,411</del>		<del>9,945,411</del>				
	10,656,152		10,656,152				
Loans - New Community							
Corrections Facilities	120,000		120,000				
Specialized Services	136,075		136,075				
Day Reporting Center Services and Monitored Residential 3/4 House Programs	760,186		760,186				
Prison Population Projections/ Build a Generation Program							

Support	238,339	59,585(M) (1.5 FTE)		178,754 (2.5 FTE)
Build A Generation				
Program Grants	300,000		300,000(T) <sup>b</sup>	
Sex Offender Surcharge				
Fund Program	41,480		41,480 <sup>c</sup>	
Evaluation of Intensive Supervision				
Probation Program	72,366	18,091		54,275
Indirect Cost				
Assessment	<u>119,404</u>		30,968(T) <sup>a</sup>	88,436
		<del>36,231,055</del>		
		37,052,573		

<sup>a</sup> These amounts shall be from the Judicial Department out of the Victims Assistance and Law Enforcement Fund pursuant to Section 24-33.5-506, C.R.S.

<sup>b</sup> This amount shall be from the Department of Local Affairs.

<sup>c</sup> This amount shall be from the Sex Offender Surcharge Fund pursuant to Section 18-21-103, C.R.S.

**(5) COLORADO BUREAU OF INVESTIGATION**

**(A) Administration**

Personal Services	218,659	186,531 (3.0 FTE)	32,128 <sup>a</sup> (1.0 FTE)	
Operating Expenses	20,460	14,626	5,834 <sup>a</sup>	
Vehicle Lease Payments	188,446	167,386		21,060(T) <sup>b</sup>
Leased Space in				
Montrose/Pueblo	88,000	88,000		
Indirect Cost Assessment	229,059		89,722 <sup>c</sup>	139,337 <sup>d</sup>

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
				112,481 <sup>c</sup>	116,578 <sup>d</sup>	
<u>744,624</u>						

<sup>a</sup> These amounts shall be from applicant print processing fees.

<sup>b</sup> This amount shall be from Limited Gaming funds appropriated in the Department of Revenue.

<sup>c</sup> This amount shall be from various sources of cash funds.

<sup>d</sup> Of this amount, \$26,856 shall be from the Highway Users Tax Fund, \$46,784(T) SHALL BE FROM LIMITED GAMING FUNDS APPROPRIATED IN THE DEPARTMENT OF REVENUE, and ~~\$112,481(T)~~ \$42,938(T) shall be from applicant print processing fees received from other state agencies.

**(B) Investigative Support Services**

(1) Laboratory<sup>125</sup>

Personal Services	2,250,448	2,092,885			157,563
		(36.0 FTE)			(3.0 FTE)
Operating Expenses	418,564	299,951			118,613
Laboratory Equipment	154,800	154,800			
Genetic Markers	<u>18,000</u>			18,000(T) <sup>a</sup>	
	2,841,812				

<sup>a</sup> This amount shall be from the Judicial Department out of the Victims Assistance and Law Enforcement Fund pursuant to Section 24-33.5-506, C.R.S.

(2) Assistance to Local

Governments		
Personal Services	1,485,338	
	(27.0 FTE)	
Operating Expenses	<u>136,863</u>	
	1,622,201	1,622,201

(3) Limited Gaming Support		
Program Costs	461,506	461,506(T) <sup>a</sup>
		(7.0 FTE)

<sup>a</sup> This amount shall be from Limited Gaming funds appropriated in the Department of Revenue.

**(C) Crime Information Center**

Personal Services	1,891,876	1,679,430	212,446 <sup>a</sup>
		(40.0 FTE)	(5.1 FTE)
Operating Expenses	1,010,152	785,967	46,418 <sup>b</sup>
Criminal Justice			177,767 <sup>c</sup>
Records Act	1,029,134		<del>383,867<sup>d</sup></del>
			<del>645,267(T)<sup>e</sup></del>
	(22.6 FTE)		383,867(T) <sup>e</sup>
H.B. 94-1276 Instant			
Background Check <sup>126</sup>	434,218		434,218 <sup>f</sup>
			(12.0 FTE)
Juvenile Arrest Fingerprint			
Identification Program	243,855	243,855	
		(3.0 FTE)	

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Missing Children Program	41,654		41,654				
	<u>4,650,889</u>		(1.0 FTE)				

<sup>a</sup> This amount shall be from the Highway Users Tax Fund.

<sup>b</sup> This amount shall be from fees for services.

<sup>c</sup> Of this amount, \$162,294 shall be from the Highway Users Tax Fund, and \$15,473(T) shall be from fees for services from other state agencies.

<sup>d</sup> This amount shall be from applicant print processing fees.

<sup>e</sup> This amount shall be from applicant print processing fees received from other state agencies.

<sup>f</sup> This amount shall be from the Statewide Instant Background Check Fund pursuant to Section 12-26.5-107 (2), C.R.S.

10,321,032

**TOTALS PART XVIII**

<b>(PUBLIC SAFETY)<sup>10,11,11a</sup></b>	<b>\$102,980,325</b>	<b>\$34,852,222</b>	<b>\$2,602,151</b>	<b>\$55,393,197<sup>a</sup></b>	<b>\$10,132,755</b>
	<u>\$104,124,482</u>	<u>\$35,682,576</u>	<u>\$2,994,120</u>	<u>\$55,315,031<sup>a</sup></u>	

<sup>a</sup> Of this amount, ~~\$10,171,183~~ \$9,946,194 contains a (T) notation, and \$44,762,155 is from the Highway Users Tax Fund pursuant to Section 43-4-201(3)(a), C.R.S.

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

- 10 (Governor lined through this provision. See L. 95, p. 2043.)
- 11 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly.
- 11a (Governor lined through this provision. See L. 95, p. 2044.)
- 13 Department of Corrections, Administration and Consolidated Services; Department of Human Services, Division of Youth Services and Alcohol and Drug Abuse Division; Judicial Department, Probation and Related Services; and Department of Public Safety, Division of Criminal Justice -- It is the intent of the General Assembly that state criminal justice agencies involved in multi-agency programs requiring separate appropriations to each agency designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee. Each agency must still submit its portion of such request with its own budget document.
- 13a Department of Corrections, Administration and Consolidated Services; and Department of Public Safety, Executive Director's Office -- It is the intent of the General Assembly that the Departments work with local law enforcement agencies to define the need for a state-operated fugitive apprehension unit. The Departments are requested to submit a report to the Joint Budget Committee no later than January 1, 1996, which clearly delineates the feasibility of such a program, what jurisdictional agreements must be executed so that such a program does not infringe upon local jurisdictions, and the benefit to the state by instituting such a program.
- 15 (Governor lined through this provision. See L. 95, p. 2045.)
- 122 Department of Public Safety, Colorado State Patrol -- It is the intent of the General Assembly that the Colorado State Fair pay all of the costs associated with all of the services provided by the State Patrol. The State Patrol shall not use any of its Highway Users Tax Fund appropriations to provide services to the State Fair.
- 123 Department of Public Safety, Division of Criminal Justice, Community Corrections Program Contract Administration -- The Division of Criminal Justice may transfer up to 10% of the total appropriation for community corrections programs between the transition and diversion line items.
- 124 Department of Public Safety, Division of Criminal Justice, Community Corrections Program Contract Administration -- Appropriations for community corrections programs are based on assumptions that providers of community corrections programs will collect client fees of up to \$10 per day on the average for residential programs and \$1 per day on the average for nonresidential programs. Pursuant to its authority to administer and execute contracts under Section 17-27-115, C.R.S., and in accordance with Section 17-27-107, C.R.S., the Division of Criminal Justice is requested to ensure that every reasonable effort is made to achieve such collections.
- 125 (Governor lined through this provision. See L. 95, p. 2046.)
- 126 (Governor lined through this provision. See L. 95, p. 2046.)

**SECTION 2.** Section 4 (1)(e) of chapter 246, Session Laws of Colorado 1995, is amended to read:

Section 4. **Adjustments to the 1995 long bill.** (1) For the implementation of this act, appropriations made in the annual general appropriation act

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

for the fiscal year beginning July 1, 1995, shall be adjusted as follows:

(e) In the appropriation to the department of public safety, executive director's office, the amount appropriated from the general fund is increased by ~~three million four hundred fifty-eight thousand four hundred forty-three dollars (\$3,458,443)~~ THREE HUNDRED SEVENTY-SEVEN DOLLARS (\$377) and the amount appropriated from the highway users tax fund is decreased by ~~three million four hundred fifty-eight thousand four hundred forty-three dollars (\$3,458,443)~~ THREE HUNDRED SEVENTY-SEVEN DOLLARS (\$377).

**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 13, 1996