

CHAPTER 296

APPROPRIATIONS

SENATE BILL 97-184

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

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. Part IX of chapter 324, Session Laws of Colorado 1996, 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.

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

**PART IX
DEPARTMENT OF LABOR AND EMPLOYMENT**

(1) EXECUTIVE DIRECTOR'S OFFICE	
Personal Services	7,880,636
	(156.7 FTE)
Health, Life and Dental	1,976,348
Short-term Disability	92,233
Salary Survey, Anniversary Increases and Shift	
Differential	1,715,068
Workers' Compensation	776,101
Operating Expenses	1,347,036
	1,635,951
Legal Services for 8,445	
9,879 hours	400,688
	468,731
Purchase of Services from Computer Center	2,010,905
	1,757,127
YEAR 2000 DATE CHANGE ^{55a}	194,735

Payment to Risk Management and Property Funds	50,297				
Vehicle Lease Payments	134,700				
Leased Space	2,609,852				
Capitol Complex Leased Space	32,325				
Utilities	159,782				
Displaced Homemakers (0.5 FTE)	103,065				
Statewide Indirect Cost Assessment	<u>272</u>				
		19,289,308	4,918,637^a	796,992^b	13,573,679
		19,587,223	5,266,908 ^a	799,575 ^b	13,520,740

^a Of this amount, ~~\$756,034~~ \$1,065,801 shall be from the Employment Support Fund, \$116,883 shall be from local government and other payments for services, and ~~\$4,045,720~~ \$4,084,224 shall be from other cash fund sources within the Department.

^b Of this amount, \$406,268 shall be from reserves in the Major Medical Insurance Fund and the Subsequent Injury Fund, \$346,544(T) shall be from statewide indirect cost recoveries, ~~\$20,437(T)~~ \$24,778(T) shall be from the Department of Human Services, \$18,366 shall be from reserves in the Displaced Homemakers Fund, ~~\$4,221~~ \$2,463 shall be from other government agencies, and \$1,156 shall be from reserves in the Boiler Inspection Fund.

(2) DIVISION OF EMPLOYMENT AND TRAINING

(A) Unemployment Insurance Programs

Program Costs	22,713,330				
	(486.0 FTE)				
Statewide Indirect Cost Assessment	<u>1,542,712</u>				
	24,256,042		120,000 ^a		24,136,042

^a This amount shall be from the sale of transcripts.

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		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(B) Unemployment Insurance Fraud Program						
Program Costs	450,701					
	(9.0 FTE)					
Statewide Indirect Cost						
Assessment	<u>2,716</u>					
	453,417			453,417 ^a		
^a This amount shall be from the Unemployment Insurance Revenue Fund.						
(C) Employment and Training Programs						
Personal Services	11,888,795			1,754,562^a	120,859(T)^b	10,013,374
	11,788,646			1,660,051 ^a	22,256(T) ^b	10,106,339
				(39.1 FTE)	(2.3 FTE)	(215.0 FTE)
					(0.3 FTE)	
Operating Expenses	1,447,415			178,869^a	9,428(T)^b	1,259,118
				279,539 ^a	3,990(T) ^b	1,163,886
Trade Adjustment Act						
Assistance	1,002,085					1,002,085
Statewide Indirect Cost						
Assessment	<u>82,319</u>			11,807^a	695(T)^b	69,817
				14,233 ^a	249 (T) ^b	67,837

~~14,420,614~~
14,320,465

^a Of these amounts, ~~\$1,918,588~~ \$1,927,173 shall be from the Employment Support Fund, and \$26,650 shall be from county contracts.

^b These amounts shall be from contracts with other government agencies.

(D) Labor Market Information

Program Costs	1,394,299	11,626 ^a	1,382,673 (27.6 FTE)
Statewide Indirect Cost Assessment	<u>8,848</u>		8,848
	1,403,147		

^a This amount shall be from the sale of publications.

~~40,533,220~~
40,433,071

(3) DIVISION OF LABOR

(A) Administration, Statistics, and Labor Standards

Personal Services	566,427		
	(13.0 FTE)		
Operating Expenses	67,398		
Administrative Law Judge Services for 108 hours	<u>9,278</u>		
	643,103	643,103(T) ^a	

^a This amount shall be from statewide indirect cost recoveries.

(B) Public Safety and Inspection Programs

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		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Personal Services	2,582,229					
	(56.3 FTE)					
Operating Expenses	328,581					
DATABASE CONVERSION	173,255					
Statewide Indirect Cost Assessment	13,891					
	<u>2,924,701</u>			1,934,167 ^a	546,419 ^b	444,115
	3,097,956			2,057,422 ^a		494,115

^a Of this amount, ~~\$1,369,315~~ \$1,492,570 shall be from the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S., \$493,987 shall be from the Boiler Inspection Fund pursuant to Section 9-4-109, C.R.S., \$67,323 shall be from the Public Safety Inspection Fund pursuant to Section 8-1-151, C.R.S., and \$3,542 shall be from the Petroleum Storage Tank Licensing Fund pursuant to Section 8-20.5-405, C.R.S.

^b Of this amount, \$476,996(T) shall be from statewide indirect cost recoveries, \$44,406 shall be from reserves in the Boiler Inspection Fund pursuant to Section 9-4-109, C.R.S., \$14,864(T) shall be from the Automobile Inspection and Readjustment program in the Department of Public Health and Environment, and \$10,153 shall be from reserves in the Public Safety Inspection Fund pursuant to Section 8-1-151, C.R.S.

~~3,567,804~~
3,741,059

(4) DIVISION OF WORKERS' COMPENSATION

(A) Workers' Compensation^{107, 108}

Personal Services	4,342,553		
	(109.4 FTE)		
Operating Expenses	614,746		
Administrative Law Judge			
Services for 17,037 hours	1,401,606		
Medical Treatment			
Guidelines Study ¹⁰⁹	90,000		
Medical Data Reporting			
System	125,000		
Case Tracking System	125,000		
Physicians Accreditation	60,000		
Utilization Review	43,750		
Immediate Payment	36,000		
Statewide Indirect Cost			
Assessment	36,207		
	<u>6,874,862</u>	6,766,894 ^a	107,968 ^b

^a Of this amount, \$6,354,755 shall be from the Workers' Compensation Cash Fund, \$180,719 shall be from the Workers' Compensation Self-Insurance Fund, \$91,670 shall be from the Cost Containment Fund, \$60,000 shall be from the Physicians Accreditation Program Cash Fund, \$43,750 shall be from the Utilization Review Cash Fund, and \$36,000 shall be from the Immediate Payment Fund. Of this amount, \$139,750 is shown for the purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. Such moneys are included for informational purposes as they are continuously appropriated by Sections 8-42-101(3.6)(1), 8-43-501(2), and 8-44-206(3)(b), C.R.S.

^b This amount shall be from reserves in the Workers' Compensation Cash Fund.

(B) Major Medical Insurance and Subsequent Injury Funds

Personal Services	1,044,265	1,044,265 ^a
		(24.5 FTE)
Operating Expenses	185,934	185,934 ^a
Statewide Indirect Cost		
Assessment	151,311	151,311 ^a

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\$	\$	\$	\$	\$	\$	\$
Major Medical Benefits	8,600,000				8,600,000 ^b	
Major Medical Legal Services for 512 hours	24,293				24,293 ^b	
Subsequent Injury Benefits	16,110,253				16,110,253 ^c	
Subsequent Injury Legal Services for 11,388 hours	540,323				540,323 ^c	
Medical Disaster	22,000				22,000 ^b	
	<u>26,678,379</u>					

^a Of these amounts, \$1,179,534 shall be from reserves in the Major Medical Insurance Fund, and \$201,976 shall be from reserves in the Subsequent Injury Fund.
^b For the purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution, these moneys from reserves in the Major Medical Insurance Fund are included for informational purposes as they are continuously appropriated by Section 8-46-202(1)(b), C.R.S.
^c For the purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution, these moneys from reserves in the Subsequent Injury Fund are included for informational purposes as they are continuously appropriated by Section 8-46-101(1)(b), C.R.S.

33,553,241

**TOTALS PART IX
(LABOR AND
EMPLOYMENT)^{2,3}**

\$96,943,573	\$16,149,979	\$28,903,843*	\$51,889,751
<u>\$97,314,594</u>	<u>\$16,630,090</u>	<u>\$28,801,939^a</u>	<u>\$51,882,565</u>

^a Of this amount, ~~\$1,632,926~~ \$1,532,780 contains a (T) notation.

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

- 2 (Governor lined through this provision. See L. 96, p. 2326.)
- 3 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.
- 55a DEPARTMENT OF HUMAN SERVICES, OFFICE OF INFORMATION TECHNOLOGY SERVICES, YEAR 2000 DATE CHANGE; AND DEPARTMENT OF LABOR, EXECUTIVE DIRECTOR'S OFFICE, YEAR 2000 DATE CHANGE -- IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT MONEYS IN THIS LINE BE RESTRICTED BY THE STATE CONTROLLER UNTIL THE COMMISSION ON INFORMATION MANAGEMENT HAS REVIEWED AND APPROVED THE DEPARTMENT'S YEAR 2000 IMPLEMENTATION PLAN.
- 107 Department of Labor and Employment, Division of Workers' Compensation, Workers' Compensation -- The Department is requested to include in its annual budget request information regarding the effectiveness of the Employer Compliance unit. Such information should include the number of employers investigated and the amount of annual workers' compensation premium dollars paid by employers who insure as a result of the investigation.
- 108 Department of Labor and Employment, Division of Workers' Compensation, Workers' Compensation -- The Department is requested to provide a report to the Joint Budget Committee on or before January 1, 1997, regarding the workers' compensation self-insurance program. The report should include, by employer: The annual amount of losses incurred; the annual amount of claim expenditures; the total amount of outstanding liabilities; and the amount of security held. The report should also include the number of and grounds for revoked permits and denied applications.
- 109 Department of Labor and Employment, Division of Workers' Compensation, Workers' Compensation, Medical Treatment Guidelines Study -- The Department is requested to submit any FY 1997-98 funding requests for this line item as a decision item.

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SECTION 2. 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, 1997