

CHAPTER 349

APPROPRIATIONS

SENATE BILL 99-182

BY SENATORS Lacy, Owen, and Tanner;
also REPRESENTATIVES Tool, Berry, and Saliman.

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 section 2 of chapter 336, Session Laws of Colorado 1998, 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

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	8,687,165
(161.9 FTE)	
Health, Life, and Dental	2,001,490
Short-term Disability	97,434
Salary Survey, Anniversary Increases, and Shift Differential	3,051,361
Workers' Compensation	648,000
Operating Expenses	1,450,009
Legal Services for 9,730 hours	477,840
Purchase of Services from Computer Center	1,676,377
Payment to Risk Management and Property Funds	52,500

	41,300				
Vehicle Lease Payments	164,346				
Leased Space	3,237,034				
Capitol Complex Leased Space	39,187				
	37,456				
Utilities	159,782				
Displaced Homemakers	103,065				
	(0.5 FTE)				
Information Technology Replacement ¹¹⁶	623,252				
Statewide Indirect Cost Assessment	<u>1,464</u>				
		<u>22,470,306</u>	<u>6,470,801^a</u>	<u>1,023,992^b</u>	<u>14,975,513</u>
		22,457,375	6,467,076 ^a	1,023,398 ^b	14,966,901

^a Of this amount, ~~\$1,500,971~~ \$1,500,107 shall be from the Employment Support Fund, ~~\$98,616~~ \$98,559 shall be from local government and other payments for services, and ~~\$4,871,214~~ \$4,868,410 shall be from other cash fund sources within the Department.

^b Of this amount, ~~\$392,440(T)~~ \$391,846(T) shall be from statewide indirect cost recoveries, \$11,323(T) shall be from the Department of Human Services, \$4,007(T) shall be from other government agencies, \$486,470 shall be from reserves in the Major Medical Insurance Fund and the Subsequent Injury Fund, \$69,684 shall be from reserves in the Petroleum Storage Tank Fund, and \$60,068 shall be from reserves in the Unemployment Insurance Revenue Fund.

(2) DIVISION OF EMPLOYMENT AND TRAINING⁷⁰

^{116a}

(A) Unemployment Insurance Programs

Program Costs	21,148,716
	21,248,716

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		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(412.0 FTE)						
Statewide Indirect Cost Assessment	1,189,954					
	<u>22,338,670</u>			83,000 ^a		<u>22,255,670</u>
	22,438,670					22,355,670 ^b

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

^b OF THIS AMOUNT, \$100,000 SHALL BE FROM FEDERAL REED ACT FUNDS MADE AVIALABLE UNDER SECTION 903 OF THE SOCIAL SECURITY ACT FOR THE PURPOSE OF ADMINISTRATION OF UNEMPLOYMENT INSURANCE PROGRAMS.

(B) Unemployment Insurance Fraud Program

Program Costs	1,003,433					
	(20.0 FTE)					
Statewide Indirect Cost Assessment	8,476					
	<u>1,011,909</u>			507,135 ^a		504,774 ^b

^a This amount shall be from the Unemployment Insurance Revenue Fund.

^b This amount shall be from reserves in the Unemployment Insurance Revenue Fund.

(C) Employment and Training Programs^{116, 117}

Personal Services	12,416,625	3,241,399 ^a	32,929(T) ^b	9,142,297
		(66.0 FTE)	(0.7 FTE)	(178.5 FTE)
Operating Expenses	1,441,694	408,146 ^a	3,704(T) ^b	1,029,844
Trade Adjustment Act Assistance	2,843,172			2,843,172
Job Training Partnership Act Programs	26,539,764			26,539,764 (48.0 FTE)
Welfare-to-Work Block Grant Programs ¹¹⁷	9,878,865			9,878,865 ^c
Statewide Indirect Cost Assessment	228,073	50,774 ^a	519(T) ^b	176,780
	<u>53,348,193</u>			

^a Of these amounts, \$3,699,719 shall be from the Employment Support Fund and \$600 shall be from county contracts.

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

^c This amount shall be from the Welfare-to-Work Block Grant.

(D) Labor Market Information

Program Costs	1,967,606	11,626 ^a		1,955,980 (34.5 FTE)
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		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Statewide Indirect Cost Assessment	26,583					26,583
	<u>1,994,189</u>					

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

~~78,692,961~~
78,792,961

(3) DIVISION OF LABOR

(A) Administration, Statistics, and Labor Standards

Personal Services	564,331
(12.0 FTE)	
Operating Expenses	62,208
Administrative Law	
Judge Services for 108 hours	9,234
	10,224
Welfare Reform ¹¹⁸	164,099

	<u>(4.0 FTE)</u>		
	799,872		799,872(T) ^a
	800,862		800,862(T) ^a

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

(B) Public Safety and Inspection Programs

Personal Services	2,825,393			
	(56.3 FTE)			
Operating Expenses	322,745			
Statewide Indirect Cost				
Assessment	<u>28,747</u>			
	3,176,885	2,156,592 ^a	529,739(T) ^b	490,554

^a Of this amount, \$1,465,514 shall be from the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S., \$602,170 shall be from the Boiler Inspection Fund pursuant to Section 9-4-109, C.R.S., and \$88,908 shall be from the Public Safety Inspection Fund pursuant to Section 8-1-151, C.R.S.

^b Of this amount, \$523,675 shall be from statewide indirect cost recoveries and \$6,064 shall be from the Department of Public Health and Environment.

~~3,976,757~~
3,977,747

(4) DIVISION OF WORKERS' COMPENSATION

(A) Workers' Compensation¹¹⁹

Personal Services	4,724,527
	(106.4 FTE)
Operating Expenses	597,888

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		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Administrative Law Judge Services for 17,037 hours						
	1,456,664					
	1,591,311					
Medical Treatment Guidelines Study ¹²⁰	19,880					
Case Tracking/Medical Data Reporting System	414,100					
Physicians Accreditation	75,000					
Utilization Review	76,000					
Immediate Payment	10,000					
Statewide Indirect Cost Assessment	89,688					
	<u>7,463,747</u>			<u>7,453,747^a</u>	10,000 ^b	
	7,598,394			7,588,394 ^a		

^a Of this amount, ~~\$6,940,696~~ \$7,075,343 shall be from the Workers' Compensation Cash Fund, \$210,731 shall be from the Workers' Compensation Self-Insurance Fund, \$151,320 shall be from the Cost Containment Fund, \$75,000 shall be from the Physicians Accreditation Program Cash Fund, and \$76,000 shall be from the Utilization Review Cash Fund. Of this amount, \$151,000 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)(l), 8-43-501(2), and 8-44-206(3)(b), C.R.S.

^b This amount shall be from reserves in the Immediate Payment Fund.

(B) Major Medical Insurance and Subsequent Injury Funds

Personal Services	1,120,765	1,120,765 ^a (23.0 FTE)
Operating Expenses	125,000	125,000 ^a
Statewide Indirect Cost Assessment	196,070	196,070 ^a
Major Medical Benefits	6,000,000	6,000,000 ^b
Major Medical Legal Services for 448 hours	22,001	22,001 ^b
Subsequent Injury Benefits	5,200,000	5,200,000 ^c
Subsequent Injury Legal Services for 11,000 hours	540,210	540,210 ^c
Medical Disaster	15,000	15,000 ^b
	<u>13,219,046</u>	

^a Of these amounts, \$1,181,539 shall be from reserves in the Major Medical Insurance Fund, and \$260,296 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 amounts 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 amounts 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.

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		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	20,682,793					
	20,817,440					
TOTALS PART IX (LABOR AND EMPLOYMENT)^{4,5}	\$125,822,817			\$20,383,220	\$16,124,575 ^a	\$89,315,022
	<u>\$126,045,523</u>			<u>\$20,514,142</u>	<u>\$16,124,971^a</u>	<u>\$89,406,410</u>

^a Of this amount, ~~\$1,774,533~~ \$1,774,929 contains a (T) notation.

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

- 4 (Governor lined through this provision. See L. 98, p. 2193.)
- 5 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. Each principal department of the state shall produce its rules and regulations in an electronic format that is suitable for public access through electronic means. Such rules and regulations in such format shall be submitted to the

Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

- 70 Department of Human Services, Self-Sufficiency, Colorado Works Program; and Department of Labor and Employment, Division of Employment and Training -- It is the intent of the General Assembly that the Department of Labor and Employment, in conjunction with the Department of Human Services, pursue the purchase of a computerized job readiness software package in FY 1998-99. The Department is requested to review the training needs of the various employment-related programs for which each department is responsible, review the available software packages which may meet those needs, and identify existing resources which may be used to acquire a statewide license for any appropriate software packages. The Department is requested to report its findings regarding the purchase of any such software to the Joint Budget Committee by August 1, 1998. Further, if spending authority is required, the Department is requested to submit a subsequent supplemental budget request accordingly.
- 116 Department of Labor and Employment, Executive Director's Office, Information Technology Replacement; and Division of Employment and Training, Employment and Training Programs -- The Department is requested to submit any FY 1999-2000 funding requests for information technology replacement as a separate decision item.
- 116a Department of Labor and Employment, Division of Employment and Training -- It is the intent of the General Assembly that the Department develop a plan to achieve efficiencies in the administration of Unemployment Insurance and Employment Programs. This plan shall include estimated implementation costs, an implementation schedule, and information on how the department intends to decrease costs in the Division in order to adjust to expected federal funding levels. This plan shall be submitted to the Joint Budget Committee no later than November 16, 1998.
- 117 Department of Labor and Employment, Division of Employment and Training, Employment and Training Programs; and Welfare-to-Work Block Grant Programs -- It is the intent of the General Assembly that the Department count a portion of the General Fund or cash funds exempt appropriated to the Department of Human Services, Self-Sufficiency, for Colorado Works Program County Block Grants, as the state match for federal Welfare-to-Work block grant funds. However, it is the intent of the General Assembly that only that portion of such funds that exceeds the minimum federal maintenance of effort requirement for the Temporary Assistance to Needy Families program be used in such a manner.

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\$	\$	\$	\$	\$	\$	\$

- 118 Department of Labor and Employment, Division of Labor, Administration, Statistics, and Labor Standards, Welfare Reform -- The Department is requested to provide, no later than January 1, 1999, a report to the Joint Budget Committee detailing the number of grievances filed, the number requiring mediation or arbitration and the outcome of each, and the amount of staff time involved in each.
- 119 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, 1999, 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.
- 120 Department of Labor and Employment, Division of Workers' Compensation, Workers' Compensation, Medical Treatment Guidelines Study -- The Department is requested to submit any FY 1999-2000 funding requests for this line item as a decision item.

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 10, 1999