

CHAPTER 352

APPROPRIATIONS

SENATE BILL 99-185

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

AN ACT

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF LOCAL AFFAIRS.

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

SECTION 1. Part XII 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.

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APPROPRIATION FROM

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

**PART XII
DEPARTMENT OF LOCAL AFFAIRS**

(1) EXECUTIVE DIRECTOR'S OFFICE

(A) Administration

Personal Services	875,667	516,033 (8.0 FTE)			359,634(T) ^a (6.0 FTE)	
Health, Life, and Dental	369,641	247,001		5,892 ^b	31,386 ^c	85,362
Short-term Disability	15,284	13,573		473 ^b	1,238 ^c	
Salary Survey and Anniversary Increases	535,931	357,673		22,045 ^b	28,175 ^c	128,038
Workers' Compensation	24,300	22,356		55 ^b	1,889 ^c	
Operating Expenses	482,737	385,809		2,356 ^b	11,903 ^d	82,669
Legal Services for 2,535 hours	124,493	99,594		1,023 ^b	20,659 ^c	3,217
Purchase of Services from Computer Center	5,918	5,583			335 ^c	

Payment to Risk Management and Property Funds	121,960	110,863		11,097^e	
	119,400	108,536		10,864 ^c	
Vehicle Lease Payments	131,551	131,551			
ADP Capital Outlay	98,104	58,354	3,600 ^b	11,400 ^c	24,750
Leased Space	25,460	23,745		1,715(T) ^e	
Capitol Complex Leased Space	299,083	274,793	2,574^f	6,555(T)^g	15,161
	265,927	242,844	2,288 ^f	6,096(T) ^g	14,699
Moffat Tunnel Improvement District ¹²⁹	81,000		21,000 ^h	60,000 ⁱ	
Indirect Cost Assessment	359,634		23,221 ^j	336,413(T) ^k	
	<u>3,550,763</u>				
	3,515,047				

^a This amount shall be from indirect cost recoveries.

^b These amounts shall be from various sources of cash funds.

^c These amounts shall be from various sources of cash funds exempt.

^d Of this amount, \$7,500(T) shall be from state agency user charges for the Automated Mapping System, \$3,838(T) shall be from Limited Gaming Funds appropriated in the Department of Revenue, and \$565 shall be from the Local Government Severance Tax Fund.

^e Of this amount, \$1,143 shall be from the Local Government Severance Tax Fund, and \$572 shall be from the Local Government Mineral Impact Fund.

^f Of this amount, ~~\$858~~ \$772 shall be from the Nonresidential Structure Regulation Fund, and ~~\$1,716~~ \$1,516 shall be from the Local Utility Management Assistance Fund.

^g Of this amount, ~~\$3,787~~ \$3,466 shall be from the Local Government Severance Tax Fund, ~~\$1,893~~ \$1,755 shall be from the Local Government Mineral Impact Fund, and \$875 shall be from Limited Gaming Funds appropriated in the Department of Revenue.

^h This amount shall be from the Moffat Tunnel Cash Fund.

ⁱ This amount shall be from reserves in the Moffat Tunnel Cash Fund.

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

^j Of this amount, \$14,778 shall be from Local Utility Management Assistance funds and \$8,443 shall be from the Nonresidential Structure Regulation Fund.

^k Of this amount, \$137,671 shall be from the Office of Emergency Management, \$35,311 shall be from the Local Government Severance Tax Fund, \$69,484 shall be from the HUD Programs, \$30,798 shall be from the Community Services Block Grant, \$32,827 shall be from the Community Development Block Grant, \$18,031 shall be from the Local Government Mineral Impact Fund, \$7,048 shall be from Limited Gaming Funds appropriated in the Department of Revenue, and \$5,243 shall be from the Department of Education.

(B) Youth Crime Prevention and Positive Intervention Programs

Build A Generation		
Program Grants	429,000	
Prevention/Intervention		
Grants ¹³⁰	<u>7,871,000</u>	
	8,300,000	8,300,000
		11,850,763
		11,815,047

(2) PROPERTY TAXATION

Board of Assessment	
Appeals	644,798

	(16.0 FTE)			
Property Taxation	2,214,851			
	(40.0 FTE)			
Property Tax Advisory Committee	2,423			
State Board of Equalization	<u>16,091</u>			
		2,878,163	2,878,163	
 (3) COMMUNITY DEVELOPMENT				
(A) Division of Housing				
Personal Services	865,144		865,144	
			(15.0 FTE)	
Factory Built Commercial Buildings Inspections	81,221		81,221 ^a	
			(1.0 FTE)	
HUD Programs - Personal Services	515,400			515,400
				(10.4 FTE)
Housing Rehabilitation and Construction Grants	600,000		600,000	
Housing Grants for households with incomes less than 133% of the federal poverty level ^{131, 132}	2,000,000			
Section 8 Grants	2,955,000			2,955,000
Housing Assistance Voucher Program	2,877,000			2,877,000

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Emergency Shelter Program	1,029,000						1,029,000
HUD Housing Assistance	6,428,000						6,428,000
Housing Seminars	15,000				15,000 ^c		
	<u>17,365,765</u>						

^a This amount shall be from the Nonresidential Structure Regulation Fund pursuant to Section 24-32-1905, C.R.S.

^b This amount shall be from reserves in the Economic Development Fund that are shown as cash funds exempt in the General Economic Incentives and Marketing line in the Department's Economic Development section.

^c This amount shall be from user fees.

(B) Division of Local Government

Personal Services	1,215,021		1,195,318 (19.8 FTE)		15,703 ^a (0.4 FTE)		4,000(T) ^b
Local Utility Management Assistance	97,851				97,851 ^c (2.0 FTE)		
Local Government Training Seminars	40,000				40,000 ^d		
Bond Allocation Committee	2,850		2,850				

Nonrated Public Securities	10,000	8,000 ^e	2,000 ^f
	<u>1,365,722</u>		

^a This amount shall be from user charges for the Automated Mapping System.

^b This amount shall be from state agency user charges for the Automated Mapping System.

^c This amount shall be from the Colorado Water Resources and Power Development Authority pursuant to Section 37-95-107.6, C.R.S.

^d This amount shall be from fees paid by seminar participants.

^e This amount shall be from the Nonrated Public Securities Cash Fund pursuant to Section 11-58-106(5), C.R.S.

^f This amount shall be from reserves in the Nonrated Public Securities Cash Fund.

(C) Conservation Trust

Fund	38,653,200	38,653,200 ^a
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^a This amount shall be from the State Lottery Fund pursuant to Section 24-35-210(4)(b), C.R.S.

(D) Contiguous County

Limited Gaming Impact

Fund	3,400,000	3,400,000(T) ^a
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^a This amount shall be from ~~Limited Gaming Funds appropriated in the Department of Revenue~~. THE FUND BALANCE IN THE LOCAL GOVERNMENT LIMITED GAMING IMPACT FUND, WHICH CONSISTS OF FUNDS TRANSFERRED FROM THE LIMITED GAMING FUND IN THE DEPARTMENT OF REVENUE IN THE PRIOR FISCAL YEAR, PURSUANT TO SECTIONS 12-47.1-701 AND 12-47.1-1601, C.R.S.

(E) Community Partnership Office

(1) U. S. Department of Education Grant	
Personal Services	55,970
	(1.0 FTE)

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			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Service Programs	1,688,137						
	<u>(4.0 FTE)</u>						
	1,744,107						1,744,107
 (2) U.S. Department of Justice Grant							
Program Costs	75,000						75,000
	(1.0 FTE)						
(F) Field Services	1,938,660		1,012,857			457,706(T) ^a	468,097
			(12.5 FTE)			(7.0 FTE)	(9.6 FTE)
 ^a Of this amount, \$273,981 shall be from the Local Government Severance Tax Fund, \$136,990 shall be from the Local Government Mineral Impact Fund, and \$46,735 shall be from Limited Gaming Funds in the Department of Revenue.							
(G) Office of Emergency Management	5,572,629				10,000 ^a	10,000 ^b	5,552,629
							(18.5 FTE)

^a This amount shall be from local government emergency training programs.

^b This amount shall be from state college and state agency emergency training programs.

(H) Grants

Community Services Block Grant	4,152,000			4,152,000
Community Development Block Grant	10,690,000			10,690,000
Severance Tax Funds	15,000,000	10,000,000 ^a	5,000,000 ^b	
Mineral Impact Funds	12,600,000		12,600,000 ^c	
Economic Development Administration Grant Program	7,500			7,500
Search and Rescue	433,835	362,790 ^d	71,045 ^e	
		(0.3 FTE)		
	<u>42,883,335</u>			

^a This amount shall be from the Local Government Severance Tax Fund pursuant to Section 39-29-110(1)(a), C.R.S.

^b This amount shall be from reserves in the Local Government Severance Tax Fund.

^c This amount shall be from the Local Government Mineral Impact Fund pursuant to Section 34-63-102(5)(a), C.R.S., which is comprised of federal mineral leasing revenues and the existing fund balance.

^d This amount shall be from the Search and Rescue Fund.

^e This amount shall be from reserves in the Search and Rescue Fund.

112,998,418

(4) ECONOMIC DEVELOPMENT

(A) Local Affairs Programs

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			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS	
	\$	\$	\$	\$	\$	\$	\$	
(1) Motion Picture and Television Production Program Costs	407,124		407,124					
			(6.0 FTE)					
(2) Colorado Promotion Colorado Welcome Centers	442,443 402,443		360,518 320,518			81,925 ^a		
			(3.3 FTE)					
Other Program Costs ¹³³ Production and Distribution of State Highway Maps	600,000 <u>100,000</u>		500,000 100,000			100,000 ^b		
	1,142,443 1,102,443							

^a This amount shall be from reserves in the Colorado Tourism Promotion Fund.

^b This amount shall be from grants and donations or reserves in the Colorado Tourism Promotion Fund.

(3) Economic Development Commission

General Economic

Incentives and Marketing¹³⁴,

135, 136, 137, 137a

6,092,500

1,192,500

4,900,000^a

^a This amount shall be from reserves in the Economic Development Fund pursuant to Section 24-46-105, C.R.S.

(4) Waste Tire Fund

Waste Tire Removal

Grants 1,100,400

750,400^a

350,000^b

Colorado Housing and
Finance Authority

Recycling Loans 1,393,600
2,494,000

1,393,600^a

^a These amounts shall be from the Waste Tire Recycling Development Cash Fund pursuant to Section 25-17-202(3), C.R.S.

^b This amount shall be from reserves in the Waste Tire Recycling Development Cash Fund.

~~10,136,067~~

10,096,067

(B) Programs Administered by Other Departments

(1) Department of Agriculture

Agriculture Marketing ~~672,149^a~~
671,740^a

~~604,471~~
604,062

67,678(T)^b

^a This subtotal does not include fees for services and cash raised for economic development programs, which are appropriated directly in the Department of Agriculture, Agricultural Markets Division.

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		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(2) Governor's Office of Economic Development						
Administration	244,282	240,166			4,116(T) ^a	
Business Development	1,143,464	933,464		65,000 ^b	30,000(T) ^c	115,000
Defense Conversion and Retention Council	555,268				500,000(T) ^c	55,268
Grand Junction Satellite Office	57,837	57,837				
Minority Business Office	157,604	152,604		5,000 ^d		
Small Business Assistance	356,902	294,402		25,000 ^e		37,500
Leading Edge Program Grants	140,000	64,569			75,431 ^f	
Small Business Development Centers	1,167,256	54,819				1,112,437
International Trade Office ³⁴	<u>1,173,995</u>	1,111,995		62,000 ^e		
	4,996,608					

^b This amount shall be from competitive grants that may be received from the Economic Development Commission.

^a This amount shall be from indirect cost recoveries.

^b Of this amount, \$15,000 shall be from fees collected for the Gateway Economic Development Computer Network, and \$50,000 shall be from various fees collected.

^c These amounts shall be from competitive grants that may be received from the Economic Development Commission.

^d This amount shall be from the Minority Business Fund pursuant to Section 24-49.5-104, C.R.S.

^e These amounts shall be from various fees collected.

^f This amount shall be from grants and donations.

(3) Department of Higher Education

(A) Division of Occupational Education

Customized Job

Training^{56,57} 3,133,400^a

Existing Industry

Training^{56,57} 625,220^b

3,758,620

3,758,620

^a This subtotal does not include \$500,000 from Economic Development Fund reserves that is appropriated directly to the Department of Higher Education.

^b This subtotal does not include \$1,400,000 from Economic Development Fund reserves that is appropriated directly to the Department of Higher Education.

(B) Colorado Advanced

Technology Institute

Program Costs⁵⁹ 3,592,954

~~3,592,954~~

3,263,954

329,000^a

^a THIS AMOUNT SHALL BE FROM A PRIVATE NONPROFIT CORPORATION INCORPORATED BY THE INSTITUTE PURSUANT TO SECTION 23-5-121, C.R.S.

~~13,020,331~~

13,019,922

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\$	\$	\$	\$	\$	\$	\$
TOTALS PART XII (LOCAL AFFAIRS)^{4,5}	\$150,883,742	\$30,527,303		\$13,013,804	\$69,189,500 ^a	\$38,153,135
	<u>\$150,807,617</u>	<u>\$30,123,618</u>		<u>\$13,013,518</u>	<u>\$69,517,808^a</u>	<u>\$38,152,673</u>

^aOf this amount, ~~\$7,179,155~~ \$7,178,696 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.
- 34 Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, International Trade Office; and Department of Local Affairs, Economic Development, Programs Administered by Other Departments,

Governor's Office of Economic Development, International Trade Office -- The International Trade Office is requested to provide a report to the Joint Budget Committee, by July 31, 1998, that includes the following information: number of new and existing companies assisted; activity reports from overseas representatives and offices; number of incoming missions; regional export activities; and progress toward recommendations from the February 1996 Audit Committee Report.

- 56 Department of Higher Education, Division of Occupational Education, Customized Job Training; and Existing Industry Training; and Department of Local Affairs, Economic Development, Programs Administered by Other Departments, Department of Higher Education, Division of Occupational Education, Customized Job Training; and Existing Industry Training-- The Department of Higher Education and the Department of Local Affairs are requested to report to the Joint Budget Committee by November 1, 1998, on their efforts to identify alternative sources of funding for the Existing Industry Training and Customized Job Training programs to provide a permanent funding source, other than the General Fund, for these programs.
- 57 Department of Higher Education, Division of Occupational Education, Customized Job Training; and Existing Industry Training; and Department of Local Affairs, Economic Development, Programs Administered by Other Departments, Department of Higher Education, Division of Occupational Education, Customized Job Training; and Existing Industry Training -- These programs are requested to submit to the Joint Budget Committee, by November 1, 1998, a detailed plan for accountability, including review criteria for selection of companies to participate, the number of new jobs created by the programs, the number of unemployed and underemployed individuals who were trained and employed by these programs, the amount of new personal income and state personal and corporate income tax generated by these programs, the time period for repayment of state investment in these programs, and the number of persons taken off state support programs and the money saved thereby. Up to ten percent of the Customized Job Training appropriation may be used to supplement the Existing Industry Training appropriation.
- 59 Department of Higher Education, Colorado Advanced Technology Institute; and Department of Local Affairs, Economic Development, Programs Administered by Other Departments, Department of Higher Education, Colorado Advanced Technology Institute, Program Costs -- The Institute is requested to have an overall cash funds matching ratio of at least 1.2 private funds to 1.0 state funds, and a federal funds matching ratio of at least 3.0 federal funds to 1.0 state funds. The Institute is also requested to submit a report to the Joint Budget Committee by November 1, 1998, detailing the Institute's accomplishments and efforts that have not worked. This report should include a review of the Institute's participation in

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any organizations authorized under Section 23-5-121, C.R.S., the financial statements from these organizations, and an explanation of the disposition of revenues earned by these organizations.

- 129 Department of Local Affairs, Executive Director's Office, Administration, Moffat Tunnel Improvement District - The Department of Local Affairs is requested to provide a report to the Joint Budget Committee, by September 1, 1999, detailing the Department's activities, expenses and revenues in FY 1997-98 and FY 1998-99 related to the administration of the Moffat Tunnel Improvement District. The report should identify work undertaken or contracted by the Department, including legal, title search, and surveying services, and the reasons for the work, including, but not limited to, the sale of assets.
- 130 Department of Local Affairs, Executive Director's Office, Youth Crime Prevention and Positive Intervention Programs, Prevention/Intervention Grants -- It is the intent of the General Assembly that the Youth Crime Positive Prevention and Positive Intervention Board require grant recipients to provide adequate measurements to permit a longitudinal evaluation of the effectiveness of the grant funded programs. Additionally, it is the intent of the General Assembly that the Youth Crime Prevention and Positive Intervention Board use up to 1% of the total FY 1998-99 Long Bill appropriation to continue the longitudinal evaluation of program effectiveness. This study should be contracted through the state's university system.
- 131 Department of Local Affairs, Community Development, Division of Housing, Housing Grants for households with incomes less than 133% of the federal poverty level-- The Division of Housing is requested to provide a report to the Joint Budget Committee, by November 1, 1998, on its efforts to eliminate regulatory barriers to the construction of affordable housing. The report should include a review of the types and prevalence of local regulatory barriers to affordable housing, a review

of the steps the Division of Housing is taking to reduce these barriers, and a report on the effectiveness of the Division's efforts.

- 132 Department of Local Affairs, Community Development, Division of Housing, Housing Grants for households with incomes less than 133% of the federal poverty level -- It is the intent of the General Assembly that the Division report to the Joint Budget Committee, by November 1, 1998, on the impact of its programs to address the lack of affordable housing for renters and home buyers. This report should include a review of housing needs in the state, a review of state, federal, and local programs for addressing affordable housing needs, data on the impact of these programs, and an analysis of the impact of current state affordable housing policies and targeting criteria with any proposed modifications.
- 133 (Governor lined through this provision. See L. 98, p. 2195.)
- 134 Department of Local Affairs, Economic Development, Local Affairs Programs, Economic Development Commission, General Economic Incentives and Marketing -- It is the intent of the General Assembly that the Commission provide \$2,000,000 from its existing fund balance to the Department of Local Affairs, Community Development, Division of Housing, for affordable housing grants and loans for households with incomes less than 133% of the federal poverty level.
- 135 Department of Local Affairs, Economic Development, Local Affairs Programs, Economic Development Commission, General Economic Incentives and Marketing -- It is the intent of the General Assembly that the Commission provide \$500,000 from its existing fund balance to the Department of Higher Education, Division of Occupational Education, Customized Job Training program. This funding is provided on a one-time basis only.
- 136 Department of Local Affairs, Economic Development, Local Affairs Programs, Economic Development Commission, General Economic Incentives and Marketing -- It is the intent of the General Assembly that the Commission provide \$1,400,000 from its existing fund balance to the Department of Higher Education, Division of Occupational Education, Existing Industry Training program. This funding is provided on a one-time basis only.
- 137 Department of Local Affairs, Economic Development, Local Affairs Programs, Economic Development Commission, General Economic Incentives and Marketing -- It is the intent of the General Assembly that the Commission give priority consideration to funding projects for coping with defense industry retention and conversion efforts and other related

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
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economic developments.

137a Department of Local Affairs, Economic Development, Local Affairs Programs, Economic Development Commission, General Economic Incentives and Marketing -- It is the intent of the General Assembly that the Economic Development Commission emphasize funding for rural economic development.

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