

CHAPTER 449

APPROPRIATIONS

SENATE BILL 03-258

BY SENATOR(S) Owen, Teck, and Reeves;
also REPRESENTATIVE(S) Young, Witwer, and Plant.

AN ACT

CONCERNING THE PROVISION FOR PAYMENT OF THE EXPENSES OF THE EXECUTIVE, LEGISLATIVE, AND JUDICIAL DEPARTMENTS OF THE STATE OF COLORADO, AND OF ITS AGENCIES AND INSTITUTIONS, FOR AND DURING THE FISCAL YEAR BEGINNING JULY 1, 2003, EXCEPT AS OTHERWISE NOTED.

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

SECTION 1. Definitions - general provisions. As used in this act, the following definitions and general provisions shall apply:

(1) (a) "Capital outlay" means:

~~(I) Equipment, furniture, motor vehicles, software, and other items that have a useful life of one year or more and that cost less than fifty thousand dollars;~~

~~(II) Alterations and replacements, meaning major and extensive repair, remodeling, or alteration of buildings, the replacement thereof, or the replacement and renewal of the plumbing, wiring, electrical, fiber optic, heating, and air conditioning systems therein, costing less than fifteen thousand dollars;~~

~~(III) New structures, meaning the construction of entirely new buildings where the cost will be less than fifteen thousand dollars, including the value of materials and labor, either state-supplied or supplied by contract;~~

~~(IV) Nonstructural improvements to land, meaning the grading, leveling, drainage, irrigation, and landscaping thereof and the construction of roadways, fences, ditches, and sanitary and storm sewers, where the cost will be less than five thousand dollars.~~

~~(b) "Capital outlay" does not include those things defined as capital construction by section 24-75-301, Colorado Revised Statutes.~~

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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.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

(2) "Centralized appropriation" means the appropriation of funds to a department's executive director's office or central administrative program intended for subsequent allocation and expenditure at and among a department's divisions, programs, agencies, or long bill groups in order to reflect the amount of such resources actually used in each program or division. Such centralized appropriations may include salary survey, anniversary increases, senior executive service, shift differential, group health and life insurance, capital outlay, ADP capital outlay, information technology asset maintenance, legal services, purchase of services from computer center, vehicle lease payments, leased space, lease purchase, payment to risk management and property funds, short-term disability insurance, utilities, administrative law judge services, and centralized ADP. As provided in subsection (10) of this section, capital outlay is included within the appropriation for "operating expenses". Capital outlay may be reallocated to divisions or programs within the department solely for capital outlay expenditure.

~~(3)(a)(I) Except as otherwise provided in paragraph (b) of this subsection, "full time equivalent" or "FTE" means the budgetary equivalent of one permanent position continuously filled full time for an entire fiscal year by elected state officials or by state employees who are paid for at least two thousand eighty hours per fiscal year, with adjustments made to:~~

~~(A) Include in such time computation any sick, annual, administrative, or other paid leave; and~~

~~(B) Exclude from such time computation any overtime or shift differential payments made in excess of regular or normal hours worked and any leave payouts upon termination of employment.~~

~~(H) "Full time equivalent" or "FTE" does not include contractual, temporary, or permanent seasonal positions.~~

~~(HH) As used in this paragraph (a), "state employee" means a person employed by the state, whether or not such person is a classified employee in the state personnel system.~~

~~(b) For purposes of higher education professional personnel and assistants in resident instruction and professional personnel in organized research and activities relating to instruction, "full time equivalent" or "FTE" means the equivalent of one permanent position continuously filled for a nine-month or ten-month academic year.~~

~~(c) The maximum limitation on the number of FTE that are allowed for the fiscal year to which this act pertains may comprise any combination of part-time positions or full-time positions so long as the maximum FTE limitation is not exceeded.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(4) "Health, life, and dental" means the state contribution for group benefits plans pursuant to section 24-50-609, Colorado Revised Statutes. Pursuant to section 24-50-609, Colorado Revised Statutes, the state of Colorado shall contribute an amount necessary to pay one hundred seventy-three dollars and ninety-two cents per month per single employee, two hundred fifty dollars and thirty-nine cents per month per employee with one covered dependent, and three hundred forty-four dollars and thirty-three cents per employee with two or more covered dependents for each employee enrolled in a group benefit plan that includes enrollment in medical benefits. In accordance with section 24-50-609 (3) (b), Colorado Revised Statutes, these contribution amounts shall commence on December 1, 2003. Funds appropriated for health, life, and dental shall not be expended for any other purpose.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

(5) "Indirect cost recoveries" means reimbursements made to an agency of the state from federal funds, other nonstate funds, cash funds, or cash funds exempt for the indirect expenses which have been incurred by the state in operating such programs. These recoveries are made by the departments using the approved indirect cost rate, as required by the state fiscal rules.

~~(6) "Lease purchase" means the use and acquisition of equipment under an agreement to purchase, pursuant to which payments are made for a period of longer than one year and are subject to annual appropriation. "Lease purchase" may also include payments made under the agreement for the maintenance of the equipment. No funds shall be expended for lease purchases except those specifically appropriated for such purpose. The provisions of this subsection (6) shall not apply to the board of regents of the university of Colorado; the state board of agriculture; the board of trustees of the Colorado school of mines; the board of trustees of the university of northern Colorado; the trustees of the state colleges in Colorado; the state board for community colleges and occupational education (except for administration and the division of occupational education); the board for the Auraria higher education center; the state historical society; the Colorado council on the arts; the division of wildlife; the water conservation board; the county departments of social services; and the low-income energy assistance block grant.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(7) "Leased space" means the use and acquisition of office facilities and office and parking space pursuant to a rental agreement. No funds shall be expended for leased space except pursuant to a specific appropriation for such purpose. The provisions of this subsection (7) shall not apply to the board of regents of the university of Colorado; the state board of agriculture; the board of trustees of the Colorado school of mines; the board of trustees of the university of northern Colorado; the trustees of the state colleges in Colorado; the state board for community colleges and occupational education (except for administration and the division of occupational education); the board for the Auraria higher education center; the state historical society; the Colorado council on the arts; the division of wildlife; the water conservation board; the county departments of social services; and the low-income energy assistance block grant.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(8) "Legal services" means the purchase of legal services from the department of law; however, up to ten percent of the amount appropriated for legal services may instead be expended for operating expenses, contractual services, and tuition for employee training. No funds shall be expended for legal services except those specifically appropriated for such purpose. The provision of this subsection (8) shall not apply to the departments of education, higher education, transportation, and the risk management fund in the department of personnel.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

(9) "Motor vehicle" means a motor truck designated three-quarters of one ton or less, automobile, or other self-propelled vehicle costing less than fifty thousand dollars.

~~(10) "Operating expenses" means:~~

~~(a) Supplies and materials, meaning items that by their nature are consumable and that have a useful life of less than one year or that, after usage, undergo an impairment of, or a material change in, physical condition, including, but not limited to, books, periodicals, and educational, laboratory, medical, data processing, custodial, postal, office, photographic, and road maintenance supplies and materials;~~

~~(b) Current charges, meaning charges for items or services not otherwise defined in this section for which a separate appropriation is not made, including, but not limited to, charges for utilities, trash removal, custodial services, telecommunications, data processing, advertising, freight, rentals of equipment and property, storage, parking, minor repair or maintenance, and printing and reproduction, and insurance premiums, dues, subscriptions, casualty losses, commissions, royalties, interest, fees, fines, reimbursements, and payments of prizes, awards, and judgments other than to state employees as compensation, except that no funds appropriated for operating expenses may be expended for vehicle lease payments, leased space, or lease purchase unless otherwise authorized by law;~~

~~(c) Capital outlay, as defined in subsection (1) of this section;~~

~~(d) The cost of travel by common carrier or by state-owned or privately owned conveyance and the costs of meals and lodging incident to such travel.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(11) "Personal services" means:~~

~~(a) All salaries and wages, whether to full-time, part-time, or temporary employees of the state, and also includes the state's contribution to the public employees' retirement fund and the state's share of federal Medicare tax paid for state employees. Payments for overtime shall be in compliance with rules and procedures adopted by~~

the state personnel director:

~~(b) Professional services, meaning services requiring advanced study in a specialized discipline that are rendered or performed by firms or individuals for the state other than for employment compensation as an employee of the state, including but not limited to accounting, consulting, architectural, engineering, physician, nurse, specialized computer, and construction management services. Payments for professional services shall be in compliance with section 24-30-202 (2) and (3), Colorado Revised Statutes.~~

~~(c) Temporary services, meaning clerical, administrative, and casual labor rendered or performed by firms or individuals for the state other than for employment compensation as an employee of the state. Payments for temporary services shall be in compliance with section 24-30-202 (2) and (3), Colorado Revised Statutes.~~

~~(d) Tuition, meaning payments for graduate or undergraduate courses taken by state employees at institutions of higher education.~~

~~(e) Payments for unemployment insurance as required by the department of labor and employment.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(12) "Purchase of services from computer center" means the purchase of automated data processing services from the general government computer center.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(13) "Short-term disability" means the state contribution for employee short-term disability pursuant to section 24-50-603, Colorado Revised Statutes. No funds appropriated for short-term disability shall be expended for any other purpose.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(14) "Utilities" means water, sewer service, electricity, payments to energy service companies, purchase of energy conservation equipment, and all heating fuels.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~(15) "Vehicle lease payments" means the annual payments to the department of personnel for the cost of administration, repayment of a loan from the state treasury, and lease-purchase payments for new and replacement vehicles. No funds shall be expended for vehicle lease payments except those specifically appropriated for such purposes. The provisions of this subsection (15) shall not apply to the departments of education, higher education, and transportation.~~

(Governor lined through this provision. See the editor's note and the Governor's letter

following this act.)

~~(16) "Multiuse Network Payments" means payments to the Department of Personnel and Administration for the cost of administration and the use of the state's telecommunications network. No funds appropriated for multiuse network payments shall be expended for any other purpose.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

(17) "Pueblo Data Entry Center Payments" means payments to the Department of Personnel and Administration for the cost of data entry services from the data entry center.

(18) "Communications Services Payments" means payments to the Department of Personnel and Administration for the cost of services from the state's public safety communications infrastructure.

~~(19) Where no purpose is specified or where a special program is specified, the appropriation shall be for contractual services, tuition, and operating expenses and, only if the appropriation includes a specified FTE limitation, for personal services other than contractual services.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

(20) Expenditures of funds appropriated for the purchase of goods and services shall be in accord with section 17-24-111, Colorado Revised Statutes, which requires institutions, agencies, and departments to purchase such goods and services as are produced by the division of correctional industries from said division.

~~(21) When it is not feasible, due to the format of this act, to set forth fully in the line item description the purpose of an item of appropriation or a condition or limitation on the item of appropriation, the footnotes at the end of each section of this act refer to provisions which set forth such purposes, conditions, or limitations, and such provisions are therefore intended to be binding portions of the items of appropriation to which they relate. In other cases, where clearly expressed, footnotes refer to statements which are not intended by the general assembly to be binding portions of appropriations but which are related to the indicated item or items of appropriation. Such nonbinding statements include explanations of the assumptions used in making appropriations, the general assembly's intent with respect to future appropriations, and requests on the part of the general assembly for particular administrative action in connection with items of appropriation.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

(22) (a) For purposes of complying with the provisions of subsection (5) of section 20 of article X in the state constitution, and in accordance with the provisions of this subsection (22), the balance of funds in the funds specified in paragraph (b) of this subsection (22), or such portions thereof as is necessary to be in compliance with said

constitutional provision, are hereby designated to constitute the state emergency reserve for the 2003-2004 fiscal year. The designation of the balance of funds in said funds shall be in the same order of priority as said funds are set forth in paragraph (b) of this subsection (22) and shall be made in the manner such that all of the balance of funds in one fund, to the extent permitted in accordance with paragraph (b) of this subsection (22), shall constitute all or a portion of said state emergency reserve before any balance of funds in any other fund lower in the order of priority of said funds set forth in paragraph (b) of this subsection (22) shall constitute all or part of said state emergency reserve. To the extent that the balance of funds, or any portion thereof, in one or more of the funds set forth in paragraph (b) of this subsection (22) are not necessary to be in compliance with said constitutional provision, said balance of funds, or portion thereof, shall not be designated to constitute any portion of said emergency reserve.

(b) The funds designated to constitute the state emergency reserve for the 2003-2004 fiscal year are:

(I) The tobacco litigation settlement trust fund created in section 24-22-115.5 (2), Colorado Revised Statutes, up to a maximum of \$100,000,000;

(II) The controlled maintenance trust fund, created in section 24-75-302.5 (2) (a), Colorado Revised Statutes;

(III) The Colorado river recovery program loan fund, created in section 37-60-122.9 (1), Colorado Revised Statutes;

(IV) The fish and wildlife resources fund, created in section 37-60-121 (6), Colorado Revised Statutes;

(V) The perpetual base account of the severance tax trust fund, created in section 39-29-109 (1) (a) (I), Colorado Revised Statutes;

(VI) The species conservation trust fund, created in section 24-33-111 (2), Colorado Revised Statutes;

(VII) The wildlife cash fund and fund equity, created in section 33-1-112 (1), Colorado Revised Statutes;

(VIII) Up to \$87,400,000 of state properties as designated by the Governor.

SECTION 2. Appropriation. (1) The sums in this section hereinafter specified, or so much thereof as may be necessary for the purpose, are hereby appropriated out of any moneys in the general fund, the indicated cash funds, and federal funds, for the payment of the ordinary operating costs of the executive, legislative, and judicial departments of the state, and of its agencies and institutions, for and during the fiscal year beginning July 1, 2003, and:

(a) The figures in the column headed "item & subtotal" are the amounts made available by appropriation for expenditure within each line item, except for the figure beneath the line, which is the subtotal of the figures preceding. The figures in the "total" column are the amounts made available by appropriation for expenditure by

the department, division, institution, or program to which the totals relate.

(b) The figures in the "general fund", "general fund exempt", "cash funds", "cash funds exempt", and "federal funds" columns indicate the source of funds for the amounts authorized in the expenditure columns. The figures in the "general fund exempt" and "cash funds exempt" columns are amounts not included in the term "fiscal year spending" as such term is defined in section 20 (2) (e) of article X of the state constitution.

(c) The figures in the "general fund" and "general fund exempt" columns indicate the maximum amount that may be expended from the general fund for the purposes shown.

(d) Where the letter "(M)" appears directly to the right of the general fund or general fund exempt figure, that general fund or general fund exempt appropriation, when combined with the related general fund or general fund exempt transfers from the centralized appropriations to the office of the executive director, is used to support a federally supported program and is the maximum amount of general fund or general fund exempt moneys that may be expended in that program, except where otherwise provided. In the event that additional federal funds are available for the program, the combined general fund or general fund exempt amount noted as "(M)" shall be reduced by the amount of federal funds earned or received in excess of the figure shown in the "federal funds" column for that program. In the event that the federal funds earned or received are less than the amount shown in the "federal funds" column, the combined general fund or general fund exempt amount noted as "(M)" shall be reduced proportionately. Where general fund or general fund exempt support is required as a condition for the acceptance of federal funds and the state matching requirements are reduced, the combined general fund or general fund exempt amount noted as "(M)" shall be reduced proportionately. These provisions shall apply only to the general fund or general fund exempt amount which remains unexpended at the time of the change in federal requirements or funding. It is intended that the general fund or general fund exempt amount and the federal funds amount shall be expended in equally proportioned amounts throughout the year.

(e) (I) The figures in the "cash funds" or "cash funds exempt" columns, including the figures in any related lettered notes, indicate all non-general fund and non-general fund exempt sources and all nondirect federal fund sources and may be cash funds established by statute, nonstatutory cash accounts, tuitions, overhead reimbursements, certain fees, governmental and nongovernmental "third-party" payments, payments for services, and interagency transfers. Such figures indicate the maximum amount that may be expended from cash funds or the specified cash fund sources for the purposes shown. The amount of each cash funds or cash funds exempt appropriation is expressly declared to be nonseverable from the agency, source, and purpose of such appropriation, and such amount shall not be used for any other agency, source, or purpose.

(II) The provisions of this paragraph (e) shall not apply where this act specifically provides otherwise or where a cash funds or cash funds exempt amount is marked with an "(L)". The "(L)" designation refers to the funds of local governments or to the funds of service organizations from which the state purchases services, the amounts of which are not appropriated in this act and the inclusion of which is

informational only.

(III) Whenever a state agency receives cash funds or exempt cash funds from a centralized appropriation made to the office of the executive director of such agency's department and this act does not set forth such funds as a duplicate appropriation to said receiving agency, the provisions of this paragraph (e) shall not apply to the receipt of such funds.

(IV) Whenever the controller creates an account solely for the purpose of establishing the obligation of a state agency to generate cash funds or exempt cash funds for distribution to another state agency to which such funds are appropriated by this act, the provisions of this paragraph (e) shall not apply to the account created or to such distribution.

(f) Where the letter "(H)" appears directly to the right of a cash funds or cash funds exempt figure, that appropriation, when combined with the related cash funds or cash funds exempt transfers from the centralized appropriations to the office of the executive director, is used to support a federally supported program and is the maximum amount of cash funds or cash funds exempt moneys that may be expended in that program, except where otherwise provided. In the event that additional federal funds are available for the program, the combined cash funds or cash funds exempt amount noted as "(H)" shall be reduced by the amount of federal funds earned or received in excess of the figure shown in the "federal funds" column for that program. In the event that the federal funds earned or received are less than the amount shown in the "federal funds" column, the combined cash funds or cash funds exempt amount noted as "(H)" shall be reduced proportionately. Where cash funds or cash funds exempt support is required as a condition for the acceptance of federal funds and the state matching requirements are reduced, the combined cash funds or cash funds exempt amount noted as "(H)" shall be reduced proportionately. These provisions shall apply only to the cash funds or cash funds exempt amount which remains unexpended at the time of the change in federal requirements or funding. It is intended that the cash funds or cash funds exempt amount and the federal funds amount shall be expended in equally proportioned amounts throughout the year.

(g) Where a "(T)" appears directly to the right of a cash funds or cash funds exempt figure, that figure is a transfer of funds or purchase of services anticipated to be made from one state agency to another and may be a combination of various funding sources. A "(T)" notation indicates the appropriation is a duplicated appropriation, appearing both in the distributing agency's appropriation where the funding details are indicated and in the receiving agency's appropriation where the amount transferred is categorized as a cash funds or cash funds exempt receipt. The "(T)" notation shall only appear on the appropriation of the receiving agency.

(h) (I) The figures in the "federal funds" column earned or received under the following federal programs which are subject to a state match or which are subject to transfer to other block grants shall be limits on the amount of expenditures of such funds, and such funds shall be expended in accordance with applicable state and federal statutes, including all provisions of this act:

Title XX Social Services Block Grant

Preventive Health Services Block Grant

Maternal and Child Health Block Grant

(II) The figures in the "federal funds" column earned or received under the following federal programs shall be limits on the amount of expenditures of such funds, and such funds shall be expended in accordance with applicable state and federal statutes, including all provisions of this act:

Child Care Development Funds

Temporary Assistance to Needy Families Block Grant

Welfare-to-Work Block Grant

(III) The figures in the "federal funds" column for all other programs are anticipated federal funds, and, although these funds are not appropriated in this act, they are noted for the purpose of indicating the assumption used relative to those funds in developing the basic appropriations amounts.

(i) The general assembly accepts no obligation directly or indirectly for support or continuation of non-state-funded programs or grants where no direct or indirect state contribution is required. Furthermore, the general assembly accepts no obligation for costs incurred by or claimed against nonappropriated federally funded programs.

(j) No moneys appropriated by this act shall knowingly be paid to any organization, business firm, person, agency, or club which places restrictions on employment or membership based on sex, race, age, marital status, creed, color, religion, national origin, ancestry, or physical handicap.

(k) Pursuant to section 24-30-202 (2), Colorado Revised Statutes, the controller shall examine all state contracts entered into during the fiscal year commencing July 1, 2003, to determine whether such contracts are authorized by an appropriation within this act, and, pursuant to section 24-30-202 (3), Colorado Revised Statutes, no agency shall incur obligations by contract in excess of the amounts appropriated by this act.

APPROPRIATION FROM

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

**PART I
DEPARTMENT OF AGRICULTURE**

(1) COMMISSIONER'S OFFICE AND ADMINISTRATIVE SERVICES

Personal Services	1,406,781 (18.7 FTE)	381,681			1,025,100(T) ^a	
Health, Life, and Dental	679,537	283,120		391,445 ^b		4,972
Short-term Disability	21,913	11,314		10,275 ^b		324
Salary Survey and Senior Executive Service	494,428	244,080		245,333 ^b		5,015
Workers' Compensation	143,376	82,427		59,667 ^b		1,282
Operating Expenses	97,800	97,800				
Legal Services for 3,380 hours	205,470	55,412		139,396 ^b		10,662
Purchase of Services from Computer Center	9,622	9,622				
Multiuse Network Payments	38,229	38,229				
Payment to Risk Management and Property Funds	203,055	114,144		87,331 ^b		1,580
Vehicle Lease Payments	225,098	139,148		82,348 ^b		3,602
Information Technology Asset Maintenance	111,405	50,132		61,273 ^b		
Leased Space	104,405	47,062		57,343 ^b		
Capitol Complex Leased Space	143,716	112,533		31,183 ^b		

Ch. 449

Department of Agriculture

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
Communications Services							
Payments	15,608		10,515		4,829 ^b		264
Utilities	86,204		79,413		6,791 ^b		
Agricultural Statistics	75,000		60,000		15,000 ^c		
Grants	220,906						220,906
Indirect Cost Assessment	<u>15,021</u>						15,021
		4,297,574					

^a This amount shall be from indirect cost recoveries.

^b These amounts shall be from fees collected by various cash funds within the Department.

^c This amount shall be from the sale of statistics books.

(2) AGRICULTURAL SERVICES DIVISION

Personal Services ^{1a}	8,700,843		4,565,170		3,810,673 ^a		325,000
			(73.5 FTE)		(69.1 FTE)		(4.0 FTE)
Operating Expenses	1,069,466		390,000		625,097 ^a		54,369
Diseased Livestock Fund	25,000					25,000 ^b	
Cervidae Disease Revolving Fund	25,000				25,000 ^c		
Indirect Cost Assessment	<u>535,379</u>				502,820 ^a		32,559
		10,355,688					

^a These amounts shall be from various cash funds within the Department.

^b This amount shall be payment for damages available from reserves in the Diseased Livestock Indemnity Fund, pursuant to Section 35-50-140.5 (2), C.R.S.

^c This amount shall be payment for damages available from the Cervidae Disease Revolving Fund, pursuant to Section 35-50-114.5 (4), C.R.S.

(3) AGRICULTURAL MARKETS DIVISION

Personal Services	359,094	359,094		
		(4.7 FTE)		
Operating Expenses	79,325	28,988	50,337 ^a	
Aquaculture Operating Expenses	25,000		25,000 ^a	
Economic Development Grants	45,000			45,000(T) ^b
Agricultural Development Board	74,837			74,837 ^c
	<u>(0.5 FTE)</u>			
	583,256			

^a These amounts shall be from aquaculture program fees and cash raised for economic development.

^b This amount represents a transfer from the Office of the Governor, Economic Development Commission. Any amounts included in state fiscal year spending are accounted for in the appropriations to the Office of the Governor.

^c This amount shall be from the Agriculture Value-Added Cash Fund pursuant to Section 35-75-205 (1), C.R.S., and is continuously appropriated by a permanent statute or constitutional provision.

(4) BRAND BOARD

Brand Inspection	3,439,086			
	(66.3 FTE)			
Alternative Livestock	95,662			
Indirect Cost Assessment	<u>482,445</u>			
	4,017,193		4,017,193 ^a	

^a This amount shall be from fees for services.

(5) SPECIAL PURPOSE

Wine Promotion Board	379,080			
	(1.0 FTE)			
Vaccine and Service Fund	98,090			

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Brand Estray Fund	94,050						
Indirect Cost Assessment	<u>7,277</u>						
		578,497			543,847 ^a	34,650 ^b	

^a Of this amount, \$386,357 shall be from the Colorado Wine Industry Development Fund pursuant to Section 35-29.5-105, C.R.S., \$98,090 shall be from the Veterinary Vaccine and Service Fund pursuant to Section 35-50-146, C.R.S., and \$59,400 shall be from the Brand Estray Fund pursuant to Section 35-41-102, C.R.S. For purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution, \$543,847 of these moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

^b This amount shall be available from reserves in the Brand Estray Fund, pursuant to Section 35-53-110, C.R.S.

(6) COLORADO STATE FAIR

Program Costs ¹	8,080,712	8,080,712 ^a
		(26.9 FTE)

^a This amount shall be from fees collected by the Colorado State Fair.

(7) SOIL CONSERVATION BOARD

Personal Services	240,000	240,000	
		(3.5 FTE)	
Operating Expenses	33,200	33,200	
Distributions to Soil Conservation Districts	391,714	391,714	
Irrigation/Conservation Program	110,500	110,500 ^a	
		(3.0 FTE)	

Salinity Control Grants	<u>500,000</u>					500,000
		1,275,414				

^a This amount shall be from fees charged by well pump testing associations.

TOTALS PART I						
(AGRICULTURE)^{2,3}	<u>\$29,188,334</u>	<u>\$7,824,798</u>	<u> </u>	<u>\$18,983,393</u>	<u>\$1,204,587^a</u>	<u>\$1,175,556</u>

^a Of this amount, \$1,070,100 contains a (T) notation.

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

1 Department of Agriculture, Colorado State Fair, Program Costs -- The Colorado State Fair is requested to provide to the Joint Budget Committee by November 1, 2003, a consolidated report detailing the analysis of each event at the Fair and a plan to make each event self sustaining.

~~1a Department of Agriculture, Agricultural Services Division, Personal Services -- It is the intent of the General Assembly that the Department of Agriculture provide 2.0 FTE to the Bureau of Animal Protection without an increase to the number of total FTE appropriated to the Agricultural Services Division. Such an allocation of FTE may be accomplished through lay-offs or vacancies in other programs, employee turnover or other methods.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~2 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The~~

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

information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

APPROPRIATION FROM

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

**PART II
DEPARTMENT OF CORRECTIONS**

(1) MANAGEMENT

(A) Executive Director's Office Subprogram^d

Personal Services	3,927,522	3,825,381			102,141(T) ^a	
		(60.1 FTE)			(1.7 FTE)	
Health, Life, and Dental	11,121,055	10,706,032		19,712 ^b	395,311 ^c	
Short-term Disability	419,813	403,432		1,061 ^b	15,320 ^c	
Salary Survey and Senior Executive Service	12,669,533	12,240,936		56,589 ^b	372,008 ^c	
Shift Differential	5,552,983	5,490,687			62,296 ^d	
Workers' Compensation	3,750,496	3,612,445			138,051 ^c	
Operating Expenses	405,976	378,356			27,620(T) ^a	
Legal Services for 17,827 hours	1,631,649 ^e	1,591,771			39,878 ^c	
Payment to Risk Management and Property Funds	3,216,866	3,098,457			118,409 ^c	
Leased Space	2,201,795	2,008,852		3,150 ^b	189,793 ^d	
Capitol Complex Leased Space	<u>102,002</u>	71,177			30,825 ^d	
	44,999,690					

^a These amounts shall be from State Victims Assistance and Law Enforcement funds appropriated in the Department of Public Safety, Division of Criminal Justice.

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

^b These amounts shall be from fees collected for monitoring private prisons.

^c Of these amounts, \$951,014 shall be from sales revenues earned by Correctional Industries, and \$127,963 shall be from sales revenues earned by the Canteen Operation.

^d These amounts shall be from sales revenues earned by Correctional Industries.

^e Of this amount, \$1,083,703 shall be used to purchase 17,827 hours of legal services from the Department of Law, \$466,200 shall be used to contract for legal services from private firms for litigation at the Trinidad Correctional Facility, and \$81,746 shall be used to contract for legal services from private firms for litigation at the Rifle Correctional Center.

(B) External Capacity Subprogram

(1) Private Prison Monitoring Unit

Personal Services	700,091				
	(13.5 FTE)				
Operating Expenses	<u>174,604</u>				
	874,695			874,695 ^a	

^a This amount shall be from fees collected for monitoring private prisons.

(2) Payments to House State Prisoners

Local Jails	6,321,454	6,321,454		
Private Facilities ⁵	<u>60,706,201</u>	56,589,142		4,117,059 ^a
	67,027,655			

^a This amount shall be from a federal reimbursement for housing illegal aliens that is anticipated to be awarded in fiscal year 2003-04 and is subject to appropriation by the General Assembly.

(2) INSTITUTIONS

(A) Utilities Subprogram

(1) Water Rights Management

Personal Services	20,466		
	(0.5 FTE)		
Operating Expenses	315		
Contract Services for Engineering Consultants	<u>130,280</u>		
	151,061	151,061	

(2) Utilities ⁶	14,675,376	13,930,422	744,954 ^a
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^a This amount shall be from sales revenues earned by Correctional Industries.

(B) Maintenance Subprogram

Personal Services	14,974,524		
	(284.7 FTE)		
Operating Expenses	4,152,220		
Purchase of Services	<u>168,877</u>		
	19,295,621	19,295,621	

(C) Housing and Security Subprogram

Personal Services	124,257,839 ^a		
	(2,690.5 FTE)		
Operating Expenses	<u>1,488,631</u>		
	125,746,470	125,746,470	

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(D) Food Service Subprogram						
Personal Services	12,233,507	12,233,507				
		(249.1 FTE)				
Operating Expenses	14,230,745	14,150,745				80,000
Purchase of Services	<u>446,975</u>	446,975				
	26,911,227					
(E) Medical Services Subprogram⁷						
Personal Services	22,354,147	22,294,885		59,262 ^a		
		(433.5 FTE)		(0.8 FTE)		
Operating Expenses	2,370,588	2,370,588				
Purchase of Pharmaceuticals	7,938,294	7,938,294				
Purchase of Medical Services from Other Medical Facilities	23,293,806	23,293,806				
Purchase of Medical Services from State Hospital	1,251,129	1,251,129				
Service Contracts	<u>1,494,545</u>	1,494,545				
	58,702,509					

^a This amount shall be from inmate medical fees pursuant to Section 17-1-113, C.R.S.

(F) Laundry Subprogram

Personal Services	1,811,350	
	(35.4 FTE)	
Operating Expenses	<u>1,698,037</u>	
	3,509,387	3,509,387

(G) Superintendents Subprogram

Personal Services	9,164,954	
	(165.2 FTE)	
Operating Expenses	2,887,533	
Start-up Costs	<u>84,658</u>	
	12,137,145	12,137,145

(H) Boot Camp Subprogram

Personal Services	1,593,233	
	(32.7 FTE)	
Operating Expenses	<u>52,419</u>	
	1,645,652	1,645,652

(I) Youthful Offender System Subprogram

Personal Services	9,274,216	
	(183.4 FTE)	
Operating Expenses	200,349	
Contract Services	28,820	
Purchase of Services	<u>1,357,369</u>	
	10,860,754	10,860,754

(J) Case Management Subprogram

Personal Services	11,996,903	
	(213.0 FTE)	

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Operating Expenses	<u>123,333</u>						
	12,120,236		12,120,236				
(K) Mental Health Subprogram							
Personal Services	4,205,146						
	(67.3 FTE)						
Operating Expenses	52,339						
Medical Contract Services	<u>440,762</u>						
	4,698,247		4,698,247				
(L) Inmate Pay Subprogram							
	1,328,973		1,328,973				
(M) San Carlos Subprogram							
Personal Services	10,801,851						
	(197.1 FTE)						
Operating Expenses	200,301						
Service Contracts	<u>717,000</u>						
	11,719,152		11,719,152				
(N) Legal Access Subprogram							
Personal Services	815,362						
	(15.5 FTE)						
Operating Expenses	<u>219,186</u>						
	1,034,548		1,034,548				

304,536,358

(3) SUPPORT SERVICES

(A) Business Operations Subprogram

Personal Services	5,126,010	4,443,113 (94.6 FTE)	681,875 ^a (13.6 FTE)	1,022(T) ^b
Operating Expenses	227,098	227,098		
Start-up Costs	<u>5,520</u>	5,520		
	5,358,628			

^a Of this amount, \$567,080(T) shall be from sales revenues earned by Correctional Industries, \$76,303(T) shall be from sales revenues earned by the Canteen Operation, and \$38,492 shall be from restitution collected pursuant to Section 16-18.5-109 (3), C.R.S. For informational purposes, \$565,219(T) shall be for department-wide indirect cost recoveries, and \$78,164(T) shall be for statewide indirect cost recoveries.

^b This amount shall be from federal grant for statewide indirect cost recoveries.

(B) Personnel Subprogram

Personal Services	1,122,792 (24.3 FTE)			
Operating Expenses	<u>92,431</u>			
	1,215,223	1,215,223		

(C) Offender Services Subprogram

Personal Services	1,770,731 (36.8 FTE)			
Operating Expenses	<u>51,044</u>			
	1,821,775	1,821,775		

(D) Communications Subprogram

Personal Services	445,196	445,196		
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
			(8.2 FTE)				
Operating Expenses	979,505		977,705		1,800 ^a		
Multiuse Network Payments	912,116		807,370			104,746 ^b	
Dispatch Services	275,274		275,274				
Communications Services Payments	<u>717,141</u>		692,041		2,940 ^a	22,160 ^c	
	3,329,232						

^a These amounts shall be from fees collected for monitoring private prisons.

^b This amount shall be from sales revenues earned by Correctional Industries.

^c Of this amount, \$20,808 shall be from sales revenue earned by Correctional Industries, and \$1,352 shall be from sales revenues earned by the Canteen Operation.

(E) Transportation Subprogram

Personal Services	1,303,867		1,303,867				
			(27.3 FTE)				
Operating Expenses	160,031		160,031				
Vehicle Lease Payments	<u>2,185,758</u>		2,111,442		8,743 ^a	65,573 ^b	
	3,649,656						

^a This amount shall be from fees collected for monitoring private prisons.

^b Of this amount, \$61,573 shall be from sales revenues earned by Correctional Industries, and \$4,000 shall be from sales revenues earned by the Canteen Operation.

(F) Training Subprogram

Personal Services	1,521,569						
	(26.3 FTE)						

Operating Expenses	<u>252,454</u>	
	1,774,023	1,774,023

(G) Information Systems Subprogram^s

Personal Services	2,949,770	
	(50.6 FTE)	
Operating Expenses	862,916	
Purchase of Services from Computer Center	<u>43,859</u>	
	3,856,545	3,856,545

(H) Facility Services Subprogram

Personal Services	594,235	
	(8.6 FTE)	
Operating Expenses	<u>75,028</u>	
	669,263	669,263

21,674,345

(4) INMATE PROGRAMS

(A) Labor Subprogram

Personal Services	4,893,024	
	(98.3 FTE)	
Operating Expenses	<u>87,025</u>	
	4,980,049	4,980,049

(B) Education Subprogram

Personal Services	7,874,363	7,874,363	
		(151.6 FTE)	
Operating Expenses	1,106,658		
		580,800 ^a	525,858 ^b

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Department of Corrections

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Contract Services	4,335,686		3,335,686			1,000,000 ^c	
Education Grants	276,903					276,903(T) ^d	
						(1.0 FTE)	
Vocational Grants	615,540					47,966(T) ^e	567,574
Indirect Costs Recoveries	<u>1,022</u>						1,022
	14,210,172						

^a This amount shall be from sales revenues earned by vocational programs.

^b Of this amount, \$438,858 shall be from sales revenues earned by the Canteen Operation, and \$87,000 shall be from sales revenues earned by vocational programs for products and services sold to other government agencies.

^c This shall be from sales revenues earned by the Canteen Operation.

^d This amount shall be from federal funds appropriated to the Department of Education.

^e This amount shall be from federal funds appropriated to the State Board for Community Colleges and Occupational Education State System Community Colleges.

(C) Recreation Subprogram

Personal Services	5,790,501		5,790,501				
			(122.7 FTE)				
Operating Expenses	<u>71,505</u>					71,505 ^a	
	5,862,006						

^a This amount shall be from sales revenues earned by the Canteen Operation.

(D) Drug and Alcohol Treatment Subprogram

Personal Services	198,828		198,828				
			(3.5 FTE)				

Alcohol Treatment Program ⁹	753,802	653,802		100,000(T) ^a
Drug Treatment Program ⁹	590,361	177,754	312,607 ^b	100,000(T) ^a
Drug Offender Surcharge Program	481,518		339,159 ^b	142,359(T) ^c
Contract Services	1,688,740	1,688,740		
Treatment Grants	<u>1,030,328</u>			1,030,328(T) ^c
	4,743,577			

^a These amounts shall be from the Department of Human Services, Mental Health and Alcohol and Drug Abuse Services.

^b These amounts shall be from the Drug Offender Surcharge Fund pursuant to Section 18-19-103(4), C.R.S.

^c These amounts shall be from federal funds appropriated to the Department of Public Safety, Division of Criminal Justice.

(E) Sex Offender Treatment Subprogram

Personal Services	1,839,524	1,810,713 (35.1 FTE)	28,811 ^a (1.0 FTE)	
Operating Expenses	251,054	250,554	500 ^a	
Polygraph Testing	<u>93,323</u>	93,323		
	2,183,901			

^a These amounts shall be from the Sex Offender Surcharge Fund.

(F) Volunteers Subprogram

Personal Services	447,197 (9.0 FTE)			
Operating Expenses	<u>17,912</u>			
	465,109			465,109 ^a

^a This amount shall be from sales revenues earned by the Canteen Operation.

(G) Community Reintegration Subprogram¹⁰

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Personal Services	426,532		426,532				
			(11.5 FTE)				
Operating Expenses	27,391		27,391				
Offender Emergency Assistance	86,844		86,844				
Contract Services	178,201		178,201				
Offender Re-employment Center ¹¹	910,623					553,623 ^a	357,000
						(3.0 FTE)	
Dress Out	<u>518,585</u>		518,585				
	2,148,176						

^a Of this amount, \$250,000(T) shall be from the federal Welfare-to-Work Block Grant in the Department of Labor and Employment, \$238,623(T) shall be from a Federal Drug Control and System Improvement Grant in the Department of Public Safety, Division of Criminal Justice, and \$65,000 shall be from gifts, grants, and donations.

34,592,990

(5) COMMUNITY SERVICES

(A) Parole Subprogram

Personal Services	5,380,191
	(101.2 FTE)
Operating Expenses	631,191
Administrative Law Judge Services	17,151

Contract Services	<u>412,701</u>	
	6,441,234	6,441,234

(B) Parole Intensive Supervision Subprogram¹²

Personal Services	2,081,105	
	(42.9 FTE)	
Operating Expenses	262,565	
Contract Services	824,659	
Non-residential Services	635,700	
Home Detention	<u>69,383</u>	
	3,873,412	3,873,412

(C) Community Intensive Supervision Subprogram¹²

Personal Services	2,102,524	
	(42.4 FTE)	
Operating Expenses	451,465	
Contract Services	<u>2,746,826</u>	
	5,300,815	5,300,815

(D) Community Supervision Subprogram

(1) Community Supervision

Personal Services	1,512,073	1,512,073	
		(27.4 FTE)	
Operating Expenses	69,054	69,054	
Community Mental Health Services	353,652	353,652	
Contract Services for High Risk Offenders	188,179	188,179	
Contract Services for Fugitive Returns	32,475		32,475(T) ^a

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Department of Corrections

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Community Corrections Grant <u>37,002</u>					37,002(T) ^a	
2,192,435						
(2) Youthful Offender System Aftercare						
Personal Services	508,312					
	(9.5 FTE)					
Operating Expenses	139,564					
Contract Services	<u>1,062,396</u>					
	1,710,272	1,710,272				
	19,518,168					
(6) PAROLE BOARD						
Personal Services	921,240					
	(13.5 FTE)					
Operating Expenses	98,811					
Contract Services	<u>6,692</u>					
	1,026,743	1,026,743				
(7) CORRECTIONAL INDUSTRIES						
Personal Services	9,792,585					
	(191.0 FTE)					

^a These amounts shall be from the Department of Public Safety, Division of Criminal Justice.

Operating Expenses	6,849,030		
Raw Materials	19,428,799		
Inmate Pay	2,288,702		
Capital Outlay	1,406,200		
Indirect Cost Assessment	<u>567,080</u>	40,332,396	40,332,396 ^a

^a Of this amount, \$24,745,917(T) is estimated to be from sales to other state agencies, \$8,036,479 estimated to be from sales to non-state entities, \$7,400,000(T) is estimated to be from the Department of Revenue for the purchase of license plates, and \$150,000 is estimated to be from the Land Improvement Fund.

(8) CANTEEN OPERATION

Personal Services	1,198,208		
	(25.7 FTE)		
Operating Expenses	10,679,580		
Inmate Pay	34,986		
Indirect Cost Assessment	<u>76,303</u>	11,989,077	11,989,077 ^a

^a This amount shall be from sales revenues earned by the Canteen Operation.

TOTALS PART II

(CORRECTIONS)^{2,3}	<u>\$546,572,117</u>	<u>\$479,343,050</u>	<u> </u>	<u>\$2,971,704^a</u>	<u>\$59,134,708^a</u>	<u>\$5,122,655</u>
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^a Of these amounts, \$35,175,739 contains a (T) notation.

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

~~2 -- All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any~~

~~federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

- ~~4 Department of Corrections, Management, Executive Director's Office Subprogram; Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division; and Division of Youth Corrections; Judicial Department, Probation and Related Services; Department of Public Safety, Division of Criminal Justice; Department of Revenue, Motor Vehicle Business Group, Motor Vehicle Division; and Department of Transportation, Office of Transportation Safety -- State agencies involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee. Each agency is still requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from the Drug Offender Surcharge Fund, the Sex Offender Surcharge Fund, the Persistent Drunk Driver Cash Fund, and the Alcohol and Drug~~

~~Driving Safety Fund, among other programs.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~5 Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners, Private Facilities -- It is the intent of the General Assembly that the appropriations made for payments to private facilities housing state inmates be used exclusively for the purpose of per diem payments. The Department is not authorized to withhold funds from the per diem payments to cover major medical expenses incurred by state inmates assigned to private facilities. It is the intent of the General Assembly that appropriations made in the medical services subprogram are sufficient to cover major medical expenses incurred by state inmates held in both state and private facilities.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~6 Department of Corrections, Institutions, Utilities Subprogram, Utilities -- The Department of Corrections is requested to continue the energy management program designed to reduce overall energy consumption in the department's facilities. Up to \$100,000 of the Department's utility appropriation may be for this program and a portion of these funds may be used to hire the equivalent of 1.0 FTE as an energy management program manager. The Department is requested to submit with its annual budget document a detailed accounting of any savings achieved as a result of the program and a summary of funds used to hire the 1.0 FTE.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~7 Department of Corrections, Institutions, Medical Services Subprogram, and Department of Human~~

~~Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes -- It is the intent of the General Assembly that fifty percent of beds and services at the General Hospital at CMHI Pueblo be permanently allocated for the use of the Department of Corrections. The Department of Corrections is expected to work with the Department of Human Services to determine the most appropriate use of this resource. It is anticipated that the Department of Corrections will no longer pay the Department of Human Services on a case or service basis for the use of these beds but will instead pay the Department of Human Services in equal monthly increments to cover the Department of Corrections' share of hospital costs. The Departments are requested to report to the Joint Budget Committee about the effectiveness of this funding structure, and any modifications that may be recommended, by October 1, 2003.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 8 Department of Corrections, Support Services, Information Systems Subprogram; Department of Human Services, Office of Information Technology Services; and Division of Youth Corrections; Judicial Department, Courts Administration, Integrated Information Services; Department of Public Safety, Executive Director's Office, Special Programs, Colorado Integrated Criminal Justice Information System (CICJIS); and Colorado Bureau of Investigation, Colorado Crime Information Center (CCIC) -- The Department of Corrections, the Department of Human Services, the Judicial Department, the Department of Public Safety, and the Colorado District Attorney's Council are requested to develop an update of a plan for consistent policies among all of the agencies for providing public access to criminal history information. The plan should address, but should not be limited to: (1) The pros and cons of bulk distributions of electronic criminal history data to private companies; (2) an update on the success of the Internet access to criminal records initiative; and (3) a uniform fee schedule for providing criminal history information to the public that will be applied in a consistent manner by each of the justice agencies and that will include recovery of a reasonable portion of the costs associated with building and maintaining the information systems

of the justice agencies pursuant to Section 24-72-205 (4), C.R.S. The Department of Public Safety is requested to coordinate a report from said agencies to the Joint Budget Committee and the Judiciary Committees of the Senate and House of Representatives by September 1, 2003, summarizing the public access plan and proposing any legislative changes that may be needed to implement the plan.

9 Department of Corrections, Inmate Programs, Drug and Alcohol Treatment Subprogram, Alcohol Treatment Program; and Drug Treatment Program -- It is the intent of the General Assembly that the Department of Corrections be allowed to transfer funds, as necessary, between the alcohol treatment program line item and the drug treatment program line item. The Department is requested to report in its annual budget submission to the Joint Budget Committee the amounts transferred between these line items and the total expenditures for each program.

~~10 Department of Corrections, Inmate Programs, Community Reintegration Subprogram -- The Department is requested to track recidivism rates for the inmates provided assistance through this program for five years after release of an inmate. The Department is further requested to report, in their annual budget submission, a comparison of the recidivism rate of the inmates who are assisted through this program as compared to the overall recidivism rate for other inmates released from the Department.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~11 Department of Corrections, Inmate Programs, Community Reintegration Subprogram, Offender Re-employment Center -- It is the intent of the General Assembly that no new General Fund dollars will be used for the Offender Re-employment Center and that the Department use funds received as gifts, grants, and donations for this center. Existing General Fund dollars may be used as a match for~~

~~gifts, grants, and donations but shall not be used if they are to be considered a maintenance of effort. Of the amount appropriated in this line, up to \$94,000 may be used for the acquisition of leased space notwithstanding the provisions outlined in head note number 7 with regard to leased space.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~12 Department of Corrections, Community Services, Parole Intensive Supervision Subprogram, and Community Intensive Supervision Subprogram -- It is the intent of the General Assembly that the Department shall maintain a ratio of 1 officer to 25 offenders in these subprograms and not add additional FTE unless warranted by an anticipated increase in the offender caseload.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

APPROPRIATION FROM

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

**PART III
DEPARTMENT OF EDUCATION**

(1) MANAGEMENT AND ADMINISTRATION

General Department and Program Administration	7,554,122 ^a	5,279,804 (59.5 FTE)		174,638 ^b (1.0 FTE)	1,576,875(T) ^c (15.5 FTE)	522,805
Office of Professional Services	1,987,824			1,987,824 ^d (17.0 FTE)		
Salary Survey and Senior Executive Service	949,598	554,827		29,872 ^e	46,869(T) ^f	318,030
Shift Differential	74,270	74,270				
Emeritus Retirement	68,100	68,100				
Administrative Law Judge Services	70,467			15,132 ^g	55,335(T) ^h	
Capitol Complex Leased Space	396,358	142,689		25,764 ^g		227,905
Communications Services	2,312	2,312				
Information Technology Asset Maintenance	90,697	90,697				
Disaster Recovery	19,722	19,722				
Colorado Student Assessment Program	16,095,673	11,887,763				4,207,910
Federal Grant for State Assessments and Related Activities	1,750,457					1,750,457

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Department of Education

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APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
							(7.3 FTE)
School Report Card and State Data Reporting System	2,034,062		2,034,062	(3.0 FTE)			
Longitudinal Analyses of Student Assessment Results	498,635				318,635 ^e	180,000	(2.0 FTE)
		31,592,297					

^a For informational purposes only, this amount includes the following: \$5,304,939 for personal services; \$995,325 for health, life and dental; \$698,502 for operating expenses; \$191,132 for workers' compensation; \$133,737 for risk management; \$116,048 for 1,909 hours of legal services; \$32,553 for vehicle lease; \$32,250 for capital outlay; \$19,920 for short-term disability; \$15,999 for the purchase of services from computer center; and \$13,717 for multiuse network payments.

^b Of this amount, \$93,424 shall be from general education development program fees, \$45,734 shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S., and \$35,480 shall be from the Public School Income Fund pursuant to Section 22-2-112 (1) (i), C.R.S.

^c Of this amount, \$1,312,187 shall be from indirect cost recoveries; \$172,855 shall be from Assistance to Public Schools, Categorical Programs, Other Categorical Programs, Public School Transportation; \$88,153 shall be from Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding; and \$3,680 shall be from various appropriations to the Department of Education.

^d This amount shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S. For informational purposes only, this amount includes the following: \$902,326 for personal services; \$518,400 for Colorado Bureau of Investigation Services; \$274,636 for operating expenses; \$144,308 for indirect cost recoveries; \$134,954 for 2,220 hours of legal services; and \$13,200 for capital outlay.

^e Of this amount, \$27,818 shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S., and \$2,054 shall be from general education development program fees.

^f Of this amount, \$19,345 shall be from indirect cost recoveries; \$4,546 shall be from Assistance to Public Schools, Categorical Programs, Other Categorical Programs, Public School Transportation; \$2,622 shall be from Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding; and \$20,356 shall be from various appropriations to the Department of Education.

^g These amounts shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S.

^b This amount shall be from Assistance to Public Schools, Categorical Programs, District Programs Required by Statute, Special Education - Children with Disabilities.

¹ This amount shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

(2) ASSISTANCE TO PUBLIC SCHOOLS

(A) Public School Finance

State Share of Districts' Total Program Funding ^{13, 14}	2,631,236,566	2,272,668,944	12,047,285 ^a	346,520,337 ^b
Additional State Aid Related to Locally Negotiated Business Incentive Agreements	<u>2,379,672</u>	2,379,672		
	2,633,616,238			

^a This amount shall be from rental income earned on public school lands.

^b Of this amount, \$307,466,010 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution and \$39,054,327 shall be from the State Public School Fund created in Section 22-54-114, C.R.S. Of the amount from the State Public School Fund, \$24,900,000 is estimated to be from federal mineral leasing revenues transferred to the State Public School Fund pursuant to Section 22-54-114 (1), C.R.S., and \$14,154,327 is estimated to be from interest earned on moneys in the Public School Fund and transferred to the State Public School Fund pursuant to Section 22-41-106, C.R.S.

(B) Categorical Programs¹⁵

(I) District Programs Required by Statute

Special Education - Children with Disabilities	182,532,601	71,572,347	12,665,409 ^a (0.5 FTE)	98,294,845 (44.8 FTE)
English Language Proficiency Program	10,126,050	3,101,598	917,289 ^b (1.0 FTE)	6,107,163 (2.7 FTE)

(II) Other Categorical Programs

Federal Special Education Grant for Infants, Toddlers, and Their Families ¹⁶	6,132,874			6,132,874
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
							(5.6 FTE)
Public School Transportation	41,122,998		36,922,227			4,200,771 ^c	
Transfer to the Department of Higher Education for Distribution of State Assistance for Vocational Education	19,742,390		17,792,850			1,949,540 ^d	
Special Education - Gifted and Talented Children	6,190,647		5,500,000			690,647 ^d	
Expelled and At-risk Student Services Grant Program	6,216,786		5,788,807			427,979 ^d	
Small Attendance Center Aid	848,594		787,645			60,949 ^d	
Comprehensive Health Education	600,000		300,000			300,000 ^e	
	<u>273,512,940</u>						

^a Of this amount, \$12,600,409 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution and \$65,000(T) shall be from federal funds appropriated in the Department of Human Services.

^b Of this amount, \$516,289 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution and \$401,000(T) shall be from federal funds appropriated in the Department of Human Services.

^c Of this amount, \$4,045,521 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution and \$155,250(L) shall be from local funds. The latter amount represents an estimate of categorical program support funds to be replaced with local property tax revenue pursuant to Section 22-54-107, C.R.S.

^d These amounts shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

^e This amount shall be from reserves in the Colorado Comprehensive Health Education Fund created in Section 22-25-109, C.R.S.

(C) Grant Programs and Other Distributions

Read-to-Achieve Cash Fund	18,761,169					18,761,169 ^a	
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Read-to-Achieve Grant Program	18,761,169		18,761,169 ^b	
Federal Title I Reading First Grant	9,001,783			9,001,783
National Credential Fund	60,000		60,000 ^c	
National Credential Fee Assistance	60,000		60,000 ^d	
S.B. 97-101 Public School Health Services	14,585,895		14,585,895(T) ^e	
			(1.4 FTE)	
State Public School Fund, School Capital Construction Expenditure Reserve	16,081,094		16,081,094 ^f	
			(1.0 FTE)	
Charter School Capital Construction State Match for School Lunch Program	8,040,547		8,040,547 ^g	
	2,472,644		2,472,644 ^g	
Boards of Cooperative Services	<u>210,000</u>	210,000		
	88,034,301			

^a This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104 (1) (e), C.R.S.

^b This amount shall be from the Read-to-Achieve Cash Fund created in Section 22-7-506 (4), C.R.S.

^c These amounts shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

^d This amount shall be from the National Credential Fund created in Section 22-60.5-112.5 (4) (b), C.R.S.

^e This amount shall be from federal Medicaid funds appropriated to the Department of Health Care Policy and Financing. Of this amount, \$179,470 shall be for administrative costs.

^f Of this amount, \$8,040,547 shall be from the shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution, and \$8,040,547 shall be from the State Public School Fund, School Capital Construction Expenditures Reserve established in Section 22-54-117 (1.5), C.R.S.

^g This amount shall be from the State Public School Fund created in Section 22-54-114, C.R.S.

(D) Appropriated Sponsored Programs

Sponsored Programs	258,484,897	575,000 ^a	3,665,407 ^b	254,244,490
			(6.3 FTE)	(91.0 FTE)

APPROPRIATION FROM

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

^a This amount shall be from fees and charges for workshops, conferences, training programs, and seminars.

^b Of this amount, \$2,492,534(T) shall be from the Department of Human Services, \$972,873 shall be from various grants and donations, and \$200,000(T) shall be from the Department of Local Affairs.

3,253,648,376

(3) LIBRARY PROGRAMS

Colorado Virtual Library	379,796	359,796			20,000 ^a	
Reading Services for the Blind	<u>93,800</u>				93,800 ^b	
	473,596					

^a This amount shall be from grants and donations.

^b This amount shall be from the Reading Services for the Blind Cash Fund created in Section 24-90-105.5, C.R.S.

(4) SCHOOL FOR THE DEAF AND THE BLIND

(A) School Operations¹⁷

Personal Services	8,215,408					
	(148.2 FTE)					
Operating Expenses	393,520					
Utilities	<u>331,536</u>					
	8,940,464	7,815,768			1,124,696(T) ^a	

^a Of this amount, \$1,064,696 shall be from the State Share of Districts' Total Program Funding and \$60,000 shall be from federal Child Nutrition Act funds appropriated in the Appropriated Sponsored Programs subsection.

(B) Special Purpose

Fees and Conferences	75,000			
Aides for Extended Diagnostic Enrollment	82,500			
	(2.8 FTE)			
Summer Olympics Housing	10,000			
Grants	1,300,000			
	(9.1 FTE)			
	<u>1,467,500</u>	85,000 ^a	1,382,500 ^b	

^a Of this amount, \$75,000 shall be from fees and charges for workshops and conferences and \$10,000 shall be from housing reimbursements.

^b Of this amount, \$1,300,000(T) shall be from various federal funds transferred from the Appropriated Sponsored Programs subsection and \$82,500 shall be from federal funds transferred from school districts.

10,407,964

TOTALS PART III

(EDUCATION)^{2,3}	<u>\$3,296,122,233</u>	<u>\$2,445,353,900</u>	<u>\$14,940,515</u>	<u>\$454,839,556^a</u>	<u>\$380,988,262</u>
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^a Of this amount, \$21,848,204 contains a (T) notation, and \$155,250 contains an (L) notation.

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

~~2 — All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the~~

~~duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.
- 13 Department of Education, Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding -- The minimum state aid for fiscal year 2003-04 is established at \$73.09 per student.
- ~~14 Department of Education, Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding -- The Department is requested to include in its annual budget request information concerning the Colorado preschool program. The information provided should include the following for FY 2002-03: (a) A list of participating districts; (b) the funded pupil count (FTE) allocated to each participating district and a description regarding how such allocation was determined; (c) data reflecting the ratio of each district's funded pupil count for the preschool program to its funded pupil count for kindergarten; (d) data indicating the number of three-year-old children that participated in each district's preschool program; (e) data indicating the number of children that participated in each district's preschool program for a full-day rather than a half-day; (f) data indicating the number of preschool program FTE each district used to provide a full-day kindergarten component; (g) the state and local shares of each district's total program funding that~~

is attributable to the preschool program; and (h) whether or not each district contracted for preschool services with community providers.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~15 Department of Education, Assistance to Public Schools, Categorical Programs; and Department of Higher Education, Division of Occupational Education, Colorado Vocational Act Distributions pursuant to Section 23-8-102, C.R.S. -- The Department of Education is requested to work with the Department of Higher Education and to include in its annual budget request information concerning each categorical program. For grant programs, such information should include, but not be limited to: (a) The total number and dollar amount of requests received; (b) the amount awarded or distributed to each district, board of cooperative services, or administrative unit; and (c) a description of the criteria utilized to evaluate requests and to determine grant awards. For other programs, such information should include, but not be limited to: (a) The total amount distributed to each district, board of cooperative services, or administrative unit; (b) the total amount that each entity would be eligible to receive pursuant to state law and/or State Board of Education rule; and (c) a description of the method or formula used to determine the amount for which entities are eligible and to distribute funds.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~16 Department of Education, Assistance to Public Schools, Categorical Programs, Other Categorical Programs, Federal Special Education Grant for Infants, Toddlers, and Their Families -- The Department is requested to include in its annual budget request information concerning the expenditure of federal funds provided pursuant to Part C of the federal Individuals with Disabilities Education Act for the most recent state fiscal year. Such information should include sufficient~~

~~detail to identify expenditures related to the provision of direct services, by type of service.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 17 Department of Education, School for the Deaf and the Blind, School Operations -- This appropriation is based on an estimated enrollment of 232 students at the Colorado School for the Deaf and Blind. It is the intent of the General Assembly that enrollment at the school not significantly exceed 232 students. The Department is requested to report annually to the Joint Budget Committee on any variance from this enrollment count.

APPROPRIATION FROM

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

PART IV

GOVERNOR - LIEUTENANT GOVERNOR - STATE PLANNING AND BUDGETING

(1) OFFICE OF THE GOVERNOR^{18, 19}

(A) Governor's Office

Administration of Governor's Office and Residence ²⁰	2,243,294	2,107,696	(35.4 FTE)		135,598(T) ^a	
Discretionary Fund	20,000	20,000 ^b				
Mansion Activity Fund	<u>95,000</u>			75,000 ^c	20,000 ^d	
	2,358,294					

^a This amount shall include \$85,111 in indirect cost recoveries collected from the State Highway Fund by the Department of Transportation, pursuant to Section 43-1-113 (8) (a), C.R.S., and \$50,487 in indirect cost recoveries from federal grants received by the Office of the Governor.

^b This amount is included for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. This amount is continuously appropriated by a permanent statute or constitutional provision and is not subject to the limitation of General Fund appropriations set forth in Section 24-75-201.1, C.R.S.

^c This amount shall be from rental fees.

^d This amount shall be from rental fees received from exempt sources.

(B) Special Purpose

Health, Life, and Dental	299,451	200,059			37,866 ^e	61,526
Short-term Disability	9,313	7,524			84 ^a	1,705

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Governor - Lieutenant Governor - State Planning and Budgeting

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 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	
Salary Survey and Senior Executive Service	251,051		203,657			43,423 ^a	3,971
Workers' Compensation	2,098		2,098				
Legal Services for 818 hours	49,727		47,295			2,432 ^b	
Purchase of Services from Computer Center	13,650		13,650				
Multiuse Network Payments	20,644		20,644				
Payment to Risk Management and Property Funds	53,575		53,575				
Capitol Complex Leased Space	<u>200,566</u>		200,566				
	900,075						

^a Of these amounts, \$77,404(T) shall be from indirect cost recoveries collected from the State Highway Fund by the Department of Transportation pursuant to Section 43-1-113 (8) (a), C.R.S., and \$3,969 shall be from the Division of Insurance Cash Fund pursuant to Section 24-48.5-106 (3), C.R.S., for the Certified Capital Companies Program administration.

^b This amount shall be from the Division of Insurance Cash Fund pursuant to Section 24-48.5-106 (3), C.R.S., for legal services for the Certified Capital Companies Program.

(C) Other Programs and Grants²⁰

Program Administration	17,600,000					17,600,000 ^a	
Legal Services for 230 hours	<u>13,982</u>						13,982 ^b
	17,613,982						

^a This amount includes federal grants estimated to be received by the Governor's Office for the Office of Energy Conservation, the School-to-Career program, the Headstart Program, the Workforce Coordinating Council, and other initiatives, and is included for informational purposes only.

^b This amount shall be for legal services for the Office of Energy Conservation, and is included for informational purposes only.

20,872,351

(2) OFFICE OF THE LIEUTENANT GOVERNOR¹⁸

Administration	185,215	185,215	
		(2.7 FTE)	
Discretionary Fund	5,000	5,000 ^a	
Commission of Indian Affairs	80,187	78,687	1,500 ^b
	<u> </u>	(2.3 FTE)	
	270,402		

^a This amount is included for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. This amount is continuously appropriated by a permanent statute or constitutional provision and is not subject to the limitation of General Fund appropriations set forth in Section 24-75-201.1, C.R.S.

^b This amount shall be from private donations.

(3) OFFICE OF STATE PLANNING AND BUDGETING^{18, 19, 21, 23, 24, 25, 26}

Personal Services	1,219,598	1,219,598(T) ^a	
		(19.5 FTE)	
Operating Expenses	51,724	51,724(T) ^a	
Economic Forecasting			
Subscriptions	<u>16,362</u>	16,362(T) ^a	
	1,287,684		

^a These amounts shall be from indirect cost recoveries collected from the State Highway Fund by the Department of Transportation pursuant to Section 43-1-113 (8) (a), C.R.S.

(4) ECONOMIC DEVELOPMENT PROGRAMS¹⁸

Administration	387,424	372,635	14,789(T) ^a
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
			(6.0 FTE)				
Vehicle Lease Payments	11,480		11,480				
Leased Space	231,540		231,540				
Business Development	803,355		788,355		15,000 ^b		
			(9.2 FTE)				
Grand Junction Satellite Office	60,467		60,467				
			(1.0 FTE)				
Minority Business Office	113,000		108,050		4,950 ^c		
			(2.0 FTE)				
Leading Edge Program Grants	126,407		50,976			75,431 ^d	
Small Business Development Centers	1,103,292		62,158				1,041,134
			(1.0 FTE)				(2.5 FTE)
International Trade Office ²⁷	740,303		690,303		50,000 ^b		
			(6.0 FTE)				
Colorado Promotion - Colorado Welcome Centers	486,273		390,860			95,413 ^e	
			(3.3 FTE)				
Colorado Promotion - Other Program Costs ^{27a, 27b}	2,924,129		2,874,129			50,000 ^f	
			(3.0 FTE)				
Economic Development Commission - General Economic Incentives and Marketing ²⁸	956,946		956,946				
			(2.0 FTE)				

~~information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

- ~~18 Governor - Lieutenant Governor - State Planning and Budgeting, Office of the Governor, Office of the Lieutenant Governor, Office of State Planning and Budgeting, Economic Development Programs, and Office of Innovation and Technology -- Each of these offices is requested to develop and maintain an Information Technology Inventory and Asset Management Plan. The General Assembly requests that the Office of Innovation and Technology assist the offices with the development of these plans and deliver them to the Joint Budget Committee no later than October 1, 2003.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~19 Governor-Lieutenant Governor-State Planning and Budgeting, Office of the Governor, and Office of State Planning and Budgeting -- As part of the FY 2004-05 budget submission, the Office of State Planning and Budgeting is requested to provide a report on indirect cost recoveries from federal programs that are administered through the Office of the Governor or that are not shown elsewhere in the Long Bill. The report should include an analysis, by federal program, of: Statewide and departmental indirect costs collected in FY 2001-02 and FY 2002-03; where funds collected were spent; the potential for additional indirect cost collections in FY 2003-04 and future years; and the potential for offsetting General Fund expenditures in the Office of the Governor or other departments through these collections. For each federal program that was not assessed statewide and departmental indirect costs, the report should explain why these costs were not assessed.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~20 Governor - Lieutenant Governor - State Planning and Budgeting, Office of the Governor, Governor's Office, Administration of Governor's Office and Residence, and Other Programs and Grants -- The Governor's Office is requested to provide to the Joint Budget Committee, with its FY 2004-05 budget request, information pertaining to federal and cash exempt funds received and expected to be received. This information should include the amount and source of each grant, any matching and maintenance of effort requirements, duration of the grant, as well as the name of the program or project and number of FTE the funds will support.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~21 Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting; and Department of Personnel and Administration, Division of Human Resources, Human Resource Services -- The Department of Personnel and Administration shall comply with the~~

~~statutory provisions of Section 24-50-110 (1)(d), C.R.S., and is requested to provide other state departments with the information necessary to comply with this statute. The Office of State Planning and Budgeting and the Department of Personnel and Administration are requested to work with the departments to improve the timeliness and accuracy of information about state personnel. Improvements, at a minimum, should include: updating personnel information on a centralized computerized data base; accurate reporting of filled FTE positions; number of reclassifications that are approved, turnover rates by agency; tracking of FTE positions funded to FTE positions filled; an accurate count of part-time and temporary FTE positions; and elimination of unused FTE positions. The Department of Personnel and Administration and the Office of State Planning and Budgeting are requested to submit a consolidated statewide personnel report to the General Assembly by September 1, 2003. This report should include, by line item and department, a summary of vacant positions, the length of time each position has been vacant, and the number of reclassifications that were approved in FY 2002-03.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

~~23 Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting -- The Commission on Information Management, in conjunction with the Office of State Planning and Budgeting, is requested to submit a priority list for all state information technology projects requested in the FY 2004-05 budget requests by November 1, 2003.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

24 Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting -- It is the intent of the General Assembly that efforts to maximize the State's collection of federal revenues should be pursued by the Executive Branch. To this end, the Office of State Planning and Budgeting is encouraged to pursue contracts to maximize federal revenues on a

contingency basis. It is anticipated that no additional State funds would be required to enter into these contracts and that the Office of State Planning and Budget shall report to the Joint Budget Committee on a monthly basis on the status of such efforts.

~~25 Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting; and Office of Innovation and Technology--The General Assembly requests the Office of State Planning and Budgeting and the Office of Innovation and Technology to work with Joint Budget Committee staff and departmental staff to develop recommendations for standardizing Long Bill information technology appropriations in order to achieve consistency in long bill appropriations for information technology. The Office of State Planning and Budgeting and the Office of Innovation and Technology are requested to report their recommendations for such a system to the General Assembly no later than November 1, 2003.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~26 Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting, Office of Innovation and Technology--The Office of State Planning and Budgeting and the Office of Innovation and Technology are requested to provide a report to the Joint Budget Committee, by November 1, 2003, that summarizes statewide spending on information technology. For each department, this report should include the FY 2001-02 and FY 2003-03 appropriations and actual spending for: (1) Information technology maintenance; (2) information technology support personnel and related operating expenses; (3) maintenance of ongoing systems; (4) long-term information technology projects; (5) short-term information technology projects; and (6) other information technology costs.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~27~~ Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, International Trade Office -- The International Trade Office is requested to provide its FY 2002-03 annual report to the Joint Budget Committee by November 1, 2003. The report should include the following information: Number of new and existing companies assisted; activity reports from overseas representatives and offices; number of incoming missions; and regional export activities.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~27a~~ Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Colorado Promotion - Other Program Costs -- This program is requested to submit to the Joint Budget Committee a report outlining how it spent the \$9,000,000 supplemental appropriation it received in FY 2002-03, and a cost-benefit analysis of such expenditures. It is requested that this report be provided January first of each fiscal year until the appropriation is accounted for.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

27b Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Colorado Promotion - Other Program Costs -- It is the intent of the General Assembly that during figure setting for FY 2004-05, the Joint Budget Committee will restore base funding for tourism to \$5,374,129. This amount reflects the funding level established by the Joint Budget Committee prior to the transfer of \$2.5 million to the Older Coloradans Program.

~~28~~ Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Economic Development Commission - General Economic Incentives and Marketing -- In its annual report to the General Assembly, the Economic Development Commission is requested to provide an analysis and summary of programs and activities undertaken to assist the economies of rural areas of the state. For each project in a rural area, the report should include the following

information: The location; recipient; purpose; dollar amount received from the Commission; local and/or private matching contributions; and other economic development assistance provided by the state for that project, such as job training. The report should also provide the total dollar amount provided by the Commission to rural areas, the percentage of total Commission assistance that went to rural areas, and information on any rural projects that applied for but did not receive Commission assistance.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~29 — Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Colorado First Customized Job Training, and Department of Higher Education, Division of Occupational Education, Colorado First Customized Job Training -- This program is requested to submit to the Joint Budget Committee by November 1, 2003, 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 this program, the amount of new personal income, state personal, and corporate income tax generated by this program, the time period for repayment of state investment in this program, and the number of persons taken off state support programs and the money saved thereby.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~30 — Governor - Lieutenant Governor - State Planning and Budgeting, Office of Innovation and Technology -- The Office of Innovation and Technology and the Division of Finance and Procurement within the Department of Personnel are requested to provide a report to the Joint Budget Committee, by November 1, 2003, that describes steps taken to increase the ease of information technology procurement and compliance with state technology standards by state~~

~~agencies. This report should include the status of: (1) The quarterly Desktop Standards, including updates on which desktop models from each vendor meet the state standards for each class of user; (2) the quarterly Desktop Standards, including updated pricing standards; (3) posting the quarterly Desktop Standards on-line; (4) updating the state pricing agreement website pages for each vendor to show the cost for models for each class of user; and (5) linking the quarterly Desktop Standards internet site to the BIDs system.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

APPROPRIATION FROM

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

PART V

DEPARTMENT OF HEALTH CARE POLICY AND FINANCING

(1) EXECUTIVE DIRECTOR'S OFFICE^{31, 32}

Personal Services	12,710,083 ^a		5,598,111(M)		158,611 ^b	6,953,361
	(196.6 FTE)					
Health, Life, and Dental	363,665		161,832(M)		1,951 ^c	199,882
Short-term Disability	16,770		7,338(M)		191 ^c	9,241
Salary Survey and Senior Executive Service	378,592		170,286(M)		3,656 ^c	204,650
Workers' Compensation	36,186		18,093(M)			18,093
Operating Expenses	954,308 ^d		472,387(M)		832 ^e	481,089
Legal Services and Third Party Recovery Legal Services for 13,403 hours	814,768		334,740(M)	65,003 ^f	5,349 ^e	409,676
Administrative Law Judge Services	539,129		269,565(M)			269,564
Computer Systems Costs	228,468		81,763(M)		32,471(T) ^g	114,234
Payment to Risk Management and Property Funds	78,312		39,156(M)			39,156
Capitol Complex Leased Space	308,468		154,234(M)			154,234
Commercial Leased Space	13,200		6,600(M)			6,600
Transfer to the Department of Human Services for Related Administration	58,303		29,152(M)			29,151

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Department of Health Care Policy and Financing

3201

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Medicaid Management Information System Contract	20,398,619	4,934,574(M)			149,538 ^h	15,314,507
Health Insurance Portability and Accountability Act of 1996 (HIPAA) Implementation Contract Costs	4,835,784	733,295(M)			52,218 ^c	4,050,271
Health Insurance Portability and Accountability Act of 1996 (HIPAA) Implementation Central State Appropriations	662,500	321,625(M)			4,725 ^c	336,150
Medicaid Authorization Cards and Identification Cards	846,041	417,693(M)			10,656 ⁱ	417,692
Department of Public Health and Environment Facility Survey and Certification	3,698,759	927,349(M)				2,771,410
Acute Care Utilization Review	1,309,826	342,529(M)			2,899 ^j	964,398
Long-Term Care Utilization Review	1,668,108	598,813(M)				1,069,295
External Quality Review	812,193	203,048(M)				609,145
Drug Utilization Review	233,025	58,256(M)				174,769
Early and Periodic Screening, Diagnosis, and Treatment Program	2,624,222	1,312,111(M)				1,312,111
Nursing Facility Audits	864,150	432,075(M)				432,075
Hospital and Federally Qualified Health Clinic Audits	250,000	125,000(M)				125,000
Nursing Home Preadmission and Resident Assessments	1,010,040	252,510(M)				757,530

Nurse Aide Certification	310,330	142,321(M)	12,844(T) ^k	155,165
Nursing Home Quality Assessments	26,954	6,738(M)		20,216
Estate Recovery	700,000		350,000 ⁱ	350,000
Single Entry Point Administration	59,310	29,655(M)		29,655
Single Entry Point Audits	35,340	17,670(M)		17,670
S.B. 97-05 Enrollment Broker	1,162,870	581,435(M)		581,435
H.B. 01-1271 Medicaid Buy-in	<u>37,519</u>			37,519
		58,045,842		

^a For information purposes only, the appropriation includes \$364,418 and 5.5 FTE for the Colorado Benefits Management program and \$361,418 and 6.0 FTE for the staffing costs associated with implementing the Health Insurance Portability and Accountability Act of 1996.

^b Of this amount, \$128,386 shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S., and \$30,225 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

^c These amounts shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S.

^d For information purposes only, the appropriation includes \$10,308 for the Colorado Benefits Management Program and \$22,140 for the operating costs associated with implementing the Health Insurance Portability and Accountability Act of 1996.

^e Of this amount, \$582 shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S., and \$250 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

^f This amount shall be from third party recoveries.

^g This amount shall be from the Old Age Pension Fund appropriated in the Department of Human Services.

^h Of this amount, \$146,867(T) shall be from the Old Age Pension Fund appropriated in the Department of Human Services, \$2,347 shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., and \$324 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 25-4-532 (7), C.R.S.

ⁱ This amount shall be from the Old Age Pension Health and Medical Care Fund appropriated in the Department of Human Services.

^j This amount shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

^k This amount shall be from the Department of Regulatory Agencies.

^l This amount shall be from estate recoveries.

(2) MEDICAL SERVICES PREMIUMS^{33, 34, 35, 36}

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Services for 35,502 Supplemental Security Income Adults 65 and Older (SSI 65 +) at an average cost of \$17,841.87	633,422,029					
Services for 5,790 Supplemental Income Adults 60 to 64 Years of Age (SSI 60 - 64) at an average cost of \$11,815.43	68,411,331					
Services for 9,450 Qualified Medicare Beneficiaries (QMBs) and Special Low-Income Medicare Beneficiaries (SLIMBs) at an average cost of \$1,069.95	10,111,061					
Services for 49,658 Supplemental Security Income Disabled Individuals at an average cost of \$11,025.31	547,495,041					
Services for 47,215 Categorically Eligible Low-income Adults at an average cost of \$3,056.39	144,307,353					
Services for 6,303 Baby Care Program Adults at an average cost of \$5,878.40	37,051,538					
Services for 117 S.B. 01S2-12 Breast and Cervical Cancer Treatment Clients at an Average Cost of \$23,410.67	2,739,049					

Services for 190,588 Eligible Children at an average cost of \$1,571.04	299,421,680				
Services for 13,397 Foster Children at an average cost of \$2,628.48	35,213,787				
Services for 4,634 Non-Citizens at an Average Cost of \$8,267.85	<u>38,313,232</u>				
		1,816,486,101	876,423,596(M)	35,051,922 ^a	905,010,583

^a Of this amount, \$34,093,240 represents public funds certified as representing expenditures incurred by public nursing homes and hospitals that are eligible for federal financial participation under the Medicaid program, and \$958,682 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

(3) INDIGENT CARE PROGRAM

Safety Net Provider Payments ^{37, 38}	255,976,646	12,576,646(M)		115,400,000 ^a	128,000,000
The Children's Hospital, Clinic Based Indigent Care	6,119,760	3,059,880(M)			3,059,880
H.B. 97-1304 Children's Basic Health Plan Trust	23,902,965	6,182,451	220,514 ^b	17,500,000 ^c	
Children's Basic Health Plan Administration	5,529,050			2,441,324 ^d	3,087,726
Children's Basic Health Plan Premium Costs ³⁹	74,589,396			26,249,622 ^d	48,339,774
Children's Basic Health Plan Dental Benefit Costs	6,766,213			2,368,174 ^d	4,398,039
Comprehensive Primary and Preventive Care Fund	5,939,047			5,939,047 ^e	
Comprehensive Primary and Preventive Care Grants Program	<u>5,939,047</u>			5,939,047 ^f	
		384,762,124			

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

^aThis amount represents public funds certified as representing expenditures incurred by hospitals that are eligible for federal financial participation under the Medicaid Major Teaching Hospital Program, Medicaid, and the Medicaid Disproportionate Share Payments to Hospitals Program.

^bThis amount shall be from annual premiums paid by participating families.

^cThis amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104 (1) (b), C.R.S.

^dThese amounts shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S.

^eThis amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104 (1) (g), C.R.S.

^fThis amount shall be from the Comprehensive Primary and Preventive Care Fund created in Section 26-4-1007, C.R.S., pursuant to Section 24-75-1104 (1)(g), C.R.S.

(4) OTHER MEDICAL SERVICES

Services for 4,046 Old Age Pension State Medical Program clients at an average cost of \$2,468.94	9,989,344				9,989,344(T) ^a	
Home Care Allowance for 4,775 Recipients at an average monthly cost of \$221.85.	12,712,406	12,076,035			636,371(L) ^b	
Adult Foster Care for 90 Recipients at an average monthly cost of \$225.75	243,810	231,620			12,190(L) ^b	
Primary Care Physician Program Market Rate Reimbursement	1,949,508	974,754(M)				974,754
University of Colorado Family Medicine Residency Training Programs	1,524,626	762,313(M)				762,313
Enhanced Prenatal Care Training and Technical Assistance	109,110	54,555(M)				54,555
Nurse Home Visitor Program	3,009,618				1,504,809(T) ^c	1,504,809

S.B. 97-101 Public School Health Services ⁴⁰	<u>29,717,200</u>		15,131,305(M) ^d	14,585,895
		59,255,622		

^a This amount shall be from the Old Age Pension Health and Medical Care Fund appropriated in the Department of Human Services.

^b These amounts shall be from local funds.

^c This amount shall be a transfer from the Department of Public Health and Environment.

^d This amount represents funds certified as representing expenditures incurred by school districts that are eligible for federal financial participation under Medicaid.

(5) DEPARTMENT OF HUMAN SERVICES MEDICAID-FUNDED PROGRAMS^{41, 42}

(A) Executive Director's Office -

Medicaid Funding	8,086,637	4,043,319(M) ^a		4,043,318
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^a Of this amount, \$28,285 is exempt from the statutory limit on state General Fund appropriation pursuant to Section 24-75-201.1 (1) (a) (III) (A), C.R.S.

(B) Office of Information

Technology Services -

Medicaid Funding

Colorado Benefits Management System ⁴³	5,299,435	2,772,241(M)	27,406(T) ^a	2,499,788
Other Office of Information Technology Services line items	<u>500,676</u>	250,339(M)		250,337
	5,800,111			

^a This amount shall be from the Old Age Pension Fund appropriated in the Department of Human Services.

(C) Office of Operations -

Medicaid Funding	5,293,750	2,646,875(M)		2,646,875
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(D) County Administration -

Medicaid Funding	8,624,879	3,234,330(M)		5,390,549
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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(E) Division of Child Welfare - Medicaid Funding	77,861,994	38,930,997(M)				38,930,997
(F) Office of Self Sufficiency, Disability Determination Services - Medicaid Funding⁴⁴	1,165,967	582,984(M)				582,983
(G) Mental Health and Alcohol and Drug Abuse Services - Medicaid Funding						
Administration	1,316,654	570,126(M)				746,528
Mental Health Community Programs, Mental Health Capitation	144,501,252	72,250,626(M)				72,250,626
Mental Health Community Programs, Medicaid Mental Health Fee for Service Payments	2,724,423	1,362,212(M)				1,362,211
Mental Health Community Programs, Medicaid Mental Health Services for Breast and Cervical Cancer Patients	71,175				24,911*	46,264
Mental Health Institutes	3,325,830	1,662,915(M)				1,662,915
Alcohol and Drug Abuse Division, High Risk Pregnant Women Program	312,804	156,402(M)				156,402
	<u>152,252,138</u>					

^a This amount shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

(H) Services for People with Disabilities - Medicaid Funding

Community Services - Medicaid Funding	218,743,291	109,371,645(M)	109,371,646
Regional Centers - Medicaid Funding	38,886,488	19,443,244(M)	19,443,244
Services for Families and Children - Medicaid Funding	<u>3,745,315</u>	1,872,658(M)	1,872,657
	261,375,094		

(I) Adult Assistance Programs; Community Services for the Elderly - Medicaid Funding

1,800	900(M)	900
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(J) Division of Youth Corrections - Medicaid Funding

9,727,773	4,863,886(M)	4,863,887
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530,190,143

TOTALS PART V

(HEALTH CARE POLICY AND FINANCING)^{2,3}

<u>\$2,848,739,832</u>	<u>\$1,195,137,503</u>	<u> </u>	<u>\$635,517</u>	<u>\$238,651,413^a</u>	<u>\$1,414,315,399</u>
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^a Of this amount, \$648,561 contains an (L) notation, and \$11,713,741 contains a (T) notation.

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

~~2~~ All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

31 Department of Health Care Policy and Financing, Executive Director's Office -- The Department is requested to submit an accounting of all line items by actual expenditure. Actual expenditure is defined as final expenditure, including post-closing payments. The Department is requested to submit this information to the Joint Budget Committee by October 1, 2003.

32 Department of Health Care Policy and Financing, Executive Director's Office -- The Department is requested to submit monthly Medicaid expenditure and caseload reports on the Medical Services Premiums budget to the Joint Budget Committee, by the third Monday of each month. The department is requested to include in the report the managed care organization caseload by aid

category.

~~33 Department of Health Care Policy and Financing, Medical Services Premiums -- The department is requested to submit a report on the managed care organizations' capitation rates for each population and the estimated blended rate for each aid category in effect for fiscal year 2003-04 to the joint budget committee by July 25, 2003.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

34 Department of Health Care Policy and Financing, Medical Services Premiums -- It is the intent of the General Assembly that expenditures for these services should be recorded only against the Long Bill group total for Medical Services.

35 Department of Health Care Policy and Financing, Medical Services Premiums -- The General Assembly has determined that the average appropriated rates provide sufficient funds to pay reasonable and adequate compensation to efficient and economical providers. The Department should take actions to ensure that the average appropriated rates are not exceeded.

~~36 Department of Health Care Policy and Financing, Medical Services Premiums -- The Department is requested to work with pharmacy providers, including institutional and community pharmacies, both independent and chains, pharmaceutical manufacturers, legislators, and stakeholders to determine a methodology to reduce Medicaid prescription drug costs, specifically the utilization and cost of such pharmaceuticals. The Department is requested to report its analysis and recommendations to the Joint Budget Committee no later than November 1, 2003.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~37~~ Department of Health Care Policy and Financing, Indigent Care Program, Safety Net Provider Payments -- It is the intent of the General Assembly that the intergovernmental transfers provided through the Medicare Upper Payment Limit funding mechanism in these line items be used to address Medicaid funding shortfalls paid through the General Fund. It is the General Assembly's understanding that there will not be an intergovernmental transfer in FY 2003-04.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~38~~ Department of Health Care Policy and Financing, Indigent Care Program, Safety Net Provider Payments--The department is requested to submit a report by February 1, 2004, which evaluates the use of the new methodology to distribute disproportionate share and major teaching hospital payments:

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~39~~ Department of Health Care Policy and Financing, Indigent Care Program, Children's Basic Health Plan Premium Costs -- This appropriation assumes an average medical cost per child of \$1,051.80 per year (\$87.65 per member per month), not including dental services, and assumes an estimated average monthly caseload of 50,571 children.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

40 Department of Health Care Policy and Financing, Other Medical Services, S.B. 97-101 Public School Health Services -- The department is requested to submit a report by November 1 of each year to the joint budget committee on the services that receive reimbursement from the federal government under S.B. 97-101 public school health service program. The report should include information on the type of services, how those services meet the definition of medical necessity, and

the total amount of federal dollars that was distributed to each school under the program. The report should also include information on how many children were served by the program.

~~41 Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs; and Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Mental Health Capitation -- The Departments are requested to provide a report to the Joint Budget Committee by October 1, 2003, that reviews their proposals and plans for the Medicaid mental health capitation program for FY 2003-04 and future years. The report should specifically address the following issues: (1) Progress on the development of a model for setting new capitation rates; (2) the feasibility of addressing some of the inequities in rates paid in various regions of the State prior to a rebid of the program; (3) any plans to expand the program to other services; and (4) any recommendations for statutory changes.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~42 Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs; and Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Medicaid Anti-Psychotic Pharmaceuticals -- The Departments are requested to report to the Joint Budget Committee by October 1, 2003, on their progress toward managing Medicaid mental health pharmaceutical costs. This report should include an expected time line for planned activities, as well as estimates of the programmatic and fiscal impacts of any changes.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~43 Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded~~

~~Programs, Office of Information Technology Services - Medicaid Funding, Colorado Benefits Management System (CBMS); and Department of Human Services, Office of Information Technology Services, Colorado Benefits Management System (CBMS) -- It is the understanding of the General Assembly that the primary goal of the Colorado Benefits Management System (CBMS) project is to streamline several county administrative functions by creating a single, integrated, eligibility and client management system that will minimize manual and paper-intensive processes. The 1997 feasibility study that was prepared for the CBMS project included an analysis of the annual savings that would result from the statewide implementation of CBMS, estimating \$31.0 million in annual savings from all fund sources. The feasibility study did not include an analysis of the impact of medical application sites. A re-analysis in December 2000 projects annual savings of \$13.0 million. Further project changes anticipated as of March 2002 are expected to result in the level of savings being further reduced to \$12.4 million. It is the intent of the General Assembly that, once CBMS is fully implemented statewide, various appropriations will be adjusted to reflect the resulting cost savings. It is further the intent of the General Assembly that such adjustments be based on an objective analysis of the impact of the implementation of CBMS on the Department of Health Care Policy and Financing, the Department of Human Services, and county departments of social services.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

44 Department of Health Care Policy and Financing, Department of Human Services Medicaid - Funded Programs, Office of Self Sufficiency, Disability Determination Services - Medicaid Funding; Department of Human Services, Office of Self Sufficiency, Disability Determination Services -- On or before October 15, 2005, the Department of Health Care Policy and Financing is requested to provide a report indicating the costs and estimated savings associated with representation from disability determination services at administrative law judge hearings regarding Medicaid eligibility determination on the basis of disability. The report should include all costs

associated with attendance at administrative law judge hearings; a comparison of the denial rates for this population over the past three years; and an estimate of any savings associated with an increase in denials upon appeal.

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

**PART VI
DEPARTMENT OF HIGHER EDUCATION**

(1) DEPARTMENT ADMINISTRATIVE OFFICE

Health, Life, and Dental	361,887			50,821 ^a	311,066(T) ^b	
Short-term Disability	4,743			537 ^a	4,064(T) ^b	142
Salary Survey and Senior Executive Service	271,112	84,855		37,458 ^a	148,799(T) ^b	
Workers' Compensation	16,115			652 ^c	15,463(T) ^b	
Legal Services for 448 hours	27,234				27,234(T) ^b	
Purchase of Services from Computer Center	7,158				7,158(T) ^b	
Multi-use Network Payments	17,568				17,568(T) ^b	
Payment to Risk Management and Property Funds	35,265			1,350 ^c	33,915(T) ^b	
Leased Space	<u>321,751</u>			75,424 ^c	246,327(T) ^b	
	1,062,833					

^a These amounts shall be from various sources of cash funds throughout the Department.

^b Of these amounts \$389,151 shall be from statewide and departmental indirect cost recoveries, \$391,351 shall be from Limited Gaming Revenues deposited in the State Historical Fund, pursuant to Section 12-47.1-1201, C.R.S., and \$31,092 shall be from various sources of cash funds exempt throughout the Department.

^c These amounts shall be from the Private Occupational Schools Fund.

(2) COLORADO COMMISSION ON HIGHER EDUCATION^{45, 46, 47}

(A) Administration	2,097,377	168,025(T) ^a	1,929,352(T) ^b (28.9 FTE)
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^a This amount shall be from statewide and departmental indirect cost recoveries paid by the Colorado Student Loan Program and the Colorado Student Obligation Bond Authority.

^b This amount shall be from statewide and departmental indirect cost recoveries.

(B) Division of Private Occupational Schools	559,235	461,001 ^a (6.5 FTE)	98,234 ^b (1.3 FTE)
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^a This amount shall be from the Private Occupational Schools Fund.

^b This amount shall be from reserves in the Private Occupational Schools Fund.

(C) Special Purpose

Western Interstate Commission for Higher Education (WICHE)	105,000		105,000(T) ^a
WICHE - Optometry	311,981		311,981(T) ^a
Advanced Technology Grants	775,000		775,000(T) ^b
Veterinary School Program Needs	285,000	122,600 ^c	162,400(T) ^a
Enrollment/Cash Fund			
Contingency ⁴⁸	<u>27,858,287</u>	27,858,287 ^d	
	29,335,268		

31,991,880

^a These amounts shall be from statewide and departmental indirect cost recoveries.

^b This amount shall be from Waste Tire Recycling Development Cash Fund moneys deposited in the Advanced Technology Fund, and it is shown for informational purposes only, since moneys in the Advanced Technology Fund are continuously appropriated pursuant to Section 23-1-106.5(9), C.R.S.

^c This amount shall be from the Western Interstate Commission on Higher Education.

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(3) COLORADO COMMISSION ON HIGHER EDUCATION FINANCIAL AID⁴⁹						
(A) Need Based Grants						
General Need Based Grants	38,002,682					
Governor's Opportunity Scholarships ⁵⁰	<u>8,000,000</u>					
	46,002,682	46,002,682				
(B) Merit Based Grants	6,877,309		6,877,309			
(C) Work Study⁵¹	15,030,062		15,030,062			
(D) Special Purpose						
Required Federal Match	3,376,350		2,076,350			1,300,000
Veterans/Law Enforcement/POW Tuition Assistance	108,021		108,021			
Native American Students/Fort Lewis College	6,046,330		6,046,330			
Early Childhood Professional Loan Repayment	<u>66,000</u>				66,000(T) ³	
	9,596,701					
	77,506,754					

⁴ This amount shall be from tuition and cash fund revenue from the governing boards, in addition to what is appropriated to the governing boards. This spending authority may be transferred to the governing boards.

^a This amount shall be from federal Child Care Development Funds transferred from the Department of Human Services.

(4) GOVERNING BOARDS AND LOCAL DISTRICT JUNIOR COLLEGES⁴⁵

(A) TRUSTEES OF THE STATE COLLEGES IN COLORADO^{52, 53}

Governing Board and General Campuses

General Fund and Tuition			
Allocation	58,615,289	32,988,644	25,626,645 ^a
	(888.7 FTE)		
Other Than Tuition Revenue	1,001,392		1,001,392 ^b
Auxiliary Revenue	<u>3,205,174</u>		3,205,174 ^c
	62,821,855		

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from auxiliary revenue.

(B) TRUSTEES OF METROPOLITAN STATE COLLEGE OF DENVER^{52, 53}

Governing Board and General Campuses

General Fund and Tuition			
Allocation	74,084,071	33,951,845	40,132,226 ^a
	(986.0 FTE)		
Other Than Tuition Revenue	2,001,146		2,001,146 ^b
Auxiliary Revenue	<u>4,722,469</u>		4,722,469 ^c
	80,807,686		

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from auxiliary revenue.

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(C) BOARD OF GOVERNORS OF THE COLORADO STATE UNIVERSITY SYSTEM ^{52, 53}							
Governing Board and General Campuses							
General Fund and Tuition							
Allocation	250,449,566		109,183,992		141,265,574 ^a		
	(3,630.4 FTE)						
Other Than Tuition Revenue	30,133,917				29,963,917 ^b	170,000(T) ^c	
Auxiliary Revenue	<u>25,738,000</u>				25,738,000 ^d		
	306,321,483						

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund, created in Section 34-63-102 (5), C.R.S. This amount represents a 2004 calendar year grant; any unexpended balance on June 30, 2004, is intended to roll forward and remain available for expenditure in FY 2004-05.

^d This amount shall be from auxiliary revenue.

(D) TRUSTEES OF FORT LEWIS COLLEGE ^{52, 53}

Governing Board and General Campuses

General Fund and Tuition

Allocation	28,865,657		7,435,161		21,430,496 ^a		
	(402.9 FTE)						
Other Than Tuition Revenue	2,090,016				2,043,926 ^b	46,090(T) ^c	
Auxiliary Revenue	<u>2,184,395</u>				2,184,395 ^d		
	33,140,068						

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund, created in Section 34-63-102 (5), C.R.S. This amount represents a 2004 calendar year grant; any unexpended balance on June 30, 2004, is intended to roll forward and remain available for expenditure in FY 2004-05.

^d This amount shall be from auxiliary revenue.

(E) REGENTS OF THE UNIVERSITY OF COLORADO^{47, 52, 53}

Governing Board and General Campuses

General Fund and Tuition

Allocation	507,877,094	155,172,841	352,704,253 ^a	
	(6,037.5 FTE)			
Other Than Tuition Revenue	55,696,334		47,139,363 ^b	8,556,971 ^c
Auxiliary Revenue	<u>37,412,789</u>		37,412,789 ^d	
	600,986,217			

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c Of this amount, \$7,899,440 shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104 (1) (c), C.R.S., and \$657,531(T) shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund, created in Section 34-63-102 (5), C.R.S. This amount represents a 2004 calendar year grant; any unexpended balance on June 30, 2004, is intended to roll forward and remain available for expenditure in FY 2004-05.

^d This amount shall be from auxiliary revenue.

(F) TRUSTEES OF THE COLORADO SCHOOL OF MINES^{52, 53}

Governing Board and General Campus

General Fund and Tuition

Allocation	47,677,230	17,187,980	30,489,250 ^a	
	(570.1 FTE)			

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Department of Higher Education

3221

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Other Than Tuition Revenue	1,624,438				1,374,438 ^b	250,000(T) ^c	
Auxiliary Revenue	<u>650,000</u>				650,000 ^d		
	49,951,668						

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from the Oil and Gas Conservation Commission in the Department of Natural Resources and shall be for the management and operations of the Colorado Energy Research Institute created pursuant to Section 23-41-114, C.R.S.

^d This amount shall be from auxiliary revenue.

(G) UNIVERSITY OF NORTHERN COLORADO^{52, 53}

Governing Board and General Campus

General Fund and Tuition

Allocation	72,282,380	33,590,909		38,691,471 ^a		
	(1,079.9 FTE)					
Other Than Tuition Revenue	4,280,041			4,280,041 ^b		
Auxiliary Revenue	<u>1,372,614</u>			1,372,614 ^c		
	77,935,035					

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from auxiliary revenue.

**(H) STATE BOARD FOR COMMUNITY COLLEGES AND
OCCUPATIONAL EDUCATION STATE SYSTEM COMMUNITY
COLLEGES^{52, 53}**

Governing Board and General Campuses

General Fund and Tuition

Allocation	212,565,713	106,279,979	106,285,734 ^a	
	(4,495.1 FTE)			
Other Than Tuition Revenue	10,285,031		8,285,031 ^b	2,000,000(L) ^c
Auxiliary Revenue	<u>609,228</u>		609,228 ^d	
	223,459,972			

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from local property tax collections.

^d This amount shall be from auxiliary revenue.

**(I) LOCAL DISTRICT JUNIOR
COLLEGE GRANTS
PURSUANT TO SECTION 23-
71-301, C.R.S.**

11,038,334	11,038,334
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1,446,462,318

(5) ADVISORY COMMISSION ON FAMILY MEDICINE

Residency Training Programs	1,665,800		
Commission Expenses	<u>85,868</u>	1,751,668	1,751,668(T) ^a

^a Of this amount \$1,524,626 shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing, and \$227,042 shall be from indirect cost recoveries.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(6) DIVISION OF OCCUPATIONAL EDUCATION						
(A) Administrative Costs	562,036				562,036(T) ^a (9.0 FTE)	
^a This amount shall be from statewide and departmental indirect cost recoveries.						
(B) Colorado Vocational Act Distributions pursuant to Section 23-8-102, C.R.S.	20,138,153				20,138,153(T) ^a	
^a This amount shall be a transfer from the Department of Education.						
(C) Area Vocational School Support	8,505,528	8,347,871			157,657(T) ^a	
^a This amount shall be from indirect cost recoveries.						
(D) Sponsored Programs						
(1) Administration	2,134,459 (25.2 FTE)					
(2) Programs	<u>14,817,697</u>					
	16,952,156					16,952,156

(E) Colorado First Customized Job Training	2,725,022			2,725,022(T) ^a
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^a This amount shall be a transfer from the Governor's Office.

48,882,895

(7) AURARIA HIGHER EDUCATION CENTER^{45, 52}				
Administration	17,553,070			17,553,070(T) ^a
	(211.0 FTE)			
Auxiliary Revenue	<u>50,000</u>		50,000 ^b	
	17,603,070			

^a This amount shall be from the appropriations for the State Board of Community Colleges and Occupational Education, the Trustees of the Metropolitan State College, and the Regents of the University of Colorado.

^b This amount shall be from auxiliary revenue.

(8) COUNCIL ON THE ARTS				
Program Costs	200,000	100,000		100,000
		(1.0 FTE)		

(9) STATE HISTORICAL SOCIETY

(A) Cumbres and Toltec Railroad Commission	10,000	10,000		
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(B) Sponsored Programs	290,000		20,000 ^a	50,000 ^b	220,000
	(5.0 FTE)				

^a This amount shall be from grants and contracts with various sources of cash funds.

^b This amount shall be from grants and contracts with various sources of cash funds exempt.

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APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(C) Auxiliary Programs	1,527,215 (14.5 FTE)				1,274,590 ^a	252,625 ^b	
(D) Gaming Revenue							
Gaming Cities Distribution	5,511,275					5,511,275 ^a	
Statewide Preservation Grant Program	18,252,034 (18.0 FTE)					18,252,034 ^a	
Society Museum and Preservation Operations	5,222,602 (89.9 FTE)				699,535 ^b	3,793,067 ^a	730,000
	<u>28,985,911</u>						
		30,813,126					
TOTALS PART VI (HIGHER EDUCATION)^{2,3}		<u>\$1,656,274,544</u>	<u>\$591,513,165</u>	<u>_____</u>	<u>\$959,429,852^a</u>	<u>\$86,029,229^a</u>	<u>\$19,302,298</u>

^a This amount shall be from museum shop sales, micro-photo services, public education programs, membership and publication services, traveling exhibits, rentals, and special event fees.

^b This amount shall be from donations and gifts.

^a These amounts shall be from Limited Gaming Revenues deposited in the State Historical Fund, pursuant to Section 12-47.1-1201, C.R.S.

^b This amount shall be from museum admission fees, user charges and other sources of cash funds.

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

~~2~~ ~~All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

~~15~~ ~~Department of Education, Assistance to Public Schools, Categorical Programs, and Department of Higher Education, Division of Occupational Education, Colorado Vocational Act Distributions pursuant to Section 23-8-102, C.R.S. -- The Department of Education is requested to work with the~~

Department of Higher Education and to include in its annual budget request information concerning each categorical program. For grant programs, such information should include, but not be limited to: (a) The total number and dollar amount of requests received; (b) the amount awarded or distributed to each district, board of cooperative services, or administrative unit; and (c) a description of the criteria utilized to evaluate requests and to determine grant awards. For other programs, such information should include, but not be limited to: (a) The total amount distributed to each district, board of cooperative services, or administrative unit; (b) the total amount that each entity would be eligible to receive pursuant to state law and/or State Board of Education rule; and (c) a description of the method or formula used to determine the amount for which entities are eligible and to distribute funds.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~29—Governor—Lieutenant Governor—State Planning and Budgeting, Economic Development Programs, Colorado First Customized Job Training, and Department of Higher Education, Division of Occupational Education, Colorado First Customized Job Training—This program is requested to submit to the Joint Budget Committee by November 1, 2003, 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 this program, the amount of new personal income, state personal, and corporate income tax generated by this program, the time period for repayment of state investment in this program, and the number of persons taken off state support programs and the money saved thereby.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~45—Department of Higher Education, Colorado Commission on Higher Education, Governing Boards and Local District Junior Colleges, Auraria Higher Education Center, and Department of Personnel~~

and Administration, Executive Office -- The Department of Personnel and Administration is requested to submit, after consultation with the Colorado Commission on Higher Education and with the higher education governing boards, a report to the Joint Budget Committee by September 1, 2003, that analyzes alternatives to higher education's participation in the fleet management program. The report should identify cost-effective options that may provide more flexibility to higher education, including the scenario in which higher education is exempted from this program. The report should provide a comparison of cost estimates of the options identified.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~46 Department of Higher Education, Colorado Commission on Higher Education -- For the FY 2004-05 budget request, the Colorado Commission on Higher Education is directed to submit a unified budget request representing all functions performed by the Governing Boards and Local District Junior Colleges. This request should include the independent Colorado State University agencies and the various occupational education programs under the Colorado Community College and Occupational Education System. In recognition of the state's General Fund appropriation limitation, the Commission is directed to limit the total General Fund increase requested to no more than six percent.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~47 Department of Higher Education, Colorado Commission on Higher Education, and Governing Boards and Local District Junior Colleges, Regents of the University of Colorado -- It is the intent of the General Assembly that in the future requests for enrollment funding for the University of Colorado Health Sciences Center's nursing program will be calculated in a manner similar to the request for enrollment funding for all other higher education institutions.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

48 Department of Higher Education, Colorado Commission on Higher Education, Special Purpose, Enrollment/Cash Fund Contingency -- The Colorado Commission on Higher Education may transfer spending authority from this line item to the Governing Boards in the event that tuition or other cash fund revenues increase beyond appropriated levels. The spending authority for this line item shall be in addition to the funds appropriated directly to the Governing Boards. The Colorado Commission on Higher Education shall not authorize transfers for spending authority from this line item to support tuition or fee increases.

~~49 Department of Higher Education, Colorado Commission on Higher Education Financial Aid -- The Department should continue its efforts to provide data on the efficiency and effectiveness of state financial aid in expanding access to higher education for Colorado residents. The Department is requested to provide to the Joint Budget Committee by November 1 of each year an evaluation of financial aid programs, which should include, but not be limited to: 1) an estimate of the amount of federal, institutional, and private resources (including tax credits) devoted to financial aid; 2) the number of recipients from all sources; 3) information on typical awards; and 4) the typical debt loads of graduates. To the extent possible the Department should differentiate the data based on available information about the demographic characteristics of the recipients. To the extent that this information is not currently available, the Department is requested to provide a reasonable estimate, or identify the additional costs that would be associated with collecting the data.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~50 Department of Higher Education, Colorado Commission on Higher Education Financial Aid, Need Based Grants, Governor's Opportunity Scholarships -- The Department is requested to submit a report to the Joint Budget Committee by November 1, 2003, comparing the retention rates of~~

students receiving Governor's Opportunity Scholarships with retention rates for low-income students receiving other types of financial aid packages.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 51 Department of Higher Education, Colorado Commission on Higher Education Financial Aid, Work Study -- It is the intent of the General Assembly to allow the Colorado Commission on Higher Education to roll forward two percent of the Work Study appropriation to the next fiscal year.
- 52 Department of Higher Education, Governing Boards and Local District Junior Colleges, Trustees of the State Colleges in Colorado; Trustees of Metropolitan State College of Denver; Board of Governors of the Colorado State University System; Trustees of Fort Lewis College; Regents of the University of Colorado; Trustees of the Colorado School of Mines; University of Northern Colorado; State Board for Community Colleges and Occupational Education State System Community Colleges; Auraria Higher Education Center -- Notwithstanding the limitations set forth in subsection (3) of section 1 of this act, the FTE reflected in these line items are shown for informational purposes and are not intended to be a limitation on the budgetary flexibility allowed by Section 23-1-104 (1) (a) (I), C.R.S.
- ~~53 Department of Higher Education, Governing Boards and Local District Junior Colleges, Trustees of the State Colleges in Colorado, Trustees of Metropolitan State College, Board of Governors of the Colorado State University System; Trustees of Fort Lewis College; Regents of the University of Colorado; Trustees of the Colorado School of Mines; University of Northern Colorado; State Board for Community Colleges and Occupational Education State System Community Colleges -- It is the intent of the General Assembly that each governing board may increase tuition rates by an amount calculated to generate up to a maximum of 10 percent additional revenue from resident~~

~~students not including the effects of enrollment changes. These rates are used in order to increase spending authority for program enhancements and this is not an attempt by the General Assembly to set tuition policy. Each governing board will give consideration to establishing equity of tuition increases among the campuses and programs under the governing board's jurisdiction. In addition to the tuition increases outlined above, the General Assembly has approved an additional \$7,643,990 in tuition spending authority for the Regents of the University of Colorado as follows: \$1,100,000 for tuition rate increases in programs associated with the college of business at the Boulder campus; \$435,904 for nursing, doctor of medicine, physical therapy, and doctor of dental surgery programs at the Health Sciences Center; and \$6,108,086 for the "Quality for Colorado" initiative at the Boulder campus.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

APPROPRIATION FROM

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

**PART VII
DEPARTMENT OF HUMAN SERVICES**

(1) EXECUTIVE DIRECTOR'S OFFICE⁵⁴

(A) General Administration

Personal Services	1,133,317					
	(15.4 FTE)					
Health, Life, and Dental	8,978,490					
Short-term Disability	331,751					
Salary Survey and Senior Executive Service	9,549,215					
Shift Differential	1,766,727					
Workers' Compensation	4,053,236					
Operating Expenses	471,877					
Legal Services for 18,685 hours	1,085,215					
Administrative Law Judge Services	585,734					
Payment to Risk Management and Property Funds	2,471,751					
Staff Training	50,835					
Injury Prevention Program ⁵⁵	105,970					
	30,584,118	18,071,424(M)		306,463 ^a	8,565,485 ^b	3,640,746 ^c

^a Of this amount, it is estimated that \$143,640 shall be from patient fees collected by the Mental Health Institutes and \$162,823 shall be from various sources of cash funds.

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Department of Human Services

3233

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Office of Performance Improvement	6,404,244 (90.0 FTE)	2,554,842		253,846 ^a	1,188,960 ^b	2,406,596 ^c
Administrative Review Unit	1,665,381 (20.0 FTE)	1,000,064(M)				665,317 ^d
Juvenile Parole Board	176,509 (2.2 FTE)	176,509				
Developmental Disabilities Council	816,123 (6.0 FTE)					816,123 ^e
Health Insurance Portability and Accountability Act of 1996 ^{56, 57}	71,464			14,293 ^f	57,171(T) ^g (1.0 FTE)	
	<u>9,133,721</u>					

^b Of this amount, it is estimated that \$7,081,871(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, \$305,233 shall be from patient cash collected by the Mental Health Institutes, \$2,983(T) shall be from the Department of Health Care Policy and Financing, and \$1,175,398 shall be from various sources of exempt cash funds.

^c Of this amount, it is estimated that \$707,332 shall be from the Temporary Assistance to Needy Families Block Grant, \$630,953 shall be from Section 110 vocational rehabilitation funds, \$280,000 shall be from Child Care Development Funds, \$261,097 shall be from federal cost allocation recoveries, \$240,443 shall be from the Substance Abuse Prevention and Treatment Block Grant, and \$1,520,921 shall be from various sources of federal funds.

(B) Special Purpose

Office of Performance

Improvement

Administrative Review Unit

Juvenile Parole Board

Developmental Disabilities Council

Health Insurance Portability and
Accountability Act of 1996^{56, 57}

^a It is estimated that this amount shall be from various sources of cash funds.

^b Of this amount it is estimated that \$947,595(T) shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing, \$125,000 shall be from patient cash collected by the Mental Health Institutes, \$32,000(T) shall be from moneys in the Conferences and Training Fund and \$84,365 shall be from various sources of exempt cash funds.

^c Of this amount, it is estimated that \$1,479,550 shall be from federal cost allocation recoveries, and \$927,046 shall be from various sources fo federal funds.

^d This amount shall be from Title IV-E of the Social Security Act.

^e This amount shall be from Title I of the Developmental Disabilities Assistance and Bill of Rights Act 2000.

^f This amount is estimated to be cash funds from the State Veterans Nursing Homes.

^g This amount is to be Medicaid cash funds transferred from the Department of Health Care Policy and Financing.

39,717,839

(2) OFFICE OF INFORMATION TECHNOLOGY SERVICES^{8, 58}

Personal Services	5,638,605 (82.2 FTE)	4,055,620	22,432 ^a	511,330 ^b	1,049,223 ^c
Operating Expenses ⁵⁹	349,239	271,117		16,040(T) ^d	62,082 ^e
Purchase of Services from					
Computer Center	4,148,900	1,810,548	5,624 ^e	2,834 ^f	2,329,894 ^e
Pueblo Data Entry Center	37,337	36,371			966 ^e
Telecommunication Systems Lease					
Payments	153,326	50,976		102,350(T) ^d	
Microcomputer Lease Payments ^{59, 60}	726,192	592,570		67,406 ^g	66,216 ^e
Colorado Trails ⁶¹	9,583,224 (23.0 FTE)	5,173,968			4,409,256 ^e
Client-Oriented Information					
Network	1,229,409 (14.0 FTE)	555,993	3,363 ^b	116,232(T) ⁱ	553,821 ^e
County Financial Management					
System	1,515,842	781,835			734,007 ^e
Food Stamp Information System	922,278 (10.4 FTE)	462,851			459,427 ^e

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Health Information Management System	207,090	207,090				
Client Index Project	156,116	89,634				66,482 ^e
National Aging Program Information System	93,114	16,282		7,372 ^d		69,460 ^e
Colorado Benefits Management System (CBMS) ⁴³	15,267,749 (21.5 FTE)	2,396,274		1,225,237 ^b	5,299,435(T) ^k	6,346,803 ^l
Multiuse Network Payments	2,335,624	1,424,731		23,356 ^m	186,850 ⁿ	700,687 ^e
Communications Services	<u>45,856</u>	24,946		89 ^j	19,764 ^o	1,057 ^e
	42,409,901					

^a This amount shall be from patient fees from the Mental Health Institutes.

^b Of this amount, is estimated that \$266,785(T), including \$209,481 Medicaid cash funds, shall be from the Department of Health Care Policy and Financing, \$110,109 shall be from patient revenues collect by the Mental Health Institutes, and \$134,436 shall be from various sources of cash funds exempt.

^c Of these amounts, \$2,033,932 shall be from Temporary Assistance to Needy Families (TANF) funds, \$364,000 shall be from Child Care Development Funds, and it is estimated that \$4,060,184 shall be from federal Title IV-E revenues, \$1,829,427 shall be from Food Stamp funds, \$119,383 shall be from federal Alcohol and Drug Abuse block grant funds, \$69,460 shall be from Title III Older Americans Act funds, and \$2,026,192 shall be from various sources.

^d It is anticipated that these amounts shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^e Of this amount, it is estimated that \$3,538 shall be from patient fees from the Mental Health Institutes and \$2,086 shall be from the Child Abuse Registry.

^f Of this amount, it is estimated that \$2,576(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$258 shall be from various sources of cash exempt funds.

^g Of this amount, it is estimated that \$59,988(T) shall be Medicaid funds from the Department of Health Care Policy and Financing and \$7,418 shall be from various sources of cash exempt funds.

^h It is anticipated that these amounts shall be from the Old Age Pension Fund created pursuant to Article XXIV of the State Constitution.

¹ It is anticipated that this amount shall be from the Department of Health Care Policy and Financing.

² This amount shall be from various cash fund sources.

^k This amount shall be transferred from the Department of Health Care Policy and Financing and shall include \$3,923,811 Medicaid cash funds, \$827,512 from the Children's Basic Health program, and \$548,112 from state medical programs.

^l Of this amount, \$4,358,942 shall be from Temporary Assistance to Needy Families (TANF) funds, and it is estimated that \$1,987,861 shall be from Food Stamp funds.

^m This amount shall be from various sources of cash funds.

ⁿ Of this amount, it is estimated that \$110,241(T) shall be Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$76,609 shall be from various cash exempt sources.

^o This amount shall be from various cash exempt sources.

(3) OFFICE OF OPERATIONS⁶²

Personal Services	21,228,365					
	(472.4 FTE)					
Operating Expenses	2,292,146					
Vehicle Lease Payments	1,057,941					
Leased Space ⁶³	3,263,212					
Capitol Complex Leased Space	907,387					
Utilities ⁶⁴	4,439,804					
Utility Recovery Fund	551,560					
Buildings and Grounds Rental	888,886					
	(6.5 FTE)					
State Garage Fund	542,354					
	<u>(2.1 FTE)</u>					
		35,171,655	17,516,912(M)	716,561 ^a	13,368,636 ^b	3,569,546 ^c

^a Of this amount, it is estimated that \$410,366 shall be from patient cash collected by the Mental Health Institutes, \$223,014 shall be from the Buildings and Grounds Fund, and \$83,181 shall be from various sources of cash funds.

^b Of this amount, it is estimated that \$5,293,750(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, \$4,065,083 shall be from patient cash collected by the Mental Health Institutes including \$2,915,619(T) from revenue earned from Mental Health Community Capitation, \$1,078,281(T) shall be from the Department of Corrections, \$551,560 shall be from the Utility Recovery Fund, \$542,354 shall be from moneys in the State Garage Fund collected from other state agencies, \$665,872 shall be from reserves in the Buildings and Grounds Fund, and \$1,171,736 shall be from various sources of exempt cash funds.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(4) COUNTY ADMINISTRATION^{64a}						
County Administration ^{64a}	42,826,789	12,905,186(M)			17,242,235 ^a	12,679,368 ^b
County Contingency Payments pursuant to Section 26-1-126, C.R.S.	14,759,095	14,759,095				
County Share of Offsetting Revenues ⁶⁵	5,359,743				5,359,743 ^c	
County Incentive Payments ⁶⁶	<u>4,040,942</u>				4,040,942 ^d	
	66,986,569					

^a Of this amount, \$8,617,356(L) shall be from local funds and \$8,624,879(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^b Of this amount, it is estimated that \$1,969,370 shall be from the Title XX Social Services Block Grant and \$10,709,998 shall be from various sources of federal funds.

^c This amount shall be from the counties' share of offsetting cash funds exempt revenues, including retained child support collections, retained fraud refunds, state revenue intercepts, and other refunds.

^d This amount shall be from the State's share of retained child support collections and fraud refunds.

(5) DIVISION OF CHILD WELFARE^{67, 68}

Administration ⁶⁹	1,751,129 (19.0 FTE)	1,055,475(M)			59,246(T) ^a	636,408 ^b
Child Welfare Staff Training	788,774	454,869(M)			37,230(L) ^c	296,675 ^d

Foster and Adoptive Parent Recruitment, Training, and Support ⁷⁰	324,607 (1.0 FTE)	259,685(M)		64,922 ^b
Child Welfare Services ^{71, 72}	297,146,824	94,428,808	123,603,070 ^e	79,114,946 ^f
Family and Children's Programs ⁷³	44,742,811 (3.0 FTE)	36,858,990	3,844,067(L) ^e	4,039,754 ^h
Independent Living Program Promoting Safe and Stable Families Program	1,785,766 4,189,087 (2.0 FTE)	44,107(M)	1,003,165(L) ^e	1,785,766 ^b 3,141,815 ^g
Expedited Permanency Planning Project	1,481,250	1,481,250		
Child Abuse Grant	276,005			276,005 ^h (3.0 FTE)
Central Registry of Child Protection	650,219		650,219 ⁱ (9.0 FTE)	
	<hr/> 353,136,472			

^a This amount shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^b These amounts shall be from Title IV-E of the Social Security Act.

^c These amounts shall be from local funds.

^d Of this amount, \$255,716 shall be from the Title XX Social Services Block Grant and \$40,959 shall be from Title IV-E of the Social Security Act.

^e Of this amount, \$77,802,748(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$45,800,322(L) shall be from local funds.

^f Of this amount, \$52,553,432 shall be from Title IV-E of the Social Security Act, \$22,690,313 shall be from the Title XX Social Services Block Grant, and \$3,871,201 shall be from various sources of federal funds.

^g This amount shall be from Title IV-B of the Social Security Act.

^h This amount shall be from the National Center for Child Abuse.

ⁱ This amount shall be from the Central Registry Fund established pursuant to Section 19-3-313 (14), C.R.S.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(6) DIVISION OF CHILD CARE						
Child Care Licensing and Administration ⁷⁰	5,889,937 (62.0 FTE)	2,267,930(M)		520,880 ^a		3,101,127 ^b
Child Care Assistance Program ⁷⁴	71,336,427	15,549,911			8,042,488(L) ^c	47,744,028 ^d
Child Care Grants	3,633,474					3,633,474 ^e
Pilot Program for Community Consolidated Child Care Services	972,438					972,438 ^e
Early Childhood Professional Loan Repayment Program	66,000					66,000 ^e
School-readiness Child Care Subsidization Program	2,224,702					2,224,702 ^e (0.5 FTE)
	<u>84,122,978</u>					

^a It is estimated that of this amount, \$509,920 shall be from the Child Care Licensing Cash Fund established pursuant to Section 26-6-105, C.R.S. and \$10,960 shall be from the Child Care Cash Fund established pursuant to Section 26-6-114, C.R.S.

^b Of this amount, \$2,931,904 shall be from Child Care Development Funds and \$169,223 shall be from Title IV-E of the Social Security Act.

^c This amount shall be from local funds.

^d Of this amount, \$46,744,028 shall be from Child Care Development Funds and \$1,000,000 shall be from the Title XX Social Services Block Grant.

^e These amounts shall be from Child Care Development Funds.

(7) OFFICE OF SELF SUFFICIENCY

(A) Administration

Personal Services	2,242,099
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	(30.8 FTE)			
Operating Expenses	<u>121,589</u>			
	2,363,688	300,758		2,062,930 ^a

^a Of this amount, \$400,000 shall be from the Temporary Assistance for Needy Families Block Grant and \$1,662,930 shall be from various sources of federal funds.

(B) Colorado Works Program

County Block Grants ^{75, 76}	158,736,682	97,871	26,474,804 ^a	132,164,007 ^b
Reimbursement to Counties for Prior Year Expenditures Due to Reduction in Federal Maintenance of Effort Requirement	5,524,726			5,524,726 ^b
Case Management System	223,268			223,268 ^b
Short-term Works Emergency Fund	1,000,000			1,000,000 ^b
County Reserve Accounts	14,666,218			14,666,218 ^b
County Training ⁷⁷	390,134			390,134 ^b
Domestic Violence Training	122,788			122,788 ^b
				(1.0 FTE)
Domestic Abuse Program	1,165,000		515,000 ^c	650,000 ^b
			(2.0 FTE)	
Community Resource Investment Liaison ⁷⁷	83,665			83,665 ^b
				(1.0 FTE)
Works Program Evaluation	<u>500,000</u>			500,000 ^b
	182,412,481			

^a Of this amount, \$22,433,862(L) shall be from local funds and \$4,040,942 is estimated to be from the State's share of cash funds exempt revenues, including retained child support collections, retained fraud refunds, state revenue intercepts, and other refunds. Of the amount appropriated from local funds, \$5,359,743 is estimated to be from the local share of cash funds exempt revenues, including retained child support collections, fraud refunds, state revenue intercepts, and other refunds.

^b These amounts shall be from the Temporary Assistance for Needy Families Block Grant.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(C) Special Purpose Welfare Programs						
(1) Low Income Energy Assistance Program ⁷⁸	33,103,474 (4.6 FTE)				2,500,000 ^a	30,603,474 ^b
(2) Food Stamp Job Search Units Program Costs	1,991,983 (6.2 FTE)	146,803			409,382 ^c	1,435,798 ^d
Supportive Services	<u>262,208</u>	78,435			52,291 ^c	131,482 ^d
	2,254,191					
(3) Food Distribution Program	491,285 (6.5 FTE)	25,000		320,068 ^e		146,217 ^d
(4) Low-Income Telephone Assistance Program	85,694 (0.9 FTE)				85,694(T) ^f	
(5) Income Tax Offset	32,922	16,461(M)				16,461 ^g
(6) Electronic Benefits Transfer Service	2,825,466 (5.0 FTE)	194,693		930,619 ^h	555,539(L) ⁱ	1,144,615 ^j
(7) Refugee Assistance	3,805,252	10,000		137,610 ^k	4,000(T) ^l	3,653,642 (11.0 FTE)
	<u>42,598,284</u>					

^e This amount shall be from donations to the Colorado Domestic Abuse Program and from reserves in the Colorado Domestic Abuse Program Fund, established pursuant to Section 39-22-802, C.R.S.

^a This amount shall be from the Colorado Energy Assistance Foundation.

^b Of this amount, \$29,103,474 shall be from the federal Office of Energy Assistance and \$1,500,000 shall be from the Temporary Assistance to Needy Families Block Grant.

^c Of these amounts, \$261,673(L) shall be from county matching funds and \$200,000 shall be from in-kind donations.

^d These amounts shall be from the U.S. Department of Agriculture.

^e This amount shall be from recipient agencies.

^f This amount shall be from the Department of Regulatory Agencies.

^g Of this amount, \$13,666 shall be from the Temporary Assistance for Needy Families Block Grant and \$2,795 shall be from various sources of federal funds.

^h Of this amount, \$589,176 shall be from the Electronic Benefits Transfer Service Fund and \$341,443 shall be from the Old Age Pension Fund.

ⁱ This amount shall be from local funds.

^j Of this amount, \$150,143 shall be from the Temporary Assistance to Needy Families Block Grant, \$35,000 shall be from Child Care Development Funds, and \$959,472 shall be from various sources of federal funds.

^k This amount shall be from payments by county departments of social services.

^l This amount shall be from the Department of Health Care Policy and Financing.

(D) Child Support Enforcement

Automated Child Support Enforcement System	11,410,715 (37.9 FTE)	3,709,453(M)	145,010 ^a	281,489 ^b	7,274,763 ^c
Child Support Enforcement	1,950,116 <u>(24.5 FTE)</u>	653,760			1,296,356 ^c
	13,360,831				

^a This amount shall be from the State's share of revenues earned on funds in the Family Support Registry.

^b This amount shall be from the federal government's share of revenues earned on funds in the Family Support Registry.

^c These amounts shall be from Title IV-D of the Social Security Act.

(E) Disability Determination Services⁴⁴

Program Costs	16,808,500		1,165,967(T) ^a (13.2 FTE)	15,642,533 (133.5 FTE)
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Department of Human Services

3243

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

^a This amount shall be Medicaid funds appropriated to the Department of Health Care Policy and Financing.

257,543,784

(8) MENTAL HEALTH AND ALCOHOL AND DRUG ABUSE SERVICES

(A) Administration

Personal Services	1,676,486					
	(25.6 FTE)					
Operating Expenses	181,861					
Federal Programs and Grants	1,673,493					
	(3.0 FTE)					
Supportive Housing and Homeless Program	15,610,975					
	(12.5 FTE)					
Capitation External Quality Review	352,807					
	<u>19,495,622</u>	422,445			1,404,992 ^a	17,668,185 ^b

^a Of this amount, \$1,316,654(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, and \$88,338 shall be from patient revenues earned by the Mental Health Institutes.

^b Of this amount, \$15,610,975 shall be from the U.S. Department of Housing and Urban Development, \$259,766 shall be from the Mental Health Services Block Grant, \$130,299 shall be from the Substance Abuse Prevention and Treatment Block Grant, and \$1,667,145 shall be from various sources of federal funds.

(B) Mental Health Community Programs^{79, 80}

Mental Health Capitation ⁴¹	144,501,252				144,501,252(T) ^a	
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Medicaid Mental Health Fee for Service Payments	2,724,423		2,724,423(T) ^a	
Medicaid Mental Health Services for Breast and Cervical Cancer Patients	71,175		71,175(T) ^a	
Medicaid Mental Health Child Placement Agency Program	7,440,901		7,440,901(T) ^b	
Medicaid Anti-Psychotic Pharmaceuticals ⁴²	27,768,124		27,768,124(T) ^c	
Services for Target Clients	21,729,245	14,069,799	2,235,259 ^d	5,424,187 ^e
Goebel Lawsuit Settlement ^{81, 82}	18,662,254	6,380,624 (2.0 FTE)	12,281,630(T) ^f	
Assertive Community Treatment Programs	1,213,600	606,800	606,800(L) ^g	
Alternatives to Inpatient Hospitalization at the Mental Health Institute at Pueblo	1,747,182	908,143	839,039(T) ^h	
Alternatives to Inpatient Hospitalization at the Mental Health Institute at Fort Logan	1,188,000	760,320	427,680(T) ^h	
Community-based Alternative to the Fort Logan Aftercare Program	489,468	183,725	305,743(T) ^h	
Juvenile Mental Health Pilot (H.B. 00-1034)	350,400	175,200	175,200(L) ^g	
Alternatives to Inpatient Hospitalization for Youth	<u>246,282</u>	246,282		
	228,132,306			

^a These amounts shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^b This amount is shown for informational purposes only and reflects total estimated expenditures which originate as 50 percent General Fund appropriated to the Division of Child Welfare in the Department of Human Services and 50 percent federal funds transferred from the Department of Health Care Policy and Financing.

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

^c This amount is shown for informational purposes only and reflects an estimate of the portion of the Medical Services Premiums line item in the Department of Health Care Policy and Financing that is used to purchase anti-psychotic pharmaceuticals.

^d Of this amount, \$1,688,201(T) shall be from the Division of Vocational Rehabilitation and \$547,058(L) shall be from local matching funds to provide a 33 percent match for General Fund appropriations for purchase of pharmaceuticals.

^e Of this amount, it is estimated that \$4,935,547 shall be from the Mental Health Services Block Grant and \$488,640 shall be from the Homeless Prevention Block Grant.

^f Of this amount, \$161,909 shall be from the Division of Vocational Rehabilitation and \$12,119,721 is shown for informational purposes only and reflects the portion of the Mental Health Capitation line item estimated to be used for services to the Goebel plaintiff class.

^g This amount shall be from local matching funds.

^h This amount is shown for informational purposes only and reflects the portion of the Mental Health Capitation line item that is estimated to be used for this purpose.

(C) Mental Health Institutes^{7, 80, 83, 84, 85}

Personal Services	68,763,406				
	(1,184.3 FTE)				
Operating Expenses	7,746,236				
General Hospital Personal Services	2,689,178				
	(36.0 FTE)				
General Hospital Operating Expenses	322,658				
Educational Programs	629,124				
	(15.0 FTE)				
Indirect Cost Assessment	<u>214,279</u>				
	80,364,881	60,862,274		2,181,358 ^a	17,321,249 ^b

^a Of this amount, \$1,839,984 shall be from patient revenues and \$341,374 shall be from school districts and counties for the operation of residential treatment centers.

^b Of this amount, \$13,790,072 shall be from patient revenues, \$3,021,325(T) shall be from the Department of Corrections, \$297,852(T) shall be from the Department of Education, \$12,000(T) shall be from Regional Centers, and \$200,000 shall be from gifts, grants, and donations for operation of the CIRCLE program. For informational purposes only, of the patient revenues, \$6,076,381(T) is estimated to be from revenue earned from Mental Health Community Capitation, \$3,179,962 is estimated to be from federal and other sources of patient revenues, \$1,207,899(T) is estimated to be from the Division of Youth Corrections and the Department of Health Care Policy and Financing for the operation of Residential Treatment Centers, and \$3,325,830(T) is estimated to be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

(D) Alcohol and Drug Abuse Division⁴

(1) Administration

Personal Services	1,708,802				
	(27.0 FTE)				
Operating Expenses	224,942				
Other Federal Grants	126,500				
Indirect Cost Assessment	<u>243,723</u>				
	2,303,967	52,949 ^a	451,777 ^b	1,799,241 ^c	

^a Of this amount, it is estimated that \$27,774 shall be from the Law Enforcement Assistance Fund, pursuant to Section 43-4-402 (2), C.R.S., \$15,000 shall be from the Persistent Drunk Driver Cash Fund, pursuant to Section 42-3-130.5, C.R.S., \$5,000 shall be from the Addiction Counselor Training Fund, pursuant to Section 25-1-211, C.R.S., and \$5,175 shall be from the Controlled Substances Program Fund, pursuant to Section 12-22-306, C.R.S.

^b Of this amount, \$440,993(T) shall be transferred from the Judicial Department for the Alcohol and Drug Driving Safety Program and \$10,784 shall be from reserves in the Law Enforcement Assistance Fund, pursuant to Section 43-4-402 (2), C.R.S.

^c Of this amount, it is estimated that \$1,672,741 shall be from the Substance Abuse Prevention and Treatment Block Grant and \$126,500 shall be from various federal substance abuse and treatment grants.

(2) Community Programs

(a) Treatment Services

Treatment and Detox Contracts ⁸⁶	20,297,327	8,541,782	1,002,616 ^a	500,000 ^b	10,252,929 ^c
Case Management for Chronic Detox Clients	<u>369,166</u>	2,283			366,883 ^c

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	20,666,493					

^a Of this amount, \$752,616 shall be from the Drug Offender Surcharge Fund, pursuant to Section 18-19-103, C.R.S., and \$250,000 shall be from the Persistent Drunk Driver Cash Fund, pursuant to Section 42-3-130.5, C.R.S.

^b This amount shall be from reserves in the Persistent Drunk Driver Cash Fund, pursuant to Section 42-3-130.5, C.R.S.

^c These amounts shall be from the Substance Abuse Prevention and Treatment Block Grant.

(b) Other Community Programs

High Risk Pregnant Women

Program	312,804				312,804(T) ^a	
Prevention Contracts	3,831,230			5,000 ^b		3,826,230 ^c
Persistent Drunk Driver Programs	218,590			218,590 ^d		
Law Enforcement Assistance Fund Contracts	250,000			250,000 ^e		
Federal Grants	<u>921,291</u>				195,500(T) ^f	725,791 ^g
	5,533,915					

^a This amount shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^b This amount shall be from the Tobacco Use Prevention Fund, pursuant to Section 24-35-507, C.R.S.

^c It is anticipated that this amount shall be from the Substance Abuse Prevention and Treatment Block Grant.

^d This amount shall be from the Persistent Drunk Driver Cash Fund, pursuant to Section 42-3-130.5, C.R.S.

^e This amount shall be from the Law Enforcement Assistance Fund, pursuant to Section 43-4-402 (2), C.R.S. If cash revenues from this source are insufficient to cover this appropriation, reserves in the Law Enforcement Assistance Fund may be used to cover the balance of the appropriation.

^f This amount reflects federal funds estimated to be transferred from the Department of Public Safety.

^g This amount includes estimated receipts for various federal substance abuse prevention and treatment grants.

(c) Balance of Substance Abuse Block Grant Programs	6,074,162	238,770	5,835,392 ^a
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^a It is anticipated that this amount shall be from the Substance Abuse Prevention and Treatment Block Grant.

362,571,346

(9) SERVICES FOR PEOPLE WITH DISABILITIES

**(A) Developmental Disability
Services**

(1) Community Services

Personal Services	2,268,582	225,675	2,042,907(T) ^a
	(30.0 FTE)		
Operating Expenses	147,532		147,532(T) ^a
Adult Program Costs ^{87, 88, 88a}	257,447,979	10,870,486	246,577,493 ^b
Preventive Dental Hygiene	<u>60,483</u>	56,990	3,493(L) ^c
	259,924,576		

^a These amounts shall be from Medicaid cash funds appropriated to the Department of Health Care Policy and Financing.

^b Of this amount, \$216,552,852(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, \$22,585,388 shall be from client cash sources, \$6,947,939(L) shall be from local matching funds, and \$491,314(T) shall be from the Division of Vocational Rehabilitation.

^c This amount shall be from local funds.

(2) Regional Centers^{88b}

Personal Services	38,458,160
	(891.3 FTE)
Operating Expenses	2,085,249
Capital Outlay - Patient Needs	80,249
Leased Space	238,684

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Department of Human Services

3249

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Resident Incentive Allowance	138,176						
Purchase of Services	<u>262,112</u>						
	41,262,630				2,376,142 ^a	38,886,488(T) ^b	
(3) Services for Children and Families ^{88a, 89}							
Administration	62,049		20,401			41,648(T) ^a	
	(1.0 FTE)						
Program Funding	<u>14,333,749</u>		9,948,363			4,385,386 ^b	
	14,395,798						
^a This amount shall be from Medicaid cash funds appropriated in the Department of Health Care Policy and Financing.							
^b Of this amount, \$3,703,667(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$681,719(L) shall be from local funds.							
(4) Work Therapy Program							
Program Costs	767,895				627,739 ^a	140,156 ^b	
	(1.5 FTE)						

^a This amount shall be from the Work Therapy Cash Fund.

^b Of this amount, \$115,156 shall be from Work Therapy Cash Fund reserves and \$25,000 shall be from various sources of cash funds exempt.

(B) Division of Vocational Rehabilitation

Rehabilitation Programs - General				
Fund Match	14,958,508	3,078,031(M)		11,880,477 ^a
	(224.7 FTE)			
Rehabilitation Programs - Local				
Funds Match	15,889,922		1,308,027 ^b	2,076,998 ^c
	(9.0 FTE)			
Business Enterprise Program for the				
Blind	848,014		136,563 ^c	43,379 ^f
	(5.0 FTE)			
Business Enterprise Program				
Operated Stands and Leasehold				
Improvements	650,000		467,990 ^c	1,000 ^f
Independent Living Centers and				
State Independent Living Council	778,180	329,154		44,902(L) ^g
Appointment of Legal Interpreters				
for the Hearing Impaired	62,442	62,442		
Colorado Commission for the Deaf				
and Hard of Hearing	606,484			606,484 ^h
				(1.0 FTE)
Older Blind Grants	<u>308,332</u>			30,833 ⁱ
	34,101,882			277,499

^a This amount shall be from Section 110 and Section 203 vocational rehabilitation funds.

^b It is estimated that this amount shall be from school districts and other local matching funds that are received and processed through the state accounting system.

^c Of this amount, it is estimated that \$1,317,378(T) shall be from the Department of Education on behalf of school districts, \$269,607(T) shall be from Mental Health and Alcohol and Drug Abuse Services, \$82,334 shall be from local matching funds, and \$407,679 shall be from various sources of exempt cash funds.

^d This amount shall be from Section 110 vocational rehabilitation funds.

^e These amounts are estimated to be from the Business Enterprise Cash Fund.

^f These amounts shall be from reserves in the Business Enterprise Cash Fund.

^g This amount shall be from local recipients of Independent Living Grants.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Personal Services	678,774					
	(16.4 FTE)					
Operating Expenses	166,844					
Utilities	64,518					
	<u>910,136</u>	194,219			467,954 ^a	247,963

^b This amount shall be from the Colorado Commission for the Deaf and Hard of Hearing Cash Fund pursuant to Section 26-21-107, C.R.S.

^c This amount shall be from recipients of Older Blind Grant funds.

(C) Homelake Domiciliary for Veterans⁹⁰

351,362,917

(10) ADULT ASSISTANCE PROGRAMS

(A) Administration

Personal Services	456,755	35,742			90,231 ^a	330,782 ^b
	(5.1 FTE)					

^a This amount shall be from various sources of cash funds exempt.

^b This amount shall be from federal cost allocation recoveries.

(B) Old Age Pension Program

Cash Assistance Programs	58,710,974			58,710,974 ^a		
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Refunds	583,553		583,553 ^b
Burial Reimbursements	918,364		918,364 ^a
State Administration	1,034,204		1,034,204 ^a
County Administration	3,763,093		3,763,093 ^a
OAP Colorado Benefits Management System Costs	2,261,839		2,261,839 ^a
OAP Electronic Benefits Transfer Service System Costs	341,443		341,443 ^a
OAP Health and Medical Care Program	10,000,000		10,000,000 ^c
OAP Supplemental Health and Medical Care Program	<u>1,000,000</u>		1,000,000 ^d
	78,613,470		

^a These amounts shall be from the Old Age Pension Fund pursuant to Section 26-2-117, C.R.S. 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 Article XXIV of the State Constitution.

^b Of this amount, \$519,062 shall be from cash funds exempt revenue, including refunds and state revenue intercepts, and \$64,491(T) shall be from the Department of Health Care Policy and Financing.

^c This amount shall be from the Old Age Pension Health and Medical Care Fund pursuant to Section 26-2-117, C.R.S. 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 Article XXIV of the State Constitution.

^d This amount shall be from the Old Age Pension Supplemental Health and Medical Care Fund pursuant to Section 26-2-117, C.R.S.

(C) Other Grant Programs

Aid to the Needy Disabled State Supplemental Grant Program	1,641,281	1,215,965	425,316 ^a
Aid to the Blind State Supplemental Grant Program for an average	7,237	5,790	1,447(L) ^b
Aid to the Needy Disabled State-only Grant Program	9,599,424	5,621,423	3,978,001 ^c

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
Burial Reimbursements	508,000		402,985			105,015 ^d	
Home Care Allowance	12,712,406					12,712,406(T) ^e	
Adult Foster Care	<u>243,810</u>					243,810(T) ^e	
	24,712,158						

^a Of this amount, \$303,991(L) shall be from local funds and \$121,325 shall be from cash funds exempt revenues, including refunds and state revenue intercepts.

^b This amount shall be from local funds.

^c Of this amount, \$1,919,885 shall be from federal interim assistance reimbursement payments, \$192,068 shall be from other refunds, and \$1,866,048(L) shall be from local funds.

^d Of this amount, \$100,744(L) shall be from local funds and \$4,271 shall be from cash funds exempt revenues, including refunds.

^e These amounts shall be from the Department of Health Care Policy and Financing.

(D) Community Services for the Elderly⁹¹

Administration	607,508 (7.0 FTE)		161,590(M)				445,918 ^a
Colorado Commission on Aging	73,141 (1.0 FTE)		18,835(M)				54,306 ^a
Senior Community Services							
Employment	860,537						860,537 ^b
Older Americans Act Programs	11,854,206		489,694(M)			3,039,710(L) ^c	8,324,802 ^a
National Family Caregiver Support Program	1,420,414		142,041			213,062(L) ^c	1,065,311 ^a
State Ombudsman Program ⁹²	222,031		61,898(M)			1,800(T) ^d	158,333 ^a
State-funding for Senior Services	4,993,956		2,993,956		2,000,000 ^e		

Area Agencies on Aging
Administration

981,915

21,013,708

981,915^a

^a These amounts shall be from Title III of the Older Americans Act.

^b This amount shall be from Title V of the Older Americans Act.

^c These amounts, shown for informational purposes only, shall be from local funds.

^d This amount shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing.

^e This amount shall be from the Older Coloradans Cash Fund pursuant to Section 26-11-205.5 (5), C.R.S.

124,796,091

(11) DIVISION OF YOUTH CORRECTIONS^{4,8}

(A) Administration⁹³

Personal Services	1,129,978	1,129,978 (15.4 FTE)	
Operating Expenses	30,294	30,294	
Victim Assistance	27,335		27,335(T) ^a (0.5 FTE)
	<hr/> 1,187,607		

^a This amount shall be from State Victims Assistance and Law Enforcement funds appropriated to the Department of Public Safety, Division of Criminal Justice.

(B) Institutional Programs

Personal Services	32,375,728	32,375,728 (671.3 FTE)	
Operating Expenses	3,013,140	1,682,940	1,330,200(T) ^a
Medical Services	6,510,152	6,510,152 (35.5 FTE)	
Educational Programs	4,949,002	4,605,109	343,893(T) ^b

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Department of Human Services

3255

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS	
	\$	\$	\$	\$	\$	\$	\$	
Prevention/Intervention Services	50,000		(33.3 FTE)			(2.5 FTE)	50,000(T) ^c	
	<u>46,898,022</u>					(1.0 FTE)		

^a This amount shall be from the Department of Education for the federal school breakfast and lunch program.

^b This amount shall be from the Department of Education.

^c This amount shall be from the Alcohol and Drug Abuse Division.

(C) Community Programs

Personal Services	6,496,201		6,197,473		48,728 ^a		250,000 ^b
			(113.1 FTE)		(1.0 FTE)		
Operating Expenses	321,878		319,430		2,448 ^a		
Purchase of Contract Placements ⁹⁴	42,691,093		33,169,360			9,521,733(T) ^c	
Managed Care Pilot Project	1,260,538		1,054,498			206,040(T) ^c	
S.B. 91-94 Programs ^{95, 96}	8,966,324		8,966,324				
Parole Program Services	1,278,564		250,000				1,028,564 ^d
Juvenile Sex Offender Staff Training	<u>38,250</u>				38,250 ^c		
	<u>61,052,848</u>						

^a These amounts shall be from the contractor for the Ridge View facility pursuant to Section 19-2-411.5 (2) (e), C.R.S.

^b This amount shall be from Title IV-E of the Social Security Act.

^c These amounts shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^d Of this amount, \$833,564 shall be from Title IV-E of the Social Security Act, and \$195,000 shall be from federal funds from the Division of Vocational Rehabilitation.

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

109,138,477

TOTALS PART VII

(HUMAN SERVICES)^{2, 3, 97, 98, 99, 100} \$1,826,958,029 \$468,194,510 _____ \$94,029,359 \$772,712,598^a \$492,021,562

^a Of this amount, \$613,335,958 contains a (T) notation, and \$105,127,815 contains an (L) notation.

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

~~2~~ ~~All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

~~4 Department of Corrections, Management, Executive Director's Office Subprogram; Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division; and Division of Youth Corrections; Judicial Department, Probation and Related Services; Department of Public Safety, Division of Criminal Justice; Department of Revenue, Motor Vehicle Business Group, Motor Vehicle Division; and Department of Transportation, Office of Transportation Safety -- State agencies involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee. Each agency is still requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from the Drug Offender Surcharge Fund, the Sex Offender Surcharge Fund, the Persistent Drunk Driver Cash Fund, and the Alcohol and Drug Driving Safety Fund, among other programs.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~7 Department of Corrections, Institutions, Medical Services Subprogram; and Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes -- It is the intent of the General Assembly that fifty percent of beds and services at the General Hospital at CMHI Pueblo be permanently allocated for the use of the Department of Corrections. The Department of Corrections is expected to work with the Department of Human Services to determine the most appropriate use of this resource. It is anticipated that the Department of Corrections will no longer pay the Department of Human Services on a case or service basis for the use of these beds but will instead pay the Department of Human Services in equal monthly increments to cover the Department of Corrections' share of hospital costs. The Departments are~~

requested to report to the Joint Budget Committee about the effectiveness of this funding structure, and any modifications that may be recommended, by October 1, 2003.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 8 Department of Corrections, Support Services, Information Systems Subprogram; Department of Human Services, Office of Information Technology Services; and Division of Youth Corrections; Judicial Department, Courts Administration, Integrated Information Services; Department of Public Safety, Executive Director's Office, Special Programs, Colorado Integrated Criminal Justice Information System (CICJIS); and Colorado Bureau of Investigation, Colorado Crime Information Center (CCIC) -- The Department of Corrections, the Department of Human Services, the Judicial Department, the Department of Public Safety, and the Colorado District Attorney's Council are requested to develop an update of a plan for consistent policies among all of the agencies for providing public access to criminal history information. The plan should address, but should not be limited to: (1) The pros and cons of bulk distributions of electronic criminal history data to private companies; (2) an update on the success of the Internet access to criminal records initiative; and (3) a uniform fee schedule for providing criminal history information to the public that will be applied in a consistent manner by each of the justice agencies and that will include recovery of a reasonable portion of the costs associated with building and maintaining the information systems of the justice agencies pursuant to Section 24-72-205 (4), C.R.S. The Department of Public Safety is requested to coordinate a report from said agencies to the Joint Budget Committee and the Judiciary Committees of the Senate and House of Representatives by September 1, 2003, summarizing the public access plan and proposing any legislative changes that may be needed to implement the plan.

~~41 Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded~~

~~Programs, and Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Mental Health Capitation -- The Departments are requested to provide a report to the Joint Budget Committee by October 1, 2003, that reviews their proposals and plans for the Medicaid mental health capitation program for FY 2003-04 and future years. The report should specifically address the following issues: (1) Progress on the development of a model for setting new capitation rates; (2) the feasibility of addressing some of the inequities in rates paid in various regions of the State prior to a rebid of the program; (3) any plans to expand the program to other services; and (4) any recommendations for statutory changes.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~42 Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs, and Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Medicaid Anti-Psychotic Pharmaceuticals -- The Departments are requested to report to the Joint Budget Committee by October 1, 2003, on their progress toward managing Medicaid mental health pharmaceutical costs. This report should include an expected time line for planned activities, as well as estimates of the programmatic and fiscal impacts of any changes.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~43 Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs, Office of Information Technology Services - Medicaid Funding, Colorado Benefits Management System (CBMS); and Department of Human Services, Office of Information Technology Services, Colorado Benefits Management System (CBMS) -- It is the understanding of the General Assembly that the primary goal of the Colorado Benefits Management System (CBMS) project is to streamline several county administrative functions by creating a single, integrated;~~

eligibility and client management system that will minimize manual and paper-intensive processes. The 1997 feasibility study that was prepared for the CBMS project included an analysis of the annual savings that would result from the statewide implementation of CBMS, estimating \$31.0 million in annual savings from all fund sources. The feasibility study did not include an analysis of the impact of medical application sites. A re-analysis in December 2000 projects annual savings of \$13.0 million. Further project changes anticipated as of March 2002 are expected to result in the level of savings being further reduced to \$12.4 million. It is the intent of the General Assembly that, once CBMS is fully implemented statewide, various appropriations will be adjusted to reflect the resulting cost savings. It is further the intent of the General Assembly that such adjustments be based on an objective analysis of the impact of the implementation of CBMS on the Department of Health Care Policy and Financing, the Department of Human Services, and county departments of social services.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

44 Department of Health Care Policy and Financing, Department of Human Services Medicaid - Funded Programs, Office of Self Sufficiency, Disability Determination Services - Medicaid Funding; Department of Human Services, Office of Self Sufficiency, Disability Determination Services -- On or before October 15, 2005, the Department of Health Care Policy and Financing is requested to provide a report indicating the costs and estimated savings associated with representation from disability determination services at administrative law judge hearings regarding Medicaid eligibility determination on the basis of disability. The report should include all costs associated with attendance at administrative law judge hearings; a comparison of the denial rates for this population over the past three years; and an estimate of any savings associated with an increase in denials upon appeal.

~~54~~ Department of Human Services, Executive Director's Office -- The Department is requested to identify options for including indirect cost assessment and recovery information in the Long Bill. To this end, the Department is requested to examine its cost allocation methodology and report its findings to demonstrate that all state-wide and departmental indirect costs are appropriately applied. Based on its findings, the Department is requested to recommend an option for incorporating this information into the Department's budget request for FY 2005-06. This information is requested to be submitted to the Joint Budget Committee on or before October 15, 2003.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

55 Department of Human Services, Executive Director's Office, General Administration, Injury Prevention Program -- The Department is requested to provide information regarding the cost-effectiveness of this program. Such information should include: Actual and planned annual expenditures for this line item, by program; the actual number of workers' compensation claims filed, by type of injury and by program; and the related costs associated with workers' compensation claims filed, by type of injury and by program. This information should be provided to the Joint Budget Committee annually on or before October 15.

56 Department of Human Services, Executive Director's Office, Special Purpose, Health Insurance Portability and Accountability Act of 1996 -- It is the intent of the General Assembly that the Department be allowed to "roll-forward" a total of \$168,740 in spending authority from FY 2002-03, to be used in FY 2003-04.

~~57~~ Department of Human Services, Executive Director's Office, Special Purpose, Health Insurance Portability and Accountability Act of 1996 -- It is the intent of the General Assembly that the Department re-evaluate the need for 1.0 FTE and associated funding provided in FY 2003-04 for a privacy officer for the purpose of compliance with the health insurance portability and

accountability act of 1996. The Department is requested to provide information on the functions of the privacy officer, whether these activities will change once the Department is largely compliant and whether the job duties of the privacy officer can be transferred to existing FTE. This information is requested to be provided to the Joint Budget Committee or before October 1, 2005.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~58 Department of Human Services, Office of Information Technology Services -- The Department is requested to include in its annual budget request total information technology expenditures and, where applicable, associated FTE usage across the major budget divisions for the preceding actual fiscal year. Expenditures should be categorized as either Help Desk, Applications, Data Systems and Scheduling, Microcomputer/Local Area Network, or Networks/Telecommunications. This report should also include actual expenditures for microcomputer leases and the number of microcomputers associated with such expenditures.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

59 Department of Human Services, Office of Information Technology Services, Operating Expenses; and Microcomputer Lease Payments -- The Department is authorized to transfer funding from the Operating Expenses line item to the Microcomputer Lease Payments line item as necessary to cover lease rate adjustments.

60 Department of Human Service, Office of Information Technology Services, Microcomputer Lease Payments -- The Department is requested to provide a report to the Joint Budget Committee by October 1, 2003, identifying: (1) The number of microcomputer leases that will reach the end of their life-cycle during FY 2003-04; (2) the extent to which leases can be eliminated based on

department-wide downsizing; and (3) the associated savings, by line item, if leases are not renewed.

61 Department of Human Services, Office of Information Technology Services, Colorado Trails -- The Department is requested to provide bi-monthly status updates and progress reports including any concerns regarding the project to the Office of Innovation and Technology, the Information Management Commission, the Office of State Planning and Budgeting, and the Joint Budget Committee.

~~62 Department of Human Services, Office of Operations, and Department of Personnel and Administration, Finance and Procurement, Real Estate Services Program -- The Departments are requested to keep the Joint Budget Committee informed about the state's efforts to standardize operational maintenance requirements of its facilities statewide. The Departments are requested to provide annual updates to the Joint Budget Committee regarding these activities on or before October 15.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

63 Department of Human Services, Office of Operations, Leased Space -- It is the intent of the General Assembly that the Department terminate its lease contracts at 303 E. 17th Avenue and 1580 Logan for the purposes relocating department programs to recently vacated capitol complex facilities.

~~64 Department of Human Services, Office of Operations, Utilities -- Up to \$100,000 of the Department's utility appropriation may be used to develop and implement a program designed to decrease energy consumption. A portion of these funds may be used to hire an energy program manager.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 64a Department of Human Services, County Administration, County Administration -- It is the intent of the General Assembly that the Department provide a plan that includes options and Department recommendations for reducing county administration workloads. The Department, with the participation of counties, should examine and propose statutory or regulatory changes that will measurably reduce county workloads in the areas including but not limited to, compliance, monitoring, evaluation and training. The Department is requested to submit this plan to the Joint Budget Committee on or before October 15, 2003.
- 65 Department of Human Services, County Administration, County Share of Offsetting Revenues -- It is the intent of the General Assembly that, pursuant to Section 26-13-108, C.R.S., the Department utilize recoveries to offset the costs of providing public assistance. This appropriation represents an estimate of the county share of such recoveries and, if the amount of the county share of such recoveries is greater than the amount reflected in this appropriation, the Department is authorized to disburse an amount in excess of this appropriation to reflect the actual county share of such recoveries.
- 66 Department of Human Services, County Administration, County Incentive Payments -- It is the intent of the General Assembly that, pursuant to Sections 26-13-108 and 26-13-112(2)(c), C.R.S., the Department distribute child support incentive payments to counties. This appropriation represents an estimate of one-half of the State share of recoveries of amounts of support for public assistance recipients, as described in Section 26-13-108, C.R.S. If the amount of one-half of the State share of such recoveries is greater than the amount reflected in this appropriation, the Department is authorized to disburse an amount in excess of this appropriation to reflect one-half of the actual State share of such recoveries.
- 67 Department of Human Services, Division of Child Welfare -- It is the intent of the General

Assembly to encourage counties to serve children in the most appropriate and least restrictive manner. For this purpose, the Department may transfer funds among all line items in this long bill group total for the division of child welfare.

~~68 Department of Human Services, Division of Child Welfare -- The Department is requested to reflect in its annual budget request the gross amount of payments to child welfare service providers, including amounts that were paid using revenues other than county, state, or federal tax revenues. The Department is requested to reflect such amounts for the last two actual fiscal years.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

69 Department of Human Services, Division of Child Welfare, Administration -- The Department is requested to evaluate the success rate for various types of family foster and adoptive home placements (e.g., kinship homes, foster-adopt homes, county-administered homes, child placement agency-certified homes, etc.) and report its findings to the Joint Budget Committee on or before November 1, 2003.

~~70 Department of Human Services, Division of Child Welfare, Foster and Adoptive Parent Recruitment, Training, and Support, and Division of Child Care, Child Care Licensing and Administration -- The Division of Child Welfare and the Division of Child Care are requested to review existing rules concerning the investigation of reports of institutional abuse involving foster care homes, as well as the procedures currently used by county departments of social services in conducting such investigations. The Divisions are requested to seek input from county departments of social services and from foster parents concerning such rules and procedures in order to identify best practices and promote consistency among county departments. Finally, the Department is requested to make information available to foster parents concerning county department of social services' responsibility to investigate reports of abuse and neglect involving foster care homes and~~

the procedures involved in such investigations.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~71 Department of Human Services, Division of Child Welfare, Child Welfare Services -- The Department is requested to reflect in its annual budget request expenditures for the last two fiscal years for services that are now funded through this consolidated line item. Such data should include both the number of children for whom services were purchased and the average payment per child for the following services: Out-of-home placement care, subsidized adoption payments, case service payments related to subsidized adoptions, child welfare-related child care, and burials.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~72 Department of Human Services, Division of Child Welfare, Child Welfare Services -- It is the intent of the General Assembly that the Department determine whether it would be possible and cost-effective to allow county departments of social services to use existing child welfare funding to provide in-home services, similar to those services provided through the Children's Extensive Support Waiver, to families with children with developmental disabilities who would otherwise be placed out of the home at the counties' expense. The Department is requested to report its findings to the Joint Budget Committee on or before November 1, 2003.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~73 Department of Human Services, Division of Child Welfare, Family and Children's Programs -- It is requested that \$1.5 million of the funds appropriated for this line item be used to assist county departments of social services in implementing and expanding family- and community-based~~

~~services for adolescents. It is the intent of the General Assembly that such services be based on a program or programs that have been demonstrated to be effective in reducing the need for higher cost residential services.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 74 Department of Human Services, Division of Child Care, Child Care Assistance Program -- In addition to the \$46,744,028 federal Child Care Development Funds appropriated for the Child Care Assistance Program for state fiscal year 2003-04, the Department is authorized to spend an additional \$6,000,000 in federal Child Care Development Funds for the Child Care Assistance Program for state fiscal year 2003-04. It is the intent of the General Assembly that the expenditure of any federal Child Care Development Funds in excess of the \$46,744,028 appropriated, up to a maximum of \$6,000,000, shall be contingent upon the identification of state or local expenditures sufficient to match each additional federal dollar expended.
- 75 Department of Human Services, Office of Self Sufficiency, Colorado Works Program, County Block Grants -- It is the intent of the General Assembly that the appropriation of local funds for Colorado works program county block grants may be decreased by a maximum of \$100,000 to reduce one or more small counties' fiscal year 2003-04 targeted or actual spending level, pursuant to Section 26-2-714 (8), C.R.S.
- ~~76 Department of Human Services, Office of Self Sufficiency, Colorado Works Program, County Block Grants -- Pursuant to Sections 26-2-714 (7) and 26-2-714 (9), C.R.S., under certain conditions, a county may transfer federal Temporary Assistance for Needy Families (TANF) funds within its Colorado Works Program Block Grant to the federal child care development fund or to programs funded by Title XX of the federal Social Security Act. One of the conditions specified is that the amount a county transfers must be specified by the Department of Human Services as being~~

available for transfer within the limitation imposed by federal law. It is the intent of the General Assembly that the Department allow individual counties to transfer a greater percent of federal TANF funds than the state is allowed under federal law as long as: (a) Each county has had an opportunity to transfer an amount up to the federal maximum allowed, and, (b) the total amount transferred statewide does not exceed the federal maximum.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~77 — Department of Human Services, Office of Self-Sufficiency, Colorado Works Program, County Training, and Community Resource Investment Liaison -- The Department is requested to utilize a portion of the funding provided through these line items, in addition to other available resources, for the purpose of providing technical assistance and training for county staff concerning requirements of the federal Americans with Disabilities Act and the provision of services to special needs populations.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~78 — Department of Human Services, Office of Self-Sufficiency, Special Purpose Welfare Programs, Low Income Energy Assistance Program -- The cash funds exempt appropriation for this line item represents an estimate of donations the Department anticipates receiving from the Colorado Energy Assistance Foundation. It is the intent of the General Assembly that if actual cash funds exempt expenditures that are eligible to be counted as part of the State's maintenance of effort for the federal Temporary Assistance for Needy Families program exceed the appropriated amount, the Department should report actual eligible expenditures to the federal government for such purpose.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

79 Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs -- The Department is requested to compile detailed quarterly data of the waiting lists for community mental health services, and provide the Joint Budget Committee with quarterly reports of this data within 30 days of the respective quarter's end.

~~80 Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, and Mental Health Institutes -- The Department is requested to provide a report by November 1, 2003, with an update to be provided on or before February 1, 2004, concerning its progress and plans for enhancement of community mental health resources for adults and children and associated reductions in the need for placements at the Mental Health Institutes. The report should specifically address the quality of care and success of community services being funded as alternatives to inpatient hospitalization. The report should also provide recommendations concerning the mission, appropriate patient population, future size, and governance structure of the mental health institutes. Any recommendations should take into consideration the recommendations of the March 2001 Operational Plan for the Mental Health Institutes in Colorado by the Triwest Group and the Department's February 15, 2002 Operational Plan for the Mental Health Institutes.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~81 Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Goebel Lawsuit Settlement -- Funding included in this line item represents only a portion of total expenditures for the Goebel Lawsuit Settlement. The Department is requested to include, as part of its annual budget submission, a summary of all actual, estimated, and requested state appropriations for the Goebel class by Long Bill line item. The Department is also requested to submit a report by January 5, 2004, that includes the actual audited revenues and expenditures for services for members of the Goebel plaintiff class.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~82 Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Goebel Lawsuit Settlement -- The Department is requested to submit a report no later than February 15, 2004, regarding the percentage of Goebel Lawsuit Settlement expenditures that should be borne by the Medicaid program in FY 2003-04 and FY 2004-05. This report should be accompanied by any associated requests for FY 2003-04 and FY 2004-05 budget adjustments.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~83 Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes -- The Department is requested to submit a report by October 1, 2003, on its progress and plans for complying with the settlement terms of the Neiberger class action lawsuit. The report should include detailed information regarding savings and expenditures associated with the transition of some members of the class to community placements and the reduction in beds at the Institute for Forensic Psychiatry.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

84 Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes -- The Department is requested to investigate options for obtaining additional federal Medicaid receipts for the mental health institutes and thereby reducing the demand for General Fund. This should include options for changing the governance, management, and funding structure of the Colorado Mental Health Institute at Fort Logan so that it is no longer classified by federal authorities as an "institution for mental disease". The Department is requested to provide

a report on this topic, by October 1, 2003, to the Joint Budget Committee and the Senate and House Health, Environment, Welfare and Institutions Committees. The report should include a discussion of any statutory changes that may be necessary to obtain such additional federal funds.

~~85 Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes -- The Department is requested to actively pursue opportunities for generating additional revenue from the mental health institute properties at Fort Logan and Pueblo, including through rental and land-sales. The Department is requested to provide a report by November 1, 2003, to the Joint Budget Committee and the Capital Development Committee concerning the options under exploration, potential revenue, and any recommendations for associated statutory change that may be required.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~86 Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division, Community Programs, Treatment Services, Treatment and Detox Contracts -- The Department is requested to provide a report by November 1, 2003, concerning the cost-effectiveness of the Short-term Intensive Residential Remediation and Treatment program (STIRRT). The report should specifically consider whether STIRRT provides savings to the state by reducing demand for beds and other more expensive rehabilitation alternatives in the Department of Corrections, based on comparison of STIRRT graduates with a control or comparison group.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~87 Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Community Services, Adult Program Costs -- The Department is requested to survey of all individuals on the comprehensive services waiting list, in June 2003, to determine when each~~

individual will need comprehensive services. The Department is requested to report the results of the CCB surveys in the submission of the FY 2004-05 budget request to the Joint Budget Committee.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

88 Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Community Services, Adult Program Costs -- It is the intent of the General Assembly that the Department provide information to the Joint Budget Committee on the preliminary findings of the medicaid audit of the comprehensive and supported living service waiver programs. The Department is to assess how these findings impact the findings and recommendations included in the evaluation of the systems change project and recommend options for promoting the goals and objectives included in the memorandum of understanding between the Department of Human Services and the Joint Budget Committee. The Department is requested to provide this information on or before October 15, 2003.

~~88a Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Community Services, Adult Program Costs, and Services for Children and Families -- It is the intent of the General Assembly that the reduction in State Supported Living Services funding shall not result in fewer consumers being served and shall be implemented in such a manner as to reduce the average funding level per consumer currently enrolled in the program. It is the intent of the General Assembly that Community Centered Boards implement this service reduction on a locally determined basis. It is the intent of the General Assembly that Community Centered Boards continue to serve no fewer consumers in the Family Support Services Program than the number for whom funding was provided by the State in FY 2002-03, despite the reduction in FY 2003-04 funding for this program. It is the intent of the General Assembly that Community Centered Boards~~

~~implement this service reduction on a locally determined basis.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

~~88b Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Regional Centers -- The Department is requested to develop options for downsizing the state's regional centers in an effort to comply with the Olmstead v. L.C. Supreme Court decision and to reduce program expenditures associated with these state facilities. The options provided to the Joint Budget Committee should include estimates of a minimum number of persons being served by the regional centers; identification of populations to be served in state facilities if any; and estimated costs and savings associated with these options including the sale of state property and facilities. The Department is requested to work with the community centered boards and other stakeholder groups in the development of these options. The department is requested to submit these options to the Joint Budget Committee on or before October 1, 2004.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

~~89 Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Services for Children and Families -- It is the intent of the General Assembly that the Department insure that resources provided for services to children with developmental disabilities are targeted toward families that are most in need. To that end, the Department is requested to provide options for appropriate programmatic changes for the early intervention and family support programs and to develop a proposal for a Medicaid buy-in program for families and children in the children's extensive support program. The Department is requested to submit this proposal to the Joint Budget Committee on or before October 15, 2003.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

- 90 Department of Human Services, Services for People with Disabilities, Homelake Domiciliary for Veterans -- It is the intent of the General Assembly that the Homelake Domiciliary not require additional General Fund dollars. The Department is requested to prepare an annual plan outlining potential General Fund reductions and the impact on client fees and submit the plan to the Joint Budget Committee by November 1 of each year.
- 91 Department of Human Services, Adult Assistance Programs, Community Services for the Elderly -- The Department is requested to report on which state dollars appropriated to the aging services program Long Bill group are subject to the federal maintenance of effort requirement for Older Americans Act programs. The Department is requested to submit this report to the Joint Budget Committee on or before October 15, 2003.
- 92 Department of Human Services, Adult Assistance Programs, Community Services for the Elderly, State Ombudsman Program -- The Department is requested to report on the FY 2002-03 cost to the Legal Center for operating the state ombudsman program. The Department is requested to indicate the portion of Legal Center expenditures that are related to the implementation of the requirements contained in S.B. 01-78 and H.B. 02-1457. In addition, the Department is requested to report on any other state or local expenditures for the state ombudsman program incurred during the same time period. The Department is requested to submit such report to the Joint Budget Committee on or before October 1, 2003.
- 93 Department of Human Services, Division of Youth Corrections, Administration --The Division is requested to continue its efforts to provide outcome data on the effectiveness of its programs. The Division is requested to provide to the Joint Budget Committee, by January 1 of each year, an evaluation of Division placements, community placements, and nonresidential placements. The evaluation shall include, but not be limited to, the number of juveniles served, length of stay, and

recidivism data per placement.

94 Department of Human Services, Division of Youth Corrections, Community Programs, Purchase of Contract Placements -- It is the intent of the General Assembly that up to 5.0 percent of the General Fund appropriation to this line may be used to provide treatment services to youths housed in state-operated facilities. The Division is requested to provide a report to the Joint Budget Committee on June 30, 2004. This report should include the following information: (1) the amount spent treating youths in state facilities from this line item in FY 2003-04, (2) the type of services purchased with such expenditures; (3) the number of committed and detained youths treated with such expenditures; (4) a justification for the use of dollars for such expenditures; and (5) an evaluation of the effectiveness of this footnote in addressing the need for flexibility in treating youths in state-operated facilities.

~~95~~ Department of Human Services, Division of Youth Corrections, Community Programs, S.B. 91-94 Programs -- It is the intent of the General Assembly that funds appropriated for Senate Bill 91-94 programs shall be for the purpose of providing alternative services for juveniles determined to be at imminent risk of being placed in a detention or commitment facility and providing services designed to reduce the length of stay of juveniles placed in Division facilities. In an effort to improve the effectiveness of S.B. 91-94 in reducing detention and commitment populations, the Division is requested to focus S.B. 91-94 funds on programs and services that will most effectively reduce populations in Division facilities, including intake screening, assessment, and case management services and other services designed to divert youth from placement in secure facilities.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

96 Department of Human Services, Division of Youth Corrections, Community Programs, S.B. 91-94 Programs -- The Department is requested to submit to the Joint Budget Committee no later than

November 1 of each year a report that includes the following information by judicial district and for the state as a whole: (1) comparisons of trends in detention and commitment incarceration rates; (2) profiles of youth served by S.B. 91-94; (3) progress in achieving the performance goals established by each judicial district; (4) the level of local funding for alternatives to detention; and (5) identification and discussion of potential policy issues with the types of youth incarcerated, length of stay, and available alternatives to incarceration.

97 Department of Human Services, Totals -- The General Assembly requests that the Executive Director of the Department submit annually, on or before October 1, a report to the Joint Budget Committee concerning the amount of federal Temporary Assistance for Needy Families (TANF) funds available in the Long-term Works Reserve Fund. The requested report should include the following: (a) The amount of TANF funds expended, by Long Bill line item, for each state fiscal year since FY 1997-98; (b) the amount of federal TANF funds transferred by each individual county, for each state fiscal year since FY 1997-98, including details regarding the program area to which each county transferred such funds; (c) the amount of federal TANF funds transferred from state-level reserves for each state fiscal year since 1997-98; (d) the amount of any prior year appropriations of federal TANF funds that have been rolled forward to the current state fiscal year; (e) estimated expenditures of federal TANF funds for the current year and immediately following state fiscal year; (f) the total amount of TANF funds that are or were available to Colorado for each state fiscal year since 1997-98, including funds rolled forward from previous state fiscal years; (g) the amount of federal TANF funds that remain available in each county's Works Program Reserve Account as of July 1 of the current state fiscal year; and (h) a demonstration that the information provided in the report is consistent with related financial information reported to the federal government.

98 Department of Human Services, Totals -- The General Assembly requests that the Executive

Director of the Department submit, on or before October 1, 2003, a report to the Joint Budget Committee concerning federal Child Care Development Funds. The requested report should include the following information related to state fiscal year 2002-03: (a) The total amount of federal Child Care Development Funds available to Colorado, including funds rolled forward from previous state fiscal years; (b) the amount of federal Child Care Development Funds expended, by Long Bill line item; (c) the amount of funds expended, by Long Bill line item where applicable, that were reported to the federal government as either maintenance of effort or matching funds associated with the expenditure of federal Child Care Development Funds; and (d) a demonstration that the information provided in the report is consistent with related financial information reported to the federal government. In addition, the report should include the following for state fiscal years 2003-04 and 2004-05: (a) The total amount of federal Child Care Development Funds estimated to be available to Colorado, including funds rolled forward from previous state fiscal years; (b) the amount of federal Child Care Development Funds estimated to be expended, by Long Bill line item; (c) the amount of state or local expenditures that are anticipated to be required to comply with federal maintenance of effort and matching requirements; and (d) the amount of funds estimated to be expended, by Long Bill line item where applicable, that are anticipated to be reported to the federal government as either maintenance of effort or matching funds associated with the expenditure of federal Child Care Development Funds.

- 99 Department of Human Services, Totals -- The General Assembly requests that the Department submit to the Joint Budget Committee, on or before November 1, 2003, a summary, by Long Bill line item, of federal TANF funds requested in its annual budget request for state fiscal year 2004-05. The General Assembly further requests that the Department include information demonstrating that the total amount of federal TANF funds requested in its annual budget request for state fiscal year 2004-05 does not exceed the amount anticipated to be available to the State.
- 100 Department of Human Services, Totals -- The General Assembly requests that the Department

submit to the Joint Budget Committee, on or before November 1, 2003, a summary, by Long Bill line item, of federal Child Care Development Funds requested in its annual budget request for state fiscal year 2004-05. The Department is further requested to include information demonstrating that the total amount of federal Child Care Development Funds requested in its annual budget request for state fiscal year 2004-05 does not exceed the amount anticipated to be available to the State.

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
PART VIII						
JUDICIAL DEPARTMENT						
(1) SUPREME COURT/COURT OF APPEALS						
Appellate Court Programs ¹⁰¹	8,020,897	7,962,897		58,000 ^a		
		(119.0 FTE)				
Attorney Regulation Committees	3,600,000			3,500,000 ^b	100,000 ^c	
				(35.5 FTE)		
Continuing Legal Education	280,000			275,000 ^b	5,000 ^d	
				(4.0 FTE)		
Law Examiner Board	650,000			450,000 ^e	200,000 ^f	
				(8.2 FTE)		
Law Library	465,000			415,000 ^g	50,000 ^h	
				(2.0 FTE)		
	<hr/> 13,015,897					

^a Of this amount, an estimated \$8,000 shall be from copier machine and postage receipts, and the rest shall be from various fees and other cost recoveries.

^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 Attorney Registration Fund.

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

^e 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.

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

^g This amount shall be from appellate court filing fees and other fees credited to the Supreme Court Library Fund pursuant to Section 13-2-120, C.R.S. 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.

^h This amount shall be from reserves in the Supreme Court Library Fund created in Section 13-2-120, C.R.S.

(2) COURTS ADMINISTRATION

(A) Administration

Personal Services	3,657,866	3,605,483 (48.0 FTE)		52,383(T) ^a	
Operating Expenses	357,321	356,321	1,000 ^b		
Family Friendly Courts	122,200		122,200 ^c (0.5 FTE)		
Statewide Indirect Cost Assessment	<u>52,383</u>		43,215 ^d	9,025 ^d	143
	4,189,770				

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

^b This amount shall be from fees and cost recoveries.

^c This amount shall be from the Family Friendly Court Program Cash Fund pursuant to Section 13-3-113 (6), Colorado Revised Statutes.

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

(B) Administrative Special Purpose

Health, Life, and Dental	6,548,839	5,925,424	623,415 ^a		
Short-term Disability	165,855	156,463	8,874 ^a	518 ^b	
Salary Survey	5,737,888	5,220,582	517,306 ^a		
Workers' Compensation	575,681	575,681			
Legal Services for 2,812 hours	170,941	170,941			

Ch. 449

Judicial Department

3281

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS	
	\$	\$	\$	\$	\$	\$	\$	
Payment to Risk Management and Property Funds	508,759		508,759					
Vehicle Lease Payments	77,035		77,035					
Leased Space	559,838		537,638		22,200 ^c			
Lease Purchase	94,561		94,561					
Administrative Purposes	78,275		13,275		65,000 ^d			
Retired Judges	882,825		882,825					
Appellate Reports Publication	67,100		67,100					
Office of Dispute Resolution	1,222,946				1,082,946 ^e (4.5 FTE)	40,000 ^f	100,000 ^g	
Child Support Enforcement	87,272		29,672			57,600(T) ^h (1.0 FTE)		
Collections Investigators	3,072,844				2,551,611 ⁱ (69.2 FTE)	521,233(T) ^j		
	<u>19,850,659</u>							

^a These amounts shall be from the Offender Services Fund created in Section 16-11-214 (1) (a), C.R.S., from the Dispute Resolution Fund created in Section 13-22-310 (1), C.R.S., from the Fines Collection Cash Fund pursuant to Section 18-1-105 (1) (a) (III) (D), C.R.S., from the Drug Offender Surcharge Fund pursuant to Section 18-19-103 (4), C.R.S., and from the Alcohol and Drug Driving Safety Program Fund created in Section 42-4-1301.3 (4) (a), C.R.S.

^b These amounts shall be from reserves in the Alcohol and Drug Driving Safety Program Fund created in Section 42-4-1301 (10) (d), C.R.S.

^c This amount shall be from employee payments for parking fees.

^d This amount shall be from royalties from the sale of pattern jury instructions.

^e This amount shall be from the Dispute Resolution Fund created in Section 13-22-310 (1), C.R.S.

^f This amount shall be from reserves in the Dispute Resolution Fund created in Section 13-22-310 (1), C.R.S.

^g This amount is for a never-married parents program in pilot districts, and mediation for indigent persons statewide, and is shown for informational purposes only.

^bThis amount shall be from federal funds appropriated in the Department of Human Services.

ⁱ Of this amount, an estimated \$1,771,830 shall be from the Judicial Collection Enhancement Fund pursuant to Section 16-11-101.6 (2), C.R.S., and an estimated \$779,781 shall be from the Fines Collection Cash Fund pursuant to Section 18-1.3-401 (1) (a) (III) (D), C.R.S.

^j This amount shall be from local Victims and Witness Assistance Law Enforcement (VALE) Boards pursuant to Section 24-4.2-105 (2.5) (a) (I), C.R.S.

(C) Judicial/Heritage Complex

Personal Services	350,489	350,489	
		(4.0 FTE)	
Operating Expenses	224,883	224,883	
Parking Lot Maintenance	<u>1,700</u>		1,700 ^a
	577,072		

^a This amount shall be from parking receipts.

(D) Integrated Information Services^{8,102}

Personal Services	2,685,119	2,551,609	133,510
		(42.8 FTE)	
Operating Expenses	222,654	172,654	50,000 ^a
Purchase of Services from			
Computer Center	112,205	112,205	
Pueblo Data Entry Center Payments	2,758	2,758	
Multiuse Network Payments	84,279	84,279	
Telecommunications Expense	350,000	350,000	
Communications Services			
Payments	5,780	5,780	
Hardware Replacement	925,000		925,000 ^a
Hardware/Software Maintenance	1,078,094	1,043,094	35,000 ^a
Computer Integrated Courtroom	<u>30,000</u>	30,000	
	5,495,889		

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	30,113,390					
(3) TRIAL COURTS¹⁰³						
Trial Court Programs ¹⁰¹	87,702,872	76,222,634		11,480,238 ^a		
		(1,465.2 FTE)		(86.9 FTE)		
Mandated Costs ^{104, 105}	11,784,027	11,359,027		425,000 ^b		
District Attorney Mandated Costs ¹⁰⁶	2,150,199	2,025,199		125,000 ^b		
Sex Offender Surcharge Fund Program	15,000	15,000				
Victim Compensation	9,200,000			9,200,000 ^c		
Victim Assistance	11,100,000			11,100,000 ^d		
Family Preservation Matching Funds	100,000	25,000				75,000
		(0.5 FTE)				(0.8 FTE)
Federal Funds and Other Grants	1,041,627			363,000 ^b	74,380(T) ^e	604,247 ^f
					(6.0 FTE)	(2.5 FTE)
	<u>123,093,725</u>					

^a Of this amount, \$8,880,238 shall be from the Judicial Stabilization Fund created in Section 13-31-101 (1.5), C.R.S. and \$2,600,000 shall be from various fees and other cost recoveries.

^b These amounts shall be from various fees and cost recoveries.

^c This amount shall be from the Crime Victim Compensation Funds established in the office of the court administrator of each judicial district pursuant to Section 24-4.1-117, C.R.S. 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.

^d This amount shall be from the Victims and Witnesses Assistance and Law Enforcement Funds established in the office of the court administrator of each judicial district pursuant to Section 24-4.2-103, C.R.S. 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 federal funds appropriated in the Department of Public Safety, Division of Criminal Justice.

^f This amount is to fund juvenile programs and an education grant to the State Court Administrator's Office, and is shown for informational purposes only.

(4) PROBATION AND RELATED SERVICES^{4, 107, 108}

Probation Programs	42,697,039	40,564,097 (732.4 FTE)	2,132,942 ^a (30.0 FTE)		
Sex Offender Intensive Supervision Program	558,497		558,497 ^b		
Offender Services	3,019,059		2,869,059 ^c (4.5 FTE)	150,000(T) ^d (3.0 FTE)	
Electronic Monitoring/ Drug Testing	647,193	487,193	160,000 ^e		
Alcohol/Drug Driving Safety Contract	4,605,738		4,407,691 ^f (70.2 FTE)	198,047 ^g (5.6 FTE)	
Drug Offender Assessment	876,807		876,807 ^h (11.5 FTE)		
Substance Abuse Treatment	993,600		993,600 ⁱ		
Victims Grants	842,821			677,821(T) ^j (12.3 FTE)	165,000 ^k (5.0 FTE)
S.B. 91-94	2,406,837			2,406,837(T) ^l (59.3 FTE)	
Sex Offender Assessment	229,000		202,364 ^m		
Genetic Testing	7,500		7,500 ^b		
Violent Offender Genetic Testing	5,000	5,000			

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Juvenile Sex Offender Genetic Testing	2,000	2,000				
Federal Funds and Other Grants	3,688,739			1,190,000 ^o (2.0 FTE)	1,737,985 ^p (17.8 FTE)	760,754 ^q (12.5 FTE)
	<u>60,579,830</u>					

^a Of this amount, \$80,000 shall be from various fees and cost recoveries, and the rest shall be from the Offender Services Fund pursuant to Section 16-11-214 (1) (a), C.R.S.

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

^c Of this amount, \$2,819,059 shall be from the Offender Services Fund pursuant to Section 16-11-214 (1) (a), C.R.S., and \$50,000 shall be from various fees and cost recoveries.

^d This amount shall be from federal funds appropriated in the Department of Public Safety, Division of Criminal Justice.

^e This amount shall be from various fees and cost recoveries.

^f This amount shall be from the Alcohol and Drug Driving Safety Program Fund created in Section 42-4-1301.3 (4) (a), C.R.S..

^g This amount shall be from reserves in the Alcohol and Drug Driving Safety Program Fund created in Section 42-4-1301.3 (4) (a), C.R.S..

^h This amount shall be from the Drug Offender Surcharge Fund pursuant to Section 18-19-103 (4), C.R.S.

ⁱ Of this amount, \$678,000 shall be from the Offender Services Fund created in Section 16-11-214 (1) (a), C.R.S., and \$315,600 shall be from the Drug Offender Surcharge Fund created in Section 18-19-103 (4), C.R.S.

^j Of this amount, \$500,000 shall be from grants from local Victims and Witnesses Assistance and Law Enforcement (VALE) Boards pursuant to Section 24-4.2-105 (2.5) (a) (II), C.R.S., and \$177,821 shall be from state Victims Assistance and Law Enforcement grant funds appropriated in the Department of Public Safety, Division of Criminal Justice.

^k This amount is to provide a model for victims services in probation departments and is shown for informational purposes only.

^l This amount shall be from the Department of Human Services, Division of Youth Corrections.

^m Of this amount, \$182,364 shall be from the Sex Offender Surcharge Fund created in Section 18-21-103 (3), C.R.S., and \$20,000 shall be from various fees and cost recoveries.

^a This amount shall be from reserves in the Sex Offender Surcharge Fund created in Section 18-21-103 (3), C.R.S.

^o Of this amount, \$800,000 shall be from fees collected pursuant to Section 16-11-701 (6), C.R.S., from persons required to perform community or useful public service, and the remainder shall be from various fees and cost recoveries.

^p Of this amount, \$990,911(T) shall be from federal funds appropriated in the Department of Public Safety, Division of Criminal Justice, \$497,589(T) shall be from federal funds appropriated in the Department of Human Services for juvenile assessment and treatment programs, \$150,000 shall be from various fees, cost recoveries, gifts, grants and donations, \$75,000(T) shall from federal funds appropriated in the Colorado Department of Education for an adult literacy program, and \$24,485 shall be from the Rose Foundation for juvenile programs.

^q These funds are for the Juvenile Justice Treatment Network to establish a community assessment center in Denver, the planning of a drug court in the 8th district, and the enhancement of adjudication in domestic violence cases, and are shown for informational purposes only.

(5) PUBLIC DEFENDER^{109, 110, 111}

Personal Services	25,025,351	24,961,961 (342.9 FTE)	63,390 ^a
Health, Life, and Dental	816,742	816,742	
Short-term Disability	31,433	31,433	
Salary Survey	876,676	876,676	
Operating Expenses	1,157,482	1,144,732	12,750 ^b
Purchase of Services from Computer Center	15,123	15,123	
Multiuse Network Payments	197,845	197,845	
Vehicle Lease Payments	65,307	65,307	
Leased Space/Utilities	1,897,352	1,897,352	
Automation Plan	391,959	391,959	
Contract Services	18,000	18,000	
Mandated Costs ¹¹²	1,398,292	1,398,292	
Drug Court Pilot Program	<u>64,896</u>		64,896(T) ^c
	31,956,458		

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

^b This amount shall be from training fees.

^c This amount shall be from federal funds received by the Department of Public Safety, Division of Criminal Justice.

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(6) ALTERNATE DEFENSE COUNSEL^{113, 114, 115}						
Personal Services	359,789	359,789				
		(3.0 FTE)				
Health, Life, and Dental	9,091	9,091				
Short-term Disability	449	449				
Salary Survey	7,130	7,130				
Operating Expenses	29,630	26,630		3,000 ^a		
Purchase of Services from Computer Center	2,412	2,412				
Leased Space	21,341	21,341				
Conflict of Interest Contracts ¹¹⁶	10,434,160	10,434,160				
Mandated Costs ¹¹⁷	<u>1,077,764</u>	1,077,764				
	11,941,766					

^a This amount shall be from training fees.

(7) OFFICE OF THE CHILD'S REPRESENTATIVE^{118, 119}

Personal Services ¹²⁰	1,343,553	1,343,553				
		(4.0 FTE)				
Health, Life, and Dental	49,032	49,032				
Short-term Disability	1,855	1,855				
Salary Survey	59,765	59,765				
Operating Expenses	130,836	130,836				

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 in an electronic format that is suitable for public access through electronic means. Such rules 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.

~~4 Department of Corrections, Management, Executive Director's Office Subprogram; Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division; and Division of Youth Corrections; Judicial Department, Probation and Related Services; Department of Public Safety, Division of Criminal Justice; Department of Revenue, Motor Vehicle Business Group, Motor Vehicle Division; and Department of Transportation, Office of Transportation Safety -- State agencies involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee. Each agency is still requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from the Drug Offender Surcharge Fund, the Sex Offender Surcharge Fund, the Persistent Drunk Driver Cash Fund, and the Alcohol and Drug Driving Safety Fund, among other programs.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

8 Department of Corrections, Support Services, Information Systems Subprogram; Department of Human Services, Office of Information Technology Services; and Division of Youth Corrections; Judicial Department, Courts Administration, Integrated Information Services; Department of Public Safety, Executive Director's Office, Special Programs, Colorado Integrated Criminal Justice Information System (CICJIS); and Colorado Bureau of Investigation, Colorado Crime Information

Center (CCIC) -- The Department of Corrections, the Department of Human Services, the Judicial Department, the Department of Public Safety, and the Colorado District Attorney's Council are requested to develop an update of a plan for consistent policies among all of the agencies for providing public access to criminal history information. The plan should address, but should not be limited to: (1) The pros and cons of bulk distributions of electronic criminal history data to private companies; (2) an update on the success of the Internet access to criminal records initiative; and (3) a uniform fee schedule for providing criminal history information to the public that will be applied in a consistent manner by each of the justice agencies and that will include recovery of a reasonable portion of the costs associated with building and maintaining the information systems of the justice agencies pursuant to Section 24-72-205 (4), C.R.S. The Department of Public Safety is requested to coordinate a report from said agencies to the Joint Budget Committee and the Judiciary Committees of the Senate and House of Representatives by September 1, 2003, summarizing the public access plan and proposing any legislative changes that may be needed to implement the plan.

~~101~~ — ~~Judicial Department, Supreme Court/Court of Appeals, Appellate Court Programs, Trial Courts, Trial Court Programs, Public Defender, Personal Services, Alternate Defense Counsel, Personal Services -- In accordance with Section 13-30-104 (3), C.R.S., funding is provided for a one-year increase in judicial compensation, as follows:~~

	<u>Current Salary</u>	<u>Increase</u>	<u>FY 2003-04 Salary</u>
Chief Justice, Supreme Court	116,117	3,716	119,833
Associate Justice, Supreme Court	113,637	3,636	117,273
Chief Judge, Court of Appeals	111,637	3,572	115,209

Associate Judge, Court of Appeals	109,137	3,492	112,629
District Court Judge	104,637	3,348	107,985
County Court Judge	100,137	3,204	103,341

~~Judicial increases are based upon the percentage salary survey increase received by ALJ III's. Funding is provided to maintain the salary of the Public Defender at the level of an associate judge of the Court Appeals, and to maintain the salary of the Alternate Defense Counsel at the level of a district court judge.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 102 Judicial Department, Courts Administration, Integrated Information Services -- Given the state's substantial investment in information technology for the Judicial Department in recent years, which was based in part on representations that such investment would produce savings in the funding required by the Department to carry out its core functions, the General Assembly expects that the Department will place a high priority on applying its information technology resources to improving the efficiency of existing core functions and achieving cost savings, and a lower priority on expanding functions or capabilities.
- 103 Judicial Department, Trial Courts -- As part of its FY 2004-05 budget request the Judicial Department is requested to submit a report outlining the steps it has taken to ensure that only defendants who are indigent, as defined by the Supreme Court, are represented by the State Public Defender, and that the application fee set forth in Section 21-1-102 (3), C.R.S. is paid in as many cases as possible.

104 Judicial Department, Trial Courts, Mandated Costs -- The purpose of this appropriation is to provide for the payment of costs incurred by the state in specific cases to ensure that the parties have appropriate access to legal representation in the state's court system, to the extent that such costs are required by state or federal constitutional provisions or state statute and to the extent that funding for such costs is not otherwise provided for in this act. Such costs are limited to the costs of court-appointed counsel, court costs, and jury costs. The State Court Administrator, with the approval of the Chief Justice, may issue guidelines to clarify the expenditures properly payable from this line item and to establish procedures for the processing of payments. The Chief Justice is requested to develop and implement policies and procedures to control expenditures from this line item.

~~105 Judicial Department, Trial Courts, Mandated Costs -- The Department is requested to report all court-related costs associated with death penalty cases as part of the Department's annual budget request.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

106 Judicial Department, Trial Courts, District Attorney Mandated Costs -- District Attorneys in each judicial district shall be responsible for allocations made by the oversight committee created under footnote 133 of the FY 1999-00 Long Bill. Any increases in this line item shall be requested and justified in writing by district attorney representatives, rather than the Judicial Department, through the regular appropriation and supplemental appropriation processes. As part of its annual budget request, the Judiciary is requested to include a report by the District Attorneys on their mandated costs expenditures, and their efforts to control them.

107 Judicial Department, Probation and Related Services -- The Judicial Department is requested to

provide by November 1 of each year a report on pre-release rates of recidivism and unsuccessful terminations and post-release recidivism rates among offenders in all segments of the probation population, including adult and juvenile intensive supervision, adult and juvenile minimum, medium, and maximum supervision, the female offender program, and the specialized drug offender program. The department is requested to include information about the disposition of pre-release failures and post-release recidivists, including how many offenders are incarcerated (in different kinds of facilities) and how many return to probation as the result of violations.

- 108 Judicial Department, Probation and Related Services -- The Judicial Department is requested to submit its annual budget request for the Probation Division in a format that explicitly identifies personal services and operating expenses associated with each of the following programs: Regular adult supervision; regular juvenile supervision; adult intensive supervision; juvenile intensive supervision; the female offender program; and drug offender assessments.
- 109 Judicial Department, Public Defender -- In addition to the transfer authority provided in Section 24-75-110, C.R.S., up to 2.5 percent of the total Public Defender appropriation may be transferred between line items in the Public Defender's Office.
- 110 Judicial Department, Public Defender -- As part of its FY 2004-05 budget request the Public Defender is requested to submit a report outlining the steps it has taken to ensure that only defendants who are indigent, as defined by the Supreme Court, are represented by the State Public Defender, and that the application fee set forth in Section 21-1-102 (3), C.R.S. is paid in as many cases as possible.
- ~~111~~ Judicial Department, Public Defender -- ~~The Public Defender shall provide a report on the number of hours, dollars, and FTE utilized by the office in death penalty cases during the most recently completed fiscal year. In addition, the report shall include the number of motions filed by the office~~

and the number of motions responded to by the office in death penalty cases during the fiscal year. This report shall be submitted as part of the Public Defender's annual budget request.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

112 Judicial Department, Public Defender, Mandated Costs -- As part of its annual budget request, the State Public Defender is requested to report on its mandated cost expenditures, and efforts to control them.

113 Judicial Department, Alternate Defense Counsel -- In addition to the transfer authority provided in Section 24-75-110, C.R.S., up to 1.5 percent of the total Alternate Defense Counsel appropriation may be transferred between line items in the Alternate Defense Counsel's Office.

~~114 Judicial Department, Alternate Defense Counsel -- The Alternate Defense Counsel shall provide a report to the General Assembly on the number of hours, dollars, and contract FTE utilized by the office in death penalty cases during the most recently completed fiscal year. In addition, the report shall include the number of motions filed by the office and the number of motions responded to by the office in death penalty cases during the fiscal year. This report should be submitted as part of the Alternate Defense Counsel's annual budget request.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

115 Judicial Department, Alternate Defense Counsel -- The Alternate Defense Counsel is requested to include as part of its contracts with defense attorneys, a requirement that all bills submitted to the Alternate Defense Counsel for payment shall be submitted within one year of when the work was performed at the latest, or the fee for such work is forfeited.

- 116 Judicial Department, Alternate Defense Counsel, Conflict of Interest Contracts -- The Alternate Defense Counsel (ADC) shall implement a quarterly billing system, including the requirement that all attorneys submit an end-of-the-year bill for all work not yet billed during the current fiscal year. This system shall be phased in over a four-year period with the expectation that at the end of the four-year period, the ADC shall be paying for all work done in a fiscal year with that year's appropriation. During the first year, all attorneys handling death penalty cases shall be required to submit year-end bills.
- 117 Judicial Department, Alternate Defense Counsel, Mandated Costs -- As part of its annual budget request, the Alternate Defense Counsel is requested to report on its mandated cost expenditures, and its efforts to control them.
- 118 Judicial Department, Office of the Child's Representative -- The Department is requested to study alternative methods of providing guardian ad litem services in dependency and neglect cases in Denver for FY 2004-05, including a GAL office similar to the El Paso County pilot project and to report to the Joint Budget Committee on the progress of such pilots in the Department's FY 2004-05 budget request.
- 119 Judicial Department, Office of the Child's Representative -- In addition to the transfer authority provided in Section 24-75-110, C.R.S., up to 2.5 percent of the total Office of the Child's Representative's appropriation may be transferred between line items in the Office of Child's Representative.
- 120 Judicial Department, Office of the Child's Representative, Personal Services -- The salary of the executive director of the Office of the Child's Representative shall be equal to that of a district court judge.

- 121 Judicial Department, Office of the Child's Representative, Court Appointed Counsel -- The Office of the Child's Representative is requested beginning July 1, 2001, to include as part of its contracts with defense attorneys, a requirement that all bills submitted to the Office of the Child's Representative for payment shall be submitted within one year after performance of the work was performed, at the latest, or payment on the fee for such work is forfeited.
- 122 Judicial Department, Office of the Child's Representative, Court Appointed Counsel -- Notwithstanding the budgetary transfer authority granted to the Office of the Child's Representative in footnote 119, appropriations in this line item may be used only to pay for court-appointed counsel, and regardless of intent, may not be transferred to any other line item.
- 123 Judicial Department, Totals -- The Judicial Department is requested to provide, by February 1 of each fiscal year, a report to the Joint Budget Committee on any proposed fee or rate increases in any program or division funded from an appropriation to the Judicial Department.

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	10,437,254
	(161.4 FTE)
Health, Life, and Dental	2,074,121
Short-term Disability	75,743
Salary Survey and Senior Executive Service	1,944,432
Shift Differential	12,543
Workers' Compensation	237,523
Operating Expenses ¹²⁴	1,868,765
Legal Services for 7,694 hours	467,718
Purchase of Services from Computer Center	975,521
Pueblo Data Entry Center Payments	849
Multiuse Network Payments	17,218
Payment to Risk Management and Property Funds	171,038
Vehicle Lease Payments	120,556
Leased Space	2,851,519
Capitol Complex Leased Space	21,498

Communications Services				
Payments	578			
Utilities	139,959			
Information Technology Asset				
Maintenance	553,627			
Statewide Indirect Cost Assessment	<u>539</u>			
	21,971,001	7,420,288 ^a	1,063,102 ^b	13,487,611

^a Of this amount, it is estimated that \$3,500,799 shall be from the Workers' Compensation Cash Fund pursuant to Section 8-44-112 (7), C.R.S., \$2,534,110 shall be from the Employment Support Fund pursuant to Section 8-77-109, C.R.S., \$611,168 shall be from the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S., \$273,535 shall be from the Boiler Inspection Fund pursuant to Section 9-4-109, C.R.S., and \$500,676 shall be from other cash fund sources within the Department.

^b Of this amount, \$630,037 shall be from reserves in the Major Medical Insurance Fund pursuant to Section 8-46-202, C.R.S., and the Subsequent Injury Fund pursuant to Section 8-46-101, C.R.S., \$246,250 shall be from reserves in the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S., \$182,741 shall be from reserves in the Unemployment Revenue Fund pursuant to Section 8-77-106, C.R.S., and \$4,074(T) shall be from the Department of Public Health and Environment.

(2) DIVISION OF EMPLOYMENT AND TRAINING

(A) Unemployment Insurance Programs

Program Costs	21,596,640			
	(427.9 FTE)			
Statewide Indirect Cost Assessment	<u>371,121</u>			
	21,967,761	775,623 ^a		21,192,138

^a Of this amount, \$692,623 shall be from the Employment Support Fund pursuant to Section 8-77-109, C.R.S., and \$83,000 shall be from the sale of transcripts.

(B) Unemployment Insurance Fraud Program¹²⁵

Program Costs	1,126,638			
	(20.0 FTE)			
Statewide Indirect Cost Assessment	<u>8,965</u>			
	1,135,603	517,865 ^a	617,738 ^b	

Statewide Indirect Cost Assessment 338
3,015,948

338

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

69,271,583

(3) DIVISION OF OIL AND PUBLIC SAFETY

Personal Services 3,353,870
(53.3 FTE)
Operating Expenses 316,655
Statewide Indirect Cost Assessment 25,907

3,696,432

2,836,657^a

306,117^b

553,658

^a Of this amount, \$1,795,944 shall be from the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S., \$850,961 shall be from the Boiler Inspection Fund pursuant to Section 9-4-109, C.R.S., and \$189,752 shall be from the Public Safety Inspection Fund pursuant to Section 8-1-151, C.R.S.

^b Of this amount, \$297,464 shall be from reserves in the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S., and \$8,653(T) shall be from the Department of Public Health and Environment.

(4) DIVISION OF WORKERS' COMPENSATION^{128a}

(A) Workers' Compensation

Personal Services 5,936,895
(106.3 FTE)
Operating Expenses 608,735
Administrative Law Judge Services 2,152,041
Physicians Accreditation 165,834
Utilization Review 76,000
Immediate Payment 10,000
Statewide Indirect Cost Assessment 50,951
9,000,456

8,459,936^a

540,520^b

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Department of Labor and Employment

3301

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

^a Of this amount, \$7,851,991 shall be from the Workers' Compensation Cash Fund pursuant to Section 8-44-112 (7), C.R.S., \$239,520 shall be from the Workers' Compensation Self-Insurance Fund pursuant to Section 8-44-202, C.R.S., \$165,834 shall be from the Physicians Accreditation Program Cash Fund pursuant to Section 8-42-101(3.6)(l), C.R.S., \$138,091 shall be from the Cost Containment Fund pursuant to Section 8-14.5-108, C.R.S., and \$64,500 shall be from the Utilization Review Cash Fund pursuant to Section 8-43-501, C.R.S. Of this amount, \$284,324 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) and 8-43-501 (2), C.R.S.

^b Of this amount, \$419,816 shall be from reserves in the Workers' Compensation Cash Fund pursuant to Section 8-44-112 (7), C.R.S., \$95,704 shall be from reserves in the Cost Containment Fund pursuant to Section 8-14.5-108, C.R.S., \$11,500 shall be from reserves in the Utilization Review Cash Fund pursuant to Section 8-43-501, C.R.S., \$10,000 shall be from the Immediate Payment Fund reserves pursuant to Section 8-44-206, C.R.S., and \$3,500 shall be from reserves in the Workers' Compensation Self-Insurance Fund pursuant to Section 8-44-202, C.R.S. Of this amount, \$284,324 is shown for 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 Section 8-43-501 (2), C.R.S.

(B) Major Medical Insurance and Subsequent Injury Funds

Personal Services	1,319,505	1,319,505 ^a (22.0 FTE)
Operating Expenses	123,422	123,422 ^a
Statewide Indirect Cost Assessment	55,652	55,652 ^a
Major Medical Benefits	6,000,000	6,000,000 ^b
Major Medical Legal Services for 426 hours	25,896	25,896 ^b
Subsequent Injury Benefits	5,200,000	5,200,000 ^c
Subsequent Injury Legal Services for 2,400 hours	145,896	145,896 ^c
Medical Disaster	<u>15,000</u>	15,000 ^b

12,885,371

^a Of these amounts, \$1,198,864 shall be from reserves in the Major Medical Insurance Fund pursuant to Section 8-46-202, C.R.S., and \$299,715 shall be from reserves in the Subsequent Injury Fund pursuant to Section 8-46-101, C.R.S.

^b These amounts shall be from reserves in the Major Medical Insurance Fund and are shown 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 are included for informational purposes as they are continuously appropriated by Section 8-46-101 (1) (b), C.R.S.

^c These amounts shall be from reserves in the Subsequent Injury Fund and are shown 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 are included for informational purposes as they are continuously appropriated by Section 8-46-101 (1) (b), C.R.S.

21,885,827

TOTALS PART IX

(LABOR AND

EMPLOYMENT)^{2,3}

\$116,824,843

\$25,561,464

\$15,448,665^a

\$75,814,714

^a Of this amount, \$48,544 contains a (T) notation.

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

~~2 — All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

~~124 Department of Labor and Employment, Executive Director's Office, Operating Expenses -- The Department is requested to include estimated costs of computer contract maintenance agreements in its annual budget request.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~125 Department of Labor and Employment, Division of Employment and Training, Unemployment Insurance Fraud Program -- The Department is requested to include in its annual budget request information on fraud detection and recovery, including, but not limited to, an estimate of the amount of unemployment insurance fraud that may have occurred in FY 2002-03, how much of this fraud was detected, and how much of this fraud was recovered.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~126 Department of Labor and Employment, Division of Employment and Training, Employment and Training Programs, State Operations -- It is the intent of the General Assembly that, of this appropriation, \$114,707 be awarded as grants to one stop job centers that provide services to~~

displaced homemakers.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~127 Department of Labor and Employment, Division of Employment and Training, Employment and Training Programs, Welfare-to-Work Block Grant -- 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. In addition, the Department is requested to identify any other existing resources that could be counted as the state's match for the federal Welfare-to-Work Block Grant. Such existing resources may include, but need not be limited to: State funds appropriated for programs administered by the Department of Corrections, the Department of Education, the Department of Higher Education, the Department of Human Services, the Department of Local Affairs, and the Department of Public Safety; tax credits provided to employers that hire individuals receiving public assistance, and reduced-price bus passes provided through the Regional Transportation District to individuals receiving public assistance.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~128 Department of Labor and Employment, Division of Employment and Training, Employment and Training Programs, Welfare-to-Work Block Grant -- The Department is requested to include in its annual budget request information regarding the allocation of the 15 percent discretionary funds. Such information should include, but not be limited to, the names of the organizations that receive~~

~~discretionary funds, the amount of such awards, a description of the organizations' collaboration with the region's One-Stop Job Center, and an explanation of any discretionary funds awarded to community-based organizations that do not collaborate with a One-Stop Job Center.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~128a Department of Labor and Employment, Division of Workers' Compensation -- The Division of Workers' Compensation shall collect data on workers' compensation claims for the purposes of setting appropriate rates for workers' compensation insurance premiums.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

APPROPRIATION FROM

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

**PART X
DEPARTMENT OF LAW**

(1) ADMINISTRATION

Personal Services	2,279,389			5,000 ^a	2,274,389(T) ^b	
	(37.7 FTE)					
Health, Life, and Dental	717,870	229,539		4,096 ^c	469,970 ^d	14,265
Short-term Disability	33,551	11,052		214 ^c	21,365 ^d	920
Salary Survey for Classified Employees	227,826	101,822		2,450 ^c	105,978 ^d	17,576
Salary Survey for Exempt Employees	528,667	123,966		2,349 ^c	397,737 ^d	4,615
Worker's Compensation	25,105	8,764		145 ^c	15,597 ^d	599
Operating Expenses	190,000	190,000				
Administrative Law Judge Services	1,491				1,491 ^d	
Purchase of Services from Computer Center	30,880	30,880				
Payment to Risk Management and Property Funds	121,106	121,106				
Vehicle Lease Payments	45,649	18,419		1,912 ^c	24,919 ^d	399
ADP Capital Outlay	29,543			6,251 ^c	23,292 ^d	
Information Technology Asset Maintenance	233,320			2,012 ^c	231,308 ^d	
Leased Space	15,656	5,291			9,935 ^d	430
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Capitol Complex Leased Space	770,576		246,524		4,610 ^c	500,425 ^d	19,017
Communications Services							
Payments	4,431		1,640			2,698 ^d	93
Attorney General Discretionary Fund	<u>5,000</u>		5,000				
		5,260,060					

^a This amount shall be from e-infoData.com pursuant to Section 6-1-905(3)(b)(II), C.R.S.

^b This amount shall be from indirect cost recoveries.

^c These amounts shall be from various sources of cash funds within the department.

^d Of these amounts, \$1,796,299 shall be from various sources of cash funds exempt and \$8,416 shall be from the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund created pursuant to Section 24-22-115(2)(a), C.R.S. Additionally, \$1,669,248 of these amounts contains a (T) notation.

(2) LEGAL SERVICES TO STATE AGENCIES^{129, 130, 131, 132}

Personal Services	13,938,790						
	(193.1 FTE)						
Operating and Litigation	772,835						
Indirect Cost Assessment	<u>2,012,076</u>						
		16,723,701		520,000 ^a		16,203,701(T) ^b	

^a This amount shall include funds from the Division of Wildlife in the Department of Natural Resources, the Public Employees' Retirement Association, the State Lottery Division in the Department of Revenue, the Correctional Industries Subprogram in the Department of Corrections, the Colorado Student Loan Program in the Department of Higher Education, Veterans' Nursing Homes in the Department of Human Services, Auraria Higher Education Center Enterprises, Disability Insurance Trust, and the Colorado Student Obligation Bonding Authority.

^b This amount shall be from various sources of funds appropriated for legal services to state agencies.

(3) CRIMINAL JUSTICE AND APPELLATE

Special Prosecutions Unit	1,503,563	775,031 (8.8 FTE)	179,578 ^a (2.0 FTE)	548,954(T) ^b (6.2 FTE)	
Appellate Unit	1,753,372	1,753,372 (26.0 FTE)			
Medicaid Fraud Grant ¹³³	1,018,135 (11.0 FTE)	254,533(M)			763,602
Capital Crimes Prosecution Unit ¹³⁴	336,016	336,016 (4.0 FTE)			
Peace Officers Standards and Training Board Support	259,037 (4.0 FTE)	56,866	147,181 ^c	54,990 ^d	
Victims Assistance	63,521			63,521(T) ^e (1.0 FTE)	
Indirect Cost Assessment	<u>84,654</u>		20,647 ^a	64,007(T) ^f	
		5,018,298			

^a These amounts shall be from the State Compensation Insurance Authority.

^b Of this amount, \$320,223 shall be from the Department of Regulatory Agencies, Division of Securities Cash Fund, and \$228,731 shall be from the Department of Regulatory Agencies, Division of Insurance Cash Fund.

^c This amount shall be from the P.O.S.T. Board Cash Fund created pursuant to Section 24-31-303(2)(a)(II)(b), C.R.S.

^d This amount shall be from reserves in the P.O.S.T. Board Cash Fund created pursuant to Section 24-31-303(2)(a)(II)(b), C.R.S.

^e This amount shall be from the Department of Public Safety, Division of Criminal Justice, Victims Assistance and Law Enforcement Fund.

^f Of this amount, \$37,165 shall be from the Department of Regulatory Agencies, Division of Securities Cash Fund, and \$26,842 shall be from the Department of Regulatory Agencies, Division of Insurance Cash Fund.

(4) WATER AND NATURAL RESOURCES

Federal and Interstate Water Unit ¹³⁵	395,019	395,019 (5.0 FTE)			
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
Defense of Arkansas River Compact	195,000		95,000			100,000 ^a	
Defense of Republican River Compact	15,000					15,000 ^a	
Consultant Expenses	35,000		35,000				
Comprehensive Environmental Response, Compensation and Liability Act (4.8 FTE)	426,906		292,356			134,550(T) ^b	
Comprehensive Environmental Response, Compensation and Liability Act Contracts	600,000		185,000			415,000(T) ^b	
Indirect Cost Assessment	<u>12,388</u>					12,388(T) ^b	
		1,679,313					

^a These amounts shall be from reserves in the Attorney Fees and Costs Fund created in Section 24-31-108(2), C.R.S.

^b These amounts shall be transferred from the Department of Public Health and Environment.

(5) CONSUMER PROTECTION

Consumer Protection and Anti-Trust	1,284,667		680,232 (10.5 FTE)		62,746 ^a (1.5 FTE)	541,689 ^b (4.0 FTE)	
Collection Agency Board	173,037 (3.5 FTE)				163,037 ^c	10,000 ^d	
Uniform Consumer Credit Code	707,959				357,959 ^e	350,000 ^f	

	(9.5 FTE)		
Indirect Cost Assessment	<u>165,271</u>		165,271 ⁸
		2,330,934	

^a Of this amount, \$20,784 shall be from the Manufactured Home Fund created pursuant to Section 6-1-603(4), C.R.S., and \$41,962 shall be from e-infoData.com pursuant to Section 6-1-905(3)(b)(II), C.R.S.

^b Of this amount, \$303,970 shall be from court-awarded settlements, \$157,719 shall be from the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund created pursuant to Section 24-22-115(2)(a), C.R.S., and \$80,000 shall be from custodial funds administered by the Department.

^c This amount shall be from the Collection Agency Cash Fund created pursuant to Section 12-14-136(1)(a), C.R.S.

^d This amount shall be from reserves in the Collection Agency Cash Fund created pursuant to Section 12-14-136(1)(a), C.R.S.

^e This amount shall be from the Uniform Consumer Credit Code Cash Fund created pursuant to Section 5-6-204(1), C.R.S.

^f This amount shall be from reserves in the Uniform Consumer Credit Code Cash Fund created pursuant to Section 5-6-204(1), C.R.S.

^g Of this amount, \$98,075 shall be from reserves in the Uniform Consumer Credit Code Cash Fund created pursuant to Section 5-6-204(1), C.R.S., \$25,808 shall be from reserves in the Collection Agency Cash Fund created pursuant to Section 12-14-136(1)(a), C.R.S., \$31,064 shall be from court-awarded settlements, and \$10,324 shall be from the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund created pursuant to Section 24-22-115(2)(a), C.R.S.

(6) SPECIAL PURPOSE

District Attorneys' Salaries	1,298,889	1,298,889	
Trinidad Correctional Facility			
Construction Litigation	466,200		466,200(T) ^a
Litigation Management Fund ¹³⁶	<u>200,000</u>		200,000 ^b
		1,965,089	

^a This amount shall be from the Department of Corrections.

^b This amount shall be from either General Fund fund balance generated by excess earnings in the Legal Services to State Agencies program in FY 2002-03 or from reserves in the Attorney Fees and Costs Fund created in Section 24-31-108(2), C.R.S.

TOTALS PART X

(LAW) ^{2,3}	<u>\$32,977,395</u>	<u>\$7,251,317</u>	<u> </u>	<u>\$1,480,187^a</u>	<u>\$23,424,375^a</u>	<u>\$821,516</u>
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^a Of these amounts, \$21,787,084 contains a (T) notation.

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

~~2~~ All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

129 Department of Law, Legal Services to State Agencies -- In making this appropriation, it is the intent of the General Assembly that hourly billing rates charged by the Department for legal services to state agencies not exceed \$62.90 per hour for attorneys and not exceed \$51.31 per hour for paralegals, which equates to a blended rate of \$60.79.

130 Department of Law, Legal Services to State Agencies -- Funds received by the Department for the

provision of legal services shall be expended only if appropriated by the General Assembly.

- 131 Department of Law, Legal Services to State Agencies -- The General Assembly requests that the Department of Law submit a report by January 15, 2004, detailing legal hours spent assisting each department in complying with the federal Health Insurance Portability and Accountability Act (HIPAA). Based on year-to-date legal hours used and projected future use of legal hours by each client agency, the report should include any recommended shifting of legal hours to better allocate funding to those agencies who most need legal assistance in complying with HIPAA.
- 132 Department of Law, Legal Services to State Agencies -- For FY 2003-04, the Department may make one transfer up to \$150,000 in spending authority between the Personal Services and the Operating and Litigation line items to minimize the blended legal rate charged to other State agencies and allow the Department to make full use of appropriations to this program. The Department is requested to submit a report to the Joint Budget Committee by August 1, 2004, detailing whether such a transfer occurred and the corresponding expenses.
- 133 Department of Law, Criminal Justice and Appellate, Medicaid Fraud Grant -- It is requested that all efforts be made to eliminate fraud and abuse occurring within the Colorado Medicaid program. To this end, the General Assembly requests that the Department of Law's Medicaid Fraud Control Unit produce a progress report on the Department's efforts to reduce Medicaid fraud and abuse in Colorado. The report should include: (1) estimates on the total amount of Medicaid fraud and abuse in Colorado; (2) an itemized list of total fines, costs, and restitutions recovered, on a case-by-case basis, attributable to the Medicaid Fraud Control Unit's efforts; (3) an analysis of the time and cost associated with each Medicaid fraud or abuse case prosecuted by the Medicaid Fraud Control Unit; (4) a detailed explanation of the Medicaid Fraud Control Unit's participation in the Operation Restore Trust program; (5) a detailed explanation of the Medicaid Fraud Control Unit's participation

in global or national Medicaid fraud settlements, including total awards received due to them; and (6) evidence of the effectiveness of the Medicaid Fraud Control Unit in reducing the amount of Medicaid fraud and abuse in Colorado. The Medicaid Fraud Control Unit is requested to submit the report to the Joint Budget Committee by November 1, 2003.

~~134 Department of Law, Criminal Justice and Appellate, Capital Crimes Prosecution Unit -- The Department is requested to report to the Joint Budget Committee, no later than October 15, 2003, on the allocation of Department resources in FY 2002-03 for death penalty cases. The report should itemize the number of hours and dollars dedicated to all aspects of the Department's work on death penalty cases, including researching and drafting, case investigation, and appearances in court. The report should also include information about the number of motions filed by the Department, as well as the number of motions responded to by the Department, in death penalty cases. The information requested should be provided for all Department units involved in prosecuting death penalty cases, including the Capital Crimes Unit and the Appellate Section.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

135 Department of Law, Water and Natural Resources, Federal and Interstate Water Unit -- The General Assembly requests that the Department of Law submit a report by January 15, 2004, which details any major water lawsuits for which Department staff expends significant amounts of time. This report should break down expenses for each case by: (1) the cost of Department attorneys; (2) the cost of private attorneys; (3) the cost of expert witnesses and consultants; and (4) other operating costs.

136 Department of Law, Special Purpose, Litigation Management Fund -- It is the intent of the General Assembly to grant the Department of Law additional flexibility by allowing the Department to use funds appropriated in this line item to address unanticipated state legal needs, which arise during

FY 2003-04. It is also the intent of the General Assembly that moneys spent from this fund shall not require the appropriation of additional FTE and will not be used for any type of salary increase, promotion, reclassification, or bonus related to any present or future FTE employed by the Department of Law. It is furthermore the intent of the General Assembly that moneys spent from this fund will not be used to offset present or future personal services deficits in any division in the Department. The Department is requested to submit a quarterly report to the Joint Budget Committee detailing the purpose for which moneys from this fund have been expended.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
PART XI						
LEGISLATIVE DEPARTMENT						
(1) LEGISLATIVE COUNCIL						
Property Tax Study pursuant to Section 39-1-104 (16), C.R.S.	650,000					
Ballot Analysis	<u>492,322</u>					
	1,142,322	1,142,322				
(2) GENERAL ASSEMBLY						
Workers' Compensation	10,243					
Legal Services for 188 hours	11,429					
Purchase of Services from Computer Center	13,538					
Payment to Risk Management and Property Funds	7,380					
Capitol Complex Leased Space	<u>947,574</u>					
	990,164	990,164				
TOTALS PART XI (LEGISLATIVE)^{2,3}	<u>\$2,132,486</u>	<u>\$2,132,486</u>				

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

~~2 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

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						
Personal Services	1,013,444	458,279 (6.3 FTE)			555,165(T) ^a (7.7 FTE)	
Health, Life, and Dental	423,339	304,348		18,090 ^b	25,816 ⁱ	75,085
Short-term Disability	28,801	7,276		1,072 ^b	9,747 ^a	10,706
Salary Survey and Senior Executive Service	310,923	226,460		11,919 ^b	17,079 ^c	55,465
Workers' Compensation	14,262	13,321		392 ^b	549 ^c	
Operating Expenses	133,203	124,803				8,400
Legal Services for 1,790 hours	108,814	98,690		5,037 ^b	1,183 ^c	3,904
Purchase of Services from Computer Center	8,503	8,503				
Payment to Risk Management and Property Funds	58,219	54,381		1,599 ^b	2,239 ^c	
Multi-use Network Payments	56,479	29,696		2,202 ^b	3,944 ^c	20,637
Vehicle Lease Payments	126,763	126,763				
Information Technology Asset Maintenance	75,160	29,913		6,238 ^b	14,685 ^c	24,324
Leased Space	37,332	20,876			6,103(T) ^d	10,353
Capitol Complex Leased Space	388,004	292,574		13,326 ^c	23,409(T) ^f	58,695

Moffat Tunnel Improvement District ¹³⁷	83,542	23,542 ^g	60,000 ^h	
Workforce Development Council	330,481		330,481(T) ⁱ (4.0 FTE)	
Workforce Improvement Grants	<u>780,000</u>		30,000 ^j	750,000
	3,977,269			

^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, \$4,069 shall be from the Local Government Severance Tax Fund created in Section 39-29-110, C.R.S., and \$2,034 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102, C.R.S. These amounts are transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item.

^e Of this amount, \$3,196 shall be from the Search and Rescue Fund pursuant to Section 33-1-112.5, C.R.S., \$2,599 shall be from the Colorado Water Resources and Power Development Authority pursuant to Section 37-95-107.6, C.R.S., and \$7,531 shall be from the Building Regulation Fund pursuant to Section 24-32-3309, C.R.S.

^f Of this amount, \$14,651 shall be from the Local Government Severance Tax Fund, \$7,326 shall be from the Local Government Mineral Impact Fund, and \$1,432 shall be from Limited Gaming Funds appropriated to the Department of Revenue. The Severance Tax and Mineral Impact amounts are transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item.

^g This amount shall be from the Moffat Tunnel Cash Fund pursuant to Section 32-8-126, C.R.S.

^h This amount shall be from reserves in the Moffat Tunnel Cash Fund pursuant to Section 32-8-126, C.R.S.

ⁱ This amount shall be from federal funds transferred to the Department of Local Affairs from other state agencies.

^j Of this amount, \$8,129(T) shall be from the Local Government Severance Tax Fund, \$4,065(T) shall be from the Local Government Mineral Impact fund, and \$13,622 shall be from various sources of cash funds. The Severance Tax and Mineral Impact Amounts are transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item.

^k Of this amount, \$2,961(T) shall be from the Local Government Severance Tax Fund, \$1,481(T) shall be from the Local Government Mineral Impact fund, and \$5,305 shall be from various sources of cash funds. The Severance Tax and Mineral Impact Amounts are transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item.

^l This amount shall be from donations.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(2) PROPERTY TAXATION						
Board of Assessment Appeals	603,179	603,179				
		(15.0 FTE)				
Property Taxation	2,493,645	1,733,807			759,838(T) ^a	
		(26.8 FTE)			(11.7 FTE)	
State Board of Equalization	12,856	12,856				
Indirect Cost Assessment	<u>142,425</u>				142,425(T) ^b	
	3,252,105					

^a Of this amount, \$47,712 shall be from indirect cost recoveries, \$474,751 shall be from the Local Government Severance Tax Fund created in Section 39-29-110(1), C.R.S., and \$237,375 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102(5), C.R.S. The Severance Tax and Mineral Impact amounts are transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item.

^b Of this amount, \$94,950 shall be from the Local Government Severance Tax Fund created in Section 39-29-110(1), C.R.S., and \$47,475 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102(5), C.R.S. The Severance Tax and Mineral Impact amounts are transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item.

(3) DIVISION OF HOUSING^{138, 139}

(A) Administration

Personal Services	1,184,415	234,982			278,053(T) ^a	671,380
		(4.4 FTE)			(3.8 FTE)	(10.8 FTE)
Operating Expenses	159,015	18,022			11,993(T) ^b	129,000
Housing Seminars	14,795			14,795 ^c		
Indirect Cost Assessment	<u>373,125</u>			196,388 ^d	29,843(T) ^e	146,894
	1,731,350					

^a Of this amount, \$158,681 shall be from indirect cost recoveries, \$79,582 shall be from the Local Government Severance Tax Fund created in Section 39-29-110(1), C.R.S., and \$39,790 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102(5), C.R.S. The Severance Tax and Mineral Impact amounts are transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item.

^b This amount shall be from indirect cost recoveries.

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

^d This amount shall be from the Building Regulation Fund pursuant to Section 24-32-3309, C.R.S.

^e Of this amount, \$19,895 shall be from the Local Government Severance Tax Fund created in Section 39-29-110(1), C.R.S., and \$9,948 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102(5), C.R.S. The Severance Tax and Mineral Impact amounts are transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item.

(B) Manufactured Buildings Program

Program Costs	675,570	675,570 ^a
		(8.9 FTE)

^aThis amount shall be from the Building Regulation Fund pursuant to Section 24-32-3309, C.R.S.

(C) Affordable Housing Development

Colorado Affordable Housing Construction Grants and Loans	10,000	10,000 ^a	
Federal Affordable Housing Construction Grants and Loans	11,077,531		11,077,531
Emergency Shelter Program	920,000		920,000
Private Activity Bond Allocation Committee	<u>2,500</u>	2,500	
	12,010,031		

^a This amount shall be from gifts, grants and donations.

(D) Rental Assistance

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Low Income Rental Subsidies	14,216,760					14,216,760
	28,633,711					

(4) DIVISION OF LOCAL GOVERNMENT

(A) Local Government and Community Services

(1) Administration

Personal Services	1,546,087	710,672 (10.3 FTE)		11,779 ^a (0.2 FTE)	550,977(T) ^b (8.0 FTE)	272,659 (3.1 FTE)
Operating Expenses	<u>94,332</u>	38,947			29,385(T) ^c	26,000
	1,640,419					

^a This amount shall be from charges to non-state agencies for use of the Automated Mapping System.

^b Of this amount, \$75,675 shall be from indirect cost recoveries, \$316,868 shall be from the Local Government Severance Tax Fund created in Section 39-29-110(1), C.R.S., and \$158,434 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102(5), C.R.S. The Severance Tax and Mineral Impact amounts are transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item.

^c Of this amount, \$4,239 shall be from indirect cost recoveries, \$16,764 shall be from the Local Government Severance Tax Fund created in Section 39-29-110(1), C.R.S., and \$8,382 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102(5), C.R.S. The Severance Tax and Mineral Impact amounts are transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item.

(2) Local Government Services

Local Utility Management Assistance	139,173			139,173 ^a (2.0 FTE)		
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Conservation Trust Fund Disbursements	50,000,000		50,000,000 ^b
Local Government Training Seminars	<u>35,540</u>	35,540 ^c	
	50,174,713		

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

^bThis amount shall be from the State Lottery Fund pursuant to Section 33-60-104 (1) (a), C.R.S.

^cThis amount shall be from fees paid by seminar participants.

(3) Community Services

Community Services Block Grant	5,498,343		5,498,343
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(4) Waste Tire Fund

Waste Tire Recycling, Reuse and Removal Grants	1,550,000	1,550,000 ^a (0.5 FTE)	
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Allocations to the Commission on Higher Education, Advanced Technology Fund

	<u>775,000</u>	775,000 ^a	
	2,325,000		

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

(B) Field Services

Program Costs	1,965,867	294,368 (3.4 FTE)	1,361,679(T) ^a (16.0 FTE)	309,820 (4.9 FTE)
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Ch. 449

Department of Local Affairs

3323

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					FEDERAL FUNDS
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT		
\$	\$	\$	\$	\$	\$	\$	\$
Community Development Block Grant (Business and Infrastructure Development)	7,500,061						7,500,061
Local Government Mineral and Energy Impact Grants and Disbursements	59,000,000			20,000,000 ^b	39,000,000 ^c		
Local Government Limited Gaming Impact Grants	5,790,000				5,790,000 ^d		
Search and Rescue Program	615,000			505,000 ^e	110,000 ^f		
	<u>74,870,928</u>			(1.3 FTE)			

^a Of this amount, \$152,576 shall be from indirect cost recoveries, \$727,118 shall be from the Local Government Severance Tax Fund created in Section 39-29-110(1), C.R.S., \$363,560 shall be from the Local Government Mineral Impact Fund created in Section 34-63-102(5), C.R.S., \$81,500 shall be from Limited Gaming Funds appropriated to the Department of Revenue, and \$36,925 shall be from funds transferred from the Economic Development Commission in the Governor's Office. The Severance Tax and Mineral Impact amounts are transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item.

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

^c Of this amount, \$17,000,000 shall be from reserves in the Local Government Severance Tax Fund and \$22,000,000 shall be from the Local Government Mineral Impact Fund, pursuant to Section 34-63-102, C.R.S., which is comprised of federal mineral leasing revenues and the existing fund balance.

^d This amount shall be from 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 during the prior fiscal year, pursuant to Sections 12-47.1-701 and 12-47.1-1601, C.R.S.

^e This amount shall be from the Search and Rescue Fund pursuant to Section 33-1-112.5, C.R.S.

^f This amount shall be from reserves in the Search and Rescue Fund pursuant to Section 33-1-112.5, C.R.S.

(C) Office of Emergency Management							
Program Costs	8,598,886		268,719	6,000 ^a	1,800,424 ^b		6,523,743

(3.3 FTE)

(4.9 FTE)

(14.8 FTE)

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

^b Of this amount, \$245,822(T) shall be from indirect cost recoveries, \$33,068(T) shall be from the Local Government Severance Tax Fund created in Section 39-29-110(1), C.R.S., \$16,534(T) shall be from the Local Government Mineral Impact Fund created in Section 34-63-102(5), C.R.S., \$1,500,000 shall be from the Disaster Emergency Fund created pursuant to Section 24-32-2106, and \$5,000 shall be from fees paid for state college and state agency emergency training programs. The Severance Tax and Mineral Impact amounts are transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item.

(D) Division of Local
Government Indirect Cost
Assessments

736,313

57,678^a

181,690(T)^b

496,945^c

^a Of this amount, \$30,913 shall be from the Colorado Water Resources and Power Development Authority pursuant to Section 37-95-107.6, C.R.S., \$18,135 shall be from the Search and Rescue Fund pursuant to Section 33-1-112.5, C.R.S., and \$8,632 shall be from the Waste Tire Recycling Development Cash Fund pursuant to Section 25-17-202 (3), C.R.S.

^b Of this amount, \$167,545 shall be from reserves in the Local Government Severance Tax Fund and \$14,145 shall be from Limited Gaming Funds appropriated to the Department of Revenue.

^c Of this amount, \$219,787 is anticipated from the Federal Emergency Management Agency, \$83,785 is anticipated from the Community Development Block Grant, \$53,340 is anticipated from the Community Services Block Grant, and \$83,773 is anticipated from the Local Government Mineral Impact Fund, and \$56,260 shall be from Workforce Development.

143,844,602

TOTALS PART XII
(LOCAL AFFAIRS)^{2,3}

\$179,707,687

\$5,713,935

\$24,050,340

\$101,136,707^a

\$48,806,705

^a Of this amount, \$4,540,033 contains a (T) notation.

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

~~2 -- All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee~~

~~information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.
- 137 Department of Local Affairs, Executive Director's Office, Moffat Tunnel Improvement District -- The Department of Local Affairs is requested to provide a report to the Joint Budget Committee, by November 1, 2003, detailing the Department's actual and anticipated activities, expenses and revenues in FY 2000-01, FY 2001-02, FY 2002-03, FY 2003-04, and FY 2004-05 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.
- ~~138 Department of Local Affairs, Division of Housing -- The Division of Housing is requested to provide a report to the Joint Budget Committee by November 1, 2003, 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.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

~~139 Department of Local Affairs, Division of Housing -- The Division of Housing is requested to provide a report to the Joint Budget Committee by November 1, 2003, 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, including proposed policy changes.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

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

PART XIII**DEPARTMENT OF MILITARY AND VETERANS AFFAIRS****(1) EXECUTIVE DIRECTOR AND ARMY NATIONAL GUARD**

Personal Services	1,524,950	1,443,394 (26.7 FTE)		3,276 ^a (0.1 FTE)		78,280 ^b (0.8 FTE)
Health, Life, and Dental	152,523	70,706			438 ^c	81,379 ^b
Short-term Disability	7,053	3,198			116 ^c	3,739 ^b
Salary Survey and Senior Executive Service	155,107	79,580		2 ^a	2,784 ^c	72,741 ^b
Shift Differential	11,233					11,233 ^b
Workers' Compensation	49,875	22,673				27,202 ^b
Operating Expenses	707,608	359,075				348,533 ^b
Information Technology Asset Maintenance	15,447	15,447				
Legal Services for 110 hours	6,687	6,687				
Purchase of Services from Computer Center	5,370	5,370				
Payment to Risk Management and Property Funds	147,324	147,324				
Vehicle Lease Payments	33,790	30,715				3,075 ^b
Leased Space	41,000	41,000				
Capitol Complex Leased Space	82,394	54,542				27,852 ^b

Communications Services				
Payments	8,477	8,477		
Utilities	556,460	415,280		141,180 ^b
Local Armory Incentive Plan	21,841		21,841 ^a	
Colorado National Guard Tuition Fund	175,803	175,803		
Army National Guard Cooperative Agreement	1,718,597			1,718,597 ^b (11.5 FTE)
Administrative Services	247,654	129,882		117,772 ^b (1.8 FTE)
	<u> </u>	(3.3 FTE)		
		5,669,193		

^a These amounts shall be from fees, including armory rental fees.

^b These amounts are pursuant to agreements with the federal government regarding the operation of the Army National Guard and Air National Guard facilities as well as operations of the Colorado National Guard pursuant to federal directives.

^c These amounts shall be from reserve balance of the Western Slope Veterans Cemetery, established pursuant to Section 28-5-708 (1)(a), C.R.S.

(2) DIVISION OF VETERANS AFFAIRS

Veterans Service Operations	375,554	375,554		
		(6.0 FTE)		
Colorado State Veterans Trust Fund	987,430		987,430 ^a	
Colorado State Veterans Trust Fund Expenditures	280,332		280,332 ^b	
Western Slope Veterans Cemetery ¹⁴⁰	239,815		203,815 ^c	36,000 ^d
	<u> </u>		(2.5 FTE)	
		1,883,131		

^a This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104 (1) (f), C.R.S.

^a This amount is pursuant to agreements with the federal government regarding the operation of the Army National Guard and Air National Guard facilities as well as operations of the Colorado National Guard pursuant to federal directives.

(5) CIVIL AIR PATROL

Personal Services	60,679				
	(1.0 FTE)				
Operating Expenses	9,484				
Aircraft Maintenance	<u>34,900</u>				
		105,063		105,063	

TOTALS PART XIII

(MILITARY AND VETERANS AFFAIRS)^{2,3}	<u>\$127,644,554</u>	<u>\$3,919,135</u>	<u> </u>	<u>\$25,119</u>	<u>\$1,474,915^a</u>	<u>\$122,225,385</u>
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^a Of this amount, \$246,858 contains a (T) notation.

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

~~2 — All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.
- 140 Department of Military and Veterans Affairs, Division of Veterans Affairs, Western Slope Veterans Cemetery -- The Department is requested to compile detailed data associated with the daily operations of the Western Slope Veterans Cemetery and the funding required to support those operations. The Department is requested to submit a report summarizing this data to the Joint Budget Committee on October 1, 2003. The report should not only include data concerning the funding of the operations, but also steps the Department can initiate to: (1) Lower the costs associated with operating the Western Slope Veterans Cemetery and (2) identify revenue sources available to operate the cemetery which can offset the need for any General Fund appropriation in future fiscal years.
- 141 Department of Military and Veterans Affairs, Federal Funded Programs -- These federal funds are shown for informational purposes. These funds are not to be included in the spending authority for the Department because these funds do not flow through the accounting system of the state. It is the intent of the General Assembly that these programs, funding, and FTE are included to demonstrate the full scope of activities of the Department of Military Affairs.

APPROPRIATION FROM

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

**PART XIV
DEPARTMENT OF NATURAL RESOURCES**

(1) EXECUTIVE DIRECTOR'S OFFICE

(A) Administration

Personal Services	3,064,334			844,619(T) ^a	2,219,715(T) ^a	
	(43.6 FTE)					
Health, Life, and Dental	3,436,417	1,004,830		534,627 ^b	1,644,024 ^c	252,936
Short-term Disability	118,816	38,825		14,141 ^b	55,876 ^c	9,974
Salary Survey and Senior Executive Service	2,398,267	648,209		233,131 ^b	1,353,682 ^c	163,245
Shift Differential	6,892	6,892				
Workers' Compensation	1,297,055	235,125		87,171 ^b	955,763 ^c	18,996
Operating Expenses	1,253,068			256,021 ^b	991,710 ^c	5,337
Legal Services for 36,321 hours	2,207,954	726,988		356,730 ^b	1,038,917 ^c	85,319
Legal Services for 10-Year Abandonment Water Litigation - 1,210 hours	73,556	73,556				
Payment to Risk Management and Property Funds	632,123	177,856		43,301 ^b	402,811 ^c	8,155
Vehicle Lease Payments	2,918,088	936,354		110,897 ^b	1,816,278 ^c	54,559
Leased Space	758,729	406,306		188,878 ^b	107,415 ^c	56,130
Capitol Complex Leased Space	661,078	254,217		234,703 ^b	97,802 ^c	74,356

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 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
Communications Services							
Payments	<u>472,995</u>		161,985			311,010 ^c	
	19,299,372						

^a These amounts shall be from statewide and departmental indirect cost recoveries.

^b Of these amounts, \$1,214,922 shall be from various sources of cash funds and \$844,678(T) shall be from statewide and departmental indirect cost recoveries.

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

(B) Information Technology Services

Personal Services	1,474,702			1,474,702(T) ^a (14.0 FTE)			
Operating Expenses	19,575			19,575(T) ^a			
Purchase of Services from Computer Center	389,358		17,045	372,313 ^b			
Pueblo Data Entry Center Payments	276,420			276,420 ^b			
Multiuse Network Payments	564,684		195,804	366,664 ^b		2,216	
Information Technology Asset Maintenance	<u>282,477</u>		105,354	132,175 ^b	32,712 ^c	12,236	
	3,007,216						

^a These amounts shall be from statewide and departmental indirect cost recoveries.

^b These amounts shall be from various sources of cash funds and \$208,183(T) shall be from statewide and departmental indirect cost recoveries.

^c This amount shall be from various sources of cash funds exempt.

(C) EPA Wetlands Grant	475,000					475,000	
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22,781,588

(2) MINERALS AND GEOLOGY

(A) Coal Land Reclamation

Program Expenses	1,944,747	408,397(H) ^a	1,536,350 ^b
	(23.0 FTE)		
Indirect Cost Assessment	<u>101,351</u>	30,657 ^a	70,694 ^b
	2,046,098		

^a These amounts shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

^b These amounts shall be from the Office of Surface Mining, and is shown for informational purposes only.

(B) Inactive Mines

Program Costs	777,332		
	(13.6 FTE)		
Mine Site Reclamation ¹⁴²	125,000		
Abandoned Mine Safety	111,665		
	(0.2 FTE)		
Indirect Cost Assessment	<u>56,600</u>		
	1,070,597	236,665 ^a	833,932

^a This amount shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

(C) Minerals

Personal Services	1,753,355		
	(22.9 FTE)		
Operating Expenses	122,614		
Indirect Cost Assessment	<u>96,283</u>		
	1,972,252	1,878,454 ^a	93,798 ^b

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

^a Of this amount, \$950,000 shall be from the Mined Land Reclamation Fund established pursuant to Section 34-32-127 (1) (a), C.R.S. and \$928,454 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

^b This amount shall be from reserves in the Mined Land Reclamation Fund established pursuant to Section 34-32-127 (1) (a), C.R.S.

(D) Mines Program

Colorado and Federal Mine Safety Program	461,610			273,135 ^a (1.7 FTE)		188,475 (3.3 FTE)
Blaster Certification Program	101,561 (1.0 FTE)			21,327(H) ^b		80,234
Indirect Cost Assessment	<u>20,630</u>			7,094 ^b		13,536
	583,801					

^a Of this amount, \$267,135 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S., and \$6,000 shall be from fees.

^b These amounts shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

(E) Severance Tax Projects

Shrub Establishment Research	20,000			20,000 ^a		
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^a This amount shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

5,692,748

(3) GEOLOGICAL SURVEY

Environmental Geology and Geological Hazards Program	2,528,513	1,174,648 ^a (9.7 FTE)	760,475(T) ^b (6.0 FTE)	593,390 (2.5 FTE)
Mineral Resources and Mapping	1,479,403	959,269 ^c (7.7 FTE)		520,134 (3.8 FTE)
Colorado Avalanche Information Center	552,920	126,948 ^d (0.5 FTE)	401,917 ^e (6.5 FTE)	24,055 (0.3 FTE)
Indirect Cost Assessment	<u>28,900</u>			28,900
	4,589,736			

^a Of this amount, \$832,995 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S., and \$341,653 shall be from fees for geological services.

^b This amount shall be from the Department of Transportation, other state agencies, and federal indirect cost recoveries.

^c Of this amount, \$924,705 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S., and \$34,564 shall be from local governments.

^d Of this amount, \$123,698 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S., \$2,000 shall be from the Snowmobile Recreation Fund established pursuant to Section 33-14-106, C.R.S., and \$1,250 shall be from the sale of avalanche products.

^e Of this amount, \$296,000(T) shall be from the Department of Transportation and \$105,917 shall be from grants and donations.

(4) OIL AND GAS CONSERVATION COMMISSION

Personal Services	2,032,777 (28.0 FTE)	2,020,137 ^a	12,640 ^b	
Operating Expenses	299,646	299,646 ^c		
Indirect Cost Assessment	192,288	169,388 ^d		22,900
Underground Injection Program	76,233			76,233 (2.0 FTE)
Accelerated Drilling ¹⁴³	289,282 (4.0 FTE)	289,282 ^e		

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Plugging and Reclaiming Abandoned Wells	220,000			220,000 ^e		
Environmental Assistance Projects	<u>180,000</u>			180,000 ^e		
	3,290,226					

^a Of this amount, \$1,001,943 shall be from the Oil and Gas Conservation Fund and \$1,018,194 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

^b This amount shall be from federal indirect cost recoveries.

^c Of this amount, \$240,708 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S., and \$58,938 shall be from the Oil and Gas Conservation Fund.

^d This amount shall be from the Oil and Gas Conservation Fund.

^e Of this amount, \$143,465 shall be from the Oil and Gas Conservation Fund and \$145,817 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

^f These amounts shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

(5) STATE BOARD OF LAND COMMISSIONERS¹⁴⁴

Personal Services	2,141,330
	(33.0 FTE)
Operating Expenses	233,422
State Trust Land Evaluations and Trust Asset Management and Analysis	567,509
Lowry Range Project	199,395
	(1.0 FTE)

Stewardship Trust Administration and Baseline Inventory	104,000			
Indirect Cost Assessment	<u>129,857</u>			
		3,375,513	40,000 ^a	3,335,513 ^b

^a This amount shall be from the Land Board Trust Administration Fund established pursuant to Section 36-1-145 (2) (a), C.R.S., and is derived from lease rental revenue, timber sales, interest income, and fees.

^b This amount shall be from the Land Board Trust Administration Fund established pursuant to Section 36-1-145 (2) (a), C.R.S., and is derived from mineral royalties and bonus income.

(6) PARKS AND OUTDOOR RECREATION^{145, 146}

(A) Established State Parks

Program Costs	16,304,200				
	(225.1 FTE)				
Seasonal Work Program	3,991,058				
Impact Assistance Grants	<u>19,870</u>				
	20,315,128	3,029,937	15,206,223 ^a	1,659,068 ^b	419,900 ^c

^a Of this amount, \$15,193,728 shall be from the Parks and Outdoor Recreation Cash Fund established pursuant to Section 33-10-111 (1), C.R.S., \$7,437 shall be from the Off-highway Vehicle Recreation Fund established pursuant to Section 33-14.5-106 (1), C.R.S., and \$5,058 shall be from the Snowmobile Recreation Fund established pursuant to Section 33-14-106, C.R.S.

^b Of this amount, \$808,008 shall be from the Great Outdoors Colorado Board, shown for informational purposes only, and from associated indirect cost recoveries, \$505,806 shall be from Lottery proceeds (including reserves from prior years) and is shown for informational purposes only, \$300,254 shall be from various sources of cash funds exempt, and \$45,000 shall be from reserves in the Snowmobile Recreation Fund established pursuant to Section 33-14-106, C.R.S.

^c This amount is anticipated to be received from the United States Bureau of Reclamation through a cost-sharing agreement for the net operating deficit of Paonia, Vega, Rifle Gap, Crawford, and Navajo State parks, and is shown for informational purposes only.

(B) New State Parks¹⁴⁷

Program Costs	751,254
	(11.5 FTE)
Seasonal Work Program	<u>156,851</u>

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
908,105		200,429		368,676 ^a	339,000 ^b	

^a This amount shall be from the Parks and Outdoor Recreation Cash Fund established pursuant to Section 33-10-111, C.R.S.

^b This amount shall be from the Great Outdoors Colorado Board, and is shown for informational purposes only, and from indirect cost recoveries.

(C) Great Outdoors Colorado Board Grants¹⁴⁸

Land and Water Protection	550,000					
	(2.0 FTE)					
Operations and Maintenance	596,000					
	(2.5 FTE)					
Statewide Programs	1,066,000					
	(2.3 FTE)					
	2,212,000				2,212,000 ^a	

^a This amount shall be from the Great Outdoors Colorado Board and is shown for informational purposes only.

(D) Special Purpose

Snowmobile Program	774,586			750,053 ^a	24,533 ^b	
River Outfitters Regulation	74,275			74,275 ^c		
Off-Highway Vehicle Program	369,897			369,897 ^d		
				(3.0 FTE)		
Federal Grants	540,211					540,211 ^e
Indirect Cost Assessment	<u>1,159,279</u>			1,091,475 ^f		67,804
	2,918,248					

^a This amount shall be from the Snowmobile Recreation Fund established pursuant to Section 33-14-106, C.R.S.

^b This amount shall be from reserves in the Snowmobile Recreation Fund established pursuant to Section 33-14-106, C.R.S.

^c This amount shall be from the River Outfitters Cash Fund established pursuant to Section 33-32-111, C.R.S.

^d This amount shall be from the Off-highway Vehicle Recreation Fund established pursuant to Section 33-14.5-106 (1), C.R.S.

^e This amount reflects funds anticipated to be received from the United States Coast Guard and is shown for informational purposes only.

^f This amount shall be from the Parks and Outdoor Recreation Cash Fund established pursuant to Section 33-10-111 (1), C.R.S.

26,353,481

(7) COLORADO WATER CONSERVATION BOARD

(A) Administration

Personal Services	2,538,855		
	(29.0 FTE)		
Operating Expenses	88,655		
Interstate Compacts	284,726		
Western States Water Council Dues	25,000		
River Decision Support Systems	489,433		
	<u>(5.0 FTE)</u>		
	3,426,669	339,779 ^a	3,086,890 ^b

^a Of this amount, \$296,027(T) shall be from the Wildlife Cash Fund established pursuant to Section 33-1-112 (1), C.R.S. and \$43,752 shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

^b This amount shall be from reserves in the Colorado Water Conservation Board Construction Fund established pursuant to Section 37-60-121 (1) (a), C.R.S., and from indirect cost recoveries.

(B) Special Purpose

Federal Emergency Management Assistance	86,471		86,471
			(1.0 FTE)

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Dam Site Inventory	4,735					4,735 ^a	
Weather Modification	7,100				7,100 ^b		
Water Conservation Program	173,193					173,193 ^a (2.5 FTE)	
Severance Tax Fund	585,000			585,000 ^c			
Platte River Basin Cooperative Agreement	227,809					227,809 ^d (1.0 FTE)	
S.B. 02-87 Colorado Watershed Protection Fund	100,000					100,000 ^e	
S.B. 02-68 Colorado Water Conservation Board Expenditures	10,800					10,800 ^a	
Indirect Cost Assessment	<u>340,092</u>					330,205 ^a	9,887
	1,535,200						

^a These amounts shall be from reserves in the Colorado Water Conservation Board Construction Fund established pursuant to Section 37-60-121 (1) (a), C.R.S.

^b This amount shall be from weather modification permit fees.

^c This amount shall be from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S.

^d This amount shall be from the Fish and Wildlife Resources Fund established pursuant to Section 37-60-121 (6), C.R.S.

^e This amount shall be from the Colorado Watershed Protection Fund, established pursuant to Section 39-22-2403 (1) C.R.S.

4,961,869

(8) WATER RESOURCES DIVISION

Personal Services ¹⁴⁹	15,569,819	12,383,768	3,186,051 ^a
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	(237.6 FTE)				
Operating Expenses	808,821	709,472	73,428 ^b	25,921 ^c	
Interstate Compacts	74,762	74,762			
Satellite Monitoring System	333,643	235,503	94,443 ^d	3,697 ^e	
	(2.0 FTE)				
Ground Water Management	511,529		460,789 ^a	50,740 ^f	
	(3.0 FTE)				
Augmentation of Water for Sand and Gravel Extraction	35,000		35,000 ^g		
Dam Emergency Repair	50,000			50,000 ^h	
Federal Grant	12,639				12,639 ⁱ
River Decision Support Systems	348,091			348,091 ^h	
				(4.0 FTE)	
Indirect Cost Assessment	<u>94,436</u>		16,689 ^j	74,837 ^h	2,910
		17,838,740			

^a These amounts shall be from the Ground Water Management Cash Fund established pursuant to Section 37-80-111.5 (1) (d), C.R.S.

^b This amount shall be from the Division of Water Resources Water Data Bank Cash Fund established pursuant to Section 37-80-111.5 (1) (a), C.R.S., the Division of Water Resources Publication Cash Fund established pursuant to Section 37-80-111.5 (1) (b), C.R.S., the Ground Water Publication Fund established pursuant to Section 37-90-116 (1) (f), C.R.S., and from various sources of cash funds.

^c This amount shall be from reserves in the Water Data Bank Cash Fund established pursuant to Section 37-80-111.5 (1) (a), C.R.S., and from reserves in the Division of Water Resources Publication Cash Fund established pursuant to Section 37-80-111.5 (1) (b), C.R.S.

^d This amount shall be from the Satellite Monitoring System Cash Fund established pursuant to Section 37-80-111.5 (1) (c), C.R.S.

^e This amount shall be from reserves in the Satellite Monitoring System Cash Fund established pursuant to Section 37-80-111.5 (1) (c), C.R.S.

^f This amount shall be from reserves in the Division of Water Resources Ground Water Management Cash Fund established pursuant to Section 37-80-111.5 (1) (d), C.R.S.

^g This amount shall be from the Gravel Pit Lakes Augmentation Fund established pursuant to Section 37-90-137 (1) (f), C.R.S.

^h These amounts shall be from reserves in the Colorado Water Conservation Board Construction Fund established pursuant to Section 37-60-121 (1) (a), C.R.S.

ⁱ This amount reflects funds anticipated to be received from the United States Bureau of Reclamation and is shown for informational purposes only.

^j This amount shall be from various sources of cash funds and from indirect cost recoveries.

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(9) DIVISION OF WILDLIFE^{145, 150, 151}							
(A) Division Operations							
(1) Director's Office Personal Services	1,513,166 (18.0 FTE)						
Operating Expenses	401,521						
(2) Biological Programs Personal Services	16,266,328 (235.3 FTE)						
Operating Expenses	9,686,366						
(3) State Fish Hatcheries Personal Services	4,424,522 (93.6 FTE)						
Operating Expenses	3,523,803						
(4) Regional Operations Personal Services	15,884,607 (289.7 FTE)						
Operating Expenses	4,743,690						
(5) Information and Education Personal Services	2,264,949 (36.5 FTE)						
Operating Expenses	2,320,413						
(6) Law Enforcement Personal Services	792,905 (10.3 FTE)						

Operating Expenses	185,635		
(7) Information Technology			
Personal Services	1,386,109		
	(18.0 FTE)		
Operating Expenses	1,235,174		
(8) Engineering			
Personal Services	1,647,313		
	(21.3 FTE)		
Operating Expenses	157,754		
(9) Support Services Personal			
Services	2,875,167		
	(41.5 FTE)		
Operating Expenses	<u>2,020,398</u>		
	71,329,820	61,605,706 ^a	9,724,114

^a Of this amount, \$52,332,706 shall be from the Wildlife Cash Fund established pursuant to Section 33-1-112 (1), C.R.S., \$8,060,000 shall be from the Great Outdoors Colorado Board and is shown for information purposes only, \$550,000 shall be from subscription revenues from Colorado Outdoors Magazine, \$500,000 shall be from voluntary contributions to the Nongame and Endangered Wildlife Cash Fund pursuant to Section 39-22-702 and 703, C.R.S., \$150,000 shall be from cash grants and donations, \$5,000 shall be from the Federal Aid Projects Income Fund, \$5,000 shall be from the public education donation revenues, and \$3,000 shall be from the Search and Rescue Fund established pursuant to Section 33-1-112.5 (1), C.R.S.

(B) Special Purpose

Wildlife Commission Discretionary Fund	250,000
Game Damage Claims and Prevention	1,050,000
Special License Fund Projects	20,430
State Trust Land and Property Leases	889,964
Instream Flow Program	296,027
Habitat Partnership Program	1,800,004

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Indirect Cost Assessment	<u>3,404,397</u> 7,710,822				7,188,802 ^a	522,020
79,040,642						
TOTALS PART XIV						
(NATURAL RESOURCES)^{2,3}	<u>\$167,924,543</u>	<u>\$21,623,217</u>	_____	<u>\$36,559,993^a</u>	<u>\$93,148,085^b</u>	<u>\$16,593,248</u>

^a This amount includes \$6,639,366 from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-109 (1) (a) (II), C.R.S., including \$617,536 in the Executive Director's Office which is shown as being from various sources of cash funds, and \$3,687,784 which contains a (T) notation.

^b Of this amount, \$3,276,190 contains a (T) notation.

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

~~2 — All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the~~

duration of the grant, and a brief description of the program and its goals and objectives:

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.
- 142 Department of Natural Resources, Minerals and Geology, Inactive Mines, Mine Site Reclamation -- It is the intent of the General Assembly that these funds shall remain available until completion of the project or the close of FY 2004-05, whichever comes first. At project completion or the end of the three-year period, any unexpended balances shall revert to the Operation Account of the Severance Tax Trust Fund from which they were appropriated.
- ~~143 Department of Natural Resources, Oil and Gas Conservation Commission, Accelerated Drilling -- It is the intent of the General Assembly that this line item continue to exist as long as the workload continues and revenue is available to fund these activities. If workloads decrease or revenues are insufficient, this line item and the associated FTE shall be eliminated. The Oil and Gas Conservation Commission should continue to provide in the annual budget request document an annual justification for the continuation of this line item because of continuing or increasing workloads. It is the intent of the General Assembly that this line item not be merged with any other line item within the Oil and Gas Conservation Commission budget.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~144 Department of Natural Resources, State Board of Land Commissioners -- The FY 2003-04 appropriation refines the State Board of Land Commissioners administrative costs, which allows additional dollars to flow into the State Income Fund for school finance in FY 2003-04. It is the intent of the General Assembly that the refinancing methodology of the State Board of Land Commissioners be reviewed to determine the appropriateness of this continued financing methodology in FY 2004-05. The Department is requested to include an analysis in its November 1 budget submission detailing the programmatic and fiscal impact of this refinancing and the viability of continuing this methodology in FY 2004-05.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~145 Department of Natural Resources, Parks and Outdoor Recreation; Division of Wildlife -- It is the intent of the General Assembly that the Division of Wildlife and the Division of Parks and Outdoor Recreation align their processes for requesting grants from the Great Outdoors Colorado (GOCO) Board with the process of requesting appropriations from the General Assembly. Such alignment should include the process for requesting both base funding and Legacy funding from the GOCO Board. Further, the two divisions are requested to include their requests for funding from the GOCO Board with the Department's annual budget request. The two divisions are also requested to submit their FY 2004-05 budget requests to the GOCO Board by October 1, 2003, so that they may be approved no later than December 1, 2003. Finally, the two divisions are requested to submit budget amendments by the normal January deadlines to reflect any changes from the GOCO Board requests, as contained in the Department's annual budget requests, and the actual amounts awarded by the GOCO Board.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 146 Department of Natural Resources, Parks and Outdoor Recreation -- The Department is requested to provide a report to the Joint Budget Committee detailing the level and type of revenues received by the Parks and Outdoor Recreation Cash Fund. The report is requested to include information on visitation and revenues for FY 2001-02, FY 2002-03, and FY 2003-04 by individual park and in total, and to include recommendations for opportunities to increase visitation. The report is also requested to include an analysis of the level of self-sufficiency of each park and program, as well as, plans for the future. The report is requested to be provided to the Joint Budget Committee by no later than November 1, 2003.
- 147 Department of Natural Resources, Parks and Outdoor Recreation, New State Parks -- The Department is requested to provide biannual reports on the status of and activities in each new state park for which appropriations are made. Information should include, but not be limited to status on acquisition date, projected development milestones and time line, and any changes in personal services, operating expenses, utilities, seasonal work program, and centrally appropriations needs from the original appropriation. This information should be provided on or before July 1 and January 1 of each year.
- 148 Department of Natural Resources, Parks and Outdoor Recreation, Great Outdoors Colorado Board Grants -- These funds are anticipated from the Great Outdoors Colorado Board, and while these funds are not subject to appropriation by the Legislature pursuant to Article XXVII, Section 5, of the Colorado Constitution, they are shown here for informational purposes. The General Assembly accepts no obligation to continue funding these FTE and programs if Great Outdoors Colorado funds are no longer available.
- ~~149~~ ~~Department of Natural Resources, Water Resources Division, Personal Services -- It is the intent of the General Assembly that 2.0 FTE authorized to eliminate the backlog in final permitting be~~

~~eliminated at the end of FY 2006-07.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~150 Department of Natural Resources, Division of Wildlife -- Great Outdoors Colorado Board grants are shown for informational purposes only. Funds from the Great Outdoors Colorado Board are not subject to appropriation by the Legislature pursuant to Article XXVII, Section 5, of the Colorado Constitution. However, the General Assembly accepts no obligation to continue funding these FTE and programs if Great Outdoors Colorado funds are no longer available. The General Assembly retains authority to determine appropriations from the Wildlife Cash Fund, other State funds, and state-funded FTE used to match projects receiving funding from Great Outdoors Colorado.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~151 Department of Natural Resources, Division of Wildlife -- The General Assembly requests that the Division of Wildlife submit a zero-based budget as part of its FY 2004-05 budget request. The zero-based budget is requested to be submitted by November 1, 2003, and is requested to prioritize the work packages contained in the Division's Long Range Plan.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

APPROPRIATION FROM

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

PART XV

DEPARTMENT OF PERSONNEL AND ADMINISTRATION

(1) EXECUTIVE OFFICE⁴⁵

Personal Services	1,528,220					1,528,220(T) ^a
	(26.0 FTE)					
Health, Life, and Dental	1,192,011	481,207		32,178(T) ^b		678,626(T) ^c
Short-term Disability	41,980	9,886		3,094(T) ^b		29,000(T) ^c
Salary Survey and Senior Executive Service	907,332	395,712		18,361(T) ^b		493,259(T) ^c
Shift Differential	67,756					67,756(T) ^c
Workers' Compensation	215,265	79,829		1,909(T) ^b		133,527(T) ^c
Operating Expenses	99,342					99,342(T) ^d
Legal Services for 3,432 hours	208,632	145,291		3,401(T) ^b		59,940(T) ^c
Administrative Law Judge Services	1,864					1,864(T) ^c
Purchase of Services from Computer Center	1,173,668	1,074,334				99,334(T) ^c
Pueblo Data Entry Center Payments	54,308	28,343		15,879(T) ^b		10,086(T) ^c
Multiuse Network Payments	1,045,953					1,045,953(T) ^c
Payment to Risk Management and Property Funds	951,685	352,676		8,768(T) ^b		590,241(T) ^c
Vehicle Lease Payments	143,671	90,788				52,883(T) ^c
Leased Space	926,471	369,806		10,273(T) ^b		546,392(T) ^c
Capitol Complex Leased Space	1,119,786	496,989		128,205 ^c		494,592(T) ^c

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Department of Personnel and Administration

3351

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Communications Services							
Payments	43,931		43,931				
Test Facility Lease	116,351		116,351				
Employment Security Contract Payment	17,400		10,889			6,511(T) ^f	
Employees Emeritus Retirement	<u>11,039</u>		11,039				
		9,866,665					

^a Of this amount, \$1,403,222 shall be from indirect cost recoveries and \$124,998 shall be from user fees from other state agencies.

^b These amounts shall be from user fees from other state agencies.

^c These amounts shall be from user fees from other state agencies.

^d This amount shall be from indirect cost recoveries from other divisions within the Department.

^e Of this amount, \$121,985 shall be from the Capitol Parking Fund and \$6,220 shall be from the Deferred Compensation Administration Fund.

^f Of this amount, \$2,291 shall be from the Department of Human Services, \$1,228 shall be from the Department of Natural Resources, \$922 shall be from the Department of Personnel, \$744 shall be from the Department of Law, \$597 shall be from the Department of Agriculture, \$368 shall be from the Department of Public Health and Environment, \$101 shall be from the Department of Regulatory Agencies, \$88 shall be from the Department of Revenue, \$65 from the Department of Local Affairs, \$62 shall be from the Department of Corrections, \$32 shall be from the Department of Public Safety, and \$13 shall be from the Department of State.

(2) DIVISION OF HUMAN RESOURCES

(A) Human Resource Services²¹

(1) State Agency Services

Personal Services	1,835,677						
	(30.9 FTE)						
Operating Expenses	<u>88,462</u>						
	1,924,139					1,924,139(T) ^a	

^a This amount shall be from indirect cost recoveries from other divisions within the department.

(2) Training Services

Personal Services	170,847	52,075 ^a	118,772(T) ^b
	(3.0 FTE)		
Operating Expenses	79,573		79,573(T) ^b
Indirect Cost Assessment	<u>38,048</u>		38,048(T) ^b
	288,468		

^a This amount shall be from the sale of job reference manuals and training revenue from non-state agencies.

^b These amounts shall be from training revenues from state agencies.

(3) Colorado State Employees

Assistance Program

Personal Services	273,592		
	(4.5 FTE)		
Operating Expenses	37,233		
Indirect Cost Assessment	<u>64,059</u>		
	374,884		374,884(T) ^a

^a This amount shall be from user fees from other state agencies.

(B) Employee Benefits Services

Personal Services	809,254	216,415 ^a	592,839(T) ^b
	(11.0 FTE)		
Operating Expenses	51,355	23,574 ^a	27,781(T) ^b
Utilization Review	40,000		40,000(T) ^b
Deferred Compensation Plans	182,977	182,977 ^a	
Defined Contribution Plans	6,226	6,226 ^c	

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Indirect Cost Assessment	<u>304,989</u>					304,989(T) ^b	
	1,394,801						

^a These amounts shall be from the Deferred Compensation Fund.

^b These amounts shall be from the Benefits Administration Fund, which is counted as cash funds exempt because the funds are generated from employee contributions.

^c This amount shall be from the Defined Contribution Fund.

(C) Risk Management Services

Personal Services	559,708					559,708(T) ^a (9.0 FTE)	
Operating Expenses	57,104					57,104(T) ^a	
Audit Expense	63,120					63,120(T) ^a	
Legal Services for 31,860 hours	1,936,770					1,936,770(T) ^b	
Liability Premiums	9,705,880				1,114,235(T) ^c	8,591,645(T) ^b	
Property Premiums	11,618,126				571,135(T) ^d	11,046,991(T) ^e	
Workers' Compensation Premiums	30,053,741	155,990			2,517,113(T) ^e	27,380,638(T) ^b	
Indirect Cost Assessment	<u>89,930</u>					89,930(T) ^a	
	54,084,379						

^a These amounts shall be from state agency appropriations to the Risk Management Fund and the Self-Insured Property Fund.

^b These amounts shall be from state agency appropriations to the Risk Management Fund.

^c These amounts shall be from enterprises within state agency appropriations to the Risk Management Fund.

^d This amount shall be from enterprises within state agency appropriations to the Self-Insured Property Fund.

^e This amount shall be from state agency appropriations to the Self-Insured Property Fund.

58,066,671

(3) PERSONNEL BOARD

Personal Services	388,605 (4.8 FTE)	187,178	1,200 ^a	200,227(T) ^b
Operating Expenses	<u>29,033</u>	29,033		
	417,638			

^a This amount shall be from receipts collected for copies of information and case documentation.

^b Of this amount, \$199,427 shall be from indirect cost recoveries from other divisions within the Department and \$800 shall be from receipts from state agencies for copies of information and case documentation.

(4) CENTRAL SERVICES

(A) Administration

Personal Services	637,204 (10.0 FTE)			
Operating Expenses	77,427			
Indirect Cost Assessment	<u>1,535,372</u>			
	2,250,003		42,782(T) ^a	2,207,221(T) ^b

^a This amount shall be from user fees from non-state agencies.

^b This amount shall be from user fees from other state agencies.

(B) Integrated Document Factory

(1) Reprographics Services

Personal Services	1,121,473 (26.1 FTE)			
Operating Expenses	<u>2,080,722</u>			
	3,202,195		305,456 ^a	2,896,739(T) ^b

Ch. 449

Department of Personnel and Administration

3355

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(2) Document Solutions Group						
Personal Services	2,506,306					
	(53.0 FTE)					
Operating Expenses	345,346					
Utilities	10,763					
Indirect Cost Assessment	<u>406,381</u>					
	3,268,796			35,917 ^a	3,232,879(T) ^b	

^a This amount shall be from user fees from non-state agencies.

^b This amount shall be from user fees from state agencies.

(3) Mail Services

Personal Services	1,081,557					
	(32.0 FTE)					
Operating Expenses	<u>4,821,747</u>					
	5,903,304			697,515 ^a	5,205,789(T) ^b	

^a This amount shall be from user fees from non-state agencies.

^b This amount shall be from user fees from state agencies.

(C) Fleet Management Program and Motor Pool Services¹⁵²

Personal Services	742,606		
	(16.0 FTE)		
Operating Expenses	12,305,933		
Vehicle Replacement Lease, Purchase or Lease/Purchase	<u>16,201,795</u>		
	29,250,334	2,134,301(T) ^a	27,116,033(T) ^b

^a Of this amount, \$1,687,236 shall be from the Division of Wildlife, \$181,492 shall be from user fees from the Colorado State Lottery, \$65,573 shall be from Correctional Industries, and \$200,000 shall be from user fees from other non-state agencies.

^b This amount shall be from user fees from state agencies.

(D) Facilities Maintenance

(1) Capitol Complex Facilities

Personal Services	2,440,704		
	(55.2 FTE)		
Operating Expenses	1,637,466		
Capitol Complex Repairs	56,520		
Capitol Complex Security	221,737		
Utilities	<u>2,338,245</u>		
	6,694,672		6,694,672(T) ^a

^a This amount shall be from lease payments by the state agency occupants of the Capitol Complex.

(2) Grand Junction State Services Building

Personal Services	42,249		
	(1.0 FTE)		
Operating Expenses	76,873		
Utilities	<u>58,598</u>		
	177,720	5,092(T) ^a	172,628(T) ^b

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

^a This amount shall be from lease payments from the Department of Higher Education for the Colorado State University Forest Service.

^b This amount shall be from lease payments by the state agency occupants of the Grand Junction State Office Building.

(3) Camp George West

Personal Services	58,457					
	(1.0 FTE)					
Operating Expenses	122,102					
Utilities	<u>273,638</u>					
	454,197			48,950 ^a	405,247(T) ^b	

^a Of this amount, \$30,825(T) shall be from lease and utility payments from Correctional Industries and \$18,125 shall be from lease and utility payments from other non-state agency occupants of Camp George West.

^b This amount shall be from lease and utility payments by the state agency occupants of Camp George West.

51,201,221

(5) FINANCE AND PROCUREMENT

(A) State Controller's Office and Procurement Services

Personal Services	2,721,936				2,721,936 ^a	
	(38.0 FTE)					
Operating Expenses	<u>142,176</u>	99,830			42,346 ^a	
	2,864,112					

^a Of these amounts, \$1,000,699 shall be from rebates received from the Procurement Card Program, \$949,283(T) shall be from statewide indirect cost recoveries from the Department of Transportation pursuant to Section 43-1-113(8)(a), C.R.S., \$619,251(T) shall be from statewide indirect cost recoveries from the Department of Labor and Employment, \$150,049(T) shall be from statewide indirect cost recoveries from the Department of State, \$25,000 shall be from the reserve balance of the Debt Collection Fund created pursuant to Section 24-30-202.4 (3)(e), C.R.S., and \$20,000 shall be from the reserve balance of the Supplier Database Cash Fund created pursuant to Section 24-102-202.5 (2), C.R.S.

(B) Supplier Database

Personal Services	164,452	164,452 ^a
		(3.5 FTE)
Operating Expenses	<u>85,799</u>	85,799 ^a
	250,251	

^a These amounts shall be from the Supplier Database Cash Fund pursuant to Section 24-102-202.5, C.R.S.

(C) Collections Services

Personal Services	734,378		
	(17.0 FTE)		
Operating Expenses	331,706		
Collection of Debts Due to the State	<u>20,702</u>		
	1,086,786	655,959 ^a	430,827(T) ^b

^a This amount shall be from collection fees assessed to individuals.

^b This amount shall be from collection receipts previously booked as cash.

(D) Real Estate Services Program⁶²

Coordination of Capital Construction, Controlled Maintenance Requests, and Building Lease Review	480,809	480,809
		(7.0 FTE)

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
		4,681,958					
(6) DIVISION OF INFORMATION TECHNOLOGY							
(A) Administration							
Personal Services	359,140						
	(6.0 FTE)						
Operating Expenses	<u>6,450</u>						
	365,590					365,590(T) ^a	
^a This amount shall be from user fees from state agencies.							
(B) Customer Services							
Personal Services	831,091						
	(13.0 FTE)						
Operating Expenses	<u>14,625</u>						
	845,716					845,716(T) ^a	
^a This amount shall be from user fees from state agencies.							
(C) Order Billing							
Personal Services	595,651						
	(10.0 FTE)						
Operating Expenses	<u>10,750</u>						
	606,401					606,401(T) ^a	
^a This amount shall be from user fees from state agencies.							

(D) Communications Services

Personal Services	3,013,095				
	(43.0 FTE)				
Operating Expenses	126,631				
Training	18,500				
Utilities	98,957				
Local Systems Development	71,531				
Indirect Cost Assessment	<u>426,419</u>				
	3,755,133	369,361	333,170(T) ^a	2,981,071 ^b	71,531 ^c

^a Of this amount, \$311,010 shall be from the Division of Wildlife and \$22,160 shall be from Correctional Industries.

^b Of this amount, \$2,451,667(T) shall be from user fees from other state agencies, \$463,253 shall be from the reserve balance of the Public Safety Communications Trust Fund pursuant to Section 24-30-908.5, C.R.S., and \$66,151(T) shall be from the Department of Public Health and Environment from unexpended moneys in the Emergency Medical Services Account within the Highway Users Tax Fund that are not distributed to counties pursuant to Section 25-3.5-603(2), C.R.S.

^c This amount reflects funds anticipated to be received from the National Oceanic and Atmospheric Administration and is only shown for informational purposes.

(E) Network Services

Personal Services	1,366,378				
	(18.0 FTE)				
Operating Expenses	16,298,528				
Telecommunications Audit Expense ¹⁵³	1,000,000				
Toll-free Telephone Access to Members of the General Assembly	<u>25,000</u>				
	18,689,906		1,363,904 ^a	17,326,002 ^b	

^a Of this amount, \$838,862 shall be from other user fees from non-state agencies, \$366,264(T) from the Division of Wildlife, \$104,746(T) shall be from Correctional Industries, and \$54,032(T) shall be from the Colorado State Lottery.

^b Of this amount, \$16,301,002(T) shall be from user fees from other state agencies, \$1,000,000 shall be from refunds from the telecommunications audit, and \$25,000(T) shall be from the Legislative Department.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(F) Computer Services¹⁵⁴						
Personal Services	2,466,818					
	(42.0 FTE)					
Operating Expenses	6,181,350					
Rental, Lease, or Lease/Purchase of Central Processing Unit	336,034					
Indirect Cost Assessment	<u>604,360</u>					
	9,588,562			28,749 ^a	9,559,813(T) ^b	

^a Of this amount, \$19,915 shall be from various local governments and other sources of cash revenue and \$8,834(T) shall be from the Colorado State Lottery.

^b This amount shall be from user fees from state agencies.

(G) Information and Archival Services

Personal Services	451,755					
	(9.0 FTE)					
Operating Expenses	<u>37,384</u>					
	489,139	369,732		89,024 ^a	30,383(T) ^b	

^a This amount shall be from user fees from non-state agencies.

^b This amount shall be from user fees from state agencies.

(H) Technology Management Unit

Personal Services	2,591,348					
	(39.5 FTE)					

Operating Expenses	<u>295,871</u>			
	2,887,219		2,887,219	
				37,227,666
(7) ADMINISTRATIVE HEARINGS¹⁵⁵				
Personal Services	2,814,344			
	(39.3 FTE)			
Operating Expenses	148,000			
Indirect Cost Assessment	<u>156,572</u>			
		3,118,916		3,118,916(T) ^a

^a This amount shall be from user fees from state agencies.

TOTALS PART XV

(PERSONNEL AND ADMINISTRATION)^{2,3}

<u>\$164,580,735</u>	<u>\$8,286,223</u>	<u> </u>	<u>\$10,898,088^a</u>	<u>\$145,324,893^a</u>	<u>\$71,531</u>
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^a Of these amounts, \$150,192,333 contains a (T) notation.

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

~~2 — All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

~~21 Governor -- Lieutenant Governor -- State Planning and Budgeting, Office of State Planning and Budgeting, and Department of Personnel and Administration, Division of Human Resources, Human Resource Services -- The Department of Personnel and Administration shall comply with the statutory provisions of Section 24-50-110 (1)(d), C.R.S., and is requested to provide other state departments with the information necessary to comply with this statute. The Office of State Planning and Budgeting and the Department of Personnel and Administration are requested to work with the departments to improve the timeliness and accuracy of information about state personnel. Improvements, at a minimum, should include: updating personnel information on a centralized computerized data base; accurate reporting of filled FTE positions; number of reclassifications that are approved; turnover rates by agency; tracking of FTE positions funded to FTE positions filled; an accurate count of part-time and temporary FTE positions; and elimination of unused FTE positions. The Department of Personnel and Administration and the Office of State Planning and Budgeting are requested to submit a consolidated statewide personnel report to the General Assembly by September 1, 2003. This report should include, by line item and department, a summary of vacant positions, the length of time each position has been vacant, and the number of reclassifications that were approved in FY 2002-03.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~45 Department of Higher Education, Colorado Commission on Higher Education, Governing Boards and Local District Junior Colleges, Auraria Higher Education Center, and Department of Personnel and Administration, Executive Office -- The Department of Personnel and Administration is requested to submit, after consultation with the Colorado Commission on Higher Education and with the higher education governing boards, a report to the Joint Budget Committee by September 1, 2003, that analyzes alternatives to higher education's participation in the fleet management program. The report should identify cost-effective options that may provide more flexibility to higher education, including the scenario in which higher education is exempted from this program. The report should provide a comparison of cost estimates of the options identified.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~62 Department of Human Services, Office of Operations, and Department of Personnel and Administration, Finance and Procurement, Real Estate Services Program -- The Departments are requested to keep the Joint Budget Committee informed about the state's efforts to standardize operational maintenance requirements of its facilities statewide. The Departments are requested to provide annual updates to the Joint Budget Committee regarding these activities on or before October 15.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

152 Department of Personnel and Administration, Central Services, Fleet Management Program and Motor Pool Services -- The Department is requested to provide the Joint Budget Committee with a reconciled and consolidated report by January 1, 2004, of the vehicles it intends to replace in FY

2003-04 compared to those specific vehicles approved by the General Assembly for replacement or addition.

~~153 Department of Personnel and Administration, Division of Information Technology, Network Services, Telecommunications Audit Expense -- The Department of Personnel and Administration is requested to perform a telecommunications audit on its billings and invoices and report any savings for FY 2003-04 identified by this audit to the Joint Budget Committee, showing savings by department, line item, and fund source by January 1, 2004. It is the intent of the General Assembly that this information will be used to reduce statewide appropriations during the supplemental process for FY 2003-04.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~154 Department of Personnel and Administration, Division of Information Technology, Computer Services -- It is requested that the Department of Personnel perform an annual mid-year review of actual usage compared to agency appropriations in order to determine the accuracy fo the cost allocation billing methodology for General Government Computer Center (GGCC) services. This information should be submitted to the Joint Budget Committee for review no later than January 1, 2004, for statewide supplemental consideration.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~155 Department of Personnel and Administration, Administrative Hearings -- It is the intent of the General Assembly that the Department of Personnel perform an annual mid-year review of actual usage compared to agency appropriations in order to determine the accuracy of the cost allocation billing methodology for Administrative Hearings services. This information should be submitted to the Joint Budget Committee for review no later than January 1, 2004, for statewide supplemental~~

consideration.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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

PART XVI**DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT****(1) ADMINISTRATION AND SUPPORT^{156, 157, 158}****(A) Administration**

Personal Services	3,850,587 (58.2 FTE)			104,574 ^a	3,676,655(T) ^b	69,358
Health, Life, and Dental	2,270,889	42,498		652,749 ^c	417,052 ^d	1,158,590
Short-term Disability	95,718	11,973		21,739 ^c	19,459 ^e	42,547
Salary Survey and Senior Executive Service	2,041,479	235,094		327,375 ^c	450,534 ^f	1,028,476
Shift Differential	3,471					3,471
Workers' Compensation	241,308				241,308(T) ^b	
Operating Expenses	1,215,392				1,140,392(T) ^b	75,000
Legal Services for 21,193 hours	1,288,322			89,943 ^c	1,123,951(T) ^b	74,428
Administrative Law Judge Services	4,847				4,847(T) ^b	
Payment to Risk Management and Property Funds	114,044			5,000 ^c	109,044(T) ^b	
Vehicle Lease Payments	273,268			93,138 ^c	126,183 ^e	53,947
Leased Space	4,136,637				4,123,497 ^h	13,140
Capitol Complex Leased Space	24,172				24,172(T) ^b	
Communications Services Payments	3,276			1,100 ^c	1,490 ^b	686

Utilities	427,147	13,154 ^c	291,817 ⁱ	122,176
Building Maintenance and Repair	184,502		184,502(T) ^b	
Reimbursement for Members of the State Board of Health	<u>3,840</u>	3,840		
	16,178,899			

^a This amount shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7(2)(b), C.R.S.

^b Of these amounts, \$6,343,861 shall be from indirect cost recoveries and \$162,500 shall be from private grants and donations.

^c Of these amounts, \$263,000 shall be from fines and penalties and \$941,198 shall be from various sources of cash funds.

^d Of this amount, \$166,391 shall be from indirect cost recoveries and \$250,661 shall be from various exempt sources of cash funds.

^e Of this amount, \$18,690(T) shall be from indirect cost recoveries and \$769 shall be from various exempt sources of cash funds.

^f Of this amount, \$308,126(T) shall be from indirect cost recoveries and \$142,408 shall be from various exempt sources of cash funds.

^g Of this amount, \$81,298(T) shall be from indirect cost recoveries and \$44,885 shall be from various exempt sources of cash funds.

^h Of this amount, \$3,917,578(T) shall be from indirect cost recoveries, \$200,023 shall be from the Automobile Inspection and Readjustment Account of the Highway Users Trust Fund pursuant to Section 42-3-134(26)(a)(I), C.R.S., and \$5,896 shall be from various exempt sources of cash funds.

ⁱ Of this amount, \$229,856(T) shall be from indirect cost recoveries and \$61,961 shall be from various exempt sources of cash funds.

(B) Special Programs

(1) Environmental Leadership and

Pollution Prevention	459,771	124,912 ^a	50,000 ^b	284,859
	(3.0 FTE)			

^a This amount shall be from the Pollution Prevention Fund pursuant to Section 25-16.5-109 (1), C.R.S.

^b This amount shall be from various exempt sources of cash funds.

(2) Tobacco Oversight

Personal Services	171,570		171,570(T) ^a	
			(1.0 FTE)	
Operating Expenses	<u>41,573</u>		41,573(T) ^a	

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	213,143					
^a These amounts shall be from other state agencies with tobacco settlement programs pursuant to Section 25-1-108.5 (5), C.R.S.						
Indirect Cost Assessment	184,142			41,423 ^a	51,144 ^b	91,575
^a This amount shall be from various sources of cash funds.						
^b This amount shall be from various exempt sources of cash funds.						
	17,035,955					

(2) CENTER FOR HEALTH AND ENVIRONMENTAL INFORMATION**(A) Health Statistics and Vital Records**

Personal Services	2,310,423					
	(47.1 FTE)					
Operating Expenses	115,875					
Indirect Cost Assessment	<u>526,418</u>					
	2,952,716			1,703,668 ^a	186,704 ^b	1,062,344

^a This amount shall be from the Vital Statistics Records Cash Fund pursuant to Section 25-2-121 (2) (b) (I), C.R.S.

^b Of this amount, \$87,224 shall be from the Medical Marijuana Program Cash Fund pursuant to Section 25-1-107 (1) (jj) (II) C.R.S., and \$3,660(T) shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing, \$95,820 shall be from various sources of cash funds exempt.

(B) Information Technology Services

Personal Services	2,027,390	22,698		165,649 ^a	1,529,005 ^b	310,038 ^c
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	(30.5 FTE)				
Operating Expenses	693,959		22,761 ^a	661,219 ^b	9,979 ^c
Purchase of Services from Computer Center	254,985	5,900	41,253 ^a	172,826 ^b	35,006 ^c
Pueblo Data Entry Center Payments	78,916		78,916 ^a		
Multiuse Network Payments	79,729			79,729 ^b	
Indirect Cost Assessment	<u>109,487</u>		28,243 ^a	8,116 ^b	73,128 ^c
	3,244,466				

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

^b Of these amounts, \$2,348,666(T) shall be from indirect cost recoveries, \$87,084 shall be from various exempt sources of cash funds, and \$15,145(T) shall be from Medicaid cash funds exempt transferred from the Department of Health Care Policy and Financing.

^c These amounts are funds anticipated to be received from various sources of federal funds and are reflected for informational purposes only.

6,197,182

(3) LABORATORY AND RADIATION SERVICES

(A) Director's Office

Personal Services	1,372,695		1,117,151 ^a	71,046 ^b	184,498
			(21.1 FTE)	(0.5 FTE)	(3.7 FTE)
Operating Expenses	108,536		100,360 ^a		8,176
Indirect Cost Assessment	<u>1,468,693</u>		1,262,905 ^a	5,951 ^b	199,837
	2,949,924				

^a Of these amounts, \$200,000 shall be from the Newborn Screening and Genetic Counseling Cash Fund pursuant to Section 25-4-1006 (1), C.R.S., \$107,641 shall be from the Radiation Control Fund pursuant to Section 25-11-104 (6) (c), C.R.S., \$50,529 shall be from the Law Enforcement Assistance Fund pursuant to Section 43-4-401, C.R.S., and \$2,122,246 shall be from various sources of cash funds.

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

(B) Laboratory Services - Chemistry and Microbiology

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	
Personal Services	2,723,684		157,402 (2.2 FTE)		1,671,883 ^a (25.4 FTE)	175,761 ^b (2.4 FTE)	718,638 (10.6 FTE)
Operating Expenses	<u>1,935,311</u>		10,389		1,438,354 ^a	264,809 ^b	221,759
	4,658,995						

^a Of these amounts, \$1,736,314 shall be from various sources of cash funds, \$1,508,800 shall be from the Newborn Screening and Genetic Counseling Cash Fund pursuant to Section 25-4-1006(1), C.R.S., and \$32,914 shall be from the Law Enforcement Assistance Fund pursuant to Section 43-4-401, C.R.S.

^b Of these amounts, \$224,744(T) shall be from funds appropriated to the Water Quality Control Division, \$186,517 shall be from various exempt sources of cash funds, and \$29,309 shall be from the Automobile Inspection and Readjustment Account in the Highway Users Tax Fund pursuant to Section 42-3-134(26)(a)(I), C.R.S.

(C) Radioactive Materials and Certification

Personal Services	1,927,385				1,533,022 ^a (22.5 FTE)	27,018 ^b	367,345 (7.0 FTE)
Operating Expenses	<u>297,357</u>				110,468 ^a		186,889
	2,224,742						

^a Of these amounts, \$1,124,908 shall be from the Radiation Control Fund pursuant to Section 25-11-104(6)(c), C.R.S., \$437,982 shall be from the Law Enforcement Assistance Fund pursuant to Section 43-4-401, C.R.S., and \$80,600 from various sources of cash funds.

^b This amount shall be from reserves in the Radiation Control Fund pursuant to Section 25-11-104(6)(c), C.R.S.

9,833,661

(4) LOCAL HEALTH SERVICES

(A) Local Liaison

Public Health Nurses in areas not served by local health departments	962,731	962,731	
Environmental Health Specialists in areas not served by local health departments	<u>241,480</u>	241,480	
	1,204,211		
(B) Community Nursing			
Personal Services	426,946	221,272(M) (3.0 FTE)	205,674 (2.4 FTE)
Operating Expenses	<u>16,705</u>	16,705	
	443,651		
Indirect Cost Assessment	40,317		40,317
	1,688,179		

(5) AIR QUALITY CONTROL DIVISION¹⁵⁹

(A) Administration

Personal Services	318,757	118,245 ^a (1.6 FTE)	126,040 ^b (1.5 FTE)	74,472 ^c (1.4 FTE)
Operating Expenses	9,187			9,187 ^c
Indirect Cost Assessment	<u>2,165,038</u>	943,935 ^d	756,532 ^b	464,571 ^c
	2,492,982			

^a This amount shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7 (2) (b), C.R.S.

^b These amounts shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134 (26) (a) (I), C.R.S.

^c These amounts are funds anticipated to be received from the U.S. Environmental Protection Agency and are reflected for informational purposes only.

^d This amount shall be from various sources of cash funds.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(B) Technical Services						
(1) Air Quality Monitoring						
Personal Services	1,302,140			56,931 ^a (1.8 FTE)	945,531(H) ^b (12.8 FTE)	299,678 ^c (5.1 FTE)
Operating Expenses	112,815				96,458(H) ^b	16,357 ^c
Local Contracts	<u>117,042</u>			10,843 ^a	73,246(H) ^b	32,953 ^c
	1,531,997					

^a These amounts shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7(2)(b), C.R.S.

^b These amounts shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134 (26) (a) (I), C.R.S.

^c These amounts shall be from the U.S. Environmental Protection Agency.

(2) Modeling and Analysis

Personal Services	590,918			77,384 ^a (1.4 FTE)	180,538 ^b (2.4 FTE)	332,996 ^c (4.7 FTE)
Operating Expenses	<u>155,207</u>			12,759 ^a	122,256 ^b	20,192 ^c
	746,125					

^a These amounts shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7 (2) (b), C.R.S.

^b These amounts shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134 (26) (a) (I), C.R.S.

^c These amounts are funds anticipated to be received from the U.S. Environmental Protection Agency and are reflected for informational purposes only.

(3) Visibility and Risk Assessment

Personal Services	404,866			236,665 ^a	73,851 ^b	94,350 ^c
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Operating Expenses	<u>30,420</u>	(2.8 FTE)	(1.0 FTE)	(1.6 FTE)
	435,286			30,420 ^c

^a This amount shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7(2)(b), C.R.S.

^b This amount shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134(26)(a)(I), C.R.S.

^c These amounts are funds anticipated to be received from the U.S. Environmental Protection Agency and are reflected for informational purposes only.

(C) Mobile Sources

(1) Research and Support

Personal Services	1,498,781		1,297,612(H) ^a	201,169 ^b
			(18.4 FTE)	(2.9 FTE)
Operating Expenses	<u>306,377</u>		288,127(H) ^a	18,250 ^b
	1,805,158			

^a These amounts shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134(26)(a)(I), C.R.S.

^b These amounts shall be from the U.S. Environmental Protection Agency.

(2) Inspection and Maintenance

Personal Services	682,150		682,150 ^a	
			(9.8 FTE)	
Operating Expenses	36,638		36,638 ^a	
Diesel Inspection/ Maintenance Program	624,965	176,045 ^b	448,920 ^a	
		(2.0 FTE)	(5.0 FTE)	
Mechanic Certification Program	22,048	22,048 ^b		
		(0.3 FTE)		
Local Grants	<u>45,299</u>		45,299 ^a	
	1,411,100			

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(D) Stationary Sources							
(1) Inventory and Support Services							
Personal Services	1,452,848				885,424(H) ^a		567,424 ^b
					(11.4 FTE)		(8.9 FTE)
Operating Expenses	<u>253,481</u>				253,481 ^a		
	1,706,329						

^a These amounts shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7(2)(b), C.R.S.

^b This amount shall be from the U.S. Environmental Protection Agency.

(2) Permits and Compliance Assurance

Personal Services	2,762,240				2,069,929 ^a	99,641 ^b	592,670
					(30.5 FTE)		(8.6 FTE)
Operating Expenses	38,092				31,762 ^a		6,330
Local Contracts	<u>563,492</u>				319,114 ^a		244,378
	3,363,824						

^a These amounts shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7(2)(b), C.R.S.

^b This amount shall be from reserves in the Stationary Sources Control Fund pursuant to Section 25-7-114.7(2)(b), C.R.S.

(3) Hazardous and Toxic Control

Personal Services	781,833		632,824 ^a	149,009
			(9.8 FTE)	(2.2 FTE)
Operating Expenses	63,763		63,763 ^a	
Preservation of the Ozone Layer	195,744		134,069 ^b	61,675 ^c
			(2.0 FTE)	
	<u>1,041,340</u>			

^a Of these amounts, \$651,587 shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7(2)(b), C.R.S., and \$45,000 shall be from the Lead Hazard Reduction Cash Fund pursuant to Section 25-5-1106(2), C.R.S.

^b This amount shall be from the Ozone Protection Fund pursuant to Section 25-7-135(1), C.R.S.

^c Of this amount, \$33,433 shall be from reserves in the Stationary Sources Control Fund pursuant to Section 25-7-114.7(2)(b), C.R.S., and \$28,242 shall be from reserves in the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund pursuant to Section 42-3-134(26)(a)(I), C.R.S.

14,534,141

(6) WATER QUALITY CONTROL DIVISION¹⁵⁹

(A) Administration

Personal Services	644,600	391,108(M)	120,517 ^a	132,975 ^b
		(8.1 FTE)	(2.4 FTE)	(1.5 FTE)
Operating Expenses	38,246	18,850(M)	2,146 ^a	17,250 ^b
Indirect Cost Assessment	<u>1,286,726</u>		364,540 ^c	36,189 ^d
	1,969,572			885,997 ^b

^a These amounts shall be from the Water Quality Control Fund pursuant to Section 25-8-502(1)(c), C.R.S.

^b These amounts shall be from the U.S. Environmental Protection Agency.

^c This amount shall be from various sources of cash funds.

^d This amount shall be from cash funds exempt revenues that result from Amendment 14, concerning the regulation of commercial hog facilities, which was approved by voters statewide at the 1998 general election.

(B) Watershed Assessment, Outreach, and Assistance

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Personal Services	2,586,115		356,093 (4.5 FTE)		148,780 ^a (3.0 FTE)	110,209(T) ^b (2.3 FTE)	1,971,033 ^c (26.5 FTE)
Operating Expenses	474,761		374,207			1,675(T) ^b	98,879 ^c
Local Grants and Contracts	<u>2,136,456</u>						2,136,456 ^c
	5,197,332						

^a This amount shall be from the Water Quality Control Fund pursuant to Section 25-8-502(1)(c), C.R.S.

^b These amounts shall be from the Department of Agriculture, Groundwater Protection Fund Pursuant to Section 25-8-205.5 (8), C.R.S.

^c These amounts shall be from the U.S. Environmental Protection Agency.

(C) Permitting and Compliance Assurance

Personal Services	2,691,217		344,310 (5.6 FTE)		1,749,554 ^a (24.9 FTE)	159,010 ^b (2.0 FTE)	438,343 ^c (4.7 FTE)
Operating Expenses	<u>178,830</u>		11,835		133,020 ^a	10,727 ^b	23,248 ^c
	2,870,047						

^a Of these amounts, \$1,551,034 shall be from the Water Quality Control Fund pursuant to Section 25-8-502(1)(c), C.R.S., \$179,134 shall be from the Sludge Management Program Fund pursuant to Section 30-20-110.5(3), C.R.S., and \$152,406 shall be fees collected by the Industrial Pretreatment Program pursuant to Section 25-8-508, C.R.S.

^b These amounts shall be from cash funds exempt revenues that result from Amendment 14, concerning the regulation of commercial hog facilities, which was approved by voters statewide at the 1998 general election.

^c These amounts shall be from the U.S. Environmental Protection Agency and are shown for informational purposes only.

(D) Drinking Water Program

Personal Services	1,857,369		468,130(M)				1,389,239 ^a
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Operating Expenses	<u>147,900</u>	(8.6 FTE)	(19.8 FTE)
	2,005,269	31,891(M)	116,009 ^a

^a These amounts shall be from the U.S. Environmental Protection Agency.

12,042,220

(7) HAZARDOUS MATERIALS AND WASTE MANAGEMENT DIVISION

(A) Division Director's Office

Program Costs	286,898	51,022	164,680 ^a	54,461 ^b	16,735 ^c
		(0.9 FTE)	(2.3 FTE)		(0.2 FTE)
Legal Services for 6,145 hours	373,555		218,236 ^a	1,824(T) ^d	153,495 ^c
Cathode Ray Tube Recycling	34,247			34,247 ^e	
Indirect Cost Assessment	<u>1,681,988</u>		646,072 ^a	35,916 ^d	1,000,000 ^c
	2,376,688				

^a Of these amounts, \$648,640 shall be from various sources of cash funds, \$176,989 shall be from the Solid Waste Management Fund pursuant to Section 30-20-118(1), C.R.S., \$107,691 shall be from the Hazardous Waste Commission Fund pursuant to Section 25-15-315, C.R.S., \$57,509 shall be from the Hazardous Substance Response Fund pursuant to Section 25-16-104.6(1)(a), C.R.S., and \$38,159 shall be from the Hazardous Waste Service Fund pursuant to Section 25-15-304, C.R.S.

^b This amount shall be from reserves in the Hazardous Waste Commission Fund pursuant to Section 25-15-315, C.R.S.

^c These amounts shall be from the various sources of federal funds and are reflected for informational purposes only.

^d Of these amounts, \$37,261(T) shall be from the Department of Local Affairs using the Local Government Severance Tax Fund pursuant to Section 39-29-110 (1) (b) (I), C.R.S., and \$479 shall be from gifts, grants, and public or private donations.

^e This amount shall be from gifts, grants, and public or private donations.

(B) Hazardous Waste Control Program

Personal Services	2,561,858		1,298,532 ^a		1,263,326 ^b
			(17.6 FTE)		(17.4 FTE)
Operating Expenses	<u>83,214</u>		44,273 ^a		38,941 ^b

Ch. 449

Department of Public Health and Environment

3379

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	2,645,072					

^a These amounts shall be from the Hazardous Waste Service Fund pursuant to Section 25-15-304, C.R.S.

^b These amounts are anticipated to be received from the U.S. Environmental Protection Agency, the U.S. Department of Defense, and the Agency for Toxic Substances and Disease Registry. The appropriated amounts are reflected for informational purposes only.

(C) Solid Waste Control Program

Program Costs	1,443,773			1,369,640 ^a		74,133 ^b
				(12.4 FTE)		(1.0 FTE)

^a Of this amount, \$1,176,128 shall be from the Solid Waste Management Fund pursuant to Section 30-20-118(1), C.R.S., and \$193,512 shall be from the Hazardous Substance Response Fund pursuant to Section 25-16-104.6(1)(a), C.R.S.

^b This amount shall be from various sources of federal funds and is reflected for informational purposes only.

(D) Uranium Mill Tailings Remedial Action Program

Program Costs	274,373				206,015(T) ^a	68,358 ^b
					(2.6 FTE)	(0.6 FTE)

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

^b This amount shall be from the U.S. Department of Energy, and is shown for information purposes only.

(E) Contaminated Site Cleanups¹⁶⁰

Personal Services	7,123,586			996,013 ^a		6,127,573 ^b
				(13.0 FTE)		(29.2 FTE)
Operating Expenses	666,965			48,082 ^a		618,883 ^b

Contaminated Sites Operation and Maintenance	2,088,864		260,186(H) ^a		1,828,678 ^b
Transfer to the Department of Law for CERCLA Contract Oversight-Related Costs	<u>415,000</u>		415,000 ^a		
	10,294,415				

^a Of these amounts, \$1,713,281 shall be from the Hazardous Substance Response Fund pursuant to Section 25-16-104.6(1)(a), C.R.S., and \$6,000 shall be from Colorado Open Records Act fees collected.

^b These amounts shall be from the U.S. Environmental Protection Agency and the U.S. Department of Defense.

(F) Rocky Flats Agreement

Program Costs	2,586,233				2,586,233 (30.6 FTE)
Legal Services for 400 hours	24,316				24,316
Payment to the Office of the Governor	20,000				20,000
Indirect Cost Assessment	<u>400,000</u>				400,000
	3,030,549				
		20,064,870			

(8) CONSUMER PROTECTION

Personal Services	1,782,366 (26.7 FTE)	1,168,304	320,430 ^a	109,237 ^b	184,395
Operating Expenses	96,244	17,831	50,601 ^a	6,165 ^b	21,647
Indirect Cost Assessment	<u>97,425</u>		77,324 ^a		20,101
	1,976,035				

^a Of these amounts, \$405,413 shall be from the Food Protection Cash Fund established pursuant to Section 25-4-1608 (1), C.R.S., and \$42,942 shall be from the Artificial Tanning Device Education Fund pursuant to Section 25-5-1004(3), C.R.S.

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(9) DISEASE CONTROL AND ENVIRONMENTAL EPIDEMIOLOGY DIVISION							
(A) Administration, General Disease Control and Surveillance							
Personal Services	960,849		368,066			7,914 ^a	584,869
			(8.1 FTE)				(6.4 FTE)
Operating Expenses	368,608		249,347		6,441 ^b		112,820
Indirect Cost Assessment	<u>1,855,880</u>					13,449(T) ^a	1,842,431
	3,185,337						

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

^b This amount shall be from the sale of rabies vaccines.

(B) Special Purpose Disease Control Programs**(1) Immunization**

Personal Services	539,875						539,875
							(7.4 FTE)
Operating Expenses	<u>209,483</u>						209,483
	749,358						

(2) Sexually Transmitted Disease, HIV and AIDS

Personal Services	3,300,877						3,300,877
							(54.6 FTE)
Operating Expenses	<u>2,609,589</u>						2,609,589

	5,910,466			
(3) Ryan White Act¹⁶¹				
Personal Services	308,549	24,669		283,880
		(0.4 FTE)		(3.6 FTE)
Operating Expenses	<u>5,464,693</u>	1,103,410		4,361,283
	5,773,242			
(4) Tuberculosis Control and Treatment¹⁶²				
Personal Services	423,635	61,897	94,652 ^a	267,086
		(1.2 FTE)	(1.7 FTE)	(3.9 FTE)
Operating Expenses	<u>1,211,242</u>	919,962	207,520 ^a	83,760
	1,634,877			

^a These amounts shall be from federal funds appropriated in the Department of Human Services.

(C) Environmental Epidemiology

(1) Birth Defects Monitoring and Prevention

Personal Services	257,234	100,000		157,234
		(1.7 FTE)		(2.6 FTE)
Operating Expenses	<u>34,242</u>			34,242
	291,476			

(2) Federal Grants	1,854,199			1,854,199
				(15.5 FTE)

(D) Emergency Management

Personal Services	419,137		80,989(T) ^a	338,148
			(1.4 FTE)	(4.8 FTE)
Operating Expenses	<u>64,533</u>			64,533

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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	483,670					
<p>^a This amount shall be a transfer from the Environmental Leadership and Pollution Prevention Program.</p>						
(E) New Federal Grants	1,719,876					1,719,876 (10.3 FTE)
	21,602,501					
<p>(10) PREVENTION AND INTERVENTION SERVICES FOR CHILDREN AND YOUTH</p>						
<p>(A) Program and Administration</p>						
Personal Services	211,917	211,917	(3.2 FTE)			
Operating Expenses	16,769	16,769				
Indirect Cost Assessment	<u>30,078</u>			25,636 ^a	3,332 ^b	1,110
	258,764					
<p>^a This amount shall be from various sources of cash funds.</p> <p>^b This amount shall be from various exempt sources of cash funds.</p>						
<p>(B) Prevention Partnerships</p>						
<p>(1) Tony Grampas Youth Services Program</p>						
Prevention Services Programs	<u>146,240</u>					146,240 (1.8 FTE)

	146,240			
(2) Colorado Children's Trust Fund				
Personal Services	111,255	111,255 ^a		
		(1.5 FTE)		
Operating Expenses	<u>448,445</u>	110,445 ^a	238,000 ^b	100,000
	559,700			

^a These amounts shall be from the Colorado Children's Trust Fund pursuant to Section 19-3.5-106(1), C.R.S.

^b This amount shall be from the reserves in the Colorado Children's Trust Fund pursuant to Section 19-3.5-106(1), C.R.S.

(C) Maternal and Child Health

(1) General Programs, Administration, and Evaluation	4,472,900			4,472,900
				(17.4 FTE)
Indirect Cost Assessment	<u>1,228,361</u>	23,308 ^a		1,205,053
	5,701,261			

^a This amount shall be from the Newborn Screening and Genetic Counseling Cash Fund pursuant to Section 25-4-1006(1), C.R.S.

(2) Child, Adolescent, and School Health

Private Grants	585,333	585,333 ^a		
		(1.0 FTE)		
Nurse Home Visitor Program Fund	7,577,035	7,577,035 ^b		
Nurse Home Visitor Program	7,577,035	7,577,035 ^c		
		(2.0 FTE)		
Federal Grants ¹⁶³	876,682			876,682
	<u>16,616,085</u>			(3.6 FTE)

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
<p>^a This amount shall be from grants and donations.</p> <p>^b This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104 (1) (a), C.R.S.</p> <p>^c This amount shall be from the Nurse Home Visitor Program Fund created in Section 25-31-107 (2) (b), C.R.S.</p>						
(3) Children With Special Needs - Genetics						
(a) Health Care Program for Children with Special Needs						
Personal Services	1,199,333	609,842(M)				589,491 ^a
		(12.1 FTE)				(7.4 FTE)
Operating Expenses	100,577	87,577(M)				13,000 ^a
Community-based Case Management	204,529					204,529 ^a
Purchase of Services	<u>4,116,721</u>	1,856,473(M)		40,874 ^b	716,500(T) ^c	1,502,874 ^a
	5,621,160					

^a These amounts shall be from the Maternal and Child Health Block Grant and are shown for informational purposes only.

^b This amount shall be from client fees.

^c This amount shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing.

(b) Genetics Counseling

Personal Services	47,215		47,215 ^a
			(1.0 FTE)
Operating Expenses	<u>939,187</u>		939,187 ^a
	986,402		

^a These amounts shall be from the Newborn Screening and Genetic Counseling Cash Funds pursuant to Section 25-4-1006(1), C.R.S.

(4) Department of Education Grant	70,836	70,836(T) ^a (0.4 FTE)
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^a This amount shall be from federal funds appropriated in the Department of Education.

(5) Federal Grants	681,405	681,405 (4.6 FTE)
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(6) Immunization Personal Services	593,211	593,211 (11.6 FTE)
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Operating Expenses	<u>7,286,950</u> 7,880,161	7,286,950
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(D) Nutrition Services

Women, Infants, and Children Supplemental Food Grant	52,696,976	52,696,976 (20.6 FTE)
Child and Adult Care Food Program	24,041,304	24,041,304 (12.8 FTE)
	<u>76,738,280</u>	

(E) New Federal Grants	205,079	205,079 (1.6 FTE)
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115,465,373

(11) HEALTH FACILITIES DIVISION

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
(A) Licensure							
(1) Health Facilities General Licensure							
Personal Services	253,988		133,825		118,407 ^a	1,756 ^b	
	(5.3 FTE)						
Operating Expenses	4,180				4,180 ^a		
Indirect Cost Assessment	<u>31,229</u>				23,355 ^a	7,874 ^b	
	289,397						
^a Of these amounts, \$75,493 shall be from the Health Facilities General Licensure Cash Fund pursuant to Section 25-3-103.1(1), C.R.S., and \$70,449 shall be from various sources of cash funds.							
^b These amounts shall be from various exempt sources of cash funds.							
(2) Assisted Living Facilities							
Personal Services	594,826		219,595		364,568 ^a	10,663 ^b	
	(9.6 FTE)						
Operating Expenses	43,811		16,869		26,942 ^a		
Indirect Cost Assessment	<u>78,023</u>				76,053 ^a	1,970 ^b	
	716,660						
^a These amounts shall be from the Assisted Living Residence Cash Fund pursuant to Section 25-27-107.5, C.R.S.							
^b These amounts shall be from reserves in the Assisted Living Residence Cash Fund pursuant to Section 25-27-107.5, C.R.S.							
(3) Medication Administration							
Personal Services	160,065				160,065 ^a		
	(0.9 FTE)						

Operating Expenses	335	335 ^a
Indirect Cost Assessment	<u>7,387</u>	7,387 ^a
	167,787	

^a These amounts shall be from the Medication Administration Cash Fund pursuant to Section 25-1-107 (1) (ee) (V) (A), C.R.S.

(B) Medicaid/Medicare Certification Program

Personal Services	5,580,851	3,050,897(T) ^a	2,529,954
	(92.8 FTE)		
Operating Expenses	553,648	225,763(T) ^a	327,885
Indirect Cost Assessment	<u>1,060,546</u>	535,951(T) ^a	524,595
	7,195,045		

^a These amounts shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing.

8,368,889

(12) HEALTH PROMOTION AND DISEASE PREVENTION

(A) Emergency Medical Services and Injury

(1) Program and Administration

Personal Services	788,864	788,864 ^a	
		(11.0 FTE)	
Operating Expenses	57,405	57,405 ^a	
Indirect Cost Assessment	<u>282,832</u>	62,004 ^b	216,312 ^a
	1,129,101		4,516

^a These amounts shall be from the Emergency Medical Services Account in the Highway Users Tax Fund pursuant to Section 25-3.5-603 (1) (a), C.R.S.

^b This amount shall be from the Trauma System Cash Fund pursuant to Section 25-3.5-705 (2), C.R.S.

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
(2) Improvements to County Emergency Medical Services	950,817					950,817 ^a	
^a This amount shall be from the Emergency Medical Services Account in the Highway Users Tax Fund pursuant to Section 25-3.5-603(1)(a), C.R.S.							
(3) Emergency Medical Services Grant Program	2,762,976					2,762,976 ^a	
^a This amount shall be from the Emergency Medical Services Account in the Highway Users Tax Fund pursuant to Section 25-3.5-603(1)(a), C.R.S.							
(4) Trauma Facility Designation Personal Services	358,087				358,087 ^a (2.1 FTE)		
Operating Expenses	<u>24,439</u>				24,439 ^a		
	382,526						
^a These amounts shall be from the Trauma System Cash Fund pursuant to Section 25-3.5-705 (2), C.R.S.							
(5) Air Ambulance Licensure	11,000				11,000 ^a (0.2 FTE)		
^a This amount shall be from licensure fees deposited in the Fixed-Wing and Rotary-Wing Ambulances Cash Fund pursuant to Section 25-3.5-307 (2) (b), C.R.S.							
(6) Federal Grants	70,358						70,358

(0.4 FTE)

(7) EMS Telecommunication Support 67,756 67,756(T)^a

^a This amount shall be from the Emergency Medical Services Account in the Highway Users Tax Fund pursuant to Section 25-3.5-603, C.R.S.

(8) Poison Control 1,093,571 1,093,571

(B) Prevention Programs

(1) Programs and Administration

Personal Services	941,715	112,536 (2.0 FTE)	829,179 (11.7 FTE)
Operating Expenses	664,853		664,853
Indirect Cost Assessment	<u>1,056,959</u>	63,460 ^a	993,499
	2,663,527		

^a This amount shall be from various exempt sources of cash funds.

(2) Cancer Registry

Personal Services	539,923	172,648 (2.0 FTE)	367,275 (8.0 FTE)
Operating Expenses	<u>62,689</u>	29,848	32,841
	602,612		

(3) Chronic Disease and Cancer

Prevention Grants ¹⁶⁴	5,195,147	7,984 ^a	5,187,163 (33.8 FTE)
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^a This amount shall be from donations and grants received by the Breast Cancer Screening Fund pursuant to Section 25-4-1503(1), C.R.S.

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(4) Stroke Prevention and Treatment	36,049					36,049 ^a (0.5 FTE)	
^a This amount shall be from reserves in the Stroke Prevention and Treatment Cash Fund pursuant to Section 25-34-105, C.R.S.							
(5) Suicide Prevention	272,892		272,892 (2.0 FTE)				
(6) Tobacco Education and Prevention							
Personal Services	615,195					615,195 ^a (7.2 FTE)	
Operating Expenses	44,998					44,998 ^a	
Tobacco Program Fund	14,811,449					14,811,449 ^b	
Tobacco Cessation and Prevention Grants	14,151,256					14,151,256 ^a	
American Legacy Foundation Tobacco Grant	676,135					676,135 ^c (4.5 FTE)	
	<u>30,299,033</u>						

^a These amounts shall be from the Tobacco Program Fund created in Section 25-3.5-807, C.R.S.

^b This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104 (1) (d), C.R.S.

^c This amount shall be from the American Legacy Foundation.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(PUBLIC HEALTH AND ENVIRONMENT) ^{2,3}	<u>\$281,747,045</u>	<u>\$14,975,038</u>		<u>\$27,763,770</u>	<u>\$78,271,771^a</u>	<u>\$160,736,466</u>

^a Of this amount, \$19,137,306 contains a (T) notation.

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

~~2 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

~~156 — Department of Public Health and Environment, Administration and Support -- It is the intent of the General Assembly that the Department shall not exceed the total FTE authorization included in the Long Bill, and that any transfer of FTE between divisions within the Department should be limited to federally-funded grants or programs and again should not exceed the total authorized level. Any exception to this policy should be limited to federal funds and should be reported to the Joint Budget Committee, documenting the source and amount of funding, increase in number of FTE, activities to be performed, and anticipated time frame for continued receipt of new funding.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~157 — Department of Public Health and Environment, Administration and Support -- The Department is requested to submit a report by October 1, 2003, to Joint Budget Committee listing all block grants the Department will receive for FY 2003-04 and is expecting to receive for FY 2004-05. The report should also include a description of the grant, and line items in the Long Bill each grant is being used to finance. The report should include all line items with a General Fund appropriation for which block grants could be used.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~158 — Department of Public Health and Environment, Administration and Support -- The Department is requested to submit a report by October 1, 2002, to Joint Budget Committee listing all block grants the Department is receiving for FY 2003-04 and is expecting to receive for FY 2004-05. The report should also include a description of the grant, and which line items in the Long Bill each grant is~~

~~being used to fund. The report should match each block grant with all potential Long Bill line items that are eligible for funding.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

159 Department of Public Health and Environment, Air Quality Control Division; and Water Quality Control Division -- The Department is requested to report on revenue and expenditures for all activities relating to the regulation of hog farms in accordance with Amendment 14, approved by voters statewide at the 1998 General Election. The report is requested to be submitted on November 1, 2003. This report is requested to compare projected to actual revenues, projected and actual expenditures, and include workload data relevant to expenditures and FTE. The Department is also requested to submit recommendations regarding any statutory changes needed to improve this program.

~~160 Department of Public Health and Environment, Hazardous Materials and Waste Management Division, Contaminated Site Cleanups -- The Department is requested to submit a report on its CERCLA program. This report is requested to include detailed expenditures for the program, including out-year estimates by project and associated project financing. The report should also include an analysis of long-term funding needs of the State in responding to, litigating, and cleaning up CERCLA sites, including estimated long-term maintenance costs for these sites. The report should also provide information on the Hazardous Substance Response Fund balance and out-year fiscal estimates. This report is requested to be provided to the Joint Budget Committee by no later than November 1, 2003.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

161 Department of Public Health and Environment, Disease Control and Environmental Epidemiology

Division, Special Purpose Disease Control Programs, Ryan White Act -- The Department is requested to provide reports to the Joint Budget Committee with regard to the AIDS drug assistance program. The first report should be submitted on or before July 20, 2003, for the immediately preceding four months. Subsequent reports should be submitted on October 20, 2003, January 20, 2004, and April 20, 2004. Reporting should include, but not be limited to: The total and average monthly number of clients served, with a description of the demographic profile of the client population; the total and average monthly costs to provide pharmaceutical products to those clients; a listing of the pharmaceuticals on the formulary, the manufacturer of each product, and the respective average price for a month's supply of each product; the total amount of available funds, including state general fund support, federal Title I and Title II support; and any other source as appropriate.

~~162 Department of Public Health and Environment, Disease Control and Environmental Epidemiology Division, Special Purpose Disease Control Programs, Tuberculosis Control and Treatment -- The Department is requested to provide, with its annual budget submission, a listing of counties which participate in tuberculosis control. Information should include, but not be limited to, the number of patients served for tuberculosis infection and active tuberculosis in each county, the total costs associated with all aspects of treatment and control by county, and a breakout of each revenue source. This information would account for counties' 20-percent match required in Section 25-4-513, C.R.S. This information should be provided for one actual year, the estimate year, and the request year.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~163 Department of Public Health and Environment, Prevention and Intervention Services for Children and Youth, Child, Adolescent, and School Health, Federal Grants -- The Department is requested~~

~~to provide to the Joint Budget Committee, with its annual budget submission, a detailed plan explaining how federal Maternal Child Health Block Grant abstinence funds are to be used in state FY 2003-04. This information should include, but is not limited to: the amount and duration of anticipated funding; list of grantees; intent and objectives of associated program(s); targeted program population, including a breakout by age group; and performance measures.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

~~164 Department of Public Health and Environment, Health Promotion and Disease Prevention, Prevention Programs, Chronic Disease and Cancer Prevention Grants -- The General Assembly accepts no obligation to continue funding for these programs when federal funds are no longer available. Any match requirements for these federal grants are to be provided by non-state sources. The Department is requested to document the sources of matching funds, which should be submitted to the Joint Budget Committee annually with its budget request, and which would serve as proof of the required state match for these federal dollars.~~

~~(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)~~

165 Department of Public Health and Environment, Health Promotion and Disease Prevention, Women's Health - Family Planning -- Pursuant to Article V, Section 50, of the Colorado Constitution, no public funds shall be used by the State of Colorado, its agencies or political subdivisions to pay or otherwise reimburse, either directly or indirectly, any person, agency or facility for the performance of any induced abortion, provided however, that the General Assembly, by specific bill, may authorize and appropriate funds to be used for those medical services necessary to prevent the death of either a pregnant woman or her unborn child under circumstances where every reasonable effort is made to preserve the life of each.

~~166 Department of Public Health and Environment, Health Promotion and Disease Prevention, Women's Health - Family Planning, Purchase of Services -- The Department is requested to submit a report to the Joint Budget Committee with its annual budget submission. This report should include, but not be limited to, a detailed explanation of how state funds are expended by each contractor receiving any amount of state funds for the family planning program. Reporting should be completed for each contract organization, including public, private, and non-profit organizations, and should itemize expenditures for the previous fiscal year actual amounts, the current fiscal year estimated amounts, and the request fiscal year amounts.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~167 Department of Public Health and Environment, Health Promotion and Disease Prevention, Women's Health - Family Planning, Purchase of Services -- It is the intent of the General Assembly that a portion of the funds for this program be used for peer intervention efforts. The Department is requested to include the following information in its annual budget submission: A listing of peer intervention programs which have been awarded family planning dollars and the amount of funds given to each; and the number of teens that participated in listed peer intervention programs.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

APPROPRIATION FROM

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

PART XVII**DEPARTMENT OF PUBLIC SAFETY****(1) EXECUTIVE DIRECTOR'S OFFICE****(A) Administration**

Personal Services	1,849,408	95,744			1,753,664 ^a (27.5 FTE)	
Health, Life, and Dental	2,868,769	554,133		132,552 ^b	2,024,602 ^c	157,482
Short-term Disability	96,514	17,971		3,421 ^b	71,405 ^d	3,717
Salary Survey and Senior Executive Service	2,568,781	545,503		93,265 ^b	1,843,984 ^e	86,029
Shift Differential	215,262	45,345		38,658 ^b	131,259 ^f	
Workers' Compensation	1,113,617				1,113,617(T) ^g	
Operating Expenses	157,857				157,857(T) ^g	
Legal Services for 2,113 hours	128,449				128,449(T) ^g	
Purchase of Services from Computer Center	36,922				36,922(T) ^g	
Pueblo Data Entry Center Payments	8,486	4,201				4,285
Multiuse Network Payments	1,323,351	1,085,463			237,888 ^h	
Payment to Risk Management and Property Funds	446,041				446,041(T) ⁱ	
Vehicle Lease Payments	16,246			231 ^b	16,015(T) ⁱ	
Leased Space	1,043,955	107,589		17,802 ^b	918,564 ^j	

Capitol Complex Leased Space	803,537		2,865 ^b	800,672 ^k	
Communications Services					
Payments	456,450	30,925	6,737 ^b	416,830 ^l	1,958
Utilities	87,407			87,407 ^m	
Distributions to Local Government	<u>50,000</u>		50,000 ^a		
	13,271,052				

^a Of these amounts, \$2,149,813(T) shall be from indirect cost recoveries and \$49,892 from the Highway Users Tax Fund.

^b These amounts shall be from various sources of cash funds and the Division of Wildlife for dispatch services.

^c Of this amount, \$1,902,490 shall be from the Highway Users Tax Fund, \$26,288(T) shall be from user state agencies for dispatch services, \$16,475(T) shall be from the capitol complex leased space rent proceeds transferred from the Department of Personnel, and \$79,349 shall be from various sources of cash funds exempt.

^d Of this amount, \$62,521 shall be from the Highway Users Tax Fund, \$592(T) shall be from user state agencies for dispatch services, \$91(T) shall be from the capitol complex leased space rent proceeds transferred from the Department of Personnel, and \$8,201 shall be from various sources of exempt cash funds.

^e Of this amount, \$1,728,326 shall be from the Highway Users Tax Fund, \$25,711(T) shall be from user state agencies for dispatch services, \$9,235(T) shall be from the capitol complex leased space rent proceeds transferred from the Department of Personnel, and \$80,712 shall be from various sources of exempt cash funds.

^f Of this amount, \$117,833 shall be from the Highway Users Tax Fund, and \$13,426 shall be from various sources of exempt cash funds.

^g These amounts shall be from indirect cost recoveries.

^h Of this amount, \$195,393(T) shall be transfers from other operating line items or lease purchase equipment line items in the Department, and \$42,495 shall be from the Highway Users Tax Fund.

ⁱ Of this amount, \$15,667(T) shall be from indirect cost recoveries, and \$348(T) shall be from Limited Gaming funds appropriated in the Department of Revenue.

^j Of this amount, \$459,143 shall be from the Highway Users Tax Fund, \$411,898(T) shall be from indirect cost recoveries, and \$47,523 shall be from various sources of exempt cash funds.

^k Of this amount, \$405,443(T) shall be from indirect cost recoveries, \$364,041 shall be from the Highway Users Tax Fund, and \$31,188 shall be from various sources of exempt cash funds.

^l Of this amount, \$408,807 shall be from the Highway Users Tax Fund, \$7,627(T) shall be from indirect cost recoveries and \$396 from various sources of exempt cash funds.

^m Of this amount, \$85,907 shall be from the Highway Users Tax Fund and \$1,500(T) shall be from Limited Gaming funds appropriated in the Department of Revenue.

ⁿ This amount shall be from the Hazardous Materials Safety Fund pursuant to Section 42-20-107, C.R.S.

(B) Special Programs

(1) Witness Protection Program	50,000		50,000 ^a	
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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(2) Colorado Integrated Criminal Justice Information System (CICJIS) ^{8, 168}						
Personal Services	965,844	13,979			752,265(T) ^a (5.0 FTE)	199,600
Operating Expenses	326,502	57,747			68,755(T) ^a	200,000
Leased Equipment	<u>24,000</u>				24,000(T) ^a	
	1,316,346					

^a This amount shall be from reserves in the Witness Protection Fund pursuant to Section 24-33.5-106, C.R.S.

^a These amounts shall be from indirect cost recoveries.

14,637,398

(2) COLORADO STATE PATROL¹⁶⁹

Colonel, Lt. Colonels, Majors, and Captains	3,174,005				3,174,005 ^a (33.0 FTE)	
Sergeants, Technicians, and Troopers	37,326,214			764,768 ^b (13.0 FTE)	36,561,446 ^c (564.6 FTE)	
Civilians	4,447,930			53,207 ^d (2.0 FTE)	4,394,723 ^e (79.5 FTE)	

Retirements	400,000		400,000 ^a	
Overtime	1,122,994		74,137 ^b	1,048,857 ^f
Operating Expenses	6,538,181		399,548 ^b	6,138,633 ^g
Vehicle Lease Payments	4,325,305		94,292 ^b	4,204,629 ^h
Dispatch Services	5,897,318		477,293 ⁱ	5,414,307 ^j
			(11.0 FTE)	(123.1 FTE)
State Patrol Training Academy	2,093,026		85,538 ⁱ	2,007,488 ^k
			(1.0 FTE)	(16.0 FTE)
Highway Safety Grants	500,000			500,000(T) ^l
Aircraft Pool ^{##}	472,399		9,900 ^b	462,499 ^m
				(6.0 FTE)
Aircraft Engine Reserve	180,000			180,000(T) ⁿ
Capitol and Governor's Security	1,985,284	1,246,091		739,193(T) ^o
		(23.0 FTE)		(13.0 FTE)
Highway Road Closure Fund	978,546		461,041 ^b	517,505(T) ^l
Nuclear Materials Transportation	175,279		175,279 ^p	
			(4.0 FTE)	
Hazardous Materials Routing	635,555		92,350 ^a	543,205 ^a
			(1.5 FTE)	(6.5 FTE)
Hazardous Materials Equipment	171,000			171,000 ^a
Vehicle Identification Number Inspections	47,666		47,666 ^r	
Garage Operations	280,463		7,889 ^b	272,574(T) ^s
				(1.0 FTE)
Victim Assistance	223,529			223,529(T) ^t
				(5.0 FTE)
Counter-drug Program ^{##}	2,813,348			2,684,347 ^u
				129,001
				(2.0 FTE)

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Department of Public Safety

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Motor Carrier Safety and Assistance Program Grants	2,300,284						2,300,284 (22.0 FTE)
Federal Safety Grants	1,196,035						1,196,035 (3.8 FTE)
Indirect Cost Assessment	<u>5,066,571</u>				115,287 ^b	4,825,416 ^v	125,868
		82,350,932					

^a These amounts shall be from the Highway Users Tax Fund.

^b Of these amounts, \$830,055 shall be from the E-470 Toll Road Authority, \$470,950 from fees for services collected from non-state agencies, \$133,810 shall be from the Vehicle Identification Number Inspection Fund pursuant to Section 42-5-204, C.R.S., \$2,735 shall be from the Division of Wildlife, and \$489,312 shall be from various sources of cash funds.

^c Of this amount, \$35,597,570 shall be from the Highway Users Tax Fund, \$916,323(T) shall be from Limited Gaming funds appropriated in the Department of Revenue, and \$47,553 shall be from various sources of exempt cash funds.

^d Of this amount, \$29,286 shall be from the E-470 Toll Road Authority, and \$23,921 shall be from the Vehicle Identification Number Inspection Fund pursuant to Section 42-5-204, C.R.S.

^e Of this amount, \$4,345,764 shall be from the Highway Users Tax Fund, and \$48,959(T) shall be from Limited Gaming funds appropriated in the Department of Revenue.

^f Of this amount, \$1,023,595 shall be from the Highway Users Tax Fund, and \$25,262(T) shall be from Limited Gaming funds appropriated in the Department of Revenue.

^g Of this amount, \$6,015,146 shall be from the Highway Users Tax Fund, and \$111,459(T) shall be from Limited Gaming funds appropriated in the Department of Revenue, and \$12,028 shall be from various sources of exempt cash funds.

^h Of this amount, \$4,160,511 shall be from the Highway Users Tax Fund and \$44,118 from various sources of exempt cash funds.

ⁱ Of these amounts, \$380,523 shall be from user fees collected from non-state agencies, \$34,517(T) shall be from the Division of Wildlife in the Department of Natural Resources, and \$147,791 shall be from various sources of cash funds.

^j Of this amount, \$4,778,842 shall be from the Highway Users Tax Fund, \$224,430(T) shall be from the Department of Corrections, \$163,381(T) shall be from the Department of Transportation, \$105,736(T) shall be from Limited Gaming funds appropriated in the Department of Revenue, \$44,647(T) shall be from the Department of Revenue, \$17,021(T) shall be from the Department of Natural Resources, \$5,839(T) shall be from the Department of Higher Education (Adams State College), \$61(T) shall be from the Department of Public Safety (Colorado Bureau of Investigation), \$21(T) shall be from the Department of Agriculture, and \$74,329 from various sources of exempt cash funds.

^k Of this amount, \$1,546,363 shall be from the Highway Users Tax Fund, and \$461,125(T) shall be from user fees collected from other state agencies.

^l These amounts shall be from the Department of Transportation.

^m Of this amount, \$288,407 shall be from the Highway Users Tax Fund, and \$174,092(T) shall be from user fees collected from other state agencies.

ⁿ This amount shall be from reserves in the Aircraft Engine Reserve Fund.

^o Of this amount, \$295,925 shall be from indirect cost recoveries, \$247,592 shall be from the capitol complex leased space rent proceeds transferred from the Department of Personnel, and \$195,676 shall be from the Legislative Department.

^p This amount shall be from the Nuclear Materials Transportation Fund pursuant to Section 42-20-511, C.R.S.

^q This amount shall be from the Hazardous Materials Safety Fund pursuant to Section 42-20-107, C.R.S.

^r This amount shall be from the Vehicle Identification Number Inspection Fund pursuant to Section 42-5-204, C.R.S.

^s This amount shall be from user fees collected from other state agencies.

^t This amount shall be from the Victims Assistance and Law Enforcement Fund appropriated in the Department of Public Safety, Division of Criminal Justice.

^u This amount shall be from local governments for the purchase of counter-drug equipment from the federal government pursuant to Title 10, Chapter 18, Section 381 U.S.C., and shall be classified as exempt pursuant to Section 24-77-102(1), C.R.S.

^v Of this amount, \$4,662,284 shall be from the Highway Users Tax Fund and \$57,261(T) shall be from user agencies for dispatch services, and \$105,871 shall be from various sources of exempt cash funds.

(3) OFFICE OF PREPAREDNESS, SECURITY AND FIRE SAFETY

Personal Services	358,046	84,194 (1.0 FTE)	163,887 ^a (3.0 FTE)	109,965(T) ^b (2.0 FTE)	
Operating Expenses	167,362	7,677	144,514 ^a	15,171(T) ^b	
Federal Grants	925,256				925,256 (6.5 FTE)
Indirect Cost Assessment	<u>26,741</u>		15,933 ^a	10,808(T) ^b	
	1,477,405				

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Personal Services ¹⁷⁰	2,081,230	788,339 (14.5 FTE)		353,583 ^a (5.6 FTE)	503,229 ^b (5.9 FTE)	436,079 (7.5 FTE)
Operating Expenses	217,296	108,692		26,037 ^a	43,141 ^c	39,426
Indirect Cost Assessment	<u>748,941</u>			34,027 ^a	5,085 ^d	709,829
	3,047,467					

^a These amounts shall be from the Victim Assistance and Law Enforcement Fund pursuant to Section 24-33.5-506, C.R.S.

^b Of this amount, \$438,588(T) shall be from indirect cost recoveries, and \$64,641 shall be from reserves in the Drug Offender Surcharge Fund pursuant to Section 18-19-103, C.R.S.

^c Of this amount, \$35,451(T) shall be from indirect cost recoveries, and \$7,690 shall be from reserves in the Drug Offender Surcharge Fund pursuant to Section 18-19-103, C.R.S.

^d This amount shall be from reserves in the Drug Offender Surcharge Fund pursuant to Section 18-19-103, C.R.S.

(B) Victims Assistance

Federal Victims Assistance and Compensation Grants	10,920,517					10,920,517
State Victims Assistance and Law Enforcement Program ^{171, 172}	<u>879,178</u>			879,178 ^a		

11,799,695

^a This amount shall be from the Victims Assistance and Law Enforcement Fund pursuant to Section 24-33.5-506, C.R.S.

(C) Juvenile Justice and Delinquency Prevention

Juvenile Justice Disbursements	<u>1,192,733</u>		1,192,733
	1,192,733		

(D) Community Corrections¹⁷³

Community Corrections Boards Administration	1,343,785	1,343,785	
Transition Programs including standard residential services at an average rate of \$34.70 per day per offender, and specialized substance abuse treatment at an average rate of \$51.05 per day per offender	16,634,114	16,634,114	
Diversions Programs including standard residential services at an average rate of \$34.70 per day per offender, and standard nonresidential services at an average rate of \$4.71 per day per offender	17,754,294	17,754,294	
Transitional Mental Health Bed Differential	222,235	222,235	
Specialized Services	55,000	55,000	
Day Reporting Center	284,382	284,382	
Substance Abuse Treatment Program	<u>533,686</u>		533,686 ^a
	36,827,496		

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Department of Public Safety

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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					FEDERAL FUNDS
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT		
\$	\$	\$	\$	\$	\$	\$	
(E) Crime Control and System Improvement							
State and Local Crime Control and System Improvement Grants	9,900,747						9,900,747
Sex Offender Surcharge Fund Program	152,640			152,640 ^a (1.5 FTE)			
Sex Offender Supervision	277,194	277,194 (3.2 FTE)					
Animal Cruelty	2,000			2,000 ^b			
Colorado Regional and Community Policing Institute	61,390				61,390(T) ^c		
Federal Grants	13,772,566						13,772,566 (28.0 FTE)
	<u>24,166,537</u>						

^a This amount shall be from the Sex Offender Surcharge Fund pursuant to Section 18-21-103, C.R.S.

^b This amount shall be from reserves in the Animal Cruelty Prevention Fund pursuant to Section 18-9-201.7, C.R.S.

^c This amount shall be transferred from custodial funds administered by the P.O.S.T. Board in the Department of Law.

77,033,928

(5) COLORADO BUREAU OF INVESTIGATION**

(A) Administration

Personal Services	304,200	250,177	54,023 ^a		
		(3.0 FTE)	(1.0 FTE)		
Operating Expenses	18,358	12,756	5,602 ^a		
Vehicle Lease Payments	212,774	183,858		19,916(T) ^b	9,000
Federal Grants	824,906				824,906
					(3.0 FTE)
Indirect Cost Assessment	<u>200,024</u>		118,735 ^c	81,289 ^d	
	1,560,262				

^a These amounts shall be from fingerprint and name check processing fees for services collected from non-state agencies.

^b This amount shall be from Limited Gaming funds appropriated in the Department of Revenue.

^c This amount shall be from various sources of cash funds.

^d This amount shall be from various sources of exempt cash funds.

(B) Colorado Crime Information Center (CCIC)⁸

(1) CCIC Program Support

Personal Services	744,976	694,775	50,201		
		(13.8 FTE)	(1.2 FTE)		
Operating Expenses	<u>200,853</u>	120,866	46,194 ^a	19,933(T) ^b	13,860
	945,829				

^a This amount shall be from fees for services collected from non-state agencies.

^b This amount shall be from fees for services collected from other state agencies.

(2) Identification

Personal Services	2,470,637	1,022,427	1,157,732 ^a	290,478(T) ^b	
		(22.3 FTE)	(20.2 FTE)	(4.6 FTE)	
Operating Expenses	3,251,934	244,011	1,615,829 ^a	1,392,094(T) ^b	

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Lease/Lease Purchase Equipment	<u>440,403</u>				240,403 ^a	200,000 ^b	
	6,162,974						

^a These amounts shall be from fingerprint and name check processing fees for services collected from non-state agencies.

^b These amounts shall be from fingerprint and name check processing fees for services collected from other state agencies.

(3) Information Technology

Personal Services	1,102,532		1,055,735		46,797 ^a		
			(16.0 FTE)		(1.0 FTE)		
Operating Expenses	<u>1,292,138</u>		646,406		630,220 ^b	15,512 ^c	
	2,394,670						

^a This amount shall be from fees collected from the Sex Offender Registry pursuant to Section 16-22-110(7), C.R.S.

^b Of this amount, \$584,409 shall be from fingerprint and name check processing fees for services collected from non-state agencies and \$45,811 shall be from fees collected from the Sex Offender Registry pursuant to Section 16-22-110(7), C.R.S.

^c This amount shall be from exempt sources of cash funds.

(C) Laboratory Services

Personal Services	4,126,034		4,126,034				
			(58.5 FTE)				
Operating Expenses	1,328,960		1,295,794			33,166(T) ^a	
Lease/Lease Purchase Equipment	<u>157,386</u>		157,386				
	5,612,380						

^a Of this amount, \$18,328 shall be from the Victims Assistance and Law Enforcement Fund appropriated in the Department of Public Safety, Division of Criminal Justice, and \$14,838 shall be from the Offender Identification Fund.

(D) Investigative Services¹⁷⁴

Personal Services	2,659,365	2,046,635	612,730(T) ^a
		(26.0 FTE)	(7.0 FTE)
Operating Expenses	<u>211,249</u>	160,232	51,017(T) ^a
	2,870,614		

^a These amounts shall be from Limited Gaming funds appropriated in the Department of Revenue.

(E) State Point of Contact - National Instant Criminal Background Check Program

Personal Services	1,000,383	1,000,383
		(22.0 FTE)
Operating Expenses	<u>344,057</u>	344,057
	1,344,440	

20,891,169

TOTALS PART XVII

(PUBLIC SAFETY)^{2,3}	<u>\$196,390,832</u>	<u>\$54,726,129</u>	<u> </u>	<u>\$9,474,947</u>	<u>\$89,008,476^a</u>	<u>\$43,181,280</u>
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^a Of this amount, \$13,923,644 contains a (T) notation, and \$71,928,147 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.

~~2 — All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The~~

information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

~~4 Department of Corrections, Management, Executive Director's Office Subprogram; Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division; and Division of Youth Corrections; Judicial Department, Probation and Related Services; Department of Public Safety, Division of Criminal Justice; Department of Revenue, Motor Vehicle Business Group, Motor Vehicle Division; and Department of Transportation, Office of Transportation Safety -- State agencies involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee. Each agency is still requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from the Drug Offender Surcharge Fund, the Sex Offender Surcharge Fund, the Persistent Drunk Driver Cash Fund, and the Alcohol and Drug Driving Safety Fund, among other programs.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

8 Department of Corrections, Support Services, Information Systems Subprogram; Department of Human Services, Office of Information Technology Services; and Division of Youth Corrections; Judicial Department, Courts Administration, Integrated Information Services; Department of Public Safety, Executive Director's Office, Special Programs, Colorado Integrated Criminal Justice Information System (CICJIS); and Colorado Bureau of Investigation, Colorado Crime Information Center (CCIC) -- The Department of Corrections, the Department of Human Services, the Judicial Department, the Department of Public Safety, and the Colorado District Attorney's Council are requested to develop an update of a plan for consistent policies among all of the agencies for providing public access to criminal history information. The plan should address, but should not be limited to: (1) The pros and cons of bulk distributions of electronic criminal history data to private companies; (2) an update on the success of the Internet access to criminal records initiative; and (3) a uniform fee schedule for providing criminal history information to the public that will be applied in a consistent manner by each of the justice agencies and that will include recovery of a reasonable portion of the costs associated with building and maintaining the information systems of the justice agencies pursuant to Section 24-72-205 (4), C.R.S. The Department of Public Safety is requested to coordinate a report from said agencies to the Joint Budget Committee and the Judiciary Committees of the Senate and House of Representatives by September 1, 2003, summarizing the public access plan and proposing any legislative changes that may be needed to implement the plan.

~~168 Department of Public Safety, Executive Director's Office, Special Programs, Colorado Integrated Criminal Justice Information System (CICJIS) -- It is the intent of the General Assembly that with this appropriation the Colorado Bureau of Investigation in the Department of Public Safety, the Judicial Department, the Department of Corrections, the Division of Youth Corrections in the~~

~~Department of Human Services, and the Colorado District Attorneys' Council should be able to improve the Colorado Integrated Criminal Justice Information System to achieve a match between felony court filings and the initial charges in at least ninety percent of the cases by December 31, 2003, and ninety-five percent of the cases by June 30, 2004.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~169 Department of Public Safety, Colorado State Patrol -- The Department is requested to submit to the Joint Budget Committee a detailed summary of FTE assigned to the field and to special programs on a quarterly basis beginning on August 15, 2003. Each quarterly report should include comparative information about the historical assignment of all uniformed positions, vacant positions, State Patrol Academy graduates, employee turnover (including service and disability retirements), and trooper deployment.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~170 Department of Public Safety, Division of Criminal Justice, Administration, Personal Services -- It is the intent of the General Assembly that the Division of Criminal Justice use the appropriation to this line item to fulfill its statutory responsibilities pertaining to parole guidelines pursuant to section 17-22.5-404 (6), C.R.S.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~171 Department of Public Safety, Division of Criminal Justice, Victims Assistance, State Victims Assistance and Law Enforcement Program -- It is the intent of the General Assembly that the VALE Board allocate \$63,521 from the VALE Fund in FY 2003-04 to the Department of Law for the position of victim services coordinator. The VALE Board is expected to adjust its grant awards to~~

~~other programs and State agencies to accommodate the amount that shall be provided to the Department of Law.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 172 Department of Public Safety, Division of Criminal Justice, Victims Assistance, State Victims Assistance and Law Enforcement Program -- The State VALE Board is requested to submit recommendations on grants to state agencies to the Joint Budget Committee by January 2, 2004.
- 173 Department of Public Safety, Division of Criminal Justice, Community Corrections -- Appropriations for community corrections programs are based on assumptions that providers of community corrections programs will collect client fees of up to \$17 per day for residential programs and up to \$3 per day 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.
- ~~174 Department of Public Safety, Colorado Bureau of Investigation, Investigative Services -- It is the intent of the General Assembly that a portion of the costs for genetic testing of sex offenders shall be paid from the Sex Offender Identification Fund created in Section 24-33.5-415.5, C.R.S., as soon as there are sufficient revenues in the fund. To this end, the General Assembly requests that the Colorado Bureau of Investigation submit a report to the Joint Budget Committee by October 1, 2003, on the revenues and balance of the sex offender identification fund and the cost of genetic testing of sex offenders. This report should also include an analysis of ways to increase the success of collecting reasonable testing fees from sex offenders, including but not limited to evaluating what methods could be implemented to increase revenues or reduce costs in order to make this program~~

~~self-sufficient in future fiscal years.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

APPROPRIATION FROM

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

**PART XVIII
DEPARTMENT OF REGULATORY AGENCIES**

(1) EXECUTIVE DIRECTOR'S OFFICE AND ADMINISTRATIVE SERVICES

Personal Services	3,531,046				3,531,046(T) ^a (53.0 FTE)	
Health, Life, and Dental	1,040,695	29,368		852,944 ^b	158,383(T) ^a	
Short-term Disability	44,266	1,492		35,775 ^b	6,999(T) ^a	
Salary Survey and Senior Executive Service	1,042,869	52,870		811,295 ^b	178,704(T) ^a	
Workers' Compensation	67,681	3,016		56,526 ^b	7,194(T) ^a	945 ^c
Operating Expenses	225,571	3,883		105,064 ^b	116,624(T) ^a	
Legal Services for 82,767 hours	5,031,406	44,451		4,802,062 ^b	70,306(T) ^a	114,587 ^c
Administrative Law Judge Services	279,631	2,758		250,636 ^b	26,237(T) ^a	
Purchase of Services from Computer Center	65,900	723		54,923 ^b	10,254(T) ^a	
Pueblo Data Entry Center Payments	23,972			23,972 ^b		
Multiuse Network Payments	47,570			30,688 ^b	16,882(T) ^a	
Payment to Risk Management and Property Funds	127,556	5,468		101,092 ^b	18,444(T) ^a	2,552 ^c
Vehicle Lease Payments	252,271			252,271 ^b		
Information Technology Asset Maintenance	460,436			303,243 ^b	157,193(T) ^a	
Leased Space	2,325,745	113,052		1,742,794 ^b	441,156(T) ^a	28,743 ^c

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Department of Regulatory Agencies

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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Capitol Complex Leased Space	5,236	4,384		852 ^b		
Hardware/Software Maintenance	657,654	800		399,600 ^b	257,254(T) ^a	
CoverColorado ¹⁷⁵	7,107,278			230,605 ^d	6,876,673 ^e	
Contractual Services to Convert Non-standard Systems	<u>200,000</u>			200,000 ^f		
	22,536,783					

^a Of these amounts, it is estimated that \$4,886,768 shall be from indirect cost recoveries, \$52,278 shall be from the Department of Public Health and Environment, \$50,430 shall be from the Department of Health Care Policy and Financing, and \$7,200 shall be from other departments for sunset reviews.

^b These amounts shall be from various cash sources within the Department.

^c These amounts shall be from the Equal Employment Opportunity Commission, the Department of Housing and Urban Development, and the Health Information Counseling and Assistance Grant Program, and are included for informational purposes only.

^d This amount shall be from interest earned on the CoverColorado Cash Fund created in Section 10-8-530, C.R.S.

^e Of this amount, it is estimated that \$6,692,910 shall be from reserves in the CoverColorado Cash Fund created in Section 10-8-530, C.R.S., and \$183,763 shall be from interest earned on the Unclaimed Property Trust Fund created in Section 38-13-116.5(1)(a), C.R.S.

^f Of this amount, it is estimated that \$100,000 shall be from the Division of Registrations Cash Fund created in Section 24-34-105(2)(b)(I), C.R.S., \$56,250 shall be from the Public Utilities Commission Fixed Utility Fund created in Section 40-2-114, C.R.S., and \$43,750 shall be from the Public Utilities Commission Motor Carrier Fund created in Section 40-2-110.5(6), C.R.S.

(2) DIVISION OF BANKING

Personal Services	2,568,839
	(38.5 FTE)
Operating Expenses	213,569
Board Meeting Costs	11,500

Indirect Cost Assessment	<u>418,711</u>		
		3,212,619	3,212,619 ^a

^a This amount shall be from the Division of Banking Cash Fund created in Section 11-2-114.5, C.R.S.

(3) CIVIL RIGHTS DIVISION

Personal Services	1,389,974	799,810 (14.0 FTE)	164,711(T) ^a (2.0 FTE)	425,453 ^b (9.0 FTE)
Operating Expenses	127,373	38,426		88,947 ^b
Hearings Pursuant to Complaint	6,000	5,000		1,000 ^b
Commission Meeting Costs	21,000	5,174		15,826 ^b
Indirect Cost Assessment	<u>51,503</u>			51,503 ^b
		1,595,850		

^a This amount shall be from indirect cost recoveries.

^b These amounts shall be from the Equal Employment Opportunity Commission and the Department of Housing and Urban Development, and are included for informational purposes only.

(4) OFFICE OF CONSUMER COUNSEL

Personal Services	710,410 (7.0 FTE)		
Operating Expenses	58,657		
Indirect Cost Assessment	<u>76,129</u>		
		845,196	845,196 ^a

^a This amount shall be from the Public Utilities Commission Fixed Utility Fund created in Section 40-2-114, C.R.S.

(5) DIVISION OF FINANCIAL SERVICES

Personal Services	782,917 (11.0 FTE)
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Operating Expenses	74,976						
Indirect Cost Assessment	<u>119,632</u>						
		977,525			977,525 ^a		

^a This amount shall be from the Division of Financial Services Cash Fund created in Section 11-40-106(2), C.R.S.

(6) DIVISION OF INSURANCE

Personal Services	4,995,856						
	(76.0 FTE)						
Operating Expenses	401,075						
Senior Health Counseling Program	344,000						
	(2.0 FTE)						
Workers' Compensation Studies	67,725						
PIP Exam Program	100,000						
Insurance Fraud Prosecution	277,875						
Indirect Cost Assessment	<u>890,148</u>						
		7,076,679			6,635,618 ^a	80,225 ^b	360,836 ^c

^a Of this amount, \$6,535,618 shall be from the Division of Insurance Cash Fund created in Section 10-1-103(3), C.R.S., and \$100,000 shall be from reimbursements from insurance companies for travel expenses. Reimbursement moneys are shown for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution and are continuously appropriated under Section 10-1-204 (9), C.R.S.

^b Of this amount, \$67,725 shall be from reserves in the Workers' Compensation Cash Fund created in Section 8-44-112(7), C.R.S., and \$12,500 shall be from the Motorist Insurance Identification Account in the Highway Users Tax Fund created in Section 42-3-134, C.R.S.

^c This amount shall be from the Health Information Counseling and Assistance Grant Program and is included for informational purposes only.

(7) PUBLIC UTILITIES COMMISSION

Personal Services	6,917,960			
	(92.7 FTE)			
Operating Expenses	412,621			
Expert Testimony	25,000			
Highway Crossing Payments	163,524			
Disabled Telephone Users Fund Payments	3,300,000			
Transfer to Reading Services for the Blind Cash Fund	93,800			
Transfer to Commission for the Deaf and Hard of Hearing Cash Fund	25,000			
Low Income Telephone Assistance	270,635			
Indirect Cost Assessment	<u>1,008,170</u>			
	12,216,710	11,888,219 ^a	328,491 ^b	

^a Of this amount, it is estimated that \$6,470,821 shall be from the Public Utilities Commission Fixed Utility Fund created in Section 40-2-114, C.R.S., \$3,440,475 shall be from the Disabled Telephone Users Fund created in Section 40-17-104(1), C.R.S., \$1,683,276 shall be from the Public Utilities Commission Motor Carrier Fund created in Section 40-2-110.5(6), C.R.S., \$270,635 shall be from the Low-Income Telephone Assistance Fund created in Section 40-3.4-108(2), C.R.S., \$13,524 shall be from interest earned on the Highway Crossing Protection Fund created in Section 43-4-201(2), C.R.S., and \$9,488 shall be from the Colorado High Cost Administration Fund created in Section 40-15-208(3), C.R.S. Of this amount, \$3,440,475 is shown for 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 Section 40-17-104, C.R.S.

^b Of this amount, it is estimated that \$150,000 shall be from reserves in the Highway Crossing Protection Fund created in Section 43-4-201(2), C.R.S., \$128,510 shall be from reserves in the Colorado High Cost Administration Fund created in Section 40-15-208(3), C.R.S., and \$49,981 shall be from reserves in the Disabled Telephone Users Fund created in Section 40-17-104(1), C.R.S.

(8) DIVISION OF REAL ESTATE

Personal Services	2,371,493
	(37.0 FTE)

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Operating Expenses	188,499					
Commission Meeting Costs	21,925					
Hearings Pursuant to Complaint	4,427					
CBI/FBI Record Checks	144,000					
Payments from the Real Estate Recovery Fund	200,000					
Indirect Cost Assessment	<u>402,398</u>					
	3,332,742			3,332,742 ^a		

^a Of this amount, \$3,132,742 shall be from the Division of Real Estate Cash Fund created in Section 12-61-111.5(2)(b), C.R.S., and \$200,000 shall be from the Real Estate Recovery Fund created in Section 12-61-301(1), C.R.S.

(9) DIVISION OF REGISTRATIONS

Personal Services	9,088,553					
	(152.4 FTE)					
Operating Expenses	1,316,368					
Hearings Pursuant to Complaint	304,075					
Payments to Department of Health Care Policy and Financing	12,844					
Indirect Cost Assessment	<u>3,351,728</u>					
	14,073,568			12,102,688 ^a	1,970,880(T) ^b	

^a This amount shall be from the Division of Registrations Cash Fund created in Section 24-34-105(2)(b)(I), C.R.S.

^b Of this amount, it is estimated that \$1,441,552 shall be from indirect cost recoveries, \$269,428 shall be from the Department of Public Health and Environment, and \$259,900 shall be from the Department of Health Care Policy and Financing.

(10) DIVISION OF SECURITIES

Personal Services	1,566,321				
	(20.0 FTE)				
Operating Expenses	45,439				
Hearings Pursuant to Complaint	19,594				
Board Meeting Costs	5,746				
Securities Fraud Prosecution	385,893				
Indirect Cost Assessment	<u>217,512</u>				
		2,240,505		2,240,505 ^a	

^a This amount shall be from the Division of Securities Cash Fund created in Section 11-51-707(2).

TOTALS PART XVIII

(REGULATORY AGENCIES)^{2,3}	<u>\$68,108,177</u>	<u>\$1,110,675</u>	<u> </u>	<u>\$51,489,454</u>	<u>\$14,417,656^a</u>	<u>\$1,090,392</u>
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^a Of this amount, \$7,132,267 contains a (T) notation.

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

~~2 — All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.
- 175 Department of Regulatory Agencies, Executive Director's Office and Administrative Services, CoverColorado -- The Director's Office is requested by the General Assembly to provide a report to the Joint Budget Committee on July first and on January first that updates the enrollment, revenue, expenditure, and fund balance projections for the CoverColorado program. These projections should include anticipated assessments to insurers, enrollment numbers and fund balance for June 30 of the next three fiscal years.

APPROPRIATION FROM

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

**PART XIX
DEPARTMENT OF REVENUE**

(1) EXECUTIVE DIRECTOR'S OFFICE

Personal Services	2,424,669		1,164,464		366,197 ^a	894,008 ^b
	(35.5 FTE)					
Health, Life, and Dental	2,731,323		1,837,923		94,736 ^c	798,664 ^d
Short-term Disability	104,539		59,159		11,493 ^c	33,887 ^d
Salary Survey and Senior Executive Service	2,247,594		1,506,147		91,155 ^c	650,292 ^d
Shift Differential	153,105		46,477		3,015 ^c	103,613 ^d
Workers' Compensation	480,954		337,312		13,627 ^c	130,015 ^d
Operating Expenses	662,316		445,330		46,214 ^c	170,772 ^d
Legal Services for 9,379 hours	570,105		376,428		145,835 ^c	47,842 ^d
Purchase of Services from Computer Center	3,494,132		3,491,696			2,436 ^d
Multiuse Network Payments	1,839,310		696,700		73,743 ^c	1,068,867 ^d
Payment to Risk Management and Property Funds	291,600		201,129		8,614 ^c	81,857 ^d
Vehicle Lease Payments	368,920		173,644		57,080 ^c	138,196 ^d
Leased Space	1,781,895		1,709,832		25,605 ^c	46,458 ^d
Capitol Complex Leased Space	1,395,285		1,095,712		62,181 ^c	237,392 ^d
Communications Services Payments	44,124		12,411		3,103 ^c	28,610 ^d

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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Lease Purchase -- 1881 Pierce Street	795,948			176,937 ^c	619,011 ^d	
Utilities	<u>147,589</u>	83,833			63,756 ^d	
	19,533,408					

^a Of this amount, \$232,341 (T) shall be from the State Lottery Fund for indirect cost recoveries, \$67,103 shall be from the Liquor Enforcement Cash Fund for indirect cost recoveries, \$66,167 shall be from the Auto Dealers License Fund for indirect cost recoveries, and \$586 shall be from various sources of cash funds.

^b Of this amount, \$425,710 shall be from the Highway Users Tax Fund in the Ports of Entry in the Motor Carrier Services Division of which \$423,813 is for indirect cost recoveries, \$227,788 shall be from the Colorado State Titling and Registration Account for indirect cost recoveries, \$145,378(T) shall be from the Limited Gaming Fund for indirect cost recoveries, \$49,728 shall be from the Automotive Inspection and Readjustment Account for indirect cost recoveries, \$25,666 shall be from the Motorist Insurance Identification Database Account for indirect cost recoveries, \$16,041 shall be from a grant from the Tobacco Education, Prevention, and Cessation Program established in Part 8 of Article 3.5, Title 25, C.R.S., for indirect cost recoveries, and \$3,697 shall be from various sources of cash funds exempt.

^c Of these amounts, \$132,766 shall be from the Liquor Enforcement Cash Fund, \$128,593 shall be from the Auto Dealers License Fund, and \$551,979 shall be from various sources of cash funds.

^d Of these amounts, \$1,023,552 shall be from the Highway Users Tax Fund for the Ports of Entry in the Motor Carrier Services Division, \$458,838 shall be from the Colorado State Titling and Registration Account, \$260,754(T) shall be from the Limited Gaming Fund, \$73,527 shall be from the Automotive Inspection and Readjustment Account, \$70,820 shall be from the State Lottery Fund, \$45,997 shall be from Drivers License Revocation Account, \$4,426 shall be from the Motorist Insurance Identification Database Account, \$2,572 shall be from a grant from the Tobacco Education, Prevention, and Cessation Program established in Part 8 of Article 3.5, Title 25, C.R.S., and \$2,281,182 shall be from various sources of exempt cash funds.

(2) INFORMATION TECHNOLOGY DIVISION^{176, 177}

(A) Systems Support

Personal Services	5,365,992	3,913,191	494,570 ^a	958,231 ^b
	(79.6 FTE)			
Operating Expenses	652,532	652,532		

Programming Costs for 2003

Session Legislation ¹⁷⁸	95,887	16,936	78,951 ^c
	<u>(2.2 FTE)</u>		
	6,114,411		

^a Of this amount, \$308,592 shall be from the Auto Dealers License Fund for indirect cost recoveries, \$37,829(T) shall be from the State Lottery Fund for indirect cost recoveries, \$107,064 shall be from the Liquor Enforcement Cash Fund for indirect cost recoveries, \$36,217 shall be from the Trade Name Registration Fund for indirect cost recoveries, and \$3,727 shall be from the Aviation Fund for indirect cost recoveries, and \$1,141 shall be from the Waste Tire Disposal Fund for indirect cost recoveries.

^b Of this amount, \$452,726(T) shall be from the Limited Gaming Fund for indirect cost recoveries, \$243,622 shall be from the Colorado State Titling and Registration Account for indirect cost recoveries, \$179,619 shall be from the Drivers License Revocation Account for indirect cost recoveries, \$37,238 shall be from the Automobile Inspection and Readjustment Account for indirect cost recoveries, \$36,639 shall be from the Outstanding Judgements and Warrants Account for indirect cost recoveries, and \$8,387 shall be from a grant from the Tobacco Education, Prevention, and Cessation Program established in Part 8 of Article 3.5, Title 25, C.R.S.

^c This amount shall be from various sources of exempt cash funds.

(B) Colorado State Titling and Registration System

Personal Services	2,135,342	697 ^a	2,134,645 ^b
	(31.5 FTE)		
Operating Expenses	2,585,465		2,585,465 ^b
CSTRS Rewrite Project Personal Services	387,728		387,728 ^b
	(6.0 FTE)		
CSTRS Rewrite Project Operating Expenses	<u>384,347</u>		384,347 ^b
	5,492,882		

^a This amount shall be from the Auto Dealers License Fund.

^b These amounts shall be from the Colorado State Titling and Registration Account.

11,607,293

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(3) TAXATION BUSINESS GROUP						
(A) Administration						
Personal Services	532,579	532,579				
	(7.0 FTE)					
Operating Expenses	<u>15,000</u>	15,000				
	547,579					
(B) Cash and Document Processing Division						
Personal Services	5,314,307	4,363,650		417,081 ^a	533,576 ^b	
	(123.2 FTE)					
Seasonal Tax Processing	397,428	397,428				
Operating Expenses	3,578,375	3,397,545			180,830 ^d	
Pueblo Data Entry Center Payments	1,638,153	1,638,153				
Microfilm	344,039	344,039				
Lease Purchase--Phone System	<u>77,714</u>	62,048		4,235 ^c	11,431 ^d	
	11,350,016					

^a Of this amount, \$331,963 shall be from the Trade Name Registration Fund for indirect cost recoveries, \$38,234 shall be from the Auto Dealers License Fund for indirect cost recoveries, \$31,630 shall be from the Liquor Enforcement Cash Fund for indirect cost recoveries, \$10,596 shall be from the Aviation Fund for indirect cost recoveries, and \$4,658(T) shall be from the State Lottery Fund for indirect cost recoveries.

^b Of this amount, \$513,657 shall be from the Colorado State Titling and Registration Account for indirect cost recoveries, and \$19,919(T) shall be from the Limited Gaming Fund for indirect cost recoveries.

^c Of this amount, \$2,813 shall be from the Auto Dealers License Fund, and \$1,422 shall be from the Liquor Enforcement Cash Fund.

^d Of these amounts, \$86,945 shall be from the Identification Security Fund, \$49,942 shall be from the Outstanding Judgements and Warrants Account, \$47,129 shall be from the Colorado State Titling and Registration Account, \$5,906 shall be from the Highway Users Tax Fund for the Ports of Entry in the Motor Carrier Services Division, and \$2,339 shall be from the Automobile Inspection and Readjustment Account.

(C) Taxation and Compliance Division

Personal Services	13,240,785 (217.4 FTE)	13,079,867		160,918(T) ^a	
Operating Expenses	637,761	637,761			
Joint Audit Program	131,244	131,244			
Joint Federal/State Motor Fuel Tax	25,757				25,757
Mineral Audit Program	1,341,814 (11.0 FTE)			41,814(T) ^b	1,300,000 ^c
	<u>15,377,361</u>				

^a This amount shall be from the Mineral Audit Program for indirect cost recoveries.

^b This amount shall be from the Department of Natural Resources. Of this amount, \$41,314 shall be from the State Land Board Administration Fund, and \$500 shall be from the Oil and Gas Conservation Fund.

^c Included in this amount is \$160,918 in indirect cost recoveries.

(D) Taxpayer Service Division¹⁷⁹

Personal Services	3,936,506 (74.2 FTE)	3,678,935	247,025 ^a	10,546(T) ^b
Operating Expenses	<u>428,369</u>	428,369		
	4,364,875			

^a Of this amount, \$237,756 shall be from the Trade Name Registration Fund for indirect cost recoveries, \$6,357 shall be from the Aviation Fund, \$2,032 shall be from the Waste Tire Disposal Fund for indirect cost recoveries, and \$880 shall be from the Tax Lien Certification Fund for indirect cost recoveries.

^b This amount shall be from the Debt Collection Fund for indirect cost recoveries.

(E) Office of Tax Analysis

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Personal Services	482,724		482,724				
	(6.0 FTE)						
Operating Expenses	<u>12,413</u>		12,413				
	495,137						
(F) Tax Conferee							
Personal Services	777,980		777,980				
	(9.0 FTE)						
Operating Expenses	<u>15,102</u>		15,102				
	793,082						
(G) Special Purpose							
Cigarette Tax Rebate	15,800,000		15,800,000 ^a				
Old Age Heat and Fuel and Property Tax Assistance Grant	16,900,000		16,900,000 ^a				
Alternative Fuels Rebate	<u>200,000</u>				200,000 ^b		
	32,900,000						

^a 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 and, therefore, are not subject to the limitation of General Fund appropriations as set forth in Section 24-75-201.1 (1) (a) (III) (C), C.R.S.

^b This amount shall be from the Alternative Fuels Rebate Fund.

65,828,050

(4) MOTOR VEHICLE BUSINESS GROUP

(A) Administration

Personal Services	761,531	553,642	7,089 ^a	200,800 ^b
	(8.0 FTE)			
Operating Expenses	<u>60,904</u>	60,904		
	822,435			

^a Of this amount, \$5,671 shall be from the Hazardous Materials Safety Fund, and \$1,418 shall be from the Nuclear Materials Transportation Fund.

^b Of this amount, \$189,458 shall be from the Highway Users Tax Fund for the Ports of Entry in the Motor Carrier Services Division, and \$11,342 shall be from the Motorist Insurance Identification Database Account.

(B) Motor Vehicle Division^d

Personal Services	12,806,428	11,984,654		821,774 ^a
	(324.6 FTE)			
Operating Expenses	1,005,400	1,000,161	2,000 ^b	3,239 ^c
Drivers License Documents	3,478,361	2,814,140		664,221 ^c
License Plate Ordering	<u>3,124,902</u>			3,124,902 ^d
	20,415,091			

^a Of this amount, \$285,219 shall be from the Colorado State Titling and Registration Account for indirect cost recoveries, \$214,188 shall be from the Outstanding Judgements and Warrants Account for indirect cost recoveries, \$195,471 shall be from the Drivers License Revocation Account for indirect cost recoveries, \$70,221 shall be from the Automobile Inspection and Readjustment Account for indirect cost recoveries, and \$56,675 shall be from the Penalty Assessment Account for indirect cost recoveries.

^b This amount shall be from the Persistent Drunk Driver Cash Fund pursuant to Section 42-3-130.5 (1), C.R.S.

^c These amounts shall be from the Identification Security Fund pursuant to Section 42-1-220 (1), C.R.S.

^d Of this amount, \$3,096,923 shall be from the Highway Users Tax Fund, and \$27,979 shall be from fees credited the Special License Plate Account created in Section 42-3-122.5, C.R.S., for American Indian special license plates required by Section 42-3-116.7 (2) (a), C.R.S., and Veteran of the Korean War special license plates required by Section 42-3-115.5 (1) (a) (VIII), C.R.S. Of the amount from the Highway Users Tax Fund, \$1,935,960 is exempt from the statutory limit on Highway Users Tax Fund appropriations pursuant to Section 43-4-201 (3) (a) (II) (L), C.R.S.

(C) Motor Carrier Services Division

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Personal Services	6,970,252 (143.0 FTE)		686,678		59,139 ^a	6,224,435 ^b	
Operating Expenses	546,212		57,944		500 ^c	487,768 ^b	
Fuel Tracking System	567,571 (1.5 FTE)					567,571 ^d	
Controlled Maintenance - Fixed and Mobile Ports	83,784					83,784 ^b	
Motor Carrier Safety Assistance Program	599,861 (8.5 FTE)						599,861
Hazardous Materials Permitting Program	180,461 (4.0 FTE)				180,461 ^e		
	<u>8,948,141</u>						

^a Of this amount, \$38,219 shall be from the Nuclear Materials Transportation Fund pursuant to Section 42-20-511, C.R.S., and \$20,920 shall be from the Aviation Fund.

^b These amounts shall be from the Highway Users Tax Fund.

^c This amount shall be from the Nuclear Materials Transportation Fund pursuant to Section 42-20-511, C.R.S.

^d This amount shall be from the Highway Users Tax Fund and is exempt from the statutory limit on Highway Users Tax Fund appropriations pursuant to Section 43-4-201 (3) (a) (V), C.R.S.

^e This amount shall be from the Hazardous Materials Safety Fund pursuant to Section 42-20-511, C.R.S.

(D) Vehicle Emissions

Personal Services	907,817 (15.5 FTE)					907,817 ^a	
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Operating Expenses	<u>154,729</u>				154,729 ^a
	1,062,546				

^a These amounts shall be from the Automobile Inspection and Readjustment Account of the Highway Users Tax Fund.

(E) Titles

Personal Services	1,449,725				1,449,725 ^a
	(38.5 FTE)				
Operating Expenses	<u>197,389</u>				197,389 ^a
	1,647,114				

^a These amounts shall be from the Colorado State Titling and Registration Account.

(F) Motorist Insurance Identification Database Program¹⁸⁰

Personal Services	1,586,448				1,586,448 ^a
	(8.0 FTE)				
Operating Expenses	<u>16,500</u>				16,500 ^a
	1,602,948				

^a These amounts shall be from the Motorist Insurance Identification Database Account.

34,498,275

(5) ENFORCEMENT BUSINESS GROUP

(A) Administration

Personal Services	437,584	60,387	244,180 ^a	133,017 ^b
	(6.0 FTE)			
Operating Expenses	<u>10,880</u>	10,880		
	448,464			

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

^a Of this amount, \$107,756(T) shall be from the State Lottery Fund for indirect cost recoveries, \$71,945 shall be from the Auto Dealer License Fund for indirect cost recoveries, and \$64,479 shall be from the Liquor Enforcement Cash Fund for indirect cost recoveries.

^b Of this amount, \$81,718 shall be from the Drivers License Revocation Account for indirect cost recoveries, \$34,601(T) shall be from the Limited Gaming Fund for indirect cost recoveries, and \$16,698 shall be from a grant from the Tobacco Education, Prevention, and Cessation Program established in Part 8 of Article 3.5, Title 25, C.R.S., for indirect cost recoveries.

(B) State Lottery Division^{181, 182}

Personal Services	7,999,032
	(128.0 FTE)
Operating Expenses	1,946,994
Legal Services for 665 hours	40,425
Purchase of Services from Computer Center	8,834
Vehicle Lease Payments	181,492
Payments to Other State Agencies	340,488
Telecommunications	397,412
Travel	119,941
Leased Space	774,513
Capitol Complex Leased Space	4,557
Marketing and Communications	9,097,225
Multi-State Lottery Fees	177,433
Vendor Fees	8,185,514
Prizes	280,095,384
Powerball Prize Variance	4,610,000
Retailer Compensation ¹⁸³	35,566,840

Ticket Costs	3,991,040	
Indirect Cost Assessment	<u>384,804</u>	
	353,921,928	353,921,928 ^a

^a This amount shall be from the State Lottery Fund pursuant to Section 24-35-210, C.R.S.

(C) Limited Gaming Division

Personal Services	5,276,445	
	(72.0 FTE)	
Workers' Compensation	24,407	
Operating Expenses	694,667	
Legal Services for 2,720 hours	165,349	
Payment to Risk Management and Property Funds	12,039	
Vehicle Lease Payments	104,772	
Leased Space	54,384	
Lease Purchase -- 1881 Pierce Street	195,608	
Licensure Activities	181,497	
Investigations	263,964	
Payments to Other State Agencies	2,514,855	
Distribution to Gaming Cities and Counties	22,365,537	
Indirect Cost Assessment	<u>721,817</u>	
	32,575,341	32,575,341 ^a

^a This amount shall be from the Limited Gaming Fund pursuant to Section 12-47.1-701, C.R.S. 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.

(D) Liquor Enforcement Division

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Personal Services	1,346,055				1,346,055 ^a		
	(19.0 FTE)						
Operating Expenses	<u>51,323</u>				51,323 ^a		
	1,397,378						

^a These amounts shall be from the Liquor Enforcement Cash Fund pursuant to Section 24-35-401, C.R.S.

(E) Tobacco Enforcement Program

Personal Services	394,535		139,308			255,227 ^a	
	(7.0 FTE)						
Operating Expenses	<u>27,943</u>		5,563			22,380 ^a	
	422,478						

^a These amounts shall be from a grant from the Tobacco Education, Prevention, and Cessation Program established in Part 8 of Article 3.5, Title 25, C.R.S.

(F) Division of Racing Events

Personal Services	1,447,347		1,447,347				
	(19.0 FTE)						
Operating Expenses	97,845		97,845				
Laboratory Services	104,992		104,992				
Commission Meeting Costs	1,200		1,200				
Racetrack Applications	25,000				25,000 ^a		
Purses and Breeders Awards	<u>1,106,142</u>				1,106,142 ^b		
	2,782,526						

^a This amount shall be from application fees pursuant to Section 12-60-506, C.R.S.

^b This amount shall be from racing tax revenues for the Supplemental Purses and Breeders Awards program. 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, pursuant to Section 12-60-704, C.R.S.

(G) Hearings Division

Personal Services	1,566,655	1,566,655 ^a
	(24.0 FTE)	
Operating Expenses	<u>56,276</u>	56,276 ^a
	1,622,931	

^a These amounts shall be from the Drivers License Revocation Account pursuant to Section 42-2-132 (4) (b), C.R.S.

(H) Motor Vehicle Dealer Licensing Board

Personal Services	1,186,467	1,186,467 ^a
	(21.2 FTE)	
Operating Expenses	<u>55,768</u>	55,768 ^a
	1,242,235	

^a These amounts shall be from the Auto Dealers License Fund.

394,413,281

TOTALS PART XIX

(REVENUE)^{2,3}	<u>\$525,880,307</u>	<u>\$99,541,338^a</u>	<u> </u>	<u>\$39,182,608^b</u>	<u>\$385,230,743^c</u>	<u>\$1,925,618</u>
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^a Of this amount, \$32,700,000 is included as information for the purpose of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. As this amount is continuously appropriated by a permanent statute or constitutional provision it is not subject to the limitation of General Fund Appropriations as set forth in Section 24-75-201.1 (1) (a) (III) (c), C.R.S.

^b Of this amount, \$382,584 contains a (T) notation.

^c Of this amount, \$1,126,656 contains a (T) notation, and \$12,105,107 is from the Highway Users Tax Fund. Of the Highway Users Tax Fund moneys, \$2,503,531 is exempt from the statutory limit on Highway Users Tax Fund appropriations pursuant to Section 43-4-201 (3), C.R.S.

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

~~2 All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

~~4 Department of Corrections, Management, Executive Director's Office Subprogram; Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division; and Division of Youth Corrections; Judicial Department, Probation and Related Services;~~

~~Department of Public Safety, Division of Criminal Justice, Department of Revenue, Motor Vehicle Business Group, Motor Vehicle Division, and Department of Transportation, Office of Transportation Safety -- State agencies involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee. Each agency is still requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from the Drug Offender Surcharge Fund, the Sex Offender Surcharge Fund, the Persistent Drunk Driver Cash Fund, and the Alcohol and Drug Driving Safety Fund, among other programs.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~176 Department of Revenue, Information Technology Division -- The Department of Revenue is requested to submit a status report on the Department's major computer projects to the Joint Budget Committee with its November 1 budget request. The following projects should be included in this report: (1) Colorado State Titling and Registration System; (2) the Colorado Tax Application; and (3) the Lottery Division's Wang System Replacement. The status report should include a summary of any problems that have been encountered with revised time and cost estimates to complete the projects.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~177 Department of Revenue, Information Technology Division -- The Department of Revenue is requested to consistently reflect additional computer programming costs in fiscal notes for proposed legislation. The Department is requested to meet with the Legislative Council fiscal note staff and the Joint Budget Committee staff in an effort to continually revise and update the policy of~~

~~reflecting programming costs with regard to legislative bills. The Department is requested to submit, with its November 2003 budget request for FY 2004-05, a memorandum explaining its policy with respect to reflecting additional computer programming costs in fiscal notes for legislation during the 2004 legislative session. The Department is requested to submit a negative supplemental request for any estimated savings associated with implementing legislation enacted during the 2003 legislative session.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 178 Department of Revenue, Information Technology Division, Programming Costs for 2003 Session Legislation -- The Department of Revenue is requested to submit a report to the Joint Budget Committee by June 30, 2003, summarizing the estimated computer programming costs to implement legislation enacted during the 2003 session. These cost estimates should include any economies of scale that may exist because multiple bills passed which affect similar systems. The Department is also requested to submit a report to the Joint Budget Committee by December 31, 2003, summarizing the actual programming costs of bills to implement legislation enacted during the 2003 legislative session.
- 179 Department of Revenue, Taxation Business Group, Taxpayer Service Division -- The Department of Revenue is requested to provide a report to the Joint Budget Committee by October 1, 2003, that summarizes telephone service provided by the Department's call center. The report should summarize the Taxpayer Service Division's income tax telephone service and should indicate if the Department is meeting its performance standards. The report should include a summary of call volumes, blockage rates, average wait times, and the number of customers served with the Interactive Voice Response System. If performance standards were not met during the 2003 tax season, the report should include a strategic plan to mitigate the problem. The report should include the results of trunk studies conducted during the 2003 tax season to determine call volumes and

blockage rates.

~~180~~ Department of Revenue, Motor Vehicle Business Group, Motorist Insurance Identification Database Program -- The Department is requested to submit a progress report to the Joint Budget Committee on the implementation of this program by November 1, 2003. The report is requested to summarize: (a) the steps taken by the Department to implement the statutory provisions authorizing the Department to administratively suspend motor vehicle registrations for failure to provide proof of insurance; (b) the resources that have been used to suspend motor vehicle registrations; (c) the number of administrative suspensions from July 1, 2002, through September 30, 2003; and (d) the number of individuals who have failed to provide proof of insurance within 45 days of being requested to do so by the Department from July 1, 2002, through September 30, 2003.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~181~~ Department of Revenue, Enforcement Business Group, State Lottery Division -- The State Lottery Division shall deposit all liquidated damages into the Lottery Fund. The Department shall not receive any goods or services in lieu of an assessment of liquidated damages nor shall the Department require a vendor to purchase goods or services in lieu of an assessment of liquidated damages.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

~~182~~ Department of Revenue, Enforcement Business Group, State Lottery Division -- The State Lottery Division is requested to submit a report to the Joint Budget Committee by November 1, 2003, summarizing the specific provisions and costs of the new online vendor contract, including a discussion of expanded functionality and ongoing cost savings as compared to the previous online

~~vendor contract. The report should also summarize and explain any potential increases in contract expenditures expected during FY 2004-05 and throughout the life of the contract, and should offer a comparison of these expenditures to the estimates offered as support for the Joint Budget Committee's approval of the new online vendor contract in the Department's FY 2003-04 budget request.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 183 Department of Revenue, Enforcement Business Group, State Lottery Division, Retailer Compensation -- The Joint Budget Committee requests that the State Lottery Division and the State Lottery Commission notify the Joint Budget Committee of any increases in the retailer compensation fee, including any changes in the current bonus or commission compensation schedules, prior to any future contractual agreements made with retailers.

APPROPRIATION FROM

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

**PART XX
DEPARTMENT OF STATE**

(1) ADMINISTRATION¹⁸⁴

Personal Services	3,917,565					
	(84.6 FTE)					
Health, Life, and Dental	199,419					
Short-term Disability	7,818					
Salary Survey and Senior Executive Service	164,109					
Workers' Compensation	3,779					
Operating Expenses	582,829					
Legal Services for 1,700 hours	103,343					
Administrative Law Judge Services	28,336					
Purchase of Services from Computer Center	18,013					
Multiuse Network Payments	92,476					
Payment to Risk Management and Property Funds	16,653					
Vehicle Lease Payments	4,958					
Leased Space	736,181					
Indirect Cost Assessment	150,049					
Discretionary Fund	<u>5,000</u>					
	6,030,528			6,030,528*		

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Department of State

3443

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

^a Of this amount, \$5,155,385 shall be from the Department of State Cash Fund created pursuant to Section 24-21-104 (3)(b), C.R.S., \$607,964 shall be from the Central Information System Cash Fund created pursuant to Section 4-9.3-105 (3.4), C.R.S., and \$267,179 shall be from the Notary Administration Cash Fund created pursuant to Section 12-55-102.5 (1), C.R.S.

(2) SPECIAL PURPOSE

Local Election Reimbursement	876,270	
Electronic Filing Grants to Counties	617,232	
Initiative and Referendum	50,000	
Master List Distribution Contract	<u>80,000</u>	
	1,623,502	1,623,502 ^a

^a Of this amount, \$926,270 shall be from the Department of State Cash Fund created pursuant to Section 24-21-104 (3)(b), C.R.S., \$617,232 shall be from the Clerk and Recorder Electronic Filing Technology Fund created pursuant to Section 30-10-422 (1), C.R.S., and \$80,000 shall be from the Central Information System Cash Fund created pursuant to Section 4-9.3-105 (3.4), C.R.S.

(3) INFORMATION TECHNOLOGY SERVICES

Personal Services	2,853,878
	(23.0 FTE)
Operating Expenses	540,576
Hardware/Software Maintenance	922,232
Information Technology Asset Management	<u>330,823</u>

^a Of this amount, \$3,610,603 shall be from the Department of State Cash Fund created pursuant to Section 24-21-104 (3)(b), C.R.S., \$888,777 shall be from the Central Information System Cash Fund created pursuant to Section 4-9.3-105 (3.4), C.R.S., and \$148,129 shall be from the Notary Administration Cash Fund created to Section 12-55-102.5 (1), C.R.S.

TOTALS PART XX

(STATE)^{2, 3, 185}

\$12,301,539

\$12,301,539

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

~~2~~ ~~All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

184 Department of State, Administration, Elections Division -- The Department of State is requested to provide to the Joint Budget Committee by August 1, 2003, a copy of its plan to comply with the provisions of the Help America Vote Act of 2002. This plan should also include the Department's projected need for matching dollars and related FTE in future fiscal cycles and whether those moneys will be wholly provided by the State or partially obtained from local municipalities. If federal funding has not been approved by August 1, 2003, the Department should also provide details regarding the amount of money that has been spent to meet federal deadlines and the present status of federal funding.

185 Department of State, Totals -- The Department of State is requested to provide to the Joint Budget Committee by September 1, 2003, an analysis of its information systems programs that demonstrates savings related to FTE and other related expenses from January 1, 1999, through the present. This analysis should include applicable sections within Administration, Special Purpose, and Information Technology Services.

APPROPRIATION FROM

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

**PART XXI
DEPARTMENT OF TRANSPORTATION**

(1) OFFICE OF TRANSPORTATION SAFETY⁴

Persistent Drunk Driver Program	100,000			100,000 ^a		
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^a This amount shall be from the Persistent Drunk Driver Cash Fund created in Section 42-3-130.5 (1), C.R.S.

(2) DIVISION OF AERONAUTICS

Personal Services	468,598			321,943 ^a		146,655 ^b
				(5.0 FTE)		(3.0 FTE)
Health, Life, and Dental	19,264			12,219 ^a		7,045 ^b
Short-term Disability	613			416 ^a		197 ^b
Salary Survey and Senior Executive Service	16,512			11,008 ^a		5,504 ^b
Workers' Compensation	564			564 ^a		
Operating Expenses	67,966			67,966 ^a		
Legal Services for 35 hours	2,128			2,128 ^a		
Vehicle Lease Payments	7,980			7,980 ^a		
Leased Space	25,133			25,133 ^a		
Communications Services Payments	1,530			1,530 ^a		
Indirect Cost Assessment	24,892			24,892 ^a		

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Department of Transportation

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Federal Grants and Refunds	190,599						190,599 ^b
Formula Refunds	10,484,234				10,484,234 ^a		
Discretionary Grants	<u>4,024,017</u>				4,024,017 ^a		
		15,334,030					

^a These amounts shall be from the Aviation Fund created in Section 43-10-109 (1), C.R.S.

^b These amounts shall be from grants received from the Federal Aviation Administration.

(3) ADMINISTRATION¹⁸⁶	22,550,974				22,550,974 ^a		
					(219.7 FTE) ^b		

^a Of this amount, \$21,215,613 shall be from the State Highway Fund pursuant to Sections 43-4-205 (5) (a) and 43-1-113, C.R.S., and \$1,335,361(T) shall be funded internally by various cash funds exempt sources in the Department. Included in this total amount is \$399,998 for 6,580 hours of legal services.

^b Of this number, 205.7 FTE are administrative FTE funded by the State Highway Fund pursuant to Sections 43-4-205 (5) (a) and 43-1-113, C.R.S., and 14.0 FTE are funded internally by various cash funds exempt sources in the Department.

(4) CONSTRUCTION, MAINTENANCE, AND OPERATIONS	748,545,222				49,835,842 ^a	386,943,734 ^b	311,765,646
	(3,069.5 FTE)						

^a Of this amount, \$32,792,293 shall be from miscellaneous department revenues including permit fees and interest earnings, \$14,738,714(L) shall be from funds provided by local governments for highway maintenance and construction projects, \$1,711,000 shall be from the Law Enforcement Assistance Fund pursuant to Section 43-4-401, C.R.S., and \$593,835 shall be from the Motorcycle Operator Safety Training Fund pursuant to Section 43-5-504, C.R.S.

~~federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

- 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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

- 4 Department of Corrections, Management, Executive Director's Office Subprogram; Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division; and Division of Youth Corrections; Judicial Department, Probation and Related Services; Department of Public Safety, Division of Criminal Justice; Department of Revenue, Motor Vehicle Business Group, Motor Vehicle Division; and Department of Transportation, Office of Transportation Safety -- State agencies involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee. Each agency is still requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from the Drug Offender Surcharge Fund, the Sex Offender Surcharge Fund, the Persistent Drunk Driver Cash Fund, and the Alcohol and Drug

Driving Safety Fund, among other programs.

~~186 Department of Transportation, Administration -- The Department is requested to complete state budget forms for Administration personal services that provide information for each office or section within the Administration line item. This information should be sufficiently detailed to allow calculation for Option 8 purposes. PERA and Medicare should also be provided by the individual section or office. Additionally, the Department should include subtotals for salary and FTE for each of the offices within the Administration line item information currently supplied.~~

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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

**PART XXII
DEPARTMENT OF THE TREASURY**

(1) ADMINISTRATION¹⁸⁷

Personal Services	1,100,042					
	(16.0 FTE)					
Health, Life, and Dental	55,089					
Short-term Disability	2,027					
Salary Survey and Senior Executive Service	39,828					
Operating Expenses	116,731					
Legal Services for 330 hours	20,061					
Purchase of Services from Computer Center	3,245					
Payment to Risk Management and Property Funds	2,529					
Capitol Complex Leased Space	40,686					
Third Party Audit Contract Services	600,000					
Discretionary Fund	<u>5,000^a</u>					
	1,985,238	790,310		1,194,928 ^b		

^a This amount is included for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. This amount is continuously appropriated by a permanent statute or constitutional provision and is not subject to the limitation on General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

^b Of this amount, \$643,135 shall be from the principal balance of the Unclaimed Property Trust Fund pursuant to Section 38-13-116.5, C.R.S., and \$551,793 shall be from cash management transaction fees assessed by the State Treasurer in accordance with Section 24-36-120, C.R.S. Of the amount from the principal balance of the Unclaimed Property Trust Fund, \$600,000 shall be from revenues that are collected by third party auditors on behalf of the State Treasurer.

(2) SPECIAL PURPOSE

Senior Citizen Property Tax Exemption	<u>56,600,000</u>	56,600,000	56,600,000 ^a
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^a Pursuant to the provisions of Article X, Section 3.5 of the state constitution approved by voters at the 2000 General Election, this amount is not subject to the limitation on General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

(3) UNCLAIMED PROPERTY PROGRAM

Personal Services	609,939		
	(9.5 FTE)		
Operating Expenses	196,617		
Leased Space	<u>71,444</u>	878,000	878,000 ^a

^a This amount shall be from the principal balance of the Unclaimed Property Trust Fund pursuant to Section 38-13-116.5, C.R.S.

(4) FIRE AND POLICE PENSION ASSOCIATION¹⁸⁸

Unfunded Liability - Old Hire Plans	25,321,079		
Volunteer Firefighter Retirement Plans	3,760,894		
Volunteer Death and Disability	<u>30,000</u>		

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	29,111,973	29,111,973 ^a				

^a This amount is included for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. This amount is continuously appropriated by a permanent statute or constitutional provision and is not subject to the limitation on General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

**(5) APPROPRIATED
COUNTIES**

154,225,000 154,225,000^a

^a This amount represents the funds given to counties pursuant to Section 43-4-207, C.R.S. 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 appropriated by a permanent statute or constitutional provision.

**(6) APPROPRIATED
MUNICIPALITIES**

100,968,000 100,968,000^a

^a This amount represents the funds given to municipalities pursuant to Section 43-4-208, C.R.S. 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 appropriated by a permanent statute or constitutional provision.

**TOTALS PART XXII
(TREASURY)^{2,3}**

\$343,768,211 \$86,502,283^a \$2,072,928 \$255,193,000^b

^a Of this amount, \$85,711,973 is included as information for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. As this amount is continuously appropriated by a permanent statute or constitutional provision, it is not subject to the limitation on General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

^b This amount is distributed to counties and municipalities from the Highway Users Tax Fund pursuant to Sections 43-4-207 and 43-4-208, C.R.S. 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 appropriated by a permanent statute or constitutional provision.

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

~~2~~ All Departments, Totals -- Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.

(Governor lined through this provision. See the editor's note and the Governor's letter following this act.)

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. Each principal department of the state shall produce its rules in an electronic format that is suitable for public access through electronic means. Such rules 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.

187 Department of the Treasury, Administration -- The Department is requested to submit an annual report to the Joint Budget Committee on the performance of the state's investments. The report should include comparisons to relevant benchmarks and a detailed discussion of the benchmarks.

This report should be submitted as a part of the Department's annual budget request.

- 188 Department of the Treasury, Fire and Police Pension Association --These appropriations represent estimates of state payments required pursuant to Section 31-30-1112, C.R.S. The Fire and Police Pension Association is requested to include its state funding request for each of the programs supported by state payments in the annual budget request of the Department of the Treasury, including a narrative explanation of each program and a justification for each requested amount. Also, the Association is requested to submit an annual report of operations and investments for state supported programs to the Joint Budget Committee by January 15 of each year.

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

GRAND TOTALS --

OPERATING BUDGETS	<u>\$13,583,479,688</u>	<u>\$5,720,005,408</u>	<u></u>	<u>\$1,453,833,904^a</u>	<u>\$3,292,771,171^a</u>	<u>\$3,116,869,205</u>
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^a Of these amounts, \$967,050,481 contains a (T) notation, \$122,670,340 contains an (L) notation, and \$81,529,723 is from the Highway Users Tax Fund subject to Section 43-4-201(3)(a), C.R.S.

SECTION 3. Capital construction appropriation. (1) (a) The sums in this section, or so much thereof as may be necessary for the purposes specified, are hereby appropriated out of any funds accrued or accruing to the capital construction fund not otherwise appropriated and out of the cash funds and federal funds specified for construction projects at the respective institutions and agencies enumerated in this section. Except as otherwise provided in particular line items of appropriation, the appropriations made in this section shall become available upon passage and approval of this act and, if any appropriated project is initiated within the fiscal year, the appropriation therefor shall remain available until completion of the project or for a period of three years, whichever comes first, at which time unexpended and unencumbered balances shall revert to the funds from which they were appropriated.

(b) For purposes of section 20 of article X of the state constitution and pursuant to section 24-75-302 (1) (b), Colorado Revised Statutes, the unrestricted year-end balance of the capital construction fund for the 1991-92 fiscal year shall constitute a reserve. Consequently, any moneys credited to the capital construction fund constitutes a reserve increase and therefore constitutes state fiscal year spending, as defined in section 24-77-102 (17) (a), Colorado Revised Statutes, and any moneys transferred or expended from the capital construction fund constitutes a reserve transfer or expenditure which is excluded from state fiscal year spending, as defined in section 24-77-102 (17) (b), Colorado Revised Statutes.

(c) Moneys appropriated in this section from the capital construction fund include the sum transferred from the general fund to the capital construction fund pursuant to section 24-75-302, Colorado Revised Statutes, which sum constitutes state fiscal year spending as defined in section 24-77-102 (17) (a), Colorado Revised Statutes.

(d) Moneys appropriated in this section from cash funds shall constitute state fiscal year spending as defined in section 24-77-102 (17) (a), Colorado Revised Statutes. Moneys appropriated in this section from cash funds exempt do not constitute state fiscal year spending as defined in section 24-77-102 (17) (b), Colorado Revised Statutes.

(2) Except as otherwise specifically noted, appropriations from state funds shall be reduced by the amount of any funds received from federal, local, private, or other state sources and not appropriated in this act. This restriction shall not apply to any funds received by a state agency or institution of higher education or the Council on the Arts from any state or nonstate source for use in the Art in Public Places program.

(3) Operating and maintenance costs shall be a major consideration in the design and construction of any project involving renovation.

(4) A construction project for which the lowest bid is in excess of the appropriation shall be redesigned to conform to the appropriation and may be commenced if approved under the procedures set forth in this subsection (4). The agency shall submit the redesigned project to the state buildings division of the department of administration or, for higher education projects, to the Colorado commission on higher education, which shall assure that the redesigned project meets the program needs of the agency and the necessary quality of the building. The state buildings division and the Colorado commission on higher education shall report all such analyses to the joint budget committee and to the capital development committee on

a regular basis. If the redesigned project is approved by the state buildings division or the Colorado commission on higher education, the project may commence. If the redesigned project is not approved, it shall not be commenced until further action is taken by the general assembly to reauthorize the project.

(5) Expenditures of funds appropriated for capital construction shall be in accord with section 17-24-111, Colorado Revised Statutes, which requires institutions, agencies, and departments to purchase such goods and services as are produced by the division of correctional industries from said division.

(6) **Definitions.** As used in this section:

(a) "Physical planning" includes all fees for survey and site investigation and architectural and engineering services, but no contract for architectural/engineering services shall commit the state to physical planning expenses greater than those which are provided in the appropriation. No funds appropriated for any other purpose shall be expended for physical planning.

(b) "Program plan" or "program planning" relates to a specific project or facility and shall include, but is not limited to, an inventory of amounts and types of space currently available; an analysis of amounts, types, and relative locations of space required for current programs as determined by use of accepted state space standards; an analysis of projected programs and space required; and, if a change in facilities is justified based on analysis, recommendations for demolition, remodeling, or construction, including a detailed budget which relates to a realistic timetable for implementation.

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

PART I

DEPARTMENT OF CORRECTIONS

(1) CAPITAL CONSTRUCTION

Arrowhead Correctional Facility Chapel	500,001				500,001 ^a	
Correctional Industries, Minor Construction Projects ¹	<u>250,000</u>				250,000 ^b	
	750,001					

^a This amount shall be from gifts, grants, and donations.

^b This amount shall be from sales revenues earned by Correctional Industries.

**TOTALS PART I
(CORRECTIONS)**

	<u>\$750,001</u>				<u>\$750,001</u>	
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PART II

DEPARTMENT OF HEALTH CARE POLICY AND FINANCING

(1) CAPITAL CONSTRUCTION

Colorado Benefits Management System	3,152,132		1,648,944		16,301(T) ^a	1,486,887
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^a This amount shall be from the Old Age Pension Fund appropriated in the Department of Human Services.

**TOTALS PART II
(HEALTH CARE POLICY AND
FINANCING)**

	<u>\$3,152,132</u>		<u>\$1,648,944</u>		<u>\$16,301^a</u>	<u>\$1,486,887</u>
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^a Of this amount, \$16,301 contains a (T) notation.

**PART III
DEPARTMENT OF HIGHER EDUCATION**

(1) MESA STATE COLLEGE

(A) Capital Construction

Tolman Hall Renovation	411,793		411,793 ^a
Pinon Hall and Mary Rait Hall Renovations	<u>1,552,946</u>		1,552,946 ^a
	1,964,739		

^a These amounts shall be from exempt institutional sources. They meet the criteria in Section 24-75-303 (3) (a) (II), C.R.S., and are shown here for informational purposes only. Therefore, they shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

(2) COLORADO STATE UNIVERSITY

(A) Capital Construction

Bioenvironmental Research Building Expansion	10,250,000		1,500,000 ^a	8,750,000
Diagnostic Equipment, Veterinary Teaching Hospital	1,320,193		1,320,193 ^a	
Engineering Entrance Enhancement and Office Addition	896,025		896,025 ^a	
CHILL Antenna Replacement	1,673,010		1,673,010 ^b	
Core Animal Diagnostic Laboratory Modular Unit	1,282,668		1,282,668 ^b	

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Natural Resources Research Center	38,633,100				38,633,100 ^b	
New Student Housing, Main						
Campus Southwest	18,533,339				18,533,339 ^b	
University Center for the Arts	<u>4,920,000</u>				4,920,000 ^a	
	77,508,335					

^a These amounts shall be from exempt institutional sources.

^b These amounts shall be from exempt institutional sources. They meet the criteria in Section 24-75-303(3)(a)(II), C.R.S. and are shown here for informational purposes only. Therefore, they shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

(3) FORT LEWIS COLLEGE

(A) Capital Construction

Child Development Center	2,100,000	350,000 ^a	1,750,000
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^a This amount shall be from exempt institutional sources. It meets the criteria in Section 24-75-303(3)(a)(II), C.R.S. and is shown here for informational purposes only. Therefore, it shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

(4) UNIVERSITY OF COLORADO AT BOULDER

(A) Capital Construction

Lease, Purchase, and Renovation of 1777 Exposition Drive	10,617,000	10,617,000 ^a
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Technical Correction of Costs to Suspend Work on the Alliance for Teaching, Learning and Society Center, the Business School Renovation and Addition, and the New Law School

<u>3,287,017</u>		3,287,017 ^a
	13,904,017	

^a This amount shall be from exempt institutional sources. It meets the criteria in Section 24-75-303(3)(a)(II), C.R.S. and is shown here for informational purposes only. Therefore, it shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

(5) UNIVERSITY OF COLORADO AT COLORADO SPRINGS

(A) Capital Construction

Main and Cragmor Halls, Renovation and Technology Upgrade
 Purchase University Hall
 Public Garage and Public Safety Facility

3,500,000		3,500,000 ^a
8,200,000		8,200,000 ^a
<u>6,000,000</u>		6,000,000 ^b
	17,700,000	

^a These amounts shall be from exempt institutional sources.

^b This amount shall be from exempt institutional sources. It meets the criteria in Section 24-75-303 (3) (a) (II), C.R.S., and is shown here for informational purposes only. Therefore, it shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

(6) UNIVERSITY OF COLORADO HEALTH SCIENCES CENTER

(A) Capital Construction

Barbara Davis Center for Childhood Diabetes at Fitzsimons

9,637,762		9,637,762 ^a
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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Center for Bioethics and Humanities	5,436,977				5,436,977 ^a	
Fitzsimons, Infrastructure Phase 6	1,322,508				1,322,508 ^a	
Fitzsimons, Infrastructure Phase 7 ^{1a}	5,424,376				5,424,376 ^a	
Fitzsimons, Research Complex II ^{1b}	205,820,165				205,820,165 ^a	
Center for Oral Health	26,500,000				26,500,000 ^b	
	254,141,788					

^a These amounts shall be from exempt institutional sources.

^b This amount shall be from exempt institutional sources. It meets the criteria in Section 24-75-303(3)(a)(II), C.R.S. and is shown here for informational purposes only. Therefore, it shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

(7) COLORADO SCHOOL OF MINES

(A) Capital Construction

Green Center Decontamination and Repair and Addition to Center for Teaching and Learning Media	519,779	519,779			
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(8) UNIVERSITY OF NORTHERN COLORADO

(A) Capital Construction

Central Campus Landscape Project	919,500				919,500 ^a
Fire Protection at West Campus					
Residence Halls	1,385,000				1,385,000 ^a
Roof Replacement, Residence Halls	509,614				509,614 ^a

2,814,114

^a These amounts shall be from exempt institutional sources. They meet the criteria in Section 24-75-303(3)(a)(II), C.R.S. and are shown here for informational purposes only. Therefore, they shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

(9) PIKES PEAK COMMUNITY COLLEGE

(A) Capital Construction

Child Care Expansion, Centennial and Rampart Range Campuses	3,400,112	3,400,112 ^a
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^a This amount shall be from exempt institutional sources. It meets the criteria in Section 24-75-303(3)(a)(II), C.R.S. and is shown here for informational purposes only. Therefore, it shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.

(10) COLORADO HISTORICAL SOCIETY

(A) Capital Construction

Regional Museum Preservation Projects	295,000	295,000 ^a
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^a This amount shall be from the State Historical Fund.

TOTALS PART III

(HIGHER EDUCATION)	<u>\$374,347,884</u>	<u> </u>	<u>\$519,779</u>	<u> </u>	<u>\$363,328,105</u>	<u>\$10,500,000</u>
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**PART IV
DEPARTMENT OF HUMAN SERVICES**

(1) CAPITAL CONSTRUCTION

Colorado Benefits Management System	9,737,282	1,425,316	728,777 ^a	3,152,132(T) ^b	4,431,057 ^c
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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a This amount shall be from the Old Age Pension Fund created pursuant to Article XXIV of the State Constitution.

^b This amount shall be a transfer from the capital construction appropriation to the Department of Health Care Policy and Financing for the Colorado Benefits Management System and shall include \$2,333,904 from Medicaid cash funds, \$492,208 from the Children's Basic Health program, and \$326,020 from State Medical Programs.

^c Of this amount, \$2,802,149 shall be from Temporary Assistance to Needy Families (TANF) funds, and it is estimated that \$1,628,908 shall be from Food Stamp funds.

TOTALS PART IV

(HUMAN SERVICES)	<u>\$9,737,282</u>		<u>\$1,425,316</u>	<u>\$728,777</u>	<u>\$3,152,132^a</u>	<u>\$4,431,057</u>
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^a Of this amount \$3,152,132 contains a (T) notation.

**PART V
DEPARTMENT OF LABOR AND EMPLOYMENT**

(1) CAPITAL CONSTRUCTION

Petroleum Storage Tank Site Cleanup	19,000,000		18,200,000 ^a		800,000
New Department of Labor and Employment Building, 251 E. 12th Ave.	<u>4,660,000</u>				4,660,000 ^b
	23,660,000				

^a This amount shall be from the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S.

^b This amount shall be from Reed Act funds distributed to the State of Colorado on March 13, 2002, pursuant to Section 903(d) of the Social Security Act. These funds shall be used for demolition of an existing, condemned parking garage and construction of a building thereon situated at 251 E. 12th Avenue, Denver, Colorado, for the administration of the State's unemployment compensation law and public employment offices and for such improvement, facilities, paving, landscaping, and fixed equipment as may be required for its proper use and operation.

TOTALS PART V

(LABOR AND EMPLOYMENT)	<u>\$23,660,000</u>	_____	_____	<u>\$18,200,000</u>	_____	<u>\$5,460,000</u>
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PART VI

DEPARTMENT OF NATURAL RESOURCES

(1) DIVISION OF PARKS AND OUTDOOR RECREATION

(A) CAPITAL CONSTRUCTION AND CONTROLLED MAINTENANCE

Barbour Ponds State Park Renovation	800,000		800,000 ^a	
Boat Ramp Breakwater Structure, John Martin Reservoir	188,000			188,000
Chatfield, Cherry Creek and Trinidad State Parks, Corps of Engineers Cost Share Improvement Projects	3,700,000		1,700,000 ^a	2,000,000
Cheyenne Mountain State Park	2,239,000		2,239,000 ^a	
Information Technology Projects	175,000		175,000 ^a	
Front Range Trail	1,800,000		650,000 ^a	1,150,000
John Martin State Park	250,000		250,000 ^a	
Major Repairs, Minor Recreation Improvements	2,700,000		2,700,000 ^a	
Mueller and Cheyenne Mountain State Parks, Cabins and Yurts	787,000		787,000 ^a	
New Park Opportunities	250,000		250,000 ^a	

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Off-Highway Vehicle Program Grants and Minor New Construction and Renovation	1,050,000			900,000 ^c		150,000
Park Improvements and Buffer Acquisitions	350,000				350,000 ^a	
Recreational Trails Volunteer Partnership Program	35,000				35,000 ^a	
Renovation of Bureau of Reclamation State Parks	2,000,000				1,000,000 ^a	1,000,000
Road Maintenance and Improvements	300,000				300,000 ^b	
Saint Vrain Corridor	5,974,000				5,974,000 ^a	
State Trails Program	1,500,000				350,000 ^a	1,150,000
Staunton State Park, Acquisition of Additional Property	500,000				500,000 ^a	
Water Acquisitions/Lease Options and Dam Repairs	600,000				600,000 ^a	
Wildfire Prevention	650,000				250,000 ^a	400,000
	25,848,000					

^a Of these amounts, \$8,250,000 shall be from the Division of Parks and Outdoor Recreation distribution of Lottery proceeds, and \$10,360,000 shall be from Great Outdoors Colorado Board Grants. These amounts are shown for informational purposes only. Lottery proceeds are based on estimates and shown for informational purposes only. As more current projections of Lottery proceeds become available, the Division may make adjustments to the amounts and projects shown here.

^b This amount shall be from the Highway Users Tax Fund pursuant to Section 33-10-111(4), C.R.S.

^c This amount shall be from the Off-Highway Vehicle Recreation Fund pursuant to Section 33-14.5-106, C.R.S.

(2) DIVISION OF WILDLIFE²

(A) CAPITAL CONSTRUCTION AND CONTROLLED MAINTENANCE

Cooperative Habitat Improvements	500,000	500,000 ^a	
Dam Maintenance, Repair, and Improvement	231,250	231,250 ^a	
Employee Housing Repairs	368,130	368,130 ^a	
Fish Unit Maintenance and Improvement	801,041	801,041 ^a	
Land Acquisitions	2,500,000	2,500,000 ^a	
Miscellaneous Small Projects	171,675	171,675 ^a	
Motorboat Access on Lakes and Streams	385,875	49,594 ^a	336,281
Property Maintenance, Improvement, and Development	674,100	674,100 ^a	
Service Centers Improvements	735,000	735,000 ^a	
Stream and Lake Improvements	247,800	247,800 ^a	
Tarryall Dam Repairs	556,238	556,238 ^a	
Waterfowl Habitat Projects	200,000	200,000 ^b	
Wetlands Improvement Projects	<u>600,000</u>	600,000 ^a	
	7,971,109		

^a These amounts shall be from reserves in the Wildlife Cash Fund.

^b This amount shall be from reserves in the Waterfowl Habitat Fund.

TOTALS PART VI

(NATURAL RESOURCES) \$33,819,109 _____ _____ \$900,000 \$26,544,828 \$6,374,281

**PART VII
DEPARTMENT OF PERSONNEL**

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(1) CERTIFICATES OF PARTICIPATION PROJECTS						
2002 Issue (Refunding of 1992 Issue)	3,844,150		3,844,150			
Lease Purchase of 1881 Pierce Street Building	<u>1,778,257</u>		982,309		795,948(T) ^a	
	5,622,407					
 ^a This amount shall be from the Department of Revenue.						
(2) CONTROLLED MAINTENANCE						
Emergency Controlled Maintenance	1,000,000		1,000,000			
TOTALS PART VII (PERSONNEL)	<u>\$6,622,407</u>		<u>\$5,826,459</u>		<u>\$795,948^a</u>	

^a Of this amount, \$795,948 contains a (T) notation.

**PART VIII
DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT**

(1) CAPITAL CONSTRUCTION

California Gulch Superfund Site Cleanup	24,070,696			2,407,070 ^a	21,663,626
Contaminated Sites Redevelopment Pursuant to H.B. 00-1306	<u>250,000</u>			250,000 ^a	

24,320,696

^a These amounts shall be from the Hazardous Substance Response Fund pursuant to Section 25-16-104.6, C.R.S.

**TOTALS PART VIII
(PUBLIC HEALTH AND
ENVIRONMENT)**

24,320,696 _____ _____ _____ 2,657,070 21,663,626

**PART IX
DEPARTMENT OF PUBLIC SAFETY**

(1) CAPITAL CONSTRUCTION

Colorado State Patrol, Frisco Troop
Office Construction

1,250,097

1,250,097^a

^a This amount shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a), C.R.S.

**TOTALS PART IX
(PUBLIC SAFETY)**

\$1,250,097 _____ _____ _____ \$1,250,097^a _____

^a This amount shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a), C.R.S.

**PART X
DEPARTMENT OF REVENUE**

(1) CAPITAL CONSTRUCTION

Titling and Registration System
Ports of Entry Mobile Scale
Replacement

2,108,892

134,000

2,108,892^a

134,000^b

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Capital Construction

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Limon Port of Entry, Replacement of Two Fixed Scales	220,000				220,000 ^b	
Fort Morgan Port of Entry, Repair/Replace Lot Pavement	<u>349,000</u>				349,000 ^b	
	2,811,892					

^a This amount shall be from the Colorado State Titling and Registration Account created in Section 42-1-211(2), C.R.S.

^b These amounts shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a), C.R.S.

TOTALS PART X

(REVENUE)	<u>\$2,811,892</u>	_____	_____	_____	<u>\$2,811,892^a</u>	_____
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^a Of this amount, \$703,000 is from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a), C.R.S.

GRAND TOTALS

(CAPITAL CONSTRUCTION)	<u>\$480,471,500</u>	_____	<u>\$9,420,498</u>	<u>\$19,828,777</u>	<u>\$401,306,374^a</u>	<u>\$49,915,851</u>
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^a Of this amount, \$3,964,381 contains a (T) notation and \$1,953,097 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 3.

- 1 Capital Construction, Department of Corrections, Capital Construction Projects, Correctional Industries, Minor Construction Projects -- The Department of Corrections is requested to submit an

annual report to the Capital Development and Joint Budget Committees detailing expenditures made from this appropriation.

- 1a Capital Construction, Department of Higher Education, University of Colorado Health Sciences Center, Capital Construction, Fitzsimons, Infrastructure Phase 7 -- It is the intent of the General Assembly that the State Controller restrict these funds pending notification by the Capital Development Committee and the Joint Budget Committee that the Commission on Higher Education has approved the facility program plan for this project.
- 1b Capital Construction, Department of Higher Education, University of Colorado Health Sciences Center, Capital Construction, Fitzsimons, Research Complex II -- It is the intent of the General Assembly that the State Controller restrict these funds pending notification by the Capital Development Committee and the Joint Budget Committee that the Board of Regents has approved the facility program plan and the financing plan for this project, and that the Commission on Higher Education has approved the facility program plan for this project.
- 2 Capital Construction, Department of Natural Resources, Division of Wildlife -- It is the intent of the General Assembly that the Division better inform members of the General Assembly regarding the purchase of property and easements. As soon as the Division starts to consider a property acquisition or easement in a given county, the Division is directed to contact all members of the General Assembly who represent any portion of the county where the proposed acquisition or easement is to occur. Such notification shall include the specific location of the property or easement to be acquired, the mechanism for funding the proposal, and the justification for seeking the acquisition or easement.

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

SECTION 4. Part I (3) and the affected totals of section 2 of chapter 399, Session Laws of Colorado 2002, as amended by Senate Bill 03-199, as the affected totals are amended by Senate Bill 03-169, Senate Bill 03-180, and Senate Bill 03-197, enacted at the First Regular Session of the Sixty-fourth General Assembly, are amended to read:

Section 2. **Appropriation.**

**PART I
DEPARTMENT OF AGRICULTURE**

(3) AGRICULTURAL MARKETS DIVISION

Personal Services	543,755				543,755(T) ^a
	(8.7 FTE)				
Operating Expenses	108,313			50,337 ^b	57,976(T) ^a
Governor's Agricultural Marketing Initiative	2,000,000				2,000,000(T)^a
Aquaculture Operating Expenses	25,000			25,000 ^b	
Economic Development Grants	45,000				45,000(T) ^a
Agricultural Development Board	74,837				74,837 ^c
	(0.5 FTE)				
	<u>2,796,905</u>				
	796,905				

^a Of these amounts, ~~\$2,601,731~~ \$601,731 represents a transfer from the Office of the Governor, Economic Development Programs, Agricultural Marketing and \$45,000 represents a transfer from the Office of the Governor, Economic Development Commission. Any amounts included in state fiscal year spending are accounted for in the appropriations to the Office of the Governor.

^b These amounts shall be from aquaculture program fees and cash raised for economic development.

^c This amount shall be from the Agriculture Value-Added Cash Fund pursuant to Section 35-75-205 (1), C.R.S, and is continuously appropriated by a permanent statute or constitutional provision.

TOTALS PART I

(AGRICULTURE)^{5,6}	\$31,795,355	\$8,302,416	\$18,121,797	\$4,355,340	\$1,015,802
	<u>\$29,795,355</u>	<u> </u>	<u> </u>	<u>\$2,355,340^a</u>	<u> </u>

^a Of this amount, ~~\$3,586,114~~ \$1,586,114 contains a (T) notation.

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

SECTION 5. Part III (2) (A) and (2) (C) and the affected totals of section 2 of chapter 399, Session Laws of Colorado 2002, as amended by section 1 of Senate Bill 03-201, as amended by sections 19 and 20 of Senate Bill 03-183, as Part III (2) (A) is further amended by section 2 of Senate Bill 03-195, and as the affected totals of Part III are further amended by Senate Bill 03-197, enacted at the First Regular Session of the Sixty-fourth General Assembly, are amended to read:

Section 2. Appropriation.

**PART III
DEPARTMENT OF EDUCATION**

(1) MANAGEMENT AND ADMINISTRATION

General Department and Program Administration	7,091,957	5,247,556 (82.0 FTE)	198,059 ^a (1.0 FTE)	1,178,383(T) ^b (14.5 FTE)	467,959
Office of Professional Services	1,944,180		1,944,180 ^c (16.4 FTE)		
Salary Survey and Senior Executive Service	1,260,358	723,130	41,777 ^d	65,693(T) ^e	429,758
Performance-based Pay Awards	260,068	117,382	12,180 ^f	14,163(T) ^g	116,343
Shift Differential	75,693	75,693			
Sick and Annual Payouts	113,023			113,023(T) ^h	
Emeritus Retirement	69,262	69,262			
Administrative Law Judge Services	70,187		15,072 ^e	55,115(T) ⁱ	
Capitol Complex Leased Space	386,093	140,222	25,112 ^e		220,759

Information Technology Asset Maintenance	103,363	103,363	
Disaster Recovery	19,722	19,722	
Colorado Student Assessment Program	15,780,313	11,572,403	4,207,910
Federal Grant for State Assessments and Related Activities	1,750,457		1,750,457
School Report Card and State Data Reporting System	2,013,520	2,013,520	
		(3.0 FTE)	
Longitudinal Analyses of Student Assessment Results	180,000		180,000
		(2.0 FTE)	
	<hr/>		(2.0 FTE)
	31,118,196		

^a Of this amount, \$80,075(T) shall be from the Department of Natural Resources, Division of Wildlife, \$47,061 shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S., \$35,480 shall be from the Public School Income Fund pursuant to Section 22-2-112 (1) (i), C.R.S., and \$35,443 shall be from general education development program fees.

^b Of this amount, \$908,699 shall be from indirect cost recoveries, \$172,855 shall be from Public School Transportation, \$88,153 shall be from the State Share of Districts' Total Program Funding, and \$8,676 shall be from various appropriations to the Department of Education.

^c These amounts shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S.

^d Of this amount, \$38,588 shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S., and \$3,189(T) shall be from the Department of Natural Resources, Division of Wildlife.

^e Of this amount, \$31,717 shall be from indirect cost recoveries, \$6,119 shall be from Public School Transportation, \$3,432 shall be from the State Share of Districts' Total Program Funding, and \$24,425 shall be from various appropriations to the Department of Education.

^f Of this amount, \$11,092 shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S., and \$1,088(T) shall be from the Department of Natural Resources, Division of Wildlife.

^g Of this amount, \$8,966 shall be from indirect cost recoveries, \$1,791 shall be from Public School Transportation, \$1,171 shall be from the State Share of Districts' Total Program Funding, and \$2,235 shall be from various appropriations to the Department of Education.

^h This amount shall be from indirect cost recoveries.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(2) ASSISTANCE TO PUBLIC SCHOOLS						
(A) Public School Finance						
State Share of Districts' Total						
Program Funding ^{18, 19}	2,478,397,625	2,177,576,706		10,620,642 ^a	290,200,277^a	
	2,477,480,641	2,137,359,722			329,500,277 ^b	
Additional State Aid Related to Locally Negotiated Business Incentive Agreements	1,833,315	1,833,315				
	<u>2,480,230,940</u>					
	2,479,313,956					

¹ This amount shall be from Special Education - Children with Disabilities.

^a This amount shall be from rental income earned on public school lands.

^b Of this amount, ~~\$248,783,384~~ \$290,092,374 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution and ~~\$41,416,893~~ \$39,407,903 shall be from the State Public School Fund created in Section 22-54-114, C.R.S. Of the amount from the State Public School Fund, ~~\$22,400,000~~ \$20,600,000 is estimated to be from federal mineral leasing revenues transferred to the State Public School Fund pursuant to Section 22-54-114 (1), \$17,061,698 is estimated to be from interest earned on moneys in the Public School Fund and transferred to the State Public School Fund pursuant to Section 22-41-106, C.R.S., and ~~\$1,955,195~~ \$1,746,205 is estimated to be from reserves in the State Public School Fund.

(B) Categorical Programs²⁰

(I) District Programs Required by Statute

Special Education - Children with Disabilities	180,346,080	71,572,347		9,596,193 ^a	99,177,540	
				(0.6 FTE)	(41.6 FTE)	

English Language Proficiency Program	9,994,129	3,101,598	785,369 ^b (1.0 FTE)	6,107,162 (1.6 FTE)
(II) Other Categorical Programs				
Federal Special Education Grant for Infants, Toddlers, and Their Families ²¹	6,132,874			6,132,874 (5.7 FTE)
Public School Transportation	40,359,124	36,922,227	3,436,897 ^c	
Transfer to the Department of Higher Education for Distribution of State Assistance for Vocational Education	19,374,279	17,792,850	1,581,429 ^d	
Special Education - Gifted and Talented Children	6,075,218	5,500,000	575,218 ^d	
Expelled and At-risk Student Services Grant Program	6,089,682	5,788,807	300,875 ^d	
Small Attendance Center Aid	848,594	787,645	60,949 ^d	
Comprehensive Health Education	<u>600,000</u>	300,000	300,000 ^e	
	269,819,980			

^a Of this amount, \$9,531,193 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution and \$65,000(T) shall be from federal funds appropriated in the Department of Human Services.

^b Of this amount, \$401,000(T) shall be from federal funds appropriated in the Department of Human Services and \$384,369 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

^c Of this amount, \$3,281,647 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution and \$155,250(L) shall be from local funds. The latter amount represents an estimate of categorical program support funds to be replaced with local property tax revenue pursuant to Section 22-54-107, C.R.S.

^d These amounts shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

^e This amount shall be from reserves in the Colorado Comprehensive Health Education Fund created in Section 22-25-109, C.R.S.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(C) Grant Programs and Other Distributions						
Read-to-Achieve Cash Fund	15,990,420				15,990,420 ^a	
Read-to-Achieve Grant Program	16,183,438				16,183,438 ^b	
Federal Title I Reading First Grant	9,001,635					9,001,635
School Improvement Grants	2,675,000				2,675,000 ^c	
Teacher Development Fund	1,771,625		1,771,625			
(Governor lined through this provision. See L. 2002, p. 3037. The affected subtotals, totals, and grand totals have been adjusted to reflect the Governor's action.)						
Teacher Development Grant Program	2,000,000				2,000,000^d	
(Governor lined through this provision. See L. 2002, p. 3038. The affected subtotals, totals, and grand totals have been adjusted to reflect the Governor's action.)						
S.B. 97-101 Public School Health Services	8,525,325 11,083,514				8,525,325(T)^e 11,083,514(T) ^e (1.3 FTE)	
State Public School Fund, Contingency Reserve ^{22, 23}	5,900,000		1,041,774		4,858,226 ^h	
State Public School Fund, School Capital Construction Expenditure Reserve	16,500,060				16,500,060 ⁱ (1.0 FTE)	
Charter School Capital Construction State Match for School Lunch Program	7,813,943 2,472,644				7,813,943 ^c 2,472,644 ^j	

Boards of Cooperative Services	210,000	170,000	40,000 ^d
Science and Technology Center Grant Program	372,000		372,000^e
	<u>186,000</u>		186,000 ^f
	85,644,465		
	88,016,654		

^a This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104 (1) (e), C.R.S.

^b This amount shall be from the Read-to-Achieve Cash Fund created in Section 22-7-506, C.R.S.

^c These amounts shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

~~^e This amount shall be from the School Awards Program Fund created in Section 22-11-304, C.R.S.~~

^f This amount shall be from the Teacher Development Fund created in Section 22-7-708, C.R.S.

^g This amount shall be from federal Medicaid funds appropriated to the Department of Health Care Policy and Financing. Of this amount, \$91,493 shall be for administrative costs.

^h Of this amount, \$4,100,000 is from lottery proceeds projected to be transferred to the State Public School Fund, Contingency Reserve, pursuant to Section 22-54-117 (1.6), C.R.S., and \$758,226 shall be from school district reimbursements that are credited to the State Public School Fund, Contingency Reserve, pursuant to Section 22-54-117 (5) (b), C.R.S.

ⁱ Of this amount, \$6,500,060 shall be from the shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution, and \$10,000,000 shall be from the State Public School Fund, School Capital Construction Expenditure Reserve established in Section 22-54-117 (1.5), C.R.S.

^j These amounts shall be from the State Public School Fund created in Section 22-54-114, C.R.S.

^k This amount shall be from the Science and Technology Fund created in Section 22-81-206, C.R.S.

(D) Appropriated Sponsored Programs

Sponsored Programs	248,089,282	575,000 ^a	3,325,329 ^b	244,188,953
			(6.9 FTE)	(91.7 FTE)

^a This amount shall be from fees and charges for workshops, conferences, training programs, and seminars.

^b Of this amount, \$2,316,525(T) shall be from the Department of Human Services, \$808,282 shall be from various grants and donations, and \$200,522(T) shall be from the Department of Local Affairs.

~~3,083,784,667~~

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	3,085,239,872					
(3) LIBRARY PROGRAMS						
Regional Systems	2,462,436	2,462,436				
Colorado Resource Center	2,299,194	2,299,194				
(Governor lined through this provision. See L. 2002, p. 3038. The affected subtotals, totals, and grand totals have been adjusted to reflect the Governor's action.)						
State Grants to Publicly-Supported Libraries Fund	2,000,000	2,000,000				
(Governor lined through this provision. See L. 2002, p. 3039. The affected subtotals, totals, and grand totals have been adjusted to reflect the Governor's action.)						
State Grants to Publicly-Supported Libraries Program	2,000,000				2,000,000	
(Governor lined through this provision. See L. 2002, p. 3039. The affected subtotals, totals, and grand totals have been adjusted to reflect the Governor's action.)						
					(0.5 FTE)	
Interlibrary Loan	170,091	170,091				
(Governor lined through this provision. See L. 2002, p. 3039. The affected subtotals, totals, and grand totals have been adjusted to reflect the Governor's action.)						
Colorado Virtual Library	379,796	359,796			20,000 ^b	
Library Materials for the Talking Book Library and State Institutional Libraries	97,823	97,823				
Talking Book Library, Maintenance and Utilities Expenses	44,034	44,034				
Reading Services for the Blind	<u>93,800</u>				<u>93,800</u>	

^a This amount shall be from the State Grants to Publicly-Supported Libraries Fund created in Section 24-90-407, C.R.S.

^b This amount shall be from grants and donations.

^c This amount shall be from the Reading Services for the Blind Cash Fund created in Section 24-90-105.5, C.R.S.

(4) SCHOOL FOR THE DEAF AND THE BLIND

(A) School Operations²⁴

Personal Services	7,195,332		
	(148.2 FTE)		
Operating Expenses	435,196		
Utilities	<u>331,536</u>		
	7,962,064	6,870,050	1,092,014(T) ^a

^a Of this amount, \$1,032,014 shall be from the State Share of District's Total Program Funding and \$60,000 shall be from federal Child Nutrition Act funds appropriated in the Appropriated Sponsored Programs subsection.

(B) Special Purpose

Fees and Conferences	75,000		
Aides for Extended Diagnostic Enrollment	82,500		
	(2.8 FTE)		
Summer Olympics Housing	10,000		
Grants	1,100,000		
	<u>(9.1 FTE)</u>		
	1,267,500	85,000 ^a	1,182,500 ^b

^a Of this amount, \$75,000 shall be from fees and charges for workshops and conferences and \$10,000 shall be from housing reimbursements.

^b Of this amount, \$1,100,000(T) shall be from various federal funds transferred from the Appropriated Sponsored Programs subsection and \$82,500 shall be from federal funds transferred from school districts.

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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	9,229,564					
TOTALS PART III (EDUCATION)^{5,6}	<u>\$3,127,210,316</u>	<u>\$2,352,303,661</u>		<u>\$13,517,022^a</u>	<u>\$389,408,283^a</u>	<u>\$371,981,350</u>
	<u>\$3,128,665,521</u>	<u>\$2,312,086,677</u>			<u>\$431,080,472^b</u>	

^a Of this amount, \$84,352 contains a (T) notation.

^b Of this amount, ~~\$15,126,763~~ \$17,684,952 contains a (T) notation, and \$155,250 contains an (L) notation.

SECTION 6. Part IV (4) and the affected totals of section 2 of chapter 399, Session Laws of Colorado 2002, as amended by Senate Bill 03-202 and Senate Bill 03-197, enacted at the First Regular Session of the Sixty-fourth General Assembly, are amended to read:

Section 2. Appropriation.

**PART IV
GOVERNOR - LIEUTENANT GOVERNOR - STATE PLANNING AND BUDGETING**

(4) ECONOMIC DEVELOPMENT PROGRAMS^{25, 30b}

Administration	342,164	327,375 (6.0 FTE)	14,789(T) ^a	
Vehicle Lease Payments	7,384	7,384		
Leased Space	231,540	231,540		
Business Development	741,389	726,389 (9.5 FTE)	15,000 ^b	
Grand Junction Satellite Office	55,392	55,392 (1.0 FTE)		
Minority Business Office	144,708	139,758 (3.0 FTE)	4,950 ^c	
Small Business Assistance	295,069	235,587 (4.0 FTE)	24,470 ^b	35,012
Leading Edge Program Grants	126,407	50,976	75,431 ^d	
Small Business Development Centers	1,099,073	55,921 (1.0 FTE)		1,043,152 (2.0 FTE)
International Trade Office ³¹	807,892	757,892 (7.7 FTE)	50,000 ^b	
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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Agriculture Marketing	2,601,731		2,601,731				
	601,731		601,731 ^e				
Motion Picture and Television Commission Program Costs	197,467		197,467				
			(4.5 FTE)				
Colorado Promotion - Colorado Welcome Centers	466,924		371,511			95,413 ^f	
			(3.3 FTE)				
Colorado Promotion - Other Program Costs	5,310,129		5,260,129			50,000 ^g	
Production and Distribution of State Highway Maps	90,000		90,000				
(Governor lined through this provision. See L. 2002, p. 3041. The affected subtotals, totals, and grand totals have been adjusted to reflect the Governor's action.)							
Colorado Travel and Tourism Additional Source Fund ^{31a}	10,000,000		10,000,000				
	9,000,000		9,000,000				
Economic Development Commission - General Economic Incentives and Marketing ³²	5,170,604		5,170,604				
			(2.0 FTE)				
Colorado First Customized Job Training	2,725,022		2,725,022				
Existing Industry Training	1,069,409		1,069,409				
CAPCO Administration	74,498					74,498 ^h	

(1.0 FTE)

~~31,466,802~~
28,466,802

^a This amount shall be from indirect cost recoveries.

^b These amounts shall be from various fees collected.

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

^d This amount shall be from grants and donations.

^e This amount shall be transferred to the Department of Agriculture and is shown here for informational purposes only.

^f This amount shall be from reserves in the Colorado Tourism Promotion Fund pursuant to Section 24-49.7-106, C.R.S.

^g This amount shall be from grants, donations and reserves in the Colorado Tourism Promotion Fund pursuant to Section 24-49.7-106, C.R.S.

^h This amount shall be from the Division of Insurance Cash Fund pursuant to Section 24-48.5-406 (3), C.R.S.

**TOTALS PART IV
(GOVERNOR-
LIEUTENANT
GOVERNOR- STATE
PLANNING AND
BUDGETING)^{5,6}**

\$57,442,165	\$34,136,847		\$169,420	\$4,006,130 ^a	\$19,129,768
<u>\$54,442,165</u>	<u>\$31,136,847</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

^a Of this amount, \$3,686,896 contains a (T) notation.

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

SECTION 7. Part V (2), (3), (4), (6) (A), (6) (B), (6) (D), (6) (E), (6) (I), (6) (J), and (6) (K), footnotes 55 and 58, and the affected totals of section 2 of chapter 399, as Part V (6) (D) is amended by section 2 of chapter 397, Session Laws of Colorado 2002, as Part V is amended by Senate Bill 03-203 and Senate Bill 03-197, as Part V (2), (3), (4), and (6) (D) and the affected totals are amended by Senate Bill 03-173, Senate Bill 03-175, Senate Bill 03-176, Senate Bill 03-187, Senate Bill 03-190, and Senate Bill 03-196, enacted at the First Regular Session of the Sixty-fourth General Assembly, are amended to read:

Section 2. Appropriation.

**PART V
DEPARTMENT OF HEALTH CARE POLICY AND FINANCING**

(2) MEDICAL PROGRAMS ADMINISTRATION^{43, 44}

Personal Services	8,289,049 (142.0 FTE)	3,719,148(M)		65,497 ^a	4,504,404
Operating Expenses	701,495 678,162	339,312(M) 327,645(M)		250 ^b	361,933 350,267
Alternative Care Facility Cost Reporting System Consulting Services	16,667	8,334(M)			8,333
Medicaid Management Information System Contract	18,276,521 13,963,125	4,406,396(M)		147,191^c 178,191 ^c	13,722,934 13,815,934

Health Insurance Portability and Accountability Act of 1996 (HIPAA) Implementation Staffing Costs	310,839 (5.3 FTE)	30,112(M) ^d	3,266 ^e	277,461
Health Insurance Portability and Accountability Act of 1996 (HIPAA) Implementation Contract Costs ¹⁵	8,280,216	945,845(M) ^d	143,865 ^e	7,190,506
Health Insurance Portability and Accountability Act of 1996 (HIPAA) Implementation Central State Appropriations	2,182,257	364,642(M) ^d	22,582 ^e	1,795,033
Medicaid Authorization Cards	1,350,601	675,301(M)		675,300
Department of Public Health and Environment Facility Survey and Certification	3,898,681	522,777(M)	558,514(H)	2,817,390
NURSING HOME CORRECTIVE ACTION	354,486		177,243(H)	177,243
Contractual Utilization Review	4,366,066	1,109,721(M)	1,093 ^b	3,255,252
Early and Periodic Screening, Diagnosis, and Treatment Program	2,721,758	1,360,879(M)		1,360,879
Nursing Facility Audits	879,530	439,765(M)		439,765
Hospital and Federally Qualified Health Clinic Audits	250,000	125,000(M)		125,000
Nursing Home Preadmission and Resident Assessments	918,120	229,530(M)		688,590
Nurse Aide Certification	310,330	142,321(M)	12,844(T) ^f	155,165
Nursing Home Quality Assessments	26,955	6,739(M)		20,216
Estate Recovery	700,000		350,000 ^g	350,000
Single Entry Point Administration	65,900	32,950(M)		32,950
Single Entry Point Audits	35,339	17,669(M)		17,670

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Phone Triage/Advice	298,809		74,702(M)				224,107
S.B. 97-05 Enrollment Broker	764,578		382,289(M)				382,289
Primary Care Physician Credentialing	115,700		28,925(M)				86,775
H.B. 01-1271 Medicaid Buy-in	327,427						327,427
Medicaid Cash Accounting Implementation	<u>500,000</u>		250,000 ^b				250,000 ^b
		55,586,838					
		56,041,991					

^a Of this amount, \$22,924 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S., and \$42,573 shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S.

^b This amount shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

^c Of this amount, \$146,867 (T) shall be from the Old Age Pension Fund appropriated in the Department of Human Services, \$31,000 (T) shall be from the Tobacco Settlement Cash Fund appropriated in the Department of Public Health and Environment for the Nurse Home Visitor Program and \$324 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S.

^d Of these amounts, \$1,332,467 is exempt from the statutory limit on state General Fund appropriations pursuant to Section 24-75-201.1 (1) (a) (III) (B), C.R.S.

^e This amount shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S.

^f This amount shall be from the Department of Regulatory Agencies.

^g This amount shall be from estate recoveries.

^h This amount shall be for all administrative costs associated with the transition from an accrual basis of accounting to a cash basis of accounting for medical services premiums. Any funds not expended prior to July 1, 2003, shall be rolled forward and shall remain available for expenditure in FY 2003-04.

(3) MEDICAL SERVICES PREMIUMS^{46, 47, 48, 49, 50, 51, 52, 53, 54, 54a}

Services for 35,027 35,892 Old Age Pensioners (OAP-A) at an average cost of \$15,049.31 \$15,002.45	527,132,306 538,472,979
Services for 5,401 5,742 Old Age Pensioners (OAP-B) at an average cost of \$11,041.84 \$10,119.84	59,636,979 58,111,489
Services for 4,046 Old Age Pension State Medical Program clients at an average cost of \$2,471.58	10,000,000
Services for 49,494 49,911 Non-Elderly Disabled Recipients of Supplemental Security Income at an average cost of \$9,209.20 \$9,195.37	455,799,903 458,946,877
Services for 38,185 42,941 Categorically Eligible Low-income Adults at an average cost of \$2,990.54 \$2,831.84	114,193,647 121,603,144
Services for 158,279 177,538 Categorically Eligible Low-income Children and Baby Care Program Children at an average cost of \$1,586.42 \$1,411.55	251,097,557 250,604,875
Services for 13,854 13,334 Foster Children at an average cost of \$2,361.09 \$2,380.71	32,710,525 31,745,210

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Services for 5,918 6,322 Baby Care Program Adults at an average cost of \$4,984.29 \$5,665.98	29,497,035 35,822,223					
Services for 9,492 9,041 Qualified Medicare Beneficiaries (QMBs) and Special Low-Income Medicare Beneficiaries (SLIMBs) at an average cost of \$970.74 \$898.68	9,214,306 8,124,926					
Services for 5,414 4,448 Non-Citizens at an Average Cost of \$9,320.20 \$8,146.54	50,459,588 36,235,830					
Services for 71 54 S.B. 01S2-12 Breast and Cervical Cancer Treatment Clients at an Average Cost of \$22,501.62 \$22,501.61	1,597,615 1,215,087					
	1,541,339,461	707,803,411(M)			69,582,635**	763,953,415
	1,550,882,640	713,577,407(M)			69,448,751 ^{ab}	767,856,482

* Of this amount, \$10,000,000(T) shall be from the Old Age Pension Health and Medical Care Fund appropriated in the Department of Human Services, ~~\$559,165~~
\$425,281 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S., and \$59,023,470 represents public funds
certified as representing expenditures incurred by public nursing homes and hospitals that are eligible for federal financial participation under the Medicaid program.

^b These amounts shall be subject to cash accounting standards pursuant to Section 26-4-110.7 (1) (a), C.R.S. For these amounts, any funds not expended prior to July 1, 2003, shall be rolled forward and shall remain available for expenditure in FY 2003-04 to aid in the transition from an accrual basis of accounting to a cash basis of accounting.

(4) INDIGENT CARE PROGRAM

Program Administration	253,462 (3.0 FTE)	128,960(M)		124,502
Denver Indigent Care Program ⁵⁵	36,137,947 41,477,745		18,068,973* 20,738,872 ^a	18,068,974 20,738,873
University Hospital Indigent Care Program	28,715,326 33,216,726		14,357,663* 16,608,363 ^a	14,357,663 16,608,363
Out-state Indigent Care Program ⁵⁶	23,812,224	6,658,608(M)	5,247,504 ^b	11,906,112
Disproportionate Share Payments to Hospitals ⁵⁶	130,115,868	3,532,181(M)	61,525,753 ^b	65,057,934
The Children's Hospital, Clinic Based Indigent Care	6,119,760	3,059,880(M)		3,059,880
Pre-Component 1 Disproportionate Share Payments to Hospitals ⁵⁶	4,771,714	2,385,857(M)		2,385,857
H.B. 97-1304 Children's Basic Health Plan Trust	16,193,466 12,609,225	6,182,451 2,598,210	211,015 ^c	9,800,000 ^d
Children's Basic Health Plan Administration	5,087,403		2,286,746 ^e	2,800,657
Children's Basic Health Plan Premium Costs ^{58, 59}	46,893,529 47,632,784		16,549,896* 16,808,635 ^e	30,343,633 30,824,149
Children's Basic Health Plan Dental Benefit Costs ⁶⁰	6,359,497 6,460,018		2,225,824* 2,261,006 ^e	4,133,673 4,199,012

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Comprehensive Primary and Preventive Care Fund	5,259,917					5,259,917 ^f	
Comprehensive Primary and Preventive Care Grants Program	5,259,917					5,259,917 ^g	
Essential Community Providers Grants Program	<u>114,051</u>		114,051				
		315,094,081					
		322,190,814					

^a These amounts represent public funds certified as representing expenditures incurred by Denver Health and The University Hospital that are eligible for federal financial participation under the Medicaid Major Teaching Hospital Program.

^b These amounts represent public funds certified as representing expenditures incurred by hospitals that are eligible for federal financial participation under the Medicaid and Medicaid Disproportionate Share Payments to Hospitals Program.

^c This amount shall be from annual premiums paid by participating families.

^d This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104 (1) (b), C.R.S.

^e These amounts shall be from the Children's Basic Health Plan Trust created in Section 26-19-105, C.R.S.

^f This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104 (1) (g), C.R.S.

^g This amount shall be from the Comprehensive Primary and Preventive Care Fund created in Section 26-4-1007, C.R.S., pursuant to Section 24-75-1104 (1) (g), C.R.S.

(6) DEPARTMENT OF HUMAN SERVICES MEDICAID-FUNDED PROGRAMS^{62, 63, 64}

(A) Executive Director's Office -

Medicaid Funding ^{64a}	9,351,377	4,585,067(M)	4,766,310
	8,851,377	4,335,067(M)	4,516,310

(B) Office of Information

Technology Services -

Medicaid Funding

Colorado Benefits Management System	4,061,815	2,124,936(M)	21,200(T) ^a	1,915,679
Other Office of Information Technology Services line items	391,235 482,512	195,617(M) 241,256(M)		195,618 241,256
	4,453,050 4,544,327			

^a This amount shall be from the Old Age Pension Fund appropriated in the Department of Human Services.

(D) Office of Behavioral Health and Housing - Medicaid Funding

Administration	803,217	401,608(M)		401,609
Mental Health Community Programs, Mental Health Capitation and Performance Incentive Awards	145,846,643 144,705,027	72,923,321(M)^a 72,352,513(M) ^b		72,923,322^a 72,352,514 ^b
Mental Health Community Programs, Medicaid Mental Health Fee for Service Payments	3,479,509 2,184,843	1,739,754(M)^a 1,092,421(M) ^b		1,739,755^a 1,092,422 ^b
Mental Health Community Programs, Medicaid Mental Health Services for Breast and Cervical Cancer Patients	71,175 54,133		24,911^a 18,946 ^a	46,264^a 35,187 ^b
Mental Health Community Programs, Medicaid Anti-psychotic Pharmaceuticals	23,466,306	11,733,153(M)^a		11,733,153^a

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	22,570,954	11,285,477(M) ^b				11,285,477 ^b
Mental Health Institutes	4,512,903	2,256,451(M)^b				2,256,452^b
	3,525,225	1,762,611(M) ^b				1,762,614 ^b
Alcohol and Drug Abuse Division, High Risk Pregnant Women Program	337,514	168,757(M)^b				168,757^b
	254,490	127,245(M) ^b				127,245 ^b
	178,517,267					
	174,097,889					

^a This amount shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 26-4-532 (7), C.R.S., and is subject to cash accounting standards pursuant to 26-4-110.7 (1) (b), C.R.S.

^b These amounts shall be subject to cash accounting standards pursuant to 26-4-110.7 (1) (b), C.R.S. Any funds not expended prior to July 1, 2003, shall be rolled forward and shall remain available for expenditure in FY 2003-04 to aid in the transition from an accrual basis of accounting to a cash basis of accounting.

**(E) Office of Rehabilitation and
Disability Services - Medicaid
Funding**

Administration	1,820,773	910,386(M)				910,387
Community Services for Persons with Developmental Disabilities	208,263,588	104,131,794(M)^a				104,131,794^a
	208,059,722	104,029,861(M) ^a				104,029,861 ^a
Institutional Programs for Persons with Developmental Disabilities	33,385,275	16,692,637(M)^a				16,692,638^a
	<u>32,810,814</u>	16,405,406(M) ^a				16,405,408 ^a

243,469,636

242,691,309

^a These amounts shall be subject to cash accounting standards pursuant to 26-4-110.7 (1) (b), C.R.S. Any funds not expended prior to July 1, 2003, shall be rolled forward and shall remain available for expenditure in FY 2003-04 to aid in the transition from an accrual basis of accounting to a cash basis of accounting.

**(I) Division of Child Welfare -
Medicaid Funding**

~~73,493,659~~

~~36,746,830(M)*~~

~~36,746,829*~~

70,611,012

35,305,506(M)^a

35,305,506^a

^a Of these amounts, \$74,171,068 shall be subject to cash accounting standards pursuant to 26-4-110.7 (1) (b), C.R.S. Any funds not expended prior to July 1, 2003, shall be rolled forward and shall remain available for expenditure in FY 2003-04 to aid in the transition from an accrual basis of accounting to a cash basis of accounting.

**(J) Division of Youth Corrections
- Medicaid Funding**

~~9,944,617~~

~~4,972,308(M)*~~

~~4,972,309*~~

10,087,730

5,043,865(M)^a

5,043,865^a

^a These amounts shall be subject to cash accounting standards pursuant to 26-4-110.7 (1) (b), C.R.S. Any funds not expended prior to July 1, 2003, shall be rolled forward and shall remain available for expenditure in FY 2003-04 to aid in the transition from an accrual basis of accounting to a cash basis of accounting.

**(K) Division of Children's Health
and Rehabilitation - Medicaid
Funding**

Administration

97,353

48,677(M)

48,676

Services for Children with
Developmental Disabilities

~~3,623,090~~

~~1,811,545(M)*~~

~~1,811,545*~~

3,091,308

1,545,654(M)^a

1,545,654^a

Children's Mental Health Services,
Residential Treatment for Youth
(H.B. 99-1116)

~~608,566~~

~~304,284(M)*~~

~~304,282*~~

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
<u>351,420</u>		175,711(M) ^a				175,709 ^a
4,329,009						
3,540,081						

^a These amounts shall be subject to cash accounting standards pursuant to 26-4-110.7 (1) (b), C.R.S. Any funds not expended prior to July 1, 2003, shall be rolled forward and shall remain available for expenditure in FY 2003-04 to aid in the transition from an accrual basis of accounting to a cash basis of accounting.

~~538,290,008~~
529,155,118

TOTALS PART V

(HEALTH CARE POLICY AND FINANCING)^{5,6}

<u>\$2,518,191,632</u>	<u>\$1,041,327,308^a</u>	<u>\$1,184,532</u>	<u>\$223,054,838^a</u>	<u>\$1,252,624,954</u>
<u>\$2,526,151,807</u>	<u>\$1,038,915,471^a</u>	<u>\$1,184,532</u>	<u>\$228,368,752^b</u>	<u>\$1,257,683,052</u>

^a Of this amount, \$3,324,541 is exempt from the statutory limit on state General Fund appropriations pursuant to Section 24-75-201.1 (1) (a) (III) (B), C.R.S.

^b Of this amount, \$663,561 contains an (L) notation, and \$10,097,515 contains a (T) notation.

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

55 Department of Health Care Policy and Financing, Indigent Care Program, Denver Indigent Care Program; and University Hospital Indigent Care Program -- It is the intent of the General Assembly

that the intergovernmental transfers provided through the Medicare Upper Payment Limit funding mechanism in these line items be used to address Medicaid funding shortfalls paid through the General Fund. It is the General Assembly's understanding that this intergovernmental transfer will be approximately ~~\$10,672,942~~ \$15,593,541 in FY 2002-03.

- 58 Department of Health Care Policy and Financing, Indigent Care Program, Children's Basic Health Plan Premium Costs -- This appropriation assumes an average medical cost per child of \$968.88 per year (\$80.74 per member per month), not including dental services, and assumes an estimated average monthly caseload of ~~48,398~~ 49,163 children.

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

SECTION 8. Part VI (2) (C), (4), and (6) (C) and the affected totals of section 2 of chapter 399, Session Laws of Colorado 2002, as amended by Senate Bill 03-204 and Senate Bill 03-197, as Part VI (4) is amended by Senate Bill 03-170, Senate Bill 03-189, and Senate Bill 03-190, and as the affected totals are amended by Senate Bill 03-189, Senate Bill 03-190, and Senate Bill 03-193, enacted at the First Regular Session of the Sixty-fourth General Assembly, are amended to read:

Section 2. Appropriation.

**PART VI
DEPARTMENT OF HIGHER EDUCATION**

(2) COLORADO COMMISSION ON HIGHER EDUCATION^{65, 66, 67, 67a}

(C) Special Purpose

Western Interstate Commission for Higher Education (WICHE)	103,000	103,000			
WICHE - Optometry	247,200	247,200			
Higher Education Programs of Excellence	3,126,546		125,821 ^a	3,000,725(T) ^b	
Advanced Technology Grants	886,907			886,907(T) ^c	
Veterinary School Program Needs	285,000	162,400	122,600 ^d		
Rural Education Access Program ⁶⁸	394,925			394,925(T) ^b	
Enrollment/Cash Fund Contingency ⁶⁹	7,115,751		7,115,751^e		
	<u>24,393,834</u>				24,393,834 ^e
	12,159,329				

29,437,412

~~14,796,094~~
32,074,177

^a This amount shall be from the Colorado Student Loan Program.

^b These amounts shall be from statewide and departmental indirect cost recoveries.

^c Of this amount, \$800,000 shall be from Waste Tire Recycling Development Cash Fund moneys deposited in the Advanced Technology Fund, and it is shown for informational purposes only, since moneys in the Advanced Technology Fund are continuously appropriated pursuant to Section 23-1-106.5 (9), C.R.S., and \$86,907 shall be from statewide and departmental indirect cost recoveries.

^d This amount shall be from the Western Interstate Commission on Higher Education.

^e This amount shall be from tuition and cash fund revenue from the governing boards, in addition to what is appropriated to the governing boards. This spending authority may be transferred to the governing boards.

(4) GOVERNING BOARDS AND LOCAL DISTRICT JUNIOR COLLEGES¹

(A) TRUSTEES OF THE STATE COLLEGES IN COLORADO^{67a, 73, 74, 75}

Governing Board and General Campuses

General Fund and Tuition

Allocation	54,277,930	31,634,369	22,643,561 ^a
	54,239,683	31,596,122	
	(888.7 FTE)		
Other Than Tuition Revenue	910,260		910,260 ^b
Auxiliary Revenue	<u>2,943,868</u>		2,943,868 ^c
	58,132,058		
	58,093,811		

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from auxiliary revenue.

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(B) TRUSTEES OF METROPOLITAN STATE COLLEGE^{67a, 73, 74, 75}							
Governing Board and General Campuses							
General Fund and Tuition							
Allocation	74,182,293		38,413,821		35,768,472 ^a		
	73,912,846		38,144,374				
	(986.0 FTE)						
Other Than Tuition Revenue	1,490,971				1,490,971 ^b		
Auxiliary Revenue	<u>3,925,829</u>				3,925,829 ^c		
	81,508,414						
	81,238,967						

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from auxiliary revenue.

(C) BOARD OF GOVERNORS OF THE COLORADO STATE UNIVERSITY SYSTEM^{67a, 73, 74, 75}

Governing Board and General Campuses

General Fund and Tuition

Allocation	254,863,401		126,921,401		127,942,000 ^a		
	253,953,176		126,011,176				
	(3,630.4 FTE)						
Other Than Tuition Revenue	29,253,269				29,083,269 ^b	170,000(T) ^c	
Auxiliary Revenue	<u>26,972,354</u>				26,972,354 ^d		
	311,089,024						
	310,178,799						

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund, created in Section 34-63-102 (5), C.R.S. This amount represents a 2003 calendar year grant; any unexpended balance on June 30, 2003, is intended to roll forward and remain available for expenditure in FY 2003-04.

^d This amount shall be from auxiliary revenue.

(D) TRUSTEES OF FORT LEWIS COLLEGE^{67a, 73, 74, 75}

Governing Board and General Campus

General Fund and Tuition

Allocation	28,151,861	9,047,047	19,104,814 ^a	
	28,072,442	8,967,628		
	(402.9 FTE)			
Other Than Tuition Revenue	2,159,166		2,113,076 ^b	46,090(T) ^c
Auxiliary Revenue	<u>2,162,767</u>		2,162,767 ^d	
	32,473,794			
	32,394,375			

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund, created in Section 34-63-102 (5), C.R.S. This amount represents a 2003 calendar year grant; any unexpended balance on June 30, 2003, is intended to roll forward and remain available for expenditure in FY 2003-04.

^d This amount shall be from auxiliary revenue.

(E) REGENTS OF THE UNIVERSITY OF COLORADO^{67a, 73, 74, 75, 76}

Governing Board and General Campuses

General Fund and Tuition

Allocation	491,542,010	192,169,315	299,372,695 ^a	
	489,773,308	190,400,613		

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APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
	(6,037.5 FTE)						
Other Than Tuition Revenue	45,362,205				41,704,674 ^b	3,657,531 ^c	
Auxiliary Revenue	30,340,618				30,340,618 ^d		
	567,244,833						
	565,476,131						

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c Of this amount, \$3,000,000 shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104 (1) (c), C.R.S., and \$657,531(T) shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund, created in Section 34-63-102 (5), C.R.S. The Local Government Mineral Impact Fund amount represents a 2003 calendar year grant; any unexpended balance on June 30, 2003, is intended to roll forward and remain available for expenditure in FY 2003-04.

^d This amount shall be from auxiliary revenue.

(F) TRUSTEES OF THE COLORADO SCHOOL OF MINES^{67a, 73, 74, 75}

Governing Board and General Campus

General Fund and Tuition

Allocation	43,811,810		16,982,918		26,828,892 ^a		
	43,781,512		16,952,620				
	(570.1 FTE)						
Other Than Tuition Revenue	1,584,406				1,334,406 ^b	250,000(T) ^c	
Auxiliary Revenue	631,068				631,068 ^d		
	46,027,284						
	45,996,986						

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from the Oil and Gas Conservation Commission in the Department of Natural Resources and shall be for the management and operations of the Colorado Energy Research Institute created pursuant to Section 23-41-114, C.R.S.

^d This amount shall be from auxiliary revenue.

(G) UNIVERSITY OF NORTHERN COLORADO^{67a, 73, 74, 75}

Governing Board and General Campus

General Fund and Tuition

Allocation	71,738,028	37,238,028	34,500,000 ^a
	71,474,939	36,974,939	
	(1,079.9 FTE)		
Other Than Tuition Revenue	4,332,385		4,332,385 ^b
Auxiliary Revenue	<u>1,220,125</u>		1,220,125 ^c
	77,290,538		
	77,027,449		

^a This amount shall be from tuition revenue.

^b This amount shall be from other than tuition revenue.

^c This amount shall be from auxiliary revenue.

**(H) STATE BOARD FOR COMMUNITY COLLEGES AND
OCCUPATIONAL EDUCATION STATE SYSTEM COMMUNITY
COLLEGES**^{67a, 73, 74, 75}

Governing Board and General Campuses

General Fund and Tuition

Allocation	206,330,169	118,085,891	88,244,278 ^a	
	205,559,589	117,315,311		
	(4,495.1 FTE)			
Other Than Tuition Revenue	11,232,086		9,232,086 ^b	2,000,000(L) ^c
Auxiliary Revenue	<u>1,331,646</u>		1,331,646 ^d	

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	218,893,901					
	218,123,321					
^a This amount shall be from tuition revenue. ^b This amount shall be from other than tuition revenue. ^c This amount shall be from local property tax collections. ^d This amount shall be from auxiliary revenue.						
(I) LOCAL DISTRICT JUNIOR COLLEGE GRANTS PURSUANT TO SECTION 23-71-301, C.R.S.						
	13,211,097	13,211,097				
	13,115,457	13,115,457				
	1,403,961,622					
	1,399,735,975					
(6) DIVISION OF OCCUPATIONAL EDUCATION						
(C) Area Vocational School						
Support	10,270,635	10,270,635				
	10,196,282	10,196,282				
	50,953,534					
	50,879,181					

TOTALS PART VI

(HIGHER EDUCATION)^{5, 6}

\$1,617,694,577	\$689,839,312		\$823,962,785	\$84,418,772 ^a	\$19,473,708
<u>\$1,630,672,660</u>	<u>\$685,539,312</u>	_____	<u>\$841,240,868^a</u>	_____	_____

^a Of these amounts, \$78,986,781 contains a (T) notation and \$2,000,000 contains an (L) notation.

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

SECTION 9. Part VII (1) (B), (2), (4) (B), (4) (C), (4) (D) (2) (a), (4) (D) (2) (b), (5) (B), (5) (C), (9), (11) (B), (11) (C), (12) (B), and (12) (C), footnote 84a, and the affected totals of section 2 of chapter 399, as Part VII (4) (B) is amended by section 2 of chapter 398, Session Laws of Colorado 2002, as Part VII is amended by Senate Bill 03-205 and Senate Bill 03-197, as Part VII (4) (B) and the affected totals are amended by Senate Bill 03-176, and as Part VII (1) (B), (4) (B), (4) (C), (4) (D) (2) (b), (5) (B), (5) (C), (9), (11) (C), and (12) (B) and the affected totals are amended by Senate Bill 03-196, enacted at the First Regular Session of the Sixty-fourth General Assembly, are amended to read:

Section 2. **Appropriation.**

**PART VII
DEPARTMENT OF HUMAN SERVICES**

(1) EXECUTIVE DIRECTOR'S OFFICE⁷⁷

(B) Special Purpose

Administrative Review Unit (29.0 FTE)	1,877,926	1,475,185(M)			402,741 ^a
Child Welfare Staff Training	1,089,962	679,557(M)		37,230(L) ^b	373,175 ^c
Juvenile Parole Board (2.8 FTE)	171,204	171,204			
Developmental Disabilities Council (6.0 FTE)	801,931				801,931 ^d
Medicaid Cash Accounting Implementation	500,000			500,000(T)^e	

Health Insurance Portability and Accountability Act of 1996	471,703	52,227 ^c	34,800 ^f	384,676(T) ^g (1.0 FTE)
	<u>4,912,726</u>			
	4,412,726			

^a This amount shall be from Title IV-E of the Social Security Act.

^b This amount shall be from local funds.

^c Of this amount, \$255,716 shall be from the Title XX Social Services Block Grant and \$117,459 shall be from Title IV-E of the Social Security Act.

^d This amount shall be from Title I of the Developmental Disabilities Assistance and Bill of Rights Act 2000.

^e This amount is exempt from the statutory limit on state General Fund appropriations pursuant to Section 24-75-201.1 (1) (a) (III) (A), C.R.S.

^f This amount is estimated to be cash funds from the state veterans nursing homes.

^g Of this amount, \$243,800 shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, and \$140,876 shall be from transfers from other areas of the Department of Human Services.

^h This amount shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing and is for all administrative costs associated with the transition from an accrual basis of accounting to a cash basis of accounting for Department of Human Services-Medicaid-funded programs; any unexpended balance on June 30, 2003 is intended to roll forward and remain available for expenditure in FY 2003-04.

~~43,412,353~~

42,912,353

(2) OFFICE OF INFORMATION TECHNOLOGY SERVICES^{12, 79}

Personal Services	5,223,367 (87.1 FTE)	3,734,277	22,408 ^a	457,427 ^b	1,009,255 ^c
Operating Expenses	376,373	298,251		16,040(T) ^d	62,082 ^e
Purchase of Services from Computer Center	5,007,563	2,185,262	6,788 ^e	3,421 ^f	2,812,092 ^g
Telecommunication Systems Lease Payments	153,326	50,976		102,350(T) ^d	
Microcomputer Lease Payments	828,455	694,833		67,406 ^g	66,216 ^e
Colorado Trails ⁸⁰	9,746,147	5,234,831			4,511,316 ^e

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(23.0 FTE)						
Client-Oriented Information Network	1,308,824 (16.0 FTE)	574,277		3,361 ^b	116,151(T) ^l	615,035 ^e
County Financial Management System	1,814,442	949,545				864,897 ^e
Food Stamp Information System	991,069 (12.0 FTE)	480,387				510,682 ^e
Health Information Management System	223,515	223,515				
Client Index Project	156,116	89,634				66,482 ^e
National Aging Program Information System	93,114	16,282		7,372 ^l		69,460 ^e
Colorado Benefits Management System (CBMS) ^{37, 41, 42}	11,755,323 (21.5 FTE)	1,835,957		947,814	4,061,814(T) ^k	4,909,738 ^l
Multiuse Network Payments	2,600,308	1,695,568 1,585,020		50,648^m 22,174 ^m	77,432ⁿ 221,597 ⁿ	776,660ⁿ 771,517 ^e
		40,277,942				

^a This amount shall be from patient fees from the Mental Health Institutes.

^b Of this amount, is estimated that \$218,017(T), including \$165,795 Medicaid cash funds, shall be from the Department of Health Care Policy and Financing, \$110,109 shall be from patient revenues collect by the Mental Health Institutes, \$3,739(T) shall be from the Department of Regulatory Agencies, and \$125,562 shall be from various sources of cash funds exempt.

^e Of these amounts, \$2,095,146 shall be from Temporary Assistance to Needy Families (TANF) funds, \$364,000 shall be from Child Care Development Funds, and it is estimated that \$4,060,184 shall be from federal Title IV-E revenues, \$1,879,682 shall be from Food Stamp funds, \$175,972 shall be from federal Alcohol and Drug Abuse block grant funds, \$69,460 shall be from Title III Older Americans Act funds, and ~~\$2,719,733~~ \$2,714,590 shall be from various sources.

^d It is anticipated that these amounts shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^e Of this amount, it is estimated that \$3,493 shall be from patient fees from the Mental Health Institutes, \$2,468 shall be from the Child Abuse Registry, and \$827 shall be from various cash fund sources.

^f Of this amount, it is estimated that \$2,926(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$495 shall be from various sources of cash exempt funds.

^g Of this amount, it is estimated that \$59,988(T) shall be Medicaid funds from the Department of Health Care Policy and Financing, \$6,296(T) shall be a transfer from the Department of Military Affairs, and \$1,122 shall be from various sources of cash exempt funds.

^h It is anticipated that these amounts shall be from the Old Age Pension Fund created pursuant to Article XXIV of the State Constitution.

ⁱ It is anticipated that this amount shall be from the Department of Health Care Policy and Financing.

^j This amount shall be from various cash fund sources.

^k This amount shall be transferred from the Department of Health Care Policy and Financing and shall include \$2,997,664 Medicaid cash funds, \$640,144 from the Children's Basic Health program, and \$424,006 from state medical programs.

^l Of this amount, \$3,371,975 shall be from Temporary Assistance to Needy Families (TANF) funds, and it is estimated that \$1,537,763 shall be from Food Stamp funds.

^m This amount shall be from various sources of cash funds.

ⁿ Of this amount, it is estimated that ~~\$44,136(T)~~ \$135,413(T) shall be Medicaid funds appropriated to the Department of Health Care Policy and Financing and ~~\$33,296~~ \$86,184 shall be from various cash exempt sources.

(4) OFFICE OF BEHAVIORAL HEALTH AND HOUSING

(B) Mental Health Community Programs^{59, 84}

~~Mental Health Capitation^{54, 62, 63}~~

CAPITATION ^{54, 62}	145,846,643	145,846,643(T) ⁷
	144,705,027	144,705,027(T) ⁴

Capitation Performance Incentive

~~Awards⁶³~~

Medicaid Mental Health Fee for Service Payments	3,479,509	3,479,509(T) ⁷
	2,184,843	2,184,843(T) ⁴

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Medicaid Mental Health Services for Breast and Cervical Cancer Patients	71,175					71,175(T) ^f	
	54,133					54,133(T) ^a	
Medicaid Mental Health Child Placement Agency Program	7,152,728					7,152,728(T) ^b	
Medicaid Anti-Psychotic Pharmaceuticals ⁶⁴	23,466,306					23,466,306(T)^f	
	22,570,954					22,570,954(T) ^a	
Services for Target Clients ⁸⁵	19,446,045		12,211,668			2,235,259 ^c	4,999,118 ^d
	22,905,811		15,671,434				
Services for Non-Target Clients	344,913		344,913				
Goebel Lawsuit Settlement ^{86, 87}	18,777,654		6,403,500			12,374,154(T)^f	
	19,480,654		6,697,424			12,783,230(T) ^e	
			(2.0 FTE)				
Assertive Community Treatment Programs	1,219,668		606,800			612,868(L) ^f	
Alternatives to Inpatient Hospitalization at the Mental Health Institute at Pueblo for Thirty-two Placements ⁸⁸	1,073,707		745,066			328,641(T) ^e	
ALTERNATIVES TO INPATIENT HOSPITALIZATION AT THE MENTAL HEALTH INSTITUTE AT FORT LOGAN	198,000		198,000				

Community-based Alternative to the Fort Logan Aftercare Program	131,367	54,931	76,436(T) ^g
	<u>221,009,715</u>		
	222,021,805		

^a These amounts shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^b This amount is shown for informational purposes only and reflects total estimated expenditures which originate as 50 percent General Fund appropriated to the Division of Child Welfare in the Department of Human Services and 50 percent federal funds transferred from the Department of Health Care Policy and Financing.

^c Of this amount, \$1,688,201(T) shall be from the Division of Vocational Rehabilitation and \$547,058(L) shall be from local matching funds to provide a 33 percent match for General Fund appropriations for purchase of pharmaceuticals.

^d Of this amount, it is estimated that \$4,577,373 shall be from the Mental Health Services Block Grant and \$421,745 shall be from the Homeless Prevention Block Grant.

^e Of this amount, \$161,909 shall be from the Division of Vocational Rehabilitation and ~~\$12,212,245~~ \$12,621,321 is shown for informational purposes only and reflects the portion of the Mental Health Capitation line item estimated to be used for services to the Goebel plaintiff class.

^f This amount shall be from local matching funds.

^g These amounts are shown for informational purposes only and reflect the portion of the Mental Health Capitation line item estimated to be used to fund these programs.

(C) Mental Health Institutes^{89, 90, 91}

Personal Services	65,927,516
	65,589,661
	(1,257.5
	FTE)
Operating Expenses	8,502,691
General Hospital Personal Services	2,451,017
	(36.0 FTE)
General Hospital Operating	
Expenses	325,917
Educational Programs	574,159
	(15.2 FTE)
Indirect Cost Assessment	<u>214,279</u>

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
77,995,579		52,582,622^a		3,170,229^a	22,242,728^a	
77,657,724		53,331,220 ^a		2,247,664 ^b	22,078,840 ^c	

^a Of this amount, \$248,351 is appropriated pursuant to a new requirement of federal law that increases the required level of service for an existing program. This amount is exempt from the statutory limit on state General Fund appropriations pursuant to Section 24-75-201.1 (1) (a) (III) (A), C.R.S.

^b Of this amount, ~~\$2,686,661~~ \$1,910,499 shall be from patient revenues and ~~\$483,568~~ \$337,165 shall be from school districts and counties for the operation of residential treatment centers.

^c Of this amount, ~~\$19,866,803~~ \$19,766,006 shall be from patient revenues, ~~\$2,178,915(T)~~ \$2,010,247(T) shall be from the Department of Corrections, ~~\$317,155(T)~~ \$290,587(T) shall be from the Department of Education, and \$12,000(T) shall be from Institutional Programs for Persons with Developmental Disabilities. For informational purposes only, of the patient revenues, ~~\$6,845,715(T)~~ \$6,279,214(T) is estimated to be from revenue earned from Mental Health Community Capitation, ~~\$7,428,437~~ \$9,055,422 is estimated to be from federal and other sources of patient revenues, ~~\$1,636,425(T)~~ \$906,145(T) is estimated to be from the Division of Youth Corrections and the Department of Health Care Policy and Financing for the operation of Residential Treatment Centers, and ~~\$3,824,081(T)~~ \$3,525,225(T) is estimated to be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

(D) Alcohol and Drug Abuse Division^{7,8}

(2) Community Programs

(a) Treatment Services

Treatment and Detox Contracts ⁹³	19,510,007	7,724,854		752,616 ^a	732,957^a	10,299,580 ^c
	19,160,007				382,957 ^b	
Case Management for Chronic Detox Clients	369,166	2,283				366,883 ^c
Residential Treatment for Women with Dependent Children	<u>670,277</u>	670,277				
	20,549,450					
	20,199,450					

^a This amount shall be from the Drug Offender Surcharge Fund, pursuant to Section 18-19-103, C.R.S.

^b Of this amount, ~~\$500,000~~ \$150,000 shall be from reserves in the Persistent Drunk Driver Cash Fund, pursuant to Section 42-3-130.5, C.R.S., and \$232,957(T) is anticipated to be from Department of Public Safety, Division of Criminal Justice.

^c These amounts shall be from the Substance Abuse Prevention and Treatment Block Grant.

(b) Other Community Programs

High Risk Pregnant Women Program	337,514		337,514(T) ^e	
	254,490		254,490(T) ^a	
Prevention Contracts	3,848,230	22,000 ^b		3,826,230 ^c
Persistent Drunk Driver Programs	342,050	342,050 ^d		
Law Enforcement Assistance Fund Contracts	335,828	315,000 ^e	20,828 ^f	
Federal Grants	3,200,000			3,200,000 ^g
	<u>8,063,622</u>			
	7,980,598			

^a This amount shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^b This amount shall be from the Tobacco Use Prevention Fund, pursuant to Section 24-35-507, C.R.S.

^c It is anticipated that this amount shall be from the Substance Abuse Prevention and Treatment Block Grant.

^d This amount shall be from the Persistent Drunk Driver Cash Fund, pursuant to Section 42-3-130.5, C.R.S.

^e This amount shall be from the Law Enforcement Assistance Fund, pursuant to Section 43-4-402 (2), C.R.S. If cash revenues from this source are insufficient to cover this appropriation, up to \$22,000 in reserves in the Law Enforcement Assistance Fund may be used to cover the balance of the appropriation.

^f This amount shall be from reserves in the Law Enforcement Assistance Fund.

^g This amount includes estimated receipts for various federal substance abuse prevention and treatment grants.

~~343,495,902~~

343,737,133

(5) OFFICE OF REHABILITATION AND DISABILITY SERVICES

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(B) Community Services for Persons with Developmental Disabilities						
Adult Community Programs ^{94, 95, 96}	249,860,640	12,020,478			237,840,162*	
	249,521,826	11,900,258			237,621,568 ^a	
Preventive Dental Hygiene ⁹⁸	67,187	63,694			3,493(L) ^b	
	<u>249,927,827</u>					
	249,589,013					

^a Of this amount, ~~\$208,263,588(T)~~ \$208,059,722(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing, ~~\$22,117,694~~ \$22,105,228 shall be from client cash sources, ~~\$6,967,566(L)~~ \$6,965,304(L) shall be from local matching funds, and \$491,314(T) shall be from the Division of Vocational Rehabilitation.

^b This amount shall be from local funds.

(C) Institutional Programs for Persons with Developmental Disabilities

Personal Services	32,906,466					
	32,332,005					
	(891.3 FTE)					
Operating Expenses	2,111,888					
Capital Outlay - Patient Needs	80,249					
Leased Space	255,228					
Resident Incentive Allowance	138,176					
Purchase of Services	<u>262,112</u>					
	35,754,119			2,368,844 ^a	33,385,275(T)*	
	35,179,658				32,810,814(T) ^b	

^a This amount shall be from client cash revenues.

^b This amount shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

~~326,493,136~~
325,579,861

(9) DIVISION OF CHILD WELFARE^{112, 113}

Administration ¹¹⁴	2,110,595 (29.0 FTE)	1,421,017		55,249(T) ^a	634,329 ^b
Child Welfare Services ^{115, 116}	287,766,926 284,884,279	90,396,082		118,084,935^c 115,202,288 ^c	79,285,909 ^d
Family and Children's Programs	42,102,200 (3.0 FTE)	34,420,867		3,739,365(L) ^e	3,941,968 ^b
Independent Living Program	1,419,900				1,419,900 ^b
Promoting Safe and Stable Families Program	4,187,074 (2.0 FTE)	48,013(M)		997,246(L) ^e	3,141,815 ^f
Expedited Permanency Planning Project	2,699,578 859,554	2,699,578 859,554			
Evaluation of Performance Agreement Pilot Projects	200,000	100,000(M)			100,000 ^b
Child Abuse Grant	269,455				269,455 ^e (3.0 FTE)
Central Registry of Child Protection	384,515		371,515 ^h (3.0 FTE)	13,000 ⁱ	
Domestic Abuse Program Fund	498,443	498,443			
Domestic Abuse Program	1,156,443			1,156,443 ^j (2.0 FTE)	
Adoptive Family Resource Registry	<u>56,205</u>			56,205 ^k	

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	342,851,334					
	338,128,663					

^a This amount shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^b These amounts shall be from Title IV-E of the Social Security Act.

^c Of this amount, ~~\$73,438,410(T)~~ \$70,555,763(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$44,646,525(L) shall be from local funds.

^d Of this amount, \$51,325,376 shall be from Title IV-E of the Social Security Act, \$24,089,332 shall be from the Title XX Social Services Block Grant, and \$3,871,201 shall be from various sources of federal funds.

^e These amounts shall be from be from local funds.

^f This amount shall be from Title IV-B of the Social Security Act.

^g This amount shall be from the National Center for Child Abuse.

^h This amount shall be from the Central Registry Fund established pursuant to Section 19-3-313 (14), C.R.S.

ⁱ This amount shall be from reserves in the Central Registry Fund established pursuant to Section 19-3-313 (14), C.R.S.

^j This amount shall be from donations to the Colorado Domestic Abuse Program and from reserves in the Colorado Domestic Abuse Program Fund, established pursuant to Section 39-22-802, C.R.S.

^k This amount shall be from gifts, grants or donations.

(11) DIVISION OF YOUTH CORRECTIONS^{7, 8, 12}

(B) Institutional Programs¹¹⁸

Personal Services	28,635,865	28,635,865			
		(671.3 FTE)			
Operating Expenses	3,013,140	1,682,940		1,330,200(T) ^a	
Medical Services	6,327,112	6,327,112			
		(35.5 FTE)			

Enhanced Mental Health Services Pilot for Detention ¹¹⁹	276,532	276,532	
	241,365	241,365	
Educational Programs	4,769,282	4,425,389	343,893(T) ^b
		(33.3 FTE)	(2.5 FTE)
Prevention/Intervention Services	130,854		130,854(T) ^c
			(2.0 FTE)
Sexually Transmitted Disease Education Grant	<u>20,000</u>		20,000(T) ^d
	43,172,785		
	43,137,618		

^a This amount shall be from the Department of Education for the federal school breakfast and lunch program.

^b This amount shall be from the Department of Education.

^c This amount shall be from the Alcohol and Drug Abuse Division.

^d This amount shall be from the Department of Public Health and Environment.

(C) Community Programs

Personal Services	5,940,735	5,892,007	48,728 ^a
		(116.9 FTE)	(1.0 FTE)
Operating Expenses	330,861	328,413	2,448 ^a
Purchase of Contract Placements	43,875,613	34,173,396	9,702,217(T)^b
	43,682,480	33,837,150	9,845,330(T) ^b
Managed Care Pilot Project	1,383,739	1,141,339	242,400(T) ^b
Community Accountability Program	390,802	390,802	
S.B. 91-94 Programs ^{120, 121}	11,406,466	11,406,466	
Parole Program Services ¹²²	2,765,840	1,292,276	1,473,564 ^c
Juvenile Sex Offender Staff Training	<u>45,000</u>		45,000 ^d

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	66,139,056					
	65,945,923					

^a These amounts shall be from the contractor for the Ridge View facility pursuant to Section 19-2-411.5 (2) (e), C.R.S.

^b These amounts shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

^c Of this amount, \$1,083,564 shall be from Title IV-E of the Social Security Act, and \$390,000 shall be from federal funds from the Division of Vocational Rehabilitation.

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

~~110,452,241~~
110,223,941

(12) DIVISION OF CHILDREN'S HEALTH AND REHABILITATION

(B) Services for Children with Developmental Disabilities

Programs for Children with Developmental Disabilities	17,368,907	12,880,017	4,488,890^a
	16,837,125		3,957,108 ^a
Family Support Pilot ¹²³	<u>94,162</u>	94,162	
	17,463,069		
	16,931,287		

^a Of this amount, ~~\$3,623,090(T)~~ \$3,091,308(T) shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing and \$865,800(L) shall be from local funds.

(C) Children's Mental Health Services

Enhanced Mental Health Pilot Services for Detained Youth	420,151	420,151	
Mental Health Early Intervention Program ¹²⁵	195,107	175,596	19,511(L) ^a
Juvenile Mental Health Pilot (H.B. 00-1034)	350,400	175,200	175,200(L) ^a
Residential Treatment for Youth (H.B. 99-1116) ¹²⁴	704,484 447,338	95,918	608,566(T) 351,420(T) ^b
Alternatives to Inpatient Hospitalization for Youth ⁹¹	<u>246,282</u>	246,282	
	1,916,424 1,659,278		

^a These amounts shall be from local matching funds.

^b This amount shall be from Medicaid funds appropriated to the Department of Health Care Policy and Financing.

~~19,647,904~~
18,858,976

TOTALS PART VII

(HUMAN SERVICES) ^{5, 6, 126, 127, 128, 129, 130}	\$1,831,954,979	\$466,251,703		\$86,651,949	\$761,244,271 ^b	\$517,807,056
	<u>\$1,825,043,016</u>	<u>\$468,509,786</u> ^a	<u> </u>	<u>\$85,700,910</u>	<u>\$753,030,407</u> ^b	<u>\$517,801,913</u>

^a Of this amount, \$271,975 is exempt from the statutory limit on state General Fund appropriations pursuant to Section 24-75-201.1 (1) (a) (III) (A), C.R.S.

^b Of this amount, ~~\$592,711,709~~ \$583,182,700 contains a (T) notation, and ~~\$105,267,499~~ \$105,265,237 contains an (L) notation.

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

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

84a ~~Department of Human Services, Office of Behavioral Health and Housing, Mental Health Community Programs, Mental Health Capitation -- Of the total in this line item, \$6,919,532 is provided as a cost of living adjustment. It is the intent of the General Assembly that this amount be reinvested in mental health services. The Department is requested to provide a report on the use of these funds by November 1, 2003.~~

SECTION 10. Part XVI (1) (A), (2) (B), (9) (A), and (9) (B) (4), and the affected totals of section 2 of chapter 399, Session Laws of Colorado 2002, as amended by Senate Bill 03-197 and Senate Bill 03-214, and as the affected totals are amended by Senate Bill 03-190, enacted at the First Regular Session of the Sixty-fourth General Assembly, are amended to read:

Section 2. Appropriation.

**PART XVI
DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT**

(1) ADMINISTRATION AND SUPPORT^{196, 19}

(A) Administration

Personal Services	4,010,167	123,249	101,610 ^a	3,720,276(T) ^b	65,032
	(68.0 FTE)				
Retirements	167,884			167,884(T) ^b	
	306,884			306,884(T) ^b	
Health, Life, and Dental	1,606,325		632,420 ^c	370,839 ^d	603,066
Short-term Disability	62,365	4,018	20,965 ^e	6,850 ^e	30,532
Salary Survey and Senior Executive Service	3,297,377	392,551	720,270 ^e	687,763 ^f	1,496,793
Performance-based Pay Awards	650,174	97,662	139,676 ^e	121,862 ^f	290,974
Shift Differential	9,928				9,928
Workers' Compensation	284,346			284,346(T) ^b	
Operating Expenses	1,215,392			1,140,392(T) ^b	75,000
Legal Services for 21,033 hours	1,257,773		79,114 ^e	1,105,456(T) ^b	73,203
Administrative Law Judge Services	2,171			2,171(T) ^b	
Payment to Risk Management and Property Funds	74,241			74,241(T) ^b	
Vehicle Lease Payments	257,453		88,821 ^c	120,210 ^g	48,422
Leased Space	4,016,637			4,003,497 ^h	13,140

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Capitol Complex Leased Space	21,258					21,258(T) ^b	
Utilities	427,147				13,154 ^e	291,817 ^f	122,176
Building Maintenance and Repair	184,502					184,502(T) ^b	
Reimbursement for Members of the State Board of Health	3,840		3,840				
	<u>17,548,980</u>						
	17,687,980						

^a This amount shall be from the Stationary Sources Control Fund pursuant to Section 25-7-114.7(2)(b), C.R.S.

^b Of these amounts, ~~\$6,538,026~~ \$6,677,026 shall be from indirect cost recoveries and \$162,500 shall be from private grants and donations.

^c Of these amounts, \$263,000 shall be from various fines and penalties and \$1,431,420 shall be from various sources of cash funds.

^d Of this amount, \$154,611 (T) shall be from indirect cost recoveries, and \$216,228 shall be from various exempt sources of cash funds.

^e Of this amount, \$6,846(T) shall be from indirect cost recoveries and \$4 shall be from various exempt sources of cash funds.

^f Of these amounts, \$470,422(T) shall be from indirect cost recoveries and \$339,203 shall be from various exempt sources of cash funds.

^g Of this amount, \$77,449(T) shall be from indirect cost recoveries and \$42,761 shall be from various exempt sources of cash funds.

^h Of this amount, \$3,803,474(T) shall be from indirect cost recoveries and \$200,023 shall be from the Automobile Inspection and Readjustment Account of the Highway Users Trust Fund.

ⁱ Of this amount, \$229,856(T) shall be from indirect cost recoveries and \$61,961 shall be from various exempt sources of cash funds.

~~18,649,532~~

18,788,532

(2) CENTER FOR HEALTH AND ENVIRONMENTAL INFORMATION¹⁹⁹

(B) Information Technology Services

Personal Services	1,929,075		173,278		164,039 ^a	1,293,295 ^b	298,463 ^c
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	(30.5 FTE)				
Operating Expenses	693,959		22,761 ^a	661,219 ^b	9,979 ^c
Purchase of Services from Computer Center	307,334	9,749	63,109 ^a	180,879 ^b	53,597
	306,264	8,679			
Multiuse Network Payments	48,328			48,328 ^b	
Indirect Cost Assessment	<u>109,429</u>		28,243 ^a	8,058 ^b	73,128 ^c
	3,088,125				
	3,087,055				

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

^b Of these amounts, \$2,169,279(T) shall be from indirect cost recoveries, \$15,145(T) shall be from Medicaid cash funds exempt transferred from the Department of Health Care Policy and Financing, and \$7,355 shall be from various exempt sources of cash funds.

^c These amounts are funds anticipated to be received from various sources of federal funds and are reflected for informational purposes only.

~~6,168,692~~
6,167,622

(9) DISEASE CONTROL AND ENVIRONMENTAL EPIDEMIOLOGY DIVISION

(A) Administration, General Disease Control and Surveillance

Personal Services	937,695	345,373		7,914 ^a	584,408
		(8.1 FTE)			(6.4 FTE)
Operating Expenses	377,086	257,825	6,441 ^b		112,820
	364,220	244,959			
Indirect Cost Assessment	1,855,880			13,449(T) ^a	1,842,431
	<u>1,994,880</u>				1,981,431
	3,170,661				
	3,296,795				

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

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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(B) Special Purpose Disease Control Programs						
(4) Tuberculosis Control and Treatment²⁰³						
Personal Services	405,532	55,194			94,501 ^a	255,837
		(1.2 FTE)			(1.7 FTE)	(3.9 FTE)
Operating Expenses	1,211,242	919,962			207,520 ^a	83,760
	<u>1,201,207</u>	909,927				
	1,616,774					
	1,606,739					

^b This amount shall be from the sale of rabies vaccines.

^a These amounts shall be from federal funds appropriated in the Department of Human Services.

~~22,414,440~~
22,530,539

**TOTALS PART XVI
(PUBLIC HEALTH AND ENVIRONMENT)^{5, 6}**

\$279,646,894	\$16,247,142	\$25,764,834	\$75,557,998	\$162,076,920
<u>\$279,900,923</u>	<u>\$16,223,171^a</u>		<u>\$75,696,998^b</u>	<u>\$162,215,920</u>

^a Of this amount, \$244,902 is exempt from the statutory limit on state General Fund appropriations pursuant to Section 24-75-201.1 (1) (a) (III) (B), C.R.S.

^b Of this amount, ~~\$22,845,726~~ \$22,984,726 contains a (T) notation.

SECTION 11. Part XVII (2), (5) (B) (2), and (5) (E), and the affected totals of section 2 of chapter 399, Session Laws of Colorado 2002, as amended by Senate Bill 03-197 and Senate Bill 03-215, and as the affected totals are amended by Senate Bill 03-177, enacted at the First Regular Session of the Sixty-fourth General Assembly, are amended to read:

Section 2. Appropriation.

**PART XVII
DEPARTMENT OF PUBLIC SAFETY**

(2) COLORADO STATE PATROL²¹³

Colonel, Lt. Colonels, Majors, and Captains	3,091,769		3,091,769 ^a	
			(33.0 FTE)	
Sergeants, Technicians, and Troopers	36,596,610	647,214 ^b	35,949,396 ^c	
		(11.0 FTE)	(564.6 FTE)	
Civilians	4,181,350	51,054 ^d	4,130,296 ^e	
		(2.0 FTE)	(79.5 FTE)	
Retirements	400,000		400,000 ^a	
Overtime ²¹⁴	412,268	27,217 ^b	385,051 ^f	
Operating Expenses	6,715,864	349,542 ^b	6,166,738 ^g	199,584
Vehicle Lease Payments	3,106,043	70,575 ^b	2,985,908 ^h	49,560
Dispatch Services	5,351,535	322,854 ⁱ	5,023,421 ^j	5,260
		(11.0 FTE)	(123.1 FTE)	
State Patrol Training Academy	2,077,661	74,568 ⁱ	2,003,093 ^k	
		(1.0 FTE)	(16.0 FTE)	
Highway Safety Grants	500,000		500,000(T) ^l	
Aircraft Pool ²¹⁵	458,160	9,900 ^b	448,260 ^m	
			(6.0 FTE)	

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Appropriations

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Aircraft Engine Reserve	180,000					180,000(T) ^a	
Capitol and Governor's Security	2,018,233		1,494,976 (27.0 FTE)			523,257(T) ^o (11.7 FTE)	
Highway Road Closure Fund	978,546				461,041 ^b	517,505(T) ^l	
Nuclear Materials Transportation	175,445				175,445 ^p (4.0 FTE)		
Hazardous Materials Routing	548,422				118,894 ^q (1.5 FTE)	429,528 ^a (6.5 FTE)	
Hazardous Materials Equipment Vehicle Identification Number Inspections	171,000 47,666				47,666 ^r	171,000 ^a	
Garage Operations	276,967				7,889 ^b	269,078(T) ^s (1.0 FTE)	
Victim Assistance	216,614					216,614(T) ^t (5.0 FTE)	
Counter-drug Program ²¹⁶	1,785,718 4,285,718					1,684,347^u 4,184,347 ^a	101,371 (2.0 FTE)
Motor Carrier Safety and Assistance Program Grants	1,201,223						1,201,223 (22.0 FTE)
Federal Safety Grants	1,196,035						1,196,035 (3.8 FTE)
Indirect Cost Assessment	<u>5,257,822</u>				107,124 ^b	5,059,828 ^v	90,870
		76,944,951					

^a These amounts shall be from the Highway Users Tax Fund.

^b Of these amounts, \$643,486 shall be from the E-470 Toll Road Authority, \$75,324 shall be from the Vehicle Inspection Number Identification Fund pursuant to Section 42-5-204, C.R.S., \$2,735 shall be from the Division of Wildlife, and \$958,957 shall be from various sources of cash funds.

^c Of this amount, \$35,020,346 shall be from the Highway Users Tax Fund, \$881,497(T) shall be from Limited Gaming funds appropriated in the Department of Revenue, and \$47,553 shall be from various sources of exempt cash funds.

^d Of this amount, \$27,133 shall be from the E-470 Toll Road Authority, and \$23,921 shall be from the Vehicle Identification Number Inspection Fund pursuant to Section 42-5-204, C.R.S.

^e Of this amount, \$4,085,079 shall be from the Highway Users Tax Fund, and \$45,217(T) shall be from Limited Gaming funds appropriated in the Department of Revenue.

^f Of this amount, \$375,777 shall be from the Highway Users Tax Fund, and \$9,274(T) shall be from Limited Gaming funds appropriated in the Department of Revenue.

^g Of this amount, \$6,043,251 shall be from the Highway Users Tax Fund, and \$111,459(T) shall be from Limited Gaming funds appropriated in the Department of Revenue, and \$12,028 shall be from various sources of exempt cash funds.

^h Of this amount, \$2,914,082 shall be from the Highway Users Tax Fund, \$57,239(T) shall be from Limited Gaming funds appropriated in the Department of Revenue, and \$14,587 from various sources of exempt cash funds.

ⁱ Of these amounts, \$306,364 shall be from user fees collected from non-state agencies, \$28,805(T) shall be from the Division of Wildlife in the Department of Natural Resources, and \$62,253 shall be from various sources of cash funds.

^j Of this amount, \$4,462,285 shall be from the Highway Users Tax Fund, \$224,430(T) shall be from the Department of Corrections, \$163,381(T) shall be from the Department of Transportation, \$105,736(T) shall be from Limited Gaming funds appropriated in the Department of Revenue, \$44,647(T) shall be from the Department of Revenue, \$17,021(T) shall be from the Department of Natural Resources, \$5,839(T) shall be from the Department of Higher Education (Adams State College), \$61(T) shall be from the Department of Public Safety (Colorado Bureau of Investigation), and \$21(T) shall be from the Department of Agriculture.

^k Of this amount, \$1,538,409 shall be from the Highway Users Tax Fund, \$288,487(T) shall be from user fees collected from other state agencies, and \$176,197 shall be from various sources of exempt cash funds.

^l These amounts shall be from the Department of Transportation.

^m Of this amount, \$277,554 shall be from the Highway Users Tax Fund, and \$170,706(T) shall be from user fees collected from other state agencies.

ⁿ This amount shall be from reserves in the Aircraft Engine Reserve Fund.

^o Of this amount, \$295,676 shall be from the Legislative Department and \$227,581 shall be from the capitol complex leased space rent proceeds transferred from the Department of Personnel.

^p This amount shall be from the Nuclear Materials Transportation Fund pursuant to Section 42-20-511, C.R.S.

^q This amount shall be from the Hazardous Materials Safety Fund pursuant to Section 42-20-107, C.R.S.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Personal Services	2,304,264	956,128 (23.3 FTE)		1,088,011 ^a (19.7 FTE)	260,125(T) ^b (4.0 FTE)	
Operating Expenses	2,970,592 3,080,736	244,011		1,589,123^a 1,623,347 ^a	1,137,458(T)^b 1,213,378(T) ^b	
Lease/Lease Purchase Equipment	<u>440,403</u> 5,715,259 5,825,403			240,403 ^a	200,000 ^b	

^a This amount shall be from the Vehicle Identification Number Inspection Fund pursuant to Section 42-5-204, C.R.S.

^b This amount shall be from user fees collected from other state agencies.

^c This amount shall be from the Victims Assistance and Law Enforcement Fund appropriated in the Department of Public Safety, Division of Criminal Justice.

^d This amount shall be from local governments for the purchase of counter-drug equipment from the federal government pursuant to Title 10, Chapter 18, Section 381 U.S.C. and shall be classified as exempt pursuant to Section 24-77-102(1), C.R.S.

^e Of this amount, \$4,817,625 shall be from the Highway Users Tax Fund and \$57,261(T) shall be from user agencies for dispatch services, and \$184,942 shall be from various sources of exempt cash funds.

(5) COLORADO BUREAU OF INVESTIGATION²²¹

(B) Colorado Crime Information Center (CCIC)

(2) Identification

^a ~~These amounts~~ OF THESE AMOUNTS, \$2,917,537 shall be from fingerprint and name check processing fees for services collected from non-state ~~agencies.~~ AGENCIES, AND \$34,224 SHALL BE FROM CRIMINAL BACKGROUND CHECKS.

^b ~~These amounts~~ OF THESE AMOUNTS, \$1,597,583 shall be from fingerprint and name check processing fees for services collected from other state ~~agencies~~- AGENCIES, AND \$75,920 SHALL BE FROM CRIMINAL BACKGROUND CHECKS.

(E) State Point of Contact - National Instant Criminal Background Check Program

Personal Services	869,774	849,536		20,238 ^a
	911,098		41,324 ^b	
		(22.0 FTE)		
			(0.9 FTE)	
Operating Expenses	<u>347,966</u>	347,966		
	1,217,740			
	1,259,064			

^a This amount shall be from the Statewide Instant Criminal Background Check Cash Fund.

^b THIS AMOUNT SHALL BE FROM CRIMINAL BACKGROUND CHECKS.

~~19,273,082~~
19,424,550

TOTALS PART XVII

(PUBLIC SAFETY)^{5,6}	\$185,544,357	\$53,766,369	\$7,507,854	\$85,982,361	\$38,287,773
	<u>\$188,195,825</u>		<u>\$7,583,402</u>	<u>\$88,558,281^a</u>	

^a Of this amount, ~~\$14,045,540~~ \$14,121,460 contains a (T) notation, and \$69,160,410 is from the Highway Users Tax Fund pursuant to Section 43-4-201(3)(a), C.R.S.

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

SECTION 12. Part XIX (1) and (4) (B) and the affected totals of section 2 of chapter 399, Session Laws of Colorado 2002, as amended by Senate Bill 03-217 and Senate Bill 03-197, as Part XIX (1) and the affected totals are amended by Senate Bill 03-185, as the affected totals of Part XIX are amended by Senate Bill 03-192, and as Part XIX (4)(B) and the affected totals are amended by Senate Bill 03-228, enacted at the First Regular Session of the Sixty-fourth General Assembly, are amended to read:

Section 2. Appropriation.

**PART XIX
DEPARTMENT OF REVENUE**

(1) EXECUTIVE DIRECTOR'S OFFICE

Personal Services	2,200,867 (40.5 FTE)	1,092,720		330,712 ^a	777,435 ^b
Health, Life, and Dental	2,378,515	1,589,253		83,593 ^c	705,669 ^d
Short-term Disability	80,610	54,692		7,808 ^c	18,110 ^d
Salary Survey and Senior Executive Service	3,609,786	2,671,756		92,990 ^c	845,040 ^d
Performance-based Pay Awards	637,701	462,709		25,864 ^c	149,128 ^d
Shift Differential	222,931	70,523		5,655 ^c	146,753 ^d
Workers' Compensation	508,629	369,705		13,372 ^c	125,552 ^d
Operating Expenses	477,591	304,548		41,464 ^c	131,579 ^d
FY 2002-03 Tax Amnesty Program					
Marketing Costs	200,000	200,000			

FY 2002-03 TAX AMNESTY				
PROGRAM MISCELLANEOUS COSTS	99,605	99,605		
Legal Services for 9,293 hours	555,721	426,972	117,686 ^c	11,063 ^d
Purchase of Services from Computer Center	4,214,198	4,214,198		
Multiuse Network Payments	1,655,043	649,146	34,533 ^c	971,364 ^d
Payment to Risk Management and Property Funds	236,435	171,856	6,216 ^c	58,363 ^d
Vehicle Lease Payments	378,846	202,162	49,645 ^c	127,039 ^d
Leased Space	1,709,284	1,666,273	24,944 ^c	18,067 ^d
Capitol Complex Leased Space	1,384,953	1,136,691	42,826 ^c	205,436 ^d
Lease Purchase -- 1881 Pierce Street	798,203		127,655 ^c	670,548 ^d
Utilities	<u>147,589</u>	83,833		63,756 ^d
		21,396,902		
		21,496,507		

^a Of this amount, \$218,658(T) shall be from the State Lottery Fund for indirect cost recoveries, \$65,769 shall be from the Auto Dealers License Fund for indirect cost recoveries, \$45,727 shall be from the Liquor Enforcement Cash Fund for indirect cost recoveries, and \$558 shall be from various sources of cash funds.

^b Of this amount, \$396,533 shall be from the Highway Users Tax Fund in the Ports of Entry in the Motor Carrier Services Division for indirect cost recoveries, \$213,897 shall be from the Colorado State Titling and Registration Account for indirect cost recoveries, \$118,008(T) shall be from the Limited Gaming Fund for indirect cost recoveries, \$45,919 shall be from the Automotive Inspection and Readjustment Account for indirect cost recoveries, and \$3,078 shall be from various sources of cash funds exempt.

^c Of these amounts, \$129,754 shall be from the Auto Dealers License Fund, \$63,934 shall be from the Liquor Enforcement Cash Fund, \$10,457 shall be from the Limited Gaming Fund, and \$470,106 shall be from various sources of cash funds.

^d Of these amounts, \$1,141,229 shall be from the Highway Users Tax Fund for the Ports of Entry in the Motor Carrier Services Division, \$475,396 shall be from the Colorado State Titling and Registration Account, \$271,645(T) shall be from the Limited Gaming Fund, \$73,201 shall be from the Automotive Inspection and Readjustment Account, \$66,181 shall be from the State Lottery Fund, \$4,137 shall be from the Motorist Insurance Identification Database Account, and \$2,215,678 shall be from various sources of exempt cash funds. Of the amount from the Limited Gaming Fund, \$64,914(T) shall be for indirect cost recoveries.

(4) MOTOR VEHICLE BUSINESS GROUP

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(B) Motor Vehicle Division^{7,8}						
Personal Services	11,379,099 (368.6 FTE)	10,618,464			760,635 ^a	
Operating Expenses	1,243,553	1,238,314		2,000 ^b	3,239 ^c	
Drivers License Documents	3,603,575	2,915,443			688,132 ^c	
License Plate Ordering	6,277,198	508,303			5,768,895 ^d	
	<u>5,768,895</u>					
	22,503,425					
	21,995,122					
^a Of this amount, \$260,893 shall be from the Drivers License Revocation Account for indirect cost recoveries, \$210,070 shall be from the Outstanding Judgements and Warrants Account for indirect cost recoveries, \$205,356 shall be from the Colorado State Titling and Registration Account for indirect cost recoveries, and \$56,675 shall be from the Penalty Assessment Account for indirect cost recoveries, and \$27,641 shall be from the Automobile Inspection and Readjustment Account for indirect cost recoveries.						
^b This amount shall be from the Persistent Drunk Driver Cash Fund.						
^c These amounts shall be from the Identification Security Fund.						
^d This amount shall be from the Highway Users Tax Fund. This amount is exempt from the statutory limit on Highway Users Tax Fund appropriations pursuant to Section 43-4-201 (3) (a) (II) (K), C.R.S.						
	36,107,847					
	35,599,544					
TOTALS PART XIX						
(REVENUE)^{5,6}	\$529,860,880	\$99,794,078^e		\$37,289,602 ^b	\$391,113,709 ^c	\$1,663,491
	<u>\$529,452,182</u>	<u>\$99,385,380^a</u>				

^a Of this amount, \$38,437,000 is included as information for the purpose of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. As this amount is continuously appropriated by a permanent statute or constitutional provision it is not subject to the limitation of General Fund Appropriations as set forth in Section 24-75-201.1 (1) (a) (III) (c), C.R.S.

^b Of this amount, \$372,155 contains a (T) notation.

^c Of this amount, \$1,047,943 contains a (T) notation, and \$14,843,885 is from the Highway Users Tax Fund. Of the Highway Users Tax Fund moneys, \$5,050,480 is exempt from the statutory limit on Highway Users Tax Fund appropriations pursuant to Section 43-4-201 (3), C.R.S.

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

SECTION 13. Part XI (1) and the affected totals of section 3 of chapter 399, Session Laws of Colorado 2002, as the affected totals are amended by section 3 of chapter 395, Session Laws of Colorado 2002, and as the affected totals are further amended by section 15 of Senate Bill 03-179, enacted at the First Regular Session of the Sixty-fourth General Assembly, are amended to read:

Section 3. Capital construction appropriation.

**PART XI
DEPARTMENT OF REVENUE**

(1) CAPITAL CONSTRUCTION

Titling and Registration System	2,140,764				2,140,764 ^a
State Lottery, Computer Migration to Open Systems	8,233,614				8,233,614^a
	1,600,000				1,600,000 ^b
Ports of Entry, Semi-portable Scale Replacement	129,854				129,854 ^c
Trinidad Port of Entry, Building Replacement	275,501				275,501 ^c
Motor Carrier Services Division, Fort Collins, Port of Entry, Building Replacement	<u>380,904</u>				380,904 ^c
		11,160,637			
		4,527,023			

^a This amount shall be from the Colorado State Titling and Registration Account.

^b This amount shall be from the State Lottery Fund.

^c These amounts shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a), C.R.S.

TOTALS PART XI

(REVENUE)	\$11,160,637				\$11,160,637	
	<u>\$4,527,023</u>				<u>\$4,527,023</u> ^a	

^a Of this amount, \$786,259 is from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a), C.R.S.

GRAND TOTALS

(CAPITAL CONSTRUCTION)	\$210,068,515	\$22,199,158	\$45,126,854	\$126,240,034	\$16,502,469
	<u>\$206,737,901</u>			<u>\$120,498,920</u> ^a	<u>\$18,912,969</u>

^a Of this amount, \$8,435,454 contains a (T) notation and \$1,010,012 is from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a), C.R.S.

SECTION 14. Section 11 (2) of chapter 176, Session Laws of Colorado 2002, as section 11 (2) is amended by Senate Bill 03-203, enacted at the First Regular Session of the Sixty-fourth General Assembly, is amended to read:

Section 11. **Appropriation.** (2) In addition to any other appropriation, there is hereby appropriated, to the department of health care policy and financing, indigent care program, the sum of ~~five million eight hundred ninety-nine thousand nine hundred thirty-two dollars (\$5,899,932)~~ TWO MILLION FIFTY-SIX THOUSAND NINE HUNDRED FIFTY-TWO DOLLARS (\$2,056,952). Said sum shall be from cash funds exempt from the children's basic health plan trust created in section 26-19-105, Colorado Revised Statutes. The moneys hereby appropriated shall be for the costs under section 26-19-109, Colorado Revised Statutes. In addition to said appropriation, the general assembly anticipates that, for the fiscal year beginning July 1, 2002, the department of health care policy and financing, indigent care program, will receive the sum of ~~ten million nine hundred fifty-eight and forty-six dollars (\$10,958,046)~~ THREE MILLION EIGHT HUNDRED TWENTY-ONE THOUSAND EIGHTY-TWO DOLLARS (\$3,821,082) in federal funds for the implementation of this act. Although the federal funds are not appropriated in this act, they are noted for the purpose of indicating the assumptions used relative to these funds.

SECTION 15. 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 in part and vetoed in part: May 1, 2003

Editor's note: The following is a reprinting of the Governor's message filed with Senate Bill 03-258 when he approved the bill in part and vetoed it in part on May 1, 2003. Markings were made on the bill by the Governor purporting to veto provisions contained in headnotes and footnotes. For the reasons set forth in the letter to the Governor on page 131 of Volume 1 of the 1989 Session Laws of Colorado, the President of the Senate and the Speaker of the House of Representatives expressed their opinion that similar markings made on the 1989 long bill did not constitute valid vetoes. However, the Colorado Supreme Court has held that such purported vetoes are entitled to a presumption of validity. See Romer v. Colorado General Assembly, 810 P.2d 215 (Colo. 1991). In view of this holding, the purported vetoes are reflected in the version of the bill printed on the preceding pages.

May 1, 2003

The Honorable Colorado Senate

Sixty-Fourth General Assembly
First Regular Session
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

I am filing with the Secretary of State the following act:

SENATE BILL 03-258, CONCERNING THE PROVISION FOR PAYMENT OF THE EXPENSES OF THE EXECUTIVE, LEGISLATIVE, AND JUDICIAL DEPARTMENTS OF THE STATE OF COLORADO, AND OF ITS AGENCIES AND INSTITUTIONS, FOR AND DURING THE FISCAL YEAR BEGINNING JULY 1, 2003, EXCEPT AS OTHERWISE NOTED.

Approved in part and disapproved in part on May 1, 2003, at 5:14 a.m.

It is my constitutional obligation to review the general appropriations bill and exercise the line item veto when necessary. While I have approved Senate Bill 03-258 (the "FY 2003-04 Long Bill") as a whole, I have vetoed headnotes and footnotes within the bill. Pursuant to the Colorado Constitution, I have filed copies of the vetoed items from this bill, with my objections, with the Secretary of State.

The following text explains my vetoes to the Long Bill:

VETO AND COMMENT ON HEADNOTES AND FOOTNOTES

Article IV, Section 12 of the Colorado Constitution allows me to exercise line item vetoes on any bill making appropriations of money, including the general appropriations bill (the "Long Bill"). I have full discretion with regard to the items I choose to veto. I have exercised this power to veto certain portions of the FY 2003-2004 Long Bill that do not meet with my approval.

I vetoed a number of headnotes and footnotes that violate Article III and/or Article V of the Constitution. Article III provides separation of powers between the executive and legislative branches. While the legislative branch has the authority to appropriate state funds, the executive branch has the inherent responsibility and authority to administer state funds. Therefore, the legislature may not attach conditions in the Long Bill that intrude into the administration of state government. Anderson v. Lamm, 579 P.2d 620 (Colo. 1978); Colorado General Assembly v. Lamm, 704 P.2d 1371 (Colo. 1985). I have vetoed provisions that go beyond appropriating funds and infringe

on the executive authority.

In addition, Article V, Section 32 prohibits the legislature from including substantive legislation in the Long Bill. Anderson v. Lamm; Colorado General Assembly v. Lamm. The executive department cannot abide by legislative directives that are in violation of the Colorado Constitution. Accordingly, I have vetoed provisions of substantive legislation in the Long Bill.

Many of the headnote and footnote vetoes provided below are identical to the vetoes I exercised in the FY 2002-2003 Long Bill, and I exercised this power for the same reasons. For clarification purposes only, in this year's veto letter I have expanded my veto message for several provisions in this Long Bill to include the constitutional problems I have identified above.

I have lined through the following items, thereby vetoing these provisions:

SECTION 1: HEADNOTES

- 1. Section 1. Definitions – general provisions, headnote (1), pages 1-2:** (1) (a) "Capital outlay" means: (I) Equipment, furniture, motor vehicles, software, and other items that have a useful life of one year or more and that cost less than fifty thousand dollars; (II) Alterations and replacements, meaning major and extensive repair, remodeling, or alteration of buildings, the replacement thereof, or the replacement and renewal of the plumbing, wiring, electrical, fiber optic, heating, and air conditioning systems therein, costing less than fifteen thousand dollars; (III) New structures, meaning the construction of entirely new buildings where the cost will be less than fifteen thousand dollars, including the value of materials and labor, either state-supplied or supplied by contract; (IV) Nonstructural improvements to land, meaning the grading, leveling, drainage, irrigation, and landscaping thereof and the construction of roadways, fences, ditches, and sanitary and storm sewers, where the cost will be less than five thousand dollars. (b) "Capital outlay" does not include those things defined as capital construction by section 24-75-301, Colorado Revised Statutes.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. The State has experienced significant budget challenges in recent years. State revenues have been decreasing, and since October 2001 I have ordered restrictions on General Fund spending. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business and of the current fiscal situation. In order to provide flexibility for departments to administer the appropriations so that impacts in services to citizens are minimized, I

am vetoing this headnote. Furthermore, this provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution. In addition, the dollar amounts listed in this headnote have not been changed since 1977. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Because this headnote violates one or more articles of the state constitution, it is constitutionally void.

- 2. Section 1. Definitions – general provisions, headnote (3), pages 2-3:** (3) (a) (I) Except as otherwise provided in paragraph (b) of this subsection, "full time equivalent" or "FTE" means the budgetary equivalent of one permanent position continuously filled full time for an entire fiscal year by elected state officials or by state employees who are paid for at least two thousand eighty hours per fiscal year, with adjustments made to: (A) Include in such time computation any sick, annual, administrative, or other paid leave; and (B) Exclude from such time computation any overtime or shift differential payments made in excess of regular or normal hours worked and any leave payouts upon termination of employment. (II) "Full time equivalent" or "FTE" does not include contractual, temporary, or permanent seasonal positions. (III) As used in this paragraph (a), "state employee" means a person employed by the state, whether or not such person is a classified employee in the state personnel system. (b) For purposes of higher education professional personnel and assistants in resident instruction and professional personnel in organized research and activities relating to instruction, "full time equivalent" or "FTE" means the equivalent of one permanent position continuously filled for a nine-month or ten-month academic year. (c) The maximum limitation on the number of FTE that are allowed for the fiscal year to which this act pertains may comprise any combination of part-time positions or full-time positions so long as the maximum FTE limitation is not exceeded.

I vetoed this headnote last year. The Colorado Supreme Court concluded in 1978 that legislative attempts to administer the appropriation by placing "specific staffing and resource allocation decisions" in a general appropriations bill were unconstitutional. *Anderson v. Lamm*, 195 Colo. 437, 579 P.2d 620 (1978). The Supreme Court in so doing recognized that the ability to make staffing decisions is one of the most fundamental components of managing state government. Therefore, this headnote and its references are constitutionally void. Such a headnote inhibits the executive branch's authority to administer the appropriation and is thus unconstitutional. Furthermore, this provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution.

- 3. Section 1. Definitions – general provisions, headnote (4), page 3:** (4) "Health, life, and dental" means the state contribution for group benefits plans pursuant to section 24-50-609, Colorado Revised Statutes. Pursuant to section 24-50-609, Colorado Revised Statutes, the state of Colorado shall contribute an amount necessary to pay one hundred seventy-three dollars and ninety-two cents per month per single employee, two hundred fifty dollars and thirty-nine cents per month per employee with one covered dependent, and three hundred forty-four dollars and thirty-three cents per employee with two or more covered dependents for each employee enrolled in a group benefit plan that includes enrollment in medical benefits. In accordance with section 24-50-609 (3) (b), Colorado Revised Statutes, these contribution amounts shall commence on December 1, 2003. Funds appropriated for health, life, and dental shall not be expended for any other purpose.

This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. The State has experienced significant budget challenges in recent years. State revenues have been decreasing, and since October 2001 I have ordered restrictions on General Fund spending. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business and of the current fiscal situation. In order to provide flexibility for departments to administer the appropriations so that impacts in services to citizens are minimized, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 4. Section 1. Definitions – general provisions, headnote (6), page 4:** (6) "Lease purchase" means the use and acquisition of equipment under an agreement to purchase, pursuant to which payments are made for a period of longer than one year and are subject to annual appropriation. "Lease purchase" may also include payments made under the agreement for the maintenance of the equipment. No funds shall be expended for lease purchases except those specifically appropriated for such purpose. The provisions of this subsection (6) shall not apply to the board of regents of the university of Colorado; the state board of agriculture; the board of trustees of the Colorado school of mines; the board of trustees of the university of northern Colorado; the trustees of the state colleges in Colorado; the state board

for community colleges and occupational education (except for administration and the division of occupational education); the board for the Auraria higher education center; the state historical society; the Colorado council on the arts; the division of wildlife; the water conservation board; the county departments of social services; and the low-income energy assistance block grant.

I vetoed this headnote last year. This headnote unconstitutionally interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. The State has experienced significant budget challenges in recent years. State revenues have been decreasing, and since October 2001 I have ordered restrictions on General Fund spending. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the states business and of the current fiscal situation. In order to provide flexibility for departments to administer the appropriations so that impacts in services to citizens are minimized, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 5. Section 1. Definitions – general provisions, headnote (7), page 4:** (7) "Leased space" means the use and acquisition of office facilities and office and parking space pursuant to a rental agreement. No funds shall be expended for leased space except pursuant to a specific appropriation for such purpose. The provisions of this subsection (7) shall not apply to the board of regents of the university of Colorado; the state board of agriculture; the board of trustees of the Colorado school of mines; the board of trustees of the university of northern Colorado; the trustees of the state colleges in Colorado; the state board for community colleges and occupational education (except for administration and the division of occupational education); the board for the Auraria higher education center; the state historical society; the Colorado council on the arts; the division of wildlife; the water conservation board; the county departments of social services; and the low-income energy assistance block grant.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. The State has experienced significant budget challenges in recent years. State revenues have been

decreasing, and since October 2001 I have ordered restrictions on General Fund spending. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business and of the current fiscal situation. In order to provide flexibility for departments to administer the appropriations so that impacts in services to citizens are minimized, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 6. Section 1. Definitions, headnote (8), page 4:** (8) "Legal services" means the purchase of legal services from the department of law; however, up to ten percent of the amount appropriated for legal services may instead be expended for operating expenses, contractual services, and tuition for employee training. No funds shall be expended for legal services except those specifically appropriated for such purpose. The provision of this subsection (8) shall not apply to the departments of education, higher education, transportation, and the risk management fund in the department of personnel.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. I vetoed this headnote last year. Legal services expenditures are not discretionary in protecting the interest of the state and its citizens. Limiting the departments' ability to expend funds for these services would result in ineffective administration of the government. However, I recognize the need to contain state expenditures for legal services. I will instruct the departments to use all necessary restraint in legal service expenditures and to provide an accurate annual accounting of all legal expenditures to the Joint Budget Committee. Furthermore, this provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 7. Section 1. Definitions – general provisions, headnote (10), page 5:** (10) "Operating expenses" means: (a) Supplies and materials, meaning items that by their nature are consumable and that have a useful life of less than one year or

that, after usage, undergo an impairment of, or a material change in, physical condition, including, but not limited to, books, periodicals, and educational, laboratory, medical, data processing, custodial, postal, office, photographic, and road maintenance supplies and materials; (b) Current charges, meaning charges for items or services not otherwise defined in this section for which a separate appropriation is not made, including, but not limited to, charges for utilities, trash removal, custodial services, telecommunications, data processing, advertising, freight, rentals of equipment and property, storage, parking, minor repair or maintenance, and printing and reproduction, and insurance premiums, dues, subscriptions, casualty losses, commissions, royalties, interest, fees, fines, reimbursements, and payments of prizes, awards, and judgments other than to state employees as compensation; except that no funds appropriated for operating expenses may be expended for vehicle lease payments, leased space, or lease purchase unless otherwise authorized by law; (c) Capital outlay, as defined in subsection (1) of this section. (d) The cost of travel by common carrier or by state-owned or privately owned conveyance and the costs of meals and lodging incident to such travel.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. The State has experienced significant budget challenges in recent years. State revenues have been decreasing, and since October 2001 I have ordered restrictions on General Fund spending. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business and of the current fiscal situation. In order to provide flexibility for departments to administer the appropriations so that impacts in services to citizens are minimized, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 8. Section 1. Definitions – general provisions, headnote (11), pages 5-6: (11)** "Personal services" means: (a) All salaries and wages, whether to full-time, part-time, or temporary employees of the state, and also includes the state's contribution to the public employees' retirement fund and the state's share of federal Medicare tax paid for state employees. Payments for overtime shall be in compliance with rules and procedures adopted by the state personnel director. (b)

Professional services, meaning services requiring advanced study in a specialized discipline that are rendered or performed by firms or individuals for the state other than for employment compensation as an employee of the state, including but not limited to accounting, consulting, architectural, engineering, physician, nurse, specialized computer, and construction management services. Payments for professional services shall be in compliance with section 24-30-202 (2) and (3), Colorado Revised Statutes. (c) Temporary services, meaning clerical, administrative, and casual labor rendered or performed by firms or individuals for the state other than for employment compensation as an employee of the state. Payments for temporary services shall be in compliance with section 24-30-202 (2) and (3), Colorado Revised Statutes. (d) Tuition, meaning payments for graduate or undergraduate courses taken by state employees at institutions of higher education. (e) Payments for unemployment insurance as required by the department of labor and employment.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. The State has experienced significant budget challenges in recent years. State revenues have been decreasing, and since October 2001 I have ordered restrictions on General Fund spending. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business and of the current fiscal situation. In order to provide flexibility for departments to administer the appropriations so that impacts in services to citizens are minimized, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 9. Section 1. Definitions – general provisions, headnote (12), page 6: (12)**
"Purchase of services from computer center" means the purchase of automated data processing services from the general government computer center.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. The State has experienced significant budget challenges in recent years. State revenues have been decreasing, and since October 2001 I have ordered restrictions on

General Fund spending. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business and of the current fiscal situation. In order to provide flexibility for departments to administer the appropriations so that impacts in services to citizens are minimized, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

10. Section 1. Definitions – general provisions, headnote (13), page 6: (13)

"Short-term disability" means the state contribution for employee short-term disability pursuant to section 24-50-603, Colorado Revised Statutes. No funds appropriated for short-term disability shall be expended for any other purpose.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. The State has experienced significant budget challenges in recent years. State revenues have been decreasing, and since October 2001 I have ordered restrictions on General Fund spending. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business and of the current fiscal situation. In order to provide flexibility for departments to administer the appropriations so that impacts in services to citizens are minimized, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

11. Section 1. Definitions – general provisions, headnote (14), page 6: (14)

"Utilities" means water, sewer service, electricity, payments to energy service companies, purchase of energy conservation equipment, and all heating fuels.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. The State has experienced significant budget challenges in recent years. State revenues have been decreasing, and since October 2001 I have ordered restrictions on General Fund spending. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the business of the state and of the current fiscal situation. In order to provide flexibility for departments to administer the appropriations so that impacts in services to citizens are minimized, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 12. Section 1. Definitions – general provisions, headnote (15), page 6:** (15) "Vehicle lease payments" means the annual payments to the department of personnel for the cost of administration, repayment of a loan from the state treasury, and lease-purchase payments for new and replacement vehicles. No funds shall be expended for vehicle lease payments except those specifically appropriated for such purposes. The provisions of this subsection (15) shall not apply to the departments of education, higher education, and transportation.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. The State has experienced significant budget challenges in recent years. State revenues have been decreasing, and since October 2001 I have ordered restrictions on General Fund spending. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business and of the current fiscal situation. In order to provide flexibility for departments to administer the appropriations so that impacts in services to citizens are minimized, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this

provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 13. Section 1. Definitions – general provisions, headnote (16), page 7:** (16) "Multiuse Network Payments" means payments to the Department of Personnel and Administration for the cost of administration and the use of the state's telecommunications network. No funds appropriated for multiuse network payments shall be expended for any other purpose.

I vetoed this headnote last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. The State has experienced significant budget challenges in recent years. State revenues have been decreasing, and since October 2001 I have ordered restrictions on General Fund spending. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the state's business and of the current fiscal situation. In order to provide flexibility for departments to administer the appropriations so that impacts in services to citizens are minimized, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 14. Section 1. Definitions, headnote (19), page 7:** (19) Where no purpose is specified or where a special program is specified, the appropriation shall be for contractual services, tuition, and operating expenses and, only if the appropriation includes a specified FTE limitation, for personal services other than contractual services.

I vetoed this last year. This headnote interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution. The State has experienced significant budget challenges in recent years. State revenues have been decreasing, and since October 2001 I have ordered restrictions on General Fund spending. It is important to preserve the executive authority to administer appropriations in order to allow effective management of the

state's business and of the current fiscal situation. In order to provide flexibility for departments to administer the appropriations so that impacts in services to citizens are minimized, I am vetoing this headnote. I will direct the departments to comply with the headnote to the extent feasible, however, to the extent that this headnote hinders the ability of departments to meet the needs of citizens, they will be allowed to spend outside of these definition parameters, provided that such spending will remain within the line item appropriation provided by the General Assembly. Furthermore, this provision may represent substantive legislation and as such it would be in violation of Article V, Section 32 of the Colorado Constitution. Because this headnote violates one or more articles of the state's constitution, the headnote and its references are constitutionally void.

- 15. Section 1. Definitions, headnote (21), page 7:** (21) When it is not feasible, due to the format of this act, to set forth fully in the line item description the purpose of an item of appropriation or a condition or limitation on the item of appropriation, the footnotes at the end of each section of this act refer to provisions which set forth such purposes, conditions, or limitations, and such provisions are therefore intended to be binding portions of the items of appropriation to which they relate. In other cases, where clearly expressed, footnotes refer to statements which are not intended by the general assembly to be binding portions of appropriations but which are related to the indicated item or items of appropriation. Such nonbinding statements include explanations of the assumptions used in making appropriations, the general assembly's intent with respect to future appropriations, and requests on the part of the general assembly for particular administrative action in connection with items of appropriation.

I vetoed this headnote last year. This headnote indicates that footnotes refer to provisions which set forth purpose, conditions, or limitations regarding the appropriation and states that provisions are therefore intended to be "binding portions" of the items of appropriations to which they relate. Any footnote that interferes with the ability of the executive branch to administer appropriations as provided by Article III of the Colorado Constitution is invalid. Any footnote that constitutes substantive legislation is in violation of Article V, Section 32 of the Colorado Constitution. I will consider footnotes to be advisory, not binding.

SECTION 2: FOOTNOTES

- 1. Footnote 1a, page 18:** Department of Agriculture, Agricultural Services Division, Personal Services – It is the intent of the General Assembly that the Department of Agriculture provide 2.0 FTE to the Bureau of Animal Protection

without an increase to the number of total FTE appropriated to the Agricultural Services Division. Such an allocation of FTE may be accomplished through lay-offs or vacancies in other programs, employee turnover or other methods.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. The Colorado Supreme Court concluded in 1978 that legislative attempts to administer the appropriation by placing specific staffing and resource allocation decisions in a general appropriations bill were unconstitutional. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 2. Footnote 2, pages 18, 33, 43, 50, 65, 79, 107, 129, 140-141, 148, 151-152, 160, 165, 181, 196, 225-226, 241, 250, 265, 273, and 278:** All Departments, Totals – Every department is requested to submit to the Joint Budget Committee information on the number of additional federal and cash funds exempt FTE associated with any federal grants or private donations that are applied for or received during FY 2003-04. The information should include the number of FTE, the associated costs (such as workers' compensation, health and life benefits, need for additional space, etc.) that are related to the additional FTE, the direct and indirect matching requirements associated with the federal grant or donated funds, the duration of the grant, and a brief description of the program and its goals and objectives.

This footnote violates the separation of powers in Article III of the Colorado Constitution in that it is attached to federal funds and private donations, which are not subject to legislative appropriation. Placing information requirements on such funds could constitute substantive legislation in the general appropriations bill in violation of Article V, Section 32 of the Colorado Constitution. In addition, this footnote is an unfunded mandate in that it would require a significant devotion of resources.

- 3. Footnote 4, pages 33-34, 107-108, 130, 241, and 265:** Department of Corrections, Management, Executive Director's Office Subprogram; Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division; and Division of Youth Corrections; Judicial Department, Probation and Related Services; Department of Public Safety, Division of Criminal Justice; Department of Revenue, Motor Vehicle Business Group, Motor Vehicle Division; and Department of Transportation, Office of Transportation Safety – State agencies involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee. Each agency is still

requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from the Drug Offender Surcharge Fund, the Sex Offender Surcharge Fund, the Persistent Drunk Driver Cash Fund, and the Alcohol and Drug Driving Safety Fund, among other programs.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the format of the Executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the departments to comply to the extent feasible.

- 4. Footnote 5, page 34:** Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners, Private Facilities – It is the intent of the General Assembly that the appropriations made for payments to private facilities housing state inmates be used exclusively for the purpose of per diem payments. The Department is not authorized to withhold funds from the per diem payments to cover major medical expenses incurred by state inmates assigned to private facilities. It is the intent of the General Assembly that appropriations made in the medical services subprogram are sufficient to cover major medical expenses incurred by state inmates held in both state and private facilities.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. It is my hope that the Department of Corrections will be able to fund all medical services for the department out of the line item appropriation for medical services for inmates. However, the State is required to provide these medical services and a request for additional funding may occur.

- 5. Footnote 6, page 34:** Department of Corrections, Institutions, Utilities Subprogram, Utilities – The Department of Corrections is requested to continue the energy management program designed to reduce overall energy consumption in the department's facilities. Up to \$100,000 of the Department's utility appropriation may be for this program and a portion of these funds may be used to hire the equivalent of 1.0 FTE as an energy management program manager. The Department is requested to submit with its annual budget document a detailed accounting of any savings achieved as a result of the program and a summary of funds used to hire the 1.0 FTE.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to

administer the appropriation. According to a 1978 court case, the General Assembly has no authority to appropriate or prescribe limits on FTE. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will instruct the department and the controller to follow the legislative intent of the footnote.

6. **Footnote 7, pages 34, and 108:** Department of Corrections, Institutions, Medical Services Subprogram; and Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes – It is the intent of the General Assembly that fifty percent of beds and services at the General Hospital at CMHI Pueblo be permanently allocated for the use of the Department of Corrections. The Department of Corrections is expected to work with the Department of Human Services to determine the most appropriate use of this resource. It is anticipated that the Department of Corrections will no longer pay the Department of Human Services on a case or service basis for the use of these beds but will instead pay the Department of Human Services in equal monthly increments to cover the Department of Corrections' share of hospital costs. The Departments are requested to report to the Joint Budget Committee about the effectiveness of this funding structure, and any modifications that may be recommended, by October 1, 2003.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will instruct the departments to come to a mutual agreement of a payment plan.

7. **Footnote 10, page 35:** Department of Corrections, Inmate Programs, Community Reintegration Subprogram – The Department is requested to track recidivism rates for the inmates provided assistance through this program for five years after release of an inmate. The Department is further requested to report, in their annual budget submission, a comparison of the recidivism rate of the inmates who are assisted through this program as compared to the overall recidivism rates for other inmates released from the Department.

This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the format of the executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will direct the department to comply with the intent of the footnote.

8. **Footnote 11, page 35:** Department of Corrections, Inmate Programs, Community Reintegration Subprogram, Offender Re-employment Center – It is the intent of the General Assembly that no new General Fund dollars will be used for the Offender Re-employment Center and that the Department use funds received as

gifts, grants, and donations for this center. Existing General Fund dollars may be used as a match for gifts, grants, and donations but shall not be used if they are to be considered a maintenance of effort. Of the amount appropriated in this line, up to \$94,000 may be used for the acquisition of leased space notwithstanding the provisions outlined in head note number 7 with regard to leased space.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. Furthermore, this footnote attempts to appropriate gifts, grants, and donations that are not subject to legislative appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation.

- 9. Footnote 12, page 35:** Department of Corrections, Community Services, Parole Intensive Supervision Subprogram; and Community Intensive Supervision Subprogram – It is the intent of the General Assembly that the Department shall maintain a ratio of 1 officer to 25 offenders in these subprograms and not add additional FTE unless warranted by an anticipated increase in the offender caseload.

I vetoed this footnote last year. This footnote attempts to administer the appropriation and violates the separation of powers in Article III of the Colorado Constitution. The General Assembly has no authority to appropriate or prescribe limits on FTE. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will instruct the department to comply to the extent feasible.

- 10. Footnote 14, pages 43-44:** Department of Education, Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding – The Department is requested to include in its annual budget request information concerning the Colorado preschool program. The information provided should include the following for FY 2002-03: (a) A list of participating districts; (b) the funded pupil count (FTE) allocated to each participating district and a description regarding how such allocation was determined; (c) data reflecting the ratio of each district's funded pupil count for the preschool program to its funded pupil count for kindergarten; (d) data indicating the number of three-year-old children that participated in each district's preschool program; (e) data indicating the number of children that participated in each district's preschool program for a full-day rather than a half-day; (f) data indicating the number of preschool program FTE each district used to provide a full-day kindergarten component; (g) the state and local shares of each district's total program funding that is attributable to the preschool program; and (h) whether or not each district contracted for preschool services with community providers.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the format of the executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation.

- 11. Footnote 15, pages 44, and 80:** Department of Education, Assistance to Public Schools, Categorical Programs; and Department of Higher Education, Division of Occupational Education, Colorado Vocational Act Distributions pursuant to Section 23-8-102, C.R.S. – The Department of Education is requested to work with the Department of Higher Education and to include in its annual budget request information concerning each categorical program. For grant programs, such information should include, but not be limited to: (a) The total number and dollar amount of requests received; (b) the amount awarded or distributed to each district, board of cooperative services, or administrative unit; and (c) a description of the criteria utilized to evaluate requests and to determine grant awards. For other programs, such information should include, but not be limited to: (a) The total amount distributed to each district, board of cooperative services, or administrative unit; (b) the total amount that each entity would be eligible to receive pursuant to state law and/or State Board of Education rule; and (c) a description of the method or formula used to determine the amount for which entities are eligible and to distribute funds.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the format of the executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation.

- 12. Footnote 16, page 44:** Department of Education, Assistance to Public Schools, Categorical Programs, Other Categorical Programs, Federal Special Education Grant for Infants, Toddlers, and Their Families – The Department is requested to include in its annual budget request information concerning the expenditure of federal funds provided pursuant to Part C of the federal Individuals with Disabilities Education Act for the most recent state fiscal year. Such information should include sufficient detail to identify expenditures related to the provision of direct services, by type of service.

I vetoed this footnote last year. The General Assembly has no authority to appropriate federal funds. Furthermore, this footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the format of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation.

- 13. Footnote 18, page 50:** Governor - Lieutenant Governor - State Planning and Budgeting, Office of the Governor; Office of the Lieutenant Governor; Office of

State Planning and Budgeting; Economic Development Programs; and Office of Innovation and Technology – Each of these offices is requested to develop and maintain an Information Technology Inventory and Asset Management Plan. The General Assembly requests that the Office of Innovation and Technology assist the offices with the development of these plans and deliver them to the Joint Budget Committee no later than October 1, 2003.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote would require a substantial dedication of resources in a time of significantly reduced budgets.

- 14. Footnote 19, page 50:** Governor - Lieutenant Governor - State Planning and Budgeting, Office of the Governor; and Office of State Planning and Budgeting – As part of the FY 2004-05 budget submission, the Office of State Planning and Budgeting is requested to provide a report on indirect cost recoveries from federal programs that are administered through the Office of the Governor or that are not shown elsewhere in the Long Bill. The report should include an analysis, by federal program, of: Statewide and departmental indirect costs collected in FY 2001-02 and FY 2002-03; where funds collected were spent; the potential for additional indirect cost collections in FY 2003-04 and future years; and the potential for offsetting General Fund expenditures in the Office of the Governor or other departments through these collections. For each federal program that was not assessed statewide and departmental indirect costs, the report should explain why these costs were not assessed.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. The General Assembly has no authority to appropriate federal funds. Furthermore, the Governor's Office is already part of the statewide indirect cost plan developed by the Department of Personnel; thus provision of this information would be redundant.

- 15. Footnote 20, pages 50-51:** Governor - Lieutenant Governor - State Planning and Budgeting, Office of the Governor, Governor's Office, Administration of Governor's Office and Residence; and Other Programs and Grants – The Governor's Office is requested to provide to the Joint Budget Committee, with its FY 2004-05 budget request, information pertaining to federal and cash exempt funds received and expected to be received. This information should include the

amount and source of each grant, any matching and maintenance of effort requirements, duration of the grant, as well as the name of the program or project and number of FTE the funds will support.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation and by dictating the content of the Executive budget request. Requesting additional information on non-appropriated sources within the Governor's Office restricts the flexibility of the Office. Furthermore, the General Assembly has no authority to appropriate federal money or to prescribe limits on FTE. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department not to comply with the footnote request.

- 16. Footnote 21, pages 51, and 196-197:** Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting; and Department of Personnel and Administration, Division of Human Resources, Human Resource Services – The Department of Personnel and Administration shall comply with the statutory provisions of Section 24-50-110 (1)(d), C. R. S., and is requested to provide other state departments with the information necessary to comply with this statute. The Office of State Planning and Budgeting and the Department of Personnel and Administration are requested to work with the departments to improve the timeliness and accuracy of information about state personnel. Improvements, at a minimum, should include: updating personnel information on a centralized computerized data base; accurate reporting of filled FTE positions; number of reclassifications that are approved, turnover rates by agency; tracking of FTE positions funded to FTE positions filled; an accurate count of part-time and temporary FTE positions; and elimination of unused FTE positions. The Department of Personnel and Administration and the Office of State Planning and Budgeting are requested to submit a consolidated statewide personnel report to the General Assembly by September 1, 2003. This report should include, by line item and department, a summary of vacant positions, the length of time each position has been vacant, and the number of reclassifications that were approved in FY 2002-03.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. For the last four years, my administration has worked diligently to provide the Joint Budget Committee (JBC) with information on FTE within existing resources. My administration has provided the JBC with more information on FTE than any prior

administration and will continue to work cooperatively with the JBC. However, the full amount of information requested in this footnote is not available and to make this information available would require significant investments in computer technology and human resources. Without these investments, the footnote constitutes an unfunded mandate. I will continue to direct representatives from the Governor's Office and the Department of Personnel and Administration to provide the requested information to the extent feasible given available data and resource constraints.

- 17. Footnote 23, page 51:** Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting – The Commission on Information Management, in conjunction with the Office of State Planning and Budgeting, is requested to submit a priority list for all state information technology projects requested in the FY 2004-05 budget requests by November 1, 2003.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. The Office of State Planning and Budgeting does not review budget requests from elected officials, the Legislative Branch, or the Judicial Branch. I will direct the Office of State Planning and Budgeting, in conjunction with the Office of Innovation and Technology, to prioritize the information technology requests of the Executive Branch departments according to programmatic priorities and to provide this report to the JBC by November 2003. However, I will not require the offices to prioritize non-executive requests in this list.

- 18. Footnote 25, page 51:** Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting; and Office of Innovation and Technology – The General Assembly requests the Office of State Planning and Budgeting and the Office of Innovation and Technology to work with Joint Budget Committee staff and departmental staff to develop recommendations for standardizing Long Bill information technology appropriations in order to achieve consistency in long bill appropriations for information technology. The Office of State Planning and Budgeting and the Office of Innovation and Technology are requested to report their recommendations for such a system to the General Assembly no later than November 1, 2003.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by directing the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included

in the general appropriations bill.

- 19. Footnote 26, page 52:** Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting, Office of Innovation and Technology – The Office of State Planning and Budgeting and the Office of Innovation and Technology are requested to provide a report to the Joint Budget Committee, by November 1, 2003, that summarizes statewide spending on information technology. For each department, this report should include the FY 2001-02 and FY 2003-04 appropriations and actual spending for: (1) Information technology maintenance; (2) information technology support personnel and related operating expenses; (3) maintenance of ongoing systems; (4) long-term information technology projects; (5) short-term information technology projects; and (6) other information technology costs.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote requires a substantial dedication of resources. The full amount of information requested in this footnote is not available and to make this information available would require significant investments in computer technology and human resources. Without these investments, the footnote constitutes an unfunded mandate.

In order to provide as much information as possible, codes have been set up in the financial accounting system to enable the reporting of actual information technology spending by category with the exception of personal services. This information will be available by November 1, 2003.

- 20. Footnote 27, page 52:** Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, International Trade Office – The International Trade Office is requested to provide its FY 2002-03 annual report to the Joint Budget Committee by November 1, 2003. The report should include the following information: Number of new and existing companies assisted; activity reports from overseas representatives and offices; number of incoming missions; and regional export activities.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Additionally, this footnote requires a substantial dedication of resources and constitutes an unfunded

mandate.

- 21. Footnote 27a, page 52:** Governor – Lieutenant Governor – State Planning and Budgeting, Economic Development Programs, Colorado Promotion – Other Program Costs – This program is requested to submit to the Joint Budget Committee a report outlining how it spent the \$9,000,000 supplemental appropriation it received in FY 2002-03, and a cost-benefit analysis of such expenditures. It is requested that this report be provided January first of each fiscal year until the appropriation is accounted for.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate.

- 22. Footnote 28, page 52:** Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Economic Development Commission - General Economic Incentives and Marketing – In its annual report to the General Assembly, the Economic Development Commission is requested to provide an analysis and summary of programs and activities undertaken to assist the economies of rural areas of the state. For each project in a rural area, the report should include the following information: The location; recipient; purpose; dollar amount received from the Commission; local and/or private matching contributions; and other economic development assistance provided by the state for that project, such as job training. The report should also provide the total dollar amount provided by the Commission to rural areas, the percentage of total Commission assistance that went to rural areas, and information on any rural projects that applied for but did not receive Commission assistance.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I have long emphasized to the Economic Development Commission the importance of rural economic development and will continue to do so.

- 23. Footnote 29, pages 52-53, and 80:** Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Colorado First Customized Job Training; and Department of Higher Education, Division of Occupational Education, Colorado First Customized Job Training – This program is requested to submit to the Joint Budget Committee by November 1, 2003, 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 this program, the amount of new personal income, state personal, and corporate income tax generated by this program, the time period for repayment of state investment in this program, and the number of persons taken off state support programs and the money saved thereby.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate.

- 24. Footnote 30, page 53:** Governor - Lieutenant Governor - State Planning and Budgeting, Office of Innovation and Technology – The Office of Innovation and Technology and the Division of Finance and Procurement within the Department of Personnel are requested to provide a report to the Joint Budget Committee, by November 1, 2003, that describes steps taken to increase the ease of information technology procurement and compliance with state technology standards by state agencies. This report should include the status of: (1) The quarterly Desktop Standards, including updates on which desktop models from each vendor meet the state standards for each class of user; (2) the quarterly Desktop Standards, including updated pricing standards; (3) posting the quarterly Desktop Standards on-line; (4) updating the state pricing agreement website pages for each vendor to show the cost for models for each class of user; and (5) linking the quarterly Desktop Standards internet site to the BIDs system.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I am committed to increasing the ease of information technology procurement and compliance with State technology standards by State agencies. Therefore, I will direct the department to comply with the footnote to the extent feasible.

- 25. Footnote 33, page 66:** Department of Health Care Policy and Financing, Medical Services Premiums – The department is requested to submit a report on the managed care organizations' capitation rates for each population and the estimated blended rate for each aid category in effect for fiscal year 2003-04 to the joint budget committee by July 25, 2003.

This footnote is in violation of the Colorado Constitution, Article III and

possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill.

- 26. Footnote 36, page 66:** Department of Health Care Policy and Financing, Medical Services Premiums – The Department is requested to work with pharmacy providers, including institutional and community pharmacies, both independent and chains, pharmaceutical manufacturers, legislators, and stakeholders to determine a methodology to reduce Medicaid prescription drug costs, specifically the utilization and cost of such pharmaceuticals. The Department is requested to report its analysis and recommendations to the Joint Budget Committee no later than November 1, 2003.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. We continually strive to lower pharmacy costs and have implemented measures to save approximately \$37 million in pharmacy costs over three years. The department has already provided extensive information regarding pharmaceutical costs and potential methodologies to reduce drug costs to the Joint Budget Committee. Staffing the working group proposed in this footnote would drive significant meeting time and staff resources; thus constituting an unfunded mandate. Since the department has already done much of this work, I see no reason for them to once again duplicate this effort.

- 27. Footnote 37, page 66:** Department of Health Care Policy and Financing, Indigent Care Program, Safety Net Provider Payments – It is the intent of the General Assembly that the intergovernmental transfers provided through the Medicare Upper Payment Limit funding mechanism in these line items be used to address Medicaid funding shortfalls paid through the General Fund. It is the General Assembly's understanding that there will not be an intergovernmental transfer in FY 2003-04.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this intergovernmental transfer no longer exists due to the lowering of Medicare rates and the restructuring of the safety net lines in the Department's budget. I will direct the department not to comply with this request.

- 28. Footnote 38, page 66:** Department of Health Care Policy and Financing, Indigent Care Program, Safety Net Provider Payments – The department is requested to submit a report by February 1, 2004, which evaluates the use of the new methodology to distribute disproportionate share and major teaching hospital payments.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent feasible.

- 29. Footnote 39, page 67:** Department of Health Care Policy and Financing, Indigent Care Program, Children's Basic Health Plan Premium Costs – This appropriation assumes an average medical cost per child of \$1,051.80 per year (\$87.65 per member per month), not including dental services, and assumes an estimated average monthly caseload of 50,571 children.

This footnote contains caseload information for the Children's Basic Health Plan that is not accurate. Therefore, I am vetoing this footnote. I intend to sign SB 291 as passed by the General Assembly that assumes an estimated average caseload of 52,965 children. The average medical cost per child assumed within this footnote is accurate.

- 30. Footnote 41, pages 67, and 108-109:** Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs; and Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Mental Health Capitation – The Departments are requested to provide a report to the Joint Budget Committee by October 1, 2003, that reviews their proposals and plans for the Medicaid mental health capitation program for FY 2003-04 and future years. The report should specifically address the following issues: (1) Progress on the development of a model for setting new capitation rates; (2) the feasibility of addressing some of the inequities in rates paid in various regions of the State prior to a rebid of the program; (3) any plans to expand the program to other services; and (4) any recommendations for statutory changes.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate. I will direct the department not to

comply.

- 31. Footnote 42, pages 67, and 109:** Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs; and Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Medicaid Anti-Psychotic Pharmaceuticals – The Departments are requested to report to the Joint Budget Committee by October 1, 2003, on their progress toward managing Medicaid mental health pharmaceutical costs. This report should include an expected time line for planned activities, as well as estimates of the programmatic and fiscal impacts of any changes.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will direct the Department to comply to the extent feasible.

- 32. Footnote 43, pages 67-68, and 109:** Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs, Office of Information Technology Services - Medicaid Funding, Colorado Benefits Management System (CBMS); and Department of Human Services, Office of Information Technology Services, Colorado Benefits Management System (CBMS) – It is the understanding of the General Assembly that the primary goal of the Colorado Benefits Management System (CBMS) project is to streamline several county administrative functions by creating a single, integrated, eligibility and client management system that will minimize manual and paper-intensive processes. The 1997 feasibility study that was prepared for the CBMS project included an analysis of the annual savings that would result from the statewide implementation of CBMS, estimating \$31.0 million in annual savings from all fund sources. The feasibility study did not include an analysis of the impact of medical application sites. A re-analysis in December 2000 projects annual savings of \$13.0 million. Further project changes anticipated as of March 2002 are expected to result in the level of savings being further reduced to \$12.4 million. It is the intent of the General Assembly that, once CBMS is fully implemented statewide, various appropriations will be adjusted to reflect the resulting cost savings. It is further the intent of the General Assembly that such adjustments be based on an objective analysis of the impact of the implementation of CBMS on the Department of Health Care Policy and Financing, the Department of Human Services, and county departments of social services.

This footnote implies an unfunded mandate in that there is no funding to conduct the objective analysis intended by the footnote. Additionally, this footnote creates expectations about budget reductions that the

departments believe are no longer feasible due to the steep budget cuts already taken in the project.

- 33. Footnote 45, pages 80, and 197:** Department of Higher Education, Colorado Commission on Higher Education; Governing Boards and Local District Junior Colleges; Auraria Higher Education Center; and Department of Personnel and Administration, Executive Office – The Department of Personnel and Administration is requested to submit, after consultation with the Colorado Commission on Higher Education and with the higher education governing boards, a report to the Joint Budget Committee by September 1, 2003, that analyzes alternatives to higher education's participation in the fleet management program. The report should identify cost-effective options that may provide more flexibility to higher education, including the scenario in which higher education is exempted from this program. The report should provide a comparison of cost estimates of the options identified.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, complying with this footnote would take a significant amount of staff resources away from other duties within the Department of Personnel and Administration, the Colorado Commission on Higher Education, and the higher education governing boards. This report was already submitted on December 3, 2001 and, given current resource constraints, I do not believe that duplicating this report is in the best interests of the State.

- 34. Footnote 46, pages 80-81:** Department of Higher Education, Colorado Commission on Higher Education - For the FY 2004-05 budget request, the Colorado Commission on Higher Education is directed to submit a unified budget request representing all functions performed by the Governing Boards and Local District Junior Colleges. This request should include the independent Colorado State University agencies and the various occupational education programs under the Colorado Community College and Occupational Education System. In recognition of the state's General Fund appropriation limitation, the Commission is directed to limit the total General Fund increase requested to no more than six percent.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the format of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 35. Footnote 47, page 81:** Department of Higher Education, Colorado Commission on Higher Education; and Governing Boards and Local District Junior Colleges, Regents of the University of Colorado – It is the intent of the General Assembly that in the future requests for enrollment funding for the University of Colorado Health Sciences Center's nursing program will be calculated in a manner similar to the request for enrollment funding for all other higher education institutions.

This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the format of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 36. Footnote 49, page 81:** Department of Higher Education, Colorado Commission on Higher Education Financial Aid – The Department should continue its efforts to provide data on the efficiency and effectiveness of state financial aid in expanding access to higher education for Colorado residents. The Department is requested to provide to the Joint Budget Committee by November 1 of each year an evaluation of financial aid programs, which should include, but not be limited to: 1) an estimate of the amount of federal, institutional, and private resources (including tax credits) devoted to financial aid; 2) the number of recipients from all sources; 3) information on typical awards; and 4) the typical debt loads of graduates. To the extent possible the Department should differentiate the data based on available information about the demographic characteristics of the recipients. To the extent that this information is not currently available, the Department is requested to provide a reasonable estimate, or identify the additional costs that would be associated with collecting the data.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. This footnote requires a substantial dedication of resources and constitutes an unfunded mandate. Furthermore, much of the information requested in this report is not available.

- 37. Footnote 50, page 81:** Department of Higher Education, Colorado Commission on Higher Education Financial Aid, Need Based Grants, Governor's Opportunity Scholarships – The Department is requested to submit a report to the Joint Budget Committee by November 1, 2003, comparing the retention rates of students receiving Governor's Opportunity Scholarships with retention rates for low-income students receiving other types of financial aid packages.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32,

because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, the footnote entails a substantial workload increase and some of the information is not available. However, I will direct the department to provide this information to the extent feasible.

- 38. Footnote 53, page 82:** Department of Higher Education, Governing Boards and Local District Junior Colleges, Trustees of the State Colleges in Colorado; Trustees of Metropolitan State College; Board of Governors of the Colorado State University System; Trustees of Fort Lewis College; Regents of the University of Colorado; Trustees of the Colorado School of Mines; University of Northern Colorado; State Board for Community Colleges and Occupational Education State System Community Colleges – It is the intent of the General Assembly that each governing board may increase tuition rates by an amount calculated to generate up to a maximum of 10 percent additional revenue from resident students not including the effects of enrollment changes. These rates are used in order to increase spending authority for program enhancements and this is not an attempt by the General Assembly to set tuition policy. Each governing board will give consideration to establishing equity of tuition increases among the campuses and programs under the governing board's jurisdiction. In addition to the tuition increases outlined above, the General Assembly has approved an additional \$7,643,990 in tuition spending authority for the Regents of the University of Colorado as follows: \$1,100,000 for tuition rate increases in programs associated with the college of business at the Boulder campus; \$435,904 for nursing, doctor of medicine, physical therapy, and doctor of dental surgery programs at the Health Sciences Center; and \$6,108,086 for the "Quality for Colorado" initiative at the Boulder campus.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, it is important for the State's labor force to be positioned to grow with the demands of the 21st century and having one of the most educated workforces in the nation is one of Colorado's greatest selling points. As a result, we need to encourage Colorado students to seek higher education by maintaining its affordability.

I recognize the very real financial constraints facing our colleges and universities. However, I believe that the level of tuition increase for resident students should increase by a lower amount that is more reflective of the actual financial capacity of the people of Colorado. Therefore, in vetoing this footnote, I am directing the Colorado

Commission on Higher Education to consult with the Governing Boards to prepare a tuition increase plan that is more affordable and reasonable for Colorado's families than 10% across the board increases. This plan should be submitted for my approval by June 1, 2003 for FY 2003-04 tuition levels.

- 39. Footnote 54, page 110:** Department of Human Services, Executive Director's Office – The Department is requested to identify options for including indirect cost assessment and recovery information in the Long Bill. To this end, the Department is requested to examine its cost allocation methodology and report its findings to demonstrate that all statewide and departmental indirect costs are appropriately applied. Based on its findings, the Department is requested to recommend an option for incorporating this information into the Department's budget request for FY 2005-06. This information is requested to be submitted to the Joint Budget Committee on or before October 15, 2003.

This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 40. Footnote 57, page 110:** Department of Human Services, Executive Director's Office, Special Purpose, Health Insurance Portability and Accountability Act of 1996 – It is the intent of the General Assembly that the Department re-evaluate the need for 1.0 FTE and associated funding provided in FY 2003-04 for a privacy officer for the purpose of compliance with the health insurance portability and accountability act of 1996. The Department is requested to provide information on the functions of the privacy officer, whether these activities will change once the Department is largely compliant and whether the job duties of the privacy officer can be transferred to existing FTE. This information is requested to be provided to the Joint Budget Committee or before October 1, 2005.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. Furthermore, the General Assembly has no authority to appropriate or prescribe limits on FTE. I will instruct the department to comply to the extent feasible.

- 41. Footnote 58, page 110:** Department of Human Services, Office of Information Technology Services – The Department is requested to include in its annual budget request total information technology expenditures and, where applicable,

associated FTE usage across the major budget divisions for the preceding actual fiscal year. Expenditures should be categorized as either Help Desk, Applications, Data Systems and Scheduling, Microcomputer/ Local Area Network, or Networks/ Telecommunications. This report should also include actual expenditures for microcomputer leases and the number of microcomputers associated with such expenditures.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote requires a substantial dedication of resources from the department. I will instruct the department to provide the information to the extent feasible within existing resources.

- 42. Footnote 62, pages 111 and 197:** Department of Human Services, Office of Operations; and Department of Personnel and Administration, Finance and Procurement, Real Estate Services Program – The Departments are requested to keep the Joint Budget Committee informed about the state's efforts to standardize operational maintenance requirements of its facilities statewide. The Departments are requested to provide annual updates to the Joint Budget Committee regarding these activities on or before October 15.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate. The Department of Personnel and Administration does not have authority to direct or recommend changes in operating budgets. I will direct the departments to comply with this footnote to the extent feasible.

- 43. Footnote 64, page 111:** Department of Human Services, Office of Operations, Utilities – Up to \$100,000 of the Department's utility appropriation may be used to develop and implement a program designed to decrease energy consumption. A portion of these funds may be used to hire an energy program manager.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. The General Assembly has no authority to appropriate or prescribe limits on FTE. In addition, this footnote may

violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department and the Controller to follow the legislative intent of the footnote.

- 44. Footnote 68, page 112:** Department of Human Services, Division of Child Welfare – The Department is requested to reflect in its annual budget request the gross amount of payments to child welfare service providers, including amounts that were paid using revenues other than county, state, or federal tax revenues. The Department is requested to reflect such amounts for the last two actual fiscal years.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 45. Footnote 70, page 112:** Department of Human Services, Division of Child Welfare, Foster and Adoptive Parent Recruitment, Training, and Support; and Division of Child Care, Child Care Licensing and Administration – The Division of Child Welfare and the Division of Child Care are requested to review existing rules concerning the investigation of reports of institutional abuse involving foster care homes, as well as the procedures currently used by county departments of social services in conducting such investigations. The Divisions are requested to seek input from county departments of social services and from foster parents concerning such rules and procedures in order to identify best practices and promote consistency among county departments. Finally, the Department is requested to make information available to foster parents concerning county department of social services' responsibility to investigate reports of abuse and neglect involving foster care homes and the procedures involved in such investigations.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 46. Footnote 71, pages 112-113:** Department of Human Services, Division of Child Welfare, Child Welfare Services – The Department is requested to reflect in its annual budget request expenditures for the last two fiscal years for services that

are now funded through this consolidated line item. Such data should include both the number of children for whom services were purchased and the average payment per child for the following services: Out-of-home placement care, subsidized adoption payments, case service payments related to subsidized adoptions, child welfare-related child care, and burials.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 47. Footnote 72, page 113:** Department of Human Services, Division of Child Welfare, Child Welfare Services – It is the intent of the General Assembly that the Department determine whether it would be possible and cost-effective to allow county departments of social services to use existing child welfare funding to provide in-home services, similar to those services provided through the Children's Extensive Support Waiver, to families with children with developmental disabilities who would otherwise be placed out of the home at the counties' expense. The Department is requested to report its findings to the Joint Budget Committee on or before November 1, 2003.

This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 48. Footnote 73, page 113:** Department of Human Services, Division of Child Welfare, Family and Children's Programs – It is requested that \$1.5 million of the funds appropriated for this line item be used to assist county departments of social services in implementing and expanding family- and community-based services for adolescents. It is the intent of the General Assembly that such services be based on a program or programs that have been demonstrated to be effective in reducing the need for higher cost residential services.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 49. Footnote 76, pages 113-114:** Department of Human Services, Office of Self Sufficiency, Colorado Works Program, County Block Grants – Pursuant to Sections 26-2-714 (7) and 26-2-714 (9), C. R. S., under certain conditions, a county may transfer federal Temporary Assistance for Needy Families (TANF) funds within its Colorado Works Program Block Grant to the federal child care development fund or to programs funded by Title XX of the federal Social Security Act. One of the conditions specified is that the amount a county transfers must be specified by the Department of Human Services as being available for transfer within the limitation imposed by federal law. It is the intent of the General Assembly that the Department allow individual counties to transfer a greater percent of federal TANF funds than the state is allowed under federal law as long as: (a) Each county has had an opportunity to transfer an amount up to the federal maximum allowed; and, (b) the total amount transferred statewide does not exceed the federal maximum.

I vetoed this footnote last year. This footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill by specifying conditions when individual counties are to transfer a greater percent of federal TANF funds than the State is allowed under federal law. Furthermore, this footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. I will instruct the department to comply with the intent of the footnote to the extent feasible.

- 50. Footnote 77, page 114:** Department of Human Services, Office of Self Sufficiency, Colorado Works Program, County Training; and Community Resource Investment Liaison – The Department is requested to utilize a portion of the funding provided through these line items, in addition to other available resources, for the purpose of providing technical assistance and training for county staff concerning requirements of the federal Americans with Disabilities Act and the provision of services to special needs populations.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 51. Footnote 78, page 114:** Department of Human Services, Office of Self Sufficiency, Special Purpose Welfare Programs, Low Income Energy Assistance Program – The cash funds exempt appropriation for this line item represents an estimate of donations the Department anticipates receiving from the Colorado Energy Assistance Foundation. It is the intent of the General Assembly that if actual cash funds exempt expenditures that are eligible to be counted as part of the

State's maintenance of effort for the federal Temporary Assistance for Needy Families program exceed the appropriated amount, the Department should report actual eligible expenditures to the federal government for such purpose.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply to the extent feasible.

- 52. Footnote 80, page 114:** Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs; and Mental Health Institutes – The Department is requested to provide a report by November 1, 2003, with an update to be provided on or before February 1, 2004, concerning its progress and plans for enhancement of community mental health resources for adults and children and associated reductions in the need for placements at the Mental Health Institutes. The report should specifically address the quality of care and success of community services being funded as alternatives to inpatient hospitalization. The report should also provide recommendations concerning the mission, appropriate patient population, future size, and governance structure of the mental health institutes.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. This footnote requires a substantial dedication of resources from the department. Additionally, the department will not have enough time to evaluate quality and success by November 1, 2003. I will instruct the department to provide the information to the extent feasible within existing resources.

- 53. Footnote 81, pages 114-115:** Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Goebel Lawsuit Settlement – Funding included in this line item represents only a portion of total expenditures for the Goebel Lawsuit Settlement. The Department is requested to include, as part of its annual budget submission, a summary of all actual, estimated, and requested state appropriations for the Goebel class by Long Bill line item. The Department is also requested to submit a report by January 5, 2004, that includes the actual audited revenues and expenditures for services for members of the Goebel plaintiff class.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the

content and format of the executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent feasible.

- 54. Footnote 82, page 115:** Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Community Programs, Goebel Lawsuit Settlement – The Department is requested to submit a report no later than February 15, 2004, regarding the percentage of Goebel Lawsuit Settlement expenditures that should be borne by the Medicaid program in FY 2003-04 and FY 2004-05. This report should be accompanied by any associated requests for FY 2003-04 and FY 2004-05 budget adjustments.

This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 55. Footnote 83, page 115:** Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes – The Department is requested to submit a report by October 1, 2003, on its progress and plans for complying with the settlement terms of the Neiberger class action lawsuit. The report should include detailed information regarding savings and expenditures associated with the transition of some members of the class to community placements and the reduction in beds at the Institute for Forensic Psychiatry.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill.

- 56. Footnote 85, page 115:** Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Mental Health Institutes – The Department is requested to actively pursue opportunities for generating additional revenue from the mental health institute properties at Fort Logan and Pueblo, including through rental and land-sales. The Department is requested to provide a report by November 1, 2003, to the Joint Budget Committee and the Capital Development Committee concerning the options under exploration, potential revenue, and any recommendations for associated statutory change that may be required.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the

executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate. The Department submitted a comprehensive report of opportunities for generating additional revenue from Mental Health Institute properties in March 2003, including potential revenue from land sales and rentals. Further investigation in this area would require appraisal of properties, identification of potential costs associated with environmental mitigation, and would require the involvement of the State contracted real estate broker, all of which would cost money. Additionally, only the State Land Board has the authority to sell the property. I will direct the department not to comply.

- 57. Footnote 86, pages 115-116:** Department of Human Services, Mental Health and Alcohol and Drug Abuse Services, Alcohol and Drug Abuse Division, Community Programs, Treatment Services, Treatment and Detox Contracts – The Department is requested to provide a report by November 1, 2003, concerning the cost-effectiveness of the Short-term Intensive Residential Remediation and Treatment program (STIRRT). The report should specifically consider whether STIRRT provides savings to the state by reducing demand for beds and other more expensive rehabilitation alternatives in the Department of Corrections based on comparison of STIRRT graduates with a control group.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote requires a substantial dedication of resources from the department. I will instruct the department to provide the information to the extent feasible.

- 58. Footnote 87, page 116:** Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Community Services, Adult Program Costs – The Department is requested to survey of all individuals on the comprehensive services waiting list, in June 2003, to determine when each individual will need comprehensive services. The Department is requested to report the results of the CCB surveys in the submission of the FY 2004-05 budget request to the Joint Budget Committee.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general

appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 59. Footnote 88a, page 116:** Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Community Services, Adult Program Costs; and Services for Children and Families – It is the intent of the General Assembly that the reduction in State Supported Living Services funding shall not result in fewer consumers being served and shall be implemented in such a manner as to reduce the average funding level per consumer currently enrolled in the program. It is the intent of the General Assembly that Community Centered Boards implement this service reduction on a locally determined basis. It is the intent of the General Assembly that Community Centered Boards continue to serve no fewer consumers in the Family Support Services Program than the number for whom funding was provided by the State in FY 2002-03, despite the reduction in FY 2003-04 funding for this program. It is the intent of the General Assembly that Community Centered Boards implement this service reduction on a locally determined basis.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. The Department does not intend to reduce the number of people served in these programs. I will instruct the Department to comply with the intent of the footnote to the extent feasible.

- 60. Footnote 88b, page 116:** Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Regional Centers – The Department is requested to develop options for downsizing the state's regional centers in an effort to comply with the *Olmstead v. L.C.* Supreme Court decision and to reduce program expenditures associated with these state facilities. The options provided to the Joint Budget Committee should include estimates of a minimum number of persons being served by the regional centers; identification of populations to be served in state facilities if any; and estimated costs and savings associated with these options including the sale of state property and facilities. The Department is requested to work with the community centered boards and other stakeholder groups in the development of these options. The department is requested to submit these options to the Joint Budget Committee on or before October 1, 2004.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general

appropriations bill.

- 61. Footnote 89, page 117:** Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Services for Children and Families – It is the intent of the General Assembly that the Department insure that resources provided for services to children with developmental disabilities are targeted toward families that are most in need. To that end, the Department is requested to provide options for appropriate programmatic changes for the early intervention and family support programs and to develop a proposal for a Medicaid buy-in program for families and children in the children's extensive support program. The Department is requested to submit this proposal to the Joint Budget Committee on or before October 15, 2003.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. However, I agree that services should be targeted towards families that are most in need, therefore I will instruct the department to comply with the intent of the footnote to the extent feasible.

- 62. Footnote 95, page 118:** Department of Human Services, Division of Youth Corrections, Community Programs, S.B. 91-94 Programs – It is the intent of the General Assembly that funds appropriated for Senate Bill 91-94 programs shall be for the purpose of providing alternative services for juveniles determined to be at imminent risk of being placed in a detention or commitment facility and providing services designed to reduce the length of stay of juveniles placed in Division facilities. In an effort to improve the effectiveness of S.B. 91 94 in reducing detention and commitment populations, the Division is requested to focus S.B. 91-94 funds on programs and services that will most effectively reduce populations in Division facilities, including intake screening, assessment, and case management services and other services designed to divert youth from placement in secure facilities.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote to the extent feasible.

- 63. Footnote 101, pages 130-131:** Judicial Department, Supreme Court/Court of Appeals, Appellate Court Programs; Trial Courts, Trial Court Programs; Public

Defender, Personal Services; Alternate Defense Counsel, Personal Services – In accordance with Section 13-30-104 (3), C.R.S., funding is provided for a one-year increase in judicial compensation, as follows:

	Current Salary	Increase	FY 2003-04 Salary
Chief Justice, Supreme Court	116,117	3,716	119,833
Associate Justice, Supreme Court	113,637	3,636	117,273
Chief Judge, Court of Appeals	111,637	3,572	115,209
Associate Judge, Court of Appeals	109,137	3,492	112,629
District Court Judge	104,637	3,348	107,985
County Court Judge	100,137	3,204	103,341

Judicial increases are based upon the percentage salary survey increase received by ALJ III's. Funding is provided to maintain the salary of the Public Defender at the level of an associate judge of the Court Appeals, and to maintain the salary of the Alternate Defense Counsel at the level of a district court judge.

It is my intent to sign a subsequent bill eliminating salary survey increases. This veto is consistent with that intent.

- 64. Footnote 105, page 132:** Judicial Department, Trial Courts, Mandated Costs – The Department is requested to report all court-related costs associated with death penalty cases as part of the Department's annual budget request.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

The footnote requests information only on death penalty cases. I find it curious that the General Assembly is not interested in the costs of other types of court cases.

- 65. Footnote 111, page 133:** Judicial Department, Public Defender – The Public Defender shall provide a report on the number of hours, dollars, and FTE utilized by the office in death penalty cases during the most recently completed fiscal year. In addition, the report shall include the number of motions filed by the office and the number of motions responded to by the office in death penalty cases during the fiscal year. This report shall be submitted as part of the Public Defender's annual budget request.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it

constitutes substantive legislation that cannot be included in the general appropriations bill.

The footnote requests information only on death penalty cases. I find it curious that the General Assembly is not interested in the costs of other types of court cases.

- 66. Footnote 114, page 133:** Judicial Department, Alternate Defense Counsel – The Alternate Defense Counsel shall provide a report to the General Assembly on the number of hours, dollars, and contract FTE utilized by the office in death penalty cases during the most recently completed fiscal year. In addition, the report shall include the number of motions filed by the office and the number of motions responded to by the office in death penalty cases during the fiscal year. This report should be submitted as part of the Alternate Defense Counsel's annual budget request.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

The footnote requests information only on death penalty cases. I find it curious that the General Assembly is not interested in the costs of other types of court cases.

- 67. Footnote 124, page 141:** Department of Labor and Employment, Executive Director's Office, Operating Expenses – The Department is requested to include estimated costs of computer contract maintenance agreements in its annual budget request.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will instruct the department to comply to the extent feasible.

- 68. Footnote 125, page 141:** Department of Labor and Employment, Division of Employment and Training, Unemployment Insurance Fraud Program – The Department is requested to include in its annual budget request information on fraud detection and recovery, including, but not limited to, an estimate of the amount of unemployment insurance fraud that may have occurred in FY 2002-03, how much of this fraud was detected, and how much of this fraud was recovered.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will instruct the department to comply to the extent feasible.

- 69. Footnote 126, page 141:** Department of Labor and Employment, Division of Employment and Training, Employment and Training Programs, State Operations – It is the intent of the General Assembly that, of this appropriation, \$114,707 be awarded as grants to one stop job centers that provide services to displaced homemakers.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will instruct the department to comply to the extent feasible, while considering options to maximize the number of individuals served.

- 70. Footnote 127, pages 141-142:** Department of Labor and Employment, Division of Employment and Training, Employment and Training Programs, Welfare-to-Work Block Grant – 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. In addition, the Department is requested to identify any other existing resources that could be counted as the state's match for the federal Welfare-to-Work Block Grant. Such existing resources may include, but need not be limited to: State funds appropriated for programs administered by the Department of Corrections, the Department of Education, the Department of Higher Education, the Department of Human Services, the Department of Local Affairs, and the Department of Public Safety; tax credits provided to employers that hire individuals receiving public assistance; and reduced-price bus passes provided through the Regional Transportation District to individuals receiving public assistance.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will instruct the department to comply to the extent feasible.

- 71. Footnote 128, page 142:** Department of Labor and Employment, Division of Employment and Training, Employment and Training Programs, Welfare-to-Work Block Grant – The Department is requested to include in its annual budget request information regarding the allocation of the 15 percent discretionary funds. Such information should include, but not be limited to, the names of the organizations that receive discretionary funds, the amount of such awards, a description of the organizations' collaboration with the region's One-Stop Job Center, and an explanation of any discretionary funds awarded to community-based organizations that do not collaborate with a One-Stop Job Center.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation. I will instruct the department to comply to the extent feasible.

- 72. Footnote 128a, page 142:** Department of Labor and Employment, Division of Workers' Compensation – The Division of Workers' Compensation shall collect data on workers' compensation claims for the purposes of setting appropriate rates for workers' compensation insurance premiums.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, as the department does not set rates for worker's compensation premiums, thus this footnote may be construed to go beyond the scope of the Department of Labor and Employment's statutory responsibilities, I will instruct the department to continue to collect the data on worker's compensation claims that it has historically collected.

- 73. Footnote 134, page 149:** Department of Law, Criminal Justice and Appellate, Capital Crimes Prosecution Unit – The Department is requested to report to the Joint Budget Committee, no later than October 15, 2003, on the allocation of Department resources in FY 2002-03 for death penalty cases. The report should itemize the number of hours and dollars dedicated to all aspects of the Department's work on death penalty cases, including researching and drafting, case investigation, and appearances in court. The report should also include information about the number of motions filed by the Department, as well as the number of motions responded to by the Department, in death penalty cases. The information requested should be provided for all Department units involved in prosecuting death penalty cases, including the Capital Crimes Unit and the

Appellate Section.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

The footnote requests information only on death penalty cases. I find it curious that the General Assembly is not interested in the costs of other types of court cases.

- 74. Footnote 138, page 161:** Department of Local Affairs, Division of Housing – The Division of Housing is requested to provide a report to the Joint Budget Committee by November 1, 2003, 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.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote constitutes an unfunded mandate as it expects an extensive report from a line with only \$10,000 of funding.

- 75. Footnote 139, page 161:** Department of Local Affairs, Division of Housing – The Division of Housing is requested to provide a report to the Joint Budget Committee by November 1, 2003, 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, including proposed policy changes.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote constitutes an unfunded mandate as it expects an extensive report from a line with only \$10,000 of funding.

- 76. Footnote 143, page 181:** Department of Natural Resources, Oil and Gas Conservation Commission, Accelerated Drilling – It is the intent of the General Assembly that this line item continue to exist as long as the workload continues and revenue is available to fund these activities. If workloads decrease or revenues are insufficient, this line item and the associated FTE shall be eliminated. The Oil and Gas Conservation Commission should continue to provide in the annual budget request document an annual justification for the continuation of this line item because of continuing or increasing workloads. It is the intent of the General Assembly that this line item not be merged with any other line item within the Oil and Gas Conservation Commission budget.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to appropriate FTE, and by dictating the content and structure of the Executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply with the intent of the footnote to the extent feasible.

- 77. Footnote 144, page 181:** Department of Natural Resources, State Board of Land Commissioners – The FY 2003-04 appropriation refinances the State Board of Land Commissioners administrative costs, which allows additional dollars to flow into the State Income Fund for school finance in FY 2003-04. It is the intent of the General Assembly that the refinancing methodology of the State Board of Land Commissioners be reviewed to determine the appropriateness of this continued financing methodology in FY 2004-05. The Department is requested to include an analysis in its November 1 budget submission detailing the programmatic and fiscal impact of this refinancing and the viability of continuing this methodology in FY 2004-05.

This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and structure of the Executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply with the intent of the footnote to the extent feasible.

- 78. Footnote 145, page 182:** Department of Natural Resources, Parks and Outdoor Recreation; Division of Wildlife – It is the intent of the General Assembly that the Division of Wildlife and the Division of Parks and Outdoor Recreation align their processes for requesting grants from the Great Outdoors Colorado (GOCO) Board with the process of requesting appropriations from the General Assembly. Such alignment should include the process for requesting both base funding and Legacy

funding from the GOCO Board. Further, the two divisions are requested to include their requests for funding from the GOCO Board with the Department's annual budget request. The two divisions are also requested to submit their FY 2004-05 budget requests to the GOCO Board by October 1, 2003, so that they may be approved no later than December 1, 2003. Finally, the two divisions are requested to submit budget amendments by the normal January deadlines to reflect any changes from the GOCO Board requests, as contained in the Department's annual budget requests, and the actual amounts awarded by the GOCO Board.

The General Assembly has no authority to appropriate funds from Great Outdoors Colorado. Furthermore, This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply with the intent of the footnote to the extent feasible.

- 79. Footnote 149, page 182:** Department of Natural Resources, Water Resources Division, Personal Services – It is the intent of the General Assembly that 2.0 FTE authorized to eliminate the backlog in final permitting be eliminated at the end of FY 2006-07.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. The General Assembly has no authority to appropriate or prescribe limits on FTE. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 80. Footnote 150, pages 182-183:** Department of Natural Resources, Division of Wildlife – Great Outdoors Colorado Board grants are shown for informational purposes only. Funds from the Great Outdoors Colorado Board are not subject to appropriation by the Legislature pursuant to Article XXVII, Section 5, of the Colorado Constitution. However, the General Assembly accepts no obligation to continue funding these FTE and programs if Great Outdoors Colorado funds are no longer available. The General Assembly retains authority to determine appropriations from the Wildlife Cash Fund, other State funds, and state-funded FTE used to match projects receiving funding from Great Outdoors Colorado.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution because the General Assembly has no authority to appropriate FTE. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

Furthermore, this footnote implies restrictions on the Division of Parks and Outdoor Recreation regarding the receipt of funds from Great Outdoors Colorado. The General Assembly has no authority to appropriate funds from Great Outdoors Colorado.

- 81. Footnote 151, page 183:** Department of Natural Resources, Division of Wildlife – The General Assembly requests that the Division of Wildlife submit a zero-based budget as part of its FY 2004-05 budget request. The zero-based budget is requested to be submitted by November 1, 2003, and is requested to prioritize the work packages contained in the Division's Long Range Plan.

This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and structure of the Executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply with the intent of the footnote to the extent feasible.

- 82. Footnote 153, page 197:** Department of Personnel and Administration, Division of Information Technology, Network Services, Telecommunications Audit Expense – The Department of Personnel and Administration is requested to perform a telecommunications audit on its billings and invoices and report any savings for FY 2003-04 identified by this audit to the Joint Budget Committee, showing savings by department, line item, and fund source by January 1, 2004. It is the intent of the General Assembly that this information will be used to reduce statewide appropriations during the supplemental process for FY 2003-04.

This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and structure of the Executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote to the extent feasible.

- 83. Footnote 154, page 198:** Department of Personnel and Administration, Division of Information Technology, Computer Services – It is requested that the Department of Personnel perform an annual mid-year review of actual usage compared to agency appropriations in order to determine the accuracy of the cost allocation billing methodology for General Government Computer Center (GGCC) services. This information should be submitted to the Joint Budget Committee for review no later than January 1, 2004, for statewide supplemental consideration.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and structure of the Executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 84. Footnote 155, page 198:** Department of Personnel and Administration, Administrative Hearings – It is the intent of the General Assembly that the Department of Personnel perform an annual mid-year review of actual usage compared to agency appropriations in order to determine the accuracy of the cost allocation billing methodology for Administrative Hearings services. This information should be submitted to the Joint Budget Committee for review no later than January 1, 2004, for statewide supplemental consideration.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and structure of the Executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 85. Footnote 156, page 226:** Department of Public Health and Environment, Administration and Support – It is the intent of the General Assembly that the Department shall not exceed the total FTE authorization included in the Long Bill, and that any transfer of FTE between divisions within the Department should be limited to federally-funded grants or programs and again should not exceed the total authorized level. Any exception to this policy should be limited to federal funds and should be reported to the Joint Budget Committee, documenting the source and amount of funding, increase in number of FTE, activities to be performed, and anticipated time frame for continued receipt of new funding.

I vetoed this footnote last year. The footnote violates the separation of powers in Article III of the Colorado Constitution. The General Assembly does not have the authority to appropriate FTE or federal funds. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 86. Footnote 157, page 226:** Department of Public Health and Environment, Administration and Support – The Department is requested to submit a report by October 1, 2003, to Joint Budget Committee listing all block grants the Department will receive for FY 2003-04 and is expecting to receive for FY

2004-05. The report should also include a description of the grant, and line items in the Long Bill each grant is being used to finance. The report should include all line items with a General Fund appropriation for which block grants could be used.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. Furthermore, the General Assembly does not have appropriating authority over grant funds. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 87. Footnote 158, page 226:** Department of Public Health and Environment, Administration and Support – The Department is requested to submit a report by October 1, 2002, to Joint Budget Committee listing all block grants the Department is receiving for FY 2003-04 and is expecting to receive for FY 2004-05. The report should also include a description of the grant, and which line items in the Long Bill each grant is being used to fund. The report should match each block grant with all potential Long Bill line items that are eligible for funding.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. Furthermore, the General Assembly does not have appropriating authority over grant funds. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 88. Footnote 160, page 227:** Department of Public Health and Environment, Hazardous Materials and Waste Management Division, Contaminated Site Cleanups – The Department is requested to submit a report on its CERCLA program. This report is requested to include detailed expenditures for the program, including out-year estimates by project and associated project financing. The report should also include an analysis of long-term funding needs of the State in responding to, litigating, and cleaning up CERCLA sites, including estimated long-term maintenance costs for these sites. The report should also provide information on the Hazardous Substance Response Fund balance and out-year fiscal estimates. This report is requested to be provided to the Joint Budget Committee by no later than November 1, 2003.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute

substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate. I will direct the departments to comply to the extent feasible.

- 89. Footnote 162, page 227:** Department of Public Health and Environment, Disease Control and Environmental Epidemiology Division, Special Purpose Disease Control Programs, Tuberculosis Control and Treatment – The Department is requested to provide, with its annual budget submission, a listing of counties which participate in tuberculosis control. Information should include, but not be limited to, the number of patients served for tuberculosis infection and active tuberculosis in each county, the total costs associated with all aspects of treatment and control by county, and a breakout of each revenue source. This information would account for counties' 20-percent match required in Section 25-4-513, C. R. S. This information should be provided for one actual year, the estimate year, and the request year.

This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and structure of the Executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 90. Footnote 163, page 227:** Department of Public Health and Environment, Prevention and Intervention Services for Children and Youth, Child, Adolescent, and School Health, Federal Grants – The Department is requested to provide to the Joint Budget Committee, with its annual budget submission, a detailed plan explaining how federal Maternal Child Health Block Grant abstinence funds are to be used in state FY 2003-04. This information should include, but is not limited to: the amount and duration of anticipated funding; list of grantees; intent and objectives of associated program(s); targeted program population, including a breakout by age group; and performance measures.

This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and structure of the Executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 91. Footnote 164, pages 227-228:** Department of Public Health and Environment, Health Promotion and Disease Prevention, Prevention Programs, Chronic Disease and Cancer Prevention Grants – The General Assembly accepts no obligation to continue funding for these programs when federal funds are no longer available.

Any match requirements for these federal grants are to be provided by non-state sources. The Department is requested to document the sources of matching funds, which should be submitted to the Joint Budget Committee annually with its budget request, and which would serve as proof of the required state match for these federal dollars.

This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and structure of the Executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

- 92. Footnote 166, page 228:** Department of Public Health and Environment, Health Promotion and Disease Prevention, Women's Health - Family Planning, Purchase of Services – The Department is requested to submit a report to the Joint Budget Committee with its annual budget submission. This report should include, but not be limited to, a detailed explanation of how state funds are expended by each contractor receiving any amount of state funds for the family planning program. Reporting should be completed for each contract organization, including public, private, and non-profit organizations, and should itemize expenditures for the previous fiscal year actual amounts, the current fiscal year estimated amounts, and the request fiscal year amounts.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and structure of the Executive budget submission. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote to the extent feasible.

- 93. Footnote 167, page 228:** Department of Public Health and Environment, Health Promotion and Disease Prevention, Women's Health - Family Planning, Purchase of Services – It is the intent of the General Assembly that a portion of the funds for this program be used for peer intervention efforts. The Department is requested to include the following information in its annual budget submission: A listing of peer intervention programs which have been awarded family planning dollars and the amount of funds given to each; and the number of teens that participated in listed peer intervention programs.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the content and format of the Executive budget submission and by attempting to administer the appropriation. In addition, this footnote

may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 94. Footnote 168, page 242:** Department of Public Safety, Executive Director's Office, Special Programs, Colorado Integrated Criminal Justice Information System (CICJIS) – It is the intent of the General Assembly that with this appropriation the Colorado Bureau of Investigation in the Department of Public Safety, the Judicial Department, the Department of Corrections, the Division of Youth Corrections in the Department of Human Services, and the Colorado District Attorneys' Council should be able to improve the Colorado Integrated Criminal Justice Information System to achieve a match between felony court filings and the initial charges in at least ninety percent of the cases by December 31, 2003, and ninety-five percent of the cases by June 30, 2004.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I understand the importance of increasing the disposition match rate and will direct the department to make improving the performance of the system a priority.

- 95. Footnote 169, page 242:** Department of Public Safety, Colorado State Patrol – The Department is requested to submit to the Joint Budget Committee a detailed summary of FTE assigned to the field and to special programs on a quarterly basis beginning on August 15, 2003. Each quarterly report should include comparative information about the historical assignment of all uniformed positions, vacant positions, State Patrol Academy graduates, employee turnover (including service and disability retirements), and trooper deployment.

This footnote violates the separation of powers in Article III of the Colorado Constitution. The General Assembly does not have the authority to appropriate FTE. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply with the intent of the footnote.

- 96. Footnote 170, page 242:** Department of Public Safety, Division of Criminal Justice, Administration, Personal Services – It is the intent of the General Assembly that the Division of Criminal Justice use the appropriation to this line item to fulfill its statutory responsibilities pertaining to parole guidelines pursuant to section 17-22.5-404 (6), C.R.S.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In

addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill.

- 97. Footnote 171, page 242:** Department of Public Safety, Division of Criminal Justice, Victims Assistance, State Victims Assistance and Law Enforcement Program – It is the intent of the General Assembly that the VALE Board allocate \$63,521 from the VALE Fund in FY 2003-04 to the Department of Law for the position of victim services coordinator. The VALE Board is expected to adjust its grant awards to other programs and State agencies to accommodate the amount that shall be provided to the Department of Law.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. Moreover, the General Assembly has no authority to appropriate or prescribe limits on FTE. In addition, this footnote violates Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. This footnote constitutes a substantive change in the law by controlling the distribution of dollars from the VALE fund. I will direct the department not to comply with this footnote.

- 98. Footnote 174, page 243:** Department of Public Safety, Colorado Bureau of Investigation, Investigative Services – It is the intent of the General Assembly that a portion of the costs for genetic testing of sex offenders shall be paid from the Sex Offender Identification Fund created in Section 24-33.5-415.5, C.R.S., as soon as there are sufficient revenues in the fund. To this end, the General Assembly requests that the Colorado Bureau of Investigation submit a report to the Joint Budget Committee by October 1, 2003, on the revenues and balance of the sex offender identification fund and the cost of genetic testing of sex offenders. This report should also include an analysis of ways to increase the success of collecting reasonable testing fees from sex offenders, including but not limited to evaluating what methods could be implemented to increase revenues or reduce costs in order to make this program self-sufficient in future fiscal years.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, the Sex Offender Identification Fund is maintained by the Judicial Department. It is not reasonable for the department to perform any study or analysis regarding revenue sources for a fund that is outside of its authority.

- 99. Footnote 176, page 266:** Department of Revenue, Information Technology Division – The Department of Revenue is requested to submit a status report on the Department's major computer projects to the Joint Budget Committee with its November 1 budget request. The following projects should be included in this report: (1) Colorado State Titling and Registration System; (2) the Colorado Tax Application; and (3) the Lottery Division's Wang System Replacement. The status report should include a summary of any problems that have been encountered with revised time and cost estimates to complete the projects.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the format and content of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent feasible within existing resources.

- 100. Footnote 177, page 266:** Department of Revenue, Information Technology Division – The Department of Revenue is requested to consistently reflect additional computer programming costs in fiscal notes for proposed legislation. The Department is requested to meet with the Legislative Council fiscal note staff and the Joint Budget Committee staff in an effort to continually revise and update the policy of reflecting programming costs with regard to legislative bills. The Department is requested to submit, with its November 2003 budget request for FY 2004-05, a memorandum explaining its policy with respect to reflecting additional computer programming costs in fiscal notes for legislation during the 2004 legislative session. The Department is requested to submit a negative supplemental request for any estimated savings associated with implementing legislation enacted during the 2003 legislative session.

I vetoed this footnote last year. This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the format and content of the Executive budget request. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will direct the department to comply to the extent practicable.

- 101. Footnote 180, pages 266-267:** Department of Revenue, Motor Vehicle Business Group, Motorist Insurance Identification Database Program – The Department is requested to submit a progress report to the Joint Budget Committee on the implementation of this program by November 1, 2003. The report is requested to summarize: (a) the steps taken by the Department to implement the statutory provisions authorizing the Department to administratively suspend motor vehicle registrations for failure to provide proof of insurance; (b) the resources that have been used to suspend motor vehicle registrations; (c) the number of administrative

suspensions from July 1, 2002, through September 30, 2003; and (d) the number of individuals who have failed to provide proof of insurance within 45 days of being requested to do so by the Department from July 1, 2002, through September 30, 2003.

I vetoed this footnote last year. This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. Furthermore, this footnote requires a substantial dedication of resources and constitutes an unfunded mandate. I will direct the department to comply to the extent feasible within existing resources.

- 102. Footnote 181, page 267:** Department of Revenue, Enforcement Business Group, State Lottery Division – The State Lottery Division shall deposit all liquidated damages into the Lottery Fund. The Department shall not receive any goods or services in lieu of an assessment of liquidated damages nor shall the Department require a vendor to purchase goods or services in lieu of an assessment of liquidated damages.

This footnote is in violation of the Colorado Constitution, Article III and possibly Article V, Section 32, because it interferes with the ability of the executive branch to administer the appropriation and may constitute substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply to the extent feasible.

- 103. Footnote 182, page 267:** Department of Revenue, Enforcement Business Group, State Lottery Division – The State Lottery Division is requested to submit a report to the Joint Budget Committee by November 1, 2003, summarizing the specific provisions and costs of the new online vendor contract, including a discussion of expanded functionality and ongoing cost savings as compared to the previous online vendor contract. The report should also summarize and explain any potential increases in contract expenditures expected during FY 2004-05 and throughout the life of the contract, and should offer a comparison of these expenditures to the estimates offered as support for the Joint Budget Committee's approval of the new online vendor contract in the Department's FY 2003-04 budget request.

This footnote violates the separation of powers in Article III of the Colorado Constitution by attempting to administer the appropriation. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. Moreover, information more recent than that

contained in the department's FY 2003-04 budget submission will not be available until after the implementation of the new online vendor contract in October 2004. As such, any effort in this direction would not be the best use of State resources.

104. Footnote 186, page 274: Department of Transportation, Administration – The Department is requested to complete state budget forms for Administration personal services that provide information for each office or section within the Administration line item. This information should be sufficiently detailed to allow calculation for Option 8 purposes. PERA and Medicare should also be provided by the individual section or office. Additionally, the Department should include subtotals for salary and FTE for each of the offices within the Administration line item information currently supplied.

This footnote violates the separation of powers in Article III of the Colorado Constitution by dictating the format and content of the Executive budget submission, and implies intent to appropriate FTE. In addition, this footnote may violate Article V, Section 32 because it constitutes substantive legislation that cannot be included in the general appropriations bill. I will instruct the department to comply with the intent of the footnote.

The actions I am taking are based upon legal opinions and court decisions regarding inclusions in the general appropriations bill.

Sincerely,

Bill Owens
Governor