

## CHAPTER 410

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**APPROPRIATIONS**

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HOUSE BILL 04-1324

BY REPRESENTATIVE(S) Young, Witwer, and Plant;  
also SENATOR(S) Owen, Teck, and Reeves.**AN ACT****CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF LABOR AND EMPLOYMENT.***Be it enacted by the General Assembly of the State of Colorado:***SECTION 1.** Part IX of section 2 of chapter 449, Session Laws of Colorado 2003, is amended to read:Section 2. **Appropriation.**

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

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 <sup>124</sup>	1,868,765
Legal Services for 7,694 hours	467,718
Purchase of Services from Computer Center	<del>975,521</del>
	1,241,293
Pueblo Data Entry Center Payments	<del>849</del>

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	1,203					
Multiuse Network Payments	<del>17,218</del>					
	110,200					
Payment to Risk Management and Property Funds	<del>171,038</del>					
	163,295					
Vehicle Lease Payments	<del>120,556</del>					
	117,549					
Leased Space	2,851,519					
Capitol Complex Leased Space	<del>21,498</del>					
	26,290					
Communications Services Payments	<del>578</del>					
	515					
Utilities	139,959					
Information Technology Asset Maintenance	553,627					
Statewide Indirect Cost Assessment	<u>539</u>					

<del>21,971,001</del>	7,420,288 <sup>a</sup>	<del>1,063,102</del> <sup>b</sup>	<del>13,487,611</del>
22,324,088	7,506,474 <sup>a</sup>	1,096,645 <sup>b</sup>	13,720,969

<sup>a</sup> Of this amount, it is estimated that ~~\$3,500,799~~ \$3,534,996 shall be from the Workers' Compensation Cash Fund pursuant to Section 8-44-112 (7), C.R.S., ~~\$2,534,110~~ \$2,418,024 shall be from the Employment Support Fund pursuant to Section 8-77-109, C.R.S., ~~\$611,168~~ \$791,844 shall be from the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S., ~~\$273,535~~ \$163,243 shall be from the Boiler Inspection Fund pursuant to Section 9-4-109, C.R.S., and ~~\$500,676~~ \$598,367 shall be from other cash fund sources within the Department.

<sup>b</sup> Of this amount, ~~\$630,037~~ \$641,120 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~~ \$268,637 shall be from reserves in the Petroleum Storage Tank Fund pursuant to Section 8-20.5-103, C.R.S., ~~\$182,741~~ \$182,814 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 <sup>a</sup>	21,192,138

<sup>a</sup> 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 Program<sup>125</sup>**

Program Costs	1,126,638
	(20.0 FTE)
Statewide Indirect Cost	
Assessment	<u>8,965</u>

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 APPROPRIATION FROM
 

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ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	1,135,603			517,865 <sup>a</sup>	617,738 <sup>b</sup>	
<b>(C) Employment and Training Programs</b>						
State Operations <sup>126</sup>	9,056,150			5,433,690 <sup>a</sup> (66.0 FTE)	35,817(T) <sup>b</sup> (0.7 FTE)	3,586,643 (76.8 FTE)
One-Stop County Contracts	7,673,770					7,673,770 (36.0 FTE)
Trade Adjustment Act Assistance	1,500,000					1,500,000
Workforce Investment Act	19,816,572					19,816,572 (40.0 FTE)
Welfare-to-Work Block Grant <sup>127, 128</sup>	5,000,000					5,000,000 <sup>c</sup> (5.0 FTE)
Statewide Indirect Cost Assessment	105,779			105,779 <sup>d</sup>		
	<u>43,152,271</u>					

<sup>a</sup> This amount shall be from the Unemployment Revenue Fund pursuant to Section 8-77-106, C.R.S.

<sup>b</sup> This amount shall be from reserves in the Unemployment Revenue Fund pursuant to Section 8-77-106, C.R.S.

**(C) Employment and Training Programs**

State Operations <sup>126</sup>	9,056,150			5,433,690 <sup>a</sup> (66.0 FTE)	35,817(T) <sup>b</sup> (0.7 FTE)	3,586,643 (76.8 FTE)
One-Stop County Contracts	7,673,770					7,673,770 (36.0 FTE)
Trade Adjustment Act Assistance	1,500,000					1,500,000
Workforce Investment Act	19,816,572					19,816,572 (40.0 FTE)
Welfare-to-Work Block Grant <sup>127, 128</sup>	5,000,000					5,000,000 <sup>c</sup> (5.0 FTE)
Statewide Indirect Cost Assessment	105,779			105,779 <sup>d</sup>		
	<u>43,152,271</u>					

<sup>a</sup> Of this amount, \$5,338,057 shall be from the Employment Support Fund pursuant to Section 8-77-109, C.R.S., \$86,939 shall be from the Displaced Homemakers Fund pursuant to Section 8-15.5-108, C.R.S., and \$8,694 shall be from the Unemployment Revenue Fund pursuant to Section 8-77-106, C.R.S.

<sup>b</sup> This amount shall be from contracts with other government agencies.

<sup>c</sup> This amount shall be from the Welfare-to-Work Block Grant.

<sup>d</sup> This amount shall be from the Employment Support Fund pursuant to Section 8-77-109, C.R.S.

**(D) Labor Market Information**

Program Costs	3,015,610	11,626 <sup>a</sup>	3,003,984
			(47.5 FTE)
Statewide Indirect Cost Assessment	<u>338</u>		338
	3,015,948		

<sup>a</sup> 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	<u>25,907</u>			
	3,696,432	2,836,657 <sup>a</sup>	306,117 <sup>b</sup>	553,658

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

<sup>a</sup> 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.

<sup>b</sup> 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<sup>128a</sup>**

**(A) Workers' Compensation**

Personal Services	5,936,895				
	(106.3 FTE)				
Operating Expenses	608,735				
Administrative Law					
Judge Services	<del>2,152,041</del>				
	2,081,819				
Physicians Accreditation	165,834				
Utilization Review	76,000				
Immediate Payment	10,000				
Statewide Indirect Cost					
Assessment	50,951				
	<u>9,000,456</u>			8,459,936 <sup>a</sup>	540,520 <sup>b</sup>
	8,930,234			8,389,714 <sup>a</sup>	

<sup>a</sup> Of this amount, ~~\$7,851,991~~ \$7,781,769 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.

<sup>b</sup> 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 <sup>a</sup>
		(22.0 FTE)
Operating Expenses	123,422	123,422 <sup>a</sup>
Statewide Indirect Cost		
Assessment	55,652	55,652 <sup>a</sup>
Major Medical Benefits	6,000,000	6,000,000 <sup>b</sup>
Major Medical Legal		
Services for 426 hours	25,896	25,896 <sup>b</sup>
Subsequent Injury		
Benefits	5,200,000	5,200,000 <sup>c</sup>
Subsequent Injury Legal		
Services for 2,400 hours	145,896	145,896 <sup>c</sup>
Medical Disaster	15,000	15,000 <sup>b</sup>
	<u>12,885,371</u>	

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	<del>21,885,827</del>					
	21,815,605					
<b>TOTALS PART IX (LABOR AND EMPLOYMENT)<sup>2,3</sup></b>	<b>\$116,824,843</b>			<b>\$25,561,464</b>	<b>\$15,448,665<sup>*</sup></b>	<b>\$75,814,714</b>
	<u>\$117,107,708</u>			<u>\$25,577,428</u>	<u>\$15,482,208<sup>a</sup></u>	<u>\$76,048,072</u>

<sup>a</sup> Of this amount, \$48,544 contains a (T) notation.

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

2 (Governor lined through this provision. See L. 2003, p. 355 1.)

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 (Governor lined through this provision. See L. 2003, p. 3579.)

125 (Governor lined through this provision. See L. 2003, p. 3579.)

126 (Governor lined through this provision. See L. 2003, p. 3580.)

127 (Governor lined through this provision. See L. 2003, p. 3580.)

128 (Governor lined through this provision. See L. 2003, p. 358 1.)

128a (Governor lined through this provision. See L. 2003, p. 358 1.)

**SECTION 2.** Part IX (2) (C) of section 2 of chapter 399, Session Laws of Colorado 2002, as amended by section 1 of chapter 435, Session Laws of Colorado 2003, is amended BY THE ADDITION OF A NEW FOOTNOTE to read:

Section 2. **Appropriation.**

**PART IX  
DEPARTMENT OF LABOR AND EMPLOYMENT**

**(2) DIVISION OF EMPLOYMENT AND TRAINING**

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
<b>(C) Employment and Training Programs</b>						
State Operations <sup>156</sup>	9,067,111			101,345 <sup>a</sup> (66.0 FTE)	35,817(T) <sup>b</sup> (0.7 FTE)	8,929,949 <sup>c</sup> (76.7 FTE)
One-Stop County Contracts	7,347,980					7,347,980 (40.5 FTE)
Reed Act Distributions For One-Stop Employment Centers <sup>156a</sup> CENTERS <sup>156a, 156b</sup>	7,000,000					7,000,000 <sup>f</sup>
Trade Adjustment Act Assistance	2,300,000					2,300,000
Workforce Investment Act	21,929,650					21,929,650 (40.0 FTE)
Welfare-to-Work Block Grant <sup>157, 158</sup>	15,854,645					15,854,645 <sup>c</sup>
Statewide Indirect Cost Assessment	131,943			131,943 <sup>d</sup>		
	<u>63,631,329</u>					

<sup>a</sup> Of this amount, \$91,808 shall be from the Displaced Homemakers Fund pursuant to Section 8-15.5-108, C.R.S., and \$9,537 shall be from the Unemployment Revenue Fund pursuant to Section 8-77-106, C.R.S.

<sup>b</sup> This amount shall be from contracts with other government agencies.

<sup>c</sup> This amount shall be from the Welfare-to-Work Block Grant.

<sup>d</sup> This amount shall be from the Employment Support Fund pursuant to Section 8-77-109, C.R.S.

<sup>e</sup> Of this amount, \$5,634,514 shall be from Reed Act funds distributed to Colorado on March 13, 2002, pursuant to Section 903(d) of the Social Security Act. These funds shall be used for employment and training program administration.

<sup>f</sup> This amount shall be from Reed Act funds distributed to Colorado on March 13, 2002, pursuant to Section 903(d) of the Social Security Act. These funds shall be used for the administration of public employment offices.

**FOOTNOTES --**

156b DEPARTMENT OF LABOR AND EMPLOYMENT, DIVISION OF EMPLOYMENT AND TRAINING, EMPLOYMENT AND TRAINING PROGRAMS, REED ACT DISTRIBUTIONS FOR ONE-STOP EMPLOYMENT CENTERS -- IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE \$7,000,000 REED ACT APPROPRIATION TO THE COLORADO DEPARTMENT OF LABOR AND EMPLOYMENT IN SENATE BILL 03-207 BE ALLOWED TO ROLL FORWARD TO FY 2003-04 AND FY 2004-05.

**SECTION 3. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 3, 2004