

CHAPTER 414

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**APPROPRIATIONS**

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HOUSE BILL 04-1328

BY REPRESENTATIVE(S) Young, Witwer, Plant, Cloer, Coleman, Frangas, Harvey, Hefley, Stafford, and Weddig;  
also SENATOR(S) Owen, Teck, Reeves, Entz, and Isgar.

**AN ACT**

**CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF MILITARY AND VETERANS  
AFFAIRS.**

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

**SECTION 1.** Part XIII 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.*

## APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
<b>PART XIII</b>						
<b>DEPARTMENT OF MILITARY AND VETERANS AFFAIRS</b>						
<b>(1) EXECUTIVE DIRECTOR AND ARMY NATIONAL GUARD</b>						
Personal Services	<del>1,524,950</del> 1,608,408	1,443,394		3,276 <sup>a</sup>		78,280 <sup>b</sup>
		<del>(26.7 FTE)</del> (24.7 FTE)		(0.1 FTE)	83,458(T) <sup>c</sup>	(0.8 FTE)
Health, Life, and Dental	152,523	70,706			<del>438</del> 438(T) <sup>c</sup>	81,379 <sup>b</sup>
Short-term Disability	7,053	3,198			<del>116</del> 116(T) <sup>c</sup>	3,739 <sup>b</sup>
Salary Survey and Senior Executive Service	155,107	79,580		2 <sup>a</sup>	<del>2,784</del> 2,784(T) <sup>c</sup>	72,741 <sup>b</sup>
Shift Differential	11,233					11,233 <sup>b</sup>
Workers' Compensation	49,875	22,673				27,202 <sup>b</sup>
Operating Expenses	707,608	359,075				348,533 <sup>b</sup>
Information Technology Asset Maintenance	15,447	15,447				
Legal Services for 110 hours	6,687	6,687				

Purchase of Services from Computer Center	<del>5,370</del> 6,650	<del>5,370</del> 6,650	
Payment to Risk Management and Property Funds	<del>147,324</del> 136,221	<del>147,324</del> 136,221	
Vehicle Lease Payments	<del>33,790</del> 33,953	<del>30,715</del> 30,878	3,075 <sup>b</sup>
Leased Space	41,000	41,000	
Capitol Complex Leased Space	<del>82,394</del> 66,310	<del>54,542</del> 51,451	<del>27,852<sup>r</sup></del> 14,859 <sup>b</sup>
Communications Services Payments	<del>8,477</del> 10,639	<del>8,477</del> 10,639	
Utilities	<del>556,460</del> 636,735	<del>415,280</del> 478,994	<del>141,180<sup>r</sup></del> 157,741 <sup>b</sup>
Local Armory Incentive Plan	21,841		21,841 <sup>a</sup>
Colorado National Guard Tuition Fund	175,803	175,803	
Army National Guard Cooperative Agreement	<del>1,718,597</del> 1,718,745		<del>1,718,597<sup>r</sup></del> 1,718,745 <sup>b</sup>
Administrative Services	247,654	129,882	(11.5 FTE) 117,772 <sup>b</sup>

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
		(3.3 FTE)				(1.8 FTE)
	<del>5,669,193</del>					
	5,809,492					

<sup>a</sup> These amounts shall be from fees, including armory rental fees.

<sup>b</sup> 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.

<sup>c</sup> These amounts shall be from ~~reserve balance of~~ RESERVES IN the Western Slope Veterans Cemetery, VETERANS' CEMETERY FUND, established pursuant to Section 28-5-708 (1)(a), C.R.S.

**(2) DIVISION OF VETERANS  
AFFAIRS**

Veterans Service

Operations	<del>375,554</del>	375,554				
	502,422				126,868(T) <sup>c</sup>	
		(6.0 FTE)			(2.0 FTE)	

COUNTY VETERANS

SERVICE OFFICER

PAYMENTS	86,400				86,400(T) <sup>c</sup>	
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Colorado State Veterans

Trust Fund	987,430				987,430 <sup>a</sup>	
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Colorado State Veterans Trust Fund Expenditures	<del>280,332</del> 713,619		<del>280,332<sup>a</sup></del> 713,619 <sup>b</sup>	
Western Slope Veterans Cemetery <sup>140</sup>	<del>239,815</del> 240,628		<del>203,815<sup>c</sup></del> 204,628 <sup>e</sup>	36,000 <sup>d</sup>
	<hr/>		(2.5 FTE)	
		1,883,131		
		2,530,499		

<sup>a</sup> 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.

<sup>b</sup> Of this amount, ~~\$246,858(T)~~ \$680,145(T) shall be from the Colorado State Veterans Trust Fund created in Section 28-5-709 (1) (a), C.R.S. and \$33,474 shall be from interest earned on the balance of the Colorado State Veterans Trust Fund created in Section 28-5-709 (1) (a), C.R.S.

<sup>c</sup> This amount shall be from the ~~reserve balance of~~ RESERVES IN the Western Slope Veterans Trust Fund VETERANS' CEMETERY FUND, created ~~pursuant to~~ IN Section ~~28-5-709 (1)(a), C.R.S.~~ 28-5-708 (1)(a), C.R.S.

<sup>d</sup> This amount shall be from the U.S. Department of Veterans Affairs.

<sup>e</sup> THESE AMOUNTS SHALL BE FROM THE COLORADO STATE VETERANS TRUST FUND, CREATED IN SECTION 28-5-709 (1)(a), C.R.S.

**(3) AIR NATIONAL GUARD**

Operations and Maintenance Agreement for Buckley/Greeley	2,848,829	429,365(M) (5.4 FTE)	2,419,464 <sup>a</sup> (35.7 FTE)
Security for Space Command Facility at Greeley	411,134		411,134 <sup>a</sup> (5.0 FTE)
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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					FEDERAL FUNDS
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT		
\$	\$	\$	\$	\$	\$	\$	
	3,259,963						

<sup>a</sup> 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.

**(4) FEDERAL FUNDED  
PROGRAMS<sup>41</sup>**

Personal Services	66,375,685						
	(1,055.0 FTE)						
Operating and Maintenance	29,122,586						
Construction	21,100,000						
Special Programs	<u>128,933</u>						
	116,727,204						116,727,204 <sup>a</sup>

<sup>a</sup> 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	<del>60,679</del>
	65,581

	(1.0 FTE)					
Operating Expenses	9,484					
Aircraft Maintenance	<u>34,900</u>					
		<del>105,063</del>	<del>105,063</del>			
		109,965	109,965			
<b>TOTALS PART XIII</b>						
<b>(MILITARY AND</b>						
<b>VETERANS</b>						
<b>AFFAIRS)<sup>2,3</sup></b>	<del>\$127,644,554</del>	<del>\$3,919,135</del>		\$25,119	<del>\$1,474,915</del>	<del>\$122,225,385</del>
	<u>\$128,437,123</u>	<u>\$3,977,162</u>			<u>\$2,205,741<sup>a</sup></u>	<u>\$122,229,101</u>

<sup>a</sup> Of this amount, ~~\$246,858~~ \$980,209 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. 3551.)

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.

**SECTION 2. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 3, 2004