

CHAPTER 335

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**APPROPRIATIONS**

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SENATE BILL 05-115

BY SENATOR(S) Tapia, Keller, and Owen;  
also REPRESENTATIVE(S) Plant, Buescher, Hall, and Berens.

**AN ACT**

**CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE JUDICIAL DEPARTMENT.**

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

**SECTION 1.** Part VIII of section 2 of chapter 427, Session Laws of Colorado 2004, 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
\$	\$	\$	\$	\$	\$	\$
<b>PART VIII</b>						
<b>JUDICIAL DEPARTMENT</b>						
<b>(1) SUPREME COURT/COURT OF APPEALS</b>						
Appellate Court Programs <sup>83</sup>	8,030,648	7,972,648		58,000 <sup>a</sup>		
		(119.0 FTE)				
Attorney Regulation Committees	3,600,000			3,500,000 <sup>b</sup>	100,000 <sup>c</sup>	
				(35.5 FTE)		
Continuing Legal Education	280,000			275,000 <sup>d</sup>	5,000 <sup>c</sup>	
				(4.0 FTE)		
Law Examiner Board	650,000			450,000 <sup>f</sup>	200,000 <sup>g</sup>	
				(8.2 FTE)		
Law Library	<u>465,000</u>			415,000 <sup>h</sup>	50,000 <sup>i</sup>	
	13,025,648					

<sup>a</sup> This amount shall be from various fees and other cost recoveries.

<sup>b</sup> These amounts shall be from annual attorney registration fees and other fees deposited in the Attorney Registration Fund. These moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

<sup>c</sup> This amount shall be from reserves in the Attorney Registration Fund.

<sup>d</sup> These amounts shall be from annual attorney registration fees and other fees deposited in the Continuing Legal Education Cash Fund. These moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

<sup>e</sup> This amount shall be from reserves in the Continuing Legal Education Cash Fund.

<sup>f</sup> This amount shall be from law examination application fees and other fees deposited in the Law Examiner Board Cash Fund. These moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

<sup>g</sup> This amount shall be from reserves in the Law Examiner Board Cash Fund.

<sup>h</sup> 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. These moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

<sup>i</sup> 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	3,808,685	3,273,586		535,099(T) <sup>a</sup>	
		(52.0 FTE)			
Operating Expenses	357,321	356,321	1,000 <sup>b</sup>		
Judicial/Heritage Program	<del>621,371</del>	<del>241,400</del>	1,700 <sup>e</sup>	378,271 <sup>d</sup>	
	636,251	256,280			
		(3.0 FTE)			
Family Friendly Courts	252,200		252,200 <sup>e</sup>		
			(0.5 FTE)		
Statewide Indirect Cost					
Assessment	59,459		47,833 <sup>f</sup>	11,091 <sup>f</sup>	535
Departmental Indirect Cost					
Assessment	<u>475,640</u>		474,581 <sup>f</sup>	1,059 <sup>f</sup>	
	<del>5,574,676</del>				
	5,589,556				

<sup>a</sup> This amount shall be from statewide and departmental indirect cost recoveries.

<sup>b</sup> This amount shall be from fees and cost recoveries.

## APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					FEDERAL FUNDS
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT		
\$	\$	\$	\$	\$	\$	\$	\$
Health, Life, and Dental	7,325,558	6,473,990		851,568 <sup>a</sup>			
Short-term Disability	179,901	165,597		13,765 <sup>a</sup>		539 <sup>b</sup>	
Salary Survey	3,825,778	3,672,997		152,781 <sup>a</sup>			
Anniversary Increases	1,256,394	1,185,209		71,185 <sup>a</sup>			
Workers' Compensation	<del>1,016,598</del>	<del>1,016,598</del>					
	1,041,420	1,041,420					
Legal Services for 4,227 hours	260,256	260,256					
Payment to Risk Management and Property Funds	<del>606,644</del>	<del>606,644</del>					
	315,394	315,394					
Vehicle Lease Payments	<del>76,417</del>	<del>76,417</del>					
	70,028	70,028					
Leased Space	559,838	537,638		22,200 <sup>c</sup>			
Lease Purchase	112,766	112,766					

<sup>a</sup> This amount shall be from parking receipts.

<sup>d</sup> This amount shall be from Limited Gaming revenues deposited in the State Historical Fund, pursuant to Section 12-47.1-1201(5)(b), C.R.S.

<sup>e</sup> This amount shall be from the Family-Friendly Court Program Cash Fund, pursuant to Section 13-3-113 (6), C.R.S.

<sup>f</sup> These amounts shall be from various sources of cash funds and cash funds exempt in the department.

Administrative Purposes	78,275	13,275	65,000 <sup>d</sup>		
Retired Judges	<del>1,392,825</del>	<del>1,392,825</del>			
	1,384,006	1,384,006			
Appellate Reports					
Publication	67,100	67,100			
Office of Dispute Resolution	1,222,220		1,082,220 <sup>e</sup> (13.5 FTE)	40,000 <sup>f</sup>	100,000 <sup>g</sup>
Child Support Enforcement	87,272	29,672		57,600(T) <sup>h</sup> (1.0 FTE)	
Collections Investigators	3,204,873		2,683,640 <sup>i</sup> (69.2 FTE)	521,233(T) <sup>j</sup>	
	<hr/>				
	<del>21,272,715</del>				
	20,991,079				

<sup>a</sup> 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 18-1.3-701 (6), 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.

<sup>b</sup> These amounts 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.

<sup>c</sup> This amount shall be from employee payments for parking fees.

<sup>d</sup> This amount shall be from royalties from the sale of pattern jury instructions.

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

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

<sup>g</sup> 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.

<sup>h</sup> This amount shall be from federal funds appropriated in the Department of Human Services.

<sup>i</sup> Of this amount, an estimated \$1,900,000 shall be from the Judicial Collection Enhancement Fund pursuant to Section 16-11-101.6 (2), C.R.S., and an estimated \$783,640 shall be from the Fines Collection Cash Fund pursuant to Section 18-1.3-401 (1) (a) (III) (D), C.R.S.

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

<sup>j</sup> This amount shall be from local Victims and Witness Assistance Law Enforcement (VALE) Boards created in Section 24-4.2-101, C.R.S.

**(C) Judicial Performance**

Personal Services	82,597			82,597 <sup>a</sup>		
				(1.0 FTE)		
Operating Expenses	<u>478,445</u>			478,445 <sup>a</sup>		
	561,042					

<sup>a</sup> This amount shall be from the Judicial Performance Cash Fund, created in Section 13-5.5-107, C.R.S.

**(D) Integrated Information Services**

Personal Services	2,679,749	2,546,506				133,243
		(42.8 FTE)				
Operating Expenses	222,654	172,654		50,000 <sup>a</sup>		
Purchase of Services from Computer Center	<del>146,346</del>	<del>146,346</del>				
	94,813	94,813				
Multiuse Network Payments	<del>60,348</del>	<del>60,348</del>				
	370,753	370,753				
Telecommunications Expenses	<del>350,000</del>	<del>350,000</del>				

	310,000	310,000	
Communications Services			
Payments	<del>6,219</del>	<del>6,219</del>	
	8,193	8,193	
Hardware Replacement	<del>1,325,000</del>		<del>1,325,000</del> <sup>a</sup>
	1,650,000		1,650,000 <sup>a</sup>
Hardware/Software			
Maintenance	<u>1,078,094</u>	1,043,094	35,000 <sup>a</sup>
	<del>5,868,410</del>		
	6,414,256		

<sup>a</sup> These amounts shall be from various fees and other cost recoveries.

~~33,276,843~~  
33,555,933

**(3) TRIAL COURTS**

Trial Court Programs <sup>83</sup>	89,178,524	76,592,597 (1,468.2 FTE)	12,585,927 <sup>a</sup> (86.9 FTE)
Capital Outlay	61,547	61,547	
Mandated Costs	12,636,707	12,101,707 (25.0 FTE)	535,000 <sup>b</sup>
District Attorney Mandated Costs <sup>84</sup>	1,911,899	1,911,899	
Sex Offender Surcharge Fund Program	19,665	19,665	
Victim Compensation	9,200,000		9,200,000 <sup>c</sup>

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Victim Assistance	11,100,000			11,100,000 <sup>d</sup>		
Federal Funds and Other Grants	1,041,627			363,000 <sup>b</sup>	383,469 <sup>c</sup>	295,158 <sup>f</sup>
					(6.0 FTE)	(2.5 FTE)
	<u>125,149,969</u>					

<sup>a</sup> Of this amount, \$9,985,927 shall be from the Judicial Stabilization Cash 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.

<sup>b</sup> These amounts shall be from various fees, cost recoveries, gifts, grants, and donations.

<sup>c</sup> 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. These moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

<sup>d</sup> 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. These moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

<sup>e</sup> Of this amount, \$256,890(T) shall be from federal funds appropriated in the Department of Public Safety and the Department of Human Services, and \$126,579 shall be from various fees, cost recoveries, gifts, grants, and donations.

<sup>f</sup> This amount is federal funds and is shown for informational purposes only.

**(4) PROBATION AND RELATED SERVICES<sup>3, 85</sup>**

Personal Services	<del>42,250,117</del>	<del>40,275,175</del>	1,974,942 <sup>a</sup>
	42,086,520	40,111,578	
		(732.4 FTE)	(24.0 FTE)

Operating Expenses	1,913,468	1,755,468	158,000 <sup>b</sup>		
Female Offender Program	239,369			239,369 <sup>c</sup>	
				(6.0 FTE)	
Sex Offender Intensive Supervision Program	558,497		558,497 <sup>a</sup>		
Offender Services	3,233,940		3,083,940 <sup>d</sup>	150,000(T) <sup>c</sup>	
			(23.2 FTE)	(3.0 FTE)	
Electronic Monitoring/ Drug Testing	647,193	487,193	160,000 <sup>f</sup>		
Alcohol/Drug Driving Safety Contract	4,597,269		4,399,586 <sup>e</sup>	197,683 <sup>h</sup>	
			(86.2 FTE)	(5.6 FTE)	
Drug Offender Assessment	875,195		875,195 <sup>i</sup>		
			(11.5 FTE)		
Substance Abuse Treatment	993,600		993,600 <sup>j</sup>		
Victims Grants	<del>842,821</del>			677,821(T) <sup>k</sup>	165,000 <sup>l</sup>
	882,821			882,821(T) <sup>k</sup>	
				(12.3 FTE)	(5.0 FTE)
S.B. 91-94	<del>1,906,837</del>			<del>1,906,837(T)</del> <sup>m</sup>	
	1,152,482			1,152,482(T) <sup>m</sup>	
				(49.3 FTE)	
				(25.0 FTE)	
Sex Offender Assessment	<del>229,000</del>		202,364 <sup>n</sup>	26,636 <sup>o</sup>	
	244,000		217,364 <sup>n</sup>		
Genetic Testing	14,500	7,000	7,500 <sup>a</sup>		
Federal Funds and Other Grants	3,688,739		1,190,000 <sup>p</sup>	1,737,985 <sup>q</sup>	760,754

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
				(2.0 FTE)	(17.8 FTE)	(12.5 FTE)
	<del>61,990,545</del>					
	61,127,593					

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

<sup>b</sup> Of this amount, \$80,000 shall be from various fees and cost recoveries, and \$78,000 shall be from the Offender Services Fund pursuant to Section 16-11-214 (1) (a), C.R.S.

<sup>c</sup> This amount shall be from reserves in the Drug Offender Surcharge Fund pursuant to Section 18-19-103 (4), C.R.S.

<sup>d</sup> Of this amount, \$3,033,940 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.

<sup>e</sup> This amount shall be from federal funds appropriated in the Department of Public Safety, Division of Criminal Justice.

<sup>f</sup> This amount shall be from various fees and cost recoveries.

<sup>g</sup> 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.

<sup>h</sup> 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.

<sup>i</sup> This amount shall be from the Drug Offender Surcharge Fund pursuant to Section 18-19-103 (4), C.R.S.

<sup>j</sup> 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.

<sup>k</sup> 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., \$205,000 SHALL BE FROM FEDERAL FUNDS APPROPRIATED TO THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE, 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.

<sup>l</sup> ~~This amount is to provide a model for victims services in probation departments and is shown for informational purposes only.~~

<sup>m</sup> This amount shall be from the Department of Human Services, Division of Youth Corrections.

<sup>a</sup> 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~~ \$35,000 shall be from various fees and cost recoveries.

<sup>b</sup> This amount shall be from reserves in the Sex Offender Surcharge Fund created in Section 18-21-103 (3), C.R.S.

<sup>c</sup> This amount shall be from various fees, cost recoveries, gifts, grants, and donations.

<sup>d</sup> Of this amount, it is estimated that \$822,563(T) shall be from federal funds from the Department of Public Safety, the Department of Human Services, and the Department of Education, and \$915,422 shall be from various fees, cost recoveries, gifts, grants and donations.

**(5) PUBLIC DEFENDER<sup>86</sup>**

Personal Services <sup>83</sup>	25,316,867	25,253,477	63,390 <sup>a</sup>
		(348.9 FTE)	
Health, Life, and Dental	1,000,281	1,000,281	
Short-term Disability	32,742	32,742	
Salary Survey	597,768	597,768	
Anniversary Increases	250,517	250,517	
Operating Expenses	1,174,576	1,158,826	15,750 <sup>b</sup>
Purchase of Services from			
Computer Center	13,740	13,740	
Multiuse Network			
Payments	211,685	211,685	
Vehicle Lease Payments	64,783	64,783	
Capital Outlay	19,458	19,458	
Leased Space/Utilities	2,040,825	2,040,825	
Automation Plan	391,959	391,959	
Contract Services	18,000	18,000	
Mandated Costs	1,398,292	1,398,292	
Grants	<u>62,167</u>		62,167(T) <sup>c</sup>
	32,593,660		

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Personal Services <sup>83</sup>	359,789	359,789				
		(3.0 FTE)				
Health, Life, and Dental	8,192	8,192				
Short-term Disability	553	553				
Salary Survey	7,410	7,410				
Anniversary Increases	6,744	6,744				
Operating Expenses	29,630	26,630		3,000 <sup>a</sup>		
Purchase of Services from						
Computer Center	2,191	2,191				
Leased Space	21,869	21,869				
Conflict of Interest						
Contracts	<del>10,882,660</del>	<del>10,882,660</del>				
	11,297,856	11,297,856				
Mandated Costs	<del>1,124,264</del>	<del>1,124,264</del>				
	<u>1,172,184</u>	1,172,184				

<sup>a</sup> This amount shall be from the Offender Services Fund pursuant to Section 16-11-214 (1) (a), C.R.S.

<sup>b</sup> This amount shall be from training fees.

<sup>c</sup> This amount shall be from federal funds received by the Department of Public Safety, Division of Criminal Justice.

**(6) ALTERNATE DEFENSE COUNSEL<sup>87</sup>**

~~12,443,302~~  
12,906,418

<sup>a</sup> This amount shall be from training fees.

**(7) OFFICE OF THE CHILD'S REPRESENTATIVE<sup>88</sup>**

Personal Services	1,521,673	1,521,673	
		(4.0 FTE)	
Health, Life, and Dental	98,151	98,151	
Short-term Disability	1,866	1,866	
Salary Survey	26,866	26,866	
Anniversary Increases	5,708	5,708	
Operating Expenses	130,836	130,836	
Purchase of Services from			
Computer Center	1,131	1,131	
Capital Outlay	14,000	14,000	
Leased Space	122,395	122,395	
CASA Contracts	20,000	20,000	
Training	28,000		28,000 <sup>a</sup>
Court Appointed Counsel	<del>7,730,161</del>	<del>7,730,161</del>	
	7,328,993	7,328,993	
Mandated Costs	<u>11,228</u>	11,228	
	<del>9,712,015</del>		
	9,310,847		

<sup>a</sup> This amount shall be from reserves in the Guardian ad Litem Fund, created in Section 13-91-106 (1), C.R.S.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
<b>TOTALS PART VIII (JUDICIAL)<sup>1,2</sup></b>	<b>\$288,191,982</b>	<b>\$219,569,027</b>		<b>\$59,858,406</b>	<b>\$7,309,859*</b>	<b>\$1,454,690</b>
	<u>\$287,670,068</u>	<u>\$219,421,468</u>		<u>\$60,198,406</u>	<u>\$6,760,504<sup>3</sup></u>	<u>\$1,289,690</u>

\* Of this amount, ~~\$4,990,210~~ \$4,440,855 contains a (T) notation.

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

1 (Governor lined through this provision. See L. 2004, p. 2712.)

2 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 is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should 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.

3 (Governor lined through this provision. See L. 2004, p. 2713.)

83 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 2004-05 Salary</u>
Chief Justice, Supreme Court	116,117	2,671	118,788
Associate Justice, Supreme Court	113,637	2,614	116,251
Chief Judge, Court of Appeals	111,637	2,568	114,205
Associate Judge, Court of Appeals	109,137	2,510	111,647
District Court Judge	104,637	2,407	107,044
County Court Judge	100,137	2,303	102,440

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.

- 84 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.
- 85 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.
- 86 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.
- 87 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.

- 88 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.

**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 11, 2005