

CHAPTER 348

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**APPROPRIATIONS**

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SENATE BILL 05-128

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

**AN ACT**

**CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF TRANSPORTATION.**

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

**SECTION 1.** Part XXI 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
\$	\$	\$	\$	\$	\$	\$

**PART XXI  
DEPARTMENT OF TRANSPORTATION**

**(1) OFFICE OF TRANSPORTATION SAFETY<sup>3</sup>**

Persistent Drunk Driver Program	100,000	100,000 <sup>a</sup>
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<sup>a</sup> 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	467,661	321,299 <sup>a</sup> (5.0 FTE)	146,362 <sup>b</sup> (3.0 FTE)
Health, Life, and Dental	17,577	9,653 <sup>a</sup>	7,924 <sup>b</sup>
Short-term Disability	676	450 <sup>a</sup>	226 <sup>b</sup>
Salary Survey and Senior Executive Service	9,733	6,462 <sup>a</sup>	3,271 <sup>b</sup>
Performance-based Pay Awards	5,297	3,218 <sup>a</sup>	2,079 <sup>b</sup>
Workers' Compensation	<del>2,922</del>	<del>2,922<sup>a</sup></del>	
	2,993	2,993 <sup>a</sup>	
Operating Expenses	67,966	67,966 <sup>a</sup>	

Legal Services for 35 hours	2,155	2,155 <sup>a</sup>	
Vehicle Lease Payments	<del>348</del>	<del>348<sup>a</sup></del>	
	2,337	2,337 <sup>a</sup>	
Leased Space	25,887	25,887 <sup>a</sup>	
Communications Services Payments	1,530	1,530 <sup>a</sup>	
Indirect Cost Assessment	24,892	24,892 <sup>a</sup>	
Federal Grants and Refunds	165,332		165,332 <sup>b</sup>
Formula Refunds	7,908,134	7,908,134 <sup>c</sup>	
Discretionary Grants	<u>4,132,956</u>	4,132,956 <sup>c</sup>	
	<del>12,833,066</del>		
	12,835,126		

<sup>a</sup> These amounts shall be from the Aviation Fund created in Section 43-10-109 (1), C.R.S.

<sup>b</sup> These amounts shall be from grants received from the Federal Aviation Administration.

<sup>c</sup> These amounts shall be from the Aviation Fund created in Section 43-10-109 (1), C.R.S., and are included for informational purposes only as they are continuously appropriated pursuant to Section 43-10-109 (3), C.R.S.

<b>(3) ADMINISTRATION<sup>125</sup></b>	<del>23,086,923</del>	<del>23,086,923<sup>a</sup></del>	
	21,929,552	21,929,552 <sup>a</sup>	
		(219.7 FTE) <sup>b</sup>	

<sup>a</sup> Of this amount, ~~\$21,739,671~~ \$20,582,300 shall be from the State Highway Fund pursuant to Sections 43-4-205 (5) (a) and 43-1-113, C.R.S., and \$1,347,252(T) shall be funded internally by various cash funds exempt sources in the Department. Included in this total amount is \$405,131 for 6,580 hours of legal services.

<sup>b</sup> Of this number, 204.7 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 15.0 FTE are funded internally by various cash funds exempt sources in the Department.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
<b>(4) CONSTRUCTION, MAINTENANCE, AND OPERATIONS</b>	756,112,590 (3,073.5 FTE)			51,891,740 <sup>a</sup>	404,800,819 <sup>b</sup>	299,420,031

<sup>a</sup> Of this amount, \$34,636,771 shall be from miscellaneous department revenues including permit fees and interest earnings, \$14,869,349(L) shall be from funds provided by local governments for highway maintenance and construction projects, \$1,771,000 shall be from the Law Enforcement Assistance Fund pursuant to Section 43-4-401, C.R.S., and \$614,620 shall be from the Motorcycle Operator Safety Training Fund pursuant to Section 43-5-504, C.R.S.

<sup>b</sup> These funds are subject to appropriation by the State Transportation Commission pursuant to Sections 43-1-106 (8) (h) and 43-1-113 (14) (a), C.R.S., and are included here for informational purposes. Of this amount, \$403,091,231 shall be from the State Highway Fund pursuant to Section 43-4-205 (5) (a), C.R.S., and \$1,709,588(T) shall be funded internally by various cash funds exempt sources in the Department. Included in this total amount is \$604,433 for 9,817 hours of legal services and \$157,524 for capitol complex leased space.

**(5) TRANSPORTATION REVENUE  
ANTICIPATION NOTES**

125,000,000	125,000,000 <sup>a</sup>
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<sup>a</sup> This amount represents an estimate of the amount of Transportation Revenue Anticipation Notes (TRANs) proceeds plus interest to be applied to the Strategic Transportation Project Investment Program during FY 2004-05 pursuant to Section 43-4-705, C.R.S. These TRANs shall be repaid from the Department's future federal and state match revenues over the next fifteen to twenty years. The amount is subject to appropriation by the State Transportation Commission pursuant to Section 43-4-706, C.R.S., and is included here for informational purposes only.

(6) STATEWIDE

TOLLING ENTERPRISE

222,432

222,432<sup>a</sup>

<sup>a</sup> These funds are subject to appropriation by the Colorado Tolling Enterprise Board pursuant to Section 43-4-804, C.R.S., and are included here for informational purposes. The source of funds for this appropriation shall be the Statewide Tolling Enterprise Operating Fund created in Section 43-4-805, C.R.S.

TOTALS PART XXI

(TRANSPORTATION)<sup>1,2</sup>

~~\$917,355,011~~

~~\$64,499,612<sup>a</sup>~~

~~\$553,110,174<sup>b</sup>~~

\$299,745,225

\$916,199,700

\$64,501,672<sup>a</sup>

\$551,952,803<sup>b</sup>

<sup>a</sup> Of this amount, \$14,869,349 contains an (L) notation.

<sup>b</sup> Of this amount, \$3,056,840 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.)

125 (Governor lined through this provision. See L. 2004, p. 2741.)

**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