

CHAPTER 369

APPROPRIATIONS

HOUSE BILL 06-1216

BY REPRESENTATIVE(S) Plant, Buescher, Hall, Gallegos, McFadyen, and Todd;
also SENATOR(S) Tapia, Keller, Owen, and Entz.**AN ACT****CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE OFFICES OF THE GOVERNOR, LIEUTENANT GOVERNOR, AND STATE PLANNING AND BUDGETING.***Be it enacted by the General Assembly of the State of Colorado:***SECTION 1.** Part IV of section 2 of chapter 354, Session Laws of Colorado 2005, is amended to read:Section 2. **Appropriation.**

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	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 GOVERNOR²²

(A) Governor's Office

Administration of
Governor's Office and
Residence²³

2,298,590

2,279,131
(35.4 FTE)

19,459(T)^a

Discretionary Fund

20,000

20,000

Mansion Activity Fund

95,000

75,000^b

20,000^c

2,413,590

^a This amount shall include \$10,444 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 \$9,015 shall be from indirect cost recoveries from federal grants received by the Office of the Governor.

^b This amount shall be from rental fees.

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

(B) Special Purpose

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Health, Life, and Dental	280,788		225,348			49,351(T) ^a	6,089
Short-term Disability	8,171		6,199		85 ^b	1,747(T) ^a	140
S.B. 04-257 Amortization Equalization							
Disbursement	12,177		8,581		22 ^b	3,200(T) ^a	374
Salary Survey and Senior Executive Service	186,062		143,013			39,990(T) ^a	3,059
Workers' Compensation	3,142 3,719		3,142 3,719				
Legal Services for 818 1,360 hours	52,720 87,677		50,257 85,214		2,463 ^b		
Purchase of Services from Computer Center	2,333 2,216		2,333 2,216				
Multiuse Network Payments	51,049 46,895		51,049 46,895				
Payment to Risk Management and Property Funds	96,211 25,981		96,211 25,981				

Capitol Complex Leased		
Space	225,895	225,895
	<u>223,517</u>	223,517
	918,548	
	877,203	

^a Of these amounts, \$69,256 shall be for the purpose of indirect cost recoveries collected from the Department of State, \$13,687 shall be for the purpose of indirect cost recoveries from the Department of Labor and Employment, and \$11,345 shall be for the purpose of indirect cost recoveries 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 These amounts 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.

(C) Other Programs and Grants²³

Program Administration	13,067,114	13,067,114 ^a
Legal Services for 230 hours	14,824	14,824 ^b
Indirect Cost Assessment	<u>9,015</u>	9,015 ^c
	13,090,953	

^a This amount includes federal grants estimated to be received by the Governor's Office for the Office of Energy Conservation, 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.

^c This amount shall be for indirect cost recoveries, and is included for informational purposes only.

~~16,423,091~~
16,381,746

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	
	\$	\$	\$	\$	\$	\$	\$
(2) OFFICE OF THE LIEUTENANT GOVERNOR							
Administration	195,334		195,334				
			(2.7 FTE)				
Discretionary Fund	5,000		5,000				
Commission of Indian Affairs	80,656		79,156			1,500 ^a	
	<u> </u>		(2.3 FTE)				
		280,990					

^a This amount shall be from private donations.

(3) OFFICE OF STATE PLANNING AND BUDGETING^{22, 24, 25, 26, 27}

Personal Services	1,255,625					1,255,625(T) ^a	
						(19.5 FTE)	
Operating Expenses	51,724					51,724(T) ^a	
Economic Forecasting							
Subscriptions	<u>16,362</u>					16,362(T) ^a	
		1,323,711					

^a Of these amounts, \$1,277,371 shall be from indirect cost recoveries collected from the State Highway Fund by the Department of Transportation, and \$46,340 shall be from indirect cost recoveries from the Department of State.

(4) ECONOMIC DEVELOPMENT PROGRAMS

Administration	395,773	380,984 (6.0 FTE)	14,789(T) ^a	
Vehicle Lease Payments	5,582 5,929	5,582 5,929		
Leased Space	231,540	231,540		
Business Development	815,994	800,994 (9.2 FTE)	15,000 ^b	
Grand Junction Satellite Office	61,912	61,912 (1.0 FTE)		
Minority Business Office	115,785	110,835 (2.0 FTE)	4,950 ^c	
Leading Edge Program Grants	126,407	50,976	75,431 ^d	
Small Business Development Centers	1,262,485	63,273 (1.0 FTE)		1,199,212 (2.5 FTE)
International Trade Office ^{2s}	656,094	606,094 (6.0 FTE)	50,000 ^b	
Colorado Promotion - Colorado Welcome Centers	489,073	393,660 (3.3 FTE)	95,413 ^e	

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS	
\$	\$	\$	\$	\$	\$	\$	
Colorado Promotion - Other Program Costs ²⁹	5,418,783 7,468,783	5,368,783 5,118,783			2,300,000 ⁱ	50,000 ^f	
		(3.0 FTE)					
(Governor lined through the general fund appropriation to the Other Program Costs portion of the Colorado Promotion Program. See the editor's note and the Governor's letter following this act.)							
Economic Development Commission - General Economic Incentives and Marketing ³⁰	959,795	959,795					
		(2.0 FTE)					
Colorado First Customized Job Training ³¹	2,725,022	2,725,022					
CAPCO Administration	74,315					74,315 ^g	
						(1.0 FTE)	
Indirect Cost Assessment	<u>66</u>				66 ^h		
	13,338,626						
	15,388,973						

^a This amount shall be from indirect cost recoveries collected from federal revenues received by the Office of Economic Development.

^b These amounts shall be from various fees collected.

^c This amount shall be from the Minority Business Fund created in Section 24-49.5-104, C.R.S.

^d This amount shall be from grants and donations.

^e This amount shall be from reserves in the Colorado Travel and Tourism Promotion Fund created in Section 24-49.7-106, C.R.S.

^f This amount shall be from grants, donations and reserves in the Colorado Travel and Tourism Promotion Fund created in Section 24-49.7-106, C.R.S.

^g This amount 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.

^h This amount shall be from various cash fund sources collected by the Office of Economic Development.

ⁱ THIS AMOUNT SHALL BE FROM THE COLORADO TRAVEL AND TOURISM PROMOTION FUND CREATED IN SECTION 24-49.7-106, C.R.S.

(5) OFFICE OF INNOVATION AND TECHNOLOGY²⁷

Personal Services	765,367	765,367
		(10.0 FTE)
Operating Expenses	148,768	148,768
Legal Services for 26 hours	<u>1,675</u>	1,675
	915,810	

(6) OFFICE OF COLORADO BENEFITS MANAGEMENT SYSTEM

PROGRAM COSTS	2,191,431	2,191,431(T) ^a
		(21.5 FTE)

^a THIS AMOUNT SHALL BE FROM THE DEPARTMENT OF HUMAN SERVICES.

TOTALS PART IV

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(GOVERNOR- LIEUTENANT GOVERNOR- STATE PLANNING AND BUDGETING)^{4,5}	\$32,282,228 <u>\$36,482,661</u>	\$16,065,909 <u>\$15,774,911</u>		\$147,586 <u>\$2,447,586</u>	\$1,768,906 <u>\$3,960,337^a</u>	\$14,299,827

^a Of this amount, ~~\$1,452,247~~ \$3,643,678 contains a (T) notation.

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

4 (Governor lined through this provision. See L. 2005, p. 2286.)

5 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.

22 (Governor lined through this provision. See L. 2005, p. 2294.)

23 (Governor lined through this provision. See L. 2005, p. 2294.)

24 (Governor lined through this provision. See L. 2005, p. 2295.)

25 Governor - Lieutenant Governor - State Planning and Budgeting, Office of State Planning and Budgeting -- The Office of State Planning and Budgeting is requested to submit a final report to the Joint Budget Committee, by October 1, 2005, concerning the fiscal impact of the Office's contract to maximize federal revenues on a contingency basis. The report should include: (a) The total amount of net federal revenue generated for each initiative, by fiscal year; (b) The total amount of net federal revenue anticipated to be received annually in future fiscal years; (c) The total net reduction in General Fund expenditures for each initiative, by fiscal year; (d) The total net reduction in annual General Fund expenditures anticipated in future fiscal years; and (e) The total amount of contingency fees paid for each initiative.

26 (Governor lined through this provision. See L. 2005, p. 2296.)

27 (Governor lined through this provision. See L. 2005, p. 2296.)

28 (Governor lined through this provision. See L. 2005, p. 2296.)

29 (Governor lined through this provision. See L. 2005, p. 2297.)

30 (Governor lined through this provision. See L. 2005, p. 2297.)

31 (Governor lined through this provision. See L. 2005, p. 2298.)

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 in part and vetoed in part: March 9, 2006

Editor's note: The following is a reprinting of the Governor's message filed with House Bill 06-1216 when he approved the bill in part and vetoed it in part on March 9, 2006.

March 9, 2006

The Honorable Colorado House of Representatives
 Sixty-Fifth General Assembly
 Second Regular Session
 State Capitol Building
 Denver, CO 80203

Ladies and Gentlemen:

I am filing with the Secretary of State the following act:

HOUSE BILL 06-1216, CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE OFFICES OF THE GOVERNOR, LIEUTENANT GOVERNOR, AND STATE PLANNING AND BUDGETING.

Approved in part and disapproved in part on March 9, 2006, at 2:54 p.m.

It is my constitutional obligation to review legislation and appropriations bills and exercise the line item veto when necessary. While I have approved House Bill 06-1216 as a whole, I have vetoed an unanticipated reduction to the Colorado Promotion Program of \$250,000. This veto preserves the amount appropriated to the Colorado Promotion Program in the 2005 general appropriations 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 veto action to H.B. 06-1216:

1. Section 2, Part IV, GOVERNOR - LIEUTENANT GOVERNOR - STATE PLANNING AND BUDGETING, (4) ECONOMIC DEVELOPMENT PROGRAMS, page 5:

ITEM & SUBTOTAL		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$		\$	\$	\$	\$	\$
Colorado Promotion – Other Program Costs ²⁹	5,418,783	5,368,783			50,000 ^f	
	7,468,783	5,118,783		2,300,000 ^f		
		(3.0 FTE)				

The General Fund in this program was decreased by \$250,000 associated with an offsetting increase in H.B. 06-1218, to provide additional funding for the Toltec Railroad project. While I agree the Toltec Railroad requires additional General Fund assistance—and have not vetoed the increase in H.B. 06-1218 to support this initiative—reducing the Colorado Promotion Program unexpectedly over eight months into the current fiscal year is an action with which I cannot concur. To be

clear, this veto simply rejects using the Colorado Promotion Program as a funding *source* for the Cumbres & Toltec Railroad, not the proposed funding of the project.

Sincerely,

Bill Owens
Governor