

CHAPTER 453

APPROPRIATIONS

SENATE BILL 07-170

BY SENATOR(S) Tapia, Keller, and Johnson;
also REPRESENTATIVE(S) Buescher, Pommer, White, Casso, Gallegos, and McFadyen.

AN ACT**CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF LOCAL AFFAIRS.***Be it enacted by the General Assembly of the State of Colorado:*

SECTION 1. Part XII of section 2 of chapter 394, Session Laws of Colorado 2006, 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 XII
DEPARTMENT OF LOCAL AFFAIRS**

(1) EXECUTIVE DIRECTOR'S OFFICE

Personal Services	1,077,700				1,077,700(T) ^a (14.0 FTE)	
Health, Life, and Dental	712,596	336,564		94,164 ^b	95,208 ^c	186,660
Short-term Disability	11,787	4,813		1,489 ^b	2,409 ^c	3,076
Amortization Equalization Disbursement	76,458	30,171		9,886 ^b	15,987 ^c	20,414
Salary Survey and Senior Executive Service	337,986	134,347		28,771 ^b	69,202 ^c	105,666
Workers' Compensation	31,432 35,025	29,237 32,578		925^a 1,033 ^b	1,270^a 1,414 ^c	
Operating Expenses	144,616				132,854(T) ^a	11,762
Legal Services for 1,790 hours	121,308	109,987		5,696 ^b	1,299 ^c	4,326
Purchase of Services from Computer Center	3,433 397	3,433 397				
 Ch. 453		 Appropriations				 2337

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
			\$	\$	\$	\$	\$
Multiuse Network Payments	81,847 72,905		45,939 40,920		3,318^a 2,955 ^b	6,419^a 5,718 ^c	26,171 23,312
Payment to Risk Management and Property Funds	29,221 36,287		27,191 33,766		1,870^a 2,322 ^b	160^a 199 ^c	
Vehicle Lease Payments	71,340 62,130		59,033 51,481			12,307^a 10,649 ^c	
Information Technology Asset Maintenance	104,793		29,913		10,364 ^b	40,192 ^c	24,324
Leased Space	79,379		16,065			12,095 ^c	51,219
Capitol Complex Leased Space	421,347		294,864		14,881 ^d	55,789(T) ^e	55,813
Communication Services Payments	12,580 21,871		6,290 10,935				6,290 10,936
Moffat Tunnel Improvement District	92,958				32,958 ^f	60,000 ^g	
Workforce Development Council	466,016					466,016(T) ^h (4.0 FTE)	

Workforce Improvement Grants	470,000		20,000 ^f	450,000 (1.0 FTE)
	<hr/>	4,346,797		
		4,345,559		

^a These amounts shall be from indirect cost recoveries.

^b These amounts shall be from various sources of cash funds.

^c Of these amounts, ~~\$243,708 (T)~~ \$241,532(T) shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S., and \$12,840 shall be from various sources of cash funds exempt.

^d Of this amount, \$8,402 shall be from the Building Regulation Fund pursuant to Section 24-32-3309, C.R.S., \$3,185 shall be from the Search and Rescue Fund pursuant to Section 33-1-112.5, C.R.S., and \$3,294 shall be from the Colorado Water Resources and Power Development Authority pursuant to Section 37-95-107.6 (3) (b), C.R.S.

^e Of this amount, \$54,315 shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S. and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S., and \$1,474 shall be from Limited Gaming funds transferred from the Department of Revenue.

^f This amount shall be from the Moffat Tunnel Cash Fund pursuant to Section 32-8-126, C.R.S.

^g This amount shall be from reserves in the Moffat Tunnel Cash Fund pursuant to Section 32-8-126, C.R.S.

^h This amount shall be from federal funds transferred to the Department of Local Affairs from other state agencies.

ⁱ This amount shall be from donations.

(2) PROPERTY TAXATION

Board of Assessment Appeals	630,459	369,858 (15.0 FTE)		260,601(T) ^a
Property Taxation	2,613,108	1,250,433	644,588 ^b	718,087(T) ^c

Ch. 453 Appropriations 2339

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
		(15.7 FTE)		(11.1 FTE)	(11.7 FTE)	
State Board of Equalization	12,856	12,856				
Indirect Cost Assessment	<u>100,872</u>				100,872(T) ^c	
	3,357,295					

^a This amount shall be from indirect cost recoveries.

^b This amount shall be from the Property Tax Exemption Fund created in Section 39-2-117 (8), C.R.S.

^c These amounts shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S.

(3) DIVISION OF HOUSING⁹⁵

(A) Administration

Personal Services	1,414,221	299,150		78,084 ^a	121,706(T) ^b	915,281
		(5.5 FTE)			(1.7 FTE)	(14.9 FTE)
Operating Expenses	211,585	25,903				185,682
Indirect Cost Assessment	<u>407,442</u>			149,320 ^c	41,662(T) ^b	216,460
	2,033,248					

^a This amount shall be from the Private Activity Bond Allocations Fund created in Section 24-32-1707 (6) (b), C.R.S.

^b These amounts shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S.

^c This amount shall be from the Building Regulation Fund pursuant to Section 24-32-3309, C.R.S.

(B) Manufactured Buildings Program

Program Costs	723,239	723,239 ^a
		(8.9 FTE)

^a This amount shall be from the Building Regulation Fund pursuant to Section 24-32-3309, C.R.S.

(C) Affordable Housing Development

Colorado Affordable Housing Construction Grants and Loans	1,115,000	1,100,000	15,000 ^a
Federal Affordable Housing Construction Grants and Loans	8,559,000		8,559,000
Emergency Shelter Program	890,000		890,000
Private Activity Bond Allocation Committee	<u>2,500</u>	2,500 ^b	
	10,566,500		

^a This amount shall be from gifts, grants and donations.

^b This amount shall be from the Private Activity Bond Allocations Fund created in Section 24-32-1707 (6) (b), C.R.S.

(D) Rental Assistance

Low Income Rental Subsidies	17,040,000		17,040,000
-----------------------------	------------	--	------------

Ch. 453	Appropriations	2341
---------	----------------	------

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	30,362,987					
(4) DIVISION OF LOCAL GOVERNMENT						
(A) Local Government and Community Services						
(1) Administration						
Personal Services	1,465,896	821,162			471,791(T) ^a	172,943
		(10.3 FTE)			(7.0 FTE)	(3.1 FTE)
Operating Expenses	<u>119,324</u>	42,178			25,146(T) ^a	52,000
	1,585,220					

^a These amounts shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S.

(2) Local Government Services

Local Utility Management

Assistance	144,799			144,799 ^a		
				(2.0 FTE)		
Conservation Trust Fund						
Disbursements	46,500,000				46,500,000 ^b	
					(2.0 FTE)	

Volunteer Firefighter Retirement Plans	3,870,000	74,141 ^c	3,795,859 ^d	
Volunteer Firefighter Death and Disability Insurance	30,000		30,000 ^d	
Federal Disability Program Navigator Project	444,065			444,065 (9.0 FTE)
Environmental Protection Agency Water/Sewer File Project	50,000			50,000 (0.5 FTE)
	<u>51,038,864</u>			

^a This amount shall be from the Colorado Water Resources and Power Development Authority pursuant to Section 37-95-107.6, C.R.S.

^b This amount shall be from the net lottery proceeds pursuant to Section 33-60-104 (1) (a), C.R.S.

^c This amount is included as information for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20, of the State Constitution. As this amount is continuously appropriated by a permanent statute or constitutional provision, it is not subject to the limitation on General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

^d These amounts shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S. These amounts are included as information for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20, of the State Constitution. As these amounts are continuously appropriated by a permanent statute or constitutional provision, they are not subject to the limitation on General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

(3) Community Services

Community Services Block Grant	5,237,289			5,237,289
--------------------------------	-----------	--	--	-----------

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(4) Waste Tire Fund						
Waste Tire Recycling, Reuse and Removal Grants	2,455,000			2,455,000 ^a (0.5 FTE)		
Allocations to the Commission on Higher Education, Advanced Technology Fund	<u>815,000</u> 3,270,000			815,000 ^a		
^a Of these amounts, \$2,445,000 shall be from the Waste Tire Recycling Development Cash Fund pursuant to Section 25-17-202 (3) (a), C.R.S. and \$825,000 shall be from the Processors and End Users of Waste Tires Cash Fund created in Section 25-17-202.5 (1), C.R.S.						
(B) Field Services						
Program Costs	2,032,365	465,704 (5.2 FTE)		1,256,214(T) ^a (14.2 FTE)		310,447 (4.9 FTE)
Community Development Block Grant (Business and Infrastructure Development)	7,835,637					7,835,637

Local Government Mineral and Energy Impact Grants and Disbursements	63,300,000		23,100,000 ^b	40,200,000 ^c
Local Government Limited Gaming Impact Grants	6,580,019			6,580,019 ^d
Search and Rescue Program	615,000		505,000 ^e (1.3 FTE)	110,000 ^f
Colorado Heritage Communities Grant Fund	200,000	200,000		
Colorado Heritage Communities Grants	<u>200,000</u>			200,000(T) ^g
	80,763,021			

^a Of this amount, \$1,127,537 shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S., \$88,061 shall be from Limited Gaming Funds transferred from the Department of Revenue, and \$40,616 shall be from funds transferred from the Economic Development Commission in the Governor's Office.

^b This amount shall be from the Local Government Severance Tax Fund pursuant to Section 39-29-110 (1) (a) (I), C.R.S.

^c Of this amount, \$17,100,000 shall be from reserves in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and \$23,100,000 shall be from the Local Government Mineral Impact Fund, pursuant to Section 34-63-102 (5), C.R.S., which is comprised of federal mineral leasing revenues and the existing fund balance.

^d This amount shall be from the fund balance in the Local Government Limited Gaming Impact Fund, which consists of funds transferred from the Limited Gaming Fund in the Department of Revenue during the prior fiscal year, pursuant to Sections 12-47.1-701 and 12-47.1-1601, C.R.S.

^e This amount shall be from the Search and Rescue Fund pursuant to Section 33-1-112.5, C.R.S.

^f This amount shall be from reserves in the Search and Rescue Fund pursuant to Section 33-1-112.5, C.R.S.

^g This amount shall be from General Fund moneys appropriated to the Colorado Heritage Communities Fund pursuant to Section 24-32-3207, C.R.S.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(C) Division of Emergency Management						
Administration	2,579,811	478,230 (7.2 FTE)			62,497(T) ^a (1.0 FTE)	2,039,084 (20.0 FTE)
Disaster Response and Recovery	3,191,559				2,741,559 ^b	450,000
Preparedness Grants and Training ^{95a}	<u>52,010,988</u>			10,988 ^c		52,000,000
	<u>57,782,358</u>					

^a This amount shall be from the mineral and energy impact grant program, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S.

^b This amount shall be from the Disaster Emergency Fund created in Section 24-32-2106, C.R.S.

^c This amount shall be from fees paid for emergency training programs.

**(D) Division of Local
Government Indirect
Cost Assessments**

Cost Assessments	962,841			67,201 ^a	490,482(T) ^b	405,158 ^c
------------------	---------	--	--	---------------------	-------------------------	----------------------

^a Of this amount, \$36,143 shall be from the Colorado Water Resources and Power Development Authority pursuant to Section 37-95-107.6, C.R.S., \$18,675 shall be from the Search and Rescue Fund pursuant to Section 33-1-112.5, C.R.S., and \$12,383 shall be from the Waste Tire Recycling Development Cash Fund pursuant to Section 25-17-202 (3), C.R.S.

^b Of this amount, \$290,720 shall be from reserves in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., \$145,360 is anticipated from the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S., \$29,796 shall be from net lottery proceeds pursuant to Section 33-60-104 (1) (a), C.R.S., and \$24,606 shall be from Limited Gaming Funds transferred from the Department of Revenue.

^c Of this amount, \$235,020 is anticipated from the Federal Emergency Management Agency, \$53,336 is anticipated from the Community Services Block Grant, \$72,038 is anticipated from the Community Development Block Grant, and \$44,764 is anticipated from Workforce Development Grants.

200,639,593

TOTALS PART XII

(LOCAL AFFAIRS)^{2, 3}	\$238,706,672	\$6,267,462 ^c	\$3,825,859 ^b	\$28,900,041	\$101,964,543 ^c	\$97,748,767
	<u>\$238,705,434</u>	<u>\$6,266,416^c</u>	<u> </u>	<u>\$28,900,238</u>	<u>\$101,962,367^c</u>	<u>\$97,750,554</u>

^a Of this amount, \$74,141 is included as information for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20, of the State Constitution. As this amount is continuously appropriated by a permanent statute or constitutional provision, it is not subject to the limitation on General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

^b This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S. This amount is included as information for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20, of the State Constitution. As this amount is continuously appropriated by a permanent statute or constitutional provision, it is not subject to the limitation on General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

^c Of this amount, ~~\$5,723,006~~ \$5,722,949 contains a (T) notation.

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

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. Until such time as the Secretary of State publishes the code of Colorado regulations and the Colorado register in electronic form pursuant to section 24-4-103 (1) (b), C.R.S., 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. Alternatively, the Office of Legislative Legal Services may provide links on its internet web site to such rules. It is the intent of the

General Assembly that this be done within existing resources.

3 (Governor lined through this provision. See L. 2006, p. 2896.)

95 (Governor lined through this provision. See L. 2006, p. 2920.)

95a (Governor lined through this provision. See L. 2006, p. 2920.)

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 22, 2007